



‘সমানী মন্ত্র. সাক্ষিত: সমানী’

UNIVERSITY OF NORTH BENGAL

B.A./BBA/B.Com. LL.B. Honours 9th Semester Examination, 2024

EQUITY AND TRUSTS

PAPER CODE: EC07

Time Allotted: 3 Hours

Full Marks: 100

The figures in the margin indicate full marks.

Answer Question Number 7 and any *four* questions from the rest

1. “Equity law emerged to rectify the rigour of Common Law.” — With the help of the statement explain the origin and development of Equity principles. Also state how equity principles are adopted in Indian legal system. 10+10
2. Explain the following maxims with suitable pronouncement:
 - (a) He who seeks equity must do equity. 7
 - (b) Equality is equity. 7
 - (c) Equity imputes an intension to fulfill an obligation. 6
3. Explain the following with the help of the provisions of the Indian Trusts Act, 1882: 5×4 = 20
 - (a) Rule of Certainty in a Trust.
 - (b) Who can be the trustee?
 - (c) Lawful purpose of a trust.
 - (d) Resulting and Constructive trust.
4. (a) Define ‘Trust’. 5+15
(b) Discuss in brief the historical evolution, nature and scope of trust in the context of Indian Trusts Act, 1882.
5. Discuss in brief the Rights and Liabilities of Beneficiary. 20
6. (a) Elucidate with the provisions of the Indian Trusts Act, 1882 as to how the office of the trustee is vacated? Also explain how a new trustee is appointed after the office of the trust is vacated? 10+5+5
(b) Can a trust be revoked?
(c) Liabilities of beneficiary.
7. Write short notes on any *four* of the following: 5×4 = 20
 - (a) Trust and Bailment
 - (b) Trust and Agency
 - (c) Equity Jurisdiction of Supreme Court of India
 - (d) Trust of an immovable property
 - (e) Double Estate
 - (f) Difference between Equity Law and Common Law.

—x—



‘সমানো মন্ত্র: সগিরি: সগানী’

UNIVERSITY OF NORTH BENGAL

B.A./BBA/B.Com. LL.B. Honours 9th Semester Examination, 2024

HEALTH LAW

PAPER CODE: CC29/CC31

Time Allotted: 3 Hours

Full Marks: 100

The figures in the margin indicate full marks.

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

1. Elucidate on the concept of ‘Right to Health’ as emergent from Part-III & IV of the Constitution of India with the help of decided case laws. 20
2. Elaborately explain the duties of employee, community and state in case of industrial accidents like the Bhopal Gas tragedy or rail accidents with the help of landmark judgments. 20
3. Write a comprehensive note on:
 - (a) Medical Jurisprudence 12
 - (b) Identification of mode of death. 8
4. Critically examine the liability of Medical professionals with the help of relevant case laws. 20
5. (a) Discuss elaborately the liability of private and public health care centres with regards to the disposal of surgical waste along with relevant case laws. 15
(b) Write a short note on rural sanitation. 5
6. (a) Define unnatural sexual offences. 5
(b) Describe the procedure of examination of victim of rape. 5
(c) State the medical evidence found in cases of sexual offence. 5
(d) Analyse the guidelines dealing with medico legal care for victims of sexual offence. 5
7. Write short notes on any *four* of the following: 5×4 = 20
 - (a) National Health Policy
 - (b) Amniocentesis
 - (c) What categories of women are eligible for a medical termination of pregnancy upto 24 weeks.
 - (d) How is HIV diagnosed?
 - (e) What does each of the 5R’s mean?
 - (f) National Health Policy and its implementation.

—x—



‘সমানো মন্ত্র: সগিতি: সমানী’

UNIVERSITY OF NORTH BENGAL

B.A./BBA/B.Com. LL.B. Honours 9th Semester Examination, 2024

INTELLECTUAL PROPERTY LAW

PAPER CODE: CC28/CC30

Time Allotted: 3 Hours

Full Marks: 100

The figures in the margin indicate full marks.

Answer Question Number 7 and any *four* questions from the rest

1. (a) Elaborately discuss the basic objectives and principles of TRIPS. 13
(b) What do you understand by economic and moral rights of the author? 7
2. (a) Mention the rights and obligation of a Patentee. 10
(b) Discuss the general powers of the Controller of Patents. 10
3. Is Registration of Trade Mark mandatory? Discuss and differentiate between the concept of Doctrine of Honest & Concurrent users and Doctrine of Deceptive Similarity? 5+15
4. (a) Define the concept of Assignment under the Copyright Act. 7
(b) What are the remedies available for the infringement of Copyright? 13
5. (a) Discuss the object behind the coming of the Information Technology Act, 2000. 10
(b) What do you understand by acknowledgement of receipt? 5
(c) Explain digital signature and digital signature certificate. 5
6. (a) What are the functions of Trade Mark? 5
(b) Differentiate Trade Mark from Property Mark. 5
(c) Examine the concept of legal recognition and attribution under the Information Technology Act, 2000. 10
7. Write short notes on any *four* of the following: 5×4 = 20
 - (a) Passing-Off action
 - (b) E-Governance
 - (c) Cyber Cafe
 - (d) UNESCO
 - (e) Author under Copyright
 - (f) WIPO.

—x—



‘সামান্য মন্ত্র: সপিত: সামান্য’

UNIVERSITY OF NORTH BENGAL

B.A./BBA/B.Com. LL.B. Honours 9th Semester Examination, 2024

HUMANITARIAN AND REFUGEE LAW

PAPER CODE: CC27/CC29

Time Allotted: 3 Hours

Full Marks: 100

The figures in the margin indicate full marks.

Answer Question Number 7 and any four questions from the rest

1. (a) Write a brief summary of the Geneva Conventions 1949 and the Additional Protocols of 1977 and 2005. 12+8
(b) Are the Geneva Conventions breached in the Russia-Ukraine war? Give reasons for your answer.
2. (a) Examine the application and implementation of International Humanitarian Law in India. 12+8
(b) Is insurgency in India's Red Corridor a non-international armed conflict?
3. (a) Discuss the role of Red Cross and Red Crescent movement in providing humanitarian assistance to people affected by armed conflict. 8+4+8
(b) Highlight the privileges and immunities enjoyed by ICRC under International Humanitarian Law.
(c) Comment on the role of ICRC in the Russia-Ukraine international armed conflict.
4. In August 2017, a deadly crackdown by Myanmar's army on Rohingya Muslims sent thousands fleeing across the border into India. 10+10
(a) Comment on the policy of the Indian Government on the Rohingyas seeking asylum in India.
(b) Highlight the implications of the Citizenship (Amendment) Act, 2019 on them.
5. (a) Define Refugees. Enumerate the various rights and duties enshrined under the Refugee Convention 1951. 6+8+6
(b) Why has India not ratified the Refugee Convention?
6. (a) Elaborate upon the contributions made by UNHCR in facilitating durable solutions for the Refugees and Internally Displaced Persons. 10+10
(b) Comment on the role of UNHCR in coordination with the Indian Government addressing the refugee problem.



‘সমানো মন্ত্র: সমিতি: সমানী’

UNIVERSITY OF NORTH BENGAL

B.A./BBA/B.Com. LL.B. Honours 9th Semester Examination, 2024

PUBLIC INTERNATIONAL LAW

PAPER CODE: CC26/CC28

Time Allotted: 3 Hours

Full Marks: 100

The figures in the margin indicate full marks.

Answer Question Number 7 and any *four* questions from the rest

1. “The material sources of international law may be defined as the actual materials from which an international lawyer determines the rule applicable to a given situation.” — With reference to this statement, elaborate the various sources of international law. 20
2. Discuss the prominent theories in connection to the relationship between International Law and Municipal Law. Support your answer with reference to the Indian practice in this context. 20
3. (a) Discuss the mechanisms adopted for the peaceful settlement of disputes in international law. 10+10
(b) What are the reasons behind the failure of peace negotiations between Russia and Ukraine?
4. Define Extradition. Discuss the laws governing extradition in India. Comment on the challenges faced by the Indian government in extraditing fugitives from the UK. 3+9+8
5. Distinguish between Nationality and Citizenship. Enumerate the various modes of acquisition of nationality under International law. Highlight the impact of Citizenship Amendment Act, 2019 on the refugees of India. 6+8+6
6. Discuss the principles laid down in the North Sea Continental Shelf Cases (1969) in relation to delimitation of Territorial sea between states. What impact did it have on future cases? 12+8
7. Write short notes on any *four* of the following: 5×4 = 20
 - (a) Basis of International Law
 - (b) International law as a vanishing point of jurisprudence
 - (c) Peremptory Norms of International law
 - (d) Kinds of Recognition
 - (e) Duties of neutral states towards Belligerent states.
 - (f) Role of UNHCR in protecting the Asylum seekers.

—x—