

Navrachana University
FY BBA-LLB
End-Semester Examination
Course: Interpretation of Statutes Course Code – IS201

Date: 09/05/17
Time: 10:30 am -12: 30pm

Marks: 40

1. Answer any one question

10x1=10

1. Discuss in brief the law the interpretative methodology in applying penal statutes
2. “The judiciary is not a mere umpire but also an active catalyst in the constitutional scheme” (Justice Krishna Iyer) – In the light of the above statement and with the help of relevant case laws explain the interpretation of beneficial legislation.

2. Read the following facts carefully and the questions appended to it - 8

One R, the wife of S, disappeared from her husband’s house. She was traced to the house of the appellants, A and his brother B. When S went there and asked A to let his wife go with him A told him that he had married her and B threatened S and asked him to go away.

The appellants A and B were charged under Sec 498 of the IPC.

Sec 498 reads as follows

498. Enticing or taking away or detaining with criminal intent a married woman.—Whoever takes or entices away any woman who is and whom he knows or has reason to believe to be the wife of any other man, from that man, or from any person having the care of her on behalf of that man, with intent that she may have illicit intercourse with any person, or conceals or detains with that intent any such woman, shall be punished with imprisonment of either description for a term which may extend to two years, or with fine, or with both.

As a judge how would you interpret the law if in the course of hearing evidence is produced that the wife had herself enticed the appellants to take her away from her husband.

3. Write notes of on the following (Any two) 4x 3= 12

- a. Eiusdem generis
- b. Noscitur a socii
- c. contemporanea exposition
- d. ut res magis valeat quam pereat

4. Taking any case law as example discuss the importance of interpretation of statutes. 10