

BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS-2021 COURSE)

**LL.B. Sem - II : WINTER : 2023
SUBJECT : SPECIAL CONTRACTS**

Day : Friday

Time : 02:00 PM-04:30 PM

Date : 27-10-2023

W-24999-2023

Max. Marks : 60

N.B

- 1) All questions are **COMPULSORY**.
- 2) All questions carry **EQUAL** marks.

Q.1 a) A becomes surety to C for B's conduct as a manager in C's bank. Afterwards, B and C contract, without A's consent that B's salary shall be raised, and that he shall become liable for one fourth of the losses on overdrafts. B allows a customer to overdraw, and the bank loses a sum of money. Is A discharged from his liability?

OR

b) A lady, who knew that her skin was abnormally sensitive, bought a tweed coat and developed skin trouble by using it. She did not disclose to the seller that her skin was abnormally sensitive. Is the seller liable for breach of implied conditions as to fitness or quality?

Q.2 a) Indemnity is not necessarily given by repayment after payment, however it requires that the party to be indemnified shall never be called upon to pay. Discuss the above statement with the help of relevant case laws.

OR

b) "Although sharing of profits is an essential element of partnership, it is not the sole test". Comment.

Q.3 a) Define Bailment and briefly state the rights and duties of bailor and bailee?

OR

b) Define Promissory Note. Discuss the essential elements of promissory note.

Q.4 a) Write short notes on:-
i. Ratification by Principal
ii. Agreement to Sell

OR

b) Write short notes on:-
i. Outgoing Partners
ii. Maturity of Negotiable Instruments

Q.5 a) Define Agent and Principal. When does an agency get terminated?

OR

b) Define Pledge. Can Pledge be made by non-owner?

BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS-2021 COURSE)

LL.B. Sem - II : WINTER : 2023

SUBJECT : ICT & LEGAL RESEARCH (SOFT SKILLS)

Day : Monday

Time : 02:00 PM-04:30 PM

Date : 30-10-2023

W-25000-2023

Max. Marks : 60

N.B.

- 1) All questions are **COMPULSORY**.
 - 2) All questions carry **EQUAL MARKS**.
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Q.1 a) 'Making students of law techno-savy is the need of the hour.' Elaborate.

OR

Q.1 b) 'Good communication skill is a key ingredient of a lawyer's personality.' Describe importance of soft skills in a lawyer's career.

Q.2 a) Throw light on scope and objectives of legal research.

OR

Q.2 b) Write short notes on:

- i) Bulletin Boards
- ii) Types of Plagiarism

Q.3 a) Write in brief about history of computer and its different types.

OR

Q.3 b) Write short notes on:

- i) Hardware
- ii) Binary Number System

Q.4 a) Why data security and database management plays an important role in various corporate legal matters?

OR

Q.4 b) Describe significance of ICT in an effective justice delivery system.

Q.5 a) Discuss the technology that allows lawyers and judges to refer to legal references and online connection by stating the advantages and limitations of COLR/CALR.

OR

Q.5 b) Write short notes :

- i) MS Word and Power Point
- ii) Input and Output Devices

BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS-2021 COURSE)

LL.B. Sem - II : WINTER : 2023

SUBJECT : PRACTICAL PAPER-I (PROFESSIONAL ETHICS, ACCOUNTANCY FOR LAWYERS & BAR BENCH RELATIONS)

Day : Wednesday

Time : 02:00 PM-04:30 PM

Date : 1/11/2023

W-25001-2023

Max. Marks : 60

N.B.

- 1) All questions are **COMPULSORY**.
- 2) All Question Carry **EQUAL** marks.

Q.1 Explain case laws **ANY TWO** of the following:

- a) C. Ravichandran Iyer v/s Justice A.M. Bhattacharjee 1995 (5) SCC 457.
- b) Narayandas v/s Government of M.P. (1974) AIR 1232.
- c) Pritam Pal v/s High Court of MP AIR 1991 SC 1834.
- d) Afzal v/s State of Haryana 1995 Supp. 2 SCC 388

Q.2 a) Ethics is science of morals, rules of conduct, ethics examine human conduct and lays down rules of duty and ideal conduct dealing with the value of life. Comment.

OR

- b) Explain role of lawyer towards.
 - 1) Court
 - 2) Self

Q.3 a) In society people occupy different occupations for their satisfaction in this content explain the concept of professional etiquettes towards the client.

OR

- b) Define Contempt of Court. What are the kinds of Contempt explain with relevant case laws.

Q.4 a) Mutual respect is necessary for the maintenance of cordial relations between Bar and Bench. Explain

OR

- b) Discuss functions of State Bar Council of India under Advocates Act.

Q.5 a) Explain meaning and need of book keeping and rules of types of accounts.

OR

- b) Journalise following transactions of month of Nov. 2022 in the Books of Pritam Naik

Date	Particulars	Amount in Rs.
1.11.22	Started business with cash	3,00,000
2.11.22	Cash sale of goods to Swaroop	20,000
4.11.22	Credit sale to Nayan	50,000
5.11.22	Stationary purchase	10,000
8.11.22	Cash purchase of goods from Aarush	7,000
15.1.22	Cash received from Nayan in full settlement of his account	45,000
20.1.22	Cash purchase of furniture	10,000
25.1.22	Goods returned by Swaroop	4,000
28.1.22	Rent paid cash	10,000
30.1.22	Salaries paid	30,000

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ADDITIONAL EXAM FOR SPORT STUDENTS
BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS-2021 COURSE)
LL.B. Sem - II : WINTER : 2023
SUBJECT : JURISPRUDENCE

Day : Monday

Time : 02:00 PM-04:30 PM

Date : 18/12/2023

W-25002-2023

Max. Marks : 60

N.B.

- 1) All questions are **COMPULSORY**.
 - 2) All questions carry **EQUAL MARKS**.
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Q.1 a) Jurisprudence is the philosophy of the law. In other words, it seeks to explain what is law about in the most general way. Discuss.

OR

b) "There has to be a close nexus between the law and morality." How it can be justified?

Q.2 a) "Without punishment law is not a law" how it can be criticized in modern world?

OR

b) "Need of social engineering is necessary because of nature of human being." Defend this statement.

Q.3 a) "Primary rules are those rules which imposes duty on members of society like criminal laws." How H.L.A. Hart explain his thought through this statement?

OR

b) Bentham dethroned the natural law from its high pedestal and replaced it by a logical scientific working principle of utility. Comment.

Q.4 a) Write short notes on :
i) Precedent as source of law
ii) Custom and marital law

OR

b) Write short note:
i) Person
ii) Obligation

Q.5 a) "Justice is the first virtue and truth of system of thought." Discuss.

OR

b) "Rights and duty are reciprocal and interdependent." Explain.

BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS-2021 COURSE)
LL.B. Sem - II : WINTER : 2023
SUBJECT : JURISPRUDENCE

Day : Friday

Time : 02:00 PM-04:30 PM

Date : 3/11/2023

W-25002-2023

Max. Marks : 60

N.B.

- 1) All questions are **COMPULSORY**.
 - 2) All questions carry **EQUAL MARKS**.
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Q.1 a) "Jurisprudence is regarded as the fundamental foundations of every legal system." Discuss the importance of Jurisprudence.

OR

b) What are the modern principles of natural law according to Prof. Fuller which becomes the part of Inner Morality of Law?

Q.2 a) "Law is the union of primary and secondary rules." Discuss the H. L. A. Hart concept of law.

OR

b) "Law is the command of Sovereign" whether this concept of Austin applicable in modern world? Discuss.

Q.3 a) Kelsen's theory of pure law does not remain pure, but nevertheless it is regarded as the most outstanding development of law and legal system. Elaborate Kelsen's theory of law and state its application to Indian legal system.

OR

b) "Economics is the root cause of exploitation in every part of world." Discuss Economic Jurisprudence.

Q.4 a) Write Short Notes:

- i) Conflicting interests
- ii) Precedent as a source of law

OR

b) Write Short Note:

- i) Possession
- ii) American realism

Q.5 a) What is the Rawl's theory of justice and veil of ignorance?

OR

b) "Ownership is a bundle of rights which is available to legal owner and to be guaranteed by the respective legal system." Discuss.

BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS-2021 COURSE)

LL.B. Sem - II : WINTER : 2023

SUBJECT : BUSINESS LAW : INSURANCE LAW

Day : Monday

Time : 02:00 PM-04:30 PM

Date : 6/11/2023

W-25003-2023

Max. Marks : 60

N.B.:

- 1) All questions are **COMPULSORY**.
- 2) All questions carry **EQUAL** marks.

Q.1 A) 'Insurance is a risk transfer mechanism, where the risk is transferred to the insurance company'. Explain the nature, scope and characteristics of Insurance.

OR

B) 'Uberrima Fides is the legal doctrine which governs insurance contracts'. Elucidate the doctrine with the help of case laws.

Q.2 A) Discuss the provisions of Assignment and Nomination under the Insurance Act, 1938. Further, state the differences between the two.

OR

B) State and explain the constitution and the function of the Insurance Regulatory and Development Authority of India under the Insurance Regulatory and Development Authority Act, 1999.

Q.3 A) 'Marine Insurance is the oldest form of insurance'. Discuss the nature of marine insurance and also state what are marine adventures.

OR

B) 'Fire Insurance is a contract of insurance against the loss/damage by fire'. Explain the meaning of fire and loss by fire and further state the nature of fire insurance.

Q.4 A) Write short notes on
i) Re-insurance
ii) Public Liability Insurance

OR

B) Write short notes on
i) Third-Party Insurance under Motor Vehicles Act, 1988
ii) Proposal under Life Insurance

Q.5 A) i) Discuss the case *Reliance Life Insurance Co. Ltd. and Anr. vs. Rekhaben Nareshbhai Rathod*.
ii) *Mr. A* is the owner of a property which is insured against fire. *Mr. A* sells the house to *Mr. B*, but does not transfer the policy to *Mr. B*. The property is thereafter destroyed by fire. Discuss if *Mr. B* can recover the loss from the insurer with reasons.

OR

B) i) Discuss the case of *Pink vs. Fleming*
ii) *X* insured goods which were in transit on board a ship and sold the same to *Y*. The goods were subsequently lost by a peril insured against. *Y*, as the assignee of the policy, claims to recover the money due under the policy, but the insurer contends that *Y* has no insurable interest in the goods at the time they were insured. Discuss whether *Y* will succeed with reasons and similar decided case.

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BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS-2021 COURSE)
LL.B. Sem - II : WINTER : 2023
SUBJECT : CONSTITUTIONAL LAW : HEALTH LAW

Day : Monday

Time : 02:00 PM-04:30 PM

Date : 6/11/2023

W-25004-2023

Max. Marks : 60

N.B.

- 1) All questions are **COMPULSORY**.
- 2) All questions carry **EQUAL MARKS**.

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- Q.1** a) Explain the role of WHO in promoting health and its role in the pandemic situation.
OR
- b) The aspect of human health is regarded even more important as compared to the right to property. Explain the right to health as incorporated in the Indian Constitution.
- Q.2** a) An important aspect of health of an individual is the regulation and control of some drugs. Explain as to how the law tries to preserve the right to health with the help of Drugs & Cosmetics Act, 1940.
OR
- b) In order to protect the right to health, it is necessary to protect the environment. Explain the above statement with reference to the provisions of the Environment Protection Act, 1986 with the help of case laws.
- Q.3** a) Define Euthanasia and differentiate between active and passive euthanasia with the help of Aruna Shanbaug Case.
OR
- b) 'Medical negligence is the branch of duty owed by a doctor to his patient to exercise reasonable care and skill that results in some physical, mental and financial disability.' Comment with the help of case laws.
- Q.4** a) Explain the important provisions of the Indian Medical Council Act, 1956 and explain the duties of medical practitioner according to code of Medical Ethics 1972 towards their patients.
OR
- b) Elaborate the provisions regarding women and child with respect to the right to health.
- Q.5** a) M/s. Spring Meadows Hospital and Anr v/s Harjot Ahluwalia.
b) Mr. A who is 60 years old has purchased a mediclaim insurance online. He did not undergo any medical tests and also did not disclose his pre-existing diseases – diabetes and high blood pressure. When he was suggested a surgery, he tried to claim his insurance. The company denied his claim citing his diabetes and other health issues. Advise him.
OR
- a) Write short notes on :
i) Rights of HIV Patients relating to health
ii) Criminal liabilities.
- b) A night watchman after drinking tea, started vomiting and it was discovered that the tea contained arsenic, so he approached the hospital and the nurse telephoned the doctor, as the doctor was tired and unwell he did not attend the patient who died hours later from arsenic poisoning. Is the doctor guilty of medical negligence? Decide with reasons.

BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS-2021 COURSE)
LL.B. Sem - II : WINTER : 2023
SUBJECT : CONSTITUTIONAL LAW-II

Day : Wednesday

Time : 02:00 PM-04:30 PM

Date : 25-10-2023

W-24998-2023

Max. Marks : 60

N.B.:

- 1) All questions are **COMPULSORY**.
 - 2) All questions carry **EQUAL** marks.
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Q.1 a) Discuss how the legislative powers between the Union and the States are distributed under the Constitution.

OR

b) Elaborate in detail the Administrative Relation between Union and States.

Q.2 a) What is the constitutional position of the President of India? Has 42nd and 44th Amendment made any changes in this regards?

OR

b) Critically evaluate the Power, Privileges and Immunity given to the member of Parliament under Indian Constitution?

Q.3 a) Examine the concept of "Basic structure of Constitution." Give your view in favor and against about the concept of basic structure of the Constitution with reference to power of Parliament to amend the Constitution.

OR

b) Discuss the law relating to elections under the Constitution of India and also explain the function of the Election Commission.

Q.4 a) Explain the provisions under Article 352 of Indian Constitution relating to declaration of Emergency. What is the effect of declaration of emergency on Centre - State relations?

OR

b) Elaborate in detail the scope of Article 311 of the Constitution of India. What are the Constitutional protections available to government servants?

Q.5 a) Write note on:

- i) Provisions as to introduction of Bills
- ii) Anti-Defection law

OR

b) Write note on:

- i) Financial relations
- ii) Asymmetric Federal relations

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