



BRAINWARE UNIVERSITY

Term End Examination 2023-2024

Programme – LL.B.-2021

Course Name – Interpretation of Statutes & Principles of Legislation

Course Code - LLB502B

(Semester V)

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) Select the meaning of Codifying Statute
 - a) Codifies the law
 - b) Amends the law
 - c) Consolidates the law
 - d) Repels an earlier statute
- (ii) Choose the meaning of declaratory statute
 - a) To repeal an earlier law
 - b) To amend the law
 - c) To remove doubts in the common law
 - d) To punish certain wrongs
- (iii) Identify the meaning of remedial statute
 - a) Cure defects in prior law
 - b) Imposes tax on income
 - c) Consolidates the law
 - d) A new remedy is conferred
- (iv) Identify the meaning of Enactment
 - a) To describe the law
 - b) Act of putting something into action, especially the act of making something law
 - c) Punishes certain wrongs
 - d) Restricts any law
- (v) Select Penal Statute means
 - a) Describes a statute
 - b) Modifies a statute
 - c) Repeals an earlier statute
 - d) Punishes certain acts or wrongs
- (vi) Identify the term Interpretation means
 - a) Imposes taxes on any transactions
 - b) Differentiates between two statutes
 - c) the act of explaining, reframing, or otherwise showing your own understanding of something
 - d) Repeal the statute
- (vii) Select the meaning of Curative statute

- a) is passed to cure defects in prior law
 c) Amends the statutes
- (viii) Identify the meaning of Rules
- a) Explains a Law
 c) Consolidates a Law
- (ix) Choose the meaning of Ordinances
- a) Literal Rule
 c) Mischief Rule
- (x) Identify Explanatory Statute means
- a) explains a Law
 c) Cure Defects in Law
- (xi) Identify NOT a common method of interpretation
- a) Textual analysis
 c) Linguistic analysis
- (xii) Select the following is internal aid for interpretation of statute
- a) Long title
 c) Illustration
- (xiii) Choose the correct one for preamble that contains
- a) the objects of the Act
 c) Short title
- (xiv) Identify Ut Res Magis Valeat Quam Pareat also known as
- a) Rule of harmonious construction
 c) Rule of ejusdem generis
- (xv) Select the meaning of case law
- a) Law representing the decisions of the courts
 c) Delegated legislation
- b) Disables the statute
 d) Describes the statute
- b) Modifies a Law
 d) a usually written order or direction made by a court
- b) is a law that is promulgated by the President of India only when the Indian parliament is not in session
 d) None of these
- b) Enables a Law
 d) None of these
- b) Historical analysis
 d) Mathematical analysis
- b) Marginal notes
 d) All of these
- b) Long title
 d) None of these
- b) Rule of reasonable construction
 d) All of these
- b) Law passed by Parliament
 d) Case law is not really law at all

Group-B

(Short Answer Type Questions)

3 x 5=15

2. Interpret the meaning of Preamble of a statute in the Indian legal context (3)
3. Discuss the significance of the Heading of a section in an Indian statute (3)
4. Explain the meaning of Marginal Note in the context of an Indian statute (3)
5. Discuss the concept of Section in an Indian statute (3)
6. Explain the definition of legislation in the context of statutory interpretation (3)

OR

Evaluate the role of the concept of utilitarianism in the legislative decision making process in India (3)

Group-C

(Long Answer Type Questions)

5 x 6=30

7. Judge the primary objective of applying the Golden Rule in statutory interpretation in India (5)
8. Assess the way the Golden Rule contributes to achieve the legislative intent while preventing absurdity in statutory interpretation in India (5)

9. Judge the historical development and origin of the Mischief Rule and the way it has evolved over time (5)
10. Explain the principles of interpretation specific to social and beneficial legislation in India (5)
11. Explain the significance of interpreting statutes in harmony with the Constitution of India. (5)
12. Judge the way the Literal Rule contributes to legal predictability and to the rule of law in India (5)

OR

Assess the concept of the Golden Rule in the interpretation of statutes in India and the way it differs from the Literal Rule (5)
