

B.B.A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)
B.B.A. LL. B. Sem - III : WINTER : 2021
SUBJECT: GENERAL ENGLISH-III (INCLUDING LEGAL WRITING)

Day : Monday
Date : 10-01-2022

W-12530-2021

Time : 02:00 PM-04:30 PM
Max. Marks: 60

N.B

- 1) All questions are **COMPULSORY** and question no.1 (a) and (b) are **COMPULSORY**.
- 2) All questions carry **EQUAL** marks.

Q.1 a) Explain the following legal maxims: **(ANY THREE)** **(06)**

- i) Novus actus intervenience.
- ii) Salus populi est supreme lex.
- iii) Res ipsa loquitor.
- iv) Caveat emptor.
- v) Audi alteram partem.
- vi) Ex turpi causa non oritur actio.

b) Explain the following legal terms: **(ANY THREE)** **(06)**

- i) Injunction.
- ii) Jurisprudence.
- iii) Abetment.
- iv) Plaintiff.
- v) Tort.
- vi) Contract.

Q.2 a) Read the following passage carefully and answer the questions given below: **(12)**

Where there is a right there is a corresponding duty, and in the context of human rights the duty falls upon the States. According to IMMANUEL KANT "The function of the true State is to impose minimum restriction and safeguard the maximum liberties of the people" The recognition by the United Nations Organisation and by States that all human beings regardless of nationality possess rights deserving International recognition and protection marked a revolution in International Law. The importance of Human Rights was realized after the Second World War and with this view of international recognition of women's right and protection occurred in the "minorities treaties" which guaranteed life, liberty and freedom of religion to all human beings irrespective of their nationality. The first universal and elaborative recognition of human rights and fundamental freedom was recognized in the Charter of the United Nations on 26th June 1945 and its preamble expresses an international commitment of people of the United Nations to reaffirm and confirm faith in human rights.

Questions:

- i) Where there is right, there is corresponding duty. Justify.
- ii) What is the approach taken by Immanuel Kant with respect to human rights and liberties?
- iii) Explain the role of State in protection of Human Rights.
- iv) What is the importance of Human Rights? What are the different steps taken internationally for its recognition?

OR

b) Write a legal essay on: **(ANY ONE)** **(12)**

- i) Democracy.
- ii) Right to education.
- iii) Marital rape.

Q.3 a) i) Draft an anti-ragging affidavit. **(06)**

ii) Draft a petition for restitution of conjugal rights. **(06)**

OR

b) i) Draft a legal notice on behalf of wife for bigamy. **(06)**

ii) Draft a suit for breach of contract. **(06)**

(P.T.O)

- Q.4** Attempt **ANY ONE** of the following: **(Either (a) and (b) or only (c))**
- a)** Comment on the following Judicial Decisions: **(06)**
- i)** Mohiri Bibi v/s Dharmodas Ghosh.
- ii)** Ashby v/s White.
- iii)** Navtej Singh Johar v/s Union of India.
- b)** Draft legal news on “Supreme Court approves Center’s Witness Protection Scheme”. **(06)**
- (OR)**
- c)** Write book review on book of “Law of Contract”. **(12)**
- Q.5 a)** Draft a report on seminar conducted on “Drafting and Pleadings”. **(12)**
- (OR)**
- b)** Translate the following text from English to Hindi or Marathi: **(12)**
- Shifting cultivation, an age-old practice in parts of India, may soon get legal backing, with the government planning to define land use that will enable such cultivators access credit and agriculture-related benefits including subsidies. India has nearly 1.73 million hectares under shifting cultivation, where plots of land are cultivated temporarily and then abandoned for years so that the land becomes fertile again. An estimated 6.23 lakh families are involved in this activity, 90% of which is in the Northeast based on 2003 data. Credit is often denied to these cultivators because, in the absence of land titles, they are unable to offer the land as collateral for loans. The government move, spearheaded by the NITI Aayog, is aimed at backing this type of cultivation to help restore the fertility of land naturally, while at the same time ensuring that cultivators of Jhum, a term used for shifting cultivation in the Northeast, have enough employment opportunities.
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