

M.L / LL.M

Degree Examination

April - 2017

Question Papers

Register No.

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ML 445

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

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
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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 historical evolution of Legal education in India.

Or

(b) Examine the aims and objectives of Legal education.

2. (a) Critically examine law-teaching methods and techniques.

Or

(b) State briefly examination and evaluation systems, with special reference to CBCS.

3. (a) Explain Research methods. Discuss the relevance of Empirical research in law.

Or

(b) "A problem well put is half solved"— Examine the statement in the process of identification and formulation of a Research problem.

[P.T.O.]

4. (a) "Sampling method is an important tool in the realm of Social science researches"— Comment.

Or

- (b) Examine the significance of computer and Internet in Legal Research.
5. (a) How do you analyse and interpret Research data. Give a brief account of Content analysis.

Or

- (b) What is 'Hypothesis'? How are you going to test a Hypothesis?

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Null hypothesis.
(b) Legal databases.
(c) Review of literature.
(d) Legal aid.
(e) Socratic method.
(f) Legal reform.
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Register No.

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ML 446

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

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
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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 mode of appointment of judges to the higher judiciary.

Or

- (b) Examine the contemporary developments in the matter of judicial appointments to the Supreme Court.

2. (a) Write an essay on inter-state river water disputes in India, with a special focus on 'Cauvery river dispute'.

Or

- (b) How far Centre-state relations are affected by proclamation of Emergency under Art. 352?

[P.T.O.]

3. (a) Explain the functions of Election Commission of India in the conduct of free and fair elections.

Or

- (b) Examine the legislative and judicial powers of the Executive in India.

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

Or

- (b) Explain the international human rights instruments and their enforcement mechanism.

5. (a) Explain the role of the Supreme Court in the protection of environment.

Or

- (b) Critically explain 73rd and 74th Constitutional Amendments in the matter of decentralized governance.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Globalisation and its effect on centre state relations
- (b) International trade.
- (c) Party System.
- (d) Corrupt free governance.
- (e) Union territories.
- (f) Directions of the Union to states.

Register No.

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ML 447

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – First Semester

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

Maximum : 100 marks

Answer FORTY questions.

Each questions carries $2\frac{1}{2}$ marks.

($40 \times 2\frac{1}{2} = 100$)

1. Bring out the differences between 'soft skills' and 'hard skills'.
2. Explain 'word skills'.
3. Discuss the skills that are part of 'leadership skills'.
4. "Willingness to be accountable is an important part of one's personality". Explain.
5. What are critical thinking skills?
6. "Companies are ready to hire workers with high level of soft skills". Discuss.
7. Discuss communication skills.
8. "Negotiating soft skills are vital" – Discuss.
9. Explain the importance of flexibility in maintaining interpersonal relations.
10. What constitute 'head' skills?

[P.T.O.]

11. "Effective communication is crucial at every level of an organization"
Elucidate.
12. When does a child start to communicate?
13. "Communication is collaborative, not competitive". Discuss.
14. Explain dialects of a language.
15. What is the purpose of language?
16. Discuss how the process of communication works.
17. Highlight the role of external barriers in sending and receiving messages.
18. Why should we think before we speak?
19. Is etiquette an important factor in interpersonal communication?
20. Give some examples of written communication.
21. What are the advantages of verbal communication?
22. Is it possible to influence a listener or audience through communication?
23. Define one-way communication.
24. What does 'bowed head' indicate?
25. Do body movements and posture play a role in communication?
26. Explain the role of voice in effective communication.
27. How can one improve non-verbal communication?
28. Can physical environment affect communication?
29. Define chronemics.
30. Explain the term 'Polychronic time'.
31. What is Haptics?
32. Explain the term 'paralanguage'.
33. List out four good listening skills.
34. What are the barriers to listening?
35. Can learning be accomplished through the process of listening?
36. Discuss the keys to better listening.

37. What is the role of communicator?
 38. Explain interpersonal communication skills.
 39. How important is feedback for effective communication?
 40. What are corporate skills?
 41. In organizational development, what is referred to as, 'group process'?
 42. What are the negative effects of group conflicts?
 43. Discuss how counselling is a solution to resolve conflicts.
 44. Explain one strategy to manage group conflicts.
 45. What is emotional intelligence?
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Register No.

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ML 448

L.L.M./M.L. DEGREE (SEMESTER) EXAMINATIONS, APRIL 2017.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year -- First Semester

BRANCH I — BUSINESS LAW

COURSE : CORPORATE GOVERNANCE	CODE :	BUL212001/ BUL213001/ BUL214001/ BUL215001/ BUL216001
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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 and explain the constitutional perspectives pertaining to Corporate finance and governance.

Or

- (b) Explain the provisions of the Companies Act, 2013 for changing the registered office of company and altering the objects as contained in the Memorandum of Association of the company

2. (a) Analyse the nature of shares and make a comparison between shares and debentures.

Or

- (b) State the classification of shares and the characteristic feature of each class of shares. Expound the procedure for variation of class rights.

[P.T.O.]

3. (a) Discuss the qualifications, disqualifications and the procedure for removal of a Director of a company.

Or

- (b) State the rule laid down in Foss vs Harbottle as to minority rights and the exceptions to the same.
4. (a) Make a comparative study of LLP and firms registered under the Partnership Act.

Or

- (b) Define the term 'designated partners'. Explain the provisions for sharing of profits of the firm.
5. (a) Analyse the Corporate governance practice adopted in Japan.

Or

- (b) Examine the implementation mechanisms applied for corporate governance provisions, in Europe.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) CCI
 - (b) Debenture trust deed
 - (c) Audit
 - (d) Amalgamation and reconstruction.
 - (e) Number of partners
 - (f) Corporate social responsibility.

Register No.

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ML 449

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – First Semester

BRANCH I – BUSINESS LAW

COURSE : INTERNATIONAL COMMERCIAL ARBITRATION (Elective)	CODE :	BUL212E01/ BUL213E01/ BUL214E01/ BUL215E01/ BUL216E01
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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) State the role of the United Nations in developing arbitration legislations in various countries.

Or

- (b) Analyse the historical background of Arbitration.

2. (a) Discuss the Arbitration legislation in USA.

Or

- (b) Compare the Arbitration legislation among various Asian countries.

3. (a) Explain the importance of an arbitration agreement and draft a domestic ad hoc arbitration clause.

Or

- (b) Discuss the aspect of cost in Arbitration.

[P.T.O.]

4. (a) Critically analyse and compare the structure of common and civil law systems.

Or

- (b) Narrate the adoption of UNCITRAL Arbitration Rules in ad hoc International arbitration cases.

5. (a) Analyse the importance of UNCITRAL arbitral proceedings.

Or

- (b) State the concept of awards and explain the ways for enforcement of arbitral awards.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Settlement in Arbitration.
- (b) Pros and cons of institutional arbitration.
- (c) Types of commercial contracts.
- (d) Language in arbitration.
- (e) Model clauses of two prominent international arbitration institutions.
- (f) Definition of international commercial arbitration.

Register No.

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ML 450

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – First Semester

BRANCH II — CONSTITUTIONAL LAW AND HUMAN RIGHTS

Course :	CENTRE - STATE RELATIONS IN INDIA	CODE :	CHR212O01/ CHR213O01/ CHR214O01/ CHR215O01/ CHR216O01/
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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 general limitations on the taxing powers of the Union and the States under the Indian Constitution.

Or

- (b) "In the field of Centre-State relations, the Finance Commission occupies a unique position forming a vital link between the federal Government and the regional Governments avoiding the stresses and strains which would otherwise have cropped up between them" – Elucidate.

2. (a) Trace the evolution of federal Government in India.

Or

- (b) What is co-operative federalism? How far it is applicable to the American and the Indian Constitutions?

[P.T.O.]

3. (a) Explain the factors responsible for subordination of States in Centre-State relations in India.

Or

- (b) "Trade, commerce and intercourse throughout the territory of India shall be free" Discuss.

4. (a) Critically comment on the doctrine of immunities of instrumentalities.

Or

- (b) Critically examine the rationale behind the recommendations of the Government of Tamilnadu report of the Centre-State relations Inquiry Committee.

5. (a) Explain the role of the National Development Council in maintaining the balance in Indian Federalism.

Or

- (b) Discuss the impact of local self-government at the grass roots level democracy in India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Inter-state water disputes.
- (b) Impact of Emergency on Centre-State Relations.
- (c) Residuary Power.
- (d) Doctrine of Pith and Substance.
- (e) Borrowing power.
- (f) Difference between Tax and Fee.

Register No.

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ML 451

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – First Semester

BRANCH II – CONSTITUTIONAL LAW AND HUMAN RIGHTS

COURSE : CONSTITUTIONAL PROTECTION OF HUMAN RIGHTS (Elective)	CODE :	CHR212E01/ CHR213E01/ CHR214E01/ CHR215E01/ CHR216E01
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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 significance of human rights. What are the differences between human rights and fundamental rights mentioned in the Constitution of India?

Or

- (b) As there are number of theories relating to human rights, no single theory can satisfactorily explain present state and development of human rights – Elucidate.

2. (a) Preamble is the key to understand the provisions of the Constitution. Explain the ideals and aspirations incorporated in the Preamble of the Indian Constitution in the protection of human rights.

Or

- (b) Is there any conflict between Fundamental Rights and Directive Principles of State Policy provided under the Indian Constitution? Support your answer with the leading decisions of the courts.

[P.T.O.]

3. (a) Mention the significance of Right to Information Act, 2005 in the context of freedom of speech and expression under the Indian Constitution.

Or

- (b) Explain the meaning of 'Rule of Law' as foundation of modern system of Justice.
4. (a) How are human rights and environment related? Environmental rights are a kind of collective rights-Justify.

Or

- (b) One of the greatest challenges faced by the world is to provide sufficient food for every individual – How can this challenge be tackled?
5. (a) State the functions of the National Human Rights Commission. Has the NHRC been effective in the protection and promotion of human rights?

Or

- (b) How effective has been the National Commission for Women and Children in safeguarding the rights of women and children?

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) First Generation of Human Rights
 - (b) Right to education
 - (c) Eradication of corruption
 - (d) Right to health
 - (e) State Human Rights Commission
 - (f) Fundamental Duties.

Register No.

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ML 452

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – First Semester

Branch III – INTELLECTUAL PROPERTY LAW

COURSE : GENERAL PRINCIPLES OF INTELLECTUAL PROPERTY	CODE :	IPL212O01/ IPL213O01/ IPL214O01/ IPL215O01/ IPL216O01
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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 'territoriality' concept of intellectual property is gradually diminishing" – Explain this statement.
Or
(b) Explain the Property rights and Non-Property rights of the intellectual property owner.
2. (a) Discuss Locke's labour theory in association with intellectual property protection.
Or
(b) "Intellectual property system is a kind of mechanism to ensure public interest and private interest" – Describe.
3. (a) "TRIPs agreement is an 'eye-opener' to promote the IP system particularly in developing countries" – Find out the reasons.
Or
(b) Enumerate the salient features of the Copyright (Amendment) Act 2012.

[P.T.O.]

4. (a) Explain the significance of transfer of technology in the field of Patent.

Or

- (b) Discuss the impact of Doha Declaration on Indian pharmaceutical industries.
5. (a) "Non-affordability of life-saving medicine is a human right issue" – Discuss.

Or

- (b) "Patent on life forms in India is still a controversial issue" – Discuss.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Patent on software
- (b) Most favoured Nation Treatment
- (c) Utilitarian theory
- (d) Anticipation
- (e) Inherent distinctiveness
- (f) Compulsory licence.

Register No.

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ML 453

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – First Semester

BRANCH IV — INTERNATIONAL LAW AND ORGANISATION

COURSE : PUBLIC INTERNATIONAL LAW	CODE :	ILO212O01/
		ILO213O01/
		ILO214O01/
		ILO215O01/
		ILO216O01

Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Define International law. Distinguish between the traditional international law and the modern international law.

Or

- (b) Explain the relationship between International law and Municipal law.

2. (a) What are the various types of Acquisition and loss of territory?

Or

- (b) Define 'Refugee'. Explain the Principle of Non-refoulement with specific reference to Srilankan refugees.

[P.T.O.]

3. (a) Define 'Sovereignty'. Examine permanent sovereignty over Natural resources.

Or

- (b) Critically examine 'Common heritage of mankind' and its protection under International law.
4. (a) "Pacta sunt servanda" is a legal basis for binding character of a treaty – Comment.

Or

- (b) Define "jus cogens". Examine the legal significance of 'jus cogens'.
5. (a) Explain the role of Security Council in the promotion and maintenance of international peace and security.

Or

- (b) Examine the contribution of the U.N. in the internationalization of human rights.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Monism
(b) ICC
(c) Reservation of a treaty
(d) Calvo clause
(e) Clean slate theory.
(f) Asylum

Register No.

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ML 454

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – First Semester

BRANCH IV – INTERNATIONAL LAW AND ORGANISATION

Course :	INTERNATIONAL CRIMINAL COURT (ELECTIVE)	CODE :	ILO212E01/ ILO213E01/ ILO214E01/ ILO215E01/ ILO216E01
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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 historical evolution of international Criminal Law.

Or

- (b) "International Criminal Law protects peace, security and the well being of the world as the fundamental values of the International Community" — Elucidate.

2. (a) Examine the Yugoslavia Tribunal to prosecute War Crimes, Genocide and Crimes against humanity.

Or

- (b) Examine the Rwanda Tribunal over genocide and crimes against humanity.

[P.T.O.]

3. (a) Examine the jurisdiction, admissibility and applicable law of International Criminal Court.

Or

- (b) Examine the General Principles of Criminal Law mentioned under Part III of the ICC Statute.
4. (a) Examine the material elements of Genocide.

Or

- (b) Analyse the incitement to commit Genocide.
5. (a) Critically evaluate attack on a Civilian Population in crimes against humanity.

Or

- (b) An individual act must be committed as part of a widespread or systematic attack on a Civilian Population. Explain.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Nuremberg Charter.
- (b) Nulla Poena Sine Lege in International Criminal Law.
- (c) Grounds for excluding criminal responsibility.
- (d) Protected Interests.
- (e) Crime of Aggression.
- (f) Tokyo Charter.
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Register No.

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ML 455

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – First Semester

BRANCH V — ENVIRONMENTAL LAW AND LEGAL ORDER

COURSE : INTERNATIONAL ENVIRONMENTAL LAW	CODE :	ELO212001/ ELO213001/ ELO214001/ ELO215001 ELQ216001
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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 World Environment movement after establishment of the UNO.

Or

- (b) Define Natural and Cultural Heritage and explain the salient features of World Heritage Convention.

2. (a) Discuss the role of 'World Environment Fund' in financing world environmental projects.

Or

- (b) Explain the significance of international cooperation of the States in the implementation of international obligations towards Sustainable development.

[P.T.O.]

3. (a) Define Marine living resources and discuss the international legal measures for their exploitation and conservation.

Or

- (b) Examine the provisions of 'the 1959 Antarctic Treaty and evaluate its contribution for the protection of Environment in Antarctic region.

4. (a) Explain the effects of chemical pollution on Environment and evaluate the legal instruments for prevention of chemical pollution.

Or

- (b) Trace out the reasons for Nuclear fallout and accidents and examine the legal measures for their prevention and control.

5. (a) Define Disaster and the strategies adopted at international level to prevent the disasters.

Or

- (b) "The developments in the field of biotechnology by MNCs, are causing adverse effects on the conservation and sustainable use of biodiversity taking also, the risks to human health" - Comment.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Climate change.
(b) Global Environment Facility.
(c) Poverty alleviation.
(d) Oil pollution.
(e) Environmental liability.
(f) Transboundary pollution.
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Register No.

ML 456

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

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
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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 remedies available under Tort Law for Environmental violations.

Or

- (b) Critically examine the provisions of the Cr.P.C. for prevention and control of water, air and noise pollutions.

2. (a) Discuss the powers of the Central Government under the Environment (Protection) Act, 1986 to protect and improve the Quality of Environment.

Or

- (b) Explain the penal provisions under the Environment (Protection) Act, 1986. Does the principle of Vicarious liability apply for the offences committed by a registered company?

[P.T.O.]

3. (a) Discuss the impact of aquaculture on ecologically fragile coastal areas and refer to decided cases.

Or

- (b) Examine the concept of Environmental Clearance and explain the procedure to be adopted in the construction activities in Coastal zone areas.
4. (a) Describe Disaster preparedness and explain the plans to be executed prior to disaster and during the disaster.

Or

- (b) Discuss the role of public participation in the decision making process of Environmental Projects.
5. (a) Evaluate the effect of the 73rd and 74th Constitutional amendments for the empowerment of Local bodies and examine the consequent change and improvement on the protection of environment.

Or

- (b) Discuss the process of Environmental Jurisprudence on Right to Wholesome Environment.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Constitution and Environment.
- (b) Delegation of Power.
- (c) Classification of Coastal Zones.
- (d) Environment Information.
- (e) Citizen's Obligations.
- (f) Environmental Education.
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Register No.

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ML 457

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – First Semester

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

Course : CRIMINAL JUSTICE SYSTEM IN INDIA	CODE :	CLA212O01/ CLA213O01/ CLA214O01/ CLA215O01/ CLA216O01
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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) "Criminology is the scientific procedure to examine social and individual deviances" — Examine.

Or

- (b) Discuss the components of the Criminal Justice System.

2. (a) Summarize the following criminologists' contributions :

(i) Cesare Lombroso.

(ii) Enrico Ferri.

(iii) Raffaele Garofalo.

Or

- (b) State the theory of Classical school in accordance with criminologist Beccaria.

[P.T.O.]

3. (a) Discuss the Sociological theory of Crime Causation.

Or

(b) In India the principles of sentencing is penal centric rather than rehabilitative — Examine.

4. (a) Discuss the comparative study of the concept of policing in UK and India.

Or

(b) Critically analyse the approach of the Supreme Court of India towards the capital punishment.

5. (a) State the guidelines issued by the Supreme Court of India on Prison reforms.

Or

(b) Explain in detail the Prison problems in India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

(a) White-collar crime.

(b) Labelling theory.

(c) Super Crime.

(d) Crime control mechanism.

(e) Open Prison.

(f) Punishment and IPC.

Register No.

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ML 458

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – First Semester

BRANCH VII — HUMAN RIGHTS AND DUTIES EDUCATION

COURSE : HUMAN RIGHTS AND INTERNATIONAL ORDER	CODE :	HDE212001/ HDE213001/ HDE214001/ HDE215001/ HDE216001
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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) Analyse the obligation of State parties and the implementation procedure of the U.N. Convention Against Torture.

Or

- (b) Bring out the role of NGOs in the protection of Human Rights.

2. (a) Discuss in detail the constitution, power and functions of NHRC in India.

Or

- (b) Explain the constitution, power and functions of SHRC in India.

3. (a) Explain the role of international adjudicating bodies in protecting Human Rights.

Or

- (b) How Regional Conventions act subordinate to International Convention to enforce Human Rights? Discuss in detail.

[P.T.O.]

4. (a) Explain in detail about CEDAW to protect Women's Rights.

Or

(b) Analyse in detail about CRC to protect the Child rights.

5. (a) Describe the structure and functions of International Commission of Human Rights.

Or

(b) Elucidate the role of ILO in prohibiting Child labour.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

(a) UNESCO

(b) UNICEF

(c) Amnesty International

(d) UDHR

(e) Vishaka vs State of Rajasthan

(f) American Convention.

Register No.

ML 459

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

(Choice Based Credit System)

First Year – First Semester

BRANCH VIII — LABOUR LAW AND ADMINISTRATIVE LAW

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

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 Industry has been engaging the attention of the Courts in India with no satisfactory solution for the last few decades” – Examine this statement.

Or

- (b) Trace the origin and development of State regulation towards industrial relations system in India.

2. (a) “Industrial peace will be most enduring if it is based on voluntary settlement of industrial disputes”. How far the above statement is implemented in India?

Or

- (b) Discuss the effectiveness of the labour arbitration machinery in promoting the settlement of industrial disputes in India.

[P.T.O.]

3. (a) Explain the nature and scope of powers of the Government with reference to industrial dispute for adjudication under the Industrial Disputes Act, 1947.

Or

- (b) Critically examine the jurisdiction and powers of the adjudicatory authorities under the Industrial Disputes Act, 1947.
4. (a) State the important recommendations made by the Second National Commission on Labour on the law relating to lay-off and retrenchment.

Or

- (b) Bring out the rights of the employer and employees in lay-off, retrenchment and closure of industry under the Industrial Disputes Act, 1947.
5. (a) Explain the various rules relating to the conduct of Domestic Enquiry. What would be the legal effect when there is a defect in the domestic enquiry?

Or

- (b) Discuss how the Industrial Employment (Standing Orders) Act, 1946 regulates the content of employment.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Unfair labour practice.
- (b) Transfer of industrial undertaking.
- (c) Misconduct.
- (d) Government's power to modify / reject the award of industrial tribunal.
- (e) Conciliation failure report.
- (f) Court of inquiry.

Register No.

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ML 460

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

(Choice Based Credit System)

(For the candidates admitted during 2015 and 2016)

First Year – First Semester

BRANCH IX – TAXATION LAW

Course :	GENERAL PRINCIPLES OF TAXATION	CODE :	TXL215001/ TXL216001
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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 advantages and disadvantages of levy of new types of tax like Fringe Benefit Tax, Minimum Alternate Tax and Value Added Tax.

Or

- (b) Explain the levy of Direct Tax on properties and Indirect Tax on consumption and production.
2. (a) Analyse how far Art. 265 of the Constitution stands as a check to arbitrary levy of tax.

Or

- (b) With specific reference to Vodafone's case discuss whether Tax can be levied with retrospective effect.
3. (a) Explain the incidence of Tax and narrate the tax liability and tax burden in relation to Direct and Indirect Tax.

Or

- (b) Explain tax base. Discuss how the tax base can be widened while levying tax.

[P.T.O.]

4. (a) Give an account of various facts that can be considered while levying tax.

Or

- (b) Discuss the various methods that can be adopted for collection of Tax.
5. (a) Distinguish between Money Bill and Finance Bill. Justify the different approaches on them.

Or

- (b) Explain in brief the different doctrines that are applicable to interpretation of tax laws.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Proportional Taxation.
- (b) Art. 243 Y.
- (c) Canon of Economy.
- (d) Summary Assessment.
- (e) Toll
- (f) VII Schedule of the Constitution on Taxation.
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Register No.

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ML 461

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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 the concept of 'Rule of Law' and its importance under the Indian Constitution.

Or

- (b) Explain 'Nyaya Panchayats'. How Nyaya panchayats contribute to the system of alternative adjudication.

2. (a) Discuss various methods of judicial interpretation.

Or

- (b) Critically analyse the judicial law – making and judicial activism of the Supreme Court of India.

3. (a) How judges to the higher judiciary are appointed? What reforms are needed to the old Collegium System?

Or

- (b) What are the major recommendations by the Law Commission of India to reduce Court workload and Court management?

[P.T.O.]

4. (a) Examine critically the various tools and techniques of judicial interpretation.

Or

- (b) Explain the role of the Supreme Court in evolving human rights jurisprudence through PIL.

5. (a) Examine the law relating to 'contempt power' and issues relating to contempt power.

Or

- (b) Explain the constitutional scheme regarding removal of judges and disclosure of assets and liabilities.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Due process of Law.
 - (b) Bangalore principles.
 - (c) Ratio decidendi.
 - (d) Judicial Impact Assessment.
 - (e) Prospective Overruling.
 - (f) Judicial Restraint.
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Register No.

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ML 462

LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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 is a Presentation?
2. Why should the speaker understand the pulse of the audience?
3. How to ensure that your presentation does not extend beyond the time limit?
4. Explain Monroe's motivated sequence.
5. Discuss the role of visual support in presentations.
6. How to prepare oneself for questions and answer sessions?
7. What is the role of constructive feedback?
8. Discuss the steps to be taken for team balance.
9. What is the influence of body language for effective presentation?
10. Explain the elements of public speaking.
11. What is the role of Orators?

[P.T.O.]

12. "Public Speaking is a powerful tool" — Discuss.
13. What is Rhetoric?
14. Who are the Sophists?
15. What are the characteristics of Latin style of Oration?
16. Can videoconferencing be as effective as public speaking?
17. Explain glossophobia.
18. Name two great public speakers and give reasons why you consider them as good orators.
19. Can body language have a bearing on public speaking?
20. Define Assertive behaviour.
21. State the barriers to assertiveness.
22. What are bill of Assertive Rights?
23. What are the common symptoms of nervousness a novice public speaker experiences?
24. Explain the meaning of fogging.
25. Highlight the problems faced by a passive aggressor.
26. What is Competence?
27. Define Empathy.
28. How different is empathy from Sympathy?
29. How effective is group therapy?
30. Is sensitivity an important factor in empathy?
31. Define emotional intelligence.
32. Explain compassion.
33. How to control behaviour in the absence of conscience?

34. When do people shut themselves from pain?
 35. What results from Psychological pain?
 36. Can empathy help society deal with issues?
 37. What is the aim of negotiation?
 38. Give the etymology of the term negotiation.
 39. In negotiation what can be considered as core elements?
 40. When and why do people negotiate?
 41. What rules should master negotiators follow?
 42. How behaviour affects communication positively as well as negatively?
 43. Explain the plan in pre-bargaining phase.
 44. How to proceed in the closure phase?
 45. Point out the role of attitude in negotiation.
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Register No.

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ML 463

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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) Trace the various stages of evolution of banks in India.
Or
(b) Analyse the ways in which the banking sector has protected the depositors.
2. (a) Explain the changing relationship between the banker and customer in the era of privatisation and globalisation.
Or
(b) Discuss the importance of following traditional lending principles in the Banking Sector.
3. (a) State the importance of RBI's regulation on non-banking financial companies in India.
Or
(b) Discuss the power, functions and duties of the Reserve Bank of India.

[P.T.O.]

4. (a) Explain the recent trends in Negotiable Instruments, regulation by analyzing the Legislative Amendments and Judicial Perspectives.

Or

- (b) State the recent developments related to the debt recovery process in India.
5. (a) Explain the concept of electronic banking in India and state the various regulatory issues.

Or

- (b) Analyse the challenge for reforming the Indian Banking sector.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Bank Rate.
- (b) Statutory Liquidity Ratio.
- (c) Debt Recovery Appellate Tribunal.
- (d) Winding up of Banks.
- (e) Phishing.
- (f) Credit Cards.
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Register No.

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ML 464

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – Second Semester

BRANCH I — BUSINESS LAW

Course : COMPETITION LAW	CODE :	BUL212003/ BUL213003/ BUL214003/ BUL215003/ BUL216003
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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 Competition Act 2002 was enacted to fill the gaps left open by the MRTP Act" — Discuss.

Or

- (b) "The transformation of MRTP Act from the 'command and control regime' in the 60's to the New Competition Act in a deregularized economy is a revolution by itself" — Discuss.

2. (a) Examine the definition of the term 'relevant market' with the help of decided cases.

Or

- (b) "Price Fixing however reasonable it may be is considered to be bad and therefore void" — Discuss.

[P.T.O.]

3. (a) "US has created stringent rules in addressing cartels and whenever cartels were detected, landmark fines and criminal sanctions were imposed on the cartelists" — Discuss.

Or

- (b) Examine the nature and scope of competition agencies in U.S.A.
4. (a) Explain the definition of relevant product market and relevant geographic market as interpreted by the European Competition Commission.

Or

- (b) Describe the provisions of Art.101 and Art. 102 of the Treaty on functions of European Union with decided cases.
5. (a) "Intellectual Property Rights and Competition Law are complementing each other in dealing with Consumer Welfare" — Discuss.

Or

- (b) "WTO has brought in a lot of scope in the development of Competition Law" — Discuss.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Definition of consumer under the Consumer Protection Act and the Competition Act.
- (b) Kinds of Mergers.
- (c) Globalisation and Competition Law.
- (d) Origin and objectives of Antitrust Laws in USA.
- (e) Extraterritorial jurisdiction of Competition Act 2002.
- (f) Power and functions of CCI.

Register No.

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ML 465

LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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 : COMPARATIVE CONSTITUTIONAL LAW	CODE :	CHR212002/ CHR213002/ CHR214002/ CHR215002/ CHR216002
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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 features of Constitutionalism prevailing under the Indian Constitution and compare the same with that of the Constitution of USA.

Or

- (b) Examine the factors responsible for the increased powers of Federal government in USA, though the Constitution has created a weak Centre.

2. (a) Make a comparison between the legislative powers of the President of India and USA and suggest any measures to revamp the powers of the President of India.

Or

- (b) Critically evaluate the supremacy of Federal / Central law over State law in case of repugnancy in India. Compare with the position of USA.

[P.T.O.]

3. (a) Critically examine the distribution of powers between federal and provincial units under the Constitution of India, USA and Germany.

Or

- (b) Compare the position in India and USA regarding the exercise of Centre's control over State legislation.
4. (a) Critically examine the independence of judiciary in India and compare the same with that of the judiciary in America.

Or

- (b) "The study of Constitutional law may be described as study of the doctrine of judicial review in action" – Explain with leading case laws.
5. (a) Critically analyse the impact of emergency upon the federal powers in India and USA.

Or

- (b) Write a critical note on breakdown of the Constitutional machinery in a State with special reference to India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Impact of globalization on Centre-State relations
 - (b) International rule of law
 - (c) Bundestag
 - (d) Co-operative federalism
 - (e) Pardoning power of the President
 - (f) Doctrine of implied powers.

Register No.

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ML 466

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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 :	CHR212003/ CHR213003/ CHR214003/ CHR215003/ CHR216003
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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 Government control over Radio and Television in India. Discuss the consequences of allowing private ownership of Mass media.

Or

- (b) The visual media is bound to have a much greater impact on human mind. But while these media have such a potential value as means of education they are also susceptible to destructive nature. Comment.

2. (a) "Amended Article 19(2) enlarges the sweep of legislative abridgement of the fundamental right to freedom of speech and expression too widely". Comment.

Or

- (b) "The law of obscenity is one of the most controversial, the most ambiguous and the least understood of the laws affecting freedom" — Explain.

[P.T.O.]

3. (a) Discuss the global regulation of Internet and e-commerce.

Or

- (b) Discuss the freedom of speech and expression in social networking and pornography sites and examine the steps taken by the government to regulate the social, political and moral problems of the society in the advent of technology.

4. (a) "Violence portrayed in the media has a direct impact on the levels of violence in society" — Comment.

Or

- (b) "The main function of the media industry is to deliver media audiences to advertisers". Discuss and critically analyse this statement.

5. (a) Justify the pre-censorship of films. What would be the consequences if they are not subject to pre-censorship and why it is not extended for press?

Or

- (b) Critically evaluate the provisions of Cinematography Act dealing with censorship and discuss the decision of the Supreme Court in K.A. Abbas case.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Chanda Committee and Verghese Committee reports on Media.
(b) Hate speech and Yellow journalism
(c) Cyber journalism
(d) Trial by Media- Accountability Vs. Independence
(e) TRAI
(f) Queen Vs. Hicklin.

Register No.

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ML 467

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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 : RIGHT TO INFORMATION – LAW AND POLICY (Elective)	CODE :	CHR212E02/ CHR213E02/ CHR214E02/ CHR215E02/ CHR216E02
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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) How far the Non-State entities come under the purview of the RTI Act?

Or

- (b) Discuss about the obligation of public authorities under the RTI Act.

2. (a) Narrate the exemptions from disclosure of right to information under the RTI Act, 2005.

Or

- (b) Write about Whistle – blowers' Protection Bill.

3. (a) Discuss the constitutional validity of Right to information.

Or

- (b) Elucidate the concept of Right to information conferred by other statutes.

[P.T.O.]

4. (a) Explain in detail the power and functions of State Information Commission.

Or

- (b) Discuss elaborately the power and functions of the Central Information Commission.

5. (a) Sketch out the historical perspectives of Right to Information.

Or

- (b) Explain the concept of "Good Governance" and elucidate how far it can be achieved through the RTI Act.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Relationship between Judiciary and Commission.
- (b) Filing RTI applications.
- (c) Third Party Information.
- (d) Judiciary as a Public authority.
- (e) Right to Information –vs – Copy right protection.
- (f) Appeals and Penalties under the RTI Act.

Register No.

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ML 468

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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) "The requirement of originality is so minimal for Copyright protection". — Discuss the statement with the help of cases.

Or

- (b) Critically examine the right of copyright owner to reproduction and communication of copyright work to the public.

2. (a) Who is the first owner of copyright? Explain the judicial trend in this regard.

Or

- (b) Can the 'fair use' doctrine be accepted as a good defence in a suit for infringement of Copyright? Discuss.

[P.T.O.]

3. (a) Explain the grounds for granting compulsory licence under the Copyright Act.

Or

- (b) What are the moral rights and how do you justify various kinds of moral rights?
4. (a) What do you mean by neighbouring rights and explain about the rights conferred on the performers?

Or

- (b) Enumerate the remedies available in case of Copyright infringement.
5. (a) Explain the salient features of the WIPO Copyright Treaty, 1996 and state its relevance in protecting Online Copyright Piracy.

Or

- (b) "Reverse Engineering is a learning tool" — Elucidate.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Statutory Licence.
(b) Peer 2 Peer technology in the light of Napster case.
(c) Doctrine of Sweat of the Brow.
(d) Idea – Expression Dichotomy.
(e) Abstraction – Filtration – Comparison test.
(f) Work of Joint Authorship.
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Register No.

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ML 469

LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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) Enumerate the theories in association with Patent protection.

Or

- (b) Examine the impacts of TRIPS agreement on Indian Pharmaceutical Industry.

2. (a) "Patent on life forms is still controversial" — Trace out the reasons.

Or

- (b) Define the term 'invention' and enumerate the inventions which are not patentable.

[P.T.O.]

3. (a) Explain the concept of anticipation with the help of Judicial interpretations.

Or

- (b) Enumerate the grounds for granting compulsory licence in accordance with the Indian Patent Act and the TRIPS Agreement.
4. (a) Enumerate the remedies available in case of infringement of Patent.

Or

- (b) Explain the concept of 'literal infringement' with the help of decided cases.
5. (a) Explain the 'test of distinctiveness' for registration of new plant varieties.

Or

- (b) Explain the concept of 'benefit sharing' in the context of the Protection of Plant variety and Farmers Right Act 2001.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Patent Co-operation Treaty.
(b) Industrial application.
(c) Lapsed patent.
(d) Claim interpretation.
(e) Triple identity test.
(f) PHOSITA.
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Register No.

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ML 493

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

(2013 batch onwards – Second Year – Third Semester)

(2012 batch : First Year – Second Semester (Semester))

BRANCH III – INTELLECTUAL PROPERTY LAW

COURSE : INTELLECTUAL PROPERTY RIGHTS AND HUMAN RIGHTS (Elective)	CODE :	IPL212E01/ IPL213E01/ IPL214E01/ IPL215E01/
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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 in detail the relationship between human rights and intellectual property rights.

Or

- (b) Discuss in detail the Universal Declaration of the rights of Indigenous people.

2. (a) Discuss the important provisions of the Biological Diversity Act in relation to intellectual property rights. Relate it with human rights.

Or

- (b) Discuss with decided case laws the relation between Copyright and Freedom of Expression.

[P.T.O.]

3. (a) Discuss why the TRIPS agreement has been apprehended as it would affect right to health. Also narrate the measures taken to avoid such apprehension.

Or

- (b) Relate human rights with the subjects that cannot be patented under the Patent Act.
4. (a) Analyse how far clinical trial would affect the human rights and relate the same with intellectual property rights.

Or

- (b) Explain in detail with decided cases Patenting embryo cells and human dignity.
5. (a) Give a brief account of environmental issues in relation to Intellectual property rights.

Or

- (b) Discuss the relation between the right to education and fair use of Copy right.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Novelty
 - (b) Exclusive right
 - (c) Originality in copyright
 - (d) Stability under the Plant Varieties Act
 - (e) WIPO
 - (f) Folklore.

Register No.

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ML 470

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – Second Semester

BRANCH IV — INTERNATIONAL LAW AND ORGANISATION

COURSE : LAW OF THE SEA	CODE :	ILO212002/ ILO213002/ ILO214002/ ILO215002/ ILO216002
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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) Under UNCLOS III, discuss the agreement relating to the implementation of Part XI of the Convention.

Or

- (b) Write a note on the evolution of the concept of Continental Shelf and its relevance under the Conventions on the Law of the Sea with reference to case laws.
2. (a) Examine the problems of Small Island Developing States (SIDS), land locked states and discuss whether the existing laws of the sea benefit them.

Or

- (b) Discuss in detail the exploitation of sea resources and sustainable development.

[P.T.O.]

3. (a) What constitutes the territorial sea of a State and how has the concept of territorial waters changed over a period of time?

Or

- (b) Analyze how far the intention stated in the Preamble to the 1982 Convention which was prompted by a desire to settle in a spirit of mutual understanding and cooperation of all issues, relating to the law of the sea, has been fulfilled.

4. (a) Write a note on the International Seabed Authority and the problems envisaged in its operations.

Or

- (b) How significant is the freedom of the High seas in the present context? Discuss the legal regime relating to High seas in the context of Piracy.

5. (a) "The concept of Patrimonial sea represents the triumph of individualism over collectivism in international relations" - Explicate.

Or

- (b) Explain the concept of Archipelagos and examine the efforts of international community to bring a consensus on the problems faced by archipelagic states.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Corfu Channel case
- (b) Pollution and marine environment
- (c) Maritime threats
- (d) Impact of S.S. Lotus on Enrica Lexie case
- (e) International straits
- (f) Contiguous zone.

Register No.

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ML 471

LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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 AND REFUGEE LAW	CODE :	ILO212003/ ILO213003/ ILO214003/ ILO215003 ILO216003
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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 composite nature of modern international life and the complications of modern warfare warrants the blended legal characterisation of human rights law, refugee law, humanitarian law and that of criminal law" – Examine.

Or

- (b) "The notion of humanisation of law of the nations has a major impact in the fields of humanitarian and refugee laws" – Analyse.

2. (a) "The evolutionary character, context and pattern of Palestinian refugees, indeed poses crucial questions as to the fragile nature of International legal order" – Comment.

Or

- (b) "The contemporary European Refugee crisis explicitly projects at the declining standards of enforcement of international refugee regime and that of the collapse of international legal conscience" – Discuss.

[P.T.O.]

3. (a) "The additional protocol I has enlightened the concept of jus ad bellum and jus in bello, in particular in the context of the spirit of the United Nations Charter law and that of the Principle of Humanity" – Explain.

Or

- (b) "The definitional elements of the term 'Refugee' under International Humanitarian law is inadequate and impractical, in consequence, questions as to non-refoulement and that of right to self-determination remain unstructured" – Analyse.
4. (a) "India albeit a party to the Geneva conventions, and having enacted legislation, fails to comply with the international humanitarian standards, as the Indian Armed Personnel have persistently violated human rights, by way of the Armed forces special powers Act, wherein the factors of non-compliance by State actors and non-enforceability of international humanitarian regime has been exposed" – Elaborate.

Or

- (b) "The 'Sirius report' represents the fullest appreciation of the need to utilise multi-disciplinary approach, in particular the fields of medicine, defense studies and Environmental science as influential determinants to address remedial measures" – Discuss.
5. (a) "Intentionally directing attacks against the cultural property – the conscience of the people, constitutes a war crime" – Explain.

Or

- (b) "The notion of granting reparation to victims due to the grave violations of human rights law and humanitarian law constitutes a seminal factors in achieving international justice" – Elucidate.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Determination of refugee
(b) AALCO's contribution to the progressive development of refugee law
(c) Guiding principles on Internally Displaced persons
(d) National Human Rights commission and refugee protection in India
(e) Role of Diplomacy in Repatriation
(f) Limitations of the 1951 Refugee convention.

Register No.

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ML 472

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – Second Semester

BRANCH V – ENVIRONMENTAL LAW AND LEGAL ORDER

COURSE : ENVIRONMENTAL POLLUTION-LAW AND POLICY	CODE :	ELO212002/ ELO213002/ ELO214002/ ELO215002/ ELO216002
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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 various kinds of pollution and discuss their effects on Environment.

Or

- (b) "Pollution is the unfavourable alteration of our surroundings, through direct or indirect effects of changes in energy pattern, radiation levels, chemical and physical constitution and abundance of organisms"— Discuss.

2. (a) Discuss the sources of water pollution and its effect upon human Environment.

Or

- (b) Trace out the factors polluting ground water resources and suggest the measures for prevention and control of ground water pollution.

[P.T.O.]

3. (a) Discuss the various sources of air pollution and examine their effects on human health and safety.

Or

- (b) Evaluate the role of judiciary in the prevention and control of air pollution.

4. (a) Define Noise pollution and discuss the rules relating to noise pollution.

Or

- (b) Discuss the role of the judiciary in the prevention and control of Noise pollution.

5. (a) Define 'Hazardous Waste' and discuss the various kinds of Hazardous wastes.

Or

- (b) Explain 'Recycling' and discuss the rules relating to manufacture of recycled plastic and carry bags.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) State Pollution Control Board (SPCB)
(b) Biomedical waste.
(c) Role of NGO's in prevention of pollution.
(d) Central Crises Group (CCG).
(e) Ratlam Municipality Case.
(f) Modalities of control of Air Pollution.

Register No.

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ML 473

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – Second Semester

BRANCH V — ENVIRONMENTAL LAW AND LEGAL ORDER

COURSE : NATURAL RESOURCES MANAGEMENT – LAW AND POLICY	CODE :	ELO212003/ ELO213003 ELO214003 ELO215003 ELO216003
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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 law relating to aquaculture and fishing and illustrate the answer with decided cases.

Or

- (b) Explain the methods adopted by the Tribunals for settlement of conflicts over sharing of interstate river water.

2. (a) Define land resource and discuss the legal controls on land resource.

Or

- (b) Discuss the environmental impact of the conversion of Agricultural Lands for non-agricultural purposes.

[P.T.O.]

3. (a) Define Natural Heritage and explain the importance of world Heritage Convention.

Or

- (b) Examine the aims and objectives of Ramsar Convention 1971 and discuss the obligations of the nations in the preservation of wetlands.

4. (a) Explain the types of non-conventional energy resources and discuss the environmental impacts of the utilisation of non-conventional energy resources.

Or

- (b) Discuss the power and functions of 'Bureau of Energy Efficiency' under the Energy Conservation Act 2001.

5. (a) Define Marine living resources and the international legal mechanism for its exploitation and conservation.

Or

- (b) "The Antarctic region is a part of global commons and not subject to the exclusive jurisdiction of any State" Comment.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Ground water resources
- (b) Salinity
- (c) Mining and quarrying
- (d) Wind energy
- (e) Spectrum and frequency information resources
- (f) Oceans-Biomedical organisms.

Register No.

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ML 474

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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) Explain the growth of juvenile institutions in India.

Or

- (b) Describe the distinctive characteristics of juvenile justice board.

2. (a) Narrate the provisions relating to 'Homes for children' under the Juvenile Justice Act 2000.

Or

- (b) Explain the functions and powers of Child welfare committee.

[P.T.O.]

3. (a) Explain the procedure to be followed in determining the age of a juvenile.

Or

- (b) Examine the impact of Arnit Dass case on the Indian juvenile justice system.

4. (a) Explain the delinquent behaviour and family set-up in causation of juvenile delinquency in India.

Or

- (b) "In order to eliminate the social maladjustment the community and group participation programme is a mitigating strategy" – Examine.

5. (a) Describe the difference between Crime and Delinquency.

Or

- (b) Analyse the judicial responsibility on juvenile institutions of India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Convention on Rights of Child
- (b) Child welfare officer
- (c) Bail provision to delinquent
- (d) Probation officer
- (e) Fit institution
- (f) Restoration and protection to a Child.

Register No.

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ML 475

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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 :	CLA212O03/ CLA213O03/ CLA214O03/ CLA215O03/ CLA216O03
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Time : 3 hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) The problem of drug addiction could be handled through the individuals behavioural pattern. Examine the individual centric factors.

Or

- (b) Analyse the object of the drafting of international conventions in combating illicit trafficking of drugs.

2. (a) Point out the objects and salient features of the Single Convention on Narcotic Drugs, 1985.

Or

- (b) Briefly analyse the features of SAARC Convention on drug abuse polices.

[P.T.O.]

3. (a) Examine the role of the apex court in implementing provisions of the NDPS Act, 1985 through its decisions.

Or

- (b) Trace out the application of the essence of twin international conventions to implement the NDPS Act 1985 in India.

4. (a) Examine the protections provided under the NDPS Act 1985 to prevent the abuse of procedures.

Or

- (b) Briefly explain the investigation procedures carried out under the NDPS Act.

5. (a) Juvenile drug users have to be handled differently from that of adult abusers. Argue.

Or

- (b) Briefly analyse the role of Law commission of India in relation to law and policies on Drug trafficking.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Drug dependant
- (b) Role of educational institution
- (c) Presumption of mental status
- (d) Drug trafficking
- (e) Opium poppy
- (f) Commercial quantity.

Register No.

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ML 476

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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) Define Computer. Sketch the evolution of Computer system.

Or

(b) List out the salient features of the Information Technology Act in India.

2. (a) Explain the constitution and functions of CRAT.

Or

(b) Discuss the jurisdictional issues in Cyber crimes.

3. (a) Narrate the procedure involved in Cyber crime investigation.

Or

(b) Discuss the financial issues in Cyber space.

[P.T.O.]

4. (a) Explain in detail the issues and remedies involved in "Online Copyrights".

Or

- (b) "Regulation of Cyber space is the need of the hour to enact reformatory law" – Elucidate.

5. (a) Enumerate the topology of Cyber crimes with suitable examples.

Or

- (b) With the help of decided case laws, explain how the IT Act and other criminal laws tackled the cyber crime issues?

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Pornography.
 - (b) Salami attacks.
 - (c) Cyber squatting.
 - (d) Web Jacking.
 - (e) Hacking.
 - (f) Digital Forensics.
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Register No.

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ML 477

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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 : CHILD AND THE LAW	CODE :	HDE212O02/ HDE213O02/ HDE214O02/ HDE215O02/ HDE216O02
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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 convention on the Rights of the Child, 1989 draws attention to Civil, Political, Social, Economic and Cultural Rights of every child" — Discuss the measures adopted by the convention to protect the well-being of children in society.

Or

- (b) The national policies influence law-making, clarify laws and ultimately have the effect of supporting rights — State the role of various national policies relating to children in India.
2. (a) "The concept of social justice would remain a myth if protection could not be provided to children" — Discuss the role of Judiciary in India to Protect the rights of Children.

Or

- (b) Describe the contribution of various International Organizations for the development and well-being of children.

[P.T.O.]

3. (a) "Childhood is the most precious stage of a person's life. Therefore, the guardians of the children including the Government, must fulfill the constitutional obligation of ensuring the right to life for them" — Discuss the provisions under the Indian Constitution that are provided for the Protection of children.

Or

- (b) Elaborate the recommendations of the National Commission of Child Rights and point out its functions.
4. (a) Examine the following offences against child in India :
- (i) Female Foeticide and infanticide.
 - (ii) Child Sexual Abuse.

Or

- (b) "The concept of a juvenile justice system connotes a major departure from the traditional criminal justice system" — Describe the origin and development of juvenile justice system in India.
5. (a) What is inter-country adoption? State the relevant provisions of law and safeguards relating to inter-country adoption.

Or

- (b) Discuss the role of personal laws in India for protecting the rights of children.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Minimum age Conventions.
- (b) ILO.
- (c) Immoral Traffic.
- (d) Neglected Children.
- (e) Child Helpline.
- (f) Bail of Juvenile.

Register No.

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ML 478

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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 : CRIMINAL JUSTICE SYSTEM AND HUMAN RIGHTS	CODE :	HDE212O03 HDE213O03/ HDE214O03/ HDE215O03/ HDE216O03
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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 witness protection and protection of human rights under criminal law.

Or

- (b) Categorize the offences falling under the banner of human rights violative offences.

2. (a) "The law tries to curb the abuse of procedures during course of investigation and thereby protecting the human rights". Examine the statement.

Or

- (b) The primary function of the police is to prevent and then to protect. Examine the human rights approach in preventive functions of the police.

[P.T.O.]

3. (a) Critically analyse Art 20 and 21 of the Constitution of India from human rights perspective.

Or

- (b) "Fair trial is one of the basic component of Natural justice of criminal law"-. Explain the other components.

4. (a) Major human rights violations are taking place in the protective homes - Argue.

Or

- (b) Protective and reformative institutions have become the place of learning centre for human rights violation and crime commission. Analyse.

5. (a) The role of victim has now been incorporated in the criminal justice system. Examine the concept of Plea bargaining.

Or

- (b) Explain the composition, power and functions of the State Human Rights commission.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Offences violating Human Rights
- (b) Witness protection unit
- (c) Human Rights perspectives of Rape victim
- (d) Commutation of sentence
- (e) Observation home
- (f) Compensation and acid victims.

Register No.

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ML 479

LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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/ HDE213E01/ HDE214E01/ 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) Discuss various sources of the International Human Rights Law.

Or

- (b) Elaborate the relevant provisions of the UN Charter 1945 relating to the protection of Human Rights.
2. (a) Describe the provisions of the European Convention for the protection of Human Rights and Fundamental Freedoms, 1950 and the establishment of the European Court of Human Rights.

Or

- (b) The Inter-American Court of Human Rights (IACHR) is an 'autonomous judicial institution' whose purpose is the application and interpretation of the American convention on Human Rights – Discuss the rules and procedures of the IACHR which can be found in both the American convention on Human Rights and the statute of the Inter-American Court of Human Rights, 1979.

[P.T.O.]

3. (a) Briefly explain the composition, objectives and functions of the United Nations Human Rights Council.

Or

- (b) Discuss the role of the specialized agencies of the United Nations for safeguarding human rights.
4. (a) The law of armed conflicts is well developed and an Act forbidden to combatants by the law of armed conflicts because it amounts to terrorism should equally be prohibited and prosecuted under the law applicable in peacetime regardless of the perpetrator – Elucidate.

Or

- (b) Discuss the limitations on warfare and point out the international rules relating to military operations.
5. (a) What kind of action can the Red Cross Society take in case of abuse of the Red Cross Emblem? Which law prescribes misuse of the emblem as an offence and point out the maximum punishment provided under the law for such misuse?

Or

- (b) Discuss the role played by Non-Governmental organizations, both National and International in protecting and promoting human rights.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Forced Labour and ILO.
(b) Humanitarian intervention.
(c) General principles of law recognised by Civilized Nations.
(d) Jus cogens.
(e) International Criminal Tribunals.
(f) The role of individual in International Law.

Register No.

ML 481

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

First Year – Second Semester

BRANCH VIII — LABOUR LAW AND ADMINISTRATIVE LAW

COURSE : WAGE DETERMINATION LAWS AND OTHER BENEFITS (Elective)	CODE :	LAL212E01/ LAL213E01/ LAL214E01/ LAL215E01
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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 evolution of the concept of Wages and bring out the developments of Wage legislations in India.

Or

- (b) Examine the Supreme Court's contribution in evolving different aspects of Wage policy in India.

2. (a) Analyse the procedure for determination of Wages in USA.

Or

- (b) Discuss Wage differentials and enumerate the causes for wage differentials between private and public sectors.

3. (a) Examine the difficulties involved in evolving Wage policy for a developing country.

Or

- (b) Outline the assessment of Wage policy by the National commission on labour and point out its recommendations relating to the issues affecting Wage policy.

[P.T.O.]

4. (a) "Fair wage in international usage, gives no dues as to its contents or level but refers to a Wage considered fair by comparison" - Elucidate.

Or

- (b) Examine the object and procedure for fixing and revising of minimum rate of Wages under the Minimum Wages Act, 1948.
5. (a) Examine bargaining theory of wages and bring out its relevance in India as welfare State.

Or

- (b) Examine the scope and purpose of deductions under the Payment of Wages Act 1936.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Disqualification for bonus.
- (b) Statutory Minimum Wage.
- (c) Wage fund theory.
- (d) ILO on Wages.
- (e) Wages in Multinational Corporations.
- (f) Wages under the Minimum Wages Act.

Register No.

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ML 518

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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	LAL212005/ LAL213005/ LAL214005/ LAL215005	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) "The object of local self-government is to train the people in the management of their local affairs". – Discuss.

Or

- (b) Examine the judicial and quasi-judicial powers of the local bodies.
2. (a) Discuss the historical growth of local self government in India.

Or

- (b) Examine the obligatory and discretionary functions of the Municipal council.

3. (a) Discuss the notable features of 74th Constitutional Amendment Act of the Constitution of India.

Or

- (b) Explain the constitution, powers and functions of District Panchayat under the Tamil Nadu Panchayats Act, 1994.

[P.T.O.]

4. (a) Examine the powers of commissioner relating to health, safety and convenience under the Chennai City Municipal Corporation Act, 1919.

Or

- (b) Explain the role of Gram Sabha to facilitate the direct participation of people in local activities.
5. (a) Examine the role of controlling authority under the Tamil Nadu Panchayats Act, 1994.

Or

- (b) Discuss the role of Gram Nyayalayas in promoting access to Justice at the grass roots level.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) State Finance Commission.
- (b) Regulation of public market under the Tamil Nadu District Municipalities Act, 1920.
- (c) Reservation of seats in Municipalities.
- (d) Panchayat budgets.
- (e) Tax levying powers of local bodies.
- (f) L.M. Singhvi committee.

Register No.

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ML 480

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
APRIL 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 :	LAL212O03/ LAL213O03/ LAL214O03/ LAL215O03/ LAL216O03
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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) "Social security measures have introduced an element of stability and protection in midst of the stresses and strains of modern life". Discuss.

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.

[P.T.O.]

2. (a) Critically evaluate the various benefits provided under the Employees' State Insurance Act, 1948. State the defects and suggest measures for its improvement.

Or

- (b) Discuss the judicial delineation of the scope of the expression 'arising out of and in the course of employment' under the Employees' Compensation Act, 1923.
3. (a) Examine the provisions of the Factories Act, 1948 which provide protection to women and young persons employed in Factories. Suggest improvements to the provisions if any.

Or

- (b) Explain the benefits provided under the Maternity Benefit Act, 1961 and bring out the safeguards available under the Act for its effective implementation.
4. (a) Evaluate the provident fund scheme and the Family Pension Scheme under the Employees' Provident Funds and Miscellaneous Provisions Act, 1952. State the extent of protection against attachment of provident fund.

Or

- (b) Critically appraise the scheme for payment of gratuity under the Payment of Gratuity Act, 1972. Explain 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) Discuss the impact of the 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) Defences available to the employer against claim of an employee under the Employees' Compensation Act, 1923.
- (b) Provisions relating to contributions under the Employees' State Insurance Act, 1948.

- (c) Employees' Provident Funds Appellate Tribunal.
 - (d) Controlling authority.
 - (e) Annual leave with wages.
 - (f) Social security measures in U.S.A.
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Register no.

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

(Choice Based Credit System)

First Year-Second Semester

BRANCH VIII - LABOUR LAW AND ADMINISTRATIVE LAW

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

Time: Three hours

Maximum: 60 marks

PART A - (5 x 8 = 40 marks)

Answer all the questions

All questions carry equal marks

1. (a) Trace the origin and development of Trade Union movement in India.
(or)
(b) Examine the extent of protection available to the office-bearers or members of a registered trade union against civil and criminal liabilities with the help of decided case laws.
2. (a) Discuss the fundamental freedom relating to Trade Unions in the light of conventions and recommendations adopted by the International Labour Organisation.
(or)
(b) Examine the Judicial delineation of the definition of trade union and trade dispute under the Trade Unions Act, 1926.
3. (a) Explain the provisions relating to Trade Union funds and state the objects on which general funds of a registered Trade Union may be spent.
(or)
(b) Discuss the law and practice relating to recognition of Trade Unions.

(P.T.O.)

4. (a) Examine the reasons for the weakness of Trade Union movement in India and make suggestions for the growth of strong Trade Unions.
(or)
(b) Discuss the concept of workers' participation in management and examine its relevance after Globalisation.
5. (a) Explain the pre-requisites for collective bargaining and discuss the recommendations of National commission on labour to promote a successful 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 x 5 = 20 marks)

6. Write short notes on FOUR of the following:
- (a) Trade union democracy.
 - (b) Amalgamation of trade unions.
 - (c) Closed shop.
 - (d) Disqualification of office-bearers in a registered Trade Union.
 - (e) Problem of migrant workers.
 - (f) ILO on forced labour.
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Register No.

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ML 482

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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) Discuss the historical development of direct taxes.

Or

(b) Define Agriculture Income. Explain how it is applied to compute taxable income. Discuss the various methods under the Income Tax Act, 1961 to calculate Agriculture Income.

2. (a) Explain with decided case laws how business connection in India is established to fix income arising in India.

Or

(b) Explain the residential status of an individual and a Hindu undivided family. Discuss how it is applied to fix the tax liability. Cite examples.

3. (a) Narrate the system available under the Income Tax Act 1961 to compute depreciation under the Income Tax Act 1961.

Or

(b) Give an account of the various types of capital gains. Also explain the significance of cost inflation index for calculating capital gains. Narrate with examples.

[P.T.O.]

4. (a) Justify the necessity of deducting tax from the sources. Give instances provided under the Income Tax Act, 1961.

Or

- (b) Give an account of detailed procedure for regular assessment of tax.
5. (a) Explain with example how deductions are permitted under Sec. 80C, 80D, 80E, 80F and 80U of the Income Tax Act, 1961.

Or

- (b) Give an account of the rate of income tax fixed for various heads of income, deductions under the Finance Act 2016. Give standard deductions available under different heads.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Capital receipt
- (b) Person
- (c) Fringe Benefit Tax
- (d) Speculative business
- (e) Minor's income
- (f) Black money.
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Register No.

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ML 483

LL.M. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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) Explain with necessary details the grounds on which export and import can be prohibited under the Customs Act, 1962.

Or

- (b) Explain the concept of dutiable goods under the Customs Act, 1962.

2. (a) Discuss with decided case laws the definition of manufacture under the Central Excise Act, 1944.

Or

- (b) Give an overview of CENVAT Credit Rules 2004.

3. (a) Give an account of negative list of services as enumerated under the Finance Act, 1994 as amended by the Finance Act, 2014.

Or

- (b) Give a detailed discussion about valuation of services given under Finance Act 1994 as amended by the Finance Act, 2014.

[P.T.O.]

4. (a) Discuss the advantages and disadvantages of VAT system of levying tax on sale.

Or

- (b) Discuss with decided case laws the circumstances where sale or purchase of goods takes place during the course of interstate trade under the Central Sales Tax Act 1956.
5. (a) Critically examine the 101th Amendment of the Constitution of India in relation to levy of tax both by the Union and the State.

Or

- (b) Critically examine the 101th Amendment regarding Constitution and function of Goods and Services Tax Council.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Place of Provision of Service.
- (b) Declared goods under Central Sales Tax Act, 1956.
- (c) Compoundable Tax under TNVAT Act, 2006.
- (d) MODVAT.
- (e) Transaction value.
- (f) Tax on Right to use Goods.
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Register No.

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ML 484

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

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
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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) How the introduction of common law system and institutions in India by the British impacted on further development of law and legal institutions in India?

2. (a) How far 'caste segregation and protective discrimination' is accommodated under the Indian Constitution?

Or

- (b) Explain the 'criteria' provided under the Indian Constitution in the matter of Public employment.

[P.T.O.]

3. (a) Examine 'gender injustice' and its various forms. How far women empowerment is being promoted in this country?

Or

- (b) Critically examine the law relating to Indian education system with leading case-laws.

4. (a) Examine the judicial and institutional approaches to social transformation in India.

Or

- (b) Define the concept of 'ADR'. Explain the role of ADR in the speedy delivery of justice.

5. (a) Critically examine the issues of social transformation in contemporary India.

Or

- (b) Define 'Tribes'. Explain the status of tribes and their development in India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Uniform Civil Code
- (b) Plea bargaining
- (c) Right to education
- (d) Sarvodaya
- (e) Change of heart theory
- (f) Industrialization.

Register No.

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ML 485

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

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

Maximum : 100 marks

Answer FORTY questions.

Each question carries 2½ marks.

(40 × 2½ = 100)

1. What is the golden rule of ethics?
2. What are the steps the management should take for employees growth in an organization?
3. "Ethical Programme helps to avoid criminal acts". Comment.
4. What do you mean by chronic stress?
5. "There is a social contact between society and business". Comment.
6. Why business ethics is considered to be a management discipline in an organization?
7. Do you agree that ethics and laws are independent of each other?
8. What are the ways of improving physical and emotional feeling of a person?
9. Name the tools and techniques that are helpful in time management.
10. What measures should be taken to overcome sleeping problems?
11. What tips you will give to manage personal life well?

[P.T.O.]

12. In what way yoga helps in relieving oneself from stress?
13. What are corporate ethics policies?
14. What are the issues involved in marketing ethics?
15. Give the levels of stress.
16. What Caution one should follow while meeting a fellow professional?
17. Why do you think stress is more harmful to employees than to the employers?
18. Give some suggestions as to save the time in workplace.
19. "Talent wins games but teamwork wins championship". Explain.
20. Do you agree that in the global market interpersonal relationship is very important?
21. What steps one should take while working towards the target set by the management in the organization?
22. Give few suggestions to improve customer relationship in an organization?
23. What is Caveat Emptor under the Sale of Goods Act, 1930?
24. Why is it said that unity is strength in an organization?
25. What is handshake etiquette in business?
26. Distinguish between Personal productivity Vs. Time Management.
27. Give some of the simple techniques to manage time.
28. What is the role of Chief executive officer in an organisation?
29. What is the impact of marriage separation in one's life?
30. What impact does disturbing dreams leave in one's mind?
31. What shall the employer do to make the employees realise that they are very important to the company?
32. What is trust exercise?
33. What are the models of team behaviour?
34. What is organizational development?
35. What is management policy process?

36. What is body language?
 37. "When someone is around acknowledge him or her". Explain.
 38. What are the warning signs of excessive stress at workplace?
 39. Discuss the importance of time management in project development?
 40. What steps one should take in setting up priorities in work place?
 41. What is attention management?
 42. What is the impact of inadequate pay and benefit on the employee working in an organization?
 43. What should one do to be realistic in the approach in order to achieve the goal?
 44. Why is it said that by keeping good record of activities one can manage the time well in the organization?
 45. What is task list?
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Register No.

ML 486

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

BRANCH I – BUSINESS LAW

COURSE : REGULATORY LAWS	CODE :	BUL212004/ BUL213004/ BUL214004/ BUL215004
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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) Expound the Public interest theory of Regulation.

Or

(b) Examine the concept of 'Regulation beyond the State'.

2. (a) Explain about the establishment, jurisdiction and authority of the appellate tribunal and the procedure to prefer appeals under the SEBI Act 1992.

Or

(b) State the pivotal features of the Real Estate (Regulation and Development) Bill, 2013.

3. (a) Critically analyse the obligations of the public authorities towards the general public under the RTI Act, 2005.

Or

(b) Explicate the power and functions of the Information Commissioner.

[P.T.O.]

4. (a) Discuss about the establishment and functioning of TRAI.

Or

(b) Explain the procedure to be adopted for settlement of disputes under the Telecom Regulatory Authority of India Act, 1997.

5. (a) Examine the provisions and significance of the Tamil Nadu Electricity (Reorganisation and reforms) Transfer Scheme, 2010.

Or

(b) Discuss about the Regulatory Commissions established under the Electricity Act, 2003.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

(a) Indian financial code

(b) Appointment of Chief Information Commissioner + Procedure.

(c) Meaning of security receipts

(d) Power of PFRDA

(e) National Electricity plan

(f) Licensing under the Electricity Act, 2003.

Register No.

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ML 487

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

BRANCH I – BUSINESS LAW

COURSE : LEGAL REGULATION OF ECONOMIC ENTERPRISES	CODE :	BUL212O05/ BUL213O05/ BUL214O05/ BUL215O05
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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) State the impact of reducing industrial licensing in India after privatisation and globalisation of industrial sector.

Or

- (b) Explain the merits and demerits of State control in the regulation of Economic enterprises.

2. (a) Explain the meaning and importance of mergers and acquisition in the present era of Globalisation.

Or

- (b) Analyse the power, function and duties of SEBI, with reference to industrial take over.

3. (a) Explain the importance of regulating essential commodities in India.

Or

- (b) Analyse the role of Public sector companies in Indian economic development.

[P.T.O.]

4. (a) Discuss the role of Non Banking financial companies in the financial sector development.

Or

- (b) Explain the ways in which the investment institutions are regulated in India.

5. (a) State the changing dimensions of FDI policy in India.

Or

- (b) What are the merits and demerits of Foreign investment in India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Technology transfer.
 - (b) Capital market.
 - (c) IRDA.
 - (d) MRTP.
 - (e) FEMA
 - (f) Disinvestment in Industries.
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Register No.

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ML 488

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

BRANCH I — BUSINESS LAW

COURSE : LAW RELATING TO FOREIGN TRADE (Elective)	CODE :	BUL212E02/ BUL213E02/ BUL214E02/ BUL215E02
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Time : 3 hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Examine how far India's foreign trade policy has transformed in the Post liberalization era.

Or

- (b) Explain the importance of international trade with special reference to theories of International Trade.

2. (a) Describe the procedure adopted by the dispute settlement body of the WTO.

Or

- (b) Explain the evolution of WTO from its predecessor GATT.

3. (a) "Special economic zones have both positive and negative impact in India" – Discuss.

Or

- (b) Describe the promotional measures taken by the Government of India to improve International trade.

[P.T.O.]

4. (a) Explain the role of service sector in the foreign trade of India.

Or

- (b) "The measures taken to improve India's foreign trade in agricultural products is inadequate" – Discuss.

5. (a) Examine the salient features of the Money Laundering Act.

Or

- (b) Explain how Smuggling is prohibited under the Customs Act.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) ADR and GDR.
- (b) COFEPOSA
- (c) Director general of foreign trade.
- (d) Subsidies and countervailing duties.
- (e) Automatic approval scheme.
- (f) Role of RBI in controlling foreign trade.

Register No.

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ML 489

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

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
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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 Martial law and explain whether the presidential order under Art.359 (1) of the Indian Constitution amounts to Martial Law?

Or

- (b) What do you understand by Subjective satisfaction and discuss whether the subjective satisfaction of the President of India during the proclamation of emergency is justiciable?
2. (a) Examine the various laws authorising preventive detention in India.

Or

- (b) Critically examine the constitutional safeguards provided to preventive detenuue with special reference to the 'Right to make representation'.

[P.T.O.]

3. (a) Analyse the significance of the Conservation of Foreign. Exchange and Prevention of Smuggling Activities Act (COFEPOSA) in curbing economic offenders in India.

Or

- (b) What is 'Due process'? Explain its applicability to the special legislations that authorise Preventive Detention.
4. (a) Discuss the reasonableness of 'Public order' as a restriction, imposed upon the civil liberties during emergency.

Or

- (b) Critically evaluate the special importance of Art. 21 of the Indian Constitution during emergency.
5. (a) What radical changes did the 44th Amendment Act, 1978 has brought in the promotion of the Rule of law during emergency?

Or

- (b) Explain 'internal disturbance' as a ground for the proclamation of emergency with special reference to 59th constitutional Amendment.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Status of Art. 19 during emergency.
 - (b) English Martial Law.
 - (c) Habeas Corpus Case.
 - (d) Security of the State.
 - (e) National Human Rights Commission on TADA.
 - (f) 1962 emergency in India.

Register No.

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ML 490

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

BRANCH II — CONSTITUTIONAL LAW AND HUMAN RIGHTS

Course : ELECTION LAWS	CODE :	CHR212O05/ CHR213O05/ CHR214O05/ CHR215O05
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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 power and functions of the Election Commission of India. How can the Election Commission be made more effective?

Or

- (b) "No election shall be called in question except by an election petition presented in accordance with the provision of Article 329(b)" — Elucidate.
2. (a) What is an office of profit? What are the disqualifications for a person to be a member of a parliamentary election and discuss about the particulars that must be included in the Nomination paper and Affidavit.

Or

- (b) Discuss the qualifications and disqualifications of Member of Parliament under the Constitution and the Representation of people Act.

[P.T.O.]

3. (a) Discuss the appointment and functions of Returning Officer under the Representation of People Act and under which grounds the Returning Officer can reject the nomination paper of a candidate.

Or

- (b) Discuss the grounds under section 100 of the Representation of People Act to set aside the election of Returning candidates in the Parliamentary and the State legislative elections in India with leading cases.

4. (a) Write a note on :

- (i) Publication of false statement in relation to the personal character or conduct of a candidate as a corrupt practice under the Representation of People Act.
(ii) Necessary parties to an election petition and consequences of non-joinder of such parties.

Or

- (b) Critically analyze the constitutional provision and statutory provisions relating to disqualification on the ground of conviction for certain offences with leading cases.

5. (a) Discuss the procedure followed for electing the President and Vice-President of India. Also write the leading case laws in this subject.

Or

- (b) Discuss the electoral process of grass roots level democracy in India and write the process of election under the Tamilnadu Panchayat Raj Act and the Tamilnadu Municipalities Act.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) A told the voters during his election campaign that if he is elected to the Assembly he will create a Hindu State in Gujarat.
(b) Parliamentary Privilege Vs. Corrupt practice under P.V. Narashima Rao Case.
(c) Reservation of SC/ST in the Parliamentary election.
(d) Free, fair and impartial election.
(e) Criminalization of politics and empowerment of Voters.
(f) Election expenses.

Register No.

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ML 491

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

(For the candidates admitted from 2012 to 2015 onwards)

Second Year – Third Semester

BRANCH III - INTELLECTUAL PROPERTY LAW

COURSE : LAW RELATING TO INDUSTRIAL DESIGNS	CODE :	IPL212004/ IPL213004/ IPL214004/ IPL215004
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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) Analyse the design protection in US, UK and EU and compare it with that of the Indian approach.

Or

- (b) Discuss how the 'Novelty and Originality' is protected under the Industrial Design Law? What measures are needed to develop the existing law?

2. (a) "The power of controller of designs is Quasi -Judicial"-- Examine.

Or

- (b) Discuss the origin and development of Designs law in India.

3. (a) Elucidate how the registration of Design may be cancelled.

Or

- (b) Explain the power and duties of Controller under the Designs Act.

[P.T.O.]

4. (a) Examine the effects of 'Lapsed Design'.

Or

- (b) Discuss the similarities that exist between the law of Designs and the trade mark law.

5. (a) What is the broad process of registration of a layout design under the semiconductor integrated circuit layout-Design Act, 2000?

Or

- (b) Explain the infringement of layout design and state the remedies available for infringement.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Must -Match.
- (b) Layout-Design.
- (c) Functional Designs.
- (d) Design holder.
- (e) Semiconductor.
- (f) Piracy.

Register No.

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ML 492

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

BRANCH III – INTELLECTUAL PROPERTY LAW

COURSE : INTELLECTUAL PROPERTY LAW AND INTERNATIONAL PERSPECTIVES	CODE :	IPL212O05/ IPL213O05/ IPL214O05/ IPL215O05
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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 theories that justify the protection of IPRs at international level. What are the different principles followed in international protection of IPRs?

Or

- (b) Outline the features of the Paris convention for the Protection of Industrial Property.

2. (a) Explain the implication of WCT and WPPT on Indian Copyright law.

Or

- (b) Analyse Art 27 and 28 of the TRIPs agreement relating to the Patentable subject matter.

3. (a) Discuss the impact of the WTO regime on protection of IPRs and resolution of the dispute settlement thereto.

Or

- (b) Discuss how the present legal system in India and US addresses the issue of Cyber Squatting.

[P.T.O.]

4. (a) Describe the procedure of filing an application under the Patent Cooperation Treaty.

Or

- (b) Discuss the provisions of the Madrid agreement and protocol concerning international registration of Mark.

5. (a) Comment on the issues relating to the legal protection of Computer software.

Or

- (b) Discuss briefly the limitation on the liability of ISP under DMCA, European Uni E-commerce directive and the Indian Copyright Act.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Telle quelle principles
- (b) WIPO-functions
- (c) Indication of source and appellation of origin
- (d) National treatment and Most Favoured Nation Treatment
- (e) Doha Declaration concerning access to essential medicines.
- (f) Principle of territoriality form the basis for acquiring IPR.

Register No.

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ML 494

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

BRANCH IV – INTERNATIONAL LAW AND ORGANISATION

COURSE : LAW AND DIPLOMACY	CODE :	ILO212004/ ILO213004/ ILO214004/ ILO215004
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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 essence characterised the notion of friendly relations chiefly on the basis of peace" - Discuss.

Or

- (b) "Religion was not only the sole source of ancient diplomacy but also the catalyst for establishment of the institution of diplomatic mission, in particular the concept of immunities and privileges" - Examine.

2. (a) "The diplomatic means of settlement of international disputes, reinforce the notions of goodfaith and comity amongst the State actors" - Elaborate.

Or

- (b) "The draw back of the non-diplomatic means of settlement is majorly based on the dominance of the principle of independency of States" - Discuss.

[P.T.O.]

3. (a) "The international case law evolved by the World Court on the subject of consular law raises questions as to judicial integrity, ill effects of treaty based regime and non-recognition of normative effect of human rights law" - Examine.

Or

- (b) "The Vienna convention on the diplomatic relations though represents the touchstone of modern diplomatic law, fails to be relevant for the modern perplexities of international relations" - Analyse.

4. (a) "The Good office exercised by the UN Secretary General demonstrates the application of Parliamentary Diplomacy" - Discuss.

Or

- (b) "The orphaned conflicts in the African region, reiterates the failure and breach of trust on the part of the advanced nations to promote and protect international peace" - Comment.

5. (a) "The Srilankan Eelam Genocide indeed reveals the legal issues and problems associated with the system of shuttle diplomacy" - Explain.

Or

- (b) "The plight of Palestinians and other similar suppressed societies indicate the urgent need of developing value based diplomacy" - Discuss.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Jus legationis
- (b) Mandela theory.
- (c) Diplomatic Asylum.
- (d) Sports Diplomacy.
- (e) Indo-Pak relations.
- (f) United Nations Alliance of Civilization.

Register no.

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year-Third Semester

BRANCH IV – INTERNATIONAL LAW AND ORGANISATION

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

Maximum: 60 marks

PART A – (5 x 8 = 40 marks)

Answer all the questions

All questions carry equal marks

1. (a) State sovereignty over its territorial airspace is the basic principle underlying the whole system of International Air Law - Discuss.
(or)
(b) Multilateral conventions are the primary sources of Air Law – Comment.
2. (a) The Paris Convention stipulates that aircraft shall have 'Nationality' of the State in which they are registered – Analyse.
(or)
(b) The role of the ICAO is significant in the development of the International Civil Aviation – Discuss.
3. (a) Unlike other conventions, the Warsaw Convention mentions explicitly that its terms do apply to carriage performed by the State - Discuss.
(or)
(b) Air carriers are strictly liable for proven damages – In this regard, critically analyse the Indian Civil aviation law.
4. (a) Space law is an area of the law that encompasses national and international law governing activities in outer space – Analyse.
(or)
(b) The 'Outer Space Treaty' provides the basic framework on International space law – Examine.

(P.T.O.)

5. (a) Discuss the issues related to the Intellectual Property Rights in the International Space Law.

(or)

(b) Discuss the efforts taken by the United Nations for the peaceful use of Outer Space.

PART B – (4 x 5 = 20 marks)

6. Write short notes on FOUR of the following:

- (a) Low Cost Carrier.
- (b) IATA.
- (c) Air Traffic Control.
- (d) Partial Test Ban Treaty.
- (e) Aviation insurance.
- (f) Space Terrorism.

Register No.

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ML 495

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

BRANCH IV — INTERNATIONAL LAW AND ORGANISATION

COURSE : COMPARATIVE LAW — Elective	CODE :	ILO212E02/ ILO213E02/ ILO214E02/ ILO215E02
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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 failure of comparative law to secure wider recognition in the educational sphere is due to a variety of causes most of which have no relation to its merits as an element in the training of students or to the possibilities which it offers in connection with legal research" - Explain.

Or

- (b) Examine the Post-graduate study of Comparative law.

2. (a) Critically analyse the province of Comparative law.

Or

- (b) Examine the origins and development of Comparative Law.

[P.T.O.]

3. (a) Critically analyse comparative law and the law of Nations.
Or
(b) Discuss the importance of Europeanisation and Globalisation.
4. (a) Examine the ideology of institutions.
Or
(b) Critically analyse sociology of law.
5. (a) Examine the Hindu legal system.
Or
(b) Evaluate the Mohammedan legal system.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Applied comparative law.
 - (b) The value of comparison as a source of law.
 - (c) An international juridical dictionary.
 - (d) A common language of the law.
 - (e) Comparative legal history.
 - (f) Comparative jurisprudence.
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Register No.

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ML 496

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

BRANCH V — ENVIRONMENTAL LAW AND LEGAL ORDER

COURSE : BIOLOGICAL DIVERSITY AND LEGAL ORDER	CODE :	ELO212004/ ELO213004/ ELO214004/ ELO215004
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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. Explain the need to protect Biodiversity in India.

Or

- (b) Write an essay on the history of legal protection to Wild life.

2. (a) Examine the salient features of the Biodiversity Act.

Or

- (b) What are the power and functions of the National Biodiversity Authority?

3. (a) Examine the impact of development activities on Biodiversity. Explain the legal mechanism for the protection of Biodiversity.

Or

- (b) Discuss the relevance of the principles of Environmental law to protect Biodiversity.

[P.T.O.]

4. (a) Critically evaluate the international mechanism to protect biodiversity.

Or

- (b) Discuss the expansion of Convention of Biological Diversity with protocols. By making reference to protocols explain how far the Convention of biological diversity has expanded its reach towards achieving its object.

5. (a) Evaluate the legal protection available to farmers in India.

Or

- (b) Examine the international and national laws relating to protection of forest dwellers.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) State mechanism to protect Biodiversity
- (b) Access to biological information
- (c) Animal testing
- (d) Biotechnology
- (e) Regulation of zoos
- (f) FAO.

Register No.

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ML 497

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

BRANCH V – ENVIRONMENTAL LAW AND LEGAL ORDER

COURSE : URBAN ENVIRONMENTAL LAW	CODE :	ELO212005/ ELO213005/ ELO214005/ ELO215005
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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 Urban culture and distinguish it with Rural culture.
Or
(b) Discuss the process and patterns of urbanisation in developing countries.
2. (a) Define Slum and explain the features of slums in India.
Or
(b) Evaluate the 'shelter poverty' in India and examine the strategies adopted by the Government of India to mitigate the problems of shelter poverty.
3. (a) Discuss the significance of Rent control legislation in eviction and control on the renting of residential housing.
Or
(b) Examine the importance of 'zoning laws' and how the zoning laws will facilitate the landscape and healthy environment of urban development.

[P.T.O.]

4. (a) Explain the power and functions of the urban development authority in ever growing urban agglomerations in India.

Or

- (b) Discuss the procedure for acquisition of land in urban area for public purpose.
5. (a) What do you understand by "Environmental Management" and how the natural resources can be managed in the urban areas.

Or

- (b) Describe the role of the judiciary in the protection of urban environment and sustainability.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Factors promoting urbanisation
- (b) Urban transportation and traffic
- (c) Water and air pollution
- (d) Licensing of authorities
- (e) Apartment regulations
- (f) Environment Impact Assessment (EIA)

Register No.

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ML 498

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

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

COURSE : COMPARATIVE CRIMINAL PROCEDURE	CODE :	CLA212004/ CLA213004/ CLA214004/ CLA215004
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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 hierarchical structure and the jurisdiction exercised by the Sessions Court in India comparing its counterparts in France and U.K.

Or

- (b) Describe the significant role of prosecuting agency in India and France.

2. (a) Examine the principles enshrined under Fair Trial. In tune with these principles, to what extent the rights stand protected towards an accused in India, U.S.A and France.

Or

- (b) Critically examine the value of statements made to and collected by Police in India and U.S.A.

[P.T.O.]

3. (a) Critically examine the role of a judge in India and France.

Or

- (b) The American concept of Plea bargaining is still in the stage of experimentation in India. Discuss.

4. (a) "Sentencing an offender, after adjudging him guilty, is an onerous task". Critically examine the process of sentencing and the options open to a judge in India and U.S.A.

Or

- (b) Examine the scheme and efficacy of the aftercare services in India and France.

5. (a) Examine the measures resorted to prevent crimes in India.

Or

- (b) Discuss the procedure to extend legal assistance for needy class in India and France.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Compounding of offences
- (b) Admonition
- (c) Public interest litigation
- (d) Right to bail
- (e) Appeal
- (f) Cour d'assize.

Register No.

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ML 499

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

(Choice Based Credit System)

(For the candidates admitted during 2012, 2013, 2014 and 2015)

Second Year – Third Semester

BRANCH VI – CRIMINAL LAW AND CRIMINAL JUSTICE
ADMINISTRATION

COURSE : COLLECTIVE VIOLENCE AND CRIMINAL JUSTICE SYSTEM	CODE :	CLA212O05/ CLA213O05/ CLA214O05/ CLA215O05
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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 various theories of collective violence and bring out the contributing factors towards collective violence.

Or

- (b) Critically examine Hate speech with reference to Freedom of speech and expression.

2. (a) Discuss Electoral Violence and the response of law towards such violence.

Or

- (b) Discuss National and International Instruments to control terrorism.

[P.T.O.]

3. (a) Examine the various reformatory plan of action taken by the Government of India to bring down the agrarian unrest?

Or

- (b) Critically examine the various recommendations of the National Human Rights Commission on Arwal Massacre.
4. (a) With decided cases bring out the misuse of the Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act.

Or

- (b) Bring out the effects of technological development towards increase in the rate of violence against women and children.
5. (a) Analyse the politics of Communal violence in India. Critically evaluate the changing dimension of commissions appointed on Godra train incident.

Or

- (b) Critically evaluate the role of Judiciary to deal with Communal Violence in India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Ahimsa in Hindu Religion
(b) Female Criminality
(c) Land Lord Violence
(d) Naxal and legal order
(e) Violence against Men
(f) Legal and extra-legal repression

Register No.

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ML 500

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

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 :	HDE212004/ HDE213004/ HDE214004/ HDE215004
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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 human values with regard to vulnerable groups, need more attention and importance. Examine.

Or

- (b) Culture is the cradle of a society and it plays a crucial role in determining the values of the members of the society. Analyse the role of culture with regard to human rights.

2. (a) "Children's rights are to be protected through in all purview and platforms". Critically examine the rights of children available under national and international legal systems.

Or

- (b) Women are always placed in both vulnerable and disadvantaged groups. Examine the social and economical status of women with regard to human rights.

[P.T.O.]

3. (a) "The Constitution of India and the Criminal Justice system provide safeguard measures to protect the human right values of prisoners and the arrested person". Analyse.

Or

- (b) Indian legal system has enacted several laws to protect the human rights of dalits and minorities. Trace out the salient features of the said laws.
4. (a) Examine the various international instruments that protect and laid guidelines to uphold the human rights of Child and Women.

Or

- (b) UDHR and ECHR are considered to be the guideline for women welfare laws in India. Bring out the impact of these two conventions in India.
5. (a) From time to time the Indian Judiciary has been interpreting and extending the scope and applicability of human rights to disadvantaged group. Point out some trend setting decisions passed by various High Courts and the Supreme Court.

Or

- (b) Examine the role of National commissions which are meant for Children, Women, Dalits and Disabled in India and their functions.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Human values and dignity
 - (b) UN and women
 - (c) Stateless person
 - (d) Human Rights Commissions
 - (e) Educational institution and Human Rights
 - (f) Transgender and human values.

Register No.

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ML 501

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

BRANCH VII — HUMAN RIGHTS AND DUTIES EDUCATION

COURSE : TRADE, ENVIRONMENT DEVELOPMENT AND HUMAN RIGHTS	CODE : HDE212005/ HDE213005/ HDE214005/ HDE215005
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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 the concept of Development and discuss the theories of human rights development.

Or

- (b) Explain the essentials of New International Economic Order (NIEO) and discuss the right to development as a human right under NIEO.

2. (a) "The creation of WTO marked the biggest reform of international Trade after 1995"—Comment.

Or

- (b) Explain how unfair terms of trade violates human rights.

3. (a) Discuss the impact of Biotechnology Trade by TNCs on Environment.

Or

- (b) Explain the methods of State interference in International trade and discuss the concept of protectionism in the less developed countries.

[P.T.O.]

4. (a) Discuss the importance of corporate social responsibility for the protection of environment and human rights.

Or

- (b) Explain the unilateral sanctions imposed by US on the third world countries.
5. (a) Explain the role of human rights commission in India for the protection of human rights.

Or

- (b) Discuss the impact of the WTO on the trade and development in India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Millennium development goals
(b) Consumer rights – Human Rights.
(c) Economic sovereignty.
(d) Debate on social cause
(e) Destruction of environment by TNCs.
(f) Right to Environment.

Register No.

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ML 502

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

BRANCH VII – HUMAN RIGHTS AND DUTIES EDUCATION

COURSE : REGIONAL AND HUMAN RIGHTS ORGANIZATIONS (ELECTIVE)	CODE :	HDE212E02/ HDE213E02/ HDE214E02/ HDE215E02
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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) Assess the salient features of the European Convention on Human Rights.

Or

- (b) Examine the role of European Courts of human rights towards the protection of human rights in the region of Europe.

2. (a) Trace out the significant features of the American Commission on Human Rights.

Or

- (b) Discuss the role of American Court of Human Rights in the protection of Human Rights in the region of America.

3. (a) Discuss in brief, the instruments available in the region of Africa to protect Human Rights.

Or

- (b) Trace out the salient features of the African Charter on Human and People Rights, 1981.

[P.T.O.]

4. (a) Evaluate the significance of the international convention to protect and promote the rights and dignity of person with disability.

Or

- (b) Comment on the merits and demerits of the Arab regional meeting on norms and standards relating to development and the right of persons with disability.
5. (a) Analyse the role of other regional organizations in the protection of human rights in the region of Asia and Pacific.

Or

- (b) Explain the salient features of the Economic Commission for Latin America.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Banjul charter.
(b) Rights to Life in Europe.
(c) OAS.
(d) SAARC summit.
(e) The European Union.
(f) (Decade for Disability) Compete Council.

Register No.

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ML 503

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year -- Third Semester

BRANCH VIII -- LABOUR LAW AND ADMINISTRATIVE LAW

COURSE : ADMINISTRATIVE PROCESS AND LIABILITY	CODE :	LAL212O04/ LAL213O04/ LAL214O04/ LAL215O04
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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 origin and development of Administrative Law in England and France.

Or

- (b) "Development of the doctrine of Rule of law from a political idea to a juridical concept is designed to keep administration within the bounds" – Discuss.
2. (a) "Administrative rule-making is highly democratic because it can provide effective people's participation for better acceptance and effectivity" – Examine this statement in the light of publication of rules and consultation of interests affected. Will it be desirable to have a legislation providing for compulsory publication and consultation in India?

Or

- (b) "The Indian Constitution guarantees certain Fundamental Rights to the people which constitute a limitation on the legislative and executive power of the Government and consequently, these rights provide an additional dimension of control over administrative discretion" – Examine.

[P.T.O.]

3. (a) "The watertight compartmentalisation of the state's functions into sovereign and non-sovereign or governmental or non-governmental is unsound and highly reminiscent of the laissez faire era" – Examine this statement with reference to the recent judicial trends in Governmental liability in torts.

Or

- (b) Discuss the scope and extent of the privileges of the Government to withhold production of documents.
4. (a) "In a democratic society, governed by the rule of law, every Government which claims to be inspired by ethical and moral values must do what is fair and just to the citizens, regardless of legal technicalities. In this context, the judicial behaviour in the area of estoppel against Government is highly decisive" – Discuss.

Or

- (b) Critically examine the scope and extent of the application of the Doctrine of Legitimate Expectation in Administrative Law.
5. (a) Critically analyse the provisions of the Lokpal and Lokayuktas Act, 2013.

Or

- (b) Discuss the role of the Central Vigilance Commission to prevent corruption in India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Donoughmore Committee.
(b) Theory of Separation of Powers.
(c) Loksabha and Rajyasabha Committee on Subordinate Legislation.
(d) Contractual Liability of the State.
(e) Official Secrets Act, 1923.
(f) Parliamentary Commissioner in England.

Register No.

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ML-505

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

(Choice Based Credit System)

(For the candidates admitted during 2015)

Second Year – Third Semester

BRANCH IX — TAXATION LAW

COURSE : TAX LITIGATION	CODE :	TXL215004
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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 in detail the procedure laid down in Income Tax Act (1961) for income escaping assessment.

Or

- (b) Discuss the different types of appeals that are available under the Income tax Act, 1961.

2. (a) Give an account of the power and procedures for search and seizure under the Central Excises Act, 1944.

Or

- (b) Critically examine provisional assessment of duties under the Central Excises Act 1944.

3. (a) Examine the functioning of settlement commission under the Customs Act, 1962.

Or

- (b) Explain in detail the constitution and function of the appellate tribunal under the Customs act, 1962.

[P.T.O.]

4. (a) Explain the applicability of Service tax (Advance Rulings) Rules 2003.

Or

- (b) Give an account of Service tax (provisional attachment of property) Rules 2008.

5. (a) Narrate the importance of Indirect tax Ombudsman Guideline 2011.

Or

- (b) Generally analyse the recent trends in Tax litigations.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Protective assessment
- (b) National Tax Tribunal
- (c) Penalty for not accounting for goods under the Customs Act 1962.
- (d) Principal commissioner of Central excise.
- (e) Arbitration in tax disputes.
- (f) Dispute resolution scheme 2008.

Register No.

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ML 506

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

(Choice Based Credit System)

(For the candidates admitted during 2015)

Second Year – Third Semester

BRANCH IX – TAXATION LAW

COURSE : INTERNATIONAL TAXATION	CODE :	TXL215005
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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 destination method of taxation. Discuss how for destination method of taxation is better than origin method in International taxation.

Or

- (b) Narrate the provisions of the Income Tax Act 1961 with regard to holding of taxes.
2. (a) Explain income from technical fee. Discuss taxation of technical fee under International Taxation.

Or

- (b) Explain the provisions of the Income Tax Act 1961 where income accrued outside India is deemed to have accrued in India.
3. (a) Explain treaty shopping. Discuss the methods available to control treaty shopping.

Or

- (b) Explain income from Air craft. Discuss the provisions available in the Income Tax Act 1961 and Model treaties.

[P.T.O.]

4. (a) Discuss the concept of Associated Enterprise.

Or

- (b) Explain how Income from immovable property is treated in International Taxation under OECD model treaty, U.N. model treaty and the Income Tax Act, 1961 with specific reference to Vodafone International Holdings B.V vs Union of India (2012).

5. (a) Discuss with decided case laws the importance of advance ruling in International taxation.

Or

- (b) Analyse the concept of physical presence and virtual Establishment in e-commerce.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Tax credit.
- (b) Arms length price.
- (c) User rule.
- (d) Tax refund method.
- (e) Place of effective management.
- (f) Taxation of non-resident sportsmen.

Register No.

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ML 507

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

(Choice Based Credit System)

(For the candidates admitted during 2015)

Second Year – Third Semester

BRANCH IX — TAXATION LAW

COURSE : TAX ON INTELLECTUAL PROPERTY AND E-COMMERCE (Elective)	CODE :	TXL215E02
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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) If the full potential of E-Commerce must be realised, we must provide a Taxation Framework which provides certainty, fairness, neutrality and avoids putting in place new tax obstacles to the development of this new form of doing business. At the same time this Framework must ensure that taxpayers pay the right amount of tax, in the right jurisdictions and at the right time. Critically analyse this statement in view of the OECD's Taxation Framework guidelines for E-Commerce.

Or

- (b) Examine the concepts of 'Internet' and 'E-Commerce' and outline, in brief, the challenges they pose to existing taxation regimes.

2. (a) "The VAT system has been unable to keep pace with the challenges of today's global, digital and mobile economy." In the context of this statement, critically evaluate the steps taken by the European Union in its Action Plan on VAT in the E-Commerce era.

Or

- (b) Critically examine the relevance of the concept of 'Permanent Establishment' in the era of E-commerce and consequently, the challenges posed to the existing law.

[P.T.O.]

3. (a) Critically evaluate the challenges posed by E-Commerce to the enforcement of direct taxes and the avenues of action open to Policy makers to face these challenges.

Or

- (b) "In the absence of national boundaries and physical nature of transacting in goods/ services (as is the case with traditional commerce), taxation of e-commerce activities raises several issues." Critically analyse the recommendations made by the High Powered Committee on Taxation of E-Commerce to combat these issues.
4. (a) "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.

Or

- (b) "An industrial design right is an intellectual property right that protects the visual design of objects that are not purely utilitarian". Critically examine the salient features of the Industrial Designs Act, 2000.
5. (a) "The levy of Value added tax or Sales tax on transactions involving intellectual property rights has been witnessing increased litigation." Critically analyse the issues involved in imposing VAT on IPR.

Or

- (b) Critically examine the methods of valuation of Intellectual Property Rights.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) E-Commerce and Place of Effective Management
 - (b) E-Commerce and Characterisation of Income
 - (c) Baker vs Selden
 - (d) Taxability of E-Commerce
 - (e) Conditions for Patentability
 - (f) Section 14 of the Copyright Act 1957.

Register No.

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ML 508

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Fourth Semester

COURSE : SOFT SKILLS – IV (Common to all branches)	CODE :	COM212S04/ COM213S04/ COM214S04/ COM215S04
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Time : Three hours

Maximum 100 marks

Answer FORTY questions.

Each question carries $2\frac{1}{2}$ marks.

($40 \times 2\frac{1}{2} = 100$ marks)

1. What steps you will adopt to write an academic assignment?
2. What is the aim of dissertation and thesis in research?
3. What roles do lawyers play in the civil and common law systems?
4. What is Quorum under the Indian Companies Act, 2013?
5. What care one should take in ensuring maximum attendance of the members in the meeting?
6. What safeguards should be provided to the employees to serve their interest?
7. What precaution one should take to choose appropriate venue for holding a meeting?
8. What should a man do to consolidate his energy in achieving a goal?
9. In what way beliefs and values motivate a person?
10. In what way you can be a role model for others to grow into?

[P.T.O.]

11. What will you do to make your team to be part of a planning process?
12. What should the organization do to make the job of an employee more challenging?
13. Discuss about the functioning of legal profession during late ancient Roman time.
14. What are the different titles given to lawyers in different countries?
15. What do you mean by conveyancing?
16. Do you agree that law should be taught as one of the subjects at school level?
17. Do you agree specialization by law firms helps in improving the legal profession?
18. Give reasons as to why do the organization becomes management – oriented.
19. Why do employees resist a change that may take place in the organization?
20. CEO is a visionary in customer service. Comment.
21. What should be done to protect the honour, dignity and respect of a person?
22. What is cognitive behaviour?
23. What are reciprocal transactions?
24. What will you do to handle conflict in a meeting?
25. What is meeting agenda tutorial?
26. What are the key injunctions recognised under Transaction Analysis?
27. What is social programming?
28. What is Informal writing?
29. Give the description of a conference room.
30. What is the process involved in designing a meeting?
31. What is team-building?
32. Distinguish between report and essay.
33. What should be the length of a document in writing a report?

34. What is Table-content?
 35. What is 'abstract' in report writing?
 36. What are the steps that are involved in writing scientific report?
 37. What are the ways in which lawyers should uphold the professional standard and ethics?
 38. What suggestions will you give to improve the legal education in our country?
 39. What are the multitude of background work the lawyers must do?
 40. What are the methods of conducting "staff meeting"?
 41. What is Time Management in a meeting?
 42. What is opening of a meeting?
 43. Why is it said that leaders must always show respect to employees in an organization?
 44. What are the counselling steps to be followed by the leaders in an organization?
 45. What is team motivation?
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Register No.

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ML 509

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Fourth Semester

Branch I – BUSINESS LAW

COURSE : INSURANCE LAW	CODE :	BUL212006/ BUL213006/ BUL214006/ BUL215006
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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) Analyse the nature of insurance contracts.
Or
(b) Enumerate and explain the constitutional perspectives relating to insurance.
2. (a) Explicate the procedure for assignment of life and fire insurance policies.
Or
(b) Define the term 'warranty'. Explain the characteristics of warranty and differentiate warranty from representation in insurance contracts.
3. (a) Critically analyse the status of claim made under life insurance contracts, in the event of *felo de se*, differentiating between Indian and English law.
Or
(b) Expound the various types of life insurance contracts.

[P.T.O.]

4. (a) Expound the warranties that are implied in Marine insurance contracts.

Or

- (b) Explain the two types of partial loss in marine transit, namely general average and particular average.

5. (a) Examine the scope of fire insurance contracts.

Or

- (b) Discuss the features and utility of Plate Glass insurance and Livestock insurance.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Fully paid-up policy for a lesser value
- (b) Floating policy
- (c) Extent to which life insurance is a contract of indemnity
- (d) Permanent and partial disablement
- (e) Conditional assignment
- (f) Application of the doctrine of reinstatement to fire insurance policies.

Register No.

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ML 510

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
APRIL 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/ CHR215O06/
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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 fundamental rights and its importance towards civil servants.

Or

- (b) Examine the doctrine of Pleasure.

2. (a) Examine the position and functions of Chairman and members of the UPSC..

Or

- (b) Explain the various social security measures guaranteed to the Civil servants.

[P.T.O.]

3. (a) Analyse the service conditions of Private Sector and State Government.

Or

- (b) Enumerate the special category of services.

4. (a) Examine the role of Administrative Tribunal in settlement of disputes.

Or

- (b) Examine Maternity benefits, retiral benefits and Medicare benefits.

5. (a) Enumerate the disciplinary proceedings of All India Services.

Or

- (b) Analyse, the role of Service Organisations.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Service Regulations
- (b) Civil and Criminal Immunities for action in Good faith.
- (c) All India Services.
- (d) Compulsory insurance.
- (e) SPSC
- (f) Opportunity of being heard.

Register No.

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ML 511

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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 :	IPL212O06/ IPL213O06/ IPL214O06/ IPL215O06
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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) Analyse the interface between geographical indication and trademark.

Or

- (b) Explain the general principles of the law of infringement of registered trademarks.

2. (a) Discuss the concepts of distinctiveness of trademark and distinctive trademark. Explain with illustrations the marks allowed and not allowed for registration.

Or

- (b) Explain the concept of transborder reputation in trademark protection.

[P.T.O.]

3. (a) Intellectual property right is a fast developing branch of law and is essentially the protection from theft of virtually all the intangible products of human intellect. Discuss the social interest in protecting intellectual property.

Or

- (b) Explain the law relating to assignment and licensing of trademarks.
4. (a) Explain the relevance of "Honest and Concurrent use" and state its significance in the defence for trademark infringement.

Or

- (b) Enumerate the defences provided under the Trade Mark Act and critically analyse it with case laws.
5. (a) Discuss the provisions of the Geographical Indications Act, 2000 with regard to protection, renewal, infringement and remedies.

Or

- (b) Critically examine the approach of U.S., E.U. and India on protection of Geographical Indications.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Distinguish Geographical Indication and Collective Mark.
 - (b) Sound marks.
 - (c) Prior user.
 - (d) Absolute grounds.
 - (e) Associated trade mark.
 - (f) Permitted user.

Register No.

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ML 512

M.L./LL.M DEGREE (SEMESTER) EXAMINATIONS, APRIL 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/ IPL213E02/ 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 Cyberspace. Justify how far copyrights principles are applied in Computer programme.

Or

- (b) Discuss the basic concepts of computer science.

2. (a) Explain Digital Rights Management. Discuss the provisions in international law, Indian Copyright Act and principles in decided cases on circumvention of Digital Rights Management.

Or

- (b) Explain Reverse engineering. Discuss how far it is related to fair use in computer programme.

[P.T.O.]

3. (a) Discuss about the historical development of Patent protection in relation to software programmes.

Or

- (b) Analyse with decided cases and opinion of the jurists whether using algorithm in computer programme is a mental Act or technical function.

4. (a) Discuss with decided cases the legal issues of pop-up advertisements.

Or

- (b) Explain keyword advertisement in information technology. Discuss the circumstances where it infringes Trade mark rights.

5. (a) Explain the important legal issues in Cloud Computing, with specific reference to privacy.

Or

- (b) Discuss the different types of Convergent Technology and the emerging legal issues.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Aerotel vs Telco.
(b) Tata Sons Ltd. vs. Ramadasoft.
(c) Object code.
(d) Computer related invention - process or product.
(e) Recording of database.
(f) ICANN.

Register No.

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ML 513

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Fourth Semester

BRANCH IV — INTERNATIONAL LAW AND ORGANISATION

COURSE : PEACEFUL SETTLEMENT OF INTERNATIONAL DISPUTES	CODE :	ILO212006/ ILO213006/ ILO214006/ ILO215006
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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) Distinguish between Conflict and Dispute. Analyse the concept of Judicialisation of International Law.

Or

- (b) Critically examine the elementary legal considerations of the Principle of Peaceful Settlement of International Disputes as envisaged in the Declaration on Principles of International Law concerning Friendly Relations and Co-operation among States in accordance with the Charter of the United Nations, 1970.

2. (a) Define International Dispute. Explain in detail the characterisation of International Dispute in the League of Nations and that of the United Nations.

Or

- (b) Trace the distinction as to diplomatic and non-diplomatic modes of settlement of International Disputes. Illustrate with International Case Laws.

[P.T.O.]

3. (a) "The World Court's recent decision in the Marshall Islands case, albeit reflects the notion of international judicial conscience, constitutes setback as to the indeterminate approach towards the law on International disputes and to that of disarmament" – Examine.

Or

- (b) "The case concerning armed activities in the Democratic Republic of Congo (DRC vs. Rwanda) is another instance of conflicts between principles, in particular, the legal perplexity between the principle of consent based jurisdiction and that of prohibition of violations as to jus cogens norms trumps jurisdiction" – Comment.
4. (a) Explain the contribution of the International Ad hoc Criminal Tribunals in the progressive development of International Criminal Law.

Or

- (b) "The Jurisprudence evolved by the Inter-American Court of Human Rights and other similar regional bodies has indeed promoted the notion of humanisation of jus gentium" – Discuss.
5. (a) Explain the role of 'Good offices' as an institution in the light of the practice of the United Nations' Secretary General.

Or

- (b) Examine the efforts taken by the United Nations in criminalising the United Nations Peace Keepers. Illustrate with leading International Reports.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Permanent Court of Arbitration and election of Judges in the World Court.
- (b) Manila Declaration on the Pacific settlement of International Disputes
- (c) Concept of International judicial function
- (d) Establishment of Asian Regional Human Rights Court
- (e) Prof. R.P. Anand's view on compulsory Jurisdiction
- (f) Legality of International fact finding commissions.

Register No.

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ML 514

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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 the natural and Man-made disasters.

Or

- (b) Discuss the impact of escape of dangerous substances into the Environment and explain the preventive measures to control such escapes.

2. (a) Trace out the international legislative framework on Disaster Management.

Or

- (b) Discuss the role of the Legal Services Authority in providing legal aid to the victims of disaster.

3. (a) Evaluate the rights of the victims of disasters.

Or

- (b) Discuss the role of Trade unions in the Disaster Management.

[P.T.O.]

4. (a) Explain the methods and procedures of investigations and enquiries in the rail disasters.

Or

- (b) Discuss the importance of right of hearing to voluntary organisations and public spirited individuals during disaster occurrences.
5. (a) Discuss the necessity of establishment of special courts for quick disposal of disaster cases.

Or

- (b) Explain the measures for the determination of damages to the victims of disasters.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Nuclear Radiation
- (b) Public Liability Insurance
- (c) Disbursement of relief grants
- (d) Air crash disasters
- (e) Statutory liability
- (f) Representative suits.

Register No.

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ML 519

LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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 : CLIMATE CHANGE AND LEGAL ORDER (Elective)	CODE :	ELO212E02/ ELO213E02/ ELO214E02/ ELO215E02
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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 'Climate'. Explain the micro and macro level Climatic Effects.

Or

- (b) Enumerate various climate zones and explain the *El Nino* effect.

2. (a) According to Jeffrey Sachs, a perceptive commentator, "The world's current ecological, demographic and economic trajectory is unsustainable, meaning that if we continue with business as usual we will hit social and ecological crises with calamitous results". Critically analyse this statement.

Or

- (b) Examine the importance of renewable energy resources to mitigate climate change.

[P.T.O.]

3. (a) "There is an imperative need to take urgent and strong measures in the interest of calibrating an appropriate response to meet the emerging challenges of climate change". Analyse this statement from the Indian context.

Or

- (b) Critically analyse the Emission Trading System with respect to address the effective emission control.
4. (a) Examine the salient features of the United Nations Framework Convention on Climate Change 1992.

Or

- (b) State the role of IPCC in advocating for global measures to address climate change and its effects.
5. (a) Analyse the impact of climate change and the Indian farmers' plight in connection with annual variability of monsoon.

Or

- (b) "Sustainable development based on addressing the needs of the poor and optimal harnessing of scarce resources of water, air, energy, land and biodiversity will have to be sustained, through more cooperative endeavours. Then alone, we could make some headway in saving our lone planet from the brink of climate disasters." Comment.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Common concern of Mankind
 - (b) Paris Agreement
 - (c) Sea-Level Rising
 - (d) Ozone Layer Depletion
 - (e) Fossil Fuel
 - (f) Greenhouse Gases

Register No.

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ML 515

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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 : MEDICAL JURISPRUDENCE AND FORENSIC SCIENCE	CODE :	CLA212006/ CLA213006/ CLA214006/ CLA215006
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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) Bring out the various evaluation techniques that assist the proper examination of crime scene.

Or

- (b) Analyse the law of Forensic Science in relation to expert witness. Bring out the role of the judiciary towards Expert Testimony.

2. (a) Discuss the various evaluation techniques widely used in Forensic Psychology for the dissemination of justice.

Or

- (b) State and explain the injuries caused by mechanical violence by distinguishing between ante-Mortem and post-mortem wounds.

3. (a) Examine the factors which influence the determination of the time since death.

Or

- (b) Bring out the development techniques followed to study the individualistic features of fingerprints.

[P.T.O.]

4. (a) Mention the different development techniques adopted in DNA profiling to solve disputed Paternity?

Or

- (b) Explain the signs, symptoms and post-mortem findings in Cyanide Poisoning.
5. (a) Explain the importance of Cyber forensic science in the resolution of a Cyber crime.

Or

- (b) Mention briefly the Medico-legal importance of Blood grouping.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Voice Analysis
(b) Skeletal remains
(c) Explosives
(d) Hairs
(e) Edmund Locard's Principle
(f) Demerits of direct Evidence.

Register No.

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ML 516

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, APRIL 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 theories that satisfactorily explain the notion of privileged class deviance.

Or

- (b) "Privileged class deviance comprehends a wider range of categorization of behaviour hitherto not taken cognizance by the Criminal Justice System" – Explain in detail.

2. (a) With illustrative examples explain the concept and dimensions of official deviance in India and the effect of legislation in containing them.

Or

- (b) Judiciary too is not exempted from allegations of official deviance. Examine the ways and means of dealing with the situation.

[P.T.O.]

3. (a) Critically examine the functioning of police force as a brooding place for third degree treatment of members of public in India.

Or

- (b) Critically examine the plea of Encounter killings by police in India.

4. (a) Examine the control exercised by Press Council of India to deal with instances of unprofessional and unethical journalism.

Or

- (b) Critically examine the role of Bar Council of India to check and initiate action on unethical practices by its members.

5. (a) The legislative efforts to prevent corrupt practices in India has not accrued to expected result. Examine.

Or

- (b) Critically examine the invoking of Commissions of enquiry as a measure to deal with deviant behaviours in India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) White-collar crimes
- (b) Discretionary powers
- (c) Superior orders
- (d) Medical malpractice
- (e) Presumption of innocence
- (f) Booth Capturing.

Register No.

ML 520

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Fourth Semester

BRANCH VII – HUMAN RIGHTS AND DUTIES EDUCATION

COURSE : WOMEN AND LAW	CODE :	HDE212O06/ HDE213O06/ HDE214O06/ HDE215O06
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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 constitutional protection available to 'women' under the Indian Constitution?

Or

(b) Examine the rights of women under International Human Rights Law.

2. (a) Write an essay on Indian Penal Code and Women.

Or

(b) Examine the recent developments relating to sexual assault and rape.

3. (a) Critically evaluate the right to privacy for women.

Or

(b) Examine the intervention of science and technology in the life of women. What are the legal implications?

[P.T.O.]

4. (a) Examine the role of Indian judiciary for the empowerment of women.

Or

- (b) Evaluate the role and functions of NGOs, to secure the legal rights of women.
5. (a) Examine the role of NHRC and SHRCs to protect the rights of women.

Or

- (b) Discuss the power and functions of National and State commissions for women.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Nirbhaya case
 - (b) Domestic violence
 - (c) Contraceptive technology and Gender justice
 - (d) Reservation for women in legislative assemblies and Parliament
 - (e) Women at workplace
 - (f) Women and Media.

ML 517

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

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Fourth Semester

BRANCH VIII — LABOUR LAW AND ADMINISTRATIVE LAW

COURSE : JUDICIAL CONTROL OVER ADMINISTRATIVE PROCESS (Elective)	CODE : LAL212E02/ LAL213E02/ LAL214E02	For the candidates admitted from 2012 to 2014
COURSE : JUDICIAL CONTROL OVER ADMINISTRATIVE PROCESS	LAL215O06	For the candidates admitted during 2015

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 governing judicial review in India.
Or
(b) Attempt a critical evaluation of the view that “the system of Judicial review in France is more beneficial to an aggrieved person than the common law system”.
2. (a) How is the test of reasonableness used to check granting of wide discretionary powers on administrative authorities?
Or
(b) “While reviewing the exercise of discretionary powers the courts cannot go into the merits of the decision but only into its legality” – Elucidate.

[P.T.O.]

3. (a) Distinguish between administrative process and administrative justice, specially keeping in mind the progress of administrative adjudication in India.

Or

- (b) "Principles of natural justice are the keystone of every legal system in the world"— Examine this statement with reference to Indian legal system.

4. (a) Explain the factors which limit the efficacy of declaratory action.

Or

- (b) Discuss the scope of Injunction as a remedy in Public Law in India.

5. (a) "Public Interest Litigation is a meaningful tool of the higher judiciary to prevent effectively the abuse of power by administrative authorities." — Analyse.

Or

- (b) "Availability of alternative remedy is a self imposed restriction by the courts". —Comment on the advantages and disadvantages of alternative remedy.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Unreviewable discretionary power.
- (b) Lack of Proportionality.
- (c) Latches.
- (d) Mala fides
- (e) Duty to act fairly.
- (f) Writ of Mandamus.

Register No.

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

(Choice Based Credit System)

Second Year-Fourth Semester

BRANCH VIII - LABOUR LAW AND ADMINISTRATIVE LAW

COURSE - LAW RELATING TO CIVIL SERVANTS	CODE: LAL212006/ LAL213006/ LAL214006	For the candidates admitted from 2012 to 2014
COURSE - LAW RELATING TO CIVIL SERVANTS (Elective)	CODE: LAL215E02	For the candidates admitted from 2015 onwards

Time: Three hours

Maximum: 60 marks

PART A - (5 x 8=40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Examine the principles of Equity and Protective Discrimination.
Or
(b) Explain the rule of opportunity of being heard.
2. (a) Examine the civil services examination conducted by UPSC.
Or
(b) Examine the role of State Public Service Commission in the recruitment and promotion.
3. (a) Discuss the importance of social security in Service sector.
Or
(b) Explain the Employment opportunity for children of those dying in harness.
4. (a) Enumerate the service conditions of subordinate Judiciary.
Or
(b) Examine the service conditions of officers and servants of Supreme Court.
5. (a) Examine the judicial review of service matters.
Or
(b) Analyse the role of Administrative Tribunal.

(P.T.O.)

PART B - (4 x 5 = 20 marks)

6. Write short notes on four of the following.

- (a) Doctrine of pleasure.
- (b) Dearness Allowance.
- (c) Maternity Benefits.
- (d) All India Services.
- (e) Departmental Enquiry.
- (f) Jurisdiction of High Court.

3

Register no.

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

(Choice Based Credit System)

(For the candidates admitted during 2015)

Second Year-Fourth Semester

BRANCH IX - TAXATION LAW

COURSE - CORPORATE TAXATION (Elective)	CODE:	TXL215E03
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Time: Three hours

Maximum: 60 marks

PART A - (5 x 8 = 40 marks)

Answer all the questions

All questions carry equal marks

1. (a) "Tax is an instrument of Economic growth". Comment.
(or)
(b) Write an essay on "Income chargeable under Capital Gain".
2. (a) "The current tax regime provides utmost importance to infrastructure Industries"- Comment
(or)
(b) The Tax regime promotes "India as a major hub of international diamond Trade". Elucidate.
3. (a) Critically examine the steps taken by the Finance minister to prevent the misuse of tax exemptions granted to the Charitable institutions.
(or)
(b) Explain the tax treatment relating to the funding of political parties.
4. (a) Discuss the steps taken by India to comply with the OECD guidelines relating to transfer pricing.
(or)
(b) Critically examine the DTAs in the era of Globalisation.
5. (a) Briefly describe the punishments and penalties prescribed under the Income Tax Act, 1961.
(or)
(b) Evaluate the role of "settlement commissioner" in dispute resolution.

(P.T.O.)

PART B – (4 x 5 = 20 marks)

6. Write short notes on FOUR of the following:

- (a) Carry forward and set off.
- (b) Best judgement Assessment.
- (c) Gold monetisation scheme.
- (d) Intellectual property and Taxation.
- (e) Tax incentives to International Financial Centre.
- (f) Tax incentives for start-ups.

3

Register No.

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

(Choice Based Credit System)

(For the Candidates admitted during 2015)

Second Year-Fourth Semester

BRANCH IX - TAXATION LAW

COURSE - STATE AND LOCAL BODY'S TAX IN TAMILNADU	CODE:	TXL215006
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Time: Three hours

Maximum: 60 marks

PART-A - (5 x 8=40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Give an account of exemption of goods notified by the Government of Tamilnadu under the Tamilnadu Tax on Entry of Goods into Local Areas Act, 2001.
Or
(b) Give an account of assessment of tax liability under the Tamilnadu Tax on Entry of Motor Vehicles into Local areas Act, 1990.
2. (a) Define dubbed film and old film. Give an account of levy of tax on dubbed film and tax on Television exhibition.
Or
(b) Define Entertainment. Explain tax on payment for admission to entertainments.
3. (a) Discuss the different modes of levy and collection of tax under the T.N. Tax on Luxuries Act, 1981.
Or
(b) Give an account of the offences and compounding of offences under the T.N. Tax on Luxuries Act, 1981.
4. (a) Explain the circumstances where Tax, Green Tax and Road Safety Tax can be levied under the T.N. Motor Vehicles Taxation Act, 1974.
Or
(b) Discuss the salient features of T.N. Tax on Consumption or Sale of Electricity Act, 2003.

5. (a) Explain the specified classes of houses exempted from house tax under the T.N. Village Panchayat (Assessment and collection of taxes) Rules 1999.

Or

- (b) Analyse the scope of Art. 243H and 243Y of the Constitution of India regarding levy of taxes.

PART – B (4 x 5 = 20 marks)

6. Write short notes on four of the following.

- (a) Importer under the T.N. Entry of Goods Act 2001.
- (b) Tax on Cricket Tournament.
- (c) Vehicles used for Agriculture purpose under the T.N. Motor Vehicles Taxation Act, 1974.
- (d) Tobacco products under the T.N. Tax on Luxuries Act.
- (e) Net charge under the T.N. Electricity Consumption and Sale Act.
- (f) Revision under the T.N. Tax on Luxuries Act.
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