

CA Inter - Corporate and Other Law

Test

Chapter - Interpretation of Statutes

Total marks 20

Time-40mins

Learn Law with CA Shubham Singhal - The Ranker's Way

Question 1:

In what way is 'Heading and Title of a Chapter' considered as internal aid in the interpretation of statutes.

(4 Marks)

Question 2:

Sohel, a director of a Company, not being personally concerned or interested, financially or otherwise, in a matter of a proposed motion placed before the Board Meeting, did not disclose his interest although he has knowledge that his sister is interested in that proposal. He restrains from making any disclosure of his interest on the presumption that he is not required by law to disclose any interest as he is not personally interested or concerned in the proposal. He made his presumption relying on the 'Rule of Literal Construction'. Explaining the scope of interpretation under this rule in the given situation, decide whether the decision of Sohel is correct?

(5 Marks)

Question 3:

Explain the rule in 'Heydon's Case' while interpreting the statutes quoting an example.

(5 Marks)

Question 4:

How will you interpret the term "Instrument" used in a statutes?

(3 Marks)

MCQs

(1 Mark each)

Q1 According to _____ rule of interpretation, meaning of words should be known from its accompanying or associated words.

- (a) Mischief rule
- (b) Primary Rule
- (c) Noscitur a Sociis
- (d) Golden Rule

Q2 _____ means that when two or more words that are susceptible of analogous meaning, are coupled together they are understood to be used in their cognate sense.

- (a) Noscitur a Sociis
- (b) Contemporanea Expositio
- (c) prima facie
- (d) absoluta sententia expositore non indigent

Q3 Which among the following **cannot** be considered as an internal aid for interpretation of a statute?

- (a) Illustrations
- (b) Explanation
- (c) Previous Law
- (d) Schedules