

(i) Printed Pages : 2

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(ii) Questions : 9

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Exam. Code : 

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LL.B. 1st Semester

1128

**JURISPRUDENCE—I**

**Paper—I**

**Time Allowed : Three Hours]**

**[Maximum Marks : 80**

**Note :—**(1) Attempt *one* question each from Unit I to Unit IV carrying 15 marks for each question.

(2) Attempt all parts of Unit V carrying 20 marks.

(3) Begin every question/part thereof from a fresh page.

**UNIT—I**

1. Discuss the meaning, nature and scope of Jurisprudence. Is it of any practical value to a practising lawyer ? Discuss.
2. "Law and Morals differ in their application. The Morals are applied taking into consideration the individual cases whereas the application of law is uniform". In the light of this statement, explain the relationship between law and morals. Refer to suitable examples in support of your answer.

**UNIT—II**

3. Discuss Austin's Command Theory of law. How far Kelson's Pure Theory of law can be considered as an improvement upon Austin's Theory of Law ?

4. "The movement of progressive societies has *hitherto* been a movement from status to contract"—Sir Henry Maine. Discuss. How far this theory is applicable in the modern times ?

### UNIT—III

5. What are the basic tenets of Sociological School with particular reference to Roscoe Pound's Social Engineering theory ? Also discuss the relevance of this theory in India in modern times.
6. 'Realism is not a school of legal theory but it is a movement'. Discuss the contribution and weaknesses of American Realism.

### UNIT—IV

7. Do you agree that custom is a social habit ? How and why do customs originate ? Whether custom is a law *ipso facto* ? Discuss.
8. Discuss the advantages and disadvantages of adopting precedent as a source of law. Also distinguish between *Ratio Decidendi* and *Obiter Dicta*.

### UNIT—V

9. Write short notes on the following :—
- (a) Definition of law by Salmond
  - (b) Stammler
  - (c) Ihering
  - (d) Supreme and Subordinate legislation.