

(D1231LL/CL/TCL/CSL)

Total No. of Questions : 10]

[Total No. of Pages : 01

LL.M. DEGREE EXAMINATION, MAY - 2017

First Year

Common to all Branches

RESEARCH METHODOLOGY

Time : 3 Hours

Maximum Marks :70

Attempt any five Questions

All Questions carry equal marks

- Q1)** What is Socio-legal research? Explain the doctrinal and non-doctrinal research?
- Q2)** Write a critical note on identification of a research problem?
- Q3)** What do you mean by Hypothesis? What is its significance?
- Q4)** What are the different steps in processing of data?
- Q5)** Explain the procedure for the preparation of survey reports.
- Q6)** What is Sampling? Discuss the various kinds of Sampling Techniques?
- Q7)** Explain the various steps involved in selecting the research problem?
- Q8)** What is a Questionnaire? What is the difference between a Questionnaire and Schedule?
- Q9)** Discuss the significance of use of statistics in the analysis and interpretation of data?
- Q10)** What are the merits and demerits of case study method in Legal Research?



(D1233LL)

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LL.M. DEGREE EXAMINATION, MAY - 2017

First Year

LABOUR LAWS

Dispute resolutions in Labour Management Relations

Time : 3 Hours

Maximum Marks :70

Answer any Five Questions

All questions carry equal marks

- Q1)** Critically examine voluntary methods of dispute settlement mechanism.
- Q2)** Define industry and state the judicial approach in interpreting it.
- Q3)** Briefly discuss the machinery for settlement of industrial disputes other than the adjudicatory machinery.
- Q4)** In the changing scenario of today, do you advocate for abrogation of the power of reference of industrial disputes conferred on Government?
- Q5)** Critically examine the powers and functions of adjudicatory authorities.
- Q6)** Critically examine the scope of judicial review of awards.
- Q7)** What is meant by conditions of service? Can an employer make a change in the conditions of service without informing the workmen likely to be affected by such change? Explain with the help of case law.
- Q8)** Discuss the scope of right to claim Lay-off. Compensation of workmen under chapter V B of Industrial Disputes Act,1947.
- Q9)** Discuss the conditions required for payment of Lay-off and retrenchment compensation under V A chapter of Industrial Disputes Act,1947.
- Q10)** Write short notes on any two of the following:
- Industrial tribunal.
 - Enforceability of Awards.
 - Works committee.
 - Settlement.

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[Total No. of Pages : 1

LL.M. DEGREE EXAMINATION, MAY – 2017

First Year

LABOUR LAWS

Trade Union Law

Time : 3 Hours

Maximum Marks :70

Answer any Five questions.

All questions carry equal marks.

- Q1)** Discuss the scope of Art. 19 (1) of Indian constitution with the help of case law.
- Q2)** Critically examine the origin and growth of British Trade union movement.
- Q3)** Critically examine the distinction between the status of a registered trade union and the recognized trade union.
- Q4)** ‘Is Recognition of trade union necessary for the effective functioning of trade unions in India’. Discuss
- Q5)** ‘A trade union is entitled to carry out legitimate activities peacefully’. Comment in the light of civil and criminal liability conferred under Trade Unions Act, 1926.
- Q6)** ‘Is outsider’s participation in trade union is a bane to the effective functioning of trade unions in India’? Discuss in the light of second Commission on labour.
- Q7)** “Trade unions in India were born in politics. They are living in politics and they will continue to live in politics” – Discuss.
- Q8)** Discuss the problems of unorganized labour and state whether there is statutory protection for unionization of unorganized labour.
- Q9)** Discuss the distinction between the terms of reference of first and second National commission on labour.
- Q10)** Write short notes on any two of the following:
- Bonded labour.
 - Multi – unionism.
 - Corporate status & trade unions.
 - Definition of Trade union.

(D1237LL/CL/TCL/CSL)

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[Total No. of Pages : 01

LL.M. DEGREE EXAMINATION, MAY – 2017

First Year

(Common to all Branches)

JURISPRUDENCE

Time : 3 Hours

Maximum Marks : 70

Answer any FIVE questions

All questions carry equal marks

- Q1)** When does a custom become a Law? Explain in the light of Analytical and Historical views.
- Q2)** Explain the concept of Natural Law in detail.
- Q3)** What is the Significance of Marxist theory of Law? Discuss.
- Q4)** Explain various rules of interpretation of Statutes with relevant illustrations.
- Q5)** Write in detail the theories and elements of a Legal Right.
- Q6)** What do you understand by concept of Liability? Give relevant classification with suitable examples.
- Q7)** Actus non facit reum, nisi mens sit rea – Explain its significance in Criminal Liability.
- Q8)** Write a note on Strict Liability with its exceptions if any.
- Q9)** Is negligence an actionable tort? Comment.
- Q10)** a) Damnum Sine Injuria.
b) Theory of remedial Liability.
c) Mislalae of Law and Fact.
d) Measure of Civil Liability.

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(D1235LL)

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[Total No. of Pages : 01

LL.M. DEGREE EXAMINATION, MAY – 2017

First Year

LABOUR LAWS

Industrial Discipline and Punishment Process

Time : 3 Hours

Maximum Marks : 70

Answer any FIVE questions

All questions carry equal marks

- Q1)** Discuss the concept of industrial discipline and examine whether it promotes healthy industrial relations.
- Q2)** Define ‘misconduct’ and discuss the remedial measures provided under the industrial jurisprudence.
- Q3)** Explain the concept of ‘suspension during pendency of enquiry proceeding’.
- Q4)** Explain the essential features of Industrial Employment (Standing Orders) Act, 1946 and state how it promotes industrial discipline.
- Q5)** ‘It is well settled that management cannot punish its employee for an act of misconduct without proving it and without giving him a reasonable opportunity to defend himself in a proper domestic enquiry.’ Explain with the help of case law.
- Q6)** ‘The fundamental principle in the punishment process is that it should commensurate with the nature and gravity of the offence.’ Comment.
- Q7)** Critically examine the scope of doctrine of pleasure as provided under Art. 310 of The Constitution.
- Q8)** Discuss the jurisdiction and powers of administrative tribunals.
- Q9)** Discuss the law relating to promotions and transfer.
- Q10)** Write short notes on any two of the following:
- a) Compulsory retirement
 - b) Labour court
 - c) Show cause notice
 - d) Distinction between discharge and dismissal.

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(D1236LL)

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[Total No. of Pages : 01

LL.M. DEGREE EXAMINATION, MAY – 2017

First Year

LABOUR LAWS

Collective Bargaining

Time : 3 Hours

Maximum Marks: 70

Answer any five questions

All questions carry equal marks.

- Q1)** Discuss the Collective Bargaining process of India in comparison with UK system.
- Q2)** Discuss the methods of implementation of collective process in India.
- Q3)** Define 'Strike' and critically examine the legality of different forms of strikes.
- Q4)** Explain the concept of gherao and critically examine the statutory position of gherao.
- Q5)** Discuss the essential conditions required for effective Collective Bargaining in India.
- Q6)** Discuss the legal status of collective agreements in India.
- Q7)** Critically examine the different theories of participation of workers in management.
- Q8)** Trade union recognition is an important element for effective collective bargaining process. Discuss.
- Q9)** Strike is a powerful weapon of collective bargaining process. Discuss.
- Q10)** Write short notes on any Two of the following:
- a) Worker - director
 - b) Lock - out
 - c) Conciliation settlement
 - d) Multi – Unionism.