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**Presidency University**

**Bengaluru**

 **SCHOOL OF LAW**

**Semester :**

**Course Code**: ENG101

**Course Name**: GENERAL ENGLISH

**Program & Sem**: LLB (ALL PROGRAMS)

**MAKEUP EXAMINATION JULY-2024**

**Date**:08 -07-2024

**Time**: 1:30PM To 4:30PM

**Max Marks**: 100

**Weightage**: 50 %

 **Instructions:**

1. *Read the all questions carefully and answer accordingly.*

**Part A [Memory Recall Questions]**

**Answer any ten questions. Each Question carries 2 marks. (10Qx 2M=20M)**

1.  Anton Chekhov belonged to the (C.O .NO 4) [KNOWLEDGE]

a. 17th Century b. 18th Century  c. 19th Century d. 20th Century

2. The name of the accused in the short story ‘In the Court’ is (C.O .NO 4) [KNOWLEDGE]

a. Penkov b. Tipyakov  c. Harlamov d. Demyanov

3. The accused was charged with the murder of his (C.O .NO 4) [KNOWLEDGE]

a. wife b. daughter c. son d. mother

4. The person in the court reading Byron’s ‘Cain’ was (C.O .NO 4) [KNOWLEDGE]

a. the president b. the secretary c. the assistant prosecutor d. the defense counsel

6. The prisoner’s armed escort was his (C.O .NO 4) [KNOWLEDGE]

a. own son b. brother’s son c. uncle’s son d. none of the above

7. The name of the armed escort was (C.O .NO 1) [KNOWLEDGE]

a. Prokhor b. Prohor c. Pyotr d. Prokopy

8. The message is formulated with the set of basic tools known as \_\_\_\_\_\_\_\_\_\_ (Fill in the Blank).

 ​(C.O .NO 1) [KNOWLEDGE]

9. Ratio Decidendi means

a. Additional Remark b. Judicial opinion c. Reason for the Decision d. Written records or statements of the court (C.O .NO 4) [ KNOWLEDGE]

10. What is the correct format of Memo Report? (C.O .NO 2) [KNOWLEDGE]

a. To, From, Date, Subject, Introductory Paragraph, Main Text, Concluding Paragraph, Signature

b. From, To, Date, Subject, Introductory Paragraph, Main Text, Concluding Paragraph, Signature

c. To, From, Date, , Introductory Paragraph, Subject Main Text, Concluding Paragraph, Signature

d. To, From, Subject, Date, Introductory Paragraph, Main Text, Concluding Paragraph, Signature

11 What is a Clause? (C.O .NO 2) [ KNOWLEDGE]

12. What is a Work Report? (C.O .NO 2) [ KNOWLEDGE]

**Part B [Thought Provoking Questions]**

**Answer any four questions. Each Question carries 10 marks. (4Qx10M=40M)**

11. Under what scenarios,My Experiments with Truth (C.O .NO 3) [ UNDERSTANDING]

12. How relevant is Anton Chekov’s short story ‘In the Court’ even today? . (C.O .NO 3) [ UNDERSTANDING]

13. How would you perceive Merchant of Venice – Court Scene ? How relevant is it to the democratic set up? (C.O .NO 4) [ UNDERSTANDING]

14. You are a Public Prosecutor in the State of Karnataka. You discovered that 800 trees are being deforested by Realty Builder for a Housing Project. Send a Legal Notice on behalf of Govt. of Karnataka to stop the Deforestation. (C.O .NO 5) [ UNDERSTANDING]

15. Develop an argument reading the facts of the Case (C.O .NO 2) [ UNDERSTANDING]

Queen Vs Dudley and Stephen

Brief Fact Summary. The Defendants, Thomas Dudley (Mr. Dudley) and Edwin Stephens (Mr. Stephens) (Defendants) and two other gentlemen, Mr. Brooks and the victim, Richard Parker (Mr. Parker), were stranded on a boat for several days. When it appeared that the whole party would likely die of thirst and starvation, the Defendants decided to sacrifice Mr. Parker for the good of the rest.

Synopsis of Rule of Law. A person may not sacrifice another person’s life to save his own.

Facts. The defendants, Mr. Brooks and the victim Mr. Parker were English seamen. The group was cast away in a storm on the high seas and was compelled to put into an open boat that had no supply of food or water. After the group had been without food for seven days and without water for five days, the Defendants spoke to Mr. Brooks about sacrificing the victim Mr. Parker to save the rest. Mr. Brooks dissented and the victim was not consulted. Mr. Dudley suggested that if no vessel was in sight the next morning, they would kill the victim. No vessel appeared the next day, so Mr. Dudley with the assent of Mr. Stephens killed the victim. The three remaining castaways fed upon the victim Mr. Parker for four days at which time a passing vessel rescued them.

Issue. Does the defense of necessity permit the killing of one person to save others?

Held. No. At the time of this case the doctrine of necessity was still largely unexplored. Much of the prevailing authority at the time spoke of necessity in terms of what is now called self-defense, i.e. taking another’s life to safeguard one’s own. Lord Bacon provided some authority for the existence of the defense of necessity to lesser crimes. For example, a hungry man is not guilty of larceny for stealing food. However, the Queen’s Bench acknowledged that no court has ever accepted necessity as a defense to murder and for good reason. Permitting such a defense to be asserted raises poignant questions such as how does one measure the comparative values of lives and who decides such things. Further, specific to the present case, Lord Coleridge asks, “Was it more necessary to kill [Parker] than one of the grown men?” While this murder was arguably not “devilish” and even though the men probably would not have survived otherwise, Lord Coleridge held that there is never any absolute or unqualified necessity to preserve one’s own life. Once such a defense is allowed, there is no telling what atrocious crimes may be justified by the excuse of necessity.

**Part C [Problem Solving Questions]**

**Answer any two questions. Each Question carries twenty marks. (2Qx20M=40M)**

16. Write a Commendation Memo Report for Mr. Rohit R for his promotion as a Development Cell of a Human Rights Commission. (C.O.No.2) [APPLICATION]

17. Write an email to Ramamurthy Law Firm for Internship. Discuss your necessary qualifications and the reason why they should they hire you? (C.O.No.5) [APPLICATION]

18. Critically analyse steps involved in the Group Discussion. (C.O.No.5) [APPLICATION]