

**Professional Course Examination, Even 2021**

(4<sup>th</sup> Semester)

**BACHELOR OF LAW**

Paper : 4.1

**(Administrative Law)**

*Full Marks : 80*

*Time : 3 Hours*

**Instructions:**

1. Questions should be attempted as per instructions.
2. Do not copy the Questions. Indicate the Questions No. clearly while attempting the answer.
3. Multiple choice answer should indicate the Question No., Sub. No., (if any) and the correct answer. For example-

**1.** *Name the state capital of Mizoram.*

*(a) Lunglei (b) Aizawl (c) Champhai*

Candidate should provide answer as **Q. No. 1:**

**(b) Aizawl** [Candidate should avoid writing only (b)]

4. The figures in the margin indicate full marks for the questions.

The Figures in the margin indicate full marks for the question

Answer **any five** questions taking one from each Unit.

### UNIT - I

1. Define Administrative Law and discuss its nature and scope. (16)
2. Analyse Montesquieu's theory of separation of powers and its relevance in Administrative law. (16)

OR

Write notes on : (8+8=16)

- a) Council d'Etat
- b) Distinction between Legislative and Administrative action.

### UNIT - II

1. Define delegated legislation. Examine the grounds of judicial control over delegated legislation. (16)
2. Write notes on : (8+8=16)
  - a) Parliamentary control over delegated legislation.
  - b) *Delegatus non potest delegare*

### UNIT - III

1. Explain the scope and content of principles of natural justice with the help of decided cases. (16)

LLB/4.1/2

2. Discuss in brief the composition, functions and jurisdiction of Administrative Tribunal Act, 1985. (16)

### UNIT - IV

1. Discuss in brief the different kinds of writ jurisdiction of the Supreme Court and that of the High Court to protect rights of the citizen. (16)

OR

Discuss the law relating to liability of the Government for the torts committed by its servants.

2. Write notes on any two of the following : (8+8=16)
  - a) Doctrine of Accountability
  - b) Doctrine of Proportionality
  - c) Doctrine of Legitimate expectation

### UNIT - V

1. What is Doctrine of Pleasure? Discuss the constitutional safeguards provided to Civil Servants in India. (16)
2. Write short notes on : (4x4=16)
  - a) Central Vigilance Commission
  - b) Lokayukta in Mizoram
  - c) Whistle Blowers Protection
  - d) Public Corporation

\*\*\*\*\*LLB/4.1/3\*\*\*\*\*

**Professional Course Examination, Even 2021**

(4<sup>th</sup> Semester)

**BACHELOR OF LAW**

Paper :4.2

**(Mediation & Conciliation)**

*Full Marks : 60*

*Time : 2 Hours*

**Instructions:**

1. Questions should be attempted as per instructions.
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3. Multiple choice answer should indicate the Question No., Sub. No., (if any) and the correct answer. For example-

**1.** *Name the state capital of Mizoram.*

*(a) Lunglei (b) Aizawl (c) Champhai*

Candidate should provide answer as **Q. No. 1:**

**(b) Aizawl** [Candidate should avoid writing only (b)]

4. The figures in the margin indicate full marks for the questions.

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Answer **any six** questions.

1. What is Conflict? Discuss the different causes of conflicts and strategies to address them. (10)
2. Explain in brief the different modes of alternative disputes resolutions in India. (10)
3. Examine the nature of adversarial process. Also explain Mediation as the preferred ADR modes. (10)
4. Writes notes on (5+5=10)
  - a) Mediation and Restorative justice
  - b) Traditional mediation practices in India and other societies.
5. Define Mediator. Discuss the various legislative enactment that are important piece in the regulatory landscape for Mediation in India. (10)
6. Analyse the following case laws : (5+5=10)
  - a) Salem Advocate Bar Association, Tamil Nadu vs. Union of India 2003 1 SCC 144
  - b) Afcons Infrastructure Ltd v. Cherian Varkey Construction Co. (P) Ltd. (2010) 8 SCC 24
7. Discuss the salient features, essential elements and stages of Mediation. (10)
8. Discuss the importance of communication for successful mediation process. (10)
9. Write notes on any two : (5+5=10)
  - a) Code of ethics for Mediators
  - b) Impasse
  - c) Sanctity of mediated agreement.
10. Write notes on : (5+5=10)
  - a) Growth of Virtual Dispute Resolution.
  - b) Motor Accident Claim Tribunal

**\*\*\*\*\*LLB/4.2/3\*\*\*\*\***

**UNIT – V**

1. Discuss the Objective, Regulations and Management of Foreign Exchange Management Act, 1999. (16)
2. “Corporate restructuring is an action taken by the corporate entity to modify its capital structure” Explain this statement by providing the meaning and different kinds of Corporate restructuring of a company. (16)

\*\*\*\*\*LLB 4.3/3\*\*\*\*\*

**Professional Course Examination, Even 2021**

(4<sup>th</sup> Semester)

**BACHELOR OF LAW**

Paper : 4.3

**(Company Law)**

Full Marks : 80

Time : 3 Hours

**Instructions:**

1. Questions should be attempted as per instructions.
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  1. Name the state capital of Mizoram.  
(a) Lunglei (b) Aizawl (c) ChamphaiCandidate should provide answer as **Q. No. 1:**  
**(b) Aizawl** [Candidate should avoid writing only (b)]
4. The figures in the margin indicate full marks for the questions.

The Figures in the margin indicate full marks for the question

Answer **any five** questions taking one from each Unit.

### UNIT – I

1. What is company? What are the different types of Company as provided in the Indian Companies Act, 2013? Describe the advantages and dis-advantages of incorporation of a company. (4+4+8=16)
2. Who are company promoters? Discuss the role, duties and liabilities of company promoters. (16)

### UNIT – II

1. “Memorandum of Association of a company is a document of great importance in relation to the proposed company”. What do you mean by the term “Memorandum” as provided in the Indian Companies Act, 2013? Explain the contents of memorandum and the different between memorandum and Articles of Association of a Company. (16)
2. Answer the following: (2x8=16)
  - a) Explain prospectus of company and discuss the different types of Prospectus of Company.
  - b) Explain the different types of directors of a Company.

### UNIT – III

1. What are the important provisions laid down in the Indian Companies Act, 2013 regarding prevention of oppression and mismanagement in a company? Illustrate with decided case laws. (16)
2. Answer the following: (2x8=16)
  - a) Different modes of winding up of a company
  - b) Roles played by Audit and Appellate Tribunal

### UNIT – IV

1. “The securities and Exchange Board of India is the regulators of the securities and commodity market in India”. Illustrate this statement by explaining the powers and functions of the Board as provided under the Securities and Exchange Board of India Act, 1992. (16)
2. Answer the following:
  - a) Primary and Secondary Market
  - b) ROC

**Professional Course Examination, Even 2021**

(4<sup>th</sup> Semester)

**BACHELOR OF LAW**

Paper : 4.4.3

**(Criminology, Penology and Victimology)**

*Full Marks : 80*

*Time : 3 Hours*

**Instructions:**

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*(a) Lunglei (b) Aizawl (c) Champhai*

Candidate should provide answer as **Q. No. 1:**

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Answer **any five** questions taking one from each Unit.

#### **UNIT – I**

1. Define Criminology. What are the different schools of criminology developed during the 18<sup>th</sup> and 19<sup>th</sup> Century? (16)
2. Define Victimology? Explain the distinction between victimology and penology. What are the Major theories of victimology? (16)

#### **UNIT – II**

1. Define Crime. Mention the different theories regarding causation of crime. (16)
2. Explain the differences between crime prevention and crime control. (16)

#### **UNIT – III**

1. Explain punishment and analyse the different theories of punishment? (16)
2. Give a critical analysis on Capital Punishment. (16)

#### **UNIT – IV**

1. Explain the, nature and scope of Victimology. Also discuss the impact of victimology and its emerging trends in India today. (16)

**LLB/4.4.3/2**

2. Explain the following: (2x8=16)
  - a) Victim's Assistance Programme
  - b) Justice Malimath Committee Recommendation on Victims of Crime

#### **UNIT – V**

1. Explain the term 'Child in need of Care and Protection'. What are the general principles to be followed in administration of the Juvenile Justice (Care and Protection of Children) Act, 2015? (16)
2. Answer the following: (2x8=16)
  - a) What are the eligibilities of prospective adoptive parents. Explain the procedures for adoption by Indian prospective adoptive parents living in India.
  - b) Who are Probation Officers? What are the duties of Probation Officer provided under Section 14 of the Probation of Offenders Act, 1958?

**\*\*\*\*\*LLB/4.4.3/3\*\*\*\*\***



**Professional Course Examination, Even 2021**

(4<sup>th</sup> Semester)

**BACHELOR OF LAW**

Paper : 4.5.2

**(Land Laws)**

*Full Marks : 80*

*Time : 3 Hours*

**Instructions:**

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*(a) Lunglei (b) Aizawl (c) Champhai*

Candidate should provide answer as **Q. No. 1:**

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Answer **any five** questions taking one from each Unit.

#### **UNIT – I**

1. Discuss the object and reason behind the legislation of land laws with special reference to the Mizoram (Land Revenue) Act, 2013. (16)
2. How are the land holders classified under the Mizoram (Land Revenue) Act, 2013? Discuss their rights as given in the Act. (16)

#### **UNIT – II**

1. Define license. Explain in detail the characteristics and features of license as given under the India Easement Act, 1882. (16)
2. Write short notes on : (8+8=16)
  - a) Co-owner
  - b) Land registration

#### **UNIT – III**

1. Write short notes on any two: (8+8=16)
  - a) Public purpose
  - b) Affected family and land owners
  - c) Reference of authority
  - d) Rehabilitation and Resettlement

2. Discuss in brief the procedure of land acquisition under the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013. (16)

#### **UNIT – IV**

1. Define public premises. Also state the power and functions of Estate Officer under the Public Premises (Eviction of Unauthorized Occupants) Act, 1971. (16)
2. What are the grounds for eviction of tenant by the landlord under the Mizoram Urban Areas Rent Control Act, 1974? Also state the duties of landlord towards tenant under the Act. (8+8=16)

#### **UNIT – V**

1. Write short notes on: (8+8=16)
  - a) Doctrine of escheat
  - b) Ownership of Land
2. Discuss in brief the right to property and saving of laws providing for acquisition of estates under the Constitution of India. (16)

**\*\*\*\*\*LLB/4.5.2/3\*\*\*\*\***

**Professional Course Examination, Even 2021**

(4<sup>th</sup> Semester)

**BACHELOR OF LAW**

Paper : 4.2

**(Alternative Dispute Resolution System)**

**(Clinical – II)**

*Full Marks : 60*

*Time : 2 Hours*

**Instructions:**

1. Questions should be attempted as per instructions.
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Candidate should provide answer as **Q. No. 1:**

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4. The figures in the margin indicate full marks for the questions.

*The Figures in the margin indicate full marks for the question*

Answer **any six** questions

1. Discuss the nature and concept of Alternate Dispute Resolution System. Also explain the need and advantage of Alternate Dispute Resolution System. (10)
2. Write short notes on any **two** : (5+5=10)
  - a) Justice Malimath Committee Report
  - b) Arbitral Award
  - c) Mediator
3. Discuss the various provision available for Judicial settlement outside the court. (10)
4. Can a Court transfer its case before Lok Adalat? If, so under what circumstances? Also state the rules governing it. (10)
5. What is 'Mediation' as alternate dispute resolution. What are the major steps involve in mediation process. (10)
6. Define 'Negotiation'. Explain the important method of Negotiation Skills. (10)

7. What are the main features of Arbitration? Explain the advantages and disadvantages of Arbitration as an alternate dispute resolution. (10)
8. What are the scope of Arbitration Law? Also highlight the different categories of Arbitration (10)
9. Write the commencement of conciliation proceedings along with appointment of conciliators. (10)
10. Compare and contrast Alternative Dispute Resolution System and Traditional Justice Delivery System. Explain which system is more effective in the Judicial process. (10)

**\*\*\*\*LLB/4.2/3\*\*\*\***