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1 SEM LLB JUR 4 (N)

2017

(December)

LAW

(Jurisprudence)

Paper : 1-4

(New Course)

Full Marks : 80

Time : Three hours

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

1. Explain in brief the nature and scope of jurisprudence. 12

Or

Explain 'Precedent' as a source of law. 12

2. Explain in brief Savigny's Theory of Law. 12

Or

Explain in brief Kelsen's Pure Theory of Law. 12

3. Explain in brief the meaning and various kinds of Legal Rights. 12

Or

Explain in brief Sociological School of Law. 12

4. Explain in brief the meaning and kinds of Ownership. 12

Or

Define Possession. Mention the differences between Possession and Ownership. 12

5. Write notes on : 6+6=12

(a) Analytical Positivism

(b) Legal Positivism.

Or

Write a note on :

Kesavananda Bharati *vs* State of Kerala.

12

6. Answer the following questions :

1×10=10

(a) What is *obiter dicta* ?

- (b) What is "Groundnorm" ?
- (c) Mention *one* important function of Law.
- (d) What is *Ratio Decidendi* ?
- (e) What is 'interest' as per Roscoe Pound ?
- (f) What is Subordinate Legislation ?
- (g) What do you mean by Fiction Theory ?
- (h) What do you mean by Trust ?
- (i) What is Utilitarian individualism as per Bentham ?
- (j) What are the different types of justice ?

7. Answer the following questions : $2 \times 5 = 10$

- (a) Mention *two* features of the Historical school of law.
 - (b) Mention *two* important contributions of Sociological Jurisprudence over Indian Judicial system.
 - (c) What are the different elements of a State ?
 - (d) What are the differences between Legal Rights and Fundamental Rights ?
 - (e) What are the differences between Vested Rights and Contingent Rights ?
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