

**Subject : Constitutional Law - I**

Day : Monday

Date : 26/10/2015



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) Discuss the provisions relating to equality under the Constitution of India. What do you understand by the Doctrine of reasonable classification?

**OR**

b) Indian constitution is neither federal nor unitary. It is an unique constitution of it's own. Comment.

**Q.2** a) Explain the Freedom of Speech and expression. Does it include freedom of press also? Is it an absolute freedom? Discuss with the help of cases.

**OR**

b) No Person shall be deprived of his life and personal liberty except according to procedure established by law. Discuss with reference to decided cases.

**Q.3** a) Critically evaluate the rights of minorities to establish and administer the education of institution. Is their any reasonable restriction of their rights?

**OR**

b) The rights to freely practice religion is subject to limitation, at the same time there is no such protection to the activities which are economic, commercial or political in character. Comment with the help of landmark case laws.

**Q.4** a) Discuss the functions and jurisdiction of the Supreme Court of India.

**OR**

b) Is there any conflict between the fundamental rights and directive principles of state policy provided under the Constitution? Explain your answer with leading case laws.

**Q.5** a) A was arrested by Police with a suspicion that he was a naxalite. A was not produced before a magistrate for about a week, later A dies in police station. Give advice to his family member.

b) Write a note on:

- i) Doctrine of Eclipse
- ii) Doctrine of Severability

**OR**

a) 'Z' a Bangladeshi woman who came to India was brutally raped by railway employees at Calcutta railway station. The High Court granted a compensation of 10 lakh to her on the ground that her right to personal liberty was violated by the rape. An appeal was filed by the Railway Board against the High Court decision before the Supreme Court. Discuss.

b) Critically analyse the Mandal Commission case.

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BEAS - I (CBCS 2015 COURSE) : WINTER - 2015  
SUBJECT : LAW OF CRIMES

Day : Friday  
Date : 30-10-2015

Time : 10:00AM TO 1:00PM  
Max. Marks : 60

N.B.

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

Q.1 A) Unnatural sex is an offence in India. Do you agree? Comment and explain the relevant landmark judgments.

OR

B) Actus non-facit res, nisi mens sit rea signifies that an act must not make a person guilty, unless the mind is guilty. Comment.

Q.2 A) Critically examine the circumstances under which right of private defence of property can be exercised with illustrations and case laws.

OR

B) 'Nothing is an offence done by a person incapable of judgment by reason of intoxication or unsoundness of mind'. Justify the statement with appropriate illustration and case laws.

Q.3 A) 'Consent of the person kidnapped is essential in kidnapping from India whereas the consent of person kidnapped is immaterial in kidnapping from lawful guardianship'. Explain and distinguish with illustrations and case laws.

OR

B) What is murder? Define <sup>and</sup> explain the exceptions to murder with reference to leading judgment of Supreme Court.

Q.4 A) Kachi an unmarried girl having a boyfriend named Sajiv. Both were in relationship with each other. One day both went to a party had couple of drinks together. Both went to a hotel to spend night together. As Sajiv intended to established physical relation with Kachi, but she physically <sup>tried</sup> to resist the same, but ultimately she surrendered. Whether Sajiv is guilty of offence of rape? What defence available to Sajiv in the present case? Answer with appropriate provisions and case laws.

OR

B) A beats his neighbour B and by such beating he voluntarily causes hurt to B. When beating of by B was over and A was leaving the place. B picks the heavy stone and throws upon A, which causes hurt to him. A prosecutes B for voluntary causing hurt punishable under Section 323, IPC on behalf of B it was argued on his defence that he is not guilty of voluntary causing hurt and he did so in exercise of his right to private defence, as A had also voluntarily caused hurt to him. Discuss the liability/defence of B with reasons.

Q.5 Case Study -

A) Santosh Kumar Singh v. Union Territory of Delhi AIR 2010 SC 2357..

OR

B) Sidharth Vashisht v. State (NCT of Delhi, AIR 2010 SC 2352)

Day : Monday  
 Date : 02-11-2015

Time : 10:00 AM TO 1:00 PM  
 Max. Marks : 60

**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) Legal fiction
- ii) Harmonious construction
- iii) Judicial reasoning
- iv) Ratio decidendi

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

- i) Salus populi est suprema lex
- ii) Rex non potest pecare
- iii) Nemo dat quod non habet
- iv) Audi Alteram partem
- v) Caveat emptor

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

- i) Res - judicata
- ii) Culpable
- iii) Amicus curiae
- iv) Confession
- v) Mandamus

**b) Define interpretation of statute and discuss the three rules of interpretation.**

**OR**

Explain the external aids of interpretation.

**Q. 3** How does legal, analytical and dialectical reasoning differs from each other?

**OR**

Explain and distinguish between question of law and question of fact.

**Q. 4** Draft Deed of General Power of Attorney.

**OR**

Write an essay on suicide by farmers.

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

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

- i) Whether media interferes with the judicial system in India.
- ii) Whether person with criminal record be disqualified from contesting election in India.
- iii) Whether sports help in integrating the world community.
- iv) Are Live-in-relationships the way to go.
- v) Should there be dress code in colleges.

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

Day : Wednesday

Date : 04/11/2015



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 'Tort' and explain its ingredients. Distinguish between tortious liability and contractual liability.

**OR**

What are the defenses available to a defendant for tortious acts?

**Q.2** Differentiate between:

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

**OR**

Differentiate between:

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

**Q.3** Write short notes on:

- a) Nervous shock
- b) Accord and satisfaction

**OR**

Write short notes on:

- a) Vicarious liability of the state
- b) Contributory Negligence

**Q.4** a) Discuss in brief the facts and principle in **M.C. Mehta v Union of India** (1987).

b) Answer the following problem by giving reasons:

The defendant left his horse and cart unattended in a street. The plaintiff a seven year old child got into the cart for fun resulting in the horse becoming uncontrollable and thus the child was thrown out and suffered injury. Is the defendant liable?

**OR**

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

b) Answer the following problem by giving reasons:

The plaintiff was a spectator of a cricket match at a stadium organized by Cricket Club of India. He was seriously injured by a mighty shot hit by the batsman. Consider the liability of the Cricket Club of India and the liability of the batsman.

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

- a) "Consumer"
- b) Unfair Trade Practice

**OR**

Write short notes with reference to Motor Vehicle Act:

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

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

Day : Friday

Date : 06/11/2015



Time : 10.00 AM TO 01.00 PM

Max Marks : 60 Total Pages : 1

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**N.B.:**

- 1) Answer ANY FOUR questions.
  - 2) All questions carry EQUAL marks.
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**Q.1** Comment on the view taken by Supreme Court of India in K.A. Abbas Vs Union of India.

**OR**

State the view taken by Supreme Court in director general directorate general of Doordarshan Vs A pattwardhan

**Q.2** Discuss with case laws the right of freedom of press which is protected by India Constitution

**OR**

Explain when media is and when media is not liable for offence of defamation.

**Q.3** Write a note on social media and its impact.

**OR**

Discuss the issues involved in broadcasting right with reference in latest star tv case

**Q.4** Discuss the concept of Infringement as per Indian Copyright Law.

**OR**

Discuss the salient features of RTI Act.

**Q.5** Write an essay of media trial

**OR**

Write an essay on role of Media in Indian democracy

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

Day : Friday

Date : 06/11/2015



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)** Write an essay on banking system in India.

**OR**

**b)** Advance an argument against nationalization of bank? Refer landmark case.

**Q.2 a)** Why is the Reserve Bank of India called lender to the last resort? What facilities are granted by Reserve Bank of India in this capacity.

**OR**

**b)** Define 'Banking'. What are the other businesses permitted for a banking company under the Banking Regulation 1949?

**Q.3 a)** Explain the principles that guide the banks in granting loans and advances.

**OR**

**b)** What do you understand by Banker's Right of Lien? What are its different kinds?

**Q.4 a)** Explain the various types of advances which at present are included in the Priority Sector Advances.

**OR**

**b)** Define and distinguish between Promissory Note and Bill of Exchange.

**Q.5 a)** Explain briefly the Banking ombudsman scheme.

**OR**

**b)** Explain in brief the function and powers of Debt Recovery Tribunal.

**Subject : Law of Contract**

Day : Wednesday

Date : 28/10/2015



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)** Ram offers to sell a house in Bombay to John for Rs. 80000/- . The offer is communicated to John in Delhi by an express letter. The letter is delayed by the postal department. Before Ram's letter reaches John. John received a telegram from Ram revoking his offer. Advise John. Support your answer with relevant case laws in detail.

**OR**

**b)** X and Y contract to marry each other. Before the time fixed for the marriage, X becomes mad . Is 'Y' bound to marry 'X' Support your answer with relevant case laws in detail.

**Q.2 a)** Define contract. Explain the essential elements of contract?

**OR**

**b)** What do you understand by capacity to contract. Discuss the law regarding minors agreement.

**Q.3 a)** Threat to commit suicide – Does it amount to coercion? Explain the statement with reference to Chikham Amiraju v/s Seshamma ( 19107) 41 mad. 33.

**OR**

**b)** Offer must be communicated to person to whom it is made. Explain the statement and analyze the case of Lalman v/s Gauri Dutt (1913) 11 All L. J. 489.

**Q.4 a)** Write short notes on

- i) Contracts which can be specifically enforced
- ii) Declaratory decree

**OR**

**b)** Write short notes on

- i) Quasi Contracts
- ii) Tender

**Q.5 a)** What do you understand by performance of contract?

**OR**

**b)** Explain the remedies for breach of contract.