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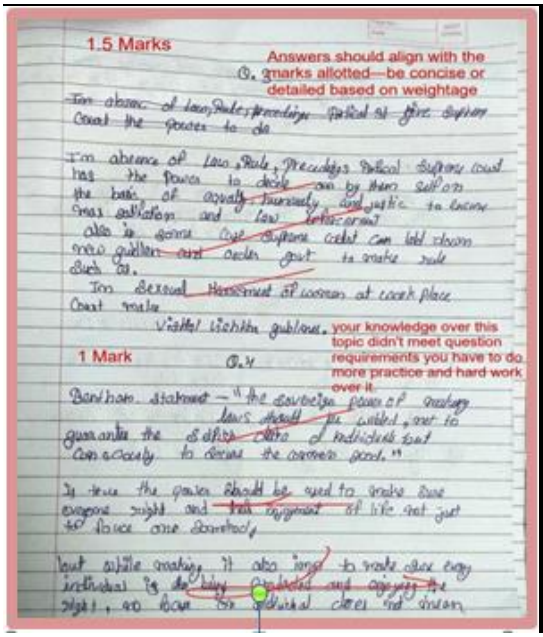


1.5 Marks

Answers should align with the marks allotted—be concise or detailed based on weightage

In absence of law, Rule, Precedents, Political systems court has the power to decide on by them selves on the basis of equity, fairness and justice to decide mass agitation and law enforcement also in some case systems court can laid down more guidlines and order govt to make rule such as.

In Sexual Harassment of women at work place Court made

Vishaka guidlines.

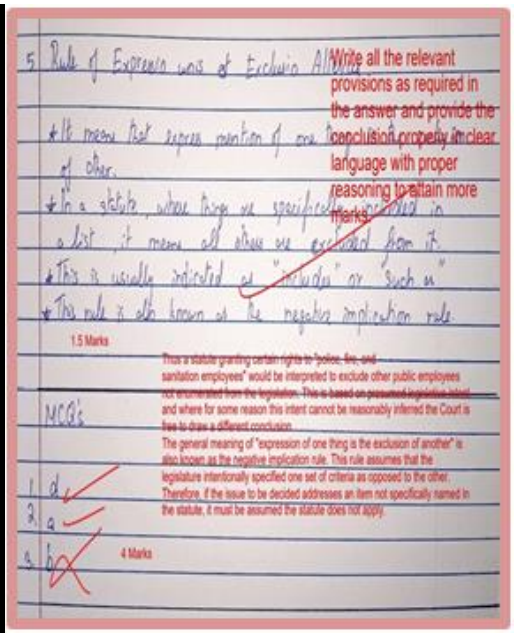
your knowledge over this topic didn't meet question requirements you have to do more practice and hard work over it.

1 Mark

Bentham statement — "the coercive power of making laws should be utilized, not to guarantee the selfish claim of individuals but consciously to derive the common good."

In fact the power should be used to make sure everyone right and full enjoyment of life not just to serve one community.

but while making it also need to make sure every individual of the country protected and enjoying the right, so there should laws and system



5 Rule of Expressio unis of Exclusio Alt

Write all the relevant provisions as required in the answer and provide the conclusion properly in clear language with proper reasoning to attain more marks.

* It means that express mention of one or more of other.
* In a statute, where things are specified/provided in a list, it means all others are excluded from it.
* This is usually indicated as "includes" or "such as"
* This rule is also known as the negative implication rule.

1.5 Marks

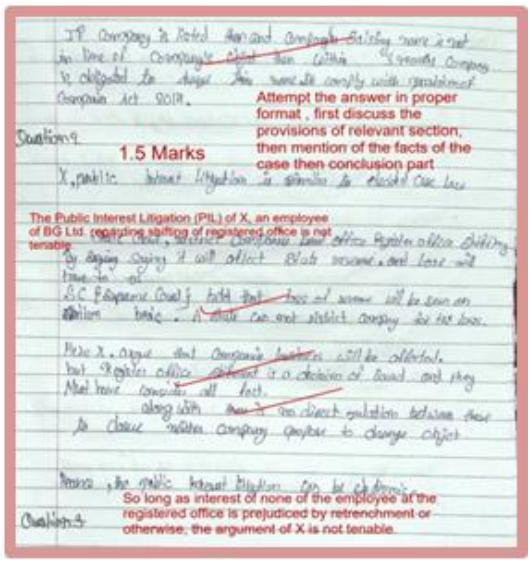
MCQ's

1. d
2. a
3. b

This a statute granting certain rights to "police, fire, and sanitation employees" would be interpreted to exclude other public employees not enumerated from the legislation. This is based on presumed legislative intent and where for some reason this intent cannot be reasonably inferred the Court is free to draw a different conclusion.

The general meaning of "expression of one thing is the exclusion of another" is also known as the negative implication rule. This rule assumes that the legislature intentionally specified one set of criteria as opposed to the other. Therefore, if the issue to be decided addresses an item not specifically named in the statute, it must be assumed the statute does not apply.

4 Marks



If Company is listed and Company Secretary name is not in line of Corporate office then within 15 months Company is obligated to change the name to comply with requirement Companies Act 2013.

Question 9

1.5 Marks

X, public interest litigation is similar to class law

Attempt the answer in proper format, first discuss the provisions of relevant section, then mention of the facts of the case then conclusion part

The Public Interest Litigation (PIL) of X, an employee of BG Ltd. regarding shifting of registered office is not tenable.

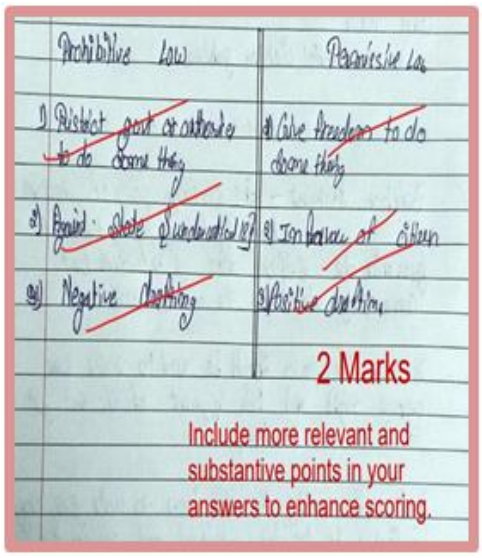
By doing saying it will affect State revenue, and Govt will have to pay BC Bhawani Court's held that loss of revenue will be seen on million basis. A state can not restrict company for its loss.

Here X argue that Company's business will be affected, but Register office shifting is a decision of board and they must have consider all fact, along with how it will direct relation between those to cause whether company applies to change object.

Hence, the public interest litigation can be dismissed.

So long as interest of none of the employee at the registered office is prejudiced by retrenchment or otherwise, the argument of X is not tenable.

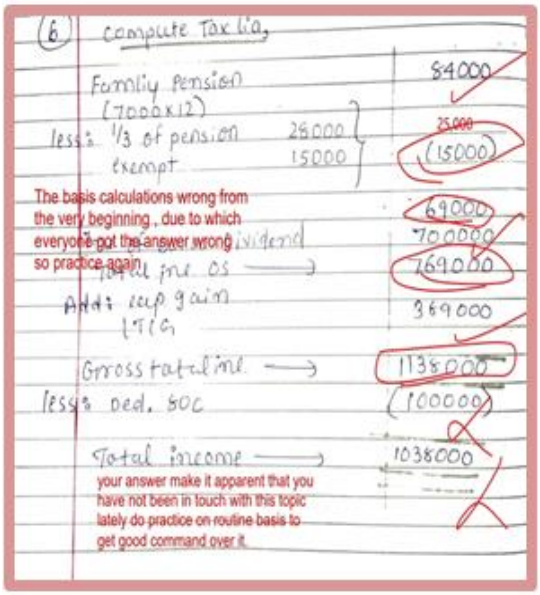
Question 9



Prohibitive Law	Permissive Law
1) Restrict, grant or authority to do some thing	1) Give freedom to do some thing
2) Restrict state power	2) Ton Power of others
3) Negative Drafting	3) Positive drafting

2 Marks

Include more relevant and substantive points in your answers to enhance scoring.

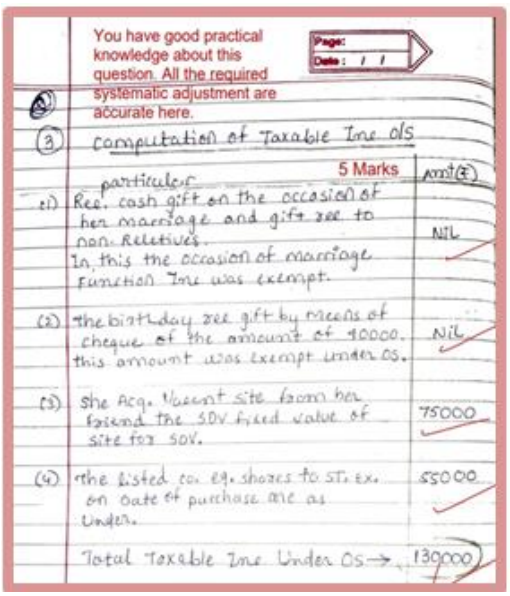


(6) Compute Taxable

Family pension (7000x12)		84000
less: 1/3 of pension	28000	28000
exempt	15000	(15000)
		69000
Dividend		700000
Total Inc. OS →		769000
Add: cap gain LTCG		369000
Gross total Inc. →		1138000
less: ded. 80C		(100000)
Total income →		1038000

The basis calculations wrong from the very beginning, due to which everyone got the answer wrong so practice again.

your answer make it apparent that you have not been in touch with this topic lately do practice on routine basis to get good command over it.



You have good practical knowledge about this question. All the required systematic adjustment are accurate here.

Page:
Date: / /

(3) Computation of Taxable Inc OS

5 Marks

particulars	Amt (₹)
(1) Rec. cash gift on the occasion of her marriage and gift rec. to non-Relatives. In this the occasion of marriage Function Inc was exempt.	NIL
(2) the birthday rec gift by means of cheque of the amount of 40000. this amount was exempt under OS.	NIL
(3) She Acq. Vacant site from her friend the SDV fixed value of site for SDV.	75000
(4) the listed co. eq. shares to ST. ex. on date of purchase are as under.	55000
Total Taxable Inc Under OS →	130000

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