

Roll No: -----



UNIVERSITY OF PETROLEUM AND ENERGY STUDIES

End Semester Examination, May 2018

Program: B.COM.LL.B. (Hons.) Taxation Laws

Semester – IV

Subject (Course): Jurisprudence

Course Code : LLBL203

No. of page/s: 2

Max. Marks : 100

Duration : 3 Hrs

Section A

(Short Answer type Memory Based general Questions) (2X5=10)

1. Explain the following
 - a. Jus Tertii
 - b. Motive
 - c. Legal Wrongs
 - d. Antecedent Rights
 - e. Animus Possidendi
 - f. Jus ad rem

Section B

Short answer type Conceptual Questions (2X10=20)

2. Define Legal Personality. Jurist have expressed conflicting views regarding the exact nature of the corporate liability These views find expression through different theories of Corporate Personality which have been propounded from time to time. Highlight the important tenets of various theories of Corporate Personality. **(10 Marks)**
3. Define Liability. Distinguish between Civil and Criminal Liability. **(10 Marks)**

Section C
Analytical Questions (2x10=20)

4. Briefly explain and differentiate between Knowledge and Intention. Also elucidate with the help of illustrations. **(10 Marks)**
5. 'Possession is nine points of law'. Explain the concept of Ownership vis a vis Possession with the help of illustrations. **(10 Marks)**

Section D

Application based Case Study Questions (50 Marks)

(Attempt any 3, Q.NO. 7 is Mandatory)

6. How the Hon'ble Courts in India has interpreted the term Property, explain with the help of leading cases. Give a detailed classification of different kinds of property. **(15 Marks)**
7. Hohfeldian's tabular representation of the inter-relationship between the Jural Concepts is of utmost importance the reason being, it shows that a legal relationship does not give rise to only one right and one duty but also gives rise to concepts such as claims, immunity, power. Explain with the help of Hohfeldian's table the inter-relationship between these Jural Concepts. **(20 Marks)**
8. Define Contingent Ownership. Contingent Ownership may either depend upon Condition Precedent or Condition subsequent. Analyze, explain and differentiate between the two conditions. **(15 Marks)**
9. Define the various theories of punishment. Analyze, and differentiate between Deterrent and Reformatory theory. **(15 Marks)**

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Section A

(Short Answer type Memory Based general Questions) (2X5=10)

1. Explain the following
 - a. Bilateral Acts
 - b. Liability
 - c. Mensrea
 - d. Adverse Possession
 - e. Strict Liability
 - f. Corpus possession

Section B

Short answer type Conceptual Questions (2X10=20)

2. The Personality of a human being may be said to commence with his birth and ceases with his death. With the help of leading cases explain the Legal Status of a Dead Person.

(10 Marks)
3. What are the various modes of acquiring possession? Also, mention the legal consequences of possession.

(10 marks)

Section C
Analytical Questions (2x10=20)

4. Define Legal Personality. Jurist have expressed conflicting views regarding the exact nature of the corporate liability. These views find expression through different theories of Corporate Personality which have been propounded from time to time. Highlight the important tenets of various theories of Corporate Personality. **(10 Marks)**
5. Define and differentiate between Acts in the Law and Acts of the Law. **(10 Marks)**

Section D

Application based Case Study Questions (50 Marks)

(Attempt any 3, Q.NO. 8 is Mandatory)

6. How the Hon'ble Courts in India has interpreted the term Property, explain with the help of leading cases. Give a detailed classification of different kinds of property. **(15 Marks)**
7. Contingent Ownership may either depend upon Condition Precedent or Condition subsequent. Analyze, explain and differentiate between the two conditions. **(15 Marks)**
8. Hohfeldian's tabular representation of the inter-relationship between the Jural Concepts is of utmost importance the reason being, it shows that a legal relationship does not give rise to only one right and one duty but also gives rise to concepts such as claims, immunity, power. Explain with the help of Hohfeldian's table the inter-relationship between these jural concepts. **(20 Marks)**
9. Explain the various Theories of Punishment with the help of examples. **(15 Marks)**