

LL. B. (3 YEAR DEGREE COURSE) SEM-II (2015 COURSE)  
(CHOSE BASED CREDIT SYSTEM) : SUMMER - 2018  
SUBJECT: CONSTITUTIONAL LAW - II

Day: Friday  
Date: 11/05/2018

S-2018-1366

Time: 10.00 AM TO 01.00 PM  
Max. Marks: 60

N.B.:

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

Q.1 Explain the characteristics of federal Constitution. How far are they adopted in the Indian Constitution?

OR

Discuss the position and powers of the President under the Indian Constitution.

Q.2 Discuss various principles of interpretation evolved by the judiciary in interpreting the legislative relation between the union and states.

OR

Elaborate on the procedure as to introduction and passing of Bills in Parliament with reference to Money Bill.

Q.3 The Constitution of India provides for three types of emergencies. Explain the effect of emergency on Centre- State relation.

OR

What are the safeguards provided under Article 311 of the Indian Constitution to civil servants?

Q.4 There are certain limitations upon constitutional amendments. Explain the basic structure doctrine with reference to Keshavananda Bharati case.

OR

Discuss the various powers and privileges provided to Member of Parliament under Indian Constitution.

- Q.5
- a) By means of an amendment to the Constitution, the election disputes of Prime Minister and speaker were kept beyond the scope of the courts and judicial screening. Examine the validity of such amendment.
  - b) Write brief note on tortious liability of Government.

OR

- a) Deepak Kumar, an employee of the Central Government, was dismissed from service as he was proved guilty of committing a criminal offence. He was not given any prior notice of the impending removal. Decide the validity of the dismissal.
- b) Write a brief note on Power of Governor.

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LL. B. (3 YEAR DEGREE COURSE) SEM-II (2015 COURSE)  
(CHOSE BASED CREDIT SYSTEM) : SUMMER - 2018  
SUBJECT : SPECIAL CONTRACTS

Day : Monday  
Date : 14/05/2018

S-2018-1367

Time : 10.00 AM TO 01.00 PM  
Max. Marks : 60

N. B. :

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

- Q. 1 a) A is the sole proprietor of a firm. He admits B as a partner on the following terms:
- i) B is not to bring any capital.
  - ii) Be is not to be responsible for any loss.
  - iii) Be is to receive Rs. 3 lakhs per annum in lieu of profit.
  - iv) B is not to enter any contracts on behalf of the firm.
- Discuss the legal position of B, highlighting the essential elements of partnership.

OR

- b) A bill is payable to 'M or order'. It is stolen from M and the thief forges M's signature and endorses it to B who takes it as a holder in due course. Discuss the rights of B on the bill with reference to forged endorsement.

- Q. 2 a) State the doctrine of caveat emptor and explain the exceptions to it.

OR

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

- Q. 3 a) What are the rights and obligations of a finder of goods? What is the nature of the lien which finder of goods has over the goods?

OR

- b) What is Contract of Agency? Explain the various modes by which an agency may be created.

- Q. 4 a) Write short notes on:

- i) Contract of Indemnity
- ii) Promissory Note

OR

- b) Write short notes on:

- i) Pledge by non-owners
- ii) Unpaid Seller

- Q. 5 a) Discuss the law relating to bouncing of cheques for in sufficiency of funds in the account.

OR

- b) "The Indian Partnership Act, has effectively ensured the registration of firms without making it compulsory". Comment.

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LL. B. (3 YEAR DEGREE COURSE) SEM-II (2015 COURSE)  
(CHOSE BASED CREDIT SYSTEM) : SUMMER - 2018  
SUBJECT: ICT AND LEGAL RESEARCH (SOFT SKILLS)

Day : Wednesday  
Date : 16/05/2018

S-2018-1368

Time : 10.00 AM TO 01.00 PM  
Max. Marks : 60.

N.B.:

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

Q.1 What are the significance of effective communication in relationship building with bar and bench, client and other citizens.

OR

Write a detailed note on:

- a) Data and Information
- b) Introduction to Computer Network
- c) Binary Number System

Q.2 Elaborate the use of internet and ICT tools in legal education.

OR

Write a detailed note on:

- a) Use of Manupatra for legal research
- b) e-governance
- c) Document Management System

Q.3 "The main feature of the Digital Library is emphasized on access over ownership of the library collections." Elaborate the benefits of Digital Library in legal education.

OR

Define 'e-court.' Discuss the national policy and action plan for implementation of Information and Communication Technology in Judiciary, 2005.

Q.4 Discuss the types of 'research methodology' and enlist the various Standard Indian Legal Citations with examples.

OR

Write a detailed note on:

- a) Bibliography and references
- b) Different modes of communication through internet
- c) Bulletin board

Q.5 "Copyright infringement is the act of violating the copyright owner's exclusive right through unauthorized or prohibited use of copyrighted material." Comment and distinguish copyright infringement from plagiarism.

OR

Write a detailed note on:

- a) Advantages of Computer Organize Legal Research
- b) Hypothesis
- c) Important legal websites

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LL. B. (3 YEAR DEGREE COURSE) SEM-II (2015 COURSE)  
(CHOSE BASED CREDIT SYSTEM) : SUMMER - 2018  
SUBJECT : JURISPRUDENCE

Day : Monday  
Date : 21/05/2018

S-2018-1370

Time : 10.00 AM TO 01.00 PM  
Max. Marks : 60

N.B.:

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

**Q.1** 'The term jurisprudence means the knowledge of law. Briefly explain the various definitions of jurisprudence as forwarded by eminent scholars in order to ascertain the nature and scope of jurisprudence.

OR

John Austin's theory of law demands the individual behavior to be imperative as the wishes of the sovereign. Explain Austin theory with special reference to the imperative character of law.

**Q.2** Roscoe Pound has compared the function of a lawyer with that of an engineer. Discuss Pound's theory of social engineering with special reference to the classification of interests.

OR

According to Von Savigny "law is not made but found". Explain Savigny's views on the form and content of law.

**Q.3** The main theme of realist approach is the factual functioning of law. Explain the main features of the realist approach to law.

OR

For Karl Marx, one day the law and state would wither away. Explain Marx's theory related to law and state, and also discuss as why he came to the conclusion of withering away of the state and law.

**Q.4** Customs are considered as a throb of a society, and hence occupy a unique place as a source of law. Explain the characteristics of a valid custom.

OR

Possession is considered to be nine points of ownership in law. Discuss possession in law and possession in fact.

**Q.5** Every human being may not be a legal person and legal personality may be enjoyed by a company or an institution. Explain the concept of legal personality.

OR

Explain the concept of distributive justice and state its application to the Indian legal system with the appropriate case laws.

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LL. B. (3 YEAR DEGREE COURSE) SEM-II (2015 COURSE)  
(CHOSE BASED CREDIT SYSTEM) : SUMMER - 2018  
SUBJECT : A) INSURANCE LAW

Day : Wednesday  
Date : 23/05/2018

S-2018-1371

Time : 10.00 AM TO 01.00 PM  
Max. Marks : 60

N.B.:

- 1) All questions are COMPULSORY.
- 2) Each questions carry 12 marks.

Q.1 'Insurance is a method of spreading over a large number of persons a possible financial loss too serious to be conveniently borne by an individual'. Comment with nature and scope of insurance.

OR

Explain the essential ingredients of the contract of insurance.

Q.2 A contract of insurance, is justly made an 'uberrima fides' transaction and an exception to the commonly accepted commercial rule of 'Caveat Emptor'. Comment.

OR

'The principle of indemnity is an important element in non-life insurance policies'. Comment with examples.

Q.3 Examine the provisions relating to 'Assignment' and 'Nomination' under the Insurance Act, 1938.

OR

Discuss the duties, powers and functions of the Insurance Regulatory Authority.

Q.4 Discuss the essential elements of Marine Insurance Contract.

OR

What is 'Voyage'? Explain change of voyage.

Q.5 Elaborate the formation of a Life Insurance Contract.

OR

- a) Write notes on:
  - i) Third Party Insurance
  - ii) Insurable interest in life insurance
- b) A house covered by a fire policy caught fire. In the confusion that followed, a theft was committed. Discuss the liability of the insurer.

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LL. B. (3 YEAR DEGREE COURSE) SEM-II (2015 COURSE)  
(CHOSE BASED CREDIT SYSTEM) : SUMMER - 2018  
SUBJECT : HEALTH LAW

Day : Wednesday  
Date : 23/05/2018

S-2018-1372

Time : 10.00 AM TO 01.00 PM  
Max. Marks : 60

N.B.:

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

Q.1 "Right to Health has been the chief focus of the international organizations". Discuss this international perspective with suitable examples.

OR

"Constitutional provisions in Part III and Part IV have included "Right to Health" in its articles". Discuss.

Q.2 "Women's health and its protection has been prominently highlighted in India's health policy". Discuss the provisions of Maternity Benefit Act, 1961 and Medical Termination of Pregnancy Act, 1971 to clarify the above statement.

OR

"AIDS is a very threat to modern society". Explain the legal provisions enacted by the Government to control AIDS.

Q.3 Explain the provisions of Medical Council Act, 1956 and the Code of Medical Ethics 1972 to explain the medical Practitioners duties towards their patients.

OR

Describe the professional liabilities of hospitals while treating their patients.

Q.4 "Narcotic Drugs and Psychotropic substance Act, 1985 tries to regulate substance abuse by people using these drugs in an uncontrolled manner". Discuss the salient features of this Act.

OR

"Today, smuggling of Human Organs and Kidnapping of children for using as spare parts, are heinous crimes committed world wide". Discuss the transplantation of Human Organs Act, 1994 and Rules 1995 in the light of above statement.

Q.5 a) A Hakim (a unani medical practitioner), who had no knowledge of Penicillin injection treatment, gave such an injection to a patient and because of it the patient died. He was charged under section 304A of the IPC. Decide.

b) Case study on Medical association V. VP Shantha.

OR

a) Chand Bibi wife of Md. Aslam was operated upon for the removal of uterus. During the postoperative period, despite the repeated medical advice she consume cream, meat and dal puri and fried egg. The sutures disrupted and she had to undergo an emergency operation to close the abdomen, but she died next day. Give advice.

b) Write note on Euthanasia and role of Doctor.

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