

**Subject : Constitutional Law-II**

Day : Monday  
Date : 02/05/2016



Time : 10.00 AM TO 01.00 PM  
Max Marks : 60 Total Pages : 1

**N.B.**

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

**Q.1** a) Explain the origin, evolution and features of orthodox and Indian federalism. Discuss why India deviated from orthodox federalism. Refer to relevant case laws and constitutional provisions.

**OR**

b) Write a critical assessment of centre-state relations, particularly in the context of working of legislative relations.

**Q.2** a) Discuss the concept of National Emergency under Article 352 and state the effects of proclamation of National Emergency.

**OR**

b) Discuss the various powers of the President of India.

**Q.3** a) Evaluate the object, scope and functional implication of Anti Defection Law.

**OR**

b) In order to supervise the entire procedure and machinery for election, an independent body called Election Commission is provided. Discuss the powers of Election Commission.

**Q.4** a) Elucidate the power of the Parliament to amend the constitution and discuss the limitations imposed by the Supreme Court on the amending powers. Also state the dangers of frequent amendments.

**OR**

b) Explain the power, privileges and immunities of the Parliament under the Constitution of India. What action can Parliament take in case of breach of privilege?

**Q.5** a) Deepak, an employee of the central government was dismissed from service as he was proved guilty of committing a criminal offence. Is the dismissal valid? Give advice to Deepak.

b) Case study of Kesavananda Bharati V. State of Kerala AIR 1973.

**OR**

a) Governor of state promulgated ordinance in 1988, which he re-promulgated several times. Decide the validity of exercise of this power.

b) Critically evaluate the Narsimha Rao case.

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**Subject : Special Contracts**

Day : Wednesday

Date : 04/05/2016



Time : 10.00 AM TO 01.00 PM

Max Marks : 60 Total Pages : 1

**N.B.:**

- 1) All questions are **COMPULSORY**.
- 2) Each question carries **12** marks.

**Q.1 a)** A gives some cloth to a tailor for making a suit of it. The tailor's charges are settled at Rs. 5,000/-. After the suit is ready A tenders Rs 5,000/- for the charges but the tailor refuses to deliver the suit till A pays an old debt of Rs. 1200. Is the tailor entitled to do so? Answer the above question by explaining in detail the right of lien available to a bailee in a contract of bailment.

**OR**

**b)** X of Cochin agreed to sell 400 tons of rice to Y of Kolkata to be shipped in November or December 2005. X puts the rice on ship on 20<sup>th</sup> Oct, 2005. Is the buyer bound to accept the consignment? Answer the above query by stating in brief the rules related to delivery of goods while performing a contract of sale.

**Q.2 a)** Briefly explain the various modes by which an agency may be created?

**OR**

**b)** State and explain the circumstances under which a surety is discharged from his liability.

**Q.3 a)** Write short notes on:  
i) Crossing of Cheques  
ii) Pawnor and Pawnee

**OR**

**b)** Write short notes on:  
i) Promissory Note  
ii) Dissolution of Firm

**Q.4 a)** Explain the rule "delegatus non potest delegate". Are there any exceptions to this rule?

**OR**

**b)** Explain the maxim "Caveat Emptor". Are there any exceptions to it?

**Q.5 a)** Define Partnership. Explain the essential elements of Partnership. Also distinguish between Partnership and Company.

**OR**

**b)** What is a Bill of exchange? What are its essential elements? How does it differ from a Promissory Note?

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**BEAS – II (CBCS) (2015 COURSE): SUMMER- 2016**  
**SUBJECT: ICT & LEGAL RESEARCH (SOFT SKILLS)**

Day: Friday  
Date: 06-05-2016

Time: 10:00 A.M. To 1:00 P.M.  
Max Marks: 60

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**N.B.:**

- 1) All questions are **COMPULSORY**.
  - 2) All questions carry **EQUAL** marks.
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**Q.1** Define 'Information and Communication Technology'. Discuss its utility for promoting excellence in Legal Education.

**OR**

"Soft or interpersonal skills are the non-technical skills, lawyers need to manage and develop their interactions with clients and colleagues for effective working relationships" Comment and discuss the different skills of successful lawyers.

**Q.2** "A Hypothesis is not a question, but rather it is a statement about the relationship between two or more variables" comment and discuss the types of hypothesis.

**OR**

"Standard Indian Legal Citation is an effort by Indian lawyers and academicians to usher in uniformity in legal Citation practices across India". Comment and discuss the citation system for legislative materials.

**Q.3** "The Electronic Court enables the parties, the trial judge, and court staff to have secure access to all of the material in an efficient manner both in and out of the court room". Comment.

**OR**

"E-Governance and E-Learning are two important facets of electronic transmission of Information". Discuss the projects of E-Government.

**Q.4** Write a note on **ANY TWO** of the following :

- a) Features of Westlaw
- b) Digital library
- c) Advantages of Blogs & Bulletin Boards

**OR**

Write a note on **ANY TWO** of the following :

- a) Computer Networking
- b) Internet and WWW
- c) Binary Number System

**Q.5** "Intentionally using the quotes of others without authors attribution is plagiarism and contributes to illiteracy" Comment and discuss the meaning, concept and types of Plagiarism.

**OR**

"Computer-Assisted Legal Research (CALR) is mode of legal research that uses database of courts opinions, statutes, court documents, and research"

**Subject : Practical Paper-I (Professional Ethics, Accountancy for Lawyers & Bar Bench Relations)**

Day : Monday  
Date : 09/05/2016



Time : 10.00 AM TO 01.00 PM  
Max Marks : 60 Total Pages : 1

**N.B.**

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

- Q.1** Explain case laws any **TWO** of the following:
- a) Harbans Kaur V. P.C. Chaturvedi 1969 (3) SCC 712
  - b) Afzal V. State of Haryana 1995 Supp. 2 SCC 388
  - c) E.S. Reddy V. The Chief Secretary (1987) 3 SCC 258
  - d) Padmalochan Panda V. Ganesh Mahapati 1974 J.B.C.I. Aug. 370.

- Q.2** "Ethics is a Science of morals; rules of conduct". Explain the need and importance of Professional Ethics.

**OR**

Who can be enrolled as an advocate? Who is a Senior Advocate? When can the name of an Advocate be struck off from the role of the advocate?

- Q.3** Explain the various responsibilities of an Advocate while dealing with the property and cash of his client.

**OR**

Explain in detail Advocate's right to practice under Article 19(1) (g) of the constitution with the help of case laws.

- Q.4** How Disciplinary Committee is constituted? Explain powers and procedure to be followed by Disciplinary Committee under Advocates Act 1961.

**OR**

What is contempt of Court? Discuss the grounds for contempt of court and explain the defences available to a contemner in civil contempt.

- Q.5** Explain the principles of double entry system of Book Keeping. State the rules of 'Debit' and 'Credit' for different types of Accounts.

**OR**

Journalise the following transactions

Dec. 2015	a)	Bhola commenced business with cash Rs. 5000, Goods worth Rs. 10,000 and Building Rs. 7,000
	b)	Purchased goods worth Rs. 5,000 Less 10% Trade discount from Mr. S.
	c)	Sold goods worth Rs. 9,000 Less 15% Trade discount to Mr 'D'
	d)	Received cash Rs. 590 from Mr. 'M' and allowed him discount of Rs. 10
	e)	Paid Rs. 660 to Mr. 'R' after deducting Rs. 40 as discount
	f)	Purchased goods worth Rs. 500 for cash on 5% cash discount terms.
	g)	Sold goods worth Rs. 600 for cash on 5% cash discount terms.
	h)	Received Rs. 575 from Mr. Ram in full settlement of his account of Rs. 600.

**Subject : Jurisprudence**

Day : Thursday  
Date : 12/05/2016



Time : 10.00 AM TO 01.00 PM  
Max Marks : 60 Total Pages : 1

**N.B.:**

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

**Q.1** Natural law means the set of principles of human conduct which are based on reason or divine law. Explain the basic tenets of the ancient natural law theory.

**OR**

According to Prof. HLA Hart, law makes human conduct non-optional or obligatory. Explain the theory of law as enunciated by Hart.

**Q.2** According to Von Savigny, "Law is found not made", and hence it gives a lot of importance to custom as source of law. Explain Savigny theory of law with special reference to "Volkgeist".

**OR**

Karl Marx has challenged the very existence of law and state, as he states that law and state will wither away. Critically evaluate Marx's theory of law.

**Q.3** Precedent is regarded as the most fundamental source of law in the common law legal systems. Explain the factors which weaken the binding force of the precedents.

**OR**

Rights means legally protected interests. Explain the Hohfeldian table of rights.

**Q.4** Hohfeld states that every right has a corresponding duty. Explain the above statement with reference to the Hohfeldian table of rights.

**OR**

Ownership is regarded as a bundle of rights. Explain in detail the concept of ownership and also state the kinds of ownership.

**Q.5** Discuss the various connotations of legal personality.

**OR**

Explain the distributive theory of justice and also state its application with reference to the Indian Constitution.

**Subject : Optional - I a) Business Law Group : Insurance Law**

Day : Saturday  
Date : 14/05/2016



Time : 10.00 AM TO 01.00 PM  
Max Marks : 60 Total Pages : 1

**N.B.:**

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

**Q.1** 'Insurance is sometimes spoken as pooling of risk'. Explain pointing out nature of insurance. (12)

**OR**

Point out the distribution between contract of insurance and a wagering agreement.

**Q.2** State the essential features of fire insurance contract and what are the rights of the insured under such contract. (12)

**OR**

Discuss insurer's liability for use of the vehicle in a public place.

**Q.3** State the meaning of deviation of voyage in marine insurance when it is excused. (12)

**OR**

Explain the following with respect to Life Insurance Corporation Act, 1956.

- i) Assignment
- ii) Functions of LIC

**Q.4** State the constitution of Tribunal. Explain the powers, functions and procedure followed by Tribunal established under Insurance Act, 1938. (12)

**OR**

'IRDA is a body corporate established to regulate the Insurance Business'. Explain the structure of IRDA and the power of the body.

**Q.5** Write short notes on: (12)  
i) Standard Fire Policy  
ii) Losses under Marine Insurance

**OR**

A has nominated B,C, D and E for the Life Insurance policy of Rs. 5,00,000/- till 40 yrs. A died before the policy lapsed. State and explain the rule and section under Life Insurance Corporation Act, 1956 for disposal of the claim.