

NATIONAL LAW UNIVERSITY, DELHI

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

End Semester Examinations, December, -2013

Paper 2.1 Law of Contracts-II

Time: 2½ Hours

Total Marks: 50

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.

Attempt any Five Questions.

- Q1. A sold goods to B but it has to be installed in B's house. Without installation it is of no use. The govt wants to tax it. How can it do so.? Decide both for and against in the light of case law.
- Q2. Mr. A bought undergarments of X Co. from shop Y and started suffering from itchy soon after wearing it. He did not consult the doctor for 6 months. The itching continued intermittently, after 6 months when he got medical test done it was found that Mr. A suffers from skin cancer. Mr. A claimed damages against X Co. and shop Y that it was because of their undergarments that he was suffering from cancer because of the practice of using a new kind of chemical for treating cloth. Frame arguments on behalf of Mr. A in the light of present facts and available case laws.
- Q3. How (a) time was of essence in sale of goods; & how (b) goods have to meet the required specification. Elucidate it in the light of relevant case laws.
- Q4. How a works contract is distinguished from purely a sale of goods? Elucidate on it based on case laws.
- Q5. Can there be a partner in a partnership firm who has more rights and liabilities as compared to other partners. Discuss it in the light of case laws.
- Q6. Can a minor be held responsible for the liabilities of a firm retrospectively after attaining the age of majority? Discuss it in the light of available case laws.
- Q7. What are the various rights and Duties of the partners as given under the Partnership Act, 1932.
- Q8. Discuss the various modes of the Dissolution of a partnership firm as provided under the Indian Partnership Act 1932

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Paper 3.2: Family Law-I

Time: 2½ Hours

Total Marks: 50

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.
 4. Give relevant case laws
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Q.1 Examine the validity of the following adoptions under the Hindu Adoptions and Maintenance Act, 1956.

- a) H and W a Hindu couple adopted a son S, aged 10 years. After five years W gave birth to a son named Rahul. Then H gave S in adoption to K.
- b) A Hindu bachelor of 19 years adopts a girl child of 5 years. **(8 Marks)**

Q.2 H, a Mohamedan, and W₁ a Hindu, want to get married without relinquishing their own faiths. Suggest them under which law they can marry, with all the essential conditions and procedure of that law. **(8 Marks)**

Q.3 Discuss the powers of guardians under the Hindu Minority and Guardianship Act, 1956. Has the position of a mother as guardian improved under the law during the past few years. Illustrate with support of case law. **(8 Marks)**

Q.4 Examine the rights of a divorced Muslim wife to seek maintenance from her husband under:

- a) Islamic Law.
- b) Section 125 of the Cr.P.C.
- c) The Muslim Women (Protection of Rights on Divorce) Act, 1986. **(8 Marks)**

Q.5 Whether a written statement by the husband that he had divorced his wife (without communicating the divorce to her) would amount to Talak, effective from the date of filing of the written statement. Discuss this in relation to Triple Talak under Muslim Law with the help of case laws. **(8 Marks)**

Q.6 Give a brief answer to the following questions:

- i. What is proposed in the Marriage Laws (Amendment) Bill, 2013. **(2 Marks)**
- ii. *D. Velusamy Vs. D. Patchaiammal* AIR 2011 SC 479. **(2 Marks)**
- iii. Which Law Commission Report deals with 'The Menace of Honour Killing'. **(1 Marks)**
- iv. Cite the case in which even the visitation right was not given to mother. **(1 Marks)**
- v. Concept of Halal under Muslim Law. **(2 Marks)**
- vi. Concept of Surrogacy in India. **(2 Marks)**

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Paper 3.3: Criminal Law-II

Time: 2½ Hours

Total Marks: 50

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.

Attempt any FIVE questions. All questions carry equal marks (10 Marks)

- Q.1 Deep Singh lodges a F.I.R. to the Ashok Nagar Police Station that he saw the corpses of his nephew Raj Singh floating in the canal on the evening of 12.11.2010 while returning from another village. He also stated that one Manohar had enmity with the deceased and he might be behind the incident. The local police carried out the investigation based on the FIR. On carrying out the investigation and made arrest of Manohar. Many villagers also stated that Raj Singh was last seen in the company of Deep Singh on 11.11.2010.

Additionally, some more circumstantial evidences collected by the police pointed the needle of suspicion on Deep Singh. The police also found some contradictions as to time and other matters in the FIR. Can the substance reported in the FIR be used against its maker Deep Singh? What is your position on the point of admissibility of FIR in advance? Discuss the law and advance your arguments with the help of case law relevant to this point.

- Q.2 Highlight the principles of joinder and alternation and discuss the relevant cases to underscore the principles behind this procedure.

- Q.3(a) An order of court taking cognizance or issuing processes is an interlocutory order or final order, explain with the help of decided cases in order to have revisional jurisdiction of High Court. **(5 Marks)**

- (b) X, an aggrieved person by the order granted by Delhi High Court to stay investigation for significant period of time runs counter to the principle of Rule of Law. Discuss the remedy available to the victim of criminal administration with a case decided recently by Supreme Court. **(5 Marks)**

- Q.4(a) Discuss the difference between the statement recorded U/s. 161 and the statement recorded U/s. 164 of Cr.P.C. **(5 Marks)**

- (b) Define the concept of plea bargaining of the issue involved therein. **(5 Marks)**

- Q.5(a) Discuss Abdul Karim's case and the controversy resolved by the Supreme Court. **(5 Marks)**

- (b) Discuss the enforcement of Right to Legal Aid in the light of the decided cases. **(5 Marks)**

- Q.6 Discuss contents and the rules of writing a judgment by a Criminal Court.

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Paper 3.4: Economics & Law-I

Time: 2½ Hours

Total Marks: 50

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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- Q1. Explain Game Theory with suitable examples. (250 words) **(10 Marks)**
- Q.2 Write Short Notes on: (100 words each) **(3+3+4=10 Marks)**
- I. New Trade Theory
 - II. Product Life Cycle Theory
 - III. Transaction Cost
- Q.3 India can be the -Break out Nationø if it answers the challenges of International Economics- Discuss. (250 words) **(10 Marks)**
- Q.4 Explain Damages and Injunction with Laundry-Electric company example. (250 words) **(10 Marks)**
- Q.5 Explain multiplier theory in the economic theory of legal process. (250 words) **(10 Marks)**

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Paper 3.5: Sociology-I

Time: 2½ Hours

Total Marks: 50

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. All questions carry equal Marks.

- Q1. Explain the concept of Individual Consciousness, Collective Consciousness and Collective Representation. How Religion is seen as an example of Collective Representation by Durkheim.
- Q.2 Discuss Weber's study of Protestant Ethics and Spirit of Capitalism. How has he compared different Religions of the world.
- Q3. Discuss the term Historical Materialism. How has Marx used this concept in explaining the History of The Society?
- Q.4 Discuss various thinkers views on the Evolution of Family as an Institution.

OR

What are the various rules to be observed in the Institution of Marriage and discuss different types of Marriages.

- Q5. Define the concept of Social Stratification. How the various thinkers have discussed Social Stratification.