

Programme: BALLB

Course: Civil Procedure Code &amp; Limitation Act

Course Code: 24F.256

Enrolment no. \_\_\_\_\_

Full Marks: 70

Time: 3 Hrs.

Q. No.	Questions	CO	Bloom Taxonomy Category	Marks
<b>Section I</b>				
1	<b>Short Answer type questions.</b>			
a	What do you understand by the term 'foreign judgment' and 'foreign court' under the Code of Civil Procedure, 1908?	CO1	Understand	<b>4 x 5 = 20</b>
	or			
	Explain in brief the term 'judgement' and 'order'.	CO1	Remember	
b	Define the term suit of civil nature given in Code of Civil Procedure, 1908.	CO2	Remember	
	or			
	Discuss the object of Amendment of Pleadings.	CO2	Remember	
c	Can permission to sue as an indigent person once granted be withdrawn under certain circumstances? Explain.	CO3	Understand	
	or			
	Describe the term 'interpleader suit' as mentioned under Code of Civil Procedure, 1908.	CO3	Understand	
d	Explain the concept and mentioned under section 16 the Code of Civil Procedure, 1908.	CO4	Remember	
	or			
	Under what circumstances a second appeal against a decree would lie?	CO4	Remember	
<b>Section II</b>				
	<b>Long Answer type questions.</b>			
2	Elucidate the essential contents of a plaint according to the provisions of Code of Civil Procedure, 1908. What are the grounds on which plaint can be rejected by the Court?	CO2	Apply	<b>3 x 10 = 30</b>
	or			
	Analyze the distinction between a 'Plaint' and a 'Written Statement' in legal proceedings in the light of provision mentioned in the Code of Civil Procedure, 1908.	CO2	Analyze	
3	Identify the parties who cannot file an interpleader suit and provide an explanation for such exclusions.	CO3	Analyze	
	or			
	The concept of Summary procedure is mentioned in the Code of Civil Procedure, 1908. Apply the provisions of the Code in reference to the benefits of such procedure.	CO3	Apply	
4	What is the procedure for filing an appeal against an original decree, under Civil Code of Procedure 1908?	CO4	Remember	
	or			
	Critically analyze the various grounds for seeking a Review as mentioned under the Code of Civil Procedure 1908.	CO4	Analyze	
<b>Section III</b>				
	<b>Application based questions</b>			
5	Anita, a resident of Delhi, bought a laptop from TechStore Pvt. Ltd., a company based in Mumbai. The laptop was delivered to her in Delhi, but it turned out to be defective. Anita contacted the company several times, but they refused to replace or repair the laptop. Anita now wants to file a suit for compensation for the defective product. She is considering filing the suit in Delhi, where she lives and where the laptop was delivered. However, the company argues that since their head office is in Mumbai, only the Mumbai court has jurisdiction. Evaluate which court or courts will have jurisdiction in this case? Support your answer with relevant sections mentioned in the Code of Civil Procedure, 1908 and any case law, if applicable.	CO1	Evaluate	<b>1 x 20 = 20</b>
	or			
	Describe the statutory mechanisms provided under Section 51 and Order XXI of the Code of Civil Procedure, 1908, for the execution of decrees. Apply the provisions in light of the efficacy and limitations of each mode of execution, and discuss the judicial discretion involved in selecting the appropriate method to ensure effective enforcement of decrees.	CO1	Apply	

**Course Outcomes**

CO 1 Student will be able to know the detail procedure for redressal of civil rights.

CO 2 Student will be able to understand the complexities of executing a decree and provisions for appeal and revision.

CO 3 Student will be able to recognize and address issues that arise in Civil Procedure that implicate the wrong doer.

CO4 Student will be able to gain knowledge and appreciate various theories of learning and other aspects of human behaviour in the practical world.