

**JUNE 2015**

**ALTERNATIVE DISPUTE RESOLUTION SYSTEM**

1. What is Alternative Dispute Resolution System? Explain its advantages and disadvantages.
2. Explain the composition of arbitral tribunal.
3. The role of the conciliator is the key for the success of conciliation. Discuss.
4. Explain in detail the different phases of negotiation.
5. What is mediation? Explain its essentials.
6. What is lok – adalat? Explain the advantages and disadvantages of lok-adalat.
7. Explain the role of conciliator under the Industrial Dispute Act, 1947.
8. Write short note on any two of the following:
  - a. Mediation of process.
  - b. Termination of conciliation.
  - c. Qualities of a negotiator.
9. Solve any two of the following problems.
  - a. 'A' is appointed as a sole arbitrator by 'B' and 'C' to settle their dispute 'A' and his wife invested in 'B's company. 'A' gives verdict in favour of 'B'. 'C' discovers this after two months of the award. Can 'C' ask for setting aside of the award.
  - b. An apprentice – deed between a minor and his employer contained an arbitration clause. Is the clause binding on the minor?
  - c. Banashree and Vanashree settle their dispute in the lok adalat. Lok adalat passed award. Afterwards Banashree wants to challenge the award. Advise.

-----

## DECEMBER 2015

### ALTERNATIVE DISPUTE AND RESOLUTION SYSTEMS

1. Explain the advantages of Adversarial method of administration of Justice.
2. Explain the salient features of the Arbitration and Conciliation Act, 1996.
3. What is conciliation? Discuss the law relating to appointment and removal of conciliators.
4. What is Negotiation? Bring out the essentials of Negotiation.
5. Explain the differences between mediation and adjudication.
6. Explain the role of conciliator under the Family Courts Act, 1984.
7. Explain the provisions relating to Lok-Adalat.
8. Write short notes on any two of the following:
  - (a) Arbitration agreement.
  - (b) Notice under Sec. 80 C.P.C.
  - (c) Definition of Mediation.
9. Solve any two of the following by giving reasons:
  - (a) 'A' has committed an offence of simple hurt against 'B'. Later 'A' and 'B' compromise the offence before the Lok Adalat. Decide the validity of compromise.
  - (b) An industrial dispute is pending before the conciliation officer. The same dispute is referred to labour court by the appropriate government. Decide the validity of reference.
  - (c) Husband has filed divorce petition against his wife before Family Court. On the consent of both the parties the Family Court passed divorce decree. Then the wife has filed an appeal against the decree before High Court. Decide.

-----