



Bar Council of India
19th Qualifying Examination for Indian
Nationals Holding Foreign Law Degrees

Paper-4-Civil Procedure Code and Limitation Act
(21.12.2023)
PART - A

Answer any five of the following.

(5 x 5 = 25)

1. Explain the legal principles of res sub judice and res judicata. When can a foreign judgement be considered conclusive?
2. What is the difference between order, judgement and decree? How many decrees does CPC recognise.
3. Discuss the provisions related to appeals under the CPC. When can an appeal be filed against a decree/order?
4. Explain the concept of "limitation period" under the Indian Limitation Act, 1963. Provide examples of situations where the Act is applicable and discuss the importance of adhering to these limitation periods in legal proceedings.
5. Discuss the factors that determine the appropriate place for suing, such as jurisdiction and objections to jurisdiction. When can a case be transferred or withdrawn?
6. Discuss the provisions related to execution of decrees under the CPC. What are the different modes of execution?

PART - B

Answer any three of the following.

(3 x 15 = 45)

7. Write a short note on the scope and objectives of CPC 1908.
8. Discuss the procedures that take place during the hearing of a case, including appearance and consequences of non-appearance, ex-parte procedure, discovery and inspection, interrogatories, admission and production of documents.



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9. Write a short note on how a decree conclusively determines the rights and duties of parties.
10. What are the essential features of a plaint? How does a plaint differ from a written statement.

PART - C

Answer any one of the following.

(1 x 30 = 30)

11. Examine the procedures in particular cases related to suits by/against government, suits by/against minors, suits by indigent persons and interpleader suits. Also discuss arrest and attachment before judgment and temporary injunction.
12. Explain the procedures related to affidavit, judgment, decree, costs, interest, appointment of receiver, their powers and duties, removal and restitution. Also discuss abatement and withdrawal of suits.
