

Seat No. : _____

AA-117

April -2018

LL.M., Sem.-I

401 : Law
(Legal Theories)

Time : 3 Hours]

[Max. Marks : 100

- Note :
- (1) All questions carry equal marks.
 - (2) State same question number in your answer book which is stated in the question paper.
 - (3) Cite authorities in support of your answers.

1. Explain in detail the theory of positivism and limitations thereof.

OR

Discuss in detail the contribution of Jeremy Bentham in developing Utilitarian Principle designating him as "father of English Jurisprudence".

2. What do you mean by "Grund Norm" ? Discuss importance of Grund Norm in the light of the theory developed by Hans Kelsen.

OR

"At the present as well as at any other time, the centre of gravity of Legal Development lies not in legislation, nor in juristic science, nor in judicial decision, but in society itself." Discuss the importance of sociological school of law by explaining the words of Jurist Ehrlich.

3. Explain the concept of Sociological School of Law. Discuss the impact of laws on the society.

OR

Explain in detail the nature and scope of Jurisprudence. How study of jurisprudence is important for lawyers, judges and jurists ?

4. "A lawyer is concerned with what the law is and not with what it ought to be." Discuss this statement in the light of realistic approach of Justice Holmes.

OR

"American realist movement is a combination of the analytical positivist and sociological school approaches." Discuss.

5. Write explanatory note on the relation between law and morality. "Unjust Law is no law." Discuss this statement with illustrations.

OR

Discuss the trends in medieval political and legal thought with special reference to the Legal philosophy of Saint Thomas Aquinas.