



First Semester LL.M. Examination, January 2012
Paper 3 : LEGAL THEORY

Time : 3 Hours

Max. Marks : 80

Instructions : 1) Answer **all** questions.

2) Figures to the **right** indicate marks.

Q.No. 1. (a) Classical Natural Law has shifted the emphasis from a law of reason to doctrine of Natural Rights. Explain Marks : 10

OR

Discuss St. Thomas Aquinas' different kinds of Natural law.

(b) Write a short note on :

Plato's theory of Justice Marks : 6

OR

Natural law is universal law

Q. No. 2. (a) Kelson's analysis of Law is based on weak and defective Grundnorm. Explain Marks : 10

OR

"Austin's theory of Law is simple" Comment.

(b) Write a short note :

Secondary Rules Marks : 6

OR

Bentham's concept of Sanction

Q.No. 3. (a) "Law grows with growth and strengthens with the strength of the people and finally dies away as the nation loses its nationality." Discuss. Marks : 10

OR

Explain the four doctrines of Karl Marx's theory.

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(b) Write a short note on :

Reality emerges from ideas

Marks : 6

OR

Law in the progressive society.

Q.No. 4. (a) "The aim of Social engineering is to build as efficient a structure of Society as possible which requires the satisfaction of the maximum of wants with the minimum of friction and waste".
Roscoe Pound. Comment.

Marks : 10

OR

"Legislator must keep formal Law as close as possible with living Law". Critically evaluate this statement of Ehrlich in terms of his contribution to sociological jurisprudence.

(b) Write short note on :

Bentham's theory of utility

Marks : 6

OR

Duguit's principles of social solidarity.

Q.No. 5. (a) Elucidate Frank's call on lawyers to come out of childish mentality and become complete adult jurist.

Marks : 10

OR

American Realism tried to re-write the definition of law. Elucidate.

(b) Write a short note on :

Fact-Skeptics

Marks : 6

OR

Karl Llewellyn's contribution.