

**GUJARAT NATIONAL LAW UNIVERSITY
GANDHINAGAR**

Course: Legal English (including Legal Writing)
Semester-II (Batch: 2018-23)

End Semester Examination: April-May 2019

Date: 29th April, 2019

Duration: 3 hours

Max. Marks: 50

Instructions:

- Read the questions properly and write the answers in the given answer book.
- The respective marks for each question are indicated in-line.
- Do not write anything on the question paper.
- Indicate correct question numbers in front of the answers.
- No questions or clarifications can be sought during the exam period, answer as it is, giving reason, if any.

Part-A

Answer **any four** questions:

Marks
(4x7.5
=30)

- Q.1 Professor Vasu of IIT Gandhinagar, has invented a multifunctional robot called 'Shivo' for harvesting and other related agricultural activities. He has successfully obtained a patent from Ahmedabad Registry on 12 January 2018 numbered KS/09/2018/123. He has now been approached by Mahyco, a manufacturing unit, for utilizing his patent named 'Shivo'. They have offered him a sum of Rs. 2.5 crore and wish to sign a formal agreement. Write an **assignment deed** accordingly.
- Q.2 Ms. Parmeshwar Adani has been residing in Saudi Arabia for the past two years. She has several properties in India. Out of these, she wishes to sell her flat in Surat, Gujarat; situated at La Belle Apartments, Opposite Sangam Shopping Centre, Dumas, Surat. She appoints her brother, Mr. Rameshwar Tolani, resident of Surat, as her attorney to sell the above mentioned property, to execute its sale deed and to get the same registered. Prepare this **power of attorney** on behalf of Ms. Parmeshwar Adani.
- Q.3 Mr. Akash Seth and Mr. Billoo Dev are colleagues in the same firm called Shri Hari Holdings. On 25th February 2019, Mr. Billoo purchased a Laptop from Mr. Akash for Rs. 25000/- in cash. However, after purchasing the laptop, Billoo found that it was not functioning. He repeatedly requested Akash to take back the laptop and return the money given. But Akash refused saying that when he had sold it to Billoo it was functioning and Akash had shown it to him in the presence of another colleague, Mr. Chintu Ray, who was witness to the entire transaction. In spite of repeated requests when Akash failed to return the amount, Billoo decided to file a **plaint** through his lawyer, Ms. Saraswati Nimbkar. Write a **plaint** on behalf of the plaintiff.
- Q.4 Draft a **written statement** in response to the above **plaint**, on behalf of the accused through his lawyer, Justin Langer. Say that the laptop was fully functional when it was sold, therefore, the allegations are baseless.

Q.5 Smt. Ruth Jhabwala, 45 years old, is the married daughter of Shri Cyrus Batliwala, resident of Billimora, Gujarat. Shri Batliwala is 80 years old, and has given Smt. Jhabwala, special power of attorney to appear on his behalf in a long pending suit against one Shri P.K. Ghirpade who is the defendant.

On 25th April 2019, this case was listed for final hearing in court at 11.30 A.M. Unfortunately, on the morning of 25th April 2019, the plaintiff suddenly fell ill, due to which neither the plaintiff nor his agent could appear in court for the final hearing.

The court subsequently, dismissed the suit for default and non-appearance of plaintiff. Prepare an **affidavit** on behalf of Smt. Jhabwala, in support of application for restoration of suit dismissed for default.

Part-B

Answer **any three** questions:

(3x5=
15)

- Q.6 Would you classify the novel 'To Kill a Mocking Bird' as a *Bildungsroman*. Explain why.
- Q.7 Who is 'Boo' Radley? Describe the efforts made by Dill, Jem and Scout to reach out to 'Boo' Radley and the outcome of these efforts.
- Q.8 Does Tom Robinson receive a fair trial in May comb County? What do you think are the reasons?
- Q.9 Do you agree with Sheriff Heck Tate's report of the cause of Bob Ewell's death? What do you think actually happened?

Part-C

Answer **all** questions:

- Q.10 Explain the meanings of and make relevant sentences of the following maxims.
- (a) Actori incumbit onus probandi
 - (b) Adverse possession
 - (c) Ei incumbit probatio qui dicit, non qui negat
 - (d) Corpus delicti
 - (e) A fortiorari

(5x1=
05)
