

Subject : Optional - VI : b) Information Technology & Law

Day : Tuesday
Date : 25/04/2017



Time : 02.30 PM TO 05.30 PM
Max Marks : 80 Total Pages : 1

N.B.:

- 1) Attempt any **SIX** questions and **Q.1** is **COMPULSORY**.
- 2) Q. No. 1 carries **20** marks and all other questions carry **12** marks each.

Q.1

Write a short note on any **FOUR** of the following:

- a) Electronic data interchange
- b) Conflict of laws in cyberspace
- c) Computer and Network
- d) History of Internet
- e) Aims and objects of I.T. Act, 2000
- f) Privacy issues

Q.2

Discuss different challenges in enforcement of law in cyberspace with reference to jurisdiction principles under international law.

Q.3

Explain the concept of digital signature with the help of I.T. Act, 2000.

Q.4

Discuss features of I.T. Act, 2000.

Q.5

Enumerate legal issues regarding E-Governance under I.T. Act, 2000.

Q.6

Explain in details provisions regarding Cyber Regulation Appellate Tribunal under I.T. Act, 2000.

Q.7

Discuss the landmark judgment under which Sec. 66-A is declared as null and void by Supreme Court of India.

Q.8

Discuss different offences and penalties under I.T. Act, 2000.

Q.9

Discuss amendments made due to enactment of I.T. Act, 2000 in I.P.C., 1860 and Indian Evidence Act, 1872.

Q.10

Explain role performed by Certifying Authorities with the help of provisions under I.T. Act, 2000.

Subject : Optional - VI : a) Interpretation of Statutes

Day : Tuesday
Date : 25/04/2017



Time : 02.30 PM TO 05.30 PM
Max Marks : 80 Total Pages : 1

N. B. :

- 1) Attempt ANY SIX questions including Q. No. 1 which is **COMPULSORY**.
- 2) Q. No. 1 carries 20 marks and all other questions carry 12 marks.

Q. 1 Write short notes on ANY FOUR of the following:

- a) Statute to be construed to make it effective and workable
- b) Contemporanea exposition-an external aid of interpretation
- c) Non obstante clause
- d) Mandatory provisions
- e) Word of rank
- f) Omission not to be inferred

Q. 2 A statute is an edict of the legislature and in construing a statute, it is necessary to seek the intention of it's maker. Discuss the meaning and objects of the term 'interpretation'.

Q. 3 It is a well established rule that a provision in a statute, must be construed in a manner which would give effect to its purpose and to cure the mischief. Explain the mischief rule of interpretation.

Q. 4 Sometimes the internal aids of interpretation play an important role while interpreting a statute. Discuss the various internal aids of interpretation.

Q. 5 Explain the general principles related to the interpretation of statutes affecting the jurisdiction of courts.

Q. 6 It is well settled rule that a statute imposing a tax provision is to be strictly construed. Discuss the strict rule of interpretation of a taxing statute.

Q. 7 The courts apply different rules of interpretation to remedial and penal statutes. Distinguish between remedial and penal statutes.

Q. 8 The general rule of construction is that the repeal of a repealing Act does not revive anything replaced thereby. Discuss the concept of repeal and so also the consequences of repeal.

Q. 9 In dealing with the consolidating statute it is not necessary that each provision thereof must be traced to its original source. Discuss the rules of interpretation of statute related to the consolidating and codifying statutes.

Q.10 The constitution is meant to endure and stand the test of time, the strains and stresses of changing circumstances and hence requires a special approach of interpretation. Discuss the rules of interpretation related to the constitution.

Subject : Art of Advocacy

Day : Saturday



Time : 02.30 PM TO 05.30 PM

Date : 22/04/2017

34879

Max Marks : 80 Total Pages : 1

N.B.:

- 1) Attempt any **SIX** questions in all including **Q. No. 1** which is **COMPULSORY**.
- 2) **Q. No. 1** carries **20** marks and all other carries **12** marks each.

Q. 1 Write short notes on any **FOUR** of the following:

- a) Duties of lawyer towards society
- b) Elements of Advocacy
- c) Role of advocate in Rendering legal Aid
- d) Importance of IT in legal profession
- e) Lok Adalat
- f) Advice to client

Q.2 Discuss the legal position regarding various standards of professional conduct and etiquette of Advocate in India.

Q.3 What is professional misconduct? Explain guiding principles for determination of professional misconduct with case laws.

Q.4 Who become entitled to enroll as an advocate? Discuss Qualifications and Disqualifications.

Q.5 Explain in detail importance and significance of pre- trial preparation in Legal profession.

Q.6 Discuss in detail Art of Cross examining witness.

Q.7 "Every successful lawyer must required knowledge of courts, law and practice". Do you agree? Discuss.

Q.8 Explain the following:
i) Value of Precedent
ii) Value of Humor

Q.9 Discuss the Role of Advocate in development and promotion of Socio economic justice though public interest litigation.

Q.10 Discus the Role of Bar Councils in regulating ethics in legal profession, their powers and functions.

Subject : Criminal Procedure Code, Juvenile Justice

Day : Thursday

Date : 20/04/2017



34878

Time : 02.30 PM TO 05.30 PM

Max Marks : 80 Total Pages : 1

N.B.:

- 1) Attempt **ANY FOUR** questions from Section – A including **Q.No.1** which is **COMPULSORY**.
- 2) Attempt **ANY TWO** questions from Section – B.
- 3) **Q.No.1** carries **20** marks and all other questions carry **12** marks each.

SECTION – A

- Q.1** Write short notes on **ANY FOUR** of the following:
- a) Police Report on completion of Investigation
 - b) Autrefois acquit and Autrefois convict
 - c) Grounds for refusal or cancellation of maintenance
 - d) Power to pass sentences
 - e) Compounding of offences
 - f) Limitation period for taking cognizance
- Q.2** Define “Complaint”. Distinguish between ‘complaint’ and ‘First Information Report’ under Criminal Procedure Code.
- Q.3** What is “Anticipatory Bail”? Explain the circumstances in which Anticipatory Bail can be granted by Court with the help of Relevant provisions and case laws.
- Q.4** Elucidate the rule that “for every distinct offence there should be separate charge and each such charge should be tried separately”. Explain with exception to the rule.
- Q.5** When police may arrest without warrant? Explain procedure and duties of officer making arrest with recent Amendment to Criminal Procedure Code.
- Q.6** Critically examine the application of maintenance provisions under Criminal Procedure Code to Muslim divorced women with relevant case laws.
- Q.7** Explain the provisions relating to Trial of Summons cases by magistrate under Criminal Procedure Code.

SECTION – B

- Q.8** Explain the power of court to release certain offender on Probation of Good Conduct.
- Q.9** Who is ‘Juvenile’ and ‘juvenile in conflict with law’? Explain the constitution and powers of Juvenile Justice Board under Juvenile Justice Act 2000.
- Q.10** Write notes on :
- a) Probation officer
 - b) Child welfare committee

MAHIPATGAD-X(2009 COURSE) : SUMMER 2017
SUBJECT: CIVIL PROCEDURE CODE AND LIMITATION ACT

Day : Tuesday
Date : 18.04.2017

34877

Time: 2.30 P.M. To 5.30
Max. Marks: 80.

N.B.:

- 1) Attempt any **SIX** questions.
- 2) Q. No. 1 and Q. No. 10 are **COMPULSORY**.
- 3) Q. No. 1 carries 20 marks and all other questions carry 12 marks each.

Q.1 Write short notes on any **FOUR** of the following:

- a) Constructive Res-Judicata
- b) Interpleader Suit
- c) Reference
- d) plaint
- e) Restitution
- f) Res sub judice

Q.2 "Decree is the order of court having the force of law. It is the operative part of the judgment. Comment.

Q.3 "No court shall try a suit which has been heard and finally decided by the competent court." Elucidate.

Q.4 The error of jurisdiction goes to the root of the judgment. It cannot be corrected with the consent of the parties. Comment.

Q.5 What are the triple test laid down by the Supreme Court of India with regard to grant of temporary injunction?

Q.6 Write a note on :

- a) Types of appeal
- b) Types of set off

Q.7 What are the ground for setting aside the ex parte decree? Explain.

Q.8 Decree can be executed by various modes under order 21 of CPC. Explain any two in detail.

Q.9 Explain the law relating to suit by and against government of India

Q.10 Explain the law relating to the condonation of delay under Limitation Act 1963.