

HONS. 08 / 001 / 23

**B.A., LL.B. (Hons.) DEGREE EIGHTH SEMESTER EXAMINATION, MAY 2023**

**INTERPRETATION OF STATUTES**

**Time: 3 Hours**

**Maximum Marks: 50**

**Answer any FIVE questions. Each question carries TEN Marks (5 x 10 =50 Marks)**

1. Discuss and illustrate the 'Golden Rule' of interpretation of statutes. How is this rule different from the 'Literal Rule'?
2. "Where internal aids are not forthcoming, courts can always have recourse to external aids to discover the object of the legislations. External aids are not ruled out. This is now a well settled principle of modern statutory construction". Discuss the relevance of internal and external aids in interpreting statutes.
3. Discuss the general principles of operation of statutes with reference to the commencement, retrospective and prospective operation of statutes.
4. What principles would you follow in order to ascertain whether a provision in an enactment is mandatory or directory? Discuss the consequences of such provisions.
5. "In the interpretation of constitution, the judicial approach should be dynamic than static, pragmatic than pedantic, and elastic than rigid". Discuss the statement in interpreting fundamental rights of the Constitution with the help of case laws.
6. What is taxing legislations? What are their components? Examine the principles of interpretation of taxing statute with the help of case laws.
7. Explain the theory of legislative principle developed by Jeremy Bentham.
8. Answer any two
  - a. Noscitur a sociis
  - b. Mischief rule
  - c. Codifying statute and consolidating statute

\*\*\*\*\*