

2024

LAW

**Interpretation of Statutes and Principles of
Legislation (Honours Paper-III)**

Paper - 505**(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: $2 \times 10 = 20$**

- a) What do you mean by Service by Post?
- b) Define the term 'Constituent assembly debate'.
- c) What do you mean by Delegated legislation?
- d) Point out the distinction between Interpretation and Construction.
- e) Explain the meaning of beneficial construction.
- f) What is Ejusdem Generis?
- g) Mention the objectives of Golden rule of Interpretation.
- h) Why Preamble is considered as an aid of the Interpretation?

[Turn over]

- i) What do you mean by 'Interpretation of Statute'?
 - j) What is Noscitur-a-sociis?
 - k) Distinguish between Penal Statute and Remedial Statute.
 - l) What do you mean by taxing statute?
2. The Golden rule of Interpretation allows Judges to depart from a word normal meaning in order to avoid an absurd meaning – Explain. 12
 3. Statutes that relate to the same subject-matter should be read as a whole – Explain. 12
 4. Write short note on the following: 6+6=12
 - a) Reddendo Singula Singulis.
 - b) Generalia Specialibus no Derogant
 5. The literal rule puts a virtual boundary upon the judges from not deviating from the ordinary or literal meaning of the words used in the statute. – Discuss. 12
 6. What are the principles applied to interpret the Constitution? Also explain the special rules of construction of Constitution. 6+6=12
 7. Discuss the 'doctrine of eclipse' and 'doctrine of severability' with the help of suitable case laws. 6+6=12

8. The mischief rule is considered as a form of purposive construction as it priorities the purpose behind the law over its literal meaning and it often termed as Heydon's rule --- Discuss. 12
 9. Discuss about the Bentham's principles of legislation. 12
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