


Name:			
Enrolment No:			
UPES End Semester Examination, May 2024			
Course: Professional Ethics & Professional Accounting Program: LL.b. (Hons.) Course Code: CLCC 3059		Semester: VI Time: 03 hrs. Max. Marks: 100	
Instructions: All Questions are Compulsory			
SECTION A (5Qx2M=10Marks)			
S. No.		Marks	CO
Q 1	Which of the following is not the function of State Bar Councils? (a) to admit persons as advocates on its roll (b) to organize legal aid to the poor in the prescribed manner (c) to safeguard the rights, privileges, and interests of advocates on its roll (d) to promote and support law reform to conduct seminars and organize talks on legal topics by eminent jurists and publish journals and papers of legal interest (e) None of the above	2	CO1
Q 2	Which of the following are the conditions for the disqualification for enrollment of a lawyer under the Advocates Act, 1961? (a) If the person is condemned of an offence involving moral turpitude, (b) If the person is condemned of an offence under the provisions of the Untouchability Offences Act, 1955 (c) If the person is fired or off from employment or workplace under the state on any charge involving moral turpitude (d) Options (a) and (c) only. (e) Options (a), (b) and (c)	2	CO1
Q 3	Section _____ of the Contempt of Courts Act, 1971 provides for the Punishment of Contempt of Court.	2	CO1
Q 4	Section 2 (1) (a) defines 'Advocate' as an advocate entered in any roll under the provisions of the Advocates Act, 1961. (TRUE/ FALSE)	2	CO1
Q 5	State the definition of contempt of courts as laid down under the Contempt of Courts Act, 1971.	2	CO1

SECTION B (4Qx5M= 20 Marks)			
Q 6	Elaborate on the status and development of the Legal Profession in the Pre-independence era.	5	CO2
Q 7	Elucidate upon ‘courage’ and ‘eloquence’ as the lamps of advocacy as propounded by Sir Edward Abbott Parry <u>OR</u> Write an explanatory note on the significance of accountancy knowledge for lawyers enabling them to interpret financial accounting statements in lawyering.	5	CO2
Q 8	Examine the eligibility to be designated as a ‘Senior Advocate’ in the light of the Advocates Act, 1961. <u>OR</u> Elucidate upon the duty of a lawyer towards his client.	5	CO2
Q 9	Discuss the defences available in the case of Civil Contempt under the Contempt of Courts Act, 1971.	5	CO2
SECTION-C (2Qx10M=20 Marks)			
Q 10	Critically examine the lawyer’s right to strike, with the help of judicial pronouncements.	10	CO3
Q 11	In the light of the case laws analyze Criminal Contempt under the Contempt of Courts Act, 1971.	10	CO3
SECTION-D (2Qx25M=50 Marks)			
Q 12	Ms Puja and 120 other practising advocates, all working as advocates in Indian law firms, have called for a strict regulatory practice on the complete restriction of the entry of foreign firms in India. They contend that it will be discriminatory if foreign firms are allowed to set up their businesses in India as it will create an unlevel playing field between local and overseas companies. A special committee has been set up by the Court to study this matter and present the report. You have been appointed as the head of the committee. A. What components do you plan to add to your report? B. Examine the judgments given by the Courts on the entry of foreign law firms in India. C. State the recent development and the fly-in and fly-out mode stated by the Court. D. Are you in consonance with the judgment given by the Apex Court in the Bar Council of India v. A.K. Balaji (2018) 5 SCC 379.	5+10+5+5	CO4

<p>Q 13</p>	<p>4 Senior Judges of the Supreme Court of Atlantis in a Press Conference aired their grievances over the Chief Justice’s style of functioning.</p> <p>They said that “he was assigning important cases to junior judges.” The allegation of bench-fixing remained unvoiced, but it was the message between the lines.</p> <p>“This is an extraordinary event in the history of the nation, more particularly this nation. It is with no pleasure that we are compelled to call this press conference. But the administration of the Supreme Court is not in order and many things which are less than desirable have happened in the last few months,” one of the judges said.</p> <p>a) Applying the relevant provisions of the Contempt of Court, 1971 decide whether this amounts to Contempt. b) If yes, then what kind of Contempt? Elaborate on it.</p> <p>Support your answer with case laws.</p>	<p>12.5+ 12.5= 25</p>	<p>CO4</p>
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