

2022

LAW

Labour & Industrial Law-II

Paper - 503

(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 question no. 1 and any five from the rest.

1. Answer any **ten** questions: 2×10=20

- i) Define 'Trade Union' under Trade Unions Act, 1926.
- ii) Is Exhibition of Cinema films a factory?
- iii) Define disablement under the Employee's Compensation Act, 1923.
- iv) An employee goes to attend to his work riding on a bicycle and is involved in an accident in the course of journey. Is the employer liable to pay compensation?

[Turn over]

- v) On whom does the responsibility for payment of wages lie under the Payment of Wages Act, 1936?
 - vi) Can an application for claim of an unauthorised deduction be presented and granted after 8 months from the date of unauthorised deduction?
 - vii) Define wages under the Payment of Wages Act, 1936.
 - viii) Is Posthumus child a dependent under the Employees Compensation Act, 1936?
 - ix) Is a night-watchman of a factory a worker under the Factories Act, 1948?
 - x) How is the Registrar appointed under the Trade Unions Act, 1926?
 - xi) Who are 'certifying Surgeons' under the Factories Act, 1948?
 - xii) Can a Minor be a member of Registered Trade Union?
2. What are the privileges of a registered trade union? 12
 3. Define and discuss "arising out of and in the course of employment" as used in the Employee's Compensation Act, 1923. 12

4. Discuss the provisions of welfare under the Factories Act, 1948. 12
 5. Discuss the Employer's responsibility for payment of wages under the Payment of Wages Act, 1936. 12
 6. What are the offences under the Payment of Wages Act, 1936 and what is the penalty prescribed for? 6+6=12
 7. State the provisions of immunity enjoyed by trade unions or officers or member thereof in the matter of civil and criminal liability in detail. 12
 8. State some of the special and general penalties for offences under the Factories Act, 1948. 12
 9. What are the powers and functions of Inspector under the Payment of Wages Act, 1936? 12
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