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23 (Sem-2) MIST 2-3

2012

METHODS OF INTERPRETATION OF STATUTES

Paper : 2-3

Full Marks : 80

Time : Three hours

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

1. Constitution is to be interpreted dynamically. What does it mean? Discuss the dynamism of the Constitution. 16 ::

Or

There is no equity nor presumption in case of interpretation of taxing statutes. Explain it stating the principles to be followed in interpreting taxing statutes.

2. Under a system of separated powers, the statutory interpreter is a different person from the people enacting the statute and due to the differences in their perspectives, statutory interpretation needs to be dynamic. Explain stating examples. 16

Contd.

Or

What is the mischief Rule of Interpretation? How does it apply in modern age? State certain legislations, by applying this principle. Do you suggest for any modification of this Rule? Explain.

5. Discuss the Rule of *Noscitur A Sociis* and the *Reddendo Singula Singulis*. How do these rules relate with the interpretation of General words? Discuss. 16

Or

Discuss the Rule of *ejusdem generis*, stating its limitations; citing apt illustrations and case laws.