

Mid Semester Test: August-2016

Jurisprudence

**GUJARAT NATIONAL LAW UNIVERSITY  
GANDHINAGAR**

Course: Jurisprudence  
Semester-III (Batch: 2015-20)

Mid Semester Test: August-2016

Date: 8<sup>th</sup> August, 2016

Duration: 2 hours

Max. Marks: 30

**Instructions:**

- Read the questions properly and write the answers in the given answer book.
- The respective marks for each question are indicated in-line.
- Do not write anything on the question paper.
- Indicate correct question numbers in front of the answers.
- No questions or clarifications can be sought during the exam period, answer as it is, giving reason, if any.

Answer **any three** of the following questions

**Marks**

- Q.1 What is Philosophy? What are the branches of Philosophy? Metaphysics is a branch of philosophy concerned with explaining the essence of things of the fundamental nature of being and the world and the principles that organize the universe. Metaphysics is supposed to answer the question "What is the nature of reality?" Discuss the above proposition on Metaphysics along with your own illustrations. (10)
- Q.2 It is sometimes said that jurisprudence has no practical utility as it is an abstract and theoretical subject. Salmond does not agree with this view. According to him, there is its own intrinsic interest like other subjects of serious scholarship. As a mathematician investigates the number theory not with the aim of seeing his findings put to practical use but by reason of the fascination which it holds for him, likewise the writer on jurisprudence is impelled to his subject by its intrinsic interest. In the light of the above statement elucidate the significance and utility of jurisprudence. (10)
- Q.3 International Law is a law in Oppenheim's sense however, the same is not a law according to Austin. Both are quite validly defining law for their own purposes, the only mistake of each being not to recognize that the other is referring to a different thing by the term law. Whether International Law is law in the proper sense of a word or words, the reply that there is no such thing as the proper sense of a word or words. Words have no God given meanings but only those one chooses to bestow upon them. The truth of the matter is that it does not depend upon one's choice however, fact remains the same. Discuss the above definitions in the present context. (10)
- Q.4 Write short note on: (2x5=10)
- (a) Civil Administration of Justice
- (b) The role of Reformatory Theory in Criminal Administration of Justice

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