

NLUJAA

National Law University and Judicial Academy, Assam

B.A.,LL.B.(Hons.): II-Year, IV-Semester (Academic Year: 2017-18)

Mid Semester Examination (March - April, 2018)

Subject Code: 4.1 Economics - II

Time: **1:15 Hrs.**

Total Marks: **20**

INSTRUCTIONS:

1. Read the questions carefully and answer.
 2. Unnecessary queries on the Question Paper shall not be entertained.
 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. Elaborate the concepts of economic growth and economic development. Describe about the determinants of economic development.
5+5=10
2. Discuss Adam Smith's theory of economic development. What is the main point of difference between Smith's and Ricardo's theory of economic development?
9+1=10
3. Discuss the theory of unbalanced growth using the concepts of SOC and DPA.
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Mid Semester Examination (March - April, 2018)

Subject Code: 4.2 Constitutional Law - I

Time: **1:15 Hrs.**

Total Marks: **20**

INSTRUCTIONS:

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Answer any two questions from the following. All questions carry equal marks.

1. "Constitution is not a mere lawyer's document; it is a vehicle of life, the vehicle of nation's progress and its spirit is always the spirit of age." Explain.
2. Explain briefly the Constitutional provisions relating to acquisition of citizenship of India. Whether a corporation/company is regarded as a citizen in India? Provide juristic opinion in support of your answer.
3. Write Short Note:
 - (a) Reasonable Classification
 - (b) State under Article 12 of the Constitution

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National Law University and Judicial Academy, Assam
B.A.,LL.B.(Hons.): II-Year, IV-Semester (Academic Year: 2017-18)
Mid Semester Examination (March - April, 2018)
Subject Code: 4.3 Family Law - I

Time: **1:15 Hrs.**
Total Marks: **20**

INSTRUCTIONS:

1. Read the questions carefully and answer.
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Answer any two questions from the following. All questions carry equal marks.

1. Radha age 30, a Hindu female and resident of Savitri Nagar, New Delhi, solemnized marriage with Roger age 26, a Christian Khasi tribal and a permanent resident of Shillong, Meghalaya but working in reputed Multi National Company located in Gurgaon according to Hindu rites and ceremonies marriage on April 01, 2015. After the marriage they moved into the rented house of Roger located in Mahipalpur. On the night of the marriage Radha confessed to Roger that she was earlier married to Rahul, a Hindu male but for the constant demand of dowry and torture by her earlier husband and husband's family she had abandoned her marriage. She also confessed that she had agreed to marry him only because she was already three months pregnant with the child of Rahul. Roger was utterly shocked with the confession of Radha, as such he completely withdrew himself from the society of Radha from that day.

One fine day on 16 September, 2015 Radha came to know from common friends that Roger had converted to Islam and that he was married to one of his colleague at office since 02 September, 2015. Radha decided to file petition for bigamy case against Roger and his new wife.

In light of the given facts and circumstances discuss the relevant concepts, issues and status of marriages of the parties under Hindu law with the help of relevant provisions of Hindu Marriage Act, 1955 and on the basis of decided cases.

2. "A marriage which is neither void nor voidable is a perfectly valid marriage..."

In light of the above given statement discuss the relevant concepts, issues, status of marriage of the parties of child marriage under Hindu law with the help of relevant provisions of law- national and international, and on the basis of decided cases.

3. Write notes on:
 - (i) Sources of Islamic law.
 - (ii) Any two emerging trends in the study of international family law.

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Mid Semester Examination (March - April, 2018)

Subject Code: 4.4 Indian Penal Code

Time: **1:15 Hrs.**

Total Marks: **20**

INSTRUCTIONS:

1. Read the questions carefully and answer.
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Answer any two questions from the following. All questions carry equal marks.

1. a) Mr. Sharma lives in Mumbai and is the proprietor of Guwahati Times, a local daily newspaper, published in Guwahati. Mr. Gogoi is the District Commissioner of a district in Assam. On 2nd February 2018, an article was published in the said newspaper alleging that he was involved in the murder of a local MLA and was also misusing his position as the DC. Mr. Gogoi filed a case of defamation against Mr. Sharma and the Guwahati Times for the libel published in it.

Can Mr. Sharma be held liable for the libel published in the newspaper? Explain the principle of Vicarious liability in criminal law.

(b) Explain the various Elements of a crime.

(c) State and explain with suitable illustrations the Latin maxim which means that “there can be no crime without a guilty mind”.

(2.5+2.5+5=10)

2. (a) Meera and Geeta agree to murder their step mother by giving her small doses of poison at different times. Meera administered the poison by mixing it in her stepmother’s food while Geeta administered the poison by mixing it in her tea. Both of them give the poison according to their plan and after about six months their stepmother dies as a consequence of the poison administered to her.

Can both Meera and Geeta be held guilty for the offence of murder of their stepmother as both their acts were separate? Give reasons for your answer.

(b) “Where several persons are engaged, or concerned in the commission of a criminal act, they may be guilty of different offences by means of that act.” Explain the following with suitable illustrations.

(c) Explain Section 149 of the *Indian Penal Code*, 1860 with suitable illustrations.

(2.5+2.5+5=10)

3. (i) Mohan wanted to steal Ramen's iPhone as he had promised his girlfriend a phone and could not afford to buy one. Seeing Ramen's phone lying on his table and knowing that he had gone home for lunch, he decided to steal it. He told Viren to bring the said iPhone from Ramen's table, claiming it to be his and that Ramen had borrowed it from him to make a phone call. Viren takes the phone from Ramen's table and hands it over to Mohan.

Can both Mohan and Viren be held guilty of committing theft? Give reasons for your answer along with appropriate sections of law.

- ii) Arman instigates Satish to murder Ramesh. Satish in persuasion of the instigation shoots Ramesh. But Ramesh does not die and recovers from the wound.

Has Arman committed any offence? Give reasons and support your answer with appropriate sections of law.

- iii) What is meant by 'Inchoate crime'? Explain in brief any two tests to ascertain when an act has crossed the stage of 'Preparation' and has become an 'Attempt' to commit the offence.

(2.5+2.5+5=10)

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B.A.,LL.B.(Hons.): II-Year, IV-Semester (Academic Year: 2017-18)

Mid Semester Examination (March - April, 2018)

Subject Code: 4.5 Law of Contract - II

Time: 1:15 Hrs.

Total Marks: 20

INSTRUCTIONS:

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Answer any two questions from the following. All questions carry equal marks.

1. (a) "You must be damnified before you claim to be indemnified"- In the light of the above statement define the law relating to the contract of indemnity.

(b) Discuss the law laid down in the case of *Gajanan Moreswar vs Moreswar Madan* in relation to the contract of indemnity.
2. Define the concept and nature of contract of guarantee. What are the grounds of discharge of surety in a contract of guarantee?
3. (a) Describe the conditions of a valid delivery in contract of bailment in the light of the case of *Kaliaperumal vs Visalakshmi*. Support your answer with appropriate sections.

(b) What is the extent and nature of duty of care to be taken in a contract of bailment?

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Subject Code: 4.6 Jurisprudence - II

Time: 1:15 Hrs.

Total Marks: 20

INSTRUCTIONS:

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Answer any two questions from the following. All questions carry equal marks.

1. In the light of relevant theories examine whether Rights are trumps or are mere reconciliation of conflicting interests. Examine the relative advantages of the Will and Interest Theories of Rights and demonstrate how they are different from each other.
(4+6)
2. What are Obligations? How is an Obligation different from a Duty? With the help of relevant examples examine the differences among different kinds of Solidary Obligations
(2+2+6)
3. By examining the relevant theoretical positions identify the differences between a Natural Person and a Legal Person. Critically analyse, with the help of relevant legal provisions, the legal status of an Unborn Person.
(3+7)
