

HONS. 10/18/03

B.A. LL.B., (Hons.) DEGREE TENTH SEMESTER EXAMINATIONS, APRIL 2018

ALTERNATIVE DISPUTE RESOLUTION

Time: 3 Hours

Maximum Marks: 50

Answer ALL questions. ALL questions carry TEN marks

(5 x10 = 50)

I. (a). What are the validity requirements for an Arbitration Agreement?

OR

(b). What are the differences between Conciliation, Mediation and Arbitration?

II. (a). Explain Plea Bargaining (Sec 265A to Sec 265L of Cr. P.C).

OR

(b). What is *amiable compositeur* in Arbitration?

III. (a). What are the grounds for setting aside an Arbitral Award u/s 75 and 81 of the Arbitration and Conciliation Act, 1996?

OR

(b). What are the powers of judicial authorities to refer parties to Arbitration?

IV. (a). A Conciliator is guided by the principles of objectivity, fairness and justice. Explain.

OR

(b). Explain the stages of Mediation, and what is "pause" in Mediation?

V. (a). Explain "Settlement Agreement" in a Conciliation proceeding.

OR

(b). In an Arbitral proceedings between M/s Rorito Liquide and Mr. Anderson, Claimant Mr. Anderson had secured an interim order u/s 17 of the Arbitration and Conciliation Act, 1996 on 07-04-2017. However, he failed to execute the Interim Order. The final Award passed on 20-03-2018. Now, for securing the interim protection, what are your advice to Mr. Anderson?
