



# CPC & LIMITATION

**AtArani Law Academy**

## Syllabus

### A. The Code of Civil Procedure, 1908

1. Preliminary
2. Jurisdiction of the court & Res Judicata , Place of Action, Institution of Suits, Judgement & Decree & Costs
3. Execution of Decree & Attachment
4. Incidental Proceeding : Commissions, Suits by or Against Government or Public Officer & Inter-pleader Suit
5. Appeals
6. Reference, Review & Revision
7. The First Schedule
- Order I - Parties to Suit
- Order II - Frame of Suit
- Order IV - Institution of Suit
- Order V - Issue of Services of Summons
- Order IX - Appearance of Parties & Consequence of Non appearance
- Order XI - Discovery & Inspection
- Order XXI - Rule 1-40, 41-57, Execution of Orders
- Order XXVI Commissions
- Order XXXIX - Temporary injunctions & Interlocutory Orders
- Order XL - 10-12, 22A, 24-31

### B. The Limitation Act, 1963

WE OFFER CLASSES REGARDING



**8100426311** CONTACT HERE FOR ADMISSION

**ENROLL  
NOW!**



**JOIN US ON**





## **PREVIOUS YEAR QUESTION PAPERS**

**FULL MARKS: 80**

### **2023 | Civil Procedure Code and Limitation Act**

#### **Group - A**

**Answer any four Questions**

1. Define Decree. Write a brief note distinguish Decree, Order and Judgement. Write a note on Executive of Decree. [3+3+10]
2. When can the High Court exercise the Power of Revision? Can High Court exercise the Jurisdiction of Revision in respect of interlocutory order? Write a note Appeal. [4+2+10]
3. Write a brief note on the meaning, nature and object of Res Judicata. [16]
4. Write a brief note about law relating to suits by or against government. Explain inter-pleader suit. [8+8]
5. What is meant by the phrase „Suit of civil nature“? Write a note on Mesne Profit. [8+8]
6. Write a brief note on Jurisdiction of Civil Courts in India. [16]
7. What are the necessary elements of plaints? What is written statement? What are the grounds of Rejection of plaint? [8+2+6]
8. Write a brief note a Temporary injunction. What is Foreign Judgement? Explain. [8+8]

#### **Group - B**

**Answer any one Question**

1. “Law of Limitation bars remedy but does not extinguish right.” – Explain. [16]
2. Discuss briefly the law relating to legal disability proved under Sections 6 and 9 of the Limitation Act, 1963. [16]



## **2022 | Civil Procedure Code and Limitation Act**

### **Group - A**

*Answer any four Questions*

1. Explain the principle of Res-Judicata with the help of decided cases and suitable illustration. [12] Write a note on applicability of Res-Judicata in writ petition in India. [4]
2. Discuss in detail, the law relating to second appeal under the Code of Civil Procedure. [16]
3. What are the necessary elements of a plaint? [10] What can be the grounds for rejections of a plaint? [6]
4. What are the pre-conditions to be followed in institutions of suit by or against the Government? [10] Distinguish between reference and review. [6]
5. Explain the consequences of appearance and non-appearance of parties in suits. [16]
6. Discuss the different modes of service of summons. [16]
7. Who can be appointed as a Receiver? [8] What are the powers and duties of a Receiver? [8]
8. Write short notes on (any two): [8x2]  
Foreign Judgment. Interpleader Suit. Temporary Injunction. Decree.

### **Group - B**

*Answer any one Question*

1. Discuss briefly, the law relating to legal disability provided under Section 6 to 9 of the Limitation Act, 1963. [16]
2. (a) What are the guiding principles for condition of delay Section 5 of the Limitation Act, 1963? [10]  
(b) The Court is closed on the last date of limitation period. 'Z' seeks extension of limitation period on that ground. Will he succeed? [6]

## **2021 | Civil Procedure Code and Limitation Act**

### **Group - A**

*Answer any four Questions*

1. Define 'Decree'. What are the essential ingredients of a decree? [4+4] What do you mean by Order? Write the distinctions between Decree and Order. [4+4]
2. Define Summons. What are the modes of Service of Summons? discuss the procedure for the Service of Summons in special cases. [4+6+6]



3. Discuss the Doctrine of Res-Judicata. What are the conditions for application of Res-Judicata? How does it differ from Res-Subjudice? [4+6+6]
4. Define the term 'Injunction'. In which cases Temporary Injunction may be granted? Against whom Injunction may be issued? What are the consequences of Disobedience or Breach of Injunction? [2+6+4+4]
5. Write down the formalities of filing a suit against Government. Can a suit be filed against a Government Servant without serving notice as required? If so, when? [10+6]
6. In which cases Reference, Review and Revision are maintainable? Explain with suitable cases Laws. [10]Point out the differences between Reference and Review. [6]
7. Discuss the law relating to execution of decree. [10]Write a short notes on 'Attachment'. [6]
8. What is the procedure for filing an appeal? Discuss the form and contents of an appeal.Is the appellate court bound to decide an appeal on the basis of material record when the appellant appears but does not address the court? [5+5+6]

**Group - B**

**Answer any one Question**

1. Discuss the provisions of law relating to computation of period of limitation under the Limitation Act, 1963. [8]Explain the words 'Extension of Prescribed Period' under Section 5 of the Limitation Act, 1963. [8]
2. What is legal disability? Write in brief the combined effect of Section 6 and Section 7 of the Limitation Act, 1963. [6+10]

**2019 I Civil Procedure Code and Limitation Act**

**Group – A**

**Answer any four Questions**

1. Discuss the concept of Jurisdiction and state about various classes of jurisdiction. [16]
2. "Civil Procedure Code is an adjective law." - Discuss. [8]Discuss the difference between "Adversary Procedure" and "Inquisitorial Procedure". [8]
3. Discuss the law relating to execution under the Code of Civil Procedure. [8]  
Discuss various provisions of law relating to attachment. [8]





4. Write in brief about the law relating to suits by or against government. [8]  
State with illustration the term 'Interpleader-suit' [8]
5. Explain the meaning, nature and object of Res Judicata. [16]
6. Appeal is a right created by the statute -Discuss. [8]  
Discuss the scope and ambit of second appeal. [8]
7. Define "Decree" and 'Order' and distinguish between them. [8] Write a note on Mesne profit. [8]
8. Discuss the law relating to place of suing under the Code of Civil procedure. [16]
9. "Law of Limitation bars remedy but does not extinguish right." - Discuss. [8]  
Discuss legal provision relating to legal disability provided under Section 6 to 9 of the Limitation Act, 1963. [8]
10. Write short notes on any two of the following: [8x2]
  - a) Constructive Res Judicata.
  - b) Services of Summons.
  - c) Foreign Judgement.
  - d) Reference.
  - e) Distinguish between Limitation and Prescription.

## 2018 | Civil Procedure Code and Limitation Act

### Group - A

Answer any four Questions

- 1.a) Define 'Decree'. What are the essential ingredients of a Decree? [4+4]  
b) What do you mean by Order? Distinguish between Decree and Order. [4+4]
2. a) Discuss the various principles of Res Judicata. [8]  
b) Write a note on constructive Res Judicata. [8]
3. Discuss in detail, the law relating to second Appeal under Code of Civil Procedure. [16]
4. a) In which cases Reference, Review and Revision are maintainable? Explain with suitable judicial decisions. [10]  
b) Point out difference between Reference and Review. [6]
5. a) What do you mean by 'Suit of Civil Nature'? [8]  
b) What do you mean by ousting of jurisdiction of civil court? [8]
6. a) Discuss the law relating to execution of Decree. [10]  
b) Write a short note on 'Attachment'. [6]







7. a) When can court issue commission? [4]  
b) State the different persons who may be examined on commission issued by the court. [8]  
c) What is letter of Request? [4]  
8. Write short notes on any two: [8+8]  
Interpleader Suit. Decree Holder.  
Res-Subjudice. Representative suit.

**Group - B**

**Answer any one Question**

1. What is meant by Period of Limitation? How is the Period of Limitation computed? [4+8] An appeal due to be filed within a statutory period of 30 days is being filed after three months, will such appeal be admitted? Explain. [4]  
2. What is Legal Disability? [6] Write in brief, the combined effect of Section 6, 7 and 8 of the Limitation Act, 1963. [10]

**2017 | Civil Procedure Code and Limitation Act**

**Group - A**

**Answer any four Questions**

1. "Civil Procedure is an adjective law" - Discuss. [8]  
Discuss the difference between "Adversary Procedure" and "Inquisitorial Procedure". [8]  
2. Define "Decree" and "Order" and distinguish between them. [8]  
Write a note on "Mesne Profit" [8]  
3. Discuss the various principle of Res Judicata. [8]  
Write a note on constructive Res Judicata. [8]  
4. What do you understand by the phrase "Suit of Civil Nature"? Discuss in detail. [8] "Cognisance is expressly or impliedly barred" - Explain this phrase. [8]  
5. Discuss the law relating to place of suing as per Pecuniary Jurisdiction (Sec. 16 to 20). [8] Discuss the law relating to place of suing as per Territorial Jurisdiction (Sec. 16 to 20). [8]  
6. Discuss in detail the law relating to Second Appeal under the Code of Civil Procedure. [16]





7. Discuss the law relating to execution under the Code of Civil Procedure.  
[8] Discuss the various provisions of law under the Code of Civil Procedure relating to attachment. [8]
8. Write short notes on any two of the following : [8x2]
- Reference.
  - Suits by or against Government.
  - Injunction. Issue of Services of Summons.
  - Inherent Power of Court.

Group - B

Answer any one Question

- "Law of limitation bars remedy but does not extinguish right" - Discuss [16]
- Write short notes on any two of the following : [8x2]
  - Distinguish between Limitation and Prescription.
  - Period of Limitation and Prescribed Period.
  - Extension of Prescribed Period (Section 5).

Sufficient cause and condonation of delay

**2016 I Civil Procedure Code and Limitation Act**

Group – A

Answer any four Questions

- What is Complaint ? [8] What are the contents of Complaint? [8]  
Who are Necessary Party and Proper Parties? [8]
- Who may be joined as Plaintiffs and Defendants? [8] What do you mean by Summons? [8]  
What are the substituted modes of service of Summons? [8]
- Write a note on 'Res Judicata'. [16]
- Who can be appointed as a Receiver? [8]  
What are the powers and duties of a Receiver? [8]
- What do you mean by "Suit of civil nature"? [8]  
What do you mean by ousting of jurisdiction of Civil Court? [8]





6. Write a short note on any two : [8x2]  
a) Interpleaded Suit.  
b) Decree Holder.  
c) Res-Subjudice.  
d) Representative Suit.
7. Define 'Decree'. What are the essential ingredients of a Decree? [4+4]  
What do you mean by Order? What are the distinctions between Decree and Order? [4+4]

**Group – B**

**Answer any one Question**

9. Discuss the provisions of law relating to computation of period of limitation under the Limitation Act, 1943. [8]  
Explain the words "Extension of Prescribed Period" under section 5 of the Act. [8]
10. Write a note on the "Law of Prescription". [8]  
What is the difference between "The Law of Prescription" and "The Law of Limitation"? [8]

**2015 | Civil Procedure Code and Limitation Act**

1. Define Decree and Order and distinguish between them. [16]
2. Discuss the concept of Jurisdiction and also state in detail about various classes of Jurisdiction. [16]
3. Explain the meaning, nature and object of Res-Judicata. [16]
4. Discuss the law relating to place of suing provided under the Code of Civil Procedure. [16]



AtArani Law  
Academy

**ADMISSIONS OPEN NOW!**

**JOIN OUR SEMESTER BATCHES**

✓NOTES | ✓SUGGESTIONS | ✓MOCK TESTS



**8100426311** CONTACT HERE  
FOR ADMISSION



**JOIN US ON**







5. Write in brief about the law relating to suits by or against government. [8] State with illustration about Inter-Pleader Suit. [8]
6. Appeal is a right created by the statute - Discuss. [8]  
Discuss the scope and ambit of Second Appeal. [8]
7. Discuss the various grounds of filling a Reference Petition. [8]  
State the differences between Review and Revision. [8]
8. Explain the various principles of law relating to extension of time or prescribed period recognised under the law of limitation. [16]
9. Discuss in short the law relating to legal disability provided under sections 6 to 9 of the Limitation act, 1963. [16]
10. Write short notes on any two of the following : [8x2]
  - a) Constructive Res-Judicata.
  - b) Foreign Judgement.
  - c) Temporary Injunction.
  - d) Services of Summons.
  - e) Institution of Suit

## **2014 | Civil Procedure Code and Limitation Act**

### **Answer any five Questions**

1. Define "Decree" and "Order" with suitable illustration. [4+4] Distinguish between Decree and Order. [8]
2. Discuss the concept of "Res-Judicata" and illustrate it with case law. [8] What do you understand by the doctrine "Res-Subjudicata"? - Explain. [8]
3. Illustrate how the place of suing is determined under the Code of Civil Procedure. [16]
4. Discuss the concept of Jurisdiction of the Civil Courts? [8]  
What do you mean by ousting of Jurisdiction of Civil Courts? Discuss with suitable illustration. [8]





5 Write a critical note on "Second Appeal". [8] Discuss with suitable examples the concept "substantial question of law". [8]

6. Distinguish the following : [8+8]

a) Appeals and Reference.

b) Review and Revision.

7. What is Legal Disability? [6]

Write a note on the Points of Disability as provided under the Limitation Act. [10]

8. When even after period of Limitation as prescribe under the Limitation Act, 1963, the Court may allow an application filed before it. Support your answer with reason. [16]

9. What is the difference between the Law of Limitation and Law of Prescription? [8]

Write a note on the Law of Prescription. [8]

10. Write Short notes on any two of the following : [8x2]

a) Incidental Proceedings.

b) Judgement.

c) Issue of Service of Summons.

d) Temporary Injunction



AtArani Law  
Academy

ADMISSIONS OPEN NOW!

**JOIN OUR SEMESTER BATCHES**

✓NOTES | ✓SUGGESTIONS | ✓MOCK TESTS



**8100426311**

CONTACT HERE  
FOR ADMISSION



**JOIN US ON**



**+91 81004 26311**

CONTACT HERE FOR ADMISSION