

TNDALU

M.L / LLM

Nov - 2016

Question papers

Register No.

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ML 293

**LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – First Semester

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

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) Discuss the role of the Bar Council of India for the improvement of the standard of legal education.  
Or  
(b) Evaluate the 184<sup>th</sup> Report of the Law Commission of India relating to legal education.
2. (a) Explain the various teaching methods used in legal education.  
Or  
(b) Examine the importance of clinical legal education in India.
3. (a) How is a research problem identified?  
Or  
(b) What are the guidelines to be followed in framing of Hypothesis?

[P.T.O.]

4. (a) Write a note on the various methods of Data collection.

Or

(b) State the importance of legal databases in the present day legal research.

5. (a) What are the guidelines to be followed in Report Writing.

Or

(b) Bring out the advantages and disadvantages of Empirical research.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

(a) Legal Literacy

(b) Extension activity

(c) Research design

(d) Bibliography

(e) Exploratory research

(f) Uncontrolled observation.

Register No. 

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**ML 294****LL.M.M.L. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – First Semester

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

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) Examine the ordinance-making power of the President of India.  
Or  
(b) Explain the legislative privileges and immunities. Are there any limitations imposed on the privileges?
2. (a) Examine distribution of legislative powers between the centre and states.  
Or  
(b) Write a brief note on inter-state water disputes with special reference to Cauvery River dispute.
3. (a) Examine and illustrate the cardinal principles of good governance.  
Or  
(b) 'Free and fair Elections' – the basic feature of the Indian Constitution – Comment on this by giving an account of electoral reforms.

[P.T.O.]



4. (a) Examine the problems faced at the non-implementation of state laws by the states.

Or

- (b) How far the natural environment is protected by the Indian judiciary?

5. (a) Explain 'decentralized governance' at the grass roots level.

Or

- (b) Briefly explain about the administration of Union Territories.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Curative petition.
- (b) Unparliamentary language.
- (c) Impact of globalization on centre-state relations.
- (d) State emergency.
- (e) International trade.
- (f) Deficient governance.

Register No.

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ML 295

**L.L.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted during 2012, 2013, 2014, 2015 and 2016)

First Year – First Semester

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

Maximum : 100 marks

Answer FORTY questions.

Each question carries 2½ marks.

(40 × 2½ = 100 marks)

1. What are soft skills?
2. Explain 'socializing soft skills'.
3. Discuss positive work ethic.
4. What are corporate skills?
5. How to develop soft skills?
6. Explain the importance of life skills.
7. Can professionalism and integrity contribute to work ethics?
8. Is it possible to highlight one's soft skills on the resume?
9. Explain verbal communication.
10. "Empathy is an important factor related to heart skills". Explain.

[P.T.O.]

11. What are the golden rules in communication?
12. Explain how effective communication takes place.
13. What are the four elements involved in receiving messages?
14. Noise is a barrier to communication.
15. Discuss the three types of communication.
16. "Story telling is an effective form of verbal communication" – Elucidate.
17. Examine the origin of languages.
18. Explain language dialects.
19. Give two tips for improving the quality of conversations.
20. Compare and contrast verbal and written communication.
21. What are the advantages of verbal communication?
22. Is communication a form of entertainment?
23. What are the different levels of communication?
24. Why are good listening skills needed?
25. Define Gestures.
26. How important is non-verbal communication?
27. Why facial expressions are vital in communication?
28. Communicating through touch.
29. How to use body language successfully?
30. State the steps to improve non-verbal communication.
31. Explain the term 'proxemics'.
32. Define how a monochronic society is organised?
33. Explain kinesics.
34. Give tips to listen well.

35. "Listening is not a passive activity". Explain.
  36. Can bias or prejudice impair listening?
  37. Give the elements of interpersonal communication.
  38. What are the two channels in face-to-face communication?
  39. How important is feedback for the sender of messages?
  40. Explain the term "Group dynamics".
  41. Discuss the reasons for conflicts in organisations.
  42. What is 'role conflict'?
  43. Explain Emotional Intelligence.
  44. Discuss the effectiveness of 'compromise' as a strategy to manage group conflicts.
  45. What are the three main models of Emotional intelligence?
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4

Register No.

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**ML 296**

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – First Semester

**BRANCH I – BUSINESS LAW**

<b>COURSE – CORPORATE GOVERNANCE</b>	<b>CODE :</b>	BUL212O01/ BUL213O01/ BUL214O01/ BUL215O01/ BUL216O01
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Time : Three hours

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) Expound the salient features of the Memorandum of Association.  
Or  
(b) Analyse the role of the Competition Commission of India in achieving and maintaining a balanced competition in the various relevant markets.
2. (a) Discuss the various modes of acquiring corporate securities.  
Or  
(b) Compare and contrast between the aspects of shares and debentures.
3. (a) Critically examine the extent to which CSR is complementing sustainable development.  
Or  
(b) Discuss the statutory provisions in regard to the appointment and remuneration of directors in a company.

[P.T.O.]



4. (a) State the procedure to be adopted for registration of a limited liability partnership firm.

Or

- (b) Make a comparative study between the Partnership Act and the LLP Act.
5. (a) Discuss the Corporate Governance practices followed in United Kingdom.

Or

- (b) Compare the Corporate Governance mechanism implemented in India with that in Japan.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Independent corporate personality  
(b) Rights issue  
(c) Debenture trustee  
(d) Audit  
(e) Designated partners  
(f) NCLT.
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**ML 344****LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – First Semester

BRANCH I –BUSINESS LAW

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

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) Explain the salient features of UNCITRAL Model law on International Commercial Arbitration.  
Or  
(b) Analyse the changing dimension of arbitration laws in various developing countries.
2. (a) State the various issues in arbitration legislations in European countries.  
Or  
(b) Compare the developments in international commercial arbitration by referring to legislative developments in Singapore.
3. (a) Analyse the best arbitration institutions and explain them with their model clauses.  
Or  
(b) Explain the relevance of arbitration clauses in a contract and state the vital rules for their interpretation.

[P.T.O.]

4. (a) How does the UNCITRAL arbitration rules of 1976 suits adhoc International commercial arbitration.

Or

- (b) What is the power available to the arbitration tribunal on deciding its own jurisdiction.

5. (a) Discuss in detail the interim measures available under the arbitration law.

Or

- (b) Explain the importance of arbitral tribunal.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Key features of an international institutional arbitration clause.
- (b) Communication and notices.
- (c) Government contracts and arbitrations.
- (d) Challenge of arbitral awards.
- (e) Geneva Convention.
- (f) Mediation.

**ML 297****M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.****(Choice Based Credit System)****(For the candidates admitted during 2012, 2013, 2014, 2015 and 2016)****First Year – First Semester****BRANCH II – CONSTITUTIONAL LAW AND HUMAN RIGHTS**

<b>COURSE – CENTRE-STATE RELATIONS IN INDIA</b>	<b>CODE :</b>	<b>CHR212001/ CHR213001/ CHR214001/ CHR215001/ CHR216001/</b>
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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 India a federal country? Critically analyse the features of federalism.

**Or**

- (b) Trace the origin and development of federal Government in India.

2. (a) Explain the constitutional scheme of distribution of powers between the centre and the states and examine the circumstances under which the repugnancy between central law and state law would arise.

**Or**

- (b) "Freedom of trade, Commerce and intercourse throughout the territory of India shall be free" – Discuss with the help of relevant case laws.

**[P.T.O.]**



3. (a) Analyse the constitutional provisions of union control over the states and state how far it is justified in a federal system?

Or

- (b) Explain the impact of proclamation of emergency on the Centre-State relations, with relevant case laws.

4. (a) Examine the constitutional scheme for the distribution of revenue between the Union and the States.

Or

- (b) Critically examine the doctrine of inter-government tax immunities under the Indian Constitution.

5. (a) "The concept of competitive federalism slowly gave way to co-operative federalism" – Discuss.

Or

- (b) Discuss the constitutional arrangement with regard to inter-state river water dispute.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Models of Federal Government
- (b) Territorial nexus theory.
- (c) Difference between tax and fee.
- (d) Finance Commission.
- (e) Borrowing powers of the Government.
- (f) Sarkaria Commission's recommendations to strengthen Centre-State relations.



Register No. 

ML 298

**LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – First Semester

**BRANCH II – CONSTITUTIONAL LAW AND HUMAN RIGHTS**

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

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) Explain the concept of natural rights, fundamental rights and human rights and compare the natural rights and human rights.  
Or  
(b) Describe the historical development of human rights norms in India.
2. (a) Discuss the role of the Supreme Court in the protection of environment against pollution with decided case laws.  
Or  
(b) The Preamble outlines the basic structure of the Constitution and sets out the aims and aspirations of the people that have been translated into various provisions of the Constitution – Discuss the principles enshrined in the Preamble of our Indian Constitution with decided case laws.

[P.T.O.]

3. (a) The right to life includes the right to live with human dignity and all that goes along with it, namely, the bare necessities of life such as adequate nutrition, clothing and shelter and facilities for reading, writing and expressing oneself in diverse forms, freely moving about and mixing and comingling with fellow human beings-Analyse the above mentioned interpretation of the Supreme Court about Art. 21 with decided cases.

Or

- (b) Discuss the second generation human rights that are enshrined in the India Constitution.
4. (a) The right to development is available to both the individual and the states. As regards the individual, right to development is a basic human right – Discuss.

Or

- (b) Citizen can demand information, but not the type of action taken on such information. – Discuss the salient features of the Right to Information Act, 2005.
5. (a) Describe the functions and powers of the State Human Rights Commission.

Or

- (b) Explain the role of the National Commission for Women and the National Commission for Children in protecting their rights.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :
- (a) Fundamental duties
  - (b) Democracy
  - (c) Judicial accountability
  - (d) National Human Rights Commission
  - (e) Right to education
  - (f) Law Commission.

Register No.

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**ML 299**

**LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – First Semester

**BRANCH III – INTELLECTUAL PROPERTY LAW .**

<b>COURSE : GENERAL PRINCIPLES OF INTELLECTUAL PROPERTY</b>	<b>CODE :</b>	IPL212O01/ IPL213O01/ IPL214O01/ IPL215O01/ IPL216O01
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Time : Three hours

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) Enumerate the common features of intellectual property rights.  
Or  
(b) Explain, how does intellectual property disseminate knowledge into the society.
2. (a) “Intellectual property is an impetus for the development of industry in a country” – Describe.  
Or  
(b) Enumerate the methods of commercial exploitation under the intellectual property system.
3. (a) “The impact of TRIPS Agreement in India is not always positive” – Explain.  
Or  
(b) Do you feel Indian Intellectual Property system is far behind to US and UK systems.

[P.T.O.]

4. (a) "Transfer of Technology is a mandate under patent system" – Explain this statement in the context of TRIPS Agreement.

Or

- (b) Enumerate the impacts of Doha Declaration in developing Countries.

5. (a) "Non – affordability of life-saving medicines is a human right issue". – Do you agree.

Or

- (b) "Patent on Software in India is still not possible" – Find out the reasons.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) National Treatment.
  - (b) Non-disclosure agreement.
  - (c) Moral rights.
  - (d) Paris Convention.
  - (e) World Intellectual Property Organization.
  - (f) Rome Convention.
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Register No. 

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**ML 300****LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – First Semester

**BRANCH IV — INTERNATIONAL LAW AND ORGANISATION**

<b>COURSE : PUBLIC INTERNATIONAL LAW</b>	<b>CODE :</b>	ILO212O01/ ILO213O01/ ILO214O01/ ILO215O01/ ILO216O01
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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) "Rapid technological progress, the rise of new ideologies and systems of public order have brought relevant changes in different fields of international law" – Discuss the nature and scope of international law in present day international relations.

Or

- (b) "General principles of international law constitutes the third source of International Law" – Analyse the statement with respect to equity as a source of international law.
2. (a) Bring out various theoretical perspectives that explain the relationship between International Law and Municipal Law by citing different State practices.

Or

- (b) 'Sovereignty requires Statehood' and 'Statehood requires certain essentials' – Analyse those essentials of Statehood.

[P.T.O.]



3. (a) The concept of Recognitions plays a vital role in international relations' – Critically analyse the theories related to state recognition.

Or

- (b) 'State succession is a misnomer' – Explain the law relating to state succession to treaties, contracts and delictual liability.

4. (a) "State jurisdiction in international law should include both prescriptive and Enforcement" – Analyse the statement.

Or

- (b) 'Extradition and Asylum cannot go together' – Examine the law relating to this by referring to case laws.

5. (a) 'Peace making and peace keeping are the major role of the UNO' – Critically evaluate the statement.

Or

- (b) 'Fixing of individual criminal responsibility started with Nuremberg' – Explain the statement by referring to different developments happened till date.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Law Making treaties
  - (b) Chorzow Factory indemnity case.
  - (c) Intervention on self defense
  - (d) North sea continental shelf case
  - (e) Nottebohm's case
  - (f) Advisory jurisdiction of ICJ.
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Register no. 

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**LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – First Semester

**BRANCH IV-INTERNATIONAL LAW AND ORGANISATION**

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

Maximum: 60 marks

**PART A – (5 x 8 = 40 marks)**

Answer all the questions

All questions carry equal marks

1. (a) Examine the aims and legitimacy of International Criminal Law.  
(or)  
(b) Examine the Principle of personal culpability.
2. (a) Explain the sources of international criminal law.  
(or)  
(b) Discuss the Nuremberg charter, Nuremberg trials and its outcome.
3. (a) Analyse how International Criminal Tribunal for Yugoslavia and Rwanda has contributed for the establishment of International Criminal Court.  
(or)  
(b) Examine the framework, structure of International Criminal Court.
4. (a) Protection of Witnesses in International Criminal Court System.  
(or)  
(b) Examine the war crimes committed by the Nazis in the Second World War.
5. (a) Examine the Prohibition of Aggression under International Law.  
(or)  
(b) Conduct is Punishable as genocide if it aims to destroy in whole or in part a national, ethnic, racial or religious group. - Elucidate.

(P.T.O)

**PART B** – (4 x 5 = 20 marks)

6. Write short notes on FOUR of the following

- (a) Crimes without burdens
  - (b) World War I
  - (c) Aut dedere aut judicare
  - (d) Rome Statute
  - (e) Non-Parties to ICC
  - (f) War Crimes and Prosecution
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Register No.

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**ML 301**

**M.L./L.L.M. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted during 2012, 2013, 2014, 2015 and 2016)

First Year – First Semester

**BRANCH V – ENVIRONMENTAL LAW AND LEGAL ORDER**

<b>COURSE : INTERNATIONAL ENVIRONMENTAL LAW</b>	<b>CODE :</b>	<b>ELO212001/ ELO213001/ ELO214001/ ELO215001 ELO216001</b>
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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 evolution and process of International Environmental Law after the establishment of UNO.

Or

- (b) Evaluate the recommendations of Brundtand Commission and how these recommendations are implemented by United Nations Environment Programme (UNEP).

2. (a) Discuss the doctrine of Intergenerational equity and evaluate how the Intergenerational regulations are being supervised by the UNO.

Or

- (b) Examine the role of Global Environment Facility (GEF) in financing world environment protection projects.

[P.T.O.]

3. (a) Define Marine resources and discuss the international legal measures for the protection and conservation of Marine resources.

Or

- (b) Trace out the Geographical conditions of Antarctic and evaluate the legal measures for sustainable use of natural resources in Antarctic region.

4. (a) Define chemical pollution and discuss the international legal measures for prevention and control of chemical pollution.

Or

- (b) Examine the essentials of oil pollution and give assessment note on International Oil Pollution Compensation Fund.

5. (a) Define disaster and examine the role of international organisations to reduce the effects of disasters on the disaster victims.

Or

- (b) Define hazardous waste and discuss the international legal measures to prevent and control the movement of hazardous waste.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Green House effect
- (b) Natural and cultural heritage
- (c) World Environment Fund (WEF).
- (d) International Seabed Authority.
- (e) Nuclear fallouts.
- (f) Space pollution.



**ML 302****M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – First Semester

**BRANCH V – ENVIRONMENTAL LAW AND LEGAL ORDER**

<b>COURSE :</b> ENVIRONMENTAL LAWS AND LOCAL SELF GOVERNMENTS (Elective)	<b>CODE :</b>	ELO212E01/ ELO213E01/ ELO214E01/ ELO215E01/ ELO216E01
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Time : Three hours

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) "Indian Courts, have not reached full maturity to protect the interests of victims suitably as Indian Law of Torts is in its infancy"— Comment.  
Or  
(b) Examine the recent legislative attempts to fashion the doctrine of strict liability into law.
2. (a) Explain the permissible limits of delegated legislation. Refer to decided cases.  
Or  
(b) Evaluate the role of judiciary in evolving compensatory jurisprudence for the violation of fundamental rights.
3. (a) What is the significance of Environmental Protection Act 1986? Explain the powers of the Central Government under the necessary and expedient clause in the EPA 1986.  
Or  
(b) Define Gram Sabha and discuss various functions of the Gram Sabha.

[P.T.O.]

4. (a) Explain the factors responsible for depletion of Ground water resource and the legislative measures to protect ground water resource.

Or

- (b) Examine the Indian Legal Regime for coastal regulation zone with the help of decided cases.
5. (a) Discuss in detail Environmental Impact Assessment.

Or

- (b) Explain the object and purpose of 74<sup>th</sup> Amendment of the Constitution of India. Briefly state the salient features of the Act.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Wards Committee.  
(b) Municipal solid waste.  
(c) Eco-labelling.  
(d) No Fault liability.  
(e) Residuary powers.  
(f) Bio-Survey.
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Register No.

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**ML 303**

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted during 2012, 2013, 2014, 2015 and 2016)

First Year – First Semester

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

<b>COURSE : CRIMINAL JUSTICE SYSTEM IN INDIA</b>	<b>CODE :</b>	CLA212001/ CLA213001/ CLA214001/ CLA215001/ CLA216001
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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) "Crime is a question of legal definition having political, cultural and moral contents"– Discuss.

Or

- (b) What are the modern approaches and methods of criminology? Define the nature and scope of criminology.

2. (a) Explain the differential association theory put forth by Edwin Sutherland regarding crime causation.

Or

- (b) Is there evidence in support of the biological school of delinquency causation? Discuss some of the attempts to demonstrate a relationship between biology and delinquent behaviour.

[P.T.O.]

3. (a) Enumerate the various criminal courts established under the Criminal Procedure Code and briefly state the sentences which each court may pass.

Or

- (b) Discuss the nature of police-public relations in India. What is the liability of police for custodial violence?
4. (a) The Criminal sanction prescribed under penal law provide vast discretion to the judge in the sentencing process. Explain.

Or

- (b) Distinguish between probation and parole and outline the principles upon which they should be conducted.
5. (a) Explain the importance of prisoners classification in the effective management of prisons.

Or

- (b) Discuss critically the open prison system in India and the immediate need for prison reforms towards open prison system.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :
- (a) Anomie theory.
  - (b) Classification of crimes.
  - (c) Prosecution.
  - (d) Set-off.
  - (e) Rehabilitation of prisoners.
  - (f) Presumption of Innocence.

14

Register No.

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**ML 304**

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – First Semester

**BRANCH VII — HUMAN RIGHTS AND DUTIES EDUCATION**

<b>COURSE :</b>	<b>HUMAN RIGHTS AND INTERNATIONAL ORDER</b>	<b>CODE :</b>	<b>HDE212O01/ HDE213O01 HDE214O01/ HDE215O01/ HDE216O01</b>
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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 role of International organisations on Human Rights based on UDHR 1948.

Or

- (b) Comment on the Legal Instrument of Political and Civil Rights 1966.

2. (a) Examine in brief, the European conventions applicable for Human Rights violation regionally.

Or

- (b) Describe the salient features of Pact of San Jose Declaration.

[P.T.O.]



3. (a) Give a brief note on UN mechanisms and interpretation of human Rights.

Or

(b) Discuss about the regional mechanisms on the protection of human Rights and international order.

4. (a) Critically comment on the role of UNESCO and UNICEF towards the protection of Human Rights.

Or

(b) Trace out the UN Division of Human Rights and the functioning of voluntary organisations to prevent violations of human rights.

5. (a) Evaluate and assess the international enforcement of Human Rights.

Or

(b) Critically examine the role of ICJ in the protection of humanity.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following

(a) Human Rights Courts

(b) Convention on torture.

(c) CORC.

(d) Abolition of death penalties.

(e) Apartheid.

(f) Ecosoc and cultural rights.



**ML 305****M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2016)

First Year – First Semester

**BRANCH VIII – LABOUR LAW AND ADMINISTRATIVE LAW**

<b>COURSE : INDUSTRIAL RELATIONS LAW</b>	<b>CODE :</b>	LAL212O01/ LAL213O01/ LAL214O01/ LAL215O01/ LAL216O01
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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 widening interpretation of the term “Industry” through Juridical formulation in India.

Or

- (b) Analyse the changing concept of “Industrial Relation” from “Master and Servant relationship” to that of “Employer and Employee relationship”.

2. (a) Make a comparative overview of voluntary dispute settlement mechanism to that of Adjudicatory process and its preferences in USA, UK and India with adequate reasoning.

Or

- (b) Define ‘Conciliation’ and identify the specific institutions under the Industrial Disputes Act, providing for the same as voluntary dispute settlement mechanism in India.

[P.T.O.]

3. (a) What are the available remedies for the aggrieved parties from the process of adjudication of industrial disputes under Industrial Disputes Act.

Or

- (b) Critically analyse the reference power of Government and the concept of direct access to adjudicatory authority for adjudication of industrial disputes in India.
4. (a) Discuss the essential conditions for "lay-off" and the conditions for claiming "lay-off compensation" for a workman coming under the category of Badali worker.

Or

- (b) Differentiate between the changing conditions in closure and transfer of undertaking under concept of relevant employees rights in an Industry.
5. (a) Define "Misconduct" in Industrial Employment and the application of the principles of Natural Justice in the enquiry process.

Or

- (b) Identify the relevant document having the terms and conditions of labour in an industry with reference to Model Standing Order.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :
- (a) Continuous service
  - (b) Industrial dispute
  - (c) Collective bargaining
  - (d) Court of inquiry
  - (e) Commencement of the award
  - (f) Grievances Redressal Machinery.

Register No. 

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**ML 306****LL.M. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted during 2015 and 2016)

First Year – First Semester

**BRANCH IX — TAXATION LAW**

<b>COURSE : GENERAL PRINCIPLES OF TAXATION</b>	<b>CODE :</b>	<b>TXL215O01/ TXL216O01</b>
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Time : Three hours

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) Give an account of the historical perspectives of levy of taxes.

Or

- (b) Distinguish between Tax and Duty, Tax and Cess with specific illustrations and decided Case Laws.

2. (a) Discuss in detail the 5<sup>th</sup> Amendment of the Constitution that led to the enactment of the Central Sales Tax Act, 1956.

Or

- (b) Explain the important developments that may take place basing on 101<sup>th</sup> Amendment of the Constitution.

3. (a) Discuss the importance of levying taxes on benefit and ability to pay principle.

Or

- (b) Discuss the importance of levying tax on neutrality and discouraging harmful product principle.

[P.T.O.]

4. (a) Analyze the concept of buoyancy and its implications while levying Tax.

Or

- (b) Explain the advantages and disadvantages of levying tax based on consumption.

5. (a) Give an account of the structure of Tax Laws with necessary suggestions.

Or

- (b) Explain the doctrine of occupied field in relation to interpretation of Tax Laws.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Marginal utility theory.
  - (b) Art. 243H.
  - (c) Salt Tax.
  - (d) Summary assessment.
  - (e) Inelasticity.
  - (f) Tax on Production.
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Register No.

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**ML 307****LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

First Year – Second Semester

<b>COURSE</b> : JUDICIAL PROCESS (Common to all branches)	<b>CODE</b> :	BUL/CHR/IPL/ILO/ELO/ CLA/HDE/LAL/TXL/ 212C03/213C03/214C03/215C03
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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 Indian Constitution by and large seeks to promote Rule of Law through many of its provisions" — Discuss.

Or

- (b) "The Indian Constitution does not contain explicitly 'separation of powers' — Comment.

2. (a) Explain law-making by the Bench with reference to Supreme Court of India promoting gender justice.

Or

- (b) How far Law declared by the Supreme Court of India is binding on it?

3. (a) Discuss the major recommendations made by the Law Commission of India as part of Court Management.

Or

- (b) Explain the use of ICT by the courts in the speedy disposal of cases.

[P.T.O.]



4. (a) Examine the tools and techniques in the Judicial Process.

Or

(b) Explain the Judicial doctrines as tools of interpretation.

5. (a) State the provisions of the Indian Constitution that make Judiciary accountable.

Or

(b) "King can do no wrong" — Examine this statement in the light of evolution of compensatory jurisprudence by the Supreme Court.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- ✓(a) Judicial impact assessment.
- ✓(b) Due process of Law.
- ✓(c) Jurimetrics.
- ✓(d) Obiter dicta.
- ✓(e) Bangalore principles.
- (f) Nyaya Panchayats.

Register No.

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ML 308

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

First Year – Second Semester

<b>COURSE : SOFT SKILLS — II</b> (Common to all branches)	<b>CODE :</b>	COM212S02/ COM213S02/ COM214S02/ COM215S02/
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Time : Three hours

Maximum : 100 marks

Answer FORTY questions.

Each question carries 2½ marks.

(40 × 2½ = 100)

1. What constitutes a presentation?
2. Why should the audience be analysed in a presentation?
3. How effective is visual input in presentations?
4. In framing the content, what points have to be included?
5. Explain the process of structuring a presentation.
6. Discuss the functions of the conclusion.
7. What is Monroe's motivated sequence?
8. Point out the keys to successful presentation?
9. What are the methods of delivery?
10. Bring forth the importance of voice control in presentation.

[P.T.O.]

11. Why do some presentations go wrong?
12. Explain rhetoric.
13. Who were the sophists?
14. "Public speaking is an art" – Discuss.
15. Videoconferencing is considered to be revolutionary way of communication – Discuss.
16. Explain glossophobia.
17. Give examples of 2 public speakers who rose up in life with this art.
18. How to craft a great speech?
19. Can we speak from personal knowledge in public speeches?
20. Define assertive behaviour.
21. What is bill of Assertive Rights?
22. Body posture and assertive rights.
23. How important is eye contact in assertion?
24. Explain fogging.
25. What is negative assertia?
26. Aggressive behaviour.
27. What is competence?
28. Discuss the effects of passive aggressive behaviour.
29. What is empathy?
30. How effective is group therapy?
31. How does awareness and acknowledgement help in showing empathy?
32. Is compassion different from empathy?
33. Is there a connection between empathy and emotional intelligence?
34. Explain the connection between empathy and conscience.

35. "Human ability to empathize is one of the reasons for the survival of the species" – Discuss.
  36. What is negotiation?
  37. Name some professional negotiations.
  38. What are the three basic elements in negotiation?
  39. Explain the approaches to negotiation.
  40. What are the rules for master negotiators?
  41. Who is a novice negotiator?
  42. What are the types of negotiations?
  43. How to proceed in the bargaining phase?
  44. Explain the importance of communication skill for negotiation.
  45. "Compromise is omnipresent in negotiation" – Discuss.
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Register No.

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**ML 310**

**LL.M/M.L. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

First Year – Second Semester

**BRANCH I – BUSINESS LAW**

<b>COURSE – COMPETITION LAW</b>	<b>CODE :</b>	BUL212O03/ BUL213O03/ BUL214O03/ BUL215O03
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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 1969 became obsolete in certain respects in the light of international economic developments and there was a need to shift the focus from curbing monopolies to promoting competition” – Discuss.

Or

- (b) “Competition policy is a desirable objective and an useful instrument for serving consumer interest and welfare and to bring about a competitive environment” – Discuss.

2. (a) “Abuse of dominant position is another way of interfering with competition in the market place” – Explain with decided cases.

Or

- (b) Combinations are void under the Competition Act only if they cause an appreciable adverse effect on competition within the relevant market in India — Examine with the help of decided cases.

[P.T.O.]



3. (a) "One of the main reasons for passing the Sherman Act was to stop the big enterprises from involving in cartel activities" — Describe the treatment of cartels under the US jurisdiction with decided cases.

Or

- (b) Examine the salient features of the Sherman Act and compare it with Clayton Act.
4. (a) "The practice and experience of the European Union Competition regime is quite developed in defining the concept of relevant market" — Discuss with decided cases.

Or

- (b) Examine the salient features of the Enterprises Act 2002.
5. (a) Discuss the interface between Intellectual Property and Competition Law.

Or

- (b) "Globalisation has brought in more scope for Competition Law" — Discuss.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Cartel
- (b) Vertical Restraint
- (c) Leniency Programme
- (d) Enterprise
- (e) Control — Definition under Competition Act
- (f) Predatory pricing.

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ML 309

**LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

First Year – Second Semester

**BRANCH I – BUSINESS LAW**

<b>COURSE : BANKING LAW</b>	<b>CODE :</b>	BUL212002/ BUL213002/ BUL214002/ BUL215002
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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 nationalization of commercial banks was a revolution in the Indian Banking System" — Discuss.  
Or  
(b) "The RBI acts as a banker to the commercial banks" — Discuss.
2. (a) "The relationship of banker and customer begins as soon as the first cheque is paid in and accepted for collection and not merely when it is paid" — Discuss.  
Or  
(b) Discuss the salient features of the Deposit Insurance Corporation Act 1961.
3. (a) "Information Technology and the communications networking systems have revolutionised the working of banks and financial entities all over the world" — Discuss.  
Or  
(b) Describe the liabilities of parties to the Negotiable Instruments.

[P.T.O.]

4. (a) Enumerate the duties of banker and customer.

Or

(b) Define negotiable instrument and differentiate cheque and bill of exchange.

5. (a) Discuss the duty of confidentiality of a banker with decided cases.

Or

(b) Describe the provisions relating to winding up of banking companies.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

(a) ATM

(b) Priority lending.

(c) Holder and Holder in due course

(d) Bank rate

(e) Credit cards

(f) Non financial companies.

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ML 311

**LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted during 2012 to 2015)

First Year – Second Semester

**BRANCH II — CONSTITUTIONAL LAW AND HUMAN RIGHTS**

<b>COURSE : COMPARATIVE CONSTITUTIONAL LAW</b>	<b>CODE :</b>	CHR212O02/ CHR213O02/ CHR214O02 CHR215O02
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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 Constitutionalism. Explain the principles that promote constitutionalism in a country.  
Or  
(b) Analyse the factors responsible for the wide increase of the powers of federal government in USA.
2. (a) Critically analyse the legislative powers of the President of India and compare the position with that of American President.  
Or  
(b) Explain the concept of International Rule of law under the Constitutions of India, USA and Germany.
3. (a) "In case of conflict between federal law and state law, federal law will prevail"- Explain the statement with special reference to India and USA.  
Or  
(b) Critically analyse the constitutional provisions for control over States to ensure national unity in India and USA.

[P.T.O.]

4. (a) Explain how far independence of judiciary is maintained in India and compare the same with that of American Constitution.

Or

- (b) Critically evaluate the role of judiciary as guardian of the rights in India in comparison with the position in America.

5. (a) Explain the impact of emergency due to breakdown of constitutional machinery in a State.

Or

- (b) "National emergency makes the Federal State into Unitary" - Justify the statement with specific reference to India and America.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Theories of Federalism
- (b) Full faith and credit clause
- (c) President's veto power
- (d) Doctrine of checks and balances
- (e) Financial emergency
- (f) Federal governance in Germany



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ML 312

**LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

First Year – Second Semester

**BRANCH II – CONSTITUTIONAL LAW AND HUMAN RIGHTS**

<b>COURSE – MEDIA AND THE LAW</b>	<b>CODE :</b>	CHR212O03/ CHR213O03/ CHR214O03/ CHR215O03
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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) Elucidate the ownership pattern of press, between private and public establishments.

Or

- (b) Critically examine the role of mass media in the socialization of society.

2. (a) Examine the desirability of having an autonomous corporation instead of departmental control to regulate radio and TV.

Or

- (b) Critically examine the misuse of freedom of press by yellow news paper.

[P.T.O.]

3. (a) Examine the service conditions of the employees in the privately owned visual media.

Or

- (b) What is legislative privilege and discuss when freedom of speech amounts to breach of privilege with decided case laws?
4. (a) Critically evaluate the provision of Cinematograph Act dealing with Censorship.

Or

- (b) Critically evaluate the provision of Telecom Regulatory Authority Act.
5. (a) Critically evaluate the law making powers of Central and State legislatures relating to Mass media.

Or

- (b) Elucidate briefly commercial advertisement under Art. 19 (1) (a) of the Constitution.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :
- (a) Role of radio to educate masses.
  - (b) Difference between film and press.
  - (c) Government control on freedom of press.
  - (d) Internal scrutiny of serials.
  - (e) News print control order.
  - (f) Obscenity in films.

**ML 313****LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

First Year – Second Semester

**BRANCH II - CONSTITUTIONAL LAW AND HUMAN RIGHTS**

<b>COURSE :</b> RIGHT TO INFORMATION — LAW AND POLICY (ELECTIVE)	<b>CODE :</b>	CHR212E02/ CHR213E02/ CHR214E02/ CHR215E02
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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) “Democracy expects openness and openness is concomitant of a free society, and the sunlight is the best disinfectant” — Analyse the statement with reference to right to receive information.

Or

- (b) Discuss the parliamentary debates on right to information in India.
2. (a) Give an account on the salient features of recent Lokpal Bill in India in improving transparency and good governance in India.

Or

- (b) Discuss the provisions of Whistle-blower’s Protection Bill in improving the good governance in India.

3. (a) Examine as to what extent the freedom of speech and expression includes the right to know and right to information.

Or

- (b) "Democracy can thrive not only under the vigilant eye of its legislature, but also under care and guidance of public opinion and the press" — Comment.

4. (a) Discuss the obligations of public authorities under the Right to Information Act and write the distinction between "Government" and "Public authority".

Or

- (b) Give an account on the evolution of the Right to Information Act, 2005 and examine its salient features.

5. (a) Discuss the liability of political parties over corporate donations under the Right to Information Act, 2005.

Or

- (b) Analyse the various decisions and orders of the central and the State Information Commissions in India under the RTI Act.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Personal information
- (b) Filing RTI Application
- (c) Duty to disclose and right to information
- (d) Right to privacy
- (e) Access to information as a human right
- (f) Severability.

24

Register No.

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**ML 280**

**M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

(2013 batch onwards : Second Year – Third Semester)

(2012 batch : First Year – Second Semester)

**BRANCH III — INTELLECTUAL PROPERTY LAW**

<b>COURSE :</b> INTELLECTUAL PROPERTY RIGHT LAWS AND HUMAN RIGHTS (Elective)	<b>CODE :</b>	IPL212E01/ IPL213E01/ IPL214E01/ IPL215E01
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Time : Three hours

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) Discuss the cause and effect of intellectual property on Human Rights.

Or

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

2. (a) Analyse the scope of Intellectual Property Rights under the Universal Declaration of Human Rights and International Covenant on Civil and political rights.

Or

- (b) Discuss TRIPS. agreement with specific reference to Doha Declaration of Public Health.

[P.T.O.]



3. (a) Give an account of various provisions of the Indian Patent Act protecting Intellectual Property Rights.

Or

- (b) Give an account of various provisions of the Geographical Indications Act, protecting intellectual property Rights.

4. (a) Discuss how right to health is related with Intellectual Property Rights.

Or

- (b) Analyse the relation between copyright and the cultural rights.

5. (a) Critically examine the relation of traditional knowledge with human rights and intellectual property rights.

Or

- (b) Examine consumer's rights in relation to copyright and trade mark.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Reward theory
- (b) Rights of indigenous people
- (c) Product patent
- (d) Clinical trials
- (e) Performance rights
- (f) Owner's right under copyright.

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ML 314

**LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

First Year – Second Semester

**BRANCH III – INTELLECTUAL PROPERTY LAW**

<b>COURSE : COPYRIGHT LAW</b>	<b>CODE :</b>	IPL212O02/ IPL213O02/ IPL214O02/ IPL215O02/
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Time : Three hours

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) What is meant by Copyright? Discuss the subject matter of copyright under the Copyright Act 1957.  
Or  
(b) 'Copyright exists in expression of idea and not in idea' – Explain this statement with illustration.
2. (a) Bring out the exception to the rule that "ownership of copyright of a book with the author" – Explain.  
Or  
(b) What are the differences between compulsory license and statutory license under the Indian Copyright Act?
3. (a) What are the special rights granted to the author of the copyrighted work?  
Or  
(b) What are the acts which do not constitute the infringement of copyright?

[P.T.O.]

4. (a) Explain the infringement of copyright under the Copyright Act, 1957.

Or

- (b) What are the civil remedies available under the Copyright Act for infringement of copyright?
5. (a) "Copyright protection to computer software is inadequate" – Critically examine.

Or

- (b) Discuss the importance of WIPO Copyright Treaty in a world of Digital Technology and Internet.

**PART B** — (4 × 5 = 20 marks)

6. Write short notes on FOUR of the following :
- (a) Doctrine of Merger
  - (b) Doctrine of Sweat of the Brow
  - (c) Reverse Engineering of computer programme
  - (d) Performer's right
  - (e) Work of joint authorship
  - (f) Copyright society.
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Register No. 

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**ML 315****LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

First Year – Second Semester

**BRANCH III — INTELLECTUAL PROPERTY LAW**

<b>COURSE : PATENT LAW</b>	<b>CODE :</b>	IPL212O03/ IPL213O03/ IPL214O03/ IPL215O03
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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, how does patent enriches market activities in a country.  
Or  
(b) Enumerate the impact of TRIPS agreement in India patent regime.
2. (a) Explain the concept of “non-obviousness” with reference to Graham’s Test.  
Or  
(b) Describe the new dimension of “invention” in accordance with Indian Patent (Amendment) Act 2005.
3. (a) Explain the significance of complete specification in the context of patent jurisprudence.  
Or  
(b) “Compulsory licence is a tool to check abuse of monopoly in the patent system” - Discuss.

[P.T.O.]

4. (a) Explain the concept of "All-element test" with the help of decided cases.

Or

- (b) Enumerate the remedies available in case of infringement of patent.
5. (a) "The Protection of Plant Varieties and Farmers Rights Act 2001 is an effective instrument to prevent biopiracy" - Trace out the reasons.

Or

- (b) Enumerate the registration procedures of "New varieties" - under the protection of Plant varieties and Farmers Rights Act.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Anticipation.  
(b) Discovery vs. Invention.  
(c) Pith and Marrow Test.  
(d) Claim Interpretation.  
(e) Patent on software.  
(f) Secrecy direction.



Register No.

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ML 316

**LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

First Year – Second Semester

**BRANCH IV — INTERNATIONAL LAW AND ORGANISATION**

<b>COURSE : LAW OF THE SEA</b>	<b>CODE :</b>	ILO212O02/ ILO213O02/ ILO214O02/ ILO215O02/
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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 of sea originally consisted of a body of rules of customary law and were later progressively codified” – Trace the history of law of sea.

Or

- (b) Law of sea provides for zonal management approach in order to coordinate the interests of states – Discuss the role played by international law in deciding the spatial distribution of jurisdiction of states in sea.
2. (a) Truman Proclamation has contributed for the development of sovereignty over continental shelf - Comment about the validity.

Or

- (b) EEZ is evolved on the concept of perfect unity and interdependence that exists between Sea's living resources and coastal population – Explain the genesis and legal status of EEZ.

[P.T.O.]

3. (a) Discuss the concept of 'Freedom of High seas' and the evolution of customary law into code relating to principle of exclusive jurisdiction of the flag state.

Or

- (b) Define Area and discuss the *raison d'être* of the principle of 'Common heritage of mankind'.
4. (a) Explain the cardinal principle applicable to maritime delimitations and the basic approaches adopted by courts and tribunals with respect to maritime delimitation.

Or

- (b) "Depletion of marine living resources is a matter of more pressing concern for the international community" – Discuss the role of the concept of sustainable development in the conservation of marine living resources.
5. (a) State the rights and duties of landlocked states.

Or

- (b) 'UNCLOS III provides a clear obligation with respect to peaceful uses of the sea' – Elaborately discuss the conventional provisions with regard to suppression of piracy.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :
- (a) Innocent passage
  - (b) Archipelagic waters
  - (c) Hot pursuit
  - (d) International Seabed Authority
  - (e) Achille laure incident
  - (f) Seabed Disputes Chamber.

Register No. 

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**ML 317****LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

First Year – Second Semester

**BRANCH IV — INTERNATIONAL LAW AND ORGANISATION**

<b>COURSE : INTERNATIONAL HUMANITARIAN AND REFUGEE LAW</b>	<b>CODE :</b>	ILO212003/ ILO213003/ ILO214003/ ILO215003
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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) "Humanitarian Law in principle evolves around jus in bellum rather jus ad bello" – Examine.  
  
Or  
(b) Trace the historical documents concerned with the evolution of Humanitarian norms.
2. (a) Examine the significance of Martens clause, in the contemporary context of International Armed Conflict.  
  
Or  
(b) Define Self-defence. Explain the work of the International Law Commission with reference to effect of armed conflict in Treaties.
3. (a) Critically analyse the jurisprudence evolved by the World Court in the Legality of threat or use of Nuclear Weapons.  
  
Or  
(b) Write an essay on the work of ICRC.

[P.T.O.]

4. (a) Distinguish Humanitarian Assistance and Humanitarian Intervention. Explain with the help of decisional law.

Or

- (b) Define Refugee. Examine the jurisprudence evolved by the Supreme Court of India, in the context of promotion and protection of Rights of Refugees.

5. (a) Critically analyse the legal status of Palestinian Refugees'.

Or

- (b) Explain the relationship between International Human Rights Law and that of International Humanitarian Law.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Prosecutor vs. Dusko Tadic
- (b) Common Article III
- (c) Drone Attack
- (d) Sri Lankan Ethnic Conflict and Genocide
- (e) Rape as War Crime
- (f) International Humanitarian Law and International Criminal Law



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ML 318

**M.L./LL.M DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

First Year – Second Semester

**BRANCH V – ENVIRONMENTAL LAW AND LEGAL ORDER**

<b>COURSE – ENVIRONMENTAL POLLUTION – LAW AND POLICY</b>	<b>CODE :</b>	ELO212O02/ ELO213O02/ ELO214O02/ ELO215O02
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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 meaning, nature and scope of Environmental pollution and examine the policies of the State to prevent and control the pollution.

Or

- (b) Explain the classification of pollutants and discuss the sources of pollution.
2. (a) Evaluate the role of the Judiciary in the prevention and control of water pollution.

Or

- (b) Discuss the powers and functions of the State Pollution Control Boards in the prevention and control of water pollution.

[P.T.O.]



3. (a) Explain the types of Air Pollutions and examine the remedies for the victims Air Pollution.

Or

- (b) Examine the functions of the Agencies under the Air Act to prevent, control and abate air pollution in India.
4. (a) Discuss the sources of noise pollution and explain the effects of noise pollution.

Or

- (b) Evaluate the role of the Judiciary in the prevention and control of noise pollution.
5. (a) Define 'Biomedical waste' and discuss the duties of the occupier for treatment and disposal of Biomedical waste.

Or

- (b) Discuss the role of citizens to reduce, reuse and the disposal of wastes.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Effects of water pollution.
- (b) Taj Trapezium Zone (TTZ) case.
- (c) Ground water pollution.
- (d) Hazardous waste.
- (e) Central Crisis Group (CCG).
- (f) Conflicts of Jurisdiction.

Register No.

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**ML 320**

**M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

First Year – Second Semester

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

<b>COURSE : JUVENILE JUSTICE – LAW AND POLICY</b>	<b>CODE :</b>	CLA212002/ CLA213002/ CLA214002 CLA215002
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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 origin and development of law relating to Juvenile in conflict of law.  
Or  
(b) Explain the salient features of the Juvenile Justice (Care and Protection of Children) Act, 2000.
2. (a) "To determine whether a person is a juvenile or not, proof of age is mandatory"- Comment by citing case laws.  
Or  
(b) "Peer group influence" plays a significant role in extending the conduct of juveniles towards delinquency- Comment.
3. (a) Explain the constitution and powers of the Juvenile Justice Board.  
Or  
(b) Explain the importance and purposes of bail procedure of juvenile in conflict with law?

[P.T.O.]

4. (a) Explain the purpose for which observation homes and special homes are established?

Or

- (b) What is the procedure adopted to treat the juvenile in conflict with law immediately after arrest?

5. (a) Bring out the significant role played by the NGO's in child development.

Or

- (b) Explain the process of rehabilitation and social reintegration of juvenile.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following.:

- (a) Begging
- (b) Place of safety
- (c) Guardian
- (d) Child in need of care and protection
- (e) Juvenile drug abuse
- (f) Social auditing.

Register No.

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**ML 284****M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

**BRANCH VI – Criminal Law and Criminal Justice Administration**

<b>COURSE – COMPARATIVE CRIMINAL PROCEDURE</b>	<b>CODE :</b>	CLA212004/ CLA213004/ CLA214004/ CLA215004
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Time : Three hours

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) The organisation of criminal courts in India has been structured in such a way that the exercise of original and appellate jurisdictions are with experience and expertize. Compare the position in France and England.

Or

- (b) Critically examine the role of Public Prosecutors as officers of court in India, compare the position in England and USA.
2. (a) Right against self incrimination is a rule, but a statement amounting to Confession is relevant in India. Examine the evidential value of statements by accused in France and USA.

Or

- (b) Critically examine the role of a judge in India and France preceding trial.

[P.T.O.]

3. (a) Critically examine the characteristic features of the accusatorial system of trial in India and its effectiveness in rendering fair justice.

Or

- (b) Examine the role of expert evidence in criminal trials in India and USA.

4. (a) Elucidate the role criminal courts are playing in the correctional programs in India. Examine the feasibility of incorporating the features that are existing in England and France.

Or

- (b) Make a comparison of the aftercare services in India and France.

5. (a) Critically examine the procedure designed for Preventive action by Police in India.

Or

- (b) To remove Public Nuisance and apprehensive danger, executive magistrates in India are given adequate powers. Examine.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Admonition
- (b) Indeterminate sentence
- (c) Plea bargaining
- (d) Cour de cassation
- (e) Medical treatment of victims
- (f) Parole.



Register No.

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**ML 322**

**LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

First Year – Second Semester

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

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

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) Narrate the concept of “cyber crime” and its impact on Criminal Justice Administration in India.

Or

- (b) Examine the territorial and extra-territorial jurisdiction of cyber crimes.

2. (a) Explain the role of enforcement authorities to eradicate cyber crimes by adopting various technological measures.

Or

- (b) “Cyber Jurisprudence” – A new jurisprudence of 21<sup>st</sup> century – Analyse.

[P.T.O.]

3. (a) How the cyber criminals are threatening the Societal, National and International Peace?

Or

- (b) Explain the significance of amendments in Information Technology Act.

4. (a) Explain the different kinds of cyber crimes with decided cases.

Or

- (b) List out the impact of Information Technology Act on substantial and Procedural laws in India.

5. (a) Discuss the merits and demerits of Digital Signature in the arena of International Trade.

Or

- (b) Elucidate the role of Certifying Authorities and CRAT in tackling the cyber crimes.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Links and meta tags
  - (b) Strict Construction of Penal Laws
  - (c) Salami Attacks
  - (d) Presumption of Innocence
  - (e) Unauthorised Access vs. Unauthorised interception
  - (f) IP infringements.
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ML 325

**LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

First Year – Second Semester

**BRANCH VII – HUMAN RIGHTS AND DUTIES EDUCATION**

<b>COURSE :</b> INTERNATIONAL ENFORCEMENT OF HUMAN RIGHTS (ELECTIVE)	<b>CODE :</b>	HDE212E01/ HDE213E01/ HDE214E01/ HDE215E01
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Time : Three hours

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) Describe the scope, objects and application of the International Humanitarian law.

Or

- (b) “The Commission on Human Rights is an important UN body in the field of Human Rights” – Discuss the role of the United Nations Commission on Human Rights for the protection and promotion of Human Rights.

2. (a) Discuss the organisation, functions and the procedure to be followed by the Inter – American Commission on Human Rights.

Or

- (b) Summarise the rights and freedoms recognized by the European Convention on Human Rights and Fundamental Freedoms, 1950.

[P.T.O.]

3. (a) Describe the role of European court of Justice in the enforcement of Human Rights law.

Or

- (b) Discuss the role of the International Labour Organization (ILO) and the World Health Organization (WHO) for enforcing the International Human Rights law.

4. (a) "Wounded or sick combatants, to whatever nation they may belong, shall be collected and cared for" – Discuss the above sentence in the light of Red Cross Law.

Or

- (b) "Plans of actions and lists of priorities for the implementation of humanitarian law cannot be worked out unilaterally but only through joint international efforts" – Discuss the problems and priorities for the implementation of the International Humanitarian Law.

5. (a) There can be no doubt that the growing prominence of human rights law in recent decades is largely due to the activism of non – governmental human rights organizations. Explain the role of non-governmental organizations in promoting Human Rights Law.

Or

- (b) What are considered as Criminal offences committed in the course of an International armed conflict, and state the rules of criminal proceedings before national courts?

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Sources of modern humanitarian law.
- (b) International Court of Justice.
- (c) Hard law and soft law.
- (d) ECOSOC.
- (e) War crimes.
- (f) International treaties.



Register No. 

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**ML 327****LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

First Year – Second Semester

**BRANCH VIII – LABOUR LAW AND ADMINISTRATIVE LAW**

<b>COURSE – SOCIAL SECURITY LAW</b>	<b>CODE :</b>	LAL212O03/ LAL213O03/ LAL214O03/ LAL215O03/
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Time : Three hours

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) “The underlying idea behind social security measures is that a citizen who contributed or likely to contribute to his country’s welfare should be given protection against certain hazards” – Discuss.

Or

- (b) Discuss the influence of Directive Principles of State Policy in the interpretation and application of social security measures in India.
2. (a) Discuss the employer’s liability to pay compensation under the Employees’ Compensation Act, 1923.

Or

- (b) Critically examine the liability of the principal employer and the immediate employer to pay contribution under the Employees’ State Insurance Act 1948.

[P.T.O.]



3. (a) Examine the provisions regulating the working hours of adults, women and young persons under the Factories Act, 1948.

Or

- (b) Discuss how far the Maternity Benefits Act 1961 provides benefits to women during child birth. State the safeguards available under the Act for its effective implementation.
4. (a) "The Payment of Gratuity Act, 1972 provides a scheme for the payment of gratuity to employees and for matters connected therewith or incidental thereto" – Elucidate.

Or

- (b) Discuss the constitution, composition, powers and functions of the Board of Trustees under the Employees' Provident Funds and Miscellaneous Provisions Act, 1952.
5. (a) State the minimum standards of social security prescribed by the ILO under the convention No. 102 of 1952 and its impact on Indian Social Security Legislation.

Or

- (b) Explain the social security measures provided in USA.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Dependant under the Employees' Compensation Act, 1923.
- (b) Manufacturing process.
- (c) Employees' Pension Scheme.
- (d) Employees' Insurance Court.
- (e) Provisions relating to hazardous process under the Factories Act, 1948.
- (f) Social security system in UK.

ML 328

**LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

First Year – Second Semester

**BRANCH VIII — LABOUR LAW AND ADMINISTRATIVE LAW**

<b>COURSE : WAGE DETERMINATION LAWS AND OTHER BENEFITS (Elective)</b>	<b>CODE :</b>	LAL212E01/ LAL213E01/ LAL214E01/ LAL215E01
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Time : Three hours

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) Examine wage policy as an instrument for promoting economic and social policy.

Or

- (b) Discuss the procedure for determination of wages in USA.

2. (a) Explain the recommendations made by National Commission on Labour for reshaping wage policy in India.

Or

- (b) “Dearness allowance is not paid to bridge the gap between the minimum wage and living wage” – Do you agree with this statement? Discuss.

[P.T.O.]

3. (a) Examine the term "Capacity of industry to pay" as an essential ingredient in the fixation of wages and explain the different methods of measuring such capacity.

Or

- (b) "The character of employer or the destination of profits has no relevance in the fixation of wages" – Examine the statement with regard to determination of wages in public sector.
4. (a) "All deductions which are not authorised under the provisions of the Payment of Wages Act, 1936 must not be deducted whatever may be the nature of deduction" – Discuss.

Or

- (b) Discuss the concept of living wage and examine the difficulties in its attainment in India.
5. (a) Examine the different types of bonus and discuss the eligibility and disqualification for the payment of bonus under the Payment of Bonus Act, 1965.

Or

- (b) Explain the procedure for fixing and revising minimum wages under the Minimum Wages Act, 1948.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :
- (a) ILO on wages
  - (b) Principle of equal pay for equal work
  - (c) Full bench formula
  - (d) Occupational wage differentials
  - (e) Marginal productivity theory of wages
  - (f) Statutory minimum wage.

Register No.

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**ML 329****M.L./LL.M. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted during 2015)

First Year – Second Semester

**BRANCH IX — TAXATION LAW**

<b>COURSE : DIRECT TAX LAWS</b>	<b>CODE :</b>	<b>TXL215O02</b>
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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 income as given under the Income Tax Act 1961. Explain the basic principles to be followed while charging Income – Tax.

Or

- (b) (i) Explain gross total income.  
(ii) Distinguish between exemption and deduction by citing examples from Income Tax Act, 1961.
2. (a) Explain how are the following treated under Sec. (10) of the Income Tax Act, 1961. Give relevant provisions of Law.  
(i) Income from any international sporting event.  
(ii) Loan in the case of reverse mortgage.  
(iii) Income of Trade Unions.  
(iv) Salary received by a ship's crew.

Or

- (b) Discuss Vodafone International Holdings B.V. Vs. Union of India (2012) in detail and the validity of subsequent amendments in the Income Tax Act, 1961.

[P.T.O.]



3. (a) Give an account of the various incomes which become part of the business income under the Income Tax Act, 1961.

Or

- (b) Explain how annual value of house property is assessed under various circumstances.

4. (a) Give an account of the various provisions of the Income Tax Act, 1961 on appeals and revisions.

Or

- (b) Analyse the powers of the Settlement Commission under the Income Tax Act, 1961.

5. (a) Explain the scheme of Tax Deduction at Source. Also explain how tax is deducted at source for the following Incomes.

- (i) Salary
- (ii) Winning from lotteries.
- (iii) Purchase of immovable property.
- (iv) Dividends.

Or

- (b) Give an account of different offences that invites prosecution under the Income Tax Act, 1961.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Tax on wealth.
- (b) Assessment year.
- (c) Short term capital asset.
- (d) Set-off of income from horse race.
- (e) Fringe Benefit Tax.
- (f) Penalty for not filing report.



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ML 330

**LL.M./M.L. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted during 2015)

First Year – Second Semester

**BRANCH IX - TAXATION LAWS**

<b>COURSE : INDIRECT TAX LAWS</b>	<b>CODE :</b>	<b>TXL215O03</b>
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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) Elucidate the Constitutional provisions relating to levy and collection of Indirect taxes in India.

Or

- (b) Distinguish between “tax on sale” and “tax on works contract” tracing the legislative history.

2. (a) Discuss the relevancy of Classification of goods for the purpose of assessment under the Customs Act, 1962.

Or

- (b) Differentiate between prohibited goods and restricted goods under the Customs Act, 1962.

3. (a) Explain the concept of ‘assessable value’ and ‘transaction value’ under the Central Excise Act, 1944.

Or

- (b) Distinguish ‘input’ and capital goods’ with reference to provisions under Cenvat Credit Rules 2004.

[P.T.O.]

4. (a) Elucidate and trace the history of levy of tax on services under Chapter V of Finance Act, 1994 and switch over to levy under 'negative list' regime in 2012.

Or

- (b) Analyze the provisions relating to offences and penalties under the Finance Act, 1994.
5. (a) Explain the salient features of the Tamil Nadu Value Added Tax Act, 2006 (TNVAT 2006) with reference to basic concept of VAT.

Or

- (b) What is compounding of tax? Elucidate the provisions under TNVAT 2006 relating to 'turnover', total turnover' and 'taxable turnover'.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :
- (a) Place of provision of services.
  - (b) Reports of Tax Reforms Committee.
  - (c) Warehousing under Customs law.
  - (d) MODVAT and CENVAT.
  - (e) Inter-State Sale under CST Act, 1956.
  - (f) Zero Rate Tax and Input Credit.
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Register No.

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**ML 271****M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

<b>COURSE : LAW AND SOCIAL TRANSFORMATION IN INDIA</b> (Common to all branches)	<b>CODE :</b>	BUL/CHR/IPL/ILO/ ELO/CLA/HDE/LAL/ TXL/212C04/ 213C04/214C04/ 215C04
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Time : Three hours

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) Examine the interaction between Law and Social change in India.  
Or  
(b) Critically examine the non-legal strategies for Social transformation.
2. (a) How 'Caste' is a divisive factor in India? Do you agree that caste is a factor to undo past injustices?  
Or  
(b) Explain 'regionalisation as a divisive factor. Is regional backwardness a ground for separate statehood?
3. (a) What is 'gender injustice'? Discuss the role of Indian Supreme court in promoting gender justice.  
Or  
(b) What do you understand by 'Child-trafficking'? Explain the legal frame-work to eradicate such trafficking.

[P.T.O.]

4. (a) Define 'Modernization'. How far modernization is serving as a 'value' in the Indian Constitution?

Or

- (b) Explain the various approaches to Social transformation.

5. (a) Write a brief account on issues of Social transformation in contemporary India.

Or

- (b) Discuss the role of Local Self-Governments in Social transformation.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Right to education
  - (b) Status of tribals
  - (c) Globalization
  - (d) Industrial reforms
  - (e) Son of the Soil theory
  - (f) Protective discrimination.
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Register No.

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**ML 272****M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

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

Maximum : 100 marks

Answer FORTY questions.

(40 × 2½ = 100)

Each question carries 2½ marks.

1. Do you suggest that an employee can use Face book at work?
2. Why is everyone so stressed?
3. What is structured team building?
4. What is ethical corporate governance?
5. What is unity of command in General management?
6. What are the ways to improve communication and reduce stress within family ties?
7. What are some of the worst symptoms caused by extreme stress?
8. What is the concept of organizing?
9. In what way meditation help to break the stress?
10. Give examples of steps to be taken to make each team members feel important.
11. What are the steps that manager can take to maintain a good co-worker's relationships?
12. Give an example when manager had to present complex information in a simplified manner in order to explain it to others.

[P.T.O.]



13. What are the responsibilities of a manager to oversee daily operations for the business unit or organization.
14. What are the ways to engage employees in key or targeted customer activities?
15. What are the character of values and ethics?
16. Give the strategies to build ethical climate.
17. Does a leader need a power or an authority?
18. What should the manager do to support others and get a support from others?
19. What is workplace ethics?
20. What are the ways to keep each member of the team involved and motivated?
21. What is commercial advertising?
22. What are ethics the finance people should follow?
23. Discuss about 'conversation etiquette'.
24. Why is it considered important to switch off mobile phones while in a conference room?
25. What is the difference between a manager and a leader?
26. "Punctuality is the key". Explain.
27. Why cutting in line is considered to be an offensive act in a meeting?
28. What are the main components of personal productivity?
29. What is mental control?
30. What are the biggest time wasters in corporate business?
31. In what way using 'Do not Disturb' sign on outside doorknob helps in concentrating in work?
32. What are the common external causes of stresses?
33. Give the importance of power point presentation in a seminar?
34. What is the importance of exchange of business cards in a meeting?
35. What are the ways of improving team productivity?
36. What are the models of team behaviour?
37. What is delegation in General management?

38. What is shareholder meeting under Indian Companies Act, 2013?
39. What is span control in General management?
40. What are the steps manager need to take to achieve goals?
41. Provide an example of a situation where management had to create an agreement between parties that were originally differed in opinion, approach, and objectives.
42. What is corporate party manners?
43. What are the unhealthy ways of coping with stress?
44. What are the table manners one must follow while dining with a potential client?
45. What are the social skills one need to display in the workplace?

**ML 273****M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

**BRANCH I – BUSINESS LAW**

<b>COURSE : REGULATORY LAWS</b>	<b>CODE :</b>	BUL212004/ BUL213004/ BUL214004/ BUL215004
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Time : Three hours

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) Explain the private interest theory relating to regulation.  
Or  
(b) "The regulatory role of the State is undergoing marked changes in key areas of the global economy" - Discuss.
2. (a) Expound the salient aspects of the Real Estate (Regulation and Development) Bill, 2013.  
Or  
(b) Explicate the powers and functions of the securities and Exchange Board.
3. (a) Explain about the qualification of commissioner, salary and allowances and the Constitution of the Central information Commission.  
Or  
(b) State the procedure for appeal under the RTI Act, 2005 and details of various penalties.

[P.T.O.]

4. (a) 'Tele communication regulation will be less concerned with licensing and pricing and more concerned with effort to check adopt standards of reliability and interoperability to unrelenting technology changes and consumer protection. Discuss the role of TRAI in ensuring transparency while exercising its powers and discharging its functions.

Or

- (b) Explicate the major amendments brought to the TRAI Act 1997 in 2000.
5. (a) Discuss the ambit of the powers of the State commission established under the Electricity Act, 2003.

Or

- (b) Explain about the Tamil Nadu Electricity (Reorganization and Reforms) Transfer scheme, 2010.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :
- (a) Institutionalized theory.
  - (b) Indian financial code.
  - (c) State Information Commission.
  - (d) Meaning of the term telecommunication service.
  - (e) Captive Generating plant.
  - (f) Functions of the Pension fund Regulatory and Development Authority.

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ML 274

**M.L. DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

**BRANCH I – BUSINESS LAW**

<b>COURSE :</b> LEGAL REGULATION OF ECONOMIC ENTERPRISES	<b>CODE :</b>	BUL212O05/ BUL213O05/ BUL214O05/ BUL215O05
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Time : Three hours

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) State the importance of Industrial policy resolutions in the development of economic sectors.

Or

- (b) Analyse the Constitutional perspectives relating to Economic Enterprises in India.

2. (a) Discuss the impact of WTO on Economic Enterprises in India.

Or

- (b) Explain the concept of merger and acquisitions with reference to the present Companies Act.

3. (a) State the role of Public sector in India in the development of Indian Economy.

Or

- (b) Explain the Concept of Sick industries and state the legislative protective measures for protecting sick industries.

[P.T.O.]



4. (a) Analyse the powers of SEBI in regulating the Capital market.

Or

(b) Discuss the need for regulating NBFC's for the purpose of having a safe financial system in our country.

5. (a) Analyse the merits and demerits of Foreign Direct Investments.

Or

(b) Explain the various issues relating to regulation of multi national Corporations.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Disinvestment policy
  - (b) Small Scale Industries
  - (c) Technology transfer agreements
  - (d) Global depository receipts
  - (e) Competition Policy in India
  - (f) Institutional investors.
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Register No.

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**ML 275****M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

**BRANCH I — BUSINESS LAW**

<b>COURSE : LAW RELATING TO FOREIGN TRADE (ELECTIVE)</b>	<b>CODE :</b>	BUL212E02/ BUL213E02/ BUL214E02/ BUL215E02
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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) "International trade enables every country to specialise and to export those things it can produce cheaper in exchange for what others can provide at a lower cost" – Explain this statement with special reference to theories of International Trade.

Or

- (b) "Foreign trade policy of a country plays a very important role in the development of a country" – Explain this statement with special reference to India's foreign trade policy.
2. (a) "The WTO Agreement on subsidies and countervailing measures puts restrictions on the use of countervailing measures introduced in respect to competitors subsidies" – Discuss.

Or

- (b) Define dumping and explain the procedure for determination of injury of dumping.

[P.T.O.]

3. (a) "Special Economic Zones denote geographical areas which enjoy special privileges as compared with other areas of the country" – Discuss.

Or

- (b) Describe the provisions relating to borrowing and lending of money in foreign currency under FEMA.

4. (a) Discuss the steps taken by the Government of India in promoting foreign trade in agricultural products.

Or

- (b) Explain the role of service sector in India's foreign trade.

5. (a) Critically evaluate the provisions of Money Laundering Act.

Or

- (b) Explain the provisions of Customs Act in the levy of and exemption from Customs duties.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) ADR and GDR.
  - (b) Export Oriented Units.
  - (c) Conveyance and warehousing of goods.
  - (d) Director General of Foreign Trade.
  - (e) Dispute Settlement Mechanism under WTO.
  - (f) Warehousing in India.
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43

Register No.

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**ML 276**

**M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

**BRANCH II — CONSTITUTIONAL LAW AND HUMAN RIGHTS**

<b>COURSE : NATIONAL SECURITY, PUBLIC ORDER AND RULE OF LAW .</b>	<b>CODE :</b>	<b>CHR212O04/CHR213O04/ CHR214O04/CHR215O04</b>
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Time : Three hours

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL questions.

All questions carry equal marks.

1. (a) Examine the effect of emergency on Civil liberties guaranteed under Indian Constitution.  
Or  
(b) What is Martial Law? Discuss the effect of Martial law on Fundamental Rights.
2. (a) Critically examine the right of representation of the detenué detained under Preventive detention law,  
Or  
(b) Differentiate between subjective satisfaction and objective assessment of the executive authority. Is subjective satisfaction subject to judicial scrutiny in the matters relating to Preventive detention?
3. (a) What are various laws authorizing Preventive detention? Examine the scope of COFEPOSA in curbing economic offences.  
Or  
(b) Critically examine the response of National Human Rights Commission on TADA, the draconian Law.

[P.T.O.]

4. (a) Analyze the President's power to suspend the rights conferred under Art. 19 and suspension of right to move any court on declaration of emergency with the help of relevant case Laws.

Or

- (b) "Art." 21 of the Indian Constitution cannot be suspended even during emergency" — Explain with cogent reasons.
5. (a) Examine the importance of Constitution 59<sup>th</sup> Amendment Act and its impact on the changes brought by 44<sup>th</sup> Amendment in the matters relating to emergency.

Or

- (b) Examine the importance of 44<sup>th</sup> Amendment Act in upholding rule of law during emergency.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Security of the State.  
(b) 1962 Emergency.  
(c) Advisory Board.  
(d) Due process of Law.  
(e) English Martial Law.  
(f) A.K. Roy V. Union of India.
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ML 277

M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

BRANCH II – CONSTITUTIONAL LAW AND HUMAN RIGHTS

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

Maximum : 60 marks

**PART A** — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Discuss the general features of Election and Election Laws in India and also examine the special provisions for Scheduled Castes and Scheduled Tribes under the Indian Constitution.  
Or  
(b) Discuss the general principles and basic requirements of election in India and also examine the system of election.
2. (a) Discuss the procedure for filing nomination paper under the Representation of People Act. Can a nomination paper be rejected on the following grounds:
  - (i) Non furnishing of affidavit disclosing criminal antecedents, assets, liabilities and educational qualifications.
  - (ii) Furnishing of wrong information or suppression of some material information in such affidavit.

Or

- (b) What is recriminatory petition? When and how can it be filed under the Representation of People Act, 1951?

[P.T.O.]

3. (a) Critically analyze the Anti-Defection law in India.

Or

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

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

Or

(b) Discuss "Necessary parties to an election petition" and consequences of non-joinder of such parties.

5. (a) Discuss the grounds and forum to challenge a President's Election in India.

Or

(b) Discuss the procedure and conduct of the Presidential election in India.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) General Electoral roll
- (b) Removal of Chief Election Commissioner
- (c) Gerry mandering
- (d) Safeguards against impersonation
- (e) Single Transferable vote
- (f) State Election Commission.

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ML 278

M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015 onwards)

Second Year – Third Semester

BRANCH III – INTELLECTUAL PROPERTY LAW

COURSES: LAW RELATING TO INDUSTRIAL DESIGNS	CODE :	IPL212004/
		IPL213004/
		IPL214004/
		IPL215004

Time : Three hours

Maximum : 60 marks

PART A — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Explain the Historical perspectives of Industrial design protection in India.

Or

- (b) "Design influences the mind of the Consumer" – Explain this statement in the context of economic impact of industrial design.
2. (a) "In order to obtain design registration, the design should be novel or at least it should be original". Discuss this statement with the help of judicial interpretations.

Or

- (b) "In the entire process for obtaining design registration, the burden of proof always lies on the designer" – Based on this statement enumerate the steps for getting design registration.

[P.T.O.]



3. (a) "The rights given to the owner of the design is not an absolute one"- Explain.

Or

- (b) Explain, what amounts to piracy of design according to Industrial Design Act, 2000.
4. (a) Describe the "Lay observer test" in case of infringement of the rights available to the owner of a registered design.

Or

- (b) "The onus to prove infringement always lies upon the owner of the design"- Explain with the help of decided cases.
5. (a) Enumerate the salient features of the Semi Conductor Integrated Circuit and Lay-Out Design Act, 2000.

Or

- (b) Explain the role of TRIPS agreement towards the development of Design Protection.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following:
- (a) Eye -Appeal
  - (b) Overlap between design and copyright
  - (c) Originality
  - (d) Must-match doctrine
  - (e) Power of the Controller of Design
  - (f) Design Patent.
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**ML 279****M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

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

Second Year – Third Semester

**BRANCH III – INTELLECTUAL PROPERTY LAW**

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

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) How does the principle of territoriality form the basis for acquiring IPR?

Or

- (b) Critically examine in the context of TRIPs agreement whether the economic rationale for protection of intellectual property is going to benefit the economic growth of India.
2. (a) Discuss the absolute ground for refusal of registration of trade mark under EU-Trademark Directive.

Or

- (b) Critically analyse Art. 22 and Art. 23 of TRIPs Agreement in the protection of geographical indication. In what way Art. 23 is different from Art. 22 in the protection of wines and spirits?

[P.T.O.]



3. (a) What is the importance of "Doha Declaration" in the access to essential medicines for developing and least developing countries?

Or

- (b) Explain the obligation under TRIPs to protect plant varieties and Indian response to the same.

4. (a) Explain the implication of Art. 11 of WCT on US DMCA, EU-Copyright Directive and Indian Copyright Law.

Or

- (b) "Intermediate copying of computer programme is justified under the fair use doctrine". Examine in the light of Sega Enterprises Ltd. V. Accolade, Inc.

5. (a) Discuss how the present legal systems in US and India address the issue of cyber squatting.

Or

- (b) Explain the law that govern compilation of data in EU and India.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Most Favoured Nation treatment.
  - (b) Unfair competition.
  - (c) Safe Harbour Clause.
  - (d) Telle quelle principles.
  - (e) Well-known mark.
  - (f) Mandatory administrative proceedings under the UDRP.
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47

Register No.

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**ML 281**

**M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester,

**BRANCH IV – INTERNATIONAL LAW AND ORGANISATION**

<b>COURSE : LAW AND DIPLOMACY</b>	<b>CODE :</b>	ILO212004/ ILO213004/ ILO214004/ ILO215004
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Time : Three hours

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) "The Corpus juris of ancient diplomacy was essentially based on Religious systems" – Discuss.

Or

- (b) "Asian States have richly contributed to the traditions of diplomacy, majorly in establishing jus legationis". – Analyse.

2. (a) "The most desirable and efficient employment of diplomacy is to ease tensions before they result in conflict; Preventive diplomacy pilots such aims" – Explain.

Or

- (b) "Diplomacy is ingrained in the basic premise of societal cause, however the Orphaned conflicts in Africa remain drowned in international affairs" – Comment.

[P.T.O.]

3. (a) "Modern diplomatic law neither declares the granting of diplomatic asylum to be *intra vires* nor *ultra vires*, its legality remains inconclusive" – Elaborate.

Or

- (b) "The effectiveness of humanitarian intervention is dependent on the existence of reinforcing non – humanitarian motivations by the principle intervening actors, especially American – led World diplomacy : Richard Falk " – Evaluate:

4. (a) "The United Nations alliance of Civilizations aims for the achievement of cross – cultural world peace" – Explain.

Or

- (b) "Negotiations constitute the essential vector of diplomacy, however the Genocidal events in Palestine and that of SriLanka pose challenges to the normativity of Negotiation in the contemporary times" – Elucidate.

5. (a) "The Province of diplomatic legisprudence varies from time to time, in the past–Avoidance of war, present – friendly relations and the future – conflict management" – Examine.

Or

- (b) "The Judicial outcome of the Angel Francisco Breard and that of the La Grand cases, generate lead questions, in particular, the efficacy of the ICJ to protect human rights and that of the irreparable prejudice caused by the United States of America to the comities of *Jus gentium*" – Explore.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Refugee crisis in Europe.
- (b) Polar Diplomacy.
- (c) Indo – Pak relations.
- (d) Essentials of peace.
- (e) Contribution of Ms. Eileen Denza.
- (f) Agenda 2063 – The Africa We Want.

Register no.

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**M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year - Third Semester

**BRANCH IV - INTERNATIONAL LAW AND ORGANISATION**

<b>COURSE:</b> AIR AND SPACE LAW	<b>CODE:</b>	ILO212005/ ILO213005/ ILO214005/ ILO215005
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Time: Three hours

Maximum: 60 marks

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

Answer all the questions

All questions carry equal marks

1. (a) Discuss the developments taken in Air Law with the support of various Conventions on Air Law.  
(or)  
(b) ICAO assumed leadership role in developing aviation policies across the globe - Analyse.
2. (a) Bring out the comprehensive analysis of regulations on civil aviation in India.  
(or)  
(b) Aviation insurance is insurance coverage made specifically to the operation of aircraft and the risks involved in Aviation - Critically analyse.
3. (a) Whether privatization of airports will enhance the quality and development of civil aviation in India - Discuss.  
(or)  
(b) In recent years the issue of consumer protection in air transport has developed a lot - Analyse.
4. (a) "There is a commonality in the freedom of Outer Space and the principle of common heritage of mankind"- Discuss.  
(or)  
(b) "The formation of Space Law has been innovative in International law"- Analyse.

(P.T.O.)

5. (a) "The growth, in the recent years, of the commercial uses of outer space by states is abundant"- Comment.  
(or)  
(b) Providing protection for intellectual property rights arising out of space activities is vital to the sustainable development of outer space - Analyse.

**PART B** - (4 x 5 = 20 marks)

6. Write short notes on FOUR of the following
- (a) Cabotage
  - (b) Chicago Convention 1944.
  - (c) Aviation Terrorism
  - (d) Aviation related pollution
  - (e) Space Tourism
  - (f) Space Diplomacy
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Register No.

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**ML 343****M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

**BRANCH IV — INTERNATIONAL LAW AND ORGANISATION**

<b>COURSE – COMPARATIVE LAW (ELECTIVE)</b>	<b>CODE :</b>	ILO212E02/ ILO213E02/ ILO214E02/ ILO215E02.
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Time : Three hours

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) “Legal definitions are notoriously unsatisfactory and apt to lead to controversies which are often barren of result. This in particular is the case when any attempt is made to define ‘Comparative Law’ as law, since the subject-matter being non-existent is one which defies definition” – Elucidate.

Or

- (b) There are two schools of thought, one of which maintains that comparative law is merely a form of technique, whilst the other insists on its scientific nature and classifies it as a distinct branch of legal reasoning.

2. (a) Examine the value of Comparative law.

Or

- (b) “Comparative Law and Private International Law have much in common because the two disciplines converge on the same focal point, namely, the necessity for international collaborations in matters of private justice”.

[P.T.O.]

3. (a) Examine the process of comparison and the subject matter of the comparison.

Or

- (b) Examine the comparative approach to case law.

4. (a) Examine the imposition of Alien law.

Or

- (b) Critically analyse legal sociology and sociology of law.

5. (a) Examine the main ideas in the Jewish Legal System.

Or

- (b) Examine the main ideas in the Chinese Legal System.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) The comparative interpretation of statute law.
- (b) Comparative Law and the Law of Nations.
- (c) The Problem of Legal Terminology.
- (d) The Movement for the Unification of Private Law.
- (e) Gutteridge on Comparative law.
- (f) Comparative method of Legal study and Research.

Register No.

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**ML 282****M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

**BRANCH V – ENVIRONMENTAL LAW**

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

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) What is 'Biodiversity'? Explain the significance of biodiversity from legal perspective.

Or

- (b) Evaluate the Origin and development of biodiversity related laws in India.
2. (a) Examine the impact of 'law relating to seeds' on the life of farmers.

Or

- (b) Describe the role of States in the management of biological resources.
3. (a) Explain the salient features of Convention on Biological diversity.

Or

- (b) Examine the scope of application of Principles of Sustainable development for the protection of Biological resources.

[P.T.O.]

4. (a) Discuss the legal aspects of utilization of flora and fauna by multinational corporations.

Or

- (b) Examine the relevance of wild life protection laws in the context of globalisation.

5. (a) Trace the international institutional mechanisms under the Biological Diversity Act.

Or

- (b) Critically evaluate the protection of genetic resources under International and Indian laws.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Development projects
- (b) Chennai floods and biodiversity
- (c) Tribal rights
- (d) Genetic Engineering
- (e) Trade in Wild life products
- (f) Bioethics.



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ML 283

**M.L./LL.M DEGREE (SEMESTER) EXAMINATIONS,  
NOVEMBER 2016.**

(Choice Based Credit System)

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

Second Year – Third Semester

**BRANCH V – ENVIRONMENTAL LAW AND LEGAL ORDER**

<b>COURSE – URBAN ENVIRONMENTAL LAW</b>	<b>CODE :</b>	ELO212O05/ ELO213O05/ ELO214O05/ ELO215O05
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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 relevancy of urban Environmental law in the rapid growth of urban cities.

Or

- (b) Discuss the factors promoting urbanisation.

2. (a) “Improper and irregular Drainage and Sewerage system in urban cities are the major causes for floods and water logging during rainy season in urban cities” Comment.

Or

- (b) Discuss the importance of Rent control legislation in fixing fair rent, eviction and controls on the renting of residential housing.

[P.T.O.]



3. (a) Evaluate the causes for air and noise pollution in urban cities and discuss the relevant provisions for prevention and control of air and noise pollution in urban cities under the Air Act 1981.

Or

- (b) Discuss the importance of Town and Country planning in the growth of urban agglomerations.
4. (a) Discuss the powers and functions of Municipalities in the maintenance of cleanliness of the urban areas.

Or

- (b) Trace out the procedure for acquisition of land for the development of public malls, shops and establishments in urban areas.
5. (a) Explain the principle of sustainability and how do you relate the principle for sustainable growth of urban cities in India.

Or

- (b) Explain the role of Judiciary in the protection of urban Environment.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Urban patterns.  
(b) Urban transport.  
(c) Apartment Regulations.  
(d) Licensing Authorities.  
(e) Zoning legislation.  
(f) Urban Taxation.

Register No.

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ML 285

M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.

(Choice Based Credit System)

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

Second Year – Third Semester

BRANCH VI — CRIMINAL LAW AND CRIMINAL JUSTICE  
ADMINISTRATION

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

Maximum : 60 marks

**PART A** — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) Discuss the various forms of collective violence and the factors that contribute to collective violence.  
Or  
(b) Under what circumstances collective violence be incited through speech and such publications.
2. (a) Examine and explain the various dimensions of political violence.  
Or  
(b) Examine terrorism as a grave threat to National and International peace and security.
3. (a) Discuss the nature and scope of Agrarian violence in India and bring out the Agrarian reforms introduced towards the Agrarian violence.  
Or  
(b) What deterrent measures and punishment do you suggest in order to stop the growing problem of Naxalism as a political ideology.

[P.T.O.]

4. (a) Bring out effective measures to stop atrocities upon Scheduled Castes and Scheduled Tribes?

Or

- (b) What are the emerging forms of violence against women and bring out suitable measures to bring down this problem.
5. (a) Examine the grave impact of communal violence as a result of Hindu-Muslim conflict. Bring out the necessary measures to stop the conflict between Hindu-Muslim.

Or

- (b) Critically examine the various commissions of enquiry in dealing with communal violence.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Arwal Massacre  
(b) Legal order as a coercive normative order  
(c) Violence against Men  
(d) Ahimsa in Islamic Traditions in India  
(e) Police and para-military role in communal violence  
(f) Gandhiji's approach to Non-violence.

Register No.

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**ML 286****M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

Second Year – Third Semester

(For the candidates admitted from 2012 to 2015)

**BRANCH VII – HUMAN RIGHTS AND DUTIES EDUCATION**

<b>COURSE – HUMAN RIGHTS OF DISADVANTAGED AND VULNERABLE GROUPS : PROBLEMS AND ISSUES IN THE PROTECTION AND ENFORCEMENT</b>	<b>CODE :</b>	HDE212O04/ HDE213O04/ HDE214O04/ HDE215O04
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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 safeguards provided to women and children in our Constitution.

Or

- (b) Examine various factors that play a vital role in the violation of human rights of vulnerable and disadvantaged.

2. (a) Examine the concept and meaning of 'disadvantaged group' and 'vulnerable group' from human rights perspective.

Or

- (b) Examine the role of international instruments in protecting human rights of women and children.

[P.T.O.]



3. (a) Point out the special legislations in India that protects human rights of Dalits and minorities.

Or

- (b) Mentally ill and transgenders are considered to be the most vulnerable towards the human rights violation. Argue.

4. (a) Point out the salient features of international conventions with the aim to protect human rights.

Or

- (b) Analyse the objective and salient features of Convention for Indigenous People, 2007.

5. (a) Elucidate various organs taht work for the enhancement of human rights internationally.

Or

- (b) Examine the human rights enforcement agencies in India.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Role of NGO's.
- (b) SHRC.
- (c) Refugees and Stateless person : distinguish
- (d) DEVAKI
- (e) HIV/AIDS victims
- (f) Educational institutions.



Register no.

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**M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

**BRANCH VII – HUMAN RIGHTS AND DUTIES EDUCATION**

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

Maximum: 60 marks

**PART A – (5 x 8 = 40 marks)**

Answer all the questions

All questions carry equal marks

1. (a) Trace out the origin and development of Human Rights at the National and international frontiers.  
  
(or)  
(b) What do you understand by Millennium Development Goals (MDG's) and how are they accomplished by the UNO.
2. (a) Discuss the process and development of International Trade from I.T.O to W.T.O.  
  
(or)  
(b) Evaluate the impact of globalisation on international trade and development.
3. (a) Discuss the role of NIC's and TNC's in the changing global economy.  
  
(or)  
(b) Explain how the Consumer Rights are elevated to human rights under Globalised era.

4. (a) Distinguish the relationship between International Law of Trade and International Law of Human Rights and explain a few Trade sanctions which violate the International Human Rights.

(or)

(b) Explain the impact of Free Trade agreements and negotiations in relation to Human Rights.

5. (a) Discuss the role of Judiciary in the protection of human rights of women and children.

(or)

(b) Define 'Economic Sovereignty' and explain the issues of Economic Sovereignty in India.

**PART B** - (4 x 5 = 20 marks)

6. Write short notes on FOUR of the following

(a) Right to Development

(b) New International Economic Order

(c) Unfair terms of Trade

(d) Functions of Human Rights Commission

(e) Corporate Social Responsibility and Human Rights

(f) Biotechnology Trade

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Register No.

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ML 287

55

M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

BRANCH VII – HUMAN RIGHTS AND DUTIES EDUCATION

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

Maximum : 60 marks

**PART A** — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) “The Security Council’s reliance upon the regional arrangements towards circumstances attracting Humanitarian intervention constitutes a major challenge in the contemporary times” – Examine.

Or

- (b) “European Union directives on the Rights of differently abled persons represent a formidable proposal, in particular to adopt social and not medical standards” – Comment.
2. (a) Critically analyse the work of the European Court of Human Rights in the context of evolving human rights jurisprudence.

Or

- (b) Explain the impact of the International Ad-hoc Criminal Tribunals in addressing the international Crimes committed in Africa and Europe.

[P.T.O.]

3. (a) Explain in detail the prospects of establishing the South Asian Court of Human Rights.

Or

- (b) Write an essay on the Inter-American Court of Human Rights.

4. (a) Trace the efforts taken by the Organisation of Islamic Co-operation in resolving the Palestinian conflict.

Or

- (b) "The recent European refugee crisis calls for a complete reassessment of the existing legal framework on refugees" – Comment.

5. (a) Trace the importance of the African Union's Agenda on "Africa-2063".

Or

- (b) Examine the concept of South-South Co-operation in the context of promoting economic independence.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Bamako Convention.
- (b) Combating HIV-AIDS in Africa.
- (c) Orphaned conflicts.
- (d) Helsinki Final Act.
- (e) Economic Commission for Latin America.
- (f) Soering case.



Register No.

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ML 288

56

M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

BRANCH VIII – LABOUR LAW AND ADMINISTRATIVE LAW

COURSE – ADMINISTRATIVE PROCESS AND LIABILITY	CODE :	LAL212O04/ LAL213O04/ LAL214O04/ LAL215O04
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Time : Three hours

Maximum : 60 marks

**PART A** — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) “Administrative law is the law relating to the administration. It determines the organisation, powers and duties of administrative authorities” – Elucidate.

Or

- (b) “There is no liberty, if the judicial power be not separated from the legislative and the executive” – Examine this statement and bring out how far independency of judiciary is adopted in the Constitution of India.
2. (a) Examine the permissible and impermissible limits of delegated legislation.

Or

- (b) “The Indian constitution guarantees certain fundamental rights to the people which constitute a limitation on the legislative and executive power of the Government and consequently, these rights provide an additional dimension of control over administrative discretion” – Discuss.

[P.T.O.]



3. (a) Critically analyse the liability of the Government to compensate the injured person on the principle of vicarious liability for the tortious acts of its servants.

Or

- (b) Discuss the scope and extent of privilege against disclosure of documents by the Government.
4. (a) "The doctrine of legitimate expectation is the latest recruit to a long list of concepts fashioned by the courts to check the abuse of the exercise of administrative powers" – Analyse.

Or

- (b) Critically examine the scope and operation of promissory estoppel in administrative law as a control mechanism on the undue exercise of its powers by the administration.
5. (a) "The ombudsman system has now become a well established feature of the British Government in providing a viable method of investigation into complaints against Government departments and of assisting the individual to secure an appropriate remedy" – Discuss.

Or

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

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Lord Hewart's New Despotism.  
(b) Rule of law.  
(c) Publication of delegated legislation.  
(d) Contractual liability of the State.  
(e) Lokpal and Lokayuktas Act, 2013.  
(f) Commission of Inquiry.

Register No.

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ML 289

57

**M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2015)

Second Year – Third Semester

**BRANCH VIII — LABOUR LAW AND ADMINISTRATIVE LAW**

<b>COURSE — LOCAL SELF GOVERNMENT</b>	<b>CODE :</b>	LAL212005/ LAL213005/ LAL214005/ LAL215005
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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 basic objectives of decentralization of power and discuss how far it has widened and deepened democracy.

Or

- (b) Discuss the constitutional provisions relating to local self-government in India.

2. (a) Enumerate the constitution and composition of municipal authorities under the Chennai City Municipal Corporation Act, 1919.

Or

- (b) Discuss the offences relating to elections under the Tamil Nadu Panchayats Act, 1994.

3. (a) Examine the role of the State Finance Commission in providing funds for rural local government.

Or

- (b) "Gram sabha has the potential to emerge as a powerful forum for participatory democracy" – Discuss.

[P.T.O.]

4. (a) Discuss the role of Lord Ripon to guide local government in India.

Or

- (b) Examine the powers of State government to exercise control over urban local bodies.

5. (a) Discuss the role of Nyayalaya Panchayat in Criminal Justice Systems.

Or

- (b) Explain the duties of municipality with regard to the removal of encroachment on streets under the Tamil Nadu District Municipalities Act, 1920.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Community development programme.
- (b) Recommendations of GVK Rao committee.
- (c) Wards Committee
- (d) Distinguish between corporation and municipal council.
- (e) Town planning
- (f) Judicial and quasi judicial powers of local bodies.

Register No.

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ML 290

58

LL.M. DEGREE (Semester) EXAMINATIONS, NOVEMBER 2016.

(Choice Based Credit System)

(For the candidates admitted during 2015)

Second Year – Third Semester

BRANCH IX – TAXATION LAW

COURSE – TAX LITIGATION	CODE :	TXL215004
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Time : Three hours

Maximum : 60 marks

**PART A** — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

- (a) Discuss whether the procedure for Notice of Demands under the Income Tax Act 1961 fulfills the requirements of principles of Natural justice.

Or

- (b) Discuss the different modes of recovery of tax under the Income Tax Act 1961 and the procedure thereon. Discuss whether it fulfills the requirement of human rights.
- (a) Analyse the powers vested with the officials and procedure to be followed by them for confiscation under the Central Excise Act 1944 and Central Excise Rules 2002.

Or

- (b) Give an account of the procedure for settlement of Cases under the Central Excise Act, 1944.

[P.T.O.]



3. (a) Examine the procedure for provisional assessment of duty under the Customs Act 1962.

Or

- (b) Critically analyse the situation of search of suspected person under the Customs Act 1962.

4. (a) Give an account of Service Tax (Provisional attachment of property) Rules 2008.

Or

- (b) Analyse the penalties available under various circumstances under Service Tax basing on Finance Act, 1994.

5. (a) Generally analyse recent trends in Tax litigation.

Or

- (b) Generally discuss the nature of the functioning of quasi-judicial tax authorities.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Assessment of persons leaving India.  
(b) Deduction of income tax in respect to non-resident sportsmen.  
(c) Penalty for use of false and incorrect material under the Customs Act 1962.  
(d) Chief Commissioner of Customs.  
(e) Arbitration in Tax disputes.  
(f) Appeal to Supreme Court under Central Excise Act 1944.



Register No.

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59

ML 291

**LL.M. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted during 2015)

Second Year – Third Semester

**BRANCH IX – TAXATION LAW**

<b>COURSE – INTERNATIONAL TAXATION</b>	<b>CODE :</b>	<b>TXL215005</b>
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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 conflict between Source rule and Resident rule in International Taxation.

Or

- (b) Narrate the provisions of Income Tax Act, 1961 regarding withholding of taxes.

2. (a) Explain Royalty income. Analyse taxation of royalty income in International taxation.

Or

- (b) Explain income from shipping. Discuss taxation of such income under International taxation.

3. (a) Explain transfer pricing. Discuss the methods available to control transfer pricing.

Or

- (b) Discuss the complexities involved in Taxation of Foreign Direct Investment.

[P.T.O.]

4. (a) Discuss the concept of Permanent Establishment while fixing jurisdiction in International Taxation.

Or

- (b) Explain the provisions available in OECD model treaty about the taxation of expatriates.

5. (a) Discuss with relevant factual situations the impact of tax competitions in developing countries.

Or

- (b) Analyse the recent issues in International E-Commerce transaction.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Tax refund method
- (b) PAN
- (c) Concept of virtual establishment.
- (d) Conflict between tax treaties and Municipal law.
- (e) Tax havens
- (f) OECD treaty on Pensions.

Register No.

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**ML 292****LL.M. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted during 2015)

Second Year – Third Semester

**BRANCH IX – TAXATION LAW**

<b>COURSE – TAX ON INTELLECTUAL PROPERTY AND E-COMMERCE (ELECTIVE)</b>	<b>CODE :</b>	<b>TXL215E02</b>
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Time : Three hours

Maximum : 60 marks

**PART A — (5 × 8 = 40 marks)**

Answer ALL the questions.

All questions carry equal marks.

1. (a) Analyse the phenomenon of E-Commerce and critically examine the justifications for, and consequences of, its taxability.

Or

- (b) "The OECD has taken a significant step forward in reaching an international consensus on the tax treatment of electronic commerce." Critically analyse the OECD Report on Taxation Framework Conditions for Electronic Commerce in the light of this statement.
2. (a) "The tax treatment of income earned by a non-resident would depend on the characterization of such income." Critically analyse, with the help of decided cases, the challenges posed by E-Commerce to characterisation of Income under the Indian Income Tax Act.

Or

- (b) Evaluate the European Union's VAT Action Plan for E-Commerce.

[P.T.O.]



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

Or

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

4. (a) "Patent prosecution is the process of writing and filing a patent application and pursuing protection for the patent application with the patent office." Outline the steps involved in Patent Prosecution under the Patent Act, 1970.

Or

- (b) Analyse, in brief, the salient features of India's Copyright Act, 1957.

5. (a) "IP valuation is a process to determine the monetary value of subject IP." Examine the various methods of valuation of intellectual property and critically analyse their relative merits and demerits.

Or

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

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Anticipation under the Patents Act, 1970
- (b) Legal definition of 'Internet'
- (c) Base Erosion Approach
- (d) Place of Effective Management and E-Commerce
- (e) Definition of Industrial Designs
- (f) Absolute grounds to refuse registration of trademarks.

Register No.

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**ML 332****M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.**

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2014)

Second Year – Fourth Semester

**BRANCH I – BUSINESS LAW**

<b>COURSE : INSURANCE LAW</b>	<b>CODE :</b>	BUL212006/ BUL213006/ BUL214006
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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) 'Insurance is designed to protect the financial well-being of an individual, company or other entity in the case of unexpected loss'. — Analyze.  
Or  
(b) Trace the history of life insurance in India.
2. (a) Examine the extent to which contracts of insurance are contracts of indemnity.  
Or  
(b) Make a comparative study of double insurance and reinsurance.
3. (a) 'Life insurance has historically been an important method through which individuals with relatively low incomes have been able to save and invest effectively for the longer term' — Discuss the nature and scope of life insurance.  
Or  
(b) Elucidate the rights of the different persons entitled to payment under life insurance.

[P.T.O.]



4. (a) State the salient features of the different types of marine insurance policies.

Or

- (b) Explain the express and implied warranties in a contract of marine insurance.

5. (a) Elucidate the meanings of 'Fire' and 'Fire losses' under Fire Insurance Policy. Briefly explain the perils insured and incidental losses covered in a Fire Policy.

Or

- (b) State and explicate the Doctrine of Subrogation, Contribution and Reinstallment in regard to property insurance.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Accident insurance.
  - (b) General average loss.
  - (c) Fatal accidents and life insurance.
  - (d) Days of grace.
  - (e) Insurance and consumer protection.
  - (f) Representations.
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Register No.

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ML 333

62

M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2014)

Second Year – Fourth Semester

BRANCH III — INTELLECTUAL PROPERTY LAW

COURSE : TRADEMARKS LAW AND GEOGRAPHICAL INDICATIONS	CODE :	IPL212O06/ IPL213O06/ IPL214O06
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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 Trademark Legislation in India and explain the object behind protecting Trade Marks.

Or

- (b) Explain the functions upon which the law relating to “Trademarks” and “Trade Names” developed and also the statutory extension of this principle.

2. (a) Explain the powers and functions of the Registrar under the Trademarks Act.

Or

- (b) Explain the essential requirements to be proved in a “passing off” action. Refer to decided cases.

3. (a) Explain the test to determine deception, confusion and resemblance.

Or

- (b) Enumerate the non-conventional Trademark and state the current trend around the globe in protecting it.

[P.T.O.]

4. (a) Explain the various modes and mechanisms used by courts to determine and award damages.

Or

- (b) What is the importance of classification of goods and services under the Trademarks Act?
5. (a) Describe the procedures to be followed in registration of Geographical Indications.

Or

- (b) Explain the special provisions relating to prior users under the Geographical Indications Act.

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :
- (a) Deceptive similarity
  - (b) Honest and concurrent use
  - (c) Community Trademark
  - (d) Certification Mark
  - (e) Classification of goods and services
  - (f) Anton Pillar Order.

Register No.

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63

ML 342

M.L. DEGREE (SEMESTER) EXAMINATIONS, NOVEMBER 2016.

(Choice Based Credit System)

(For the candidates admitted from 2012 to 2014)

Second Year – Fourth Semester

BRANCH VIII – LABOUR LAW AND ADMINISTRATIVE LAW

COURSE – JUDICIAL CONTROL OVER ADMINISTRATIVE PROCESS	CODE :	LAL212E02/ LAL213E02/ LAL214E02
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Time : Three hours

Maximum : 60 marks

**PART A** — (5 × 8 = 40 marks)

Answer ALL the questions.

All questions carry equal marks.

1. (a) How far the principles governing judicial review in France is more effective than the principles governing judicial review in common law countries?

Or

- (b) Discuss the role of administrative tribunals as effective dispensers of justice in India.

2. (a) Critically evaluate the role of Judicial review in controlling administrative discretion in India.

Or

- (b) What is unreviewable discretionary power? How is such power reviewed by the courts in India?

[P.T.O.]

3. (a) Examine the scope of the doctrine of fairness in administrative justice with decided case laws.

Or

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

4. (a) "In India, the importance of injunction and declaratory action as the general utility remedy by which the legality of an administrative action may be determined is still to be recognised" – Comment.

Or

- (b) State the scope of certiorified mandamus in controlling the exercise of power by the administrative authorities.

5. (a) "The traditional rule of standing has undergone changes beyond recognition" – Evaluate.

Or

- (b) What are the limits of judicial review of administrative action in India?

**PART B — (4 × 5 = 20 marks)**

6. Write short notes on FOUR of the following :

- (a) Doctrine of Proportionality.
- (b) Ouster clause.
- (c) Error of law apparent on the face of record.
- (d) Pecuniary bias.
- (e) Jurisdiction of the Supreme Court under Article 136 of the Constitution of India.
- (f) Lack of Rationality.