

Subject : Legal Language

Day : Monday

Date : 10/04/2017



34964

Time : 10.00 AM TO 01.00 PM

Max Marks : 60 Total Pages : 1

N. B. :

- 1) All questions are **COMPULSORY**.
- 2) All question carries **EQUAL** marks i.e. 12 marks.

Q. 1 a) Short notes : Attempt **ANY THREE** out of four:

- i) Golden Rule
- ii) Question of facts
- iii) Legislative material
- iv) Dialectical reasoning

b) Explain the legal maxims : **ANY THREE** out of five:

- i) Injuria sine Damnum
- ii) Audi Alterm partem
- iii) De minimus non curat lex
- iv) Ubi jus ibi remedium
- v) Qui facit per alium facit per se

Q. 2 a) Explain the meaning of legal terms : **ANY THREE** out of five:

- i) Injunction
- ii) Alimony
- iii) Amendment
- iv) Kidnapping
- v) Assault

b) Define interpretation of statute and discuss the mischief rule and ejusdem generis rule of interpretation with the help of case laws.

OR

Logical reasoning is different from legal reasoning yet it is of great help to a lawyers. Explain.

Q. 3 Analyze the method of determining the obiter dicta and ratio decidendi with the help of case laws.

OR

What is a judgment? Explain the form of judgment.

Q. 4 Draft a Will.

OR

Write an essay on Euthanasia.

Q. 5 Do you agree with the following statement if Yes, Why? If No, Why not?

Attempt : **ANY FOUR** out of five:

- i) Media trials are affecting the judicial process.
- ii) Present legal system should be rectified.
- iii) Reservation for women is a need.
- iv) Cricket in India leads to corruption.
- v) Are Live-in-relationships the way to go.

Subject : Constitutional Law - I

Day : Saturday

Date : 01/04/2017



34961

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) Equality is dynamic concept with many aspects and dimensions and it cannot be cribbed and cabined and confined within traditional and doctrinaire limits. Comment with the help of important case laws.

OR

b) What is the nature and scope of the freedoms guaranteed under Article 19 of the Indian Constitution?

Q.2 a) After Maneka Gandhi case the horizon of Article 21 are ever expanding. Discuss with the help of decided cases, the scope of right to life and personal liberty under Article 21 of the Indian Constitution.

OR

b) Critically evaluate the rights of minorities to establish and administer an educational institution of their own choice.

Q.3 a) With reference to decided cases explain the scope of the Fundamental Right to freedom of religion under the Indian Constitution.

OR

b) Explain in detail the safeguards available to the accused person arrested under the ordinary laws and detained under the preventive detention laws?

Q.4 a) Discuss the Writ jurisdictions of Supreme Court under Article 32.

OR

b) Explain the relationship between fundamental rights and directive principles of state policy with the help of decided cases.

Q.5 a) The corporation of Z city sought to prohibit the pavement dwellers on the ground of public nuisance. The pavement dwellers resist the eviction on the ground that their right to livelihood is affected. Advise the pavement dwellers.

b) Analyse the Vishkha V. State of Rajasthan AIR 1997 SC 3014.

OR

a) A boy of 15 years old was taken away by the police people who beat him severely, he succumbed to the injuries. His father filed a petition before the court. Examine the remedies available to him.

b) Write a note on Public Interest Litigation.

* * * *

Subject : Law of Contract

Day : Tuesday

Date : 04/04/2017



34962

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) Mrs. Dass an old woman gave her estate to her daughter Ritu, on a condition that she should pay annuity of Rs. 2000 to Mrs. Rao, mother of Mrs. Dass. In this case daughter Ritu failed to pay annuity. Can any action be instituted by Mrs. Rao. Support your answer with a relevant case law.

OR

b) Mr. Kumar on seeing an article in a showcase enters into a shop and offers to purchase the article. The shop keeper refuses to sell the article? Can the shop keeper be compelled to sell? Justify your answer with a relevant case law.

Q.2 a) "All contracts are agreements but all agreements are not contracts". Comment

OR

b) Define Minor. Explain minor's position in a contract.

Q.3 a) An offer can be made to world at large. Explain in detail the case. Carlill V. Carbolic Smoke Ball Co. (1893) 1 Q.B. 256.

OR

b) A stranger to contract can not sue on it. Discuss with reference to the case Dunlop Pneumatic Tyre Company V. Selfridge & Co Ltd (1915) A.C. 847.

Q.4 a) Write short notes on:

- i) Recovering possession of property
- ii) Specific performance of contract

OR

b) Write short notes on:

- i) Standard form contract
- ii) E- contracts

Q.5 a) What are the various modes in which contract may be discharged? Explain.

OR

b) Explain the remedies available to aggrieved party in case of breach of contract.

* * * *

Subject : Law of Crimes

Day : Friday

Date : 07/04/2017



34963

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) An accused is not guilty of crime if the prosecution fails to prove mens rea. Discuss.

OR

B) Private defence is the best defence in case of murder. Comment and discuss the law relating to right of private defence in India.

Q.2 A) Criminal Law Amendment Act 2013 has made a sea change in the definition of rape. Discuss its impact on prevention of offence, protection and rehabilitation of rape victims.

OR

B) Unnatural offence is punishable under section 377 in India. Explain the law relating to homosexuality in India.

Q.3 A) All murders are culpable homicides but all culpable homicides are not murders. Comment.

OR

B) Define kidnapping and distinguish it from abduction with the help of leading cases.

Q.4 A) Write a note on any **TWO** of the following cases:

- a) K. M. Nanawati v. State of Maharashtra
- b) Salman Salim Khan v. State of Maharashtra.
- c) Santosh Singh v. State of Delhi.

OR

B) Write an essay on Death Penalty in India.

Q.5 A) A instigates B to set fire to a dwelling-house. B, in consequence of the unsoundness of his mind, being incapable of knowing the nature of the act, or that he is doing what is wrong or contrary to law, sets fire to the house in consequence of A's instigation. B has not committed any offence as he is unsound mind person. Explain the liability of A.

OR

B) A husband does sexual intercourse with his own wife, who is living separately without decree of separation, against her will and without her consent. Whether husband is liable for the offence of rape, if so under which section and what is the punishment.

**Subject : Optional - I a) Business Law Group : Banking Law including
Negotiable Instrument Act.**

Day : Saturday

Date : 15/04/2017



34966

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 Define 'banking' and discuss the functions of commercial banks.

OR

Elaborate the structure of banking in India.

Q.2 Discuss the development of banking after nationalization.

OR

Give the salient features of Banking Regulation Act, 1949.

Q.3 Discuss the regulatory and supervision functions of Reserve Bank of India.

OR

Discuss the role of Reserve Bank of India under the Banking Regulation Act, 1949.

Q.4 Outline the general relationship between banker and customer.

OR

Discuss the duties banker to maintain secrecy of his customer account. What are exceptions to it?

Q.5 Discuss Bank Nationalisation case in detail.

OR

What is dishonour of cheque? What is criminal liability of it? Discuss with case laws.

* * * *

Subject : Optional - I b) Constitutional Law Group : Media and Law

Day : Saturday

Date : 15/04/2017



34967

Time : 10.00 AM TO 01.00 PM

Max Marks : 60 Total Pages : 1

N.B.:

- 1) Answer **ANY FOUR** questions.
- 2) All questions carry **EQUAL** marks.

Q.1 Explain the majority view given by Supreme Court in Romesh Thappar Vs state of Madras.

OR

Discuss in detail the test laid down by Supreme Court obscenity in director general directorate general of Doordarshan Vs A Pattwardhan.

Q.2 Discuss the restrictions on freedom of Media imposed by Indian Constitution.

OR

Write a note of Visharoopam Constravesory.

Q.3 Explain the constitution of censor board.

OR

Elaborate the role of press council of India in maintaining the high standards of Journalism.

Q.4 Discuss how press during emergency.

OR

Write a note on social media its impact in light of Palghar girls' case.

Q.5 A member of Parliament has been deferred on T.V. news channel advised the member of Parliament.

OR

A famous star had a new born a baby. Entire media trying to capture the photo of child. Was this an infringement of privacy? Advise the star.

* * *

Subject : Law of Torts including Motor Vehicle Accidents and Consumer Protection Act

Day : Wednesday

Date : 12/04/2017



34965

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 the maxims 'Injuria sine damno' and 'Damnum sine injuria' with the help of relevant case laws, also distinguish between the above maxims.

OR

Explain in detail the general defense of 'Volenti non fit injuria'. Are there any limitations to this doctrine?

Q.2 Differentiate between:

- a) Assault and Battery
- b) False imprisonment and Malicious Prosecution

OR

Differentiate between:

- a) Public Nuisance and Private Nuisance
- b) Libel and Slander

Q.3 Write short notes on:

- a) Damages
- b) Nervous shock

OR

Write short notes on:

- a) Vicarious liability of the state
- b) Innuendo

Q.4 a) Discuss in brief the facts and principle of **Donoghue v Stevenson**.

b) Answer the following problem by giving reasons:

The plaintiff resided in a house next to a Roman Catholic Chapel of which the defendant was the priest. The Chapel bell was rung at all hours of the day and night. What remedies would the plaintiff be entitled to?

OR

a) Discuss in brief the facts and principle in **Rylands v Fletcher**.

b) Answer the following problem by giving reasons:

The Plaintiff contracted skin disease as a result of wearing woolen garment which when purchased from retailer was in a defective condition owing to excess of sulphites negligently left in the garment during the process of manufacturing. Advise the plaintiff as to his rights.

Q.5 Write short notes with reference to Consumer Protection Act.:

- a) Defect in goods
- b) 'Consumer'

OR

Write short notes with reference to Motor Vehicle Act:

- a) Object of the Act
- b) Liability without fault.