



UNIVERSITY OF NORTH BENGAL
B.A. LL.B. Honours 8th Semester Examination, 2020

LAW OF EVIDENCE

Time Allotted: 2 Hours

Full Marks: 50

The figures in the margin indicate full marks.

GROUP-A

Answer any *three* questions not exceeding 200 words

10×3 = 30

1. Explain and illustrate what are the three rules of 'Presumptions' under Section 4 of the Indian Evidence Act.
2. Explain the term "competent to testify". State whether a lunatic is a competent witness to testify and if so, when?
3. What are leading questions? Discuss in details giving examples and also state when leading questions may be asked.
4. Write a short note on the rule of estoppels.
5. What is the difference between Substantive Law and Adjective Law with reference to the Evidence Act?
6. Clarify the scope of-
 - (a) Examination-in-chief
 - (b) Cross-examination
 - (c) Re-examination

GROUP-B

7. Answer any *four* questions not exceeding 100 words:

5×4 = 20

- (a) Explain according to Section 3 of Indian Evidence Act the term "Evidence".
- (b) Explain according to Section 3 of Indian Evidence Act the term "Fact" with illustrations.
- (c) Explain according to Section 3 of Indian Evidence Act the term "Document" with illustrations.
- (d) Explain according to Section 3 of Indian Evidence Act the term "Proved and Disproved".
- (e) Doctrine of Res Gestae.
- (f) Examination of Witnesses.

—x—



UNIVERSITY OF NORTH BENGAL

B.A./BBA/B.Com. LL.B. (5 yr.) Gen. 8th Semester Examination, 2020

LAW OF EVIDENCE

Time Allotted: 2 Hours

Full Marks: 50

The figures in the margin indicate full marks.

GROUP-A

Answer any *three* questions not exceeding 200 words

10×3=30

1. Define "Facts", "Fact in issue" and "Relevant fact". Distinguish among "May presume", "Shall presume" and "Conclusive proof" with suitable cases and illustrations. 5+5=10
2. "*Motive only is not substantive evidence*" — In light of the statement discuss in detail the concept of motive, preparation and subsequent conduct with suitable illustration and case decisions. 10
3. When plea of Alibi can be raised? Discuss in brief the doctrine of 'Res gestae' with suitable illustration and judicial decisions. 4+6=10
4. Define Confession. Distinguish between Admission and Confession. Discuss when confession becomes irrelevant with suitable illustrations and judicial decisions. 2+4+4=10
5. "*Hearsay evidence is no evidence*" — Justify the statement along with its exceptions. 10
6. Whether 'Dying declaration' is a conclusive proof for establishing Dowry death? Discuss in detail with relevant provisions of Indian Evidence Act. 10

GROUP-B

7. Write short notes on any *four* from the following not exceeding 100 words: 5×4 = 20
 - (a) Conspiracy
 - (b) Admission in Civil and Criminal cases
 - (c) Expert opinion
 - (d) Admissibility of Electronic records
 - (e) Accomplice
 - (f) Distinguish among Examination in chief, Cross Examination and Re-examination.

—x—



UNIVERSITY OF NORTH BENGAL
B.A. LL.B. Honours 8th Semester Examination, 2020

INSURANCE LAW

Time Allotted: 2 Hours

Full Marks: 50

The figures in the margin indicate full marks.

GROUP-A

Answer any **three** questions not exceeding 200 words

10×3 = 30

1. Explain the history and growth of Insurance law in India. 10
2. Explain the insurable interest in life insurance with suitable cases. Discuss principle of 'subrogation'. 10
3. What is Premium? What is the effect of non-payment of premium on the policy? What reliefs are provided against the forfeiture of the policy for non-payment of premium? 10
4. Explain the essentials of insurance contract with the help of decided cases. 10
5. Explain the various types of losses contemplated under the Marine Insurance Act, 1963. 10
6. What do you understand by the term 'fire' in a Fire Insurance Policy? What types of losses are covered by fire policy? Illustrate with suitable cases. 10

GROUP-B

7. Write short notes on any **four** not exceeding 100 words:

5×4 = 20

- (a) Define expected perils.
- (b) What are the limitations on the 'doctrine of contribution and subrogation'?
- (c) Explain elements of public liability insurance.
- (d) Describe the nature and significance of risk.
- (e) Establishment and Functioning of LIC.
- (f) Principle of Utmost good Faith.

—X—



UNIVERSITY OF NORTH BENGAL
B.A. LL.B. Honours 8th Semester Examination, 2020

LAND LAW INCLUDING TENURE AND TENANCY SYSTEM

Time Allotted: 2 Hours

Full Marks: 50

The figures in the margin indicate full marks.

GROUP-A

Answer any **three** questions from the following not exceeding **200 words** 10×3 = 30

1. Define raiyat. Discuss various rights which raiyat can enjoy in respect of land. Is there any limitation to such rights?
2. Define the term 'Ceiling area'. Enumerate and elaborate various provisions under the West Bengal Land Reforms Act, 1955 relating to Ceiling on land held by a Raiyat.
3. Discuss the legal provisions relating to the restrictions on alienation of land by Scheduled Tribes under the West Bengal Land Reforms Act, 1956.
4. What is eviction? Discuss the various grounds of eviction provided under the West Bengal Premises Tenancy Act, 1997.
5. Define Bargadar. Discuss the share of produce payable by a bargadar to the person whose land he cultivates. What is the remedy available to a bargadar against the illegal termination of his cultivation by the owner of the land?
6. Discuss the provisions relating to acquisition of land for public purpose under the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013.

GROUP-B

5×4 = 20

7. Answer any **four** questions: (word limit 100 words)
- (a) Pre-emption
 - (b) Fair Rent
 - (c) Define 'Premises' as per West Bengal Premises and Tenancy Act, 1997
 - (d) Operation Barga
 - (e) Powers of Revenue officer
 - (f) Diluuated Land.

—x—



UNIVERSITY OF NORTH BENGAL
B.A./BBA/B.Com. LL.B. Honours 8th Semester Examination, 2020

BANKING LAW

Time Allotted: 2 Hours

Full Marks: 50

The figures in the margin indicate full marks.

Answer any *three* of the following not exceeding 200 words

10×3 = 30

1. Besides accepting deposits and making advances, banks render a plethora of other services to their customers. Elucidate this statement.
2. What are different kinds of Negotiable Instruments? How are such instruments endorsed and assigned?
3. Discuss pros and cons of accepting guarantee as a security for banker's advance. Would you like to suggest remedies for apparent drawbacks?
4. Define customer. Discuss the secondary relationship between a banker and customer.
5. Discuss the different phases of Indian banking system in India.
6. Since its inception in 1935, the Reserve Bank of India has functioned with great success, not only as the apex financial institution in the country but also as the promoter of economic development. In the light of the above statement explain the role of RBI in economic development of the country.

7. Answer any ***four*** of the following not exceeding 100 words:

5×4 = 20

- (a) Bankers lien
- (b) Cheque
- (c) Banking business
- (d) Passbook
- (e) Advances to priority sector
- (f) Holder in due course.

—X—



UNIVERSITY OF NORTH BENGAL
B.A./BBA/B.Com. LL.B. (5 yr.) Gen. 8th Semester Examination, 2020

COMPANY LAW

Time Allotted: 2 Hours

Full Marks: 50

The figures in the margin indicate full marks.

GROUP-A

Answer any *three* questions not exceeding 200 words

10×3=30

1. (a) Define Company. 3
(b) Discuss the salient features of separate personality. 7
2. (a) What is Prospectus? 2
(b) Discuss with the help of decided cases the civil and criminal liabilities of Directors for untrue statements in prospectus. 8
3. Discuss the rule laid down in Foss Vs. Harbottle (1843). State the exceptions and refer decided cases. 10
4. (a) What is winding up? 2
(b) Discuss the different kinds of winding up. 8
5. (a) Who is a Director under the provision of the Companies Act, 2013? 2
(b) State the provisions relating to appointment of Directors. 3
(c) What is the position of Directors? Explain with the help of cases. 5
6. (a) What is Debenture? Define. 2
(b) What are the different kinds of debentures? Discuss. 8

GROUP-B

5×4 = 20

7. Write short notes on any *four* of the following not exceeding 100 words:

- (a) Rules in Salomon Vs. Saloman
- (b) Lifting the Corporate veil
- (c) General principles as to allotment of Shares
- (d) Duties of Directors
- (e) Share Capital
- (f) Articles of Association.