

DEPARTMENTAL EXAMINATION FOR OFFICERS OF THE  
INDIAN ADMINISTRATIVE SERVICE

November, 2009

LAW-PAPER II (LAND LAWS AND GENERAL LAWS)  
(WITH BOOKS)

Time Allowed : 3 Hours

Full Marks - 100  
Pass Marks - 50

Group - A

Answer Question No. 1 and any two from the rest.

1. When an award under the Land Acquisition Act, 1894 is required to be referred to the court by the Collector ? Which information are to be furnished by the Collector to the court ? What matters are to be taken into consideration by the court in determining the amount of compensation ? 5+5+8
2. What is 'urban agglomeration' ? State the procedure for acquisition of vacant land in excess of ceiling limit under the Urban Land (Ceiling & Regulation) Act, 1976. 6+10
3. What steps can an occupier take in any suit or proceeding pending in any court for his eviction ? What action the court is required to take on the petition of the occupier ? What is the effect of acquisition of land under the provision of the West Bengal Acquisition and Settlement of Homestead Land Act, 1969 ? 6+6+4
4. (a) What are the provisions in the West Bengal Government Land (Regulation of Transfer) Act, 1993 for letting out right of enjoyment of Government Land to any person ?  
(b) Can a lessee of any government land dispose it of in favour of any person other than a relation. If so, under what circumstances ? What procedure has been laid down in this regard in the Act ? 6+10

Group - B

Answer Question No. 5 and any two from the rest.

5. (a) Distinguish between 'order', 'judgement' and 'decree'.  
(b) What is meant by 'resjudicata' ?  
(c) Does the code of Civil Procedure, 1908 make any provision for preventing courts of concurrent jurisdiction from trying at the same time two parallel suits in respect of the same matter in issue ? If so, discuss the provision. 6+6+6
6. (a) What are the documents of which registration is optional ?  
(b) Whether the following types of leases of immovable property require registration ? Give short reasons.  
(i) A lease for year to year.  
(ii) A lease for six months.  
(iii) A lease for any term exceeding one year.

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- (iv) A lease which is for one year contains an option to the tenant to renew it for a further period of one year.
  
  - (c) For what purpose can an unregistered lease deed which is required to be registered compulsorily be used or admitted in evidence ? 8+4+4
  
  - 7. What components may be taken into account by the appropriate Government in fixing or revising the minimum rate of wages under the Minimum Wages Act, 1948 ? Who can be appointed as the authority to decide any claim arising out of payment of less than the minimum rates of wages ? State briefly the procedure laid down for deciding such claims. 6+2+8
  
  - 8. (a) What measures have been provided in the Environment (Protection) Act, 1986, to prevent environment pollution ? Discuss in brief.
  
  - (b) What power has been conferred on the Central Government by the Act to give directions ? 12+4
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