



UNIVERSITY OF THE PUNJAB

L.L.B. (05 Years) Part – V Annual Examination – 2023

Subject: Law of Civil Procedure Code

Paper: I

Roll No.

Time: 3 Hrs.

Marks: 100

NOTE: Attempt any SIX questions in all by selecting FIVE Questions from Part-I (of equal marks) and ONE question from Part-II (of 20 marks). Mere reproduction of relevant sections shall not be considered an adequate answer.

PART – I

- Q. 1 Discuss the law relating to “*Res Judicata*” under Section 11 of the CPC, 1908? Also, differential between actual *Res Judicata* and constructive *Res Judicata*.
- Q. 2 Discuss the concept of territorial jurisdiction under CPC, 1908? What are the principles of determining a civil suit’s territorial jurisdiction under Sections 16 to 21 CPC, 1908?
- Q. 3 Discuss the revisional jurisdiction of Civil Courts under Section 115 CPC, 1908?
- Q. 4 Differentiate between a civil court’s powers of “*Review*” under Section 114 CPC from the powers of a civil court to “*Amend Judgments, Decrees or Orders*” under Section 152 CPC?
- Q. 5 What is a “reciprocating territory” under Section 44 – A, CPC? Explain the process of execution of a decree passed by a reciprocating territory?
- Q. 6 What is an interim injunction? What are its elements and the process of its grant or refusal?
- Q. 7 What is an “Issue” under the Code of Civil Procedure, 1908? Discuss the law relating to the framing of issues under the said Code.
- Q. 8 Can a suit be instituted against the Government without notice? If yes, discuss the implications of doing so.
- Q. 9 What is an “interrogatory” under Order 11 CPC? Discuss the process and circumstances under which an interrogatory may be served on a party to a suit.
- Q. 10 Discuss and distinguish between necessary and proper parties to a suit?

PART – II

- Q. 11 Write a note on the principles of condonation of delay under the Limitation Act, 1908?
- Q. 12 Discuss the principles on which the computation of period of limitation is based.



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PART- I	
Q. No.1	Discuss the jurisdiction of civil court and elaborate that when it is considered to be Barred?
Q.No.2	Discuss the law relating to 'Transfer of civil suit' under Section 22 and Section 24 of CPC? Explain the points to differentiate the proceedings under these two sections?
Q.No.3	Write a detail note on the 'Modes of Execution' of a decree under CPC?
Q.No.4	Discuss the conditions and grounds of 'Review' its own orders and judgments under CPC?
Q.No.5	Elaborate the 'Inherent Jurisdiction' of a civil court?
Q.No.6	Discuss the provisions regarding the 'Dismissal of a civil suit'? Discuss the remedies available against the dismissal order of the civil court under CPC?
Q.No.7	What is the significance of Framing of Issues in a Trial? On the basis of which material such issues are framed discuss in detail?
Q.No.8	Discuss the law regarding the the appointment and removal of Next Friend and <i>guardian ad litum</i> under CPC?
Q.No.9	Which court can deal with the disobedience or breach of injunction? Discuss the extent of the powers of the court?
Q.No.10	Explain distinctive features of Order 41 and Order 43 of CPC?
PART- II	
Q.No.11	Can a court by itself take notice of limitation in a suit without the objection of the opposite party?
Q.No.12	State the effect of Fraud on the right of a person to enforce his remedy by suit or application?



UNIVERSITY OF THE PUNJAB

L.L.B. (05 Years) Part – V Annual Examination – 2021

Subject: Law of Civil Procedure Code

Paper: I

Roll No.

Time: 3 Hrs. Marks: 100

NOTE: Attempt any SIX questions in all by selecting FIVE Questions from Part-I (of equal marks) and ONE question from Part-II (of 20 marks). Mere reproduction of relevant sections shall not be considered an adequate answer.

	PART- I
Q.No.1	Write notes on any THREE of the following: a) Decree b) Judgment c) Mesne profits d) Cause of Action e) Foreign Judgment
Q.No.2	"The Courts shall have jurisdiction to try all suits of civil nature". Describe the limitations of the statement in detail?
Q.No.3	In the light of S. 60 C.P.C. enumerate and explain the powers of the Court regarding attachment of property in execution of decree?
Q.No.4	What are the powers of the Courts to Review its own orders and judgments? How does the remedy of 'Review' differ from that of 'Revision'?
Q.No.5	Where and in what circumstances the inherent powers of the Courts are invoked?
Q.No.6	What are the principles for adding or striking out the names of parties to a suit? Also discuss the terms 'necessary party' and 'proper party'?
Q.No.7	Describe the powers of the Court, when the plaintiff alone appears on the date of hearing and the defendant does not, even after the proper service of summons?
Q.No.8	Elaborate the provisions relating to attachment before judgment under CPC?
Q.No.9	When a court can appoint 'Commission'? Discuss the law relating to the appointment of Local Commission under CPC?
Q.No.10	Discuss a situation where a Court can issue interim junction. Also discuss the principles governing the same?
	PART- II
Q.No.11	What is meant by 'sufficient cause' in S.5 of the Limitation Act?
Q.No.12	How does 'fraud' affect the period of limitation?