

G 4277



Reg. No.....

Name.....

LL.M. DEGREE EXAMINATION, SEPTEMBER 2023

First Semester

LWCC0102—JUDICIAL PROCESS

(2022 Admissions—Regular and 2021 Admissions—Supplementary)

Time : Three Hours

Maximum Marks : 70

Answer any five questions.

All questions carry equal marks.

1. Discuss the concept of Judicial Process. Explain how it can serve as an instrument of social ordering in India.
2. Examine the role of precedent as a tool of judicial legislation in India.
3. According to Home, 'Life of law is not logic but experience' - Do you agree with this statement ? Explain
4. 'Adjudication is an objective and mechanical process, will be contrasted with a vision of judicial law making which replaces settled law if it is not in line with contemporary community values' - Discuss.
5. A judge sometimes acts as a legislator when he fills in the gaps in the laws- Explain with the help of landmark cases.
6. "The judges of the Nation are only the mouths that pronounce the words of the law, inanimate beings who can moderate neither its force nor its rigour"- Critically examine.
7. "Judicial power is never exercised for the purpose of giving effect to the will of the judge ; always for the purpose of giving effect to the will of the legislature ; or in other words, to the will of the law" - Explain this statement in the context of dynamic interpretations of Constitutional values
8. "Judges ought to remember that their office is *ius dicere* and not *ius dare* ; to interpret the law, and not to make law, or give law" - Examine the need for judicial restraint in India.

(5 × 14 = 70)

