

(Please write your Exam Roll No.)

Exam Roll No.

END TERM EXAMINATION

FIFTH SEMESTER [LLB] DECEMBER 2023 – JANUARY 2024

Paper Code: LLB-301

Subject: Environmental Studies and
Environmental Laws

Time: 3 Hours

Maximum Marks: 75

Note: Attempt all questions from Part A & B as directed. Internal choice is indicated.

PART-A

- Q1 Write short notes on the following:- (5x5=25)
- Environment Pollution and emerging issues.
 - Land Pollution
 - Environmental Impact Assessment
 - Principle of Sustainable Development
 - Polluter Pays Principle

PART-B

UNIT-I

- Q2 "It is remarkable that India was the first country in the world to enshrine environmental protection as a state goal in its Constitution". Comment on the above statement with the help of constitutional provisions to protect environment. Is there any fundamental right to environment in India? (12.5)
- OR
- Q3 "Modern environmental law traces its roots back to the common-law Tort of nuisance". Explain the remedies available under Law of Torts with relevant decided case laws. (12.5)

UNIT-II

- Q4 State the composition of Central Board under the Water (Prevention and Control) Act, 1974. What are the powers and functions of the Central Board under the said Act? (12.5)
- OR
- Q5 What is Noise Pollution? Briefly discuss the Noise Pollution Control Order, 2000. (12.5)

UNIT-III

- Q6 What are the powers of the Central Government to protect and improve the environment under the Environment Protection Act, 1986? Do you think that the said Act is sufficient to tackle the environmental problems? (12.5)
- OR
- Q7 "Wildlife Protection Act, 1972 provides the statutory framework for protecting wild animal, plants and their habitats". Discuss the conservation strategies under the Wild Life Protection Act, 1972? (12.5)

UNIT-IV

- Q8 Briefly discuss Rio Declaration on Environment and Development, 1992 and its principles. (12.5)
- OR
- Q9 Discuss the jurisdiction of National Green Tribunal and critically examine its efficacy in adjudicating the environmental disputes. (12.5)

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END TERM EXAMINATION

FIFTH SEMESTER [LLB] DECEMBER 2023 – JANUARY 2024

Paper Code: LLB-303 Subject: Law of Evidence

Time: 3 Hours Maximum Marks: 75

Note: Attempt five questions in all including Q. No.1 which is compulsory. Select one question from each unit.

PART-A

- Q1 Write short notes on the following:- (5x5=25)
- (a) Best Evidence Rule
 - (b) Evidence of Last seen together
 - (c) Retracted confession
 - (d) Reverse burden of proof
 - (e) Impeachment of witness and cross examination

PART-B

UNIT-I

- Q2 (a) Discuss the relationship of logically relevant evidence and legally relevant evidence as per Indian Evidence Act, 1872. (6)
- (b) Z and Y are being prosecuted for the murder of X by a pistol and in the Court the prosecution proves that Z and Y had plotted to kill X. In defence, Z pleads that he is not guilty of murder of X as the fingerprints on the murder-weapon are only of Y. Decide the case giving reasons and relevancy of facts of Indian Evidence Act, 1872. (6.5)
- Q3 (a) What is the evidentiary value of test identification parade(TIP) ? Is it necessary to conduct TIP in every case? Discuss with the help relevant cases. (6)
- (b) P is tried for the murder of Q. Are the facts that P murder R, Q knew that P murdered R and Q had tried to extort the money from P by threatening to make his knowledge public, relevant? Decide with the help of reasons and cases. (6.5)

UNIT-II

- Q4 A confession may includes exculpatory and inculpatory statement. Can such a confessional statement be segregated so as to believe and disbelieve it in parts. Discuss with the help of relevant cases. (12.5)
- Q5 X an accused, stated before a police officer, "I murdered B with a knife. I, therefore, washed the knife and hid it beneath a hay stack where you will find it." How much of this information is admissible in evidence? Discuss with the help of relevant cases. (12.5)

UNIT-III

- Q6 (a) What is secondary evidence? Under what circumstances it can be given? Is uncertified copy of public document admissible if original has been destroyed? (6)
- (b) Differentiate between the cases of "May Presume and Shall Presume" in terms of degree of presumption with the help of cases/examples. (6.5)
- Q7 Write short notes on the following:-
- (a) Legal and evidentiary burden of proof (6.5)
 - (b) Privileged communications and its exceptions (6)

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LLB-303
P11

LLB-303
P2/2

UNIT-IV

- Q8 Who is hostile witness? What are the reasons to declare a witness as a hostile witness? What is evidentiary value of a hostile witness? Discuss with help of relevant provisions of existing law and cases. (12.5)
- Q9 Write short notes on the following:- (2x6.25=12.5)
- (a) Scope and purpose of examination in chief, cross examination and re-examination with examples/cases.
 - (b) Evidentiary value of information received through Narco-analysis test.

Student
Name
Signature

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END TERM EXAMINATION

FIFTH SEMESTER [LLB] DECEMBER 2023-JANUARY 2024

Paper Code: LLB-307

Subject: Code of Civil Procedure

Time: 3 Hours

Maximum Marks: 75

Note: Attempt five questions in all including Q.No.1 of Part A which is compulsory.
Select one question from each Unit of Part B.

Part A

- Q1 Write short notes on the following: (5X5=25)
- a) Precept
 - b) Foreign Judgement
 - c) Revision
 - d) Receiver
 - e) Interpleader Suit

Part B

UNIT- I

- Q2 Define the term Decree. Explain the types of Decree under Civil Procedure Code, 1908. Distinguish between Decree and Judgment. (12.5)
- Q3 Explain the concept of *Res Judicata*. Differentiate between *Res Judicata* and Constructive *Res Judicata*. Provide Relevant Case Laws. (12.5)

UNIT- II

- Q4 Discuss the essentials of Plaintiff. Explain the grounds of rejection of plaintiff with the help of suitable case laws. (12.5)
- Q5 Discuss the provision of appearance and non-appearance of the parties under Order IX of the Civil Procedure Code, 1908 with the help of relevant case laws. (12.5)

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LLB-307
P_{1/2}

UNIT- III

- Q6 Discuss the provisions regarding concept and types of Commissions under Order XXVI of the Civil Procedure Code, 1908. (12.5)
- Q7 Define Indigent Person. Explain the provision regarding suit by indigent persons under the Code of Civil Procedure, 1908. (12.5)

UNIT- IV

- Q8 "Once the judgment is signed and pronounced by the Court, it becomes *functus officio* and has no jurisdiction to alter it." Discuss. (12.5)
- Q9 Describe the procedure for filing an appeal from original decree. What are the differences between first appeal and second appeal? (12.5)

LLB-307
P_{2/2}

END TERM EXAMINATION

FIFTH SEMESTER [LLB] JANUARY 2024

Paper Code: LLB-309

Subject: Alternative Dispute Resolution (ADR)

Time: 3 Hours

Maximum Marks: 75

Note: Attempt all questions from Part A & B as directed. Internal choice is indicated.

PART-A

Q1 Write Note on:- (5x5=25)

- (a) Good Offices
- (b) Hybrid forms of ADR
- (c) Function Of National Legal Service Authority
- (d) Interim relief under the Arbitration and Conciliation Act, 1996
- (e) Doctrine of "Kompetenz-Kompetenz"

PART-B

UNIT-I

Q2 Write a detailed note on the process of implementation of Section 89 of the Code of Civil Procedure, 1908 with special reference to Afcons Infrastructure Ltd. v. Cherian Varkey Construction Co. (P) Ltd., 2010 AIR SCW 4983 regarding consent of the parties and stages of reference. (12.5)

OR

Q3 Discuss the procedure regarding cognizance of cases by the Lok Adalat. What is the status of the award passed by the Lok Adalat? Support your answer with the relevant legal provisions and case laws. (12.5)

UNIT-II

Q4 "Negotiation is a communication process used to put deals together or resolve conflicts". In the light of the statement explain negotiation, its types and different approaches. (12.5)

OR

Q5 What is mediation and its various types as per The Mediation Act, 2023. (12.5)

UNIT-III

Q6 Section 8 of the Arbitration and Conciliation Act, 1996, empowers a judicial authority to refer parties to arbitration, thereby honoring the parties' (pre-dispute) bargain. Elaborate the provision and cite relevant cases. (12.5)

OR

Q7 Discuss in detail the provisions under the arbitration Act 1996 in relating to appointment, power, role and function of conciliator. (12.5)

UNIT-IV

Q8 Define "Foreign Awards, and its relevance in New York Convention. State the conditions under which the recognition and enforcement of the foreign awards can be refused. (12.5)

OR

Q9 (a) What is the difference between the international commercial arbitration seated india and outside India? (6.25)
(b) Elaborate how 'seat' is Centre of Gravity in Arbitration. (6.25)

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END TERM EXAMINATION

FIFTH SEMESTER [LLB] JANUARY 2024

Paper Code: LLB305

Subject: Corporate Law

Time: 3 Hours

Maximum Marks: 75

Note: Attempt five questions in all including Q.No.1 of Part A which is compulsory. Select one question from each unit of Part B.

PART-A

- Q1 Write Short Notes on the following: (5x5=25)
- (a) Lifting of Corporate Veil
 - (b) Debentures and Its Kinds
 - (c) Kinds of Meeting
 - (d) *Foss v. Harbottle Rule*
 - (e) Merger and Acquisitions of Company

PART-B

UNIT-I

- Q2 What are the different types of Company as according to the Companies Act, 2013? (12.5)

OR

- Q3 Define Memorandum of Association of a company with its Clauses with suitable case laws. Discuss the doctrine of *ultra vires* with its effects and exceptions. (12.5)

UNIT-II

- Q4 What are the various kinds of Prospectus? Discuss the liabilities for misstatement in the prospectus. (12.5)

OR

- Q5 Explain various types of shares. What are the conditions to be fulfilled by a company proposing to issue 'sweat-equity' Shares? (12.5)

UNIT-III

- Q6 What is the legal position of a Director under the Companies Act, 2013? What are their duties and liabilities with relevant case laws? (12.5)

OR

- Q7 Explain the meaning and scope of the term 'Insider Trading'. Explain the guidelines issued by SEBI to curb insider trading? (12.5)

UNIT-IV

- Q8 Explain modes of winding up of Company. Enumerate various grounds for winding up under the Company Law. (12.5)

OR

- Q9 What is Social Corporate Responsibility? Discuss the provisions with respect to CSR in the Company Act 2013. (12.5)

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END TERM EXAMINATION

FIFTH SEMESTER (LLB) JANUARY-2024

Paper Code: LLB-513

Subject: Law of International Organisation

Time: 3 Hours

Maximum Marks :75

Note: Attempt all questions as directed. Internal choice is indicated.

Part A

- Q1 Write short notes on the followings: (5x5=25)
- a) Reasons of failure of League of Nations.
 - b) Importance of Legal Personality in International Law
 - c) Relations of International Organisation with Non Member states
 - d) International Court of Justice
 - e) Dispute Settlement Mechanism under WTO

Part B Unit I

- Q2 Elaborate on the nature and scope of International Organisation. What kinds of privileges they enjoy during course of their action under the International Law. (12.5)

OR

- Q3 Discuss the objectives and functions of International Labour Organisation. Discuss some of the ILO rules/standards which are widely adopted universally.

Unit II

- Q4 Analyse the advisory opinion of the Reparation for Injuries suffered during the course of providing services for international institutions. (12.5)

OR

- Q5 Discuss the role and responsibility of United Nation and its organs in resolving the international peace and security.

Unit III

- Q6 Discuss the role and responsibility of International Organisation with regards to members and non-members' state. (12.5)

OR

- Q7 Discuss the relationship between International Law and Municipal Law.

Unit IV

- Q8 What are the objects and function of World Trade Organisation? Discuss the salient features of WTO. (12.5)

OR

- Q9 Highlight the issue and challenges before the United Nation in maintain international peace and security.

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