

00371

**POST GRADUATE DIPLOMA IN LEGAL
PROCESS OUTSOURCING (PGDLPO)**

Term-End Examination

June, 2011

PGDLPO-02 : PAPER II

NOTE : This paper is to be attempted by students enrolled for January 2009 batch only.

Time : 3 hours

Maximum Marks : 100

*This paper Covers the courses MLEI-05 to MLEI-08 Part A consists of objective questions. Each question is of 2 marks. All questions are **compulsory**. Part-B consists of descriptive questions. Each question carries 15 marks.*

PART - A

1. Which of the following must be present in order for a court to hear a case in the United States ? 20x2=40
- (a) Diversity Jurisdiction
 - (b) Physical Presence
 - (c) Personal Jurisdiction
 - (d) Alienage Jurisdiction

2. All of the following are methods of serving process EXCEPT :
- (a) Personal Service
 - (b) Substituted Service
 - (c) Delivery to Defendant's employee authorized to appear in court for defendant.
 - (d) Delivery to Defendant's Agent authorized to receive service.
3. The only one of the following that must be included in the complaint is :
- (a) Arguments
 - (b) Relief Sought
 - (c) Legalese
 - (d) Admissions
4. An impleader action involves :
- (a) The defendant making a counter-claim against the plaintiff.
 - (b) The defendant making a claim against a co-defendant.
 - (c) The defendant making a cross-claim against the plaintiff.
 - (d) The defendant joining a 3rd party as a defendant.
5. What is the standard of lawyering expected from you as an LPO professional ?
- (a) International standards for lawyering
 - (b) Standards of conduct as set out by the Bar Council of India.
 - (c) U.S Standards of lawyering
 - (d) Paralegal standards

6. Identify the error free sentence from among the following.
- (a) We exercise jurisdiction pursuant to 28 USC. § 1291 and 2253 and undertake plenary review of the judgement of the District Court.
 - (b) We exercise jurisdiction pursuant to 28 USC § 1291 and 2253 and undertake plenary review of the judgement of the District Court.
 - (c) We exercise jurisdiction pursuant to 28 U.S.C. § 1291 and 2253 and under take plenary review of the judgement of the District Court.
 - (d) We exercise junsisdiction to 28 U.S.C. § 1291 and 2253 and, undertake plenary review of the judgement of the District Court.
7. Which of the following is NOT one of the suggested strategies for preparing for job interview :
- (a) Conduct research on the Company/ Industry
 - (b) Prepare answers to possible interview questions.
 - (c) Gather key resources (extra resumes, reference list) to take with you.
 - (d) Plan to ask about salary and benefits at the beginning of the interview.

8. As soon as you get back from the interview, you should :
- (a) Put your feet up and relax, knowing you did a great interview
 - (b) Spend hours kicking yourself for some poor answers you gave
 - (c) Immediately fire off thank you letters to each person who interviewed with you.
 - (d) Quit your current job in anticipation of a new job offer.
9. I want to be here because I like my life and this city _____ the same time, I want to travel and explore new lands. I don't know what to do.
- (a) At
 - (b) For
 - (c) By
 - (d) To
10. Where does the word "communication" originate from and what does it mean ?
- (a) Latin - Meaning to share or impart
 - (b) German - Meaning knowledge
 - (c) French - Meaning to listen
 - (d) Greek - Meaning to communicate
11. Which one of the following statements is TRUE about passive voice ?
- (a) We use the passive when we don't need to say who did the action.
 - (b) Passive sentences are the worst form of writing in English
 - (c) Sentences in the passive form make reading boring.
 - (d) We use the passive voice only if we know who did the action.

12. Which one of the following statements is FALSE about direct speech ?
- (a) Direct speech always appears within quotation marks (“.....”)
 - (b) Direct speech is something called quoted speech.
 - (c) Indirect speech, the pronoun often changes.
 - (d) Direct speech is informal than the direct one.
13. Choose the sentence that is written without any error.
- (a) It was me who prepared the document.
 - (b) It was they who informed the police.
 - (c) Either him or me will do the preliminary investigation.
 - (d) Entering the darkened room, his eyes slowly adjust to the dimness.
14. Which one of the following statements is TRUE regarding not taking ?
- (a) Good notes need to be organized efficiently
 - (b) Good note can be practiced by adopting one point after another, using numbers and letters.
 - (c) Good notes can be arranged in order of importance.
 - (i) a and b (ii) Except c
 - (iii) only a (iv) All of the above

15. Identify the option that corrects the problem in the original sentence. Despite their lucky escape, Jason and his brother could not hardly enjoy themselves.
- (a) Jason and his brother could not hardly enjoy themselves.
 - (b) Jason and his brother could not enjoy themselves.
 - (c) Jason and Jason's brother could not hardly enjoy themselves
 - (d) Jason and his brother could not enjoy them.
16. Which of the following is not a primary authority ?
- (a) Zahira Habibulla Vs. State of Gujarat
 - (b) UN convention on the Rights of Persons with Disabilities
 - (c) The Indian contract, Act, 1872
 - (d) Text on the contract Act by Dr. Avatar Singh.
17. Which of the following statements about Secondary Authorities is not true ?
- (a) They refer to literature that interprets or explains primary authorities.
 - (b) They may be compelling enough to be a basis for a judgement
 - (c) They offer equally binding support for legal arguments as do primary sources.
 - (d) V.N. Shukla's "Constitution of India" is a secondary authority.

18. Which Article of the Universal Declaration of Human Rights relates to the contemporary significance of privacy ?
- (a) Article 13 (b) Article 21
(c) Article 12 (d) Article 24
19. Which of the following statement regarding privacy is not true ?
- (a) The Right to Privacy has been recognised in both the Universal Declaration of Human Rights and the United Nations International Covenant on Civil and Political Rights.
- (b) In India, the Right to Privacy is a constitutional right.
- (c) Almost all the advanced legal systems today have conferred constitutional recognition of the Right to Privacy .
- (d) The Right to Privacy of an individual needs to be given priority over the interest of the public in general.
20. A document is said to be “petrified” when :
- (a) When copies of documents are printed
- (b) Document’s password is protected to prevent making changes.
- (c) The document is converted from its native format to static image formats, such as tiff and jpeg files.
- (d) The documents are converted from static image formats, such as tiff and jpeg files to their native format.

PART - B

Attempt *any 4* questions. Each question carries
15 marks. 4x15=60

1. Discuss parts of the federal civil litigation process with reference to US civil litigation system with the help of examples and illustrations.
 2. Describe different types of Partnerships with short explanations on each type.
 3. Draft a covering letter to Sreedhan legal company for the position of contracts specialist that is available in Delhi, India ?
 4. Differentiate between note taking and note making and list out a new tips for effective note taking.
 5. Write a note on ESI and scope of Discovery under Rules 26 (b)(1) and Rule 26 (b)(2) of the Federal Rules of Civil Procedure.
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