

**EIGHTH SEMESTER B.B.A LL.B. (HONOURS) DEGREE EXAMINATION
NOVEMBER 2020**

B.B.A. LL.B.

LAND LAWS

Time: Three hours

Maximum : 75 Marks

Part A

*Answer any **six** questions*

*Each question carries **5** marks*

1. Meaning of Real Property.
2. Importance of 44th Amendment to the Constitution.
3. Significance of land to the tiller policy.
4. 'Award' under Land Acquisition act.
5. Small Holder
6. Cultivation of specified crops under the Order.
7. Poramboke
8. Meaning of Kudikidappukaran.

(6x5 = 30 marks)

Part B

*Answer any **two** questions*

*Each question carries **10** marks*

1. Government of Kerala issued a direction under Land Utilisation Order for cultivation of wheat in the certain areas of Palakkad district. The objective of the order is to develop wheat cultivation in the State of Kerala. Consumption of wheat increased drastically in the state. Few owners of the specified area cultivated other food crops against the government order. District Collector issued a notification to require holder of land to grow specified crops as stated in the government order. Advice owners of the specified area.
2. A's land was acquired in the year 2010 for the construction of housing project for workers of textile industry. Subsequently the project was changed by government and used the said land for construction of public office. The compensation paid to the displaced persons were also not sufficient as per the provisions of the Act. The evicted persons filed a suit before the District Court for getting higher compensation under Land Acquisition Act. Decide?

Turn over

3. Mr. X, a builder occupied the government land, near to his construction company, with the consent of the officer of the government and paid license fee as per the rules. Subsequently another officer of the government imposed fine as illegal occupation of the 'Poramboke' Land. Mr. X, denied the payment of fine. Examine the position with relevant laws.
4. Mr. X, belongs to Scheduled Tribe community and his four family members together holding a kudikidappu right of 20 acres of land belongs to Mr. Z. Mr. Z, sole member of the family wanted to construct a house in his land. Examine the right of Mr. Z according to the existing laws.

(2x10 = 20 marks)

Part C

Answer any two questions.

Each question carries 12½ marks

1. Examine the scope of landed property in Feudal, Capital and Socialist societies.
2. When an acquisition of property for public purpose shall be final?
3. What are the restrictions on transfer and recovery of alienated land belongs to Scheduled Tribes?

(2x12½ = 25 marks)

**EIGHTH SEMESTER B.B.A., LL.B. (HONOURS) DEGREE EXAMINATION
NOVEMBER 2020**

B.B.A., LL.B.

PRIVATE INTERNATIONAL LAW

Time : Three Hours

Maximum : 75 Marks

Part A

*Write short notes on any six.
Each question carries 5 marks.*

1. Exclusion of foreign law.
2. Distinction between Public International Law and Private International Law.
3. Doctrine of sovereign immunity.
4. Concept of domicile.
5. Mozambique rule and its exceptions.
6. Legitimacy of children.
7. Localization theory of contract.
8. Essential validity of marriage.

(6 × 5 = 30 marks)

Part B

*Answer any two questions.
Each question carries 10 marks.*

1. The Sultan of Arabia fell in love with Jannet and promised to marry her. He misrepresented his identity as well as name. He committed breach of promise to marry. She files a suit for compensation before the English court. The Sultan claims immunity. Decide.
2. Mohammed and Aisha had Pakistani domicile at the time of marriage. Later on, after acquiring English domicile, Mohammed pronounces *talaq* in England. Decide whether the English court recognize this divorce.

Turn over

3. The King of Spain deposited certain securities in a London Bank. The King was overthrown by a Republican Government which took a decision to confiscate his properties. A suit was filed in English court to recover the securities deposited in the London Bank. Decide.

(2 × 10 = 20 marks)

Part C

Answer any two questions.

Each question carries 12½ marks.

1. Examine the Indian law relating to conclusiveness of foreign judgment.
2. Explain the successive stages in a suit involving foreign element.
3. In the light of judicial precedents, examine the principles relating to foreign tort.

(2 × 12½ = 25 marks)

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**EIGHTH SEMESTER B.B.A., LL.B. (HONOURS) DEGREE EXAMINATION
NOVEMBER 2020**

B.B.A., LL.B.

HUMAN RIGHTS LAW AND PRACTICE

Time : Three Hours

Maximum : 75 Marks

Part I

*Write short notes on any six.
Each question carries 5 marks.*

1. Discuss the meaning of human rights.
2. Discuss who all are entitled to rights under UDHR.
3. Describe about UN Human Rights Committee.
4. Examine whether domestic violence is violation of human rights.
5. Discuss the judicial approach to human rights.
6. Write on economic social and cultural rights.
7. Discuss about CAEDAW Committee.
8. Write on child marriage law in India.

(6 × 5 = 30 marks)

Part II

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

1. Briefly explain about ICCPR.
2. Write a note on the National Human Rights Commission.
3. Discuss the rights of tribals in India under Forests Rights Act.

(2 × 10 = 20 marks)

Part III

*Answer any two of the following.
Each question carries 12.5 marks.*

1. Explain about Narmada Andolan Movement.
2. Discuss the functions of National Commission for Women.
3. Analyse the protection of human rights in the Constitution of India.

(2 × 12.5 = 25 marks)

**EIGHTH SEMESTER B.B.A., LL.B. (HONOURS) DEGREE EXAMINATION
NOVEMBER 2020**

B.B.A., LL.B.

INTELLECTUAL PROPERTY LAWS

Time : Three Hours

Maximum : 75 Marks

Part I

*Answer any six questions.
Each question carries 5 marks.*

1. Berne Convention.
2. Artistic works.
3. Ownership of copyright.
4. Service marks.
5. Certification trademarks.
6. Rights of patentee.
7. Remedies of patent infringement.
8. Protection of plant varieties.

(6 × 5 = 30 marks)

Part II

*Answer any two questions.
Each question carries 10 marks.*

9. Mr. A and Mr. B co authored a novel which was published by Mr. C. The work was later converted into a drama by Mr. D, who also wrote the screenplay for it, with permission of Mr. A and Mr. B. After seeing the drama, Mr. Z wanted to convert the same into a movie. Advise Mr. Z on getting all required permissions for making the movie.
10. Dr. K invented a new method of performing 'key hole' surgery. Decide the patentability of this method.
11. Mr. Z is a hard core follower Gandhian principles. When he started the business of organic soap he started using the picture of Mahatma Gandhi on it. He wanted to use this picture as a part of his trademark too. Advise Mr. Z

Turn over

12. Bayer invented a medicine for Ebola virus and took a patent for the same in US and India. The medicines were manufactured in Bangladesh and imported into India and the course of one month's treatment was Rs. 4,50,000. Cipla wants to manufacture the same medicine in India. Can it be done ?

(2 × 10 = 20 marks)

Part III

Answer any two questions.

Each question carries 12.5 marks.

13. Elaborate the different kinds of compulsory licence available under the Indian patent regime.
14. Explain the function of a trademark. When a mark be registered as a trademark.
15. Explain the different kinds of remedies available for copyright infringement.

(2 × 12½ = 25 marks)

**EIGHTH SEMESTER B.B.A., LL.B. (HONOURS) DEGREE EXAMINATION
NOVEMBER 2020**

B.B.A., LL.B.

LAW OF LOCAL SELF GOVERNMENT

Time : Three Hours

Maximum : 75 Marks

Part A

Answer any six questions.

Each question carries 5 marks.

1. Examine the purpose of Article 40 of Indian Constitution ?
2. Write a brief note on Balwant Rai Mehta Committee Report ?
3. Define property tax under Kerala Panchayat Raj Act 1994 ?
4. What were Gandhiji's ideas on village Panchayat ?
5. Examine briefly the financial powers of Panchayat Raj Institutions ?
6. What were the implications of 73rd Constitutional Amendment ?
7. Write a note on state election commission ?
8. Examine the procedure for meetings of a Panchayat under the Kerala Panchayat Raj Act 1994 ?

(6 × 5 = 30 marks)

Part B

Answer any two questions.

Each question carries 10 marks.

1. An employee working in KSEB after submitting his application for voluntary retirement, filed nomination for contesting in Panchayat election as a member. Later on, he was declared elected. But his voluntary retirement was granted subsequent to the declaration of the results. The election was challenged by the rival candidate. Decide.
2. Thomas filed a writ petition against the Grama Panchayat, for illegally killing various stray dogs by injecting potassium cyanide on the basis of an order issued by the State Government to annihilate the stray dogs. Decide whether Panchayats by exercising their power under the Kerala Panchayat Raj Act, 1994 and Kerala Panchayat Raj (Licensing of Pigs and Dogs) Rules, 1998 framed there under can take a decision to kill a stray dog in their respective areas ?

Turn over

3. The president of a Panchayat forwarded a proposal for bifurcation of the Panchayat without placing the same before the Panchayat committee. The proposal was not published and the government decided to diminish the area of the Panchayat based on the proposal approved by the Panchayat president. Examine the validity of the government decision ?

(2 × 10 = 20 marks)

Part C

Answer any two questions.

Each question carries 12.5 marks.

1. Analyse the provisions relating to preparation, revision and correction of electoral rolls under the Kerala Panchayat Raj Act 1994 ?
2. Examine the powers conferred upon the Government for the purpose of control of the Panchayats under the Kerala Panchayat Raj Act 1994 ?
3. Discuss the powers and responsibilities of Panchayat secretary under the Kerala Panchayat Raj Act 1994 ?

(2 × 12.5 = 25 marks)

**EIGHTH SEMESTER B.B.A., LL.B. (HONOURS) DEGREE EXAMINATION
NOVEMBER 2020**

B.B.A., LL.B.

INTERPRETATION OF STATUTES AND PRINCIPLES OF LEGISLATION

Time : Three Hours

Maximum : 75 Marks

Part A

Answer any six questions.

Each question carries 5 marks.

1. Explain the role of preamble in interpretation of statutes.
2. Write a note on *ejusdem generis*.
3. Briefly explain simple pains.
4. Write a note on the Ascetic Principle as explained by Bentham.
5. What do you mean by beneficial construction ?
6. *Ut res magis valeat quam pareat*.
7. Interpretation of delegated legislation.
8. Write a note on implied repeal.

(6 × 5 = 30 marks)

Part B

Answer any two questions.

Each question carries 10 marks.

9. L was charged for murdering his wife in 1970. During trial, he was charged for the murder of fellow prisoner. Later, he was convicted for the murder of his wife. The prosecution argued for convicting L under section s. 303 IPC. L wishes to challenge the same. Prepare an advice for him applying the relevant rules of interpretation.
10. The Municipal Corporation amended the Building Rules in 2016. It says that "no building with 4 floors could be constructed without elevator facility". Ram, constructed a residential-cum-commercial complex in three floors and underground space for parking of vehicles and rest rooms for watchmen. He submitted the plan for approval without elevator/lift facility. The Corporation rejected the application on the ground that the building shall have elevator Ram challenged the decision of the Municipal authorities before the High Court. Decide.

Turn over

11. Section 293 of Cr.P.C. deals with using certain reports of government scientific experts. It originally provided for submission of reports by "Director" of the department competent to submit such reports. In 2005, the provision was amended and included 'Deputy Director' and 'Assistant Director' in it. Decide whether the report by Deputy Director submitted in 2004 could be accepted under the provision.
12. A place of worship belonging to a religious group happened to be a spot of disputes between two religious denominations leading to instances of group conflicts. There were allegations of mismanagement of the institution also. Accordingly, the Union Government acquired the institution and vested the management in the government officials. The members belonging to the religious denominations challenged the same on the ground that the acquisition was for violation of 'public order' which falls in the State List. Decide.

(2 × 10 = 20 marks)

Part C

Answer any two questions.

Each question carries 12.5 marks.

13. What do you mean by penal statutes? What are the rules interpreting penal statutes?
14. Discuss the special rules for interpretation of the constitution.
15. Discuss the principles of good legislative drafting.

(2 × 12.5 = 25 marks)

**EIGHTH SEMESTER B.B.A., LL.B. (HONOURS) DEGREE EXAMINATION
NOVEMBER 2020**

B.B.A. LL.B.

LAW RELATING TO CHILD

Time : Three Hours

Maximum : 75 Marks

Part A

Answer any six questions.

Each question carries 5 marks.

1. What are the fundamental principles of care and protection envisaged by the Juvenile Justice Act, 2015 ?
2. Briefly explain the procedure to be adopted in case of heinous offences committed by children in conflict with law
3. What are the orders that can be passed regarding a child found to be in conflict with law.
4. Discuss the Constitutional provisions relating to children.
5. Briefly explain the amendments brought to the Child Labour (Prohibition and Regulation) Act by the amendment Act, 2016.
6. Discuss the provisions relating to Special Courts under the POCSO Act, 2012.
7. What is the age of Juvenility under the Juvenile Justice Act.
8. Give a brief account of the right to education of children in India.

(6 × 5 = 30 marks)

Part B

Answer any two questions.

Each question carries 10 marks.

1. Vishnu, a boy aged 9 years was punished by his teacher for not doing his homework by parading him naked around the school. Has the teacher committed any offence? If so, what is the liability of the teacher ?
2. Mr. and Mrs. Ashok have got five male children. Mrs. Ashok without the consent of Mr. Ashok adopts a female child. Is this adoption valid ? Why ?

Turn over

3. Sangeetha, a girl aged 14 years studying in class IX. She works as an artist in an audio-visual entertainment industry after her school hours. Discuss whether her employment is in contravention of the Child Labour (Prohibition and Regulation) Act in the light of the recent amendments to this Act.
4. A child aged 10 years commits the offence of theft. Discuss the liability of the child under the Indian Penal Code.

(2 × 10 = 20 marks)

Part C

Answer any two questions.

Each question carries 12½ marks.

1. The Law aims at adjudicating and disposing cases dealing with juveniles keeping in mind “the best interest of the children and their rehabilitation”. Examine this statement in the light of the provisions of the Juvenile Justice Act, 2015.
2. Explain the salient features of the Convention on the Rights of the Child, 1989..
3. Examine the role of the Police in dealing with children in conflict with law.
4. Discuss the role of the family in preventing the children from getting into conflict with law.

(2 × 12½ = 25 marks)

**EIGHTH SEMESTER B.B.A., LL.B. DEGREE (REGULAR/SUPPLEMENTARY)
EXAMINATION, NOVEMBER 2021**

B.B.A., LL.B.
CYBER CRIMES
(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part A

*Answer any six questions.
Each question carries 5 marks.*

1. Explain the relevance of cryptography.
2. What is 'identity theft' ?
3. Write a note on 'cyber squatting'.
4. What are the ingredients that constitute the offence of cyber stalking ?
5. Define "public key" and 'private key'.
6. Explain "spamming".
7. What is "salami technique" ?

(6 × 5 = 30 marks)

Part B

*Answer any two questions.
Each question carries 10 marks.*

1. Mr. X was charged for the offence of child pornography under Section 67-B of the Information Technology Act, 2000. He raises a defence that he didn't publish or transmit material depicting children in sexually explicit act; and his act amounts to mere browsing of such material. Decide.
2. In an election petition before the High Court, the petitioners relied upon a video recording from a CCTV camera placed outside the office of the Returning Officer. The same was produced without the certificate as required under Section 65-B (4) of the Indian Evidence Act, 1872. The High Court held that instead of written certificate u/s Section 65B (4), oral evidence on the contents of an electronic record is enough. Decide.

Turn over

3. Mr. A captured the image of a woman engaging in a "private act" with her consent. He disseminated the images to third persons. He was charged with the offence of voyeurism. He raises the defence of consent. Decide.

(2 × 10 = 20 marks)

Part C

Answer any two questions.

Each question carries 12½ marks.

1. Examine the admissibility of E-evidence in the light of illustrative case law.
2. Explain the scope and objectives of the Information Technology Act, 2000.
3. One of the disadvantages of information technology is the increase in human rights violations in cyberspace. Elucidate.

(2 × 12½ = 25 marks)

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**EIGHTH SEMESTER B.B.A., LL.B. DEGREE (REGULAR/SUPPLEMENTARY)
EXAMINATION, NOVEMBER 2021**

B.B.A., LL.B.

WOMEN AND CRIMINAL LAW

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part I

Answer any six of the following.

Each question carries 5 marks.

1. Explain the provisions relating to prevention of Immoral Trafficking in Women Act.
2. Discuss the effectiveness of the law relating to sex determination and female feticide.
3. Explain the features of Indecent Representation of Women Act.
4. Write a note on Honour killing.
5. Explain the provisions of Sati Prohibition Act of 1967.
6. Write a critical note on kidnapping.
7. Write a note on Dowry Prohibition Act, 1961.
8. Explain the Law relating to outraging the modesty of women.

(6 × 5 = 30 marks)

Part II

Answer any two of the following.

Each question carries 10 marks.

1. 'A' gave a complaint against B the accused, her lecturer, under section 312, 420, 493 and 498A IPC, that the accused was in love with her and induced biological contact on the false promise of marriage and make her believe that putting vermilion (sindhur) on her forehead is enough for now for having sexual relationship. He had cohabited with her for years. She got pregnant twice, but aborted as said by the accused that their life become miserable. Now , the accused abandoned her stating that she is not acceptable by his parents, hence lodged the complaint. The accused B filed a petition under Sec.482 Cr.P.C and was dismissed by the High Court. The accused

Turn over

B approaches Supreme Court under Art. 136 of the Constitution. Decide whether A is entitled to get any relief or maintenance from B, the accused.

2. 'A' by way of Public Interest Litigation challenged the constitutional validity of Section 497 of I.P.C. under Art.32 of the Constitution. He argues that the provision is gender discriminatory as it only criminalizes adultery committed by men and not women and the provision is not a 'gender-neutral' law. Decide.
3. Even after 5 years of marriage, Mrs. A was subjected to cruelty by the husband and his relatives for demand of dowry and always teases her in front of the servants and she was found death at the bank of a river. Advise the parents of Mrs. A.

(2 × 10 = 20 marks)

Part III

Answer any two of the following.

Each question carries 12½ marks.

1. Explain the various procedural safeguards for the women victims of crimes in India.
2. Describe briefly the offences relating to marriage under IPC.
3. Discuss offences relating to rape under IPC.

(2 × 12½ = 25 marks)

**EIGHTH SEMESTER B.B.A., LL.B. DEGREE (REGULAR/SUPPLEMENTARY)
EXAMINATION, NOVEMBER 2021**

B.B.A., LL.B.

PRIVATE INTERNATIONAL LAW

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part A

Write a short note on any six of the following.

Each question carries 5 marks.

1. Distinction between Public International Law and Private International Law.
2. Doctrine of sovereign immunity.
3. Legitimacy of children.
4. Localization theory of contract.
5. Assumed jurisdiction of English courts.
6. Explain the need for recognizing Foreign Law.
7. Proof of foreign law.
8. Explain theory of Intention.

(6 × 5 = 30 marks)

Part B

Answer any two questions.

Each question carries 10 marks.

1. An English national and social worker came to India in 1990 and started residing in Kerala in a tribal village. In 2015 she died of heart ailment. Which law will apply for her succession ?
2. An Australian Christian married an English Christian in a church in Kerala as per Christian belief. Is the marriage Valid ?

Turn over

3. X with a New York domicile of origin acquires an Indian domicile. Thereafter he leaves India on a ship, with a view to acquire a domicile in Australia by setting down there. He dies on board while travelling. What is his domicile at the time of death ?

(2 × 10 = 20 marks)

Part C

Answer any two questions.

Each question carries 12½ marks.

1. Explain Lex situs rule and state its exceptions.
2. Explain the different theories relating to formal and essential validity of marriage.
3. Explain Foreign Tort.

(2 × 12½ = 25 marks)

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**EIGHTH SEMESTER B.B.A., LL.B. DEGREE (REGULAR/SUPPLEMENTARY)
EXAMINATION, NOVEMBER 2021**

B.B.A., LL.B.

HUMAN RIGHTS LAW AND PRACTICE

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part 1

Answer any six of the following questions.

Each question carries 5 marks.

1. Examine the main object and purpose of National Commission for Women.
2. Define Human Rights.
3. Examine the powers and functions of Kerala State Women's commission.
4. Examine the provisions of Rights of Child in UNHRC 1989.
5. Discuss the legal framework for the protection of Tribal displacement.
6. What is the role of UN Commissioner on Human Rights in the protection of Human Rights.
7. What human rights are included in right to life under Article 21 of the Constitution ?
8. Jurisdiction of the European Court on Human Rights.

(6 × 5 = 30 marks)

Part 2

Answer any two of the following questions.

Each question carries 10 marks.

1. Explain the role played by judiciary for the protection of human rights in India.
2. Examine the concept of human rights under Indian Constitution.
3. What are the powers and functions of National Human rights Commission ?

(2 × 10 = 20 marks)

Turn over

Part 3

Answer any two of the following questions.

Each question carries 12½ marks.

1. Explain the purpose and structure of International Covenant on Economic Social and Cultural Rights.
2. Explain the provisions of Human Rights under U.N. Charter and UDHR.
3. Discuss the legal framework for the protection of the Women against Sexual Harassment.

(2 × 12½ = 25 marks)

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**EIGHTH SEMESTER B.B.A., LL.B. DEGREE (REGULAR/SUPPLEMENTARY)
EXAMINATION, NOVEMBER 2021**

B.B.A., LL.B.

INTELLECTUAL PROPERTY LAWS

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part I

Answer any six questions.

Each question carries 5 marks.

1. Discuss the concept of property and intellectual property.
2. Write a note on ownership of copyright.
3. What are the acts do not considered as infringement of copyright.
4. Write a note on domain name and property mark.
5. Discuss the powers and functions of Appellate Board under Trade Mark Act.
6. Examine the rights of patentees.
7. Write a note on compulsory license of patent.
8. Discuss about Bio-technology patent.

(6 × 5 = 30 marks)

Part II

Answer any two questions.

Each question carries 10 marks.

9. A petition for revocation of patent was filled before the District Court . The petition objected for want of jurisdiction. Decide.
10. The defendant has bestowed his mental effort upon the work of the plaintiff and has subjected to such revision and alteration as to produce original result. Discuss whether the plaintiff will succeed in an action for infringement of copy right against defendant.

Turn over

11. Two authors independently producing identical works apply for copy right of their respective works. Even though the work was identical they have expended their own labour skill, capital and judgment in producing their respective works. The granting of patent was objected as their works are identical. Decide.
12. A want to use a trade mark for jewellery applies registration of the word "BANGLE" for his jewellery. Is it proper ? Give reasons.

(2 × 10 = 20 marks)

Part III

Answer any two questions.

Each question carries 12½ marks.

13. Explain the significance and conditions for registration of a trade mark. Describe the procedure for registration of a trade mark.
14. Examine the different modes of transfer of patent rights.
15. What is meant by infringement of a copy right. Examine the provisions relating to the infringement in literary, dramatic and musical work with suitable illustrations.

(2 × 12½ = 25 marks)

**EIGHTH SEMESTER B.B.A., LL.B. DEGREE (REGULAR/SUPPLEMENTARY)
EXAMINATION, NOVEMBER 2021**

B.B.A., LL.B.

LAW OF LOCAL SELF GOVERNMENT

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part A

Answer any six questions.

Each question carries 5 marks.

1. Panchayt Raj institutions.
2. District planning committee.
3. Salient features of 73rd amendment.
4. Tax collection by local self government institutions.
5. Discuss the nature, scope and spirit of Art. 400 of the constitution of India.
6. Elaborate the legal structure of Local Government System.
7. What were the ideas of Gandhiji on responsibilities of village panchayat.
8. Comment on Ashok Mehata Committee.

(6 × 5 = 30 marks)

Part B

Answer any two questions.

Each question carries 10 marks.

1. Soman made an application to panchayat for issue of a license to start a fish hub in his own premises. He also submitted a sanitary certificate issued by health inspector. Panchayat did not give permission on the application made. After one month he started the fish hub and now Panchayat issues a stop memo. Advise Soman on further course of action.
2. An illegal conversion of wetland is being reported from Choornikkara Panchayat. Even after the issue of notice to the concerned parties the conversion continues unabatedly. Advise Panchayat on further course of action.

Turn over

3. The Zila parishad in the state of M.P. takes measures for destruction and detention of mad and stray dogs within its jurisdiction. This is being challenged by animal activists. Decide.

(2 × 10 = 20 marks)

Part C

Answer any two questions.

Each question carries 12½ marks.

1. Discuss the provisions relating to the role of Panchayat secretary under the Kerala Panchayat Raj Act, 1994. What are his powers and functions ?
2. Trace the evolution and history of Panchayat Raj system in India.
3. Elaborate on Panchayat Raj and Gandhiji's vision of village governance.

(2 × 12½ = 25 marks)

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**EIGHTH SEMESTER B.B.A./LL.B. DEGREE (REGULAR/SUPPLEMENTARY)
EXAMINATION, NOVEMBER 2021**

B.B.A./LL.B.

INTERPRETATION OF STATUTES AND PRINCIPLES OF LEGISLATION

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part A

Answer any six questions.

Each question carries 5 marks.

1. Explain the importance of marginal notes.
2. Write a note on preamble of a statute.
3. What is colorable legislation ?
4. Interpretation of penal legislation.
5. Explain conjunctive and disjunctive words.
6. What are external aids of interpretation ?
7. Explain mandatory and directory provisions.
8. Explain retrospective operation of a statute.

(6 × 5 = 30 marks)

Part B

Answer any two questions.

Each question carries 10 marks.

9. Section 66(1) of the Central provinces and Berar Municipalities Act, 1922 authorized the imposition of "a terminal tax on goods and animals imported into or exported from the limit of the municipality". The municipality want to levy the tax on goods in transit. Advise.
10. Section 4 of the Benami Transaction Act bars the suits to enforce any right in respect of any property held benamy or on behalf of the person claiming to be the real owner and no defence based on any right in respect of any property held to be the real owner. How far the above provisions applied under Retrospective Act ? State the grounds.

Turn over

11. Section 36(4) of the Industrial Disputes Act 1947, which provides that a party cannot be represented before the Labour Court, Tribunal or National Tribunal except with the consent of other parties. An advocate challenges the above provision as it is against the provisions of Section 30 of the Advocates Act which provide every advocate shall be entitled to practice before any tribunal. Decide
12. Section 16 (3)(a) (iii) of the Income Tax Act which permit the inclusion in computing the total Income of the husband , so much of the income of a wife as arises "from asset transferred to the wife otherwise than for adequate consideration" The authority assessed the income accrues to the wife from assets transferred to the wife prior to the marriage . Assessee objects. Decide.

(2 × 10 = 20 marks)

Part C

Answer any two questions.

Each question carries 12½ marks.

13. One of the accepted rules of interpretation is that when specific words are followed by general word or words, the interpretation of general word or words is made in the light of the preceding specific words. Explain.
14. Explain the mischief rule of interpretation with the help of decided cases.
15. What are the different parts of statute ? Explain with illustrations.

(2 × 12½ = 25 marks)

**EIGHTH SEMESTER B.B.A., LL.B. DEGREE (REGULAR/SUPPLEMENTARY)
EXAMINATION, NOVEMBER 2021**

B.B.A., LL.B.

LAW RELATING TO CHILD

(2011 Scheme) .

Time : Three Hours

Maximum : 75 Marks

Part A

*Answer any six questions.
Each question carries 5 marks.*

1. Explain "Juvenile in conflict with law".
2. Discuss the status and liability of a minor under Indian Contract Act
3. Explain " Illegitimate Child". Who is bound to provide maintenance to an illegitimate child ?
4. Write a note on Child Welfare Committee.
5. How a guardian can be appointed by a court ? Explain its basic principles
6. Explain the causes of Child Labour in India. Suggest measures for reducing child labour in India.
7. Explain "fit person", "fit facility" and "foster care" for the purpose of Juvenile Justice Act.
8. Adoption according to Juvenile Justice Act.

(6 × 5 = 30 marks)

Part B

*Answer any two questions.
Each question carries 10 marks.*

9. X, juvenile was arrested for the offence of theft under Indian Penal Code. The Police with out knowing his age proceeded the case. During trial stage, X took the plea for the benefit under the Juvenile Justice Act. Mean while he already completed the age of majority. Decide.
10. A marriage was contracted by the guardian of a minor child for the marriage of his daughter aged 16 years. B a third person approaches you to get proper advise in this matter for appropriate legal measure. How will you advise him.
11. X, an illegitimate child approaches you with the apprehension that his deceased father's property is going to be partitioned with out providing any thing to him. Advise him.
12. A foreign couple approaches you for getting advice for the conditions and stipulation for making an adoption according to the provisions of the Juvenile Justice Care and Protection Act. Advise.

(2 × 10 = 20 marks)

Turn over

Part C

*Answer any two questions.
Each question carries 12.5 marks.*

13. Examine the provisions relating to the procedure for the rehabilitation and social reintegration of the children under Juvenile Justice Care and Protection Act.
14. Critically evaluate the provisions for the protection of right of a child under various United Nations Conventions on the right of child.
15. Explain the various provisions under law for the guardianship and state how far the same guarantees protection to the right of child.
16. Discuss the salient features of The Child Labour (Prohibition and Regulation) Act.

(2 × 12.5 = 25 marks)

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