

**MAHIPATGAD-X (2008 COURSE): APRIL/ MAY- 2013**  
**SUBJECT: LAW AND MEDICINE**

Day: *Friday*  
Date: *3-5-2013*

Time: *2.30 P.M. To 5.30 P.M.*  
Max. Marks: 80

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N.B:

- 1) Attempt **ANY THREE** questions from Section-A and three questions from Section-B, including questions **1** and **6** which are **COMPULSORY**.
  - 2) Questions No. **1** and Question No. **6** carry **20** marks and the others **10** marks.
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**SECTION-A**

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

- a) Parmanand Katara Case
- b) Pharmaceutical Industry
- c) Experimental abuse on people
- d) Varieties of medical profession
- e) Res Ipsa loquitur-in medical negligence
- d) Medical malpractices

**Q.2** Explain the medical ethics to be followed by a medical practitioner as prescribed by the Medical Council.

**Q.3** Explain medical negligence under the Law of Torts with cases? What is criminal negligence?

**Q.4** Discuss the doctrine of informed consent.

**Q.5** Discuss the doctor patient relation ship.

**SECTION-B**

**Q.6** Write short note on **ANY FOUR** of the following:

- a) Sterilization
- b) Sexual Offences
- c) Examination of Biological Stains
- d) Hair examination and its importance
- e) Asphyxia
- f) Insanity- legal Vs medical

**Q.7** Explain the medico legal aspects of Road Accident.

**Q.8** Discuss medico legal injuries.

**Q.9** Explain the importance of identification of the dead.

**Q.10** Explain the rules relating to external post mortem examination.

**MAHIPATGAD -X (2008 COURSE) : APRIL/MAY 2013**  
**SUBJECT-ELECTIVE: INVESTMENT AND SECURITY LAWS**

Day : **Friday**  
Date : **3-5-2013**

Time : **2:30 P.M. TO 5:30 P.M.**  
Max.Marks : **80**

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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) Interest Act, 1839
- b) Features of Banking Regulation Act, 1956
- c) SEBI Rules
- d) Railway Receipts
- e) Kinds of Mortgage
- f) Pledge

**Q.2** Discuss the interest legislation in Canada and USA in the light of trends in Security.

**Q.3** Elaborate Security by way of charge in the light of Actionable Claims.

**Q.4** Elucidate the Law relating to investment in the light of Income Tax Act, 1961.

**Q.5** Enumerate the Relevant provisions of Indian Contract Act, 1872 in relation with investment.

**Q.6** Discuss the scope of various documents of title.

**Q.7** Elucidate formalities, Power and Liabilities in relation with Mortgage to Land Development Banks.

**Q.8** Explain the following :

- i) Usurious Loans Act
- ii) Rights and Liabilities of Mortgagor

**Q.9** Elaborate the scope of Hypothecation and Lien in the light of Security over movable property.

**Q.10** What is Charge? What are the types of Charges?

**MAHIPATGAD - X (2008 Course) : APRIL /MAY 2013**  
**SUBJECT : Arbitration, Conciliation & Alternative Dispute Resolution Systems**

Day: *Monday*  
Date: *06-05-2013*

Time: *2:30 P.M. To 5:30 P.M*  
Max. Marks: 80

**N.B.**

- 1) Attempt any **Three** questions from Section – **A** and **Three** questions from Section – **B** including **Q. No. 1 & Q. No. 6**, which are **Compulsory**.
- 2) **Q. No. 1** and **Q. No. 6** carries **20** marks each and all other questions carry **10** marks each.

**SECTION - I**

- Q.1** Write short note on any **FOUR** of the following:
- a) Jurisdiction & limitation of Arbitral Tribunal
  - b) Qualification of Arbitrator
  - c) Doctrine of waiver
  - d) Grounds for challenge of Arbitrator
  - e) New York convention
  - f) Form & Content of Arbitral Award
- Q.2** Explain the advantages and disadvantages of Arbitration Proceeding in view the concept of speedy and easy justice.
- Q.3** What is Conciliation? Explain the process of conciliation as a dispute redressal mechanism.
- Q.4** Enumerate the power and obligation of arbitral Tribunal.
- Q.5** Explain the advantages and disadvantages of Arbitration proceedings keeping in view the concept of speedy and easy justice.

**SECTION - II**

- Q.6** Write short note on any **FOUR** of the following:
- a) Income Tax Tribunal
  - b) Public Interest litigation
  - c) State commission
  - d) Litigation V/S Arbitration
  - e) Speedy Trial
  - f) National Commission
- Q.7** The rights of consumers are protected by establishment of consumer Redressal forum. Explain the structure, Function of the consumer forum.
- Q.8** Legal aid today has acquired the status of fundamental rights. Do you agree? Explain with the help of leading cases.
- Q.9** Explain in detail the functions of family court in the settlement of dispute.
- Q.10** National commission is the highest redressal agency in the country. Comment on the composition and jurisdiction of the national commission.

**MAHIPTGAD - X (2008 COURSE) : APRIL / MAY - 2013**  
**SUBJECT : INTERPRETATION OF STATUTES**

Day : *Saturday*  
Date : *27-4-2013*

Time : *2.30 P.M. To 5.30 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 remaining questions carry **12** marks each.

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- Q. 1** Write short notes on **ANY FOUR** of the following:
- a) Rule of ejusdem generis
  - b) Foreign Decisions
  - c) Conjunctive and disjunctive words
  - d) Codified statutes
  - e) Literal rule of interpretation
  - f) Harmonious construction
- Q. 2** According to Salmond, "Interpretation is the process by which the courts seek to ascertain the meaning of the legislature through the medium of authoritative forms in which it is expressed." Comment.
- Q. 3** "A Remedial statute receives a liberal construction". Discuss.
- Q. 4** Critically enumerate the Internal Aids used, while constructing a statute.
- Q. 5** Discuss the doctrines which help in interpreting the Constitution.
- Q. 6** Write a detailed note on "Commencement, Expiry and Report of Statutes".
- Q. 7** Explain the following :
- a) Non-obstaute clause
  - b) Rule of Last-Antecedent
- Q. 8** Elaborate the general principles of interpretation relating to the extent of exclusion of justification of superior courts.
- Q. 9** Discuss the rules of interpretation of Penal Statutes.
- Q. 10** Elaborate the rules of interpretation regarding Taxing Statutes.

**MAHIPATGAD - X (2008 COURSE) : APRIL / MAY - 2013**  
**SUBJECT: INTELLECTUAL PROPERTY LAW**

Day : *Friday*  
Date : *03.05.2013*

Time : *2.30 P.M. To 5.30 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.
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- Q. 1** Write short notes on **ANY FOUR** of the following:
- a) Literary works
  - b) Cinematograph work
  - c) Bern convention
  - d) TRIPS
  - e) Service mark
  - f) Provisional specification
- Q. 2** Elaborate the concepts of Intellectual property and explain its nature and scope.
- Q. 3** Discuss the inventions which cannot be patented.
- Q. 4** Define passing off and distinguish it from trademark.
- Q. 5** Discuss the procedure for registration of Trademark.
- Q. 6** Elaborate the absolute and relative ground of refusal of trademark.
- Q. 7** Discuss the concept of piracy in designs as per Designs Act 2000.
- Q. 8** Explain the nature and scope of copyright Act.
- Q. 9** Discuss the infringement of copyright and mention the remedies of Infringement.
- Q.10** Discuss the concept of trade secret and mention the position of law relating to secret in India.

**MAHIPATGAD- X (2008 COURSE): APRIL/ MAY- 2013**  
**SUBJECT: LAND LAWS INCLUDING LAND CEILING, TENANCY AND LOCAL LAWS**

Day: *Tuesday*  
Date: *30.04.2013*

Time: *2:30 P.M. TO 5:30 P.M.*  
Max marks: 80

**N.B:**

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

- Q.1** Write short notes on any **FOUR**
- a) Classes of person holding Land
  - b) Raiyatwari system
  - c) Boundary and Boundary marks
  - d) Reference to the court for deciding the disputes under the Land Acquisition Act, 1894.
  - e) Standard Rent
  - f) Nistar patrak
- Q.2** Write a detail note on appeal, review and revision under Maharashtra Land Revenue Code, 1966.
- Q.3** When the tenancy can be terminated by the landlord and what are the special rights and privileges of tenant under the Bombay Tenancy and Agriculture Land Act, 1948. Discuss.
- Q.4** Examine the provisions regarding fixation of standard rent and permitted increase under Maharashtra Rent Control Act, 1999.
- Q.5** Who are the revenue officers and what are their powers and duties under Maharashtra Land Revenue Code, 1966. Discuss
- Q.6** Explain in detail the powers and duties of Mamlatdar under the Mamlatdar Court's Act, 1966.
- Q.7** Explain the procedure of conversion of an agricultural land into non-agricultural use of land under the Maharashtra Land Revenue Code 1966.
- Q.8** What is meant by flat? Explain the general liabilities of the promoter under Maharashtra Ownership Flats, (Promotion, Sale and Transfer) Act, 1963.
- Q.9** Discuss brief general provisions of Maharashtra Apartment Ownership Act, 1970.
- Q.10** Discuss in brief the general provisions regarding. Acquisition of Land under the Land Acquisition Act, 1894.