

**(D 1231 LL/CL/  
TCL/CSL)**

L.L.M. DEGREE EXAMINATION, DECEMBER 2019.

Common to All Branches

First Year

**RESEARCH METHODOLOGY**

Time : Three hours

Maximum : 70 marks

Attempt any FIVE questions.

All questions carry equal marks.

1. Explain the relationship between Theoretical and Empirical Research.
  2. Write a note on 'random sampling'. What are its advantages?
  3. What are the different steps in the processing of data and its analysis?
  4. What are the advantages and disadvantages of Seminar Method Teaching?
  5. 'A well chosen research problem is half solved' — Examines.
  6. Discuss the importance and its problems in adopting interview method.
  7. What is Legal Research Report? Set out its structure.
  8. What do you understand by socio-legal research? Discuss the problems that one could face in conducting a socio-legal research.
  9. Explain the fundamental difference between case study method and survey method.
  10. Define Research and examine the recent trends in Legal Research.
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**(D 1233 LL)**

LL.M. DEGREE EXAMINATION, DECEMBER 2019.

First year

**DISPUTE RESOLUTIONS IN LABOUR MANAGEMENT RELATIONS**

Time : Three hours

Maximum : 70 marks

Answer any FIVE questions.

All questions carry equal marks.

1. Is collective bargaining better than the conciliation proceedings in the industrial resolution process? Discuss.
2. Define “lay-off” and “retrenchment” and discuss the consequential remedies available under industrial disputes Act, 1947.
3. Define “Industrial dispute” and distinguish it with the individual dispute in the light of the recent amendment made to the industrial Disputes Act, 1947.
4. Discuss the nature and scope of judicial review of awards.
5. Critically examine the discretionary power of the appropriate government in the process of referral of an industrial dispute to adjudicating mechanism under industrial disputes Act.
6. Critically examine the nature and scope of unfair labour practices as provided under Industrial Disputes Act.
7. Explain the meaning of ‘closure of undertaking’ and its constitutional validity with the help of case law.
8. Explain the concept of exit policy and discuss its impact on the labour management relations.
9. Discuss the statutory restrictions imposed on the exercise of managerial power laid down under section 33 of the Industrial Disputes Act, 1947.
10. Write short notes on any Two of the following :
  - (a) Industrial tribunal
  - (b) Settlement
  - (c) Conciliation proceedings
  - (d) Voluntary arbitration. \_\_\_\_\_

**(D 1234 LL)**

L.L.M DEGREE EXAMINATION,  
DECEMBER 2019.

First Year

**TRADE UNION LAW**

Time : Three hours

Maximum : 70 marks

Answer any FIVE questions.  
All questions carry equal marks.

1. Critically examine to what extent judiciary protected the right to form association under Indian legal framework.
2. Critically examine the origin and growth of Indian Trade Union movement and state the reasons for the decline of trade unionism.
3. Explain the scope of immunities from civil and criminal proceedings conferred on the registered Trade unions under sections 17 and 18 of the Trade unions Act with the help of case law.
4. Critically examine the distinction between the status of a registered union and the recognized union.
5. Critically examine the difficulties in the unionization of agricultural labour.
6. The British Trade union movement is a long drawn process of struggles unlike the situation in The Indian Trade union movement. Critically examine.
7. “Political affiliations are one of the hindering factors for strengthening to free the weakening trade union movement in the post Independence era”. – Discuss.
8. Discuss the positive and negative aspects of the concept of freedom of organisations and to what extent it is protected under India law.
9. “Inter-union and Intra-union rivalry proved total to the growth of a responsible Trade union movement in India” – Comment.
10. Write short notes on TWO of the following:
  - (a) Unorganized labour
  - (b) Definition of trade union.
  - (c) Multi-unimism
  - (d) Bonded labour

**(D 1235 LL)**

LL.M. DEGREE EXAMINATION,  
DECEMBER 2019.

First Year  
Labour Laws

**INDUSTRIAL DISCIPLINE AND PUNISHMENT PROCESS**

Time : Three hours

Maximum : 70 marks

Answer any FIVE questions.  
All questions carry equal marks.

1. Define 'misconduct' and discuss the remedial measures provided under the industrial jurisprudence.
  2. Critically examine the right of hearing of civil servants and its exceptions with the help of case law.
  3. Discuss the various punishments which may be usually awarded to workmen for the misconducts committed.
  4. Discuss the procedure to be followed for conducting the domestic enquiry.
  5. Critically examine the power of labour courts and industrial tribunals to give appropriate relief in case of discharge or dismissal of workmen as provided under section 11 A of Industrial Disputes Act, 1947 with the help of case law.
  6. Is there any statutory right vested in the employer to Transfer his employees? Explain the directions of the judiciary in this regard.
  7. Discuss the concept of 'Industrial discipline' and examine whether it promotes healthy industrial relations.
  8. Critically examine the concept of dismissal distinguishing it from discharge as a process of punishment for proven acts of misconduct.
  9. Discuss the original and appellate jurisdiction of Administrative tribunals and high courts with regard to industrial discipline.
  10. Write short notes on any TWO of the following :
    - (a) Model standing orders
    - (b) Termination of employment
    - (c) Principles of natural justice
    - (d) Charge sheet.
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**(D 1236 LL)**

LL.M. DEGREE EXAMINATION,  
DECEMBER 2019.

First Year

COLLECTIVE BARGAINING

Time : Three hours

Maximum : 70 marks

Answer any FIVE questions.  
All questions carry equal marks.

1. Explain the concept of collective bargaining and critically examine the role of collective bargaining as a dispute settlement mechanism.
  2. Critically examine the structure of collective bargaining process in India.
  3. Define 'strike' and discuss the legality and justifiability of strikes with the help of case law.
  4. Explain the concept of 'Gherao' and critically examine whether it 'Gherao' can be exercised as a pressure tactic for the success of collective bargaining process.
  5. Explain the concept and theories of 'workers' participation in management.
  6. Critically examine the extent of success of collective bargaining in India with the help of some empirical studies made in India.
  7. 'Multi-Unionism' is the bave of decline of trade unionism and thereby collective bargaining process. Discuss.
  8. Discuss briefly the various schemes adopted by Government of India to workers participation in management.
  9. Discuss the concept of 'collective agreement' and distinguish it with that of 'conciliation settlement'.
  10. Write short notes of any TWO of the following :
    - (a) Works committee
    - (b) Sole bargaining agent
    - (c) Picketing
    - (d) Worker's share holders.
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**(D 1237 LL)**

L.L.M. DEGREE EXAMINATION, DECEMBER 2019.

First Year

**JURISPRUDENCE**

Time : Three hours

Maximum : 70 marks

Answer any FIVE questions.

All questions carry equal marks.

1. Social engineering theory is not outdated and it is still relevant to balance conflicting interest. Discuss.
  2. State and differentiate between historical and legal sources of law.
  3. Explain the concepts of Rights and the characteristics of a legal right.
  4. What is Interpretation of statute? Differentiate between literal rule and Beneficial rule of interpretation.
  5. Discuss the law of negligence and contributory negligence with decided case laws.
  6. 'Ignorantia facit doth excusat and ignorantia Jurist non excusat' – Explain.
  7. What is rule of strict liability and how has it been transformed into absolute liability under Indian law.
  8. Define and discuss the Golden Rule of Interpretation and how it differs from Mischief rule.
  9. What is Duty? Discuss conflicting duties and when we can say there was a breach of duty.
  10. Answer any TWO of the following :
    - (a) Fraud of a servant
    - (b) Malice
    - (c) Mens rea
    - (d) Ratio Decideadi
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