

**NINTH SEMESTER B.B.A., LL.B. (HONOURS) [SAY] DEGREE
EXAMINATION, DECEMBER 2020**

B.B.A., LL.B.

GEC 25—CYBER CRIMES

(2011 Syllabus Year)

Time : Three Hours

Maximum : 75 Marks

Part A

*Answer any six questions.
Each question carries 5 marks.*

1. Examine the characteristics of cyber crime.
2. Define cyber crime.
3. What is cryptography ?
4. Write a note on Email spoofing.
5. Explain the jurisdictional issues in cyber space.
6. What is cyber squatting ?
7. What are the factors for determining amount of compensation ?

(6 × 5 = 30 marks)

Part B

*Answer any two questions.
Each question carries 10 marks.*

1. A gambling website was uploaded by a foreigner, in which he advertised and solicited participation in gambling conducted in his country. On satisfying the application and monetary related requirements a resident of India received the hardware with which he could place wagers on events. Apparently the website has not yet been operational. Decide the nature of offence committed and jurisdiction of India over the foreign uploader.
2. A Telecom engineer Anand from Bangalore, posing himself as the famous hacker Dr Neuker made several attempts to hack the Bangalore police Cyber Cell website. Decide on the nature of offence committed by him.

Turn over

3. A pornographic MMS clip was apparently made in a University campus and transmitted outside the university by two students. Initially tried to extort money from the girl in the video but when they failed the culprits put the video out on mobile phones, on the internet and even sold it as a CD in the blue film market. Decide the nature of offence committed by the culprits and liability of the University.

(2 × 10 = 20 marks)

Part C

Answer any two questions.

Each question carries 12½ marks.

1. “Ritu Kolhi’s case was an alarm to the Government, to make laws regarding the crime of cyber stalking and protection of victims of the offence.” Comment.
2. Examine the provisions under I.T. Act relating to the admissibility of digital evidence in India.
3. Examine the different types of cyber crimes based on computer as a tool, victim and target of criminal activities.

(2 × 12½ = 25 marks)

**NINTH SEMESTER B.B.A., LL.B. (HONOURS) SAY DEGREE EXAMINATION
DECEMBER 2020**

B.B.A., LL.B.

GEC 5—WOMEN AND CRIMINAL LAW

(2011 Syllabus Year)

Time : Three Hours

Maximum : 75 Marks

Part I

*Answer any six questions.
All questions carry equal marks.*

1. Discuss about law of sexual harassment at workplace.
2. Write on law of indecent representation of women.
3. Examine the definition of physical abuse under Domestic Violence Act.
4. Discuss about outraging modesty of a woman.
5. Write on MTP Act.
6. Discuss about legal prohibition against triple talaq.
7. Write on Dowry Prohibition Act.
8. Discuss about sex selection law.

(6 × 5 = 30 marks)

Part II

*Answer any two questions.
All questions carry equal marks.*

1. Mrs. X, a married woman was being subjected to cruelty by husband and mother in law on demand of dowry and her dead body was found in a hanging condition on sixth year of marriage. Advise the mother of the deceased.
2. During scanning, when the pregnant woman asked for the sex of the child, the doctor revealed the sex of the child. Subsequently, she was compelled by the in-laws to abort the foetus as it was a female foetus. Discuss whether the doctor had committed any offence.
3. The house owner permits the tenant to use the house for prostitution. Discuss the offence if any committed by the house owner.

(2 × 10 = 20 marks)

Turn over

Part III

*Answer any two questions.
All questions carry equal marks.*

1. Discuss about uniform civil code and gender justice.
2. Write on Protection orders under Domestic Violence Act.
3. Discuss about offences relating to marriage under IPC.

(2 × 12.5 = 25 marks)

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Reg. No.....

**NINTH SEMESTER B.B.A., LL.B. (HONOURS) [SAY] DEGREE EXAMINATION
DECEMBER 2020**

B.B.A., LL.B.

GEC 2—CRIMINOLOGY, PENOLOGY AND VICTIMOLOGY

(2011 Syllabus Year)

Time : Three Hours

Maximum : 75 Marks

Part I

*Answer any six questions.
All questions carry equal marks.*

1. Write a note on Neo classical School of Criminology.
2. Discuss about probation.
3. Write a note on white collar crimes.
4. Discuss about Differential Association Theory.
5. Examine Deterrent theory of punishment.
6. Discuss the role of Criminology in criminal justice administration.
7. How can poverty affect causation of crimes.
8. Discuss about indeterminate sentencing.

(6 × 5 = 30 marks)

Part II

*Answer any two questions.
All questions carry equal marks.*

1. Examine about Reformatory Theory.
2. Discuss the relation between Criminology and Penology.
3. Describe the role of victims in crime.

(2 × 10 = 20 marks)

Part III

*Answer any two questions.
All questions carry equal marks.*

1. Analyse the Psychological school of criminality.
2. Write on the concept of punishment.
3. Discuss about overcrowding in prisons.

(2 × 12½ = 25 marks)

**NINTH SEMESTER B.B.A., LL.B. (HONOURS) [SAY] DEGREE
EXAMINATION, DECEMBER 2020**

B.B.A., LL.B.

BANKING LAW

(2011 Syllabus Year)

Time : Three Hours

Maximum : 75 Marks

Part A

Write short notes on six topics in not exceeding 500 words each.

Each question carries 5 marks.

1. Define Banking.
2. Examine CRR.
3. Write on general utility services of banks.
4. Briefly examine bankers general lien.
5. Write on amalgamation of banks.
6. Describe on core banking.
7. Explain about joint accounts.
8. Discuss about banker's Right of Appropriation.

(6 × 5 = 30 marks)

Part B

Answer any two questions.

Each question carries 10 marks.

1. Rajan had availed loan from ABC bank by depositing two insurance certificates even though loan is availed against only one insurance certificate. Can the banker exercise general lien over both ?
2. The Income Tax authorities calls for the account details of Sivaram for their official purpose. Advise the banker.
3. X and Y had joint account in a bank on terms 'either or survivor'. After the death of X, the heirs of X demands half of the amount from the banker. Advise the banker.

(2 × 10 = 20 marks)

Turn over

Part C

Answer any two questions.

Each question carries 12½ marks.

1. Examine the Note Issuing function of RBI.
2. Discuss about the jurisdiction and powers of Debt Recovery Tribunals.
3. Examine duty of confidentiality in banker customer relationship.

(2 × 12½ = 25 marks)

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**NINTH SEMESTER B.B.A., LL.B. (HONOURS) [SAY] DEGREE
EXAMINATION, DECEMBER 2020**

B.B.A., LL.B.

SEC 11—DIRECT TAXATION

(2011 Syllabus Year)

Time : Three Hours

Maximum : 75 Marks

Part A

Answer any six of the following questions.

Each question carries 5 marks.

1. Explain the basic principles for charging Income Tax.
2. Describe Assessment Year and Previous Year.
3. Explain the provisions for claiming exemption under section 10 A.
4. Discuss in brief about procedure for assessment in Income Tax Act, 1961.
5. Explain the losses which can be carried forward.
6. Examine the concept of Wealth tax.
7. Explain the term “person” under Income Tax Act, 1961.
8. Explain the provisions relating to prevention of tax evasion in the Income Tax Act.

(6 × 5 = 30 marks)

Part B

Answer any two of the following questions.

Each question carries 10 marks.

1. A is an Indian citizen and is a practising advocate. He leaves India for his case in UK on 9th May, 2018. Determine the Residential status of A for Previous Year 2018-19.
2. Areena, an actress, is employed in Bansali Films, where she is paid a monthly remuneration of Rs. 10 lakhs. She acts in various films produced by various producers. The remuneration for acting in such films is directly paid to SHA Films by the different producers. Is the amount received by Areena is taxable as a Salary ?

Turn over

3. Mr. X is a Member of Legislative Assembly. He underwent an open heart surgery abroad in respect of which he received Rs. 5 lakhs from the State Government towards reimbursement of his medical expenses. The Assessing Officer contended that such amount is taxable as a perquisite under section 17. Discuss the correctness of the contention of the Assessing Officer.
4. Mr. Shiv is a Finance Manager in ABC Ltd. The company has provided him with rent-free unfurnished accommodation in Mumbai. He gives you the following particulars :
 - a) Basic salary—6,000 per month.
 - b) Dearness Allowance—2,000 per month. (30% is for retirement benefits)
 - c) Bonus—1,500 per month.

Even though the company allotted the house to him on 1.4.2017, he occupied the same only from 1.11.2017. Calculate the taxable value of the perquisite for A.Y.2018-19.

(2 × 10 = 20 marks)

Part C

Answer any two of the following questions.

Each question carries 12½ marks.

1. Explain the jurisdiction of Income tax Authorities.
2. What are the various heads of Income under Income Tax Act 1961 ?
3. Explain various deductions from gross total Income.
4. Discuss Best Judgement Assessment u/s 144 of Income Tax Act, 1961

(2 × 12½ = 25 marks)

**NINTH SEMESTER B.B.A., LL.B. (HONOURS) SAY DEGREE EXAMINATION
DECEMBER 2020**

B.B.A., LL.B.

SEC 6—LAW OF CORPORATE GOVERNANCE

(2011 Syllabus Year)

Time : Three Hours

Maximum : 75 Marks

Part A

*Answer any six of the following.
Each question carries 5 marks.*

1. Explain the importance of Annual General Meeting in Corporate Governance.
2. Write on Corporate membership rights.
3. Examine the power of the National Company Law Tribunal to convene meetings.
4. How to alter the Registered office clause of the Memorandum of Association ?
5. What is meant by Mismanagement ?
6. Write a note on National Company Law Tribunal.
7. Examine the role of Articles of Association in the Governance of a Company.
8. Briefly explain the role of the constituent elements of Corporate Governance in a company.

(6 × 5 = 30 marks)

Part B

*Answer any two questions.
Each question carries 10 marks.*

1. Mr. X is the Director of a company which entered into a contract with a firm for purchase of some Furniture. Mr. X, also is the managing partner of the firm and the fact was not disclosed to the company. Decide the validity of the contract.
2. 'A' is a shareholder in XYZ Ltd Co. The Directors of the company with the permission of the majority of the shareholders decided to start a business in contrary to the provisions of the Memorandum of Association. The shareholders except 'A' approved the decision of the directors in the Annual General Meeting. The decision of the directors was challenged by 'A'. Decide.
3. General meeting of a company passed a resolution with 99% votes for preventing Mr.X, a shareholder, from attending the next annual general meeting. Mr.X filed a suit challenging the decision. Decide.

(2 × 10 = 20 marks)

Turn over

Part C

*Answer any two questions.
Each question carries 12.5 marks.*

1. Explain the Doctrine of Ultra vires with the help of case laws. What is the scope of the doctrine in regulating Corporate Governance ?
2. Discuss the duties of Directors for the governance of a company.
3. Explain the distribution of powers between Directors and Shareholders in a company.

(2 × 12.5 = 25 marks)

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NINTH SEMESTER B.B.A., LL.B. (HONOURS) SAY DEGREE EXAMINATION
DECEMBER 2020

B.B.A., LL.B.

SEC 3—LAW OF CARRIAGES

(2011 Syllabus Year)

Time : Three Hours

Maximum : 75 Weightage

Part A

*Write short notes on any six questions.
Each question carries 5 marks.*

1. Common Carriers.
2. Vishy Rules.
3. Bill of Lading.
4. Lien.
5. FOB Contract.
6. Carriage by rail.
7. Private Carriers.
8. Define Carrier.

(6 × 5 = 30 marks)

Part B

*Answer any two questions.
Each question carries 10 marks.*

9. 'Y', ordered a watch through Amazon Shopping and on its transit, it got damaged due to the negligence of the cargo and 'Y' sued the shipping company. Whether company is liable ?
10. 'A', lost his seven lakh rupees while travelling from Chennai to Hyderabad in train. Whether Railway authorities are liable ?
11. 'M', while transiting his house hold items in a public cargo through road, met with an accident and sustained injury. All house hold items were destroyed. On investigation it was found that carrier lorry had certain break issues. Whether Company is liable ?

(2 × 10 = 20 marks)

Turn over

Part C

Answer any two questions.

Each question carries 12½ marks.

12. State the various convention regarding the carriage by air and the aspect of limitation of liability of the Airlines.
13. Discuss in detail the carriage of goods by Sea Act 1925.
14. Analyse in detail the Common Law liability of carriers.

(2 × 12½ = 25 marks)

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**NINTH SEMESTER B.B.A. LL.B. (HONOURS) [SAY] DEGREE EXAMINATION
DECEMBER 2020**

B.B.A., LL.B.

SEC 9—INFORMATION TECHNOLOGY LAW

(2011 Syllabus Year)

Time : Three Hours

Maximum : 75 Marks

Part I

*Answer any six questions.
Each question carries 5 marks.*

1. Discuss about the admissibility of computer evidence.
2. Write on Encryption.
3. Discuss the law on Domain Name Dispute.
4. Analyse Cyber Security.
5. Write on law on obscenity in cyber space.
6. Describe about Intermediary.
7. Write on e-mail Scam.
8. Discuss about Net Neutrality.

(6 × 5 = 30 marks)

Part II

*Answer any two questions.
Each question carries 10 marks.*

1. Discuss the liability of internet service provider.
2. Write on compounding of offences under I.T. Act.
3. Discuss about Internet Fraud.

(2 × 10 = 20 marks)

Part III

*Answer any two questions.
Each question carries 12½ marks.*

1. Write on electronic governance and it's advantages.
2. Discuss the role of Cyber Forensics in investigations.
3. Explain Computer related Offences.

(2 × 12½ = 25 marks)

**NINTH SEMESTER B.B.A., LL.B. (HONOURS) [SAY] DEGREE
EXAMINATION, DECEMBER 2020**

B.B.A., LL.B.

GEC 5—GENDER JUSTICE AND FEMINIST JURISPRUDENCE

(2011 Syllabus Year)

Time : Three Hours

Maximum : 36 Weightage

Part I

I. Answer any *six* questions. Each question carries 5 marks :

- 1 Discuss in detail about the meaning of Gender Discrimination.
- 2 Write on empowerment of women through 73rd Amendment of the Constitution.
- 3 Give suggestions for eradicating dowry in India.
- 4 Write on the object of Indecent Representation of Women Act.
- 5 Analyze the punishment for Triple Talag in India.
- 6 Explain the importance of Article 15 (3) of the Constitution.
- 7 Write on 'prostitution' under Immoral Traffic Prevention Act.

(6 × 5 = 30 marks)

Part II

II. Answer any *two* questions. Each question carries 10 marks :

- 1 Distinguish between Social justice and Gender Justice.
- 2 Discuss whether Fundamental Rights protects rights of women in India.
- 3 Briefly analyze the amendments introduced into Section 354 IPC in 2013.

(2 × 10 = 20 marks)

Part III

III. Answer any *two* questions. Each question carries 12.5 marks :

- 1 Discuss the emergence of Feminist Jurisprudence in India.
- 2 Examine whether Uniform Civil Code will ensure gender justice.
- 3 Analyze the beneficial provisions for women in Factories Act.

(2 × 12.5 = 25 marks)

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**NINTH SEMESTER B.B.A., LL.B. (HONOURS) [SAY] DEGREE EXAMINATION
DECEMBER 2020**

B.B.A., LL.B.

GEC 23—HUMAN RIGHTS LAW AND PRACTICE

(2011 Syllabus Year)

Time : Three Hours

Maximum : 75 Marks

Part I

Write short notes on any six questions.

Each question carries 5 marks.

1. Discuss the sources of human rights.
2. Explain the objects of Child Rights Convention.
3. Describe about objects of ICCPR.
4. Discuss sexual harassment as violation of human right of women.
5. Examine the functions of Kerala State Women's Commission.
6. Discuss about right to development.
7. Explain the objects of CAEDAW.
8. Write a note on the abuse of female children.

(6 × 5 = 30 marks)

Part II

Answer any two of the following.

Each question carries 10 marks.

1. Write on the protections guaranteed to women under the International Treaties.
2. Discuss the powers of National Human Rights Commission.
3. Discuss the statutory prohibition of child labour in India.

(2 × 10 = 20 marks)

Part III

Answer any two of the following.

Each question carries 12.5 marks.

1. Explain the enforcement of human rights through UN.
2. Discuss the statutory protection of tribal land in India.
3. Write a note on the POCSO Act.

(2 × 12.5 = 25 marks)

**NINTH SEMESTER B.B.A.,LL.B. DEGREE (REGULAR/SUPPLEMENTARY)
EXAMINATION, APRIL 2021****B.B.A.,LL.B.****COMPETITION LAW****(2011 Scheme)****Time : Three Hours****Maximum : 75 Marks****Part A**

*Write short notes on any **six** of the following.
Each question carries 5 marks.*

1. Sherman Act.
2. Horizontal Anti-Competition agreement.
3. Doctrine of Restraint of Trade.
4. Define Competition.
5. Doctrine of privity and competition.
6. Competition and consumer welfare.
7. Harvard school of competition policy.
8. Restrictive trade practices.

(5 × 6 = 30 marks)**Part B**

*Answer any **two** questions.
Each question carries 10 marks.*

1. Analyze the difference between MRTP Act, 1969 and Competition Act, 2002.
2. Discuss the relevance of Tying Agreement in Competition Policy Regulation.
3. Elucidate in detail the relevance of non-horizontal mergers in Competition Law.

(2 × 10 = 20 marks)**Turn over**

Part C

*Answer any **two** questions.
Each question carries 12½ marks.*

1. Analyse in detail the Relevance of Raghava Committee Report in enforcing Competition Law.
2. Analyse the importance of TRIPS Agreement in Competition Law.
3. Discuss in detail the International effects of the Cartels and the possible remedies under International or Domestic Competition Law.

(2 × 12½ = 25 marks)

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**NINTH SEMESTER B.B.A.,LL.B. DEGREE (REGULAR/SUPPLEMENTARY)
EXAMINATION, APRIL 2021**

B.B.A.,LL.B.

INTERNATIONAL HUMANITARIAN AND REFUGEE LAW

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part A

*Write short notes on any **six** of the following.
Each question carries 5 marks.*

1. Define Refugee.
2. Genocide.
3. Treatment of prisoners of war.
4. Punishment to war crimes.
5. Humanitarian Law and human rights.
6. Asylum seekers.
7. Contraband.
8. International terrorism.

(6 × 5 = 30 marks)

Part B

*Answer any **two** questions.
Each question carries 10 marks.*

1. Discuss the provisions for 'Prisoners of war' under International Humanitarian Law.
2. Explain the objectives of International Humanitarian Law.
3. Describe the role of International Refuge organization.

(2 × 10 = 20 marks)

Part C

*Answer any **two** questions.
Each question carries 12½ marks.*

1. Explain the role of UNHCR regarding Refugee Protection in India.
2. Discuss the various measures to control the means and methods of warfare.
3. Examine how Humanitarian Law can save the purpose of restoring the human dignity.

(2 × 12½ = 25 marks)

**NINTH SEMESTER B.B.A., LL.B. DEGREE (REGULAR/SUPPLEMENTARY)
EXAMINATION, APRIL 2021**

B.B.A., LL.B.

INTELLECTUAL PROPERTY LAWS

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part I

*Answer any **six** questions.*

Each question carries 5 marks.

1. Discuss the evolution and development of IPR at International and National level.
2. Registration of copy rights.
3. Write a note on the rights of broadcasting organization.
4. Explain license agreement of patent and state the different kinds of license.
5. What is meant specification of a patent and state the kinds of specification.
6. Write a note on WIPO. What are its objectives ?
7. Write a note on protection of traditional knowledge.
8. Explain Passing off and state what are the remedies against passing off.

(6 × 5 = 30 marks)

Part II

*Answer any **two** questions.*

Each question carries 10 marks.

9. A botanist while conducting research in his laboratory invents an hybrid variety between a tomato and potato. Is the method of production of such hybrid product patentable ? Give reasons.
10. X Company obtains a process patent for the manufacture of a drug for a particular diseases. Thereafter the company does not exploit the process for manufacturing the drug but makes the drug by another process which is commonly used by the pharmaceutical industry. Is it possible to revoke the patent already granted ? Why.

Turn over

11. X, a proprietor of a registered trade mark brings a suit against Z for the infringement after the period of fifteen years of such infringement. Comment.
12. A teachers sets question paper for valuable consideration on condition that the university would reserve the copy right over the same. Do you agree with this. Comment.

(2 × 10 = 20 marks)

Part III

Answer any two questions.

Each question carries 12.5 marks.

13. What are non-patentable inventions ? Distinguish between product patent and process patenting.
14. Explain infringement of copyright. Examine the general principles regarding the infringement of copy right. What are acts not constituting infringement ?
15. Discuss the essentials of a trade mark. Briefly explain the principles of a registration of a trade mark.

(2 × 12.5 = 25 marks)

**NINTH SEMESTER B.B.A., LL.B. DEGREE (REGULAR/SUPPLEMENTARY)
EXAMINATION, APRIL 2021**

B.B.A., LL.B.

CYBER CRIMES

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part A

*Answer any six questions.
Each question carries 5 marks.*

1. A note on Criminal liability in cyber crime.
2. Which are the types of cyber crimes.
3. A note on Hash function.
4. A note on cyber vandalism.
5. Relevance of Effects test in determining jurisdiction in cyber space.
6. A note on cyber terrorism.
7. What are the factors determining amount of compensation.

(6 × 5 = 30 marks)

Part B

*Answer any two questions.
Each question carries 10 marks.*

1. An internet website carried a listing which offered for sale a video clip, shot on a mobile phone, of two children of a school in Delhi indulging in an explicitly sexual act. Criminal prosecution was initiated against the Managing Director of the company. He raised questions concerning the criminal liability of directors for the offences attributable to the company. Decide.
2. The author of the application software filed a petition challenging the constitutional validity of section 70 of the IT Act, for declaring his software via notification by the State government as a protected system. Decide
3. A public interest petition has been filed seeking relief to direct the Government to make coordinated and sustained efforts, to have a blanket ban on websites which according to Petitioners are displaying material pertaining to sex and which in their opinion is harmful to the youth of the country in their formative years. Decide.

(2 × 10 = 20 marks)

Turn over

Part C

*Answer any two questions.
Each question carries 12.5 marks.*

1. Examine how far the terms like “annoying”, “inconvenient” and “grossly offensive” has affected the constitutional validity of Section 66A of IT Act.
2. Examine the copy right protections in cyber space and remedies available for copy right infringement in cyber space.
3. Explain the different types of offences under IT Act.

(2 × 12.5 = 25 marks)

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**NINTH SEMESTER B.B.A., LL.B. DEGREE (REGULAR/SUPPLEMENTARY)
EXAMINATION, APRIL 2021**

B.B.A., LL.B.

WOMEN AND CRIMINAL LAW

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part I

*Answer any **six** of the following.*

Each question carries 5 marks.

1. Discuss the Law relating to Sexual Harassment.
2. Examine the Constitutional Validity of Section 497 IPC.
3. Critically evaluate various international instruments and domestic laws dealing with trafficking in women.
4. Explain Domestic violence under Domestic Violence Act, 2005.
5. Write a note Dowry death.
6. Discuss law relating to indecent representation of women.
7. Examine the special protection for women under of the Constitution.
8. Examine the offences relating to miscarriage.

(6 × 5 = 30 marks)

Part II

*Answer any **two** of the following.*

Each question carries 10 marks.

1. In a prosecution for an offence under Section 376 IPC, the question of consent was an issue, during the cross examination the defence counsel put questions as to previous sexual experience of the victim. Decide as to whether the question is lawful in cross examination.

2. The Indian Foreign Service (Conduct and Discipline) Rules, 1961 was challenged as the rule contained conditions of service of Female IFS officers that every female employee was bound by it to obtain permission from the public authorities and tender her resignation if her marriage was to be solemnized. Mrs. X challenges the rule as it is violation of Articles 14,15 and 16 of the Constitution. Decide.
3. A, dishonestly goes through the ceremony of being married with B, knowing that he is not thereby lawfully married to B. Decide whether A has committed any offence.

(2 × 10 = 20 marks)

Part III

*Answer any two of the following.
Each question carries 12½ marks.*

1. Critically evaluate various penal provisions for curbing crime against women.
2. Discuss the law relating to dowry prohibition with amendments.
3. Explain the Law relating to Adultery and its Constitutional Validity.

(2 × 12½ = 25 marks)

**NINTH SEMESTER B.B.A., LL.B. DEGREE (REGULAR/SUPPLEMENTARY)
EXAMINATION, APRIL 2021**

B.B.A., LL.B.

CRIMINOLOGY, PENOLOGY AND VICTIMOLOGY

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part I

*Answer any **six** of the following.*

Each question carries 5 marks.

1. Examine the Mc Naughten's rule and explain insanity under Indian criminal law.
2. Examine the psychoanalytical and physiological approach as an explanation of crime.
3. Examine the positive School of Criminology.
4. Explain Radical criminology.
5. Explain the concept of crime.
6. Comment on sociological theory of crime.
7. Write a note on Probation of offenders and other flexible techniques.
8. Discuss Differential Association theory as causation of crime.

(6 × 5 = 30 marks)

Part II

*Answer any **two** of the following.*

Each question carries 10 marks.

1. Explain Bio-physical Factors and Criminality.
2. Examine the relevant statutory provisions for the protection of victims of crimes under the criminal law in India.
3. Examine the principle of Rarest of rare cases.

(2 × 10 = 20 marks)

Part III

*Answer any **two** of the following.*

Each question carries 12½ marks.

1. Define Criminology. Examine the various schools of Criminology.
2. Discuss the interrelationship between economic conditions and crime.
3. Explain briefly Causation of crime.

(2 × 12½ = 25 marks)

**NINTH SEMESTER B.B.A., LL.B. DEGREE (REGULAR/SUPPLEMENTARY)
EXAMINATION, APRIL 2021**

B.B.A., LL.B.

BANKING LAW

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part A

*Write short notes on **six** topics in not exceeding 500 words each.*

Each question carries 5 marks.

1. Explain Bankers Right of set off.
2. Examine the salient features of Banking Regulation Act.
3. Explain the secondary or subsidiary functions of bank.
4. Discuss the statutory protection available to collecting banker.
5. Differentiate RTGS and NEFT.
6. Discuss the concept of merchant banking.
7. Differentiate Savings Bank account from Current account.
8. Examine the impact of Nationalization of banks in India.

(6 × 5 = 30 marks)

Part B

*Answer any **two** questions.*

Each question carries 10 marks.

1. Bank exercised right of general lien on jewels held by them as security for recovering another loan account of the same borrower which was already barred by limitation. Examine whether the act of bank is legal.
2. A and B were having joint account with the bank with operational instruction jointly where C is nominee. A dies and after death of A, B, the surviving account holder, legal heirs of A and C, the nominee approached the bank for balance amount. Advice the bank.

Turn over

3. An overdraft facility was allowed to a customer by the bank for a period of 3 years for a limit of five lakhs rupees without executing or obtaining necessary documents. After one year a cheque issued by the customer for an amount of Rs. 3.00 lakhs were dishonored by the bank on the reason of non-compliance of procedural formalities for sanctioning the facility but without informing the customer. Discuss whether the bank is liable.

(2 × 10 = 20 marks)

Part C

Answer any two questions.

Each question carries 12½ marks.

1. Explain the methods available to RBI for credit control.
2. Who are the special customers of a bank and what are the precautions to be taken by the banker while opening and operating accounts of Trust and Company?
3. Banker's duty to maintain secrecy regarding customers account is not absolute. Explain.

(2 × 12½ = 25 marks)

**NINTH SEMESTER B.B.A., LL.B. DEGREE (REGULAR/SUPPLEMENTARY)
EXAMINATION, APRIL 2021**

B.B.A., LL.B.

DIRECT TAXATION

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part A

Answer any six of the following questions.

Each question carries 5 marks.

1. State the provisions regarding set off capital losses.
2. Discuss in brief about procedure for assessment in Income Tax Act, 1961.
3. Who is an 'assessing officer' and what are his functions under IT Act ?
4. Discuss the characteristics of a tax.
5. Write a note on Wealth Tax
6. Explain right to claim refund and how to claim refund of tax ?
7. Examine the provisions relating to the Income of Non-profit organisations under IT Act.
8. Explain the various offences and prosecution in context of IT Act 1961.

(6 × 5 = 30 marks)

Part B

Answer any two of the following questions.

Each question carries 10 marks.

1. A is an Indian Citizen and goes from India to Spain for visit purposes on 27th December, 2018, Prior to this, he had never been out of India. Determine the residential status of A for AY 2019-20.
2. Mr. Valsan has transferred, through a duly registered document, the income arising from a godown to his son, without transferring the godown. In whose hands will the rental income from godown be charged ?
3. Mr. Manu fails to make claim for any deduction in the return of income, he thinks that he lost his opportunity for claiming such deduction at the assessment stage or subsequent stage. Advise Manu.

Turn over

4. Mr. Naveen has a loss of Rs. 6,00,000 from house property, and Rs. 8,00,000 from income business/ profession, Can he set off the loss from casual income ? If so, Give reasons

(2 × 10 = 20 marks)

Part C

*Answer any two of the following questions.
Each question carries 12½ marks.*

1. Define the various powers of Income tax authorities.
2. Examine the provisions for computing income under the head “Income from House Property” under Income Tax Act 1961.
3. What do you mean by setoff and carry forward ? What are the different types of setoff and carry forward ?
4. Discuss the income which do not form the part of ‘Total Income’ under IT Act, 1961.

(2 × 12½ = 25 marks)

CHMK LIBRARY UNIVERSITY OF CALICUT

**NINTH SEMESTER B.B.A., LL.B. DEGREE (REGULAR/SUPPLEMENTARY)
EXAMINATION, APRIL 2021**

B.B.A., LL.B.

LAW OF CORPORATE GOVERNANCE

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part A

Answer any six of the following.

Each question carries 5 marks.

1. What is the procedure for alteration of Object clause ?
2. Write on Extra-ordinary General meeting.
3. Distinguish between Ordinary Resolution and Special Resolution.
4. Explain the fiduciary duty of Directors.
5. Discuss the role of Audit Committee.
6. What is the procedure for removal of a director ?
7. Briefly state the sources of Corporate Governance in India.
8. Explain Mismanagement in Companies.

(6 × 5 = 30 marks)

Part B

Answer any two questions.

Each question carries 10 marks.

1. 'A' is a shareholder in ABC Ltd Co. The Directors of the company with the permission of the majority of the shareholders decided to advance money for speculative trading in share market contrary to the provisions of the Memorandum of Association. The shareholders except 'A' approved the decision of the directors. The decision of the directors was challenged by 'A'. Decide.
2. Rahul Raj is the Director of a company which entered into a contract with a firm for purchase of some raw materials. Rahul Raj is the Managing partner of the firm and the fact is not disclosed to the company. Decide the validity of the contract.

Turn over

3. A listed public company convened a meeting of Board of Directors with only one day notice sent through e-mail for an urgent transaction. None of the Independent directors attended the meeting. Subsequently the decision is communicated to one of the independent director and his approval is obtained. The decision taken in the meeting is challenged by the shareholders. Decide.

(2 × 10 = 20 marks)

Part C

Answer any two questions.

Each question carries 12.5 marks.

1. Discuss the Regulation of Corporate Governance by the Memorandum of Association of a Company.
2. What is meant by Corporate Governance ? Examine the objective and scope of Corporate Governance.
3. Explain the distribution of powers between Directors and Shareholders in a company.

(2 × 12.5 = 25 marks)

**NINTH SEMESTER B.B.A., LL.B. DEGREE (REGULAR/SUPPLEMENTARY)
EXAMINATION, APRIL 2021**

B.B.A., LL.B.

LAW OF CARRIAGES

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part A

*Write short notes on any **six** questions.
Each question carries 5 marks.*

1. Define consignor under Carriage by Road Act.
2. Explain the functions of bill of lading.
3. Discuss the duties of employer under CMR Convention.
4. Write on the responsibility of railways as carrier of animals.
5. Discuss contract of affreightment.
6. Explain railway receipt.
7. Discuss the liability of air carrier.
8. Examine multimodal transport operations.

(6 × 5 = 30 marks)

Part B

*Answer any **two** questions.
Each question carries 10 marks.*

9. The goods sent through cargo were damaged by rain and the consignee refused to accept it. The consignor recovered insurance money. Can the insurer file suit against carrier ?
10. Air India flight was cancelled when the passengers had already waited for three hours after boarding. The flight could not be operated as the pilot was not there on that day and there was no alternative arrangement made by the Airlines. Discuss the remedy if any available to the passengers.
11. Plaintiff sent dry chilly bags in goods train, but this was put in a leaky wagon which was already tested by the examiner o railway. On arrival at the destination, half of the bags were damaged by water. Discuss the liability of the railway.

(2 × 10 = 20 marks)

Turn over

Part C

*Answer any **two** questions.
Each question carries 12.5 marks.*

12. Compare the Visby and Hamburg Rules.
13. Write on Athens Convention 1974.
14. Discuss the jurisdiction of Railway Claims Tribunal.

(2 × 12.5 = 25 marks)

CHMK LIBRARY UNIVERSITY OF CALICUT

**NINTH SEMESTER B.B.A., LL.B. DEGREE (REGULAR/SUPPLEMENTARY)
EXAMINATION, APRIL 2021**

B.B.A., LL.B.

INFORMATION TECHNOLOGY LAW

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part I

*Answer any **six** questions.*

Each question carries 5 marks.

1. Discuss about electronic commerce.
2. Write a note on Sensitive Personal Data or Information under IT Act.
3. Examine Cyber Terrorism.
4. Discuss about the advantage of digital signature.
5. Write on Computer virus.
6. Discuss the objectives of Information Technology Act.
7. Analyse the objectives of e-governance.
8. Write a note on Protected System.

(6 × 5 = 30 marks)

Part II

*Answer any **two** questions.*

Each question carries 10 marks.

1. Discuss the penalty for breach of confidence or privacy under IT Act.
2. Write on the functions of Controller under Information Technology Act.
3. Discuss when Intermediary is exempted from liability under IT Act.

(2 × 10 = 20 marks)

Turn over

Part III

*Answer any two questions.
Each question carries 12.5 marks.*

1. Write on the liability for publishing obscene information in electronic form.
2. Analyse Copyright Infringement in Internet.
3. Discuss Compounding of Offences under IT Act.

(2 × 12.5 = 25 marks)

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**NINTH SEMESTER B.B.A., LL.B. DEGREE (REGULAR/SUPPLEMENTARY)
EXAMINATION, APRIL 2021**

B.B.A., LL.B.

GENDER JUSTICE AND FEMINIST JURISPRUDENCE

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part I

I. Answer any *six* questions. Each question carries 5 marks :

- 1 Examine Feminist Theory and Feminism.
- 2 Distinguish between formal and substantive equality.
- 3 Discuss the provisions related to cruelty to married woman in India.
- 4 Write on statutory prohibition of sex selection in India.
- 5 Discuss the punishment for demanding dowry in India.
- 6 Write on the concept of gender justice.
- 7 Discuss about the objects of Equal Remuneration Act 1976.

(6 × 5 = 30 marks)

Part II

II. Answer any *two* questions. Each question carries 10 marks :

- 1 Examine the reasons for rise in crimes against women in India.
- 2 Discuss about trafficking and commercial sexual exploitation in India.
- 3 Write on CAEDAW.

(2 × 10 = 20 marks)

Part III

III. Answer any *two* questions. Each question carries 12.5 marks :

- 1 Discuss the relation between social change through women empowerment.
- 2 Examine whether Directive Principles of state Policy ensure gender justice.
- 3 Analyze the beneficial provisions for women in Maternity Benefits Act.

(2 × 12.5 = 25 marks)

**NINTH SEMESTER B.B.A., LL.B. DEGREE (REGULAR/SUPPLEMENTARY)
EXAMINATION, APRIL 2021**

B.B.A., LL.B.

HUMAN RIGHTS LAW AND PRACTICE

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part I

*Write short notes on any six.
Each question carries 5 marks.*

1. Discuss the relevance of UDHR.
2. Explain about gender discrimination and gender equality.
3. Write on India and Child Rights Convention.
4. Analyse the inherent nature of human rights.
5. Discuss the functions of Commission for Scheduled Castes.
6. Write on the role of Kerala Women's Commission in protecting women's rights.
7. Discuss the limitations of NHRC.
8. Write on child sexual abuse in India.

(6 × 5 = 30 marks)

Part II

*Answer any two of the following.
Each question carries 10 marks.*

1. Discuss right to development as a human right in the international arena.
2. Examine the role of UN Security Council in protecting human rights.
3. Discuss the protection of women under Factories Act.

(2 × 10 = 20 marks)

Turn over

Part III

*Answer any two of the following.
Each question carries 12.5 marks.*

1. Analyse the scope of Human Rights Act 1993.
2. Discuss about development induced displacement.
3. Write on the role of judiciary in protecting human rights.

(2 × 12.5 = 25 marks)

CHMK LIBRARY UNIVERSITY OF CALICUT

**NINTH SEMESTER B.B.A., LL.B. (HONOURS) SAY DEGREE EXAMINATION
DECEMBER 2021**

B.B.A., LL.B.

COMPETITION LAW

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part A

Write short notes on any six of the following.

Each question carries 5 marks.

1. Define Competition.
2. Trips Agreement.
3. Federal Trade Commission.
4. Clayton Act 1914.
5. Sachar Committee.
6. Anticompetitive Horizontal Agreements.
7. Relevant Market.
8. Bidrigging and collusive bidding.

(6 × 5 = 30 marks)

Part B

Answer any two questions.

Each question carries 10 marks.

1. Structure and powers of Competition Commission of India.
2. Regulation of competition and consumer welfare in India.
3. Unfair trade practices in Competition Act 2002.

(2 × 10 = 20 marks)

Turn over

Part C

Answer any two questions.

Each question carries 12½ marks.

1. Explain evolution of competition law in India.
2. Compare the provisions of MRTP Act with the provisions of Competition Act 2002.
3. Explain combination and how Competition commission of India regulates combinations having adverse effect on competition.

(2 × 12½ = 25 marks)

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NINTH SEMESTER B.B.A., LL.B. (HONOURS) SAY DEGREE EXAMINATION
DECEMBER 2021

B.B.A., LL.B.

GEC 25—CYBER CRIMES

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part A

*Answer any six questions.
Each question carries 5 marks.*

1. Write a note on e-evidence.
2. Define "Hacking."
3. What do you mean by "cyber terrorism?"
4. Explain the term "VIRUS."
5. Write a note on cyber space.
6. Distinguish between 'spoofing' and 'spamming.'
7. Explain online fraud and forgery.

(6 × 5 = 30 marks)

Part B

*Answer any two questions.
Each question carries 10 marks.*

1. By posting comments on the Face book, two law students, Miss X and Miss Y expressed their displeasure regarding a *bandh* called in the wake of the death of a senior politician. They were arrested for the offence under Section 66-A of the Information Technology Act, 2000. Miss Z, another law student files a writ petition challenging the constitutional validity of the provision. Decide.
2. Mr. X follows Miss Y and attempts to contact her online to foster personal interaction repeatedly despite a clear indication of disinterest by her. What offence Mr. X has committed ?

Turn over

- Miss A, aged 16 years had a relationship with Mr. B, aged 25 years. For harassing her, Mr. B circulated an MMS clip of their sexual acts. Discuss the liability of Mr. B under the provisions of the Information Technology Act, 2000.

(2 × 10 = 20 marks)

Part C

Answer any two questions.

Each question carries 12½ marks.

- Examine the provisions of the Information Technology Act, 2000 relating to interception, surveillance, search and seizure.
- Explain various kinds of intellectual property right infringements in cyber space.
- Define “cyber crime.” What are the judicial and extra-judicial remedies available against cyber crimes?

(2 × 12½ = 25 marks)

CHMK LIBRARY UNIVERSITY OF CALICUT

**NINTH SEMESTER B.B.A., LL.B. (HONOURS) SAY DEGREE EXAMINATION
DECEMBER 2021**

B.B.A., LL.B.

WOMEN AND CRIMINAL LAW

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part I

Answer any six questions of the following.

Each question carries 5 marks.

1. Examine how far the right against exploitation of women is guaranteed in Indian legal system.
2. A note on Liberal Feminism.
3. Explain the legislative measure in preventing female feticide in India.
4. Explain the provisions relating to cruelty against women in IPC.
5. How far in camera proceedings guarantee the Natural Justice requirement in the context of woman's right during trial of offences ?
6. Critically examine the impact of Vishaka Judgement in the context of working women
7. A note on right to maintenance of women under Cr.P.C.
8. Examine the role of NGOs in empowering women.

(6 × 5 = 30 marks)

Part II

Answer any two questions of the following.

Each question carries 10 marks.

1. The rules of an Association of Makeup Artists prohibited qualified women make-up artists from becoming members of the Association based solely on their safety being a woman. A women make-up artist whose application for membership to the Association was rejected on the ground. She challenged this prohibition as discriminatory. Decide.

Turn over

2. An orphaned woman living in a government run welfare institution in Chandigarh, who had the mental capacity of a nine year old, was raped, and subsequently became pregnant. The medical board opined that the woman had an intellectual disability and was suffering from 'mild mental retardation'. A petition was filed by Chandigarh Administration requesting permission to terminate the pregnancy. Decide.
3. A suit was filed by R for mandatory injunction against his daughter in law S to quit from R's house which was his self acquired property. S was using the property against the wishes of R availing her right to residence in shared house hold as per Sec 17(1) of The Protection of Women from Domestic Violence Act, 2005. The husband of S is not residing in the suit property along with the appellant. Decide.

(2 × 10 = 20 marks)

Part III

Answer any two questions of the following.

Each question carries 12½ marks.

1. Examine the impact of Criminal Law (Amendment) Act, 2013 on women rights.
2. Critically examine how far the Indecent Representation of Women (Prohibition) Act, 1986 precludes revolting portrayal of women through media.
3. "The principle of gender equality is enshrined in the Indian Constitution". Substantiate and examine the various legal provisions relating to women in India.

(2 × 12½ = 25 marks)

**NINTH SEMESTER B.B.A., LL.B. (HONOURS) SAY DEGREE EXAMINATION
DECEMBER 2021**

B.B.A., LL.B.

CRIMINOLOGY, PENOLOGY AND VICTIMOLOGY

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part I

*Answer any six of the following.
Each question carries 5 marks.*

1. Comment on sociological theory of crime.
2. Define Victimology. Examine its nature and scope.
3. Examine the principle of Rarest of rare cases.
4. Explain theory of Positive school of Criminology.
5. What do you meant by Recidivism ?
6. Elucidate the statutory provisions for the Probation of Offenders.
7. Write a note on new conflict theories.
8. Explain role of mass communication and media in causation of crime.

(6 × 5 = 30 marks)

Part II

*Answer any two of the following.
Each question carries 10 marks.*

1. Explain the Mc Naughten's rule and examine insanity under Indian criminal law.
2. Discuss Differential Association theory as causation of crime.
3. Discuss the theories of punishment.

(2 × 10 = 20 marks)

Part III

*Answer any two of the following.
Each question carries 12½ marks.*

1. Explain briefly various theories on Causation of crime and factors contributing causation of crime.
2. Examine the different forms of punishment in ancient and modern India.
3. Discuss about victims of crimes and their right to compensation.

(2 × 12½ = 25 marks)

**NINTH SEMESTER B.B.A., LL.B. (HONOURS) SAY DEGREE EXAMINATION
DECEMBER 2021**

B.B.A., LL.B

BANKING LAW

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part A

Write short notes on six topics in not exceeding 500 words each.

Each question carries 5 marks.

1. Define the term Customer in banking scenario.
2. Differentiate Repo rate and Reverse Repo rate.
3. Explain Statutory Liquidity Ratio.
4. Examine the precautions to be taken by banker in accounts of minors.
5. Explain the statement: "Bankers right of lien is an implied pledge".
6. Examine the Role of DRT in recovering dues of banks and financial institutions.
7. Explain the circumstances under which banker can dishonor customer's cheque.
8. At present bank is a multi-functional financial market. Elucidate

(6 × 5 = 30 marks)

Part B

Answer any two questions.

Each question carries 10 marks.

1. Bank received a garnishee order from the court regarding a deposit account in which bank has decided to exercise their right of set off. An amount was credited in the account after receiving the garnishee order. Advise the bank.
2. Bank received a cheque signed by one of the account holders in a joint account where the mode of operation is jointly or survivor. Bank honours the cheque. Examine whether the bank is liable.

Turn over

3. ABC bank opened account in the name of Mr. Rajesh without complying KYC norms and sent a cheque for collection which was obtained by Rajesh through unlawful means. The amount credited in the account was withdrawn by the customer. Examine whether ABC bank is liable.

(2 × 10 = 20 marks)

Part C

Answer any two questions.

Each question carries 12½ marks.

1. Explain the traditional functions of Reserve Bank of India.
2. Explain the statutory protection available to paying banker.
3. Customer is a privileged but unsecured creditor. Examine and also discuss the principles of good lending.

(2 × 12½ = 25 marks)

CHMK LIBRARY UNIVERSITY OF CALICUT

NINTH SEMESTER B.B.A., LL.B. (HONOURS) SAY DEGREE EXAMINATION
DECEMBER 2021

B.B.A., LL.B.

SEC 11—DIRECT TAXATION,

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part A

Answer any six of the following questions.

Each question carries 5 marks.

1. Who is an 'Assessee' under the Income Tax Act, 1961 ?
2. Define the term "person" under Income Tax Act, 1961.
3. Examine various penalties and its prosecution covered under the I.T. Act 1961.
4. Explain Wealth tax ?
5. Discuss the provisions regarding set off on capital losses.
6. Write a note on Best Judgment Assessment.
7. Define "previous year" and "assessment year".
8. Discuss the provisions relating to the Income of Non-profit organisations under I.T. Act.

(6 × 5 = 30 marks)

Part B

Answer any two of the following questions.

Each question carries 10 marks.

1. Mr.A left India for the first time on 15th December 2019 and returned back to India on 2nd February 2020. Identify his residential status for the assessment year 2020-21.
2. Mr. Bhargava, a leading advocate on corporate law, decided to reduce his practice and to accept briefs only for paying his taxes and making charities with the fees received on such briefs. In a particular case, he agreed to appear to defend one company in the Supreme Court on the condition that he would be provided with Rs. 5 lacs for a public charitable trust that he would create. He defended the company and was paid the sum by the company. He created a trust of that sum by executing a trust deed. Decide whether the amount received by Mr. Bhargava is assessable in his hands as income from profession.

Turn over

3. Mr. A is liable to pay Rs. 10,000/- per month to Ms. B (his ex-wife) as an alimony sum. Mr. A being an employee of Mr. C, instructs him to pay Rs. 10,000/- per month out of his salary and disburse the remaining salary to him. This amount of Rs. 10,000/- per month is to be included in the Total Income of Mr. A.
4. Mr. X is a Member of Legislative Assembly. He underwent an open heart surgery abroad in respect of which he received Rs. 5 Lacs from the State Government towards reimbursement of his medical expenses. The Assessing Officer contended that such amount is taxable as a perquisite under section 17. Decide on the correctness of the contention of the Assessing Officer.

(2 × 10 = 20 marks)

Part C

Answer any two of the following questions.

Each question carries 12½ marks.

1. Explain various heads of Income under Income Tax Act 1961 ?
2. Discuss about the authorities and their powers and functions under Income Tax Act ?
3. Discuss the income which do not form the part of 'Total Income' under I.T. Act 1961.
4. Explain the term set-off and carry forward ? What are the different types of set-off and carry forward ?

(2 × 12½ = 25 marks)

**NINTH SEMESTER B.B.A., LL.B. (HONOURS) SAY DEGREE EXAMINATION
DECEMBER 2021**

B.B.A., LL.B.

SEC 6—LAW OF CORPORATE GOVERNANCE

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part A

Answer any six of the following.

Each question carries 5 marks.

1. Examine the importance of Object clause in the governance of company.
2. Write a note on Meetings of the Board of Directors.
3. What is the constitution and functions of Audit committee ?
4. What are the individual Shareholder rights in a company ?
5. What are the sources of Corporate Governance regulations in India ?
6. What is meant by Ordinary resolution and Special Resolution ?
7. 'Directors are neither owners nor employees of the company.' Explain.
8. What are the key constituent elements of Corporate Governance in a company ?

(6 × 5 = 30 marks)

Part B

Answer any two questions.

Each question carries 10 marks.

1. A company was incorporated to start the business of mining of a particular mineral. Mr. P took shares in the company. But after the incorporation and issues of shares by the company, the mining of the mineral is prohibited by the Government. Then the company decided to start a Insurance servicing business. It is challenged by Mr. P. Decide.
2. A Public Limited Company is incorporated with 10 Directors. Now the company wants to increase the number of directors to 20. The company requested for your legal opinion.
3. Memorandum of Association and Articles of Association of a Company contains conflicting provisions. Board of Directors of the Company decided to follow the provision in the Articles of Association. It is challenged by a Shareholder of the company. Decide.

(2 × 10 = 20 marks)

Turn over

Part C

*Answer any two questions.
Each question carries 12.5 marks.*

1. Explain the duties of Directors in the governance of a company.
2. What is meant by Corporate Governance ? Examine the objective and scope of Corporate Governance.
3. What are the contents of Articles of Association ? Examine the scope of Articles of Association in controlling the members of corporate governance.

(2 × 12.5 = 25 marks)

CHMK LIBRARY UNIVERSITY OF CALCUTTA

NINTH SEMESTER B.B.A., LL.B. (HONOURS) SAY DEGREE EXAMINATION
DECEMBER 2021

B.B.A., LL.B.

SEC 3—LAW OF CARRIAGES

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part A

*Write short notes on any six questions.
Each question carries 5 marks.*

1. Write on Athens Convention 1974.
2. Explain Airway Bill.
3. Discuss the liability of air carrier for death of passenger under the Air Act 1972.
4. Write on unclaimed consignments in railways.
5. Explain Charter Parties.
6. Explain the particulars of Bill of Lading.
7. Explain Visby Rules.
8. Examine 'goods' under Railways Act.

(6 × 5 = 30 marks)

Part B

*Answer any two questions.
Each question carries 10 marks.*

9. A contract to transport copper wires from Calcutta to Tatanagar provided that goods were received wholly at the owner's risk. Part of the goods were stolen with the connivance of the drivers. Discuss the liability of the carrier.
10. A plane crashed near airport and a passenger Ramnath was died. There was failing visibility and the airport authorities did not provide Runway Visual Range. Can the legal representatives claim compensation from the authorities
11. The plaintiff sent goods through railway, but the railway failed to deliver merchandise in the ordinary course. As there was late delivery, there was deterioration in the value of the goods due to fall in the market price. Can the plaintiff claim compensation from the railways ?

(2 × 10 = 20 marks)

Turn over

Part C

*Answer any two questions.
Each question carries 12.5 marks.*

12. Analyse the rights of common carriers.
13. Examine the scope of Carriage by Air Act 1972.
14. Discuss when railway administration is exonerated from liability.

(2 × 12.5 = 25 marks)

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NINTH SEMESTER B.B.A., LL.B. (HONOURS) SAY DEGREE EXAMINATION
DECEMBER 2021

B.B.A., LL.B.

SEC 9—INFORMATION TECHNOLOGY LAW

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part I

*Answer any six questions.
Each question carries 5 marks.*

1. Explain the concept of Cyber Space.
2. Explain the principle of Net Neutrality.
3. Discuss Sliding Scale Test of Jurisdiction.
4. Define the term SMART.
5. Note on Critical Information Infrastructure.
6. What is called Cyber defamation and its legal significance ?
7. A note on Cyber Squatting.
8. Explain the PKI system.

(6 × 5 = 30 marks)

Part II

*Answer any two questions.
Each question carries 10 marks.*

1. Discuss the nature of liability of Internet Service Providers.
2. Examine the impact of UNCITRAL model laws on legal regulation of cyber space and how far IT Act incorporated the provisions.
3. What are the legal impediments in investigating cyber crimes ?

(2 × 10 = 20 marks)

Turn over

Part III

Answer any two questions.

Each question carries 12½ marks.

1. Define cyber crimes. How far the elements of crime satisfied in cyber crimes? Identify the types of cyber crimes where computer is a target and evidence in the commission of the crime.
2. Comparatively examine the law relating child abuse in the form of child pornography.
3. What are the laws relating to the copyright infringement over cyberspace ?

(2 × 12½ = 25 marks)

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**NINTH SEMESTER B.B.A., LL.B. (HONOURS) SAY DEGREE EXAMINATION,
DECEMBER 2021**

B.B.A., LL.B.

GEC 5—GENDER JUSTICE AND FEMINIST JURISPRUDENCE

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part A

I. Answer any *six* questions. Each questions carries 5 marks :

- a) Write a note on National Commission for Woman.
- b) Discuss 'Domestic Violence' with reference to Protection of Women from Domestic Violence Act, 2005.
- c) Explain Equal Pay for Equal Work.
- d) Discuss the legal provisions relating to Sexual Harassment at work place.
- e) Explain the offence of Outraging the Modesty of Woman.
- f) What is Restitution Of Conjugal Rights Under Hindu Marriage Act, 1955 ?
- g) Write a short note on the Immoral Traffic (Prevention) Act.

(5 × 6 = 30 marks)

Part B

II. Answer any *two* questions. Each questions carries 10 marks :

- a) Discuss the main objective of the Maternity Benefit Act.
- b) Discuss the provisions relating to Woman under Industrial Law.
- c) What is Uniform Civil Code ? How does it seek to achieve gender Justice ?

(2 × 10 = 20 marks)

Part C

III. Answer any *two* questions. Each questions carries 12½ marks :

- a) CEDAW is Magna carta of Women's right" Discuss.
- b) Explain the safeguards provided for Woman under the Indian Constitution promoting Gender Justice.
- c) Critically analyze the provisions relating to the equal property rights of a Hindu Woman.

(2 × 12½ = 25 marks)

**NINTH SEMESTER B.B.A., LL.B. (HONOURS) SAY DEGREE EXAMINATION
DECEMBER 2021**

B.B.A., LL.B.

GEC 23—HUMAN RIGHTS LAW AND PRACTICE

(2011 Scheme)

Time : Three Hours

Maximum : 75 Marks

Part I

Answer any six of the following questions.

Each question carries 5 marks.

1. What are Human Rights ? Discuss various theories of Human rights.
2. National Commission on Women.
3. Powers and functions of National Human rights Commission..
4. Write an note on UDHR and the fundamental rights under Indian Constitution.
5. UN center for Human Rights.
6. How far the International Covenant on Economic, Social and Cultural Rights related to Indian Constitution ?
7. Explain the scope of PIL for the protection of Human Rights in India.
8. Write a note on Narmada Andoolan Movement as a human right problem.

(6 × 5 = 30 marks)

Part B

Answer any two of the following questions.

Each question carries 10 marks.

1. Examine the main object and purpose of National Commission for Women.
2. Examine the aim, purpose and provisions relating to human rights in UDHR.
3. State the obligation of the state parties to the convention on elimination of all forms of discrimination against women.

(2 × 10 = 20 marks)

Turn over

Part C

Answer any two of the following questions.

Each question carries 12½ marks.

1. Explain the rights of the child guaranteed under the convention on the rights of the child.
2. Critically discuss the implementation of International Covenant on Civil and Political Rights and International Covenant on Economic Social and Cultural Rights in the developing world.
3. Define and distinguish between first, second and third generation of human rights.

(2 × 12½ = 25 marks)

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