B.A.LL.B. (5Years Course) (with Credits)-Regular-Semester 2012 Sem VIII

LLB 4861 Course Code 8.6.1 : Optional Paper-I Law of Trust

Time: Three Hours

Max. Marks: 80

GUG/W/16/7139

Notes: 1. Attempt **eight** questions in all including Q. No. **1** which is compulsory.

- 2. All questions carry equal marks.
- 3. Indicate appropriate question no. while answering.
- **1.** Choose the correct alternative for the following.
 - i) The subject matter of a trust may be
 - a) Property transferable to the beneficiary
 - b) any kind of property
 - c) property

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- d) None of the above
- ii) On behalf of minors a trust may be created by
 - a) Making authorities
 - b) taking permission of Principal Civil Court of original jurisdiction.
 - c) without any formalities.
 - d) None of the above
- iii) The person who reposes or declares the confidence is called
 - a) Trust
 - b) Trustee
 - c) Beneficiary
 - d) Author of the trust.
- iv) A trust may be created for lawful purpose unless
 - a) It is forbidden by law
 - b) is fraudulent
 - c) both of the above
 - d) none of the above
- v) A bequeaths property to B in trust to employ it in carrying on a smuggling business and out of the profits there of to support A's children. The trust is
 - a) valid
 - b) valid with some conditions
 - c) void
 - d) voidable.
- vi) A trust may be created by
 - a) any person competent to contract
 - b) any person
 - c) any Minor
 - d) None of the above.

- vii) The trustees must execute the duties of the office in their joint capacity in case of
 - a) Discharging function by sole trustee
 - b) Co Trustees
 - c) a number of beneficiaries
 - d) None of the above
- viii) If the trust property is of perishable nature, the trustee has
 - a) to do nothing
 - b) to convert it into property immediately of profitable nature
 - c) to wait till the person who has given the property will give direction
 - d) none of the above
- ix) If a trustee improperly leaves trust property outstanding and it is consequently lost, he is liable to
 - a) make good the property lost
 - b) Pay interest there on
 - c) create new trust
 - d) all of the above
- x) Under section 25 of the Indian trust act, the trustee is
 - a) liable for predecessor's fault
 - b) Non-liable for predecessor's fault
 - c) Partially liable for predecessor's fault
 - d) None of the above
- 2. Define Trust. Discuss the provisions regarding the creation of Trust.
- **3.** What do you understand by beneficiary?
- **4.** Explain the rights of beneficiary under Indian Trust Act, 1882.
- **5.** Discuss the liabilities of Trustee.
- **6.** Explain
 - a) Classification of Trust
 - b) Distinction between Trust and Contract
- 7. Discuss the rights of Trustee.
- **8.** Explain the liabilities of beneficiary.
- **9.** Write a note on discharge of Trustees.
- **10.** Write a detailed note on charitable and religious trust.
- **11.** Explain
 - a) The cypress Doctrine
 - b) Advantage from undue influence
- **12.** Write a note on powers of Trustees.
