

2019

B.A. (General)

6th Semester Examination

**LEGAL METHOD AND LEGAL
THEORY**

Paper - 6.2

Full Marks : 80

Time : 3 Hours

*The figures in the margin indicate full marks.
Candidates are required to give their answers
in their own words as far as practicable.*

Answer any five questions.

1. (a) What are the main features of Natural Law School ?
- (b) Discuss the causes for the decline and revival of the Natural Law School in the 19th and 20th Century respectively. 6+10=16
2. (a) "Law is the command of the sovereign, backed by sanction in the event of non-compliance."— Discuss with criticisms.

[Turn Over]

- (b) Explain in brief Bentham's theory of "Utilitarianism". 10+6=16
3. (a) Discuss critically the doctrine of social solidarity.
- (b) Discuss Social Engineering theory with criticisms. 6+10=16
4. (a) Discuss the meaning, Scope, nature and contents of Jurisprudence.
- (b) "Jurisprudence is a subject without practical application Or Utility"—Salmond. Discuss critically. 10+6=16
5. (a) Explain the doctrine of Stare Decisis.
- (b) What are the various kinds of precedent ?
- (c) What are the circumstances that weaken the binding force of precedent. 4+8+4=16
6. "Clear proof of usage will outweigh the written text of law". Comment in the light of essentials of valid custom. 16
7. (a) What are the various modes of acquisition of ownership ?
- (b) What are the different kinds of Ownership ? 8+8=16

(3)

8. Short notes (any *four*) :

4×4=16

- (a) Kinds of Law
 - (b) American Realism.
 - (c) Classification of legal right.
 - (d) Grundnorm.
 - (e) Legal Status of animal, unborn persons and dead person.
 - (f) Delegated legislation.
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