

This question paper contains 4 printed pages ]

Code No. : 13(II) Roll No. ....

0(CCEM)9

LAW

Paper : II

Time Allowed : 3 hours ]

[ Maximum Marks : 300

- Note :
- (i) Answers must be written in English.
  - (ii) Number of marks carried by each question are indicated at the end of the question.
  - (iii) Part/Parts of the same question must be answered together and should not be interposed between answers to other questions.
  - (iv) The answer to each question or part thereof should begin on a fresh page.
  - (v) Your answers should be precise and coherent.
  - (vi) Candidates should attempt Question Nos. 1 and 5 which are compulsory and any three out of the remaining questions, selecting one question from each Section

P. T. O.

**SECTION - A**

1. Define and distinguish any *three* of the following :
- (a) Kidnapping and abduction. 20
  - (b) Dowry death and abetment of suicide. 20
  - (c) Theft and extortion. 20
  - (d) Criminal breach of trust and criminal misappropriation. 20
2. (a) Explain and illustrate the law relating to cheating. What are its essential ingredients? 20
- (b) What is doctrine of transferred malice? 20
  - (c) Explain the legal provision relating to causing death by negligence and examine if it is different from causing death with the knowledge that the act is likely to cause death. 20
3. (a) Scope and justification behind "sudden fight" as a Partial defence under Section 300 IPC. 20
- (b) "Section 304 B and Section 498-A are not mutually exclusive." Discuss. 20
  - (c) Discuss unsoundness of mind as a defence to criminal liability. How is legal insanity different from medical insanity? 20

4. Define and distinguish with illustration between any *three* of the following :

- (a) Private and Public nuisance. 20
- (b) Libel and slander. 20
- (c) Assault and Battery. 20
- (d) Tortious liability and criminal liability. 20

### SECTION - B

5. Answer any *three* of the following questions in more than 200 words each :

- (a) 'How long is it open to the proposer and acceptor to revoke their proposal and acceptance effectively?' 20
- (b) "Performance of the conditions of proposal is an acceptance of the proposal." Discuss. 20
- (c) What is law relating to Fraud ? What are its essential ingredients ? How does it differ from misrepresentation ? 20
- (d) What is the distinction between penalty and Liquidated damages ? 20

13(II)

6. (a) What do you mean by 'Consideration' ? Is an agreement made without consideration valid ? 20
- (b) "All illegal agreements are void but all void agreements are not illegal." Discuss. 20
- (c) Explain the meaning of "free consent" as an essential element of a valid contract and enumerate the factors vitiating free consent. 20
7. (a) Explain the rule "Nemo dat non Quod habet" under the Indian Sale of Goods Act. 20
- (b) How far is the doctrine of Caveat emptor is recognized in the Indian Sale of Goods Act ? 20
- (c) Examine the law relating to conditions and warranties under the Indian Sale of Goods Act. 20
8. (a) Discuss the composition and objects of Consumer Protection Council under the Consumer Protection Act 1986. 20
- (b) Under what circumstances a partnership firm may be dissolved by the intervention of the court ? 20
- (c) Who can make negotiable instrument ? Whether a promissory note duly executed in favour of minor is void ? Give reasons. 20