

L.L.B Sem-II (3 Year) (2015 COURSE) (CBCS) : WINTER - 2018  
SUBJECT : HEALTH LAW (CONSTITUTIONAL LAW)

Day : Thursday  
Date : 01-11-2018

Time : 10.00 AM TO 01.00 PM  
Max. Marks : 60

W-2018-1513

**N.B.:**

- 1) All questions are **COMPULSORY**.
- 2) All questions carry **EQUAL** marks.

**Q.1** "Each person, whether living in a developed, developing or underdeveloped nation, has a right to good health". Explain the International perspective of right to health.

**OR**

"World Health Organization is an international organization of the United Nations, which is committed to promote and protect the health of the people of the world". Explain the structure and functions of the WTO.

**Q.2** "Good Health is a basic Human Right". Discuss the statement with reference to Constitutional provisions in India's Constitution.

**OR**

"Directive Principles and Fundamental Duties also promote good health for the people of India". Discuss.

**Q.3** "Clean environment is an essential feature to promote good health". Discuss the provisions of Environment Protection Act, 1986 which highlights the relation between health and clean environment.

**OR**

"Women and children are a neglected section of the society with reference to good, healthy practices". Discuss the legal provisions to safeguard the health of these vulnerable sections of the society.

**Q.4** "Medical Negligence has been seen in major contributor for patient mortality". Discuss the term "Medical Negligence" and legal provisions to control it.

**OR**

"Euthanasia has been approved by India as a right of patients who are terminally ill. But it has to be passive and not active". Explain the meaning of Euthanasia and the role of doctors.

**Q.5 a)** An unqualified practitioner operated upon a man for internal piles by cutting them and with an ordinary knife. The man died of bleeding. He was charged under section 304A of IPC. Decide.

**b)** Write note on Vicarious liability of hospital.

**OR**

**a)** A radiographer, while treating a child with x-rays for warts on the face, omitted to protect the healthy part of the face with a lead - rubber, with the result that the child's face was burnt and permanently disfigured. Discuss the liability of hospital.

**b)** Write a note on AIDS and the law.

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