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Reg. No. :

Name :

Third Semester Integrated B.A. LL.B. Degree Examination, January 2014
Paper – IV : JURISPRUDENCE

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. Substantive law.
2. Doctrine of prospective overruling.
3. Authoritative precedent.
4. Stare-decisis.
5. Perfect rights.
6. Conventional custom.
7. Justice.
8. Reformatory punishments.

(5×2=10 Marks)

PART – B

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

1. Custom is to society what law is to the State – Explain.
2. What are the sources of obligations ?
3. Do you agree that capital punishment should be avoided ? Stating reasons.
4. "The purpose of law in any society is as much to maintain order as to ensure justice" – Explain.
5. "Rights and duties are correlative" – Examine.
6. Distinguish between Trust and Beneficial ownership.

(4×4=16 Marks)



PART – C

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

1. An order was issued by the magistrate totally banning the use of polythene bags under S. 144 CrPc. This is challenged by the trading community as violative of their fundamental rights guaranteed in the Constitution – Decide.
2. 'A' was passing along the public street and when he came near B's house, he was injured by the fall of a flower pot. On him from the first floor of B's house. Decide the liability of 'B'.
3. Some military jawans found some fire wood lying by the river side and carried the same away for the purpose of camp fire and fuel. The fire wood belonged to the plaintiff. The plaintiff brought an action against the Govt. of India. Whether the Govt. of India is liable ?
4. A Govt. servant was compulsorily retired in accordance with the service rules. He challenges the order of compulsory retirement passed against him as invalid for violation of Art 311, since he was neither given notice nor heard before passing the order – Decide.
5. 'A' a blind man falls in to a manhole kept by the municipality and is injured. The man hole was unguarded but two red lanterns were kept by its side. Examine the liability of the Municipality. **(4x6 = 24 Marks)**

PART – D

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

1. "Law is a body of general principles recognised and administered by the state in the administration of justice". Discuss.
2. Define "Ownership". Explain the elements and kinds of ownership.
3. "Jurisprudence is the science of the first principle of civil law" – Salmond. Explain.
4. "Sources of law can be classified as either legal or historical" – Comment.
5. State the Austinian theory of law and the criticism advanced against it by other jurists. **(3x10 = 30 Marks)**