



‘समानो मन्त्रः समितिः समानी’

UNIVERSITY OF NORTH BENGAL

LL.M. 1st Semester Non-Specialisation Examination, 2023

LEGAL THEORY

CORE: LLM0CCT0101N

Time Allotted: 4 Hours

Full Marks: 100

Answer any *four* questions

1. “At first sight the problem of Natural Law may not seem very closely related to that of the purpose of Law. But many theories of Natural Law attempt to define law in terms of purpose, and hence it is convenient to consider together many of the contributions of philosophy to these two problems.” — Critically analyse the nature of Natural Law as it refers to moral theory as well as legal theory. 25
2. Explain Benthamian concept of Analytical Positivism. Discuss the Command Theory of Law and its role in a Sovereign legal system. 15+10
3. Reason for the emergence of sociological school of jurisprudence, effectiveness of Jural Postulates of Roscoe Pound in modern civilized society. 25
4. “Savigny firmly believed that law is the product of the general consciousness of the people and a manifestation of the spirit.” Critically analyse the above statement in the development of law. 25
5. Write a critical review on Marxist theories of law and state. Summarize the feminist approach of jurisprudence. 20+5
6. Explain the contribution of American and Scandinavian Realism in the modern jurisprudence. 25
7. Elaborately discuss the outcomes of Hart-Fuller debate. 25
8. Write notes on any *two* of the following: 12 $\frac{1}{2}$ \times 2 = 25
 - (a) Pure theory of Law
 - (b) Theory of Bureaucracy
 - (c) ‘Customs and usages’ as a source of Law.

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