

**GUJARAT NATIONAL LAW UNIVERSITY  
GANDHINAGAR**

**Course: Land and Agricultural Laws  
Semester-IX (Batch: 2013-18)**

**Mid Semester Test: September-2017**

**Date: 5<sup>th</sup> September, 2017**

**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.

**Part-A**

Attempt **any three** questions from the following:

**Marks**  
(3x5=  
15)

- Q.1 The main issue for payment of compensation to the land owners in case of land acquisition is the calculation of market value of the land. Explain the provisions in detail to assess the market value as per the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act 2013. Give your comments as to the sufficiency of amount as determined under the said act.
- Q.2 As per the basic concept of land acquisition, the land must be acquired for the public purposes only. Explain in detail what purposes are identified as public purposes under the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act 2013? How they are different from the previous legislation for land acquisition?
- Q.3 Explain the concept of Social Impact Assessment as enshrined in the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act 2013. Critically evaluate the provisions.
- Q.4 Discuss the right to property of land scenario in the light of pre and post Keshavananda Bharti Judgement.

**Part-B**

Attempt **any five** questions from the following:

(5x2=  
10)

- Q.5 Whether the Land Acquisition Act 1894 is completely repealed? State the legal provisions, if any, available for the applicability of the Land Acquisition Act 1894 after 2013.
- Q.6 State the provisions for issuing preliminary notification under the the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act 2013. How they are different from the provisions of the Land Acquisition Act 1894?

- Q.7 In what circumstances the land may be acquired under urgency? Explain the provisions of urgency as per the Land Acquisition Act 1894
- Q.8 State the provisions of Article 31A of the Constitution of India. How it is relevant to the land laws?
- Q.9 Discuss the effects and impacts of 44<sup>th</sup> Constitutional amendment on the land laws.
- Q.10 Discuss the details of the projects wherein the provisions for carrying out social impact assessment are exempted.

**Part-C**

Attempt **all** the questions:

(5x1=  
05)

- Q.11 In what circumstances, the Social Impact Assessment Report shall get lapsed?
- Q.12 State the exceptions of the provisions for the food security as per the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act 2013
- Q.13 Who shall be members of the group for appraisal of the social impact assessment report?
- Q.14 State the maxims based on which the concept of eminent domain is applicable.
- Q.15 Which constitutional amendment was made after the L. C. Golaknath Judgment?

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