

M.L / LL.M

Degree Examination

NOV - 2017

Question Papers.

Register No.

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ML 622

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

First Year -- First Semester

COURSE: LEGAL EDUCATION AND RESEARCH METHODOLOGY (Common to all branches)	CODE :	BUL/CHR/IPL/ILO/ ELO/CLA/HDE/LAL/ TXL/212C01/213C01/ 214C01/215C01/ 216C01/217C01
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Critically examine the role of BCI in regulating and standardizing legal education in India.
Or
(b) Explain National Knowledge Commission (NKC) recommendation on legal education.
2. (a) Explain the relevance of clinical legal education in contemporary India.
Or
(b) Examine briefly the role of Law Commission of India in doing law reforms.
3. (a) Define 'research'. Explain types of research.
Or
(b) Define 'Hypothesis'. Explain the characteristics of a good hypothesis.

[P.T.O.]

4. (a) Critically examine the various steps involved in formulation of a research design.

Or

- (b) Explain the tools of data collection in legal research.

5. (a) Examine the implications while analysing and interpreting data.

Or

- (b) "The research work is not complete until the report has been written" — Explain the statement in the context of report writing.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Pilot study
 - (b) Legal literacy
 - (c) Seminar method
 - (d) Review of literature
 - (e) Foreign judgments
 - (f) Hypothesis testing
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ML 623

M.L./LL.M DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

First Year – First Semester

COURSE – INDIAN CONSTITUTIONAL LAW : THE NEW CHALLENGES (Common to all branches)	CODE :	BUL/CHR/IPL/ILO/ ELO/CLA/HDE/LAL/ TXL/212C02/ 213C02/214C02/ 215C02/216C02/ 217C02
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Examine the ordinance making powers of the President of India.
Or
(b) Critically examine the Parliamentary privileges and immunities.
2. (a) Explain the doctrine of separation of powers with its checks and balances.
Or
(b) Write an essay on Inter-state River water disputes with special reference to Cauvery River dispute.
3. (a) Define 'Good governance'. Explain the various issues of Good governance.
Or
(b) Examine the role of Election Commission of India in conducting free and fair elections in the country.

[P.T.O.]

4. (a) How are the international obligations implemented in India?

Or

(b) Trace the origin and development of human rights jurisprudence.

5. (a) Examine the role of local self-bodies in decentralized governance.

Or

(b) Explain the role of human rights in the good governance of a country.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

(a) Contempt of House.

(b) Control over natural resources.

(c) Environmental protection.

(d) The Collegium system.

(e) Coalition Government.

(f) Federalism.

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ML 624

LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

First Year – First Semester

COURSE : SOFT SKILLS – I (Common to all branches)	CODE :	COM212S01/ COM213S01/ COM214S01/ COM215S01/ COM216S01/ COM217S01
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Time : Three hours

Maximum : 100 marks

Answer FORTY questions.

Each question carries 2½ marks.

(40 × 2½ = 100)

1. What are considered as life skills?
2. Define soft skills.
3. Explain convincing and negotiating skills.
4. "Soft skills are as important, if not more important, than traditional hard skills to an employer". Discuss.
5. Discuss the methods to develop soft skills.
6. What are peoples skills?
7. How important are networking skills?
8. Is it possible to convey one's soft skills in a biodata?
9. Give some examples of hard skills.
10. "Organize thoughts in your mind before sharing them with others". Discuss.

[P.T.O.]

11. Explain the communication process.
12. What are the types of communication channels?
13. Differentiate interpersonal speaking from public speaking.
14. What are the steps to improve the quality of communication?
15. Compare and contrast verbal and written communication.
16. Give some examples for written communication.
17. What are the four purposes of communication?
18. Explain hierarchical communication.
19. Explain intra-personal communication.
20. Explain one-way communication.
21. In non-verbal communication analyse the importance of eye contact.
22. What role does non-verbal communication play in communication?
23. How to improve non-verbal communication.
24. Explain proxemics.
25. What is polychronic time?
26. Explain kinesics.
27. How can voice reflect non-verbal cues?
28. How to develop listening skills?
29. What are the barriers to listening?
30. Is empathy important for a good listener?
31. Can bias or prejudice affect listening?
32. What are the elements of interpersonal communication?
33. Why is communication referred to as an interactive process?
34. Explain noise in the context of interpersonal communication.
35. What are the types of feedback?
36. Can emotional climate affect communication?
37. Is 'not communicating' possible?

38. "Silence has many meanings depending on the circumstances and cultures". Explain.
39. Define critical thinking.
40. What is group dynamics?
41. Who is referred to as a trained facilitator?
42. When does organisational conflict arise?
43. Explain role conflict.
44. What are the major strategies for managing group conflicts?
45. Explain emotional intelligence.

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ML 625

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

First Year – First Semester

BRANCH I — BUSINESS LAW

COURSE :	CORPORATE GOVERNANCE	CODE :	BUL212O01/ BUL213O01/ BUL214O01/ BUL215O01/ BUL216O01/ BUL217O01
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) "All businesses have to invest their resources wisely, find the right kind and mix of financing to fund these investments, and return cash to the owners, if these are not enough good investments". — Elucidate in the light of good corporate governance in regard to management of the company's finances.
Or
(b) Expound the Doctrines of Constructive Notice and Indoor Management.
2. (a) Explain dematerialization of shares and depository system.
Or
(b) Discuss the requisites of a valid call on shares, as per the Indian Companies Act.

[P.T.O.]

3. (a) "Directors are described sometimes as agents, sometimes as trustees and sometimes as managing partners, but, each of these expressions used is not as exhaustive". – Explain.

Or

- (b) Explicate the statutory provisions of the Companies Act relating to inter-corporate loans and investments.
4. (a) Expound the procedural requirements for dissolution of a LLP.

Or

- (b) "LLP is a new corporate structure that combines the flexibility of a partnership and the advantages of a limited liability company at a low compliance cost" – Analyse.
5. (a) Explain the salient features of the German Corporate Governance Code.

Or

- (b) "Harmonisation of the rules relating to company law and corporate governance, is essential for creating a single market for financial services and products" – Examine with reference to corporate governance structuring in the European Union.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following:
- (a) Competition Commission of India
 - (b) Rights issue
 - (c) Alteration of capital
 - (d) Oppression of minority shareholders
 - (e) Designated partners
 - (f) Objects clause.
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ML 634

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

First Year – First Semester

BRANCH I — BUSINESS LAW

COURSE : INTERNATIONAL COMMERCIAL ARBITRATION (Elective)	CODE :	BUL212E01/ BUL213E01/ BUL214E01/ BUL215E01/ BUL216E01/ BUL217E01
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Narrate the grounds for setting aside of an arbitral award based on the Arbitration and Conciliation Act, 1996.

Or

- (b) Cost is predominantly an effective factor in arbitration. Highlight two provisions pertaining to it and provide an illustration.

2. (a) Termination of proceedings and the mandate of an arbitrator provides a different scenario in arbitral process. Describe in detail.

Or

- (b) "Arbitrators and courts have power to issue interim measures". Explain the role of courts and arbitral tribunals based on the Arbitration and Conciliation Act, 1996.

[P.T.O.]

3. (a) "Foreign Arbitral Award could be refused for enforcement" – Analyse the provision and list out the circumstances (or) grounds underwhich such foreign award could be refused for enforcement.

Or

- (b) List out three provisions in the Arbitration and Conciliation Act, 1996 dealing with the procedure to be adopted in arbitration.

4. (a) Draft an Arbitration clause for Ad hoc arbitration and another Institutional arbitration.

Or

- (b) Discuss the forms and content of an award and share your views on final award and award on agreed terms.

5. (a) Describe the scope of challenging the arbitral tribunal on qualifications and independence along with jurisdiction.

Or

- (b) What are the substantive laws applicable in arbitration? Whether the CPC and the Evidence Act are applicable in arbitration?

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Define Court in Arbitration process.
- (b) Role of Experts in arbitration.
- (c) Arbitration Agreement.
- (d) Language - Role in Arbitration.
- (e) Place and seat in Arbitration.
- (f) Institutional Arbitration.

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ML 626

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

First Year – First Semester

BRANCH II— CONSTITUTIONAL LAW AND HUMAN RIGHTS

COURSE : CENTRE-STATE RELATIONS IN INDIA	CODE :	CHR212001/ CHR213001/ CHR214001/ CHR215001/ CHR216001/ CHR217001
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Examine the factors influencing 'federalism'. Is the Indian Government truly federal?

Or

- (b) Discuss the model of Indian federalism with the USA, Australia and Canadian Constitutions.

2. (a) Examine the different rules and principles in the interpretation of the provisions relating to distribution of power between the Union and the States.

Or

- (b) Critically examine the circumstances in which Parliament can legislate in respect of subject matter falling under state list.

[P.T.O.]

3. (a) Examine the constitutional provisions relating to administrative relations between the Centre and the State in India. Is it correct to characterize that the States are subordinate to the Centre?

Or

- (b) Discuss the relevance of Sarkaria Commission Report in strengthening the Centre-State relations in India.
4. (a) "Under the legislative list a clear distinction has been maintained between 'Tax' and 'Fee'. The role of the courts in pointing out the distinction between the two has been very significant. The courts have taken a very liberal view of the expression 'fee' to validate taxing laws of the states". Comment.

Or

- (b) Discuss the scheme of allocation of taxing powers under the Indian Constitution.
5. (a) "The fact that a significant part of the central resources to states is canalised on the recommendation of the Planning Commission and this transfer is discretionary and subject to fluctuation in the light of centre's own financial position has further accentuated the sense of dependence of the states on the Centre". - Comment.

Or

- (b) "Distribution of resources of the country corresponding to the responsibilities of the States is necessary for a peaceful coexistence of Union and States". Critically examine this statement in the Indian context.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Bring out the differences between Federation and Confederation.
 - (b) Doctrine of Immunity of Instrumentalities.
 - (c) Explain the measures required for promoting state autonomy especially in fiscal power.
 - (d) Critically analyse the functioning of the Inter-state Council.
 - (e) Discuss the role of Finance Commission of India.
 - (f) Compensatory or Regulatory tax.

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ML 635

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2017.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

First Year – First Semester

BRANCH II — CONSTITUTIONAL LAW AND HUMAN RIGHTS

COURSE : CONSTITUTIONAL PROTECTION OF HUMAN RIGHTS (Elective)	CODE :	CHR212E01/ CHR213E01/ CHR214E01/ CHR215E01/ CHR216E01/ CHR217E01
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Describe the classification or categorisation of human rights on different bases.

Or

- (b) Discuss the nature, meaning and evolution of Human Rights.

2. (a) How did Universal Declaration of Human Rights influence the Constituent Assembly in drafting Fundamental Rights?

Or

- (b) Mention the various dimensions of right to life and personal liberty. The Hon'ble Supreme Court has widened its scope so as to cover each and every aspect of Human Right. Is it fruitful or merely decoration of the Indian Constitution? Comment.

[P.T.O.]

3. (a) Who is the father of 'Rule of Law' doctrine? Do you think that the Indian Constitution is based on this principle? Give arguments in support of your answer.

Or

- (b) Right to vote is necessary, but not a sufficient condition for democracy. Discuss this in the context of India.
4. (a) What is Right to Health? What are the States' obligations in respect of Right to Health?

Or

- (b) Right to dignity and the right to livelihood are basic human rights that are available to every human being - Discuss with appropriate case laws.
5. (a) Briefly mention the role of National Human Rights Commission in the protection of Human Rights of the citizens in India.

Or

- (b) Explain the meaning of 'Administration of Justice'. What is the role of the superior courts of India in this regard?

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Preamble.
(b) Right to Information.
(c) Judicial accountability.
(d) Right to development.
(e) Freedom from torture.
(f) National Commission for Women.

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ML 627

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

First Year – First Semester

BRANCH III – INTELLECTUAL PROPERTY LAW

COURSE – GENERAL PRINCIPLES OF INTELLECTUAL PROPERTY	CODE :	IPL212001/ IPL213001/ IPL214001/ IPL215001/ IPL216001/ IPL217001
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Enumerate the common features of intellectual property rights with relevant illustrations.

Or

- (b) Explain the economic impact of intangible property in a country.

2. (a) Explain, how does intellectual property disseminate knowledge into the society.

Or

- (b) Explain, how does intellectual property dominate, control and expand the market activities.

[P.T.O.]

3. (a) Discuss the guiding principles of Paris Convention 1883.

Or

(b) Describe the significant role of WIPO in promoting and protecting intellectual property rights.

4. (a) "Strong enforcement of IP system will certainly affect the society"- Explain this statement.

Or

(b) Explain the significance of R & D in promoting the expansion of strong IP system.

5. (a) "Piracy of Copyright in Internet is a very crucial issue"-Find out the solutions.

Or

(b) "Intellectual property protection and environmental preservation should go in parallel" - Discuss this statement.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

(a) Traditional knowledge

(b) Concept of minimum standard

(c) Technology transfer

(d) Right of priority

(e) Originality

(f) Patent on Nanotechnology.

Register No.

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ML 636

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

First Year – First Semester

BRANCH IV – INTERNATIONAL LAW AND ORGANISATION

COURSE : INTERNATIONAL CRIMINAL COURT (Elective)	CODE :	ILO212E01/ ILO213E01/ ILO214E01/ ILO215E01/ ILO216E01/ ILO217E01
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Critically analyse the salient features of International Humanitarian Law and International Human Rights Law.

Or

- (b) Examine the role of the United Nations and its supplementary organs in the development of International Criminal Law.

2. (a) Enumerate the contributions of the scholars in introducing the crime of Genocide as international crimes.

Or

- (b) Discuss about the punishable acts under Crimes Against Humanity.

[P.T.O.]

3. (a) Analyse the transition path of international criminal Law right from Nuremberg Tribunal to the International Criminal Tribunals of Rwanda and former Yugoslavia.

Or

- (b) Examine the salient features of Rome Statute 2000.

4. (a) Analyse the internal and international armed conflicts with regard to war crimes.

Or

- (b) Compare the jurisdictions of the International Criminal Court and other tribunals.

5. (a) Examine the issues and challenges faced by the ICC.

Or

- (b) Comment whether the ICC provides gender justice to the victims of international crimes.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Guilty plea.
(b) International Convention on Crime of Genocide, 1948.
(c) Individual Criminal Responsibility.
(d) Non-parties of the ICC.
(e) Principle of Legality.
(f) Widespread and systematic attack.

Register No.

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ML 629

LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

First Year – First Semester

BRANCH V – ENVIRONMENTAL LAW AND LEGAL ORDER

COURSE : INTERNATIONAL ENVIRONMENTAL LAW	CODE :	ELO212001/ ELO213001/ ELO214001/ ELO215001 ELO216001/ ELO217001
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Discuss the proclamations adopted in Stockholm Declaration and examine how are they implemented.

Or

- (b) Define climate change and discuss the salient features of IFCCC.

2. (a) Examine the principles of state responsibility and evaluate the implementation of the principles by the states.

Or

- (b) Discuss the intergenerational regulations and explain how these regulations would be helpful for future generations.

[P.T.O.]

3. (a) Define Marine Pollution and discuss the legal measures for the prevention and control of marine pollution.

Or

- (b) Discuss the role of 'International Seabed Authority' for the protection and conservation of Marine Environment.

4. (a) Examine the types of space pollution and discuss the international space treaties for peaceful use of outer space.

Or

- (b) Critically examine the concept of 'Transboundary pollution' and evaluate the legal instruments for prevention and control of Transboundary pollution effects.

5. (a) Discuss the principles of liability of the states to compensate the environmental damages caused to the other nations.

Or

- (b) Define Hazardous wastes and discuss the principles evolving for transnational problems and control.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Natural and Cultural Heritage.
(b) Ozone.
(c) World Environment Fund.
(d) Antarctic Environment.
(e) Acid Rain.
(f) Monopoly of biotechnology by MNCs.

Register No.

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ML 637

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

First Year – First Semester

BRANCH V — ENVIRONMENTAL LAW AND LEGAL ORDER

COURSE — ENVIRONMENTAL LAWS AND LOCAL SELF GOVERNMENT (Elective)	CODE :	ELO212E01/ ELO213E01/ ELO214E01/ ELO215E01/ ELO216E01/ ELO217E01
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) What do you mean by Environmental Impact Assessment and explain the need and objectives of EIA in India.

Or

- (b) Examine the principle of Absolute liability with the help of decided case laws.

2. (a) Discuss the constitutional framework for the protection of Environment.

Or

- (b) Trace out the law relating to Public nuisance under the I.P.C. and the Cr.P.C. in the context of Environmental Law in India.

[P.T.O.]

3. (a) Examine the powers of the Central government under the Environment Protection Act 1986.

Or

- (b) Define hazardous waste and discuss the procedure of handling and disposal of hazardous waste.
4. (a) Analyse the classification of zones and examine the legal measures for safeguarding the coastal zones.

Or

- (b) Discuss the role of Panchayat Raj institutions for the prevention and control of Environmental Pollution.
5. (a) Explain the provisions in the Indian Penal Code concerning the protection of Environment.

Or

- (b) Discuss the role of judiciary in evolving Doctrines for the protection of Environment in India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Government Analyst.
(b) Guidelines for beach resorts and hotels.
(c) Eco mark.
(d) Ecotourism.
(e) Citizens obligations.
(f) Polluter pays principle.
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Register No.

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ML 630

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

First Year – First Semester

BRANCH VI — CRIMINAL LAW AND CRIMINAL JUSTICE
ADMINISTRATION

COURSE : CRIMINAL JUSTICE SYSTEM IN INDIA	CODE :	CLA212O01/ CLA213O01/ CLA214O01/ CLA215O01/ CLA216O01/ CLA217O01
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) “It is not humanity within the criminal but the criminality within the human being which needs to be cured through effective administration of criminal justice” – Examine.

Or

- (b) Critically examine the individualistic approach of causation of crime.

2. (a) Briefly discuss the various schools of criminology.

Or

- (b) Critically analyse Sutherland’s Differential association theory.

[P.T.O.]

3. (a) "A comprehensive study of police reforms in India" – Examine.

Or

(b) State the following organs of the criminal justice system in India.

(i) Prosecution

(ii) Defence Counsel

(iii) Court.

4. (a) Briefly explain the kinds of theories of punishment and state the validity of Corporal punishment.

Or

(b) Discuss the law relating to Police administration in India.

5. (a) State the history of Prison system in India.

Or

(b) Critically examine the concept of Custodial tortures and death in prisons.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

(a) Constitutional aspect of Capital Punishment

(b) Genetic approach to crime causation

(c) Overcrowding in prison

(d) Classification of prisoners

(e) Probation and parole

(f) Prison labour.

Register No.

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ML 632

LL.M. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2017.

(Choice Based Credit System)

First Year – First Semester

BRANCH VIII – LABOUR LAW AND ADMINISTRATIVE LAW

COURSE – INDUSTRIAL RELATIONS LAW - I	CODE : LAL216O01/ LAL217O01	For the candidates admitted during 2016 onwards
COURSE – INDUSTRIAL RELATIONS LAW	LAL212O01/ LAL213O01/ LAL214O01/ LAL215O01	For the candidates admitted from 2012 to 2015

Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Define 'Industrial Relations' and its scope and objective towards promotion of harmonious labour-management relations under industrial democracy.

Or

- (b) Identify the essential factors and conditions of good Industrial Relations. When does the concept shift from conflict to participation and co-operation for its success?

2. (a) Analyse the concept of "collective bargaining" as a method of voluntary dispute settlement mechanism.

Or

- (b) Explain "Industrial Dispute" and discuss the method of "Arbitration" used as dispute settlement mechanism.

[P.T.O.]

3. (a) Critically overview the need and importance of Reference making power of an industrial dispute by the appropriate government in India.

Or

- (b) Comparatively appraise the preference of voluntary dispute settlement mechanism to that of adjudicatory process for redressal of disputes in US, UK and India.

4. (a) Define the concept of retrenchment and the necessary conditions to be satisfied for claiming the retrenchment compensation under the Industrial Disputes Act.

Or

- (b) Identify the changes in the Industrial Relations in case of closure of industry and how does it differ in case of transfer of an undertaking.

5. (a) Analyse the importance of standing order in promotion of Industrial relations and as a primary method of controlling the Industrial disputes in an industry.

Or

- (b) Define certifying officer and identify the various powers and duties of certifying officer in the process of certification of standing orders.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Principles of natural justice in the domestic enquiry.
(b) Industry
(c) Conciliation
(d) Works Committee.
(e) Workmen of Dimakuchi Tea Estate Vs Management of DT Estate.
(f) Workmen.

Register No.

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ML 633

LL.M. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2017.

(Choice Based Credit System)

(For the candidates admitted during 2015, 2016 and 2017)

First Year – First Semester

BRANCH IX – TAXATION LAW

COURSE : GENERAL PRINCIPLES OF TAXATION	CODE :	TXL215O01/ TXL216O01/ TXL217O01
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Explain Proportional, Progressive and Regressive Taxation. Discuss their advantages and disadvantages.

Or

- (b) Distinguish between tax and fee with decided case laws.
2. (a) Explain with decided case laws the way Art.(265) has been applied in levy and collection of Tax.

Or

- (b) Explain the important developments that may take place basing on 101th amendment of the Constitution.
3. (a) Discuss the various objectives to be followed while levying taxes.

Or

- (b) Give an account of the Canons of taxation.

[P.T.O.]

4. (a) Analyse the concept of Elasticity and its implications while levying of tax.

Or

- (b) Discuss how tax base can be widened while levying tax on income.
5. (a) Analyse in detail the procedure for passing Finance bill in the Parliament and State legislature.

Or

- (b) Explain the Doctrine of Nexus in relation to interpretation of tax laws.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Toll
- (b) Art. 243 H
- (c) Budget
- (d) Self assessment
- (e) Tax evasion
- (f) Retrospective operation of Tax laws.

Register No.

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ML 638

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – Second Semester

COURSE : JUDICIAL PROCESS (Common to all branches)	CODE :	BUL/CHR/IPL/ ILO/ELO/CLA/ HDE/LAL/TXL/ 212C03/213C03/ 214C03/215C03/ 216C03
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Examine 'Independence of Judiciary' and its practice under the Indian Constitution.

Or

- (b) Discuss ADR system as an alternative to litigation with an emphasis on 'Nyaya Panchayats'.

2. (a) Examine various methods of judicial interpretation. Is constitutional interpretation different from statutory interpretation?

Or

- (b) Explain the power of 'Judicial Review' with special reference to judicial policy – making.

[P.T.O.]

3. (a) How do judges are nominated and appointed by the Supreme Court Collegium? What measures do you suggest to improve the collegium system?

Or

- (b) Examine the 'Judicial Impact Assessment' and its role in reducing docket explosion and work load of the Court.

4. (a) Explain the tools and techniques of judicial interpretation.

Or

- (b) Discuss the role of PIL in the judicial activism of the Supreme Court.

5. (a) Explain the contemporary challenges to check judicial power of the Courts and Judges.

Or

- (b) What is 'Contempt Power'? Examine the issues relating to the exercise of Contempt Power.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Prospective overruling
- (b) Jurimetrics
- (c) Colourable legislation
- (d) Precedent
- (e) Prospective overruling
- (f) Bangalore principles.

Register No.

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ML 639

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – Second Semester

COURSE : SOFT SKILLS – II (Common to all branches)	CODE :	COM212S02/ COM213S02/ COM214S02/ COM215S02/ COM216S02
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Time : Three hours

Maximum : 100 marks

Answer FORTY questions.

Each question carries 2½ marks.

(40 × 2½ = 100 marks)

1. What must be remembered while delivering a presentation?
2. Discuss the need for understanding the pulse of the audience while making a speech.
3. Explain informative presentations.
4. What are the keys to a successful persuasive presentation?
5. Examine the role of evidence in substantiating your speech.
6. Discuss the methods of delivery.
7. Explain the need for control of nerves in presentation.
8. How to impress the audience?
9. Write about the importance of evaluating a presentation.
10. Is public speaking related to presenting?

[P.T.O.]

11. For what purposes can public speaking be used?
12. What is meant by rhetoric?
13. Who are sophists?
14. Who developed the art of public speaking in ancient Greece?
15. What changes happened in the field of oration after the II World War?
16. How is video conferencing helpful in reaching the masses?
17. Why it is necessary to develop a rapport with the audience while addressing them?
18. Discuss the objectives of public speaking.
19. How to prepare for public speaking?
20. What are the major barriers to assertiveness?
21. What is assertive behaviour?
22. How to show assertiveness through body posture?
23. What aspects of our voice convey assertive behaviour?
24. How can anxiety affect us?
25. Differentiate passive behaviour and assertive behaviour.
26. What is meant by fogging?
27. Explain negative assertion.
28. Define competence.
29. What is empathy?
30. How different is empathy from sympathy?
31. How does group therapy work?
32. Define compassion and its relation to empathy.
33. Is too much empathy good?
34. What is emotional intelligence's role in showing empathy?
35. Where all negotiation is needed?
36. Explain the three basic elements of negotiation.

37. What are the approaches to negotiation?
 38. Discuss the basic rules to be followed by master negotiators.
 39. How vital is strategy in the process of negotiation?
 40. What tactics are to be applied for successful negotiation?
 41. What should be accomplished in the pre-bargaining phase?
 42. How to set realistic goals and work towards it?
 43. How important is attitude for a negotiator?
 44. In the bargaining phase what are the steps to be taken?
 45. Discuss the importance of communication skills in the process of negotiation.
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Register No.

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ML 640

**M.L./L.L.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – Second Semester

BRANCH I – BUSINESS LAW

COURSE : BANKING LAW	CODE :	BUL212002/ BUL213002/ BUL214002/ BUL215002/ BUL216002
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Explain the merits and demerits of Nationalisation of Banks.
Or
(b) Analyse the history and development of Banking Sector in India.
2. (a) State the important lending principles adopted by Indian banks.
Or
(b) Explain the ways in which the Central Government and its agencies are regulating Banks in India.
3. (a) State the powers, functions and duties of the Deposit Insurance Corporation Act 1961.
Or
(b) Explain the role of the RBI in regulating the monetary mechanism of the Indian economy.

[P.T.O.]

4. (a) Discuss the various types of Negotiable Instruments by referring to statutory and judicial references.

Or

- (b) Explain the recent trends in interpreting and analysing Sec. 138 of the Negotiable Instruments Act.

5. (a) Discuss the challenges faced by Indian banking system after the advent of modern technologies and Internet.

Or

- (b) Explain the relevance of Automatic Teller Machines in Indian banks.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Debt Recovery Tribunal
- (b) Smart Card
- (c) Multifunctional Banks
- (d) Banking Sector and Consumer protection
- (e) Non Banking Finance Companies
- (f) Winding Up of banks.

Register No.

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ML 643

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – Second Semester

BRANCH II — CONSTITUTIONAL LAW AND HUMAN RIGHTS

COURSE : MEDIA AND THE LAW	CODE :	CHR212O03/ CHR213O03/ CHR214O03/ CHR215O03/ CHR216O03
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Define Mass media. Explain the different types of mass media functioning in India and abroad.

Or

- (b) Write a critical note on the impact of visual media on the minds of people.

2. (a) Explain the scope of freedom of speech and expression in India, under Article 19(1)(a) of the Constitution. Refer to the relevant case laws.

Or

- (b) Explain the grounds of restriction that can be imposed on freedom of press. Comment on justiciability.

[P.T.O.]

3. (a) Justify the pre-censorship of films. What would be the consequences if they are not subjected to pre-censorship.

Or

- (b) "Restrictions on films must be judged on its entirety from the point of view of overall impact" – Comment.

4. (a) Examine the extent to which the Government has control over electronic media. Refer to case laws.

Or

- (b) "Radio and Television are subject to law of defamation and obscenity". Comment with special reference to case - laws.

5. (a) Critically evaluate the impact of contempt of court on freedom of press. Give your answer with the help of decided cases.

Or

- (b) Critically evaluate the approach of the Supreme Court towards regulation of airwaves and frequencies.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Autonomy of Doordarshan
- (b) Chanda Committee Report
- (c) Government power to impose tax on television industry
- (d) Licence fee
- (e) Price and page schedule regulation
- (f) Obscenity.

Register No.

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ML 644

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2017.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – Second Semester

BRANCH III — INTELLECTUAL PROPERTY LAW

COURSE : COPYRIGHT LAW	CODE :	IPL212O02/ IPL213O02/ IPL214O02/ IPL215O02/ IPL216O02
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Trace out the history of copyrights from Guttenberg to the age of computer.

Or

- (b) Examine the salient features of the Indian Copyright Act 1957 (including the amendments).

2. (a) Discuss the works in which copyright subsists under the Copyright Act 1957.

Or

- (b) Explain the different kinds of remedies available for infringement of copyright.

[P.T.O.]

3. (a) Discuss the significant provisions of TRIPS Agreement, with respect to copyright.

Or

- (b) Explain the significance of author and Ownership under the Copyright Act.

4. (a) Discuss the various rights conferred under the Copyright Act.

Or

- (b) Discuss the significance of WCT and WPPT 1996 and its implication on Copyright (Amendment) Act 2012.

5. (a) Discuss the role of Copyright Society and Copyright Board towards the protection and promotion of rights of author and owners of copyright.

Or

- (b) Define computer programme. "The scope of what falls within the protectable expression and unprotectable idea is resolved by the application of idea-expression dichotomy". Elucidate in the light of case laws.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Originality.
 - (b) Doctrine of Merger.
 - (c) Doctrine of Fair use.
 - (d) Kelly Vs. Arriba Soft Corp.
 - (e) Moral rights.
 - (f) Rights of Performers.
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Register No.

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ML 645

**M.L./LL.M DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – Second Semester

BRANCH III – INTELLECTUAL PROPERTY LAW

COURSE – PATENT LAW	CODE :	IPL212O03/ IPL213O03/ IPL214O03/ IPL215O03/ IPL216O03
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Explain the guiding principles adopted in the Patent Cooperation Treaty.

Or

- (b) "Patent always induces economic development in a country and mandates technology transfer" – Discuss.

2. (a) Explain the new dimension of the concept "invention" in terms of judicial interpretations.

Or

- (b) "Patent on Nanotechnology in India is still an unsettled matter of law" – Discuss this statement in accordance with patentability criteria.

[P.T.O.]

3. (a) "Compulsory licence is a tool to check abuse of monopoly" – Examine this statement in terms of Article 31 of TRIPs Agreement.
- Or
- (b) Explain the rules laid down in Graham Vs John Deer in respect of inventive step.
4. (a) Discuss the doctrine of "equivalents" with the help of decided cases.
- Or
- (b) Explain the remedies available to the patentee in case of infringement of patent.
5. (a) Discuss the impact of Protection of Plant varieties and Farmer's Rights Act 2001 in the protection of the farmer's interest in India.
- Or
- (b) Explain the system of 'plant patent' in accordance with US and UK positions.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Prospect theory
 - (b) Budapest treaty
 - (c) Claim interpretation
 - (d) Complete disclosure
 - (e) Patent office
 - (f) Black-box filing.

Register No.

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ML 646

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – Second Semester

BRANCH IV – INTERNATIONAL LAW AND ORGANISATION

COURSE : INTERNATIONAL HUMANITARIAN LAW AND REFUGEE LAW	CODE :	ILO212O03/ ILO213O03/ ILO214O03/ ILO215O03/ ILO216O03
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) “The contemporary nature of international hostilities warrant the legal consideration of International Refugee law with that of humanitarian and human rights law” – Examine.

Or

- (b) “The definitional elements of refugee under the human rights law on armed conflict, is inadequate in responding to the notion of restorative justice” – Comment.

2. (a) “The Convention on the Legal Status of Refugees in a conspicuous manner omits the principle of Right to Self-determination, in the context of the rights of the modern refugees” – Elaborate.

Or

- (b) “The recent European refugee crisis indeed has exposed, the practical difficulties and lacunas in the international refugee regime” – Analyse.

[P.T.O.]

3. (a) "The notion of reparation for the victims of War crimes is the most essential of legal concerns, as such, to be focalised by the international community of actors" – Explain.

Or

- (b) "The contribution of Afro-Asian Legal Consultative Organisation in Refugee Legal framework is indeed a signpost event, in the context of progressive development of International Law" – Discuss.
4. (a) "The inappropriate legal methodology applied by the World Court in the Case Concerning Armed Activities in the Territory of Democratic Republic of Congo (DRC vs. Rwanda) clearly reflects the problems of Statist International Law" – Enumerate.

Or

- (b) "The consequences of war, in a sense is indeed the continuation of war, as to the sufferings of the victims, the classical example is that of the victims of the Eelam War, the case of denial of justice" – Examine.
5. (a) "The massive human rights violations and inhumane acts committed by the Indian Army in the North East, Jammu and Kashmir and other related parts by way of the Armed Forces Special Powers Act, if legally decided by a future International Tribunal, is likely to be attributed as International Crimes" – Analyse.

Or

- (b) "The SIRUS Report, is the first of its kind to successfully invoke the application of multidisciplinary approaches in the context of International Humanitarian Law" – Discuss.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Plight of the Palestinian Refugees.
(b) Guiding Principles on Internally Displaced.
(c) Determination of Refugees.
(d) Definition of Military Necessity.
(e) Martens Clause.
(f) Humanisation of International Law.

Register No.

ML 650

LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – Second Semester

BRANCH VI — CRIMINAL LAW AND CRIMINAL JUSTICE
ADMINISTRATION

COURSE : NARCOTIC DRUGS – LAW AND POLICY	CODE :	CLA212003/ CLA213003/ CLA214003/ CLA215003/ CLA216003
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Define victimless crime and its different types. Comment on the proposition that drug addiction is a victimless crime.

Or

- (b) The law relating to narcotic drugs and psychotropic substances has to be dealt from socio-legal perspectives. Argue.

2. (a) The object and scope of the Single Convention on Narcotic drugs 1961 is in relevance with combating illicit trafficking of drugs – Analyse.

Or

- (b) Trace out the significance of International Convention on Psychotropic substances, 1971.

[P.T.O.]

3. (a) Comparatively analyse the drug related provisions under the Indian Penal Code with other drug related laws.

Or

- (b) Critically analyse the contributions of SAARC Convention in preventing drug abuse and illicit trafficking.

4. (a) Discuss about the search and seizure procedures under the NDPS Act.

Or

- (b) Examine the procedure in sentencing the accused under the NDPS Act.

5. (a) List out the various factors responsible for drug addiction.

Or

- (b) Suggest your recommendations for preventing drug abuse with the aid of NGOs, media and community service.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Commercial quantity.
- (b) Special Court.
- (c) Drug dependant.
- (d) Coca bush.
- (e) Rehabilitation centres.
- (f) Psychotropic substances.

Register No.

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ML 649

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – Second Semester

**BRANCH VI — CRIMINAL LAW AND CRIMINAL JUSTICE
ADMINISTRATION**

COURSE : JUVENILE JUSTICE – LAW AND POLICY	CODE :	CLA212O02/ CLA213O02/ CLA214O02/ CLA215O02/ CLA216O02
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Describe the child rights guaranteed under the Constitution of India.
Or
(b) Trace the evolution of juvenile justice in India.
2. (a) Examine the causative factors on juvenile delinquency.
Or
(b) Explain the role of judiciary in determining the age of the delinquent juvenile.
3. (a) Describe the constitution, power and procedure of CWC under the J.J. Act, 2000.
Or
(b) Narrate the provisions relating to Juvenile in conflict with law.

[P.T.O.]

4. (a) Explain the strategies which are adopted in prevention of delinquency programmes.

Or

- (b) Examine the concept of probation in particular to juvenile delinquency.

5. (a) "Poverty is a cause of delinquency in India" – Examine.

Or

- (b) Judicial intervention on child development and social responsibilities.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) International community and child rights.
 - (b) Peer group influence on delinquency.
 - (c) Authorities under the Juvenile Justice Act, 2000.
 - (d) Adoption.
 - (e) Child labour.
 - (f) Child rights and compulsory education.
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Register No.

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ML 659

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – Second Semester

**BRANCH VI — CRIMINAL LAW AND CRIMINAL JUSTICE
ADMINISTRATION**

COURSE : CYBER CRIMES (Elective)	CODE :	CLA212E01/ CLA213E01/ CLA214E01/ CLA215E01/ CLA216E01
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) The cyberspace had rendered geographic boundaries increasingly porous and ephemeral. Bring out the implications of legal regulation of cyberspace.

Or

- (b) Technology has an impact on criminality and where technology is more powerful and influential, its impact on criminality will be more. Examine.

2. (a) Examine the special nature and seriousness of cyber crimes that affects the economy, the most.

Or

- (b) The advent of Internet has made child pornography truly an International crime. Examine the magnitude of the problem to suggest measures towards curbing this criminality.

[P.T.O.]

3. (a) Critically examine the State Sovereignty principle and the issue of jurisdiction in the regulation of cyberspace.

Or

- (b) Cyber Criminal Investigation and Collection of Evidence has been posing the real challenge in countering cyber crimes. Examine.

4. (a) The Indian Criminal Justice Administration, as a whole, is not equipped to deal with the problem of cyber crimes. Examine the measures to be taken to equip the stakeholders in this regard.

Or

- (b) Examine the rules as to the admissibility of Computer Evidence and its reliability as proof.

5. (a) Critically examine the efficiency of the Information Technology Act, 2000 in tackling cyber crimes. Suggest changes for a reform.

Or

- (b) Critically examine Information Technology Act, 2000 as a premise of civil regulation of cyber wrongs.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Identity Theft.
- (b) Cyber Terrorism.
- (c) Hidden Criminality.
- (d) Hearsay Evidence.
- (e) Mens rea.
- (f) Obscene Publication.

Register No.

ML 660

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – Second Semester

BRANCH VII — HUMAN RIGHTS AND DUTIES EDUCATION

COURSE : INTERNATIONAL ENFORCEMENT OF HUMAN RIGHTS LAW (Elective)	CODE :	HDE212E01/ HED213E01/ HED214E01/ HDE215E01/ HDE216E01
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Write an essay on "Custom as a source of International Human Rights Law".

Or

- (b) Evaluate the importance of 'treaty sources' for Human Rights Law.

2. (a) Examine the role of International Court of Justice in recognising human rights.

Or

- (b) What is the role of national courts in recognising and advancing international human rights?

3. (a) Examine treaty monitoring and reporting of international human rights instruments.

Or

- (b) Trace the development of international humanitarian law.

[P.T.O.]

4. (a) Discuss the jurisdiction of International Criminal Court in relation to war crimes.

Or

- (b) What is the role of ICRC to promote humanitarian law?

5. (a) Evaluate the functions of NGOs before UN treaty bodies.

Or

- (b) Explain the issues associated with the human rights lobbying of NGOs.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Human Rights and UN Resolutions.
 - (b) Apartheid.
 - (c) Amnesty International.
 - (d) World Bank and Human Rights.
 - (e) Genocide.
 - (f) Torture Convention.
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Register No.

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ML 653

**LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

First Year – Second Semester

BRANCH VIII – LABOUR LAW AND ADMINISTRATIVE LAW

COURSE : INDUSTRIAL RELATIONS LAW – II	CODE : LAL216O02	For the candidates admitted during 2016 onwards
COURSE : TRADE UNIONISM AND COLLECTIVE BARGAINING	CODE : LAL212O02/ LAL213O02/ LAL214O02/ LAL215O02	For the candidates admitted from 2012 to 2015

Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Compare the Trade union movement in England with that of U.S.A.

Or

- (b) Explain the scope and extent of immunities from civil and criminal liabilities available to the office-bearers or members of a registered trade union with the help of decided case laws.

2. (a) Examine the role of the International Labour Organisation in trade union movement for setting international norms relating to Trade union rights.

Or

- (b) Define Trade union and discuss the conditions precedent for the registration of a trade union under the Trade Unions Act, 1926.

[P.T.O.]

3. (a) Discuss the powers and functions of the Registrar of trade unions and explain the scope of enquiry under Section 8 of the Trade Unions Act, 1926 with the help of decided case laws.

Or

- (b) Examine the concept of recognition of Trade unions and explain how multiplicity of trade unions affect the process relating to recognition.
4. (a) Discuss the concept of outsider and bring out the various factors responsible for the outside interference in the executive of trade unions.

Or

- (b) Analyse workers participation scheme and point out the pros and cons of workers participation in management in India.
5. (a) Examine the factors affecting successful collective bargaining. Refer to the recommendations of the National Commission on Labour to promote collective bargaining.

Or

- (b) Discuss the procedure to change the name, office-bearers and amendment of the rules of a registered trade union.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Problem of migrant workers.
 - (b) ILO on forced labour.
 - (c) Dissolution of trade unions.
 - (d) Grounds for cancellation of registration of trade unions.
 - (e) Closed shop.
 - (f) Minors in a registered trade union.

Register No.

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ML 654

**LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – Second Semester

BRANCH VIII — LABOUR LAW AND ADMINISTRATIVE LAW

COURSE : SOCIAL SECURITY LAW	CODE :	LAL212003/ LAL213003/ LAL214003/ LAL215003/ LAL216003/
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) "The underlying idea behind social security measures is that a citizen who has contributed or is likely to contribute to his country's welfare should be given protection against certain hazards". Comment.

Or

- (b) "The Constitution of India under its Chapter IV embraces principles and policies pertaining to social security measures which are to be followed by state in future when it would think expedient, just and proper to legislate for working class in our country". Elucidate.

2. (a) Critically examine the provisions relating to sickness and disablement benefits under the Employees' State Insurance Act, 1948.

Or

- (b) "Even after the proof of liability of an employer to pay compensation for an employment injury, he can still avoid payment of the same". Examine the statement in the light of the relevant provisions of the Employees' Compensation Act, 1923.

[P.T.O.]

3. (a) Explain the provisions under the Factories Act, 1948 regulating the working hours of adults, women and young persons. Examine the constitutional validity of Section 66(1) under the Act.

Or

- (b) Discuss the scope and coverage of the Maternity Benefit Act, 1961. Compare the provisions of Maternity Benefit Act, 1961 with the relevant provisions of the Employees' State Insurance Act, 1948.
4. (a) Evaluate the Provident Fund Scheme and Family Pension Scheme under the Employees' Provident Funds and Miscellaneous Provisions Act, 1952. Bring out when and to what extent a subscriber is permitted to withdraw money from the provident fund.

Or

- (b) Critically appraise the scheme for payment of gratuity under the Payment of Gratuity Act, 1972. State the circumstances under which gratuity can be forfeited.
5. (a) Discuss the ILO conventions and recommendations on social security and explain to what extent the contents of those conventions are reflected in social security legislations in India.

Or

- (b) Examine the impact of Beveridge Report on Social Security System in U.K.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Occupational diseases.
- (b) Supersession of the Corporation and Standing Committee under the Employees' State Insurance Act, 1948.
- (c) Protection against attachment of provident fund.
- (d) Controlling Authority.
- (e) Provisions relating to hazardous process under the Factories Act, 1948.
- (f) Social security measures in U.S.A.

Register No.

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ML 661

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

First year – Second Semester/Second Year – Third Semester

BRANCH VIII – LABOUR LAW AND ADMINISTRATIVE LAW

COURSE : LOCAL SELF GOVERNMENT (Elective)	CODE : LAL216E01	For the candidates admitted during 2016 onwards
COURSE : LOCAL SELF GOVERNMENT (Elective)	CODE : LAL212O05/ LAL213O05/ LAL214O05/ LAL215O05	For the candidates admitted from 2012 to 2015

Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) “Decentralised governance is an effective media and instrument for meeting people’s demands and needs” – Discuss.

Or

- (b) Examine the principles and patterns envisaged by the Balvantray Committee and bring out the post Balvantray Committee developments in India.

2. (a) “Gram Sabha in India has the potential to emerge as a powerful forum for Participatory democracy” – Discuss.

Or

- (b) Examine the general powers of Municipal authorities with regard to the streets under the Chennai City Municipal Corporation Act, 1919.

[P.T.O.]

3. (a) Examine the role of Grama Nyayalaya in Indian justice system.

Or

- (b) Discuss the powers and functions of the Election Commission to conduct elections for local bodies.
4. (a) Explain the provisions relating to Public health, Safety and Convenience under the Tamil Nadu District Municipalities Act, 1920.

Or

- (b) Examine the principles enunciated by Lord Ripon to guide local government in India.
5. (a) Critically analyse the scope of women's representation in local government.

Or

- (b) Explain the provisions relating to power and duty of village panchayat to carry out the requirements of Panchayat village for certain matters under the Tamilnadu Panchayats Act, 1994.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Mahatma Gandhi on Panchayats.
 - (b) Classification of markets under the Tamilnadu Panchayats Act, 1994.
 - (c) Judicial or Quasi – judicial power of local bodies.
 - (d) State control over urban local bodies.
 - (e) Distinguish between Corporation and Council.
 - (f) Recommendations of GVR Rao Committee.

Register No.

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ML 655

**LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted during 2015 and 2016)

First Year – Second Semester

BRANCH IX — TAXATION LAW

COURSE : DIRECT TAX LAWS	CODE :	TXL215O02/ TXL216O02
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Give an account of black money in India and the legal issues thereon.

Or

- (b) Define Agricultural income. Discuss how agricultural income is treated under the Income Tax Act, 1961.

2. (a) Discuss the residential status of the following:

- (i) Individual
- (ii) Hindu Undivided Family
- (iii) Firm and Association of persons
- (iv) Every other person.

Or

[P.T.O.]

- (b) Explain how the following are treated under Sec.10 of the Income Tax Act 1961. Give relevant provisions of law.
- (i) Compensation on account of any disaster
 - (ii) Lease rent of aircraft
 - (iii) Educational scholarship
 - (iv) Income of professional institution.
3. (a) Explain how the annual value of house property is assessed under various circumstances.
- Or
- (b) Discuss about the relief and deductions permissible under the head 'income from capital gains'.
4. (a) Give a detailed account of various types of carry-forward under the Income Tax Act 1961.
- Or
- (b) Explain the necessity of Tax Deducted on Source. Also discuss the provisions of the Income Tax Act 1961 regarding Tax Deducted on Source.
5. (a) Narrate the importance of best judgement assessment – Discuss the procedure for best judgement assessment under the Income Tax Act, 1961.
- Or
- (b) Give an account of the important deductions available under Sec. (80) of the Income Tax Act, 1961.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Tax on income
 - (b) Finance year
 - (c) Perquisites
 - (d) Set-off income from lottery
 - (e) Penalty for not filing report
 - (f) Fringe Benefit Tax.
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Register No.

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ML 656

**LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted during 2015 and 2016)

First Year – Second Semester

BRANCH IX — TAXATION LAWS

COURSE – INDIRECT TAX LAWS	CODE :	TXL215003/ TXL216003
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) There are six General Rules of Interpretation which should be applied to determine the classification of goods under Excise Law". Analyse.

Or

- (b) "Given that the majority of goods are taxed on an ad valorem basis, the Valuation of Goods attains paramount importance." Analyse in the context of Valuation of Goods under Excise Law.

2. (a) "Section 5 of the Central Sales Tax Act defines what Art. 286 forbids." Critically examine the provisions of Article 286.

Or

- (b) VAT is a multi-stage tax on goods that is levied across various stages of production and supply with credit given for tax paid at each stage of Value addition" - Critically analyse the salient features of the TNVAT Act, 2006.

[P.T.O.]

3. (a) "The method of valuation of goods for both import and export for the purposes of levy of customs duty on the basis of value has been set out under Section 14 of the Customs Act, 1962 read with the relevant Rules" - Critically examine the provisions relating to Valuation of Import and Export Goods under Customs Law.

Or

- (b) Section 11 of the Customs Act bestows power on the Central Government to restrict or prohibit importation or exportation of goods. Critically analyse the relevant provisions.

4. (a) "GST is one indirect tax for the whole nation, which will make India one unified common market." Critically evaluate this statement in light of the salient features of the draft GST Bill.

Or

- (b) "Service tax is, as the name suggests, a tax on Services. It is a tax levied on the transaction of certain services specified by the Central Government under the Finance Act, 1994." Critically analyse the concept of 'Service' under the Service Tax.

5. (a) "The CENVAT Scheme has come into existence pursuant to the statement made by the Honourable Finance Minister in his Budget Speech for the year 2000-2001." Critically examine Rules 3 and 4 of the CENVAT Credit Rules 2004.

Or

- (b) "Manufacture implies a change but every change is not manufacture; and yet every change of an article is the result of treatment, labour and manipulation. But something more is necessary and there must be a transformation; a new and different article must emerge having a distinctive name, character or use." With the help of decided cases, critically analyse the concept of 'Manufacture' under Excise Law in the light of this statement.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Movability
- (b) Warehousing under Customs Law
- (c) Rule 5 CENVAT Credit Rules
- (d) Duty Drawback under Customs law
- (e) Persons requiring registration under Excise Law
- (f) Works contracts under VAT.

Register No.

ML 662

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

Second Year – Third Semester

COURSE : LAW AND SOCIAL TRANSFORMATION IN INDIA (Common to All Branches)	CODE :	BUL/CHR/IPL/ILO/ ELO/CLA/HDE/ LAL/TXL/212C04/ 213C04/214C04/ 215C04/216C04
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Examine the interaction between law and social change.

Or

(b) Explain the non-legal strategies for social transformation.

2. (a) Define 'Caste'. How caste is working as a divisive factor?

Or

(b) Examine the statement "Caste segregation and protective discrimination" in the light of leading case – law.

3. (a) Discuss the various offences committed against women by giving a brief account of contribution made by the Supreme Court of India.

Or

(b) Examine 'gender injustice and its forms by citing leading case – law in the direction of 'gender equality'.

[P.T.O.]

4. (a) Is modernization a value? If so how it has permeated the Indian Constitution?

Or

- (b) Write an essay on Reform of court processes particularly in criminal law field.
5. (a) Examine Economic reforms in India and their consequent transformation.

Or

- (b) Explain the status of Tribals and how far constitutional protection is available to them.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Consensus model of social transformation
- (b) Top down model of development
- (c) Gram Nyayalaya
- (d) Cultural monism
- (e) Mediation
- (f) Regionalism
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Register No.

ML 663

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2017.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

Second Year – Third Semester

COURSE : SOFT SKILLS – III (Common to all branches)	CODE :	COM212S03/ COM213S03/ COM214S03/ COM215S03/ COM216S03
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Time : Three hours

Maximum : 100 marks

Answer FORTY questions.

Each question carries 2½ marks.

(40 × 2½ = 100)

1. Discuss what is corporate culture in an organization?
2. Discuss the ways of introducing business association.
3. What suggestions will you give to increase fairness and honesty in work place?
4. What is employment discrimination?
5. What do you mean by internal stress?
6. Why is it said that following the laws of land helps in building good climate in business?
7. What is interviewing etiquette?
8. Kindly define "coordination" in a work place.
9. In what way one should treat a VIP when he walks into the office?

[P.T.O.]

10. In what way company policies affect the morale of an employee?
11. "One can protect one's time by insulation, isolation and delegation" — Comment.
12. What measures an employer should take against the employees who deal rudely with the customers?
13. What are the suggestions that you will give to the employer who gives long hours of work to the employee?
14. What is the role of a coach in team building?
15. What is cognitive theory?
16. What is deep breathing exercise?
17. In what way proper lighting, air temperature and odour help to raise the confidence level of employees in an organization?
18. In what way cultural differences affect the employees thinking?
19. Do you agree that in every organization the employer should conduct in-house counselling programme to control stress?
20. Highlight the importance of finance and account department in an organization?
21. What role does middle level management play in an organization?
22. Give different hierarchical level in an organization?
23. What is vertical chain of command in an organization?
24. What are the relaxation techniques to relieve oneself from stress and strain?
25. Why is it said that team building enhances social relationship?
26. Explain that team training is interpersonal relationship?
27. What should a manager do to build an excellent work relationship amongst the employees?
28. What is goal setting?
29. Do you agree that when the team members are interdependent, it helps in the exchange of knowledge?
30. What are the challenges to team building?

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31. "Face to face communication is very important in building effective team environment." Comment.
 32. What are the guidelines the professors should give to the student to do study project teams?
 33. "Sharing ideas between the employees increases better understanding". Explain.
 34. Give your reasons that in what way competitive activities encourage a result based outlook?
 35. Do you agree that team building in sports develops behaviours and skills those increase team functioning?
 36. What are the factors that are central to a person controlling his stress?
 37. What are the suggestions that you would like to give to organize groups of employees into manageable units for various purposes?
 38. What are the physiological responses of animals to external pressures?
 39. Why do you think by speaking softly one can handle any situation?
 40. In what way a good and tidy business letter enhances the business prospects of the company?
 41. What should the employer do to be nice to the staff members?
 42. Why is it considered necessary to introduce others when necessity arises?
 43. What is the difference between socializing and gossiping?
 44. What are the mental symptoms of stress?
 45. Why is it considered necessary to smile and maintain eye contact while attending an interview?
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Register No.

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ML 664

**M.L./LL.M DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

Second Year – Third Semester

BRANCH I – BUSINESS LAW

COURSE : REGULATORY LAWS	CODE :	BUL212004/ BUL213004/ BUL214004/ BUL215004/ BUL216004
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Explain the salient features of institutionalised theory regarding regulation.

Or

- (b) Compare the advantages and drawbacks of private and public interest theories of regulation.

2. (a) Discuss the objectives of enacting the SEBI Act, 1992 and the extent to which they have been achieved.

Or

- (b) Enumerate and explicate the powers and functions of the Real Estate Regulatory Authority.

[P.T.O.]

3. (a) Expound the constitution and functioning of the State and Central Information Commissions.

Or

- (b) Explicate the procedure for preferring appeal under the RTI Act, 2005.

4. (a) Explain the amendments introduced to the TRAI Act, 1997.

Or

- (b) Discuss the powers and functions of the Telecom Regulatory Authority.

5. (a) Expound the National Electricity Policy and licensing procedure under the Electricity Act, 2003.

Or

- (b) State the power and functions of the Central and State Commissions under the Electricity Act, 2003.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Mandatory disclosures under the Real Estate Bill, 2013.
(b) Penalties under the RTI Act, 2005.
(c) Incorporation of TRAI.
(d) Meaning of the terms consumer and electricity system under the Electricity Act, 2003.
(e) Procedure for requesting information, under the RTI Act, 2005.
(f) Functions of PFRDA.

Register No.

ML 665

M.L./LL.M DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

Second Year – Third Semester

BRANCH I – BUSINESS LAW

COURSE : LEGAL REGULATION OF ECONOMIC ENTERPRISES	CODE :	BUL212005/ BUL213005/ BUL214005/ BUL215005/ BUL216005
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Discuss the importance of industrial policy resolutions and also state its relevance in the development of Indian economy.

Or

- (b) Analyse the various evolutionary aspects of legal regulation of economic enterprise.

2. (a) Explain the various regulations pertaining to mergers and acquisitions with reference to the present corporate regulatory regime.

Or

- (b) Analyse the impact of globalisation on deregulation of economic enterprises in India.

[P.T.O.]

3. (a) Explain the various legal hurdles faced in the disinvestment process of public sector enterprises in India.

Or

- (b) Discuss the power, functions and duties of Insurance Regulatory and Development Authority.

4. (a) Explain the importance of various investment banking regulations in the era of globalisation.

Or

- (b) Analyse the importance of specialised financial institutions and discuss their regulatory framework.

5. (a) Discuss the changing dimensions of legal regulation of multinational corporations.

Or

- (b) Analyse the various legal provisions related to investments made by multinational companies in India and abroad.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Foreign Direct Investment.
- (b) Stock Banking.
- (c) Investment Institutions.
- (d) Sick Industries.
- (e) Online share trading.
- (f) Anti Dumping Measures.

Register No.

ML 682

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

Second Year – Third Semester

BRANCH I – BUSINESS LAW

COURSE : LAW RELATING TO FOREIGN TRADE (Elective)	CODE :	BUL212E02/ BUL213E02/ BUL214E02/ BUL215E02/ BUL216E02
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Explain the need and importance of International Trade.
Or
(b) Discuss India's Foreign Trade Policy in Post Liberalization era.
2. (a) Describe the evolution of W.T.O.
Or
(b) Explain the procedure of the Dispute Settlement mechanism under the W.T.O.
3. (a) Describe the promotional measures adopted by the Government of India in promoting foreign trade.
Or
(b) Explain the advantages of Special Economic Zones (SEZ) and point out the drawbacks in implementing SEZs in India.

[P.T.O.]

4. (a) Describe the provisions relating to regulation of Foreign Direct Investment in India.

Or

- (b) "The Service Sector has brought significant growth in foreign trade in India" – Discuss.

5. (a) Explain the provisions of the Customs Act in controlling smuggling activities.

Or

- (b) Briefly explain the salient features of the COFEPOSA.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Free Trade and Warehousing Zones.
 - (b) Theories of International Trade.
 - (c) Automatic Approval Scheme.
 - (d) Permissible and Quarantine Regulations
 - (e) Export Import Bank of India.
 - (f) Board of Trade.
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Register No.

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ML 666

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

Second Year – Third Semester

BRANCH II – CONSTITUTIONAL LAW AND HUMAN RIGHTS

COURSE – NATIONAL SECURITY, PUBLIC ORDER AND RULE OF LAW	CODE :	CHR212O04/ CHR213O04/ CHR214O04/ CHR215O04/ CHR216004
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Explain the vitiating factors of subjective satisfaction of the detaining authority under the Preventive Detention law.

Or

- (b) What is Martial law and explain its importance in India in the protection of National Security.

2. (a) Examine the constitutional safeguards provided to the detenu, detained under preventive detention law in India.

Or

- (b) "During 1975 emergency there was no rule of law, only rule by law" – Critically analyse.

[P.T.O.]

3. (a) Briefly explain any two laws that authorise preventive detention in India.

Or

- (b) "TADA", a draconian law" – Explain the statement with special reference to the views or comments made by the National Human Rights Commission on TADA.

4. (a) Critically examine the scope of Art. 19 of the Indian Constitution on the issuance of proclamation of emergency order by the President.

Or

- (b) "The concept of public order is wider than security of state" – Explain.

5. (a) Critically examine the right to have access to courts to an individual during emergency.

Or

- (b) Write a critical note on 'internal disturbance' as a ground to declare emergency and also its reoccurrence in India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Guidelines for considering reasonableness of a restriction on fundamental rights.
- (b) Constitutional validity of NSA Case.
- (c) Emergency detention in England.
- (d) Special importance of Art. 21 of the Indian Constitution during emergency.
- (e) Advisory Board powers.
- (f) Due process of law and preventive detention.

Register No.

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ML 667

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

Second Year – Third Semester

BRANCH II — CONSTITUTIONAL LAW AND HUMAN RIGHTS

COURSE : ELECTION LAWS	CODE :	CHR212O05/ CHR213O05/ CHR214O05/ CHR215O05/ CHR216O05
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Discuss the grounds and forum for challenging President and Vice-President elections in India.

Or

- (b) Discuss the powers and function of the Election Commission under the Constitution and the Representation of People Act. Is there any difference between the status of the Chief Election Commissioner vis-a-vis other Election Commissioners under the Constitution?
2. (a) Explain the term "office of profit" under the Government as used in Article 102(1)(a) of the Constitution of India. Discuss whether the following persons are disqualified under Article 102(1)(a) or 191(1)(a) :
- (i) Chairman of Censor Board
- (ii) The Comptroller and Auditor General of India.

Or

- (b) Discuss the impact of 42nd and 91st Constitutional Amendment Acts on delimitation of Constituencies of the Parliament and the State Legislature.

[P.T.O.]

3. (a) What is the period of limitation of filing an election petition under the Representation of People Act, 1951? Can the High Court condone delay in filing of an election petition? Can a lawyer present an election petition in the High Court on behalf of the election petitioner?

Or

- (b) Discuss the salient features of the anti-defection law in India. Examine the bar of Jurisdiction of the court under paragraph 7 of the Tenth Schedule of the Constitution with relevant case.
4. (a) "Press is not expected to indulge in canvassing of a particular candidate or party. If it does, it shall allow the right of reply to the other candidate or party" – Comment.

Or

- (b) Write on the effect of money, muscle and official influence on election. Discuss the experience of India.
5. (a) Discuss the provisions of the Constitution in relating to reservation of seats made to Scheduled Castes and Scheduled Tribes for the Parliamentary and the State Legislative constituencies in India.

Or

- (b) 'D' has a contract with the State Government for construction of a road. Can 'D' contest elections to the State Assembly if :
- (i) 'D' has completed his part of the contract but the Government has not made full payment
- (ii) The contract was entered into without complying with the provisions of Article 299 of the Constitution of India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Lilly Thomas Vs State of Kerala.
- (b) Right to self-determination.
- (c) Voter verifiable paper audit trail.
- (d) Electoral reforms.
- (e) Election manifesto.
- (f) Code of conduct.

Register No.

ML 658

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

(2013 batch onwards – Second Year – Third Semester)

(2012 batch : First Year – Second Semester)

BRANCH III – INTELLECTUAL PROPERTY LAW

COURSE : INTELLECTUAL PROPERTY RIGHTS AND HUMAN RIGHTS (Elective)	CODE :	IPL212E01/ IPL213E01/ IPL214E01/ IPL215E01/ IPL216E01
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Discuss the cause and effect of Intellectual property on human rights.

Or

- (b) Discuss how far Intellectual Property Rights can be related with the Directive Principles of State Policy under the Constitution of India.

2. (a) Discuss TRIPS agreement with specific reference to Doha Declaration on public health.

Or

- (b) Analyse the important provisions of Convention on Biological Diversity in relation to Intellectual Property and human rights.

[P.T.O.]

3. (a) Give an account of the various provisions of the Protection of plant variety and Farmer's Right Act protecting Intellectual Property Rights.

Or

- (b) Give an account of the various provisions of the Trade Marks Act protecting Intellectual Property Rights.

4. (a) Explain with decided cases and provisions of law how far copyright issues would affect the privacy of an individual.

Or

- (b) Discuss whether human body parts developed by technologies can be patented and the human rights issues.

5. (a) Analyse whether invention of Genetically Modified Food is hazardous to health and environment and the legal remedies for the same.

Or

- (b) Examine Consumers rights in relation to Copyright and Trademarks.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Utility theory
- (b) WIPO
- (c) Process patent
- (d) Clinical Trials
- (e) Digital information
- (f) Authors right under copyright.

Register No.

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ML 668

M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2017.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

Second Year – Third Semester

BRANCH III – INTELLECTUAL PROPERTY LAW

COURSE – LAW RELATING TO INDUSTRIAL DESIGNS	CODE :	IPL212O04/ IPL213O04/ IPL214O04/ IPL215O04/ IPL216O04
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Explain the impacts of TRIPS on the law of designs in India.

Or

- (b) Examine the concept of industrial design in detail with case laws.

2. (a) Examine the defences open to the defendant under the Design Act. Refer to case law.

Or

- (b) Critically analyse the rights conferred due to the registration of designs.

3. (a) Discuss the salient features of the Designs Act, 2000.

Or

- (b) Describe the area where copyright and designs can be distinguished.

[P.T.O.]

4. (a) Explain 'Piracy' and state the measures adopted by the Designs Act to protect the interests of design owners.

Or

- (b) Examine the tests to determine, infringement of design, which the Supreme Court has adopted.

5. (a) Critically analyse the Semiconductor Layout and Design Act, 2000.

Or

- (b) Discuss the formalities to be fulfilled by the author of the design to get it registered under the Designs Act, 2000.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Must-fit
 - (b) Integrated Circuit
 - (c) Copyright and design protection
 - (d) Obvious imitation
 - (e) Non-registrable designs
 - (f) Surface decoration.
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Register No.

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ML 669

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

Second Year – Third Semester

BRANCH III — INTELLECTUAL PROPERTY LAW

COURSE : INTELLECTUAL PROPERTY LAW AND INTERNATIONAL PERSPECTIVES	CODE :	IPL212O05/ IPL213O05/ IPL214O05/ IPL215O05/ IPL216O05
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Discuss the basic principles and objectives of TRIPs Agreement.
Or
(b) Discuss the nature and source of International Intellectual Property Law.
2. (a) Explain the 'telle quelle' principle and its exceptions.
Or
(b) Define Well Known Mark. Discuss the scope and protection of WIPO Joint Recommendation on well-known mark.
3. (a) "Madrid Protocol is an improvement over Madrid Agreement".
Elucidate.
Or
(b) Discuss the impact of TRIPs Agreement on Pharmaceutical Patent in India in the context of 'access to essential medicines'.

[P.T.O.]

4. (a) Discuss briefly the 'safe harbour clause' limiting the liability of ISP under DMCA, EU-E-Commerce Directive and the Indian Copyright Act.

Or

- (b) Explain the 'sui generis rights' provided under the EU-Database Directive for protecting database.

5. (a) Discuss briefly the procedure involved in the Dispute settlement Mechanism under the WTO.

Or

- (b) Explain the principle of National Treatment in Berne, Paris Convention and TRIPs Agreement and the principles of MFN (Most Favoured Nation Treatment).

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Define Geographical Indication
- (b) Decompilation of computer programme
- (c) Right to Priority under Paris Convention
- (d) Define Traditional knowledge
- (e) Technological Protection Measure (TPM)
- (f) Retaliation and cross-retaliation.

Register No.

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ML 670

**LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

Second Year – Third Semester

BRANCH IV – INTERNATIONAL LAW AND ORGANISATION

COURSE : LAW AND DIPLOMACY	CODE :	ILO212004/ ILO213004/ ILO214004/ ILO215004/ ILO216004
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) "Ancient Diplomacy in its form related to circumvention of war, in substance it was experimentation of peace" – Analyse.

Or

- (b) Trace the role of religious institutions in the evolution of techniques of diplomacy.

2. (a) "The principle of peaceful settlement of international disputes has indeed achieved jus cogens status" – Discuss.

Or

- (b) Discuss the role of the UN Secretary General as the custodian of the Convention on the Privileges and Immunities of the United Nations, 1946.

[P.T.O.]

3. (a) "The Vienna Convention on Diplomatic Relations represents the comprehensive view of the modern diplomatic law"— Discuss.

Or

- (b) Write an essay on the La Grand Case.

4. (a) Trace the jurisprudence evolved by the World Court in the Hostage Case.

Or

- (b) Critically analyse the legal perspectives involved in the Devyani Khorbagade incident.

5. (a) Explain the challenges involved in the Sri Lankan Ethnic conflict, with specific reference to Diplomatic relations.

Or

- (b) Analyse the role of mediators in the Israel-Palestinian conflict.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Jus legationis.
- (b) Angel Francis Breard Case.
- (c) Diplomatic Asylum.
- (d) International Law Commission.
- (e) Ping Pong Diplomacy.
- (f) Cold War and International Relations.

Register No.

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ML 671

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2017.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

Second Year – Third Semester

BRANCH IV — INTERNATIONAL LAW AND ORGANISATION

COURSE : AIR AND SPACE LAW	CODE :	ILO212O05/ ILO213O05/ ILO214O05/ ILO215O05/ ILO216O05
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Treaty law encompasses all international treaties in which multilateral conventions are the primary source of air law - Analyse.

Or

- (b) The so-called Sixth Freedom of the Air, unlike the first five freedoms, is not incorporated as such into any widely recognized air service agreements such as the "Five Freedoms Agreement" - Comment.

2. (a) In the recent past the outlook of the Government of India towards the Aviation Industry has undergone an intense change in almost all the areas - Comment.

Or

- (b) The role of the ICAO is significant in the development of the International Civil Aviation - Discuss.

[P.T.O.]

3. (a) An airline's various aviation risks are normally insured as a whole with one combined policy covering loss or damage to the aircraft in its fleet and its legal liability to passengers and third parties - Discuss.

Or

- (b) In recent years, the issue of consumer protection in air transport has attracted increasing attention - Discuss.
4. (a) Space law encompasses national and international law governing activities in outer space - Analyse.

Or

- (b) The Liability Convention of 1972 expands upon the principles of liability for damage caused by space objects introduced in Article VII of the Outer Space Treaty of 1967 - Discuss.
5. (a) Discuss the issues related to the Intellectual Property Rights in the International Space Law.

Or

- (b) Discuss the modern peaceful use of Outer Space technology for the development of the countries.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) The Registration Convention, 1975.
 - (b) Hijacking.
 - (c) Deregulation in Civil Aviation.
 - (d) Settlement of Aviation related disputes.
 - (e) ISRO.
 - (f) Space Diplomacy.

Register No.

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ML 672

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

Second Year – Third Semester

BRANCH V — ENVIRONMENTAL LAW AND LEGAL ORDER

COURSE – BIOLOGICAL DIVERSITY AND LEGAL ORDER	CODE :	ELO212004/ ELO213004/ ELO214004/ ELO215004/ ELO216004
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Define 'Biodiversity'. What are the various social, economic and environmental reasons to protect Biodiversity?

Or

- (b) Explain the legal protection for the medicinal plant varieties.

2. (a) Explain the legal mechanism to control the impact of Genetic engineering upon biodiversity.

Or

- (b) Examine the importance of legal and ethical consideration of regulating the experimentation on animals.

[P.T.O.]

3. (a) Discuss in detail the problem of Developmental Projects and its adverse impact in the global and Indian scenario with special focus on destruction of biodiversity.

Or

- (b) Critically analyse the salient features of the Convention on Biodiversity.

4. (a) Analyse the utilization of flora and fauna for biomedical purposes in the light of the Biological Diversity Act, 2002.

Or

- (b) Discuss the law relating to the regulation of trade in Wildlife products.

5. (a) Analyse the importance and legal protection provided for the Zoos and National parks in the National perspective.

Or

- (b) Examine the protection of genetic resources for agriculture with reference to plant varieties and farmers' rights.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Invasive species
- (b) Bioethics
- (c) Cosmetic plants
- (d) Benefit sharing
- (e) Biodiversity Hotspots
- (f) Silent Valley Project

Register No.

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ML 673

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

Second Year – Third Semester

BRANCH V – ENVIRONMENTAL LAW AND LEGAL ORDER

COURSE:	URBAN ENVIRONMENTAL LAW	CODE :	ELO212005/ ELO213005/ ELO214005/ ELO215005/ ELO216005
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Define Urbanisation and discuss the patterns of urbanisation in India.

Or

- (b) Explain the factors promoting urbanisation with special reference to developing countries.

2. (a) Define Fair Rent and discuss the methods of fixing fair rent under rent control legislations.

Or

- (b) Discuss the role of Town and Country planning in peripheral growth of urban agglomerations.

[P.T.O.]

3. (a) Assess the significance of slum clearance and evaluate the features of slum clearance legislations.

Or

- (b) Examine the sources of water pollution and discuss the powers of Pollution Control Board for the prevention and control of water pollution.
4. (a) Discuss the power and functions of Urban Development Authorities in view of fast growth and expansion of urban cities.

Or

- (b) Explain the role of transport authorities in the registration of vehicles and issue of licences for the prevention of accidents and traffic in urban areas.
5. (a) Discuss the evolution of Environmental Jurisprudence in the urban environment protection.

Or

- (b) Examine the Principle of Sustainability in the process of urbanisation and development.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following.
- (a) Urban culture
 - (b) Urban housing
 - (c) Air pollution in urban areas
 - (d) Zoning regulations
 - (e) Environmental Management
 - (f) Land Acquisition.

Register No.

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ML 674

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

Second Year – Third Semester

**BRANCH VI — CRIMINAL LAW AND CRIMINAL JUSTICE
ADMINISTRATION**

COURSE : COMPARATIVE CRIMINAL PROCEDURE	CODE :	CLA212004/ CLA213004/ CLA214004/ CLA215004/ CLA216004
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

- 1. (a) Compare the organization of the criminal courts in India, France and England empowered to conduct trial of criminal offences.

Or

- (b) Examine the procedure and power conferred on the investigative machinery in India and England.

2. (a) The liberal procedure for release of an accused on bail in India had neither reduced the prison population nor ensuring expeditious trial of criminal cases. Examine the position in England and U.S.A.

Or

- (b) Critically examine the right to appeal in criminal cases in India in the light of positions in England and France.

[P.T.O.]

3. (a) Examine the treatment meted out to victim and witnesses during trial in India, France and U.K.

Or

- (b) Critically examine the poor rate of conviction of criminal offenders in India to trace the defects, if at all any, comparing the position in France.

4. (a) Examine the objectives and procedure designed for Plea bargaining in India compared to U.S.A.

Or

- (b) The concept of fair trial ensures assuring volley of rights to the accused during trial. Examine the position in India, France and U.K.

5. (a) Examine the rehabilitative sentencing process resorted to in India, England and U.S.A.

Or

- (b) Examine the special criminal jurisdiction vested to High Courts and Supreme court in India and Cour de Cassation in France.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Inherent Jurisdiction
- (b) Evidential value of confession in India
- (c) Aftercare services
- (d) Probation
- (e) Victim Compensatory Scheme
- (f) Enquiry.

Register No.

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ML 675

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

Second Year – Third Semester

**BRANCH VI – CRIMINAL LAW AND CRIMINAL JUSTICE
ADMINISTRATION**

COURSE : COLLECTIVE VIOLENCE AND CRIMINAL JUSTICE SYSTEM	CODE :	CLA212O05/ CLA213O05/ CLA214O05/ CLA215O05/ CLA216O05
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Explain collective violence as a category of violence. Bring out the perspectives of collective violence.

Or

- (b) Examine the operation of criminal justice system in combating collective violence.

2. (a) Enumerate the role of National and International legal systems to meet the menace of Terrorism.

Or

- (b) Under what circumstances speech is considered as incitement to violence?

[P.T.O.]

3. (a) Critically examine the growth of Agrarian violence in the 18th – 19th centuries in India.

Or

- (b) Write a note on Naxalites as the cause of Telangana's backwardness.

4. (a) Bring out the various incidence of atrocities against Scheduled Castes and the use of special legislation to combat such atrocities.

Or

- (b) Examine the various legislative measures to combat violence against women and children.

5. (a) Discuss the role of legislative measures to control communal violence in India.

Or

- (b) Bring out the various commissions of enquiry in dealing with communal violence in India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Arwal massacre.
 - (b) Institutionalized violence.
 - (c) Electoral violence.
 - (d) Ahimsa in Hindu Traditions in India.
 - (e) Legal order as a coercive normative order.
 - (f) Political violence.
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Register No.

ML 676

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

Second Year – Third Semester

BRANCH VII — HUMAN RIGHTS AND DUTIES EDUCATION

COURSE : HUMAN RIGHTS OF DISADVANTAGED AND VULNERABLE GROUPS: PROBLEMS AND ISSUES IN THE PROTECTION AND ENFORCEMENT	CODE :	HDE212O04/ HDE213O04/ HDE214O04/ HDE215O04/ HDE216O04/
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) The concept of vulnerable and disadvantaged groups is as old as human history – Elucidate.
Or
(b) Discuss the social, economic and cultural problems of the vulnerable and disadvantaged groups.
2. (a) Women constitute almost half of the world population. But, their enjoyment of rights equally with that of men is far from satisfactory – Critically examine the above statement in the context of the human rights of women.
Or
(b) What are child rights? Explain the efforts of the international community in protecting the child rights.

[P.T.O.]

3. (a) Discuss the role of the United Nations for developing the human rights standards on indigenous people.

Or

- (b) Examine the Constitutional rights and safeguards provided to the minorities in India.

4. (a) Elaborate the role of National Human Rights Commission in the protection of Human Rights of the citizens in India.

Or

- (b) What is 'Administration of Justice'? Examine the role of superior courts in India in this regard?

5. (a) Discuss the role of International Organizations for the development of Human Rights.

Or

- (b) Examine the role played by the Media and the Press for developing Human Rights.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) UNICEF
- (b) Stateless persons
- (c) Human Rights of Transgender
- (d) NGOs and Human Rights
- (e) Prisoners
- (f) National policies.

Register No.

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ML 677

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

Second Year – Third Semester

BRANCH VII — HUMAN RIGHTS AND DUTIES EDUCATION

COURSE : TRADE, ENVIRONMENT, DEVELOPMENT AND HUMAN RIGHTS	CODE :	HDE212005/ HDE213005/ HDE214005/ HDE215005/ HDE216005
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) What is the relationship between Trade and Human Rights?
Or
(b) Trace the origin and development of WTO.
2. (a) Examine the role of the Judiciary on Right to development and Right to Environment.
Or
(b) Describe the procedure to regulate foreign direct investment in small scale Industries in India.
3. (a) Describe the concept of sovereignty in the context of regulating the Transnational Corporation.
Or
(b) International Trade and economic institutions is not a complete code to regulate international commercial transactions. Do you agree? Explain.

[P.T.O.]

4. (a) Analyse how far the carbon trading system helps in achieving environmental sustainability between generations.

Or

- (b) Explain about unilateral sanctions imposed by US.

5. (a) Analyse the international best practices in regulating Transnational Corporations (TNCs).

Or

- (b) What is subsidy? Examine the impact of GATT on agricultural subsidy.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) First generation Human Rights.
- (b) Green Court.
- (c) Five year plans and Environment.
- (d) Polluter pays principle.
- (e) Self determination.
- (f) Social contract theory.

Register No.

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ML 684

**LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

Second Year – Third Semester

BRANCH VII — HUMAN RIGHTS AND DUTIES EDUCATION

COURSE : REGIONAL AND HUMAN RIGHTS ORGANISATIONS (Elective)	CODE :	HDE212E02/ HDE213E02/ HDE214E02/ HDE215E02/ HDE216E02
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) "The reliance by the Security Council as to the Regional Organisations for humanitarian assistance has mostly resulted in human rights violations, the illustrative example is that of the NATO"—Discuss.

Or

- (b) "The European Union's laws on the Differently abled Rights captures the need for developing social understanding and value based approach"— Explain.
2. (a) "The work of the Inter-American Court of Human Rights has indeed evolved the respect of International Human Rights Law beyond the State borders"—Comment.

Or

- (b) "The jurisprudence of regional human rights Courts have progressively developed the normative aspects of human rights law"— Examine.

[P.T.O.]

3. (a) Write an essay on the African Union's mandate as to the "Africa We Want – 2063".

Or

- (b) "There is ever-increasing demand to establish South Asian Human Rights Court in form and spirit" – Discuss.
4. (a) "The legal position taken by our neighbours in the Kashmir Dispute reflects, more strategy rather South – South Co – operation" – Analyse.

Or

- (b) "The organisation of Islamic Co-operation and related arrangements have extended solidarity for the cause of Right to Self-determination of the Palestinians, however the Israeli – US led alliance have ensured suppression of rights, the subject matter poses questions as to the role of alliances" – Examine.
5. (a) "The disputes in the African region are all spill over in nature and contextually extra – territorial" – Discuss.

Or

- (b) "The regional trade agreements and their effective approach promotes the concept of economic integration" – Explain.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Soering Case
(b) SAPTA
(c) Helsinki Final Agreement
(d) Britain and European Union
(e) Regionalism and Social-Coexistence
(f) National Red Cross Societies

Register No.

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ML 678

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

Second Year – Third Semester

BRANCH VIII – LABOUR LAW AND ADMINISTRATIVE LAW

COURSE : ADMINISTRATIVE PROCESS AND LIABILITY	CODE :	LAL212004/ LAL213004/ LAL214004/ LAL215004/ LAL216004
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) “Administrative Law may be described as those rules which are recognized by the courts as law and which relates to and regulate the administration of the Government – Discuss.
Or
(b) “Administrative Law does not infringe, but promotes Rule of law” – Discuss.
2. (a) Examine the scope and effectiveness of parliamentary control over delegated legislation in India.
Or
(b) Examine the principle of audi alteram partem in administrative adjudication.
3. (a) Examine the grounds and extent of judicial review of administrative discretion.
Or
(b) Trace the origin and development of administrative law in UK.

[P.T.O.]

4. (a) Examine the scope and operation of Promissory estoppel against the state with the help of decided case laws.

Or

- (b) Define Right to information and discuss the obligations of Public authorities under the Right to Information Act, 2005.
5. (a) "Droit administratif does not represent the rules and principles enacted by the Parliament" – Examine this statement with regard to the distinguishing characteristics of French administrative law.

Or

- (b) Examine the objects and various aspects of Lokpal under the Lokpal and Lokayuktas Act, 2013.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Contractual liability of the State.
 - (b) Vigilance Commission.
 - (c) Doctrine of Legitimate expectation.
 - (d) Lord Hewart's New Despotism.
 - (e) Conditional Legislation.
 - (f) Quasi-judicial functions.

Register No.

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ML 680

**LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted during 2015 and 2016)

Second Year – Third Semester

BRANCH IX — TAXATION LAWS

COURSE : TAX LITIGATION	CODE :	TXL215004/ TXL216004
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Examine the procedures for search and seizure under the Central Excise Laws.

Or

- (b) Analyse the procedures for fines and penalties under the Central Excise laws.

2. (a) Analyse the procedure for settlement of cases under Customs laws.

Or

- (b) Any default in customs law leads to economical disaster of a country – Argue.

3. (a) Examine the Alternative dispute resolution mechanism for tax related issues.

Or

- (b) Critically analyse the various appellate authorities and tax authorities.

[P.T.O.]

4. (a) Examine the procedures about search, seizure and recovery under the Income Tax Act.

Or

- (b) Comparatively analyze the procedure for confiscation under the Customs Act, the Income Tax Act and the Central Excise Act.

5. (a) Discuss about the merits and demerits of GST.

Or

- (b) Narrate the importance of Indirect tax ombudsman Guideline 2011.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Demands
- (b) Arrests
- (c) Appeals
- (d) E-payments
- (e) GST and VAT
- (f) Judicial tax authorities.

Register No.

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ML 681

LL.M. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2017.

(Choice Based Credit System)

(For the candidates admitted during 2015 and 2016)

Second Year – Third Semester

BRANCH IX – TAXATION LAW

COURSE : INTERNATIONAL TAXATION	CODE :	TXL 215005/ TXL 216005
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Discuss how different sources of income are deemed to accrue or arise in India under the Income Tax Act, 1961.

Or

- (b) Explain the tie break test to determine the residential status of the assessee under the OECD model DTAA.

2. (a) Analyse the circumstances where presumptive taxes can be levied under the Income Tax Act, 1961.

Or

- (b) Discuss the different nature of active incomes and their taxability under the OECD model DTAA.

3. (a) Discuss the norms and principles laid down for fixing an enterprise as Associated Enterprise under the Income Tax Act 1961.

Or

- (b) Explain how far Treaty Shopping is a challenge in International taxation. Also discuss the concept of limitation of benefits.

[P.T.O.]

4. (a) Explain the scope of expenditure towards Advertising and marketing as a way for abuse of income.

Or

- (b) Give an account of exemptions available to non-residents under the Income Tax Act 1961.

5. (a) Analyse the contributions of Organisation for Economic Cooperation and Development's (OECD's) Base Erosion and Profit Shifting (BEPS) initiative for the recent development in International Taxation.

Or

- (b) Critically discuss the legal issues in Vodafone Case.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Elimination of double tax.
- (b) Multilateral Instrument.
- (c) Bright-line approach.
- (d) Brick and mortar theory.
- (e) CUP
- (f) Tax Competition.

Register No.

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ML 685

L.L.M. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2017.

(Choice Based Credit System)

(For the candidates admitted during 2015 and 2016)

Second Year – Third Semester

BRANCH IX — TAXATION LAW

COURSE : TAX ON INTELLECTUAL PROPERTY AND E-COMMERCE (Elective)	CODE :	TXL215E02/ TXL216E02
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Critically examine the key Policy recommendations made by the High Powered Committee for taxation of e-commerce in India.

Or

- (b) Elucidate the role played by the OECD in framing policy relating to Base Erosion and Profit Shifting in cross-border E-commerce transactions.
2. (a) Critically analyse the case study of Google's tax controversy in the United Kingdom, with special reference to the hearing of the Public Accounts Committee.

Or

- (b) "The OECD has taken a significant step forward in reaching an international consensus on the tax treatment of electronic commerce." Critically analyse the OECD Report on Taxation Framework Conditions for Electronic Commerce in the light of this statement.

[P.T.O.]

3. (a) "The effect of Internet on enforcement of tax laws has raised fears of governments being unable to meet legitimate demands of their citizens for public service." Outline the major enforcement issues in Taxation of E-commerce and suggest steps that India can take to tackle them.

Or

- (b) Critically analyse the impact of GST on e-commerce taxation.
4. (a) Analyse, in brief, the requirements for registration of a Trademark under the Trademarks Act, 1999.

Or

- (b) "Fair use is a legal doctrine that promotes freedom of expression by permitting the unlicensed use of copyright-protected works in certain circumstances." Critically discuss this statement based on the fair use provisions in the Copyright Act, 1957.
5. (a) Examine the various methods of valuation of intellectual property and critically analyse their relative merits and demerits.

Or

- (b) Critically analyse the applicability of GST to Intellectual Property Rights.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Novelty under the Patents Act, 1970.
 - (b) Permanent Establishment
 - (c) Legal definition of 'Internet'
 - (d) Definition of Industrial Designs
 - (e) Section 14 of the Indian Copyright Act, 1957.
 - (f) Amazon's tax avoidance in the UK

Register No.

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ML 688

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2017.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Fourth Semester

BRANCH II – CONSTITUTIONAL LAW AND HUMAN RIGHTS

COURSE : SERVICE LAW	CODE :	CHR212O06/ CHR213O06/ CHR214O06/ GHR215O06
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Examine the importance of fundamental rights relating to civil service.

Or

- (b) Explain the principle of Natural Justice.

2. (a) Explain the Group I Examination conducted by TNPSC.

Or

- (b) Examine the role of UPSC in recruitment and promotion.

3. (a) Discuss the importance of Provident Fund and Retirement Benefits.

Or

- (b) Analyse Compulsory Insurance in Public Service.

[P.T.O.]

4. (a) Enumerate the service conditions of judicial officers and servants of Supreme Court.

Or

- (b) Analyse the service conditions of officers and servants of High Court.

5. (a) Examine the nature of representation, review, revision and appeal.

Or

- (b) Explain the jurisdiction of Supreme Court.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Indian Police Service.
- (b) Indian Legal Service.
- (c) Disciplinary Action.
- (d) State Government Employees.
- (e) Service Regulations.
- (f) Right to Equality.

Register No.

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ML 689

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Fourth Semester

BRANCH III — INTELLECTUAL PROPERTY LAW

COURSE : TRADEMARKS LAW AND GEOGRAPHICAL INDICATIONS	CODE :	IPL212006/ IPL213006/ IPL214006/ IPL215006
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Critically examine the grounds for refusal of registration under the Trademark Act, 1999.

Or

- (b) Discuss the factors that are relevant to consider a mark as well-known trademark in the light of decided cases.

2. (a) Critically examine the Trademarks (Amendment) Act, 2010.

Or

- (b) Discuss the factors that bring in the nexus of TRIPS regime in relation to the law of Trademarks.

3. (a) Analyse the rights conferred by Registration of Trademark under the Act.

Or

- (b) Discuss in brief the principles and ingredients of passing off.

[P.T.O.]

4. (a) Discuss the law relating to protection of geographical indications in India and UK.

Or

- (b) "Geographical indications identify place of origin of goods" – Justify this statement.
5. (a) Discuss the grounds for prohibition of registration of certain G.I. under the Geographical Indication Act.

Or

- (b) Give detailed provisions relating to geographical indication under Paris Convention.

PART B — (4 × 5 = 20 marks)

6. Write short notes on **FOUR** of the following :
- (a) Functions of Trademark.
 - (b) Indication of sources.
 - (c) Appellate Board.
 - (d) Domain Name.
 - (e) Distinction between Geographical Indications and Collective Mark.
 - (f) Trade Description.
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Register No.

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ML 696

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Fourth Semester

BRANCH III - INTELLECTUAL PROPERTY LAW

COURSE : INFORMATION TECHNOLOGY AND INTELLECTUAL PROPERTY RIGHTS (Elective)	CODE :	IPL212E02/ IPL218E02/ IPL214E02/ IPL215E02
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Explain the basic concepts of computer science.

Or

- (b) Explain in detail the functional elements of a computer programme.

2. (a) Analyse whether patent or copyright can be the best system to protect software.

Or

- (b) Discuss with relevant case laws algorithm as a patentable subject matter.

[P.T.O.]

3. (a) Critically analyse the ownership issues in software protection.

Or

- (b) Narrate the circumstances with proper explanation where reverse engineering can be considered as a fair use.

4. (a) "Metatagging might be impermissible in cases where this might lead to an initial risk of confusion". Explain.

Or

- (b) Explain the issues related to non-authorized use of registered trade mark as domain name and registered domain name as a trade mark.

5. (a) "The legal issues of Cloud Computing must be considered in terms of various stakeholders like users, intermediaries and government and issues of copyright and privacy". Explain.

Or

- (b) Analyse the salient features of the proposed Communication Convergence Bill, 2001 in India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Object code.
- (b) Rights management.
- (c) Whelan Vs. Jaslow.
- (d) Keyword advertisement.
- (e) Principle of abstraction.
- (f) Consim Info Pvt. Ltd. Vs. Google India Pvt. Ltd. 2012

Register No.

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ML 690

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2017.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015 onwards)

Second Year – Fourth Semester

BRANCH IV — INTERNATIONAL LAW AND ORGANISATION

COURSE : PEACEFUL SETTLEMENT OF THE INTERNATIONAL DISPUTES	CODE :	ILO212O06/ ILO213O06/ ILO214O06/ ILO215O06
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Trace the significance of the case law of the ICJ in the context of the progressive development of jus gentium on Pacific settlement.

Or

- (b) Explain in detail the substantive and procedural aspects of Permanent Court of Arbitration.

2. (a) Explain the conduct of the negotiating process.

Or

- (b) Explain the procedure of inquiry and fact finding as a means of Pacific settlement of disputes.

[P.T.O.]

3. (a) "The principles of the peaceful settlement of International Disputes are interrelated in their interpretation and application" — Evaluate.

Or

- (b) International Arbitration constitutes the earliest source of peaceful settlement of international disputes — Discuss.
4. (a) Explain the role of UN Secretary General in peaceful settlement of international disputes.

Or

- (b) Examine the role of International Centre for settlement of Investment Disputes.
5. (a) "Security Council plays a prominent role in maintaining and restoring international peace and security" — Explain.

Or

- (b) Explain the role of regional movements on Pacific settlement of International Disputes.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Iran – US Claims Tribunal.
(b) Peace keeping operation.
(c) Manila Declaration.
(d) African Union in dispute settlement.
(e) Rann of Kutch case.
(f) Uniting for Peace Resolution.

Register No.

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ML 691

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Fourth Semester

BRANCH V — ENVIRONMENTAL LAW AND LEGAL ORDER

COURSE – DISASTER MANAGEMENT AND LEGAL ORDER	CODE :	ELO212O06/ ELO213O06/ ELO214O06/ ELO215O06
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Define disaster and distinguish between natural disasters and man-made disasters. Illustrate your answer with case studies.

Or

- (b) Explain nuclear radiation and discuss the radiation effects on human beings.

2. (a) Explain the salient features of the Disaster Management Act 2005.

Or

- (b) Discuss the international legal framework on disaster management and evaluate the UN Programmes on disaster reduction.

[P.T.O.]

3. (a) Evaluate the role of Government departments to prevent and mitigate the sufferings before and after disaster occurrence.

Or

- (b) "The disbursement of relief grant to the disaster affected communities has given rise to number of economic and financial issues not only with the officials of the Government but also the volunteers of NGOs and this needs to be checked up with special emphasis on strict organisational mechanisms" – Discuss.

4. (a) Discuss the objectives of enquiries and investigations on disasters and explain the methods and procedures in Rail Disasters.

Or

- (b) Examine the schemes and projects provided by the Government of Tamil Nadu to the victims of Tsunami, for their rehabilitation.

5. (a) Critically examine the existing legal framework to fix the compensation and liability during industrial accidents.

Or

- (b) Discuss the process and initiation of proceedings in disaster litigation and explain the problems in the execution of the orders of the court.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Escape of dangerous substance
(b) Legal Services Authority
(c) Role of Trade Unions
(d) Task Force
(e) Public Liability Insurance
(f) Tortious Liability.

Register No.

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ML 698

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
NOVEMBER 2017.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Fourth Semester

**BRANCH VI — CRIMINAL LAW AND CRIMINAL JUSTICE
ADMINISTRATION**

COURSE : PRIVILEGED CLASS DEVIANCE (Elective)	CODE :	CLA212E02/ CLA213E02/ CLA214E02/ CLA215E02
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Critically examine the correlation between the privileged powers and deviant behaviours.

Or

- (b) Examine the impact of privileged class deviance on the Indian Legal System.

2. (a) Bring out the incidences of the Legislative official dealings taken cognizance as deviance from the Indian context.

Or

- (b) Examine the dimensions and the repercussions of deviances associated with judiciary in India.

3. (a) Elucidate the structure of police administration and the legal restraints imposed upon their powers to prevent deviance by police.

Or

- (b) Critically examine encounter killings as a deviant behaviour by police in India.

[P.T.O.]

4. (a) Bring out the unethical practices and the deviances resorted to by members of the bar in India.

Or

- (b) Discuss the role of the Press Council of India to contain and prevent conducts which are tantamount to unprofessional and unethical Journalism.
5. (a) Critically examine the effectiveness of the Prevention of Corruption Act, 1988 in tackling corrupt behaviour among public servants.

Or

- (b) Bring out the efforts taken by the judiciary in India to eradicate corruption in public life.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Anomie
(b) Socio-Economic Offences
(c) Electoral deviance
(d) Grover Commission
(e) Gender based aggression by police and paramilitary
(f) Ombudsman.
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