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Total number of printed pages—4

19 (III) ELRE 3-4

**2019**

**ELEMENTS OF RESEARCH**

Paper : 3-4

Full Marks : 80

Time : Three hours

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

1. Choose the correct answers : 1×10=10
- (a) In India, the decisions of the House of Lords, Privy Council and Supreme Court of USA or Canada have only persuasive value. (True/False)
  - (b) Civil law suits usually involve money damages, injunctions, declaratory relief or other reliefs. (True/False)
  - (c) In legal research either \_\_\_\_\_ methods are used to arrive at conclusion. (inductive or deductive/ doctrinal or non-doctrinal)
  - (d) Act means the whole Act whereas a section or part of a section in an Act may be enactment. (True/False)

Contd.

- (e) There are mainly \_\_\_\_\_ techniques of data collection. (2/3)
- (f) The mischief rule of interpretation originated in Heydon's Case in the year \_\_\_\_\_. (1583/1584)
- (g) According to purpose, interview can be classified as Diagnostic, \_\_\_\_\_ and Research interview. (Focussed/Treatment)
- (h) The word 'hypothesis' is a combination of two words, \_\_\_\_\_ and 'thesis'. ('hipo'/'hypo')
- (i) Sample is a subset of \_\_\_\_\_. (population/data)
- (j) In random sampling, the probability of selecting an item from the population is \_\_\_\_\_. (known/unknown)
2. Answer the following questions :  $2 \times 5 = 10$
- (a) What are the main features of civil law?
- (b) What is called legal material?
- (c) What is Golden Rule of interpretation?
- (d) What do you understand by the term interpretation of data?
- (e) Give example of uncontrolled observation.

3. Define criminal law and distinguish criminal law from civil law. How can a case be both criminal and civil? Write a few lines on branches of civil law.  $2+4+3+3=12$

**OR**

Write an assessment on case law technique. Trace its significance. Is case law technique the same as precedent?  $6+4+2=12$

4. Write notes on :  $4 \times 3 = 12$
- (a) Report of Commission
- (b) Enactment
- (c) Notification.

**OR**

Define the term 'Judgement' as per the Code of Civil Procedure. Discuss the importance of judgement as a legal material. Write few lines on 'Judgement in Court'.  $2+8+2=12$

5. What are 'literal method' and 'mischief method' of interpretation? Give a brief summary of each of them.  $6+6=12$

**OR**

What do you mean by the term 'interpretation' of statutes? The rules of interpretation are "like the tool of a carpenter or sculptor". Amplify the statement.

4+8=12

6. What is 'Report Writing'? Write the importance of Report Writing in research. What are the main components of research report?

2+2+8=12

**OR**

Discuss the major steps necessary for doing legal research.

12

7. What is interview method? What are the types of interview? Point out the merits and demerits of the interview method.

2+4+3+3=12

**OR**

"Science begins with observation and must ultimately return to observation for its final validation."

Elucidate the above statement in the light of the observation method. Point out the characteristics, merits and demerits of the observation method.

3+3+3+3=12

Total number of printed pages-4

19 (III) REMT 3.4

2018

**ELEMENTS OF RESEARCH/  
RESEARCH METHODOLOGY**

Paper : 3.4 (OP<sub>2</sub>)

Full Marks : 80

Time : Three hours

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

1. Fill in the blanks : 1×10=10
- (i) Legal research is the study of \_\_\_\_\_ problems. (personal/legal)
  - (ii) An enactment is made by \_\_\_\_\_. (Legislature/Executive)
  - (iii) Criminal law deals with \_\_\_\_\_. (illegal activity/tort)
  - (iv) In research, the first step is to select a \_\_\_\_\_. (research problem/hypothesis)

Contd.



6. Illustrate the observation method with different types of observation. 12

**OR**

Define Interview method. Describe the characteristics and conditions of a good interview. 6+6=12

7. What is Report Writing? Discuss the different steps in writing a report. 4+8=12

**OR**

What is Sampling? What are the characteristics of good sample design? 12

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Total number of printed pages-4

19 (III) ELRE 3·4

**2017**

**ELEMENTS OF RESEARCH**

Paper : 3·4

Full Marks : 80

Time : Three hours

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

1. Fill in the blanks with appropriate option /  
Choose True/False : 1×10=10
  - (i) A Research based on analysis of case laws, statutes by applying logic and reasoning power is \_\_\_\_\_ research.  
(Doctrinal / Non Doctrinal)
  - (ii) Laws are made by the legislature and issued by the sovereign authority in the form of commands. — (True/False)
  - (iii) A \_\_\_\_\_ is a speculative statement that is subjected to verification through a research study. (Research Topic / Hypothesis)

Contd.

- (iv) The data collected through \_\_\_\_\_ method gives more convincing results. (observation / interview)
- (v) The term *ibid* means \_\_\_\_\_. (same reference / same person)
- (vi) Enactments are codified form of legal materials. — (True/False)
- (vii) Hypothesis is the last step in social research. — (True/False)
- (viii) The interview based on the pre-determined questions and the standardised techniques is called the \_\_\_\_\_ interview. (Structured / Unstructured)
- (ix) \_\_\_\_\_ gives the source of authority of the statements of the text. (Bibliography/ Footnotes)
- (x) A legal report is not a complete description of work done by the researcher. — (True / False)
2. Write short notes on : 2×5=10
- Substantive law
  - Reports of Commissions

- Null hypothesis
- Socio-legal research
- Sampling

3. What is law ? Mention various types of law. State the differences between Civil law and Criminal law. 2+4+6=12

**Or**

Write a brief note on case law technique. Trace its significance. 8+4=12

4. What is Judgment ? Discuss the importance of Judgment as legal material in research. 12

**Or**

Write brief notes on : 6+6=12

- Notification
- Enactment

5. "The words of an enactment are to be given their ordinary and natural meaning, and if such meaning is clear and unambiguous, effect should be given to a provision of a Statute". Discuss the above statement with reference to important case law. 12

**Or**

“Golden rule is modification of the principles of grammatical interpretation” — Discuss.

12

6. Discuss the major steps necessary for doing legal research. 12

**Or**

Write brief notes on the following :  $6+6=12$

a. Formulation of Hypothesis

b. Research Design

7. “it implies the use of eyes rather than of ears and the voice”.

Elucidate the above statement in the light of Observation method. Discuss its advantages and limitations. 12

**Or**

Discuss the following :

$4 \times 3 = 12$

a. Interview method

b. Case study method

c. Utility of library in research



Total number of printed pages-4

19 (Sem-III) REMT 3·4

2016

## RESEARCH METHODOLOGY

Paper : 3·4

*(Elements of Research)*

Full Marks : 80

Time : Three hours

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

1. Fill in the blanks : 1×10=10
- (a) Research is directed towards the solution of a \_\_\_\_\_.  
(Problem / Question)
- (b) A \_\_\_\_\_ research means that the research has been carried out on a legal proposition. (Doctrinal / Empirical)
- (c) Judgements are given by \_\_\_\_\_.  
(Parliament / Court)
- (d) The formulation of the topic into a research problem is the \_\_\_\_\_ step.  
(Last / First)

Contd.

(e) A hypothesis \_\_\_\_\_ be too vague or general (should/should not).

(f) \_\_\_\_\_ have accepted as competent to interpret the meaning of statutes.  
(Parliament / Courts)

(g) The sources of data collection are \_\_\_\_\_ types. (two/three)

(h) The term 'supra' means \_\_\_\_\_.  
(above/below)

(i) Journals and Magazines are \_\_\_\_\_ type of data. (Primary/Secondary)

(j) Enactments are \_\_\_\_\_ form of legal materials. (codified/uncodified)

2. Write short answers :  $2 \times 5 = 10$

(a) What is legal research?

(b) Define hypothesis.

(c) What is data?

(d) Write *two* advantages of a law library, when used as a tool of legal research.

(e) Write *two* importance of legal research report.

3. What is meant by civil law? How is it different from criminal law? 12

**Or**

Write an elaborate note on the characteristics of a good research. 12

4. What is called legal material? Write the importance of Report of Commission as a legal material. 12

**Or**

Write short notes on : (*any two*)  $6 \times 2 = 12$

(a) Notification as legal material

(b) Judgement

(c) Enactment.

5. What do you mean by Interpretation of statutes? Discuss the golden rule of interpretation. 12

**Or**

Write notes on the following :  $6 \times 2 = 12$

(a) Literal rule of Interpretation

(b) Mischief Rule of Interpretation.

6. What is Report Writing? Write the importance of Report writing in a legal research. 4+8=12

**Or**

Write the different steps involved in a legal research. 12

7. Explain "Sampling method" as a tool of legal research. Write its advantages and disadvantages. 12

**Or**

Write an exhaustive note on Case Study Method. 12

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Total number of printed pages-4

19 (3-III) ERMT 3.4 (OP<sub>2</sub>)

2015

**ELEMENTS OF RESEARCH /  
RESEARCH METHODOLOGY**

Paper : 3.4

**(Optional – OP<sub>2</sub>)**

Full Marks : 80

Time : Three hours

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

1. Fill in the blanks with appropriate answer :  
1×10=10
  - (a) Legal research is study of \_\_\_\_\_ problems.  
(Legal/Personal)
  - (b) Judgements are generally pronounced  
by \_\_\_\_\_ (Parliament/Court)
  - (c) Criminal Law deals with \_\_\_\_\_ wrong  
(Public/Private)

Contd.



- (d) The literal construction is confined to the words or expression used in the language of the \_\_\_\_\_ (Statute/discussion in Parliament)
- (e) According to \_\_\_\_\_ research design is planned sequences of the entire process involved in conducting a research study. (P.V. Young/Miller)
- (f) The scope of non-doctrinal research is \_\_\_\_\_ (narrow/wide)
- (g) \_\_\_\_\_ data is a requirement for Case Study Method (Quantitative/qualitative)
- (h) Research paper is a brief work based on \_\_\_\_\_ data (Primary/Secondary/both Primary and Secondary)
- (i) The \_\_\_\_\_ sources are available in a law library (Primary/Secondary)
- (j) The term *idem* means \_\_\_\_\_ (same person/different persons)

2. Write short notes on - 2×5=10

- (i) Ratio Decidendi
- (ii) Utilities of Interpretation of data
- (iii) Socio-legal research
- (iv) Null hypothesis
- (v) Utility of sampling.

3. Answer the following -

Define and distinguish between civil law and criminal law. 12

**Or**

Write an elaborate note on case law technique. What are the importance of a good case law technique for a legal research? 12

4. Write an exhaustive note on legal materials. How does it help in research? 12

**Or**

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

- (i) Characteristics of a good research and a good researcher
- (ii) Judgement and Decree
- (iii) Enactment and Covenant

5. Discuss the Golden rule of interpretation of statutes? Why is it called as modification of literal rule? 12

**Or**

Explain critically about the Mischief Rule of interpretation of statute. Discuss the necessity of various rules of interpretation of statutes. 2+10=12

6. What is the significance of legal research ?  
Discuss the major steps involved in legal research. 4+8=12

**Or**

*“ Collection of data is regarded as a fascinating phase of research ”*

Discuss the above statement. 12

7. “It implies the use of eyes rather than of cars and the voice”–

Discuss the above statement in the light of observation method. Discuss its advantages and limitations. 4+8=12

**Or**

Write notes on : (**any two**) 12

- (a) Use of law library in Research
- (b) Report writing and observation on a method.