

Reg. No. :

Name :

**Seventh Semester B.A. LL.B./B.Com. LL.B./B.B.A. LL.B.
(Five Year Integrated) Degree Examination, January 2025**

Paper I : INFORMATION TECHNOLOGY LAW

(2011–2019 Admission)

Time : 3 Hours

Max. Marks : 80

PART – I

1. Answer any **five** of the following. Each question carries **2** marks. Answer should not exceed **50** words each.
- Computer Virus
 - Domain name issues
 - Hacking
 - Digital Signature
 - Taxation in Internet
 - Source code
 - Shrink wrap agreements

(5 × 2 = 10 Marks)

PART – II

- II. Answer any **four** of the following. Each question carries **4** marks. Answer should not exceed **120** words each.
- Examine Powers and functions of 'Controller of Certifying authorities'.
 - Describe the relevance of cyber forensics in collection and analysis of electronic evidence.

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- (c) Examine the scope of protection of computer software under the Indian copyright law.
- (d) How does the Information Technology Act facilitate e-governance in India?
- (e) Explain the constitution, functions and powers of the Cyber Appellate Tribunal.

(4 × 4 = 16 Marks)

PART – III

III. Answer any **four** of the following. Each question carries **6** marks.

- (a) Mr. Jacob Tharakan, senior software professional employed by *GIMPL* a reputed software firm registered in Bengaluru was send to USA to test a software programme for a manufacturing company, *Twenty above pvt. ltd.* which was a client of *GIMPL*. *GIMPL* bore all expenses of Mr. Jacob and his wife in USA. Instead of working for *GIMPL* Jacob made minor alterations in the source code of *GIMPL*'s software and sold the concept of the programme to *Twenty above pvt. ltd.*, consequent to which *GIMPL* lost its US client. Decide on the liability of Mr. Jacob in India.
- (b) A prominent religio-political outfit, in the State of Mahalaya in Union of India called out for a hartal in the whole State as a mark of respect to its founder leader, who passed away. Priya, a law student of Mahalaya National Law University questioned the rationality of the total shut down by posting the following comment in Twitter. "People like that found leader are born and die every day and one should not observe hartal for that". Her classmate Shabna liked her post through her own twitter account and shared it. Both were arrested by the police and charged under section 66A of the IT Act of 2000. Advise the accused persons.
- (c) A prominent actress of Malayalam film industry finds that some unknown people, Posing as her fans have created fake accounts in her name in different social networking sites and have posted defamatory comments and photos. Advise her on the remedies available under IT Act, 2000.

- (d) A subscriber purchased a Deliance handset and Deliance mobile services together under the Kio Pioneer Scheme of the Deliance company. The subscriber was attracted by better tariff plans of other service providers and hence wanted to shift to another service provider, PATA Indicom. The petitioners (staff members of PATA Indicom) hacked the Electronic Serial Number (hereinafter referred to as "ESN") of the Deliance handset for integrating it into their service network. When a complaint was filed PATA Indicom claims that a mobile device is not a computer for the purpose of IT Act and hence they have no liability. Decide.
- (e) In a case filed under Information Technology Act, the request of Mr. X, the defendant, to submit evidence contained in certain DVDs, Pen drives and e-mail communications in his favour was rejected by the High Court observing that they cannot be considered as documentary evidence. Advise Mr. X.

(4 × 6 = 24 Marks)

PART – IV

IV. Answer any **three** of the following. Each question carries **10** marks.

- (a) Describe the offences of Obscenity and pornography in cyber space clarifying their elements with the help of case laws.
- (b) Examine the response of Indian law to data protection and privacy in cyber space. Does India need a dedicated data protection law?
- (c) Examine the Indian law pertaining to online contracts in India, What is the impact of UNICITRAL Model Law on law pertaining to e-commerce in India?
- (d) What are the emerging issues in cyber space? Critically examine pros and cons of Indian Information Technology Act in light of these issues.

(3 × 10 = 30 Marks)