

Reg. No. : .....

Name : .....

**Sixth Semester B.A.LL.B/B.B.A.LL.B/B.Com.LL.B. (5 Year Integrated)  
Degree Examination, November 2019**

**Paper II : INTERPRETATION OF STATUTES AND PRINCIPLES OF  
LEGISLATION**

Time : 3 Hours

Max. Marks : 80

**PART – A**

Answer any **five** of the following, not exceeding **50** words each. Each question carries **2** marks.

1. *Ejusdem Generis*
2. The Mischief Rule of interpretation
3. *Noscitur a sociis*
4. Proviso
5. The last antecedent rule
6. Equitable construction
7. Conclusive Evidence Clause
8. Quasi repeal by desuetude.

**(5 × 2 = 10 Marks)**



## PART – B

Answer any **four** of the following, not exceeding 120 words each. Each question carries **4** marks.

1. State the differences between consolidating statute and a codifying statute.
2. Explain the Doctrine of Eclipse.
3. Define the term Repugnancy.
4. Explain the rule of Pith and Substance in statutory interpretation.
5. Explain the maxim *Reddendo singular singularis*.
6. Discuss the relevance of the maxim statutes in *Pari Materia* in interpretation of statutes.

**(4 × 4 = 16 Marks)**

## PART – C

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

1. Bihar Finance Act, 1981 Imposed purchase tax on sugarcane used in sugar manufacture by Mr. Bihar Sugar Cane (Regulation of Supply and Purchase) Act, 1981 also imposed purchase tax on sugar cane. Mr. A challenged such practice on the ground of double taxation. Advise Mr. A
2. The Landlord wanted to evict the tenant as the building was required for the landlord's foster son. Under the Tamil Nadu Buildings (Lease and Rent Control) Act, 1960 the landlord could evict the tenant if the building was required for a member of the landlord's family. The provision of the Act starts with the words, 'unless the context otherwise requires... the term family includes spouse, son, daughter, grand children or dependant parent'. Whether the son would include 'foster son', so as to claim the benefit provided by the statuts?
3. Under the offences against Person Act, 1873 it was a felony to 'stab, cut or wound' any person. According to the relevant section the term 'wound' includes those injuries inflicted by means of any weapon or instrument. Before the court there were two cases where in injury as a result of biting off a finger or nose and burning of the face came for adjudication. Discuss whether the instances mentioned would come under the offence of 'felony' under the Act.



4. Mr. X a foreman in Lokmat Newspaper was terminated from service. Under the schedule of Maharashtra Trade Unions Act, 1971, the word 'discharge' was followed by the word 'dismissal'. The question to be considered is whether the term discharge in its meaning and consequences is compatible with the word 'dismissal'. Whether such dismissal amounted to unfair labour practice.
5. Under Section 47 of Code of Civil Procedure, 1908 the civil courts have general power to decide disputes relating to execution, discharge and satisfaction to decree between the parties. As per order 21 rule 90 civil courts have special power to set aside in case of fraud and irregularities. Which provision would be applicable in disputes relating to execution sale?

**(4 × 6 = 24 Marks)**

**PART – D**

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

1. What do you mean by Repeal of statutes?
2. Discuss and illustrate the Golden rule of interpretation of statutes.
3. Explain the rule for the Construction of penal statutes.
4. Explain the principle of *Bonam partem*.

**(3 × 10 = 30 Marks)**