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# PRESIDENCY UNIVERSITY

BENGALURU

## Make up Examinations – December 2025

Date: 31 – 12- 2025

Time: 09:30am – 12:30pm

<b>School:</b> SOL	<b>Program:</b> BA LL.B (Hons.) /BBA LL.B (Hons.)/ B.COM LL.B (Hons.)		
<b>Course Code:</b> LAW3015	<b>Course Name:</b> Health Law		
<b>Semester:</b> MK	<b>Max Marks:</b> 100	<b>Weightage:</b> 50%	

CO - Levels	C01	C02	C03	C04	C05
Marks	20	20	15	25	30

### 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.

10Q x 2M=20M

1	Define the concept of Health.	2 Marks	L1	C01
2	Mention two provisions under the Indian Penal Code relevant to health law.	2 Marks	L2	C01
3	Define legal insanity and mention any one case related to it.	2 Marks	L1	C01
4	What is National Rural Health Mission?	2 Marks	L1	C01
5	What are the key elements of medical ethics under the Hippocratic oath?	2 Marks	L2	C01
6	Explain the objective of the Pre-Natal Diagnostic Techniques Act.	2 Marks	L1	C01
7	What is Malnutrition?	2 Marks	L1	C01
8	What is Health Insurance?	2 Marks	L1	C01
9	What is the scope of forensic medicine in healthcare law?	2 Marks	L2	C01
10	What are the Duties of Hospitals.	2 Marks	L1	C01

**Part B**

**Answer the Questions.**

**Total Marks 80M**

<b>11.</b>	<b>a.</b>	What are the different types of Health Insurance? Discuss about the concerns and challenges of the Indian Health Insurance Policy-maker.	<b>10 Marks</b>	<b>L3</b>	<b>C02</b>
		<b>Or</b>			
<b>12.</b>	<b>a.</b>	Examine tortious liability in medical practice with relevant case laws.	<b>10 Marks</b>	<b>L6</b>	<b>C02</b>
<b>13.</b>	<b>a.</b>	Analyse the Assisted Reproductive Technology (Regulation) Bill, 2020 and its ethical implications.	<b>10 Marks</b>	<b>L3</b>	<b>C03</b>
		<b>Or</b>			
<b>14.</b>	<b>a.</b>	What is medical negligence? What constitutes medical negligence? Explain the liability for medical negligence in public hospitals.	<b>10 Marks</b>	<b>L5</b>	<b>C03</b>

<b>15.</b>	<b>a.</b>	Evaluate the legal and ethical challenges associated with the use of AI and emerging technologies in healthcare.	<b>10 Marks</b>	<b>L4</b>	<b>C04</b>
		<b>Or</b>			
<b>16.</b>	<b>a.</b>	“Community awareness and sanitation are essential components of public health.” Justify with examples and legal support.	<b>10 Marks</b>	<b>L3</b>	<b>C04</b>
<b>17.</b>	<b>a.</b>	“Health as a unified or multidimensional process involving the well-being of the whole person in the context of his environment.” Discuss the above statement with special reference to ‘right to health’ under the Indian Constitution.	<b>15 Marks</b>	<b>L5</b>	<b>C04</b>
		<b>Or</b>			
<b>18.</b>	<b>a.</b>	Critically examine the ethical and legal issues surrounding clinical trials and medical negligence in India with the help of relevant case laws.	<b>15 Marks</b>	<b>L4</b>	<b>C05</b>

<b>19.</b>	<b>a.</b>	During a resurgence of a deadly pandemic, the State Government mandates compulsory vaccination and quarantine for	<b>15 Marks</b>	<b>L4</b>	<b>C05</b>
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		<p>unvaccinated individuals. Ramesh refuses vaccination citing personal liberty and religious beliefs and is forcibly quarantined.</p> <p>Issues to address:</p> <ul style="list-style-type: none"> <li>• Can the State override individual liberty for public health under Indian law?</li> <li>• Discuss the constitutional balance between individual rights and public interest in health emergencies.</li> </ul> <p>Refer to relevant precedents and statutory provisions (e.g., Epidemic Diseases Act, Disaster Management Act).</p>			
<b>Or</b>					
<b>20.</b>	<b>a.</b>	<p>Ravi, a 28-year-old man, was admitted to a private hospital in Bengaluru for appendicitis. The doctor on duty failed to conduct a pre-operative allergy test before administering anesthesia. As a result, Ravi suffered a severe allergic reaction and went into a coma. His family now seeks compensation under the Consumer Protection Act and also contemplates action for criminal negligence.</p> <p><b>Issues to address:</b></p> <ul style="list-style-type: none"> <li>• Is the hospital liable for medical negligence?</li> <li>• Can the doctor be held criminally liable under Indian Penal Code provisions?</li> </ul> <p>What legal remedies are available to Ravi's family under Indian law?</p>	<b>15 Marks</b>	<b>L5</b>	<b>C05</b>
<b>21.</b>	<b>a.</b>	<p>Neha, a 17-year-old girl, was taken to a government hospital by her parents for a surgical abortion without her informed consent. The hospital proceeded with the procedure based solely on the parents' request. Neha now suffers from psychological trauma and approaches the court.</p> <p><b>Issues to address:</b></p> <ul style="list-style-type: none"> <li>• Analyze the legality of abortion in this case under the Medical Termination of Pregnancy (MTP) Act.</li> <li>• Discuss the importance of informed consent and the rights of minors in reproductive health decisions.</li> <li>• What legal remedies are available to Neha?</li> </ul>	<b>20 Marks</b>	<b>L5</b>	<b>C05</b>
<b>or</b>					
<b>22.</b>	<b>a.</b>	<p>Maya, a resident of a rural village in Odisha, lost her unborn child due to lack of ambulance facilities and non-availability of doctors at the local Primary Health Centre. She files a writ petition in the High Court alleging violation of her fundamental rights.</p>	<b>20 Marks</b>	<b>L5</b>	<b>C05</b>

		<p><b>Issues to address:</b></p> <ul style="list-style-type: none"><li>• Does the Indian Constitution recognize the right to health as a fundamental right?</li><li>• Which Article(s) of the Constitution are attracted in this case?</li><li>• Can Maya seek compensation from the State? Support with case law.</li></ul>			
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