

**BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS-  
2021 COURSE)**

**LL.B. Sem - II : SUMMER : 2024**

**SUBJECT: CONSTITUTIONAL LAW : HEALTH LAW**

Day : Friday  
Date : 17/05/2024

**S-25004-2024**

Time : 02:00 PM-04:30 PM  
Max. Marks : 60

**N.B.**

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

**Q.1 a)** 'Good health is a right of every human being'. Explain the international perspective of Right to Health.

**OR**

- b)** 'WHO works worldwide to promote health, keep the world safe and serve the vulnerable.' Explain the structure and functions of the WHO.

**Q.2 a)** "We won't have a healthy society if we destroy the environment." Explain the significance of Environment Protection Act, 1986 with respect to health.

**OR**

- b)** "Women's health and its protection has been prominently highlighted in India's health policy." Discuss the important provisions of Maternity Benefit Act and Medical termination of Pregnancy Act, 1971 to clarify the above statement.

**Q.3 a)** "Doctor and Patient relationship is a Fiduciary relationship." Discuss the salient features of the Medical Council Act, 1956 and Code of Medical Ethics, 1972.

**OR**

- b)** What is Medical negligence and Medical Malpractices? Explain the criminal liability of Hospital Administration, support your answer with case laws.

**Q.4 a)** "Mercy Killing or Euthanasia is included in Article 21 Right to Life", explain the meaning of passive Euthanasia and its effect in Indian Society.

**OR**

- b)** "AIDS is a very threat to modern society", explain the legal provisions enacted by the Government to Control AIDS.

**Q.5 a)** Case study on Medical association v/s. V.P.Shantha.

- b)** An ENT specialist Doctor in septoplasty surgery of his patient by mistake left ribbon gauze in the right side of the nose of his patient, which resulted in several complications. Give legal advice to the patient.

**OR**

- a)** Write short notes on :

- i) Medical Insurance
- ii) Contractual Liabilities of Hospital.

- b)** Sana, wife of Ahmed Khan was operated of Appendix. In the post-operative period doctor advised her to take certain precautions it was ignored by patient and her relatives which further resulted to worsen the health situation of Sana. Whether the Doctor is liable? Explain.

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