2025/06

BA LLB
SIXTH SEMESTER
PROPERTY LAW
BLB – 603 [REPEAT] OLD COURSE

[USE OMR FOR OBJECTIVE PART]

SET A

Duration : 3 hrs. **Full Marks : 80**

(PART-A : Objective)

Time : 30 min. **Marks : 30**

Choose the correct answer from the following: ***1×10=10***

1. Transfer of property by will, inheritance or by an order of court is a transfer by:
   a. Act of parties
   b. Operation of law
   c. One of the parties
   d. Comparative Law
2. Transfer inter vivo means transfer:
   a. Between living persons
   b. Between living and non-living persons
   c. Non-living person
   d. None of the Above
3. Actionable claim includes money debt of :
   a. Secured
   b. Unsecured
   c. Non-secured
   d. None of the Above
4. Willful abstention from an inquiry or search amounts to:
   a. Direct notice
   b. Constructive notice
   c. Indirect notice
   d. Destructive notice
5. Easement apart from dominant heritage is a kind :
   a. Transferable property
   b. Nontransferable property
   c. Heritable property
   d. None of the Above
6. A condition is void when it restraints alienation:
   a. partially
   b. absolutely
   c. completely
   d. occasionally
7. Lease is a transfer to the lessor of:
   a. Limited interest
   b. Absolute interest
   c. No transfer
   d. None of the Above
8. Transfer by ostensible owner is dealt with by:
   a. Section 45
   b. Section41
   c. Section40
   d. Section42
9. The doctrine of Lis-pendens is laid down in section:
   a. Section52
   b. Section54
   c. Section50
   d. Section51

10. A gift may be suspended or revoked under section:
    a. Section 125 b. Section 126
    c. Section 120 d. Section 127

Answer the following: (Use descriptive answer sheet) ***2×10=20***
Write shorts notes on :

1. Attestation
2. Spes-successionis
3. Actionable Claim
4. Vested Interest
5. Contingent interest
6. Onerous gift
7. Conditional transfer
8. Election
9. Rule against perpetuity
10. Ostensible owner

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PART-B : Descriptive

Time : 2 hrs. 30 min. **Marks : 50**

[Answer the following questions]

1. a. What are the essentials of valid transfer? Whether property can be Transferred to an unborn person under theTransfer of Property Act 1882? Explain. **5+5=10**

   Or

   b. "Transferability of property is the general rule, but nontransferability is an exception". Justify the statement with the provision of T.P. Act 1881 **10**

2. a. Describe the doctrine of Part performance under the Transfer of Property Act 1882. Is there any difference between the English and the Indian Law in regard to the doctrine and its application? **6+4=10**

   Or

   b. "He who accepts the benefits under the instruments, must Adopt the whole of it." Explain with illustration. **10**

3. a. Define sale. What are the rights and liabilities of a buyer and seller in a sale? **10**

   Or

   b. Explainin brief the various modes of the transfer of immovable property. How does a mortgage differ from a gift? **10**

4. a. State the rights and liabilities of a mortgagor and mortgagee. **10**

   Or

   b. i. What is right of redemption and who can exercise this rights? **5+5=10**

   ii. Distinguish between a mortgagor by conditional sale and an English mortgage.

5. a. What are the essentials of a valid gift? Explain Onerous gift and Universal donee. 5+5=10

Or

b. Distinguish between:
Vested and Contingent interest
A lease and a licence 5+5=10

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