

Reg. No. :

Name :

**Sixth Semester B.A. LL.B./B.Com. LL.B./B.B.A. LL.B. (Five Year Integrated)
Degree Examination, November 2023**

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

(2011–2019 Admission)

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. Golden rule
2. In bonam partem
3. Contemporanea exposito
4. Doctrine of prospective over ruling
5. Doctrine of stare decisis
6. Schedules
7. Definition clause
8. Limits which separate morals from legislation.

(5 × 2 = 10 Marks)

P.T.O.

PART – B

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

9. Briefly explain Harmonius construction.
10. What do you mean by immunity of instrumentalities?
11. What are the internal aids in the construction of a statute?
12. Examine the qualities of a good draftsman.
13. No statute shall be construed to have a retrospective effect unless such a construction appear expressly or by implication found in the very terms of the statute. Explain.

(4 × 4 = 16 Marks)

PART – C

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

14. Road Traffic Act required drivers of motor vehicles to stop the vehicle after an accident. X after causing the accident stopped the vehicle for a moment and drove away. Discuss whether he has complied with the statutory requirement.
15. S 421-A of Bombay Municipal Act required a person to acquire licence before he could use any place for sale of milk, butter or any other milk product. Can state prosecute B who has been dealing with ghee without obtaining licence.
16. X, a government servant was made to retire from service at the age of 52. The relevant service rule provided that 'a government servant shall unless for special reasons otherwise directed by the government, retire from service on completion of 55 years of age. Advise X.
17. Sec. 31 (2) (a) of Beedi and Cigar workers (Conditions of Employment) Act 1966 provide that employees discharged, dismissed or retrenched may appeal to the prescribed authority. An employee was terminated by stopping him to enter the place of work without any written order of termination. Can he invoke the above section.

18. S 124-A of the Indian Penal Code makes a person punishable who 'by words, either spoken or written, or by sign or visible representations, or otherwise, brings or intends to bring into hatred or contempt, or excites or attempts to excite disaffection towards the government established by law'. Decide the validity of the provision in the light of provisions of Indian Constitution.

(4 × 6 = 24 Marks)

PART – D

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

19. What are the things to be borne in mind while interpreting penal and taxing statutes? Discuss the relevant case laws in the field.
20. Examine the principle of utility vis-a-vis ascetic and arbitrary principle.
21. Write briefly on
- (a) Rules of ejusdem generis
 - (b) Nuscitur a sociis
 - (c) Expressio unis Exclusive Alteris
22. Examine the different steps involved in legislative drafting.

(3 × 10 = 30 Marks)