

GUJARAT NATIONAL LAW UNIVERSITY
SILVASSA CAMPUS
 Course: **Legal Methods**
 Semester- I (Batch: 2023-28)

End Semester Examination: Jan-Feb 2024 (Special/Repeat)

Date: 29th January, 2024

Duration: 3 hours

Max. Marks: 50

Instructions:

- Read the questions properly and write the answers in the given answer book.
- Do not write anything on the question paper.
- The respective marks for each question are indicated in-line.
- Indicate correct question numbers in front of the answer.
- No questions or clarification can be sought during the exam period, answer as it is, giving reason, if any.
- Word Limit: 10 Marks: 800 words, 5 Marks: 400 words.

Part A

Answer any three of the following questions.

- | | Marks |
|--|----------------|
| <p>Q.1 Law is language. It is not solely language, since it is a social institution manifested also in non-linguistic ways, but it is a profoundly linguistic institution. Laws are coded in language, and the processes of the law are mediated through language. The use of language is crucial to any legal system, not only in the same way that it is crucial to politics in general, but also in two special respects. Lawmakers characteristically use language to make law, and law must provide for the authoritative resolution of disputes over the effects of that use of language.</p> <p>Discuss the multifaceted relationship of Law and Language. Illustrate with example(s).</p> | (10) |
| <p>Q.2 “The essence of law lies in the spirit, not its letter, for the letter is significant only as being the external manifestation of the intention that underlies it.” - SALMOND</p> <p>Elaborate on any three rules of interpretation of statutes. Illustrate with example(s).</p> | (10) |
| <p>Q.3 “The end of law is not to abolish or restrain, but to preserve and enlarge freedom. For in all the states of created beings capable of law, where there is no law, there is no freedom.” – JOHN LOCKE</p> <p style="padding-left: 40px;">(a) What is the purpose of law?</p> <p style="padding-left: 40px;">(b) Classification of Laws (Civil Law vs. Criminal Law)</p> | (5 + 5) |
| <p>Q.4 Legal justice is the cornerstone of a civilized society, where the rule of law stands as a guardian, ensuring equality, fairness, and the protection of individual rights for all.</p> <p style="padding-left: 40px;">(a) What is legal justice?</p> <p style="padding-left: 40px;">(b) What are the advantages of legal justice?</p> <p style="padding-left: 40px;">(c) What are the disadvantages of legal justice?</p> | (2 + 4
+ 4) |

Part B

- | | Marks |
|--|-----------------|
| Q.5 Write short note on any two of the following:
(a) Law and Morality
(b) Historical School of Law
(c) Customs as a source of law | (5 + 5
= 10) |
| Q.6 Write short note on any two of the following:
(a) Types of Law Reports
(b) Retributive Theory of Punishment
(c) Doctrine of <i>Stare Decisis</i> | (5 + 5
= 10) |
