



LDO – 1516

LL.B. Degree (Semester – VI) Examination, October 2015  
INTERPRETATION OF STATUTES  
(Old Course)

Duration : 3 Hours

Max. Marks : 100

**Instructions :** 1) Answer **any ten** questions from Q.No. 1 to 14.  
2) **All** questions carry **equal** marks. (10×10=100)

1. Explain the Literal rule. State its merits and demerits.
2. Explain statute, interpretation and the need for statutory interpretation.
3. Explain the Golden Rule of construction.
4. Enumerate the various internal aids to interpretation. Explain the role of Headings and Preamble as aids in statutory interpretation.
5. Explain 'Reference to other Statutes' as an external aid to statutory interpretation.
6. "It is the duty of the courts to suppress the mischief and advance the remedy". Explain with cases.
7. Explain the presumption against exceeding territorial nexus.
8. Explain **any two** with reference to the General Clauses Act.
  - a) Effect of Repeal
  - b) Gender and number
  - c) Commencement and termination of time.
9. Explain '*Generalia specialibus non derogant*' with cases.

P.T.O.



10. Explain the presumption in favour of constitutionality of statute.
11. Explain restrictive construction.
12. Bring out the difference between mandatory and directory statutes with the help of cases.
13. Explain the rule of Eiusdem Generis with the help of cases. State the limitations of the rule.
14. Explain **any two** of the following :
  - a) *Reddendo singula singulis.*
  - b) *Contemporaneo expositio.*
  - c) *Expressio unius est exclusio alterius.*



LDO – 1421

**LL.B. Degree (Semester – VI) (New Course) Examination, October 2015**  
**LABOUR LAW – II**

Duration : 3 Hours

Max. Marks : 100

**Instructions :** a) Answer **any 10** questions.

b) **Each** carry **equal** marks.

(10×10=100)

1. State and explain various concepts of wages under Minimum Wages Act, 1948.
2. Explain the mode of payment of minimum rates of wages under Minimum Wages Act.
3. State and explain the deductions allowed under Payments of Wages Act, 1936.
4. Examine the liability of the employer to pay compensation under Employees' Compensation Act, 1923.
5. State and explain the various powers and functions of Commissioner under Employees' Compensation Act, 1923.
6. Examine the definitions dependent, employment injury, employee, manufacturing process and employs as laid down under Employees State Insurance Act, 1948.
7. Examine the powers and duties of ESI corporation as laid down under Employees State Insurance Act.
8. Analyse the concept of Arising out of and in the course of Employment with case law as mentioned under Employees' Compensation Act.
9. Explain the various Benefits available under Employees State Insurance Act.
10. Explain the powers and functions of the Authorities under Minimum Wages Act.

P.T.O.



11. Examine the rights of workmen to receive compensation under Employees' Compensation Act.
  12. Examine the scheme relate to rate of compensation and distribution of compensation under Employees' Compensation Act, 1923.
  13. Analyse the scope and coverage of Employees State Insurance Act in detail.
  14. Examine the scope and object of Employees' Compensation Act, 1923.
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LDO – 1417

LL.B. Degree (Semester – VI) Examination, October 2015  
LABOUR LAW  
(Old Course)

Duration : 3 Hours

Max. Marks : 100

**Instructions :** i) Answer **any ten** questions.  
ii) **All** questions carry **equal** marks.

1. Explain the term industry and discuss the importance of triple test according to Bangalore Water Supply Case.
2. What are the matters to provided for in the Standing Orders under Industrial Employment (Standing Order) Act, 1946 ? Explain the procedure for certification of Standing Orders.
3. Explain the procedure for registration of Trade Union under Trade Union Act.
4. Define and discuss "Arising out of and in the Course of Employment as used in Workmen's Compensation Act, 1923.
5. What are authorized deductions under Payment of Wages Act ?
6. What is Lay off ? Explain the Law relating to payment of Lay off Compensation and what the defences available to employer are under Lay off.
7. What are the purposes for which the general fund and political funds of the Trade Union can be spend ?
8. Define Strike and explain legal and illegal strike.
9. On whom does the responsibility for payment of wages lie under Payment of Wages Act, 1936 ? State the rules regarding fixation of wage period and mode of payment.

P.T.O.



10. Write a note on :
    - a) Living Wage
    - b) Fair Wage
  11. Explain the process and effectiveness of Collective Bargaining.
  12. Procedure for fixing and revising of Minimum Wages under Minimum Wages Act.
  13. Define Industrial Dispute and explain when individual dispute amounts to Industrial Dispute.
  14. Write a note on :
    - a) Retrenchment
    - b) Closure.
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**LL.B. Degree (Semester – VI) Examination, October 2015**  
**CRIMINAL PROCEDURE CODE**  
**(New Course)**

Duration : 3 Hours

Max. Marks : 100

**Instructions :** 1) Answer any 10 questions.

2) **Each** question carries 10 marks.

1. What is FIR ? Explain the provisions laid down in the Cr.P.C. with regard to the registration of FIR. What is the effect of delay in filing FIR ?
2. Explain the salient features of a trial before a court of session.
3. Answer the following :
  - a) Case diary
  - b) Compoundable and non-compoundable offence.
4. What are the preventive measures which can be taken in respect of a dispute concerning land or water if such dispute is likely to cause a breach of peace ?
5. "Every offence shall ordinarily be inquired into and tried by a court within whose local jurisdiction it was committed" – explain this basic rule and discuss what are the alternative venues for trial under Criminal Procedure Code.
6. State the provisions for granting maintenance to the wife and parents under the code of Criminal Procedure. Can the court grant interim maintenance ?
7. Explain the meaning of arrest and procedure for affecting an arrest. Discuss the rights of the arrested person.
8. Explain the provisions relating to Security for peace and Security for Good behaviour as provided in Criminal Procedure Code. What is the procedure to be followed in taking such proceedings against any person ?



9. What is anticipatory Bail ? Under what circumstances can such bail be granted ?  
Can a blanket order be granted for Anticipatory Bail ?
10. Describe the procedure in which a Judicial Magistrate is expected to follow in recording confessions made in the course of the investigation.
11. "Any person may set the criminal law in motion" – Explain the limitations on the wide power of magistrate to take cognizance of offence.
12. What is procedure to be followed while dealing with and disposing of an appeal ?
13. Elucidate the rule that "For every distinct offence there should be a separate charge and each charge should be tried separately" and briefly explain the exceptions to the above rule.
14. Answer **any two**. (2x5=10)

**Instructions :** Refer to appropriate statutory provisions and judicial decisions. Emphasis must be on reasoning.

- i) Panjim District and Sessions court convicted Mr.A with a sentence of two months imprisonment. He wants to file an appeal against conviction. Advise.
- ii) A is charged by a Magistrate of the second class with, and convicted by him, of theft of property from the person of B. Can A subsequently be charged with and tried for robbery on the same facts by judicial Magistrate First Class.
- iii) A is accused of cheating B at a given time and place. However the charge has not set out the manner in which A cheated B. A wants to challenge the charge. Advise.



LDO – 1418

**LL.B. Degree (Semester – VI) Examination, October 2015**  
**LAND LAWS INCLUDING CEILING AND ANY OTHER LOCAL LAWS**  
**(Old Course)**

Duration : 3 Hours

Max. Marks : 100

**Instructions :** i) Answer any ten questions.

ii) All questions carry equal marks.

1. Discuss the heritable rights of a tenant under the Goa Agricultural Tenancy Act, 1964.
2. What provisions are made in the Agricultural Tenancy Act, 1964 to grant relief to the tenant in case of threatened wrongful dispossession from the agricultural land ?
3. Discuss the provision relating to fixation of maximum rent envisaged under Agricultural Tenancy Act, 1964.
4. Explain the procedure under Land Revenue Code for conversion of land from agricultural purpose to non-agricultural purpose.
5. What is the manner in which clerical errors are corrected under Land Revenue Code ?
6. Explain the procedure as to how a person unauthorizedly occupying the land vested in the Central Government can be summarily evicted.
7. What are the different grounds on which a tenant can be evicted by the landlord under the Goa Buildings (Lease, Rent and Eviction) Control Act, 1968 ?
8. To what kinds of building the Goa, Buildings (Lease, Rent and Eviction) Control, Act, 1968 does not apply ?
9. What are the landlord's right to obtain possession of a building for personal occupation ?
10. Briefly outline the rights of Mundkar under the Mundkar (Protection from Eviction) Act, 1975.



11. Explain the term "Dwelling House". Can a Mundkar use his Dwelling House for business purpose under the Mundkar (Protection from Eviction) Act, 1975.
12. Discuss the provision of law relating to surrender by Mundkar, his rights to the Dwelling House under Mundkar Act ?
13. Under what circumstances will the Mamlatdar reject the plaint filed under the Goa Mamlatdar's Court Act, 1966 ?
14. Discuss how the decision of the Mamlatdar is to be executed under Mamlatdar's Court Act.



LDO – 1419

**LL.B. Degree (Semester – VI) Examination, October 2015**  
**CRIMINOLOGY - Optional**  
**(Old Course)**

Duration : 3 Hours

Max. Marks : 100

**Instructions :** 1) Answer any ten (10) questions from question No. 1 to 14.  
2) Each question carries 10 marks. (10×10=100)

1. Discuss the nature and scope of criminology and explain its importance in present context.
2. Critically analyze the contributions of classical and positive schools to the field of criminology.
3. Evaluate the impact of organized crime on social well being.
4. Explain the development of new technology in encouraging criminal behaviour.
5. Is Capital Punishment a necessity in our criminal justice system ?
6. In modern terminology, punishment means re-habilitation but not voluntarily inflicting of harm on the body of the convict. Explain.
7. Explain the importance of parole in prison administration.
8. What is Juvenile Delinquency ? Explain the important characteristics of Juvenile Justice Board.
9. Explain the role of police in criminal justice administration.
10. Examine the prison reforms in India from time to time with judicial pronouncements.
11. Explain :
  - a) Probation
  - b) Political ideology and crime.

P.T.O.



12. Write note on :

- a) Mass-Media and Crime
- b) Women Police.

13. Explain :

- a) Preventive theory of punishment.
- b) Solitary Confinement.

14. Critically examine the rise in crime against women in major urban centre.



LDO – 1420

LL.B. Degree (Semester – VI) (New and Old Course)

Examination, October 2015

INTELLECTUAL PROPERTY LAW – Optional

Duration : 3 Hours

Max. Marks : 100

**Instructions :** 1) Answer **any ten (10)** questions from question No. 1 to 14.

2) **Each** question carries **10** marks.

**(10×10=100)**

1. Discuss the nature, scope and importance of Intellectual Property rights in Indian scenario.
2. Critically examine the term literary work as subject matter of copyright with exception if any.
3. Mention the remedies and authorities to deal with infringement of copyright under the copyright legislation.
4. 'Author is the first owner of copyright'. But in some situation author will be one person and owner will be other person. Elucidate.
5. Enumerate the concept of trademark. Discuss the essentials and functions of a good trademark.
6. 'Deception and confusion are necessary to constitute deceptive similarity'. Evaluate this in light of deceptive similarity with court judgments.
7. Explain the procedure involved in registration of a trademark under the trademark legislation.
8. Explain the rights and obligations of patentee after registration.

P.T.O.



9. Define patent. Mention its essentials and non patentable inventions with appropriate examples.
10. Explain the procedure to obtain a patent as recognized under the patent legislation.
11. Explain the following :
  - a) Problems relating to musical work
  - b) Terms of Copyrights in relation to various kinds of copyrighted work.
12. Write note on :
  - a) Modes of Infringement of Patent
  - b) Authorities under the Patent Legislation.
13. Explain the following :
  - a) Nontraditional trademarks with illustrations
  - b) Various methods of passing off - trademarks.
14. Critically examine the role and methods of dispute settlement adopted by World Trade Organization in dealing with IPRs.