



HIMACHAL PRADESH NATIONAL LAW UNIVERSITY SHIMLA
End-Term Examination

Paper Code: LB-101

Subject: Law of Torts, MV Act & Consumer Protection Act

B.A./B.B.A. LL.B. 1st Semester

December, 2019

Time: 3 hours

Maximum Marks: 50

Instructions:

Attempt All Questions. Section-A is compulsory consisting of six short question carrying three marks each. Attempt Four Questions from Section-B with independent option in Question Nos. 2, 3, 4 and 5. Each question in Section-B carries 8 marks.

SECTION-A (Short-Answer Type)

(6x3 =18 marks)

Q.1 Short Answer Type.

- a) If A, delivers his horse to B for safe custody for a week and B allows the horse to die of starvation. B's act amounts to two wrongs. Since both the wrongs are civil wrongs. Can A claim damages twice. Decide.
- b) What are the essentials for the defence of Act of God? Explain with the help of case laws.
- c) A, a customer of a bank gives some amount to the bank employee, B (in his capacity as a friend), for being deposited in his account, without obtaining any receipt for the same. After that the employee B misappropriates the amount for his personal gain. Decide the liability of B.
- d) Explain remoteness of damages with the help of case laws.
- e) A, a shopkeeper, says to B, who manages his business--"sell nothing to Z unless he pays you ready money, for I have no opinion of his honesty". Decide the liability of A.
- f) A, purchased the ticket from the Indian Airlines. The time of departure was mentioned as 10:45 a.m. But the plane left at 10:00 a.m. and A who reached the airport at 9:45 a.m. missed the flight. Decide the liability of airlines with the help of provisions under the Consumer Protection Act, 1986.

SECTION-B (Long-Answer/Descriptive/Analytical Type)

(4x8 = 32 Marks)

- Q.2.** Economic competition with intent to inflict harm afford no ground of action, unless it is done unlawfully. In the light of these observations, explain the maxim '*Damnum sine injuria*' with relevant case laws.

OR

(a) Illustrate the maxim '*injuria sine damno*' with the help of leading case of **Ashby v. White, (1703) 2 LR 938.**

(b) The petitioner, was wrongfully detained by the police while he was going to attend the assembly session. On his repeated requests he was not allowed to talk to his lawyer and he was also not produced by the police before the magistrate within the requisite time period. As a result, the member (petitioner) could not attend his assembly session. He after the release from custody filed a petition in the Supreme Court of India. Argue on behalf of the petitioner keeping in mind the maxim '*injuria sine damno*'. Cite the relevant case law/s in support of your answer.

- Q.3.** A cricket match was to be played at Dharamshala International Cricket ground between India and Australia on 24th Dec., 2019. There was a long que of cricket enthusiasts and fans since early in the morning. Later the crowd swelled because of which there occurred a stampede. An old man and his grandson gets injured in that stampede. The Cricket Association of Himachal Pradesh did not asked for adequate security from the state government. The police officials appointed by the state were insufficient in number and they failed to manage the

crowd and to provide medical help to the old man and his grandson. Old man sues state government and claim damages. Decide. Cite relevant case law/s in support of your answer.

OR

Who is a Servant? Distinguish between Servant and Independent Contractor.

(b) Plaintiff 'A' sent her silk saree to 'X' for dry cleaning. 'X' with the permission of plaintiff gave the same to 'Z' and 'Z' handed over the saree to his servant 'M'. 'M' stole the saree. 'A' sued 'Z' for the theft committed by 'M'. Will 'A' succeed? Support your answer with relevant case law.

Q.4. (a) Explain the rule of strict liability as laid down in *Rylands v. Fletcher* with exceptions.

(b) A hazardous factory owned by X manufactured crackers specifically for Diwali and other festival purposes. Due to the explosion in the premises of the factory a workman Y sustains injuries. Y sues X for damages. In view of the above facts decide whether Y can seek relief under *Rylands v. Fletcher* rule or *Absolute liability*. Give the relevant case law in support of your answer.

OR

"We must take reasonable care to avoid acts or omissions which we can reasonably foresee would be likely to injure our neighbour". How was the question of who then in law is our neighbor was answered by Lord Atkin in *Donoghue v. Stevenson [(1932) All ER 1]*? Discuss the liability of manufacturer on the basis of this principle laid down in the above case.

Q.5. X has applied for the allotment of flat constructed by a **Housing Board** of the area in which X resides. A flat was allotted to him on 14th February, 2014 and he deposited the entire amount on 20th February, 2014 but the possession of the flat was not given to him as according to **Housing Board Authority** the construction was not completed. X filed a complaint before the district forum. The state Commission directed the **Housing Board Authority** to hand over the possession of the land after completing the construction work and if it was not to complete the work within the stipulated time period to refund the cost of construction to X. The **Housing Board** instead of complying with the orders filed an appeal in the National Commission and contended that the Consumer Protection Act, 1986 applies only to movable goods and not to any complaint or any defect in immovable property. **Advise X**. Support your answer with relevant case law/s.

OR

(a) Lay down the main features of the Motor Vehicle (Amendment) Act, 2019. Discuss the requirement of insurance policy and limits of liability under such policy.

(b) The Motor Vehicle Act, 1988 makes the insurance of motor vehicles compulsory. The owner of every motor vehicle is bound to ensure his vehicle against third party risk. In the light of this statement discuss the object of compulsory insurance and the various provisions which deal with the compulsory insurance under the Motor Vehicle Act, 1988.



HIMACHAL PRADESH NATIONAL LAW UNIVERSITY SHIMLA
End-Term Examination

Paper Code: LB-102

Subject: Legal Methods & Research Methodology

B.A./B.B.A. LL.B. 1st Semester

December, 2019

Time: 3 hours

Maximum Marks: 50

Instructions:

Attempt All Questions. Section-A is compulsory consisting of six short question carrying three marks each. Attempt Four Questions from Section-B with independent option in Question Nos. 2, 3, 4 and 5. Each question in Section-B carries 8 marks.

SECTION-A (Short-Answer Type)

(6x3 = 18 marks)

Q.1 Short Answer Type.

- a) 'Parliament (the Sovereign) passes a law prescribing that all 'Onion', laying in the Docks, (intended for export), are hereby prohibited from being exported. Violations of this command shall be met with evil consequences. Discuss whether, according to Austin, the command would qualify to be called law-simply and strictly.
- b) Stare Decisis is a unique feature of Common Law Legal System. Explain.
- c) Write the correct title and citation of following court decisions, journal articles and books in accordance with the Blue Book: A Uniform method of Legal citation (20th edn.):
 - i. Jacob Mathew vs State of Punjab & Anr 2005, reported in- All India Reporter, at page 377.
 - ii. Page number 350, book- Law of Torts, Authors-Ratan Lal and Dhiraj Lal, 26th Edition, editor-G.P.Singh.
 - iii. Page 210, Article- The Right to Privacy, Authors- Samuel D. Warren and Louis D. Brandeis, Journal- Harvard Law Review, Volume- 4- No. 5. Year- 1890.
- d) The logical or a priori method and synthesis or constructive method of reasoning. Illustrate.
- e) Illustrate the essential difference between 'principles' and 'rules'.
- f) Demonstrate the historical role of 'equity' as a constituent part of justice under Common Law.

SECTION-B (Long-Answer/Descriptive/Analytical Type)

(4x8 = 32 Marks)

Q.2.

Important parts of the judgement in Wilkinson v. Downton, is produced below. Derive *ratio-decidenti* found in the judgement. Also describe the stages in the process of deriving ratio:

In this case the defendant, in the execution of what he seems to have regarded as a practical joke, represented to the plaintiff that he was charged by her husband with a message to her to the effect that her husband was smashed up in an accident, and was lying at The Elms at Leytonstone with both legs broken, and that she was to go at once in a cab with two pillows to fetch him home. All this was false. The effect of the statement on the plaintiff was a violent shock to her nervous system, producing vomiting and other serious and permanent physical consequences at one time threatening her reason, and entailing weeks of suffering and incapacity to her as well as expense to her husband for medical attendance. These consequences were not in any way the result of previous ill-health or weakness of constitution; nor was there any evidence of predisposition to nervous shock or any other idiosyncrasy.

In addition to these matters of substance there is a small claim for 1s. 10.5d. for the cost of railway fares of persons on the faith of the defendant's statement, I think the case is clearly within the decision in Pasley v. Freeman (1798) 3 T.R. 51. The statement was a misrepresentation intended to be acted on to the damage of the plaintiff.

The real question is as to the £100, the greatest part of which is given as compensation for the female plaintiff's illness and suffering. It was argued for her that she is entitled to recover this as being damages caused by fraud, and therefore within the doctrine established by Pasley v. Freeman and Langridge v. Levy (1873) 2 M. & W. 519. I am not sure that this would not be an extension of that doctrine, the real ground of which appears to be that a person who makes a false statement intended to be acted on must make good the damage naturally resulting from its being acted on. Here there is

no injuria of that kind. I think, however, that the verdict may be supported upon another ground. The defendant has, as I assume for the moment, wilfully done an act calculated to cause physical harm to the plaintiff-that is to say, to infringe her legal right to personal safety, and has in fact thereby caused physical harm to her. That proposition without more appears to me to state a good cause of action, there being no justification alleged for the act. This wilful injuria is in law malicious, although no malicious purpose to cause the harm which was caused nor any motive of spite is imputed to the defendant.

It remains to consider whether the assumptions involved in the proposition are made out. One question is whether the defendant's act was so plainly calculated to produce some effect of the kind which was produced that an intention to produce it ought to be imputed to the defendant, regard being had to the fact that the effect was produced on a person proved to be in an ordinary state of health and mind. I think that it was. It is difficult to imagine that such a statement, made suddenly and with apparent seriousness, could fail to produce grave effects under the circumstances upon any but an exceptionally indifferent person, and therefore an intention to produce such an effect must be imputed, and it is no answer in law to say that more harm was done than was anticipated, for that is commonly the case with all wrongs.

OR

'A', an artisan (potter) claims his customary rights to remove earth from a portion of field belonging to the government, based on a 30 years long practice'. Is the claim of 'A' enforceable? Will your answer be different in case the land belonged to a private person? Discuss in the light of essentials of a valid custom.

- Q.3.** The 21st Law Commission of India has given a report to the government advocating major reforms in the judicial process. The proposed reforms are to be carried out by passing law in the Parliament. The members of the Parliament are divided over the draft provisions in the Bill which proposes to incorporate all essential features of inquisitorial judicial process and displace existing adversarial characters. The Speaker of the house sends the Bill to Select Committee of the Parliament for analysis and report. The Committee has decided to seek your opinion. Advice with reference to Civil Law Legal System and Common Law Legal System and respective merits of their judicial process.

OR

Discuss the basis and elaborate distinct characteristics/features of classification of law into following categories:

- a) Public and Private
- b) Civil and Criminal
- c) Municipal and International
- d) Substantial and Procedural

- Q.4.** The rules of formal logic are invaluable to the courts and the fallacies of an argument may sometimes be most easily exposed by casting it in the form of a syllogism. The latter is a method of demonstration rather than of discovery. But the conclusion does not reveal to us any new truth, since it is implicitly contained in the premises which we have assumed. The syllogism provides us only with a convenient method of stating conclusion which we have already reached. For Example, Consider the two premises of the following syllogism:

a) 'All jurists are dull'.

b) 'Sanyal is a jurist'.

Conclusion: 'Sanyal is dull'.

In the Light of the above, examine the comparative merits of the inductive method that sets out to discover/establish (new) legal rules. Also Critically comment on the practice of drawing an analogy between the task of the judge and that of the natural scientist.

OR

Describe Questionnaires and (interview) Schedules as important tools of data collection for social/legal research. Prepare a structured questionnaire consisting of 10 points in pursuit of your research on the topic: Long delay in disposal of civil cases and minimal reporting of tortuous cases/claims in India.

- Q.5.** Write essential feature of Case Brief. Distinguish Case brief from Case Comments.

OR

Consider the following hypothetical given Legal Rules and answer the problem:

Section 171 of ZP Zamindari Abolition and Land Reforms Act 1950 provides following rule for succession of agricultural land belonging to any land holder who dies intestate (i.e. without creating any will or registration of property in favour of any person):

S. 171 General order of succession. –

(1) When a male land holder dies, his interest in his holding shall devolve upon his heirs being the relatives specified in sub-section (2) in accordance with the following principles, namely :-

- (i) the heirs specified in any one clause of sub-section (2) shall take simultaneously in equal shares;
- (ii) the "heirs specified in any preceding clause of sub-section (2) shall take to the exclusion of all heirs specified in succeeding clauses, that is to say, those in clause (a) shall be preferred to those in clause (b), those in clause (b) shall be preferred to those in clause (c), and so on, in succession;

(2) the following relatives of the male land holder are heirs subject to the provisions of sub-section (1), namely :-

- (a) the male lineal descendant per stirps;
- (b) widow, unmarried daughter, and
- (c) mother & father
- (d) married daughter

In the year 1994, Ram Kumar died intestate, leaving behind his widowed wife Rama, and his Son Ajay & Vijay. The Land and Revenue authorities mutated all the agricultural property in the favour of his two sons, denying any thing to Mrs. Rama. She challenged the decision in the Revenue Court, which had upheld the decision of the revenue authority. Feeling aggrieved, she filed appeal in the High Court on November 3, 1994 (Rama v. State of ZP). Meanwhile the State of ZP amended the ZP Zamindari Abolition and Land Reforms Act 1950, and re-drafted Section 171(2) with the following effect and notified the same on November 2, 1994:

S. 171 General order of succession. –

(2) the following relatives of the male land holder are heirs subject to the provisions of sub-section (1), namely :-

- (a) widow, unmarried daughter, and the male lineal descendant per stirps;
- (b) Omitted
- (c) Mother and father
- (d) Married daughter

Both the parties, inadvertently failed to bring the amended law in on the record during the hearing of appeal, and hence the High Court upheld the order of revenue Court.

In the Year 1995 One Mr. X died intestate, leaving behind his Wife W and son Mr. P. The Revenue authorities divided the agricultural land in two equal half and mutated in favour of Mrs. W and Mr. P. Aggrieved by the decision, Mr. P files an application in the Revenue Court challenging the mutation order. He argued that he is entitle for all the land as happened under Rama vs. State of ZP (1994). He further argued that the Revenue Court is bound by the decision being subordinate to the High Court, and rule of stare decisis shall apply with full force.

Examine the legal validity of arguments made by Mr. P.



HIMACHAL PRADESH NATIONAL LAW UNIVERSITY SHIMLA
End-Term Examination

Paper Code: LB-103

Subject: English-I

B.A./B.B.A.LL.B. 1st Semester

December, 2019

Time: 3 hours

Maximum Marks: 50

Instructions:

Attempt All Questions. Section-A is compulsory consisting of six short question carrying three marks each. Attempt Four Questions from Section-B with independent option in Question Nos. 2, 3, 4 and 5. Each question in Section-B carries 8 marks.

SECTION-A (Short-Answer Type)**(6x3 =18 marks)****Q.1 Short Answer Type.**

- Name one element, which if missed, brings communication to lull?
- Decode the acronym of 'AUDIENCE'.
- Can Résumé and CV be used interchangeably? Discuss
- State the difference between homophones and homonyms by citing examples.
- State two reasons which culminated in unrivalled hatred in the hearts of Jew and the Christian?
- Throw light on any of the maladies of our social system as discussed by V.R. Krishna Iyer.

SECTION-B (Long-Answer/Descriptive/Analytical Type)**(4x8 = 32 Marks)**

- Q.2.** George Bernard Shaw asserts, "The single biggest problem in communication is the illusion that it has taken place". In relation to the statement, catalogue a few barriers that hinder or slow the pace of communication or result in its break down.

OR

There are many opportunities to design a path for your audience within a presentation and to yield responses conducive to creating constructive conversation. Prepare a clear road map for an effective presentation.

- Q.3.** Read the passage carefully and insert the blanks with apposite homophones and homonyms.

My mother always ...1...me to be good to others, but I find her ...2...jarring upon my ears and so I don't follow them. I was mad with anger due to some reason. I, first, kicked and broke the ...3...of my car. In madness, I thought my ...4...would burst too and so I tried hard to tranquilise my anger but could not. I called up the owner of some garage to ...5...mycar to the workshop. But misfortunes come ...6...in our live and so they came in mine too. I met with an accident as I was standing in the middle of the road. Some creep was driving a monster truck and crushed everybody like ...7...and dogs and then banged into ...8. I lost it and when opened my eyes I didn't know...9....I was in hospital or at home. I looked outside the window but the ...10....had turned clumsy by then. ...11..to dark I could not see much but ...12..drops could be seen rolling down. I was just trying to gain my lost senses. My eyes wandered from one wall to another of the room and saw a blur image. I couldn't recognise the figure. I questioned it, "...13..that?" The image answered, " Hey! It's me ...14...rash driving and negligence knocked you down." Thank god, you didn't 15...from the spot and hid as ...16..hide themselves in the thick hair of dogs and cats.

OR

Explain the following legal maxims: Respondeat superior, Delegatus non potest delegare, Ex nudo pacto non oritur action, Audi alteram partem, Actus non facit reum, nisi mens sit rea, Ignorantia legis semi nem excusant, Communis error facit jus.

- Q.4.** Judiciary is to maintain calmness and harmony in the society, this is what it negates absolutely in *The Trial*. Mull upon the statement to justify it in affirmation or disapproval.

OR

“Elizabethan age is known for its conservative outlook for women”. Do you think that William Shakespeare has encouraged the same through Portia or he envisions a world of equality for both the genders?

- Q.5.** According to V.R. Krishna Iyer what are some half- hidden aspects of Indian Social Justice? Elaborate the state of India discussed by the writer in *Social Justice: Sunset or Dawn*.

OR

What is the need to submit a cover letter as part of your application? Draft a cover letter tailored for the specific internship you wish to take up in XYZ firm. Note: Include examples from your work, academic, and extracurricular experiences, strengths, etc.



HIMACHAL PRADESH NATIONAL LAW UNIVERSITY SHIMLA
End-Term Examination

Paper Code: LB-104

Subject: Economics-I (Micro Economics)

B.A./B.B.A.LL.B. 1st Semester

December, 2019

Time: 3 hours

Maximum Marks: 50

Instructions:

Attempt All Questions. Section-A is compulsory consisting of six short question carrying three marks each. Attempt Four Questions from Section-B with independent option in Question Nos. 2, 3, 4 and 5. Each question in Section-B carries 8 marks.

SECTION-A (Short-Answer Type)

(6x3 =18 marks)

Q.1 Short Answer Type.

- a) Suppose you have a team of two workers in a food joint: one is a waiter and one is a chef. Explain whether the kitchen can produce more meals in a given period of time if each worker specializes in what they do best or in case where each worker besides doing his work also helps the other worker in his work.
- b) Consider the demand for two wheelers (motorbikes) : If the price of a substitute good (for example, scooty) increases and the price of a complement good (for example, petrol) increases, can you tell for sure what will happen to the demand for motorbikes? Illustrate your answer with a graph and relevant concepts.
- c) Suppose there is a soda tax to curb obesity. What should a reduction in the soda tax do to the supply and demand of sodas and to the equilibrium price and quantity? Can you show this graphically by explaining the relevant concept applicable? A 15 % rise in the price of a commodity raises its supply from 300 to 345 units. Calculate its price elasticity of supply?
- d) Draw the cost curves for a typical firm. For a given price, explain how the firm chooses the level of output that maximizes profit. At that level of output, show on your graph the total revenue of the firm. Show its total costs. "Maximization of profit implies equilibrium but equilibrium does not always imply maximization of profit." Explain the statement with help of graphs.
- e) Agricultural price supports result in governments holding large inventories of agricultural products. Why do you think the government cannot simply give the products away to poor people? Can you propose a policy that would induce the market to supply more rental housing units?
- f) Aside from advertising, how can monopolistically competitive firms increase demand for their products? Give an example of a government-created monopoly. Is creating this monopoly necessarily bad public policy? Explain.

SECTION-B (Long-Answer/Descriptive/Analytical Type)

(4x8 = 32 Marks)

- Q.2.** Assume that there are only two inputs labor and natural resources producing two goods (cars and gasoline). Show what would happen to the PPF over time as natural resources are exhausted. How would invention and technological improvement change the situation? On the basis of this example, explain why it is said that "economic growth is a race between depletion and invention." Most government policy decisions have winners, losers and trade offs. What are the effects of raising the minimum wage? It is more complex than simply producers lose and workers gain. Who are the winners and who are the losers, and what exactly do they win and lose? To what extent does the policy change achieve its goals?

OR

"Under what conditions is the production possibilities frontier linear rather than bowed out? The United States exports corn and aircraft to the rest of the world, and it imports oil and clothing from the rest of the world. Do you think this pattern of trade is consistent with the Adam's Smith's principle of division of labour and specialization? Why not? Explain the concept of marginal opportunity cost with help of suitable illustrations.

- Q.3.** Why is it wrong to say, "Utility is maximized when the marginal utilities of all goods are exactly equal"? Correct the statement and explain. In a market where the supply curve is perfectly inelastic, how does an excise tax affect the price paid by consumers and the quantity bought and sold?

OR

Explain why the following statement is false: "In the goods market, no buyer would be willing to pay more than the equilibrium price. Whether the product market or the labor market, what happens to the equilibrium price and quantity for each of the four possibilities: increase in demand, decrease in demand, increase in supply, and decrease in supply. Name some factors that can cause a shift in the demand curve in labor markets? Name some factors that can cause a shift in the supply curve in labor markets?

- Q.4.** In the labor-leisure choice model, what is the price of leisure?
Does a monopolistic competitor produce too much or too little output compared to the most efficient level? What practical considerations make it difficult for policymakers to solve this problem? Define economies of scale and explain why they might arise. Define diseconomies of scale and explain why they might arise?

OR

Do you think that the taxicab industry in large cities would be subject to significant economies of scale? Why or why not?

Average cost curves (except for average fixed cost) tend to be U-shaped, decreasing and then increasing. Marginal cost curves have the same shape, though this may be harder to see since most of the marginal cost curve is increasing. Why do you think that average and marginal cost curves have the same general shape?

- Q.5.** Since a perfectly competitive firm can sell as much as it wishes at the market price, why can the firm not simply increase its profits by selling an extremely high quantity? "There is a floor interest rate below which the rate of interest cannot fall, the negative sloping liquidity preference curve becomes perfectly elastic at a low rate of interest." Explain the above statement in light of Keynesian Theory of Interest.

OR

Show that a profit-maximizing monopolist will never operate in the price-inelastic region of its demand curve. "Loanable funds theory recognizes the importance of hoarding as a factor affecting the interest rate which the classical theory has completely overlooked". Explain this statement in light of neo classical theory of interest with help of a graph.



HIMACHAL PRADESH NATIONAL LAW UNIVERSITY SHIMLA
End-Term Examination

Paper Code: BL-101

Subject: Political Science-I (Political Theory)

B.A. LL.B. 1st Semester

December, 2019

Time: 3 hours

Maximum Marks: 50

Instructions:

Attempt All Questions. Section-A is compulsory consisting of six short question carrying three marks each. Attempt Four Questions from Section-B with independent option in Question Nos. 2, 3, 4 and 5. Each question in Section-B carries 8 marks.

SECTION-A (Short-Answer Type)

(6x3 =18 marks)

Q.1 Short Answer Type.

- 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 machinery.
- b) "There is some similarity and differences between Political Science and Law" Comment.
- c) "It is will of the people to live together and not race or language which makes a nation" critically analyse.
- d) "Right to Equality is a right to the equal satisfaction of the basic human needs, including the needs to develop and use capacities which are specifically human" in the light of this statement by Raphael discuss the social aspects of the idea of equality.
- e) "Pressure Groups are private associations formed to influence public policy. The aim of these groups is to uphold their interests by trying to influence the Government." In the light of this statement, write short note on Pressure Groups.
- f) The three main branches/organs of government are the legislative, executive, and judiciary. Discuss their Inter-Relationship.

SECTION-B (Long-Answer/Descriptive/Analytical Type)

(4x8 = 32 Marks)

- Q.2.** Political Science is that part of social science which treats the foundations of state and the principles of the Government" in the light of this statement by Leacock, discuss the origins, nature and scope of Political Science and examine its relevance in the contemporary world.

OR

"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.** "The State is neither the handiwork of God, nor the result of superior physical force, nor the creation of resolution of convention, nor a mere expansion of family but an institution of natural growth of historical evolution." Discuss the Historical Theory of the Origin of State in light of the above statement by Garner.

OR

Explain the social contract theory regarding the origin of the state. Compare the views of Hobbes, Locke and Rousseau.

- Q.4.** "Sovereignty is the original, absolute, unlimited power over the individual, subjects and over all associations of the state." In the light of this statement by Burgess, explain the term sovereignty and discuss its characteristics and various forms. What are your views on the Citizenship Amendment Bill, 2019, in the context of concept of sovereignty?

OR

"Political liberty is a myth without economic equality"- Do you agree with this view? Present your arguments in the form of an essay keeping the uneven distribution of opportunities, wealth and resources in the contemporary world central to your analysis. What are the challenges to the idea of political liberty that come to the fore in the era of globalization?

- Q.5.** “The real executive - the cabinet or ministry is immediately and legally responsible to the legislature or one branch of it (usually the more popular chamber) for its political policies and acts”- in the light of this statement discuss your views on the kinds of decisions that the Indian parliament has taken in the last seven years. Can one say that decisions like demonetization, amendments to laws related to acquisition of land, Right to Information and abrogation of the provisions of Article 370 of the Constitution of India point to more of a Presidential form of Government rather than a parliamentary one?

OR

“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? Account for its merits and demerits.



HIMACHAL PRADESH NATIONAL LAW UNIVERSITY SHIMLA
End-Term Examination

Paper Code: BL-102

Subject: Sociology-I (Introductory Sociology)

B.A. LL.B. 1st Semester

December, 2019

Time: 3 hours

Maximum Marks: 50

Instructions:

Attempt All Questions. Section-A is compulsory consisting of six short question carrying three marks each. Attempt Four Questions from Section-B with independent option in Question Nos. 2, 3, 4 and 5. Each question in Section-B carries 8 marks.

SECTION-A (Short-Answer Type)**(6x3 =18 marks)****Q.1 Short Answer Type.**

- a) Does the subject of legal ethics fall in the scope of Sociology? Give reasons for your answer.
- b) Name the types of social action with explicit examples of each.
- c) Describe communal riots as a conflict situation.
- d) Define 'agency' and mention an instance of women's agency in dealing with violence.
- e) How does Social Anthropology help us understand modern Indian society?
- f) Discuss advertisements as a part of popular culture.

SECTION-B (Long-Answer/Descriptive/Analytical Type)**(4x8 = 32 Marks)**

- Q.2.** Define the concept of social group and give examples of family and office as primary and secondary groups.

OR

Describe how both Sociology and Psychology study the phenomenon of farmers' suicides.

- Q.3.** Discuss the types of solidarity given by Emile Durkheim. Which type of solidarity matches the current social reality in India?

OR

Compare the concept of class given by Karl Marx and Max Weber. Whose description is more suited to the middle class in India?

- Q.4.** Discuss how the formal and informal socialization in India teaches gender discrimination.

OR

Write an essay on modernization process and provide illustrations of modernizing attitudes of today's youth.

- Q.5.** Describe how Sociology of religion understands the *dera* phenomenon.

OR

How does Political Sociology analyze voting behavior?



HIMACHAL PRADESH NATIONAL LAW UNIVERSITY SHIMLA
End-Term Examination

Paper Code: BBL-101

Subject: Management Theory & Practice

B.B.A. LL.B. 1st Semester

December, 2019

Time: 3 hours

Maximum Marks: 50

Instructions:

Attempt All Questions. Section-A is compulsory consisting of six short question carrying three marks each. Attempt Four Questions from Section-B with independent option in Question Nos. 2, 3, 4 and 5. Each question in Section-B carries 8 marks.

SECTION-A (Short-Answer Type)**(6x3 =18 marks)****Q.1 Short Answer Type.**

- a) There are two basic issues to address when evaluating training programs. One is the design of the evaluation of the study and, in particular, whether to use controlled experimentation. The second is, "what should we measure"? Elaborate.
- b) Japanese society makes teams more acceptable in the work place than in united states. Do you agree or disagree with this statement? substantiate your answer with examples. How Indian firms are promoting team work?
- c) As Japanese manufacturers began beating U.S. competitors in quality comparisons, however, western managers soon took a more serious look at Deming's and Juran's ideas- idea that became the basis for today's quality management programs. Elaborate.
- d) 'Business ethics is of no practical importance to managers. Debates about right and wrong should be left in the classroom.' Critically evaluate this statement using examples where appropriate.
- e) 'Despite of some obvious philosophical, theoretical and methodological limitations by today's standard of research, Hawthorne studies did provide some interesting insights that contributed to a better understanding of human behavior in organizations. Comment.
- f) Control mechanism is very important for any organizational process, as it helps managers to evaluate whether they are moving in right direction or not. Elaborate.

SECTION-B (Long-Answer/Descriptive/Analytical Type)**(4x8 = 32 Marks)**

- Q.2.** Managing work force diversity in any organizational setting is a very cumbersome task. On the one side diversity brings in the fresh ideas to organizations from different cultures, but at the same time it poses serious threats related to individuals coming from different value systems. Comment

OR

Suppose you are a HR consultant hired by the high court of state X. The high court wants to recruit new court managers for the smooth functioning of the court. How will you write the job analysis for this position also highlight the challenges in conducting job analysis for such jobs.

- Q.3.** 'An approach to management, general administrative theory, in which the focus is on what managers do and what constitute good management practice.' In the light of above statement elaborate general administrative theory.

OR

What kind of work place would Henri Fayol create? How about Mary Parker Follett? How about Fredrick w. Taylor?

- Q.4.** Negotiations and conflict are closely related because negotiations often resolve conflict, internationally managers negotiate with employees, peers and bosses; sales people negotiate with customers; purchasing agents negotiate with suppliers; headhunters negotiate with potential executives. Keeping above statement in mind explain negotiation as process. Also explain different approaches to bargaining.

OR

According to noble laureate Milton Friedman “the business of business is to just to the business as if the resources of an organization are channelized to social causes it undermines the market efficiency of the organization.” In the light of above statement critically examine the notion of social responsibility of business.

- Q.5.** Organizations are not merely buildings, machines or any kind of technological entity but is more of a living thing as it gets affected by various human activities. These human activities are result of organizational design and structures. If management ignores human factor in the organization, it can lead to negative effects on the overall health of organization. In the light of this statement highlight the key issues related to human factors which must be kept in mind while thinking of different levels of organizations.

OR

The variety of approaches to management analysis, the amount of research, and the great number of differing views have resulted in much confusion as to what management is, what management theory and science are, and how managerial events should be analyzed. As a matter of fact, Harold Koontz many years’ ago called this situation ‘management theory jungle’. Comment.



HIMACHAL PRADESH NATIONAL LAW UNIVERSITY SHIMLA
End-Term Examination

Paper Code: BBL-102

Subject: Organizational Behaviour & Psychology

B.B.A. LL.B. 1st Semester

December, 2019

Time: 3 hours

Maximum Marks: 50

Instructions:

Attempt All Questions. Section-A is compulsory consisting of six short question carrying three marks each. Attempt Four Questions from Section-B with independent option in Question Nos. 2, 3, 4 and 5. Each question in Section-B carries 8 marks.

SECTION-A (Short-Answer Type)**(6x3 =18 marks)****Q.1 Short Answer Type.**

- a) How does organizational behavior relate to, or differ from, organizational development, Organization theory and Human resource management?
- b) Ms. Srikala joined the Information Technology enabled services company in January, 2018 but in the month of June, 2018 under the company's work from home policy, she was allowed to come office on only 3 days in a week and on rest of the 3 days she could work from home. As a manager, consider the challenges of managing those who work at home or virtually out of the organization. What are your challenges regarding how to monitor performance, motivate workers, and help them manage workplace problems?
- c) You are required to interview one person from your work or study group to produce an assessment of their personality. What questions will you ask and how accurate do you feel your assessment will be? What are some of the problems of using this method? Why are attitudes difficult to measure and change? How would you promote awareness of the needs of students (or work colleagues) with disabilities?
- d) Mr. Vasani, Director of Web Design at an online Advertising company Dot NetTechnologies, has to decide how best to confront Mr. Sujoy, the Chief Technology Officer and leader of the design team charged with overseeing a major upgrade of the company's proprietary customer loyalty platform. Mr. Sujoy has kept tight control on the development process and has not allowed the design team to discuss difficult issues or challenge each other. Mr. Vasani decides he must confront Mr. Sujoy about his management approach before the team loses their commitment to the design effort. What is the feedback approach and training that Mr. Vasani should adopt keeping in mind the personality and work traits of Mr. Sujoy and the interest of the company.
- e) Two employees at Mindforce BPO Consulting, a major firm with 800 staff in five cities, need to find a way to manage their leader effectively. A junior hire who is ready to take on more responsibility in order to advance her career is frustrated - although her leader has previously played an important role as her mentor and guide in the company, he now seems to be in the way of her promotion to more important positions. A senior quality specialist wants to refuse an offered team leader role, because of family concerns, but is worried how that may disappoint her boss and how it might affect not only hers but his career. How can these employees effectively and proactively manage a leader in order to reach personal and career goals?
- f) An independent director Rakesh Kanwarlal on the board of directors of National Food Corporation (NFC) is approached by a bidder, South India Traders Limited (SITL). Through an unwarranted last

minute change in the bidding process, SITL's bid for handling of procurement in an upcoming mandi in the region is rejected. Rakesh learns from SITL that its competitor, Bharat Grains Limited (BGL), may have bribed an NFC official to create a situation that would disqualify SITL's bid. As a result, only one bidder (BGL) is left in the fray. Rakesh questions the process followed by NFC, without disclosing that an executive from SITL had met him about the change in the process. Rakesh's questioning corrects the situation. SITL is not only able to participate in the bid, but even wins the NFC contract. However, Rakesh's joy of righting the wrong is short-lived. A few months after the episode, and after stepping down from the board, Rakesh learns that the NFC official who had attempted to disqualify SITL had been recruited by SITL after his retirement from NFC. Soon after discovering this, Rakesh himself is approached by SITL with a proposal to transfer 10000 shares from their holding to Rakesh, without any payment, as a mark of their gratitude to him. Should Rakesh accept the gift? Should Rakesh be disturbed by the knowledge that the concerned NFC executive had joined SITL after retirement from NFC?

SECTION-B (Long-Answer/Descriptive/Analytical Type) (4x8 = 32 Marks)

- Q.2.** What are some of the major reasons why diversity has become such an important dimension of today's organizations?

We are often told to pursue work we're passionate about. But, for many people, this simply isn't feasible. Not every job affords the possibility of doing what you love. And people care deeply about many different things—not all of which will be how they want to earn a living. A growing body of research suggests that pursuing your passion does indeed improve well-being, but that where you do it is far less critical. In fact, several studies show that people who find joy in non-professional activities see benefits in both their careers and personal lives. How can such a phenomenon be explained with help of modern behavioral psychology and techniques. What is the scope of understanding the behavioral psychology in enhancing the efficiency of the employees in the above setting?

OR

Explain the nature of the people-organisation relationship. Why is it important to distinguish between the 'intent' and the 'implementation' of management decisions and actions?

As a senior leader, doing what is right for your company and doing what will make your employees happiest are not always mutually exclusive. This paradox can make seemingly obvious choices difficult to make. To find a balance, you need to change your mindset by first remembering that supervisors and middle managers have more direct influence over the factors that impact employee satisfaction and are best equipped to address it. You should instead use your power to up employee engagement by creating inclusive work environments in which everyone is given a chance to contribute to their fullest potential, and finding ways to provide junior employees with visibility opportunities. Discuss the above situation In light of emerging challenges for organizational behavior in modern day business organizations ? Also explain how the application of organizational behavior has changed from the years of early industrialization days to the modern day services oriented organizations?

- Q.3.** What are the main conclusions that can be drawn from the Hawthorne experiments? Discuss critically the relevance of these experiments for management and organizational behaviour today.

OR

Distinguish between the formal and the informal communication, and explain their main characteristics. What functions are served by the informal communication?

Two-party negotiation between agents for a fiction writer and a publishing house regarding a possible contract for an upcoming story book. Ms. Rita is a distinguished fiction writer who is now somewhat past her prime. She has not had a published work in five years, but would like to revive her career. The Syntax Publishing has a book scheduled to be published in three months, but its lead writer has become unavailable. Syntax's representative has requested a meeting with Ms. Rita's agent to discuss the possibility of hiring Ms. Rita for writing the book. Neither knows much about the other's interests or alternatives. There is a wide range of possible outcomes. Discuss the role of transactional analysis in this type of negotiation from the side of both the parties for the positive outcome.

- Q.4.** Explain fully the significance and implications of stereotyping and the halo effect. Give practical examples from your own experience.

OR

Critically assess the practical value of Maslow's hierarchy of needs model to improving the motivation of people at work. Give examples of the extent to which the theory could meaningfully be applied to staff in an organisation. Explain the meaning and purpose of sensitivity training. Give your views on the relevance and practical value of group dynamics.

- Q.5.** To what extent do you accept the view that conflict is an inevitable feature of management and organisational behaviour? Suggest how management can attempt to avoid the harmful effects of conflict. Explain fully what you believe are the most important features in the successful implementation of organisational change.

OR

What exactly do you understand by job satisfaction? What are the main dimensions of job satisfaction? Give specific examples of causes of job dissatisfaction that you have experienced.

'Trazon' was the biggest Internet-based retailer in the Asia and had frequently been featured on lists of the most admired companies. In 2015, The Asian Times published an article that portrayed 'Trazon' as a ruthless employer with brutal human resource management practices and a toxic work atmosphere. Employees were divided in their opinions; some found the culture invigorating and others found it hard to survive in. Leaders in the industry came to Trazon's defence, while employees at other organizations began to disclose their own experiences of toxic work environments. Could Trazon continue to grow, thrive, and retain employees if it maintained its current employee management strategy? Did stress foster innovation, and, if so, at what point did that stress become destructive? Explain different stress coping methods which an organization can offer to its employees to increase their productivity?