

NATIONAL LAW UNIVERSITY DELHI

LL.M. (Professional), Semester-II (Batch of 2021)

End Semester Assessment (Online), April-2022

Paper: Litigation Practicum

Total Marks: 70

Instructions:

1. All questions are compulsory.
2. No clarification shall be provided on the question paper.
3. Attempt any Five Questions.
4. All Questions carry 14 Marks each.
5. Maximum Word Limit to answer each question is 700 words.

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- Q.1 The Municipal bye-laws of a city 'X' mandate the Municipality to maintain the roads. The roads are in bad shape. A concerned Citizen 'Y' intends to invoke the writ jurisdiction of the High Court to get a direction against the Municipality to repair the roads. Advise 'Y' in the light of the above facts and circumstances, citing relevant constitutional provisions and the case laws.
- Q.2 How National Green Tribunal (NGT) has operationalized the Customary principles of international law?
- Q.3 Explain with the help of relevant statutes and case law, as to whether, it is mandatory or discretionary for a police officer to conduct a preliminary inquiry, before the registration of First Information Report in case of a cognizable offence?
- Q.4 Explain as to whether registration is necessary for Copyright protection?
- Q.5 A Trust was created by 'X' Group of Companies for awarding investigative journalism and towards that objective, they started, a cash prize of two lakh rupees for 'Best Journalist of the Year'. One journalist 'Z' who was working with the Y Group of Newspapers, won that cash prize. In the light of the above facts, explain with the help of appropriate statutory provisions and relevant case laws, as to whether the cash prize received by the Journalist 'Z' falls under the definition of 'Income' as is defined under Section 2(24) (ix) of the Income Tax Act, 1961?
- Q.6 The averments in the Written Statement failed to disclose any cause of action in favour of Plaintiff. Explain, with the help of case laws, as to whether the Court can place reliance on the Written Statement to decide an application filed under Order 7 Rule 11 CPC.