

**GUJARAT NATIONAL LAW UNIVERSITY
GANDHINAGAR**

Course: Jurisprudence
Semester-III (Batch: 2014-19)

Mid Semester Test: August-2015

Date: 19th August, 2015

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.

Question number four is compulsory and answer any two from the remaining. Marks

- Q.1 Two needs have determined philosophical thinking about Law and Justice. On the one hand, the paramount social interest in the general security, which as an interest in peace and order dictated the very beginnings of law, has led men to seek some fixed basis of a certain ordering of human action which should restrain magisterial as well as individual willfulness and assure a firm and stable social order. On the other hand, the pressure of less immediate social interest and the need of reconciling them with the exigencies of the general security and of making continual new compromises because of continual changes in society have called for readjustment at least of the details of the order. Do you agree with the above proposition? Discuss with your own illustrations. (10)
- Q.2 Discuss the nature and value of Jurisprudence in the light of the view that, it is a subject which differs in kind from other subjects on the legal syllabus. (10)
- Q.3 It is suggested that 'force' as an instrument for the coercion of mankind is merely a temporary and provisional incident in the development of a perfect civilization. To a large extent already, in all orderly societies, this element in the administration of justice has become merely latent. Do you agree with the above statement? Discuss the above proposition in the present Indian context. (10)
- Q.4 Write short note on the following: (2x5=10)
- (a) Rights in *re propria* and Rights in *re aliena*
- (b) Hohfeldian analysis of Legal Right
