

JUNE 2014

ALTERNATIVE DISPUTE RESOLUTION SYSTEM

UNIT – I

1.(a) Explain in brief inquisitorial and adversarial system of justice.

OR

“The need for finding alternatives arises due to the working of the present system of administration of justice” – Bring out the defects in the present system of administration of justice.

(b) Write short notes on: Advantages of alternative dispute resolution system.

OR

Civil procedure code and alternative disputes resolution system.

UNIT – II

2. (a) Explain the process of appointment of an arbitrator.

OR

What is arbitration agreement? Bring out the differences between an arbitration agreement and an arbitration clause.

(b) Write short notes on: Arbitration Award

OR

Interim measures.

UNIT – III

3. (a) Describe briefly the powers and duties of a conciliation officer.

OR

Narrate the note of a conciliator.

(b) Write short notes on: Conciliation under Industrial Disputes Act.

OR

Conciliation under Family Court Act.

UNIT – IV

4. (a) Explain the different approaches to negotiation.

OR

Narrate the qualities and skills of a negotiator.

(b) Write short notes on: Essentials of negotiation.

OR

Power to negotiate.

UNIT – V

5. (a) What is mediation? Narrate the qualities of a mediator.

OR

Explain modes and models of mediation.

(b) Write short notes on: Preparation for mediation.

OR

Stages of mediation.

DECEMBER 2014

ALTERNATIVE DISPUTE RESOLUTION SYSTEMS

- 1. Answer Q. No. 9 and any five of the remaining questions.**
- 2. Q. No. 9 carries 20 marks and the remaining questions carry 16 marks each.**
- 3. Answers should be written either in English or Kannada completely.**

1. Discuss the advantages and disadvantages of inquisitorial system.
2. Explain the salient features of the Arbitration and Conciliation Act, 1996.
3. Explain appointment of conciliators.
4. Explain the different approaches to negotiation.
5. Explain the essential characteristic of a mediation process.
6. Explain the role of conciliator under the Family Courts Act, 1984.
7. Explain the provisions relating to Lok-adalat.

8. Write short note on any two of the following:
- a) Qualifications of arbitrators
 - b) Definition of mediation
 - c) Power of negotiate
9. Solve any two of the following problems:
- a) Smt. Manjula and Smt. Usha earned illegally Rs. 10,000/-. Both Smt. Manjula and Smt. Usha wanted to settle the matter in the Lok-Adalat. Advice.
 - b) As per the arbitration clause Smt. Laxmi and Smt. Netra submitted their dispute to adjudicate in the arbitral tribunal. Arbitral tribunal decide subject matter which was not referred to arbitration. Smt. Laxmi and Smt. Netra want to set-aside the award. Advice.
 - c) "A" and "B" referred their dispute to mediation. Both "A" and "B" insists mediator to adjudicate their dispute. Advice "A" and "B".
