

2014
(DEC)
BACHELOR OF LAW
(Law of Taxation)
Paper - 11
Full Marks : 100
Pass Mark : 40
Time : 3 Hours

The figures in the margin indicate full marks for the questions

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

1. Write short notes on *any Four* on the following **5X4=20**
- a) Assessee
 - b) VAT (According to Mizoram Value Added Tax Act, (2005).
 - c) Income.
 - d) Salaries.
 - e) Previous Year.
 - f) Capital Gains.

2. Ram, an agriculturist cultivated sugar-cane on his land and converted into jiggery for sale in the market, as the only sugar mill near the land of the assessee had refused in the past to buy from the assessee.

The assessee claims that the income received by him from the sale of jiggery was exempted from Income Tax as agricultural income. Was the claim permissible? How?.

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3. Discuss how far the residential status of a person affect the taxation of his income.

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4. Explain the law relating to computation of income under the head 'Income from other sources'.

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5. Definition of 'Income' as given in Section 2(24) of the Income Tax Act, 1961 is not exhaustive but inclusive. Explain with reference to decided cases.

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6. The constitution of India has provisions for taxation. Narrate.

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7. "There can be many sources of income under one Head of Income but there cannot be more than one Head for a particular source of income". Comment.

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***** III/LL.B/11/2*****

8. What are the ingredients for charging tax under the head "Income from house property".

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9. Analyze the powers and functions of the taxing authorities as per Mizoram Value Added Tax Act, 2005.

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10. Is there any provision of exemption under the Mizoram Value Added Tax Act, 2005? Provide detail explanation in support of your answer.

16

***** III/LL.B/11/3*****

**2014
(DEC)
BACHELOR OF LAW
(Environmental Law)**

Paper - 12

Full Marks : 100

Pass Mark : 40

Time : 3 Hours

The figures in the margin indicate full marks for the questions

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

1. Write short notes on any four on the following

5X4=20

- a) Eco-System.
- b) Obligations to implement international agreements.
- c) Law of Crime and Environment Protection.
- d) Hazardous substances.
- e) Precautionary Principle.

2. Define 'Environment'. Explain the importance of protecting our environment.

3. Explain the provisions under the Environment (Protection) Act, 1986 for prevention, control and abatement of Environment pollution with relevant case laws.

16

4. Explain the facts and principle of law laid down in : (any two)

8+8=16

(a) M.C.Mehta
Vrs
Union of India (2002) 4SCC356.

(b) Vellore Citizen's Welfare Forum
Vrs
Union of India (1996) 5SCC647.

(c) RL & E.Kendra, Dehradun
Vrs
State of Uttar Pradesh (1985) AIR SC652.

5. Discuss the provisions under the Air (Prevention and Control of Pollution) Act, 1981 regarding the penalties and offences by companies and Government departments.

16

6. Explain the constitution and composition of Joint Board under the Water (Prevention and Control of Pollution) Act, 1974.

16

7. (a) Devotional music is played every morning in the Temple at 4 A.M. using loud speakers. People living in the neighborhood complain of noise pollution. The Temple management argues that playing devotional music is part of the Freedom of religion and hence cannot be curtailed. Discuss.

8

- (b) Mr. X, went hunting, killed a White tiger and took the skin to use as a trophy. Discuss the liability of Mr. X under the Wildlife (Protection) Act, 1972.

8

8. Write notes on :

- (a) Offences and Penalties under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006.

8

- (b) Penalty for counterfeiting or defacing marks on trees and timber, etc. under the Mizoram (Forest Act), 1955.

8

9. Describe the significance and salient features of the Kyoto Protocol, 1997.

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10. Define Bio-Diversity. Write a note explaining how bio-diversity is linked to a healthy environment.

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2014
(DEC)
BACHELOR OF LAW
(Professional Ethics and Professional Accounting system)
Paper - 13
Full Marks : 60
Pass Mark : 24
Time : 2 Hours

The figures in the margin indicate full marks for the questions

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

1. Write short notes on any four on the following

5X4=20

- a) Pleaders, Mukhtars and Advocates.
- b) Advocate's Fee.
- c) Disciplinary powers of Bar Council of India.
- d) Senior Advocate.
- e) Advocate's duty towards client.
- f) Legal Ethics.

2. Discuss the development of various laws that deals with legal profession in India and their importance in the administration of justice.

3. "Advocates who are part time teachers in law college can practice as well as teach whereas the fulltime teachers in a law College/School can only teach but cannot practice in the court". Elaborate the given statement citing reasons as laid down in Anees Ahmed vrs University of Delhi,(AIR 2002 Del 440)

10

4. Explain the meaning of professional misconduct under the Advocates Act 1961 supported by relevant case laws.

10

5. An advocate is an officer of the court and the court acts on the statements of the advocate. In the light of this statement write down the duties of an advocate towards the court and also mention his other duties.

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6. Discuss the powers and functions of the State Bar Council.

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7. Write the principle of law laid down in :

5x2=10

(a) Ex. Capt. Harish Uppal
vrs
Union of India (2003) 2SCC 45.

(b) Raman Services Pvt. Ltd.
vrs
Subhas Kapoor (2001) 2SCC 365.

***** III/LL.B/13/2*****

8. Write notes on :

5x2=10

- (a) Contempt of Court.
(b) Right of Pre – audience.

***** III/LL.B/13/3*****

2014
(DEC)
BACHELOR OF LAW
(Intellectual Property)

Paper - 14

Full Marks : 100

Pass Mark : 40

Time : 3 Hours

The figures in the margin indicate full marks for the questions

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

1. Write short notes on any four on the following

5X4=20

- a) Deceptive Similarities.
- b) Acquiescence.
- c) Adaptation of Literacy Work.
- d) Assignment & License.
- e) Criteria for registration of Design under Design Act - 2000.
- f) Service Mark.

2. What is the rationale behind Patent? Does a Patentee enjoy unconditional rights? Answer with emphasis on the right of patentee.

3. Explain in detail the procedure available for the registration of Trade Mark under the Trade Marks Act, 1999.

16

4. Define Trade Mark by giving suitable example. Explain in the light of case laws the functions and characteristic of good Trade Mark.

4+12=16

5. The Trade Mark act indicates that the registration of Trade Mark is not compulsory but there are certain advantages for the registration of Trade Mark. Write your comment.

16

6. "Under the copy-right Act, an Idea is not protected", explain the statement by citing suitable case laws to support your answer.

16

7. Explain in detail the term of copy right for different subject which is based on the nature of their work and performance.

16

8. Explain whether the following work falls under the copy right or not.

4x4=16

- (a) Dictionaries.

***** III/LL.B/14/2*****

- (b) Question paper – set for examination.

- (c) Letter

- (d) Dissertation.

9. When can a patent be revoked and when is it claimed to be infringed?

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10. Explain the meaning of Geographical indication as laid down under the Geographical Indication of Good (Registration and Protection) Act, 1999 supported by relevant case laws. Also mention how does it differ from Trade Mark.

16

***** III/LL.B/14/3*****

10. Write a brief commentary on (any two)

8+8=16

- (a) The Supreme Court of India as a guardian of human right.
- (b) Human Rights Committee.
- (c) Rights of Persons with disabilities.
- (d) Natural Rights.

***** III/LL.B/15/4*****

2014
(DEC)

BACHELOR OF LAW
(Human Rights and Practice)

Paper - 15

Full Marks : 100

Pass Mark : 40

Time : 3 Hours

The figures in the margin indicate full marks for the questions

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

1. Write short notes on any four on the following

5X4=20

- a) Inter- American Commission of Human Rights.
- b) Section Optional Protocol to ICCPR aiming at the abolition of the death penalty.
- c) Human Rights Aged.
- d) Working of Mizoram State Commission for Women.
- e) Right to development.
- f) Role of NGOs in promotion and protection of human rights.

2. (a) Explain the classification of human rights into Three Generations.
- (b) Can human rights be classified into derogable and non-derogable rights?. Discuss.

10+6=16

3. What constitutes 'discrimination against women'? What measures must be taken by state parties to eliminate discrimination against women under CEDAW, 1979?

16

4. (a) State and explain constitution, powers and functions of the National Human Rights Commission (NHRC).
- (b) Can NHRC take action against the human rights violation by members of the armed forces? Discuss.

12+4=16

5. Discuss in detail implementation mechanism of human rights in the following region (any two):

8+8=16

- (a) Europe
- (b) Africa
- (c) Asia
- (c) America

6. State and explain important provisions of the Armed Forces (Special Powers) Act, 1958. Do you think the Act should be repealed? Comment.

10+6=16

7. Write short commentary on any two:

8+8=16

- (a) Significance of the Universal Declaration of Human Rights.
- (b) ICCPR and Part III of the Constitution of India.
- (c) Rights of prisoners..

8. Discuss the importance of the following in the development of human rights (any two).

8+8=16

- (a) Russian Revolution of 1917
- (b) Magna Carta, 1215
- (c) American Declaration of Independence, 1776.

9. Discuss the importance of rights of child as enumerated in the "Convention on Rights of Child", 1989. Also highlight rights of child as enshrined under constitution of India.

10+6=16