

Total No. of Questions : 10]

PC-2034

SEAT No. :

[Total No. of Pages : 4

[6363]-81

B.A.LL.B.

FOURTH YEAR OF FIVE YEAR LAW COURSE

LC - 0801 : Labour and Industrial Law

(2017 Pattern) (Semester - VIII)

Time : 3 Hours]

[Max. Marks : 80

Instructions to the candidates:

- 1) Answer any three questions from part A. Each question in part A is for 15 marks.
- 2) Answer any two questions from Part B. Each question in Part B is for 10 marks.
- 3) Answer any three short answer questions from Part C. Each question in Part C is for 05 marks.

PART - A

[3 × 15 = 45]

- Q1) Explain in detail Constitutional provisions related to labour along with landmark case laws
- Q2) What are the aims and objectives of Industrial Employment (Standing Orders) Act, 1946? Discuss powers, duties, and role of Certifying Officer.
- Q3) Explain the Notional Extension theory with reference to illustrations and case laws under The Employees Compensation Act 1923
- Q4) Discuss the provisions of retrenchment and lay off under the Industrial Dispute Act, 1947.
- Q5) Define "Factory" and discuss in detail the Safety measures under the Factories Act, 1948.

PART - B

[2 × 10 = 20]

- Q6) Explain the aims and objectives of Payment of Wages Act, 1936. Who are responsible for payment of wages?
- Q7) What are the theories of wages? How it is useful to fixing and revising wages under the Minimum Wages Act, 1948?
- Q8) Analyze the unfair labour practices given under the Maharashtra Recognition of Trade Unions and Prevention of Unfair Labour Practices Act, 1971?
- Q9) Compare the term Industry with the reference of Bangalore Water Supply Case and Industrial Dispute amendment Act, 1982.

P.T.O.

PART - C

10) Write a short note on any three :

[3 × 5 = 15]

- a) Strike & Lock-out
- b) Works Committee
- c) Contract Labour
- d) Factory Inspector
- e) Doctrine of added peril



PC-2034

[6363]-81

B.A.LL.B.

FOURTH YEAR OF FIVE YEAR LAW COURSE

LC - 0801 : कामगार आणि औद्योगिक कायदा

(2017 Pattern) (Semester - VIII)

(मराठी रूपांतर)

वेळ : 3 तास]

[एकूण गुण : 80]

- सूचना : 1) भाग अ मधील कोणत्याही तीन प्रश्नांची उत्तरे द्या. भाग अ मधील प्रत्येक प्रश्न 15 गुणांसाठी आहे.
- 2) भाग ब मधील कोणत्याही दोन प्रश्नांची उत्तरे द्या. भाग ब मधील प्रत्येक प्रश्न 10 गुणांचा आहे.
- 3) भाग क मधील कोणत्याही लघु तीन प्रश्नांची उत्तरे द्या. भाग क मधील प्रत्येक प्रश्न 05 गुणांचा आहे.

भाग - अ

[3 × 15 = 45]

- प्रश्न 1) कामगारांशी संबंधित घटनात्मक तरतुदांजुह महत्त्वाच्या न्यायनीवाडयाचे तपशीलवार वर्णन करा.
- प्रश्न 2) औद्योगिक रोजगार (स्थायीआदेश) अधिनियम, 1946 चे उद्दिष्टे काय आहेत? प्रमाणन अधिकाऱ्याचे अधिकार, कर्तव्ये आणि भूमिका यावर चर्चा करा.
- प्रश्न 3) कर्मचारी, नुकसान भरपाई कायदा 1923 अंतर्गत न्यायणिवाडे व उदाहरणे देऊन काल्पनिक विस्तर सिद्धांत स्पष्ट करा.
- प्रश्न 4) औद्योगिक विवाद कायदा, 1947 अंतर्गत छाटणी (Retrenchment) आणि कामबंद (Lay off) करण्याच्या तरतुदींची चर्चा करा.
- प्रश्न 5) "कारखाना" परिभाषित करा आणि कारखाना कायदा, 1948 अंतर्गत सुरक्षा उपायांची तपशीलवार चर्चा करा.

भाग - ब

[2 × 10 = 20]

- प्रश्न 6) वेतन देय कायदा, 1936 चे उद्दिष्टे स्पष्ट करा. वेतन देण्यास कोण जबाबदार आहे?
- प्रश्न 7) वेतना चे सिद्धांत काय आहेत? किमान वेतन कायदा, 1948 अंतर्गत वेतन निश्चित करणे सुधारणे कसे उपयुक्त आहे?

प्रश्न 8) महाराष्ट्र कामगार संघटना मान्यता आणि अनुचित कामगार प्रथा प्रतिबंधक कायदा 1971 अंतर्गत दिलेल्या अनुचित कामगार पद्धतींचे विश्लेषण करा.

प्रश्न 9) "उद्योग" या पारिभाषेची तुलना बेंगलुरु पाणी पुरवठा प्रकरण (केस) आणि औद्योगिक विवाद दुरुस्ती कायदा 1982 चा संदर्भ देऊन करा.

भाग - क

प्रश्न 10) कोणत्याही तीन संक्षिप्त टीपा लिहा :

[3 × 5 = 15]

- अ) संप आणि ताळेबंद
- ब) कार्य समिती (Works Committee)
- क) कंत्राटी कामगार
- ड) कारखाना निरीक्षक
- इ) अतिरिक्त धोक्याचा सिद्धांत



Total No. of Questions : 10]

SEAT No. :

PC-2035

[Total No. of Pages : 4

[6363]-82

B.A.LL.B.

(Fourth Year of Five Year Law Course)

LC - 0802 : JURISPRUDENCE

(2017 Pattern) (Semester - VIII)

Time : 3 Hours]

[Max. Marks : 80

Instructions to the candidates :

- 1) Each Question in Part A is for 15 Marks. Answer any three questions from Part A.
- 2) Each Question in Part B is for 10 Marks. Answer any two questions from Part B.
- 3) Answer question No. 10 from Part C as directed. The question No. 10 is for 15 marks.

PART - A

[3 × 15 = 45]

- Q1) Explain the concept of 'Social Contract Theory' with the help of various theories propounded by jurists belonging to natural school of jurisprudence.
- Q2) Elucidate on Legal Positivism with reference to Bentham's Theory.
- Q3) Write a detailed note on HLA Hart's Concept of Law.
- Q4) Describe the Characteristic Kinds and Modes of acquiring Ownership.
- Q5) Discuss the Characteristics, Kinds & Theories of Legal Rights.

PART - B

[2 × 10 = 20]

- Q6) 'Law, in general, is an outcome of years of historical development' Justify with the help of apt illustrations.
- Q7) Precedent is based upon the principle of *stare decisis et non quieta movere*, more commonly referred to as 'stare decisis', meaning to 'stand by decided matters'. Explain

P.T.O.

Q8) Define Liability. Explain Strict, Absolute and Vicarious Liability.

Q9) Write in detail the Meaning, Characteristics, Purposes and Classification of Law.

PART - C

10) Write a short note on any three of the following : [3 × 5 = 15]

- a) Jurisprudence – Meaning, Nature, and Utility
- b) Legislation as a Source of Law
- c) Meaning of Wrong, Duty and Right
- d) Feminist Legal Theory
- e) Legal Status of Lower Animals, Dead persons, Unborn Persons



Total No. of Questions : 10]

PC-2035

[6363]-82

B.A:LL.B.

(Fourth Year of Five Year Law Course)

LC-0802 : न्यायशास्त्र

(2017 Pattern) (Semester - VIII)

(मराठी रूपांतर)

वेळ : 3 तास]

[एकूण गुण : 80

- सूचना : 1) भाग अ मधील प्रत्येक प्रश्न 15 गुणांचा आहे. भाग अ मधील कोणत्याही तीन प्रश्नांची उत्तरे द्या.
- 2) भाग ब मधील प्रत्येक प्रश्न 20 गुणांचा आहे. भाग ब मधील कोणत्याही दोन प्रश्नांची उत्तरे द्या.
- 3) भाग क मधील प्रश्न क्रमांक 10 चे निर्देशानुसार उत्तर द्या. प्रश्न क्रमांक 10 हा 15 गुणांचा आहे.

भाग - अ

[3 × 15 = 45]

- प्रश्न 1) सोशल कॉन्ट्रॅक्ट थिअरी ही संकल्पना नैसर्गिक न्यायशास्त्राशी संबंधित कायदेतज्ज्ञांनी मांडलेल्या विविध सिद्धांतांच्या साहाय्याने समजावून सांगा.
- प्रश्न 2) बेंथमच्या सिद्धांतच्या संदर्भात कायदेशीर प्रत्यक्षावादावर स्पष्टीकरण द्या.
- प्रश्न 3) एचएलए हार्टच्या कायद्याच्या संकल्पनेवर सविस्तर टिपण लिहा.
- प्रश्न 4) मालकी मिळविण्याचे वैशिष्ट्ये, प्रकार व पद्धती यांचे वर्णन करा.
- प्रश्न 5) कायदेशीर हक्कांची वैशिष्ट्ये, प्रकार व सिद्धांत यांची चर्चा करा.

भाग - ब

[2 × 10 = 20]

- प्रश्न 6) सर्वसाधारणपणे कायदा हा वर्षानुवर्षे झालेल्या ऐतिहासिक विकासाचा परिणाम आहे, योग्य उदाहरणांच्या साहाय्याने स्पष्ट करा.
- प्रश्न 7) न्यायालयीन निर्णय हे स्टेअर डेसिसीस ए नॉन क्वीएटा मोव्हरे या तत्त्वावर आधारित आहे, ज्याला सामान्यतः स्टेअर डेसिस म्हणून संबोधले जाते, ज्याचा अर्थ ठरवलेल्या बाबींवर उभे राहणे असा होतो संदर्भ सहित स्पष्टीकरण द्या.

प्रश्न 8) दायित्व परिभाषित करा. कठोर निरपेक्ष आणि विकृत दायित्व स्पष्ट करा.

प्रश्न 9) कायद्याचा अर्थ, वैशिष्ट्ये, उद्दिष्टे व वर्गीकरण सविस्तर लिहा.

भाग - क

[3 × 5 = 15]

प्रश्न 10) खालीलपैकी कोणत्याही तीन वर टीपा लिहा :

- अ) न्यायशास्त्र - अर्थ, स्वरूप आणि उपयुक्तता
- ब) कायद्याचा स्त्रोत म्हणून पारित कायदे
- क) चुकीचा, कर्तव्याचा आणि योग्यतेचा अर्थ
- ड) स्त्रीवादी कायदेशीर सिद्धांत
- इ) कनिष्ठ जनावरे, मृत व्यक्ती, अजन्मे व्यक्तींची कायदेशीर स्थिती

NOV 2024

Total No. of Questions : 10]

SEAT No. :

PC-2036

[Total No. of Pages : 4

[6363]-83

B.A.LL.B.

(Fourth Year of Five Year Law Course)

LC - 0803 : Law of Evidence

(2017 Pattern) (Semester -VIII)

Time : 3 Hours]

[Max. Marks : 80

Instructions to the candidates:

- 1) Attempt any 3 questions in Part A carrying 15 marks each.
- 2) Attempt any 2 questions in Part B carrying 10 marks each.
- 3) Attempt any 3 short notes in Part C carrying 5 marks each.

PART - A

[3 × 15 = 45]

- Q1) Elaborate on the concept of relevancy under the Evidence Act, explaining the theory and purpose of relevancy in legal proceedings.
- Q2) Discuss the various facts connected with other facts as outlined in sections 6-16 of the Act, including Res gestae, conduct, statements, and state of mind.
- Q3) Explain the concepts of admissions and confessions, highlighting the differences between them and discussing their admissibility criteria.
- Q4) Analyze the importance of expert evidence, such as handwriting analysis and forensic evidence, in legal proceedings.
- Q5) Describe the process of examination of witnesses in legal proceedings, also define concept of production, cross-examination, and re-examination.

PART - B

[2 × 10 = 20]

- Q6) Dying declaration: Its admissibility, reliability, and weight in legal proceedings.
- Q7) What is parade identification? Describe its significance as a piece of proof.
- Q8) Privileges and disabilities of witnesses in legal proceedings.
- Q9) Define the burden of proof in legal proceedings and discuss its significance in civil, criminal and other cases.

P.T.O.

PART - C

10) Write short notes (Attempt any three)

[3 × 5 = 15]

- a) Proof of electronic records.
- b) Professional communications.
- c) Leading questions.
- d) Refreshing memory.
- e) Child Witness.



Total No. of Questions : 10]

PC2037

[6363]-84

SEAT No. :

[Total No. of Pages : 4

NOV 2024

Fourth Year B.A.LL.B. (Five Year Course)

LP 0804 : ALTERNATE DISPUTE RESOLUTION SYSTEM

(Practical Training Paper -II)

(2017 Pattern) (Semester -VIII)

Time : 3 Hours]

[Max. Marks : 80

Instructions to the candidates:

- 1) Answer any three questions from Part - A. Each question in part - A is for 15 marks.
- 2) Answer any two questions from Part - B. Each question in Part - B is for 10 marks.
- 3) Answer any three questions from Part - C. Each question in Part - C is for 5 marks.

PART - A

[3×15=45]

Q1) What are the different modes of Alternate dispute resolution. Write the advantages of Alternate dispute resolution.

Q2) On what grounds can appointment and procedure of arbitrator be challenged? Elaborate the procedure for the challenge.

Q3) Elaborate the procedure on when the Arbitral Tribunal can grant interim measures.

Q4) Discuss the Jurisdiction of "Arbitral Tribunal" under The Arbitration And Conciliation Act 1996. Elaborate with case laws.

Q5) What is the procedure for setting aside an arbitral award? Elaborate on what is the fundamental policy of Indian law with the help of case laws.

P.T.O.

PART-B

[2×10=20]

- Q6)** Explain what is Conciliation and elaborate the procedure in The Arbitration And Conciliation Act 1996.
- Q7)** After an arbitral award is being granted, is there a procedure for correction and interpretation of the award? If yes, elaborate on the same.
- Q8)** What are types of Arbitration? Write the difference between Arbitration and Conciliation.
- Q9)** Elaborate on the Fast Track Procedure for making an Arbitral Award.

PART-C

Q10) Write short note on- (Any Three)

[3×5=15]

- a) Appointment of expert
- b) Costs
- c) Appeal
- d) Arbitration agreement
- e) Geneva Convention



Total No. of Questions : 10]

SEAT No. :

PC2039

[Total No. of Pages : 4

[6363]-86

Fourth Year B.A.LL.B. (Five Year Course)

LO-0806 : COMPETITION LAW

(2017 Pattern) (Semester - VIII)

Time : 3 Hours]

[Max. Marks : 80

Instructions to the candidates:

- 1) *Answer any three questions from Part A. Each question in Part A carries 15 Marks.*
- 2) *Answer any two questions from Part B. Each question in Part B carries 10 Marks.*
- 3) *Answer question no. 10 from Part C as directed. Question No. 10 carries 15 Marks.*

PART - A

[3×15=45]

Q1) Describe the concept of anti-competitive agreements. Differentiate between horizontal and vertical agreements, providing examples for each. Discuss the impact of such agreements on market competition.

Q2) What is a test for determining Predatory price? Distinguish predatory price from legitimate competition. Discuss with the help of leading cases.

Q3) Describe the establishment and constitution of the Competition Commission of India (CCI), including its powers and functions. Discuss the jurisdiction of the CCI in regulating anti- competitive practices in India.

Q4) Discuss the salient features of the Monopolies and Restrictive Trade Practices (MRTP) Act, 1969 in India. How did this Act regulate monopolistic and restrictive trade practices in the country?

Q5) How does competition law enforcement differ between the USA, UK, and EU?

P.T.O.

PART - B

[2×10=20]

- Q6)** Define a market and explain the different types of markets, including perfect competition, monopoly, oligopoly, and monopsony. Discuss the characteristics and highlight their impact on prices, output, and market structure.
- Q7)** How does competition law regulate combinations in the market? Discuss in detail mergers, acquisitions, and other forms of combinations.
- Q8)** Highlight the salient features of the Competition Act of 2002. Discuss how these features promote fair competition and prevent anti-competitive practices in the market.
- Q9)** What are the remedies available in cases of abuse of dominance in competition law?

PART - C

[3×5=15]

Q10) Write Short Notes on any three:

- a) Competition Appellate Tribunal
- b) Raghavan Committee Report on Competition Law
- c) Intellectual Property Rights and Competition Law
- d) Relevant Market
- e) History and Development of Competition Law

