

Subject Code: - Law 503

Roll No.....

SEMESTER EXAMINATION 2022-2023

III Year, V Semester BALLB

NAME OF THE SUBJECT: JURISPRUDENCE

Duration: 3:00 hrs.

Max Marks: 70

Note: Attempt all questions. All questions carry equal marks. In case of any ambiguity or missing data, the same may be assumed and state the assumption made in the answer.

Q 1.	<p>Answer any four parts of the following within 100 to 125 words.</p> <p>a) “The army life of strict discipline and command had its reflection in the Austinian concept of Law” Discuss</p> <p>b) Write a short note on-</p> <p>i. Natural law as Justice by nature- Aristotle Or</p> <p>ii. Fuller’s Natural law as inner morality of law</p> <p>c) What is legislation? Explain the kinds of sub-ordinate legislation.</p> <p>d) Explain Sir Henry Maine’s views on the development of law.</p> <p>e) Hohfeld’s analysis of legal rights. Discuss.</p> <p>f) ‘A lawmaker acts as a social engineer by attempting to solve problems in society by using law as a tool.’ Discuss Roscoe Pond’s theory.</p>	4x3.5=14
Q 2.	<p>Answer any four parts of the following within 100 to 125 words.</p> <p>a) Write a note on the following-</p> <p>i. Absolute Liability</p> <p>ii. Ratio Decidendi and Obiter Dicta</p> <p>b) Write a note on the concept of legal personality.</p> <p>c) ‘Law as a system of rules – a combination of primary and secondary rules.’ Write a note on H.L.A Hart’s contribution to Analytical Positivism.</p> <p>d) What is the meaning of Realism? Explain the basic features of the Realist school.</p> <p>e) ‘Natural law is a virtue.’ Write a note on the concept of Dharma.</p> <p>f) Explain the nature and scope of Jurisprudence.</p>	4x3.5=14

Q 3.	<p>Answer any two parts of the following within 200 to 250 words.</p> <p>a) Write short notes on the following-</p> <p style="margin-left: 40px;">I. Kinds of obligations</p> <p style="margin-left: 40px;">II. Vicarious Liability</p> <p>b) ‘Classical law of nature jurists tended to favour the elaboration of systems of concrete and detailed rules which were belied to be directly deducible from human reason.’ Explain.</p> <p>c) Discuss legislation as a source of law. What are the advantages of legislation as a source of law over other sources of law?</p>	2x7=14
Q 4.	<p>Answer any two parts of the following within 200 to 250 words</p> <p>a) ‘Jeremy Bentham is considered the true father of modern Jurisprudence.’ Discuss.</p> <p>b) Do judges interpret the make the law or makes the law? Support your view with reasons.</p> <p>c) Discuss Friedrich Karl Von Savigny’s Contribution to the development of the Historical school of Law.</p>	2x7=14
Q 5.	<p>Answer any two parts of the following within 200 to 250 words.</p> <p>a) ‘A theory of law must deal with the law as it is written, not as it should be.’ Critically examine Kelson’s pure theory of Law.</p> <p>b) Law is a means of social control. Throw light upon the functions of law in society.</p> <p>c) ‘Within humans there is a “divine spark” which helps them to live in accordance with nature. Discuss the natural law theory and its criticism.</p>	2x7=14
