

Write the following information in the first page of Answer Script before starting answer

ODD SEMESTER EXAMINATION: 2020-21

Exam ID Number _____

Course _____ Semester _____

Paper Code _____ Paper Title _____

Type of Exam: _____ (Regular/Back/Improvement)

Important Instruction for students:

1. Student should write objective and descriptive answer on plain white paper.
2. Give page number in each page starting from 1st page.
3. After completion of examination, Scan all pages, convert into a single PDF, rename the file with Class Roll No. **(2019MBA15)** and upload to the Google classroom as attachment.
4. Exam timing from 10am – 1pm (for morning shift).
5. Question Paper will be uploaded before 10 mins from the schedule time.
6. Additional 20 mins time will be given for scanning and uploading the single PDF file.
7. Student will be marked as ABSENT if failed to upload the PDF answer script due to any reason.

**BA LLB
NINTH SEMESTER
LABOUR & INDUSTRIAL LAW-I
BLB-901**

(Use separate answer scripts for Objective & Descriptive)

Duration : 3 hrs.

Full Marks : 80

(**PART-A : Objective**)

Time : 30 min.

Marks : 30

Choose the correct answer from the following:

1X10=10

1. Before the industrial dispute act was implemented in the year 1947, which act took care of the industrial dispute?
 - a. Trade dispute Act, 1929
 - b. Royal Commission on labour
 - c. Labour Management relations act 1947
 - d. None of the above
2. The main objective of Industrial Disputes Act, 1947 is:
 - a. To maintain good relationships between employer and employee
 - b. To investigate industrial dispute
 - c. To provide compensation in case of lay off
 - d. All of the above
3. To which settlement machinery can the central government refer the dispute under rule 81 A?
 - a. Conciliation
 - b. Arbitration
 - c. Adjudicator
 - d. Supreme court
4. The industrial dispute Act, 1947 was first amended in the year:
 - a. 1929
 - b. 1946
 - c. 1947
 - d. 1949
5. First come last go and last come first go is the principle of:
 - a. Lay-off
 - b. Closure
 - c. Retrenchment
 - d. Dismissal
6. Under which schedule of the Industrial Dispute Act, 1947 Public Utility Service have been listed out?
 - a. 1st Schedule
 - b. 2nd Schedule
 - c. 3rd Schedule
 - d. 4th schedule
7. Which of the following is an illegal industrial action as per law?
 - a. Mutual insurance
 - b. Collective bargaining
 - c. Lock out
 - d. Gherao
8. Which one of the following sections discusses appointment of commissioner under Employees Compensation Act, 1923?
 - a. Section 15
 - b. Section 20
 - c. Section 25
 - d. Section 30
9. No contribution is required for getting benefit under which of the following legislation?
 - a. Maternity Benefit Act
 - b. Employees Compensation Act
 - c. Under (a) and (b)
 - d. None of the above

10. If the money is due from the employer under the settlement of award, the workmen or his assignee can make an application to the appropriate government for the recovery with in the period given below:
- a. One year
 - b. One year and also after the said period of the appropriate government is satisfied that the applicant has cause sufficient cause for not making application within one year
 - c. Two years
 - d. Three years

Answer the following: (Use descriptive answer sheet)

2X10=20

1. Define industrial jurisprudence.
2. State two differences between award and settlement.
3. Define strike.
4. Define industrial tribunal.
5. What is illegal strike?
6. What do you mean by continuous service?
7. Give one example of unfair labour practice.
8. What is the method of calculating wage of Retrenchment?
9. What is bodily injury?
10. Who are the dependents under Employees Compensation Act?

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(PART-B : Descriptive)

Time : 2 hrs. 30 min.

Marks : 50

[Answer the following questions]

1. Critically explain Industrial dispute with illustration and case laws. 5+5=10
Or
Shorts notes on public utility services and strike. 5+5=10
2. Do you think the Industrial Disputes Act, 1947 is effective for industry? 4+6=10
What are the main features of this Act? Discuss relationships between employer and employee under this Industrial Disputes Act 1947.
Or
Critically explain work committee and National Tribunal with decided case laws. 5+5=10
3. Discuss various important provisions relating to Lay-off and Retrenchment under the Industrial Disputes Act, 1947. 3+7=10
Or
Explain the penalties for illegal strike and lockout, instigation, settlement of award disclosing confidential information. 10
4. Define unfair labour practices. Where unfair labour practices is committed? Discuss effect of unfair labour practices. Write two disadvantages of unfair labour practices. 2+2+6=10
Or
Write short notes on: 5+5=10
 - a) Employers liability for compensation.
 - b) Discuss method of calculating wages.
5. Discuss the main features of "The Employees Compensation Act 1923". 10
Or
Describe the appointment power and function of the commissioner under the employees compensation Act. 5+5=10

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