

PARUL UNIVERSITY**FACULTY OF LAW****I-B.A / B.B.A. LL.B. Summer 2018- 2019 Examination****Semester:5****Date:01/05/2019****Subject Code:17300303****Time:10:30am to 01:00pm****Subject Name: Interpretation of Statutes****Marks: 60****Instructions:**

1. Attempt all questions as directed
2. Figures to the right indicate full marks.
3. Make suitable assumptions
4. Give appropriate case citations wherever necessary.

Q1. [A] Choose the appropriate word from the given objectives.

(10)

- [i] Eminent jurist Jeremy Bentham developed the Theory of-
- [a] Utility [b] Gravity [c] Equality [d] None of them
- [ii] Eminent jurists Robert Nozick belonged to
- [a] UK [b] USA [c] USSR [d] UAE
- [iii] The word 'Interpretation' means
- [a] to search meanings [b] to search grammar [c] to translate [d] none of these
- [iv] What is mean by the term 'Statute' -?
- [a] Order of the Officer [b] Customary rules [c] judgments [d] Law passed by legislation
- [v] When a Statute comes into force in India -
- [a] After passing by Lok Sabha [b] After passing by Rajya Sabha [c] After President's assent [d] After Gazette notification
- [vi] Judges in India -
- [a] Make the law [b] Change the law [c] Interpret the law [d] None of these
- [vii] Text Books are
- [a] External aid [b] Internal aid [c] non useful [d] None of these
- [viii] The court should start from the presumption that legislature
- [a] made a mistake [b] No mistake [c] Slight mistake [d] None of these
- [ix] In the interpretation of statue, an important role is played by _____
- [a] Schedule [b] Preamble [c] Heading [d] All of them
- [x] _____ sets out in general terms, the purpose of the Act and it often precedes the preamble?
- [a] Long title [b] Short title [c] Preamble [d] None of these

Q1. [B] State TRUE or FALSE . (05)

[i] The Constitution of India should be interpreted with narrow technicalities.

[ii] Preamble opens the minds of the constitution makers

[iii] Sometimes the court has to see the legislative history before interpreting a law

[iv] In pari materia means the statutes of the same subject matter

[v] Marginal notes are not treated as the part of the statutes.

Q2. Answer the following short questions (15)

[a] Statutes in Pari Materia

[b] Reddendo Singula Singulis

[c] Delegatus non potest delegare

[d] Mandatory Provisions

[e] Welfare Legislation

Q3. [A] Describe in detail the External Aids of Interpretation of Statutes (08)

OR

[A] Discuss various presumptions in statutory interpretation

Q3. [B] How are the Penal and Taxing statutes to be interpreted (07)

OR

[B] Discuss briefly the Literal Rule of Interpretation with the help of decided cases.

Q4 [A] Discuss the following cases of interpretation of statutes (07)

[a]] Alamgir v State of Bihar [AIR 1956]

[b] Heydon's case [1584] 3 Co. Rep

Q4 [B] Answer the following short questions (08)

[a] What do you mean by Harmonious Construction?

[b] What is mean by Consolidating Statute?

[c] What do you mean by Constitutional Interpretation?

[d] What is mean by Repugnancy Rule?