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Reg. No.....

Name.....

**FIVE YEAR B.A., LL.B. (HONS.) / B.Com., LL.B. (HONS.) /
B.B.A., LL.B. (HONS.) DEGREE EXAMINATION, APRIL 2024**

Ninth Semester

F.L. 31—ENVIRONMENTAL LAW

(2019 Admissions—Regular / 2018 Admissions—Supplementary)

Time : Three Hours

Maximum : 75 Marks

Part A

Write short notes on any five of the following.

Each question carries 3 marks.

1. Inter-Generational Equity.
2. Ecocentrism.
3. Central Pollution Control Board.
4. Conservation of bio-diversity.
5. Ozone depletion.
6. National Green Tribunal.

(5 × 3 = 15 marks)

Part B

Answer any three of the following problems.

Each problem carries 10 marks.

7. 'ABC Industries' applied for a Consent Order to the State Pollution Control Board (SPCB) under provisions of the Water (Prevention and Control of Pollution) Act, 1974 to start a factory. The SPCB refused to grant the Consent Order. What is the remedy available to 'ABC Industries'? Is there any difference between the provisions of the "Water Act" and the "Air Act" in the matter of granting consent by the SPCB ?
8. 'A' filed a complaint before the State Pollution Control Board (SPCB) claiming that an industry 'X' was discharging untreated effluents in the river. The SPCB directed industry 'X' to establish an effluent treatment plant within two months. After a lapse of two months, the SPCB ordered closure of the industry 'X' on the ground that industry 'X' did not comply with the direction of the Board. Discuss the validity of the order in the light of the provisions of Water Act, 1974.

Turn over

9. A factory was causing air pollution by releasing fly ash and discharge of steam. This caused inconvenience and discomfort to the people of that locality. A complaint of public nuisance was made by a lady alone as her husband was an asthma patient. The factory management argued that it was not a public nuisance but only a private nuisance. Decide.
10. A Public Interest Litigation is filed before the Supreme Court against a Rail Development Project on the ground that it is likely to adversely affect the natural environment of the area. Decide.

(3 × 10 = 30 marks)

Part C

Answer any two of the following questions.

Each question carries 15 marks.

11. Explain the terms 'Environment', 'Environmental Pollution' and 'Environmental Pollutant' as per statutory provisions. Also, discuss the Constitutional provisions that have a bearing on protection and conservation of Environment referring to leading decisions of the Supreme Court.
12. Briefly explain the law relating to protection and conservation of forests and wildlife in India.
13. Discuss the different types of legal remedies - civil, criminal and constitutional - available in India for environmental wrongs. What is the scope and ambit of using Public Interest Litigation (PIL) as an effective tool for environment protection? What are the new judicial trends in this area?

(2 × 15 = 30 marks)