

Roll No



**PRESIDENCY UNIVERSITY
BENGALURU**

**SCHOOL OF LAW
END TERM EXAMINATION - JUN 2023**

Semester : Semester IV - 2021

Course Code : LAW136

Course Name : Sem VI - LAW136 - Public International Law II

Program : BAL,BBL&BCL

Date : 12-JUN-2023

Time : 1.00PM - 4.00PM

Max Marks : 100

Weightage : 50%

Instructions:

- (i) Read all questions carefully and answer accordingly.
- (ii) Scientific and non-programmable calculator are permitted.
- (iii) Do not write any information on the question paper other than Roll Number.

ANSWER ALL THE QUESTIONS

(10 X 10 = 100M)

1. Is the principle of 'Responsibility to Protect' an exception to the general principle of 'Prohibition of Use of Force'?
(CO5) [Comprehension]
2. Explain the Passive Personality Principle of State Jurisdiction. How is it different from the Nationality Principle and Protective Principle of State Jurisdiction?
(CO3) [Comprehension]
3. Shahrukh, an officer of the Indian Government is sent from India to Sri Lanka on a special mission. However, soon after he reaches the territory, a civil war breaks out. Shahrukh, realising the dangers of the war, immediately tries to leave the country. However, before he could return, he is arrested and detained by a few authorities who misidentified him as a Sri Lankan national. He remains in custody for 10 days. When he requests to make an immediate call to the consulate, he is denied access. The Government of India learns this and immediately approaches the ICJ requesting for the immediate release of Shahrukh and invoking state responsibility on Sri Lanka. Decide.
(CO4) [Application]
4. Discuss with the help of relevant case laws, the legal defences available to the responsible State to escape the consequences of a claim of State Responsibility.
(CO1) [Comprehension]
5. Describe the maritime zones as contemplated by UNCLOS 1982.
(CO2) [Comprehension]
6. Sea Piracy is considered as 'hosti humani generis' meaning the enemy of mankind. Comment.
(CO2) [Comprehension]

7. Critically analyse the Bay of Bengal maritime boundary dispute between Bangladesh and India.
(CO2) [Comprehension]
8. Discuss the law on Sovereign Immunity with the help of relevant case laws.
(CO4) [Comprehension]
9. State of Ego and Alter-Ego are neighbouring countries with a common history. However, they do not share friendly relations with each other. On 26 November 2022, there was an attack on the capital city of the State of Ego by Non-State entities who allegedly came from the State of Alter-Ego. The State of Ego claimed that the attack was perpetrated by the State of Alter-Ego through the help of Non-State entities. Accordingly, the State of Ego conducted a surgical strike against the State of Alter-Ego on 25 December 2025 which led to the destruction of an entire terrorist camp. As collateral damage, incidental to the attack, some government properties and forest cover were also destroyed. The State of Alter-Ego claimed that it was an invasion of their sovereignty and a violation of the principle of prohibition of the use of force. Accordingly, the State of Ego brought a claim of State Responsibility against the State of Alter-Ego in the International Court of Justice. Both States consented to the jurisdiction of ICJ. As a sitting judge of ICJ, decide the matter.
(CO5) [Application]
10. Mr Bucky Barnes is a member of a banned political organization in the State of Hydra. He kills a minister of the State of Hydra and flees to the State of Avengers. State Hydra demands his extradition. Avengers pleads, he is a political offender. Decide.
(CO3) [Application]