

LEGAL STUDIES

Maximum Marks: 70

Time Allowed: Three hours

*(Candidates are allowed **additional 15 minutes for only** reading the paper.*

*They must **NOT** start writing during this time).*

*Answer all questions in **Section A, Section B and Section C.***

***Section A** consists of **objective / very short answer** questions.*

***Section B** consists of **short answer** questions.*

***Section C** consists of **long answer** questions.*

The intended marks for questions or parts of questions are given in brackets [].

SECTION A - 14 MARKS

Question 1

- (i) Article 39A of the Constitution, inserted by the 42nd Amendment Act in 1976 provides for: [1]
- (a) free legal aid.
 - (b) dispute resolution through Administrative Tribunal.
 - (c) permanent Lok Adalats for disputes regarding Public Utility Services.
 - (d) establishment of National Legal Services Authority.
- (ii) Raj gave a diamond ring to his friend Rashmi. Rashmi accepted the ring but did not pay anything in return for the ring. [1]
The relationship between Raj and Rashmi is of:
- (a) lessor and lessee.
 - (b) buyer and seller.
 - (c) donor and donee.
 - (d) mortgagor and mortgagee.

- (iii) The criminal law in India does not consider _____ in affixing criminal liability. [1]
- (a) Intention (Mens Rea)
 - (b) Commission of an act (Actus Reas)
 - (c) Motive
 - (d) Attempt
- (iv) GST is a consumption of goods and service tax based on: [1]
- (a) development.
 - (b) dividend.
 - (c) destiny.
 - (d) destination.
- (v) A police officer can arrest a person _____ a warrant if a person has committed a punishable offense with an imprisonment for a term of more than seven years. [1]
- (vi) _____ institution is India's anti-corruption ombudsman. [1]
- (vii) A _____ is a bill of exchange drawn on a specified banker and not expressed to be payable otherwise than on demand.
- (viii) Article _____ deals with Administrative Tribunals. [1]
- (ix) State the duration of Copyright and Patent Right. [1]
- (x) Raman has taken a loan from State Bank of India to expand his business. He has mortgaged his assets to secure the loan. [1]
Identify Mortgagor and Mortgagee in the given transaction.
- (xi) Identify the legal maxim which means 'incapable of committing crime.' [1]
- (xii) Give meaning of the legal maxim – *Nemo Debet Esse Judex in Propria Sua Causa*. [1]
- (xiii) State the penalty for driving without a seat belt. [1]
- (xiv) State the penalty for driving without a driving license. [1]

SECTION B - 28 MARKS

Question 2

[4]

- (i) Mention *any two* objectives of WIPO.
- (ii) Identify and explain which Alternative Dispute Resolution should be followed in the given situation:

A labour dispute arose between Mr. Anil Diwan (Manager) of an iron factory located in Tata Nagar, and its Workmen Association. The parties to the dispute appointed Mr. Suryakant Sen (a retired High Court judge) as a neutral third party, to resolve their dispute. Mr. Suryakant played the role of an interventionist by suggesting potential solutions to the parties to resolve their disputes and claims.

Question 3

[4]

- (i) Distinguish between an *FIR* and a *complaint* by giving *any two* points.
- (ii) A prosecutes B for theft, and wants the Court to believe that B admitted the theft to his friend, C.

Does it prove that B committed theft? What is meant by *proved fact*?

Question 4

[4]

Is Patent akin to a monopoly? Give reasons.

Question 5

[4]

Explain *doctrine of election* with the help of an example.

Question 6

[4]

- (i) Explain *any four* entitlements of an arrested person.

OR

- (ii) Explain *Direct Evidence* and *Circumstantial Evidence* with the help of examples.

Question 7 [4]

Distinguish between *sale* and *exchange*.

Question 8 [4]

- (i) State *any two* criteria to avail *free legal aid*.
- (ii) What are the challenges in providing free legal aid?

SECTION C – 28 MARKS

Question 9

Jini and Johny are partners in a partnership firm. They make an agreement in writing to refer a dispute between them in business to an arbitrator. Despite this agreement, Jini files a suit against Johny relating to the dispute in a court.

- (i) Will Jini succeed in filing a suit in court? Give a reason for your answer. [2]
- (ii) What does *arbitral award* mean? Give *any two* points on its significance. [3]
- (iii) Give *any two* differences between an arbitral award and the judgement. [2]

Question 10

- (i) What is National Green Tribunal? State its jurisdiction. [3]
- (ii) Explain *any four* liabilities of the Lessee. [4]

Question 11

- (i) Explain the concept of *remand*. Describe the rule relating to remand under Section 167 of Criminal Procedure Code. [3]
- (ii) What is meant by *criminal trial*? State its purpose. [4]

Question 12 [7]

- (i) Give the composition of National Human Rights Commission. Who is the Chairman of the National Human Rights Commission of India currently?

OR

- (ii) State the procedure of registration for Geographical Indication of Goods.