

B.B.A. LL.B. (5 Year Degree Course) SEM-VII (2015 Course) :

WINTER - 2018

SUBJECT : INTERPRETATION OF STATUTES

Day : Monday
Date : 19/11/2018

W-2018-1342

Time : 02.30 PM TO 05.30 PM
Max. Marks : 60

N.B.:

- 1) All questions are **COMPULSORY**.
 - 2) Figures to the right indicate **FULL** marks.
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Q.1 “According to Salmond, “Interpretation is the process by which the court seeks to ascertain the meaning of legislation through the medium of authoritative form in which it is expressed”. Explain the meaning of interpretation. **[12]**

OR

It is the cardinal principle of interpretation of statutes that the words of the statute must be understood in their natural and ordinary sense. Explain the above statement with reference to the Literal Rule of interpretation.

Q.2 Explain various Internal Aids of interpretation with relevant case laws. **[12]**

OR

Distinguish between mandatory and directory provisions in a statute.

Q.3 There is a strong presumption that civil courts have jurisdiction to decide all questions of civil nature. Explain the principles of interpretation of statutes affecting the jurisdiction of courts. **[12]**

OR

It is well settled rule that a statute imposing a tax provision is to be strictly construed. Discuss the strict rule of interpretation of taxing statutes.

Q.4 Remedial statutes are required to be construed liberally. Discuss the rules of interpretation of remedial statutes. **[12]**

OR

The Constitution is meant to endure and stand the test of time, the strains and stresses of changing circumstances and hence requires a special approach of interpretation. Discuss the rules of interpretation related to the Constitution.

Q.5 Write short notes on: **[12]**
a) Rule of Ejusdem Generis
b) Consolidating and codifying statutes

OR

- Write short notes on:
- a) Mischief rule
 - b) Statute must be read as whole

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