

**HIGH COURT OF KERALA
JUDICIAL TEST (HIGHER) 2020
PART-I, PAPER-1**

JURISPRUDENCE AND LEGAL LANGUAGE

Total Marks 100
Time: 3 hrs

PART I

Answer any ELEVEN questions. Each carries 5 marks.

1. Co-ownership and Joint-ownership
2. What is a legal right ? Explain its ingredients
3. 'Law is what the judges say it is.' Explain.
4. Define obligation
5. Write a note on the dominant heritage and servient heritage
6. Distinguish lease from license
7. Write a note on strict liability
8. Hierarchy of courts in Kerala
9. Write a note on Primary and Secondary Rules
10. What are the purposes of administration of criminal justice
11. Write a note on the rights of unborn persons
12. Write a note on Judicial legislation
13. Mistake of law and fact
14. What is the importance of 'jurisdiction' and 'locus standi' in litigation?
15. Write a note on Equitable mortgage

[11x5=55]

PART II

Answer any THREE questions. Each carries 15 marks

[3x15=45]

1. Discuss the basic principles of Historical Jurisprudence
2. Write note on the following:
 - (a) per incuriam decision
 - (b) Custom and Prescription
 - (c) Rule of Recognition
3. Write a note on the Alternative Dispute Resolution Mechanisms and evaluate their importance in the modern context?
4. What are the principles of the Natural law theory? Examine its contribution to the Indian legal system.
5. Define possession. What are the different kinds of possession? Distinguish possession from ownership?