



HIMACHAL PRADESH NATIONAL LAW UNIVERSITY SHIMLA

End-Term Examinations

Paper Code: LB-101 Subject: Law of Torts, MV Act & Consumer Protection Act B.A./B.B.A. LL.B. 1st Semester 20th December, 2021 Time: 3 hours and 30 minutes (for writing exam- 09:30 am -12:00 pm and for scanning & uploading answer sheet- 12:00 pm – 01:00 pm)

Maximum Marks: 75

Instructions:

Attempt any three questions from Section-A. Each question in Section-A carries five marks. Attempt any three questions from Section-B. Each question in Section-B carries twenty marks.

SECTION-A (Short-Answer Type) (3x5=15Marks)

Q.1 Short Answer Type Questions:

- A.** If there is a contract between A and B and as a result of breach of contract by A, injury is caused to C, who is stranger to contract.
Can C bring an action against A, whose breach of contract with B has resulted in the commission of tort against C.? Explain with the help of case laws.
- B.** 'S' entered the land of 'K' seeing that 'P', son of 'K' had touched a live wire and was being electrocuted. For entering the land, S has to break down wooden fencing. S saved P but K filed a case against S for trespass.
Discuss the liability of S and also explain the defense or justification of private and public necessity with the help of case laws.
- C.** Whether psychiatric illness is a form of harm worth protecting through the tort system? Can the plaintiff be compensated who suffers this type of loss, and if so why? Discuss Nervous Shock with the help of case laws.
- D.** Compensation in Hit and Run cases in Motor Vehicle, Act. Explain.

SECTION-B (Long-Answer/Descriptive/Analytical Type) (3x20=60Marks)

- Q.2** A had been deriving water from the adjoining land of the defendant which was at the higher level. The defendant sank a shaft over his own land which diminished the water flowing to the land of B. A claimed an injunction to restrain B from sinking the shaft alleging that the sole

purpose of the same was to injure A as he did not purchase his land at an exorbitant price.

On the basis of above illustration discuss whether A has any cause of action against B? Explain Injuria Sine Damno and Damnum Sine Injuria with the help of case laws.

Q.3 ‘The doctrine of the assumption of risk does not apply where the plaintiff has, under an emergency, caused by the defendants wrongful misconduct, consciously and deliberately faced a risk, even of death, to rescue another eminent danger of personal injury or death whether the person endangered is one to whom he owes a duty of protection, as a member of his family, or is a mere stranger to whom he owes no such special duty’.

A, a railway passenger was thrown out of a moving train due to the negligence of the defendants. After the train stopped, one of his friends got down to look for his friend. But then he missed the footing as there was complete darkness. He fell down from a bridge and suffered from some severe injuries. The suit was filed against the railway company for compensation.

Decide.

Q.4 The rule of strict liability and absolute liability can be seen as exceptions. A person is made liable only when he is at fault. But the principle governing these two rules is that a person can be made liable even without his fault. This is known as the principle of “no fault liability.” Under these rules, the liable person may not have done the act, but he’ll still be responsible for the damage caused due to the acts.

ABC, Construction Company is building a road through a rural area when it encounters a rocky promontory. Although the area is rather close to a housing district, they decide to blast away the rock. A child, playing in a yard two blocks away is hit by a piece of flying rock, causing a deep scratch. ABC Construction was just going about its business, and took the usual precautions for such blasting, so negligence isn’t an issue. The activity of blasting, however, carries with it inherent dangers, including flying debris.

Can the child’s parents may sue the Construction Company for the child’s medical bills, as well as his pain and suffering, as ABC Construction is strictly liable in the situation. Explain the rule of Strict and Absolute Liability with the help of case laws.

Examination R.NO.

HPNLU/--/--/----

Q.5 The concept of mediation is ancient and deep rooted in our country. In olden days disputes used to be resolved in a panchayat at the community level. Panch used to be called Panch Parmeshwar i.e. were equated to God. Our judicial system is one of the best in the world and is highly respected, but there is lot of criticism on account of long delays in the resolution of

disputes in civil court and consumer forums. Many times, consumers are wary of approaching the consumer forums or civil courts for a decision of their dispute. Mediation in comparison to a lawsuit is quick, private, fair and inexpensive. It is a different paradigm and path from litigation which focuses on the past, establishing blame and liability and a win-lose results. In mediation the emphasis is on the future cooperation and direct communication with objective of sustainable solutions with win-win situation for all parties. It is a strong tool in the hands of the parties to devise solutions which could be more effective than judicial verdict.

Explain the procedure of Mediation according Consumer Protection Act, 2019. Discuss the need for mediation in consumer cases.



HIMACHAL PRADESH NATIONAL LAW UNIVERSITY SHIMLA

End-Term Examinations

Paper Code: LB-102 Subject: Legal Methods and Research Methodology B.A./B.B.A. LL.B. 1st Semester 22nd December, 2021 Time: 3 hours and 30 minutes (for writing exam- 09:30 am -12:00 pm and for scanning & uploading answer sheet- 12:00 pm – 01:00 pm)

Maximum Marks: 75

Instructions:

Attempt any three questions from Section-A. Each question in Section-A carries five marks. Attempt any three questions from Section-B. Each question in Section-B carries twenty marks.

SECTION-A (Short-Answer Type) (3x5=15Marks)

Q.1 Short Answer Type Questions:

- A. "In the judicial context, it is the reason which is cited for arriving at a decision in a case. Such reason is not the law that is getting attracted in the contemporary case but is the necessary notion which helps the court arrive at a particular decision". Explain.
- B. "In the case of homographs, where a word can have more than one meaning, the judge can choose the preferred meaning; if the word only has one meaning, but applying this would lead to a bad decision, the judge can apply a completely different meaning." Explain briefly the rule of interpretation implied in the above statement with the help of relevant cases.
- C. "It is in the nature of junior students to become subordinate to senior students. First year students are weaker than other students. Therefore first year students are subordinate to other students." Identify the reasoning and explain its relevance in legal research.
- D. "Every part of a judgement needs to be analysed to understand true interpretation, application and to draw appropriate analogy subsequently". Explain the parts of case law and its importance for development of law and society.

SECTION-B (Long-Answer/Descriptive/Analytical Type) (3x20=60Marks)

Q.2 How has the role and scope of nature of research changed? Comment upon this statement in light of

increasing relevance of interdisciplinary research.

Examination R.NO.

HPNLU/--/--/----

- Q.3 (a)** The High Court of Pradesh decided 20 years as age of admission in the colleges for UG courses, in absence of realizing the fact that the supreme court in a previous decision has already decided this question as 22 years of age for admission in the UG course. The High Court's decision is in a manner contrary to the Apex court rulings. Decide the status and nature of the decision delivered by the High Court of Pradesh. **(10 Marks)**
- (b)** Explain the importance and impact of concurring and dissenting opinion of the judges with the help of decisions of the Apex Court. **(10 Marks)**

Q.4 X Law University a leading institute established by the statute '***XLU Act 2005***' enacted by the state government to impart professional courses of law, framed rules "***XLU code of conduct 2008***" in compliance with the direction issued by the concerned High Court in a PIL filed by an eminent Professor to enhance the quality of professional & higher education and to follow the guidelines issued by the University Grant Commission.

The Rules contains "**Chapter 3 - Examination Rules**"

3.2- "compulsory attendance – "Students are required to attend a minimum of 70% of lectures in every course."

Mr. Pasa, Mr. Satwinder, Ms. Prathama & Ms Parveen were detained by the committee due to short of attendance by few lectures and challenged the rule in the court. They contended that they attended 70% classes but on a few occasions teacher marked them absent on the ground that mere physical presence is not sufficient, student has to be present mentally as well. On other occasion they were marked absent because: i) They were found sleeping in the class, ii) They failed to answer questions asked by teacher, iii) They found preparing assignments in laptop during lectures.

The petitioners contend that they were wrongly marked absent in spite of the fact that the Rules only require their presence in the classroom at the time of the lecture. Decide applying appropriate rules of interpretation with the help of relevant cases.

Q.5 Write citation reference of the following as per the 20th Bluebook:

- i.** Citation of a Book authored: By a single writer, By Multiple writers
- ii.** Citation of a book edited: By a single editor, By two editors
- iii.** Article Published: in a Journal, in two Volumes/Parts of a Journal, in a book edited, in a Law/Case Reporter, in a Newspaper
- iv.** Internet-method of citation - article published in online database.

- v. Subordinate footnotes: A footnote just below the main footnote, A footnote after a few footnotes below the main footnote.



HIMACHAL PRADESH NATIONAL LAW UNIVERSITY SHIMLA

End-Term Examinations

Paper Code: LB-103 Subject: English-I B.A./B.B.A. LL.B. 1st Semester 24th December, 2021 Time: 3 hours and 30 minutes (for writing exam- 09:30 am -12:00 pm and for scanning & uploading answer sheet– 12:00 pm – 01:00 pm)

Maximum Marks: 75

Instructions:

Attempt any three questions from Section-A. Each question in Section-A carries five marks. Attempt any three questions from Section-B. Each question in Section-B carries twenty marks.

SECTION-A (Short-Answer Type) (3x5=15Marks)

Q.1 Short Answer Type Questions:

- A. How do the 7 Cs of communication interact with each other to make communication holistic and wholesome?
- B. What are the significant aspects covered by M.C. Chagla in *Roses in December*?
- C. Give collective nouns for the following:
- A collection of poems
 - A chaotic crowd
 - A collection of photographs
 - A group of people for conduction of interviews
 - A group of singers.
- D. Explain the following legal maxims by giving instances:
- Damnum sine injuria
 - Quo warranto

SECTION-B (Long-Answer/Descriptive/Analytical Type) (3x20=60Marks)

Q.2 Throw light on various types of communication by giving suitable examples (preferably legal examples).

Q.3 Distinguish between the following homophones by framing sentences:

- Wear-where
- Pore- pour
- Overseas-oversees

- d) Ode-owed
- e) Mowed- mode

Q.4 Draft a legal letter from “Shylock” specifying the conditions agreed upon by Antonio.

Q.5 Highlight the relationship between law and existentialism in Kafka’s *The Trial*.



HIMACHAL PRADESH NATIONAL LAW UNIVERSITY SHIMLA

*End-Term Examinations*Paper Code: LB-104 Subject: Economics-I (Micro Economics) B.A./B.B.A. LL.B. 1st Semester 27th December, 2021

Time: 3 hours and 30 minutes (for writing exam- 09:30 am -12:00 pm and for scanning & uploading answer sheet- 12:00 pm – 01:00 pm)

Maximum Marks: 75

Instructions:

Attempt any three questions from Section-A. Each question in Section-A carries five marks. Attempt any three questions from Section-B. Each question in Section-B carries twenty marks.

SECTION-A (Short-Answer Type) (3x5=15Marks)**Q.1 Short Answer Type Questions:**

A. Classify the following topics as relating to microeconomics or macroeconomics.

- i. Hari's' decision about how much income to save.
- ii. the impact of a decrease in national saving on a country's economic growth.
- iii. the impact of an increase in the price of computer chips on the market for personal computers.
- iv. the impact of an increase in government purchases on the unemployment rate.
- v. the decision by Amazon to hire fewer workers because of an increase in the minimum wage.

B. Is society wasting the resources it devotes to advertising? Or does advertising serve a valuable purpose? Assessing the social value of advertising is difficult and often generates heated argument among economists. Elucidate.

C. The market for Onion has the following demand and supply schedules:

| Price in (Rupee) | Quantity Demanded (kg) | Quantity Supplied (kg) |
|------------------|------------------------|------------------------|
| 4 | 136 | 36 |
| 5 104 | 104 55 | 55 |
| 6 80 | 80 80 | 80 |
| 7 65 | 65 95 | 95 |
| 8 55 | 55 100 | 100 |

| | | |
|------|--------|-----|
| 9 40 | 40 140 | 140 |
|------|--------|-----|

4
5
6
7
8
9

i. Graph the demand and supply curves. What is the equilibrium price and quantity in this

Examination R.NO.

HPNLU/--/------

market?

ii. If the actual price in this market were above the equilibrium price, what would drive the market toward the equilibrium?

iii. If the actual price in this market were below the equilibrium price, what would drive the market toward the equilibrium?

D. Suppose Tata's total cost of producing 4 cars is \$225,000 and its total cost of producing 5 cars is \$250,000. What is the average total cost of producing 5 cars? What is the marginal cost of the fifth car? Draw the marginal-cost curve and the average-total-cost curve for a typical firm, and explain why these curves cross where they do.

SECTION-B (Long-Answer/Descriptive/Analytical Type) (3x20=60Marks)

Q.2 Study the market for mini buses. For each of the events listed here, identify which of the determinants of demand or supply are affected. Also indicate whether demand or supply increases or decreases. Then draw a diagram to show the effect on the price and quantity of mini buses.

- i. Society decides to have more kids.
- ii. A strike by workers raises product prices.
- iii. Engineers develop new computerized equipment for the production of mini buses.
- iv. The price of SUVs rises.
- v. A stock-market crash sinks community's money.

Q.3 State the law of diminishing marginal returns. What are the conditions for this law to apply? Does this law apply to all kinds of industries?

Q.4 What is the practice of charging different prices for the same product? What are prerequisites of this practice? How does a discriminating monopolist allocate his output in different markets to charge different prices?

Q.5 Rent is that part of produce of the earth which is paid to the landlord for the use of original and indestructible powers of soil. Explain the theory associated with this statement in case of intensive and extensive cultivation. Can his theory be applied to other factors of production?



HIMACHAL PRADESH NATIONAL LAW UNIVERSITY SHIMLA

End-Term Examinations

Paper Code: BL-101 Subject: Political Science-I (Political Theory) B.A. LL.B. 1st Semester 29th December, 2021 Time: 3 hours and 30 minutes (for writing exam- 09:30 am -12:00 pm and for scanning & uploading answer sheet– 12:00 pm – 01:00 pm)

Maximum Marks: 75

Instructions:

Attempt any three questions from Section-A. Each question in Section-A carries five marks. Attempt any three questions from Section-B. Each question in Section-B carries twenty marks.

SECTION-A (Short-Answer Type) (3x5=15Marks)

Q.1 Short Answer Type Questions :

- A. “Whoever you are or want to be, you may not be interested in Politics but Politics is interested in you”. In the light of this statement discuss the relationship between individual and the political structures.
- B. “Modern Welfare State is a distinctive combination of Democracy, Welfare, and Capitalism”. In the light of the above definition describe the status of Indian State.
- C. “Sovereignty is Modern concept, yet the idea goes back to ‘Aristotle’, who spoke of it as the Supreme Power of the State”. Illustrate the above statement and discuss attributes of this concept.
- D. “The real executive, the cabinet or ministry, is immediately and legally responsible to the legislature for its political policies and acts”. In the light of this statement discuss the features of the parliamentary form of Government. Give some live examples.

SECTION-B (Long-Answer/Descriptive/Analytical Type) (3x20=60Marks)

- Q.2** “Generally speaking there are three great topics with which Political Science has to deal State, Government and Law”. In the light of this statement discuss the scope of political science and its relevance in contemporary period.

Q.3 “State is a community of persons more or less numerous, permanently occupying a definite portion of territory, independent or nearly so of external control and possessing an organized government to which the great body of inhabitants render habitual obedience”. In the light of this statement by James W Garner, discuss the essential elements of the state. Which of these elements in your opinion is more important than the others?

Examination R.NO.

HPNLU/--/--/----

Q.4 “Democracy is a form of Government in which the governing body is comparatively a large fraction of the entire action”. In the light of this observation by Dicey, discuss the concept of democracy and its kinds.

Q.5 “A unitary system of government, or unitary state, is a sovereign state governed as a single entity. The central government is supreme, and the administrative divisions exercise only powers that the central government has delegated to them. (The states themselves are unitary.” In the light of this statement, define unitary form of government. What are its features? Accounts for its merits and demerits.



HIMACHAL PRADESH NATIONAL LAW UNIVERSITY SHIMLA

End-Term Examinations

Paper Code: BL-102 Subject: Sociology-I (Introductory Sociology) B.A. LL.B. 1st Semester 31st December, 2021 Time: 3 hours and 30 minutes (for writing exam- 09:30 pm -12:00 pm and for scanning & uploading answer sheet– 12:00 pm – 01:00 pm)

Maximum Marks: 75

Instructions:

Attempt any three questions from Section-A. Each question in Section-A carries five marks. Attempt any three questions from Section-B. Each question in Section-B carries twenty marks.

SECTION-A (Short-Answer Type) (3x5=15Marks)

Q.1 Short Answer Type Questions:

- A.** Often members of one particular group consider themselves superior to others and they call their cultural values, norms, ethics and mores are at par excellence than others. Which terminology related to the concept of culture, we can use in context of above statement? Also elaborate its other distinctive features in brief.
- B.** How French revolution, modern social theory and different phases of thoughts have contributed for emergence of sociological theory. Discuss in Brief.
- C.** Nuclear families have become acceptable in modern societies. What is your opinion? What new problems, issues and opportunities can you think of that might arise for the children growing up within nuclear families?
- D.** Define social groups. How social groups are different from aggregates?

SECTION-B (Long-Answer/Descriptive/Analytical Type) (3x20=60Marks)

- Q.2** Any attempt to set limits to a field of intellectual endeavor is inherently futile as it helps for creating specialization in society, helpful to understand the nuances of discipline and helps in describing scientific status of any discipline. Do you agree with these statements? Write your own assumptions about these statements by giving appropriate examples.
- Q.3** Reflecting on the experience of your family, relatives, neighbors and friends, what reasons do people give for getting divorced? Whether, these reasons support the thesis that high rates of

divorce do not mean that people are rejecting marriage institution? What sociological evidence is

Examination R.NO.

HPNLU/--/------

there that marriage remains a highly valued social institution?

Q.4 How primary groups are important for socialization of human beings? Explain the difference between primary and secondary groups and further highlight the role of primary and secondary groups as pressure groups in society.

Q.5 Discuss about the scientific status of sociology. Do you think sociology is a science? Also elaborate the development of sociology in Europe and India as a scientific discipline.



HIMACHAL PRADESH NATIONAL LAW UNIVERSITY SHIMLA

End-Term Examinations

Paper Code: BBL-101 Subject: Management Theory & Practice B.B.A.LL.B. 1st Semester 29th December, 2021 Time: 3 hours and 30 minutes (for writing exam- 09:30 am -12:00 pm and for scanning & uploading answer sheet– 12:00 pm – 01:00 pm)

Maximum Marks: 75

Instructions:

Attempt any three questions from Section-A. Each question in Section-A carries five marks. Attempt any three questions from Section-B. Each question in Section-B carries twenty marks.

SECTION-A (Short-Answer Type) (3x5=15Marks)

Q.1 Short Answer Type Questions :

- A.** Write an appraisal for an organization of your choice using Mckinsey's 7-S framework. **B.** From your own experience, describe a situation you were involved in, where the conflict was dysfunctional. Also describe another situation where conflict was functional. Now analyze how the other parties in the both conflict situations might have interpreted the situation in terms of whether conflict was functional or dysfunctional.
- C.** Once an opportunity is recognized, a manager plans rationally by establishing objectives, making certain assumptions about present and future environment, evaluating alternatives and choosing a course of action. But at the same time manager must take into consideration the supporting plans, budget and short-range plans must be coordinated with long range plans.
- D.** "Formal writings on social responsibility are largely a product of the twentieth century, especially the past 50 years or so. Though it is possible to see evidence of CSR throughout the world, and in the developed countries. The early writings have been obvious in the

United States where a sizable body of literature has accumulated”. Elaborate.

Examination R.NO.

HPNLU/--/------

SECTION-B (Long-Answer/Descriptive/Analytical Type) (3x20=60Marks)

- Q.2** The management process approach draws from other theories of management and integrates them into a total system of managing. The organization is an open system that operates within and interacts with the environment. The systems approach to management includes inputs from external environment and from claimants, the transformation process, the communication systems, external factors and a new way to reenergize the system. Comment.
- Q.3** Many psychologists have pointed to the advantage of job enlargement, which refers to assigning tasks that are not so specialized that an individual loses sense of doing things that are meaningful. Assuming that managers wish to limit task specialization and “enlarge” jobs, can they do so and apply the basic principles of organizing? How?
- Q.4** An effective organization remains flexible and adjusts to changes in environment. To make staff work effective, it is important to clarify authority relationship, to make line listen to staff, and to keep staff informed. Furthermore, effectiveness demands that staff prepare complete recommendations and that the utilization of staff becomes a way of organizational life. Elaborate.
- Q.5** Consider a major decision problem, i.e. your career choice; outline the more critical planning premises surrounding it. How many of these are matters of knowledge and how many of these are matters of forecast, also mention the techniques you used for forecasting? Also, how many of these were qualitative or quantitative?