

FACULTY OF LAW

**LL.B. (3 YDC) (Hon) / L.L.B. (3 YDC) II -Year IV—Semester Examination,
December 2020**

Subject: L A W

Paper – III : Interpretation of Statutes

Time : 2 Hours

Max. Marks : 80

PART – A (4 x 10 = 40 Marks)

Answer any FOUR of the following:

1. Utility of rules of interpretation
2. Noscitur a sociis
3. Golden Rule
4. Marginal notes
5. Legislative history
6. Effect of Repeal
7. Interpretation of procedural statutes
8. Interpretation of taxing statutes

PART – B (1 x 20 = 20 Marks)

Answer any one of the following questions:

9. Enumerate and explain the general principles of interpretation.
10. Interpretation is either grammatical or logical – Elucidate.
11. What is Beneficial construction? Illustrate with the help of judicial decisions.
12. Discuss the significance of presumptions interpreting a statute.

PART – C (1 x 20 = 20 Marks)

Answer any one of the following questions:

13. A provision of penal statute is capable of being interpreted in two ways. One interpretation would result in conviction of the accused whereas the other interpretation leads to acquittal of the accused. Which is preferable? Why?
14. The Act and Rules were drafted by the same team of draftsmen simultaneously. The Act is of such a nature that it could not be operated without Rules. Therefore, both the Act and Rules were published in the Official Gazettee and they came into operation from the same day. In such a situation, discuss whether Rules can be taken as aids to interpret the provisions of the Act.
15. Under the Sales Tax Legislation, vegetables are exempted from the levy of sales tax.
A vendor is selling 'green ginger' along with vegetables. Sales tax is levied on the sale of 'green ginger'. The vendor claimed exemption on the ground that green ginger is a vegetable. Will he succeed? Decide in the light of principles applicable to interpretation of taxing statutes.
16. The Telegraph Act was enacted by the Parliament. Later Telephone was invented. A question arise before the court as to whether the Telegraph includes Telephones. What rule of interpretation do you suggest in this regard? Refer to a decided case.

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Mukerji, Siran, Tripathi, Purnendu

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property both now and in the future This book takes a methodical approach to discussing how to file for and defend various types of intellectual property as well as the associated techno legal concepts It brings together the fundamental ideas behind all different kinds of intellectual property rights IPR as well as the procedures for registering them and the regulations governing their use The protection of intellectual assets is more challenging than the protection of other kinds of properties because intellectual properties are intangible It is common practice to use the word intellectual property in legal contexts in order to protect the rights of artists and inventors because of the monetary connotations of the term By granting artists and inventors exclusive rights to their work for a certain amount of time Intellectual Property Rights IPR serve to both promote and protect those who engage in creative endeavors

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contributions from leading academic scholars and practicing lawyers from around the world the volume is divided into five key parts Part I General Principles of International Space Law Part II International Law of Space Applications Part III National Regulation of Space Activities Part IV National Regulation of Navigational Satellite Systems Part V Commercial Aspects of Space Law This handbook is both practical and theoretical in scope and may serve as a reference tool to academics professionals and policy makers with an interest in Space Law *Graduate Studies* ,1991 Arbitrability Loukas A. Mistelis,2009-01-01 It often seems today that no dispute is barred from resolution by arbitration Even the fundamental question of whether a dispute falls under the exclusive jurisdiction of a judicial body may itself be arbitrable Arbitrability is thus an elusive concept yet a systematic study of it as this book shows yields innumerable guidelines and insights that are of substantial value to arbitral practice Although the book takes the form of a collection of essays it is designed as a comprehensive commentary on practical issues that emerge from the idea of arbitrability Fifteen leading academics and practitioners from Europe and the United States each explore different facets of arbitrability always with a perspective open to international developments and comparative evaluation of standards The presentation falls into two parts in the first the focus is on the general features of arbitrability its rationale and the laws applicable to it In the second arbitrability is specifically examined in the context of administrative criminal corporate IP financial commercial and criminal law This book has its origins in an International Conference on Arbitrability held at Athens in September 2005 Seven papers presented there are here reviewed and updated and nine others are added The subject of the book and arbitrability and is one that is much talked about but seldom if ever given the in depth treatment presented here Arbitrators and other practitioners in the field will welcome the way the analysis moves logically from theory to practice regarding every issue and academics will recognize a definitive treatment of arbitrability as understood and applied in the settlement of disputes today *Commonwealth Universities Yearbook* ,1982-02 **Victoria University of Wellington Law Review** ,1999 Old Penn ,1911 *The Adelaide Law Review* ,2004 University of Tasmania Law Review ,2000 Report of the Examination Department University of the State of New York. Examination Department,1898 *Annual Report* University of the State of New York. Examination Department,1898 **Documents of the Senate of the State of New York** New York (State). Legislature. Senate,1898

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