

Total number of printed pages-7

19 (Sem-4) LWLT 4-1

2016

**ENGLISH LITERATURE, LEGAL
WRITING, LEGAL TERMS, LEGAL
CITATIONS ETC.**

(New Syllabus)

Paper : 4-1

Full Marks : 80

Time : Three hours

***The figures in the margin indicate
full marks for the questions.***

1. Fill in the blanks : 1×10=10

(a) The term language has its origin from the Latin word 'Lingua' which means tongue. (True/False)

(b) According to _____ "Human language is a result of divine gift." (Aristotle/Plato)

Contd.

- (c) _____ means a case or suit which is already decided. ('Res subjudice'/'Res judicata')
- (d) Legal writing is also called drafting. (True/False)
- (e) The law pays regard to _____. (Rights/equity)
- (f) The writ of _____ provides remedy for a person wrongfully detained or restrained. ('Habeas corpus'/'Mandamus')
- (g) A _____ means an absolute transfer of right of ownership. (Mortgage/Sale)
- (h) A _____ consonant is articulated with a stricture of complete oral closure. (Fricative consonant/Plosive consonant)

- (i) There are _____ number of phonemes in the English language. (forty four/ twenty four)
- (j) _____ is the author of the prose-piece, "Educating Lawyers for a changing world." (M.K. Gandhi/Erwin N. Grisnold)

2.

Answer the following questions : **(any five)**

5×2=10

- (a) What is meant by legal language ?
- (b) Write a short note on the language of the Supreme Court and High Courts of India.
- (c) What is meant by legal citation ? Give examples.
- (d) What is meant by vowels sounds and consonant sounds ?

(e) What is meant by intonation ?

(f) Explain :— “Affirmanti non neganti incumbit probatio.”

(g) Mention *any two* duties of a lawyer.

3. Explain the characteristics of legal language.

12

Or

Trace the history and significance of legal language.

12

4. What is a ‘Sale’ as per the Transfer of Property Act, 1882 ? What are the essentials of a valid sale ?

6+6=12

Or

What is a gift as per the Transfer of Property Act, 1882 ? What are the essentials of a valid gift ?

6+6=12

5. What is meant by the term ‘organs of speech’? Explain the articulation of *any three* fricative consonants in English.

4+8=12

Or

Write short notes on : (*any two*)

6×2=12

(i) Syllable

(ii) Word-Accent

(iii) Intonation

(iv) Phonetic transcription.

6. What is the nature of advice given by Felix Frankfurter to the young man interested in going into law ? Explain its significance in your own words. 4+8=12

Or

Discuss the central idea of the prose-piece,
"Educating lawyers for a changing world".

7. Explain the following legal maxims : **(any three)** 4×3=12

- (a) "Ignorantia facti excusat, ignorantia juris non excusat."
- (b) "Ubi jus ibi remedium."
- (c) "Ex turpi causa non oritur actio"
- (d) "Vigilantibus et non dormientibus jura subveniunt."

- (e) "Salus populi est suprema lex."
- (f) "Oni prior est tempore potior est jure."