

**2016**

**LAW**

**( Jurisprudence )**

Paper No. 1:5

*Full Marks : 100*

*Pass Marks : 40*

*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. Give an explanatory notes on *any two* of the following: **2x10**
  - a) *"Jurisprudence is the grammar of law"*
  - b) *"Jurisprudence is the scientific synthesis of the essential principles of law"*
  - c) Formal and non-formal sources of law
  
2. What is Jurisprudence? Write a critical note on the nature and scope of jurisprudence. **4+12**
  
3. Discuss the contribution of sociological school of legal thoughts to the science of jurisprudence with special reference to Leon Duguit's principle of '*social solidarity*'. **16**
  
4. What do you understand by the term judicial process? Explain the techniques of judicial process. **4+12**

*(Please turn over)*

5. Critically examine Kelson's "*Pure Theory of Law*". 16
6. Write a short note on *any four* of the following: 4x4
- a) Vicarious liability
  - b) Volksgeist
  - c) Ownership and possession
  - d) Relationship between order and justice
  - e) Obligation under torts and contracts
  - f) Obiter dicta
7. Define '*Legal Rights*'. Discuss in detail the relationship between Rights and Duties. 8+8
8. What do you understand by the term '*Rule of Law*'? To which extent is Dicey's concept applicable in India. 8+8
9. What do you understand by the term '*Juristic Person*'? Illustrate the theories of corporate personality. 4+12
10. Explain *any two* of the following: 2x8
- a) Rights in rem and Rights in Personam
  - b) '*Corpus*' and '*animus*' possession
  - c) '*Jural correlatives*' and '*Jural opposites*'
  - d) Sole ownership and co-ownership

★★★