



0252

**Second Semester LL.M. (IPR/Const/B&T) Degree Examination,
June/July 2014
LAW MAKING PROCESSES**

Duration : 3 Hours

Max. Marks : 80

- Instructions :** 1. Answer **all** questions.
2. Figures to the **right** indicate marks.

Q. No. I. (a) Custom as an important source of law in early times, its importance continuously diminishes as the legal system grows. Critically analyse. Marks : 10

OR

Custom embodies right and justice as acknowledged and approved, not by the power of the state, but by the public opinion of the society at large. Comment.

(b) Write brief note on : Marks : 6
Mercantile custom.

OR

Adverse impact of customs.

Q. No. II. (a) Legislation is that source of law which consist is the declaration of legal rules by a competent authority. Comment. Marks : 10

OR

'Legislation is either supreme or subordinate'. Comment.

(b) Write brief note on : Marks : 6
Drafting of bills.

OR

Mischief rule of interpretation.

Q. No. III. (a) 'The discretion in the administration of justice is controlled by a sense of value which constitute a consensual domain that keep prejudice in check'. Justify. Marks : 10

OR

P.T.O.



At all times sanctity of the individual may have to yield before national security. Critically analyse.

(b) Write brief note on : Marks : 6

Right of the individual and need of the community at large.

OR

Justice in the sense of distributive and corrective equality.

Q. No. IV.(a) Explain the social change and common law tradition. Marks : 10

OR

Critically examine the 'independence' of judiciary and the 'political' nature of judicial process.

(b) Write note on : Marks : 6

Judicial activism.

OR

Legal reasoning.

Q. No. V. (a) Discuss justice during medieval period. Marks : 10

OR

Both Rajadharma and Prajadharma make the ruler and ruled to be duty bound. Comment.

(b) Write brief note on : Marks : 6

Justice and law.

OR

Justice under western thought.
