

**Professional Course Examination, Even 2020**

(2<sup>nd</sup> Semester)

**BACHELOR OF LAW**

Paper : 6

**(Jurisprudence)**

*Full Marks : 100*

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

1. Write short notes on **any four** of the following: (5x4=20)
  - a) Salmond's definition of Jurisprudence
  - b) Theory of Penal Liability
  - c) Kinds of ownership
  - d) Rule of law
  - e) Negligence under civil and criminal law
2.
  - a) Distinguish between *Ratio Decidendi* and *Obiter dicta* of a case. (8)
  - b) Discuss the Analytical School of Jurisprudence. (8)
3.
  - a) Differentiate substantive laws and procedural laws. (8)
  - b) Analyse John Austin's Imperative theory. (8)
4.
  - a) Discuss in detail the American Legal Realism (8)
  - b) Define Corporate Personality. (8)
5.
  - a) Explain the basic postulates of 'legal positivism.' (8)
  - b) Explain basic postulates of 'natural law.' (8)
6. Describe the origin and development of Jurisprudence. Also state the importance of study of Jurisprudence. (10+6=16)
7. What is sociological Jurisprudence? Examine Roscoe Pound's theory of 'social engineering' and its application in interpreting the organic constitutional provisions of India by highlighting leading Supreme Court decisional laws on the subject. (16)
8. "Possession is nine points of law." Explain the concept of possession and possessory remedies under the law. (16)
9. Define legal rights. What are the characteristics of legal rights? Analyse W.N. Hohfeld's wider concept of legal rights. (4+4+8=16)
10. Elaborate Custom as a source of law. Also state the importance of Precedent as source of law. (8+8=16)

**Professional Course Examination, Even 2020**

(2<sup>nd</sup> Semester)

**BACHELOR OF LAW**

Paper : 7

**(Constitutional Law II)**

*Full Marks : 100*

*Time : 3 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.

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

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

1. Write short notes on **any four** of the following: (5x4=20)
  - a) Doctrine of Pith and substance
  - b) Colourable Legislation
  - c) Sixth Schedule
  - d) Money Bill
  - e) Finance Commission
  - f) Services under the Union
2. Discuss the Legislative relationship between the Union and the States. (16)
3. Write a note on the mode of Constitutional Amendment with special reference to Citizenship Amendment Act, 2019. (16)
4. Discuss the grounds for disqualification from membership of either Houses of Parliament or the State Legislative Assembly and Legislative Council under the Tenth Schedule. (16)
5. Who is a tribal? Discuss the special provisions for the Schedule Tribes, Schedule Castes and other OBCs under the Constitution. (4+12=16)
6. Discuss the procedures of passing an ordinary bill by the State Legislative Assembly. (16)
7. Under what circumstances can an emergency be proclaimed? Discuss the impacts of emergency on the Fundamental Rights of an Indian. (6+10=16)
8. Write notes on the Following: (8+8=16)
  - (a) Election Commission of India
  - (b) Panchayats.
9. Discuss the provisions relating to Freedom of Trade, Commerce and Inter-course by citing suitable examples. (16)
10. Discuss the Compositions, Powers and functions of the Village Councils/ Courts. (16)

\*\*\*\*\*LLB/II/07/3\*\*\*\*\*

**Professional Course Examination, Even 2020**

(2<sup>nd</sup> Semester)

**BACHELOR OF LAW**

Paper : 8

**(Law of Contract II)**

*Full Marks : 100*

*Time : 3 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.

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

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

1. Write short notes on any four of the following : (5x4=20)
  - a) Agreement to sell
  - b) Partnership at will
  - c) Sale by sample
  - d) Pledge
  - e) Dissolution of a firm by court.
  
2. Explain the meaning of partnership and discuss the essential features of it supported by case laws. (16)
  
3. 'A' takes a loan from a bank. A promises to the bank to repay the loan. 'B' also makes a promise to the bank saying that if 'A' does not repay the loan "then I will pay". What are the ingredients of contract of guarantee? Explain its essential features supported by suitable illustrations and decided cases. (16)
  
4. Examine and elaborate the statement, "Once a condition always a condition", supported by cases laws. (16)
  
5. Explain with illustrations the concept of agency and write down its different kinds. Also explain the necessary features of a contract of agency. (4+6+6=16)
  
6. The exceptions to the rule of caveat emptor are more important than the rule itself. Explain the statement supporting your answer with relevant case laws. (16)
  
7. What is bailment? Explain the duties a bailee has to observe during bailment. (16)
  
8. Discuss the various rights of the partners in a partnership towards each other. (16)
  
9. Who is an incoming and an outgoing partner? Explain how far an outgoing partner will be liable for the acts of his co-partner carried out before and after retirement from partnership. (4+12=16)
  
10. Explain: (8+8=16)
  - a) Contract of sale
  - b) Contract of indemnity



**Professional Course Examination, Even 2020**

(2<sup>nd</sup> Semester)

**BACHELOR OF LAW**

Paper : 9

**(Property Law)**

*Full Marks : 100*

*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) 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 six** questions including **Question no.1** which is compulsory.

1. Write short notes on any four of the following: (5x4=20)
  - a) Differences between movable and immovable property
  - b) Constructive notice
  - c) Distinguish between vested and contingent interest
  - d) Actionable claim
  - e) Lease
  - f) Sale of immovable property
2. Properties of any kind may be transferred except those laid down in section 6 of Transfer of Property Act, 1882. Explain with illustrations. (16)
3. What are the requisites of a valid attestation? Discuss giving illustrations and examples. (16)
4. Discuss and distinguish between absolute and partial restraints giving relevant case laws and examples. (16)
5. How can a valid transfer be made in favour of an unborn person? Explain the provisions of law as given in the Transfer of Property Act, 1882. (16)

6. Write short notes on the following doctrines: (8+8=16)
  - a) *lis pendens*.
  - b) part-performance
7. Discuss in detail the various kinds of mortgage citing relevant case laws. (16)
8. Explain the requisites of a valid gift and also discuss the kinds of gifts. (16)
9. Define easement. Discuss the types of easement with illustrations. (16)
10. Explain the procedure by which an easement may be suspended and revived. (16)

\*\*\*\*\*LLB/II/09/3\*\*\*\*\*

**Professional Course Examination, Even 2020**

(2<sup>nd</sup> Semester)

**BACHELOR OF LAW**

Paper : 10

**(Labour And Industrial Laws)**

*Full Marks : 100*

*Time : 3 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.

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

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

1. Write notes on any four of the following: (4x5=20)
  - (a) Lock- out.
  - (b) Lay off.
  - (c) Closure.
  - (d) Minimum wages.
  - (e) Trade Union.
2. Explain the dispute settlement machinery under the Industrial Disputes Act, 1947. (16)
3. Define Industry. Explain the concept of Industry according to Industrial Disputes Act,1974 (16)
4. Discuss the provisions of law relating to registration of Trade Union under the Trade Union Act, 1926. (16)
5. What is Trade Union ? Can a Student Union be a Trade Union? (16)
6. Define Strike . What are the different kind of strikes? (16)
7. Explain the concept of compensation. What is the relevant connotation regarding compensation ? (16)
8. Narrates the various provisions regarding the protection of Woman and Children under the Factories Act,1948 ? (16)
9. Discuss the various provisions relating to the safety of workers under the Factories Act, 1948. (16)
10. Explain Fair wage, Living wage, Minimum wage ? (16)

**\*\*\*\*\*LLB/II/10/3\*\*\*\*\***