

Seat No: _____

Enrolment No: _____

**PARUL UNIVERSITY
FACULTY OF LAW**

B.A.LL.B./ B.B.A.LL.B. / B.Com.LL.B. Winter 2018-19 Examination

Semester: 5

Date: 01/11/2018

Subject Code: 17300303

Time: 10:30 am to 1:00 pm

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)

1. Theory of Utility was first expounded by
a. John Salmond b. Shakespeare c. Robert Nozick d. Jeremy Bentham
2. Eminent jurists John Rawls belonged to
a. UK b. USA c. USSR d. UAE
3. The word 'Interpretation' means
a. to search meanings b. to search grammar c. to translate d. none of these
4. The term 'Statute' means-
a. Tradition b. Custom c. Bill d. Law
5. When a Statute comes into force in India -
a. After passing by Lok Sabha
c. After President's assent
b. After passing by Rajya Sabha
d. After Gazette notification
6. Judges in India -
a. Make the law
c. Interpret the law
b. Change the law
d. None of these
7. Dictionaries are
a. External aid
c. non useful
b. Internal aid
d. None of these
8. The court should start from the presumption that legislature
a. made a mistake b. No mistake c. Slight mistake d. None of these
9. Legislation of the Indian Union is
a. Uni-cameral b. Bi-cameral c. Tri-cameral d. None of these
10. The Constitution of India is not to be construed -
a. in a narrow and pedantic manner
c. to hold a balance between all its parts
b. by small technicalities
d. Both 1 and 2

Q1. (B) Match the following columns. (05)

- | | |
|------------------|------------------------|
| 1. Heydon's case | a. Bentham |
| 2. Preamble | b. will of Legislature |
| 3. Public policy | c. Mischief rule |
| 4. Statute | d. Internal aid |
| 5. Utility | e. External aid |

Q2. Answer the following short questions (15)

- a. Statutes in PariMateria
- b. Occupied Field
- c. Delegatus non potest delegare
- d. Heydon's case
- e. Ejusdem Generis

Q3.[A] Describe in detail the Internal Aids of Interpretation of Statues (08)

OR

Discuss various presumptions in statutory interpretation

(B) How are the Penal and Taxing statutes to be interpreted (07)

OR

Discuss briefly the principles of Constitutional Interpretation in India.

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

- a. Gorris v Scott [1874 LR 9]
- b. Ram avatar v/s Asst. Sales Tax Officer.

(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 Interpretation of Statues?
- d. What is mean by Bonam Partem?