

**LL.B. Semester-I (Three Year Degree Course) (New) Examination
(Pattern-2014)**

LEGAL LANGUAGE AND LEGAL WRITING

(40139)

Paper—V

Time—Three Hours]

[Maximum Marks—80

Note :— (1) Solve in all **SEVEN** questions including Question No. 1 which is compulsory and carries **20** marks.

(2) All other questions carry **10** marks each.

1. (a) Write an essay on any **ONE** of the following :

- (i) Child and law
- (ii) Judicial Activism
- (iii) Gender Bias
- (iv) Capital Punishment.

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(b) Explain the following (any **TWO**) :

- (i) Ubi jus ibi remedium
- (ii) De minimis non curat lex
- (iii) Actio personalis moritur cum persona
- (iv) Delegatus non potest delegare
- (v) Ignorantia facti excusat, ignorantia juris non excusat.

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(c) Give the meaning of following legal terms (any **FIVE**) :

- (i) De novo trial
- (ii) Mens rea
- (iii) Amicus curiae
- (iv) Ex post facto

- (v) In camera
- (vi) Witness
- (vii) Dying Declaration
- (viii) Lex Fori. 5
- 2. Explain the use of thesaurus and encyclopedias in legal writing. 10
- 3. Give fundamental principles and guidelines relating to legal writing. 10
- 4. State two rules of interpretation with illustrations thereto. 10
- 5. Write an explanatory note on Precedent. 10
- 6. Draft a legal notice to pay mortgage money. 10
- 7. Write case comment on any **ONE** of the following :
 - (a) Baniben v. State of Gujarat AIR 1992 SC 1817
 - (b) Aruna Shanbaugh v. Union of India AIR 2011 SC 1290
 - (c) Dr. Surajmani Stella Kujur v. Durga Charan Hansdah AIR 2001 SC 938
 - (d) Daniel Latifi v. Union of India AIR 2001 SC 3958. 10
- 8. Explain (any **TWO**) :
 - (a) Harmonious Construction
 - (b) Res ipsa loquitur
 - (c) Delay defeats equity. 10
- 9. Make precise of the following paragraph and write suitable title to it :

One of our most difficult problems is what we call discipline and it is really very complex. You see, society feels that it must control or discipline the citizen, shape his mind according to certain religious, social, moral and economic patterns.

Now, is discipline necessary at all ? Please listen carefully. Don't immediately say YES or NO. Most of us feel, especially while we are young that there should be no discipline, that we should be allowed to do whatever we like and we think that is freedom. But merely to say that we should be free and so on has very little meaning without understanding the whole problem of discipline.

The keen athlete is disciplining himself the whole time, isn't he ? His joy in playing games and the very necessity to keep fit makes him go to bed early, refrain from smoking, eat the right food and generally observe the rules of good health. His discipline and punctuality is not an imposition but a natural outcome of his enjoyment of athletics. 10

10. Identify the figures of speech (any **FIVE**) :

- (a) Thy soul was like a star, and dwelt apart
Thou hadst a voice whose sound was like a sea.
- (b) Why, man, if the river were dry, I am able to fill it with tears.
- (c) No doubt but you are the people, and wisdom shall die with you.
- (d) Fools rush in where angels fear to tread.
- (e) Revenge is a kind of wild justice.
- (f) Roll on, thou deep and dark blue ocean.
- (g) You are telling a fairy tale.

11. Attempt any **ONE** of the following :

- (a) Read the following passage and paraphrase it by putting into your own words :

In American society, Introverts are outnumbered about three to one. As a result, they must develop extra coping skills early in life because there will be an inordinate amount of pressure on the Introvert to "shape up", to act like the rest of the world. The Introvert is pressured daily, almost from the moment of awakening, to respond and conform to the outer world. Classroom teachers unwittingly pressure Introverted students by announcing that "One third of your grade will be based on classroom participation".

- (b) Write case comment on Sarla Mudgal Vs. Union of India, 1995(3) SCC 634. 10

