

LLB/I/01 (OC)

Professional Course Examination, November 2018

(1st Semester)

BACHELOR OF LAW

Paper : 1

(**Constitutional Law**)

(Old Course)

Full Marks : 100

Pass Mark : 40

Time : 3 hours

The figures in the margin indicate full marks for the questions

Answer **six** questions including Question No. 1 which is compulsory

1. Write short notes on any *four* of the following : 5×4=20

- (a) Ex-post-facto-law
- (b) Privilege of Parliament
- (c) Vice-President of India
- (d) Election Commission of India
- (e) Right to Work
- (f) Attorney General

2. "Preamble to the Constitution sets out the main objectives which the Constitution intends to achieve." Discuss.

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3. Discuss the 'Right to Life and Personal Liberty' under Article 21 of the Constitution and the dimension given by the Supreme Court with reference to decided cases. 16

4. Discuss the various jurisdiction of the Supreme Court of India and comment on the role played by the Supreme Court of India in developing the concept of Public Interest Litigation. 16

5. Discuss the constitutional position of the President of India. 16

OR

Discuss the constitutional position of the Governor of a State.

6. Explain the importance of the Directive Principles of State Policy given in Part IV of the Constitution. 16

7. What are the constitutional remedies in case of violation of fundamental rights under the Constitution? 16

8. Write a critical note on Citizenship of India at the commencement of the Constitution and after the commencement of the Constitution. 16

9. Freedom of Press is an integral part of Freedom of Speech and Expression under Article 19(1)(a). Discuss with the help of decided case laws. 16

10. Write notes on any *two* of the following : 8×2=16

(a) Double Jeopardy

(b) Fundamental Duties

(c) Right to Property

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LLB/I/02 (OC)

Professional Course Examination, November 2018

(1st Semester)

BACHELOR OF LAW

Paper : 2

(Family Law)

(Old Course)

Full Marks : 100

Pass Mark : 40

Time : 3 hours

The figures in the margin indicate full marks for the questions

Answer **six** questions including Question No. 1 which is compulsory

1. Write short notes on any *four* of the following : 5×4=20

- (a) Void marriage
- (b) Impotency
- (c) Judicial separation
- (d) Muta marriage
- (e) Testamentary guardian
- (f) Sapinda relationship

2. A is the maternal uncle of B. They get married. Analyze the validity of their marriage under the Hindu Marriage Act, 1955. Also explain the conditions to be satisfied to contract a valid marriage.

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3. Rita, a Hindu girl married Ram, a government servant working in Guwahati. She got selected to work as an assistant in a firm at Delhi after one year of their marriage. She joined the job against the wishes of her husband. Ram institute a petition for restitution of conjugal rights against Rita. Will he succeed? Decide. 16
4. X and Y both Hindu, married according to the Hindu rites and ceremonies. Y being the wife was abused constantly by her husband and in-laws for bringing insufficient dowry. Unable to bear the torture, she left the matrimonial home. Can she ask divorce under the Hindu Marriage Act, 1955? 16
5. Rahim, a Muslim male married Zara and Shabnam who are sisters. Explain the validity of their marriage and discuss the relative bars of Muslim marriage. 16
6. Explain the following : 8+8=16
 - (a) Dower
 - (b) Iddat
7. Explain the following provisions under the Mizo Marriage, Divorce and Inheritance of Property Act, 2014 : 8+8=16
 - (a) Division of property on divorce
 - (b) Grounds for dissolution of marriage
8. Explain the conditions for a valid marriage under the Special Marriage Act, 1954. What is the procedure for solemnization and registration of marriage under this Act? 16
9. Discuss the various forms of pronouncement of Talak under the Muslim Law. 16
10. Explain the following : 8+8=16
 - (a) Jurisdiction of Family Courts Act, 1984
 - (b) Penalties under the Indian Christian Marriage Act, 1872

LLB/I/03 (OC)

Professional Course Examination, November 2018

(1st Semester)

BACHELOR OF LAW

Paper : 3

(Law of Contract—I)

(Old Course)

Full Marks : 100

Pass Mark : 40

Time : 3 hours

The figures in the margin indicate full marks for the questions

Answer six questions including Question No. 1 which is compulsory

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

5×4=20

- (a) Agreement vs. Contract
- (b) Consensus ad idem
- (c) Quantum meruit
- (d) Anticipatory breach of contract
- (e) Declaratory decree
- (f) Bailment

2. Discuss the rules under the Indian Contract Act, 1872 relating to communication and acceptance of offer. When can an offer and acceptance be revoked?

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3. Consideration is the essence of every contract. Explain with case laws. 16
4. Explain the factors which damage the validity of a contract citing relevant case laws. 16
5. Explain the essential features and specific grounds of the Doctrine of Frustration with reference to decided cases. 16
6. "A quasi-contract is not a contract at all. It is an obligation which the law creates." Discuss the provisions of the Indian Contract Act, 1872 relating to quasi-contractual obligations. 16
7. Explain the following (any two) : $8 \times 2 = 16$
- (a) Mistake of law vs. Mistake of fact
 - (b) An agreement in restraint of trade is void
 - (c) An agreement by way of wager is illegal
8. Explain the remedies available for breach of contract under the Indian Contract Act, 1872. 16
9. Write notes on provisions under the Specific Relief Act, 1963 relating to—
- (a) recession of contract;
 - (b) rectification of instruments. $8 + 8 = 16$
10. Explain the circumstances under which the court may refuse to grant injunction. Substantiate with illustrations. 16

Professional Course Examination, November 2018

(1st Semester)

BACHELOR OF LAW

Paper : 4

(Law of Torts)

(Old Course)

Full Marks : 100

Pass Mark : 40

Time : 3 hours

The figures in the margin indicate full marks for the questions

Answer **six** questions including Question No. 1 which is compulsory

1. Write short notes on any *four* of the following : 5×4=20

(a) Libel and slander

(b) Ubi jus ibi remedium

(c) Assault

(d) Defect in goods

(e) Unfair trade practice

(f) Damnum sine injuria

2. A motor car race was held on a track owned by D. During the race there was a collision between two cars, one of which was thrown among the spectators, thereby injuring P. P sues D to claim damages for injuries suffered by him. D pleads 'volenti non fit injuria'. Decide. 16

Professional Course Examination, November 2018

(1st Semester)

BACHELOR OF LAW

Paper : 4

(Law of Torts)

(Old Course)

Full Marks : 100Pass Mark : 40

Time : 3 hours

*The figures in the margin indicate full marks for the questions*Answer **six** questions including Question No. 1 which is compulsory1. Write short notes on any *four* of the following : 5×4=20

- (a) Libel and slander
- (b) Ubi jus ibi remedium
- (c) Assault
- (d) Defect in goods
- (e) Unfair trade practice
- (f) Damnum sine injuria

2. A motor car race was held on a track owned by D. During the race there was a collision between two cars, one of which was thrown among the spectators, thereby injuring P. P sues D to claim damages for injuries suffered by him. D pleads 'volenti non fit injuria'. Decide.

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LLB/I/05 (OC)

Professional Course Examination, November 2018
(1st Semester)

BACHELOR OF LAW

Paper : 5

(Public International Law)

(Old Course)

Full Marks : 100

Pass Marks : 40

Time : 3 hours

The figures in the margin indicate full marks for the questions

Answer **six** questions including Question No. 1 which is compulsory

1. Write short notes on any *four* of the following : 5×4=20

- (a) Nature of International Law
- (b) State's Responsibility
- (c) Permanent Court of Arbitration
- (d) Weakness of League of Nations
- (e) Resolution of United Nations General Assembly as a source of International Law
- (f) Law on Asylum

2. What are the crimes within the jurisdiction of International Criminal Court? Discuss those crimes in detail.

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3. State and explain different modes of compulsive settlement of international disputes with leading cases. Do you think these modes are still valid under the provisions of United Nations Charter? 16
4. Analytically examine two diagrammatically opposite theories of Monism and Dualism concerning relationship between International Law and Municipal Law. Also highlight its position in India in the light of *Vishaka vs. State of Rajasthan*, AIR 1997, SC 3011. 16
5. Write short commentary on any *two* of the following : $8 \times 2 = 16$
- (a) Jurisdiction of States
 - (b) Purposes and Principles of the United Nations
 - (c) Law of Extradition
6. Define armed conflict. What are two types of armed conflicts under International Humanitarian Law? Discuss. Do you think there is any armed conflict in any part of North-East India? If so, what laws to be applied in such armed conflict situations? Elaborate. 16
7. Discuss various steps which are generally adopted in concluding a treaty under International Law. What is legal effect of reservation to a multilateral treaty? 16
8. Critically examine any *two* of the following sources of modern International Law : $8 \times 2 = 16$
- (a) International treaties
 - (b) General principles of law recognized by the civilized nations
 - (c) International customs
9. (a) What are those two theories of recognition? Explain them in detail. 10
 (b) Can *de jure* recognition of a State be withdrawn? Discuss. 6
10. Write short critical commentary on any *two* of the following : $8 \times 2 = 16$
- (a) Subjects of International Law
 - (b) Statelessness
 - (c) Jurisdiction of International Court of Justice

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