

*Total number of printed pages—3*

**3 SEM LLB LoP 1 (N)**

**2014**

(December)

**LAW OF PROPERTY**

Paper : 301

*Full Marks : 80*

*Pass Marks : 32*

Time : Three hours

***The figures in the margin indicate full marks  
for the questions.***

***Answer question No. 1 and any four from the rest.***

1. Write short notes on *any five* : 4×5=20

(a) Lease

(b) Tenancy at will

(c) Pre-emption

(d) Vested interest

(e) Usufructuary Mortgage

(f) Tenancy at sufferance

(g) Ostensible owner

(h) Universal Donee.

2. (a) Define attestation. What are the essential conditions to constitute a valid attestation ?

(b) Explain the following with case laws.

8+7=15

(i) Mere attestation does not transfer rights

(ii) Mere signing of a document is not attestation.

3. Define actionable claim. Whether the following are actionable claims ? State with reasons.

(a) Right to realise money from the debtor.

(b) Hypothecation of movable property.

(c) Deposit of instalments.

6+9=15

4. (a) Explain and illustrate the principle underlying the "Doctrine of Notice".

✓  
✓

(b) Distinguish between actual notice and constructive notice.

8+7=15

5. What are the elements necessary to constitute his-pondant ? State the law regarding transfer of property in a pending suit.  $5+10=15$
6. Define Mortgage. What are the different types of Mortgage ? Explain.  $5+10=15$
7. What do you mean by onerous gift ? State the circumstances when a gift may be suspended or revoked.  $6+9=15$
8. State the fact and point of law laid down in the following case :  $15$

Bhalaram Vs Amilchand  
(1981 2S.C.C. 414)

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