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1 SEM LLB JUR 1 (BL)

2014

(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) Sir John Salmond terms jurisprudence as the Science of the first principles of civil law. Explain this statement supporting your answer. 8
- (b) Do you think that there are advantages from the study of jurisprudence ? If so how ? 8

OR

- (a) State the distinction between the main doctrines of Historical School and Analytical School of law. 8
- (b) State the distinction between conditional and delegated legislation. 8
2. State the nature, purpose and functions of law. 16

OR

- (a) State the importance of (i) Custom (ii) Legislation and Judicial Precedents as a source of law. 8
- (b) Describe the different kinds of law. 8
3. (a) State the Advantages and Disadvantages of Administration of Justice. 8
- (b) Write briefly the theories of punishment. 8

OR

- (a) Define Legal Right, Legal Wrong and Legal Duty. 8

(b) According to Austin "Right of Ownership" is "A Right indefinite in point of user, unrestricted in point of disposition and unlimited in point of duration over a determinate thing". Explain this statement in support of your answer. 8

4. (a) State why possession is protected by law. 8
- (b) Explain with illustration Possession in fact and Possession in law. 8

OR

- (a) State the characteristics of a juristic *or* a legal person. 8
- (b) State the legal personality of the President of India and the legal personality of the Prime Minister of India. 8

5. (a) State the distinction between the Civil liability and Criminal liability. 8
- (b) State the distinction between the Remedial liability and Penal liability. 8

OR

- (a) The subject matter of Right of Property is either a material or an immaterial thing. Explain this statement with appropriate illustration. 8
- (b) State the distinction between Intention and Motive with appropriate illustration. 8
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