

2017

LAW

(Interpretation of Statutes)

Course No. 2:3

Full Marks : 100

Time : 3 hours

*The figures in the margin indicate full marks
for the questions*

Answer question No. 1 and any five from the rest.

1. Write short notes on *any four*: 4x5
 - a) Beneficial Legislation
 - b) Non-obstante clause
 - c) Preamble in the Construction of Statutes
 - d) Causus Omissus
 - e) Golden Rule
 - f) Ejusdem Generis

2. Define Interpretation of Statutes? Explain the rules that are applied in interpreting a statutes where the meaning is plain. 4+12

3. What are External aids in the construction of statutes? Explain the utility of Parliamentary History, Legislative Debates and Previous decision as an aid to interpretation. 16

(Please turn over)

4. '*Penal Statutes must be constructed strictly*'. Explain citing case laws. 16
5. Explain Mandatory and Directory provision of Law using the word '*May*', '*Shall*', '*Must*' and '*As it deems fit*'. Cite case laws. 12+4
6. Explain *any two* of the following Maxim: 8+8
- a) Delegatus Non Potest Delegare
 - b) Reddendo Singula Singulis
 - c) Ex Visceribus Actus
7. '*A constitution is to be interpreted in the same manner as any other statutes*'. Explain the principles of doctrine of '*Pith and Substance and Doctrine of Eclipse*'. 8+8
8. The basic principles of Interpretation of Statutes is to find out the Intention of the Legislature. Discuss the above statement and state its limitation. 16
9. Citing Case Laws discuss welfare legislation. 16
10. State the facts and principles of law laid down in: 16

M.V. Joshi
vs
M.U. Shimpi,
AIR 1961 SC 1494

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