

**Subject : Jurisprudence**

Day : Wednesday

Date : 01/10/2014



Time : 10.00 AM TO 01.00 PM

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 & all other question carry 12 marks each

- Q.1** Write short notes on **any four** of the following.
- a) American Realism
  - b) 'Law' according to Bentham
  - c) Common goods of Finnis
  - d) Stare decisis
  - e) Ownership
  - f) Obligation
- Q.2** Evaluate the nature, scope and utility of jurisprudence.
- Q.3** Karl Marx stated that 'law & state will gradually wither away'. Examine Karl Marx's theory.
- Q.4** Discuss legal personality of the following:
- a) Unborn child
  - b) Dead person.
- Q.5** Elaborate Modern Natural Law theory with its application to the Indian legal system.
- Q.6** Critically analyze H.L.A. Hart's concept of law
- Q.7** Explain precedent as a source of law. Examine the factors which weaken the binding force of precedent.
- Q.8** Examine in detail the concept of possession with suitable case laws.
- Q.9** Define Justice. Discuss concept of distributive & corrective justice with reference to Indian legal system.
- Q.10** Define Right. Discuss various theories of rights.

Subject : Contract-II

Day : Monday

Date : 06/10/2014



Time : 10.00 AM TO 01.00 PM

Max Marks : 80 Total Pages : 1

**N.B.:**

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

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

- a) Minor Partner
- b) Dishonour of Cheque
- c) Characteristics of Negotiable Instruments
- d) Gratuitous Bailment
- e) Caveat Emptor
- f) "Delegatus non potest delegare"

**Q.2** 'A Cheque is a Bill of Exchange drawn on a banker'. Explain and distinguish between the two.

**Q.3** Define 'Unpaid Seller'. What are the rights of an unpaid seller? Explain the right of stoppage of the goods in transit?

**Q.4** "Indemnity is not necessarily given by repayment after payment. Indemnity requires that the party to be indemnified shall never be called upon to pay". Discuss.

**Q.5** "Every pledge is a bailment but every bailment is not a pledge". Explain in detail.

**Q.6** Define 'Agency' and state the various modes of its creation.

**Q.7** 'Every dissolution of firm means dissolution of partnership, but not vice-versa'. Explain.

**Q.8** Explain the rights of surety against the creditor, principal debtor and his co-sureties.

**Q.9** Discuss the rules relating to 'Outgoing' and 'Incoming' partner.

**Q.10** Discuss the features of Hire Purchase Act, 1972.

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

Day : Wednesday  
Date : 08/10/2014



Time : 10.00 AM TO 01.00 PM  
Max Marks : 80 Total Pages : 2

**N.B.:**

- 1) Attempt **ANY SIX** questions in all by choosing **TWO** from each section.
- 2) Questions from Section – A and Section – C carries **10** marks each and questions from Section – B carry **20** marks each.

**SECTION – A**

- Q.1** Ethics is the science of morals, rules of conduct ethics examine human conduct and lays down rules of duty and ideal conduct dealing with the value of life. Comment.
- Q.2** Is there any restriction on employment of lawyers if so? Explain.
- Q.3** Discuss the duties of lawyers towards court, client and public in general.

**SECTION – B**

- Q.4** Enumerate and explain the powers and functions of the Bar Council of India.
- Q.5** What is professional misconduct? How Bar Council of India exercise control over misconduct? Discuss it with recent case laws.
- Q.6** What acts of an advocate amount to criminal contempt? Can the disciplinary committee of the State Bar council take an action against the advocate for contempt?
- Q.7** Explain case laws **ANY TWO** of the following:  
a) Supreme Court Bar Association and Ors v. B.D. Kaushik SC 1116 / 2011  
b) O.P. Sharma and Ors v. High Court of Punjab and Haryana SC 0571 / 2011  
c) Advocate General Bihar v. M.P. Khair Industries 1980 (3) SCC 311  
d) R. K. Garg v. Shanti Bhusan (1995) 1 SCC 3

**SECTION – C**

- Q.8** Discuss the utility of computer in functioning of a lawyer's office.
- Q.9** Prepare Bank Reconciliation Statement of M/s Raj Trader, Sangli as on 28<sup>th</sup> February, 2014 from the following information.  
a) Credit balance as per cash book as on 28<sup>th</sup> Feb, 2014 Rs. 9,515.  
b) Cheques deposited into bank but not collected and credited by the bank till 28<sup>th</sup> Feb, 2014, Rs. 2,815.  
c) Cheques issued to creditor, Rs. 9,000 but not yet presented for payment till 28<sup>th</sup> Feb, 2014.  
d) Cheque of Rs. 200 deposited into bank but dishonoured, appeared only in the pass book.  
e) Following entries appeared in the pass book only:  
i) Amount transferred from fixed deposit Rs. 6,600.  
ii) Telephone bill paid Rs. 1,985.  
iii) Bank charges charged Rs. 85.

**P.T.O.**

Q.10 Record the following transaction in the simple cash book of Adv. Kulkarni.

June 2014	Particulars	Rs.
3	Received fee from Mr. Phod	10,000
7	Paid salary to a boy	4,000
10	Purchased stationery	10,000
12	Received bank interest on F.D.	4,000
14	Sold scrap newspapers	1,000
15	Purchased stamp	14,000
21	Received fees from Mr. Judar	10,000
24	Withdrawal of cash for personal use	5,000
27	Paid for notice in news paper	8,000
30	Paid office rent	7,000

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**Subject : Constitutional Law - II**

Day : Friday

Date : 10/10/2014



Time : 10.00 AM TO 01.00 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 each.

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- Q.1** Write short notes on **ANY FOUR** of the following:
- a) Functions of the Public Service Commission
  - b) Financial emergency
  - c) Ordinary bills
  - d) Office of profit
  - e) Qualifications and disqualifications for membership of parliament
  - f) Repugnancy between Central Law and State Law
- Q.2** Explain the federal characteristic embodied under the Indian Constitution.
- Q.3** Critically evaluate the legislative relations between the Centre and State.
- Q.4** What do you understand by Interstate Council? Discuss its role in the centre and state relations.
- Q.5** Describe the powers and functions of the President of India and his position after 42<sup>nd</sup> and 44<sup>th</sup> amendment.
- Q.6** Explain the functions of the Parliament.
- Q.7** Write notes on:
- a) Exception to Article 311(2) with regards to exclusion of natural justice
  - b) Guidelines issued by the Apex Court from time to time with regard to compulsory retirement
- Q.8** Discuss the powers, privileges and immunity of the Parliament under the constitution of India, what action can Parliament take in case of breach of privileges?
- Q.9** Explain the powers and procedure of the Parliament to amend the Constitution and discuss the limitation imposed by the Supreme Court on amending power.
- Q.10** Discuss different kinds of Emergency and its impact on Fundamental Rights.

**Subject : Optional - II a) Media and Law**

Day : Monday

Date : 13/10/2014



Time : 10.00 AM TO 01.00 PM

Max Marks : 80 Total Pages : 1

**N.B.:**

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

**SECTION-I**

- Q.1** Write short notes on any **FOUR** of the following:
- a) National security and media accountability
  - b) Forms of Media
  - c) Defamation
  - d) Section 144 of Cr Pc
  - e) Flaws of Media
  - f) Role of NBA
- Q.2** "Media is the fourth pillar of democracy". Discuss.
- Q.3** Discuss Right to freedom of speech and expression with reference to media and limitations on it.
- Q.4** Define contempt of court and discuss in brief the scope and extent of Contempt of Court Act, 1971.
- Q.5** Discuss whether Right to information Act, 2005 over ride Official Secrecy Act, 1923.
- Q.6** Critically evaluate the role played by Bar Council of India in shaping self regulation guidelines on Media.
- Q.7** Media trail is helpful in the administration of justice. Explain with reference to Jessica Lal Murder Case.
- Q.8** Discuss the accountability of media with reference to Mumbai terror attack.
- Q.9** Explain Section 19 and 20 of the Cable Television Network Act, 1996.
- Q.10** Elaborate the provisions enumerated under 5.5 and 5.8 of Indian Telegraphy Act, 1885.

**Subject : Optional - II b) Insurance Law**

Day : Monday  
Date : 13/10/2014



Time : 10.00 AM TO 01.00 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 each.

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

- a) Perils of Sea
- b) Meaning of 'Fire' in fire Insurance
- c) Personal Accident Insurance
- d) Public Liability Insurance
- e) Re – insurance
- f) Premium

**Q.2** Discuss the history and development of Insurance Law in India.

**Q.3** 'Indemnity is the controlling principle in insurance law, but all insurance contracts are not perfect contract of indemnity'. Illustrate the statement giving reasons.

**Q.4** "Insurance is a contract of speculation". Examine this statement in relation to life, fire and marine insurance.

**Q.5** Distinguish between an assignment and a nomination in life insurance.

**Q.6** What is the meaning of 'Proximate cause' in law of insurance? If theft is committed during the confusion following an outbreak of fire, is the insurer liable on a fire policy to make good the loss by theft?

**Q.7** Define a contract of marine insurance. What are the essential features of such a contract?

**Q.8** What is a voyage policy? Does the deviation of a ship from the voyage contemplated affect the insurer's liability? When is deviation excused?

**Q.9** Discuss the object and features of Insurance Regulatory Authority Act, 2000.

**Q.10** Discuss the Third Party Insurance under the Motor Vehicle Act.