

LH-15005

(9010) LL.B. Part One (First Sem.)
Examination, Jan.-Feb.-2025
(New Course) (Regular/ATKT/Ex.)

Compulsory/Optional

Paper-V

English and Legal Language

Time : Three Hours] [Maximum Marks : 100

[Minimum Marks : 36

Note : Attempt **all** questions marks are indicated against questions.

1. Explain in brief the following maxims either in English or in Hindi : (any **five**)

2×5=10

- (a) Ab-initio
- (b) Caveat emptor
- (c) Respondent Superior
- (d) Res Ipsa Loquitur

LH-15005

(Turn Over)

(2)

- (e) Ex-gratia
- (f) Mala fides
- (g) Ex-parte
- (h) Nemo-dat quod-non habet

2. Explain the following abbreviations (any **ten**) : 1×10=10

- (a) S.C.C.
- (b) AL.I.L.J.
- (c) Cal. L.J.
- (d) I.T.R.
- (e) S.C.J.
- (f) An.L.T.
- (g) M.P.W.N.
- (h) J.L.J.
- (i) O.L.R.
- (j) I.B. Rev
- (k) S.C.W.R.
- (l) Bom L.R.

3. Translate the following passage from Hindi to English : 10

प्रत्यायोजित विधान पर भारत का उच्चतम न्यायालय तथा उच्च न्यायालय पर्याप्त न्यायिक नियंत्रण करते

LH-15005

(Continued)

(3)

हैं। इस प्रकार का विधान उनके न्यायिक पुनर्विचार की सीमा के बाहर नहीं है। किसी समय कोलकाता उच्च न्यायालय के समक्ष यह दलील दी गई थी कि भारतीय विधान मंडलों के अधिकार राजनैतिक हैं न कि विधिक और इसलिए उनके द्वारा बनाए गए विधान के औचित्य पर न्यायालय विचार नहीं कर सकता। किंतु कोलकाता उच्च न्यायालय ने यह कहते हुए इस दलील को अस्वीकार कर दिया था कि 'ऐसी प्रत्येक सरकार', जो लिखित संविधान पर निर्भर करती है ऐसी मौलिक तथा महत्वपूर्ण विधि के सिद्धांत पर आधारित होती है। जिसके अधीन विधानमंडल का कोई अधिनियम जो संविधान के विरोध में होता है, शून्य तथा निष्प्रभ करार दिया है और यदि अधिनियम शून्य है तो न्यायालय के लिए बाध्यकारी नहीं हो सकता तथा न ही उनको इस बात के लिए बाध्य कर सकता है कि वह अधिनियम को मान्यता प्रदान करें।

4. Translate the following passage from English to Hindi : 10
Biological differences in human personality also account for criminality in human beings. The logic behind the biological explanation of crime is that

LH-15005

(Turn Over)

(4)

structure determines function and persons behave differently owing to the fact that they are somehow structurally different. The physical and biological abnormalities are generally responsible for criminal behaviour. In other words the criminal is viewed as a biological organism characteristically different, abnormal defective and inferior both biologically and physiologically, The genetic or biological theory of crime causation presupposes that criminality is inherited and criminals differ from non-criminals in their physio-biological built. Glandular mal-functioning, racial heritage, moral insensitivity etc. contribute to crime causation.

5. Read the following passage carefully and write precis and suggest a suitable title:

10

The assumption by the higher judiciary of the role of the Ombudsman has become

LH-15005

(Continued)

(5)

necessary because of the lack of political will and a show of indifference on the part of the executive to the implementation and enforcement of the available environmental laws in the country. It is heartening and encouraging that, the Indian higher judiciary has played, this role very effectively to salvage the sagging Indian physical environment as it felt that it is its constitutional duty to do so. In the process, the Indian higher judiciary has not been content with its constitutionally assigned role of a mere interpreter. It has thought it necessary imperative and appropriate to assume the P role of policy maker, law gives, monitoring authority and educator to ensure to the Indian citizens adequate environmental justice. In order to perform its new role effectively, the higher judiciary not only inducted into the Indian environmental jurisprudence,

LH-15005

(Turn Over)

(6)

the salient features of the concept of 'Sustainable Development, which is at the center of international efforts to combat all the environmental challenges at global level, but also innovated and shaped several new judicial tools to strengthen these principles and to effectively protect environment and to ensure environmental justice in Indian by strengthening these features.

6 Write an essay on any one of the following: 30

- (i) Essentials of a valid contract.
- (ii) Master's Liability under the law of Tort.
- (iii) Marriage and Divorce under Mohammedan law.
- (iv) Right of Private Defence under Criminal Law.

7. Do as directed :

- (a) Change the gender :
 - (i) Earl
 - (ii) Withch

LH-15005

(Continued)

(7)

- (b) Change the number :
- Erratum
 - Analyses
- (c) Insert suitable articles where necessary :
- The guide knows _____ way.
 - Ceylon is _____ island.
- (d) Rewrite the following using the correct tense of the verb given in the brackets:
- Hurry _____ (spoil) the curry.
 - All that _____ (glitter) is not gold.
- (e) Change the voice :
- I shall be obliged to go.
 - You are requested to enter by the door
- (f) Supply appropriate prepositions where necessary :
- He suffered _____ your neglect.

LH-15005

(Turn Over)

(8)

- (ii) I have been working hard _____.
- (g) Change the narration :
- The warden said to the prisoner, "Come here, Ramesh".
 - The doctor advised the patient to take exercise daily.
- (h) Substitute one word :
- One who embraces voluntary death for the sake of one's country.
 - One who eats too much.
- (i) Vocabulary :
- Give the antonym of "famous".
 - Give the synonym of "obliterate".
- (j) Correct the following sentences :
- He quarrelled with me over a trifle.
 - I am keen to go there.

LH-15005