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**Presidency University**

**Bengaluru**

 **SCHOOL OF LAW**

**Make-Up Examinations, July 2024**

**Semester**: VI & VII

**Course Code**: LAW301

**Course Name**: Interpretation of Statutes

**Program:** LAW

**Date**: 02/07/2024

**Time**: 9:30AM -12:30PM

**Max Marks**: 100

**Weightage**: 50%

 **Instructions:**

1. *Read the all questions carefully and answer accordingly.*
2. *Do not write any matter on the question paper other than roll number.*

**Part A**

**Answer any 4 Questions. Each question carries 5 marks. (4Qx 5M= 20M)**

1. What is Interpretation. Elaborate on the Meaning, Definition, Object and Scope.
2. What are the five rules of Interpretation of a Staute.
3. Briefly discuss the rules of interpretation of Penal Statutes.
4. Write a short note on the 'Repeal of a Statute'.
5. Write short notes on Ejusdem Generis.
6. Briefly sketch difference between Substantive Laws & Procedural Laws.

**Part B**

**Answer any 4 Questions. Each question carries 10 marks. (4Qx10M=40M)**

7. Discuss the doctrine of severability and the doctrine of Colorable Legislation with suitable case laws.

8. What is ‘Golden Rule of Interpretation’? — Explain with case laws.

9. Definition of "repeal," types of repeal, and the difference between a statute's suspension and repeal.

10.Explain briefly the concept of Taxation along with canons of taxation. Discuss the significance of literal interpretation in the context of taxing statutes.

11. The Constitution can be progressively iterpreted through judicially developed doctrines. Under the light of the following explain any three doctrines of constitutional interpretation.

12. Elaborate on the Rule of Strict Construction of Penal Laws using both English and Indian cases.

**Part C**

**Answer any 2 Questions. Each question carries 20 marks. (2Qx20M=40M)**

13. The Constitution of a country plays a pivotal role in establishing the governance structure of any country along with acting as a limitation clause on the powers of the organs of the State. Elaborate on the development of the the Basic Structure Doctrine.

14. It is a cardinal principle of interpretation that every statute is prima facie prospective unless it is expressly or by necessary implication made to have retrospective operation. — Explain the principles regarding retrospective operation of statutes.

15. Explore the role of mens rea (criminal intent) in the interpretation of penal statutes. Refer to a case where the mens rea element played a crucial role in determining the applicability of a penal provision, and discuss how the court approached this aspect of statutory interpretation.