

NATIONAL LAW UNIVERSITY, DELHI

B.A, LLB. (Hons.): I-YEAR, I-SEMESTER

Mid-Semester Examinations, October-2012

Paper 1.1: Legal Methods

Time: 45 Minutes

Total Marks: 10

Instructions:

1. Read the questions carefully and answer.
 2. No clarification shall be sought on the question paper.
 3. Do not write anything on the question paper except your Roll No.
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Q.1 Compare and contrast the main features of 'analytical positivism' and 'historical' approaches to law. How do you think they are relevant to the Indian context?

(10 Marks)

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Paper 1.2: Law of Torts-I

Time: 45 Minutes

Total Marks: 10

Instructions:

1. Read the questions carefully and answer.
2. No clarification shall be sought on the question paper.
3. Do not write anything on the question paper except your Roll No.

Answer ALL the questions.

- Q1. A builder -Xø constructs a house for -Yø without following the housing bye-laws resulting in weak and inadequate foundations. -Yø unaware of the defects-sells the house to -Zø by executing a sale deed which excludes any liability of the seller arising out of the quality of construction of the building. Shortly afterwards, the house starts to cave in. -Zø engages a civil engineer who detects the defects and estimates a sum of Rs. 5 lacs for fixing the same. -Zø files a suit against -Xø seeking compensation.
Decide with the help of case law. **(4 Marks)**
- Q2. A public lavatory is sought to be constructed near a densely populated area by a municipal corporation. Local residents objected the construction and filed a civil suit against the municipal corporation seeking permanent injunction. The municipal corporation contests the suit by taking the plea that it has powers under the statute to establish lavatories at such public places as it deems necessary.
Decide. **(2 Marks)**
- Q3. -Xø a 12 year old boy-entered the house of -Yø by scaling the boundary wall to steal the strawberries grown in the yard. Hearing the sound created in the process, -Yø took his gun and shot at the boy taking him to be a wild animal. -Xø dies instantaneously due to bullet injury. A suit is filed by the father of -Xø against -Yø seeking compensation. -Yø takes the defence of -mistake -and -private defenceø
Decide. **(2 Marks)**
- Q4. An auctioneer sold goods at the instructions of -Xø who represented to him that the goods were bought from wholesale market. It transpired that -Xø had stolen those goods from -Yø the owner of the goods. -Yø files a suit against the auctioneer.
Will he succeed? Decide. **(2 Marks)**

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**Paper 1.3: History of Legal and Constitutional
Development In India**

Time: 45 Minutes

Total Marks: 10

Instructions:

1. Read the questions carefully and answer.
 2. No clarification shall be sought on the question paper.
 3. Do not write anything on the question paper except your Roll No.
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Answer ALL the questions.

- Q1. Give comparative analysis of concept of justice and court system in Ancient India and Medieval India? **(4 Marks)**
- Q2. Do you think that the executive of the East India Company tried to dominate over the judiciary in Madras and Bombay Presidency during their rule till 1726? Substantiate with four instances? **(4 Marks)**
- Q3. Explain two drawbacks of Charter 1726 and rectification of the same by Charter 1753? **(2 Marks)**

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Paper 1.4: Political Science-I

Time: 45 Minutes

Total Marks: 10

Instructions:

1. Read the questions carefully and answer.
 2. No clarification shall be sought on the question paper.
 3. Do not write anything on the question paper except your Roll No.
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Answer any two questions.

- Q1. Hobbes's unwavering commitment to absolute sovereignty is no more than the legal institutionalization of self interest, yet it is aimed at the welfare of all Elaborate.
(5 Marks, 700 words)
- Q2. Write a short essay on the natural subordination theory of political authority.
(5 Marks, 700 words)
- Q3. Divinity as a source of law & authority is not acceptable to the modern principles of political organization comment.
(5 Marks, 700 words)

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Paper 1.5: English-I

Time: 45 Minutes

Total Marks: 10

Instructions:

1. Read the questions carefully.
2. No clarification shall be sought on the question paper.
3. Be legible and tidy.
4. Write your Roll Number in the designated space immediately on receipt of this question paper.

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1. **Marks may be deducted for exceeding the word limit.**
 2. **Answer ALL the questions.**

Q. 1 Explain the meaning of the following:

- a. Act of God
- b. Chattel
- c. Sub Judice

[3 Marks. Answer in a short paragraph each]

Q.2 What are the reasons given by Fali S. Nariman for not considering a criminal contempt to have been committed by a publication, "which scandalises or tends to scandalise or lowers or tends to lower the authority of any court"?

**[3 Marks. Answer in around 300 words.
Please number the reasons]**

Q 3. In "How a Client was Saved", describe how Gandhi Ji saved Parsi Rustomji?

[4 Marks. Answer in around 400 words]