

Seat No. : _____

XP-107

Third LL.B.

April-2013

Legal Language

(Old/New)

Time : 3 Hours]

[Max. Marks : 100

1. Write an essay on any **one** of the following : **20**

- (1) Rule of Law
- (2) Judicial Activism
- (3) Lok Adalat
- (4) Capital Punishment

2. Explain and frame sentence to illustrate and correct use of any **five** of the following : **20**

- (a) Act of God
- (b) Mens rea
- (c) Locus standi
- (d) Status quo
- (e) Res ipsa loquitur
- (f) Ultra vires
- (g) Conjugal right
- (h) Obiter dictum
- (i) Amicus curiae
- (j) alibi

3. Read the following passage carefully and answer the following questions : **20**

Justice is an attribute of human conduct-law, as a means of social engineering, is to remedy existing imbalances, as a vehicle to establish an egalitarian social order in a socialist secular republic Bharat. The Upanishad says that, "Let all be happy and healthy, let all be blessed with happiness and let none be unhappy." Bhagwad Gita preaches through Yudhishtira that : "I do not long for kingdom, heaven or rebirth, but I wish to alleviate the sufferings of the unfortunate". The social welfare is the organized system of

social service and institutions are designed to aid individuals and groups to attain specified standard of life and health and personal and social relationships which permit them to develop their full capacities and to promote their well-being in harmony with the needs of their families and the community. Economic and social equality is a facet of liberty without which meaningful life would be hollow and a mirage.

Read the above passage carefully and answer the following questions :

- (1) Give appropriate title to it.
- (2) What is social welfare ?
- (3) Is law a remedy to existing imbalances in society ?

4. Translate the following passage into Gujarati or Hindi : **20**

Social democracy means a way of life which recognizes liberty, equality and fraternity as principles of life. They are the trinity. One cannot be divorced from the other. Without equality, liberty would produce supremacy of the few over the many. Equality without liberty would denude the individual of his initiative to improve excellence. Without fraternity, liberty and equality would not nurture in their natural habitat. Social and economic justice is a constitutional right enshrined for the protection of the society. The right to socio-economic justice in the trinity, the Preamble, Fundamental Rights and Directives is to make the quality of life of the disadvantaged people meaningful.

5. Reduce the above paragraph given in question No.4 into one third. **20**

OR

Critically examine any two problems :

1. 'A', a tradesman, leaves, goods at B's house by mistake. 'B' treats the goods as his own. Is 'B' bound to pay 'A' for them ? Why ?
2. 'A' without any excuse, fires a loaded cannon into a crowd of persons and kills one of them. Is 'A' guilty of murder ? Why ?
3. 'A' marries a widow while she is pregnant. State whether marriage is valid under Hindu law.
4. 'Z' dies with wrist watch on his hand. 'A' passes by 'Z' and takes away wrist watch from the dead body. Has 'A' committed any offence ?