

2018

IV sem

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[LLB-401]

AT THE END OF FOURTH SEMESTER

DEGREE EXAMINATION

PAPER-I : LABOUR AND INDUSTRIAL LAW-II

(W.e.f. Admitted batch 2016-2017)

Time : 3 Hours

Maximum : 75 Marks

PART - A

I. Answer any FIVE questions. (5×3=15)

- a) Fair wage
- b) Bonus.
- c) Total and partial disablement.
- d) Child Labour.
- e) Employees Provident Fund.
- f) Unorganised Labour.
- g) Bonded Labour.
- h) State Migrant Workmen.
- i) Notional Extension.
- j) Authorised deductions.

PART-B

Answer any FOUR questions. Each question carries TEN marks. (4×10=40)

- II. a) Explain in detail about the provisions of the minimum wages Act 1948.

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(OR)

- b) "The payment of wages Act, 1936 provides that the wages are to be paid in a particular form, at regular intervals and without any unauthorized deductions".
Comment.

- III. a) Write a critical note on problems and perspectives of unorganized Labour?

(OR)

- b) Give a detail note on the problems of bonded Labour and about the provisions mentioned in Bonded Labour system (Abolition) Act, 1976 to protect them.

- IV. a) Explain the salient features of Equal Remuneration Act, 1976.

(OR)

- b) Explain about the benefits available to the pregnant women under the Maternity benefit Act.

- V. a) What are various benefits available an insured employee under E.S.I Act, 1948?

(OR)

- b) Explain the following with reference to the payment of Bonus Act, 1965.

- 1) Set on and set off of Allocable surplus.
- 2) Eligibility and disqualification for Bonus.

Answer any TWO questions.

(2x10=20)

- VI. A canteen and a cycle stand situated in the premises of a cinema theatre are leased out to contractor under an agreement of lease. The contractor employs his own servants to run the canteen and cycle stand. The owner of the theatre asked to pay contributions under the Employees State Insurance Act in respect of the canteen and cycle stand employees since he is the principal employer. Decide. *FST 1948*
- VII. 'X' aged 33 yrs is the driver of a Tanker and while he was on duty and driving the tanker another truck driven by 'Y' collided with this Tanker, killing 'X' on the spot. He is the sole bread winner and his wife claimed compensation of Rs.10,0000/- as the offending vehicle drove rashly and negligently. The owner of the offending vehicle did not file any affidavit but the insurance company contested the claim for compensation . Decide.
- VIII. 'P' Employed in the Managerial cadre of a steel Industry claimed gratuity on his Superannuation Management rejected his claim. The dispute was referred to Labour court .Decide.

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IX. An Young person is appointed to work in a factory .He w
entrusted on machinery.He did not get sufficient traini
to do that work and no competent person supervis hir
Because of that he badly injured in the process of
Manufacturing goods in the factory.Is the owner of t
factory liable to pay compensation to the said worke

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AT THE END OF FOURTH SEMESTER
DEGREE EXAMINATION
PAPER-II : PUBLIC INTERNATIONAL LAW
(W.e.f. Admitted batch 2016-2017)

Time : 3 Hours

Maximum : 75 Marks

PART - A

I. Answer any FIVE questions. Each question carries Three marks. (5×3=15)

- A. Human Rights.
- B. Trusteeship Council.
- C. Five freedoms of Air.
- D. Veto.
- E. Extradition.
- F. State Succession.
- G. WTO
- H. Pact Sunt Servanda.
- I. Termination of Treaty.
- J. Nationality.

(2)

PART-B

Answer any **FOUR** questions. Each question carries **TE**
marks. (4×10=40)

A) Define International Law. Is International Law a true Law?

(OR)

B) What are the various modes of acquiring and losing state territory? Explain.

II. A) Examine treaty as a source of International Law

(OR)

B) What are the powers and functions of the General Assembly of United Nations?

V. A) Write a note on the kinds and consequences of Recognition.

(OR)

B) What is territorial jurisdiction of the state? State the principles governing the territorial jurisdiction.

V. A) International Court of Justice does not have Jurisdiction without the consent of the states. Discuss in detail.

(OR)

B) Discuss Development of Law of Human Rights after the formation of United Nations?

PART-C

Answer any TWO questions.

(2x10=20)

- VI.** State 'A' has entered into an agreement with state 'B' relating to investment in Coal sector in territory of 'C' which is a colony of state 'A' 'C' became independent in 2013 and state 'B' insisted on 'C' that the Treaty should be honoured. 'C' argued that it is not bound by the Treaty. Discuss.
- VII.** X has established a chemical factory in the border area. Due to industrial accident, a fatal gas leaked. This gas spread to the neighbouring state 'Y' as a result of which is five of its nationals died, Y sought compensation from X- Decide the legality of the claim.
- VIII** A government based news magazine belongs to 'A' has created a defamatory article on state 'B' and its role in drug trafficking. 'A' sued 'B' in International Court of Justice. Discuss the legal aspects of it.

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- IX. A and B declared war against each other. C which has officially refused to join on either side of the war has allowed passage for the ship of A which carried ammunition through its territorial waters. Such passage was refused to the ship of 'B' discuss the validity of 'C's' action according to the law of war.
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AT THE END OF FOURTH SEMESTER
DEGREE EXAMINATION
PAPER-III : PRINCIPLES OF TAXATION LAW
(W.e.f. Admitted Batch 2016-2017)

Time : 3 Hours

Maximum : 75 Marks

PART - A

I. Answer any **FIVE** questions. Each question carries **Three** marks. **(5×3=15)**

- a) Previous year.
- b) Fee
- c) Salary
- d) Residential Status.
- e) Registered Dealer.
- f) Declared goods.
- g) TDS.
- h) Agricultural Income.
- i) Casual Income.
- j) Charitable Purposes.

(2)

PART-B

Answer any **FOUR** questions. Each question carries (4×1) marks.

II. a) Define and distinguish between 'Tax' and 'Fee'

(OR)

b) Discuss the Provisions relating to computation of Income under the head Income from House Property.

III. a) Define Wealth Tax and explain how net wealth is determined under the Wealth Tax Act?

(OR)

b) Explain the provisions relating to appeals and revisions under Income Tax Act.

IV. a) Explain the powers and functions of commissioner of Sales Tax.

(OR)

b) Explain the provisions Relating to offences , prosecution and penalties under the Income Tax Act.

(3)

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- V. a) Explain the important provisions of the Central sales Tax Act 1956.

(OR)

- b) Explain the provisions relating to tax liability under the APGST Act.

PART-C

Answer any TWO questions.

(2×10=20)

- VI. 'A' Transfers a bank deposit of Rs. 80,000/- in favour of B's wife without adequate consideration. Decide tax liability of B's wife under Income Tax Act.

- VII. X is a dealer carrying cement business, 'X' purchased cement in Chennai and exported to 'SRI LANKA'. Determine the liability of sales tax under CST Act.

- VIII. 'X' is the owner of a Business and he was due for the payment of Income Tax. Suddenly he was died due to cardiac arrest. His legal representatives are liable for his tax dues. If so to what extent?

- IX. Explain the taxability of the following incomes.
- Fixed Medical allowance paid to the employee.
 - Subsidised Lunch in working place.

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AT THE END OF FOURTH SEMESTER
DEGREE EXAMINATION
PAPER-IV: INTELLECTUAL PROPERTY RIGHTS
LITIGATION

(W.e.f. Admitted batch 2016-2017)

Time : 3 Hours

Maximum : 75 Marks

PART - A

Answer any FIVE questions. Each question carry Three marks. $(5 \times 3 = 15)$

- a) Literary Work.
- b) WIPO
- c) Assignment of copyright.
- d) Doctrine of Fairuse.
- e) Universal copyright convention.
- f) Geographical Indications.
- g) Trade mark and Service mark.
- h) Rights of Indegenous people.
- i) Product patent and process patent.
- j) Copyright Societies.

(2)

PART-B

Answer any **FOUR** questions. Each question carries **10** marks. (4×10=40)

- II. a) What is the rationale for the protection of intellectual property rights?
(OR)
- b) What is the procedure for applying and granting patents?
- III. a) Explain the salient features of Berne Convention.
(OR)
- b) Explain the doctrine of 'Deceptive Similarity'.
What are the factors governing this doctrine.
- IV. a) Explain the salient features of the Trade Mark Act, 1999.
(OR)
- b) Write a note on 'Rights of Patentees' under Patent Act, 1970.
- V. a) What are the patentable inventions with special reference to bio technology patents in India?

(3)

(OR)

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What is the meaning of 'Copy right'? Who is the first owner of copy right?

PART-C

Answer any TWO questions.

(2×10=20)

A invented a new process of agriculture through which the quantity of rice per hectare can be doubled. He applied for a patent for the process will he be able to get a patent? Give reasons.

The piece of sculpture outside the National Museum are photographed by an amateur photographer and the same are sent for photograph contest. Can the National Museum bring an action for infringement? Give reason.

'A' agreed to assign his copyright in a story to 'B', a film producer for making a film. On completion of film producer invited the author to watch the first screening of the movie. A left the cinema halfway and brought an injunction against the producer for modification and mutilation of the storyline which in the view of A is prejudicial to her honour. On the other hand B, the producer contended that as A has assigned her copyright to him he has no right to restrain the screening the movie. Decide.

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AT THE END OF FOURTH SEMESTER

DEGREE EXAMINATION

PAPER-V (ELECTIVE) : LAND LAWS INCLUDING
TENURE AND TENANCY SYSTEMS

(W.e.f. Admitted Batch 2016-17)

Time : 3 Hours

Maximum : 75 Marks

PART - A

(Short Answer Questions)

Answer any FIVE questions. Each question carries 3 marks. (5 × 3 = 15)

- I. • A) Doctrine of Eminent domain
• B) Mahalwary system
• C) Cultivating Land
• D) Assigned lands
• E) Fair rent
• F) Reserved forest
• G) Vacant Land
• H) Intermediary
• I) Record of Rights (ROR)
• J) Land management committee

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PART - B

Answer any **FOUR** questions. Each question carries marks.

(4×10=

II. A) Write detailed note on Ryotwari settlement.

OR

B) Explain different doctrines relating to ownership of land.

III. A) Write a note on the challenges faced for acquisition of land for public purpose under Land Acquisition Act 1894.

OR

B) Analyse the provisions of Urban land ceiling Act and explain reasons for its failure in implementation in brief.

IV. A) Write an essay on A.P. Assigned Land (Prohibition of Transfer) Act, 1977.

OR

B) Critically analyze the Rent control Act in Andhra Pradesh.

V. A) Critically analyse the land mark cases decided by court under the A.P. Land Encroachment Act, 1905.

(3)

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OR

- B) Write an essay on the salient features of Conservation of Forest Act.

PART - C

VI Answer any TWO questions. Each question carries 10 marks
(2×10=20)

- A) "A" owns an agricultural land. He would like to convert this land into commercial land. Advise him by reference to the law dealing with subject.
- B) "X" Was residing in the house of "y" for 14 years. "Y" asks "X" to vacate the house. Advise X under rent control Law.
- C) "X" an industrialist has taken the land in the forest area to construct a factory. He made an application for permission. Examine the legal position.
- D) Government wants to acquire land from farmers for the public purpose to establish a special economic zone. One Mr. Hussain assails this proposal on the ground that setting up of SEZ is not a public purpose. will he succeed?
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