

TILAK MAHARASHTRA VIDYAPEETH, PUNE
BACHELOR OF LAWS (LL.B.) (Three Years Semester Pattern)/
B.A. LL.B. (ACADEMIC LAW)
(FIVE YEARS SEMESTER PATTERN) CREDIT SYSTEM
EXAMINATION : MAY-JUNE - 2022
FOURTH/EIGHTH SEMESTER
Sub.: Jurisprudence (LW - 401/LW - 8001)

Date : 31/05/2022

Total Marks : 60

Time: 2.00 pm to 4.30 pm

Instructions: 1) All questions are compulsory.
2) Figure indicate to the right full marks.

Q. 1. Choose correct option from the following. (10)

- 1) The theory of utility was propounded by ----.
 - a) Roscoe Pound
 - b) John Locke
 - c) Rousseau
 - d) Jeremy Bentham
- 2) Which theory propounded that, " Law is what courts do and not what they say."
 - a) Realistic Theory
 - b) Positivisit Theory
 - c) Savigny Theory
 - d) Natural Law Theory
- 3) Right in re aliena means a right over ----.
 - a) His own property
 - b) Property of someone else
 - c) A property situated in a foreign country
 - d) A property situated in ones's own Country
- 4) When the ownership is vetsted in a single person, it is called ----.
 - a) Co-ownership
 - b) Sole Ownership
 - c) Trust Ownership
 - d) Equitable Ownership
- 5) Salmond divided material source of law into----.
 - a) Legal & Historical
 - b) Political & Philosophical
 - c) General & Particular
 - d) Socal & individual
- 6) Who is considered as a father of Analytical school ?
 - a) Jeremy Bentham
 - b) Austin
 - c) Blackstone
 - d) Hobbes
- 7) The principle of social solidarity laid down by
 - a) Fuller
 - b) John Locke
 - c) Duggit
 - d) Salmond
- 8) Right in ordinary sense is the standard of ---- action within a certain sphere.
 - a) Permitted
 - b) Granted
 - c) Enacted
 - d) None of the above
- 9) Who laid down the test of Grundnorm ?
 - a) Kelson
 - b) John Locke
 - c) Hobbes
 - d) Salmond
- 10) Jurisprudence means ----.
 - a) Power of Law
 - b) Rule of Law
 - c) Knowledge of Law
 - d) System of Law

Q. 2. Answer the following in short. (up to 30 words) (10)

- 1) What is bracket Theory?
- 2) What is command according to Austin?
- 3) Define Possession.
- 4) What is the meaning of Ratio Decidendi?
- 5) Explain the legal status of unborn person.

Q. 3. Short Notes. (any four) (20)

- 1) Doctrine of Prospective Overruling
- 2) Legal Realism
- 3) Modes of acquisition of property
- 4) Jural Postulate
- 5) Social Contract Theory
- 6) Classification of duties

Q. 4. Answer the following questions. (Any two) (20)

- 1) Define State, what are its essential elements and explain relationship between state and law.
 - 2) What are the sources of Law? What is the importance of the legislation as a source of the modern era under Indian Legal System?
 - 3) Discuss the relationship between Law & Morality.
 - 4) “The real function of law is balancing of conflicting interests by satisfying maximum wants with minimum friction”. Discuss this statement with Roscoe Pound’s Theory of Social Engineering.
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