

Roll No. _____

RG/ET/03/12/19



B.A.LL.B. (HONS.) FYIC
END TERM EXAMINATION
DECEMBER - 2019
THIRD SEMESTER
PAPER - I: ENGLISH - III
TIME DURATION: THREE HOURS
MAXIMUM MARKS: EIGHTY (80)

Note: Note: Section-A is **compulsory** and each part carries **5 marks**. Attempt **one question** each from Section B, C, D & E and each question carries **15 marks**.

SECTION - A
(Compulsory)

1. a. "Nothing puzzles God." Explain with reference to Chinua Achebe's "Civil Peace"
- b. Give One Word Substitutes:
 - i) a writing in praise of a person _____
 - ii) one who is recovering from illness _____
 - iii) to disinfect by smoke _____
 - iv) a bride's outfit _____
 - v) a place for housing aeroplanes _____
- c. Convert the given Complex Sentences to Compound Sentences:
 - i) Once upon a time a man owned a hen which laid everyday a golden egg.

- ii) I shall not go unless I am invited.
 - iii) He was educated at a public school where he learnt Latin.
 - iv) He worked hard so that he might win the prize.
 - v) If he is at home, I shall see him.
- d. Identify and explain the violation of Gricean Maxims in the following cases:
- i) A: I failed in my test today
B: Wonderful!
 - ii) A: Where's my box of chocolates?
B: The Children were in your room this morning.

SECTION - B

2. Fictional stories raise awareness about moral issues. Explain with reference to the short stories "Civil Peace," "Three Questions" and "Sultana's Dream."
- 3.a) What do you know about the Republic of Gilead? (8 Marks)
- b) Why do handmaids wear red clothes? (7 Marks)

SECTION - C

4. Write an essay on any one of the given topics:
- i) Juvenile Delinquency
 - ii) Cyber Crimes
 - iii) Artificial Intelligence and Law
- 5.a) Give Synonyms: (5 Marks)
- i) harbinger ii) grotesque iii) nag iv) jab v) purify
- b) Give the meaning and make sentences using the following Idioms: (10 Marks)
- i) to bear the palm
 - ii) to bide one's time
 - iii) beside the mark
 - iv) to cry in wilderness
 - v) Jall talk

SECTION - D

- 6.a) Supply a suitable question Tag: (5 Marks)
- i) She came to meet the boss, _____
 - ii) The principal can help you, _____
 - iii) They do not believe in God, _____
 - iv) He cleared the examination in his first attempt, _____
 - v) I am going there tomorrow, _____
- b) Do as directed: (10 Marks)
- i) This is not the kind of behaviour expected of him. (Change to Interrogative Sentence)
 - ii) Why should I care what you think? (Change to Assertive)
 - iii) Radha performed better than anyone else. (Change to Negative Sentence)
 - iv) It is a really beautiful picture. (Change to Exclamatory Sentence)
 - v) Reema does not work as efficiently as Seema. (Change to Comparative Degree)
 - vi) I bought a dark-coloured dress. (Change to Complex Sentence)
 - vii) Excessive drinking is not just a costly habit but it is also injurious to health. (Change to Simple Sentence)
 - viii) It is never too late to mend. (Remove 'too' and rewrite)
 - ix) We admire the brave. (Change to Passive form)
 - x) God will not forget the cry of the humble. (Convert into Affirmative)
7. (a) Identify the Subordinate Clauses in the given sentences: (05 Marks)
- i) John is as tall as you are.
 - ii) If you want to solve this problem, you should resort to mediation.
 - iii) He finished work first because he started early.
 - iv) When he returned, we asked him many questions.
 - v) It is not known who has written this book.
- (b) Use the following phrases in Sentences: (5 Marks)
- i) with a smile.
 - ii) at sixes and sevens
 - iii) of no consequence

- iv) at the eleventh hour
 - v) without further delay
- (c) Replace the Underlined Noun Clauses by Noun Phrases: (05 Marks)
- i) Tell me what you think about this.
 - ii) The law will punish whosoever is guilty.
 - iii) The doctor is hopeful that she will soon recover.
 - iv) He does not know where I live.
 - v) I do not believe what he says.

SECTION – E

8. a. Explain the following terms: (10 Marks)
- i) Deixis ii) Reference iii) Anaphora
- b. Name the lexical relation between each pair of words: (5 Marks)
- i) place/piece ii) flower/lotus iii) conceal/hide
 - iv) right/write v) freedom/thraldom
9. a. Enlist the legal jargon words: (5 Marks)
- Prima facie; BP; Code Eight; Left Wing; FAQ; ASAP; IM; estoppel; CD; LOL; Cancel, annul and set aside; will and testament; aforementioned; RIP; thereupon; episcopal; herewith; eschatology; witnesseth; heresy; hereby; free trade; recession; ratifications deposited and accessions notified; RAM; SOP; narthex; agonal.
- b. What are hedges? (3 Marks)
- c. Discuss the Speech acts. (7 Marks)



B.A.LL.B. (HONS.) FYIC

END TERM EXAMINATION

DECEMBER - 2019

THIRD SEMESTER

PAPER - II: DEVELOPMENT ECONOMICS (MAJOR-III)

TIME DURATION: THREE HOURS

MAXIMUM MARKS: EIGHTY (80)

Note: Note: Section-A is compulsory and each part carries 5 marks. Attempt one question each from Section B, C, D & E and each question carries 15 marks.

SECTION - A

1. Write short notes on the following:

- a. "Economic Growth is the means to achieve the end of improvement in the quality of life of individuals." Discuss.
- b. "Technological Dualism is associated with structural unemployment or technological unemployment." Discuss.
- c. Theory of Surplus Value
- d. The concept of Intermediate Technology.

SECTION - B

2. "Growth is a necessary but not a sufficient condition for economic development." In light of this statement, discuss the factors that inhibit economic development in underdeveloped nations.
3. What is UNDP's rationale behind the construction of Human Development Index (HDI)? Critically examine HDI as a measure of economic development.

SECTION - C

4. "Disguised unemployment represents a saving potential for capital formation in underdeveloped countries." In light of this statement, critically discuss the suitable theory pertaining to capital formation.
5. Critically discuss the elements of Nelson's low-level equilibrium trap theory. Also discuss the suitable measures that prove to be helpful in escaping the low-level equilibrium trap.

SECTION - D

6. Critically discuss Schumpeter's model of development from the viewpoint of developing economies. Also explain the different forces that lead to the end of capitalism in the Schumpeter's model.
7. "Rostow's description of sequence of stages of economic growth is more like a hen and egg riddle." Explain the theory in context of this statement.

SECTION - E

8. When is it more effective to pursue a Hirschmanian growth strategy compared to Nurksian balanced growth approach? Discuss after explaining the essence of both the models.
 9. Elaborate on the 'critical Minimum Effort' theory. Also point out its limitations.
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B.A.LL.B. (HONS.) FYIC

END TERM EXAMINATION

DECEMBER - 2019

THIRD SEMESTER

PAPER - II: NON-WESTERN POLITICAL THOUGHT

(MAJOR-III)

TIME DURATION: THREE HOURS

MAXIMUM MARKS: EIGHTY (80)

Note: Note: Section-A is compulsory and each part carries 5 marks. Attempt one question each from Section B, C, D & E and each question carries 15 marks.

SECTION - A

1. Write short notes on the following:

- a. Mardin Fatwa
- b. Jati System
- c. Satyagraha
- d. Savarkar's definition of Hindutva

SECTION - B

2. Discuss the main tenets of Confucianism. What are the reasons for the decline of Confucianism in China in the early 20th century?
3. Critically analyse Ibn Khaldun's theory of civilisation. Explain the contradictions between Ummah and Assabiyah.

SECTION - C

4. Critically analyse the political world of the Panchatantra, as described in Ashay Naik's *Natural Enmity*. What is the relevance of Panchatantra in contemporary Indian political system?
5. Explain the open architecture of Hinduism. What are the major systems that have developed in Hinduism since the ancient times? What, do you think, represents the highest achievement of Hindu political thought?

SECTION - D

6. Critically examine Ayesha Jalal's thesis in *The Sole Spokesman*. Whom do you hold responsible for the partition of India in 1947? Has partition been beneficial for India in the long run?
7. Discuss Rabindranath Tagore's criticism of Gandhian nationalism. What were his views on internationalism?

SECTION - E

8. Discuss the contributions of Jawaharlal Nehru to the foundation of the Indian political system. What are the main criticisms of Nehruvian Consensus?
 9. Compare and contrast M. N. Roy's Radical Humanism and Deen Dayal Upadhyay's Integral Humanism. Which thought, according to you, represents the true essence of humanism?
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RG/ET/05/12/19

RAJIV GANDHI NATIONAL UNIVERSITY OF LAW, PUNJAB



**B.A.LL.B. (HONS.) FYIC
END TERM EXAMINATION
DECEMBER - 2019
THIRD SEMESTER
PAPER: SOCIAL RESEARCH
METHODOLOGY (Major- III)
TIME DURATION: THREE HOURS
MAXIMUM MARKS: 80 (EIGHTY)**

Note: Section-A is compulsory and each part carries 5 marks. Attempt one question each from Section B,C, D & E and each question carries 15 marks.

Section - A

1. Write short notes on the following:
 - a. What do you mean by research? Explain its importance in modern times.
 - b. Explain the meaning of Exploratory Research design.
 - c. Importance of observation as a data collection method.
 - d. Explain the meaning of the term Scaling.

Contd.....P.2

Section - B

2. Discuss the possibilities and limitations of the application of scientific method in Sociological research.
3. Write a brief note on inter-disciplinary approach to the study of society.

Section - C

4. Explain the meaning and significance of a Research design.
5. What are the main advantages of Sampling? Describe the various sampling techniques which are used in social investigation work.

Section - D

6. Write a short note on schedule and questionnaire.
7. Discuss the utility and limitation of a Case Study method of social research.

Section - E

8. Bring out the utility of scaling in social research. Discuss any one of the important scales.
 9. Analyse the scaling techniques for measuring (a) Social Status (b) Social distance. How would you measure the reliability of the scales?
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RAJIV GANDHI NATIONAL UNIVERSITY OF LAW, PUNJAB



**B.A.LL.B. (HONS.) FYIC
END TERM EXAMINATION
DECEMBER - 2019
THIRD SEMESTER
PAPER-III: INDIAN ECONOMICS (Minor)
TIME DURATION: THREE HOURS
MAXIMUM MARKS: 80 (EIGHTY)**

Note: Section-A is compulsory and each part carries 5 marks. Attempt one question each from Section B,C, D & E and each question carries 15 marks.

Section - A

1. Write short notes on the following:

- a. Suggest remedies to improve agricultural productivity in India.
- b. Define MSME Act 2006. What are its main features?
- c. Define inflation. How it is calculated?
- d. What are the causes of increasing burden of public debt in India?

Contd.....P.2

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Section - B

2. What are the effects of green revolution? Discuss the need of second green revolution in India.
3. Mention the problems of industrial development in India. Discuss the steps taken by the government to promote industrial development.

Section - C

4. What are the causes of low profitability in PSUS? Discuss the policy of disinvestment regarding public sector enterprises in India.
5. Critically evaluate industrial policy resolution of 1991.

Section - D

6. Account for the growth of black money in India. What is its impact? Discuss the policy initiatives to control black money.
7. Discuss the problem of unemployment in India. What are the policy measures to solve this serious problem?

Section - E

8. Indian economy is revealing low growth rate at present. What are its main causes? Critically evaluate the planning.
 9. What are forms of foreign investment. Describe the foreign direct investment policy in India.
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RAJIV GANDHI NATIONAL UNIVERSITY OF LAW, PUNJAB



**B.A.LL.B. (HONS.) FYIC
END TERM EXAMINATION
DECEMBER - 2019
THIRD SEMESTER
PAPER: NON-WESTERN POLITICAL
THOUGHT (MINOR- III)
TIME DURATION: THREE HOURS
MAXIMUM MARKS: 80 (EIGHTY)**

Note: Section-A is compulsory and each part carries 5 marks. Attempt one question each from Section B,C, D & E and each question carries 15 marks.

Section - A

1. Write short notes on the following:

- a. Asabiyah
- b. Tagore's views on nationalism.
- c. Gandhi was invoked for his ideas of Satyagraha during and in relation to the Hong Kong protests. Write a short note on the relevance of Satyagraha in modern world.
- d. 'Hindus have bonds of common blood. They are not only a Nation but also a race-jati'. Savarkar. Write a short note on Savarkar's views on Hindus.

Contd.....P.2

Section - B

2. What are the six schools of ancient Chinese philosophy according to Sina Qian? Give reasons for the emergence of Confucianism as the most dominated school?
3. a) Discuss the principles of Islamic philosophy. What are the main points of criticism by Al Ghazali of the syncretism between Quran revelation and classical philosophy? (10 Marks)
b) Does Ibn Taymiyega agree with Al Ghazali? Explain. (05 Marks)

Section - C

4. a) 'Caste system is not an isolated feature of Indian society?' In the light of this statement trace the evolution of caste in India. (05 Marks)
b) Discuss Hami's version of caste system in India and critically analyse Manu's views with the help of various other theories explaining Varna and Jati system of India. (10 Marks)
5. 'The extraordinary thoroughness of Kautilya's work, its eminent inductiveness and practical character, its unflinching logic, heedlessness of adventitious moral or religious standard and its wide range of subjects and interests gave it a unique combination of features: B.R. Ambedkar.
a) Write a note on relevance of Kautilya's views of Mandala Theory. (10 Marks)
b) How do you see the relevance of Seven Elements of State as against four essential elements of State as we understand today. (05 Marks)

Section - D

6. 'They (British) can retain their hold on India only by a policy of divide and rule. A living unity between Hindus and Muslims is fraught with danger to their rule. It would mean an end to it.' Gandhi in Harijan. In context of this statement, Discuss Gandhi's views and efforts to promote Hindu-Muslim unity.
7. Mohammad Ali Jinnah began his political journey as a nationalist and ended up as Qaid-e-Azam of Pakistan.
a) Write a note on Jinnah's evolution as a political leader of Congress and his difference of opinion with Gandhi. (10 Marks)
b) Discuss Jinnah's views on Two Nations Theory. (05 Marks)

Section - E

8. a) Match the following: (05 Marks)

- | | |
|--------------------------------|--------------------|
| 1. Ambedkar's D.O.B | a) 1920 |
| 2. Mooknayak Weekly paper | b) 1924 |
| 3. Bahishkrit Hitakarini Sabha | c) 1936 |
| 4. Bahishkrit Bharat | d) 1927 |
| 5. Annihilation of Caste | e) 14th April 1891 |

b) Write a note on Ambedkar's views on Caste system of India and how he suggests solution to this historical subjugation.

9. 'So to every Hindu from Santal to Sandhu, this Bharat Bhumi, this Sindhustan is at once a *pitrabhu* and a *punyabhu*- fatherland and holyland' Savarkar.

Discuss Savarkar's views on Hindu Rastra based on Hindutva and comment on its relevance.



**B.A.LL.B. (HONS.) FYIC
END TERM EXAMINATION
DECEMBER - 2019
THIRD SEMESTER
PAPER - IV: JURISPRUDENCE - I
TIME DURATION: THREE HOURS
MAXIMUM MARKS: EIGHTY (80)**

Note: Note: Section-A is **compulsory** and each part carries **5 marks**. Attempt **one question** each from Section B, C, D & E and each question carries **15 marks**.

SECTION - A

1. Write short notes on the following:
 - a. Comment on Hart-Dworkin Debate
 - b. Law
 - c. Social Utilitarianism
 - d. Veil of Ignorance & Equality in India

SECTION - B

2. Define Jurisprudence. Explain the nature, scope and importance of Jurisprudence.
3. Define Precedent. Discuss various types of precedents. Further, draw a comparison between Precedent, Custom and Legislation.

SECTION - C

4. Adherent of Natural Law believes that beyond and superior to the law made by man are certain higher principles, the principles of Natural Law. They argue that these principles are immutable and eternal. But during the late 19th and beginning of 20th centuries, Natural Law faced the criticism for this same reason and Hans Kelsen was one of such critiques. While elaborating Kelsen's view, write a critical note on the Criticism of Natural Law. Further, what is the role of Lon Fuller in reviving the natural law? Elucidate.
5. One can't deny the contributions of Professor Dworkin in developing the Legal Theory. He criticized the ruling theory of Law on the ground that it has ignored the individual's point of view. He was also critical about the use of discretion by Judges in 'hard Case'. While emphasizing on the proposition, discuss the concept of Law as Integrity. Further explain that why Dworkinian theory is criticized as Achilles' heal. Further, how you one connect Integrity with Ancient Indian concept of Dharma in context of Individual-Self (Yejnavalkya- Maitreyi conversation). Develop your answer with help of the readings and discussions.

SECTION - D

6. Explain the Austinian Concept of Law. Discuss in detail the contribution of the Analytical School of Jurisprudence.
7. Discuss the Development of Law as explained by Von Savigny. Further elaborate anti-thesis of his theory in Indian context.

SECTION - E

8. Critically analyze the theory of Balancing of interest as expounded by Roscoe Pound. Further, discuss its relevance in contemporary times.
9. What is your understanding about the term 'Realism'? Do you agree with the 'Bad Man' example of J. Oliver Holmes? While critically explaining the same write an essay on Realist thought of Jurisprudence.



**B.A.LL.B. (HONS.) FYIC
END TERM EXAMINATION
DECEMBER - 2019
THIRD SEMESTER
PAPER - V: CONSTITUTIONAL LAW - I
TIME DURATION: THREE HOURS
MAXIMUM MARKS: EIGHTY (80)**

Note: Note: Section-A is compulsory and each part carries 5 marks. Attempt one question each from Section B,C, D & E and each question carries 15 marks.

SECTION - A

1. Write short notes on the following:

- a. Constitutional Morality as a feature of the Indian Constitution
- b. Strict Judicial Scrutiny Test
- c. Nudity as a freedom of expression and obscenity law as a reasonable restriction under Indian Constitution
- d. Environment Clearance Report as part of the Precautionary Principles

SECTION - B

- 2.a) Define Transformative Constitutionalism in India. (2 Marks)
- b) Comment on "cession of territory" within the meaning of Indian Constitution? (3 Marks)
- c) Whether illegal migrants coming from Afghanistan, Bangladesh and Pakistan would be eligible for Indian citizenship? Comment. (3 Marks)
- d) Define the concept of domicile in India. (2 Marks)
- e) Whether private airlines in India are "State" within the meaning of Article 12 of the Indian Constitution? Comment. (2 Marks)
- f) Comment on the Doctrine of severability? (3 Marks)
- 3.a) How Dignity is a part of the Preamble to the Constitution of India? Discuss. (3 Marks)
- b) What are the rights of citizenship of certain persons of Indian origin residing outside India? Discuss. (3 Marks)
- c) Whether judiciary is State under Article 12 of the Indian Constitution? Discuss. (2 Marks)
- d) What do you mean by horizontal application of fundamental rights? Discuss. (2 Marks)

- e) Do you think refusing medical treatment is an act of waiving of one's own fundamental right? Discuss. (2 Marks)
- f) Whether "customary practice restricting individual rights" is a "law" within the meaning of Article 13 of the Indian Constitution? Discuss. (3 Marks)

SECTION - C

- 4.a) Suppose, State 'X' selectively banned the performance of professional dancing individuals on the basis of their gender in hotels during night. State also said that dancing in bars and hotels is not freedom of profession. Is the State action constitutional? Discuss. (2 Marks)
- b) Suppose a law passed by the legislature reduces the age of existing judges of lower courts from 60 years to 55 years in case of male judges, and from 60 years to 55 years in case of female judges. Further, the law provides that an executive body has the absolute discretion to extend the tenure of any judge without reason. While framing the legal issues, please test the constitutional validity of such legislation. (3 Marks)
- c) A law granted reservation in the super-speciality medical institutions on the basis of economic backwardness only. What is the constitutional validity of the law? Discuss. (3 Marks)
- d) What is consequential seniority? Discuss. (2 Marks)
- e) A cartoonist was punished just because he criticised the government policies in his sketches published in the newspaper. Is it constitutional? Discuss. (3 Marks)
- f) Do you think "Right to be forgotten" in the digital world is a part of freedom of speech and expression? Comment. (2 Marks)
- 5.a) What would be the constitutional validity of Food Restaurants' action of restricting the admission of individuals on the basis of Caste? Discuss. (2 Marks)
- b) Suppose the government acquired one thousand acres of private agricultural land by saying that it would be required for a public purpose, and awarded the inadequate compensation to the owners. While doing so, the government did not entertain an objection from any owner. However, after two years, the government denotified the acquired land and put it on a sale. Finally, the land was sold to a person 'X' at the price which was lower than the compensated money. It means that the government faced the loss. Later, an investigative journalist reported with evidence that the person 'X' is a relative of the cabinet minister who moved the proposal to acquire the land. Please, frame the legal issues and check the constitutional validity of the state action on the touchstone of Article 14 of the Indian Constitution. (3 Marks)
- c) Do you think Juvenile Justice Legislation is constitutional under the rule of equality? Discuss. (2 Marks)
- d) Do you think creamy layer should be introduced in case of reservation of Scheduled Castes and Scheduled Tribes in promotion? Discuss. (3 Marks)
- e) Do you think cyber bullying and internet trolling is part of one's online freedom of speech and expression? Comment. (2 Marks)
- f) In Rafale Deal case, the photocopies of three documents of the classified information revealing malpractices in the purchase of fighter planes were disclosed by the Whistleblower to an investigative journalist who reported the news. Do you think investigative journalist should be punished, and be compelled to reveal the identity of the whistleblower? Comment. (3 Marks)

SECTION - D

- 6.a) On 1st January, 2019, criticising Aadhar card was not an offence. Suppose, on 2nd January 2019, a law was passed by the legislature thereby criminalizing a person who criticised the Aadhar card on 1st January, 2019. What would be the constitutionality of such a legislation? Discuss. (3 Marks)
- b) Suppose a law passed by the legislature asking all Indian citizens to wear a brain mapping belt so that their thoughts can be monitored. The intention of the legislature's is to make all Indians honest, transparent and accountable towards the Indian Constitution. Is this law constitutional? Discuss critically. (3 Marks)
- c) Mobile phone of the arrested person was impounded, and opened without his or her consent by the police personnel. Do you think the police action is constitutionally valid? Discuss. (2 Marks)
- d) A law punishes Parents if they teach religious practices and foreign language to their child. The law completely prohibits homeschooling. Is this law constitutional? Discuss. (2 Marks)
- e) What are the constitutional safeguards against the composition and powers of the advisory board constituted under the preventive detention laws? Discuss. (3 Marks)
- f) A law passed by the legislature prohibits sex workers from indulging into sex industry, and prescribes the strict punishment for them. By doing so, the intention of the legislation is to stop the human trafficking in India. What is the constitutionality of such legislation? Discuss. (2 Marks)
- 7.a) On 1st January, 2019, commercial surrogacy was not an offence. Suppose, on 2nd January 2019, a law was passed by the legislature thereby criminalizing the surrogate mother for entering into commercial surrogacy on 1st January, 2019. The intention of the legislature's is to remove the immoral practices from the society. What would be the constitutionality of such legislation? Discuss. (3 Marks)
- b) Suppose the Aadhar legislation provides that the residents of India have to give their blood samples to the government centres or private agencies acting on behalf of the government for the purposes of attaching the samples with the Aadhar details. Is it a violation of the constitutional protection against self-incrimination? Discuss. (3 Marks)
- c) Define substantive due process. (3 marks)
- d) Do you think that the Public trust doctrine can be applied to curb the environmental problems raised by stubble burning in India? Discuss. (2 Marks)
- e) A petition filed before the Supreme Court of India seeks appropriate orders against the excessive use of handy Bluetooth speakers in villages, colonies, institutions, etc. What is the constitutional validity of the petition? Discuss. (2 Marks)
- f) Does the State have power to acquire the structures of the religious denominations? Discuss. (2 Marks)

SECTION - E

- 8.a) Whether Hindus should be considered as "minority" in the State of Punjab? Comment. (3 Marks)
- b) Whether Right to Education Act, 2009 should be implemented in the minority educational institutions? Discuss. (2 Marks)

- c) A prisoner wrote a letter to a judge of the Supreme Court of India in which he mentioned about the ill treatment of the prisoners in his jail. Is it possible for the judge to consider the letter as a petition under Article 32 of the Indian Constitution? Discuss. (3 Marks)
- d) Can a private employer challenge the Minimum Wages Act on the ground that it violates the employer's fundamental freedom of profession and other property interests? Discuss. (2 Marks)
- e) A government civil servant was acquitted from a criminal charge of domestic violence by the criminal court. But the concerned department initiated the disciplinary proceedings against the civil servant on the same charges of domestic violence. Do you think acquittal from the criminal court bars the department from initiating disciplinary proceedings against the civil servant? Comment. (3 Marks)
- f) How non-communication of Annual confidential report or Annual Appraisal Report involves civil consequences for the concerned government civil servant? Discuss. (2 Marks)
- 9.a) A University 'X' was established and administered by a minority 'Y' in State 'Z'. Whereas the University Grants Commission regulating the higher education in India demands that the Vice-Chancellors of all Universities should be the academicians only, the University 'X' appointed person 'B', who was a non-academician, as its Vice-Chancellors. A petition against the appointment was filed before the High Court of State 'Z'. The University 'X' contended before the court that since it has not adopted any regulation framed by the University Grants Commission, it is not bound to obey any rule. The University 'X' further contended that any interference with their modes of appointment of the Vice-Chancellors would be a violation of their 'minority character'. Guide the High Court in deciding the case. (3 Marks)
- b) High Court of State 'X' using its inherent powers under Article 226 stayed the police investigation of serious offences, including robbery, dacoity and murder, for unreasonable period of time without giving any reasons. The victims filed a petition before the Supreme Court under Article 32 of the Indian Constitution, and prayed that High Court's order of staying the investigation should be quashed as it violates the rights of the victims of crime to access the justice system. Can Supreme Court intervene in the High Court's inherent powers? Give reasons. (3 Marks)
- c) An orphan child belonging to religion 'X' was protected by the government, and rehabilitated in the government facility centre. Suppose, a law passed by the legislature prohibits the government facility centre not to give the child in adoption to those adoptive parents who have different religion than the child's religion 'X'. How such legislation violates the Constitution? Discuss. (2 Marks)
- d) An inquiry officer submits its findings about the charges proved against the charged official to the disciplinary authority. At this stage, disciplinary authority has to award appropriate punishment. During the inquiry stage, i.e. proceedings before the inquiry officer, proper opportunity of being heard was given to the delinquent official. Do you think that the disciplinary authority, while awarding punishment, is bound to give the copy of the report submitted by the inquiry officer? Discuss. (2 Marks)
- e) Do you think Doctrine of Pleasure under Article 310 is absolute in nature? Discuss. (3 Marks)
- f) What are the rights of the government civil servant against the order of his or her suspension? Discuss. (2 Marks)

RAJIV GANDHI NATIONAL UNIVERSITY OF LAW, PUNJAB

**B.A.LL.B. (HONS.) FYIC
END TERM EXAMINATION
DECEMBER - 2019
THIRD SEMESTER
PAPER: LAW OF CONTRACT- II (INCLUDING
SALE OF GOODS ACT)
TIME DURATION: THREE HOURS
MAXIMUM MARKS: 80 (EIGHTY)**

Note: Section-A is compulsory and each part carries 5 marks. Attempt one question each from Section B,C, D & E and each question carries 15 marks.

Section - A

1. Explain the following provisions with relevant case laws:

- a. The conduct of a manager of a bank was guaranteed. Subsequent to it, without the knowledge of the surety, the bank raised the salary of the manager with a condition of the the liability of the manager not exceeding 1/4 on the discount allowed by him.

Whether the surety is discharged or not in the situation?

- b. A lady and her husband engaged an agent to find out a purchaser of her property, the commission being payable to the agent on finding out a purchaser. The purchaser advanced a sum of Rs.30,000/- for Rs. 1,27,000/- as the price of the property. The agent brought a customer but the lady refused to sell the property. Whether the agent is entitled to commission? Explain the relevant provision with case law.

- c. 'A' runs a business and he admits 'B' also in the business subject to the condition that B will not invest any money in the business and 'B', in lieu of profit will get a salary of Rs. 4 lakhs per annum and 'B' will not have any dealing on behalf of the firm. B will also not be liable loss.

Is it a partnership business. Explain the relevant provision of the partnership Act?

- d. Mr. 'A' a jeweller, sold jewellery to 'W', "on sale or return". No time was prescribed to return the same. 'W' pledged the jewellery to Razia. 'W' did not pay the price to 'A', the Jeweller. The Jeweller 'A' sued 'W'. Can 'A' get his jewellery back?

Section - B

- 2a) A corporation registered transfer of stocks on the request of a banker but the stocks found later on to be forged. Can corporation recover the indemnity from banker. (05 Marks)
- b) How surety's liability can be revoked? (10 Marks)
- 3a) R gives a ring to M for being delivered to C. M instead pledge that ring to D. R brings an action against D. Decide. (05 Marks)
- b) The goods of the plaintiff stolen in a theft. The police recovered the stolen goods. But goods were stolen from the police custody again. Is Government liable as bailee? (10 Marks)

Section - C

- 4a) A as an agent of B was carrying on Business on behalf of B. B had asked A to get goods insured but B failed to get the goods insured immediately. After two months of such instructions, a fire broke out without any fault of A in which the whole goods perished. Is A liable to B for loss? (05 Marks)
- b) A who is a minor is appointed by B as his agent. A commits a default in course of business and B brings an action against A. Is A liable? (05 Marks)
- c) Mention the law related to minor under the contract of Agency in detail. (05 Marks)

- 5a) A lends money to a firm to secure the payment, the partners agree to give him 10% of the business profits. Does A become partner of the firm? (05 Marks)
- b) Explain the nature of partnership in detail. (05 Marks)
- c) Explain the law relating to Implied Authority of the partners as per Indian partnership Act. (05 Marks)

Section - D

6. 'Dissolution involves a change in the relation of partners but it does not end the partnership'. Critically examine the statement.

A, B, C and D are partners in a firm which has not been registered. A is wrongfully expelled from the firm by the other partners. Can he successfully bring a suit against the other partners for damages for wrongful expulsion and declaration that he continues to be a member of the firm? What remedies if any are open to A?

(10+5 Marks)

- 7a) What is the difference between Sale and Agreement to sell? (05 Marks)
- b) In a contract of sale of horse, the seller made representation of its soundness with the words "I never warrant but he is sound, so far as I know."

Can buyer sue the seller under sale of Goods Act, in case the horse turns out to be unsound?

Explain the relevant provisions of law. (10 Marks)

Section - E

- 8a) The plaintiff agreed to sell two packets of hop to the defendant on the spot in a fair and two other packets which were in a godown. The plaintiff went to the warehouse and marked two packets out of three packets there and asked the warehouse-man to wait the order of the buyer.

Whether the property in goods transfers to buyer or not as per Sales of Goods Act? (05 Marks)

- b) Explain the specific goods in deliverable state in detail (05 Marks)
- c) Write a note on c.i.f Contract. (05 Marks)
- 9a) The seller informed the buyer that the goods ordered by the buyer were ready for delivery at a place but the seller did not allow the buyer to open the box. The buyer could not inspect the goods. Can buyer reject the goods under Sale of Goods Act? Mention the relevant provision of law. (05 Marks)
- b) What are the rights of an unpaid seller? Explain in detail with case laws. (10 Marks)