



‘সমানো মন্ত্র: সমিতি: সমানী’

UNIVERSITY OF NORTH BENGAL

LL.B. (3 yr.) 3rd Semester Examination, 2025

INTERPRETATION OF STATUTES AND PRINCIPLES OF LEGISLATION

PAPER CODE: DE01

Time Allotted: 3 Hours

Full Marks: 100

The figures in the margin indicate full marks.

Answer Question No. 7 and any *four* from the rest

1. Discuss the law making power of the legislature in promulgation of law. Explain whether executive is also empowered to make laws. 20
2. Explain the meaning, conditions of applicability of following maxims with relevant case laws: 5×4 = 20
 - (a) Generalia specialibus non derogant
 - (b) Expressio Unius est exclusion alterius
 - (c) Delegatus non Potest delegare
 - (d) In pari delicto Potiore est condition possidentis
3. Explain the conceptual framework of Interpretation and Construction. What are various internal aids to interpretation? 20
4. Explain the utility of Primary rules of statutory interpretation. Also explain when a judge can deviate from literal rule of interpretation to Golden rule of interpretation. 20
5. What do you understand by the term presumption? Explain in detail the Presumption as to validity of the statutes with relevant case laws. 5+15
6. Explain the concept of restrictive and beneficial construction with reference to interpretation of statutes on the basis of subject matter and purpose. 20
7. Write short notes on any *four* from the following: 5×4 = 20
 - (a) Doctrine of Residuary Power
 - (b) Principles of legislation
 - (c) Rule of Ejusdem generis
 - (d) Distinction between morals and legislation
 - (e) Presumption against intended injustice
 - (f) Travaux Preparatoires.

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ENVIRONMENTAL LAW

PAPER CODE: CC13

Time Allotted: 3 Hours

Full Marks: 100

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Answer Question No. 7 and any *four* from the rest

1. “Pollution is a major environmental problem that affects human health and the Environment”. In this context answer the following:
 - (a) Discuss the concept of environment and its importance. 5
 - (b) Discuss the causes and effects of various kinds of pollution, along with the probable health hazards associated with such pollutions. 15
2. “The Indian Judiciary has played a transformative role in developing the concept of Environmental Justice”. Critically analyze this statement with reference to doctrines such as:
 - (a) Polluters Pays Principle 20
 - (b) Precautionary Principle
 - (c) Public Trust Doctrine as reflected in Indian case laws.
3. Discuss the concept of Right to healthy Environment along with various other constitutional provisions. To what extent has judicial creativity compensated for legislative inadequacies in ensuring environmental protection? Explain. 20
4. Describe the common law perspective on environmental protection with the help of decided case laws in detail. 20
5. Describe the Environment (Protection) Act, 1986 including its Preamble, definition and general powers of the Central Government. 20
6. Air pollution is a major environmental problem affecting many cities and countries worldwide. Within this context discuss the major causes and effects of air pollution. Also discuss the laws related to air pollution and the steps that the government can take to prevent air pollution in India. 5+15
7. Write short notes on any *four* of the following: 5×4 = 20
 - (a) Forest Conservation
 - (b) National Green Tribunal
 - (c) Environmental Impact Assessment
 - (d) Wildlife Conservation
 - (e) Paris Agreement (2015)
 - (f) Sustainable Development Goals.

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LL.B. (3 yr.) 3rd Semester Examination, 2025

LAW OF CRIMES-II

PAPER CODE: CC12

Time Allotted: 3 Hours

Full Marks: 100

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Answer Question No. 7 and any *four* from the rest

1. (a) Discuss the historical background, object and purpose of Bharatiya Nagarik Suraksha Sanhita, 2023. 10
(b) Discuss various rights of an arrested person in India. 10
2. (a) Discuss about the Constitution of criminal courts and their powers under Bharatiya Nagarik Suraksha Sanhita. 10
(b) Explain relevant provisions relating to jurisdiction of criminal courts in inquiries and trials. 10
3. (a) When Police may arrest without warrant under BNSS? 10
(b) Explain the procedure of recording statements under Section 180 and 183 under BNSS. 10
4. (a) When bail may be taken in case of non-bailable offence? 10
(b) ‘Person once convicted or acquitted not to be tried for same offence’ — Discuss with help of relevant provision under BNSS. 10
5. (a) Explain the procedure relating to trial before court of session. 10
(b) Explain the procedure relating to complaints to magistrates as defined under chapter XVI of BNSS. 10
6. (a) Discuss all relevant provisions relating to maintenance of wives, children and parents under Chapter X of BNSS. 10
(b) What are the irregularities which vitiate and which do not vitiate proceedings in a Court under BNSS? 10
7. Short notes: (any *four* from the following) 5×4 = 20
 - (a) Anticipatory Bail
 - (b) Appeals under BNSS
 - (c) Probation of offenders Act, 1958
 - (d) Plea Bargaining
 - (e) Security for Keeping peace on Conviction
 - (f) Inquest Report.

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LL.B. (3 yr.) 3rd Semester Examination, 2025

LABOUR AND INDUSTRIAL LAW-I

PAPER CODE: CC11

Time Allotted: 3 Hours

Full Marks: 100

The figures in the margin indicate full marks.

Answer Question No. 7 and any *four* from the rest

1. (a) Define ‘Industry’. Critically analyse the definition of ‘Industry’ under the Industrial Dispute Act, 1947 with the help of decided case laws. 15+5
(b) What is “Triple Test” and Dominant nature Test? Explain.
2. Discuss in detail the powers and duties of the authorities appointed for the settlement of dispute under the Industrial Dispute Act. 20
3. Write a comprehensive note on the following: 10+10
(a) Strike and Lockout
(b) Layoff and Retrenchment.
4. (a) With reference to the Factories Act, 1948, explain the following: 15+5
(i) Health measures
(ii) Safety measures
(b) “A factory manager is making an adult worker Mr. Sharma, work for 10 hrs a day from Monday to Saturday to meet the deadline and was not paying him a overtime wages.”
Analyse the Legality of the manager’s action based on the Factories Act, 1948 and explain Mr. Sharma’s right regarding the working hours and overtime wages.
5. (a) What are the aims and objectives of the Employees Compensation Act, 1923? 5+15
(b) Explain the provisions relating to the Employer’s Liability to pay the compensation and the amount of compensation paid to the workers in case of Personal Injury under the Act.
6. Discuss in detail the provisions relating to the restriction on the Employment of the pregnant women during certain period and the rights of the pregnant women to claim maternity benefit under the Maternity Benefit Act, 1961. 20
7. Answer (any *four*): 5×4 = 20
(a) Types of Strikes
(b) Doctrine of Notional Extension
(c) Closure
(d) Aims and Objective of the Factories Act, 1948
(e) Partial and total disablement under the Employees Compensation Act, 1923
(f) Working hours of the young person.

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