

3)H

B.A.(LL.B)H/6th Sem/602/23

2023

LAW

Jurisprudence-II

Paper : 602

Marks : 80

Time : 3 Hours

Figures in the right-hand margin indicate full marks.
Candidates are required to give answers in their own words as far as practicable.

Answer Question No. 1 and any five from the rest.

Answer any ten questions:

2×10=20

✓ Define the word 'Law'.

✓ What is natural law?

✓ ii) What is positive right and negative right?

✓ What is right in rem and right in personam?

✓ What is duplicate possession?

✓ What is *ratio decidendi* and *obiter dicta*?

✓ What is strict liability?

✓ i) What is vested and contingent ownership?

✓ What do you understand by codification of laws?

✓ What is delegated legislation?

✓ What is public custom?

i) What is *res nullius*?

[Turn over]

What is Precedent? Discuss the role of Precedent as a source of law highlighting the merits and demerits of precedent. $2+10=12$

What is Custom? What are the essentials of a valid custom? $4+8=12$

Define the word 'Legal Right'. Briefly discuss the various types of legal right. $4+8=12$

What is Ownership? Discuss the various mode of acquisition of ownership. Distinguish between ownership and possession. $4+4+4=12$

What is 'legislation'? Briefly discuss the merits and demerits of legislation as a source of law. $2+10=12$

Define Legal Person or Juristic Person. Discuss the various Theories of Corporate Personality. $4+8=12$

"Crime is a disease and criminal is a patient and the disease needs to be cured through the medicine of reformation." —Critically examine. 12

Write short notes on any two: $6 \times 2 = 12$

- i) Judicial control of delegated legislation
- ii) Elements of legal right
- iii) Constructive and adverse possession
- iv) Administration of Justice