

NLUJAA

National Law University and Judicial Academy, Assam

B.A.,LL.B.(Hons.): III-Year, VI-Semester (Academic Year: 2017-18)

Mid Semester Examination (March - April, 2018)

Subject Code: 6.1 Environmental Law

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. The policy and object of the wild life laws have a long history and are the result of an increasing awareness of the compelling need to restore the ecological imbalances introduced by the depredations inflicted on nature by man. Analyse the Wildlife (Protection) Act, 1972 and Wildlife Protection (Amendment) Act, 2002 along with relevant case laws.
2. The Constitution of India obligates the state as well as citizens to protect and improve the environment. Discuss various constitutional mandates along with relevant case laws which are aimed at helping and protecting the environment.
3. Write short notes on: (2.5 x 4=10)
 - a) Common but Differentiated Responsibility;
 - b) Principle of Precaution;
 - c) *sic utere tuo ut alienum non laedas*;
 - d) Polluter Pays Principle

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Subject Code: 6.2 Administrative Law

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

1. Does the doctrine of the rule of law have a sufficiently certain meaning to be a useful guiding principle of Indian legal system? Critically analyse.
2. "Administrative law encompasses the different mechanisms and principles that enable people to question or challenge the decisions of government Ministers, government departments and statutory agencies. The courts play a significant role in securing government accountability but form only part of that picture". Critically discuss the given statement.
3. There were complaints from girl students of a university that boys of the campus misbehaved with them at the ladies hostel. An Enquiry Committee was constituted by the university to enquire into the charges of misconduct of the male students at the ladies hostel. The Enquiry Committee took evidence from a witness in the absence of the students charged with misconduct, but they were informed of the statement of the witness. Discuss the validity of the evidence.

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Mid Semester Examination (March - April, 2018)

Subject Code: 6.3 International Law

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. Elucidate the theories governing relationship between international law and municipal law and the processes of application of international law at the municipal level. Discuss the State practice of India regarding the application of international law into municipal law with the help of suitable case laws and make a comparison of the same with the State practice of United States of America. (4+6)
2. Discuss the theories of subjects of international law in brief and give a detailed description of international organizations as subjects of international law in the light of the decisions of the International Court of Justice and the Permanent Court of International Justice. (2+8)
3. Examine in details custom and general principles of law recognized by nations as a source of international law with the help of suitable decisions of the International Court of Justice, the Permanent Court of International Justice and other international tribunals. Further, elucidate on the possible outcomes of conflict between customs and conventions as sources of international law. (7+3)

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Mid Semester Examination (March - April, 2018)

Subject Code: 6.4 Civil Procedure Code and Limitation

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. Define Decree. How does it differ from Order? What is an ex-parte decree? What remedies are available to the person against whom an ex-parte decree has been passed?
2. What do you understand by the term "Constructive Res judicata"? Explain with suitable illustrations.
3. What are summons. What are different modes of service of Summons? Can summon be served upon a guest, who is regular visitor of defendant's house.

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Mid Semester Examination (March - April, 2018)

Subject Code: 6.5 Labour and Industrial Law

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. "Fundamental Rights under the Constitution of India have been invoked by the judiciary in interpreting the provisions of labour statutes and expanding the ambit of industrial jurisprudence."- Analyze. (10)
2. Discuss the provisions relating to registration of trade unions as stipulated in the Trade Unions Act, 1926. Briefly mention four grounds on which registration of trade unions can be cancelled. (8+2=10)
3. Explain the provision relating to criminal immunity of trade unions under the Trade Union Act, 1926? Substantiate your answer with judicial decisions. (10)

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Subject Code: 6.6 Fundamentals of Intellectual Property Law

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. *'It shall be permissible to make quotations..... provided that their making is compatible with fair practice, and their extent does not exceed that justified by the purpose'.*

With this reference elucidate Berne Convention in detail with a particular reference of Article 10 of the Convention.

2. What are the kind of rights that are included in the copyright? Discuss the procedure of Registration of Copy Right in the light of Indian Copyright Act, 1957.
3. Explain any **two** of the following concepts –
 - (a) WIPO
 - (b) Neighbouring Rights
 - (c) UCC
