

2012
(DECEMBER)
BACHELOR OF LAW
(Law of Taxation)
Course No - 11
Full Marks : 100
Pass Mark : 40
Time : 3 Hours

The figures in the margin indicate full marks for the questions

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

1. Write short notes on *any four* of the following: **5x4=20**
- a) Extended meaning of 'income' under Sec. 2 (24) of the Income Tax Act - 1961.
 - b) Deduction under Sec. 80C of the Income Tax Act, 1961
 - c) Definition of 'Taxation'.
 - d) Distinction between 'Toll' and 'Tax'.
 - e) Income not included in Total Income
 - f) Taxing authorities under the Mizoram Value Added Tax Act, 2005

2. Explain the Constitutional provisions of taxation in India? 16
3. Define Tax? What are the elements and purposes of Taxation? 16
4. Explain the different heads of income for taxation of an individual income and the rate prescribe for income tax as per budget 2012? 16
5. Write down the procedure for registration of dealer under the Mizoram Value Added Tax 2005? Does the Mizoram Value Added Tax Act 2005 required a dealer to furnish a return? If so, where? 16
6. Explain the procedure for the taxation of corporation in India? 16
7. Who are Income Tax Authorities? Discuss the scope and limits of their power? 16
8. "Generally an assessee is taxed in respect of his o income. In some cases, however, the Income Tax . deviates from this principle and the assessee may taxed"? Explain.
9. What is agriculture income? What is the tax treat- ment of agricultural income? Explain the concept "Land used for Agriculture income purposes" in t light of *CIT - Vs - Raja Benoy Kumar (1957)* case
10. a) Define the term "Salary" as a head of income? What are deductible under "Entertainment Allowance"?
b) What is the basis of charge of income under the head "Capital Gains"? What is included in and excluded from capital asset?

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

2012
(DECEMBER)
BACHELOR OF LAW
(Environmental Law)
Course No - 12
Full Marks : 100
Pass Mark : 40
Time : 3 Hours

The figures in the margin indicate full marks for the questions

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

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

5x4=20

- a) Rio Conference and Declaration 1992
- b) Ozone Depletion
- c) Kyoto Protocol 1997
- d) Hunting of Wild Animals
- e) Climate Change
- f) Environmental pollutant

2. Discuss the common law remedies for the protection of Environment. 16
3. In India, attention has been paid right from the ancient times to the present age in the field of Environmental Protection and Improvement. Elaborate. 16
4. What are the provisions given in the Environment Protection Act, 1986 regarding the powers of the Central Government? 16
5. Critically examine the provisions of the Environment Protection Act, 1986. 16
6. Discuss the provisions of law relating to offence and penalties under the Air (Prevention and Control of Pollution) Act, 1981. 16
7. Write down the Composition and powers of State Boards under the Air (Prevention and Control of Pollution) Act, 1981. 16
8. What are the steps taken by the legislation for Protection of Indian forests as provided in the Forest (Conservation) Act, 1980?
9. Write short notes on : 8+8=
- a) Functions of Central Board for prevention of water pollution.
- b) Declaration and Protection of Sanctuary under Wildlife (Protection) Act, 1972.
10. Discuss the principles declared by the Stockholm conference on Human Environment 1972.

*****III/LLB/12*****

2012

(DECEMBER)

BACHELOR OF LAW

(Professional Ethics & Professional Accounting System)

Course No - 13

Full Marks : 60

Pass Mark : 24

Time : 3 Hours

The figures in the margin indicate full marks for the questions

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

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

5x4=20

- a) Powers of State Bar Council
- b) Co-operative Interaction between Lawyers and Judges
- c) Seniors and other advocates
- d) Functions of Bar Council of India
- e) Qualifications for enrolment as an advocate
- f) Rights and priveleges of Advocates

2. Who is eligible to receive a Certificate of Enrolment from the State Bar Councils? Also state the role of enrolment committee in disposing applications. 2+8=10

3. Write the duties of advocates towards : 5x2=10

- a) The Court
- b) The Client

4. State the functions of the Disciplinary Committees. Can a person aggrieved by the Order of the Disciplinary Committee of the Bar Council of India prefer an appeal to the High Court? 8+2=10

5. Write the principles of law laid down in :- 5x2=10

- a) *Harish Chandra Tiwari-vs-Baiju AIR 2002 SCC 548*
- b) *Raman Services Pvt. Ltd.-vs-Subhas Kapoor (2001) 2 SCC 365*

6. Mr A wilfully disobeyed the Order passed by the District Judge, Aizawl. Does it amount to civil contempt or criminal contempt? What is the punishment for contempt of court? 4+6=10

7. 'Legal profession is not a business but a profession'. Comment. 10

8. a) Can a judge or magistrate be held liable for contempt of court? Give reasons for your answer. 5
- b) 'Fair criticism of judicial act does not amount to contempt of court'. Comment. 5

*****III/LLB/13*****

**2012
(DECEMBER)
BACHELOR OF LAW
(Intellectual Property)**

Course No - 14

Full Marks : 100

Pass Mark : 40

Time : 3 Hours

The figures in the margin indicate full marks for the questions

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

1. Write short notes on **any four** of the following: **5x4=20**
 - a) Deceptive similarity
 - b) Piracy of Registered Design
 - c) Offences and penalties under the Geographical Indication of Goods (Registration & Protection) Act, 1999
 - d) Contract for service
 - e) Copyright in a song
 - f) Inventions not patentable

2. Define Trademark. Explain the criteria for the registration of Trademark under the Trademark Act, 1999.
4+12=16
3. How can 'passing off' be an infringement under the Trademarks Act? Mention the reliefs available for infringement of 'passing off'.
8+8=16
4. Define "Design" and "Article" under the Designs Act 2000. Who is entitled to file an application for registration of design.
6+10=16
5. What is Patent? Discuss the pre-requisites of a patent supported by relevant case laws.
4+12=16
6. Section 6 of the Patents Act, 1970 mentioned three personnel who can apply for patent. Explain. 16
7. What do you understand by Intellectual Property Right? Write the importance of it in day to day life.
6+10=16
8. Copyright does not vest in an idea but in the expression of an idea. Comment on the statement with the help of suitable case laws. 16
9. Explain the meaning of copyright in "literary works" with the help of the decided case in *University London Press Ltd. v/s University Tutorial Press Ltd. (1916) 2ChD 601.* 16
10. What do you understand by copyright? Discuss the scope and various characteristics of copyright.
5+11=16

*****III/LLB/14*****

2012
(DECEMBER)

BACHELOR OF LAW

(Human Rights & Practices)

Course No - 15

Full Marks : 100

Pass Mark : 40

Time : 3 Hours

The figures in the margin indicate full marks for the questions

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

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

5x4=20

- a) UDHR
- b) Minorities Rights
- c) Rights of Disabled Persons
- d) Constitution of Mizoram State Commission for Women
- e) Optional Protocol to ICCPR

2. Give analysis on the impact of the Universal Declaration of Human Rights in the context of India. 16

3. An exceptional person do not represent the masses therefore the need of the hour is the empowerment of women of the world. Comment. 16

OR

Discuss the status of women in India in light of *Vishaka and others - vs. State of Rajasthan*. 16

4. Discuss the convention on the Rights of the Child (CRC). 16

5. 1st October is designated as the International Day of Older Persons. Narrate your comments on the Rights of the Older Persons. 16

6. Critically examine the provisions of the Armed Forces Special Powers Act 1958 and mention the recommendations as laid down by the Justice Jeevan Reddy Committee on the said Act. 16

7. Define Human Rights as per Section 2(d) of the Protection of Human Rights Act and discuss the power and functions of the National Human Rights Commission. 2+14=16

8. What are Non- governmental organisations? Discuss the role and functions of an NGO citing the workings of any one NGO each at the International and National Level. 2+14=16

9. Give your critical analysis on Child Labour in India. 16

10. a) Explain regional mechanism and write down the differences between European Convention and American Convention. 8
b) Explain the role of media in protection and promotion of Human Rights in India. 8

*****III/LLB/15*****