

2024

LAW

**Jurisprudence-I : (Legal Method, Indian
Legal System and Basic Theory of Law**

Paper - 504

(NEW SYLLABUS)

Full Marks : 80

Time : 3 Hours

The figures in the right-hand margin indicate marks.

*Candidates are required to give answers in their own
words as far as practicable.*

Answer Q. No. 1 and any **five** from the rest.

1. Answer any **ten** questions:

2×10=20

- a) What is 'law by analogy'?
- b) Why Kelsen's theory is called 'pure theory'?
- c) Define 'distributive justice'.
- d) What is 'Lex Divina'?
- e) Give Gray's definition of Jurisprudence.
- f) What do you mean by 'social solidarity'?
- g) Give definition of law by Jeremy Bentham?
- h) What is 'living law'?
- i) What do you mean by 'norm'?

[Turn over]

- j) What is rule of Recognition?
 - k) What is 'veil of ignorance' according to John Rawls?
 - l) What is 'Volksgeist'?
2. Discuss the nature scope and utility of Jurisprudence. 12
3. "Law is the development in History of personal conditions from status to contract." Discuss. 12
4. Is it possible to derive 'ought' from 'is'? Explain. 12
5. Discuss critically Hans Kelson's Grundnorm theory. 12
6. Explain the imperative theory of law. Discuss the objections raised against Austinian theory. 12
7. Explain the importance of Social Contract Theory with special reference to Hobbes, Locke and Rosseau. 12
8. "Law as rules of conduct laid down by judges"
– Discuss the statement given by John Chipman Gray. 12
9. Explain the phrase 'Law is social engineering'. 12