

INTERNATIONAL ISLAMIC UNIVERSITY CHITTAGONG

Dept. of Law

7th Semester

Final Exam. Spring - 2022

Course Title: The Code of Civil Procedure

Course No. : Law -4102

Time: 2 Hours 30 Minutes

Full marks: 50

Answer any *FIVE* questions. All questions are of equal value. All parts of a question must be answered serially.

1. What is *ex-parte* decree? Under what circumstances an *ex-parte* decree is passed? What remedies lie against an *ex-parte* decree?
2. What is commission? For what purposes commission may be issued? What is the procedure of execution of a commission issued at the instance of a foreign court? Answer elaborately.
3. (a) State the provisions of the Code of Civil Procedure 1908 in respect of adjournment of hearing of a suit.
(b) State the contents of judgment and decree.
4. (a) What special step is required to be taken before filing a suit against the government? What is the object of such legal provision? What are the legal consequences of non-compliance with this provision?
(b) Who is a pauper? How is pauperism determined? What is the procedure of filing a pauper suit?
5. What is appeal? Describe the powers of appellate court.
6. (a) 'Executing court cannot go beyond the decree' ----Analyze. Under what circumstances may a decree be transferred by one court to another court for execution?

(b) What is 'proclamation' in holding a sale in execution of a decree? What are the objects of causing a proclamation? Under what circumstances a sale held in execution of a decree may be set aside?
7. Write notes on:-
 - (a) Review;
 - (b) Temporary injunction;
 - (c) Interpleader suit; and
 - (d) Appeal against order.