## LL.B.(3Years Course)(with Credits)-Regular-Semester 2012 Sem VI

## LLB3-361 Course Code 6.1: Interpretation of Statute

P. Pages: 2		GUG/W/10/54/5
Time: Three Hours		Max. Marks: 80

CTIC XX/14 (15 45)

Notes: 1.

Attempt **eight** questions in all including Q. No. 1 which is compulsory.

- All questions carry equal marks. 2.
- Choose the appropriate alternative. 1.
  - 'Interpretation' is derived from a Latin term 'interpretari' which means -----
    - to convert
    - to inhale b)
    - c) to expound
    - d) to absorb
  - The type of interpretation in which the interpreter mixes his own idea, presumption, ii) biase, design or agenda, is called -----
    - a) Hermeneutics
    - b) Exegesis
    - c) Eisegesis
    - d) None of the above
  - Ambiguity literally means ---iii)
    - Productive a)
    - b) Wide
    - c) Doubtful
    - d) None of the above
  - The basic objective of interpretation is to ----- but not ----- the intention of legislature.
    - a) invent / discover
    - b) discover / invent
    - modify / limit c)
    - d) limit / modify
  - An act that brings an original Act, plus all applicable amendments that have been implemented since then, is known as ----
    - a) Consolidated legislation
    - b) Amended legislation
    - Repealed legislation c)
    - d) None of the above
  - Laws created by the Executive are typically known as
    - a) Maxims
    - b) Statutes
    - c) Regulations
    - d) Sections
  - vii) If you were looking for the meaning of provision, the first place you would look is
    - a) A dictionary
    - b) The internet
    - The definitions Section c)
    - Any one of the above

- viii) The internal aids in interpretation of statute include
  - a) Preamble
  - b) Marginal notes
  - c) Titles
  - d) All the above
- ix) The rule of 'harmonious construction' is the best rule of interpretation of any provision of any statute
  - a) TRUE
  - b) FALSE
- x) Which of the following is acceptable external aid to use in interpreting legislation?
  - a) Parliamentary Committee Reports.
  - b) International treaties
  - c) Explanatory memoranda
  - d) All of the above
- 2. Write short notes on any two of the following.
  - a) Principle of Noscitur a sociis.
  - b) Casus omissus.
  - c) Use of Foreign decisions.
  - d) Commencement of a statute.
- **3.** Explain the rule, "Statute must be read as a whole in its context".
- **4.** Discuss the general principles regarding retrospective operation of the statutes.
- 5. "Penal statute should be construed strictly and benefit of doubt should go to the subject" Elucidate.
- **6.** Write notes on
  - a) Ejusdem Generis.
  - b) Mens rea in statutory offences.
- 7. Discuss various external aids to interpretation.
- **8.** Explain the Rule of Last Antecedent.
- **9.** Write notes on
  - a) Reddendo Singula Singulis.
  - b) Doctrine of Harmonious Construction.
- **10.** Explain the consequences of repeal of a statute.
- 11. Explain various contemporary issues of Interpretation evolved in the globalization.
- 12. Write short notes on any two.
  - a) Legal Fiction.
  - b) Rule in Heydon's Case.
  - c) Golden Rule.

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