

KANYASHREE UNIVERSITY

Master of Laws 1st Semester Examination-2024

Subject: Law

Course- LMCC 2

Jurisprudence and Legal Theory

Full Marks-40

Time-2.00 Hours

GROUP - A

(Answer **any four** of the following)

(5×4=20)

1. What is 'Aquinas' theory of law?
2. What do you understand by 'legal positivism'?
3. Write a short note on effectiveness and validity of the basic norm.
4. Explain Austin's concept 'Sovereign's power cannot be legally limited'.
5. Write a short note on Critical Legal Studies and Legal Practice.
6. What is the importance of 'Jurisprudence' in the study of law?
7. Are you agree with the view that 'Law is what certain officials do about disputes'?

GROUP – B

(Answer **any two** of the following)

(10× 2=20)

1. What are the fundamentals of Hart's concept of 'a legal system'?
2. 'A cry against the rationalistic and cosmopolitan principles of the French Revolution, and a reactionary call for the recognition of law as the product of "internal, silently-operating forces".'
Do you agree with this comment on the work of Savigny in his role as founder of the German 'historical school' of jurisprudence? Justify your answer.
3. 'Little remains of Pound's edifice of a theory of interests save an empty taxonomic shell; the critics have demolished everything else'. Do you agree? Explain.
4. "Law is what the judges declare"- Examine the above statement with your comment.
