

Back Paper

LLB-II Sem
P-X(R/B)

2022

Full Marks: 100
Time: 3 Hours

*Answer all the questions.
The figure at right hand margin indicates marks.*

1. Define 'fact in issue' and 'relevant fact' with the help of examples and case laws. [20]
OR
Write short notes on the following- [5x4]
 - (A) May presume
 - (B) Fact
 - (C) Not proved
 - (D) Confession
2. Explain the plea of *alibi* with leading cases. [20]
OR
Define admission. Mention the persons who can make admission.
3. 'Doctrine of *res gestae* is an exception to hearsay rule of evidence.' Comment. [20]
OR
Discuss the circumstances when the opinions of third persons are relevant.
4. What is dying declaration? Mention the evidentiary value of dying declaration. Refer case laws also. [20]
OR
Write short notes on the following- [5x4]
 - (A) Primary evidence
 - (B) Private documents
 - (C) Accomplice
 - (D) Refreshing memory
5. With the help of illustrations, explain Examination-in-chief, Cross-examination and Re-examination. [20]
OR
Write short notes on the following- [5x4]
 - (A) Doctrine of estoppel
 - (B) Exclusion of oral evidence by documentary evidence

2022

Answer all questions. The questions are of equal value

Full Marks-100

Time: 3 Hours

- Q. 1. When police may arrest without warrant? How arrest is made? What are the rights of the arrestee? [20]
Or
Briefly discuss the relevant provisions relating to maintenance of wife, children and parent under Code of Criminal Procedure
- Q. 2. What is meant by charge? What are the contents of charge? When charge may be altered? What are the consequences of wrong or error in charge? [20]
Or
Explain the various provisions relating to trial before a court of sessions.
- Q. 3. Write short notes on the following [5x4]
A. Summon cases
B. Suspension of sentences.
C. Execution
D. In-camera trial
Or
What are the duties of the Executive Magistrates in preventing breach of peace and to maintain public tranquility? What can he do to prevent breach of peace in dispute concerning land or water. [20]
- Q. 4. Write short notes on the following [5x4]
A. Zero F.I.R
B. Case diary
C. Inherent power of the High Court
D. Remand
Or
"A person once convicted or acquitted shall not be tried again for the same offence", Comment. Are there any exceptions to this rule? If so, what? [20]
- Q. 5. Discuss the law relating to Bail. What is the basis for bail in a non-bailable case? What is anticipatory bail. [20]
Or
Distinguish between the following [5x4]
A. Compoundable and non-compoundable offence
B. Reference and revision
C. Remission and commutation of sentences
D. Summary trial and warrant trial

2022

Answer all questions. The questions are of equal value

Full Mark -100

Time: 3 Hours

1. Define environment. Discuss in detail various Constitutional Provisions relating to environmental protection. [20]

Or

Discuss the development of environmental jurisprudence under Article 21 of the Constitution of India

2. Discuss the origin and development of the precautionary principle in the Indian Legal System. Cite relevant case laws. [20]

Or

Write an essay on the public trust doctrine. How has it strengthened the cause of the Environment? Elucidate with recent case laws

3. Write a brief essay on the Water Pollution. Explain the scope of the Water (prevention and control of pollution) Act, 1974. [20]

Or

Define Air pollution as has been described in the Air (Prevention and Control of Pollution) Act, 1981. Has the Central and State Pollution Control Board been effective in putting measures that can control air pollution? Comment.

4. Write a detailed note on the powers of the Central Government to protect and improve the environment under the Environment (Protection) Act, 1986. [20]

Or

Write short notes on:

- a. Polluter pays principle
b. Environment Impact Assessment

[10x2]

5. Write Short Notes on :

- (a) National Parks under the Wild Life Protection Act.
(b) Restrictions in Trade and Commerce in Wild Animals.

Or

What measures were taken to protect our wildlife under the Wildlife Protection Act, 1972. How far these measures are effective in present scenario. Comment [20]

2022

Full Marks-100

Time-3 Hours

Answer All Questions

All questions are of Equal Value

1. 'Quaran is the source first in time and authority.' Discuss the sources of Mohammedan law in the light of this statement. [20]

OR

Explain the different forms of marriage under Mohammedan law.

2. Explain the salient features of the Indian Divorce Act,1869. [20]

OR

Distinguish between: [10x2]

- a) Specific Dower and Proper dower
- b) Batil marriage and Fasid marriage

3. What is acknowledgment of paternity under Mohammedan law? Discuss the essential elements of valid acknowledgment. [20]

OR

What is Hizanat? Who are eligible to take hizanat of a child? Briefly discuss the conditions for hizanat.

4. Briefly discuss the salient features of the Dissolution of Muslim Marriages Act,1939. [20]

OR

What is 'Hiba'? Discuss the essential elements of a valid hiba.

5. Write short notes on: [10x2]

- a) Probate proceedings
- b) Wassiyat

OR

Discuss the essential elements of sahih nikah (Valid marriage) under Muslim law. [20]

2022

Answer all questions. The questions are of equal value.

Full Marks:100

Time: 3 Hours

1. Define 'Indemnity'. Distinguish between 'Contract of Indemnity' and 'Contract of Guarantee'. What are the rights of 'indemnity-holder'? [20]

Or

Define Contract of Guarantee. Elaborate the essential features of guarantee.

2. In a contract of guarantee, discuss the nature of surety's liability and its rights. [20]

Or

A surety is discharged from its liability when his liability comes to an end. Elaborate the grounds of discharge of surety's liability as envisaged under Indian Contract law.

3. What is bailment and how it is different from pledge? What are the rights and duties of Bailee? [20]

Or

Write an essay on essentials of 'Agency'. What are the duties of an agent? Elaborate.

4. What is a contract of Sale? Distinguish between Sale and Agreement to sell. [20]

Or

Who is unpaid seller? Explain Unpaid Seller's right of stoppage in transit and state how stoppage can be effected.

5. Discuss 'the Partnership arises out of contract and not status'. Can a minor be a partner of a firm? Give reasons for your answer [20]

Or

Differentiate between a Partnership and a Company. Explain the rights and duties of Partners.

Answer all questions. The questions are of equal value.

1. Define human rights. Discuss the theories of human rights.

OR

Is Human Right a legal Right? Discuss the sources of International Human Rights Law.

2. Briefly discuss the role of United Nations in protection of human rights.

OR

Write short notes on:

- a) Office of the United Nations High Commissioner for Human Rights (OHCHR)
- b) Human Rights Council

3. Write an essay on Universal Declaration of Human Rights.

OR

"The Universal Declaration set for the international community a common standard of achievement."
Discuss the legal effect of the Declaration.

4. Discuss the role played by India in ratification of Conventions of Universal Declaration of Human Rights.

OR

Explain the rights enshrined under International Covenant on Civil and Political Rights and their relevance under emergency.

5. Briefly discuss the World conferences held on Human rights.

OR

Write short notes on:

- a) Genocide
- b) Racial Discrimination

Handwritten marks and numbers: 10, 10, 12, 1.2, 11, 11, 12, 11, 12, 11, 12.

2022

Full Marks-100

Time: 3 Hours

Answer any five questions. Each question carries equal marks

- Q.1 "Power of Parliament to amend Constitution is very wide but not unlimited"
Comment. Refer to important cases [20]

Or

Examine the Jurisdictions of the Supreme Court with special reference to Appellate Jurisdiction'

- Q.2. Briefly discuss about the privileges and immunities given to the Parliament and its members. [20]

Or

What is meant by Public Interest Litigation? Explain the concept of locus standi Elaborate the concept of Public Interest Litigation in the light of decided cases

- Q.3. Briefly discuss the powers, functions and jurisdictions of the High Court [20]

Or

Critically examine the powers and functions of the Governor

- Q.4. What is meant by the doctrine of Basic Structure? Can basic structure of the Constitution be amended? Discuss with cases laws. [20]

Or

What do you mean by writ? Analytically discuss various writs under Constitution of India.

- Q. 5 Briefly discuss the position and functions of the Chief Minister. [20]

Or

Critically examine the various emergency provisions under the Constitution of India

2022

Full Mark -100
Time: 3 Hours

Answer all questions.
The figure at right hand margin indicates marks.

1. Discuss the history of Income Tax law in India. [20]
Or
Write Short Notes on: [10x2]
(a) Which incomes of a Non-resident Indian are assessable under the *Income Tax Act*?
(b) In whose income of minor is clubbed? Under what Circumstances income of minor is not clubbed with the income.
2. Please explain set off and carry forward of losses with particular reference to inter head adjustment in the same year. [20]
Or
Discuss deduction u/s 80G of the *Income Tax Act*, 1961.
3. What do you mean by Best Judgment Assessment? How the Assessing Officer should act/ behave while framing Best Judgment Assessment? [20]
Or
Briefly explain House Rent Allowance and extent of exemption, and mode of calculation of exemption under section 10(13A) of *Income Tax Act*, 1961.
4. Write short Notes on the followings: [5x4]
(a) Sale Price
(a) Turn over
(b) Liability to tax on inter-State sales.
(c) Burden of proof, etc., in case of transfer of goods claimed otherwise than by way of sale
Or
(a) Imposition of penalty in lieu of prosecution [10x2]
(b) Composition of the Central Sales Tax Appellate Authority.
5. Discuss the adjustment of sale price or tax in relation to a taxable sale, issue of credit note and debit note under the Value Added Tax (VAT). [20]
Or
(a) Determination of taxable turnover [10x2]
(b) Composition of tax for works contractors.

2022

Full Marks: 100

Time: 3 Hours

Answer all questions. The figure at right hand margin indicates marks.

1. Explain various salient attributes of a Company [20]

Or

What is Corporate Veil? State the circumstances when it can be lifted.

2. Write a note on various forms of companies as conceptualised under Companies Act 2013. [20]

Or

Who is a 'Promoter' and what is his legal position? Write a brief note on liability of Promoter.

3. What is Memorandum of Association and Article of Association? Write a short note on doctrine of 'indoor management'. [20]

Or

What is Prospectus and Statement in lieu of prospectus? Briefly state the contents of Prospectus.

4. Make a distinction between Share and Stock. Write notes on kinds of Shares [20]

Or

Write a note on winding up of a company with special reference to legal provisions.

5. Define 'director'. What are the disqualification of a director? What is his legal position in a Company. [20]

Or

Write an exhaustive note on the various liabilities of the director.

2022

Full Marks-100

Time-3 Hours

Answer All Questions

The figure at right hand margin indicates marks.

1. What is an industrial dispute and how does it differ from individual dispute? Explain the machinery under the Industrial Disputes Act, 1947 to resolve industrial dispute. [20]

OR

Write short notes on:

- a) Unfair Labour Practice
b) Protected Workman

[10x2]

2. Briefly discuss the retrenchment procedure provided under the Industrial Disputes Act, 1947.

[20]

OR

Distinguish between:

- a) Strike and Lock-out
b) Lay-off and Retrenchment

[10x2]

3. Discuss the permissible deductions under the Payment of Wages Act, 1936.

[20]

OR

Explain the powers and procedure of authorities under the Payment of Wages Act, 1936.

4. Briefly discuss the salient features of the Payment of Bonus Act, 1965.

[20]

OR

Write short notes on:

- a) Allocable surplus
b) Available surplus

[10x2]

5. Explain the benefits available under the Employees' State Insurance Act, 1948.

[20]

OR

Discuss the powers and procedure of the authorities under the Employees' State Insurance Act, 1948.

3 Yrs. - LLB - Sem - II - CS - P - I - (Cons. L - II)

2022

Full Marks - 70

Time - As in the Programme

The questions are of equal value.

Answer ALL questions.

1. Write short notes on :
 - (i) Judicial Review.
 - (ii) Double Jeopardy.
 - (iii) Right against exploitation.
 - (iv) Fundamental duty to protect the natural environment.

2. The word 'STATE' as used in Article 12 of the constitution has always attracted the attention of the judiciary. Do you agree ? Elaborate your answer with the help of decided cases.

OR

Discuss how protective discrimination has been read into doctrine of equality under the constitution of India.

[Cont...

3. The six freedoms guaranteed by the constitution are, however, not absolute. Illustrate.

OR

How does the constitution of India safeguard the life and personal liberty of the person ?

4. Critically examine the scope and limit of freedom of Religion as guaranteed by the constitution of India.

OR

Briefly discuss the rights of minorities to 'establish' and 'administer' educational institutions of their choice with the help of decided cases.

5. Fundamental Rights and Directive Principles of state policy are the conscience of the constitution. Expand it with your own words.

OR

Write short notes on any TWO :

- (i) Social Justice.
- (ii) Social Security Charter.
- (iii) Fundamental Duties.



(CA) **3 Yrs. - LLB - Sem - II - CS - P-I-(Cons.L-II)**

3 Yrs. - LLB - Sem - II - CS - P - II - (CL - II)

2022

Full Marks - 70

Time - As in the Programme

The figure in the right hand margin indicate marks.

The questions are of equal value.

Answer ALL questions.

1. Attempt the following : [3.5 x 4
 - (a) Describe general and specific lien.
 - (b) Define ratification.
 - (c) Rights of unpaid sellers against the goods.
 - (d) Explain the rights of an outgoing partner.

2. Define Bailment. Explain the rights and duties of the bailor and bailee. [14

OR

[Cont...

Distinguish between "Contract of Indemnity" and "Contract of Guarantee". "The liability of surety is co-extensive with that of the Principal Debtor". Explain.

3. Define contract of Agency. Explain the distinction between a sub-agent and a substituted agent and point out the difference in their relationships with the principal. [14

OR

What are the effects of agency on contracts with the third person ?

4. Define and distinguish a 'condition' and 'warranty' in a sale contract. What are implied conditions in every sale contract ? When is the condition reduced to the status of warranty ? [14

OR

What are the legal remedies available to the buyer against the seller for breach of contract under the Sale of Goods Act, 1930 ?

[Cont...

5. What are the effects of non-registration of a partnership firm ? Can the effects of non-registration of a firm be cured during pendency of the suit by getting the firm registered ? Discuss. [14

OR

What is the Doctrine of 'Holding Out' ? Explain the rule and justification of 'Holding Out' in Partnership. What are its exceptions ?



(CA) **3 Yrs. - LLB - Sem - II - CS - P - II - (CL - II)**

3 Yrs. - LLB - Sem - II - CS - P - III - (AL)

2022

Full Marks - 70

Time - As in the Programme

The figure in the right hand margin indicate marks.

The questions are of equal value.

Answer ALL questions.

Question number one is compulsory.

1. Explain the concepts of the terms given. [3.5 x 4]
 - (a) Parliamentary Sovereignty.
 - (b) Doctrine of ULTRAVIRES.
 - (c) Judicial Review.
 - (d) Sovereign Immunity.

2. Define Administrative Law. Explain how Administrative Law is different from Constitutional Law ? [14

OR

[Cont...

[2]

Write a critical note on the evolution and development of administrative law in India and USA.

3. Define Delegated Legislation. Explain the need of delegated legislation. How far such delegation is valid ? [14

OR

Explain briefly the various measures provided to cure the effect of delegated legislation.

4. What is the meaning of Writ ? Enumerate different kinds of writs available in India with their implications. [14

OR

Discuss the Private Law Remedies available for the control of Administrative Action.

[Cont...

[3]

5. Explain the principle of Natural Justice. Is there any exception to the principle under Administrative Law ? [14

OR

Critically explain the Judicial Function; Quasi -
Judicial Function and Administrative Action.



(CA) **3 Yrs. - LLB - Sem - II - CS - P - III - (AL)**

3 Yrs. - LLB - Sem - II - CS - P - IV - (LOC - II)

2022

Full Marks - 70

Time - As in the Programme

All questions carry equal marks.

Attempt ALL questions.

Questions - 1 is compulsory.

1. Explain following :
 - (a) Directorate of Prosecution.
 - (b) Search Warrants.
 - (c) Examination of witnesses by Police.
 - (d) Power to Try Summary.
2. Describe the constitution of Criminal Courts under Criminal Procedure Code, 1973.

OR

[Cont...

[2]

Elaborate the Rights of Arrestees and also cite relevant case law.

3. Explain the Procedure to compel the Production of Document and Things.

OR

Discuss the Powers of Magistrate to seek Security for Keeping Good Behavior.

4. Describe the Procedure for the dispersal of Unlawful Assemblies.

OR

Explain the Procedure of Information in Cognizable and Non-Cognizable cases. Also discuss the value of such information in case of delayed reporting.

[Cont...

[3]

5. Elaborate the procedure to be followed by Magistrate in Trial of Summons cases.

OR

Who is entitle for Anticipatory Bail ? Also explain the procedure to grant such Bail ?



(CA) **3 Yrs. - LLB - Sem - II - CS - P - IV - (LOC - II)**

2022

Full Marks - 70

Time - As in the Programme

The figure in the right hand margin indicate marks.

The questions are of equal value.

Answer ALL questions.

Questions No. 1 is compulsory.

1. Explain : [3.5 x 4
- (a) Relationship between law of evidence and substantive laws.
 - (b) Difference between admission and confession.
 - (c) Evidentiary Value of Oral Evidence.
 - (d) Leading questions.
2. With the help of illustrations explain 'may presume', 'shall presume' and 'conclusive proof'.

[14

OR

Discuss concepts of 'facts', 'facts in issue' and relevant facts with the help of relevant illustrations.

[Cont...

[2]

3. Explain the relevancy of facts forming part of same transaction with illustrations. [14

OR

"All confessions are admissions but all admissions are not confessions". Comment.

4. What is Burden of Proof ? On whom it lies ? Discuss burden of proving death of a person known to have been alive within 30 yrs. [14

OR

"Hearsay evidence is no evidence" - Justify the statement along with its exceptions.

5. What do you understand by the expression 'competent witness' ? Whether a child witness is a competent witness. [14

OR

Explain examination in chief, cross examination and re-examination.



(CA) **3 Yrs. - LLB - Sem - II - CS - P - V - (LOE)**