

[66]

No. of pages: 1

**SARDAR PATEL UNIVERSITY**  
LLM (CBCS) SEMESTER-I Examination  
THURSDAY:9.11.2017  
Time: 10 am to 1 pm  
Course Code:PL01CBLW01

Indian Constitutional Law: The new challenges-1

Total Marks: 70

- Note:**
- 1: Right side to the question indicates full marks
  - 2 Answer should be supported with the case laws

Q.1. Discuss about allocation and distribution of resources and distribution of grants in-aid. Discuss the judgments delivered by Hon'ble Supreme Court of India on this issue. (17)

**OR**

Q.1. Explain the following: (17)

- A) Creation of New States
- B) Federalism

Q.2 Explain the following in detail: (18)

- A) Democratic Process
- B) Electoral Reforms

**OR**

Q.2. Explain the following in detail: (18)

- A) Coalition Government
- B) Grass root democracy

Q.3. Discuss the impact of privatization and it's affirmative action on Right to Equality. (17)

**OR**

Q.3. Discuss in detail about the provision incorporated in the Constitution for empowerment of women. Whether measures taken by legislatures have archived the goal of women empowerment in India? (17)

Q.4. Write notes the following: (18)

- a) Election commission
- b) Tribal areas and scheduled areas

**OR**

Q.4. Explain the following: (18)

- A) Freedom of speech and right to broadcast and telecast
- B) Right to strikes, Hartal and Bandh

— α —

[54]

No. of printed pages: 2

**SARDAR PATEL UNIVERSITY**  
**L.L.M. (I Semester) (Old) Examination**  
**Tuesday, 07<sup>th</sup> November 2017**  
**10.00 am – 1.00 pm**

**PL01CBLW02 : Law and Social Transformation (Business law Group) in India**

**Total Marks : 70**

Q.1 What is The meaning of Law? Explain in detail the Law as an Instrument of social changes.

Or

Q.1 "The ultimate aim of the Law is to change the society Peacefully but traditions and culture Create hindrance to it " Explain this statement in detail.

Q.2 What is the meaning of secularism? State the Constitutional provisions of secularism.

Or

Q.2 " Religion as a divisible factor " Explain this Statement .

Q.3 Explain detail the Constitutional provisions of linguistic minority.

Or

Q.3 Languages is a divisible factor or ont? Explain this statement in detail.

Q.4 Explain the portative Reservation under constitution

Or

(P.T.O)

(1)

Q.4 Explain the "Mamdal Commission Case"

Q.5 Write short notes (any Two)

1. Discrimination on the ground of Geography is reasonable.
2. Equality in matter of employment.
3. Suggestions for alternative of reservation.
4. Language to be used in parliament and legislature.

-X-

②

(53,55,56 & 57)

SEAT No. \_\_\_\_\_

No. of Printed Pages : 1

**SARDAR PATEL UNIVERSITY**

LLM (CBCS) SEMESTER-I Examination

Tuesday: 7.11.2017

Time: 10 am to 1 pm

Course Code: PL01CLBL21, PL01CLCR21, PL01CLCL21, PL01CLHR21

Indian Constitutional Law: The new challenges-1

Total Marks: 70

- Note:**
- 1: Right side to the question indicates full marks
  - 2: Answer should be supported with the case laws

Q.1. Discuss about allocation and distribution of resources and distribution of grants in-aid. Discuss the judgments delivered by Hon'ble Supreme Court of India on this issue. (17)

**OR**

Q.1. Discuss the provisions relating to power of the President of India to proclaim emergency invoking Article 356 of the Constitution of India. Explain the various observations of Hon'ble Supreme Court made in S.R.Bomma case holding that power under this article is conditional and it is not immune from judicial review. (17)

Q.2 Explain the following in detail: (18)

- A) Nexus of Politics with criminals;
- B) Coalition Government and its durability, stability and corrupt practice;

**OR**

Q.2. Explain the following in detail: (18)

- A) Doctrine of severability
- B) Grass root democracy

Q.3. Explain about the recommendations of Mandal Commission. What were the various methods and techniques adopted by Mandal Commission for collecting data and evidences? Also discuss about Supreme Court's declaration that recommendation of Mandal Commission did not curtail concept of equality. (17)

**OR**

Q.3. Freedom of speech and expression is called as forth pillar of democratic organization. Explain with reference to case laws which throw light on this concept. (17)

Q.4. Write notes the following: (18)

- a) Human trafficking and mercy killing
- b) Natural Justice and due process

**OR**

Q.4. Explain the following: (18)

- A) Election Commission
- B) Right to strikes, hartal and bandh

(65, 67, 68 & 69)

No. of printed pages : 01

**SARDAR PATEL UNIVERSITY**  
**LL. M. (CBCS) SEMESTER - I EXAMINATION**  
**2017**

**Thursday 9<sup>th</sup> November**

**10.00 a.m. to 01.00 p.m.**

**PL01CLBL22 PL01CLHR22**

**PL01CLCR22 PL01CLCL22**

**LAW & SOCIAL TRANSFORMATION IN INDIA**

Total Marks : 70

- Note: (1) All questions carry equal marks.  
(2) Cite leading cases in support of your answer.

Q.1. It is generally presumed that the law is the mirror of the society, but in India, law is being used on a large scale as an instrument to change the society. Is it feasible? Discuss and illustrate by suitable examples.

OR

Q.1. 'If child and labour are jointly used, then it is the greatest manmade disaster on the earth and has long term adverse effect on human beings'. Comment. Also elaborate the role of Judiciary in solving the problem of child labour.

Q.2. "The words 'fraternity assuring the dignity of the individual' cannot be applied in its spirit unless the backward classes are brought up to the level of rest of the community and given a share in the administrative apparatus through the mechanism of constitution." - Supreme Court of India. In view of this discuss judicial trend in India regarding reservation.

OR

Q.2. Critically examine the Constitutional guarantees to linguistic minorities in India.

Q.3. Expound 'Regionalism'. Critically evaluate the notion of 'Son of the Soil' in the matters of Employment.

OR

Q.3. Discuss the role of personal laws in the social transformation. What are the latest emerging judicial trends in this context?

Q.4. Introduction of plea-bargaining in the criminal justice system is a step towards reforming procedural law. Discuss.

OR

Q.4. Comment on the socialistic approach to law and justice in India. How far the socialistic ideology has influenced the framing of the directive Principles of the State Policy in the Indian constitution?

Q.5. Write detailed notes on Any Two of the following:  
[a] Right to property in the Constitution with reference to socialist thought.  
[b] Emerging concept of Gram Nyayalaya.  
[c] Contemporary relevance of 'Sarvodaya' in India.  
[d] Relevance of ADR in the growth of Law

— x —  
①

[60]

SARDAR PATEL UNIVERSITY  
 LL.M.(CBCS) FIRST SEMESTER (OLD COURSE) EXAMINATION  
 2017  
 SATURDAY, 11<sup>TH</sup> -NOVEMBER  
 10-00 A.M.TO 01-00 P.M.  
 LAW OF INDUSTRIAL & INTELLECTUAL PROPERTY -I  
 PLOIEBLW01

TOTAL MARKS: 70

NOTE-

- 1- FIGURES TO THE RIGHT INDICATE FULL MARKS OF THE QUESTIONS.
- 2- CITE LEADING CASE IN SUPPORT OF YOUR QUESTIONS.
- 3- DO NOT CHANGE THE QUESTION NUMBER.

- Q-1 Explain in detail the relevancy of Trade mark and consumer protection as per the UNCTAD REPORT. (14)
- OR
- Q-1 Explain the concept and kinds of Intellectual Property and examine the development of Intellectual Property Rights in International Perspective. (14)
- Q-2 Explain the legal regime related to Unfair Trade Practices and Industrial Property. (14)
- OR
- Q-2 Discuss problems of copyright in respect of Computer Software. Whether remedies available are adequate? Analyse. (14)
- Q-3 State and explain the need of law reforms in Patent over new forms of life in relation with TRIPs Obligation. (14)
- OR
- Q-3 Discuss the regulation of environment and health hazards in biotechnology Patents. (14)
- Q-4 Examination the difference in resources for Patent Examination between developed and developing Societies. (14)
- OR
- Q-4 Discuss: (14)
- a. European Patent Treaty
  - b. Patent Co-operation Treaty
- Q-5 Discuss the meaning of 'Passing Off' and when it amounts to infringement of Intellectual Property Right? What are the evidentiary problems faced by a person in a suit for action of Passing Off? Elucidate. (14)
- OR
- Q-5 Expound the need and scope of law reforms with reference to special problems of proof of infringement of patent process. (14)

(27)

SEAT No. \_\_\_\_\_

NO OF PRINTED PAGES-01

**SARDAR PATEL UNIVERSITY**  
**LL.M. (C.B.C.S.) FIRST SEMESTER EXAMINATION**

**2017**

**TUESDAY, 14<sup>TH</sup> -NOVEMBER**

**10-00 A.M.TO 01-00 P.M.**

**BANKING LAW-1**

**PL01EBLW02**

**TOTAL MARKS: 70**

**NOTE-**

- 1- FIGURES TO THE RIGHT INDICATE FULL MARKS OF THE QUESTIONS.
- 2- CITE LEADING CASE IN SUPPORT OF YOUR QUESTIONS.
- 3- DO NOT CHANGE THE QUESTION NUMBER.

Q-1 Discuss the origin of evolution and development of banking in India. Examine the different kinds of banks and their functions. (14)

OR

Q-1 Write in detail :- (14)

A- Growth and legal issues of multi functional banks

B- Difference between specialised financial institutions and non-financial institutions with illustrations.

Q-2 Examine the general and legal contract between banker and customer with their rights and duties. (14)

OR

Q-2 Critically examine the control by governments on managements, suspension and winding up with case law. (14)

Q-3 Discuss the nationalisation of banks with special reference to constitutional provisions .Cite leading cases. Express our opinions in favour and in against the Nationalisation of banks. (14)

OR

Q-3 Discuss in detail under social control over banking :- (14)

A- protection of depositors

B- promotion of under privileged classes

Q-4 Write any two short notes:- (14)

A- Objectives and reasons of the Deposit Insurance Corporation Act

B- Establishment of capital of Deposit Insurance Corporation

C- Liability of Deposit Insurance Corporation to depositor

D- Relation between insured banks, Deposit Insurance Corporation and Reserve Bank of India

Q-5 Discuss the powers, functions and role of Reserve Bank of India for encouraging steps regarding banking sector. (14)

OR

Q-5 Explain how Reserve Bank of India exercises control over banks and other financial institutions under The Reserve Bank of India Act? (14)

— X —  
(14)

**SARDAR PATEL UNIVERSITY**

LL.M (CBCS) (SEMESTER: I) EXAMINATION

THURSDAY: 16<sup>th</sup> NOVEMBER 2017.

TIME: 10:00 AM TO 01:00 PM

[ PL01EBLW03 ]

**SUBJECT: INSURANCE LAW-I***Note: Figures to the right side Indication full marks**Total-70*

- (1) "Good faith lies at the root of the insurance contract". Discuss the principle with special reference to insurance contract. [14]

OR

Explain in details essential ingredients of insurance contract?

- (2) Discuss "lack of insurable interest the insurance contract is the simply gambling transaction." [14]

OR

Discuss the constitutional provisions relating to insurance law or contract.

- (3) **Explain:** [14]

- (1) Effect of war upon policies.  
(2) Commencement and duration of risk of insurance.

OR

**Explain:**

- (2) Contributory negligence's.  
(3) Compensation and liability Insurance.

- (4) Discuss the provision relating to personal injury (compensation Insurance) Act-1963. [14]

OR

**Explain**

- (1) Nature of Fire Insurance.  
(2) Agricultural Insurance.

- (5) Narrate in detail the benevolent regarding compulsory Insurance of motor vehicles against third party risks of contained in motor vehicle Act-1988 with special reference to recent pronouncement of the supreme court in this regard. [14]

OR

- (1) Public liability insurance – legal liability.  
(2) Claim tribunal constitutional function and procedure of compensation.



**SARDAR PATEL UNIVERSITY**

LL.M (CBCS) (SEMESTER: I) EXAMINATION

THURSDAY: 16<sup>th</sup> NOVEMBER 2017.

TIME: 10:00 AM TO 01:00 PM

CODE: [PL0IEBLW04]

SUBJECT: RESEARCH METHODOLOGY. I

*Note: Figures to the right side Indication full marks.***Total-70**

- (1) Explain in methods of Socio-Legal Research. Describe the key steps involved in Socio-Legal-Research. (14)

**OR**

- (1) Discuss in detail the Doctrinal, non Doctrinal and Empirical methods of research and distinguish them.

- (2) Discuss the various factors responsible for formulation of research problem. (14)

**OR**

- (2) Discuss with illustrations the primary and secondary sources as sources of data collection.

- (3) Discuss profoundly the pros and cons of Inductive and deactivative methods of research with illustrations. (14)

**OR**

- (3) Discuss in detail the case study method of research.

- (4) Discuss study of Judicial behaviors as an important area of Legal Research. (14)

**OR**

- (4) Explain foreign decisions as a tool of legal Research.

- (5) Discuss in details the criteria for identification of research problem. (14)

**OR**

- (5) Explain: (1) Juristic writings.  
(2) Research Report.

————— X —————

SC

(61)

No. of Printed Pages : 2

Sardar Patel University  
L.L.M Sem : 1 (CBCS) SEM  
Paper No : PL01ELBL21

SUB : Law of Industrial and Intellectual Property - 1

Date - 11/11/2017

Time : 3 Hours, Time: 10:00 AM to 01:00 PM

Total 70 Marks

- Q.1 Explain the term " Intellectual property " Discuss various types of Intellectual property Discuss its role and Importance in the economic development of the countries. (14)
- Or
- Q.1 Discuss the issues of developed and developing countries under the TRIPS. (14)
- Q.2 Explain the Industrial importance of Trade Mark and Trade names. what marks are registrable and what are not? How will Law related Trade Mark Prove helpful in the protection of Rights of consumer? Explain (14)
- Or
- Q.2 Explain (1)UNICTAD Report on International Patent System. (14)  
(2)Trade Mark & Consumer Protection.
- Q.3 Explain the distinction between Unfair Trade Practice and IPR Laws. Do, you agree that they are controversial to each other? How? (14)
- Or
- Q.3 Discuss in brief the different methods of Protecting the Intellectual property Right under Indian Law. (14)
- Q.4 Discuss what are the special Problem of the status of Computer software in copyright and patent Law. (14)
- Or

(P.T.O)

(1)

Q.4 Explain

(1) WIPRO

(2) Patent and patent Co-operation Treaty (PCT)

(14)

Q.5 Explain

(1) What are the sui generics Protection for Plant varieties?

(2) Interrelationship between World Trade Origination and IPR

Or

Q.5 Discuss The nature and kinds of Biotechnology patent, focus on the Indian Law in relation to Biotechnology patent.

→ X →

(2)

(28)

SEAT No. \_\_\_\_\_

Roll No. \_\_\_\_\_

SC

1

## SARDAR PATEL UNIVERSITY

LL.M (CBCS) (SEMESTER: I) EXAMINATION

TUESDAY: 14<sup>th</sup> NOVEMBER 2017.

TIME: 10:00 AM TO 01:00 PM

CODE: [PL0IELBL22]

SUBJECT: BANKING LAW-I

*Note: Figures to the right side Indication full marks.*

**Total-70**

- (1) Discuss the history and development of banking system in India. (14)

**OR**

- (1) Define Bank, Banker's and deferent kinds of Bank & their functions.

- (2) Discuss the growth and legal issues relating to multifunctional Bank Indian Banking system. (14)

**OR**

- (2) Explain the powers, Traditional & non Traditional & Developing functions of reserve Bank of India.

- (3) Explain the statutory control of Reserve Bank of India about reconstruction and reorganization. (14)

**OR**

- (3) Discuss the statutory provisions with regard to winding up of Banking Companies.

- (4) Explain: (1) Special classes of customers of Banking Companies. (14)  
(2) Credit Policy.

**OR**

- (4) Explain the effect & achievements of the National Bank.

- (5) **Explain: (Any Two)** (14)  
(1) Protecting of depositors.  
(2) Multifunctional Bank.  
(3) Electronic Banking Service.  
(4) Banking as a service under consumer protecting Act.

— X —  
(1)

**(33) SARDAR PATEL UNIVERSITY**  
**LL.M. (C.B.C.S.) FIRST SEMESTER EXAMINATION**  
**2017**  
**THURSDAY, 16<sup>TH</sup> -NOVEMBER**  
**10-00 A.M.TO 01-00 P.M.**  
**CORPORATE FINANCE-1**  
**PL01ELBL23**

TOTAL MARKS: 70

**NOTE-**

- 1- FIGURES TO THE RIGHT INDICATE FULL MARKS OF THE QUESTIONS.
- 2- CITE LEADING CASE IN SUPPORT OF YOUR QUESTIONS.
- 3- DO NOT CHANGE THE QUESTION NUMBER.

**Q-1** What do you mean by corporate finance? State the importance, scope and principles of corporate finance. (14)

OR

**Q-1** Discuss in detail:- (14)

A- The concept of external sources of capital to an ongoing corporation

B- Distinguish between over capitalisation and under capitalisation

**Q-2** Explain In detail provisions regarding corporate finance with respect to constitutional provisions. (14)

OR

**Q-2** Critically evaluate the objectives of corporate finance with reference to profit maximisation and wealth maximisation. (14)

**Q-3** Discuss the various types of preference shares to be issued by a company. Explain the rights of preference share holder. (14)

OR

**Q-3** Explain in detail:- (14)

A- Prospectus of a company

B- Re-organisation and transmission of share

**Q-4** "Debentures is an acknowledgement of debt", Justify this statement with respect to debt finance. (14)

OR

**Q-4** Discuss the meaning and kinds of debenture. Describe the distinction between share and debenture. (14)

**Q-5** Critically examine the fixed and floating charge with reference to leading cases. Examine the statutory restriction on floating charge. How a floating charge converted into fix charge? (14)

OR

**Q-5** Write short notes on :- (14)

A- Distinction between floating and fix charge

B- Convertible debenture.

— X —

(63)

SEAT No. \_\_\_\_\_

SC

NO OF PRINTED PAGES-01

**SARDAR PATEL UNIVERSITY**  
**LL.M. FIRST SEMESTER EXAMINATION**  
**2017**  
**SATURDAY, 11<sup>TH</sup> -NOVEMBER**  
**10-00 A.M. TO 01-00 P.M.**  
**MASS MEDIA LAW-1**  
**PL01ELCL21**

TOTAL MARKS: 70

**NOTE-**

- 1- FIGURES TO THE RIGHT INDICATE FULL MARKS OF THE QUESTIONS.
- 2- CITE LEADING CASE IN SUPPORT OF YOUR QUESTIONS.
- 3- DO NOT CHANGE THE QUESTION NUMBER.

- Q-1** What is meant by mass media? Give a brief account of ownership patterns of print media in India. (14)
- OR**
- Q-1** Critically examine the concept of government control on mass media such as radio, television and electronic media. (14)
- Q-2** "The visual media are bound to have a much greater impact on human mind, but while these media have a potential value as means of education and also susceptible to destructive nature" comment. (14)
- OR**
- Q-2** Explain the difference between visual and non visual media with illustration. (14)
- Q-3** Elucidate in detail commercial advertisement under Art-19-1(A) of the constitution with leading case law. (14)
- OR**
- Q-3** Critically examine the law of defamation and sedition with case law. (14)
- Q-4** Discuss the government control on freedom of press with reference to freedom of speech and expression. (14)
- OR**
- Q-4** Write the object and nature of Restrictive Trade Practices Act. (14)
- Q-5** Write the principles laid down by the apex court in K.A. Abbas case (14)
- OR**
- Q-5** Critically examine the working of censor board for censorship of films. (14)

— ✕ —  
(4)

(30)

SEAT No. \_\_\_\_\_

No. of Printed Pages : 1

Sardar Patel University

L.L.M (CBCS) 1<sup>ST</sup> SEM. EXAMINATION 2017

Paper No : PL01ELCL22

SUB : Human Rights -1

14 November, 2017, Tuesday

Time : 3 Hours, 10.00 AM TO 01 PM

Total 70 Marks

- Q.1 What is the meaning of Human Rights ? State The Provisions of Universal Declaration of Human Rights. (14)
- Or
- Q.1 Awareness of Human Rights during the nationalist movement: Discuss in details. (14)
- Q.2 Discuss in detail the Interaction between Fundamental Rights and Directive Principles. (14)
- Or
- Q.2 Explain in details the dichotomy of fundamental rights and directive principles. (14)
- Q.3 Discuss the judicial attitudes pertaining of torture and cruel treatment. (14)
- Or
- Q.3 What is the meaning of minorities? What is the scope of protection to woman and their basic Rights. (14)
- Q.4 State the U N Declaration on Right to Development 1987 (14)
- Or
- Q.4 Discuss the Role of International NGOs. (14)
- Q.5 Write short notes (any two) (14)
1. Amnesty International.
  2. Minority Rights Groups.
  3. International Bar Association.
  4. Law Reforms - Proposal and pending.

— ✕ —  
(1)

SEAT No. \_\_\_\_\_

NO OF PRINTED PAGES-01

[35]

SARDAR PATEL UNIVERSITY  
LL.M. CBCS FIRST SEMESTER (NEW COURSE) EXAMINATION  
2017  
THURSDAY, 16<sup>TH</sup> -NOVEMBER  
10-00 A.M.TO 01-00 P.M.  
CONSTUTIONALISM: PLUARLISM & FEDERALISM  
PL01ELCL23

TOTAL MARKS: 70

NOTE-

- 1- FIGURES TO THE RIGHT INDICATE FULL MARKS OF THE QUESTIONS.
- 2- CITE LEADING CASE IN SUPPORT OF YOUR QUESTIONS.
- 3- DO NOT CHANGE THE QUESTION NUMBER.

- Q-1 Discuss 'Constitution spring from a belief in limited government' and advantages and impediments in the implementation of doctrine of separation of powers under the Indian Constitution. (14)
- OR
- Q-1 Rule of Law means some higher kind of law which is reasonable and non-discriminatory". Discuss this statement with relevant case laws. (14)
- Q-2 Discuss the concept of Federal Government and difference between confederation and federation. (14)
- OR
- Q-2 Discuss the observation with respect to pattern of federal government in USA, Australia, Canada and India. (14)
- Q-3 Discuss the political factors influencing federalism in India with special reference to Jammu & Kashmir, Punjab & Assam. (14)
- OR
- Q-3 Discuss: (14)
- a. Co-operative Federalism
  - b. Judicial Review for federal umpiring
- Q-4 Discuss the concept of pluralistic society as per the constitution mandate. (14)
- OR
- Q-4 Discuss ethnic, linguistic, cultural & political pluralism. (14)
- Q-5 Discuss the role of Press in ensuring the Freedom of Speech and Expression in pluralistic society. (14)
- OR
- Q-5 "The right to know receive and impart information has been recognized with the right of Freedom of Speech and expression'. Explain. (14)

— X —



(62)

SEAT No. \_\_\_\_\_

NO OF PRINTED PAGES-01

**SARDAR PATEL UNIVERSITY**  
**LL.M. CBCS FIRST SEMESTER (NEW COURSE) EXAMINATION**  
**2017**  
**SATURDAY, 11<sup>TH</sup> - NOVEMBER**  
**10-00 A.M. TO 01-00 P.M.**  
**PRINCIPLES OF CRIMINAL LAW**  
**PL01ELCR21**

TOTAL MARKS: 70

**NOTE-**

- 1- FIGURES TO THE RIGHT INDICATE FULL MARKS OF THE QUESTIONS.
- 2- CITE LEADING CASE IN SUPPORT OF YOUR QUESTIONS.
- 3- DO NOT CHANGE THE QUESTION NUMBER.

Q-1 What are the morals limits of the Criminal Law? How has criminal law scholars tried to grapple with this question? Explain. (14)

OR

Q-1 Discuss in detail :- (14)  
a. Definition of Crime  
b. Distinction between Crime and Tort

Q-2 Examine the impact of exclusion of mens rea in Indian in the light of Supreme Court judgements in M.H. George and Kartar Singh. (14)

OR

Q-2 Discuss in detail: (14)  
a. Dishonest and Fraudulent  
b. Good Faith

Q-3 Discuss with the help of leading judgements of supreme Court of India, the tests evolved by the court to distinguish between 'Attempt' and 'Preparation'. (14)

OR

Q-3 Discuss in detail: (14)  
a. Intention  
b. Impossible Attempt

Q-4 Discuss the provisions related to joint liability in context of common object and distinction between section 34 and 149 with relevant case laws. (14)

OR

Q-4 In a joint criminal enterprise, can the defendants be jointly liable for a collateral crime? Answer this question bringing out the distinction, if any, between "in furtherance of" and "in prosecution of" with the aid of case law. (14)

Q-5 What are the essential conditions for conviction for an offence of abetment under the Indian Penal Code? (14)

OR

Q-5 Two persons may be guilty of criminal conspiracy even when they would not be guilty of the inchoate crime of attempt if they were acting individually. So it is little baffling as to how a non-criminal conduct of an individual becomes a criminal conduct if someone agrees to it! Comment. (14)

— X —  
②

(29)

SEAT No. \_\_\_\_\_

No. of Pages: 4

**SARDAR PATEL UNIVERSITY**

LL.M (CBCS) (SEMESTER: I) EXAMINATION

TUESDAY: 14<sup>th</sup> NOVEMBER 2017.

TIME: 10:00 AM TO 01:00 PM

CODE: [PL01ELCR22]

**SUBJECT: COMPARATIVE CRIMINAL PROCEDURE CODE.**

*Note: Figures to the right side Indication full marks.*

**Total-70**

- (1) Discuss the provisions of criminal procedure code regarding (14)  
The constitution and the powers of courts.

**OR**

- (1) Discuss Naya Panchayata and Panchayata in tribal area in India legal System.

- (2) Explain the meaning of arrest and discuss the circumstances in (14)  
which the arrest of a person becomes necessary. Discuss with  
warrant arrest and without warrant

**OR**

- (2) What is the meaning and importance of first Information report and its evidentiary value.
- (3) Discuss the role of the judge prosecutor and defence advocate in (14)  
the trial proceeding.

**OR**

- (3) Discuss the citing judgment of High Court of the state and the Supreme Court of India, the provision and guide line. in granting appeal and bail to an accused person.
- (4) Explain "Investigation of an offence" and suggest measure to (14)  
improve the investigative procedure with comparison to England and France.

**OR**

- (4) Explain: (1) Right to counsel and Right to Acused.  
(2) Care services of offenders.
- (5) Explain the nature of public Interest lawyering in public interest (14)

**OR**

- (5) Discuss the provisions and provide in Criminal Procedure Code regarding to preventive measures. Sec-106 to 124 and 149 to 153.

[34] AT No. \_\_\_\_\_

**SARDAR PATEL UNIVERSITY**  
**LL.M. (C.B.C.S.) FIRST SEMESTER EXAMINATION**

2017

THURSDAY, 16<sup>TH</sup> -NOVEMBER

10-00 A.M. TO 01-00 P.M.

PENOLOGY: TREATMENT OF OFFENDERS

PL01ELCR23

TOTAL MARKS: 70

## NOTE-

- 1- FIGURES TO THE RIGHT INDICATE FULL MARKS OF THE QUESTIONS.
- 2- CITE LEADING CASE IN SUPPORT OF YOUR QUESTIONS.
- 3- DO NOT CHANGE THE QUESTION NUMBER.

Q-1 What is utilitarianism? Discuss the propositions on which the utilitarian theory of punishment is formulated. (14)

OR

Q-1 Discuss in detail:- (14)

A- Behavioural prevention

B- Classical Hindu and Islamic approaches to punishment

Q-2 Discuss the different safeguards provided under the law to eliminate any possibility of erroneous judgement regarding award of capital punishment. (14)

OR

Q-2 Evaluate as follows :- (14)

A- Various arguments for abolition and retention of capital punishment

B- Law reforms proposals for capital punishment

Q-3 Discuss whether probation can be an alternative to reform the offender under Indian criminal justice system. (14)

OR

Q-3 Compare corrective labour with rigorous imprisonment in India and find out which is better suited in Indian context and why? (14)

Q-4 What do you understand about principal type's sentence? Examine the various sentences which are provided under the Indian Penal Code and Special Laws. (14)

OR

Q-4 Discuss the summary punishment and plea bargaining (14)

Q-5 Explain the importance of classification of prisoners in the effective management of prison. Discuss the rights of prisoners with case law. (14)

OR

Q-5 Write short notes with illustration:- (14)

A- Open prisons

B- Deviance by custodial staff

(59)

No. of Printed Pages, 1

SARDAR PATEL UNIVERSITY

Sc

LL.M (CBCS) (SEMESTER: I) EXAMINATION  
SATURDY, 11<sup>th</sup> NOVEMBER 2017.  
TIME: 10:00 AM TO 01:00 PM  
[PL01ELHR-21]

SUBJECT: HUMAN RIGHTS

*Note: Figures to the right side Indication full marks.*

**Total-70**

- (1) Explain the meaning and Importance of Human Rights. state the Provisions of Universal Declaration of Human Rights .1948. and Critically examine its Evaluation (14)

**OR**

- (1) How did universal declaration of Human Rights influence the constitution assembly and drafting fundamental Rights? Expalin
- (2) Is there any conflict between fundamental rights and Directive Principles of state policy provide under the constitution! Explain. (14)

**OR**

- (2) Explain the provisions of International covenant of Economics, Social and cultural Right 1966.
- (3) Explain: (1) Judicial trends towards unconstitutional of third degree. (14)  
(2) International court of justice.

**OR**

- (3) Explain: (1) National Human Rights Commission.  
(2) National Commission for woman 1990.
- (4) Explain: (1) Concept of minority and cultural and educational Rights of minority. (14)  
(2) The posting of minority "Woman and their Rights.

**OR**

- (4) Explain: The need for constitutional and legal changes in India from Human Rights.
- (5) Explain Any Two: (1) Role of International NGOS. (14)  
(2) International Covenant on civil Political Rights, 1966.  
(3) Police Atrocities, custodial violence and death.  
(4) Minority Rights Groups.

(26)

SEAT No. \_\_\_\_\_

No. of Printed Pages : 1

Sardar Patel University

L.L.M (Sem : 1) EXAMINATION 2017

Paper No PLO1ELHR22 EBES

SUB : Human Rights and International order - 1

14 November 2017, Tuesday

Time : 3 Hours , 10.00 AM TO 01 PM

Total 70 Marks

- Q.1 Explain the Concept of Human Rights under International Law. (14)  
Or
- Q.1 Explain the Role of International Organization and Human Rights in detail.
  
- Q.2 State the Provisions of the Universal Declaration of Human Rights in detail. (14)  
Or
- Q.2 State the Provisions Of Covenant on Political and civil Rights (1966).
  
- Q.3 State the Provisions of Economic, Social and Cultural Rights - 1966 (14)  
Or
- Q.3 Discuss the kinds of Economic, Social and cultural Rights in detail.
  
- Q.4 State the concept of ILO in Human Rights Perspective. (14)  
Or
- Q.4 State the provisions of I.L.O.
  
- Q.5 Discuss the Role of European Convention on Human Rights. (14)  
Or
- Q.5 State the European commission on Human Rights.

— X —  
(1)

CVAT No. \_\_\_\_\_

NO OF PRINTED PAGES-01

[30]

**SARDAR PATEL UNIVERSITY**  
**LL.M. CBCS FIRST SEMESTER (NEW COURSE) EXAMINATION**

**2017**

**THURSDAY, 16<sup>TH</sup> -NOVEMBER**

**10-00 A.M.TO 01-00 P.M.**

**CONCEPT AND DEVELOPMENT OF HUMAN RIGHTS**

**PL01ELHR23**

**TOTAL MARKS: 70**

**NOTE-**

- 1- FIGURES TO THE RIGHT INDICATE FULL MARKS OF THE QUESTIONS.
- 2- CITE LEADING CASE IN SUPPORT OF YOUR QUESTIONS.
- 3- DO NOT CHANGE THE QUESTION NUMBER.

- Q-1 "Concept of human rights emerged and evolved from the theory of Natural law". (14)  
Discuss in reference to Concept of Human Rights in Indian Tradition.
- OR
- Q-1 Universal Declaration of Human Rights is one of the most sacred and significant (14)  
document which provides plethora of Human Rights at International level. Comment.
- Q-2 The nature of civil and political rights may be different but they are inter-related and (14)  
interwoven. Discuss in the light of classification of human rights.
- OR
- Q-2 Define and distinguish between first, second and third generation of human rights. Do (14)  
you agree that the second generation rights relating to the food and work take a back  
seat in most of the developing countries?
- Q-3 Globalization seems to have questioned the frontiers of relativism which recommends (14)  
guarding jealously the values of cultural identity, uniqueness and distinctiveness.  
Discuss the concept of Globalization, Privatization and liberalization in relation to  
Human Rights and its implication.
- OR
- Q-3 Discuss the Colonisation, imperialism and human rights and Human Responsibilities. (14)
- Q-4 For enforcement of Human right it is not only the NGO's or some commission but (14)  
along with them Judiciary play a vital role. Explain.
- OR
- Q-4 Discuss the landmark decision rendered by Judiciary for the protection of women and (14)  
child Human Rights.
- Q-5 Write a critical comment on the constitution and working of National Human Right (14)  
Commission in India.
- OR
- Q-5 Discuss the composition and functions of National Minorities Commission. In your (14)  
opinion are the provisions adequate in safeguarding Human Rights of Minorities in  
India?

— X —