

B.A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)

B.A. LL. B. Sem - VIII : WINTER : 2023

SUBJECT : COMPETITION LAW & PRACTICE

Day : Tuesday

Time : 02:00 PM-04:30 PM

Date : 7/11/2023

W-12504-2023

Max. Marks : 60

N.B.:

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

Q.1 a) Industrial policy is a comprehensive package of different industrial enterprises of the country. Explain how the development of these policies have affected the relevant market structure at large with illustrations.

OR

b) It is said that we always need a certain structure to regulate the market conditions. Which structure regulates the Indian relevant market, explain with advantages and disadvantages for the same.

Q.2 a) Explain the following:
i) Sherman Act, 1980.
ii) Federal Trade Commission Act, 1914.

OR

b) The history of modern competition law is generally traced from the United States, which was further followed in many western countries. Throw some light on the historical background of development of Competition Law in India with illustrations.

Q.3 a) State relevant differences between the Monopolies and Restrictive Trade Practices (MRTP) Act, 1969 and the Competition Act, 2002 with relevant examples.

OR

b) Raghwan Committee on Competition Law provides us with a brief history of its scope and development. Enumerate.

Q.4 a) Company Z was dealing with spare parts of Honda and have tie up with other companies in this regard. Analyze the situation and along with illustrations explain, what kind of trade practice is this? Also, explain the concept of Monopolistic Restrictive Trade Practices.

OR

b) Explain the powers and functions of CCI (Competition Commission of India) under the Competition Act, 2002.

Q.5 a) Draw a parallel line between Intellectual Property Rights and Anti-Competitive Agreements with relevant case laws.

OR

b) Explain the concept of Anti-Competitive Agreements. What are the different types of Anti-Competitive Agreements, and how does it affects the market structure.

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B.A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)

B.A. LL. B. Sem - VIII : WINTER : 2023

SUBJECT : MARITIME LAW

Day : Saturday

Time : 02:00 PM-04:30 PM

Date : 4/11/2023

W-12503-2023

Max. Marks : 60

N.B.

- 1) All questions are **COMPULSORY**.
 - 2) All questions carry **EQUAL** marks.
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Q.1 A) 'The United Nation Convention on Law of Seas, 1982 has critically helped in development of international Maritime law'. Critically evaluate the statement alongside discussing various features of the convention.

OR

Q.1 B) Discuss & evaluate the various Maritime zones as enumerated in the United Nation Convention on Law of Seas, 1982.

Q.2 A) Explain and analyze different sources of law of seas.

OR

Q.2 B) What is the concept of 'Right of innocent passage'? Explain in detail its relevance with territorial sea.

Q.3 A) Discuss in detail the role of Hugo Grotius in achieving the concept 'Freedom of Navigation'.

OR

Q.3 B) Discuss the various changes for arrest of ships incorporated by the International Convention on Arrest of Ships, 1999.

Q.4 A) Describe and evaluate the list of 'Maritime Claims' as enumerated under Admiralty (Jurisdiction & settlement of Maritime Claims) Act, 2017.

OR

Q.4 B) Explain the concept of Maritime lien by discussing the inter se priority of Maritime lien as enumerated under Admiralty (Jurisdiction & settlement of Maritime Claims) Act, 2017.

Q.5 A) Discuss the historical development of Maritime Law in Britain and The United States of America.

OR

Q.5 B) Write short notes on: (**Any TWO**)

- i) Bills of lading
- ii) Marine insurance contract
- iii) Ship building contract
- iv) Institutional Arbitration

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B.A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)

B.A. LL. B. Sem - VIII : WINTER : 2023

SUBJECT : PRACTICAL PAPER-II (DRAFTING, PLEADING & CONVEYANCING)

Day : Thursday

Time : 02:00 PM-04:30 PM

Date : 2/11/2023

W-12502-2023

Max. Marks : 60

N.B.

- 1) All questions are **COMPULSORY**.
 - 2) All questions carry **EQUAL MARKS**.
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Q.1 a) Draft a plaint in a suit for the eviction of a tenant on the ground of bonafied requirement and defaulter in rent.

OR

Q.1 b) Draft a petition of restitution of conjugal rights on behalf of husband under the Hindu Marriage Act, 1955.

Q.2 a) Draft a criminal complaint regarding defamation on behalf of a business man. Mr. Anurag against another businessmen, Mr. Tejas carrying out the business in same industry.

OR

Q.2 b) Draft a maintenance application on behalf of old parents as they are unable to maintain themselves under sec. 125 of Cr.PC. against their son.

Q.3 a) As order of conviction is passed by the Judicial Magistrate First Class under sec. 323 & 504 of I.P.C. Draft a memorandum of appeal.

OR

Q.3 b) Draft a Writ Petition before Hon'ble High Court under Article 226 of the Constitution for issue of writ of Habeas Corpus.

Q.4 a) Prepare Deed of Mortgage between Mr. Ram (Mortgager) and State Bank of India (Mortgagee) for a housing loan of Rs. 15 lacs.

OR

Q.4 b) Draft a sale deed in respect of commercial shop situated within the limits of Pune Municipal Corporation.

Q.5 a) Draft an application for Bail in non-bailable offence.
b) Draft a Caveat Application under sec. 148A of Civil Procedure Code.

OR

Q.5 a) Draft an Affidavit for Miss. Seema who has lost her original passport.
b) Draft a Promissory Note.

B.A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)
B.A. LL. B. Sem - VIII : WINTER : 2023
SUBJECT : CRIMINAL PROCEDURE CODE, JUVENILE JUSTICE ACT &
PROBATION OF OFFENDERS ACT

Day : Tuesday

Time : 02:00 PM-04:30 PM

Date : 31-10-2023

W-12501-2023

Max. Marks : 60

N. B. :

- 1) All questions are **COMPULSORY**.
 - 2) All questions carry **EQUAL** marks.
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Q. 1 a) Explain in detail the procedure of Trial before the Sessions Court.

OR

b) What are the detailed provisions in relation to 'Arrest' and what are the rights of an arrested person?

Q. 2 a) Discuss in detail the contents of 'Charge' and the consequences in event of an alteration in charge.

OR

b) Write a detailed note on the various provisions in relation to 'Compounding of offences'.

Q. 3 a) Give a detailed outline on the importance of 'Fair Trial' especially in the light of Articles 14 and 21 of the Constitution of India.

OR

b) 'A police officer has no authority to investigate without warrant in a non-cognizable offence and therefore has to obtain a warrant under the Code of Criminal Procedure'. Explain the statement in the light of the relevant provisions of the CrPC.

Q. 4 a) Explain the various provisions available for the rehabilitation and social re-integration of children under the Juvenile Justice (Care and Protection of Children) Act, 2000

OR

b) Discuss in detail the constitution and powers of the Juvenile Justice Board.

Q. 5 a) Explain in detail the various provisions and powers of the court to release certain offenders on Probation of Good Conduct

OR

b) Write Short Notes on:

- i) Child in need of care and protection
- ii) Treatment of juveniles under the Juvenile Justice Act

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B.A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)

B.A. LL. B. Sem - VIII : WINTER : 2023

SUBJECT : LAW OF EVIDENCE

Day : Saturday

Time : 02:00 PM-04:30 PM

Date : 28-10-2023

W-12500-2023

Max. Marks : 60

N.B.:

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

Q.1 a) Write a detailed note on the 'Problems of applicability of Indian Evidence Act to 'Administrative and Industrial Tribunals'.

OR

b) Explain the concept of Primary Evidence and Differentiate between 'Primary Evidence' and 'Secondary Evidence' with the help of recent case laws.

Q.2 a) Discuss the various provisions in relation to Facts concerning bodies and mental state under sections 14 and 15 of the Evidence Act.

OR

b) Elaborate in detail, the General Principles concerning non-admissibility of confessions caused by inducement, threat or promise under the relevant sections and with the help of recent case laws.

Q.3 a) Write a detailed note on 'Judicial Standards for the appreciation of evidentiary value of Dying Declaration'.

OR

b) Explain the meaning and classification of presumptions with special reference to 'Presumptions of Legality and Accuracy'

Q.4 a) What is a public Document? Discuss the meaning, kinds and proof of documents in relation to Public Documents

OR

b) Write a detailed note on the Principle of Estoppel under Section 115 of the Evidence Act.

Q.5 a) Bring out the essentials in relation to the Competency to testify evidence as to approvers testimony under section 133 of the Indian Evidence Act.

OR

b) Explain the general principles in relation to 'Refreshing the memory of witnesses'.

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B.A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)

B.A. LL. B. Sem - VIII : WINTER : 2023

SUBJECT : LABOUR LAWS

Day : Thursday

Time : 02:00 PM-04:30 PM

Date : 26-10-2023

W-12499-2023

Max. Marks : 60

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Date:

N.B.:

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

Q.1 a) Define 'Industrial Dispute' and state the object and scope of the Industrial Dispute Act, 1947.

OR

Q.1 b) Mention briefly the main rights and liabilities of register trade union according to the Trade Unions Act, 1926.

Q.2 a) "The keystone of the Factories Act is safety first and safety last". Comment.

OR

Q.2 b) Explain the provisions of the Payment of Wages Act, 1936 relating to deduction on account of fine and deduction for absent from duty.

Q.3 a) State the provision of the Minimum Wages Act, 1948 relating to the fixation of minimum rates of wages.

OR

Q.3 b) State the procedure for claiming compensation under the Employees Compensation Act, 2010.

Q.4 a) Explain the provisions relating to applicability, nature of benefit and privileges available under the Maternity Benefits Act, 1961.

OR

Q.4 b) Define 'Unfair Labour Practices' and enumerate the various unfair labour practices on the part of the employees under the Maharashtra Recognition of Trade Union and Prevention of Unfair Labour Practices Act, 1971.

Q.5 a) Explain factors affecting collective bargaining.

b) An electrician who had to go frequently to a heating room from a cooling plant, contracts pneumonia which resulted in his death. Will it be construed as physical injury?

OR

Q.5 a) Write a note on International Labour Organization.

b) Globe Industries Ltd. terminated the services of five workmen on account of retrenchment. Their names were displayed on the notice board of the company. Does the action of the management amount to a valid retrenchment under the Industries Dispute Act, 1947?

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B.A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)

B.A. LL. B. Sem - VIII : WINTER : 2023

SUBJECT : GENDER JUSTICE & FEMINIST JURISPRUDENCE

Day : Tuesday

Time : 02:00 PM-04:30 PM

Date : 7/11/2023

W-12505-2023

Max. Marks : 60

N.B.

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

Q.1 a) "A feminist is someone who supports equal rights for women." Explain in detail feminism and feminist movement in India.

OR

Q.1 b) Article 14 of the Constitution of India states, "Equality before law and equal protection of law." Discuss the special provisions for women incorporated under the Constitution of India.

Q.2 a) Elucidate the historical background and status of women in India.

OR

Q.2 b) "To achieve the aim set out in the Indian Constitution, legislation has incorporated different provisions especially for female employees under the different labour and industrial laws". Comment.

Q.3 a) "Sec. 125 of the Criminal Procedure Code provides for the maintenance to the wife, child and parents." Enunciate with leading case laws.

OR

Q.3 b) Elaborate the special grounds available for Hindu women in case of divorce under Hindu Marriage Act, 1955.

Q.4 a) Write short note on:

i) Natural Guardian

ii) Essential conditions for valid adoption under Hindu Adoption and Maintenance Act, 1956

OR

Q.4 b) Write short note on:

i) Rape

ii) Dowry

Q.5 a) "The women have fewer rights than the men under the religious personal laws." Do you think that Uniform Civil Code could be the solution for such situation?

OR

Q.5 b) Elucidate the various provisions meant for woman under International Convention on Social, Economic and Cultural Rights, 1966.

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