

NLUA
NATIONAL LAW UNIVERSITY, ASSAM
B.A., LL.B. (Hons.): I Year – II Semester: Academic Year: 2014-2015
Mid Semester Examination (March, 2015)
2.1 ENGLISH - II

Time: **1 Hr. 15 Minutes**

Total Marks: **20**

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. It will be treated as malpractice.
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Answer any two questions from the following

1. "Newspeak marks for Orwell the end of language and its replacement by a mechanical depersonalized means of communication, useful mainly as a political instrument and an instrument of repression". What is Newspeak? Describe critically the role of language in the novel *Nineteen Eighty Four*. (10 marks)
2. Answer **any two** questions from the ones given below: (5+5=10)
 - a) What is legal writing? Enumerate and describe the fundamental principles of Legal writing.
 - b) What according to Raymond Williams are the three broad definitions of culture? Describe critically what do you mean by 'Popular Culture'?
 - c) Frame sentences to show the difference in meaning between the following pairs of words:
 - i. Linear; lineal
 - ii. Coherent; inherent
 - iii. Designed; designated
 - iv. Superfluous; superficial
 - v. Intention; contention
3. Which details and techniques used by Anton Chekov give to his short story 'In the Court' the character of a literary piece, distinguishing it from a factual report of the court proceedings? Analyse critically. (10marks)

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Mid Semester Examination (March, 2015)
2.2 HISTORY - II

Time: **1 Hr. 15 Minutes**

Total Marks: **20**

INSTRUCTIONS:

1. Read the questions carefully and answer.
 2. No clarification shall be sought on the question paper.
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Answer any two questions from the following. All questions carry equal marks.

1. (5+5 Marks)
 - (a) What was the significance of the Admiralty Courts in Madras established under the Charter of 1683? Describe the functions of these courts.
 - (b) Discuss the reforms introduced in Bombay under the Judicial Plans of 1670 and 1672.
2. (5+5 Marks)
 - (a) What were the distinctions between the Mayors' Courts established under the Charter of 1687 and the Charter of 1726? Were the new Mayors' Courts under the Charter of 1726 an improvement over the old courts?
 - (b) Explain the tensions between the Governor General and Council and the Supreme Court of Calcutta in light of the Cossijurah case.
3. (5+5 Marks)
 - (a) What were the features of the Plan of 1772 under Warren Hastings? What were the defects of the Plan?
 - (b) What were the recommendations of the Lex Loci Report submitted by the First Law Commission? What were the reservations of the government regarding the implementation of these recommendations?

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NATIONAL LAW UNIVERSITY, ASSAM
B.A., LL.B. (Hons.): I Year – II Semester: Academic Year: 2014-2015
Mid Semester Repeat Examination (April, 2015)
2.2 HISTORY - II

Time: **1 Hr. 15 Minutes**
Total Marks: **20**

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. It will be treated as malpractice.
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Answer any two questions from the following. All questions carry equal marks.

1. (a) Discuss briefly the judicial system in Madras in the first phase from 1639 to 1726.
(b) What were the provisions of the Charter Act of 1726? What was the position of Indians in regard to the application of English laws in the Mayor's Courts of 1726?
2. (a) What were the legislative powers granted to the Company's executive authority under the Regulating Act, 1773? Were these powers subject to any restraints?
(b) Discuss the reforms introduced in the civil judicature under Lord Cornwallis' Judicial Plan of 1787.
3. (a) Describe the powers and jurisdiction of the High Court of Judicature at Calcutta under the High Courts Act, 1861. What were the advantages of unification of the courts under this Act?
(b) What were the important provisions of the Charter Act, 1833? What was the function of the Law Member of the Governor General and Council?

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No. 2-3 (not found).

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B.A., LL.B. (Hons.): I Year – II Semester: Academic Year: 2014-2015
Mid Semester Examination (March, 2015)
2.4 SOCIOLOGY - II

Time: **1 Hr. 15 Minutes**

Total Marks: **20**

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. It will be treated as malpractice.
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Answer any two questions from the following

1. Discuss the concept of Collective Conscience as developed by Emile Durkheim. Discuss the transition in the nature of law in response to the change in the type of social cohesion?
(5+5 Marks)
2. "The history of hitherto existing all societies is the history of class struggle." Please discuss the statement in the light of the appropriate theoretical framework. Make a comparison between Weber and Marx's concept of social class.
(7+3 Marks)
3. Make a comparative analysis of the concept of social action as discussed by Weber and Mead with suitable illustrations.
(10 Marks)

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B.A., LL.B. (Hons.): I Year – II Semester: Academic Year: 2014-2015
Mid Semester Examination (March, 2015)
2.5 COMPARATIVE LEGAL SYSTEMS

Time: **1 Hr. 15 Minutes**

Total Marks: **20**

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. It will be treated as malpractice.
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Answer the following questions.

1. Trace the development of the Comparative Legal Studies during the Middle Age and discuss the significance of the said epistemology. (5 Marks)
2. Write short note any **three** of the following: (3 x 2 Marks)
 - a) *Jus gentium*
 - b) *Curia regis*
 - c) The legal thinking as a criterion for determination of Legal Family
 - d) Veto power of the President of the United States.
3. What do you understand by “Common Law” which was privalled during the period of 11th century A.D.? Analyze the process of the formation of Common Law in the English Legal System. (1+3 Marks)
4. Make a comparative study on the powers and functions of the President of the United States of America and the Prime Minister of the United Kingdom. (5 Marks)

or

Examine the importance of the “Judicial Review” in a particular legal system. Attempt a brief assessment on how judicial review has developed in the American Legal System? (1+4 Marks)

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B.A., LL.B. (Hons.): I Year – II Semester: Academic Year: 2014-2015
Mid Semester Examination (March, 2015)
2.6 CONSUMER PROTECTION LAW

Time: 1 Hr. 15 Minutes

Total Marks: 20

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. It will be treated as malpractice.
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Answer any two questions from the following. All questions carry equal marks.

1. Discuss the concept of perfect competition in the market in relation to the concept of consumer and consumerism. Also, explain the significance of the Consumer Protection Act 1986 as a piece of social welfare legislation.
2. In a given illustration Daya, a resident of Barpeta, Assam, who runs a tea stall in the premises of a local college in Guwahati thought of developing a stationary cum photocopy shop to cater to the needs of the students of the college near his tea stall. In this regard, he took a loan of Rupees 2 Lakh from bank 'Z' for the establishment of his new venture. From the loan money he purchased one computer, one printer cum photocopy machine, one inverter, one lamination machine from dealer 'D' located in Ganeshguri, Dispur. Since Daya was not well versed in the use and application of computer and the related electronic goods, he decided to engage Jay his cousin who had basic knowledge of computer application for the purpose of helping him. Within a week of its opening itself, the computer developed some technical snags. Daya asked for replacement of the entire set of the computer and the printer cum photocopy machine from the dealer. The dealer was not forthcoming towards the concerns of Daya. After waiting for replacement of the same for more than one month since the complaint, Daya decided to file a complaint against the dealer 'D'.

Imagine that you are a lawyer and that Daya had approached you for legal advice. Advice Daya on the relevant jurisdiction, legal provisions of the Consumer Protection Act, 1986 and on decided cases.

3. Arka, a 55 year old resident of a small village in Bongaigaon had come to Guwahati for treatment of his eye at Eye Netralaya Hospital, Guwahati. During the investigation, the doctor diagnosed that Arka had developed cataract which needs to be immediately operated upon. Without much ado, Arka was made to make immediate arrangement of Rs. 1.5 Lakhs for the operation. After the operation, the eye surgeon explained to him that a multifocal lens of USA made has been fixed in his eye which will cure his problem of far sightedness as well as near sightedness without the need of ever wearing glasses in the future. Arka was happy, but he felt that Rs. 1.5 Lakh was too expensive for a mere shop keeper like him. While leaving

the hospital Arka was handed over a pair of sunglasses and reading manual for care and precautions for post operation recuperation for which neither the attendant/nurse nor the doctor had made any proper explanation which was necessary as per the instructions given in the manual.

Three days after reaching Bongaigaon, Arka developed severe itching in the left eye for which he consulted a local doctor. On examination, the doctor advised him to immediately rush back to Guwahati for treatment. Arka came back to Eye Netralaya, the eye surgeon scolded and chided him that the complications have now developed on account of his own negligence. He told Arka to go for an immediate operation since the left eye had become infected for which he was required to deposit an amount of Rs. 40,000/-. Arka was distraught so he decided to take a second opinion from another eye surgeon in Guwahati. The eye surgeon explained to him, the intricacies of cataract operation, the types of operation, manual ones as well laser supervised ones. When Arka learnt that he had the option of manual operation which would have cost him only Rs. 14,000/- he was furious as he felt he had been cheated by the Eye Natralaya Hospital, Guwahati.

In the light of the given circumstances, discuss the relevant jurisdiction, pertinent concepts, issues and relevant provisions of the Consumer Protection Act, 1986. Support your answer on the basis of decided cases.

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