

PARUL UNIVERSITY
FACULTY OF LAW
LL.B [Unitary] Summer 2018-19 Examination

Semester: 2
Subject Code: 17100154
Subject Name: Interpretation of Statutes

Date: 15/04/2019
Time: 10.30 am to 1.00 pm
Total Marks: 60

Instructions:

1. All questions are compulsory.
2. Figures to the right indicate full marks.
3. Make suitable assumptions wherever necessary.
4. Start new question on new page.

Q.1 Do as directed.

(MCQ) (1 marks each. All Compulsory)

(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	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	b) After passing by Rajya Sabha
c) After President's assent	After Gazette notification
	d)
6. Judges in India

a) Make the law	b) Change the law
c) Interpret the law	d) None of these
7. Dictionaries are

a) External aid	b) Internal aid
c) non useful	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	b) by small technicalities
c) to hold a balance between all its parts	d) Both 'a' and 'b'

- Q.1** (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 |

Answer the following short questions.

- Q.2** 1. What is mean by Statutes in Pari Materia? (15)
2. What is Occupied Field?
3. Explain the maxim 'Delegatus non potest delegare'.
4. Explain the maxim 'Delegatus non potest delegare'.
5. Explain the term 'Ejusdem Generis'

- Q.3** (A) Describe in detail the Internal Aids of Interpretation of Statues (08)

OR

- (A) Discuss various presumptions in statutory interpretation (08)

- (B) Discuss briefly the Literal Rule of Interpretation of Statutes (07)

OR

- (B) Discuss briefly the principles of Constitutional Interpretation in India (07)

- Q.4** (A) Discuss the following cases of interpretation of statutes (07)

1 F N Balsara v State of Bombay

2. Ram Avatar v Asst. Sales Tax Officer.

(B) Answer the following short questions

1. What do you mean by Harmonious Construction? (08)
2. What is mean by Consolidating Statute?
3. What do you mean by Interpretation of Statues?
4. What is mean by Bonam Partem?