

Total No. of Questions : 10]

D1231LL/CL/TCL/CSL

LL.M. DEGREE EXAMINATION, JUNE/JULY - 2019

First Year

COMMON TO ALL BRANCHES

Research Methodology

Time : 3 Hours

Maximum Marks : 70

Answer any Five questions

All questions carry equal marks

- Q1)** Write a critical note on identification and formulation of Research problem.
- Q2)** What is Socio-Legal Research? Explain the doctrinal and non-doctrinal Research.
- Q3)** Explain Sampling method. How systematic sampling differs from random sampling.
- Q4)** 'Observation is the oldest and the best method for data collection' - Examine.
- Q5)** Explain the procedure for the preparation of survey reports?
- Q6)** Write a note on the importance of Questionnaire.
- Q7)** What is the significance of Research Report? Give a structural outlay of Research Report. Explain its essential components.
- Q8)** What are the different types of Research Design?
- Q9)** Write a Research paper on Democracy in India? What are the challenges?
- Q10)** What do you mean by 'Hypothesis'? What is its significance?

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D1233LL

LL.M. DEGREE EXAMINATION, JUNE/JULY - 2019

(First Year)

DISPUTE RESOLUTIONS IN LABOUR MANAGEMENT RELATIONS

Time : 3 Hours

Maximum Marks : 70

Answer any FIVE questions
All questions carry equal marks

- Q1)** Is compulsory adjudication method or voluntary method of resolution of industrial disputes best suited for the fast changing industrial scenario - Discuss.
- Q2)** Define 'industry' and critically examine the changing concept of industry in the post Bangalore water supply case.
- Q3)** Critically examine the conciliation proceedings as a process of Dispute Resolution Mechanism.
- Q4)** Discuss the appropriate government's power of interference in the industrial dispute resolution mechanism.
- Q5)** Discuss the powers and jurisdiction of labour courts and industrial tribunals.
- Q6)** Discuss the enforceability and operation of Award.
- Q7)** Discuss the statutory restrictions laid down on employer in respect of lay-off and retrenchment of workmen under chapter V B of Industrial Disputes Act, 1947.
- Q8)** What are the post-natal controls the Government may exercise over the decisions on industrial disputes?
- Q9)** Discuss the jurisdiction of labour courts under section 33(c) (2) of Industrial Disputes Act, 1947.
- Q10)** Write short notes on any TWO of the following:
- Works Committee
 - Lock-out
 - National Tribunal
 - Unfair labour practice



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D1234LL

LL.M. DEGREE EXAMINATION, JUNE/JULY - 2019

(First Year)

TRADE UNION LAW

Time : 3 Hours

Maximum Marks : 70

Answer any FIVE Questions
All questions carry equal marks

- Q1)** Critically examine the legal status of freedom of organisation in UK and USA.
- Q2)** What are the main drawbacks of the Trade Union Movement in India and what changes are required to curb those drawbacks and strengthen the movement?
- Q3)** Discuss the definition of trade union with the help of case law and state whether government servants can form a union under Trade Unions Act, 1926.
- Q4)** Discuss the recommendations of second Labour Commission on the problems of trade unionism in India.
- Q5)** “The multiplicity of Trade Unions is one of the evils that are undermining the growth and effectiveness of Trade Unions” Do you think that this statement holds good subsequent to the amendment to the Trade Unions Act in 2001.
- Q6)** In the era of globalization, Bonded Labour System is continuing to persist in different forms - Do you agree with this statement? Explain the constitutional and statutory position of bonded labour.
- Q7)** Discuss the provisions of Trade Unions Act relating to registration of Trade Union. What are the remedies available to the members in case of refusal of registration under Trade Unions Act?
- Q8)** Explain the nature of child labour and discuss the efforts of the successive governments at central level for the regulation and prohibition of child labour.
- Q9)** Discuss the problems of unorganised labour and state whether there is any statutory protection for unionisation of unorganised labour.

Q10) Write short notes on any TWO of the following:

- a) Positive features of freedom of association
- b) Outsiders' participation in trade unions
- c) Immunities of trade unions
- d) Agriculture labour



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D1237LL

L.L.M. DEGREE EXAMINATION, JUNE/JULY - 2019

(First Year)

JURISPRUDENCE

Time : 3 Hours

Maximum Marks : 70

Answer any FIVE Questions
All questions carry equal marks

- Q1)** Explain the theory of positivism as propounded by HLA Hart.
- Q2)** Elaborate the concept of “Living Law” as propounded by Ehrlich of sociological school.
- Q3)** ‘Custom is to society what law is to the state’ Elucidate on the requisites of a valid custom.
- Q4)** Critically examine the legal concept of right and duty as analysed by Hohfeldian.
- Q5)** Explain the concept of liability and distinguish between fortuous liability and contractual liabilities.
- Q6)** Explain the concept of liability and briefly explain the theories of penal liabilities.
- Q7)** Discuss the contribution of American Realism to the development of law.
- Q8)** Define an Act and wrongful Act. Differentiate between two classes of wrongful Act.
- Q9)** Explain the structure and functions of a duty and its enforceability.
- Q10)** Answer any TWO of the following:
- a) Duress as a defence to the charge of murder.
 - b) Independent contractor’s liability.
 - c) Sanction.
 - d) Causation.

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D1235LL

LL.M. DEGREE EXAMINATION, JUNE/JULY - 2019

(First Year)

INDUSTRIAL DISCIPLINE AND PUNISHMENT PROCESS

Time : 3 Hours

Maximum Marks : 70

Answer any FIVE Questions
All questions carry equal marks

- Q1)** Define the word 'discipline' and explain the need for maintaining industrial discipline.
- Q2)** Explain the concept of discharge simpliciter and how it differs from positive discharge.
- Q3)** Explain the essentials of charge sheet and state whether it has to be served on the delinquent employee before or after the suspension.
- Q4)** What is meant by misconduct? Explain different types of acts and omissions which amount to misconduct as per Model Standing Orders.
- Q5)** Critically examine the right of hearing of civil servants in case of dismissal, discharge or reduction in rank.
- Q6)** Discuss the role of enquiry officer and distinguish it with the role of a presenting officer in the domestic enquiry proceedings.
- Q7)** Discuss the jurisdiction and powers of the Administrative Tribunals.
- Q8)** Explain the essential features of Industrial Employment (Standing Orders) Act, 1946 and state how it promotes industrial discipline.
- Q9)** Discuss the scope of cumulative and non-cumulative fines as punishment for maintaining industrial discipline.
- Q10)** Write short notes on any TWO of the following:
- Industrial Tribunal
 - Compulsory Retirement
 - Show-cause notice
 - Subsistence allowance



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D1236LL

LL.M. DEGREE EXAMINATION, JUNE/JULY - 2019

(First Year)

LABOUR LAWS

Collective Bargaining

Time : 3 Hours

Maximum Marks : 70

Answer any FIVE Questions
All questions carry equal marks

- Q1)** Discuss the concept of collective bargaining process and compare it with that of United States of America.
- Q2)** Discuss the advantages of collective bargaining over compulsory adjudication system.
- Q3)** Discuss the scope of 'strike' as a weapon of womens in the process of collective bargaining.
- Q4)** Critically examine the scope of disciplinary action for the illegality of strikes with the help of case law.
- Q5)** Explain the concept of 'women participation in management' and discuss the role of state in the promotion of this concept in India.
- Q6)** Explain the term 'Gherao' and discuss whether it should be treated as an offence or a legitimate form of strike with the help of case law.
- Q7)** Critically examine enforceability of collective agreements in India.
- Q8)** Explain different types of bargaining and discuss merits and demerits of each type of bargaining.
- Q9)** Discuss the factors affecting the collective bargaining process in India.
- Q10)** Write short notes in any TWO of the following:
- a) Joint Management Councils
 - b) Go-slow Strike
 - c) Worker-director
 - d) Lock-out