

# NATIONAL LAW UNIVERSITY, DELHI

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

### Repeat/Improvement Examinations, January-2014

#### 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.
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**Attempt any Five Questions. All questions carry EQUAL marks.**

- Q1. Mr. A bought undergarments of X Co. from shop Y and started suffering from itches soon after wearing it. He did not consult the doctor for 6 months. The itching continued intermittently. After 6 months when he got a 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 skin cancer because of their practice of using a new kind of chemical for treating clothes. Mr. A filed a public interest litigation against the Co. for the same reason. Frame arguments on behalf of Mr. A in the light of present facts and available case laws.
- Q2. Would 'Sale of Goods' include 'Works Contract' as well. Discuss it in the light of available case laws.
- Q3. What were the issues raised in *British Paints (India) Ltd. V. Union of India*? Critically examine the decision of the court.
- Q4. What are the salient features of *CIT v. Dwarkadas Khetaan & Co.*?
- Q5. What are the rights and duties of a minor in a partnership firm? Illustrate it through examples.
- Q6. A buys 5 Kg of apples at the rate of Rs. 100 per Kg from B out of the heap of apples kept in his store room, after duly examining the same & asks B to pack it in 5 gift packets of 1 Kg. each at 10 AM on Dec 16, 2010. B packs the apples in the gift packs as per agreement and informs A about it around 8 p.m. on the same day, but A tells B that he will take the delivery of the same on 17<sup>th</sup> Dec, 2010 around 11 a.m. In the intervening night somebody broke open the store room and stole all the apples. B asks A for the payment of Rs. 500 as the price of 5 Kg. of apples, which A refuses to pay for want of delivery of 5 packets of apples of 1 Kg each. Is A bound to pay? Decide on the basis of relevant provisions and case laws.
- Q7. Discuss the various rights and duties of the partners as enumerated under the Partnership Act, 1932.
- Q8. Write a note on the Dissolution of a firm in light of the Provisions of the Indian Partnership Act, 1932.

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### **Repeat/Improvement Examinations, January-2014**

#### **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 Discuss the effects of Adoption under the Hindu Adoptions and Maintenance Act, 1956. Whether the doctrine of Relation Back is still applicable after the passing of Hindu Adoptions & Maintenance Act, 1956. **(10 Marks)**
- Q.2 Discuss the different forms of Talak under Muslim Law. What is the difference between Khula and Mubaraat. **(10 Marks)**
- Q.3 Discuss the Constitutional Validity of the Muslim Women (Protection of Rights on Divorce) Act, 1986. **(10 Marks)**
- Q.4 Write Short Notes on: **(10 Marks)**
- a) No legal disability under Muslim Law.
  - b) Powers of Natural Guardian.
  - c) Irretrievable break down of marriage as a ground of divorce.
- Q.5 Explain the following items: **(10 Marks)**
- a) Khyar-ul-Bulugh.
  - b) Welfare of the Child
  - c) Halal.

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

### Repeat/Improvement Examinations, January-2014

#### 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.

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

- Q.1 Analyze the ingredients of Section 154 of Cr.P.C. What does the investigation consists of. Discuss this in the light of settled principles.
- Q.2 How a case instituted on police report can be committed to the session trial. Discuss this with special reference to taking cognizance, discharge, guilty plea and farming charge.
- Q.3(a) Discuss the dichotomy between the practical constraints of a public prosecutor and the law laid down by the Supreme Court in Abdul Karim vs. State of Karnataka with reference to withdrawal from prosecution. **(6 Marks)**
- (b) Distinguish between investigation, inquiry and trial. **(4 Marks)**
- Q.4 Write short notes on any two of the following:
- a) Examination of accused.
  - b) Autrefois acquit and Autrefois convict.
  - c) Adjournment.
- Q.5 Analyze the cases of Mohamed Hussain, Imtiyaz Ahmed and Zahira Sheikh to highlight the various ingredients of fair trial like legal aid, abuse of process, and witness hostility etc.
- Q.6(a) Pre-sentencing hearing to the accused is a basic requirement of fair trial. Examine the law on the subject and highlight the issues raised and principles evolved in Santa Singh case. **(5 Marks)**
- (b) Discuss the merits and demerits of the concept of Plea Bargaining. **(5 Marks)**

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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.(a) Explain Prisoners Dilemma. (150 words) **(10 Marks)**  
(b) Write a short note on Different classifications in Game Theory. (150 words)
- Q.2 Explain Diamond theory with reference to India's participation in the Global trade today. (250 words) **(10 Marks)**
- Q.3 Explain -Decision to Sue and -Decision to Appeal in the theory of legal process. (250 words) **(10 Marks)**
- Q.4 Explain the legal remedies in ascertaining the property rights. (250 words) **(10 Marks)**
- Q.5 Write Short Notes on: (100 words each) **(3+3+4=10 Marks)**  
a) Transaction Cost.  
b) Comparative cost Advantage  
c) Heckscher-Ohlin Theory-Critical Evaluation.

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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. What is a 'Social Fact'? What are the Types and Rules for the observation of Social Fact?
- Q2. What is 'Ideal Type'? Discuss the construction of Ideal Type as suggested by Weber and Construct an Ideal Type of your own.
- Q3. 'The history of all hitherto existing Society is the history of class struggle' Karl Marx. Discuss.
- Q4. Discuss the various theories on the 'Evolution of Family'

OR

Discuss the concept of 'Monogamy' and 'Polygamy'

- Q5. Discuss the various theories on the origin of Caste system.