

Total No. of Printed Pages:02

B.A. LL.B (Semester-VI)
Examination October 2019
Legal Theory

[Duration : Three Hours]

[Max. Marks : 75]

Instructions:

- 1) Answer any **eight** questions from Question nos. 1 to 12
- 2) Question No. 13 and 14 are compulsory.

Marks 8×8=64

1. "The beginning of the twentieth century saw the revival of the Natural law theory." Examine the reasons for the revival of natural law.
2. Compare and contrast American Realism and Scandinavian realism.
3. "Austin's Imperative theory of law has been criticized on various grounds"- Comment.
4. Discuss the features of the Historical School of law. Comment on the contribution of Henry Maine to legal theory.
5. Explain legal rights in a wider sense of the term.
6. Explain Prescription and Agreement as modes of acquiring property.
7. What is Possession? Examine the elements of possession.
8. Explain ownership. Discuss the characteristics of ownership.
9. Explain the advantages and shortcomings of legislation as a source of law.
10. Examine the position of precedent in India.
11. "To be a valid custom, it must conform to certain requirements laid down by the law"- Comment.
12. Examine the legal status of dead men and of unborn persons.
13. Write notes on any **two**:
 - a) Acts of the law
 - b) Mediate possession
 - c) Solidary obligations

(2 × 3 = 6 marks)

14. Write notes on any two: (2 × 2.5 = 5 marks)
- a) Jural postulates
 - b) Grundnorm
 - c) Goodhart's test to determine ratio decidendi

B.A. LL.B. (SEMESTER VI) EXAMINATION, APRIL 2019

LEGAL THEORY

Duration : 3 hours

Total marks : 75

Instructions: 1) Answer any **eight** questions from Question nos. 1 to 12.
2) Question No. 13 and 14 are compulsory.

(8 x 8 = 64 marks)

1. Discuss the Natural Law theory . Explain the criticism levelled against this theory.
2. Explain the Pure theory of Law. Discuss the merits and demerits of the theory.
3. Discuss Roscoe Pound's contribution to jurisprudence.
4. What is precedent? Explain the various kinds of precedents.
5. Explain Corporation Sole and Corporation Aggregate with the help of illustrations.
6. Explain a) Rights in Rem and Rights in Personam b) Rights in re propria and rights in re aliena
7. Examine the concept and subject matter of ownership.
8. Examine *corpus possessionis* and *animus possidendi* as important elements possession.
9. Explain a) Codification b) Disadvantages of legislation.
10. Explain obligations arising from torts and from quasi contracts.
11. What is custom? Explain the various kinds of customs.
12. Explain the different kinds of property a person can own under the law.
13. Write notes on any **two** of the following : **(2 x 3 = 6 marks)**
 - a) ~~O~~ biter dicta
 - b) American realism
 - c) ~~M~~eaning and value of jurisprudence
14. Write notes on any **two** of the following: **(2 x 2.5 = 5marks)**
 - a) Volksgeist
 - b) Primary rules
 - c) Question of law and question of fact



BALBO – 118

B.A.LL.B. (Semester – VI) Examination, October 2018
LEGAL THEORY

Duration : 3 Hours

Total Marks : 75

Instructions : 1) Answer **any eight** from Q. No. 1 to 12. (8x8=64)
2) Question No. 13 and 14 are **compulsory**.

1. Analyse rights in the wider sense of the term.
2. Analyse the meaning and nature of ownership. What are the different kinds of ownership ?
3. Examine the evolution of Natural Law theory and its significance in India.
4. Explain the circumstances that destroy the binding force of precedents.
5. Examine the concept of title and evaluate vestitive facts creating, transferring and extinguishing rights.
6. What are the kinds of customs and the essentials of a valid custom ?
7. Analyse Roscoe Pound's theory of social engineering.
8. Critically analyse on Austin's positive theory of law.
9. Explain the elements of possession and discuss possession in law and possession in fact.
10. Discuss Henry Maine's contribution to Historical School of Law.
11. Define solidary obligation and explain the sources of obligation.
12. Explain Legal Personality with reference to unborn person, dead man and lower animals.

BALBO - 118



13. Write short notes on **any two** :

(3x2=6)

- a) Modes of acquisition of property.
- b) Right in re aliena
- c) Subordinate legislation.

14. Write short notes on **any two** :

(2.5x2=5)

- a) Kelsen's grundnorm
- b) Marx's Economic Theory.
- c) American Realism.



BALBA – 1877

B.A.LL.B. (Semester – VI) Examination, April 2018
LEGAL THEORY

Duration : 3 Hours

Total Marks : 75

Instructions : 1) Answer any eight from Q. No. 1 to 12. (8×8=64)
2) Question No. 13 and 14 are compulsory.

1. Discuss the meaning and kinds of legal rights.
 2. What are Vestitive facts ? Examine the different kinds of agreements and the factors that makes an agreement invalid.
 3. What is meant by legal person ? Discuss the legal personality of a corporation.
 4. Analyse the meaning and nature of ownership. What are the different kinds of ownership ?
 5. Examine the evolution of Natural Law theory and its significance in India.
 6. Analyse Roscoe Pound's theory of social engineering.
 7. Explain the doctrine of precedents as followed in India.
 8. Examine legislation as a source of law.
 9. Evaluate Austin's theory of law.
 10. Discuss Henry Maine's contribution to Historical School of Law.
 11. Explain Kelsen's pure theory of law.
 12. Discuss the concept of property and right in re propria and in re aliena.
 13. Write short notes on any two : (3×2=6)
 - a) Mediate possession
 - b) Solidary obligation
 - c) American Realism.
 14. Write short notes on any two : (2.5×2=5)
 - a) Marx's Economic Theory.
 - b) Custom as a source of law in India.
 - c) Volksgeist.
-



BALBO – 0117

**B.A.L.L.B. (Semester – VI) Examination, October 2017
LEGAL THEORY**

Duration : 3 Hours

Total Marks : 75

Instructions: 1) Answer **any eight** questions from 1 to 12.
2) Question No.13 and 14 are **compulsory**.

1. Examine the place of natural law in India with reference to the Indian Constitution.
 2. Critically analyze Hans Kelson's Pure theory of law and examine how far the theory is pure.
 3. How do you distinguish between American legal realism and Scandinavian legal realism ?
 4. Explain Roscoe Pound's theory of Social Engineering.
 5. Critically analyze, custom as an important source of law.
 6. Compare legislation as a source of law with Custom and Precedent.
 7. What is Ratio Decidendi and Obiter Dicta ?
 8. How is legal right distinguished from other rights ?
 9. What are the essential elements of possession ? Explain the different kinds of possession.
 10. Define ownership and explain its characteristics.
 11. What are the modes of accusation of property ? Explain different kinds of properties.
 12. Examine Henry Maine's idea of development of law. (8×8=64)
 13. Write short note on **any two** : (2×3=6)
 - a) Stare Decisis
 - b) Jural postulates
 - c) Grund norm
 14. Write short note on **any two** : (2×2½=5)
 - a) Feminist jurisprudence
 - b) Reasonableness of custom
 - c) Public law and Private law.
-



BALBA – 1517

B.A. LL.B. (Semester – VI) Examination, April 2017
LEGAL THEORY

Duration : 3 Hours

Total Marks : 75

Instructions : 1) Answer **any eight** questions from 1 to 12.
2) Question No. 13 and 14 are **compulsory**.

1. Examine the origin and growth of natural law theories at different times in human history. (8×8=64)
2. State and explain John Austin's imperative theory of law.
3. What is realist theory of law ? Who are its proponents ?
4. What are the distinctive features of sociological jurisprudence ?
5. Examine the conditions that have to be fulfilled for a custom to be considered as a source of law.
6. Explain the different kinds of legislations.
7. Examine the importance and the binding nature of precedents in India.
8. What is meant by Right ? What are the essentials of a legal Right ?
9. What is meant by possession ? Distinguish between possession in fact and possession in law.
10. What are the essential elements of ownership ? Explain.
11. Define title. How are the facts comprising titles classified ?
12. Explain Marx's theory of law.
13. Write short note on **any two** : (2×3=6)
 - a) Rawls Theory of Justice
 - b) Stare Decisis
 - c) Rights in re aliena
14. Write short note on **any two** : (2×2½=5)
 - a) Utilitarianism
 - b) Volksgiest.
 - c) Doctrine of social solidarity.



BALBO – 116

**B.A. LL.B. (Semester – VI) Examination, October 2016
LEGAL THEORY**

Duration : 3 Hours

Total Marks : 75

- Instructions :** 1) Answer any eight questions from Q. No. 1 to 12.
2) Question No. 13 and 14 are compulsory.

(8×8=64)

1. "There is no unanimity about the definition and exact meaning of natural law". Explain with reference to the Natural Law theory.
2. Explain the Command theory of law. State its merits and demerits.
3. Explain Pound's theory of social engineering.
4. Discuss Perfect and Imperfect rights and Positive and Negative rights.
5. What is ownership ? Explain the characteristics of ownership.
6. Examine the various modes of acquisition of possession.
7. Explain supreme and subordinate legislation.
8. What is precedent ? Explain the various kinds of precedent.
9. "In order to be valid, custom must conform to certain requirements" – Explain.
10. What is property ? Explain rights in re propria and rights in re aliena.
11. Explain corporation sole and corporation aggregate.
12. Explain the various sources of obligations.

13. Write notes on **any two** :

(2×3=6)

- a) Elements of a legal right
- b) Ratio decidendi
- c) American realism.

14. Write short notes on **any two** :

(2×2.5=5)

- a) Meaning of jurisprudence
- b) Grundnorm
- c) Codification.



**B.A. LL.B. (Semester – VI) Examination, April 2016
LEGAL THEORY**

Duration : 3 Hours

Total Marks : 75

Instructions : 1) Answer **any eight** questions from Q. No. 1 to 12.
2) Question No. 13 and 14 are **compulsory**.

(8×8=64)

1. "The Natural Law Theory has been interpreted differently at different times". Explain the Natural Law Theory.
 2. According to Kelsen "Law is a normative science different from natural sciences". – Explain.
 3. Discuss the contribution of American Realism to jurisprudence.
 4. What is legislation ? Explain subordinate legislation.
 5. Discuss the advantages and disadvantages of the precedent.
 6. Explain legal right. Discuss legal rights in a wider sense.
 7. Examine the subject matter of ownership and discuss corporeal ownership and incorporeal ownership.
 8. Explain possession in fact and possession in law.
 9. Define legal person. Explain the legal status of unborn persons.
 10. Discuss the various kinds of solidary obligations.
 11. Explain the various kinds of custom.
 12. Discuss the modes of acquisition of property.
 13. Write notes on **any two** : **(2×3=6)**
 - a) Codification
 - b) Volksgeist
 - c) Jural postulates
 14. Write notes on **any two** : **(2×2.5=5)**
 - a) Economic theory
 - b) Acts in law
 - c) Obiter dicta
-



BALBO – 1501

B.A. LL.B. (Semester – VI) Examination, October 2015
LEGAL THEORY

Duration : 3 Hours

Max. Marks : 75

- Instructions :** 1) Answer **any eight** from Q. No. 1 to 12.
2) Question No. 13 and 14 are **compulsory**.
3) Figures to the **right** indicates **total** marks allotted to the question.

Answer **any 8** questions from Q. No.1 to 12.

(8×8=64)

1. Analyse the meaning and nature of ownership. What are the different kinds of ownership ?
2. Examine the legal concept of possession and enumerate the kinds of possession.
3. Examine the concept of title and evaluate vestitive facts creating, transferring and extinguishing rights.
4. Roscoe Pound likened the task of a lawyer to engineering – Analyse critically the doctrine of social engineering.
5. "Movement of progressive societies have been hitherto been from status to contract". Discuss Henry Maine's contribution to Historical School of Law.
6. Examine the importance of legislation as a source of law, with reference to the enlarging scope of delegated legislation.
7. Explain the meaning of property and discuss the kinds of property.
8. Corporate Personality is a creation of law. Explain the characteristics and kinds of corporations.
9. Discuss the features of Analytical School of Law. Examine H. L. A. Hart's contribution to Analytical Positivism.
10. Discuss the evolution of Natural Law theory and its relevance in the present day world.
11. Explain the importance of custom as a source of law. What are the requisites of a valid custom ?

P.T.O.



12. What are the characteristics of Legal Right ? Analyse Hohfeld's analysis of legal rights.
13. Write short notes on **any two** : (2×3=6)
- a) Ratio decidendi and obiterdicta
 - b) Territorial Nature of Law
 - c) American Realism.
14. Write short notes on **any two** : (2×2.5=5)
- a) Solidary Obligation
 - b) Marx's Economic Theory
 - c) International Law as 'Law' in the pure sense of the term.



BALBA – 615

B.A. LL.B. (Semester – VI) Examination, April 2015

LEGAL THEORY

Duration : 3 Hours

Max. Marks : 75

Instructions : 1) Answer any eight from Q. No. 1 to 12.

2) Question No. 13 and 14 are compulsory.

3) Figures to the right indicate total marks allotted to the question.

Answer any 8 questions from Q. No. 1 to 12.

(8×8=64)

1. Analyse the meaning and characteristics of legal rights and enumerate the kinds of legal rights.
2. Analyse stare decisis and the relevance of precedent as a source of law in India with special reference to ratio decidendi.
3. Natural Law Theory has a history reaching back centuries BC – Trace the evolution of Natural Law Theory and its characteristics.
4. Discuss Austin's contribution to Analytical School of Law.
5. Legal Personality is a fiction of law – Explain with reference to unborn person, dead man and lower animals.
6. Examine the legal concept of property and explain the kinds of property.
7. Analyse the importance of Customary Law. What are the essentials of a valid customs ?
8. Examine Historical School of Law with special reference to "Volksgeist" as a Source of Law.

P.T.O.



9. Examine Roscoe Pound's classification of interests and his Jural Postulates.
10. What is Solidary Obligation ? Discuss the sources of obligation.
11. Define Ownership and explain the characteristics of ownership and kinds of ownership.
12. Explain the juristic concept of Possession and modes of acquisition of Possession.
13. Write short notes on **any two** : **(2x3=6)**
- a) Subordinate Legislation.
 - b) American realism.
 - c) Nature and purpose of Law.
14. Write short notes on **any two** : **(2x2.5=5)**
- a) International Law as 'Law'.
 - b) Vestitive Facts.
 - c) Marx's Economic Theory.