

Total number of printed pages-5

63/9 (SEM-5) LLB504

2024

LAW

Paper : LLB504

(Environmental Law)

Full Marks : 80

Pass Marks : 36

Time : Three hours

The figures in the margin indicate full marks for the questions.

1. Fill in the blanks with the appropriate answer : 1×10=10

- (a) _____ is a greenhouse gas.
(Methane/ Hydrogen/ Carbon dioxide/
Nitrous oxide)
- (b) Ozone is mainly found in _____.
(Troposphere/ Stratosphere/ Both/ None
of these)

Contd.

- (c) _____ means intentional interference in personal or proprietary right without lawful excuse. (*Nuisance/Trespass/Negligence/None of these*)
- (d) The Public Trust Doctrine was introduced by the Supreme Court in _____. (*M.C Mehta vs Kamal Nath/Shriram Gas Leak Case/M.Velu vs The State of Tamil Nadu/None of these*)
- (e) _____ Declaration is known as Magna-Carta of our environment. (*Stockholm/Rio/Both/None of these*)
- (f) The concept of sustainable development aims at striking a balance between environment and _____. (*population/development/Both/None of these*)
- (g) The measurement of noise is known as _____. (*hertz/decibel/anemeter/None of these*)
- (h) 'Precautionary Principle' and 'Polluter Pays Principle' were developed in the, _____. (*Earth Summit 1992/Earth Summit, 2002/Earth Summit, 1989/None of these*)

- (i) The Public Liability Insurance Act, 1991 was enacted by _____.
(State Legislature/ Parliament/
President/ None of these)
- (j) _____ provides for the regulation of activities in the Reserved Forests.
(The Forest (Conservation) Act, 1980/ The Indian Forest Act, 1927/ The Forest (Conservation) Act, 1988/ The Forest (Conservation) Amendment Act, 2023)

2. Write short notes on the following : $2 \times 5 = 10$

- (a) Environment
- (b) Trespass
- (c) Montreal Protocol
- (d) Precautionary Principle
- (e) Absolute Liability

3. Define environmental pollution. What are various types of environmental pollution ? Discuss. $2+2+8=12$

OR

Discuss the constitutional provisions on environment protection with relevant case laws. 12

4. Write short notes on : **(any two)** 6×2=12

(a) Nuisance

(b) Public Trust Doctrine

(c) Strict Liability

OR

Write a detailed note on the role of Public Interest Litigation entering the area of environmental pollution. 12

5. Discuss in brief the salient principles of the Stockholm Declaration. 12

OR

Write short notes on : 6+6=12

(a) Agenda 21

(b) Kyoto Protocol

6. Describe the composition, powers and functions of the Central Pollution Board for prevention and control of water pollution.

12

OR

What is noise pollution ? What are the causes and effects of noise pollution ? Discuss various measures to control noise pollution in India.

2+4+6=12

7. What are the objects of the Environment (Protection) Act, 1986 ? Discuss the general powers of the Central Government under the Act. 6+6=12

OR

Discuss the salient features of the Public Liability Insurance Act, 1991. 12

Total number of printed pages - 4

63/9 (SEM-5) LLB504

2025

LAW

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(Environmental Law)

Full Marks : 80

Pass Marks : 36

Time : 3 hours

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1. Choose the correct answer: 1x10=10
- (a) Under which provisions of Indian Constitution, the fundamental duty of environment protection is casted upon Indian citizens?
- i) Article 51 (A)(j) ii) Article 51 (A)(f)
iii) Article 51 (A)(k) iv) Article 51 (A)(g)
- (b) Which convention was adopted for the protection of Ozone layer?
- (i) Vienna Convention (ii) Basel Convention
(iii) Montreal Protocol (iv) Stockholm Convention
- (c) The first case in India involving issues relating to environment and ecological balance is-
- i) Rural Litigation and Entitlement Kendra -vs. State of UP

- ii) Ambica Quarry Works -vs- State of Gujarat
 - iii) Ratlam Municipality Case
 - iv) M C Mehta -vs- Union of India
- (d) UNEP is the outcome of which International Convention/Conference?
- (i) Stockholm
 - (ii) Brundtland Commission
 - (iii) Lima Agreement
 - (iv) Paris Agreement
- (e) Which of the following gas was leaked in the Bhopal Gas Tragedy?
- (i) Methyl Isocyanate
 - (ii) Methane
 - (iii) Methyl Alcohol
 - (iv) Propane
- (f) How much area around Hospitals, Educational institutes, Courts etc. is "Silence Zone"
- (i) 100-meter area
 - (ii) 200-meter area
 - (iii) 500-meter area
 - (iv) 1 Km area
- (g) Which case is known as 'Ganga Pollution Case'
- (i) M.C Mehta-vs- Kamal Nath
 - (ii) Vellore Citizen Welfare Forum-vs- UOI
 - (iii) Olga Tellis-vs-Bombay Municipal Corporation
 - (iv) M.C Mehta -vs-Union of India
- (h) Under the Air Act, 1981 which body is empowered to set standard for ambient air quality?
- (i) Ministry of Environment & Forest
 - (ii) CPCB
 - (iii) Ministry of home Affairs
 - (iv) State ministry of home Affairs.

(i) The Environmental Protection Act, 1986 has been made under which provision of the Constitution?

(i) Article 253

(ii) Article 252

(iii) Article 249

(iv) Article 246

(j) Agenda 21 was adopted in the.....

(i) Copenhagen Summit

(ii) Rio Earth summit

(iii) Kigali agreement

(iv) Basel Convention

2. Write short notes on following:

2x5=10

(a) Environmental ethics followed in ancient period.

(b) Biosphere

(c) Brundtland Commission.

(d) Acid rain

(e) Noise Pollution

3. What do you mean by the term environment? What are the major sources of environmental pollution? What are the enactments that were made in the post independent era? Describe them in short.

4+4+4=12

(Or)

'The Indian Constitution is amongst a few in the world that contains specific provisions on environmental protection'. Discuss the above statement explaining the relevant provisions of the Indian Constitution on environmental protection.

12

4. Highlight the Criminal and Tortuous remedies available for the environmental issues prior to the enactment of environmental legislation in India.

6+6=12

(Or)

Discuss the rule of 'Absolute Liability' with the help of decided cases. 12

5. Explain the importance of Stockholm Convention in Environmental Law. 12

(Or)

Write notes on: 4+4+4=12

- (i) Precautionary principle
- (ii) Polluter Pay Principle
- (iii) Object of Public Liability Insurance Act, 1991

6. *"Environmental Protection Act, 1986 is an umbrella legislation which covers all aspects of environment and issues connected with it. Even in the absence of other environmental legislations, EPA, 1986 could address the concerns of all."* Do you agree with the statement? Justify your views. 12

(Or)

Explain the constitution and various powers of the State Board under the Water (Prevention and Control of Pollution) Act, 1974. 12

7. Describe how the constitutionally guaranteed right to life and liberty helps in providing relief to environmental wrong. 12

(Or)

Discuss the Judicial response for conservation of forest resources. 12