| Name : | |
|------------|---|
| Roll No. : | An Alamade (1/K have being and Excellent) |

Invigilator's Signature :

CS/MBA(NEW)/SEM-4/HSA-404/2010 2010 LAW

Time Allotted : 3 Hours

Full Marks : 70

The figures in the margin indicate full marks. Candidates are required to give their answers in their own words as far as practicable.

GROUP – A

(Multiple Choice Type Questions)

- 1. Choose the correct alternatives for any *ten* of the following : $10 \times 1 = 10$
 - A contract which is enforceable by law at the options of one party thereto, but not at the option of the other is known as
 - a) void agreement
 - b) voidable agreement
 - c) none of these.
 - ii) The parties to the agreement must have agreed about the subject matter of the agreement in the same sense and at the same time. This is better known as
 - a) consensus as idem b) jus in rem
 - c) jus in personam d) none of these.

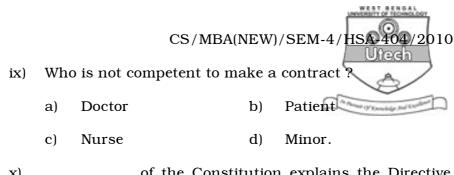
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- iii) Under Section IPC, a doctor should at once communicate to the police any information about a criminal act that might have come to his knowledge in his professional work.
 - a) 203 b) 206
 - c) 204 d) 205.
- iv) A written consent should be obtained in all of the following cases *except*
 - a) anesthesia b) blood transfusion
 - c) determination of age d) none of these.
- v) Complaints in which claim for compensation is up to is filed before district forum.
 - a) 20 lakhs b) 15 lakhs
 - c) 10 lakhs d) 5 lakhs.
- vi) Section of the CPA clearly states that any complaints found to be frivolous or vexatious shall be dismissed.
 - a) 24 b) 26
 - c) 25 d) 23.
- vii) is included under infectious waste.
 - a) swabs b) fetuses
 - c) knives d) laboratory reagents.
- viii) Human anatomical waste should be treated by
 - a) incineration b) autoclaving
 - c) microwave d) landfill.

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x) of the Constitution explains the Directive Principles of State Policy.

| a) | Part IV | b) | Part III |
|----|---------|----|----------|
| c) | Part II | d) | Part I. |

xi) of the Constitution deals with the Abolition of Untouchability.

| a) | Article 17 | b) | Article 18 |
|----|------------|----|------------|
| | | | |

c) Article 19 d) Article 20.

GROUP – B

(Short Answer Type Questions)

Answer any *three* of the following. $3 \times 5 = 15$

- 2. Over a cup of coffee in a restaurant, *A* invited *B* to a dinner at his house on a Sunday. *B* hires a taxi and reaches *A*'s house at the appointed time, but *A* fails to perform his promise. Can *B* recovery any damage from *A* ?
- 3. State whether there is any contract in the following cases :
 - a) A engages *B* for a certain work and promises to pay such remuneration as shall be fixed by *C*. *B* does the work
 - b) A and B promises to marry each other
 - c) A takes a seat in a public vehicle
 - d) *A* invites *B* to a card party. *B* accepts the invitation.

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- 4. Define fraud and misrepresentation.
- 5. Define the concept of insurance.
- 6. Explain the concept of contract as per Indian Contract Act.

GROUP – C

(Long Answer Type Questions) Answer any *three* of the following. $3 \times 15 = 45$

- 7. Mention the main duties of medical practitioner. What precautions should be kept in mind while obtaining consent from a patient ?
 7 + 8
- Define the concept of code of medical ethics. Explain in detail the main principle of medical ethics. 5 + 10
- Define professional negligence and professional misconduct.
 How do you differentiate between the two ? Give example.
- 7 + 810. a) What is the meaning of health care waste ?
 - b) State the different treatment and disposal techniques for health care waste. 5 + 10
- 11. Write notes on any *two* of the following : $2 \times 7\frac{1}{2}$
 - a) Valid contract
 - b) Consumer Protection Act 1986
 - c) Fundamental Rights
 - d) Company.

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