

2015

## LAW

(Labour Law)

Course No. 4:2

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* from the followings: 4x5
  - a) Public utility services
  - b) Disablement
  - c) Workman under I.D. Act, 1947
  - d) Rights and Liabilities of a Trade Union
  - e) Agriculture labour and industrial Labour
  - f) Lockout and closure
  
2. Analyse the definition of Trade Union under the Trade Union Act, 1926. Discuss the concept of 'Civil Immunity' to the workers given under Section 18 of the Trade Union Act, 1926. Mention the grounds for cancellation of Registered Trade Union under Section 10 of the Trade Union Act, 1926. 4+4+8
  
3. Explain the term 'Factory' under the Factories Act, 1948. Discuss the measures to be taken by factories for the health workers. 6+10

*(Please turn over)*

4. What are the essentials of a valid retrenchment of a workman under the Industrial Disputes Act, 1947? Is a retrenched workman entitled to compensation? What are the provisions of law for such compensation? 6+10
5. Discuss the responsibility of the employer for Payment of wages under the provisions of the payment of Wages Act, 1936. Which authority shall adjudicate claims arising out of deductions of wages? 10+6
6. Discuss the salient features of the Minimum Wages Act, 1948. 16
7. Explain the terms Bonus and the types of Bonus. Examine the grounds for disqualifying a person from claiming Bonus under the Payment of Bonus Act, 1965. 4+4+8
8. Define 'strike' under Industrial Dispute Act? What are the different kinds of strikes? Under what condition strikes are prohibited? What are the grounds of illegal strikes? 4+3+3+6
9. Under the workmen's Compensation Act employer is liable to pay Compensation. Discuss the conditions under which a workman is entitled to receive compensation and under what circumstances the employer is not liable to pay the compensation? 16
10. Give the facts and principles of law laid down in -  
Bombay Union of Working Journalist  
vs  
State of Bombay  
(1964) ILLJ 351 (SC) 16