

The Tamil Nadu Dr. Ambedkar Law University

M.L / L.L.M. Degree Examinations

May - 2019

Question Paper

Register No.

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ML 1206

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – First Semester

COURSE : LEGAL EDUCATION AND RESEARCH METHODOLOGY (Common to all branches)	CODE :	BUL/CHR/IPL/ ILO/ELO/CLA/ HDE/LAL/ TXL212C01/213C01/ 214C01/215C01/ 216C01/217C01/ 218C01
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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 objectives of legal education and critically evaluate the problems and prospects of legal education in India.

Or

- (b) Discuss the role of Bar Council and University Grants Commission for promoting legal education in India.

2. (a) Explain discussion method of teaching. How far it is suitable in teaching at post graduate level?

Or

- (b) Evaluate the challenges relating to examination system and evaluation.

[P.T.O.]

3. (a) Evaluate the principles, methods and practices of social science researches.

Or

- (b) Bring out the processes involved before formulating the hypothesis and analyse how to formulate hypothesis in Quantitative Research and Qualitative Research.

4. (a) Evaluate the significance of Review of literature and identify the various types of sources of review.

Or

- (b) Explain the criteria for the formulation of Research design with special emphasis on correlational research design and diagnostic research design.

5. (a) Discuss the structure of thesis and dissertations.

Or

- (b) Explain the relevance of research report and what are the broad outlines of research reports.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Citation
- (b) Legal Aid
- (c) Sampling method
- (d) Legal material/databases
- (e) Bibliographical research
- (f) Historical research.

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ML 1226

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year — First Semester

COURSE : INDIAN CONSTITUTIONAL LAW : THE NEW CHALLENGES (Common to all branches)	CODE :	BUL/CHR/IPL/ILO/ELO/ CLA/HDE/LAL/TXL212C02/ 213C02/214C02/215C02/ 216C02/217C02/218C02
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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 pardoning power of the President of India with leading case-laws.

Or

- (b) Explain the contemporary developments on the status, powers and functions of Judiciary.

2. (a) Discuss the doctrine of 'separation of powers' as to how it is permeated throughout in Indian Constitution.

Or

- (b) Define 'Federalism'. Whether directions of the Union to States disturbs the delicate balance between the Union and the States? Explain.

[P.T.O.]

3. (a) Critically examine principles of 'good governance'. State whether human rights violations impact good governance.

Or

- (b) Explain the role of Election Commission of India in conducting free and fair elections.
4. (a) Discuss the hurdles at the non – implementation of the Union laws by the Union.

Or

- (b) Critically examine the role of the Indian Supreme Court in the matter of Environmental protection.
5. (a) Write an essay on gross root level democracy.

Or

- (b) Examine the administration of Union territories with special reference to Delhi.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) International Trade.
 - (b) Codification of Parliamentary Privileges.
 - (c) Deployment of Security forces.
 - (d) Coalition Government.
 - (e) Ordinance making power.
 - (f) Curative Petition.

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ML 1225**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

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/ 216C03/217C03/ 218C03
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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 significance under the Indian Constitution.

Or

- (b) "Independence of judiciary and judicial accountability are the two facets of the same coin" – Comment.

2. (a) Explain various methods of judicial interpretation in the judicial process.

Or

- (b) Define 'judicial review'. Critically examine the constitutional provisions for judicial review.

3. (a) How are the judges selected and appointed to the higher judiciary? Explain with leading case law.

Or

- (b) How far Information and Communication Technology (ICT) is useful in the Court Management?

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4. (a) Discuss interpretative tools and techniques employed in judicial process.

Or

- (b) Critically examine as to how the Supreme Court of India has been influenced by 'judicial activism'?

5. (a) Examine contemporary challenges to check judicial power of the courts and judges.

Or

- (b) What is 'contempt power' along with issues relating to the exercise of contempt power?

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Separation of powers
 - (b) Nyaya Panchayats
 - (c) Judges as legislators
 - (d) Transfer of judges
 - (e) Obiter dicta
 - (f) Bangalore principles.
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ML 1262

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Third Semester

COURSE : LAW AND SOCIAL TRANSFORMATION IN INDIA (Common to all branches)	CODE :	BUL/CHR/IPL/ ILO/ELO/CLA/HDE LAL/TXL212C04/ 213C04/ 214C04/ 215C04/ 216C04/ 217C04
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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) "Law is an instrument of social change"—Comment on this statement by evaluating the interaction between 'Law' and 'Social change'.

Or

- (b) Define 'Common law'. How common law system and institutions were introduced in India in the light of colonization?
2. (a) Discuss 'Caste' on the basis of reservation under the Indian constitution with case-law.

Or

- (b) Is 'Caste' – a divisive factor? If for how it is consonance with the Constitutional Provisions of non-discrimination on the ground of 'Caste'.

[P.T.O.]

3. (a) Critically examine the crimes against women. Why only women are targeted and discriminated?

Or

- (b) Examine the law relating to child labour and exploitation with leading Case-Law.
4. (a) Define 'Modernization'. Explain how modernization is a value as permeated in the Indian Constitution.

Or

- (b) Discuss how "state-driven economy is replaced by market driven economy in the back drop of the ongoing reform process".
5. (a) Examine the issues of social transformation in contemporary India.

Or

- (b) What do you understand by "Globalization"? Explain social transformation in India due to globalization.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Gandhism
(b) Regionalism
(c) Women empowerment
(d) Plea bargaining
(e) MGNREGA
(f) Right to Education.

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ML 1241

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – First Semester

COURSE : SOFT SKILLS – I (Common to all branches)	CODE :	COM212S01/ COM213S01/ COM214S01/ COM215S01/ COM216S01/ COM217S01 COM218S01
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Time : Three hours

Maximum : 100 marks

Answer FORTY questions.

Each question carries $2\frac{1}{2}$ marks. $(40 \times 2\frac{1}{2} = 100)$

1. What are career management skills?
2. "Life Skills are related to the head, heart and hands". Elucidate.
3. How to develop soft skills?
4. Discuss the role of soft skills for professional success.
5. "Soft skills are more important than hard skills". Justify.
6. How will "personal integrity" and "positive work ethic" help in jobs?
7. Why should we listen well?
8. What constitutes decisive skills?
9. When does communication become bi-directional?

[P.T.O.]

10. Is it possible to "not communicate"?
11. Why is it said that communication is not only words flowing from the mouth?
12. Explain self-management skills.
13. How important are networking skills?
14. Why should we organize thoughts before sharing them with others?
15. Explain effective communication.
16. List out the types of communication channels.
17. What is language register?
18. In the communication process what is transmitted?
19. Explain hierarchical communication.
20. Compare and contrast oral and written communication.
21. Bring out the flaws of verbal communication.
22. What are the four basic purposes of communication?
23. Explain intra – personal communication.
24. Discuss the role of eye contact for effective communication.
25. What do non-verbal cues indicate?
26. Can sounds convey meaning?
27. Give two tips for successful non-verbal communication.
28. Does clothing style help in assessing a person?
29. What is proxemics?
30. Explain the concept of chronemics.
31. Which countries have polychronic culture?
32. Explain haptics.
33. Define 'Oculesics'.
34. What is "Voice print"?
35. Identify barriers to listening.

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36. 'Listening is not a passive activity' -- Explain.
 37. "Good listening requires great wisdom". Give your opinion.
 38. What constitutes paraphrasing?
 39. Role of feedback in communication.
 40. "Noise has a special meaning in communication theory". Why?
 41. Explain critical thinking.
 42. What is meant by group dynamics?
 43. How has Internet facilitated virtual group dynamics?
 44. Write a note on devastating effects of organisational conflicts.
 45. What is emotional intelligence?
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ML 1240**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – Second Semester

COURSE : SOFT SKILLS - II (Common to all branches)	CODE :	COM212S02/ COM213S02/ COM214S02/ COM215S02/ COM216S02/ COM217S02/ COM218S02
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Time : Three hours

Maximum : 100 marks

Answer FORTY questions.

Each question carries $2\frac{1}{2}$ marks. $(40 \times 2\frac{1}{2} = 100)$

1. "Negotiation is intended to aim at compromise". Explain.
2. Name few classes of specialized professional negotiators.
3. Are there any rules to be followed by master negotiators?
4. How to improve one's negotiation skills?
5. Should a budget be prepared before a negotiation commences?
6. While closing negotiations in the closure phase, what steps have to be taken?
7. "Compromise is omnipresent in negotiations", why is it so?
8. Why is it said that co-operative negotiators are more effective than competitive negotiators?
9. 'Good negotiators are patient, exercising a healthy dose of self-control'. Discuss.

[P.T.O.]

10. What is 'consistency principle'?
11. "Empathy is an active response to our observation". Discuss.
12. How do people show empathy?
13. How different is empathy from sympathy?
14. How do we relate understanding and compassion with feelings of empathy?
15. Is too much empathy bad?
16. Can our emotional intelligence help us to decide when to empathise and in what situations?
17. Why do we have to stand up for ourselves?
18. What are the barriers to assertiveness?
19. Explain 'Bill of Assertive Rights'.
20. Can body language exhibit our assertive behaviour?
21. Can our voice convey our behaviour?
22. What is paralanguage?
23. How do gestures aid in projecting our assertive behaviour?
24. Explain the term 'fogging'.
25. Define aggressive behaviour.
26. How to become assertive?
27. Explain the term 'competency framework'.
28. Define presentation.
29. Why should the speaker know the needs of the audience?
30. How to structure a good presentation?
31. Explain persuasive presentations.
32. Discuss the impact of visual support in persuasive presentations.
33. What are the methods of delivery?
34. How should one train voice for effective presentation?
35. How different is group presentation from individual presentations?

36. Give some reasons for presentations going wrong.
 37. What are the basic elements of public speaking?
 38. Explain rhetoric.
 39. Which great civilizations contributed enormously to public speaking?
 40. What sort of training can be given to improve public speaking skills?
 41. Explain the term 'glossophobia'.
 42. "Good communication skills are vital for an effective public speaker". Discuss.
 43. How has advancements in communication technologies impacted on public speaking?
 44. Who were sophists?
 45. Explain the purpose of public speaking.
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10. Describe a situation when manager has to convince employees.
11. What are the ways of getting over exam stress?
12. What are the methods by which the manager should establish good communication and information flow with others?
13. In what way the manager should ensure the creation and implementation of a strategy designed to grow the business.
14. What is talent development program?
15. What are the influences of ethical behaviour?
16. What is corporate ethics policies?
17. What is market research?
18. What is a good way to get rid of stress?
19. What is handshake etiquette?
20. What protocol one should follow while meeting a professional in a meeting?
21. What are the professional etiquettes when dining?
22. What is elevator shuffle?
23. In what way one should respond to stress?
24. Why is it said that Gifts are not exchanged in business meetings?
25. 'Littering is socially unacceptable, but it should be subject to fine'.
Comment
26. Why is it considered necessary to learn new things that has important value in workplace?
27. Why do you think decision making is key in keeping projects running?
28. What are the techniques to manage time?
29. In what way the spouse's death affects the life of a person?
30. Why is it said that stress is self-generated?
31. What should one do to beat insomnia and disturbing dreams?
32. What is Caveat emptor?
33. What are the team building exercises?

34. What is organizational development?
 35. What is the role of consultant in team building?
 36. What is work specialisation?
 37. 'Nurturing yourself is necessity and not a luxury' comment
 38. What is organizational authority?
 39. What are the ways of creating accountability in the organization?
 40. What is centralization versus decentralization?
 41. What are the value conflicts?
 42. What are the fundamental issues involved in ethics of marketing?
 43. What are the duties of seller towards the customers?
 44. Give some of the workplace harassments?
 45. In what way the feedback from team members help the leader to improve the relationship of the employees?
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ML 1242

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Fourth Semester

COURSE : SOFT SKILLS – IV (Common to all branches)	CODE :	COM212S04/ COM213S04/ COM214S04/ COM215S04/ COM216S04/ COM217S04
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Time : Three hours

Maximum : 100 marks

Answer FORTY questions.

Each question carries $2\frac{1}{2}$ marks. $(40 \times 2\frac{1}{2} = 100)$

1. Define law.
2. Bring out the connection between lawyers and orators in ancient Athens.
3. Why were Roman advocates banned from charging fees?
4. "The laws of the ancient Romans was precise, detailed and technical". How did it evolve?
5. Briefly trace the growth of legal profession in Europe during middle ages.
6. What terms are used in India to refer to those practising legal profession?
7. Do the legal professionals in different countries do the same type of job?
8. Discuss the importance of advocacy skills.

[P.T.O.]

9. How to differentiate civil and criminal law?
10. What is legal advice? Who can give to whom?
11. Give two differences between common law and civil law.
12. Who regulates lawyers?
13. Highlight the importance of legal profession in sustaining democracy.
14. To whom the lawyer is answerable?
15. Why should meetings be conducted?
16. How to design agendas?
17. Discuss the need for evaluating the overall meeting.
18. What do the terms 'facilitation' and 'facilitator' imply in the context of meetings?
19. "An effective leader has good analysis skills" Explain.
20. What techniques are to be followed to keep meetings on track?
21. What purpose do 'flip charts' serve?
22. Differentiate objective and subjective conflicts.
23. How do relationship conflicts damage an organisation?
24. Why minutes of meetings have to be taken?
25. "A person's motivation is a combination of desire and energy". Elucidate.
26. Can a leader motivate the team?
27. Why should the leader set an example?
28. Define the term 'morale'.
29. What is value-based self-governance?
30. Counselling and its impact on inter-personal relationships.
31. What purpose performance appraisals serve?
32. What is meant by 'command and control leadership'?

33. Define Transactional Analysis (TA).
 34. What motivated Eric Berne to develop TA as a theory?
 35. Compare Berne's and Freud's theories.
 36. When can ego status become contaminated?
 37. Name the core models of TA.
 38. Explain crossed transactions.
 39. Explain the term 'redefining' as used in TA.
 40. What are first degree games and second degree games?
 41. Why reports are written?
 42. What is the role of animators in self help groups and community projects?
 43. Explain the difference between academic writing and report writing.
 44. Give a format outline for reports.
 45. Compare informal and formal writing.
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ML 1273

M.L./LL.M DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – First Semester

BRANCH I – BUSINESS LAW

COURSE : CORPORATE GOVERNANCE	CODE :	BUL212O01/ BUL213O01/ BUL214O01/ BUL215O01/ BUL216O01/ BUL217O01/ BUL218O01
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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 fundamental objective of Corporate governance is to enhance shareholders' value and protect the interests of other stakeholders by improving the Corporate performance and accountability" – Elucidate.

Or

- (b) Discuss the Constitutional perspectives relating to Corporate finance and governance.

2. (a) Explicate the legal requirements for a valid allotment of shares in a public company.

Or

- (b) Define the terms debenture and floating charge. Examine the characteristics of floating charge and how it may be crystallised.

[P.T.O.]

3. (a) Discuss the multi-facet role of Director in a company and elaborate the scope of this position.

Or

- (b) "The acts of mismanagement may not necessarily be of majority, but can be by any person in the day to day management of the company" – Explain the statutory remedies available for redressal in situations of oppression and mismanagement in a company.

4. (a) State the nature of limited liability partnership firm and the procedure for incorporation of the same.

Or

- (b) Explicate the concepts of compromise, arrangement and reconstruction, with reference to Limited Liability Partnerships.

5. (a) Discuss the implementation mechanism adopted by Japan and United states of America, with reference to corporate governance practices.

Or

- (b) Comparatively analyse the Corporate governance measures exercised in Germany and United Kingdom.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Trace the history of Corporate law.
- (b) Reduction of Share capital
- (c) Foss-Vs-Harbottle
- (d) Types of debentures
- (e) Assignment and transfer of partnership rights in a limited liability partnership firm.
- (f) Public and private placement.

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ML 1248

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – Second Semester

BRANCH I — BUSINESS LAW

COURSE : BANKING LAW	CODE :	BUL212O02/ BUL213O02/ BUL214O02/ BUL215O02/ BUL216O02/ BUL217O02/ BUL218O02
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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 various principles that are important for development of banking sector in India.

Or

- (b) Examine the mechanism and powers of Reserve Bank of India with reference to protection of depositors.

2. (a) Discuss the interface between legal regulation of banks by RBI and Central Government.

Or

- (b) Analyse the various provisions of Banking regulation Act relating to management of private banks in India.

[P.T.O.]

3. (a) Examine the powers of RBI with reference to regulation of monetary mechanism of the Indian economy.

Or

- (b) State the legal provisions of various legislations that govern and regulate the relationship between insured banks, Deposit Insurance Corporation and Reserve Bank of India.
4. (a) Analyse the changing dimensions of Negotiable Instruments Act in the recent years.

Or

- (b) Critically examine the recent development of debt recovery process and state their merits and demerits.
5. (a) State the legality of various types of E-banking and state the various regulatory constraints for RBI and Central Government.

Or

- (b) Discuss the recent trends of Banking in India and state the need for change and reforms in the legal regulation of Banks in India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Crypto currency
 - (b) Credit policy
 - (c) Scheduled Banks
 - (d) Bank rate
 - (e) Exchange control
 - (f) Holder in due course

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ML 1263**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.**

(Choice Based Credit System)

(For the candidates admitted from 2012 and 2018)

First Year – Second Semester

BRANCH I – BUSINESS LAW

COURSE – COMPETITION LAW	CODE :	BUL212O03/ BUL213O03/ BUL214O03/ BUL215O03/ BUL216O03/ BUL217O03/ BUL218O03
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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 MRTP Act which was enacted to contain the concentration of economic power was not the right mechanism suited to deal with issues relating to the preserving and protection of competition". Discuss with special reference to origin of Competition Act in India.

Or

- (b) Explain the evolution of Competition law in US, UK and European Union.
2. (a) "Cartels diminish social welfare, create allocative inefficiency and transfer wealth from consumers to the participants in the cartel by modifying output or prices" – Discuss.

Or

[P.T.O.]

- (b) "A combination that causes or is likely to cause an appreciable adverse effect on competition within the relevant market in India, is void" – Discuss with the help of decided cases.
3. (a) Examine the anti trust enforcement mechanism in the United States.

Or

- (b) Explain the enforcement of European Union Competition Law, with the aid of decided cases.
4. (a) Explain the salient features of the Enterprises Act 2002.

Or

- (b) Examine how far the consumer rights are protected by the Competition Law.
5. (a) Discuss the relationship between Intellectual Property rights and Competition Law.

Or

- (b) Examine the role of Competition law in the globalised era.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Relevant market.
- (b) Predatory pricing
- (c) Tie in arrangement.
- (d) Director General of Investigation.
- (e) WTO and Competition Law.
- (f) COMPAT.

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ML 1216

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Third Semester

BRANCH I – BUSINESS LAW

COURSE : REGULATORY LAWS	CODE :	BUL212O04/ BUL213O04/ BUL214O04/ BUL215O04 BUL216O04/ BUL217O04
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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 merits and demerits of various theories of regulation.

Or

- (b) Analyse the salient features of public and private theories of regulation.

2. (a) Explain the legislative framework and perspectives relating to SEBI, Act 1992.

Or

- (b) Discuss the significant features of SEBI regulation pertaining to disclosure and investment protection.

[P.T.O.]

3. (a) Discuss the various powers and functions of the Statutory authorities under the RTI Act.

Or

- (b) Explain the salient features of Right to Information Act, 2005 in referring to important judicial decisions.

4. (a) Analyse the changing dimensions of legislation relating to telecom sector in India.

Or

- (b) Discuss the various modalities involved in resolving a dispute relating to telecom sector by referring to recent amendments and cases.

5. (a) Explain the powers, function and duties of Central Electricity Authority under the Electricity Act, 2003.

Or

- (b) Discuss the salient features of the Electricity Act, 2003.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Penalties under RTI Act, 2005
- (b) Functions of PFRDA
- (c) Institutionalised theory
- (d) Insider Trading
- (e) Indian Financial Code
- (f) National Electricity Policy.

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ML 1231

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Third Semester

BRANCH I — BUSINESS LAW

COURSE : LEGAL REGULATION OF ECONOMIC ENTERPRISES	CODE :	BUL212O05/ BUL213O05/ BUL214O05/ BUL215O05/ BUL216O05/ BUL217O05/
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Discuss the importance of constitutional perspectives for analysing the legislative competences in economic enterprise regulations.

Or

- (b) Explain the role of State in governing the various Economic Enterprises in India.

2. (a) Analyse the impact of globalisation and deregulation of Economic Enterprises on domestic Industrial regulations.

Or

- (b) Discuss in detail the various provisions relating to merger and acquisition of companies in the Indian corporate regulatory framework.

[P.T.O.]

3. (a) Analyse the challenges faced by privatisation of Economic enterprises in India and state its impact on legal regulation of economic enterprises.

Or

- (b) State the powers function and duties of Insurance regulatory and Development Authority after the privatisation of Insurance sector in India.
4. (a) State the changing dimensions of financial services regulations in India and analyse the challenges after globalisation.

Or

- (b) Analyse the growth of specialised financial Institutions in India and state the various regulatory enterprises established for regulating these institutions.
5. (a) What are the various rules and regulations that need to be complied for investment made in India and Abroad?

Or

- (b) Critically examine the changing dimensions of FDI Policy in India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Competition Commission of India.
 - (b) BIFR.
 - (c) Types of Mergers.
 - (d) Investment Banking.
 - (e) MRTP.
 - (f) Industrial Intellectual Property.

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ML 1207

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year — Fourth Semester

BRANCH I — BUSINESS LAW

COURSE : INSURANCE LAW	CODE :	BUL212006/BUL213006/ BUL214006/BUL215006/ BUL216006/BUL217006
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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 history of life insurance in England and India.
Or
(b) "Insurance is a form of risk management primarily used to hedge against the risk of a contingent, uncertain loss" — Analyse the scope of insurance.
2. (a) Define the term 'Insurable interest and explain the legal presumptions pertaining to marine and fire insurances.
Or
(b) "Injure non remota causa, sed proxima spectatur" — Expound the maxim and the concept of excepted perils.
3. (a) "The goal of life insurance is to provide a measure of financial security for the family on the demise of the life insured" — Examine the various elements affecting risks in life insurance.
Or
(b) State and explain the procedure for settlement of claim under life insurance policies.

[P.T.O.]

4. (a) Expound the various types of marine insurance policies and their significant features.

Or

- (b) "Warranties are more vigorously insisted upon because the contract comes to an end if a warranty is broken, whether the warranty was material or not" — Explicate the warranties implied in marine insurance contracts.

5. (a) "Fire insurance covers a policy holder against fire loss or damage from many sources" — Define the term 'fire' as applied in fire insurance and the scope of fire insurance.

Or

- (b) Examine the pivotal features of agricultural and live stock insurances.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Indisputability clause.
(b) Application of uberrima fides principle in insurance.
(c) LIC Act, 1956.
(d) General average.
(e) Burglary insurance.
(f) Doctrine of reinstatement.

Register No.

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ML 1257**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – First Semester

BRANCH I – BUSINESS LAW

COURSE : INTERNATIONAL COMMERCIAL ARBITRATION (ELECTIVE)	CODE :	BUL212E01/ BUL213E01/ BUL214E01/ BUL215E01/ BUL216E01/ BUL217E01/ BUL218E01
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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) Can the court and arbitral tribunal grant interim measures? If so, discuss in detail the provisions.

Or

- (b) Compare three important provisions of the UNCITRAL Model law 1985 and the Arbitration and Conciliation Act 1996.

2. (a) What is the effect of non cooperation of the parties, in Arbitration? Can the arbitral tribunal issue ex parte Award?

Or

- (b) Discuss the grounds for challenge of the arbitrator and the procedure to make such challenge.

[P.T.O.]

3. (a) Whether the arbitral tribunal settles the case? What is the accepted process of settlement in Arbitration?

Or

- (b) Analyse the operation of arbitration under Singapore Arbitration regime.

4. (a) Highlight four important provisions wherein the court facilitates the arbitration process and its effect.

Or

- (b) Define Awards and discuss the various forms with illustrations.

5. (a) List out various Arbitration institutions in India and abroad. Further explain the functioning of three prominent institutions with their model clauses.

Or

- (b) Whether an award can be set aside? What are the grounds for challenging an award?

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Define court under the Arbitration and Conciliation Act.
 - (b) Explain Foreign Award
 - (c) Service of notice in Arbitration
 - (d) Draft an arbitration clause for a sales contract
 - (e) Arbitration Agreement
 - (f) Deposits and costs in Arbitration.

Register No.

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ML 1243

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Third Semester

BRANCH I – BUSINESS LAW

COURSE : LAW RELATING TO FOREIGN TRADE (Elective)	CODE :	BUL212E02/ BUL213E02/ BUL214E02/ BUL215E02/ BUL216E02/ BUL217E02/
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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 changes that have taken place in India's Foreign Trade in the post liberalisation era.

Or

- (b) "The importance of International Trade has expanded by various theories of international trade" - Discuss.

2. (a) Examine the role of WTO in curbing dumping.

Or

- (b) "The Dispute Settlement Body is a jewel in the crown of WTO" - Discuss.

[P.T.O.]

3. (a) "The object of establishing Special Economic Zone is yet to be achieved in India" - Explain this statement with examples.

Or

- (b) Discuss the powers of authorities implementing the Foreign Trade Development and Regulation Act.

4. (a) Examine the provisions relating to FDI in India.

Or

- (b) "Foreign Trade in Agricultural products need to be enhanced in India" - Examine this statement with special reference to policies promoting agricultural trade.

5. (a) Discuss the powers of customs officers in the control of smuggling activities in import and export trade.

Or

- (b) Examine the schemes for warehousing of goods in India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Export Promotion Councils.
 - (b) Borrowing and lending of money in Foreign currency.
 - (c) Service sector.
 - (d) Non tariff restrictions.
 - (e) Quarantine Regulations.
 - (f) COFEPOSA.

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Register No.

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ML 1274

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted 2012-2018)

First Year – First Semester

BRANCH II — CONSTITUTIONAL LAW AND HUMAN RIGHTS

COURSE : CENTRE – STATE RELATIONS IN INDIA	CODE :	CHR212O01/ CHR213O01/ CHR214O01/ CHR215O01/ CHR216O01/ CHR217O01/ CHR218O01/
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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) 'Indian constitution is said to be federal in form and unitary in spirit' - Elucidate.

Or

- (b) Analyse the distinctive features of Indian federalism with reference to the Constitutions of USA, Australia and Canada.

2. (a) "The framework of distribution of legislative power has a strong tilt towards the Union" - Explain.

Or

- (b) Analyse the articles in the Indian Constitution that deal with the repugnancy between the Central and State Laws.

[P.T.O.]

3. (a) Write about the scope of Central – State Administrative coordination in the provisions relating to administrative relations between the Union and the States.

Or

- (b) Explain the impact of emergency and the role of executives in Centre – State relations.

4. (a) 'GST has the potential to revamp the indirect tax system in India' - Discuss.

Or

- (b) "The Finance Commission avoids the stresses and strains between the Union and state governments" - Analyse.

5. (a) Discuss the general limitations on the taxing powers of the Union and the States under the Indian constitution.

Or

- (b) Inter state river water disputes are the most contiguous issues in the Indian federalism.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Doctrine of pith and substance.
- (b) Globalisation and centre state relations.
- (c) Co-operative federalism.
- (d) Commissions and reports on centre-state relations.
- (e) Borrowing power.
- (f) Territorial nexus.

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Register No.

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ML 1249

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – Second Semester

BRANCH II — CONSTITUTIONAL LAW AND HUMAN RIGHTS

COURSE : COMPARATIVE CONSTITUTIONAL LAW	CODE :	CHR212O02/ CHR213O02/ CHR214O02/ CHR215O02/ CHR216O02/ CHR217O02/ CHR218O02
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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) "A federal state derives its existence from the Constitution, just as a corporation derives its existence from the grant (or) state by which it is created" – Analyse it with reference to Indian and U.S. Constitutions.

Or

- (b) Critically analyse the impact of globalization on centre – state relations in India.

2. (a) "The President of the U.S. wields the largest amount of authority ever wielded by anyone in a democracy" – Comment.

Or

- (b) Examine the supremacy of law of the land by pointing out the legislative competence during repugnancy under the Indian and U.S. Constitutions.

[P.T.O.]

3. (a) Explain the co-ordination and co-operation in exercising control the Central Government over state administrative functions India and U.S.A.

Or

- (b) Critically examine federal control over state legislation in India USA and Germany.

4. (a) Critically examine the power of judicial review both under India and U.S. Constitutions.

Or

- (b) Discuss the role of federal judiciary as a protector of the federation in USA with the help of relevant case law.

5. (a) Critically analyse the impact of internal emergency upon federal powers in the U.S. Constitution.

Or

- (b) Extra-ordinary powers may be needed to meet extra-ordinary situations when working of two separate entities, might lead to chaos (or) breakdown of the entire structure – Comment.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Constitutionalism
- (b) Guardian of the rights
- (c) Need for federal control over states
- (d) Residuary power
- (e) Doctrine of implied powers
- (f) War power in Germany.

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Register No.

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ML 1264

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – Second Semester

BRANCH II — CONSTITUTIONAL LAW AND HUMAN RIGHTS

COURSE : MEDIA AND THE LAW	CODE :	CHR212O03/ CHR213O03/ CHR214O03/ CHR215O03/ CHR216O03/ CHR217O03/ CHR218O03/
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All the questions carry equal marks.

1. (a) Explain the concept of Government control over electronic media. Do you think that the idea of government control over electronic media is against the concept of freedom of media.

Or

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

2. (a) Critically evaluate the grounds of limitation on freedom of speech in present day scenario.

Or

- (b) "Amended Article 19(2) enlarges the sweep of legislative abridgement of the fundamental rights of the freedom of speech and expression too widely". Comment.

3. (a) "Communication is at the heart of e-commerce and community Comment.

Or

- (b) Discuss the social, political and moral problems, relating to child pornography.

4. (a) Critically examine the misuse of freedom of press by yellow newspaper.

Or

- (b) Discuss the uses and utilization of electronic media in education and research.

5. (a) Discuss the impact of misleading advertisements and Rights of consumers in India.

Or

- (b) Examine whether advertisements should be part of freedom of speech or freedom of business.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) K.A. Abbas v. Union of India
- (b) Air waves and Government control
- (c) Hicklin's Test.
- (d) Chanda Committee report
- (e) Service conditions of working journalist
- (f) Accountability v. Independence.

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Register No.

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ML 1217

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted during 2012 to 2017)

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/ CHR216O04/ CHR217O04
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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) Is subjective satisfaction of the President of India to issue proclamation of emergency order a justiciable or political issue? Substantiate your answer with relevant case law and Amendments.

Or

- (b) Define Martial law. Critically examine the provisions of Martial law under the Indian Constitution.
2. (a) Explain the Appointment and constitution of Advisory Board under the Indian Constitution. What are the changes brought by 44th Amendment Act, 1978 in this regard.

Or

- (b) "Emergency of 1975 was a pre-planned measure taken to ensure complete denial of habeas corpus writ privilege" – Discuss with relevant case law.

3. (a) Critically examine the scope of COFEPOSA Act, 1974 in curbing white collar crimes.

Or

- (b) Examine the response of National Human Rights Commission to the draconian law, TADA.

4. (a) "Use of Preventive detention is to contain public disorder. Explain 'public order' as a tool to ensure security of the nation.

Or

- (b) Explain the status of civil liberties during the proclamation of emergency.

5. (a) Critically analyse the judicial review of Article 359 of the Indian Constitution.

Or

- (b) Examine the importance of 44th Constitutional Amendment in relation to emergency order in India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Makkan Singh v. State of Punjab AIR 1964SC381.
 - (b) President power under Article 358
 - (c) Security of the state
 - (d) Significance of 59th Constitutional Amendment Act.
 - (e) Constitutional validity of NSA Case.
 - (f) Emergency detention in England.

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Register No.

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ML 1232

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Third Semester.

BRANCH II — CONSTITUTIONAL LAW AND HUMAN RIGHTS

COURSE : ELECTION LAWS	CODE :	CHR212O05/ CHR213O05/ CHR214O05/ CHR215O05/ CHR216O05/ CHR217O05
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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) "India's democratic institutions can appear opaque and labyrinthine to outsiders, but the constitutional process that allows people to select their next government is actually rather simple" - Analyse this statement by examining the system of election in India.

Or

- (b) Elections to the Parliament and the State legislatures make a fundamental contribution to democratic governance under the provisions of the Constitution and the Electoral Laws in India - Discuss.

[P.T.O.]

2. (a) Election Commission of India had played a stellar role in Ensuring free and fair elections in India - Analyse the role of Election Commission of India in ensuring rule of law, inclusiveness and accountability of the election process.

Or

- (b) Examine the power and functions of the Election Commission of India for the conduct of elections to the Parliament and State Legislative Assemblies.

3. (a) The Returning Officer plays a very important and critical role in the conduct of elections to the Parliament and the State legislatures in India as per the Representation of People Act. Comment.

Or

- (b) Critically analyse the constitutional scheme of disqualifications of Members of Parliament and Legislative Assemblies under the Anti-Defection Law with reference to X Schedule of the Indian Constitution.

4. (a) Discuss the power of High Courts in relation to adjudication of election disputes relating to the State Legislative assemblies and Local bodies.

Or

- (b) Critically analyse the formation of political parties in the light of dominance of regional parties in a multiparty system in India.

5. (a) Critically examine the grounds to challenge the Presidential election in India.

Or

- (b) Elucidate the electoral process of grass roots democracy in Tamil Nadu under the Tamil Nadu Panchayat Raj Act and the Tamil Nadu Municipalities Act.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Delimitation of Constituencies.
 - (b) Single transferable vote.
 - (c) Criminalization of politics.
 - (d) Adult suffrage.
 - (e) SVEEP.
 - (f) Recriminatory petition.
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Register No.

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ML 1208

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Fourth Semester

BRANCH II — CONSTITUTIONAL LAW AND HUMAN RIGHTS

COURSE : SERVICE LAW	CODE :	CHR212O06/ CHR213O06 CHR214O06/ CHR215O06/ CHR216O06/ CHR217O06
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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 equality guaranteed under Articles 14 and 16 (1) does not aim at absolute equality of treatment to all persons in utter disregard of every conceivable circumstances and differences such as age, sex, education and so on and so forth as may be found amongst people in general"— Critically examine the above statement in the light of special provisions under the Indian Constitution for the reservation of posts.

Or

- (b) Evaluate the doctrine of opportunity of being heard and its exception.
2. (a) "The amplitude of the definition of the word 'State' under Article 12 thus includes services not only under the government of the Union and the government of the States but also under the local authorities or other authorities as broadly constructed by Courts— Discuss.

Or

- (b) Examine the role of Union Public Service Commission in matters connected with recruitment.

[P.T.O.]

3. (a) Analyse comparatively the recruitment and conditions of service respect of private sector, State Government employees and Central Government Employees.

Or

- (b) Write a note on the Constitutional remedies available to a civil servant.

4. (a) Examine the appointments, service conditions and promotions subordinate judicial officers.

Or

- (b) Elaborate the special provisions of the India Constitution in the matter of appointment of officers and servants of the Supreme Court and the High Courts.

5. (a) Discuss the scope, jurisdiction and procedure of administrative tribunals over service matters.

Or

- (b) What is disciplinary action? State the circumstances in which disciplinary action can be taken against civil servants.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Equal pay for Equal work
- (b) Doctrine of Legitimate Expectation
- (c) Reduction of Rank
- (d) Dearness allowances and bonus
- (e) Provident Fund
- (f) All India services.

Register No.

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ML 1258

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – First Semester

BRANCH II – CONSTITUTIONAL LAW AND HUMAN RIGHTS

COURSE : CONSTITUTIONAL PROTECTION OF HUMAN RIGHTS – ELECTIVE	CODE :	CHR212E01/
		CHR213E01/
		CHR214E01/
		CHR215E01/
		CHR216E01/
		CHR217E01/
		CHR218E01

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 concept and meaning of human rights and state its development in India.

Or

- (b) Examine the classification (or) categorization of human rights on different bases.

2. (a) The Directive Principles of State Policy in the Indian Constitution speaks elaborately on human rights – Explain.

Or

- (b) Explain the concept of "State" under Art. 12 of the Indian Constitution and its application for the enforcement of human rights.

[P.T.O.]

3. (a) Judicial accountability is essential to ensure fairness administration of justice – Discuss with relevant case laws.

Or

- (b) “Right to know and the right to maintain confidentiality need to be balanced at all times” – Explain with decided cases.

4. (a) “Right to live in pollution free environment is a fundamental right” – Elucidate.

Or

- (b) Discuss the Constitutional rights of the person arrested under Preventive Detention Law.

5. (a) Examine the role of State Human Rights Commission to promote and protect human rights.

Or

- (b) Discuss the rights of minorities and protection of child rights in India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Social Contract Theory of Rights.
- (b) Preamble.
- (c) Right to Human dignity.
- (d) Right to Health.
- (e) NHRC.
- (f) Constituent Assembly.

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Register No.

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ML 1282

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

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/
		CHR217E02/
		CHR218E02

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 background, evolution and development of Right to Information in India.

Or

- (b) Examine in detail the freedom of information that is prevalent in the UK, USA and South Africa.

2. (a) The main objective of the Right to Information Act is to promote transparency, responsiveness and accountability to citizens. Has the Right to Information Act been able to achieve this objective?

Or

- (b) Discuss the salient features of Official Secrets Act and the Public Records Act.

[P.T.O.]

3. (a) Elaborate the role and effectiveness of the Right to Information in controlling and eradicating corruption in India.

Or

- (b) "The Right to Information Act is not the repository of the right to information, its repository is the constitutional guarantee enshrined in Article. 19(1)(a) of the Indian Constitution" – Analyse.
4. (a) State is bound to give certain information to the individual who in some specific situation it may not be bound to do so like giving information by an individual to the State. – Examine the relationship between an individual and the State on Right to Information.

Or

- (b) What is Administrative Mechanism under the RTI Act? Discuss the main functions of the Public Information officers.
5. (a) State the powers and functions of the Central and State Information Commissions under the Right to Information Act 2005.

Or

- (b) Discuss the role of the Supreme Court of India in interpreting the Right to Information with decided cases.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- Doctrine of Severability
 - Judiciary as a public authority
 - Whistleblowers
 - Access to information as a human right
 - Balance the 'Right to Privacy' and 'Right to Information'
 - Relationship between Judiciary and Commissions.

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Register No. .

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ML 1275

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year — First Semester

BRANCH III — INTELLECTUAL PROPERTY LAW

COURSE : GENERAL PRINCIPLES
OF INTELLECTUAL
PROPERTY

CODE :

IPL212001/IPL213001/
IPL214001/IPL215001/
IPL216001/IPL217001/
IPL218001

Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) "Intellectual property is a result of the intellectual labour of human being" — Explain.

Or

- (b) Intellectual property Laws are territorial in nature but intellectual property rights are universal" — Trace out the reasons.

2. (a) Justify intellectual property protection in terms of utilitarian theory.

Or

- (b) "Without commercialization intellectual property has no value at all" — Discuss.

[P.T.O.]

3. (a) "TRIPS Agreement is an "eye-opener" to all the dev countries for promoting effective intellectual property pro — Describe.

Or

- (b) Enumerate the guiding principles of Berne Convention.
4. (a) Explain the significant role of research and developm economic development of a country.

Or

- (b) Discuss how does intellectual property disseminate knowledg the society.
5. (a) "Patent on life forms is a controversial subject — matter in Ind Find out the reasons.

Or

- (b) "Intellectual property protection and environmental prote should go hand in hand" — Explain.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Patent Cooperation Treaty.
- (b) Lisbon Agreement on Appellation of origin.
- (c) Anton Piller order.
- (d) Inherent distinctiveness.
- (e) Doctrine of creativity.
- (f) Domain name.

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Register No.

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ML 1250

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – Second Semester

BRANCH III – INTELLECTUAL PROPERTY LAW

COURSE : COPYRIGHT LAW	CODE :	IPL212O02/ IPL213O02/ IPL214O02/ IPL215O02/ IPL216O02/ IPL217O02/ IPL218O02/
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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) "Facts" are not copyrightable but compilations of facts are copyrightable" Examine the statement in relation to compilation work. Is there any copyright that subsist in the compilation of judgements?

Or

- (b) "Copyright is a balancing mechanism between public interest and private interest" – Explain.

2. (a) If a performer consents to the incorporation of his performance in a cinematograph film, discuss whether he loses his right in respect of his performance. Explain the performer's right under the Copyright Act 1957, in the light of the amendments to the Act in 2012.

Or

- (b) With the help of cases, examine the doctrine of "contract of service" and "contract for service" as understood with respect to the copyright work.

[P.T.O.]

3. (a) Discuss the economic rights of an author in a literary, musical and dramatic work. Critically examine 'John Willey' case in relation to right to issue copies. How it is different from the issues of copies already in circulation?

Or

- (b) Discuss the various subject matters in which copyright subsist.
4. (a) Define computer programme. Critically examine the provisions of the law dealing with "Permissible use of computer programme".

Or

- (b) Discuss the special rights that are conferred upon the author of the copyrighted work.
5. (a) Discuss the civil remedy available in case of infringement of copyright.

Or

- (b) Explain the salient features of WIPO Copyright treaty 1996 and state its relevance in protecting online copyright piracy.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following:

- (a) Doctrine of Merger
- (b) A and M Record Co. V. Napster
- (c) Sony Computer Entertainment, Inc. V. Connectix Corp.
- (d) Statutory licence
- (e) Joint authorship
- (f) Kelly Vs. Arriba

Register No.

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ML 1265

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – Second Semester

BRANCH III — Intellectual Property Law

COURSE : PATENT LAW

CODE :

IPL212O03/ IPL213O03/ IPL214O03/ IPL215O03/ IPL216O03/ IPL217O03/ IPL218O03

Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) "TRIPS Agreement is an eye-opener to the developing countries in promoting patent system". – Explain.

Or

- (b) "Patent is a balancing mechanism between private interest on the one hand and the public interest on the other". – Discuss.

2. (a) Explain the new dimension of invention pertaining to biotechnology industries.

Or

- (b) Discuss the concept of "Anticipation" with the help of judicial interpretations.

[P.T.O.]

3. (a) "Complete disclosure is mandatory in case of patent prosecution. Discuss this statement by referring to relevant legal provisions."

Or

- (b) Explain the application of the rule laid down in *Graham v. Deere* upon *Novartis's A.G. v. Union of India*.

4. (a) "The main function of the court is to construe the claims which are alleged to have been infringed without reference to the broad specification, only if there is any ambiguity or difficulty in the construction of the claim in question." – Elucidate.

Or

- (b) Explain the defences available in case of infringement of patent.

5. (a) Enumerate the rights given to the farmers in accordance with the Protection of Plant Varieties and Farmers' Rights Act, 2001.

Or

- (b) Discuss the registration procedures of 'new variety' under the Protection of Plant Varieties and Farmers' Rights Act 2001.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Business Method Patent.
- (b) True and First Inventor
- (c) Patents of addition
- (d) Doctrine of Equivalence.
- (e) Parallel Import
- (f) Doha Declaration on Access of Life Saving Drugs.

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Register No.

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ML 1218

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Third Semester

BRANCH III – INTELLECTUAL PROPERTY LAW

COURSE : LAW RELATING TO INDUSTRIAL DESIGNS	CODE :	IPL212004/ IPL213004/ IPL214004/ IPL215004/ IPL216004/ IPL217004
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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 evolution of Industrial Design law in India. Compare it with US and UK laws.

Or

- (b) Enumerate the concept of Novelty and Originality of designs.

2. (a) Briefly explain the procedure for Registration of Industrial Designs.

Or

- (b) Discuss the effect of Registration and the circumstances under which it shall be cancelled.

[P.T.O.]

3. (a) Enumerate the rights granted to the Design holder.

Or

(b) Discuss the various remedies available to the design holder against piracy.

4. (a) Describe the terms of copyright in Design with regard to US, and EU treatment.

Or

(b) Enumerate various tests applied to determine infringement.

5. (a) Why the semi conductor Integrated circuit layout Design needs separate law for its protection?

Or

(b) Discuss the safeguards provided by the legislature in avoiding the overlap between copyright and Designs in case of artistic work.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

(a) Must Match and Must Fit Exclusion

(b) Define Mask Work

(c) Fraudulent and obvious imitation

(d) Copyright in Design

(e) Functional Design

(f) Objective of Hague Convention

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Register No.

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der against ML 1233

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Third Semester

BRANCH III — INTELLECTUAL PROPERTY LAW

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COURSE : INTELLECTUAL PROPERTY LAW AND INTERNATIONAL PERSPECTIVES	CODE :	IPL212O05/ IPL213O05/ IPL214O05/ IPL215O05/ IPL216O05/ IPL217O05
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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 principle of National Treatment under the Berne Convention, Paris convention and the TRIPs Agreement.

Or

- (b) Critically examine the justifications for using different standards for recognizing various categories of intellectual property.

2. (a) Critically examine the decision of the US Supreme court in Mayo Collaborative services V. Prometheus Laboratories Inc. and discuss its impact on determining patentable subject matter relating to bio-technological invention.

Or

- (b) Discuss the impact of TRIPs on drugs and pharmaceutical industry and access to essential medicines in India.

[P.T.O.]

- 3. (a) Critically examine the issues involved in the graphical representations of non-conventional mark in EU Trademark Directive.

Or

- (b) Examine the protection of geographical indication and appellations of origin in the International framework.

- 4. (a) Explain the implication of WCT and WPPT on Indian copyright law.

Or

- (b) Write a note on European Union Directive on Database.

- 5. (a) Discuss the interface between intellectual property and competition policy in accordance with the objective of WTO.

Or

- (b) Critically evaluate the dispute settlement mechanism under WTO.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Telle quelle principles.
- (b) Doctrine of Exhaustion
- (c) Madrid agreement and Madrid protocol
- (d) Safe Harbour clause
- (e) Benson – Flook – Diehr United States trilogy case on software patent.
- (f) Association for Molecular Pathology v. Myriad Genetics Inc.

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Register No.

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ML 1209

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Fourth Semester

BRANCH III – INTELLECTUAL PROPERTY LAW

COURSE : TRADE MARK LAW AND GEOGRAPHICAL INDICATIONS	CODE ::	IPL212006/ IPL213006/ IPL214006/ IPL215006/ IPL216006/ IPL217006
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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 Trade Mark. What are the requirements for a trade mark to become “distinctive”?

Or

- (b) “Madrid protocol is an improvement over Madrid Agreement for registration of trademark” - Discuss.

2. (a) Explain the absolute ground for refusal of registration of trade mark.

Or

- (b) Define deceptively similar mark. What are the test laid down by Court in Amritdhara Pharmacy v. Satya Deo Gupta to determine if a mark is “like to deceive or cause confusion”?

[P.T.O.]

3. (a) Define Well-Known mark. Discuss the factors laid down in Trade Mark Act to determine whether a trademark is a well known mark?

Or

- (b) Discuss the conditions and restrictions imposed on assignment and transmission of trade mark where multiple exclusive rights would be created.
4. (a) Is "comparative advertising" permissible under the Indian law? Discuss the scope of Sec 30 (1) of the Trade Mark Act 1999.

Or

- (b) "A trade mark dilution action is usually available where there is a likelihood of confusion and in the absence of competition" - Discuss.
5. (a) Briefly examine the conditions to be satisfied for the registration of a geographical indication under the Indian law. Do you think that the conditions to be satisfied by a registered user of Geographical Indication ensure adequate protection to Geographical Indication from being misused?

Or

- (b) Analyse the special protection available to wine and spirit under TRIPS agreement.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- Honest concurrent user.
 - Certification mark.
 - S.M. Dyechem Ltd v. Cadbury (India) Ltd.
 - Define Appellation of origin.
 - Discuss Part A and Part B of the Geographical Indication register.
 - Counterfeit trade mark.

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Register No.

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ML 1244

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

(2013 batch onwards — Second Year — Third Semester)

(2012 batch — First Year — Second Semester)

BRANCH III — INTELLECTUAL PROPERTY LAW

COURSE : INTELLECTUAL PROPERTY RIGHTS AND HUMAN RIGHTS (Elective)	CODE :	IPL212E01/IPL213E01/ IPL214E01/IPL215E01/ IPL216E01/IPL217E01/ IPL218E01
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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 relationship between Human Rights and IPR.

Or

(b) Analyse the constitutional aspects of property rights in India and United States.

2. (a) Analyse the scope of IPR under the UDHR and ICCPR.

Or

(b) Critically analyse the Doha Declaration of TRIPS Agreement on Public Health.

3. (a) Discuss the provisions of the Protection of plant variety Farmers Rights Act protecting Intellectual Property Rights.

Or

- (b) Discuss the various cultural rights as proclaimed by WIPO.

4. (a) "Right to Education is fundamental for the growth of Intellectual Property Regime" — Analyse.

Or

- (b) Discuss with case laws the relationship between Copyright Freedom of Expression.

5. (a) Give a brief account of environmental issues in relation to IPR.

Or

- (b) Examine the relation of Traditional knowledge and Human Rights.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Reward theory.
- (b) Access to life saving medicines as human rights.
- (c) Terminator technology.
- (d) WIPO.
- (e) Benefit sharing.
- (f) GM foods and Human Health.

Register No.

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ML 1227

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Fourth Semester

BRANCH III – INTELLECTUAL PROPERTY LAW

COURSE : INFORMATION TECHNOLOGY AND INTELLECTUAL PROPERTY RIGHTS (Elective)	COURSE CODE :	IPL212E02/ IPL213E02/ IPL214E02/ IPL215E02/ IPL216E02/ IPL217E02
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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 primary problem of software is its pluralistic nature, which is simultaneously literary and functional. Accordingly drawing the line between literary part of the program and the mechanical ones are extremely challenging". Discuss.

Or

- (b) Discuss in general whether the creativeness and development in Information Technology can fit into the traditional elements of patent, copyrights and trademark.

2. (a) Explain how anti circumvention laws are effective in protection of the copyright of a owner in a computer programme.

Or

- (b) Discuss the Idea – Expression dichotomy in computer programme.

[P.T.O.]

3. (a) Examine the guidelines available for Computer Related inventions in India.

Or

(b) Discuss the development of patenting of business method and discuss why it is expressly stated under the Indian Patent Act business method cannot be patented.

4. (a) Discuss the two step test laid down in Freeman – Walter Abele

Or

(b) Define cloud computing. Discuss the copyright issues in cloud computing.

5. (a) Examine the functioning of ICANN in solving complications regarding domain names.

Or

(b) Discuss how pop-up-advertisement and keyword advertisement become a commercial activity and leading to infringement of copyright and trademarks.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Technological Protective Measure
- (b) Metatagging
- (c) Decompilation
- (d) Cyber Squatting
- (e) Safe Harbour Clause
- (f) Sony Computer Entertainment, Inc. Vs. Connectix Corp.

Register No.

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ML 1276

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – First Semester

BRANCH IV – INTERNATIONAL LAW AND ORGANISATION

COURSE : PUBLIC INTERNATIONAL LAW	CODE :	ILO212O01/
		ILO213O01/
		ILO214O01/
		ILO215O01/
		ILO216O01/
		ILO217O01/
		ILO218O01/

Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer All the questions.

All questions carry equal marks.

1. (a) "Naturalism and positivism constitute the basis of obligation under international law" – Discuss.

Or

- (b) Nuremberg Trial paved the way for the development of individual as a subject of International Criminal law" – Explain.

2. (a) Elaborately discuss how far the general principles of International law plays an effective role in settling of disputes among the states.

Or

- (b) "Today the concept of self determination is evolved from moral to legal" – Analyse with recent cases.

[P.T.O.]

- 71
3. (a) "State jurisdiction in International law is complex and cumbersome but evolved through theoretical perspectives" – Explain.

Or

- (b) "Extradition in International law has reached its zenith after crimes increased" – Discuss the latest legal developments related to Extradition with special reference to India.
4. (a) "The law of sea has undergone profound changes after the pronouncement of North sea continental shelf case" – Explain the statement with all decided case laws.

Or

- (b) "General Assembly resolutions called as soft law has contributed and influence the evolution of International law" – Analyse.
5. (a) Define treaty and discuss the law relating to reservation of treaties.

Or

- (b) Discuss the various jurisdictions of International Court of Justice by referring to decided cases.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) International Bill of Rights
 - (b) R Vs keyn
 - (c) Principle of Non-refoulement
 - (d) Prohibition of torture as Jus cogens
 - (e) Objective Territorial principle
 - (f) Chapter VII of UN Charter.

Register No.

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ML 1251

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – Second Semester

BRANCH IV — INTERNATIONAL LAW AND ORGANISATION

COURSE : LAW OF THE SEA	CODE :	ILO212002/ ILO213002/ ILO214002/ ILO215002/ ILO216002/ ILO217002/ ILO218002
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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 history of law of sea is perceived by a central theme of competition between exercise of governmental authority and the idea of the freedom of the seas" – Explain the statement.

Or

- (b) Discuss about the formal and material sources of International Law of the sea.

2. (a) Bring out a detailed review about the codification of Law of the sea.

Or

- (b) "A primary task of the law of the sea is to determine the spatial extent of the coastal state jurisdiction over the oceans" – Discuss about the rules governing baselines and related issues.

[P.T.O.]

3. (a) Examine the coastal state's jurisdiction over foreign vessels in internal waters?

Or

(b) Explain the legal framework concerning international straits and discuss the rights and obligations of coastal states bordering straits.

4. (a) Define Archipelagic waters and the rights and obligations of an archipelagic state.

Or

(b) "Sea is Res communis" - Discuss how far the statement is true regarding Landlocked states.

5. (a) "The enunciation of the concept of Exclusive Economic Zone is perhaps the most important single contribution of UNCLOS III" - make an analysis of the statement.

Or

(b) "Peaceful settlement of international disputes occupies an important place in International law and law of the sea is no exception" - Discuss about the establishment of ITLOS and its role.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Hugo Grotius
- (b) Innocent passage
- (c) North sea continental shelf case
- (d) Contiguous Zone
- (e) Piracy jure Gentium
- (f) International Sea bed Authority.

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Register No.

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ML 1266

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – Second Semester

BRANCH IV — INTERNATIONAL LAW AND ORGANISATION

COURSE : INTERNATIONAL HUMANITARIAN AND REFUGEE LAW	CODE :	ILO212003/ ILO213003/ ILO214003/ ILO215003/ ILO216003/ ILO217003/ ILO218003
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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) Who is a Refugee? Explain the role of International Refugee Organization. Examine the nature and scope of Law of Refugee.

Or

- (b) How far the Convention relating to status of refugees, 1951 is successful in bringing about rights to the refugees?

2. (a) Elaborate the new guidelines given by the UNHCR for Asylum seekers.

Or

- (b) Trace the significance of the Model Law on Refugees drafted by the African Asian Legal Consultative Organisation.

3. (a) Discuss the intervention of UNHCR in protecting the Internally Displaced People.

Or

- (b) Examine the Model National Law on Refugees in South Asia.
4. (a) Do you think that the laws relating to refugees in India would benefit for the Refugees coming to India or will it act as a road block to the future generation?

Or

- (b) Analyze the role of the Supreme Court of India in harmonizing the UN Convention on status of Refugees, 1951 in the national law.
5. (a) Critically analyse the relevance of the "Principle of Humanity" in the context of Additional Protocol I to the Geneva Conventions.

Or

- (b) Distinguish Internal and International Armed Conflict. Explain the significance of Additional Protocol II to the Geneva Conventions.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following:
- (a) Martens Clause.
 - (b) Durable solution.
 - (c) Customary Rules of IHL drafted by the ICRC.
 - (d) Jus ad bellum and jus in bello.
 - (e) Right to self-determination.
 - (f) Dissemination of International Humanitarian Law.

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Register No.

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ML 1219

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Third Semester

BRANCH IV — INTERNATIONAL LAW AND ORGANISATION

COURSE : LAW AND DIPLOMACY	CODE :	ILO212004/ ILO213004/ ILO214004/ ILO215004/ ILO216004/ ILO217004
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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 salience of diplomatic intercourse as a value based institution can be traced from the ideals established in the scriptures" – Explain.

Or

- (b) Define Peace. Examine the notion of maintenance of international peace and security under the charter law.

2. (a) "The principles of peaceful settlement of international disputes has indeed attained the jus cogens status" – Examine.

Or

- (b) "The judicial deliberations involved in the Jeheran Hostage case, in essence exposed the merits as well as the limits of the Vienne convention on diplomatic relations" – Elucidate.

[P.T.O.]

3. (a) "The United Nations Alliance of civilisation project has nullified the western thought of clash of civilisation, vitally it has incorporated the spirit of multi-culturalism" - Analyse.

Or

(b) "The ICJ's case law on the right to consular Assistance though adopts and 'avoidance of irreparable harm' notion, it suffers from jurisprudential clarity, the Jadhar case being the latest" - Comment.

4. (a) "Parliamentary Diplomacy represents a popular form of the United Nations Diplomacy" - Elaborate.

Or

(b) Trace the legal implications of shuttle diplomacy in light of the Sri Lankan Eelam conflict.

5. (a) "The failure to address the requirements of the victims of the orphaned conflicts in Africa is itself constitutes a gross violation of human rights and more so, defeat for the existing international legal order" - Discuss.

Or

(b) "The on-going nuclear race and allied tensions between North Korea and United States of America reflects the concepts of strategic alliance as well as hegemonism in international relations" - Evaluate.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Kautilya's conception of silent war
- (b) Sports diplomacy
- (c) Refugee crisis and Conflict management
- (d) Jus legationis
- (e) UN Secretary General and Good office
- (f) Indo-China relations.

Register No.

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ML 1234

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Third Semester

BRANCH IV — INTERNATIONAL LAW AND ORGANISATION

COURSE : AIR AND SPACE LAW	CODE :	ILO212005/
		ILO213005/
		ILO214005/
		ILO215005/
		ILO216005/
		ILO217005

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 evolution of the Air law with the support of International conventions.

Or

- (b) Discuss the composition and functions of ICAO in balancing the International civil aviation industry.

2. (a) The safety and security of the aircraft is paramount in the civil aviation industry – Comment.

Or

- (b) Bring out the role played by the ICJ in settling the civil aviation disputes between the States with decided case laws.

[P.T.O.]

3. (a) Discuss the Third party liability for surface damage under aviation with appropriate Conventions.

Or

- (b) Critically analyze the changing global trends in Civil Aviation to LPG.

4. (a) The emerging space laws are significant in protecting the mis the space regime – Analyse.

Or

- (b) Discuss the Space under 'Common Heritage of Mankind'.

5. (a) Analyse the contributions of space technology in developme the Society.

Or

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

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Space Diplomacy
- (b) IATA
- (c) ISRO
- (d) The Moon Treaty
- (e) Aviation Terrorism
- (f) Space Debris.

Register No.

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ML 1210

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Fourth Semester

BRANCH IV – INTERNATIONAL LAW AND ORGANISATION

COURSE : PEACEFUL SETTLEMENT OF THE INTERNATIONAL DISPUTES	CODE :	ILO212006/ ILO213006/ ILO214006/ ILO215006/ ILO216006/ ILO217006
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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 Justice. Explain the concepts of 'Judicial Conscience', 'Judicial function' and 'Judicial power' in the context of International Justice Delivery system.

Or

- (b) Trace the evolution of the principle of peaceful settlement of International Disputes.
2. (a) Discuss the role of the UN Secretary General in resolving International disputes.

Or

- (b) Explain the composition and functions of the Permanent Court of Arbitration.

[P.T.O.]

3. (a) Analyse the merits and demerits of Negotiation in light of Dispute settlement clause.

Or

- (b) "The Manila Declaration represents the higher threshold field of peaceful settlement" – Comment.

4. (a) Examine the relevance of the International Court of Justice in achieving the objective of International public order.

Or

- (b) "The proliferation of nuclear weapons poses grave challenge to the maintenance of international peace and security" – Elaborate.

5. (a) "The continuous spill over armed conflicts in the African continent indeed warrants immediate resolution and reconciliation towards human peace and security" – Analyse.

Or

- (b) Critically examine the works of the International Criminal Tribunals.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Juristic works on settlement of Disputes
 - (b) Concept of Self Determination
 - (c) Regionalism and Protection of Human Rights
 - (d) Syrian dispute and human suffering
 - (e) Commission of Inquiry
 - (f) Special Courts.

Register No.

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ML 1259

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – First Semester

BRANCH IV — INTERNATIONAL LAW AND ORGANISATION

COURSE : INTERNATIONAL CRIMINAL COURT (Elective)	CODE :	ILO212E01/ ILO213E01/ ILO214E01/ ILO215E01/ ILO216E01/ ILO217E01/ ILO218E01
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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 notions of deterrence, ending impunity, national reconciliation and establishment of international peace and security; constitute the core aspirations of the international Criminal justice System" – Examine.

Or

- (b) Define war crimes. Illustrate with the help of leading international case laws.

2. (a) Explain in detail the concept of 'dolus specialis' in the crime of Genocide in the context of international decisions.

Or

- (b) Critically examine the relevancy of the Principle of Universal Jurisdiction in International Criminal Law.

[P.T.O.]

3. (a) Critically analyse the state of law as to hierarchy of international crimes, vis-a-vis the jurisprudence of the International Ad-hoc Criminal Tribunals.

Or

- (b) Trace the contribution of the International Criminal Tribunal for Rwanda in the context of progressive development of International Criminal Law.
4. (a) "The ICC is continuously criticised for its concentration on the crimes committed in Africa and blind fold approach towards crimes perpetrated in Europe and other advanced regions" – Discuss.

Or

- (b) Explain in detail the elements of the crime of Extermination.
5. (a) Examine the impact of the Foreign Policy of the United States of America in the functioning of the International Criminal Court.

Or

- (b) Discuss the various efforts taken by the United Nations for the Protection of the basic rights of the victims of International Crimes.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Adolf Eichman Trial
- (b) Contribution of Prof. Mahmoud Cherif Bassiouni
- (c) Principle of strict legality
- (d) Ethnic Cleansing
- (e) State Responsibility for International crimes
- (f) Office of the Prosecutor in ICC.

Register No.

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ML 1245

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Third Semester

BRANCH IV — INTERNATIONAL LAW AND ORGANISATION

COURSE : COMPARATIVE LAW (Elective)	CODE :	ILO212E02/ ILO213E02/ ILO214E02/ ILO215E02/ ILO216E02/ ILO217E02
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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) "Comparative law remains a method or is it part of the field of knowledge in Law". Comment.

Or

- (b) "The influence of theological studies and philosophy to a greater extent facilitates the movement towards One law for One world"—
Comment.

2. (a) Trace the relevance of sociological approaches in the context of evolution of laws.

Or

- (b) Explain the methods involved in teaching Comparative Law.

[P.T.O.]

3. (a) "The ideas of freedom, equality and social justice represent the values available in the comparative constitutional legal movement"—Elaborate.

Or

- (b) Discuss the contribution of judiciary towards the development of Comparative Law.

4. (a) "The existing laws in the Afro-Asian societies have lost respect for life, majorly due to the impact of the import of Euro-centric laws and legislations"—Analyse.

Or

- (b) Explain in detail the role of the Law Commissions in the national legal systems in the context of legal reforms.

5. (a) Discuss the significance of learning religious legal education in terms of understanding the principle of universality.

Or

- (b) Explain the contribution of the scholars in disseminating knowledge of Comparative Law.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Comparative family law.
 - (b) International Law and its utility.
 - (c) Theories of Comparative Law.
 - (d) Legisprudence.
 - (e) Laws of Nature and Natural Law.
 - (f) Native laws.
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Register No.

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ML 1277

LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – First Semester

BRANCH V — ENVIRONMENTAL LAW AND LEGAL ORDER

COURSE : INTERNATIONAL ENVIRONMENTAL LAW	CODE :	ELO212001/ ELO213001/ ELO214001/ ELO215001/ ELO216001/ ELO217001/ ELO218001
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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 contribution of Stockholm Conference to Global environmental movement.
Or
(b) Examine the role of international and regional organisations in the evolution of environmental law.
2. (a) Evaluate the role of UN to develop treaty mechanisms to protect environment.
Or
(b) Discuss the concept of 'State responsibility' in environmental matters. How did it evolve in the past 30-40 years?

[P.T.O.]

3. (a) Write an essay on "Agenda 21, MDG and SDG".
Or
(b) Describe the regulation of pollution in the coastal areas and high seas.
4. (a) Trace the evolution of legal regime pertaining to oil pollution.
Or
(b) Critically examine effect of nuclear fall outs in international law.
5. (a) Examine the issue of hazardous waste dumping. How can it be regulated through legal means.
Or
(b) Evaluate the legal mechanisms to prevent the monopoly of biotechnology by MNCs.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Disaster Management laws.
 - (b) Chemical pollution.
 - (c) Antarctic legal regime.
 - (d) Poverty alleviation.
 - (e) UNEP.
 - (f) Sustainable development.

Register No.

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L 1252

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – Second Semester

BRANCH V — ENVIRONMENTAL LAW AND LEGAL ORDER

COURSE : ENVIRONMENTAL POLLUTION – LAW AND POLICY	CODE :	ELO212002/ ELO213002/ ELO214002/ ELO215002/ ELO216002/ ELO217002/ ELO218002
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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 Air pollution and discuss the sources, causes and effects of Air pollution.

Or

- (b) Discuss the different provisions for prevention and control of water pollution under the Water (prevention and control of pollution) Act, 1974.

2. (a) Discuss the role of judiciary in prevention and control of water pollution with the help of decided case laws.

Or

- (b) Examine the sources of noise pollution and discuss the measures to control the problems of noise pollution under the Noise Pollution (Regulation and Control) Rules 2000.

3. (a) Define Hazardous waste site and discuss the procedure and safeguards for handling hazardous wastes under the Hazardous Wastes (Management, Handling and Transboundary Movement) Rules.

Or

- (b) Define Bio-Medical Waste and discuss the liability of the occupier under the Bio-Medical Waste (Management and Handling) Rules, 1998.
4. (a) Explain the conditions for manufacturing of carry bags and containers made of plastics under the plastics manufacture and usage rules.

Or

- (b) Discuss the role played by judiciary in the protection of environment from hazardous wastes.
5. (a) Examine the legal control on the use and conservation of groundwater in India.

Or

- (b) Discuss the role of citizens in the prevention of environmental pollution.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Central Water Laboratory
 - (b) Control equipment under Air Act
 - (c) Noise pollution control
 - (d) Categories of Bio-Medical wastes
 - (e) Composition of Joint Boards
 - (f) Offences by Companies.

Register No.

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ML 1267

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – Second Semester

BRANCH V — ENVIRONMENTAL LAW AND LEGAL ORDER

COURSE : NATURAL RESOURCES MANAGEMENT – LAW AND POLICY	CODE :	ELO212O03/
		ELO213O03/
		ELO214O03/
		ELO215O03/
		ELO216O03/
		ELO217O03/
		ELO218O03

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 common law framework for groundwater sources?
Write a note on rain water harvesting in Tamil Nadu.

Or

- (b) Critically evaluate the principles of water sharing in the context of inter-state rivers in India.

2. (a) Describe the sanitation issues in the slums. What are the legal and policy measures taken by the governments to deal with urban sanitation issues?

Or

- (b) Critically evaluate the law relating to minor minerals. Briefly write on sand mining.

[P.T.O.]

3. (a) Explore the law relating to animals in India. Give your opinion on the legal aspects of Jallikattu.

Or

- (b) Write an essay on "Protection of natural and historical heritage in India".

4. (a) Elucidate the environmental and legal dimensions of use of conventional and non-conventional energy.

Or

- (b) Evaluate the role of law and policy instruments to regulate nuclear energy.

5. (a) Critically examine the sovereign right of a nation to exploit natural resources. Examine legal aspects of spectrum allocation.

Or

- (b) Examine the law relating to the protection of marine resources.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Regulation of outer space
- (b) Nuclear liability
- (c) Protection of lakes
- (d) Urban environment
- (e) Regulation of fishing
- (f) Equitable utilisation of water.

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Register No.

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ML 1220

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Third Semester

BRANCH V — ENVIRONMENTAL LAW AND LEGAL ORDER

COURSE : BIOLOGICAL DIVERSITY AND LEGAL ORDER	CODE :	ELO212004/ ELO213004/ ELO214004/ ELO215004/ ELO216004/ ELO217004
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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 term Bio-Diversity? Distinguish the same from value added products.

Or

- (b) Explain the role of Panchayat Raj Institutions in promoting Sustainable Development in India.

2. (a) "The BMC's and FRC's are playing co-equal role in promoting the rights of Tribes". Do you agree?

Or

- (b) Compare the BSM envisaged under the Bio-Diversity Act and the Protection of Plant Varieties and Farmer's Right Act.

[P.T.O.]

ML 1267

3. (a) The Nagoya protocol is based on general ABS mechanism and does not apply to specialised ABS mechanism – Comment.

Or

(b) The ITPGR plays a vital role in promoting farmers rights farmers privilege – Elucidate.

4. (a) The Wildlife Protection Act 1972 is a precursor to biological diversity Act 2002. Do you agree?

Or

(b) Briefly describe the role of traditional knowledge in promoting preserving Bio-diversity.

5. (a) The Indian Forest Law and policy actively promotes community participation. Do you agree?

Or

(b) The Constitution of India provides an effective mandate for the protection of wildlife – Comment.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Normally Traded Commodities (NTC's)
- (b) State Biodiversity Board (SBB's)
- (c) Joint Forest Management Committees (JFMC's)
- (d) Innocent infringement of Farmers.
- (e) Community Rights
- (f) Minor Forest Produce (MFP's).

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Register No.

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ML 1235

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Third Semester

BRANCH V — ENVIRONMENTAL LAW AND LEGAL ORDER

COURSE : URBAN ENVIRONMENTAL LAW	CODE :	ELO212O05/ ELO213O05/ ELO214O05/ ELO215O05/ ELO216O05/ ELO217O05
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

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

Or

- (b) What do you understand by Urban Environmental legislation and explain the factors promoting urbanisation.

2. (a) Define urban poverty and distinguish it from rural poverty and explain the strategies adopted for eradication of urban poverty in India.

Or

- (b) Trace out the problems of Urban Traffic and Transportation and explain the new methods of Transport systems that reduce the Traffic congestion in urban areas.

[P.T.O.]

3. (a) Explain the salient features of the Slum Areas (Improvement & Clearance) Act 1956 and discuss the determination of compensation in respect of acquisition of land under this Act.

Or

(b) Examine the significance of noise pollution regulations in sustainable city management.

4. (a) Explain the powers and functions of municipalities and corporations in the maintenance of sanitation and improvement of health in cities.

Or

(b) Discuss the role of Licensing Authorities in granting permission and licence for starting shops and establishments in urban cities.

5. (a) Discuss the role of Judiciary in the protection of urban environment.

Or

(b) Explain the principles of sustainable development in the maintenance of natural resources in urban areas.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Urban culture.
- (b) Urban housing.
- (c) Urban water supply.
- (d) Apartment Regulations.
- (e) Town and country planning.
- (f) Land acquisition.

Register No.

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ML 1211

LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Fourth Semester

BRANCH V — ENVIRONMENTAL LAW AND LEGAL ORDER

COURSE : DISASTER MANAGEMENT AND LEGAL ORDER	CODE :	ELO212006/ ELO213006/ ELO214006/ ELO215006/ ELO216006/ ELO217006
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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 discuss the categorisation, levels and phases of disaster.

Or

- (b) Define major chemical accident and discuss the role of central, state and local groups under the Chemical accidents (Emergency, planning, preparedness and response) Rules, 1996.

2. (a) Examine the principle of absolute liability in accident cases arising from the activities involving hazardous substances with the help of decided case laws.

Or

- (b) Discuss the provisions available to victims for relief and rehabilitation under the Disaster Management Act 2005.

[P.T.O.]

3. (a) Discuss the role of voluntary organisations in disaster management and rehabilitation of disaster victims.

Or

- (b) Define hazardous process and discuss the special safety provisions relating to hazardous processes under the Factories Act, 1948.

4. (a) Explain the constitution and powers of State Disaster Management authority under the Disaster Management Act 2005.

Or

- (b) Examine the procedure relating to inquiries and investigations into disasters.

5. (a) Define Atomic energy and discuss the principles relating to payments of compensation under the Atomic Energy Act, 1962.

Or

- (b) Explain Environmental Relief Fund Scheme under the Public Liability Insurance Act, 1991 and discuss about the investment amount received and disbursed under the relief fund.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Nuclear radiation and effects on human beings.
 - (b) Disaster prevention and sustainable development.
 - (c) Role of trade union in disaster management.
 - (d) Public liability insurance.
 - (e) Mass disasters
 - (f) Representative suits.

Register No.

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ML 1260

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – First Semester

BRANCH V – ENVIRONMENTAL LAW AND LEGAL ORDER

COURSE : ENVIRONMENTAL LAWS AND LOCAL SELF GOVERNMENT (ELECTIVE)	CODE :	ELO212E01/ ELO213E01/ ELO214E01/ ELO215E01/ ELO216E01/ ELO217E01/ ELO218E01
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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 powers of the Central Government under the Environment (Protection) Act, 1986 to protect and improve the quality of environment.

Or

- (b) Explain the role of the Central Pollution Control Board (CPCB) in relation to prevention and control of the environmental pollution.

2. (a) Describe Disaster preparedness and explain the plans to be executed prior to disaster and during disaster.

Or

- (b) "No law works out smoothly unless the interaction is voluntary". Explain the above statement with the help of Apex Court's direction in the matter of Environmental Awareness.

[P.T.O.]

3. (a) Point out the circumstances when action for nuisance initiated.

Or

- (b) Explain the constitutional obligations of persons hazardous industries.

4. (a) Explain the principles and doctrines propounded by Judiciary relating to protection of environment.

Or

- (b) What are the legal remedies available for Environ problems?

5. (a) "The Public Interest litigation has helped the gro environmental justice in a tremendous fashion". Explain th statement with the help of case laws.

Or

- (b) Explain the 'Guidelines for Beach resorts and hotels'.

PART B— (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Duties of municipal bodies.
 - (b) Environmental Rights.
 - (c) Administrative Actions.
 - (d) Environmental Impact Assessment.
 - (e) Conservation of Natural Resources.
 - (f) Management of Environment in Tribal Areas.

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Register No.

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ML 1228

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Fourth Semester

BRANCH V – ENVIRONMENTAL LAW AND LEGAL ORDER

**COURSE : CLIMATE CHANGE
AND LEGAL ORDER
(Elective)**

CODE :

ELO212E02/
ELO213E02/
ELO214E02/
ELO215E02/
ELO216E02/
ELO217E02

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 change'. Examine the effects of climate change in India.

Or

- (b) Examine the principles of 'equity', 'common but differentiated responsibility' and 'sovereign right to exploit natural resources' in the context of climate change.

2. (a) Examine the law relating to transboundary atmospheric pollution and ozone depletion caused by Green House Gases.

Or

- (b) Describe the effect of fossil fuels to increase global warming. Examine alternatives to fossil fuels.

[P.T.O.]

3. (a) Trace the international climate change law making in the 21st century.

Or

(b) What is 'Paris agreement'? Describe the kyoto mechanism relation to binding obligations.

4. (a) Critically evaluate the vulnerability to coastal states and island nations towards climate change.

Or

(b) Examine the institutional mechanisms established to monitor, guide, assist and implement climate change obligations.

5. (a) Evaluate the outcome of 'Montreal protocol' and 'Copenhagen Accord'.

Or

(b) Examine the effect of 'climate change' on the Fisher folk and farmers.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Katowice conference of parties
- (b) Desertification
- (c) Anthropogenic emissions
- (d) Carbon market
- (e) Solar panel case
- (f) Climate change politics.

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Register No.

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ML 1278

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – First Semester

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

COURSE : CRIMINAL JUSTICE SYSTEM IN INDIA	CODE :	CLA212O01/ CLA213O01/ CLA214O01/ CLA215O01/ CLA216O01/ CLA217O01/ CLA218O01/
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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 role of the Government is to contain the crime rate in the society – Critically analyse.

Or

(b) Discuss the concept of crime and the relevancy of crime data towards controlling crime.

2. (a) Examine the importance of the schools of criminology with reference to crime causation.

Or

(b) Analyse the contributions of Neo – Classical school in criminological jurisprudence.

[P.T.O.]

ML 1228

3. (a) Critically analyse the importance of rehabilitative theory of punishment in the modern society.

Or

- (b) The role of the criminal court is to protect the rights of the accused by fair trial examine.
4. (a) Critically analyse the prison systems in U.S.A., U.K., and India. Suggest the ways and means of improving the system in India.

Or

- (b) Discuss the role of police officers in the Criminal Justice System.
5. (a) Critically examine the penal theories advocated to justify punishment on offenders.

Or

- (b) Critically examine whether the Criminal Justice System in India is victim or accused oriented.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Mens rea
 - (b) Positive school
 - (c) Public censure
 - (d) Capital punishment
 - (e) Kinds of prisoners
 - (f) Open air prisons

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Register No.

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ML 1253

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – Second Semester

BRANCH VI – CRIMINAL LAW AND CRIMINAL JUSTICE
ADMINISTRATION

COURSE – JUVENILE JUSTICE – LAW AND POLICY	CODE :	CLA212002/ CLA213002/ CLA214002/ CLA215002/ CLA216002/ CLA217002/ CLA218002
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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) Make a critical note on the role, power and efficiency of competent authorities structured to deal juveniles under the Juvenile Justice (care and protection of children) Act, 2000.

Or

- (b) Trace the evolution of the Juvenile Justice System in India.

2. (a) Explain the following
(i) Anomie theory and delinquency.
(ii) Peer group influence and delinquency

Or

- (b) Enumerate various psychological causes of juvenile delinquency.

3. (a) Poverty is a major cause for juvenile delinquency in India. Comment.

Or

- (b) Critically examine the policies carved for development of children in India.

4. (a) Discuss the impact of child labour in the context of juvenile delinquency in India.

Or

- (b) Critically examine the impact of international conventions towards protection of children in India.

5. (a) Discuss the constitution, power and responsibilities of the Juvenile Justice Board.

Or

- (b) Write a note on compulsory education as a preventive strategy against delinquent behaviour.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Juvenile in need of care and protection.
- (b) Gang sub culture.
- (c) Mentally disabled.
- (d) Social Action Litigations.
- (e) Rights of the child.
- (f) Age determination of a juvenile.

Register No.

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ML 1268

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year — Second Semester

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

COURSE : NARCOTIC DRUGS – LAW AND POLICY	CODE :	CLA212O03/CLA213O03/ CLA214O03/CLA215O03/ CLA216O03/CLA217O03/ CLA218O03
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Critically analyse the applicability of the single convention on Narcotic Drugs.

Or

- (b) "Gender is not a limitation for drug related abuses" — Examine.

2. (a) Examine the various factors that are responsible for drug addiction.

Or

- (b) Examine the contribution of SAARC Convention on drug abuses.

3. (a) Enlist the essence of International Instruments in combating illicit trafficking of Narcotic Drugs and Psychotropic Substances.

Or

- (b) Critically examine drug addiction as a victimless crime.

4. (a) Analyse the effectiveness of the drug related laws in India in achieving the objectives.

Or

- (b) Critically examine the Human Rights facets of investigating process for drug related issues under (Narcotic Drugs and Psychotropic Substances) Act in India.
5. (a) Penal sanction is not the only solution towards combating drug addiction. Comment.

Or

- (b) Examine the role of educational system in the reformatory and rehabilitative process.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Drug dependence and drug addiction.
 - (b) Narcotic trafficking.
 - (c) The Human Rights aspects of Bail.
 - (d) Juvenile drug users
 - (e) The role of mass media in combating Drug Addiction.
 - (f) Commercial quantity.
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Register No.

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ML 1221

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Third Semester

BRANCH VI — CRIMINAL LAW AND CRIMINAL JUSTICE
ADMINISTRATION

COURSE : COMPARATIVE CRIMINAL PROCEDURE	CODE :	CLA212004/ CLA213004/ CLA214004/ CLA215004/ CLA216004/ CLA217004
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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 organization of criminal courts to conduct trial of offences in India, England and France and the jurisdictional powers conferred on them.

Or

- (b) Examine the procedures and practice followed by the police in investigating crimes in India. Compare the position in France.

2. (a) Examine the procedure followed to secure release of an accused on bail during the pendency of a criminal case in India, France and U.S.

Or

- (b) Discuss the procedure of making arrest of an accused and the specific rights enjoined on him by legal provisions and guidelines of Courts in India. Compare the position in U.S.

[P.T.O.]

3. (a) Examine the relevancy of Expert Evidence during trial in India, U.K. and Russia.

Or

- (b) Critically examine the role of the prosecutor as an officer of Court in India and France.

4. (a) Compare the modality of after-care services resorted to in India and France.

Or

- (b) The criminal procedures in India, U.K. and France have designed measures other than sentencing an accused adjudged guilty at trial. Examine.

5. (a) Examine the power and role played by police in preventing crime in India. Examine the position in U.K. and Russia.

Or

- (b) Examine the power conferred on Executive magistrates towards resolving disputes as to Immovable property in India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Cour de cassation
- (b) Right to Counsel
- (c) Plea bargaining
- (d) Tender of pardon
- (e) Unlawful Assembly
- (f) Partia Civile

Register No.

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ML 1236

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year -- Third Semester

BRANCH VI — CRIMINAL LAW AND CRIMINAL JUSTICE
ADMINISTRATION

COURSE : COLLECTIVE VIOLENCE AND CRIMINAL JUSTICE SYSTEM	CODE :	CLA212O05/
		CLA213O05/
		CLA214O05/
		CLA215O05/
		CLA216O05/
		CLA217O05/

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 various forms of collective violence and the factors that contribute collective violence.

Or

- (b) Examine the circumstances when speech is considered as incitement to violence.

2. (a) Enumerate the steps taken both at the National and International level to tackle the growing problem of Terrorism.

Or

- (b) Explain the reasons for increase of Collective Political Violence in India.

[P.T.O.]

- 111
3. (a) Discuss the root cause for the growth of Agrarian Violence in India. Suggest the reformative approach needed for containing agrarian violence.

Or

- (b) Discuss the ill effects of Naxalism. Suggest the ways and means to control the drastic growth and development of Naxalism as a political ideology.
4. (a) Critically examine the salient features of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

Or

- (b) Violence against women is no more just a family or domestic affair; it is a National shame – Discuss.
5. (a) Critically examine the operation of the criminal justice system towards communal violence.

Or

- (b) Bring out the effectiveness of various commissions of enquiry constituted to study the recurring communal violence in India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Coercive normative order.
 - (b) Arwal Massacre report
 - (c) Electoral violence.
 - (d) Ahimsa.
 - (e) Extra-legal repression
 - (f) Violence against Transgenders.

ML 1212

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Fourth Semester

BRANCH VI – CRIMINAL LAW AND CRIMINAL JUSTICE
ADMINISTRATION

COURSE: MEDICAL JURISPRUDENCE AND FORENSIC SCIENCE	CODE :	CLA212O06/ CLA213O06/ CLA214O06/ CLA215O06/ CLA216O06/ CLA217O06/
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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 relationship between law, forensic science and administration of justice.

Or

- (b) Critically examine forensic psychology in assessing risk of violence using structured professional judgment.

2. (a) Bring out the significant role of Investigating officer towards ensuring complete security and investigation of the crime scene.

Or

- (b) Define "Computer Forensics". List out the various computer forensic tools in cyber investigation. Mention the problems that arise while adducing computer Forensic Evidence.

[P.T.O.]

3. (a) Define Death. Describe the changes noticeable during the post mortem of a dead. Describe the method of estimating the time of Death.

Or

- (b) Define poisoning. Write in detail about the signs, symptoms and post mortem changes of arsenic poisoning.
4. (a) Evaluate the importance of Forensic investigation of explosion with a relevant case study.

Or

- (b) Bring out the significance of forensic document examination and the limitations it has.
5. (a) Examine the national and international norms as to admissibility of DNA profiling during trial of a criminal case.

Or

- (b) Bring out the recent developments that are involved in the fingerprints examination at crime scene.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Investigation of sexual offences.
 - (b) Blood grouping.
 - (c) Principle of exchange.
 - (d) Law of forensic.
 - (e) Expert witness.
 - (f) The Daubert standard.

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Register No.

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ML 1283

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – Second Semester

BRANCH VI — CRIMINAL LAW AND CRIMINAL JUSTICE
ADMINISTRATION

COURSE : CYBER CRIMES (Elective)	CODE :	CLA212E01/ CLA213E01/ CLA214E01/ CLA215E01/ CLA216E01/ CLA217E01/ CLA218E01/
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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 how cyber crime theory guide to examine the patterns, characteristics and sanctions in cyber world.

Or

- (b) Examine the various Treaties and International agreements on Cyber Crimes.

2. (a) Intellectual Property Infringements, misappropriations and Enforcement are part and parcel of cyber crimes. Explain.

Or

- (b) Discuss the International and National legal framework against cyber laundering.

ML 1212

[P.T.O.]

3. (a) Bring out the challenges and opportunities in cyberspace towards national security asset.

Or

- (b) Evaluate the issues and challenges of jurisdiction in combating cyber crimes.

4. (a) Critically evaluate the reliability of computer evidence while describing the basic principles, practices and tools of digital forensics.

Or

- (b) Evaluate the legislative and judicial response of cyber crimes in India.

5. (a) Critically examine the effect of Information Technology Act in preventing computer misuse and computer crimes in India.

Or

- (b) Explain the liabilities of Internet intermediaries for online infringements under the Information Technology Act.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Digital Evidence.
 - (b) E-mail forensics.
 - (c) Hacking of the website.
 - (d) Cyber Terrorism.
 - (e) Data protection principles.
 - (f) Digital Search tools.

Register No.

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ML 1229

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Fourth Semester

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

COURSE : PRIVILEGED CLASS DEVIANCE (Elective)	CODE :	CLA212E02/ CLA213E02/ CLA214E02/ CLA215E02/ CLA216E02/ CLA217E02
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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 term "socio-economic offences". Explain various categories identified by Santhanam Committee.

Or

- (b) Critically analyse the contribution of Information technology and electronic media in giving rise to new variety of computer related white collar crimes.

2. (a) Examine the working of commissions to eradicate privileged class deviance with special reference to official deviance.

Or

- (b) "Absolute discretion in the hands of public servants leads to official deviance" – Explain the veracity of the statement.

3. (a) Analyse the problem of gender based aggression by socio-economically and politically powerful sections of the community

Or

- (b) Identify the root cause for the police force in misusing their powers and privileges and suggest measures to redefine the role to be played by police in India.

4. (a) How far the Advocates Act is effective in controlling malpractice among the members of legal profession.

Or

- (b) Bring out the efforts taken by Indian Medical Council to eradicate the corrupt practices resorted to by Medical Practitioners.

5. (a) Critically evaluate the sentencing process resorted to by the Indian Judiciary in cases involving privileged class offenders.

Or

- (b) Are the provisions for investigation and trial of privileged class offenders in India effective? Discuss in the light of the commission reports.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Public servant
- (b) Ombudsman
- (c) Public accounts committee
- (d) The Grover Commission Report
- (e) Tax avoidance and Tax evasion.
- (f) Wanchoo Committee

Register No.

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ML 1279

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – First Semester

BRANCH VII — HUMAN RIGHTS AND DUTIES EDUCATION

COURSE : HUMAN RIGHTS AND INTERNATIONAL ORDER	CODE :	HDE212O01/
		HDE213O01/
		HDE214O01/
		HDE215O01/
		HDE216O01/
		HDE217O01/
		HDE218O01/

Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) The Universal Declaration of Human Rights has influenced various National and International legislations and policies which protect Human Rights. Explain.

Or

- (b) Discuss the significance of the Convention on Elimination of All Forms of Discrimination against Women in achieving Gender Equality.

[P.T.O.]

2. (a) Examine American Convention on Human Rights. Also state contribution towards protection of Human Rights in American Countries.

Or

- (b) Discuss whether the Universal and Regional Conventions for Human Rights protection are in Co-existence or in confrontation.

3. (a) Explain in detail the legal implications of the derogatory and non-derogatory clauses under the International Covenant on Civil and Political Rights.

Or

- (b) "Reporting is an essential elements of the human rights Monitoring cycle". Discuss.

4. (a) "Amnesty International serves as a custodian of human rights all over the world" – Examine.

Or

- (b) Critically analyse the role of NGOs in protecting and promoting the human rights at the international level.

5. (a) "The ICJ through its advisory Jurisdiction has created ways for individual access to international justice" – Explain.

Or

- (b) Discuss the role of the International Labor organisation in the protection of the rights of the Migrant workers.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Human Rights Watch
- (b) UNICEF
- (c) Rights of Minorities under ICCPR
- (d) Beijing Declaration
- (e) Right to Self-Determination
- (f) Treaty based committee system.

Register No.

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ML 1254

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – Second Semester

BRANCH VII – HUMAN RIGHTS AND DUTIES EDUCATION

COURSE – CHILD AND THE LAW	CODE :	HDE212002/ HDE213002/ HDE214002/ HDE215002/ HDE216002/ HDE217002/ HDE218002
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Give an overview of the provision relating to protection of the rights of children in various international instruments.

Or

- (b) Describe the principles stated in the Declaration of the Rights of the Child, 1959.

2. (a) "Children are the most vulnerable section of society. They become the Victims of exploitation and ill-treatment easily and can be directed into undesirable channels by anti-social elements" – Critically examine the above statement with special reference to the provisions of the Indian Constitution.

Or

[P.T.O.]

- (b) "The issues relating to child labour, however have to be looked from the point of view of the legislature as well as the judiciary. Discuss the various legislative measures that have been adopted to protect the Rights of the Child in India.
3. (a) Describe the constitution and functions of the National Commission for protection of Child Rights.
- Or
- (b) One of the main objectives of juvenile legislation was to provide Special Courts and Special Procedure for the hearing of cases of juveniles – Discuss with special reference to the Juvenile Justice (care and protection of children) Act, 2000.
4. (a) "The primary responsibility for providing care and protection to a child shall be that of his family, but, adoption shall be resorted to for children orphaned, abandoned, neglected and abused; in accordance with the guidelines for adoption issued by the government" – Explain the statutes and safeguards available for adoption in India.
- Or
- (b) Elaborate the recommendations of the International Labour Organization for the protection of working children.
5. (a) Examine the law relating to coparcenary and property rights of unborn children in India.
- Or
- (b) Describe the criminal liability of a child under various laws in India.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) UNICEF.
 - (b) Female foeticide.
 - (c) Child sexual abuse
 - (d) Rights of Mentally Retarded Children
 - (e) Suppression of Immoral Traffic Act, 1956.
 - (f) Child Marriage.

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Register No.

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IL 1269

LL.M/M.L. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – Second Semester

BRANCH VII – HUMAN RIGHTS AND DUTIES EDUCATION

COURSE – CRIMINAL JUSTICE
SYSTEM AND HUMAN
RIGHTS

CODE :

HDE212003/
HDE213003/
HDE214003/
HDE215003/
HDE216003/
HDE217003/
HDE218003

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 importance of a criminal justice system in a society and the role played by its institutions.

Or

- (b) Critically evaluate the operation of criminal Justice system in relating to Human Right violation.

2. (a) Examine the contributions of the Human Rights agencies in the cause of combating violences against women.

Or

- (b) "Prevent and punish brutality of police methodology, otherwise the credibility of the 'Rule of law' would deteriorate" – Critically examine the veracity of the statement in the light of police functioning in India.

[P.T.O.]

IL 1254

3. (a) "The criminal sanction prescribed under penal laws provide discretion to the judge in the sentencing process" – Explain.

Or

- (b) Describe the term "unspeakable atrocities" with reference Human Rights aspect.
4. (a) Point out the major defects in the existing prison system and suggest the ways and means of improving it.

Or

- (b) Critically evaluate the rights of prisoners and duties of custodial staff.
5. (a) "Victims are the forgotten party in criminal justice system and are associated only as evidence or witnesses" – Comment.

Or

- (b) Bring out the contribution of Indian Judiciary in the protection of Human Rights.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Open prison.
 - (b) Reforms on mode's of Execution.
 - (c) Security issues and Human Rights.
 - (d) Concept of crime.
 - (e) Principle of proportionality in sentencing.
 - (f) Reformatory Homes.

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Register No.

ML 1222

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Third Semester

BRANCH VII — HUMAN RIGHTS AND DUTIES EDUCATION

COURSE : HUMAN RIGHTS OF DISADVANTAGED AND VULNERABLE GROUPS : PROBLEMS AND ISSUES IN THE PROTECTION AND ENFORCEMENT	CODE :	HDE212O04/
		HDE213O04/
		HDE214O04/
		HDE215O04/
		HDE216O04/
		HDE217O04

Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Examine 'dignity' and 'equality' as basic thrust to achieve the rights of disadvantaged.

Or

- (b) Trace the difference between 'economically and socially disadvantaged'? What are the protections available for economically disadvantaged in India?

2. (a) Discuss in detail the evolution of protection of children in the international human rights and humanitarian laws.

Or

- (b) Critically evaluate the role of the Constitutions of democratic countries towards achieving equality for women.

[P.T.O.]

3. (a) Describe the law relating to Transgenders and Sexual Minorities in India.

Or

- (b) Examine the law relating to Refugees and Stateless persons. What is the position of India in relation to the Refugee Convention?

4. (a) Critically examine the success of the Protection of Human Rights Commission in creating an institutional mechanism for the protection of human rights in India.

Or

- (b) Write an essay on "Supreme Court and Rights of Vulnerable Groups".

5. (a) Critically evaluate the role of media in protecting human rights through sensible writings.

Or

- (b) What is the role of the Government of India in implementing human rights in the policy framework relating to vulnerable groups?

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) NGO's and Human Rights.
- (b) UNHRC.
- (c) SC & ST Commissions.
- (d) Rights of Elderly persons.
- (e) Rights of persons suffering from Mental Illness.
- (f) Prisoners.

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Register No.

ML 1237

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
MAY 2019.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Third Semester

BRANCH VII — HUMAN RIGHTS AND DUTIES EDUCATION

COURSE : TRADE, ENVIRONMENT, DEVELOPMENT AND HUMAN RIGHTS	CODE :	HDE212005/ HDE213005/ HDE214005/ HDE215005/ HDE216005/ HDE217005
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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 history of environmental protection and human rights through UN agencies.

Or

- (b) What is 'globalisation'? Examine the impact of globalisation on third world countries.

2. (a) Write an essay on "WTO Negotiations and India".

Or

- (b) Define "Unfair Trade". Critically evaluate the WTO regime relating to unfair trade practices.

ML 1237

[P.T.O.]

3. (a) Explain the concept of "Sustainable Development". Examine human rights issues associated with 'development'.

Or

- (b) Critically examine the International legal regime relating Multinational Corporations.
4. (a) Critically examine the implications of the foreign policy of the United States of America in international trade.

Or

- (b) What are the human rights issues associated with the policy "Agricultural Subsidies"?
5. (a) Evaluate the role of Indian Judiciary to protect environment and human rights.

Or

- (b) Write an essay on "Economic Sovereignty".

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Third Generation Human Rights
 - (b) Trade Barrier
 - (c) TRIPS
 - (d) Trade Monopolies
 - (e) Consumer Rights
 - (f) State Human Rights Commissions.

Register No.

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ML 1213

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(For the candidates admitted from 2012 to 2017)

Second Year — Fourth Semester

(Choice Based Credit System)

BRANCH VII — HUMAN RIGHTS AND DUTIES EDUCATION

COURSE : WOMEN AND THE LAW	CODE :	HDE212006/ HDE213006/ HDE214006/ HDE215006/ HDE216006/ HDE217006
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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 framers of the constitution were conscious of the unequal treatment and discrimination meted out to the fairer sex from time immemorial and, therefore, included certain general as well as specific provisions for the upliftment of the status of Women" — Discuss the provision of the Indian Constitution relating to protection of rights of Women.

Or

- (b) The peculiar problem faced by women in the sphere of employment is inequality in wages and discrimination resulting from their biological role of child bearing — Explain with special reference to the provisions of industrial law dealing with women.

[P.T.O.]

2. (a) Discuss the law relating to Domestic violence against women and comment on its effectiveness.

Or

- (b) "Out of all the crimes, sexual offences against women occupy a significant place, the one which shocks the conscience and shakes its roots, and is the most heinous, is rape" – Examine the statement with relevant provisions relating to rape under Indian Law.

3. (a) Discuss in detail the law relating to Termination of Medical pregnancy and Sex determination.

Or

- (b) Explain 'Amniocentesis' and state its impact on the society.

4. (a) Critically analyse the legal reforms that are made for the empowerment of Women in India.

Or

- (b) Discuss the role of Non-Governmental Organizations in protecting the rights of Women in India.

5. (a) Discuss the powers and functions of the National and State Commissions for Women in India.

Or

- (b) Evaluate the scheme of National Policy on Women Empowerment, 2001 and examine its impact.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Rights of Tribal Women
- (b) Custodial Violence against Women
- (c) Sakshi Vs. Union of India (2004)5 SCC 518
- (d) Women and Media
- (e) Acid Attack
- (f) Justice Verma Committee Report.

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Register No.

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ML 1284

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – Second Semester

BRANCH VII — HUMAN RIGHTS AND DUTIES EDUCATION

COURSE : INTERNATIONAL ENFORCEMENT OF HUMAN RIGHTS (Elective)	CODE :	HDE212E01/
		HDE213E01/
		HDE214E01/
		HDE215E01/
		HDE216E01/
		HDE217E01/
		HDE218E01

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 legality of the UN General Assembly resolutions vis-a-vis the progressive development of human rights.

Or

- (b) "Jus cogens human rights principle's constitute the major Corpus juris of the existing normative international human rights framework" – Elaborate.

2. (a) Trace the history of adaptation of international human rights law by Indian legislature and judiciary.

Or

- (b) Examine the functioning of regional human rights systems in America and Europe.

[P.T.O.]

3. (a) "The ICJ through its advisory opinion has to an extent evolved international human rights jurisprudence" – Discuss.

Or

- (b) Explain the impact of international relations in the implementation process of human rights.

4. (a) "The modern laws of armed conflict ought to be addressed as the human rights law of armed conflict" – Analyse.

Or

- (b) Discuss about the political support and opposition for the establishment of International Criminal Court.

5. (a) Trace the relevancy of the criticism levelled against human rights NGOs in India.

Or

- (b) Examine the role of International NGO's in the UN human rights framework.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Prohibition of torture
- (b) Crime of Apartheid
- (c) Individuals Access to international justice
- (d) African Human Rights framework
- (e) Humanitarian intervention
- (f) National Human rights institutions.

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Register No.

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L 1246

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Third Semester

BRANCH VII — HUMAN RIGHTS AND DUTIES EDUCATION

COURSE : REGIONAL AND HUMAN RIGHTS ORGANIZATIONS (Elective)	CODE :	HDE212E02/ HDE213E02/ HDE214E02/ HDE215E02/ HDE216E02/ HDE217E02
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Trace the significance of the human rights norms enshrined in the European Convention on Human Rights.

Or

- (b) Analyse the salient features of European Social Charter.

2. (a) Trace the contributions of organisation of American states in protection of Human Rights.

Or

- (b) Examine the working pattern of the American Court of Human Rights.

L 1284

[P.T.O.]

3. (a) "The African region has been the worst hit in terms of human suffering, especially due to the ill implications of European Colonisation" - Examine.

Or

- (b) Distinguish between Universal Declaration of Human Rights and African charter on Human and People Rights.

4. (a) Discuss the importance of International Convention to protect and promote the Rights and Duties of person with Disability.

Or

- (b) Explain the role of African Asian Legal Consultative organisation.

5. (a) Write an essay on Economic and Social Commission for Asia and Pacific.

Or

- (b) Evaluate the role of Economic Commission for Africa.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following.

- (a) The Council of Europe
- (b) The Inter American Commission on Human Rights
- (c) Asia and Pacific Decade of person with disability
- (d) Helsinki Declaration on Peace in Europe
- (e) Arusha Cease Fire Accord
- (f) African Human Rights instruments.

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Register No.

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ML 1280

M.L./L.L.M DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

First Year – First Semester

BRANCH VIII — LABOUR LAW AND ADMINSTRATIVE LAW

COURSE : INDUSTRIAL RELATIONS LAW	CODE : LAL212001/ LAL213001/ LAL214001/ LAL215001/	For the candidates admitted from 2012 to 2015
COURSE : INDUSTRIAL RELATIONS LAW – I	LAL216001/ LAL217001/ LAL218001	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) Critically analyse the concept of "Industrial Dispute under the Industrial Disputes Act, 1947 and analyse the contribution of judiciary in widening the definition of it with the adequate justification for or against it.

Or

- (b) "Industrial Relations Policy in India has evolved over a period of five decade through a process of tripartite consultations". Discuss this concept under the light of the prevailing socio-economic and political conditions in India.

[P.T.O.]

ML 1246

- 2. (a) Analyse the process of "Collective bargaining" and Identify the essential prerequisites for attaining its objectives with reference to employer prerogatives, employees rights and industrial peace in a society

Or

- (b) "The Industrial Disputes Act provides for promotion of the concept of voluntary settlement of dispute through the process of conciliation and arbitration. "Discuss.

- 3. (a) Make a comparative analysis of the process of adjudication of Industrial disputes in India and UK. Give appropriate suggestions to improve the same in India.

Or

- (b) Critically review the process of access to Adjudication via Reference power of the Government in India.

- 4. (a) What are unfair labour practices? What is the procedure for filing a complaint against an unfair labour practices in India.

Or

- (b) "Retrenchment is the widening dimensions through decisional law' Discuss with reference to the decided cases and give suggestions to rectify the imbalance caused by it in the Industrial sectors.

- 5. (a) Define "Standing Order" and analyse the provisions relating to the submission and certification of Standing Order of an Industrial establishment.

Or

- (b) Discuss the relevant laws relating to disciplinary action, with reference to the procedure adopted in the process of conducting domestic enquiry in the industries.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Closure in Industry.
 - (b) Labour Court.
 - (c) Definition of 'Industry' under the Industrial Disputes Act.
 - (d) Lay - off.
 - (e) Concept of Master and servant relationship.
 - (f) Continuous service.
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Register No.

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ML 1255

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

First Year – Second Semester

BRANCH VIII — LABOUR LAW AND ADMINISTRATIVE LAW

COURSE : INDUSTRIAL RELATIONS LAW — II	CODE :	LAL216002/ LAL217002/ LAL218002	For the candidates admitted from 2016 onwards
COURSE : TRADE, UNIONISM AND COLLECTIVE BARGAINING	CODE :	LAL212002/ LAL213002/ LAL214002/ LAL215002	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 Right to form Association or Union is elevated as Fundamental Right, guaranteed by the Constitution of India'. Discuss.

Or

- (b) "Inter-Union and Intra-Union rivalry affects the growth of Trade Union Movement in India" — Discuss and suggest remedial measures.
2. (a) Define Collective Bargaining. How far it is useful to the Industries, to settle its disputes.

Or

- (b) Examine the functions of the ILO in promoting Industrial harmony.

[P.T.O.]

3. (a) Trace the history of Trade Union Movement in India and compare it with the development of Trade Unionism in U.K. and U.S.A.

Or

(b) Discuss the privileges and immunities of the Registered Trade Union.

4. (a) Examine the prerequisites for Collective Bargaining and bring out the advantages and disadvantages of Collective Bargaining.

Or

(b) Without the right to strike, and the willingness to exercise this right, real Collective bargaining cannot exist. Evaluate.

5. (a) Union Officials are often forced to process grievances through arbitration step, even though the grievance lacks merits. Why? Suggest some ways a Union leader can avoid this practice? Explain.

Or

(b) Democratic Unions are often the most difficult unions with which to negotiate. Why?

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Trade Union problems in India
- (b) Trade Union Funds
- (c) Collective Bargaining agreements
- (d) Industrial Democracy
- (e) Tripartite Character of ILO
- (f) Migrant Workers.

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Register No.

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ML 1270

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2018)

First Year – Second Semester

BRANCH VIII — LABOUR LAW AND ADMINISTRATIVE LAW

COURSE : SOCIAL SECURITY LAW	CODE :	LAL212O03/ LAL213O03/ LAL214O03/ LAL215O03/ LAL216O03/ LAL217O03/ LAL218O03
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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 is the security that state furnishes against the risks which an individual of small means cannot, today, stand up to by himself or even in private combination with his fellow Countrymen" – Comment.

Or

- (b) Examine the recommendations of the Second National Commission on Labour on Social Security in India.

2. (a) Discuss the determination and distribution of Compensation under the Employees' Compensation Act, 1923.

Or

[P.T.O.]

- (b) Explain the provisions relating to payments of contributions and state the procedure for recovery of contributions under the Employees' State Insurance Act, 1948.
3. (a) "The Maternity Benefit Act, 1961 aims to provide all facilities to a working women in a dignified manner, so that she may overcome the state of motherhood honourably, peacefully, undeterred by the fear of being victimised for forced absence during the pre-or-post-natal period" — Examine the above statement and Compare the provisions of the Maternity Benefit Act, 1961 with the Employee's State Insurance Act, 1948.

Or

- (b) Discuss the provisions relating to safety and hazardous process under the Factories Act, 1948.
4. (a) Explain the Constitution, Composition, Power and Functions of the Board of Trustees under the Employees' Provident Funds and Miscellaneous Provisions Act, 1952.

Or

- (b) Discuss the provisions relating to payments and determination of gratuity under the Payment of Gratuity Act, 1972.
5. (a) Examine the role of ILO in the promotion of Social Security to labourers.

Or

- (b) "Social Security System in U.S.A. has evolved as one of the world's largest public insurance systems" — Discuss.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Constitution of India on social security.
- (b) Commissioner under the Employees' Compensation Act, 1923.
- (c) Sickness benefit.
- (d) Factory.
- (e) Employees' Deposit Linked Insurance Scheme.
- (f) Social Security Officer.

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Register No.

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ML 1223

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,
MAY 2019.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Third Semester

BRANCH VIII — LABOUR LAW AND ADMINISTRATIVE LAW

COURSE — ADMINISTRATIVE PROCESS AND LIABILITY	CODE :	LAL212004/
		LAL213004/
		LAL214004/
		LAL215004/
		LAL216004/
		LAL217004

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 doctrine of separation of powers and discuss how this doctrine is incorporated in the Constitution of India.

Or

- (b) Trace the origin and development of Administrative Law in France.

2. (a) Examine the concept of 'Rule of Law' and discuss its impact on the Administrative process.

Or

- (b) Discuss the grounds under which the judiciary can review Administrative Discretion in case of excess or abuse of discretion.

[P.T.O.]

3. (a) Examine the role of the judiciary in recognising the liability of state to pay compensation for the tortious acts of its servants.

Or

- (b) Examine the scope and extent of the privileges of the Government to withhold production of documents before courts.
4. (a) Explain the powers and functions of the Central Vigilance Commission and discuss how far this institution is effective in preventive of corruption.

Or

- (b) Critically examine the exceptions to the doctrine of promissory estoppel in its application to the Government.
5. (a) "The ombudsman system in England provides a viable method of investigation into complaints against Government departments and assisting the individual to secure an appropriate remedy". Discuss.

Or

- (b) Critically analyse the provisions of the Lokpal and Lokayuktas Act, 2013.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Latimer House Principle.
 - (b) Distinction between Constitutional Law and Administrative Law.
 - (c) Contractual liability of the State.
 - (d) Publication of delegated legislation.
 - (e) The Official Secrets Act, 1923.
 - (f) Commission of Inquiry.

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Register No.

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ML 1238

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

First Year – Second Semester/Second Year – Third Semester

BRANCH VIII – LABOUR LAW AND ADMINISTRATIVE LAW

COURSE : WAGE DETERMINATION LAW AND OTHER BENEFITS	CODE : LAL216005/ LAL217005	(For the candidates admitted from 2016 onwards)
COURSE : WAGE DETERMINATION LAW AND OTHER BENEFITS (Elective)	CODE : LAL212E01/ LAL213E01/ LAL214E01/ LAL215E01	(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) "Wages form the pivot around which most of the labour problems revolve" – Discuss.

Or

- (b) Examine the recommendations and observations on wages by the National Commission on Labour.

2. (a) Explain marginal productivity theory of wages and state its relevance in India as welfare state.

Or

- (b) "The concept of fair wage and living wage is not fixed and static" – Discuss.

[P.T.O.]

3. (a) Discuss when an employee is eligible for bonus and explain the procedure for computing bonus under the Payment of Bonus Act, 1965.

Or

(b) Examine the machinery for wage fixation in USA.

4. (a) Explain the procedure for fixing or revising Minimum wages under the Minimum Wages Act, 1948.

Or

(b) Examine how wage differentials have considerable economic and social significance for an industry.

5. (a) Enumerate the deductions Permissible from wages under the Payment of Wages Act, 1936.

Or

(b) "Deareness allowance serves as a device to protect the real income of wage earners from the effects of rise in prices" – Discuss.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) ILO on wages
- (b) Wages under the Minimum Wages Act
- (c) Wages fund theory
- (d) Wage boards
- (e) Wage fixation in public sectors
- (f) Authority under the Payment of Wages Act.

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Register No.

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ML 1214

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

Second Year – Fourth Semester

BRANCH VIII — LABOUR LAW AND ADMINISTRATIVE LAW

COURSE : JUDICIAL CONTROL OVER ADMINISTRATIVE PROCESS	CODE :	LAL215O06/ LAL216O06/ LAL217O06/	(For the candidates admitted from 2015)
		LAL212E02/ LAL213E02/ LAL214E02/	(For the candidates admitted from 2012 to 2014)

Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) "The system of judicial review of administrative actions has been inherited from England. It is on this foundation that the Indian Courts have built the super structure of control mechanism". Elucidate.

Or

- (b) Evaluate the principles of judicial review in French system.

2. (a) Discuss the grounds of Judicial review on Administrative Discretion.

Or

- (b) Examine how far "Lack of Rationality" is a ground for controlling administrative action.

[P.T.O.]

ML 1238

3. (a) "The doctrine of legitimate expectation is the latest recruit to long list of concepts fashioned by the courts to check the abuse of the exercise of administrative powers" – Comment.

Or

- (b) "The principles of natural justice aims to prevent miscarriage of justice in administrative action". Examine this statement.

4. (a) Discuss with the help of decided cases the scope of "injunction" as a remedy in Public Law in India.

Or

- (b) How far the writ of Mandamus is an effective remedy to correct administrative wrong?

5. (a) "The basis of 'Social Action Litigation' is the liberalisation of the technical rule of locus standi" – Evaluate the statement.

Or

- (b) State the contingencies on which the courts may exercise writ jurisdiction inspite of the availability of an alternative remedy.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Conclusive Evidence Clause
- (b) Effect of failure to observe Natural Justice
- (c) Doctrine of Proportionality
- (d) Duty to act fairly
- (e) Mal-administration
- (f) Declaration

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Register No.

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ML 1285

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(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/ LAL217E01/ LAL218E01	For the candidate admitted from 2016 to 2018
COURSE : LOCAL SELF GOVERNMENT	LAL212O05/ LAL213O05/ LAL214O05/ LAL215O05	For the candidate 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) "Panchayats are instruments of the people created for governance with the participation of the people to achieve development" – Discuss.

Or

- (b) Examine as to how Balwant Rai Mehta study report had influenced significant changes in the organisational set up of the community development programme.

2. (a) Explain the structure, powers and functions of Gram Sabha and bring out the reasons for the low participation of people in Gram Sabha meetings.

Or

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

[P.T.O.]

148

3. (a) Discuss the jurisdiction, powers and authority of Gram Nyayalayas Act, 2008.

Or

- (b) Explain the powers and functions of the Election Commission in conducting elections to local bodies.

4. (a) Examine the provisions relating to public health, safety and convenience under the TamilNadu District Municipalities Act, 1920.

Or

- (b) Discuss the Constitutional starts of Local Government in India.

5. (a) Examine the scope of Women's representation in Local Government.

Or

- (b) Discuss the salient features of the TamilNadu Panchayats Act, 1994.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Sarvodaya scheme
(b) Licensing of Private markets under the TamilNadu Panchayats Act, 1994
(c) Judicial or quasi Judicial power of local bodies
(d) State control over panchayat
(e) Functions of Municipal Corporation
(f) Recommendations of Singhvi Committee.

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Register No.

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ML 1261

M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2017)

Second Year – Fourth Semester

BRANCH VIII -- LABOUR LAW AND ADMINISTRATIVE LAW

COURSE : LAW RELATING TO CIVIL SERVANTS (ELECTIVE)	CODE :	LAL215E02/ LAL216E02/ LAL217E02	For the candidates admitted from 2015 onwards
COURSE : LAW RELATING TO CIVIL SERVANTS		LAL212O06 LAL213O06 LAL214O06	For the candidates admitted from 2012 to 2014

Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) "Before taking any adverse action, the person likely to be affected must be given reasonable opportunity". Explain the above statement with the help of leading case laws.

Or

- (b) Discuss the concept of "Doctrine of pleasure" and state the limitations in exercising it.

[P.T.O.]

ML 1285

2. (a) Explain the procedures for the appointment of members of Public Service Commission.

Or

- (b) Discuss the role of the central and state agencies for recruitment of civil servants.

3. (a) Explain the different types of leave available to Civil Servants and state the conditions of eligibility to which a civil servant is entitled.

Or

- (b) Discuss the social security measures available to civil servants.

4. (a) Explain in detail the service conditions of officers and servants of High Courts.

Or

- (b) "The object of the creation of All India Services is to ensure greater interstate coordination and implementation of the policies of the Central government" -Discuss

5. (a) Discuss in detail the characteristics of Administrative Tribunal.

Or

- (b) "The Judiciary plays a vital role in settlement of disputes over service matters". Explain the above statement with case laws.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Service Regulations.
- (b) Disciplinary proceedings
- (c) Dearness Allowance.
- (d) Exclusion of Jurisdiction of courts
- (e) Subordinate Judiciary
- (f) Departmental promotion committee.

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Register No.

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ML 1281

LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2015 to 2018)

First Year – First Semester

BRANCH IX — TAXATION LAW

COURSE : GENERAL PRINCIPLES OF TAXATION	CODE :	TXL215001/ TXL216001/ TXL217001/ TXL218001
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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 Direct and Indirect Taxes and examine the nature of tax.

Or

- (b) Distinguish between Tax and fine, Tax and fee, Tax and licence, Tax and duty with relevant illustrations.

2. (a) Analyse the impacts of Vodafone case decision on the taxing policy.

Or

- (b) Taxing system is not a new concept to Indian society. Analyse the historical development of taxing system from the pre independence era.

3. (a) Examine the procedures for levy of tax within and outside India.

Or

- (b) Compare and analyse VAT and GST.

ML 1261

[P.T.O.]

4. (a) Examine the constitutional amendment on taxing system in India

Or

(b) Enumerate the advantages and disadvantages of double taxation.

5. (a) Comparatively analyse tax on income and property with that of tax on production and consumption.

Or

(b) Define Money Bill and Finance Bill and distinguish them.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Proportional Taxing system
- (b) Incidence of Tax
- (c) Canon of Elasticity
- (d) Tax incentives
- (e) Tax base
- (f) Assessment

Register No.

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ML 1256

L.L.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2015 to 2018)

First Year – Second Semester

BRANCH IX – TAXATION LAW

PAPER : DIRECT TAX LAWS	CODE :	TXL215O02/ TXL216O02/ TXL217O02/ TXL218O02
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Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the question.

ALL questions carry equal marks.

1. (a) Explain the importance of direct tax as a suitable method of levy of tax on income and property.
Or
(b) Give an account of the salient features of the Income Tax Act 1961 with regard to levy and collection tax.
2. (a) Explain with decided cases income deemed to accrue or arise in India with regard to royalty and technical fee.
Or
(b) Discuss whether the provision of Income Tax Act 1961, regarding offences and penalties are misused by the authorities.
3. (a) Give a detailed account of income from salary with specific reference to Master and Servant relationship.
Or
(b) Explain the circumstances where income of other persons are treated as the income of the assessee.

[P.T.O.]

4. (a) Explain business income. Narrate the reasonableness of deductions in the business head under the Income Tax, 1961.

Or

- (b) Give an account of the provisions of Income Tax Act 1961, regarding tax deducted at source.
5. (a) Explain how the following are treated under Sec. 10 of the Income Tax Act, 1961. Give relevant provisions of law.
- (i) Income of scientific research Association
 - (ii) Interest income of Non – Residents
 - (iii) Income of Mutual Fund
 - (iv) Income of a Schedule Tribe residing in the State of Nagaland.

Or

- (b) Explain how the following are treated under the Income Tax Act 1961. Give relevant Provisions of law.
- (i) Deduction in respect of loan taken for residential house property.
 - (ii) Deductions in respect contributions given by companies to political parties.
 - (iii) Deductions in respect of profits and gains from the business of collecting and processing bio – degradable waste Sec 80JJA.
 - (iv) Deductions in respect of profits and gains from industrial undertaking or enterprise engaged in infrastructure development.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Presumptive tax on shipping.
 - (b) Incidence of tax.
 - (c) Tax on Hindu Undivided Family.
 - (d) Central Board of Direct Taxes.
 - (e) Appeal Provisions under the Income Tax Act 1961.
 - (f) Cost of improvement.

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Register No.

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ML 1271

LL.M DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2015 to 2018)

First Year – Second Semester

BRANCH IX — TAXATION LAWS

COURSE : INDIRECT TAX LAW	CODE :	TXL215O03/ TXL216O03/ TXL217O03/ TXL218O03/
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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) "Given that the majority of goods are taxed on an ad valorem basis, the Valuation of Goods attains paramount importance". Analyse in the context of Valuation of Goods under Excise Law

Or

- (b) "Every manufacture can be characterised as production but every production need not amount to manufacture". Critically examine this statement in the context of the definition of Manufacture under the Central Excise Act.

2. (a) Critically analyse and compare the service tax rules with GST Rules.

Or

- (b) The object of TNGST Act 2017 is to provide a scope for generating funds for the state. Compare this process with TNVAT Act, 2006.

[P.T.O.]

3. (a) "GST is one indirect tax for the whole nation, which will make India one unified common market." Critically evaluate.

Or

- (b) "Art 286 of the Indian Constitution demarcates the powers and restrictions of the Central Government in taxing the sale and purchase of goods and also provides Constitutional legitimacy to Customs Law." Critically examine.
4. (a) Examine the development of value added Taxing system in India with specific reference to VAT Rules.

Or

- (b) Section 11 of the Customs Act bestows power on the Central Government to restrict or prohibit importation or exportation of goods. Critically analyse the relevant provisions.
5. (a) "The method of valuation of goods for both import and export for the purposes of levy of customs duty on the basis of value has been set out under Section 14 of the Customs Act, 1962 read with the relevant Rules." Critically examine the provisions relating to Valuation of Import and Export Goods under Customs Law.

Or

- (b) "An article can be called 'goods' if it is known to the market as such and can ordinarily come to the market for being bought and sold." Evaluate this statement by critically analysing the concept of 'goods' under excise law.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Duty Drawback
 (b) Registration under Service Tax
 (c) Baggage under Customs Law
 (d) CCE Bhopal Vs Minwool Rock Fibres Ltd
 (e) Warehousing under Customs Law
 (f) Works Contract under VAT.

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Register No.

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ML 1224

LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2015 to 2017)

Second Year – Third Semester

BRANCH IX — TAXATION LAWS

COURSE : TAX LITIGATION	CODE :	TXL215004/ TXL216004/ TXL217004
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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 assessment methods under the Income Tax Act, 1961.

Or

- (b) Discuss about the process for settlement of cases under the Income Tax Act, 1961.

2. (a) Discuss about the procedures for seizure and adjudication under the Central Excise Act, 1944.

Or

- (b) Whether arrest can be made for any default under the Central Excise Act, 1944, if yes, discuss the procedure.

3. (a) Differentiate the proceedings of Attachment of property between Customs Act, 1962 and Central Excise Act, 1944.

Or

- (b) Analyse the Appeal procedures under the customs Act, 1962.

[P.T.O.]

4. (a) Analyse the procedures for recovery and arrears under various Service Tax Laws.

Or

- (b) Examine the procedure for settlement of cases under Service Tax Law.

5. (a) Examine the recent development in tax litigation with specific reference to compounding.

Or

- (b) Examine the relevancy and admissibility of ADR proceedings in tax litigations.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Advance rulings
 - (b) Fine and Penalties under Customs Act, 1962
 - (c) Confiscation under Central excise laws
 - (d) Income Escape Assessment
 - (e) Dispute Management
 - (f) Revisions under Income Tax Act 1961.
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Register No.

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ML 1239

LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2015 to 2017)

Second Year — Third Semester

BRANCH IX — TAXATION LAW

COURSE : INTERNATIONAL TAXATION	CODE :	TXL215005/ TXL216005/ TXL217005
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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 characterization of Source rule and Resident rule.
Or
(b) Analyse the various methods of taxation under International taxing system.
2. (a) Discuss about the procedure to be complied for PAN, Advance tax etc. under the International Taxation.
Or
(b) Define transfer pricing. Examine the scope of transfer pricing in international transaction.
3. (a) Argue and comment on the scope and admissibility of double taxation, nationally and internationally.
Or
(b) Define treaty shopping and discuss about the role played by international organizations in controlling treaty shopping.

[P.T.O.]

4. (a) Examine the issues and challenges relating to jurisdiction matters of international taxing system.

Or

- (b) Discuss about the permanent establishment concept with special reference to international taxation.

5. (a) Explain the procedure on taxing of software income.

Or

- (b) Define advance ruling and various authorities to pass advance ruling.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Shipping income.
- (b) Out bound expatriates.
- (c) Withholding of income.
- (d) Tax credit.
- (e) E-commerce transaction.
- (f) UN Model Tax treaties on double taxation.

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Register No.

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ML 1215

LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2015 onwards)

Second Year – Fourth Semester

BRANCH IX — TAXATION LAW

COURSE : STATE AND LOCAL BODIES TAXES IN TAMIL NADU	CODE :	TXL215O06/ TXL216O06/ TXL217O06/
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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 about offences and penalties under Entry tax and analyse the appeal procedure.

Or

- (b) Whether GST has reduced the scope of revenue to the state Government from Entry tax and Entertainment tax. Argue.

2. (a) Explain:

- (i) Madras Local Authorities Entertainment Tax Act, 1926.
- (ii) Madras Entertainment Tax (Amendment) Act, 1949.
- (iii) Antenna and Direct to House Service
- (iv) Amusement Tax.

Or

- (b) Discuss about the procedure for levy of taxes for dubbed film, old film with decided case laws.

[P.T.O.]

3. (a) Discuss about the procedure for levy and collection of taxes under Luxury tax and the procedure for reduction in tax rate.

Or

- (b) Define Luxury tax and discuss about the objectives of levying of luxury tax.

4. (a) Define Green tax and Road safety tax and additional tax under Tamil Nadu Motor Vehicle Tax Act, 1974.

Or

- (b) Discuss about the assessment procedure and appeal procedure for Tamil Nadu electricity and Consumption Act, 2003.

5. (a) Analyse and argue the implications of 101st Amendment to the Constitution with regard to levy of taxes by Local bodies.

Or

- (b) Discuss about various types of taxes that can be imposed by the Local Bodies.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) Tax on vacant land
- (b) Cinematograph film tax
- (c) Scheduled commodity
- (d) Tax on consumption under Tamil Nadu Electricity and Consumption Act
- (e) Art 243 H and 243 Z of Constitution
- (f) Luxury Hotel.

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Register No.

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ML 1247

LL.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2015 to 2017)

Second Year – Third Semester

BRANCH IX – TAXATION LAW

COURSE : TAX ON INTELLECTUAL PROPERTY AND E-COMMERCE (Elective)	CODE :	TXL215E02/ TXL216E02/ TXL217E02
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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 destination or origin principle with regard to taxing process on E-commerce.
Or
(b) Define cyberspace and explain the procedure for taxing on cyber-space E-commerce.
2. (a) Define Service provider and examine the liability of service provider for payment of taxes.
Or
(b) Argue whether online trading has lowered down the procedural difficulties or enhanced the procedural difficulties.
3. (a) Discuss about geographical indication and analyse its impact on taxes.
Or
(b) Comparatively analyse patent and copyright and its tax liability.

ML 1215

[P.T.O.]

4. (a) Examine the intellectual properties that are coming under the IPR direct taxes.

Or

(b) Argue whether any gain arising out of intellectual property falls under the category of income from capital gain.

5. (a) Examine the procedural aspects of the Customs Act with regard to IPR.

Or

(b) Comment whether IPR relating income are liable for service tax.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :

- (a) E-commerce.
- (b) Commerce on intangible.
- (c) Farmers' right and IPR.
- (d) Valuation of IP.
- (e) Transfer pricing.
- (f) IPR and Central Excise Tax laws.

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Register No.

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ML 1230

L.L.M. DEGREE (SEMESTER) EXAMINATIONS, MAY 2019.

(Choice Based Credit System)

(For the candidates admitted from 2015 onwards)

Second Year – Fourth Semester

BRANCH IX — TAXATION LAW

COURSE : CORPORATE TAXATION (ELECTIVE)	CODE :	TXL215E03/ TXL216E03/ TXL217E03
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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) "Indian Direct Tax regime is slowly but steadily moving towards moderate taxing system" – Do you agree.

Or

- (b) Examine the steps taken by the government of India in eliminating the discriminating tax treatment between MNC's and Indian Corporate.

2. (a) Explain the tax treatment of health industries including the insurance sector in the context of 'right to health' under the Constitution of India.

Or

- (b) Explain the tax treatment relating to housing industries in the light of promoting 'right to shelter' under the Constitution of India.

3. (a) The Income Tax Act 1961, rightly promotes 'charitable and religious activities through effective tax incentives – Comment.

Or

[P.T.O.]

ML 1247

- (b) Examine the efficacy of electoral bond scheme, in the process of ensuring clean funding to the political parties in India.
4. (a) The deductions permitted under the heading of income from business and profession rightly promotes ease of doing business – Do you agree.

Or

- (b) Explain the importance of various costs indetermining the tax liability under the heading of income from capital gain.
5. (a) Examine the importance of Anton pillar orders in the process of search and seizure under the Income Tax Act, 1961.

Or

- (b) Explain the steps taken by the Government of India in the process of digitization of IT Administration and examine how for it will promote the efficiency.

PART B — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Direct tax dispute resolution scheme.
- (b) Immunity from prosecution and penalty.
- (c) Authority for advance ruling.
- (d) Income Tax Appellate Tribunal.
- (e) Block of Assets.
- (f) Start up India.