



'সমানো মন্ত্র: সমিতি: সমানী'

UNIVERSITY OF NORTH BENGAL

B.A./BBA/B.Com LL.B. Honours 5th Semester Examination, 2021

INTERPRETATION OF STATUTES AND PRINCIPLES OF LEGISLATION

PAPER CODE: EC03

Time Allotted: 3 Hours

Full Marks: 100

The figures in the margin indicate full marks.

The students are advised to follow the word limit mentioned below strictly while answering questions.

The marks will be deducted if answers exceed word limit.

16-20 marks- 400 words / 10-15 marks- 300 words / 6-9 marks- 200 words / 2-5 marks- 100 words

Answer Question No. 7 and any four from the rest

1. What is the role and utility of Presumption in determining a case? What are the general presumptions used by the Judiciary in order to interpret Law? 20
2. Explain the doctrine of Pith and Substance and colourable Legislation of the Constitution of India with the help of decided cases. 20
3. Explain the role of External aids of interpretation. Discuss with case laws. 20
4. (a) Define Statute. 4+8+8
(b) Explain in brief the process of making a Statute.
(c) What are the main parts of a Statute?
5. Explain the following rules of Interpretation with the help of case laws: 10+10
(a) Mischief rule of interpretation.
(b) Ejusdem generis.
6. Discuss the following maxims for interpretation with relevant case law: 10+10
(a) Delegatus non-potest delegare
(b) Ut res Valet Potior quam variat.
7. Answer any **four** short notes from the following: 5×4 = 20
(a) Difference between Interpretation and construction
(b) Ejusdem generis
(c) Repugnancy
(d) Expresio specialibus non-derogant
(e) In bonam partum
(f) Golden rule.

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