

Integ. LLB Semester-3 Examination

IL - 205

Legal Theory

March-2024

Time : 2-30 Hours]

[Max. Marks : 70

Q.1 "Custom is a habitual course of conduct observed uniformly and voluntarily among the concerned people." Discuss the statement with regard to Custom along with other sources of Law in detail.

[18]

OR

Q. 1 Discuss the following in detail:

(a) Discuss the Relationship of Law with Morality and Justice

[10]

(b) Doctrine of *Stare Decisis*

[08]

Q. 2 "Natural Law is a philosophy of Law that focuses on the Laws of Nature which are common to all societies" Discuss the statement in context with Natural School of Law in Jurisprudence.

[18]

OR

Q.2 Discuss the following in detail:

(a) Kinds of Duties

[10]

(b) H.L.A Hart's theory of Law

[08]

Q.3 Define Ownership and Possession. Discuss in detail the jurisprudential basis of Ownership and Possession.

[18]

OR

Q. 3 Explain the following in detail:

(a) Concept of Right

[10]

(b) Kinds of Negligence

[08]

Q.4 [a] Write notes on: (Any two)

[10]

(1) Liabilities

(2) Doctrine of *Obiter Dicta*

(3) Status of Unborn Person

(4) Theory of Social Engineering

[b] Choose the most appropriate answer from the following:

[06]

1. Which of the following statement is/are true?

(a) A duty is an obligatory act

(b) The commission of a wrong is the breach of duty

(c) Both a and b

(d) None of the above

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2. Analysis of rights into four juristic correlative was done by:

- | | |
|------------------|-------------|
| (a) Roscoe Pound | (b) Radin |
| (c) Hohfeld | (d) Bentham |

3. What is the exception to *ubi jus ibi remedium*?

- | | |
|-----------------------|---------------------|
| (a) Imperfect right | (b) Equitable right |
| (c) Proprietary right | (d) Corporeal right |

4. Which of the following is the illustration of *Right in re aliena*:

- (a) Right to reputation
- (b) Right to alimony
- (c) Right of way
- (d) Right to marry

5. "*Legal Rights are Legally Protected Interest*" _Who said this statement?

- (a) Gray
- (b) Sakmond
- (c) Ihering
- (d) Holland

6. The fair and _____ distribution of rights and obligations, is known as justice.

- | | |
|-------------|---------------|
| (a) equal | (b) equitable |
| (c) natural | (d) political |
