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SEAT No. _____ No. of Pages: _____
SARDAR PATEL UNIVERSITY

LLM (CBCS) Examination March 2017

THURSDAY: 06.04.2017

Time: 10.00 a.m to 01.00 p.m.

Indian Constitutional Law: The new challenges-II

Paper Code: PL02CBLW01

Total Marks: 70

Note: 1: Right side to the question indicates marks for each question.

2: Cite at least 5 judicial pronouncements with each answer

Q.1. Discuss in detail about Protection of Life and personal liberty. Cite (14)
leading judgments of Supreme Court on this subject.

OR

Q.1. Write Short Notes on any two: (14)

- (a) Compensation jurisprudence.
- (b) Commercialization of education.

Q.2. Write Short Notes on any two: (14)

- (a) Recognition of Minority institution.
- (b) National commission for minorities.
- (c) Constitutional safeguards for minorities.
- (d) Privileges offered to the minorities educational institutions.

Q.3. Write Short Notes on any two: (14)

- (a) Right to freedom of religion.
- (b) Right against exploitation
- (c) Concept of secularism
- (d) Uniform Civil Code

Q.4. Write Short Notes on any two: (14)

- (a) PIL Guideline of Supreme Court
- (b) Judicial Independence
- (c) Judicial activism and judicial restraint
- (d) Judicial accountability

Q.5. Write Short Notes on any two: (14)

- (a) Amendment in Constitution
- (b) Basic Structure theory of Constitution
- (c) Emergency provisions
- (d) Environment Justice

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(1)

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SARDAR PATEL UNIVERSITY
LL.M. (SEMESTER-II) EXAMINATION
DATE: 07/04/2017 FRIDAY- TIME-10-00 A.M TO 01-00 P.M
PL02CMLB01 - INSURANCE LAW

TOTAL MARKS-70

(1) Instruction: All questions carry equal marks.

1. "Insurance is the law's attempt to socialise responsibility. Discuss to nature of contract of Insurance with help of appropriate illustrations. 14
OR
1. Examine the general principle of law of Insurance, with special reference to risk, settlement of claim and effect of war upon policy. 14
2. Explain in details duties, power, and functions of Insurance Regulatory development authority. 14
OR
2. Explain in Mutual Insurance companies and Co-operative life Insurance societies. 14
OR
3. Utmost good faith and Insurable interest are the basic essence of Insurance contract. 14
OR
3. Explain – 14
(1) Double Insurance and Re-Insurance.
(2) Amount recoverable under the Life Insurance.
(3) Commencement and duration of risk of Insurance.
4. What are the warranties in marine insurance? Explain in brief various warranties. 14
OR
4. Explain- 14
(1) Perils of the sea.
(2) Classification of marine policy.
5. Explain Any Three 14
(1) Provisions of Insurance against third party risk under motor vehicles act 1988.
(2) Contributory Negligence's.
(3) Nature and importance of fire insurance.
(4) Group life Insurance.
(5) Agricultural insurance.
(6) Assignment and Nomination of life policy.

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No. of Printed Pages : 1

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SARDAR PATEL UNIVERSITY

External Examination LL.M. 2nd SEM (Business Law) April-2017

Paper-4: Corporate Finance

Date: 08/04/2017 Code: PL02CMLB02 Time: 10:00 a.m. to 01:00 p.m.

Total Marks: 70

Q.1. Explain the meaning, Importance and Scope of Corporation Finance . (14)

OR

Q.1. Discuss the constitutional Perspectives regarding the corporate finance.

Q.2. Analyze the control on payment of Dividends and Payment of Commission and brokerages in detail.

OR

Q.2. Explain in Detail (1) Fixed and Floating Charges (2) Prospectus (14)

Q.3. Explain the insurance against third party risks under Motor Vehicles Act-1998. (14)

OR

Q.3. Write Short Notes

(1) Regulations By Disclosures (2) Convertible Debentures

Q.4. Explain the control by Central Government and Registrar of company for Inspection of accounts of

Corporate Finance . (14)

OR

Q.4. Discuss the miscellaneous Insurance schemes in detail.

Q.5. Write Short Notes (Any Two) (14)

(1) Pay back of Shares

(2) Objective of corporation finance

(3) RBI Control on corporate finance

(4) Agriculture Insurance

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SARDAR PATEL UNIVERSITY

External Examination LL.M. SEM 2 (Criminal Law) April-2017

Paper-3: Privileged Class Deviance

Date: - 07/04/2017

Code: PL02CMLC01

Time 10.00 to 13.00

Total Marks: 70

Q.1.Explain elimination of provisions of prevention of Corruption act 1988 to eliminate Corruptions is effective or not? (14)

OR

Q.1 Write a detail note on "White Collar Crime" -And how it differs from the other Crime ?

Q.2 What is gender based deviances? Give them some suitable examples of the Gender base deviances . (14)

OR

Q.2 Write explanatory note on recommendations of National Police Commission.

Q.3 Write Short Notes (Any Two) (14)

(1) Medical Malpractice

(2) Political Deviance

(3) Socio Economic Offences

(4) Offences Against scheduled Tribe

Q.4. Write detail note on kinds of Police Deviance ? --Discuss the Fatal activity of the Police Deviance . (14)

OR

Q.4. Write Short Notes.

(1) Professional Deviance

(2) Official Deviance

Q.5 Write detail note on The Chambal valley dacoit Vinoba Mission and Jai Prakash Narain Mission for surrender of dacoit . (14)

OR

Q.5. Write Short Notes.

(1) Vigilance Commission

(2) Ombudsman

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SARDAR PATEL UNIVERSITY

External Examination LL.M. 2nd SEM (Criminal Law) April-2017

Paper-4: Drug Addiction, Criminal Justice and Human Rights

Date: 08/04/2017

Code: PL02CMLC02

Time: 10:00 a.m. to 01:00 p.m.

Total Marks: 70

Q.1. Write Detail Note on- "Psychotropic substances" and "Narcotics Drugs"

And its effects . 14

OR

Q.1 Make detail note on International collaboration in combating drug addiction .

Q.2. What is "Illicit Trafficking of Drugs"—Discuss "Illicit Trafficking of Drugs"

Under NDPS Act 1985 . 14

OR

Q.2 Critically explain Judicial approaches to sentencing in drug trafficking and abuse .

Q.3. Marginalised People and juvenile has engaged Illicit drugs trafficking as their

Carrier --- Discuss causes behind their job as drugs handler as their carrier. 14

OR

Q.3 What are the causative factors behind the drugs abuse and drugs addiction

Discuss in detail. 14

Q.4 Write Commercial quantity under and Private Consumption under NDPS Act.

OR

Q.4 Discuss in detail how the educational systems play pivotal role to combating drugs

Addiction. 14

Q.5 Write Short Notes (Any Two) 14

(1) Dependence

(2) Bail Provision under NDPS ACT.

(3) Role of medical profession in Combating Drugs Addiction

(4) Problem of juvenile drug use

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Exam - April 2017

Date 07/04/2017

Time : 10-00 to 1-00 p.m.

Sub. Protection and Enforcement of H.R. in India

LL.M.(CBCS)PL02CMLH01

Sem. II

Total Marks (70)

Q.-1 What is the history of human right ? Explain the development of Human Rights in the view of Indian constitution. (14)

OR

Q.-1 Explain the formal enforcement mechanisms of Human Right ? Discuss fully. (14)

Q.-2 Which types of "Rights" Available in Human Rights ? Discuss fully. (14)

OR

Q.-2 Critically examine the impact of Directive principles of state policy on Human Rights. (14)

Q.-3 What is the Judicial Activism ? Explain in detail the development of Human Rights jurisprudence. (14)

OR

Q.-3 Critically examine the impact of directive principles of state policy on Human Rights. (14)

Q.-4 Explain the concept of Human Rights jurisprudence. (14)

OR

Q.-4 Discuss the enforcement of Human Rights by Higher courts by case law. (14)

Q.-5. Write on notes (any two) (14)

1. Special Courts.
2. Preamble.
3. Statutory tribunals.
4. Fundamental rights.

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Exam - April 2017

Date 08/04/2017

Time : 10-00 to 1-00 p.m.

Sub. Science Technology and Human Rights

LL.M.(CBCS)PL02CMLH02

Sem. II

Total Marks (70)

Q.-1 Discuss the development in information technology and Human Rights. (14)

OR

Q.-1 Fully Explain the Environment right in the development of science and technology. (14)

Q.-2 State the Right of human health and impact of development in medical Science. (14)

OR

Q.-2 Analyze the scientific & technology development about surrogate motherhood & cloning. (14)

Q.-3 Critically evaluate the impact of developments in medical science and experimentation on human beings. (14)

OR

Q.-3 Explain right to benefit and adequate standard of living. (14)

Q.-4 Discuss fully the provisions of sex determination test and induced abortion. (14)

OR

Q.-4 Write in details the reproductive technology and invitro fertilization. (14)

Q.-5 Write on notes (any two) (14)

1. Right to benefit from scientific progress.
2. Right to physical integrity.
3. Right to privacy.
4. Euthanasia (mercy killing)

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SARDAR PATEL UNIVERSITY
LL.M. (CBCS) SEMESTER 2 EXAMINATION

2017

FRIDAY, 7th APRIL

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

LAW OF INDUSTRIAL & INTELLECTUAL PROPERTY -2
PL02EBLW01

TOTAL MARKS: 70

NOTE- 1- Each question carries equal marks.

2- Write case laws in support of your answer.

Q-1 Critically examine the issues with reference to Freedom of Speech & Expression as the basis of the regime of intellectual property right and copyright protection on the internet. 14

OR

Q-1 Write short notes on: 14
a. Legal Status of hazardous research protected by the regime of intellectual property law
b. Issues Related to Traditional Knowledge in relation to biodiversity convention and rights of indigenous people

Q-2 Elaborate the meaning of Infringement. Explain in detail the acts which do not amount to infringement under the copyright Act. 14

OR

Q-2 Examine the difference in resources for patent examination between developed and developing societies. 14

Q-3 Elaborate the meaning of "Passing Off Action" and "Infringement" under the Trade Mark Act. Do you agree that passing off action is very intricate? Give reason of your answer. State of acts which do not amount to infringement. 14

OR

Q-3 Distinctiveness does not give conclusive right to registration of Trade Marks. Expound the importance and indistinctiveness of the term "distinctiveness" in light of the statement. 14

Q-4 Discuss the provisions regarding infringement of design and its remedies under the Design Act, 2000. 14

OR

Q-4 Write short notes on the Designs Act, 2000. 14
a) Meaning of Design
b) Essential conditions to be protected design.

Q.5 Discuss the provisions related to registration of the Geographical Indications under the Geographical Indications Act, 1999. 14

OR

Q.5 Discuss the regulatory authorities under the Geographical Indications Act, 1999. 14

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LL.M. Sem.-2 Examination April -2017

Code - PL02EBLW02 (Business Group)

Date 07/04/2017

Time : 10-00 to 1-00 p.m.

Sub. Law of Export & Import Regulation

Total Marks (70)

-
- Q.-1 Explain fully the impact of state regulation on Indian Economy due to liberalization. (14)
- OR
- Q.-1 Enumerate : the main provision of related agreements of WTO on tariff restriction and non-tariff restriction. (14)
- Q.-2 Discuss objective of the foreign trade (Development and Regulation) Act-1992. Discuss the main provisions of the Act. (14)
- OR
- Q.-2 Discuss the importance of transfer of technology describe the channel and method of technology transfer. (14)
- Q.-3 Explain (1) Quality control. (14)
(2) Investment in foreign countries.
- OR
- Q.-3 Discuss fully about export promotion council. (14)
- Q.-4 "FERA to FEMA marks a shift from control to management" discuss the salient features of foreign exchange management Act (FEMA).1999 (14)
- OR
- Q.-4 Explain : Provisions regarding dumping of discarded technology and goods in international market. (14)
- Q.-5 Write short Notes (Any Two) (14)
1. Reduction of subsidies and center measures.
 2. Foreign trade policy relating to export and import gems and jewellery.
 3. Investment by NRI.
 4. Agricultural Products.

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SARDAR PATEL UNIVERSITY
LL.M. (CBCS) SECOND SEM EXAMINATION

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2017
 SATURDAY, 08TH -APRIL
 10-00 A.M.TO 01-00 P.M.

BANKNG LAW-II
(PLO2EBLW03)

TOTAL MARKS: 70

- Q-1 "A banker has different relationship in various capacities with customers". Explain this relationship in detail. 14
- OR
- Q-1 Write in detail with case law:- 14
- A- Constitutional perspective of banking
 B- Banking duty towards customer
- Q-2 "Under what circumstances shall a negotiable instrument is called to have been materially altered?" What is the effect of such an alteration? 14
- OR
- Q-2 Discuss in detail:- 14
- A- "Every holder in due course must be a holder , but every holder may not be a holder in due course"
 B- "A banker is bound to honor his customer cheques" to what extent is this true?
- Q-3 Explain the provisions of lending by banks. Examine the issues and perspectives of lending by banks . 14
- OR
- Q-3 Explain in detail :- 14
- A- Powers ,functions and procedure of Debt Recovery Tribunal
 B- Repayment to loans
- Q-4 Discuss critically the development, constitution and functions of Co-Operative banks in India. 14
- OR
- Q-4 Write notes:=- 14
- A- Electronic banking business and internet services
 B- Role of ATM, Smart card and Credit card in recent trends in banking services
- Q-5 Examine the provisions regarding banking Ombudsman. Explain the powers and functions of banking Ombudsman with case law. 14
- OR
- Q-5 Discuss in detail role of :- 14
- A- Narshimha commission
 B- Tondon commission in reform of Indian Banking Law.

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SARDAR PATEL UNIVERSITY
LL.M. (SEMESTER-II) (CBCS) EXAMINATION
DATE 10/04/2017 MONDAY- TIME-10-00 A.M TO 01-00 P.M
PL02EBLW04 - INSURANCE LAW-II

TOTAL MARKS-70

-
- | | |
|---|----|
| 1. Explain- Mutual Insurance companies and Co- operative Insurance Societies. | 14 |
| OR | |
| 1. Write on comments on the following. | 14 |
| A- Double Insurance and Re-insurance. | |
| B- Provisions of Insurance regulatory authority Act-2000 | |
| 2. Describe briefly the history of modern Life Insurance business in India. | 14 |
| OR | |
| 2. Explain- | 14 |
| A -Persons entitled to payment under Life Insurance contract. | |
| B -Settlement of claim and payment of money under the Life insurance contract. | |
| 3. Discuss how the Insurable interest, Utmost good faith, and indemnity applicable to marine insurance. | 14 |
| OR | |
| 3. What are the warranties in Marine Insurance? Explain in brief various Warranties. | 14 |
| 4. Discuss the essential elements of Fire Insurance. | 14 |
| OR | |
| 4. Explain. | 14 |
| A- Kinds of Hazard in fire Insurance. | |
| B. Kinds of policy and Condition of Fire Insurance. | |
| 5. Explain Any Two. | 14 |
| A- Amount recoverable under life Insurance Policy. | |
| B- Voyage-Deviation & perils of the Sea. | |
| C- Mediclam & Group Life Insurance. | |
| D- Principle of Insurable interest and subrogation. | |

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No. of Printed Pages : 01

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SARDAR PATEL UNIVERSITY

LL.M Semester-II (Business Law group) Examination

Sub:- Research Methodology- II.

CODE: PL02EBLW05

Date:- 10/04/17

Time:- 10:00 a.m To 01:00 p.m

Total Marks:-70

Q.1. Discuss the Formation of the Research problem, in detail. (14)

OR

Explain the various tools & techniques for Collection of Data for Research.

Q.2. Describe the different types of Sampling Method in Research. (14)

OR

State and define the Hypothesis and its effective good characteristics.

Q.3. Evaluate the various utilities of Computer in Research. (14)

OR

Analyze the Uses of Questionnaire method and Interview method in Research.

Q.4. Prepare the Research Design on the topic of "A Comparative study on Article-21(A) and its implementation." (14)

OR

Discuss the Uses of Historical & Comparative Research materials in Research.

Q.5. Write Short Notes:- (Any two) (14)

(1) Observation Method.

(2) Tabulation Data.

(3) Case-study Research.

(4) Structure of Research Problem.

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No. of Printed Pages : 01

SARDAR PATEL UNIVERSITY

LL.M Semester-II Examination

Sub:- Research Methodology- II.

CODE: PL02ELLM01

Date:- 10/04/17

Time:- 10:00 a.m To 01:00 p.m

Total Marks:-70

Q.1. Discuss the Formation of the Research problem, in detail. (14)

OR

Explain the various tools & techniques for Collection of Data for Research.

Q.2. Describe the different types of Sampling Method in Research. (14)

OR

State and define the Hypothesis and its effective good characteristics.

Q.3. Evaluate the various utilities of Computer in Research. (14)

OR

Analyze the Uses of Questionnaire method and Interview method in Research.

Q.4. Prepare the Research Design on the topic of "A Comparative study on Article-21(A) and its implementation." (14)

OR

Discuss the Uses of Historical & Comparative Research materials in Research.

Q.5. Write Short Notes:- (Any two) (14)

(1) Observation Method.

(2) Tabulation Data.

(3) Case-study Research.

(4) Structure of Research Problem.

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SARDAR PATEL UNIVERSITY

LLM (CBCS) Examination March 2017

THURSDAY: 06.04.2017

Time: 10.00 a.m to 01.00 p.m.

Indian Constitutional Law: The new challenges-II

Paper Code: PL02FLLM02

Total Marks: 70

- Note:** 1: Right side to the question indicates marks for each question.
2: Cite at least 5 judicial pronouncements with each answer

Q.1. "Governments of India time to time have made efforts to implement directions provided in Directive principles of state policy." Discuss this statement considering scope and ambit of Fundamental Rights to be determined with the help of Directive principles. (14)

OR

Q.1. "Brain drain by foreign market has resulted into slow national growth." Critically analyze this statement giving reasons of brain drain. (14)

Q.2. Write Short Notes on any two: (14)
(a) Recognition of Minority institution.
(b) National commission for minorities.
(c) Constitutional safeguards for minorities.
(d) Privileges offered to the minorities educational institutions

Q.3 Write Short Notes on any two: (14)
(a) Right to freedom of religion.
(b) Election and religion
(c) Concept of secularism
(d) Article 25 and 26 are not absolute.

Q.4. Write Short Notes on any two: (14)
(a) PIL Guideline of Supreme Court
(b) Judicial Independence
(c) Judicial activism and judicial restraint
(d) Judicial accountability

Q.5. Write Short Notes on any two: (14)
(a) Election commission
(b) Electoral reforms
(c) Nexus between politics and criminals
(d) Disadvantages of Coalition Government