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23 (Sem-2) LRMT 2-5

2012

LEGAL RESEARCH METHODOLOGY

Paper : 2-5

Full Marks : 80

Time : Three hours

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

1. Identifying the research question is the key issues followed by bibliographic databases for secondary sources facilitates fruitful research.

Do you agree with the aforesaid proposition? Elucidate in the context of propounding a strategy of legal research.

16.

Or

Write an exhaustive note on the utility of law library and law journals in legal research. What are the other tools of significance according to you?

Contd.

2. What is scientific method of legal research? Mention the important features of scientific method. What are the limitations of scientific method in legal research? 16

Or

Legal research is descriptive, explanatory or exploratory depending on research aims, objectives and many other factors. Descriptive analysis of the law sets forth the facts, the holdings the courts analyses of a case or a series of cases in a given subject area.

How do you identify the above in formulating a research design? What utility does it serve in formulating a research design?

3. Doctrinal research asks what the law is on a particular issue. It is concerned with analysis of the legal doctrine and how it has been developed and analysed. This type of research is also known as pure theoretical research directed at finding a specific statement of the law or an in-depth analysis of legal reasoning. Comment and embellish your answer with concrete examples. 16

Or

What are the main characteristics of Doctrinal Research? What are its components?

4. Non Doctrinal Research also known as socio-legal research is legal research that employs methods taken from other disciplines to generate empirical data to answer research questions. It therefore, provides vital insights into the law in context Elucidate. 16

Or

Non doctrinal research can be quantitative and qualitative — Explain.

5. Discuss the different methods of scaling that are considered appropriate in legal research. Do you feel that in scaling no statistical manipulation is possible in case of restricted use, for example, for keeping track of people, objects and events? 16

Or

What are the methods of processing legal research data? What are the different close relations involved?