

HONS.08/16/005

B.A. LL.B., (Hons) DEGREE EIGHTH SEMESTER (Supplementary) EXAMINATIONS,
MAY 2016

MEDIA AND TELECOMMUNICATION LAW

Time: 3 Hours

Maximum Marks: 50

Answer ANY FIVE questions

All questions carry EQUAL marks

(5 X 10 = 50)

- I. "The court, in *Shreya Singhal v. UOI*, by declaring Section 66A of the IT Act of 2000 as unconstitutional has created a major loophole in the entire legal framework. Instead it ought to have narrowed it down in tune with Article 19(2) of the Constitution." Do you agree with this statement? Discuss.
- II. Expose the need for clarification in endorsing the sting operations conducted by the media in India.
- III. "Only those sex-related materials which have a tendency of "exciting lustful thoughts" can be held to be obscene, but the obscenity has to be judged from the point of view of an average person, by applying contemporary community standards." Do you think that this test that has been cited with approval in *Aveek Sarkar v. State of W.B.*, (2014) 4 SCC 257 has solved the issue of determining obscenity in India.
- IV. Trace the Indian judicial trend towards legal regulation of advertisements with specific emphasis on both newspapers and other forms of media.
- V. Evaluate the legal control over broadcasting in India with specific reference to Hero Cup judgment.
- VI. Critically examine the provisions of the Telecom Regulatory Authority of India Act, 1997 with special emphasis on Telecommunications Dispute Settlement and Appellate Tribunal.
- VII. Trace the evolution of freedom of speech and expression and its restrictions in India and US.
- VIII. Discuss the legal framework of cinemas with respect to censorship and licensing by examining suitable Indian and foreign case laws.