West Bengal Judicial Service (Mains) 2020

Law of Limitation and Law of Prescription · optional paper

Time: 3 hours · Full marks: 100

Group A: answer Question No. 1 and any two from the rest

1. (a) Write a note on applicability of Limitation Act, 1963.
(b) Explain the objects and reasons for the existence of the Limitation Act, 1963. (10+10=20)

2. Explain in brief about computation of the period of limitation under the Limitation Act, 1963. (20)

3. Discuss the effect of death, fraud, mistake etc. in computation of the period of limitation under the Limitation Act, 1963. (20)

4. Write short notes on any two of the following: (a) Rule of Lex Fori; (b) Sufficient Cause and Condonation of delay; (c) Rule of interpretation of Limitation Act, 1963 (10×2=20)

Group B: answer any two questions

5. (a) Explain with illustration the concept of Easement.
(b) Distinguish between limitation and prescription. (10+10=20)

6. Write a detail note on acquisition of ownership by possession (Section 25 to 27 of the Limitation Act, 1963). (20)

7. Write short notes on any two of the following: (a) Functions of the Law of Prescription; (b) Adverse Possession; (c) Various Types of Prescription (10×2=20)