

RAN-2105000106050001
T. Y. LL. B. (Sem. - VI) Examination April - 2026
Legal Language
Time: 3 Hours]
[Total Marks: 100

સૂચના : / Instructions (1) ઉપરોક્ત દર્શાવેલ વિગતો ઉત્તરવહી પર અવશ્ય લખવી. Fill up strictly the above details on your answer book (2) Do not change question numbers. (3) Figures to the right indicate marks.	Seat No.: Student's Signature
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- Q. 1. Write any one Essay from the following. 10**
1. LokAdalat
 2. Capital Punishment
 3. Fundamental Rights
 4. Judicial Activism
- Q. 2. Explain with illustrations any four from the following: 14**
1. Injunctions
 2. Coparcener
 3. Natural Person and Legal Person
 4. Charge and Chargesheet
 5. Res Judicate
 6. Domicile
 7. Dying Declaration
 8. Caveat emptor
- Q. 3. Explain with illustrations any two of the following maxims. 14**
1. Nullum crimen sine lege
 2. Rex non potest peccare
 3. Salus populi est suprema lex
 4. Volenti non fit injuria
- Q. 4. Read the following paragraph and answer the questions given below. 10**
- “There is here a fundamental difference between the civil law and common law systems. A Judge acting within the civil law system acts within the written law. In the common law system, the judge tries to reason how a principle is applicable and whether it admits of deviation. The most intriguing situation is when the judge finds that no principle so far stated in written law or in dicta of judges quite fits in case. In legal parlance such a case is described as a case of first impression. After all, society is not static. The pattern of life changes and so do our institutions and understanding of our social order. The law as involved up or the point of controversy fails to take in the new condition. How must the judge then act? He cannot wait for these legislatures to apply the missing rule. He must do something on his own. He then examines the area of the law as evolved already and considers the need of the new principle in ethical, political, social and such other aspects. He then considers the nearest principles on which the new development can be engrafted. Even so he cannot go ahead and lay a task for him. He has to follow some

accepted cannon and his departure must be as little as possible. He must move with what be called the speed of a glacier. Some judges promptly lay down new on a broad canvass with bold strokes. This is perhaps wrong. The utmost slowness in the evolution of the law must be adopted and the new law must be correlated to the facts of the case. Otherwise, the judge would be usurping the functions of the legislature.”

- M. C. Chagla “Roses in December”

Questions :

1. What according to the author is the fundamental difference between the civil law and common law systems?
2. What according to the author is the most intriguing situation?
3. What according to the author is wrong for a judge?
4. When does a judge usurp the function of the legislature?
5. Give a suitable title to the Paragraph.

- Q. 5.** Make a precise of the passage given in Question - 4, reducing it to 1/3rd its size, without losing substance, in your own words. **10**
- Q. 6.** Translate the passage given in question - 4 either in Gujarati or Hindi. **12**
- Q. 7.** **Draft any two of the following assuming necessary facts:** **30**
1. Sale deed of a bungalow.
 2. Criminal complaint.
 3. Partnership deed for seasoned business.
 4. Notice under Section 138 of The Negotiable Instruments Act, 1881.
