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LL.B.

Second Year of Three Law Course

**PROPERTY LAW INCLUDING TRANSFER OF PROPERTY &
EASEMENT ACT**

(2003 Pattern) (Semester - IV)

Time : 3 Hours]

[Max. Marks : 100

Instructions to the candidates:

- 1) *Question no. 9 is compulsory. It carries 20 marks.*
- 2) *The remaining questions carry 16 marks each and out of them attempt any five.*

Q1) Define the term 'Immovable Property' and explain the things which have been judicially construed as included in immovable property.

Q2) Write note on 'Actionable Claims'. How are 'Actionable Claims' transferred?

Q3) Explain the provisions relating to 'Transfer by Ostensible Owner' and 'Transfer by One Co-owner' under the Transfer of Property Act.

Q4) Define 'Mortgage'. What are the rights and liabilities of the Mortgagor?

Q5) Discuss in detail the 'Doctrine of Notice'. Under what circumstances the court takes legal presumption of constructive notice?

Q6) Write a note on Doctrine of 'Marshalling' and 'Apportionment'.

Q7) Define 'Gift'. State the essentials of valid gift. State the provisions relating to the revocation of gift.

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Q8) State and explain the provisions relating to 'Conditional transfer' and 'Fulfilment of condition precedent' with appropriate illustrations under the Transfer of Property Act, 1882.

Q9) Write notes on any two:

- a) Dominant heritage and servient heritage
- b) Suspension and revival of easement
- c) Essentials of licence
- d) Easement by necessity

