LL.B. Tenth Semester (Five Years Degree Course) (2008-09 Pattern)

40134: Interpretation of Statutes Paper - IV

P. Pages: 1 AV - 0329

Time: Three Hours

Max. Marks: 100

Notes: 1. Solve in all **seven** questions including question no. **1** which is compulsory and carries 16 marks.

2. All other questions carry 14 marks each.

- 1. Write short notes on any four.
 - a) Doctrine of pith and substance.
 - b) Casus Omissus.
 - c) Presumption against exceeding territorial powers.
 - d) Intention of legislature.
 - e) Non-obstante clause.
 - f) Distinction between moral and legislation.
- 2. Explain the meaning of the term 'statutes'. Discuss the commencement, operation and repeal of statute.
- 3. Discuss the internal aids to interpretation of statute.
- **4.** Explain in detail the rule of Harmonious construction.
- **5.** Discuss the various presumptions in statutory interpretation.
- **6.** Explain the meaning of perpetual and temporary statute. Discuss the effects of expiry of temporary statute.
- 7. Write short notes on any two.
 - a) Reddendo Singula Singulis.
 - b) Statutes in Pari-Materia.
 - c) Rule of Literal construction.
- **8.** Explain "the strict construction of taxing statute".
- 9. What do you mean by 'Delegated legislation'? State the forms and constitutional limits of delegated legislation.
- 10. Write short notes on any two.
 - a) Fiscal statute.
 - b) Legal Fiction.
 - c) Declaratory statute.
- 11. Discuss the rules regarding the construction of penal statute.
- 12. Write short notes on any two.
 - a) Doctrine of Repugnancy.
 - b) Delegatus non protest delegare.
 - c) Residuary powers.

AV - 0329

