

**BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS-2021 COURSE)**

**LL.B. Sem - I : WINTER- 2022**

**SUBJECT : CONSTITUTIONAL LAW : MEDIA & LAW**

Day : Friday

Time : 10:00 AM-12:30 PM

Date : 30-12-2022

**W-24997-2022**

Max. Marks : 60

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**N.B.**

- 1) All questions are **COMPULSORY**.
  - 2) All questions carry **EQUAL** marks.
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**Q.1 a)** Explain in detail various restriction which are imposed on the media by Indian constitution.

**OR**

- b)** 'It is true that there are various roles played by the media in a democratic set up like India, however there are certain short comings of the media which create hurdles in the enjoyment of the fruits of true democracy'. Justify the statement in the light various flaws of the media.

**Q.2 a)** Write a detailed note on defamation and also state the liability of the media in defamation proceedings.

**OR**

- b)** Explain the concept of media trial and give the comparative analysis of position of media trial in USA, UK and India.

**Q.3 a)** 'Press council is often termed as paper tiger'. Justify the statement in light of powers functions and lack of punitive provisions available with press council.

**OR**

- b)** Discuss the salient features of RTI Act, 2005.

**Q.4 a)** 'It is not disputed that there should be a censor board to certify the films. However the current set up of censor board is having lot of flaws, and we need to address them in order to protect the fundamental rights of the film maker and the viewers'. Comment in the light of current setup of censor board in India, its flaws, and suggest the steps in improve the functioning of the censor board.

**OR**

- b)** Discuss the concept of fair deal mentioned in section 52 of Copyright Act, 1957.

**Q.5 a)**

- i) State the facts and ratio in the case of *Romesh Thapar v state of Madras*.
- ii) In an interview as actress was asked about pre-marital sex. She stated that anyone who is an adult can go ahead with it but take care of hygiene and unwanted pregnancy. One N.G.O. felt offended and filed a writ for curtailing her speech under clause 19(2) decency and morality. Predict the outcome of the case with proper justification and case laws.

**OR**

- b)**
  - i) State the facts and ratio in the case of *KA Abbas v. Union of India*.
  - ii) One newspaper in North East India was constantly criticizing the policies of the central government of India, and was praising the country which India was having a hostile relations. The state government banned the said news – paper. The newspaper filed the writ petition. Predict the outcome of the case with proper reasoning and relevant cases.