

DEPARTMENTAL EXAMINATION FOR OFFICERS OF
THE WEST BENGAL CIVIL SERVICE (EXECUTIVE)

November, 2009

LAW-PAPER II (LAND LAWS AND GENERAL LAWS)
(WITHOUT BOOKS)

Time Allowed : 3 Hours

Full Marks : 100
Pass Marks : 50

Group - A

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

1. Write short notes on any three of the following :

- (a) Agricultural land;
- (b) Non-agricultural tenant;
- (c) Rent;
- (d) Estate;
- (e) Tenure;
- (f) Barga right;

5x3

2. What transfer is to be declared as not bonafide within the meaning of section 5A of the West Bengal Estates Acquisition Act, 1953 ?

What is the effect when a transfer is declared as not bonafide ?

Which transfers shall be presumed to be not bonafide ?

Can such presumption be made in respect of a transfer made by a father to his son while the father held 24 acres of agricultural land during the period between May 5, 1953 and the date of transfer ?

7+2+3+3

3. "Section 6(1) of the Land Acquisition Act empowers the Government to acquire land for the benefit of a company as well, but, nevertheless, such acquisition must be for a public purpose". - Elucidate.

15

4. What do you mean by the terms "public land", "unauthorised occupation" under the provision of West Bengal Public Land (Eviction of Unauthorised Occupation) Act, 1962 ?

State the procedure for passing an order of eviction of persons in unauthorised occupation of public land.

8+7

5. Discuss the expression "public purpose" with reference to the provision as laid down in the Land Acquisition Act, 1894.

15

6. On what grounds the right of cultivation of a bargadar may be terminated under the West Bengal Land Reforms Act, 1955 ? Discuss the relevant provision of the Act conferring right upon a bargadar to purchase share of land transferred by sale.

8+7

P.T.O.

Group - B

Answer Question No. 7 and any two from the rest.

7. Write short notes on any two of the following :
- (a) District Election Officer;
 - (b) Sabhadhipati;
 - (c) Public Demand;
 - (d) Certificate Holder;
 - (e) Certificate Debtor. 5x2
8. What are the modes of execution of certificate ? Who may execute a certificate? 8+7
9. On what grounds an application for setting aside a certificate sale can justifiably be entertained ? 15
10. State the powers, functions and duties of a Sabhapati and Sahakari Sabhapati. 15
11. State the powers, functions and duties of a Pradhan under the West Bengal Panchayet Act, 1973. Has the Pradhan been empowered under the Act to delegate his statutory powers ? - Discuss. 10+5
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