

2019

LL.B

2nd Semester Examination

PROPERTY LAW

Paper - 2.5

Full Marks : 80

Time : 3 Hours

*The figures in the margin indicate full marks.
Candidates are required to give their answers
in their own words as far as practicable.*

Answer any five questions.

1. (a) Define the term 'Transfer of Property'. 4
- (b) Explain the following under Transfer of Property Act 1882.
 - (i) Immovable Property.
 - (ii) Instrument.
 - (iii) Actionable claim
 - (iv) Constructive Notice 4×3

[Turn Over]

2. Write a note on the doctrine of Election with suitable illustration. 16
3. 'Right conferred under section 53A of the Transfer of Property Act can be used only as a shield and not as a sword'-Discuss. 16
4. (a) Define 'sale'. Discuss the essentials of sale of immovable Property. 10
- (b) Distinguish between sale and Gift. 6
5. (a) Define Gift and discuss the essentials of Gift. 12
- (b) What do you understand by onerous gift ? 4
6. (a) Define
- (i) Mortgage
- (ii) Mortgagor
- (iii) Mortgagee
- (iv) Mortgage money and
- (v) Mortgage deed 2+2+2+2+2
- (b) When a transfer is called Mortgage by conditional sale ? 3

- (c) What is the remedy open to an mortgagee under Mortgage by conditional sale ? 3
7. (a) Define Easement. Describe the general characteristics of Easement. 12
- (b) Distinguish between License and Easement. 4
8. Write short notes on any *two* :
- (a) Lis pendens
- (b) Fraudulent transfer
- (c) Condition precedent and condition subsequent
- (d) Apparent and non-apparent easement 8+8
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