

LEGAL STUDIES SAMPLE PAPER
SUB CODE: 074

MAX MARKS 100

TIME 3 HRS

General Instructions:

- (i) There are 30 questions in all.
- (ii) All the questions are compulsory.
- (iii) Questions number 1 to 8 are multiple choice questions carrying 1 mark each.
- (iv) Questions number 9 to 14 are short answer questions carrying 2 marks each. Answer to each of these should not exceed **50 words**.
- (v) Questions number 15 to 20 are short answer questions carrying 4 marks each. Answer to each of these should not exceed **100 words**.
- (vi) Questions number 21 to 24 are long answer questions carrying 5 marks each. Answer to each of these should not exceed **150 words**.
- (vii) Questions number 25 to 30 are long answer questions carrying 6 marks each. Answer to each of these should not exceed **200 words**.

S.No	QUESTION	Marks	Unit	Type
1.	The judiciary has adopted the role of a social activist through- a. Original Jurisdiction b. Advisory Jurisdiction c. Special Leave to Appeal d. Public Interest Litigation	1	1	E
2.	Amit sold his farmhouse to Puja which consisted of apple and plum orchards, meant primarily for selling the produce of the orchards. Identify which law will govern this transaction: a. Sale of Goods Act b. Transfer of Property Act c. Indian contract Act d. Consumer protection Act	1	2	A
3.	Ashish hits Rohan with a stone from his rear. Rohan could not see the stone coming towards him. Does this act amount to tort? a. Yes, because battery can take place even without assault b. Yes, because assault can take place even without battery c. No, battery cannot take place without assault d. No, assault cannot take place without battery	1	2	H
4.	Gopal is a neighbor of Pankaj. Gopal hangs wet clothes on his balcony and the dripping water spoils the clothes of Pankaj. This situation leads to a fight between the two. How can the dispute be best resolved between the two parties; a. Ombudsman b. Arbitration c. Mediation d. Conciliation	1	3	A
5.	Ashok was convicted and awarded death penalty in a rarest of rare case by the Hon'ble Supreme Court of India in the year 2010. The sentence has not	1	4	A

	<p>been executed till date while <i>Ashok</i> is languishing in <i>Tihar</i> Jail waiting for the execution. Which of the following options can be best applied in this situation:</p> <p>a. <i>Ashok</i> cannot be given any relief as it's a rarest of rare case</p> <p>b. <i>Ashok</i> has a right to appeal as the wait period is longer than 5 years</p> <p>c. <i>Ashok</i> does not have a right to appeal as no appeal can be filed against the judgment of a Supreme Court</p> <p>b. <i>Ashok</i> has a right to appeal on the ground of reformation.</p>			
6.	<p>Mr. Smith, a foreign national visited India and was arrested on the suspicion of smuggling gold. He did not have the means to engage a lawyer and was thus unable to present his case. Identify the fundamental right of Mr. Smith violated in the above situation:</p> <p>a. Article 14 – Right to equality</p> <p>b. Article 19 – Right to freedom</p> <p>c. Article 21 – Right to life and personal liberty</p> <p>d. Article 24 – Right against exploitation</p>	1	4	A
7.	<p>Vishal, a lawyer appearing in the Supreme Court argues cases in court upon instructions from another advocate. He wears gown that has flaps on the shoulders and cannot file a <i>vakalatnama</i>. Which category of lawyers does Vishal belong to?</p> <p>a. Senior Advocate</p> <p>b. Advocate on Record</p> <p>c. Solicitor</p> <p>d. Attorney General</p>	1	5	U
8.	<p>Arrange sequentially, the evolution of legal services in India</p> <ol style="list-style-type: none"> Article 39A inserted via 42nd Amendment Act Committee under Justice <i>Krishna Iyer</i> to develop legal aid scheme for states Parliament enacted the Legal Services Authorities Act, 1987 Committee on National Implementation of Legal Aid under Justice <i>P N Bhagwati</i> <p>a. 1,2,3,4</p> <p>b. 1.3.2.4</p> <p>c. 4,1,2,3</p> <p>d. 2,1,4,3</p>	1	6	U
9.	<p>How do regulators assist in the functioning of Tribunals? State, giving examples.</p>	2	1	R
10.	<p>Apart from early retirement age, give any two factors that deter any senior lawyer from accepting judgeship in India.</p>	2	1	H
11.	<p>Rita is charged for stealing jewelry. During the trial, she negotiates with the prosecution whereby the prosecution agrees to press for lesser charges. Identify and explain this arrangement.</p>	2	2	A
12.	<p><i>Saahi</i>, a resident of Candia, fearing persecution on the grounds of nationality, seeks asylum from a neighboring country, and is unwilling to</p>	2	4	A

	return to Candia. What is the status of <i>Saahi</i> in International Law? Identify the International convention which provides legal safeguards to <i>Saahi</i> in this context.			
13.	How has the adversarial system followed by India made access to justice difficult?	2	6	H
14.	State salient features of <i>Lok Adalat</i> and Permanent <i>Lok Adalat</i> .	2	6	EV
15.	Explain the reasons for granting special status to Judiciary in India.	4	1	R
16.	Differentiate between Adversarial and Inquisitorial model of dispute resolution.	4	3	U
17.	Evaluate the role of ADR techniques and institutions help in promoting lawyers as social engineers.	4	3	EV
18.	Vanya completed LLB in the year 2012 from India. In 2014, she went to USA and now wants to practice law there. Advise her on the requirements she needs to fulfill before she can practice Law in the USA.	4	5	R
19.	Consider the following situations and answer the questions that follow: a. In India, a Law Firm mentions on their website, their areas of expertise. b. In India, a Law Firm promotes itself by putting up billboards across the city and distributing flyers at the traffic signals. Which of the abovementioned situations does not violate the guidelines given by BCI regarding advertisement by Lawyers? Give reasons for your answer. State the guidelines provided by Bar Council of India regarding advertisements.	4	5	H
20.	Describe the procedure for empanelment of lawyers and senior advocates under the NALSA regulations, 2010.	4	6	U
21.	Haircare Pvt Ltd advertised that usage of its shampoo 'Tresses' leads to long and shiny hair. It claimed that it would give a reward of Rs. 2000 who would face hair fall after using the shampoo. Riya after using the shampoo, suffered from a severe hair fall. She claimed the reward of Rs. 2000. The company refused the reward stating that the offer was not made to her. Decide whether Ms. Riya can claim the reward or not. Also refer the relevant case law.	5	2	A
22.	<i>Ajit</i> was suspected of being involved in child abduction and merely on this suspicion was assaulted by the inhabitants of his village. A detailed report came in the newspaper highlighting the inaction of state agencies in protecting <i>Ajit</i> and his basic non derogable rights. Name the specialized body which can take action against the state agency. Give its functions and powers.	5	4	H
23.	'Each country has their own method of dealing with the application of International Law to its jurisdiction.' Can International law be directly	5	7	U

	applied in the domestic jurisdiction? Explain, giving the current position in India as developed by Constitutional provisions and case law.			
24.	Evaluate the importance of the following International Human Right Laws a. UDHR b. <i>Erga Omnes</i> obligations	5	7	EV
25.	Identify the related principles enunciated by the Hon'ble Supreme Court in various case laws through Judicial Review and explain the following briefly. a. Part III of the Constitution, among others cannot be amended or taken away. b. Sentence or punishment should not be disproportionate and burdensome. c. Chance of hearing cannot be debarred completely.	6	1	A
26.	The reforms brought about by Napoleon in the French system of administration of justice had two objectives. a. State the two objectives. b. Identify and explain the working of this new system brought about by Napoleon	6	2	H
27.	Vitawin and Energo, two companies manufacturing health drinks had a dispute over manufacturing technique. They want to resort to alternate dispute resolution to solve their dispute rather than going for the traditional litigation. Suggest the most suited alternate dispute resolution mechanism. Explain the procedure and compare the decision rendered under the suggested ADR mechanism and court order.	6	3	A
28.	What are Directive Principles of State Policy? State its main features and give one instance where a DPSP was raised to the status of Fundamental Right.	6	4	R
29.	Describe the Advocates' Act, 1961, and explain how it revolutionized legal profession in India.	6	5	U
30.	Describe the structural Constitution of the Central Authority. What are the functions of the Central Authority?	6	6	R