

Roll no. _____

RG/ET/05/12/14

RAJIV GANDHI NATIONAL UNIVERSITY OF LAW, PUNJAB



**B.A.LL.B. (HONS.) FYIC
END TERM EXAMINATION
DECEMBER - 2014
FIFTH SEMESTER
PAPER -III: CRIMINAL LAW - I
(SUBSTANTIVE LAW)
TIME DURATION: THREE HOURS
MAXIMUM MARKS: EIGHTY (80)**

Note: Section-A is **compulsory** and each part carries **5 marks**. Attempt **one question** each from Section B,C, D & E and each question carries **15 marks**.

Section - A

1. Compulsory

Write short note on:

- Life Imprisonment.
- Fabrication of false evidence.
- Voyeurism
- Adultery

Section - B

- Discuss elements of crime with special reference to mens rea and actus reus.
- Examine the scope of the right-of private defence. Discuss the limitations on the exercise of the right of private defence.

Section - C

- Define abetment. Distinguish between abetment by Conspiracy and Criminal Conspiracy.
- Discuss the ingredients of the offence of Rioting. Distinguish between rioting and affray.

Section - D

- 'Every murder is culpable homicide but every culpable homicide is not murder'. Explain the above statement by discussing the provisions of sections 299 and 300 of the I.P.C.
- 'Rape is crime against society besides the affected individual and it is violation of the most cherished fundamental right guaranteed by Article 21 of the Constitution.

In the context of the above statement, discuss offence of rape. Refer to new changes made in the law for effective handling of menace of rape.

Section - E

- Explain main ingredients of cheating with special reference to cheating by personation.
- Discuss the offence of defamation. Can there be defamation of dead person. What is the liability of the Newspaper for publishing defamatory matter?

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**B.A.LL.B. (HONS.) FYIC
END TERM EXAMINATION
DECEMBER - 2014
FIFTH SEMESTER
PAPER - V: FAMILY LAW - I
TIME DURATION: THREE HOURS
MAXIMUM MARKS: EIGHTY (80)**

Note: Section-A is **compulsory** and each part carries **5 marks**. Attempt **one question** each from Section B,C, D & E and each question carries **15 marks**.

Section - A

1. Compulsory

Write short note on:

- a. Legality of Child Marriage.
- b. 'In camera' proceedings.
- c. Kinds of dower.
- d. Objects of Uniform Civil Code.

Section - B

2. "Hindu law is not the product of one source and several factors have contributed for the growth of it." Discuss.
3. Discuss the conditions of Muslim marriage. What are the consequences of non-fulfillment of these requirements?

Section - C

4. Critically examine the concept of Judicial Separation under the Special Marriage Act 1954. Is this remedy unconstitutional?
5. On what grounds both spouses may get divorce under the Hindu Marriage Act, 1955?

Section - D

6. Discuss in detail the grounds on which a Muslim wife may take divorce from her husband in India.
7. What do you mean by adoption? An unmarried Hindu female aged 21 years adopts a Sikh boy of 6 years. Discuss the validity of this adoption.

Section - E

8. In what circumstances a Hindu wife is entitled to live separately from her husband and even claim maintenance?
9. Discuss with the help of decided cases the Muslim woman's right to claim maintenance in India.

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**B.A.LL.B. (HONS.) FYIC
END TERM EXAMINATION
DECEMBER - 2014
FIFTH SEMESTER
PAPER -IV: CRIMINAL LAW - II
(PROCEDURAL LAW)
TIME DURATION: THREE HOURS
MAXIMUM MARKS: EIGHTY (80)**

Note: Section-A is **compulsory** and each part carries **5 marks**. Attempt **one question** each from Section B,C, D & E and each question carries **15 marks**.

Section - A**1. Compulsory**

Write short note on:

- Role of Public Prosecutor in the conduct of trial proceedings.
- Arrest of a person without warrant by private person.
- Limitation for taking cognizance in cases of offence of Criminal Conspiracy and Adultery.
- Cancellation of Bail.

Contd.....P.2

Section - B

- Referring to statutory provisions and relevant case law discuss the principles of fair trial.
- Write a detailed note on the constitution of criminal courts and their jurisdiction as provided under Criminal Procedure Code, 1973.

Section - C

- What do you understand by the term F.I.R? Discuss the powers of Police Officer to investigate a cognizable offence. Is it mandatory for Police Officer to record the F.I.R. relating to cognizable offences? Refer to case law to explain.
- a) Who can claim maintenance under Criminal Procedure Code?
b) Under what circumstances maintenance can be claimed?
c) Can the following claim maintenance?
i) Step Mother ii) Major unmarried daughter
iii) Adoptive Parents

Section - D

- Discuss the procedure for trial of warrant case on police report by the court of session. What is the purpose of giving opportunity to the accused to represent on the question of sentence? What legal consequences follow if this opportunity is not given to the accused?
- Write a detailed note on Judgement specially explaining its basic components.

Section - E

- Discuss the circumstances under which appeal can be filed against acquittal. Can the victim of offence also file appeal against acquittal.
- What do you understand by anticipatory bail? Discuss the law relating to anticipatory bail. Refer to case law to explain your answer.

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**B.A.LL.B. (HONS.) FYIC
END TERM EXAMINATION
DECEMBER - 2014
FIFTH SEMESTER
PAPER -II: ADMINISTRATIVE LAW
TIME DURATION: THREE HOURS
MAXIMUM MARKS: EIGHTY (80)**

Note: Section-A is **compulsory** and each part carries **5 marks**. Attempt **one question** each from Section B,C, D & E and each question carries **15 marks**.

Section - A

1. Compulsory

Write short note on:

- a. Droit Administratif.
- b. Sub-delegation.
- c. Reasoned decision.
- d. Principle of Locus-Standi.

Section - B

2. Discuss in detail the nature, scope and development of administrative law in India.
3. Write a detailed note on Montesquieu's theory on Separation of Powers and evaluate its application in relation to Indian Constitution.

Section - C

4. What do you mean by delegated legislation and write down its classification. And also discuss its comparison between India and U.K.
5. Discuss in detail the Control-Mechanism of Delegated Legislation.

Section - D

6. What do you understand by administrative functions and also write down its classification.
7. Write a detailed note on Principle of Natural justice with the help of relevant case laws.

Section - E

8. Define Public Interest Litigation and discuss its relevance in the field of environment protection in India.
9. Write a detailed note on institution of Ombudsman and its current position in India.

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**B.A.LL.B. (HONS.) FYIC
END TERM EXAMINATION
DECEMBER - 2014
FIFTH SEMESTER
PAPER -I: SOCIOLOGY OF DEVELOPMENT
(MAJOR - V)
TIME DURATION: THREE HOURS
MAXIMUM MARKS: EIGHTY (80)**

Note: Section-A is **compulsory** and each part carries **5 marks**. Attempt **one question** each from Section B,C, D & E and each question carries **15 marks**.

Section - A

1. Compulsory

Write short note on:

- Contrast development with evolution.
- What is the liberal perspective on development.
- Discuss the concept of mixed economy.
- What is meant by gender disparity? Explain with examples.

Section - B

- What is social change? Is it different from social transformation?
- Write a note on sustainable development.

Section - C

- Discuss the Marxian perspective on development.
- Critically discuss the World System Theory.

Section - D

- What are the main features of the Socialist path to development.
- Discuss the Gandhian model of development.

Section - E

- What are the factors involved in causing socio-economic disparities in India?
- Discuss the issue of individual and social security.

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**B.A.LL.B. (HONS.) FYIC
END TERM EXAMINATION
DECEMBER - 2014
FIFTH SEMESTER
PAPER -I: FOREIGN POLICY OF INDIA
(MAJOR - V)
TIME DURATION: THREE HOURS
MAXIMUM MARKS: EIGHTY (80)**

Note: Section-A is **compulsory** and each part carries **5 marks**. Attempt **one question** each from Section B,C, D & E and each question carries **15 marks**.

Section - A

1. Compulsory

Write short note on:

- Explain the concept of national interest and national power.
- Mention the basic principles of India's Foreign Policy.
- Mention the main features of India's nuclear policy
- Do you think that India is playing a significant role as a member Country of BRICS.

Section - B

- What were the objectives of non-alignment policy? Do you think that it remains relevant in the post-soviet world?
- Write about the main determinants of India's foreign policy.

Section - C

- Analyse Realist theory of foreign relations.
- Analyse the meaning and objectives of foreign policy in the modern world.

Section - D

- Do you think that Kashmir issue is central to the relationship between India and Pakistan? Discuss.
- Do you think India's intervention in Sri Lanka by sending Indian peace keeping forces did not help in improving India-Sri Lanka relationship? Explain.

Section - E

- Do you think nuclear deal signed between India and USA was instrumental in improving India-US relationship?
- Explain the India's 'Look East' policy. Why South East Asian countries are important for India?

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**B.A.LL.B. (HONS.) FYIC
END TERM EXAMINATION
DECEMBER - 2014
FIFTH SEMESTER**

**PAPER -I: INDIAN ECONOMY
(MAJOR - V)**

TIME DURATION: THREE HOURS

MAXIMUM MARKS: EIGHTY (80)

Note: Section-A is **compulsory** and each part carries **5 marks**. Attempt **one question** each from Section B,C, D & E and each question carries **15 marks**.

Section - A

1. Compulsory

Write short note on:

- Discuss the various features of the nature of Indian Economy.
- Define small scale industries. What is their contribution for the economic development of the country?
- What are the salient features of MGNREGA, 2005. Discuss its performance.
- What is public finance? Discuss its scope and importance.

Contd.....P.2

Section - B

- Define agricultural productivity. What are the causes of low productivity of agriculture in India?
- What do you mean by environment degradation? What is the impact of green revolution on environment degradation?

Section - C

- Highlight the growth of private sector in India. Discuss the contribution of private sector to economic development of India.
- What are causes of poor performance of public sector enterprises? Discuss the measures taken by the government for improving their performance.

Section - D

- What is poverty line? How it is drawn? What are the committees reports on poverty.
- Is India over-populated? Give arguments in support of your answer.

Section - E

- What are the main features of good taxation system? Discuss its important canons.
- What is deficit financing ? What are its objectives? Discuss the effect of deficit financing.

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**B.A.LL.B. (HONS.) FYIC
END TERM EXAMINATION
DECEMBER - 2014
FIFTH SEMESTER**

**PAPER : CIVIL PROCEDURE
(FOR RE-APPEAR CANDIDATES)**

TIME DURATION: THREE HOURS

MAXIMUM MARKS: HUNDRED (100)

Note: Section-A is **compulsory** and each part carries **5 marks**. Attempt **one question** each from Section B,C, D & E and each question carries **20 marks**.

Section - A

1. Compulsory

Write short note on:

- a. Mesne Profits.
- b. Discovery of Documents.
- c. Appointment of Receiver.
- d. Distribution of Assets.

Section - B

2. Explain the provisions relating to jurisdiction of civil courts. Also distinguish between lack of jurisdiction and irregular exercise of jurisdiction.
3. Discuss conditions for joinder of parties and causes of actions. Also explain consequences of non-joinder.

Section - C

4. Define and distinguish between 'Decree' and 'Order'. Elaborate contents of 'Decree'.
5. Discuss the provisions relating to filing of Written Statement. Also discuss and distinguish between Set off and Counter Claim.

Section - D

6. When and how 'Commission' is Appointed? Discuss when a commission can be appointed at the instance of foreign courts.
7. Discuss law and practice relating to Temporary Injunctions. Whether Res Judicata applies to applications for obtaining Temporary Injunction?

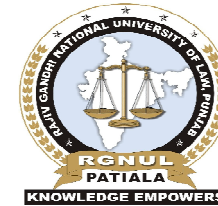
Section - E

8. Discuss the nature and scope of Reference, Review and Revision. Also distinguish between them.
9. Discuss the nature and scope of First Appeals. Also discuss the powers of Appellate Court.

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**B.A.LL.B. (HONS.) FYIC
END TERM EXAMINATION
DECEMBER - 2014
FIFTH SEMESTER
PAPER VI : COMPANY LAW
TIME DURATION: THREE HOURS
MAXIMUM MARKS: EIGHTY (80)**

Note: Section-A is **compulsory** and each part carries **5 marks**. Attempt **one question** each from Section B,C, D & E and each question carries **15 marks**.

Section - A

1. Compulsory

Write short note on:

- a. Define 'Small Company' and 'Associate Company'.
- b. An allottee of shares in a company brought an action against a director in respect of false statements in prospectus. The director contented that the statements were prepared by the promoters and he has relied on them. Is director liable under the circumstances? Decide with reference to the provisions of Companies Act, 2013?
- c. Explain briefly the power of the company to close the registers of members or debenture holders or other security holders as per the Companies Act, 2013.

Contd.....P.2

d. Write a detailed note on Cross border mergers.

Section - B

2. “A company is a legal entity distinct from its members taken individually or collectively”. Elucidate the statement. Are there any circumstances in which the law would disregard the legal personality of a company? Refer to decided cases.

3.a) Describe the procedure relating to the formation of companies under the Companies Act, 2013.

b) Five of seven signatures to a memorandum of association of a company were forged. The memorandum was duly presented, registered and a certificate of incorporation was issued. Subsequently the existence of the company was challenged on the ground that registration was avoid. Decide under the provisions of the Companies Act, 2013. (10+5)

Section - C

4. What is meant by ‘articles of association’ of a company? Is it obligatory for every company to have articles of association of its own? What are the limitations on the power of the company to alter its articles?

5. Define prospectus What are the contents that a prospectus should contain? Is it necessary for every company to file prospectus with the Registrar of Companies.

Section - D

6. “The purchase of its own shares by the company involves a reduction of capital”. Explain the statement with reference to the restrictions, if any, under the Companies Act, 2013 on the powers of the company to buy its own shares.

7.a) Write a note on **any** two of the following:

a. Corporate social responsibility.

b. Independent directors.

c. Duties of the directors under the Companies Act, 2013.

b) A company was formed on 05.05.2013. No general meeting of the company has been held so far. Examine the provisions of the Companies Act, 2013 regarding the time limit for holding the first annual general meeting for the company and the power, if any, of the Registrar to grant extension of time for holding the first annual general meeting. (10+5)

Section - E

8. What do you understand by winding up of a company? Explain the circumstances under which a company may be wound up by the Tribunal.

9. What are the powers given to the Tribunal by the Companies Act, 2013 for the prevention of oppression and mismanagement? Explain.
