

12(LL.B)H

5 Yr. B.A.LL.B(H)4th Sem/406/25

2025

LAW

Health Law

Paper : 406

(Honours Paper-II)

Full Marks : 80

Time : 3 Hours

The 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.

1. Answer any **ten** questions: $2 \times 10 = 20$
- a) What is Medical Negligence?
 - b) What do you understand by the term 'Passive Euthanasia'?
 - c) Which constitutional provisions deal with health laws?
 - d) Mention two significant suggestions for increasing public health awareness programmes in the rural areas of West Bengal?
 - e) Distinguish between the 'malpractice' and 'negligence'.

[Turn Over]

- f) What do you understand by the concept of 'Clinical Trial'?
 - g) Mention two crucial challenges of 'Public Health Law' at present.
 - h) What do you mean by mental health?
 - i) What is the role of 'WHO' for improving quality public health?
 - j) What is the inter-relationship between health law and ethics?
 - k) In which year the Transplantation of Human Organs Act was passed by Government of India?
 - l) What are the legal rights of a 'Patient' under the purview of 'Health Law'?
2. Discuss the expansion of Article 21 of the Indian Constitution leading to the development 'Right to Health' as fundamental right. 12
 3. Write a note on various international instruments dealing with 'Right to Health'. 12
 4. What are the different types of 'Euthanasia'? Discuss briefly the significance of Euthanasia with special reference to Aruna Shanbaug case. 4+8=12
 5. Discuss briefly the main objectives and salient features of the National Health Policy, 2002. 6+6=12

6. Comment :

6+6=12

- i) Penal provisions and responsibilities of doctors.
 - ii) Medical termination of pregnancy.
7. Discuss briefly the composition and functions of an Ethical Committee for controlling and improving public health in the light of human rights perspective.
- 12
8. Discuss the healthcare Rights of HIV+ Patients with relevant case laws in India.
- 12
9. Write a short note on (any two):
- 6 + 6 = 12
- a) World Health Organization
 - b) Object of law on Mental Health in India.
 - c) Conditions for Valid Organ Transplantation
 - d) Patients' Right to privacy.
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