



Second Semester LL.M. Examination, June/July 2012
LAW MAKING PROCESSES (Course – II)

Duration : 3 Hours

Max. Marks : 80

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

Q. No. I. (A) No problem of jurisprudence, except perhaps that of corporate personality, has given rise to more lively controversy than the origin of customs. Comment.

OR

The necessary characteristic of custom is uniformity and unanimity of practice. Critically examine.

Marks : 10

(B) Write explanatory note on :

1) Local custom

OR

2) Mercantile custom.

Marks : 6

Q. No. II. (A) Critically examine the relation between legislation and public opinion.

OR

Briefly discuss the forms of legislation.

Marks : 10

(B) Write brief note on :

1) Subordinate legislation

OR

2) Drafting of Bills.

Marks : 6

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Q. No. III. (A) Equity is a universal truth and there can be no precedent in it. Comment.

OR

Critically examine how far uniformity and universality are essential characteristics of a legal rule.

Marks : 10

(B) Write brief note on :

1) Rule of values in rendering justice.

OR

2) Judicial impersonality.

Marks : 6

Q. No. IV. (A) Discuss tools and techniques in policy-making and creativity in constitutional adjudication.

OR

Critically examine how far judicial process form an instrument of social ordering.

Marks : 10

(B) Write brief note on :

1) Legal Reasoning

OR

2) Judicial Review.

Marks : 6

Q. No. V. (A) 'Dharma' is a code of righteous conduct to be followed by every human being in every sphere of human activity which includes the legal, judicial and constitutional system of the country. Comment.

OR

The proper function of the king is to rule according to 'Dharma' and not to enjoy the luxuries of life. Explain.

Marks : 10

(B) Write brief note on :

1) Law and justice

OR

2) Legal justice and natural justice.

Marks : 6