

HONS. 10/18/001(Supplementary)

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

ALTERNATIVE DISPUTE RESOLUTION

Time: 3 Hours

Maximum Marks: 50

Answer ALL questions. ALL questions carry TEN marks

(5 x10 = 50)

1. What are the differences between ODR and HDR?
OR
2. What is a Lok Adalath Award?
3. Part – 2 of the Arbitration and Conciliation Act, 1996, does not specifically exclude the enforceability of non- convention awards therefore even non- convention awards are enforceable in India. Explain.
OR
4. What are the major changes brought in the Arbitration and Conciliation Act amendment in 2015; and in the 2018 Bill?
5. What is Expert Determination?
OR
6. What is a Dispute Adjudication Board?
7. A plea that Arbitral Tribunal does not have jurisdiction shall be raised not later than the submission of the statement of defense. Explain.
OR
8. Explain the role of Third party funding in Arbitration.
9. Examine the choice of law applicable to Domestic and International Arbitration in The Arbitration and Conciliation Act, 1996.
OR
10. M/s Rexona is a leading manufacturer of quality perfumes in India. M/s Niti Singh, a consumer and a college student, brought 12 packets of Rexona perfumes, with an agreement, that she shall be promoting the M/s Rexona perfumes in her college, with an enormous discounted price. The perfumes did not matched with her expectation, and she did not performed the promotion works in college, as per the agreement. Further, she filed a consumer complaint in CDRF. M/s Rexona objected the same on the ground of Arbitral Clause. Judge the case (1) as a Consumer Forum President, and (2) as an Arbitrator on jurisdiction.