

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 taking 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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