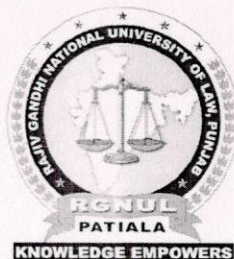


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RG/MT/15/03/17

RAJIV GANDHI NATIONAL UNIVERSITY OF LAW, PUNJAB



**LL.M. ONE YEAR COURSE
MID TERM EXAMINATION
MARCH 2017
SECOND SEMESTER
PAPER - I: LAW AND JUSTICE IN
GLOBALISED WORLD
TIME DURATION: ONE AND HALF HOURS
MAXIMUM MARKS: FORTY (40)**

Note: Section - A is Compulsory.

Attempt **One Question** each from **Section - B** and **Section - C**

SECTION - A

1. **Write short notes on the following:**
 - a. "Think globe and live local" explain it in Technological era.
 - b. Precautionary Principle and Polluter Pay Principle in International Environmental Law

2 X 5=10 Marks

-2-

SECTION - B

2. Define globalization, and explain the impact of globalization on economic policies of India.
3. "In the era of globalization sovereignty of states is lessened." Do you agree this statement? Give argues.

15 X 1=15 Marks

SECTION - C

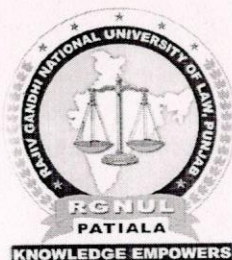
4. Define International Crime. Explain the genocide as an International Crime under International Criminal Law.
5. Define International Environmental Law. Explain the Role of United Nations Environment Programme (UNEP) in global world.

15 X 1=15 Marks

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RAJIV GANDHI NATIONAL UNIVERSITY OF LAW, PUNJAB



**LL.M. ONE YEAR COURSE
MID TERM EXAMINATION
MARCH 2017
SECOND SEMESTER
PAPER - II: LAW OF CORPORATE FINANCE AND
TAXATION (BUSINESS LAW GROUP)
TIME DURATION: ONE AND HALF HOURS
MAXIMUM MARKS: FORTY (40)**

Note: Section - A is Compulsory.

Attempt **One Question** each from **Section - B** and **Section - C**

SECTION - A

1. Write short notes on the following:

- a. Domestic Company.
- b. Capital Asset.

2 X 5=10 Marks

Contd.....P.2

-2-

SECTION - B

2. Discuss the exemptions available to an assessee from Capital Gains under sections 54, 54F.
3. Discuss the Computation of income of Corporate Entities from 'Other Sources'.

15 X 1=15 Marks

SECTION - C

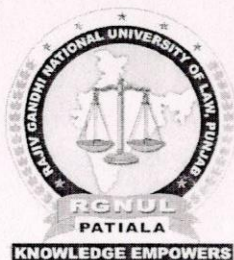
4. Define and discuss Company in which Public are substantially interested and main features of Corporate taxation in India.
5. What do you understand by Minimum Alternate Tax. Discuss the liability of the Companies to pay MAT and legal provisions relating to computation of MAT and Book Profits.

15 X 1=15 Marks

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RAJIV GANDHI NATIONAL UNIVERSITY OF LAW, PUNJAB



**LL.M. ONE YEAR COURSE
MID TERM EXAMINATION
MARCH 2017
SECOND SEMESTER
PAPER - II: SCIENTIFIC AND FORENSIC
TECHNIQUES IN INVESTIGATION
OF CRIMES
(CRIMINAL LAW GROUP)
TIME DURATION: ONE AND HALF HOURS
MAXIMUM MARKS: FORTY (40)**

Note: Section - A is Compulsory.

Attempt **One Question** each from **Section - B** and **Section - C**

SECTION - A

1. **Write short notes on the following:**
 - a. Objective of scientific investigation of crime.
 - b. Principles of forensic science.

2 X 5=10 Marks

Contd.....P.2

-2-

SECTION - B

2. What are the Constitutional privileges available to the accused? Also discuss the safeguards provided to the accused under the Code of Criminal Procedure, 1973.
3. Critically evaluate the various steps involved in investigation of crime.

15 X 1=15 Marks

SECTION - C

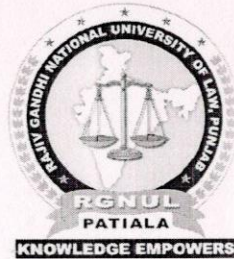
4. Discuss the importance of crime scene in investigation of offences. What precautions are to be taken by the investigating officer for preservation of crime scene?
5. Who is an expert? Is forensic evidence admissible in Court of law? Discuss.

15 X 1=15 Marks

Roll no. _____

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RAJIV GANDHI NATIONAL UNIVERSITY OF LAW, PUNJAB



**LL.M. ONE YEAR COURSE
MID TERM EXAMINATION
MARCH 2017
SECOND SEMESTER
PAPER - II: CONSTITUTIONAL AMENDMENTS
IN INDIA
(CONSTITUTIONAL LAW GROUP)
TIME DURATION: ONE AND HALF HOURS
MAXIMUM MARKS: FORTY (40)**

Note: Section - A is Compulsory.

Attempt One Question each from Section - B and Section - C

SECTION - A

1. Write short notes on the following:

- a. The Parliament in the exercise of its constituent power amended the constitution and deleted the right to property from Part-III. 'X' a citizen challenged the validity of the amendment on the ground that it affected the basic structure of the constitution.
- b. The State Government issued an order under Art. 15(4) of the constitution reserving 68% of seats to backward classes and 32% seats made available to the merit pool in the Medical and Engineering colleges. The validity of the

-2-

order was challenged by a student who had secured more marks than those admitted under the order. Decide.

2 X 5=10 Marks

SECTION - B

2. What was held in the Coelho case? In this context, can you say that judicial review is of key importance amongst the basic features of the Constitution?
3. What is the procedure for amendment of the Constitution? Is the Power of Parliament to amend the Constitution absolute?

15 X 1=15 Marks

SECTION - C

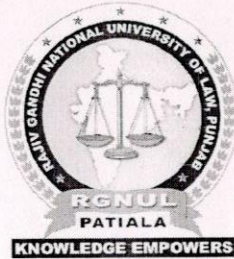
4. An Act of a state providing for 72% reservation in government service is inserted in Ninth Schedule of the constitution through Constitutional Amendment.
An unemployed youth wants to challenge this amendment. Advise him.
5. By means of an amendment to the constitution, the election disputes of the Prime Minister and Speaker were kept beyond the scope of the courts and judicial scrutiny. Examine the validity of such amendment.

15 X 1=15 Marks

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RG/MT/17/03/17

RAJIV GANDHI NATIONAL UNIVERSITY OF LAW, PUNJAB



**LL.M. ONE YEAR COURSE
MID TERM EXAMINATION
MARCH 2017
SECOND SEMESTER
PAPER - III: SERVICE AND ELECTION LAWS
(CONSTITUTIONAL LAW GROUP)
TIME DURATION: ONE AND HALF HOURS
MAXIMUM MARKS: FORTY (40)**

Note: Section - A is Compulsory.

Attempt **One Question** each from **Section - B** and **Section - C**

SECTION - A

1. **Write short notes on the following:**

- a. Define Deputation . What are the Rights of the Deputationist.
- b. What is Annual Confidential Report? When and by whom these repots are written?

2 X 5=10 Marks

Contd.....P.2

SECTION - B

2. What is the purpose of Suspension? Discuss in detail the provision with regard to the grant of Subsistence allowance to an employee who is under suspension.
3. Explain 'Doctrine of Pleasure' in India and also discuss its implications under Article 310 of the Indian Constitution.

15 X 1=15 Marks

SECTION - C

4. Write a detailed note on the Procedure of conducting an inquiry against delinquent Government Servant who has been accused of manipulating government records.
5. Write a detailed note on the major and minor penalties that can be imposed upon a Govt. Servant, also explain the manner in which these penalties are awarded to Govt. Servant.

15 X 1=15 Marks

Roll no. _____

RG/MT/17/03/17

RAJIV GANDHI NATIONAL UNIVERSITY OF LAW, PUNJAB



**LL.M. ONE YEAR COURSE
MID TERM EXAMINATION
MARCH 2017
SECOND SEMESTER
PAPER - III: LAW OF INSURANCE AND
ARBITRATION (BUSINESS LAW GROUP)
TIME DURATION: ONE AND HALF HOURS
MAXIMUM MARKS: FORTY (40)**

Note: **Section - A is Compulsory.**
 Attempt **One Question** each from **Section - B** and **Section - C**

SECTION - A

1. Write short notes on the following:

- a. Mr. A has four fire insurance policies from four different Insurance Companies for his house. Policies are valued at Rs. 50,000, Rs. 30,000, Rs. 20,000 and Rs. 10,000. His house was damaged in the fire. The assessors assessed a loss of Rs. 60,000. How much claim will be given to Mr. A? Can he claim from all Insurance Companies?
- b. A takes a Double endowment policy from XYZ Insurers for 15 years. The amount of the policy is Rs. 90,000. Answer the following Questions with reasons:
 1. A dies before the maturity of the policy. How much claim will be given and who can claim the amount?
 2. A survives the policy. How much claim will be given?

2x5 = 10 Marks

Contd..

SECTION - B

Mr. B insured his factory worth Rs. 3 crore with XYZ Insurance Company, later on XYZ Insurance Company insures the same factory with ABC Insurance Company for Rs. 3.5 crore. Answer the following Questions with reasons:

- .) Discuss the validity of Insurance undertaken by XYZ Company.
- .) Can B claim the insurance policy for the amount Rs. 3.5 crores from ABC Company directly?

Mr. C had undetected cancer at the time of taking the Insurance policy. But he had frequent bouts of cough and cold at that time. At the time of proposal, he replied to number of questions, contained in the proposal form, including as to whether he suffering from any disease. He replied in negative. After 3 years of this policy, the symptoms of cancer became more frequent and he died within 2 months of starting cancer treatment. Can Mr. C's nominee claim the insurance benefit and amount of policy from the insurer? Give Reasons discussing the concept of duty to disclose.

15 X 1=15 Marks**SECTION - C**

Discuss the insurance policy in following situations and support your answer with reasons:

- a. Mr. Ajay took a TERM Life policy in the name of his employee Baba. The employee retired from the employment. Can Mr. Ajay claim the Insurance amount after the termination of employment of an employee?
- b. During the course of fire in a house, to save the property from being destroyed the owner started throwing out the articles. Can he claim the loss from Insurance Company?

Contd.....P.3

5. Discuss the insurance policy in following situation and support your answer with reasons:

- a) The crew of the ship forced the master to take back the ship to home port due to fear of war. Can the master be excused for deviation?
- b) Mr. C had a fire insurance policy of his godown worth Rs. 90,000. There was a theft in the godown and after the theft; thieves put the godown on fire. Mr. C claimed the whole of the loss from Insurance Company. Answer the following questions and give reasons in support of your answer.

I. Is this a valid claim?

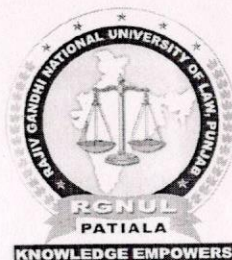
II. Identify the proximate cause for Insurance Claim.

15 X 1=15 Marks

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RG/MT/17/03/17

RAJIV GANDHI NATIONAL UNIVERSITY OF LAW, PUNJAB



**LL.M. ONE YEAR COURSE
MID TERM EXAMINATION
MARCH 2017
SECOND SEMESTER
PAPER - III: ADMINISTRATION OF CRIMINAL
JUSTICE-CUSTODIAL AND NON-CUSTODIAL
(CRIMINAL LAW GROUP)
TIME DURATION: ONE AND HALF HOURS
MAXIMUM MARKS: FORTY (40)**

Note: Section - A is Compulsory.

Attempt **One Question** each from **Section - B** and **Section - C**

SECTION - A

1. **Write short notes on the following:**

- a. Solitary Confinement
- b. Remission

2 X 5=10 Marks

Contd.....P.2

SECTION - B

2. Explain in detail the relevance of different theories of Punishment. Support your answer with relevant case laws.
3. Explain with the help of recent case laws The Constitutionality of death Sentence.

15 X 1=15 Marks

SECTION - C

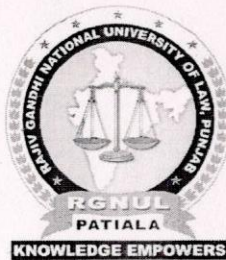
4. Discuss in detail the classification of Prisons and Prisoners in India. Also throw light on the problems faced by prisoners in the prisons in India.
5. Discuss in detail the rules related to Admission and Release of prisoners in India.

15 X 1=15 Marks

Roll no. _____

RG/MT/18/03/17

RAJIV GANDHI NATIONAL UNIVERSITY OF LAW, PUNJAB



**LL.M. ONE YEAR COURSE
MID TERM EXAMINATION
MARCH 2017
SECOND SEMESTER
PAPER - IV: MEDIA LAW
(CONSTITUTIONAL LAW GROUP)
TIME DURATION: ONE AND HALF HOURS
MAXIMUM MARKS: FORTY (40)**

Note: Section - A is Compulsory.

Attempt **One Question** each from **Section - B** and **Section - C**

SECTION - A

1. **Write short notes on the following:**
 - a. Write a note on nature of freedom of press in United State of America with reference to ground of restrictions.
 - b. With the help of relevant judicial interpretation, write a note on Right to Circulation as an inherent part of freedom of press.

2 X 5=10 Marks

Contd.....P.2

SECTION - B

2. A famous Indian actor was under treatment against drug additions, was under a observation at rehabilitation center for 3 months at Singapore in the year 2000. On 16th February 2001 this information was published in a leading national newspaper without any authorization merely on the basis of the information acquired from the rehabilitation center. The actor filed a suit against the editor of for damages on the ground of breach of right to privacy by the newspaper, whereas the newspaper editor took the plea of freedom of speech & press as provided under Article 19(1)a. Decided, with the help of relevant judicial pronouncements.

In reference to above proposition elaborate a comparative analysis of right to privacy in UK, USA and India.

3. "In modern constitutional democracies, it is axiomatic that citizens have a right to know about the affairs of the government which, having been elected by them, seeks to formulate sound policies of governance aimed at their welfare.....democracy.... expects openness is concomitant of a free society. Sunlight is the best disinfectant".

In the light of above statement, explain the journey of right to information interpreted by the judiciary, as inherent part of freedom of speech and expression, with reference to freedom of press.

15 X 1=15 Marks

SECTION - C

4. "A public utility company Zifi indulged in manufacturing medical equipment , published a magazine called Blue Print Info to provide the information about various services offered by the hospitals with their advertisements, including address and telephone numbers. Which was challenged by the government telecom department claiming monopoly to publish the telephone directory. The Zifi counters it as violation of article 19(1) a."

Decide the matter and in relation to above proposition, explain the concept of "Commercial Speech" with special reference to various provisions of law for its regulation.

Contd.....P.3

5. Navneet a publisher of English daily newspaper "The North-East" with a wide circulation in 'State of Assam', published an expunged portion of the proceeding of the State Assembly containing that "The Chief Minister of the state must be publicly criticized and charged for genocide for his decision and role in a communal violence".

The State assembly of Assam issued a notice for breach of privilege against editor and publisher. Editor and publisher are taking plea of violation of Article 19(1)(a); whereas the Legislative Assembly claims this publication as breach of privilege.

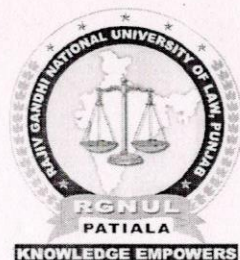
In the light of above mentioned facts, explain the status of publication of parliamentary proceedings in India with the help of relevant judicial Pronouncements.

15 X 1=15 Marks

Roll no. _____

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RAJIV GANDHI NATIONAL UNIVERSITY OF LAW, PUNJAB



**LL.M. ONE YEAR COURSE
MID TERM EXAMINATION
MARCH 2017
SECOND SEMESTER
PAPER - IV: CORPORATE
REGULATIONS (BUSINESS LAW GROUP)
TIME DURATION: ONE AND HALF HOURS
MAXIMUM MARKS: FORTY (40)**

Note: Section - A is Compulsory.

Attempt **One Question** each from **Section - B** and **Section - C**

SECTION - A

1. **Write short notes on the following:**

- a. Distinguish between primary market and secondary market.
- b. Explain the guidelines issued by SEBI relating to buy back of shares.

2 X 5=10 Marks

Contd.....P.2

-2-

SECTION - B

2. Write short notes on :-

- a) Ministry of Corporate Affairs (MCA)
- b) Reserve Bank of India (RBI)

3. Write short notes on:-

- a) Role and Function of financial market in Economic growth of India.
- b) Difference between Money market and Capital market.

15 X 1=15 Marks

SECTION - C

4. Explain the role and powers of Securities and Exchange Board of India.

5. Define depository system? Explain the features of Depository Act of 1996.

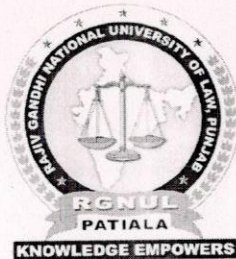
15 X 1=15 Marks

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RG/MT/18/03/17

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RAJIV GANDHI NATIONAL UNIVERSITY OF LAW, PUNJAB



LL.M. ONE YEAR COURSE
MID TERM EXAMINATION
MARCH 2017
SECOND SEMESTER
PAPER - IV: CRIMINOLOGY, PENOLOGY AND
VICTIMOLOGY (CRIMINAL LAW GROUP)
TIME DURATION: ONE AND HALF HOURS
MAXIMUM MARKS: FORTY (40)

Note: Section - A is Compulsory.

Attempt One Question each from Section - B and Section - C

SECTION - A

1. Write short notes on the following:

- Meaning and Concept of Criminology.
- Concept of Crime.

2 X 5 =10

SECTION - B

- Elaborate the theories related to criminality as explained by Lombroso? Discuss the concept and meaning of 'Atavism'?
- Elaborate the theory of Differential Association to explain criminal behavior

15 X 1=15 Marks

SECTION - C

- Discuss the psychological concept of crime with the help of theories and also elaborate the philosophy of Sigmund Freud.
- Elaborate the Multiple factor approach to crime causation? Also discuss the Bio-Physical factors of Criminality.

15 X 1=15 Marks