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1 SEM LLB(N) JURIS 1

2013

(December)

JURISPRUDENCE

Paper : 101

Full Marks – 80

Pass Marks – 32

Time – Three hours

The figures in the margin indicate full marks for the questions.

1. (a) State the significance, purpose and functions of Jurisprudence. 8
- (b) State how Jurisprudence is related with
 - (i) Sociology
 - (ii) Economics. 8

Or

What do you mean by sources of law ? What are the various sources of law ? Explain them briefly. 6+10=16

2. Describe in detail the Austin's Theory of Law. 16

Or

(a) State what do you mean by Administration of Justice. 8

(b) Bring out the distinction between Civil and Criminal Administration of Justice. 8

3. Distinguish any *four* of the following with illustration : $4 \times 4 = 16$

(a) Rights in Re-propria and Rights in Re-aliena

(b) Proprietary and Personal Rights

(c) Rights in Rem and Rights in Personam

(d) Primary and Secondary Rights

(e) Perfect and Imperfect Rights

(f) Positive and Negative Rights.

Or

According to Salmond "Possession is the de facto relation between the possessor and the thing possessed. Ownership is the de jure recognition of one".

Discuss the relation between the possession and ownership in the light of the above statement.

4. (a) Explain what is Obiter-dicta. 8
- (b) Explain the importance of Racio Decidendi in solving the legal problem in connection with a case. 8

Or

What is meant by legal obligation ? Explain in brief the various kinds of obligations.

4+12=16

5. Write about the following : 8+8=16

(a) Vicarious liability

(b) Negligence.

Or

Describe the following :

8+8=16

(a) Status of Unborn Person

(b) Status of a Dead Person.

Or

Describe the various modes of acquisition of property with illustration. 16