

Roll No.

SAP ID



UNIVERSITY OF PETROLEUM AND ENERGY STUDIES
End Semester Examination, July 2020
Open Book – Through Blackboard Learning Management System

Course: JURISPRUDENCE
Programme: BBA.,LL.B.(H) (BFIT)

Course Code: CLCC 2004

Semester: IV

Time: 03 hrs.

Max. Marks: 100

Instructions:

As this examination is in open-book format, the students are expected to demonstrate a very high degree of Academic Integrity and not copy contents from resources referred. Instructors would look for understanding of the concept by the students and any similarity found from resources online/ offline shall be penalized in terms of deduction of marks and even cancellation of paper in requisite cases. The online examination committee of the School would also look for similarity of two answer scripts and if answer scripts of two or more students are found similar, both the answer scripts shall be treated as copied and lead to cancellation of the paper. In view of the aforesaid points, the students are warned that they should desist from using any unfair means.

All Questions are Compulsory
Answer each question in not more than 500 words

S. No.		Marks	CO
1	<p>“Law should be carefully studied and analyzed and principles underlying therein should be found out. The notion of command is inapplicable to modern social/welfare legislations, which do not command people but confer benefits, which in a way binds state itself rather than the individual.”</p> <p>a. Identify and give a detailed overview of the School of Law which the author has referred to in the above paragraph</p> <p>b. Examine the applicability of this school in the Indian context.</p>	10+10 = 20	CO 4
Ans.			
2	<p>“With advancement of the society, legislation starts replacing custom. The sphere of legislation has widened as now the states regulate even the most ordinary conduct of individuals, such as walking on the roads”.</p> <p>In the light of the above statement, either justify or rebut the primacy of legislation over the other sources of law.</p>	20	CO 3
Ans.			
3	<p>Richard visited a super market and saw a book lying on the floor unattended. It did not belong to the class of goods that were put on sale by the shopkeeper rather someone had left it by mistake. Richard gives it to the Shopkeeper to return it to the real owner. In case the real owner is not found, who will have the rightful possession? Explain in accordance with the jurisprudence of possession.</p>	20	CO 4
Ans.			
4	<p>“Under Juvenile Justice Act, the juveniles between 16 to 18 years of age, who are found guilty of committing heinous offences after going through a preliminary inquiry</p>	20	CO 2

	by the Juvenile Justice Board, will be sent to a children’s court that can pronounce the child guilty. Such juveniles can be detained in a ‘place of safety’ until they reach the age of 21. Even then if they are not found to have been “reformed” by 21, they can be sent to jails housing adults.” Considering this aspect of Juvenile Justice Act, is it reformatory or retributive in nature?		
Ans.			
5	With help of case laws, critically examine whether the Idols, Mosques and Guru Granth Sahib should be considered as a ‘Legal Person’ under the law?	20	CO 1
Ans.			

I,, understand that submitting work that isn’t my own may result in failure in this paper and I may also be subject to Disciplinary Proceedings as per the Academic Integrity policy of the University.

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