

2024

HUMAN RIGHTS LAW AND PRACTICE

Paper : P - I

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 five* questions.

1. (a) Define the term 'Human Rights'.
(b) What are the instruments that constitute the International Bill of Rights? 4+12
2. (a) Explain the relationship between 'Human Rights' and 'Fundamental Rights' under the constitution of India.
(b) Write a note on 'Human Rights of Women'. 12+4
3. Examine the role of the Indian Judiciary in the protection and promotion of human rights in India. 16
4. Discuss the power and function of NHRC as laid down in the Protection of Human Rights Act, 1993. 16
5. Discuss about various rights recognized under the International Convention on the Rights of the Child, 1989. 16
6. (a) Discuss the scope and ambit of the Protection of Human Rights Act of 1993.
(b) Discuss its important features relating to the protection of women. 10+6
7. (a) Discuss the salient features of Universal Declaration of Human Rights.
(b) Examine the binding effect of the Declaration on domestic system of Laws. 8+8
8. Explain the meaning of the expression— Article 21 of the Indian Constitution does not merely speak of life but a life worth living with all its essential facets. 16
9. Compare and contrast between the 'Fundamental Rights' under the constitution of India and 'Human Right Covenant'. 16

Please Turn Over

10. Write short notes on *any two* of the following :

- (a) Public Interest Litigation
 - (b) Civil and Political Rights
 - (c) Human Rights and Environment Protection
 - (d) Human Rights Courts.
-

2024

**INTERPRETATION OF STATUTES AND
PRINCIPLES OF LEGISLATIONS**

Paper : P - II

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.*

Group - A

Answer **any three** questions.

1. What do you understand by the term 'Interpretation of Statutes'? Explain the 'Literal or Grammatical Rule of Interpretation' with relevant cases. 4+12
2. (a) Discuss the 'Golden Rule of Interpretation' with relevant cases. 8+8
(b) Discuss the rule of Interpretation of Penal Statutes.
3. (a) Discuss the Rule of 'Harmonious Construction of Statutes'. 8+8
(b) Discuss the 'External Aids' to Construction of Statutes. 8+8
4. Explain (**any two**) : 8+8
 - (a) Rule of Eiusdem Generis
 - (b) Statute to be read as a whole
 - (c) Noscitur a Sociis
 - (d) Reddendo Singula Singulis.
5. Discuss the Mischief Rule and state the reason why it is often termed as 'Heydon's Rule'. 16
6. Discuss, in brief, the different rules of interpretation of Constitution with relevant Cases. 16

Group - B

Answer **any one** question.

7. (a) Discuss the object of General Clauses Act, 1897. 8+8
(b) What is the effect of repeal of an enactment?

Please Turn Over

8. Write short notes on (*any four*) :

- (a) Affidavit
- (b) Immovable Property
- (c) Document
- (d) Offence
- (e) Service of post
- (f) Enactment.

Group - C

Answer *any one* question.

9. Discuss the nature and scope of legislation.

16

10. Explain, in brief, the principles of 'Individualism' and 'Utilitarianism'.

16

2024

ENVIRONMENTAL LAW

Paper : P-III

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 five* questions.

1. (a) Briefly explain the doctrine of 'Sustainable Development'.
(b) Write a note on 'Rio-Declaration'. 4+12
2. 'The Judicial grammar of interpretation has broadened the scope and ambit of Act. 21 and now it includes 'Right to live in healthy environment' under 'Right to Site'— Discuss. 16
3. (a) Briefly discuss the emergency measures that the State Board may take into mitigate air pollution under the Air (Prevention and Control of Pollution) Act, 1981.
(b) Discuss the significance of the 'Taz Trapezium' case as decided by the Apex Court in the area of the Air Pollution. 8+8
4. (a) Discuss briefly the Environmental Policy in India and its efficacy in present context.
(b) Discuss the importance of the 'Kyoto Protocol' and state its important provisions. 8+8
5. (a) Discuss briefly 'Precautionary Principle'.
(b) Write a brief note on 'Noise Pollution'.
(c) What do you mean by the term 'Pollutant'? 6+6+4
6. (a) Discuss the purpose and object of enacting the Environment (Protection) Act, 1986.
(b) Write a brief note on 'Public Liability Insurance Act, 1991'. 6+10
7. (a) State the Composition of the Central Pollution Control Board under the Water (Prevention and Control of Pollution) Act, 1974.
(b) What are the essential qualifications to be a member of the Pollution Control Board as laid down in the Water (Prevention and Control of Pollution) Act, 1974? 10+6
8. (a) What is a 'Sanctuary'? What restrictions have been placed on the entry in a Sanctuary?
(b) Write a note on 'Silence Zone'. (4+6)+6

Please Turn Over

3

9. (a) Write a brief note on 'Public Trust Doctrine'.
(b) Trace the relationship between the 'Public Nuisance' and 'Environmental Pollution' with special reference to various court decisions. 6+10
10. Write short notes on *any four* of the following : 4x4
- (a) Reserve Forest
 - (b) Natural Resources
 - (c) Global Warming
 - (d) Environmental Impact Assessment
 - (e) Hazardous Substances
 - (f) Environmental Ethics.
-

2024

LABOUR AND INDUSTRIAL LAWS – I

Paper : P-IV

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 five* questions.

1. Discuss the duties and functions of the Inspector under the Factories Act, 1948. 16
2. Explain the various measures regarding the protection of the health of workers under the Factories Act, 1948. 16
3. (a) Define the term 'Factory' under the Factories Act, 1948.
(b) Discuss the general duties of Occupier of a factory. 6+10
4. (a) Define the term 'Employer' and 'Wages' under the Minimum Wages Act, 1948.
(b) Discuss the procedure to be followed fixing the minimum rate of wages in an industry. 10+6
5. (a) Explain 'Fair Wages' and 'Living Wages' under the Minimum Wages Act, 1948.
(b) Who will be appointed as an 'Inspector' under the Minimum Wages Act, 1948? 8+8
6. Discuss the liability of the Employer to pay compensation under the Workmen's Compensation Act, 1923. 16
7. Discuss the rights of a workman in respect compensation for personal injury caused to him in an accident arisen out in the course of employment. 16
8. Discuss the Constitution of the Corporation under the Employee's States Insurance Act, 1948. What types of establishment come within the purview of the above Act? 16
9. Explain the following terms under the Employee's State Insurance Act, 1948 : 4×4
 - (a) Wages
 - (b) Standing Committee
 - (c) Employee
 - (d) Disablement.
10. Discuss in brief the salient features of the Fatal Accident Act, 1885. 16

2024

LAW OF TRADE MARK AND DESIGN — HONOURS

Paper : P-I

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 the concept of Trade Marks and its functions. What is the object of Trade Marks Law? 20
 2. How the law relating to Registration of Trade Marks is governed in India? Discuss the procedure and effects of Registration of Trade Marks under the Trade Marks Act, 1999. 20
 3. Explain the prevalent legal provisions relating to the rights and liabilities of the proprietors of the Registered Trade Marks and Unregistered Trade Marks in India. 20
 4. Discuss the current laws regarding infringement of Trade Marks and also discuss the available remedies. 20
 5. (a) Explain the legal provisions relating to Licensing of Trade Mark.
(b) What are the legal provisions regarding Assignment and Transfer of Trade Marks? 10+10
 6. Discuss the concept and subject matter of Industrial Design. What are the essential ingredients of Industrial Design in the matter of Novelty and Originality in India? 20
 7. Elaborately discuss the legal provisions of Registration of Industrial Design and Infringement of Design and the remedies. 20
 8. Write short notes on (*any four*) : 5×4
 - (a) Domain Name
 - (b) Deceptive Similarity
 - (c) Certification of Trade Marks
 - (d) Collective Trade Mark
 - (e) Service Marks
 - (f) Infringement of design.
-

2024

INSURANCE LAW — HONOURS

Paper : P-II

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. (a) Discuss the nature and characteristics of a contract of Insurance. 10+10
(b) Explain the capacity of parties to enter into contract of insurance. 10+10
 2. Explain subrogation. How the concept of subrogation helps in ensuring indemnity? 10+10
 3. Discuss the salient features of the Public Liability Insurance Act, 1991 along with judicial pronouncements. 20
 4. (a) What are the characteristics of a Life Insurance Policy? 10+10
(b) Discuss the process of nomination of a Life Insurance Policy. 10+10
 5. Discuss the nature and scope of Marine Insurance in the light of the Marine Insurance Act, 1963. 20
 6. (a) Explain the general conditions in a standard fire policy. 10+10
(b) Discuss the concept of proximate cause in fire insurance. 10+10
 7. Explain the evolution of the law of insurance in India with special reference to nationalization and privatization process. 20
 8. Write notes on *any two* of the following : 10×2
 - (a) Concept of Risk in Insurance
 - (b) Third Party Risk in Motor Insurance
 - (c) Warranties under Marine Insurance
 - (d) Principle of Good Faith.
-