



BRAINWARE UNIVERSITY

Term End Examination 2023

Programme – LL.B.-2019/LL.B.-2020

Course Name – Professional Ethics and Professional Accounting System

Course Code - LLB603

(Semester VI)

Full Marks : 60

Time : 2:30 Hours

[The figure in the margin indicates full marks. Candidates are required to give their answers in their own words as far as practicable.]

Group-A

(Multiple Choice Type Question)

1 x 15=15

1. Choose the correct alternative from the following :

- (i) Select: Section 25 of The Advocates Act, 1961 deals with ____.
- | | |
|---|---|
| a) Advocates alone entitled to practice | b) Authority to whom applications for enrolment may be made |
| c) Right of pre-audience | d) Stay of order |
- (ii) Indicate: Section 42 of The Advocates Act, 1961 provides ____.
- | | |
|-------------------------------------|---|
| a) Powers of disciplinary committee | b) Advocates alone entitled to practise |
| c) Alteration in roll of advocates | d) Power of revision |
- (iii) Identify the section of The Advocates Act, 1961 which informs Bar Council to be body corporate.
- | | |
|--------------|---------------|
| a) Section 7 | b) Section 4A |
| c) Section 5 | d) Section 9 |
- (iv) State the year in which Mayor's Court in Madras, Bombay and Calcutta was established by the East India Company.
- | | |
|---------|---------|
| a) 1726 | b) 1678 |
| c) 1710 | d) 1789 |
- (v) Identify the committee/ commission related to the law commission during British India.
- | | |
|----------------------|--------------------------|
| a) Seargent Plan | b) MacDonnell Commission |
| c) Fraser Commission | d) Macaulay Commission |
- (vi) An advocate wishes to appeal against an order of a single Bench of a High Court. Choose the authority before whom such appeal can be filed.
- | | |
|---------------------------|--------------------------------------|
| a) Supreme Court of India | b) Bench of Judges of the High Court |
| c) No such appeal lies | d) Before the same Judge |
- (vii) Determine: The examination of a witness by the ____ is called cross examination.
- | | |
|------------------------|------------------|
| a) party who calls him | b) adverse party |
| c) any party | d) the judge |

- (viii) Illustrate the case where the Supreme Court made clear that license of an advocate to practise cannot be suspended in exercise of contempt jurisdiction.
- a) Supreme Court Bar Association v Union of India b) Om Prakash Jaiswal v D.K. Mittal
- c) Mritunjoy Das v Sayed Hasibur Rahman d) None of the mentioned
- (ix) Choose: The provision of reciprocity between India and another country for practising law has been laid under ___ of the Advocates Act, 1961.
- a) Section 41 b) Section 43
- c) Section 45 d) Section 47
- (x) Select: An advocate shall not act on the instructions of any person other than ___.
- a) client b) opposing counsel
- c) judge d) his own
- (xi) Cite the behaviour which is not a contempt of court among the following.
- a) Failure to comply with requests b) Tampering
- c) Providing evidence d) Interruption of court proceedings
- (xii) Choose the custodian of the Constitution of India.
- a) President of India b) Prime Minister
- c) Supreme Court of India d) People of India
- (xiii) Indicate the chairman of the Indian Bar Committee, 1923.
- a) Sir Edward Hones b) Sir Alphen Crate
- c) Sir Edward Chamier d) Sir Parry Abbott
- (xiv) Infer the meaning or privilege.
- a) Legally protected interests b) Benefit or immunity conferred by law
- c) Carries action or forbearance d) None of the mentioned
- (xv) Identify the classification of advocates.
- a) Senior advocates b) Other advocates
- c) Both a and b d) Neither a nor b

Group-B

(Short Answer Type Questions)

3 x 5=15

2. Name the chairman of the Indian Bar Committee, 1923 and state its observations. (3)
3. Discuss the relationship between the Bench and the Bar. (3)
4. Explain the following: i. legal practitioner ii. State Bar Council (3)
5. Sujan made an application for enrollment before the Karnataka Bar Council but the application was refused. Examine whether he can seek enrollment in other State Bar Council. (3)
6. Explain professional misconduct through illustration. (3)

OR

- Classify the disqualifications for enrolment under Section 24A of the Advocates Act, 1961. (3)

Group-C

(Long Answer Type Questions)

5 x 6=30

7. Define contempt of court. (5)
8. Restate the composition of the Bar Council of India. (5)
9. Illustrate the orders that may be given by the State Bar Council for misconduct. (5)
10. Estimate the contempt liability of Judges and Magistrates. (5)
11. Deduce the role of bar in the maintenance of Bar-Bench relations. (5)
12. Explain the important provisions of Advocates Act, 1961. (5)

OR

- Explain the characteristics of accounting. (5)
