

**Professional Course Examination, Even 2021**

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

**BACHELOR OF LAW**

Paper : 6.1

**(Criminal Law-II (Cr.P.C))**

*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.

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

### UNIT - I

1. State the constitution of Criminal Courts and explain their respective powers under the Criminal Procedure Code, 1973. (16)
2. What are the provisions relating to the Public Prosecutors and Assistant Public Prosecutor under the Criminal Procedure Code? Can the Police Officer be appointed as Assistant Public Prosecutor? (16)

### UNIT - II

1. State the relevancy of confessional statements made under Section 164 of Criminal Procedure Code, 1973. (16)
2. Define non-bailable offence. Discuss when bail may be granted in case of non-bailable offence. (4+12=16)

### UNIT - III

1. Explain in detail the provisions of maintenance of wives, children and parents under Cr.PC. (16)
2. What are the provisions for the dispersal of unlawful assemblies? What is the nature and scope of protection against prosecution for acts supporting to be done for such dispersal? (4+12=16)

### UNIT - IV

1. How is the judgment pronounced in a criminal court? Discuss the circumstances in which there shall be no appeal against an order of conviction. (16)
2. a) Explain the circumstances in which a subordinate court may make a reference to the High Court for getting its decision  
b) Explain briefly the powers of a court for revision and the general principles to be followed while exercising these powers. (8+8=16)

### UNIT - V

1. What is Juvenile Justice? Discuss the provisions relating to juvenile offenders under the Indian Penal Code and the Criminal Procedure Code. (4+12=16)
2. What is probation? Discuss the development of probation system in India. (4+12=16)

\*\*\*\*\*LLB/6.1/3\*\*\*\*\*

**Professional Course Examination, Even 2021**

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

**BACHELOR OF LAW**

Paper : 6.3

**(Code of Civil Procedure and Limitation Act)**

*Full Marks : 80*

*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 five** questions taking one from each Unit.

### **UNIT – I**

1. Give the principal features of the Civil Procedure Code, 1908. Also, state the relevancy of amendments of Civil Procedure Code. (8+8= 16)
2. Write notes on- (8+8=16)
  - a. Doctrine of Sub Judice
  - b. Doctrine of Res Judicata

### **UNIT – II**

1. What is pleadings. Discuss the concept of 'striking out of parties' and 'amendment of pleadings.' (6+10=16)
2. Write notes on- (8+8=16)
  - a) Written Statement and Counter Claim
  - b) Rejection of plaint

### **UNIT – III**

1. Discuss the concept of Judgement, Decree and Execution. (16)

**LLB/6.3/2**

2. Give in detail the procedures for enforcement of decree by way of execution. (16)

### **UNIT – IV**

1. Write notes on- (8+8=16)
  - a) Regular First Appeal
  - b) Regular Second Appeal
2. Discuss the provisions for appeals from Orders. Also state the general provisions relating to Appeals. (8+8=16)

### **UNIT – V**

1. What is Public Interest Litigation? Discuss in detail the relevancy of Public Interest Litigation in India. (6+10=16)
2. Write notes on- (8+8=16)
  - a) Sufficient cause under Sec. 5 of the Limitation Act, 1963
  - b) "Time commences to run the moment the right to sue accrues".

**\*\*\*\*\*LLB/6.3/3\*\*\*\*\***

UNIT - 5

9. Explain the doctrine of judicial review with reference to the Indian Constitution. (16)
10. Discuss the powers of judicial review of the Supreme Court of USA. (16)

\*\*\*\*\*LLB/6.4.1/4\*\*\*\*\*

**Professional Course Examination, Even 2021**

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

**BACHELOR OF LAW**

Paper : 6.4.1

**(Comparative Constitutional Law)**

*Full Marks : 80*

*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.

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

### **UNIT - I**

1. The theory of separation of powers is one such measure which has been devised to reduce the violation of individual rights by the government and is also a method of removing the amount and concentration of power in any group hand. In light of the given statement: (8x2=16)
  - a) Explain the origin and development of the theory of separation of powers.
  - b) Highlight some provisions in the Indian Constitution which ensure the existence of separation of powers between the three organs of the government.
  
2. What is federalism? Is India a federal state? Give comment highlighting the basic features of the Indian Constitution. (4+4+8=16)

### **UNIT - II**

3. Amending the Constitution is a process of making changes to a nation's fundamental or supreme law. Compare the procedure of amendment of the Constitution of USA and India. (16)

4. Explain the following: (8x2=16)
  - a) The jurisdiction and composition of the judicial system of USA.
  - b) Discuss the constitutional provisions of trade, commerce and intercourse as provided in the Constitution of India.

### **UNIT - III**

5. Write short notes on the following: (8x2=16)
  - a) Origin and concept of Rule of Law
  - b) Rule of Law and the Indian Constitution
  
6. Discuss Dicey's ideal feature of a legal system based on the concept of rule of law. Does rule of law still exist in the legal system of today? Comment. (8+8=16)

### **UNIT - IV**

7. Explain the following: (8x2=16)
  - a) Principles of natural justice.
  - b) Exceptions to the rules of natural justice.
  
8. Is the principle of natural justice incorporated in the Indian Constitution? Comment highlighting the provisions in the Indian Constitution with decided relevant case laws. (8+8=16)

**Professional Course Examination, Even 2021**

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

**BACHELOR OF LAW**

Paper : 6.5.2

**(Competition Law)**

*Full Marks : 80*

*Time : 3 Hours*

**Instructions:**

1. Questions should be attempted as per instructions.
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*(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. What is unfair trade practice? Discuss in detail the salient features of Monopolistic and Restrictive Trade Practices Act, 1986. (16)
2. Answer the following: (8x2=16)
  - a) Discuss the salient features of Consumer Protection Act 2019.
  - b) What do you mean by the term "Consumer" under the Consumer Protection Act, 2019.

### UNIT - II

1. a) Critically evaluate the Federal Trade Commission Act, 1914. (16)  
OR  
b) Discuss the salient features of Sherman Anti-Trust Act, 1890. (16)
2. Critically examine the Clayton Act of 1914. (16)

### UNIT - III

1. What are the objectives and salient features of the Competition Act, 2002. What are the functions of Competition Commission of India (CCI)? When can the Commission initiate inquiry into anti-competitive agreements or abuse of dominance? (16)
2. Discuss the agreement restricted under the Competition Act, 2002. (16)

### UNIT - IV

1. Discuss the duties, powers and functions of the Competition Commission of India. Explain the factors which the Commission would take in account for determining whether the agreement has an appreciable adverse effect on competition and in an inquiry to adjudicate whether an enterprise is a dominant undertaking or not. (16)
2. What is a combination under the Act and the Rules for notification for proposing combine? Is there compulsory wait period for a combination to take effect? (16)

### UNIT - V

1. a) What are the provisions of appeal against any order of the competition commission? Can the competition commission make reference to a statutory authority? (16)  
OR  
b) Discuss the procedure for enquiry under Section 19 of Competition Act, 2002. (16)
2. a) Explain the procedure for appointment of Secretary, Experts, Professionals and Officers of the Commission. (16)  
OR  
b) Discuss the circumstances under which penalty may be imposed under the Competition Act, 2002. (16)