P.G. Even Semester Exam, 2023

LAW

2nd Semester

COURSE NO. LL.M.-551

(Jurisprudence-II)

Full Marks : 70
Pass Marks : 28

Time : 3 hours

The figures in the margin indicate full marks for the questions

Answer five questions, taking one from each Unit

Unit – I

1. Define Right. 'Rights may be extinguished by performance of the duty, consent, the exercise of a power by one party without the consent of the other, impossibility of performance , frustration, the operation of Law or prescription'- Explain the statement and discuss the ways by which rights may be extinguished. Explain whether rights and duties are correlative. 14

2. Evaluate Rawls theory of Justice and give a comparative analysis of the theory with the idea of Justice propounded by Amartya Sen. 14

Unit-II

3. 'Law and Morality have some centre but different circumference'- Evaluate and Explain the statement by giving opinion of jurists like Pound, Bentham and others. 14

4. Give an overview of the critical Legal Studies movement. 14

Unit-III

5. Evaluate the contributing of Roscoe Pound. 14

6. Critically analyze the main tenets of Thering's Social Interest theory. 14

Unit-IV

7. 'Post modernity affirms the urgent need for a new form of legal reasoning'- Evaluate the statement and explain the vision of law put forward by the post modernist idea of jurisprudence- 14

8. What is feminism? Explain the effect of law on the oppression of women- Evaluate how law can be used, to imp-rove women's social position. 14

Unit-V

9. What are the fourfold indices of 'dharma' according to the Hindu sages? Examine how far the four indices, may be regarded as the sources of positive law as understood and obeyed by the Hindus. 14

10. Was there a rule of law in ancient India? Give reasons to your answer from the illustrations found in the ancient texts of India. Discuss the description of duties of King put forth by Kautilya during the historical times of Mauryan Empire. 14

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