Name. _____ **Student Admn. No.:** _____	**Printed Pages:01**

School of Law

Back Paper Examination Even Semester (Non - Graduating Batches) – June 2024

[Programme: LL.M.] [Trimester: II)[Batch:]

Course Title: Commercial Arbitration **Course Code:** MLAW5027	**Max Marks: 100** **Time:3 Hrs.**

Instructions:

1. *All questions are compulsory.*
2. *Assume missing data suitably, if any.*

		K Level	COs	Marks
	SECTION-A (15 Marks) 5 Marks each			
1.	Write a short note on genesis of Alternate Dispute Resolution (ADR) in India.	1	1	5
2.	Elaborate the different modes of Alternate Dispute Resolution Modes?	1	1	5
3.	Elucidate the advantages of Arbitration?	2	2	5
	SECTION-B(40 Marks) 10 Marks each			
4.	Whether Arbitration Clause and Arbitration Agreement be used interchangeably. Comment.	3	3	10
5.	Elucidate the Powers and Duties of Arbitrator?	3	3	10
6.	Justice P.N. Bhagwati has clearly stated "that legal aid means providing an arrangement in the society which makes the machinery of administration of Justice easily accessible and in reach of those who have to resort to it for enforcement of rights given to them by law". Elucidate the statement.	4	4	10
7.	Explain the composition, jurisdiction and competence of an Arbitral Tribunal as per Indian Legal Framework.	4	4	10
	SECTION-C (45 Marks) 15 Marks each			
8.	Elaborate and analysis the principle of party autonomy and how does it relate to the determination of jurisdiction in arbitration?	5	5	15
9.	Evaluate the grounds on which an arbitral award can be challenged according to the Arbitration and Conciliation Act, 1996?	5	5	15
10	Analyses the various grounds for setting aside a domestic arbitral award under the Arbitration and Conciliation Act, and how it is different from 1940 Act. Also discuss the form and content of arbitral award.	5	5	15