

LLB
FIFTH SEMESTER (SPECIAL REPEAT)
LABOUR & INDUSTRIAL LAW
LLB-501

(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. A cessation of work by the employees is known as:
 - a. Stoppage of work
 - b. Strike
 - c. Lay off
 - d. Lock out
2. Choose the correct objective of the Industrial Dispute Act.
 - a. To prevent illegal strikes
 - b. To promote measures for securing and preserving good relation between the employers and employees
 - c. To provide relief to workman in matters of lay-off and retrenchment
 - d. All of the above
3. Failure of employer to give employment to employees owing to shortage of power or raw materials or the breakdown of machinery is:
 - a. Retrenchment
 - b. Termination
 - c. Lay off
 - d. Dismissal
4. 'First come last go and last come first go' is the principle of:
 - a. Layoff
 - b. Closure
 - c. Retrenchment
 - d. Dismissal
5. The temporary closure of place of employment or suspension of work is known as:
 - a. Suspension
 - b. Lock-out
 - c. Dismissal
 - d. Lay off
6. Which of the following machinery are for the settlement of industrial dispute?
 - a. Indian Labour Conference
 - b. Joint Management Council
 - c. Industrial Tribunal
 - d. Standing Labour Committee
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. 'Labour Court' means a labour court constituted under section..... of Industrial Dispute Act.
 - a. 7
 - b. 10
 - c. 8
 - d. 11
9. Reference of the dispute to Boards, Courts, Tribunal is governed by section:
 - a. 12
 - b. 10
 - c. 15
 - d. None of the above
10. Reference of disputes to boards, courts or tribunals deals under which section?
 - a. 12
 - b. 13
 - c. 11
 - d. None of the above

Answer the following: (Use descriptive answer sheet)

2X10=20

1. Mention two types of illegal strikes.
2. What is industrial dispute?
3. Who is a conciliation officer?
4. Define wage as per the Employees Compensation Act, 1923.
5. Define 'Industrial Tribunal'.
6. Mention four persons who are included in the definition of dependents under the Employee's Compensation Act.
7. Mention two functions of labour court.
8. What is the penalty for committing unfair labour practice?
9. Explain the procedure of calculating wage in case of employer's compensation.
10. Define 'retrenchment' under the Act of 1947.

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(PART-B : Descriptive)

Time : 2 hrs. 30 min.

Marks : 50

[Answer the following questions]

1. Explain in detail- Industrial Jurisprudence in India. 10
Or
Discuss various objectives and scope of Industrial Dispute Act, 1947. 10
2. Explain Work committee and National tribunal. 10
Or
Describe the procedure of retrenchment along with the conditions precedent to retrenchment of workman. 10
3. Define unfair labour practice. Discuss various provisions of nature and penalties of unfair labour practice. 3+7=10
Or
Discuss in detail various provisions of unfair labour practice in relation to the part of employees and trade union of the employees and from the part of workmen and trade union of the workmen. 5+5=10
4. When is employer not liable to pay compensation under the Employees compensation Act? 10
Or
Describe the appointment, power and function of the commissioner under the Employee's Compensation Act, 1923. 5+5=10
5. What do you understand by compensation? Discuss in detail main features of the Employees Compensation Act, 1923. 2+8=10
Or
Discuss the importance of compensation under the Employees Compensation Act, 1923. What are the powers and functions of commissioner under the said Act? 3+7=10

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