



॥वसुधैव कुटुम्बकम्॥

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LAW SCHOOL, HYDERABAD

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**Previous Exam Question
Papers**

LLM

Semester-I

2022-2023

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Course: Comparative Banking and Insurance Law

Q1A. Bikash was a shopkeeper who insured his shop against losses or damage arising from any cause except fire from a reputed insurance company in the city. One night, fire broke out in his neighbour's property, as a result of which a huge mob gathered. The mob rioted and broke the glass panels of his shop causing damages. Bikash raised an insurance claim from the insurer to cover the damages to his shop. Decide whether Bikash can exercise a valid claim and the liability of the insurance company by applying the appropriate principle of Insurance. (CO 4)

OR

Q1B. The 2007-08 economic recession highlighted the widespread gaps in the existing banking regulatory structure all around the globe. Discuss in detail the impact of the said recession on the Indian Banking sector and the steps taken by the RBI to combat the same. Also explain the shortcomings in BASEL Accord I and II in contemplating such a crisis along with the features of BASEL Accord III and its implication on the member countries. (CO 1)

Q2A. Explain in detail the nature, scope and importance of third party or compulsory insurance of motor vehicles under the MV Act 1988 along with decided case laws. (CO 2)

OR

Q2B. Discuss the impact of NPA's on the banker-customer relationship viz the economy of the country. Examine the role of recently established bad bank in reducing the share of NPA's in India by comparing with other countries where such banks are already established and functional. (CO 3)

Q3A. Write short notes on.

a) Conditions precedent and conditions subsequent in an insurance policy (CO 3)

b) Powers of IRDA (CO 1)

OR

Q3B. Write short notes on.

a) Noting and Protesting of a Negotiable Instrument (CO 2)

b) Nomination and Assignment under Insurance Act 1938 (CO 4)

Course: Comparative Corporate Law

Q1A. "In the recent case of Tata Sons and Shapoorji Pallonji group, the Supreme Court made important observations regarding governance of companies and shareholders relationship inter-se." Comment on the case with its key observations and critique the judgment.

(CO4)

OR

Q1B. A company named Namaste Ltd. has been established in the year 2018. The company owns a land at a prime location in Jamshedpur, which is estimated to have a current market value of Rs.40 crores, has a leased office space in the city and has Rs.5 crores in the bank. It wishes to raise funds for starting a steel plant in Jamshedpur with a capacity to produce 4 lakh tonnes of steel every year. The approximate cost of the establishing it has been estimated to be Rs.500 crores. Advise the company on the method of raising funds with reasons, relevant legal provisions and cases.

(CO3)

Q2A. Different forms of companies exist throughout the common law countries. Write an essay on the kinds of companies that operate in India with their advantages and disadvantages. Do you know of any kind that does not exist in India? If yes, discuss its features? (CO1)

OR

Q2B. Discuss the paradigm shift from Sick Industrial Companies Act, 1985 to Insolvency & Bankruptcy Code, 2016 in the context of financially distressed companies in India. Elucidate with the help of Committee Reports.

(CO2)

Attempt any one of the following:

Q3A.

- a) Write an analytical note on the regulation of listed companies in India. (CO1)
- b) Discuss the role of nominee directors in healthy corporate governance of common law countries (CO4)

OR

Q3B.

- a) Comment with case references on the statement: "Shareholder activism in India needs an overhaul." (CO3)
 - b) What is the significance of independent directors in changing paradigm of Indian corporate structure? Discuss with the help of cases and legal provisions. (CO2)
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Course: International Trade Law

Q1A. Explain the law of countervailing measures with the help of GATT and Indian statutory law with the help of case law?

OR

Q1B. Elucidate the concept of Dumping as given under GATT, 1994 and statutory law in India? What measures can be taken to set off the effect of dumping?

Q2A. What are the non-discriminatory principles enshrined in the GATT, 1994? Elucidate and illustrate?

OR

Q2B. What is the concept of subsidy in GATT, 1994? Explain the exceptions to the non-discriminatory obligation in GATT, 1994?

Attempt any one of the following:

Q3A.

- a) What is the scope and ambit of International Trade Law?
- b) Distinguish between International Investment Law and International Trade Law?

OR

Q3B.

- a) Explain the law of interpretation for a treaty provision.
 - b) Is there any difference between International Trade Organization and World Trade Organization? Elucidate.
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Course: Research Methods and Legal Writing

Q1A. The Government of India, through its ministry of human resource development come with the plan to conduct the research to improve the education system. You are working in the research think tank your boss assigned you to prepare one research proposal so that your organisation could get research grant to conduct research. Now its your responsibility for prepare research proposal along with the aspect budget for completion of the proposed research. Prepare the sample research Proposal with all necessary points.

(CO2)

OR

Q1B. Prepare a sample research proposal on any topic of your choice. (CO1)

Q2A. Discusses the lecture method of teaching, How you are going to organise Class. (CO4)

OR

Q2B. Discuss the various method of assessment, which one would be suitable for Law Students? (CO3)

Q3A. What is difference between method v/s methodologies? (CO1)

OR

Q3B. How you are going to choose method or methodologies, discusses the precautions you should be taking while conducting research. (CO2)

Q4A. Wwhat is hypothesis, How its play important role in the research design? (CO3)

OR

Q4B. Hypothesis is assumptions that guide the research. Justify the statement. (CO1)

Q5A. What is research design, Discuss the important point of research design. (CO3)

OR

Q5B. Define 'Research Design'. Discuss various types of Research Design with the help of examples. (CO4)

Q6A. What is literature review, why it is necessary in research proposal. (CO2)

OR

Q6B. Discuss significance of Clinical Legal Education with the help of examples. (CO3)

Course: Comparative Public Law

Q1A. Explain the concept of Federalism? How the historical factors are affect the formation of a Constitution? Narrate by taking examples of USA and India. (CO2)

OR

Q1B. Compare and contrast the distribution of legislative powers in India and Germany. (CO3)

Q2A. Critically analyse the appointment of process of the judges of the Supreme Court and High Court in India with the help of relevant decisions and provisions. (CO4)

OR

Q2B. Explain the concept of 'parliamentary sovereignty' and its evolution in England. Contrast parliamentary supremacy in India with that of UK. (CO1)

Q3A. Discuss the advantages and disadvantages of Parliamentary and Presidential system of Government by taking examples of India and United States. (CO4)

OR

Q3B. Compare and contrast the test to find out constitutionality of a law in Germany and India. (CO2)

Q4A. Explain the law-making process in Germany and compare it with that if the Australian Model. (CO3)

OR

Q4B. Compare the United States concept of Affirmative Action with that of the Indian system of Protective Discrimination' (CO4)

Q5A. Explain the importance of the decision of Marbury v. Madyson in the US constitutional development. (CO1)

OR

Q5B. What is the scope of the amendment power of the Parliament in India and United States? Do you think that the Indian model is more flexible and less rigid as compared to that of the other constitutions? (CO2)

Q6A. Compare and contrast the South African and Indian Model of Fundamental Rights' part in the respective constitutions. (CO3)

OR

Q6B. *" . . . our entire legal system is in the process of undergoing reexamination in the supposed interest of reform, not always scientific and frequently undertaken by those who have no very thorough or comprehensive knowledge of it. It is important in the public interest that the leadership in this investigation should be entrusted to those whose conclusions will inspire confidence because of their disinterestedness and because they are the product of scientific scholarship rather than to the politician and the agitator."*

In the light of the statement explain the relevance of the study of Comparative Public Law. (CO1)

Course: Law and Justice in a Globalizing World

Q1A. What are the formal requirements of law as a System? (CO1)

OR

Q1B. Discuss law as a Normative Science. (CO1)

Q2A. Is globalization, a multidimensional phenomenon, responsible for universalizing specific values? What are those? Discuss. (CO2)

OR

Q2B. "A well-ordered society is one in which a system of governance prevails that will ensure each and all of its constituent members what he or she possesses on his or her own based on the principle of fairness and equality." In this sense, how to formulate the concept of justice? (CO2)

Q3A. "If we are concerned about justice, then we should place our primary energies on establishing and maintaining the preconditions of free and equal participation in the democratic process. This will be no easy task, for establishing these preconditions entails much more than guaranteeing mere formal opportunities to participate." – Discuss. (CO2)

OR

Q3B. Do you think that there is a need for new visions of the state in which sub national and transnational citizenship are strengthened, and in which one central purpose of the state is mediating different loyalties at the sub national, national and international levels, as the traditional concepts of citizenship and sovereignty have come under pressure from the combined challenge of globalization and the sub national revolt? – Discuss. (CO2)

Q4A. 'Justice' in real-world terms necessarily includes rules and regulations as actually administered in courts of law; that 'law' is what courts 'will do in fact' and that what the courts will do in fact always involves potential political controversy and often excites actual controversy."

In view of the above statement, discuss the relationships between law and justice. (CO2)

OR

Q4B. How 'globalization' differs from 'inter-nationalization'. Critically explain. (CO1)

Q5A. "Rejection of egalitarianism cannot be successfully accused of being inconsistent with morality itself." – Discuss. (CO2)

OR

- Q5A. Critically examine some leading efforts to establish the appropriate frame for thinking about social justice in a globalizing world and assess the strengths and weaknesses of each. (CO2)
- Q6A. How does the emergence of a unified global economic space through the medium of international law impact 'nation-states' and their 'sovereignty'? Discuss with relevant examples. (CO3)

OR

- Q6B. *"Sovereignty has become obsolete in the new post-Westphalian and pluralist constitutional order where different legal orders overlap within the same territory and population, and that it should therefore be abandoned."*
Critically evaluate sovereignty as an 'essentially contestable concept' in the light of the given statement. (CO2)
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