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18/12/2023

LM(II)-Tort Law-1C

2023

TORT LAW

First Paper

(Group - C)

Full Marks : 80

The figures in the margin indicate full marks.

*Candidates are required to give their answers in their own words
as far as practicable.*

Answer *any four* questions.

1. "The English Law of Torts not only obtains in England but has been substantially adopted in the United States, Dominions of British Commonwealth of Nations and India."– Critically discuss the development of Law of Torts in different countries and its applicability in India. 20
2. "Our Supreme Court found that in modern times of Science and Technology, The Rule of Rylands V. Fletcher is not suitable to the needs. So the old Rule was replaced by The Rule of Absolute Liability."– Discuss. 20
3. "Nuisance is the wrong done to a man by unlawfully disturbing him in the enjoyment of his property or in some cases in the exercise of a common right."– In the light of the above statement, discuss different types of nuisance with decided case laws. 20
4. "Negligence as a tort is the branch of a legal duty to take care which results in damage, undesired by the defendant to the plaintiff."– In the light of the above statement, illustrate negligence with decided case laws. 20
5. Discuss the defences to an action for defamation in detail. 20
6. Discuss, in detail, the shifting of liability from tort laws to insurance laws. 20
7. Discuss the changes introduced by the Consumer Protection Act, 2019 and make a comparative analysis with the Consumer Protection Act, 1986. 20
8. Write short notes on (*any two*) of the following : 10×2
 - (a) Contributory Negligence
 - (b) Trespass-ab-initio
 - (c) Vicarious liability
 - (d) Consumer is king.

2023

CRIMINOLOGY

Second Paper

(Group - C)

Full Marks : 80

The figures in the margin indicate full marks.

*Candidates are required to give their answers in their own words
as far as practicable.*

Answer *any four* questions.

1. Discuss, in brief, the nature and scope of Criminology as a subject. Compare the legal and social definition of Crime. Discuss which definition is more suitable for the purpose of Criminology. 20
 2. Critically examine the contribution of Lombroso and other Positivists in the development of Criminological theories. 20
 3. What do you mean by Political Crime? Discuss organised crime and its preventive measures in India. What are the main characteristics of organised criminals? 20
 4. Elaborate the impact of economic conditions on Criminality. Explain the William A. Bonger's theory of Criminality. How his theory is criticised by the researchers like Prof. Cohen, Charles Goring and Gabriel Tarde? 20
 5. "Every saint has a past and every sinner a future, and the technology of rehabilitation is the key to the manifestation of divinity already in man."- (Justice V. R. Krishna Iyer).
In the light of the above statement, explain the development of Radical Criminology in Indian context. 20
 6. What do you mean by 'Victim' and 'Victimology'? Explain Restorative Justice and its main purpose. How does restorative justice help victims? 20
 7. Explain briefly the problems and issues of cross-border trafficking of women and children in the SAARC countries and the nature of regional co-operation in combating this problem. Give your own suggestions to tackle this issue. 20
 8. Write short notes on (*any two*) : 10×2
 - (a) Deviance
 - (b) Differential Association
 - (c) Crime and Morality
 - (d) White-Collar Crime in India.
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22/12/2023

LM(II)-Penology-III C

2023

PENOLOGY

Third Paper

(Group - C)

Full Marks : 80

The figures in the margin indicate full marks.

*Candidates are required to give their answers in their own words
as far as practicable.*

Answer *any four* questions.

1. "Offenders today may be the subject of various theories of punishment."— Explain. What according to you constitutes the most acceptable theory of punishment? 10+10
 2. Discuss the principal types of sentences under the Indian Penal Code, 1860. Do you think that any reform is required in this regard?—If so, give reasons. 10+10
 3. "The United Nations has devised comprehensive guidelines on Juvenile Justice."— Critically analyse the statement. Define and enunciate the salient features of the term 'Delinquency'. 10+10
 4. "Prison as the institution of correction"— Discuss critically. 20
 5. Critically examine the Parole System in India. Is there any difference between Parole and Furlough? 12+8
 6. "The Probation of Offenders Act, 1958 is a discourse on the discretionary powers of the Court and judges to grant probation."— Discuss critically. 20
 7. "Open Prison System is a part of Jail Reforms in India."— Critically analyse. 20
 8. Write short notes on *any two* of the following : 10×2
 - (a) Capital punishment
 - (b) Rights of Prisoners
 - (c) Transnational crime
 - (d) Essentials of an Ideal Penal System.
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26/12/2023

LM(II)-Principles of Criminal Law-IV C

2023

PRINCIPLES OF CRIMINAL LAW

Fourth Paper

(Group - C)

Full Marks : 80

The figures in the margin indicate full marks.

*Candidates are required to give their answers in their own words
as far as practicable.*

Answer *any four* questions.

1. Explain the essentials of 'Crime'. Discuss briefly the origin and development of Criminal Law in India. 20
 2. Section 96 of I.P.C. states the general proposition, that "nothing is an offence which is done in the exercise of the right of Private Defence". However, the right is not absolute and subject to restrictions.— Critically examine the above statement with special reference to the right of Private Defence against the 'Body' and 'Property'. 20
 3. Write a detailed note on various Provisions of Punishment under Indian Penal Code. 20
 4. Discuss the law relating to 'Offences against State' with the help of leading case laws. 20
 5. What is 'Constructive Liability'? Discuss the object of inducting Provisions of 'Constructive Liability' under Indian Penal Code, 1860. To what extent it is helpful to the prosecution for convicting criminals? Explain with Supreme Court cases. 20
 6. Write a critical note on 'Criminal Conspiracy' with landmark case laws. 20
 7. Write an essay on offences against woman in India with special reference to 'Sexual Harassment'. 20
 8. Write short notes on *any two* of the following : 10×2
 - (a) Defamation
 - (b) Administration of Criminal Justice System in India
 - (c) Stages of crime
 - (d) Doctrine of 'Mens Rea'.
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