



'সমানো মন্ত্র: সমিতি: সমানী'

UNIVERSITY OF NORTH BENGAL

B.A./BBA/B.Com. LL.B. Honours 9th Semester Examination, 2022

EQUITY AND TRUSTS

PAPER CODE: EC07

Time Allotted: 3 Hours

Full Marks: 100

Questions are of equal value

Answer Question Number 7 and any four questions from the rest

1. Equity was inherent in natural law. It means fairness. But equity originated to cure the defects of common law. Tract the origin and development of equity. 20
2. Law of equity did not develop abruptly but rather slowly along with maxims and the existing law of the land. Substantiate the above statement with any five maxims of equity and their applicability to the Indian legal regime. 20
3. (a) Define trust. 4+8+8
(b) Distinguish Trust from Bailment and Contract.
(c) Explain the classification of Trust formed by the act of parties.
4. (a) Discuss the rights and duties of the trustees.
(b) Write a note on "no right to remuneration of the trustee".
5. (a) Explain the rights and liabilities of the beneficiaries.
(b) Explain the maxim: "Equity will not suffer a wrong to be without remedy".
6. Critically examine the disabilities of Trustees as mentioned in the Indian Trust Act, 1882.
7. Write short notes on any *four* of the following:
 - (a) Features of common law system
 - (b) Mixed legal system
 - (c) Extinction of Trust
 - (d) Delay defeats equity
 - (e) Rule of three certainties
 - (f) Cy-pres Doctrine.

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