

loburay

16-04-2015



LHA - 1815

**LL.B. (Hons.) (Semester – VI) Examination, April 2015**  
**CONSTITUTIONAL LAW – II**

Duration : 3 Hours

Total Marks : 75

- Instructions :** a) Answer **any four** from Q. No. 1 to 6.  
b) Answer **any four** from Q. No. 8 to 13.  
c) Question number 7 and 14 are **compulsory**.

**SECTION – I**

1. Explain the various powers of the President of India. 8
2. Explain the original and advisory jurisdiction of the Supreme Court. 8
3. Enumerate the disqualifications for members of Parliament. 8
4. What is a money bill ? 8
5. Critically analyze the appointment procedure of Supreme and High Court Judges with relevant case laws. 8
6. Explain the various privileges enjoyed by members of Parliament. 8
7. Write short notes on **any two** of the following : 6
  - a) Rajya Sabha
  - b) Writ of mandamus
  - c) Collective responsibility.

**SECTION – II**

8. What are the constitutional safeguards available to civil servants and under what circumstances can these safeguards be denied ? 8
9. Discuss the theory of basic structure of Indian Constitution. 8
10. Discuss proclamation of national emergency and its effects. 8

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- 11. Examine the financial relations between the centre and the states. 8
- 12. Explain the discretionary powers of Governor. 8
- 13. Trade, commerce and intercourse throughout the territory of India shall be free. Comment. 8
- 14. Write short notes on **any two** of the following : 5
  - a) Right to property
  - b) Financial emergency
  - c) Impeachment of President.

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SECTION - II

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18-04-2015



LHA – 1915

**LL.B (Hons.) (Semester – VI) Examination, April 2015**  
**LEGAL THEORY – I**

Duration : 3 Hours

Total Marks : 75

**Instructions :** 1) Answer **any four** from Q No.1 to 6.

2) Answer **any four** from Q No.8 to 13.

3) Question No.7 and 14 are **compulsory**.

**SECTION – I**

1. Analyse the legal concept of Titles and explain Vestitive facts as creating, transferring and extinguishing rights. (8×4=32)
2. Natural Law is the dictate of reason – Discuss the evolution of natural law theory.
3. Explain legal rights in the wider sense of the term as put forward by Hohfeld.
4. Explain the importance of custom as a source of law.
5. Explain the meaning and legal consequences of possession. What is meant by possession in law and possession in fact.
6. Discuss Austin's Imperative Theory of Law.
7. Write short notes on **any two** : (2×3=6)
  - a) Territorial nature of law
  - b) Right in re aliena and right in re propria
  - c) Solidary Obligation.

**SECTION – II**

8. What is meant by legal personality ? Examine the legal status of unborn person, dead men and lower animals. (8×4=32)
9. Analyse historical school of law with special reference to savigny.

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10. What are the circumstances weakening the binding force of precedents.
11. Discuss legislation as a source of law.
12. Explain the meaning of property and the kinds of property.
13. Explain the characteristics of ownership and enumerate the kinds of ownership.
14. Write short notes on **any two** : **(2x2.5=5)**
  - a) Right in rem and right in personam
  - b) Nature of international law
  - c) Mediate Possession.

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SECTION - II

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LHA – 2015

LL.B. (Hons.) (Semester – VI) Examination, April 2015

**PROPERTY LAW**

Duration : 3 Hours

Max. Marks : 75

**Instruction :** Section I and Section II are compulsory.

**SECTION – I**

**Instructions :** 1) Answer **any four** questions from Q. No. 1 to 6. (4×8=32)  
2) Q. No. 7 is **compulsory**. (2×3=6)

1. Discuss the Doctrine of Election under the Transfer of Property Act.
2. Explain the provisions relating to condition precedent and condition subsequent.
3. Explain the Doctrine of Ostensible ownership. How far is a transfer by an ostensible owner binding on the persons interested in immovable property ?
4. Property of any kind may be transferable – explain it with exceptions.
5. Explain the concept of Part Performance.
6. Explain transfer for the benefit of unborn person.
7. Answer **any two** of the following :
  - a) Contingent Interest
  - b) Oral transfer
  - c) Immovable property.

**SECTION – II**

**Instructions :** 1) Answer **any four** questions from Q. No. 8 to 13. (4×8=32)  
2) Q. No. 14 is **compulsory**. (2×2.5=5)

8. What is Mortgage ? Explain simple Mortgage and Usufructuary Mortgage.
9. What is Gift ? Explain essential ingredients for gift and onerous gift.
10. Once mortgage is always mortgage nothing but mortgage explain.

P.T.O.



11. Define Easement and explain acquisition of easement.
12. Explain sale and distinguish it with contract for sale.
13. Define lease and explain determination of lease.
14. Render legal advice on any two of the following by giving reasons and citing relevant provisions of law.
  - a) Husband was the owner of the land. He effected a mutation in the revenue records of the same in favour of his wife, and shortly thereafter went on a pilgrimage. Meanwhile, the wife sold that land to C. C made inquires and paid consideration with good faith. Explain the validity of the transfer.
  - b) X transferred his property to Y in 1960 with a direction for accumulation till 1985. A died in 1980. Explain how long Y has to follow the direction.
  - c) A sells a land to B with the condition that B cannot construct on it. Explain validity of the condition and transfer.

SECTION - II

(4x8=32)  
(2x5=10)

Instructions : 1) Answer any four questions from Q. No. 8 to 13.  
2) Q. No. 14 is compulsory.

8. What is Mortgage? Explain simple Mortgage and Usufructuary Mortgage.
9. What is Gift? Explain essential ingredients for gift and onerous gift.
10. Once mortgage is always mortgage nothing but mortgage explain

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LHA - 2115

**LL.B. (Hons.) (Semester – VI) Examination, April 2015**  
**FAMILY LAW – II**

Duration : 3 Hours

Total Marks : 75

**Instructions :** 1) Answer any 8 from Q. No. 1 to 12.

2) Questions 13 and 14 are compulsory.

1. Explain the composition of Mitakshara joint family and discuss its incidents. **(8×8=64)**
2. With reference to sources of property under the Mitakshara law, discuss
  - a) Property thrown into common stock.
  - b) Gains of learning.
3. The position of Karta sui generis, explain.
4. Explain the meaning of partition. Who are the persons having a right to partition ?
5. Discuss the general rules of succession to the property of a male and female belonging to the Marumakkatlayam and Aliyasantana systems.
6. With reference to the doctrine of process obligation, discuss :
  - a) Avyavaharika Debt.
  - b) Antecedent Debt.
7. With reference to Muslim law of succession discuss disqualifications or exclusion from inheritance.
8. Discuss the rules of secession applicable to persons other than Parsis under the Indian Secession Act, 1926.
9. Discuss the mode of devolution of interest in Mitakshara Coparcenary and explain the concept of National Partition.
10. Discuss the various kinds of auxiliary services provided for under the Family Courts Act, 1984.
11. Article 44 of the Indian Constitution envisages the implementation of Uniform Civil Code. With the help of case law, discuss the need for it.
12. Write an essay on General Community of assets.

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13. Answer **any two** : **(2x3=6)**
- a) Agnates and Cognates.
  - b) Re-opening.
  - c) Coparcenary within a coparcenary.
14. Answer **any two** : **(2x2<sup>1</sup>/<sub>2</sub>=5)**
- a) Partial partition.
  - b) Absolute estate.
  - c) Class I heirs under H. S. Act.