

**Subject : Elective : 3) Law & Medicine**

Day : Monday

Date : 21/04/2014



Time : 10.00 AM TO 01.00 PM

Max Marks : 80 Total Pages : 1

**N.B.;**

- 1) Attempt **ANY THREE** question from section-A and **ANY THREE** questions from section -B including Q.NO.1 and Q.NO.6 which are **COMPALSORY**.
- 2) **Q.No.1 and Q. No . 6** carry **20 marks** each and all other questions carry **10 marks** each.

**SECTION-A**

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

- a) Criminal medical negligence
- b) Parmanand katara case
- c) Medical Ethics
- d) Privileged communication and professional secrets
- e) Experimental abuse on people in custody
- f) Varieties of medical profession

**Q.2** The supreme court of India has given great importance to right to health discuss with the help of cases.

**Q.3** Discuss the role of the Medical Council in curbing medical malpractices

**Q.4** Discuss the medico legal aspects of age.

**Q.5** Discuss the doctrine of informed consent in detail.

**SECTION-B**

**Q.6** Write a short notes on **ANY FOUR** of the following

- a) Road accident
- b) Wounds
- c) Insanity
- d) Sterilization
- e) Sexual assault
- f) Asphyxia- deaths

**Q.7** Discuss the importance of identification of a body.

**Q.8** Discuss the modes of death in medico legal cases.

**Q.9** Explain the various types of injuries in medico legal cases.

**Q.10** Discuss the rules and procedures for conducting external examination at autopsy.

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**Subject : Elective : 1) Investment & Security Laws**

Day : Monday

Date : 21/04/2014



Time : 10.00 AM TO 01.00 PM

Max Marks : 80 Total Pages : 1

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**N.B.**

- 1) Attempt any **SIX** question including Q.No. 1 which is **COMPULSORY**.
  - 2) Q.No.1 Carries **20** Marks and all other questions carry **12** marks
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**Q.1** Short notes on **ANY FOUR**

- a) Share Broker
- b) Debenture
- c) Pledge
- d) Hypothecation
- e) Interest legislation in USA
- f) Interest legislation in Canada

**Q.2** "Securities Contract (Regulation) Act, 1956 is an important legislation in securities laws" Comment.

**Q.3** Elucidate the Mortgages in relation with Land Development Banks.

**Q.4** Evaluate various Trends in Security.

**Q.5** Discuss the scope of SEBI Regulations relating to investments.

**Q.6** Discuss the Hague Rules in the light of title document.

**Q.7** What is Mortgage? What are the various types of Mortgage?

**Q.8** Discuss the relevant provisions of Income Tax Act, 1961 in relation with investment.

**Q.9** Enumerate the Rights and Liabilities of Mortgagor under Mortgage.

**Q.10** Explain the following :-

- i) Banking Regulation Act, 1956.
- ii) Interest Act, 1839.

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**Subject : Arbitration, Conciliation & Alternative Dispute Resolution Systems**

Day : Wednesday

Date : 23/04/2014



Time : 10.00 AM TO 01.00 PM

Max Marks : 80 Total Pages : 1

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- N.B.** 1) Attempt **ANY THREE** questions from Section-I and Section-II, **Q. No. 1 and 6** which are **COMPULSORY**.  
2) **Q. No. 1 and Q. No .6** carries 20 marks each and all other questions carry 10 marks.
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**SECTION-I**

- Q.1** Write short notes on **ANY FOUR** of the following  
a) Conciliation Agreement  
b) Interim measures ordered by Arbitral Tribunal  
c) Doctrine of waiver  
d) Geneva Convention Award  
e) Place of Arbitration  
f) Appointment of Arbitrator
- Q.2** Explain the historical background and objectives of Arbitration law in India with respect to Arbitration Act 1940 and the Arbitration and Conciliation Act, 1996.
- Q.3** Define International Arbitration and explain how foreign awards are enforced in India.
- Q.4** Unless there are prior agreement between the parties to refer the disputed matter to arbitration parties raising dispute cannot by themselves seek arbitration. Do you agree? Comment.
- Q.5** What is Conciliation? Explain the process of conciliator as a dispute redressal mechanism.

**SECTION-II**

- Q.6** Write short notes on **ANY FOUR** of the following  
a) Powers of National legal services authority  
b) Mediation  
c) Fast track Arbitration  
d) Legal aid  
e) Ombudsman  
F) Mini-Trial
- Q.7** The rights of Consumer are protected by establishment of Consumer Redressal Forum. Explain the Structure, functions of the Consumer Forum.
- Q.8** Examine the scope of the jurisdiction of Administrative Tribunals constituted fewer than 323-A and B of the Constitution and judicial Review of their decisions.
- Q.9** "Let us never negotiate out of fear but let us never fear to negotiate". Evaluate the role of negotiation as a mode of settling dispute and distinguish it from mediation.
- Q.10** Negotiation is the simplest means for redressal of dispute. Comment.

**Subject : Elective : 2) Intellectual Property Law**

Day : Monday

Date : 21/04/2014



Time : 10.00 AM TO 01.00 PM

Max Marks : 80 Total Pages : 1

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N.B:

- 1) Attempt **SIX** questions in all 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) Literary work
- b) Passing off
- c) Trade secret
- d) Artistic work
- e) Berne convention
- f) Service work

**Q.2** Discuss the nature and scope of Intellectual property right.

**Q.3** Elaborate the inventions which are not patentable.

**Q.4** Discuss the process of Regulation of patent.

**Q.5** Explain the concept of infringement of patent.

**Q.6** Elaborate the concept of Biotechnology patent and its implications.

**Q.7** Explain nature and scope of copyright.

**Q.8** Explain the concept of Author and owner of copyright.

**Q.9** State the absolute and Relative grounds of Refusal of Trademark.

**Q.10** Explain the Piracy of design under Design Act, 2000.

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**Subject : Land Laws Including Land Ceiling, Tenancy & Local Laws**

Day : Thursday



Time : 10.00 AM TO 01.00 PM

Date : 17/04/2014

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.

- Q.1
  - a) Agrarian reform measures
  - b) Tiller's day
  - c) Superior holder and Inferior Holder
  - d) Boundary mark
  - e) Reference to the court for deciding the disputes under the Land Acquisition Act, 1894.
  - f) Agricultural Labourour
- Q.2 State the procedure for conversion of use of land from one purpose to another under the Maharashtra Land Revenue Code, 1966.
- Q.3 What is valid surrender? When tenant can surrender his tenancy? Briefly explain the procedure for such surrender by the tenant under the Bombay Tenancy and Agriculture Land Act, 1948.
- Q.4 Evaluate the special provisions for Recovery of possession under Maharashtra Rent Control Act, 1999.
- Q.5 Write notes on the following with reference to the mamlatdar courts Act, 1966.
  - a) Content of plaint
  - b) Execution of mamlatdar decision
- Q.6 Evaluate the provisions relating to assessment and settlement of Land Revenue of Agricultural Land under Maharashtra Land Revenue Code, 1966.
- Q.7 Detail note on Appeal, Review and Revision under Maharashtra Land Revenue Code, 1966.
- Q.8 Discuss the effect of Non-registration of agreement under the Maharashtra ownership flats (Regulation of promotion of construction, sale, management and transfer) Act, 1963.
- Q.9 When the tenancy can be terminated by Landlord and what are the special rights and privileges of tenant under Bombay Tenancy & Agricultural Lands Act, 1948. Discuss.
- Q.10 Discuss in brief the general provisions regarding Acquisition of land under the Land Acquisition Act, 1894.

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**Subject : Interpretation of Statutes**

Day : Tuesday  
Date : 15/04/2014



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 and all other questions carry **12** marks each.

- Q.1** Write short notes on any **FOUR** of the following:
- a) Same word, same meaning
  - b) Definitions
  - c) Schedules
  - d) Rule of ejusdem generis
  - e) Conjunctive and Disjunctive words
  - f) Literal rule of interpretation
- Q.2** What is Heydon's Rule of interpretation? Explain it with the help of relevant cases.
- Q.3** "External Aids to construction are resorted to only when the Internal Aids are exhausted"? Discuss.
- Q.4** Discuss the nature and object of interpretation of statutes. How far is the General Clauses Act important for interpretation?
- Q.5** Write a detailed note on Commencement, Expiry and Repeal of a statute.
- Q.6** Discuss the doctrines which help in interpreting the constitution.
- Q.7** Discuss the rules of interpretation of Taxing statutes.
- Q.8** Explain the Mandatory and Directory provisions with relevant case laws.
- Q.9** Elaborate the general principles of interpretation of statutes affecting the jurisdiction of superior courts.
- Q.10** Explain the following:
- i) Rule of last antecedent
  - ii) Non obstinate clause

**BHUPALGAD - X (2009 COURSE): APRIL / MAY 2014**  
**SUBJECT : ART OF ADVOCACY**

Day : Sunday  
Date : 04.05.2014

Time : 10.00 A.M. To 1.00 P.M  
Max. Marks : 80

**N.B.:**

- 1) **Q.No. 1 is COMPULSORY** and carries **20** marks.
- 2) Attempt **ANY FIVE** questions from the remaining questions which carry **12** marks each.

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- Q.1** Write short notes on **ANY FOUR** of the following:
- a) Legal Aid
  - b) Precedent and its value in legal profession
  - c) Elements of Advocacy
  - d) Art of Pleading
  - e) e-learning
  - f) Professional Misconduct
- Q.2** Write a detailed note on Art of Cross Examination of witnesses.
- Q.3** State the qualification and disqualification for enrollment as an advocate under the Advocates Act, 1961.
- Q.4** Explain various Interviewing and Client Counseling Techniques required in legal profession with illustrations.
- Q.5** What is pre-trial preparation? Explain its significance in legal profession.
- Q.6** Discuss the role of Advocates in promotion of social justice through PIL.
- Q.7** Explain in brief role of BCI and SBC in maintaining discipline and ethics in legal profession.
- Q.8** "Delivery of Evidence is most essential/important stage of suit or proceeding". Do you agree? Discuss the statement with the concept of Art of Examining witnesses.
- Q.9** "Advocacy required knowledge of Courts, Knowledge of Law, practice and investigation". Discuss.
- Q.10** Write a notes on:
- a) Value of Humor with illustration



**BHUPALGAD - X (2009 COURSE) : APRIL/MAY-2014**  
**SUBJECT: OPTIONAL-V a) INTERPRETATION OF STATUTES**

Day: Monday  
Date: 28-04-2014

Time: 10:00 A.M. To 1:00  
Max. Marks: 80 P.M.

**N.B.:**

- 1) Attempt any six question including Q.No.1 and Q.No.10 which are **COMPULSORY**.
- 2) Q.No.1 carries **20** marks and all other questions carry **12** marks each.

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- Q.1** Write short note (**ANY FOUR**) of the following:
- a) Preamble
  - b) Marginal notice
  - c) Same word same meaning
  - d) Mandatory provisions
  - e) Noscitur A socis
  - f) Word of rank
- Q.2** 'Interpretation postulates the branch for the true meaning of the word used in a statute as a medium of expression to communicate a thought.' Discuss the objects and importance of the principles of Interpretation of Statute.
- Q.3** Explain in detail the external aids of interpretation.
- Q.4** It is now a well settled principle of law that the court should lean in favour of such construction of a statute where by it's jurisdiction is retained. Explain the extent of exclusion of jurisdiction of superior courts.
- Q.5** In a taxing statute provisions establishing an exception to the general rule of taxation are to be construed strictly against those who invade its benefit. Discuss the principles of interpretation of fiscal statutes.
- Q.6** A remedial provision must receive a beneficial construction and if it is capable of two interpretations the court must prefer that construction which permits the beneficent purpose behind it. Discuss the rules of construction related to the Remedial Statutes.
- Q.7** The element of mens-rea plays a very dominant role in the interpretation of penal statutes. Comment.
- Q.8** Distinguish between Penal and Remedial Statutes.
- Q.9** Discuss the rules related to the express or implied repeal and also state the consequences of repeal.



Day: Monday  
Date: 28-04-2014

Time: 10.00 A.M. TO 1.00 P.M.  
Max. Marks: 80

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**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) Computer and Network
  - b) Define 'Internet'
  - c) History of the Information Technology Act, 2000
  - d) Convergence
  - e) Internet Jurisdiction
  - f) Digital Signature Certificate
- Q.2** "Law can never keep pace with the advancement of Information Technology". Explain this statement with the reference to the cyber world.
- Q.3** "Electronic Data interchange is the system where data is transferred electronically in machine readable or processable form". Explain in detail.
- Q.4** "The recent Information Technology Act passed in India is illustrative of the area of Jurisdiction of the Internet" Discuss in detail.
- Q.5** Explain in detail the provisions relating to 'Digital Signature' with the help of provisions of the Information Technology Act, 2000.
- Q.6** Critically evaluate the role and responsibilities of the government organizations with regards to E-Governance initiatives.
- Q.7** Enumerate the provisions pertaining to regulation of Certifying Authorities with the help of the Information Technology Act, 2000.
- Q.8** Examine the establishment, Composition and Qualifications of the Cyber Appellate Tribunal under the Information Technology (Amendment) Act, 2000.
- Q.9** Write a detail note on Penalties and Adjudication under the Information Technology Act, 2000.
- Q.10** Write notes on **ANY TWO** of the following:
- a) Amendments in the Indian penal Code, 1860 due to the enactment of the Information Technology Act, 2000
  - b) Amendments in the Indian Evidence Act, 1872 due to the enactment of the Information Technology Act, 2000
  - c) Amendments in the Reserve Bank of India Act, 1934 due to the

**BHUPALGAD - X (2009 COURSE): APRIL/MAY-2014**  
**SUBJECT : CIVIL PROCEDURE CODE & LIMITATION ACT**

Day: Tuesday  
Date: 15.04.2014

Time: 10.00 A.M. To 1.00 P.M.  
Max.Marks: 80

**N.B.:**

- 1) Attempt **ANY SIX** questions in all.
- 2) **Q.No.1** and **Q.No.10** are **COMPULSORY**
- 3) **Q.No.1** carries **20** marks and all other questions carry **12** marks each.

- Q.1** Write short notes on (**ANY FOUR**) :
- a) Interpleader suits
  - b) Arrest before judgment
  - c) Written statement
  - d) Service of summons
  - e) Injunction
  - f) Pauper
- Q.2** Write a critical essay on jurisdiction of civil courts.
- Q.3** Define Pleading. Examine the rules relating to pleading.
- Q.4** Plaint is a statement of claim, a document, by presentation of which the suit is instituted. Discuss the meaning and particulars of plaint.
- Q.5** What is decree? Enumerate the essential elements of a valid decree.
- Q.6** "One suit and one decision is enough for any single disputes". Discuss the statement with reference to doctrine of res judicata.
- Q.7** Place of suing is the venue for trial and it has nothing to do with the competency of the court. Elaborate the provisions relating to place of suing.
- Q.8** What is Appeal? Distinguish it from reference, review and revision.
- Q.9** A decree may be executed either by the court which passed it, or by the court to which it is sent for execution. Comment on the law relating to execution of decree.
- Q.10** Discuss the rules of computation of period of limitation.
- OR**
- Define acknowledgement. Discuss the essentials of valid acknowledgement.

**BHUPALGAD - X (2009 COURSE): APRIL / MAY - 2014**  
**SUBJECT: CRIMINAL PROCEDURE CODE, JUVENILE JUSTICE**

Day: *Sunday*  
Date: *20-04-2014*

Time: *10.00 A.M. To 1.00 P.M.*  
Max. Marks: 80

**N.B.:**

- 1) Attempt any **SIX** questions in all out of which **Q. No. 1** 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) Distinguish between cognizable and non cognizable offences
  - b) Power to pass sentences
  - c) Limitations for taking cognizance
  - d) Tender of pardon
  - e) When wife is entitled to get maintenance U/sec 125
  - f) Process to compel appearance of a person
- Q.2** State the Hierarchy of criminal Courts. Explain provision relating to jurisdiction of criminal Courts under Cr. P.C.
- Q.3** Explain the circumstances when police may arrest without warrant, and procedure and Duties of officer making arrest.
- Q.4** Define investigation, inquiry and trial and distinguish between them with the help of suitable examples.
- Q.5** What is charge? Explain form and content of charge and procedure of alternation of charge.
- Q.6** Define Bailable and Non Bailable offence. Discuss the provision when court may grant Anticipatory Bail.
- Q.7** Discuss the procedure of recording First Information Report (F. I. R) and effect of delay in lodging F. I. R.
- Q.8** Explain different stages of summons trial as per Cr. P.C.
- Q.9** Explain the provisions relating to Reference and Revision under Cr. P.C.
- Q.10** Explain the following:
- a) Child in Need of care and Protection
  - b) Probation officer and his powers and functions