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**PRESIDENCY
UNIVERSITY**

BENGALURU

School of Law

Mid - Term Examinations – November 2024

Semester: III

Date: 07/11/2024

Course Code: LAW 2027

Time: 02:00pm – 03:30pm

Course Name: Jurisprudence

Max Marks: 50

Program: BA/BBA/BCOM LLB HONS.

Weightage: 25%

Instructions:

(i) Read all questions carefully and answer accordingly.

(ii) Do not write anything on the question paper other than roll number.

Part A

Answer ALL the Questions. Each question carries 2marks.

5Qx2M=10M

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|---|---|---------|---------------|-----|
| 1 | Define jurisprudence as per Holland. | 2 Marks | Comprehension | C01 |
| 2 | What kinds of rules does H.L.A. Hart's legal system consist of? | 2 Marks | Analysis | C03 |
| 3 | Provide the definition of 'law' as per John Austin. | 2 Marks | Analysis | C03 |
| 4 | Outline Socrate's perspective on Natural Law. | 2 Marks | Comprehension | C02 |
| 5 | Explain the meaning of 'objective moral principles' | 2 Marks | Comprehension | C01 |

Part B

Answer ALL Questions. Each question carries 10 marks.

4QX10M=40M

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|----|---|---------|---------------|-----|
| 6 | a. Explain the Speluncean Explorers case from the perspectives of natural law school and analytical positivism. | 6 Marks | Comprehension | C01 |
| | b. Discuss the implications of the Speluncean Explorers case for modern legal systems. | 4 Marks | Comprehension | C01 |
| OR | | | | |
| 7 | a. Critically explore the definitions of jurisprudence given by different jurists and discuss how these definitions affect the study of the nature of law in society. | 6 Marks | Comprehension | C01 |
| | b. Explain the significance of the study of jurisprudence. | 4 Marks | Comprehension | C01 |

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|---|----|---|---------|----------|-----|
| 8 | a. | Discuss Lon Fuller's concept of the morality of law and its significance in the context of natural law school. | 6 Marks | Analysis | C03 |
| | b. | How can Fuller's ideas inform discussions about the rule of law and the legitimacy of legal systems in democratic societies? Explain. | 4 Marks | Analysis | C03 |

OR

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|---|----|---|---------|----------|-----|
| 9 | a. | Explore the application of Rawls' principles of justice in the context of contemporary legal issues, such as affirmative action or healthcare policy. | 6 Marks | Analysis | C03 |
| | b. | How do Rawls' ideas challenge or support existing legal frameworks and societal norms? Elaborate. | 4 Marks | Analysis | C03 |

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|----|----|---|----------|---------------|-----|
| 10 | a. | Critically examine the Hart-Fuller debate by discussing the perspectives of both H.L.A. Hart and Lon Fuller on the relationship between law and morality. How do their differing views impact the interpretation and application of legal principles in real-world scenarios? | 10 Marks | Comprehension | C02 |
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OR

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|----|----|---|----------|---------------|-----|
| 11 | a. | Compare and contrast the foundational principles of the natural law school and legal positivism. How do these schools differ in their views on the source of law, the role of morality, and the purpose of legal systems? | 10 Marks | Comprehension | C02 |
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|----|----|---|---------|----------|-----|
| 12 | a. | Evaluate the relevance of Austin's Command theory in understanding contemporary issues of legal authority and legitimacy. | 6 Marks | Analysis | C03 |
| | b. | How does Austin's focus on sovereignty affect discussions about the rule of law and constitutionalism in pluralistic societies? | 4 Marks | Analysis | C03 |

OR

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|----|----|--|---------|----------|-----|
| 13 | a. | Explain the significance of Bentham's Utilitarianism and analyze its implications for law and policy-making. | 6 Marks | Analysis | C03 |
| | b. | Provide criticisms of Betham's Utilitarianism. | 4 Marks | Analysis | C03 |