



BRAINWARE UNIVERSITY

Term End Examination 2023-2024

Programme – BBA LL.B.-2020

Course Name – Jurisprudence

Course Code - BBALLB603

(Semester VI)

Full Marks : 60

Time : 2:30 Hours

[The figure in the margin indicates full marks. Candidates are required to give their answers in their own words as far as practicable.]

Group-A

(Multiple Choice Type Question)

1 x 15=15

1. *Choose the correct alternative from the following :*

(i) Savigny's theory explain that

- a) Legislation is per se law
- c) Custom is per se law

- b) Precedent is per se law
- d) Society is per se law

(ii) Identify the One of the disciple of Savigny is

- a) Salmond
- c) Thibaut

- b) Puchta
- d) Austin

(iii) The Sociological School of Jurisprudence discuss about

- a) Law as it is
- c) Law as the product of nature

- b) Law as judges declare
- d) Law as social phenomenon

(iv) The term Sociology has been rewrite by

- a) August Comte
- c) Thibaut

- b) Savigny
- d) Austin

(v) Judge the statement that all the actions of human beings are controlled by two sovereigns namely pain and pleasure by

- a) Hedonism
- c) Realism

- b) Utilitarianism
- d) Formalism

(vi) Select the propounder of Utility theory is

- a) Bentham
- c) Thibaut

- b) Savigny
- d) Austin

(vii) Select the name of jurist who sources of law were classified

- a) Salmond/Keeton
- c) Hobbes/Holland

- b) Salmond/Austin
- d) None of these

(viii) Legislation is classify from two Latin terms, legis which means and latum which means

- a) Leg/Legs
- c) Low/price

- b) Law/to make
- d) None of these

(ix) Ideftintify the source of law.

- a) Media
- b) Internet
- c) Religion
- d) Precedent
- (x) Identify the author of The book Leviathan
 - a) Hobbes
 - b) Savigny
 - c) Thibaut
 - d) Austin
- (xi) Stare Decisis interpret the previous judgments shall be
 - a) Amended
 - b) Substituted
 - c) Upheld
 - d) Replaced
- (xii) Identify the recognition of a claim Ownership is the
 - a) de jure
 - b) de facto
 - c) ipso facto
 - d) per se
- (xiii) The term person is derived from Latin term persona identify the meaning
 - a) Human being
 - b) Living thing
 - c) Animals
 - d) Mask
- (xiv) John Austin discuss jurisprudence as
 - a) Philosophy / positive
 - b) Science / positive
 - c) Philosophy/ethical
 - d) Study/moral
- (xv) Identify the origuin of Aristotle as philosopher
 - a) Egyptian
 - b) Greek
 - c) English
 - d) Chinese

Group-B

(Short Answer Type Questions)

3 x 5=15

- 2. Discuss How is jurisprudence related with other social sciences. (3)
- 3. Explain Austin's sanction. (3)
- 4. Explain 'utilitarianism'. (3)
- 5. Explain natural law theory. (3)
- 6. Justify the statement Possession is nine points of law in jurisprudence. (3)

OR

Evaluate the Hoffildian concept of legal right of jural relation. (3)

Group-C

(Long Answer Type Questions)

5 x 6=30

- 7. Explain the term ownership in Jurisprudence. (5)
- 8. Explain Holland legal right. (5)
- 9. State the term sources of law and write brief definition of each sources of law. (5)
- 10. Discuss various kinds of custom and its main features. (5)
- 11. Possession is nine points of law in jurisprudence Justify yhe statement. (5)
- 12. Illustrate and compare the concept of corpus possessionis and animas possidendi. (5)

OR

Explain Legal personality is a fiction of law. (5)
