

NATIONAL LAW UNIVERSITY, DELHI

B.A., LL.B. (Hons.), II Year, IV Semester

End-Semester Examinations, June-2014

Paper 4.1: Law of Property

Time: 2½ Hours

Total Marks: 50

Instructions:

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

Attempt any FIVE questions

Q.1 Write short notes (any two):

- a) Charge.
- b) Spes Successionis.
- c) Easement and its essentials.

(5X2=10 Marks)

Q.2 Harish made a gift of his property to Ananya for her life and then to her sons absolutely. Ananya, at the time of execution of the deed, had no child. The deed further provided that in case Ananya had only daughters, then the property would go to such daughters but only for their lives. In case, Ananya had no child, then after her death, the property would go absolutely to Satish. Ananya died issueless. Satish claimed the property under the gift deed.

Decide the case on the basis of relevant provisions of the Transfer of Property Act, 1882 and precedents, if any.

(10 Marks)

Q.3(a) -Once a mortgage always a mortgage Explain.

(3 Marks)

- (b) A executes a mortgage in favour of B. The deed provided that A would be entitled to redeem the property only within 6 months after a period of 99 years, failing which he would lose the right of redemption. Discuss the validity of such a condition with the help of decided cases and the relevant provisions of the Transfer of Property Act, 1882.

(7 Marks)

Q.4 Define Sale. What are its essentials. Discuss the rights and liabilities of seller and buyer with the help of case law, if any.

(10 Marks)

Q.5 A group of -Gujratis living in Delhi, acquired land for -The Gujrati Samaj Group Housing Society. The bye-laws of the society prohibited the sale of any flat by a member to any non-gujrati. It provided further that if any member contravenes this requirement, the sale by him in favour of any non-gujrati would be void. Discuss the validity of this rule of the society in light of the provisions of Transfer of Property Act.

(10 Marks)

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B.A., LL.B. (Hons.), II Year, IV Semester End-Semester Examinations, June-2014

Paper 4.2: Family Law-II

Time: 2½ Hours

Total Marks: 50

Instructions:

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

Answer ALL the questions.

- Q.1 A male Hindu governed by Mitakshara Law, inherits a plot of land from his father in the year 1950 and a year later a house from his maternal grandfather by way of will. A son S, seeks a partition of this house and the plot of land claiming his share. Would he succeed. Discuss. **(8 Marks)**
- Q.2 Vinay along with his three sons S1, S2 and S3 and three daughters D1, D2 and D3 constitutes a Mitakshara coparcenary. Vinay dies as an intestate and undivided member of his coparcenary in 2013. He is survived by his three daughter D1, D2 and D3 and three sons S1, S2 and S3 and widow W. Ascertain their shares in the coparcenary property.

Would it make any difference if Vinay would have died in the year 2003. **(8 Marks)**
- Q.3 A male Hindu dies as an intestate in 2012 and was survived by his widow W and two daughters D1 and D2 and son S1. D2 is deaf and dumb and son S1 was married to a Hindu girl, but his marriage was solemnized and registered under the Special Marriage Act, 1954. Discuss who all would inherit his property and what would be their shares. **(8 Marks)**
- Q.4 Ramesh had two sons Mohan and Rohan and a daughter Geeta. Ramesh dies in the year 2012 possessed of separate property worth 60 lakhs. He left behind his two sons and daughter as his only heirs. Geeta was married to Ravi and she died issueless. At the time of her death, she also had amount of Rs.4 lakh in account as a gift from her brother. Distribute the assets of Geeta. **(8 Marks)**
- Q.5 Discuss the rules of inheritance under Muslim Law. Distribute the property of a Sunni Muslim when he dies leaving behind wife, father and mother. **(8 Marks)**
- Q.6 **Write Short Notes on the following:**
a) The Institution of Wakf.
b) Will under Indian Succession Act, 1925. **(2½X2½=5 Marks)**
- Q.7 **Explain the following in brief:**
a) Law Commission Report No.207.
b) *V.M. Sarain v. Major Ajit Kumar Poplai* AIR 1966 SC 432.
c) Right of Representation under Muslim Law.
d) *CWT Kapur v. Chander Sen* AIR 1986 SC 1753.
e) Section 4 (2) of Hindu Succession Act, 1956. **(1X5=5 Marks)**

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**B.A., LL.B. (Hons.), II Year, IV Semester
End-Semester Examinations, June-2014**

Paper 4.3: Law and Poverty

Time: 2½ Hours

Total Marks: 50

Instructions:

1. Read the questions carefully and answer.
 2. No clarifications will 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 the following:
Physical Quality of Life index and Human Poverty index
Rebellious lawyering and regnant lawyering. **(8 marks)**
- Q. 2. Analyze the Bonded Labour Abolition Act, 1976 from the perspective of rights based approach. Assess the role of courts in abolition of contemporary forms of bondage in labour relations. **(7 marks)**
- Q 3. Recognising that high and sustained economic growth is a pre-requisite for poverty alleviation, the government of India decides to establish a technology cum industrial park. The project is expected to add substantially to the GDP as well as generate employment for over one lakh persons. Information technology and information technology enabled services are intended to constitute seventy percent of the units in the park while the remaining thirty percent will be constituted by garment, jewellery and soft engineering units. For this purpose the government expresses its willingness to acquire 500 acres of highly fertile land extending over 5 villages. It also decides to utilize 200 acres of existing public land for the park which is to be set up in area extending upto 700 acres in toto. Two hundred acres of public land has four community ponds, 2 pieces of grazing land, a place of worship and a cremation ground. The project is expected to displace 10,000 people in toto. Specified 700 acres of land is being preferred over similar, but not so fertile land which has bungalows of influential politicians and industrialists, a posh state of the art housing locality and three amusement parks accommodating 5000 persons therein.
- i. Briefly enumerate obligations of the state with respect to the affected people under international human rights law. **(2 marks)**
 - ii. Prepare a pamphlet for raising awareness among the affected people about their rights in the process of finalization of the project. **(2 marks)**
 - iii. Compare the entitlements of the affected people under the domestic law before and after 2013. **(6 marks)**
- Q.4 *Caste is the most powerful institutionalized and sanctified structure of dominance and social exclusion.* Discuss with reference to *Annihilation of Caste*, the writing of Dr. B.R. Ambedkar. **(10 marks)**
- Q.5 Discuss the inter-linkages between state, law, poverty and violence in the context of Naxalism. **(10 marks)**
- Q.6 Discuss the crisis and challenges of food security in India. **(5 marks)**

NATIONAL LAW UNIVERSITY, DELHI
B.A, LLB. (Hons.): II-YEAR, IV-SEMESTER
End-Semester Examination, June-2014
Paper 4.4: Economics & 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.

Answer all the questions. All questions carry equal marks.

- Q1. -Labour alienated from its productø Explain the Marxian Theory with reference to Indian Labour today.
- Q2. -Equality or Inequality?ø Discuss the Global Climate Change Debate.
- Q3. Discuss the Sen-Bhagwati Debate with reference to growth and development objectives in India.
- Q4. Give a comparative analysis of the GATT and the GATS.
- Q5. Discuss the paradox between the commercialization of agriculture and Food Security in India.

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

End-Semester Examination, June-2014

Paper 4.5: Sociology-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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Answer ALL the questions.

- Q1 Discuss the following thinkers in the light of Anthropological Studies: **(5X2=10 Marks)**
- a) Henry Maine.
 - b) P. Bohnnan.

- Q2. Organized Crime is the servant of the ruling class to be used when and where it suits its purpose. In view of the above statement discuss Marxian perspective on crime and deviance.

OR

Discuss The Feminist approach to Crime and Deviance. **(8 Marks)**

- Q3. Deviance can function as safety valve providing a relatively harmless expression of discontent. With this view in mind, explain how have functionalist discussed the concept of Crime and Deviance. **(7Marks)**

- Q.4 In Pound's analysis the modern lawyer's and legislator's concern is "Social Engineering". Discuss.

OR

How does Llewellyn analyze the function of law in the contemporary society? **(7 Marks)**

- Q.5 "The activities of the legal professional are one of the very important mechanism by which a relative balance of stability is maintained in a dynamic and precariously balanced society". How Parsons and Bredemeier have used AGIL Scheme to explain the above statement? **(10 Marks)**

- Q.6 What is the impact of Social Change on Law and how legislative strategies promote Social Change?

OR

Discuss the Changes (Socio-legal) that has come in Post Independent India. **(8 Marks)**