

2014

LAW

( Jurisprudence )

Course No. 1:5

Full Marks : 100

Time : 3 hours

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

*Answer questions No. 1 and any five from the rest.*

1. Explain any two of the following: 2x10
  - a) "Jurisprudence is not without practical, value albeit of a long-term character."
  - b) "Jurisprudence is the grammar of Law".
  - c) "Jurisprudence is the scientific synthesis of the essential principles of law"
  
2. Write short notes on the following: *(Any two)* 2x8
  - a) Non-formal sources of law.
  - b) Sovereignty
  - c) Obiter dicta
  
3. What do you mean by Jurisprudence? Write a critical note on the nature and scope of jurisprudence. 6+10

*(Please turn over)*

4. Explain the importance of legislation as a source of law. Enumerate different kinds of legislation. Discuss the need of delegated legislation. 6+4+6
5. Critically examine Bentham's contribution to analytical positivism. Compare Bentham's theory of analytical positivism with Austin's theory. 8+8
6. Define the term 'Ownership'. What are the rights of ownership? Discuss different modes of acquisition of ownership. 4+4+8
7. What is a precedent? What are the different kinds of precedents? What is the position of judicial precedent in India? 4+6+6
8. Discuss various theories of legal personality. Also, explain significance of each theory. 10+6
9. '*The purpose of administration of criminal justice is to punish the wrong-doer*' – Do you agree? Illustrate your answer with reference to various theories of punishment. 16
10. Distinguish the following: 2x8
  - a) Possession in fact and possession in law
  - b) Mediate and immediate possession.

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