

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 : DECEMBER - 2023
SIXTH/SECOND SEMESTER
Sub.: Health Care Law (LW-6005/205)

Date : 18/12/2023

Total Marks : 60

Time: 10.00 am to 12.30 pm

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

Q. 1. Answer the following question. (15)

- A) Write in detail the remedies available under following acts for medical negligence-
- Indian Penal Code
 - Law of Torts
 - Consumer Protection Act

OR

- B) Discuss the right to health as fundamental right and elaborate the provisions available in Indian constitution for protecting this fundamental right.

Q. 2. Answer the following question. (15)

- A) Explain in detail the principles provided under international code of medical ethics.

OR

- B) What are the professional obligations of doctors under Transplantation of human organs act? Discuss the legal position of sec selection in India.

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

- a) Role of consent in medical practice
- b) Ingredients of medical negligence
- c) Gross negligence
- d) Functions of central supervisory board
- e) Non recognition of medical qualification
- f) Medico legal cases

Q. 4. Answer the following questions. (10)

- A) Discuss Aruna Ramchandra Shanbaug vs Union Of India (Passive Euthanasia) case analysis

OR

- B) A pregnant woman was under intense labour. She was immediately taken to the hospital. It was unsafe to carry out the surgery due to health of patient. However, doctor performed the surgery. The foetus lost its life after surgery. Is it the case of medical negligence? Substantiate your answer by referring to ingredients of medical negligence.