

S.No. : 149

ILLB 2501

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Following Paper ID and Roll No. to be filled in your Answer Book.

PAPER ID : 29153

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Int. LLB Examination 2018-19

(Fifth Semester)

LAW OF PROPERTY

Time : Three Hours]

[Maximum Marks : 60

Note :- Attempt all questions.

SECTION - A

1. Attempt all parts of the following : $8 \times 1 = 8$

- (a) Standing timber.
- (b) Vested interest.
- (c) Profit-a-pendre.
- (d) Spes succession.
- (e) Distinction between lease and licence.
- (f) What do you understand by floating charge?

[P. T. O.]

- (g) Clog on equity of redemption.
- (h) Marshalling of securities.

SECTION – B

2. Attempt any two parts of the following : $2 \times 6 = 12$
- (a) 'A' sells a property to 'B', but subject to a condition that 'B' should not alienate the same without A's consent. Is the condition valid?
 - (b) 'A' filed a suit impeaching a sale of estate by 'B' to 'C' claiming to be the heir. During the pendency of the suit 'C' transferred it to 'D' who had no notice of the suit. Decide the validity of such transfer.
 - (c) Define 'Easement'. Explain various modes of acquisition of 'easement'.
 - (d) Discuss the 'rule against perpetuity' and give its exception.

SECTION – C

Note :- Attempt all questions. Attempt any two part from each questions. $5 \times 8 = 40$

3. (a) "Once a mortgage always a mortgage."
Comment.

- (b) What is "Doctrine of Election"? What are the conditions in which a person is put into election.
- (c) "Section 53-A doesn't confer title. It enables a person without title to defend his possession." Do you agree with the statement? Give reasons.
4. (a) What is an Ostensible Owner? Under what circumstances a transfer of property an ostensible owner is binding on the real owner? Illustrate your answer.
- (b) What amendments have been made in Transfer of Property Act, 1882 with reference to Berani Transactions?
- (c) Who may grant 'Licence' whether can it be exerceable through servants and agents? Explain with illustrations.
5. (a) Discuss the essentials of a valid gift. A executives a deed of gift of a house in favour of B and registers the document B is not informed about the gift. A dies and then B comes to know about the gift in his favour. Can B claim the ownership of the house on the basis of gift?

[P. T. O.]

- (b) What is Actionable Claim? Explain with illustrations.
 - (c) Rule against accumulation of income.
6. (a) What are rights of mortgagor on redemption of mortgage under TPA. State the agreements which are considered as clogs on equity of redemption.
- (b) Unborn child.
 - (c) Doctrine of part performance.

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