

**GUJARAT NATIONAL LAW UNIVERSITY
GANDHINAGAR**

Course: Environmental Law
Semester-VII (Batch: 2013-18)

Mid Semester Test: October-2016 (Special)

Date: 17th October, 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 any thing 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.

- | | Marks |
|---|--------------|
| Q.1 “Indian legal system was founded on English Common law, the right to pollution free environment was a part of the basic jurisprudence of the land”. Blackstone’s Commentaries on English Law of nuisance, 1876.
In view of this, discuss the judicial remedies available to citizens to obtain redress. | (07) |
| Q.2 Trace and explain the pre-post independence environmental policies in India. | (07) |
| Q.3 Explain the salient features of Stockholm Conference on Human Environment, 1972. | (06) |
| OR | |
| Sustainable development has become a Central Objective in National and International Policy of Development. Increasingly it also finds place in International and National Laws. Comment the International Obligation towards sustainable development. | |
| Q.4 Subhash Kumar, an influential businessmen wanted to carry away slurry from the Vijay Iron and Steel Company’s pond. Kumar tried various means to pressure the company in to giving him business. When the company refused, he filed a public interest litigation under Art.32, claiming that the slurry discharged from the from the coal washeries was polluting the nearby river and was a serious health risk to neighboring community. He asked the court to prohibit company’s discharges. However his interim application revealed the real purpose that Kumar sought the court’s permission to carry away the slurry flowing in to the river. Discuss the admissibility of petition. | (05) |
| Q.5 Describe the interrelation between Strict Liability, Absolute Liability and Polluter pays Principle. | (05) |
