

H.P. BOARD OF DEPARTMENTAL EXAMINATION FOR H.A.S. OFFICERS

(APRIL, 2017)

Paper-8 (Constitution and Civil Law)

Time allowed: 3 hours.

Maximum Marks: 100

Note 1. Attempt any five questions. All questions carry equal marks.

Note 2. Minimum two questions are to be attempted from each part.

Note 3. Only bare Acts/Rules are allowed.

PART-1

Question No.I.

a). How a suit can be filed by and against the Society? Can the suit abate against the Society and in what manner a judgment can be enforced against the Society?

(10 Marks)

b). What provisions are applicable to making of rule or bye-laws after previous publication. Elucidate.

(10 Marks)

Question No.II.

Discuss the law relating to the validity of a sale of mortgaged property without intervention of the court.

(20 Marks)

Question No.III.

Define "transfer of property". What kind of property may not be transferred?

(20 Marks)

P.T.O.

Question No.IV.

Discuss the law relating to "prompt dower" and "deferred dower" and presumption attached to them under Shia and Sunni law.

(20 Marks)

Question No.V.

Write short notes on:

- a) Legitimacy of children of void and voidable marriages.
- b) Permanent alimony and maintenance to the wife or husband, as the case may be.

(5 marks each)

- c) Discuss the law relating to devolution of interest in coparcenary property in case of a daughter.

(10 Marks)

Question No.VI.

Elucidate the circumstances under which agreements become void.

(20 Marks)

PART-II

Question No.VII.

- a) Specify the circumstances in which the contract for sale or lease of immovable property in a decreed suit for specific performance of the contract can be rescinded and what directions the court can pass in a rescinded contract.

(10 Marks)

Contd. P-3....

- b) How the right of easement by prescription is acquired? What is the provision for suits in which prescribed period of limitation is shorter than prescribed by the Indian Limitation Act?

(10 Marks)

Question No.VIII.

- a) Discuss the law relating to composition of State Legislative Assemblies.

(10 Marks)

- b) In what cases the parliament has the powers to vary or revoke the service conditions of officers?

(10 Marks)

Question No.IX.

Can a person who for the time being is an enemy alien be protected against arrest and detention? Discuss the law relating to the right of protection against arrest and detention.

(20 Marks)

Question No.X.

What is the procedure for filing nomination paper of a candidate and what are the requirements for a valid nomination?

(20 Marks)