

B.A.LL.B (5Years)(with Credits)-Regular-Semester 2012 Sem V
LLB 352 - Course Code 5.2 : Legal Language and Legal Writing

P. Pages : 3

Time : Three Hours



GUG/W/16/3177

Max. Marks : 80

- Notes :
1. This paper consist of two sections, Section **A** and Section **B**
 2. Section '**A**' consist of **9** questions, Answer **7** questions in all including question **No. 1** which is compulsory.
 3. All questions from **Section 'B'** are compulsory.
 4. Marks are indicated against each question.

SECTION 'A'

- 1.** Choose the correct alternative from the options given under each question. **10**
- i) What is the primary object of law and language?
A) Diction
B) Style
C) Pronunciation
D) Clarity
 - ii) Among the following which is an example for the static form of language?
A) Reports
B) Judgement
C) Arguments
D) Draftings
 - iii) Which among the following is an example for legal language?
A) Poetic language
B) Dramatic language
C) Ordinary language
D) Constitutional language
 - iv) If Actus non facit reum nisi mens sit rea is a cardinal principle of criminal law, then which one of the following statements correctly, reflects the above principle?
A) Mens rea is an essential element of a crime and there cannot be a crime without means rea
B) Criminal liability under Indian Law always implies means rea
C) To constitute a crime there must be actus reus and mens rea.
D) Actus reus is not always necessary to constitute a crime.
 - v) 'Ad hoc' means-
A) Created or done for a particular purpose as necessary
B) Created for a particular advertisement as necessary
C) Making adjustment for legal purpose.
D) None of the above.
 - vi) Literal meaning of Audi alteram partem is
A) Listen to the other side.
B) Let the other side be heard as well
C) It is the principle that no person should be judged without a fair hearing in which each party is given the opportunity to respond to the evidence against them.
D) All of the above.
 - vii) Which of these statements best describe the function of legal system?
A) It establishes and maintains social order
B) It is a formal mechanism of establishing social control.
C) It has no effect on society as a whole.
D) Both A and B.

- viii) Statute law refers to:
 - A) Law created by Parliament in the form of legislation
 - B) Law deriving from cases.
 - C) Law created by judges
 - D) Law in general
- ix) Giving knowledge of certain facts or of a particular state of affairs is called as ---
 - A) Affidavit
 - B) Complaint
 - C) Notice
 - D) Sale Deed
- x) The maximum 'Ignorantia juris non excusat' means.
 - A) Ignorance of law is no excuse
 - B) Ignorance of fact is no excuse
 - C) Ignorance of law is an excuse
 - D) Ignorance of fact is an excuse.

2. What is Legal Language? Discuss the Characteristics of Legal Language. 10
3. Explain the Legal terms **any five**. 10
 - i) Ad interim
 - ii) Caveat emptor
 - iii) De jure
 - iv) Locus standi
 - v) Modus operandi
 - vi) Prima facie
 - vii) In pari materia
4. Explain the following Legal Maxims **any two**. 10
 - i) Actus Personalis moritur cum persona
 - ii) Delegates non potest delegare
 - iii) Ignorantia facit excusat ignorantia juris non excusat
 - iv) Nemo dat quod non habet.
5. Discuss the fundamental principles of Legal writing. 10
6. What are the essentials of an 'Affidavit'? Draft an affidavit for duplicate College Transfer Certificate (TC)? 10
7. What are the essential rules for drafting a plaint? 10
8. What are the problems of the legal language? 10
9. What is agreement to sale? Draft a agreement to sale for a resale flat? 10

SECTION – 'B'

10. Paraphrase the following 5
The koala bear of Australia is a living "Teddy Bear." Its thick coat of gray fur is just as soft as the beloved toy. The koala has a large head, big ears and small, dark eyes that look at you without expression. Its nose, as black as patent leather, seems too big for the rest of its face. Koala is a gentle little animal. It is almost defenseless. Only its color protects it from enemies. The koala makes no nest. It just sits in the forked branches of a tree. Unlike a bird, it cannot balance itself with its tail-because it has no tail. It likes gum trees the best because it lives entirely on the leaves of the tree. Sometimes the supply of its special diet is used up. The koala, rather than seek food elsewhere, will stay in its own area and starve to death.
11. Give the figure of speech for following sentences **any five.** 5
- i) Sally sells sea shells by the seashore
 - ii) My grand mother is as old as the hills.
 - iii) My heart is a lonely hunter that hunts on a lonely hill
 - iv) Life is like a box of chocolates' you never know what you're going to get.
 - v) The sun smiled down on her.
 - vi) Time flies like an arrow. Fruit flies like a banana.
 - vii) You're easy on the eyes, hard on the heart.

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