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Dear Readers,

Greetings from LAW EXAM TIMES!

Presenting Volume 20 of LAW EXAM TIMES, it gives us great satisfaction and pleasure that our all earlier volumes have been accepted by majority of the Law people. The present issue includes various legal articles/essays on recent important topics like-Lynching and Mob Violence, Right to Education and Legal Aid etc. Like earlier issues, this issue contains Legal Updates, Legal One Liner, Exam Notes, important points on Constitutional Law, General Knowledge Question Bank, Problem Based Questions, solved question papers of judicial, and other examinations of various States including Bihar, Delhi, Goa, Gujarat, Haryana, Karnataka, Kerala, Madhya Pradesh, Maharashtra, Punjab, Sikkim, Tamil Nadu, Tripura, Uttarakhand, Uttar Pradesh, West Bengal in addition to CBI Assistant Public Prosecutors. From this volume, we have started new columns viz. Topper's Interview, Computer Knowledge for Judicial Service and Legal Maxims Question Bank. Confidently, it is expected that this issue will be very useful for your next law examinations.

Any inadvertent errors are highly regretted and the editorial board will be highly obliged if any error, occurred in this issue, is brought into our knowledge at: lawexamtimes@gmail.com

With heartiest thanks!

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OBLIGATION OF GOVERNMENT TO IMPLEMENT CONSTITUTIONAL MANDATE ON RIGHT TO EDUCATION

Introduction:

While Indian Constitution adopted for the nation, education was put in part IV (Directive Principles of State Policy). But subsequently it was observed that the growth of illiteracy was higher than the growth of literacy. Thus, discussion to include education as Fundamental Right began. After long deliberation and debate, elementary education was included as Fundamental Right. It is historic so far as development of the nation. Literacy is the key of development and progress, socio-economically. Illiteracy is a curse on a state. The root cause of all evils is illiteracy. It creates blind beliefs as it creates circumstance of distrust among people. As a progressive state, India has implemented the "The right of children to free and compulsory education Act, 2009" which is popularly known as Right to Education (RTE) Act 2009.

Liability of State:

The Constitution of India in part IV under Directive Principles of State Policy specifically mandated the State to ensure the right of education to its citizen.

Article 41 of the Constitution on Right to work, to education and to public assistance in

certain cases states as "The State shall, within the limits of its economic capacity and development, make effective provision for securing the right to work, to education and to public assistance in cases of unemployment, old age, sickness and disablement, and in other cases of undeserved want."

Universal schooling accompanied by quality, equity and accessibility can be a single big move towards attaining future prosperity of every nation.



Ms. Chandana Roy
Talukdar

Article 45 which originally stated: "The State shall endeavour to provide, within a period of ten years from the commencement of this Constitution, for free and compulsory education for all children until they complete the age of fourteen years."

Constitution was amended and the time frame of 'ten years' was removed by 86th amendment and substituted by "The State shall endeavour to provide early childhood care and education for all children until they complete the age of six years."

In the same stress Constitution provide in Article 46 on 'Promotion of educational and economic interests of Scheduled Castes, Scheduled Tribes and other weaker sections' as "The State shall promote with special care the



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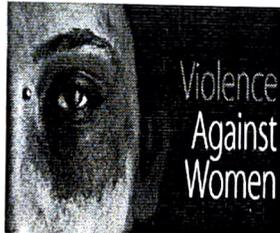
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ENVIRONMENT AND HUMAN RIGHT

Chandana Roy Talukdar
Principal, Nalbari Law College

INTRODUCTION

The entire land mass of the globe is divided into 195 sovereign states having its own boundary and government. The political boundary created by human being but the natural world as a whole surrounding human being is treated as environment. All of the living human inhabitants of the earth are within the boundary of these states. Each state guided by different policies and ideologies. But environment has no boundary- it has one undisputed policy. It spreads not only over land and water of the globe but the space also. The nature created its creature and the creature changes itself. The entire eco-system¹ of the planet must exist for survival of humankind.

Among all the living creatures only human can break the chain of system by destruction of nature, using manmade chemicals. "Over the past 50 years, humans have changed ecosystems more rapidly and extensively than in any comparable period of time in human history. This has resulted in a substantial and largely irreversible loss in the diversity of life on Earth"² Nature does not recognize human as its different creature. Human, being the careful and sensible creature of the nature has duties to save environment for survival in present and future.

In general sense, the rights inherit by all human beings, irrespective of nationality, place of residence, sex, origin, colour, religion, language, or any other status are called as human rights. These rights are equally entitled to all human without discrimination. These rights are all interrelated, interdependent and indivisible. These rights are necessary to enlarge our inherent traits, aptitude, talent and scruples to meet our objects and religious needs which ultimately ways to survival present and future. Human rights cannot be enjoyed in spoiled environment. Devastation of environment is therefore a violation of human rights. The entire of community with all its culture might extinct collectively in case of devastation of environment. Lack of specific environment resources, qualities or substances of mankind become poorer.

Human rights, therefore, have been incorporated in United Nations agenda. United Nations adopted human rights not only for rights but also regulates the ways to preserve the environment. The preservation of environment first molded by the United Nations Conference on

¹ a system, or a group of interconnected elements, formed by the interaction of a community of organisms with their environment- dictionary.com

² Millennium Ecosystem Assessment Report (2005)- www.unep.org/ecosystemmanagement

21ST CENTURY PANDEMIC AND SOCIETY

Editors

Dr. Nidhi Saxena

Dr. Veer Mayank

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Child and Women Labour Problem in India

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6

Changing Status of Indian Women

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Where women are honoured there the Gods are pleased but where they are not respected no sacred rite yields rewards. (Manusmriti)

Introduction

The Brahma Puraan on creation of mankind describes : To continue with creation, Brahma divided his body into two equivalent halves, gave form to a 'Man' and a 'Woman'. The man was Manu and the Woman was Shatrupa. Manu married Shatrupa as his idle wife.

Bible described God created humankind in God's image and instructed them to multiply and to be steward over everything else that God had made. Subsequently, Eve was created from one of Adam's ribs to be Adam's companion.

Islamic mythology described that the Divine wisdom created Adam from soil and created Eve to be Adam's life companion.

Scientifically a man and a woman is having equal physical appearance except some anatomical differences across gender.

The position of women's rights and opportunities so far depend on the rule of the land. Therefore we find different type of restrictions imposed on women depending on the legal and social rules of that country.

In this article it is emphasized to highlight the concept of humankind regarding women and acknowledgement by modern India.

Different Concepts on Women in Different Times in India

The word 'Gender' is socio-cultural term. It creates a general conception on nature and duties of male or female in a society. It changes from time to time and region to region. Gender is the conception of the society. But the term 'Sex' is biological and natural character. Combination of both sex create generations. Equal contribution of male and female sex create new life. Both sex are the equal part of the nature. Gender inequality is a denial to the natural course of the society.



TWO DAY NATIONAL CONFERENCE ON GENDER EQUALITY & WOMEN EMPOWERMENT FOR A SUSTAINABLE TOMORROW

Organised By: DEPARTMENT OF LAW, GAUHATI UNIVERSITY, GUWAHATI, INDIA

In Collaboration with UNITED NATIONS DEVELOPMENT PROGRAMME

Certificate

JUNE, 23-24, 2023

OF PRESENTATION

This is to certify that

**Dr./Ms./Mr. Chandana Roy Talukdar of Royal School of Law and Administration, Royal Global University
**Presented the paper titled CONSTITUTIONAL RIGHTS AND SAFEGUARDS PROVIDED TO THE
VULNERABLE GROUPS IN INDIA WITH SPECIAL REFERENCE TO DISABLED WOMEN AND CHILDREN.****

**at the National Conference on Gender Equality & Women Empowerment For A Sustainable Tomorrow
organised by Department of Law, Gauhati University, Guwahati, Assam, India in collaboration with
United Nations Development Programme on 23-24 June, 2023.**

(DR. APARAJITA BARUAH)
PRESIDENT, ORGANISING COMMITTEE
NCGEWEST
HEAD, DEPARTMENT OF LAW,
GAUHATI UNIVERSITY

(MR. JOHN BORGoyARI)
REGIONAL HEAD, NORTH EAST INDIA
UNITED NATIONS DEVELOPMENT PROGRAMME

(DR. RUPALI DEBBARMA)
CONVENOR, ORGANISING COMMITTEE
NCGEWEST
ASSISTANT PROFESSOR
DEPARTMENT OF LAW, GAUHATI UNIVERSITY



UNIVERSITY SCHOOL OF LAW

GUJARAT UNIVERSITY, AHMEDABAD-380009.



UGC SPONSORED TWO DAY'S NATIONAL SEMINAR

Certificate

This is to certify that Prof. / Dr. / Mr. / Ms. *Chandana Roy Talukar* has participated the UGC Sponsored National Seminar on "*Evaluating the Six and Half Decades of the Constitution of India and the Changing Roles of The Constitutional Institutions*" held on 22nd & 23rd October, 2016 and presented a paper on *The Necessity of Transparency in Law and Judicial Actions.*

S.P. Rathor

Prof. (Dr.) S.P. Rathor
Convenor



K.C. Raval

Prof. (Dr.) K.C. Raval
Seminar Director



CENTRE OF EXCELLENCE

UNIVERSITY SCHOOL OF LAW

GUJARAT UNIVERSITY, AHMEDABAD-380009.

TWO DAY NATIONAL SEMINAR

Certificate



This is to certify that *Dr. Chandana Roy Talukdar* has participated as a Resource Person and Chaired a Technical Session at the National Seminar on "*Child Rights and Future of Nation : Issues and Challenges from National and International Perspectives*" held on 20-21 January, 2018.

Prof. (Dr.) S.P. Rathor
Convenor



Prof. (Dr.) K.C. Raval
Seminar Director



CENTRE OF EXCELLENCE

UNIVERSITY SCHOOL OF LAW

GUJARAT UNIVERSITY, AHMEDABAD-380009.

TWO DAY NATIONAL SEMINAR

Certificate



This is to certify that *Ms. Chandana Roy Talukdar* has participated the National Seminar on "*Child Rights and Future of Nation : Issues and Challenges from National and International Perspectives*" held on 20-21 January, 2018 and presented / submitted a paper on *Obligation Of State To Provide Education In Childhood.*

Prof. (Dr.) S.P. Rathor
Convenor



Prof. (Dr.) K.C. Raval
Seminar Director



CENTRE OF EXCELLENCE
UNIVERSITY SCHOOL OF LAW
GUJARAT UNIVERSITY, AHMEDABAD-380009.
TWO DAYS NATIONAL SEMINAR

Certificate

This is to certify that Prof. / Dr. / Mr. / Ms. *Chandana Roy Talukdar* has participated the National Seminar on "*Recent Trends of Judicial Process in India : Journey Towards Transformative Constitutionalism*" held on 27-28 January, 2019 and presented a paper on *Gender Equality, Gender Justice and Education*.

Prof. (Dr.) S.P. Rathor
Convenor



Prof. (Dr.) K.C. Raval
Seminar Director



ICSSR-NEW DELHI SPONSORED
NATIONAL SEMINAR



ICSSR - NEW DELHI

ON
"CHILD AND WOMEN LABOUR : ISSUES AND CHALLENGES"

Organised by

Barpeta Law College, Barpeta, Pin - 781301, Assam

29th & 30th JANUARY, 2016

CERTIFICATE

This is to certify that Prof./Dr./Mr./Mrs./Miss. Chandana Roy Talukdar
of Nalbari Law College..... College/ University has attended as
participant/Keynote Speaker/Chaired a session/Resource Person/and Presented a Paper entitled
" changing status of Indian Women "
..... "the ICSSR-New Delhi Sponsored
National Seminar held on 29th & 30th January, 2016 at Barpeta Law College, Barpeta.

P. C. Dash

Dr. P. C. Dash
Chairman, National Seminar.
Organising Committee
Barpeta Law College

Mrigen Das

Mrigen Das
Co-ordinator, National Seminar.
Organising Committee
Barpeta Law College



UNITED BANK OF INDIA SPONSORED NATIONAL SEMINAR



On

“EMERGING PARADIGMS OF HUMAN RIGHTS: ISSUES, CHALLENGES AND PROSPECTS”

Organised By

DHUBRI LAW COLLEGE, DHUBRI (ASSAM)

16th MARCH, 2016

Certificate

This is to certify that Prof./Asso. Prof./Asst. Prof./Mr./Mrs./Miss. Chandana Roy Talukdar
Of Nalbari Law College College/University has attended as
Participant / Keynote Speaker / Chaired a Session / Resource Person / Presented a Paper Entitled
“ Environment & Human Rights ” in
the U. B. I sponsored National Seminar held on 16th March, 2016 at Dhubri Law College.


Mr. Taufiqul Islam,
Chairman,

National Seminar Organizing Committee,
Dhubri Law College.


Dr. Dwipendra Kr. Adhikary
President,

Dhubri Law College, G.B.


Mr. Nabarun Das Purkayastha,
Chief Regional Manager,

U.B.I. Guwahati Region


Mr. Dipankar Sarkar,
Co-Ordinator,

National Seminar Organizing Committee,
Dhubri Law College.



**NATIONAL WORKSHOP
ON
TRANSGENDER ISSUES : LAW AND POLICY**

Organised by the Department of Law, Gauhati University in collaboration
with the Assam State Legal Service Authority

CERTIFICATE OF PARTICIPATION

This is to certify that Dr./Mr. Ms. *Chandana Roy Talukdar* actively
participated in the workshop on TRANSGENDER ISSUES : LAW AND POLICY, on June 16, 2012
He/She also served as a resource person.

Professor (Dr.) Okhil Kumar Medhi
Vice-Chancellor,
Gauhati University

Professor Subhram Rajkhowa
Dean, Faculty of Law
Gauhati University



**THE SCHOOL OF LAW, TECHNOLOGY AND
SUSTAINABLE DEVELOPMENT (SLTSD)
OF THE
NATIONAL UNIVERSITY OF JURIDICAL SCIENCES,
KOLKATA**

This is to certify that

Chandana Roy Paul

*successfully participated in the Workshop
organized by the School of Law, Technology
and Sustainable Development, NUJS
supported by the*

Ministry of Environment & Forest,

Govt. of India

and held in the University at Salt Lake

during 16th to 18th October 2001

Gangotri Chakraborty
GANGOTRI CHAKRABORTY
Registrar, NUJS

N. R. Madhavamenon
N. R. MADHAVAMENON
Vice Chancellor, NUJS

GAUHATI UNIVERSITY WORKSHOP

ON

NEW GUIDELINES FOR NAAC ASSESSMENT

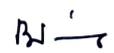
Date : 22nd March, 2014

Place : B. H. College, Howly

Certificate of Participation

Certified that Prof./ Dr./ Mr. *Chandana Roy Talukdar*..... Principal/ Co-ordinator,
IQAC of *Nalbari Law College*..... has actively participated in the one-day workshop jointly
organised by College Development Council, Gauhati University, Guwahati and Internal Quality Assurance Cell,
B. H. College, Howly on "New Guidelines for NAAC Assessment" held on 22nd March, 2014 at B. H. College, Howly.

 
(Prof. S. K. Kakati) (Dr. S. A. Ahmed)
Co-Ordinators, IQAC
B. H. College, Howly


(Dr. B. C. Pathak)
Principal
B. H. College, Howly


(Prof. J. C. Kalita)
Director, College Development Council
Gauhati University



UGC SPONSORED
NATIONAL WORKSHOP
On



COLLEGE DEVELOPMENT-CHALLENGES
AND OPPORTUNITIES

Date: 14th and 15th February, 2014

Jointly Organized by:

RANGIA COLLEGE, RANGIA AND DISPUR COLLEGE, GUWAHATI

Venue: PHANIDHAR DATTA SEMINAR HALL, GAUHATI UNIVERSITY

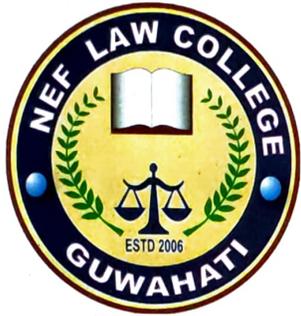
CERTIFICATE OF PARTICIPATION

This is to certify that *Chandana Roy Talukdar* has participated/ presented a paper titled
from *Nalbari Law College, Nalbari* in UGC sponsored National Workshop on College Development-Challenges and Opportunities jointly Organized by Rangia College, Rangia and Dispur College, Guwahati in association with College Development Council, Gauhati University, Assam College Principals' Council, Pub-Kamrup College, Baihata Chariali, Society for Education and Entrepreneurship Development (SEED), Guwahati

(Dr. Amar Saikia)
Principal, Dispur College

(Dr. Jogesh Kakati)
Principal, Rangia College

Conveners
Organizing Committee
National Workshop



NATIONAL SEMINAR

on

*Medical Tourism and Unabated Medical Negligence in
India: A Legal & Holistic Perspective*

5th December 2016

CERTIFICATE



This is to certify that Dr/Mr/Ms Chandana Roy Talukdar

has been the presenter in the National Seminar on 'Medical Tourism and Unabated Medical Negligence in India: A legal and holistic perspective' held on 5th December 2016 at NEF Law college, Guwahati organised by NEF LAW College, Guwahati in collaboration with Indian Council of Medical Research (ICMR), New Delhi.

Ms Radha Saini
Fellow UICC,
Geneva

Dr Kasturi Bora
Organising Secretary,
NSCNEF

Dr Ruma Bordoloi
Principal
NEF Law College

National Workshop on Rights of Women



Organised by J.B. Law College
Chandmari, Guwahati-3
on 12th & 13th May, 2018

CERTIFICATE

This is to certify that Dr./Mr./Ms. Chandana Roy Talukdar
acted as Resource Person/actively participated in the National Workshop on Rights of Women
held in J.B. Law College, Guwahati

B.M. Choudhury
Mr. B.M. Choudhury
Chairperson

Navanita Medhi
Dr. Navanita Medhi
Convenor

Mayuri Dutta
Ms. Mayuri Dutta
Assistant Convenor

NATIONAL SEMINAR - 2008, GUWAHATI



Certificate

This is to certify that

Sri / Smt. CHANDANA ROY TALUKDAR

participated in the

NATIONAL SEMINAR 2008

held at Guwahati on 21st, 22nd and 23rd November, 2008

conducted by

The Bar Council of India

The Bar Council of India Trust

The Bar Council of Assam, Nagaland, Meghalaya, Manipur, Tripura,

Mizoram, Arunachal Pradesh & Sikkim.

(S. N. P. SINHA)
Chairman
Bar Council of India
New Delhi

(ASHOK KR. DEB)
Managing Trustee
Bar Council of India Trust

(G. N. SAHEWALLA)
Chairman
Bar Council of Assam, Nagaland,
Meghalaya, Manipur, Tripura,
Mizoram, Arunachal Pradesh & Sikkim.

Dated : Guwahati the 23rd November, 2008



**WORKSHOP
ON
THE SIXTH SCHEDULE OF THE CONSTITUTION OF INDIA**

September 23, 2017

organised by
P.G. DEPARTMENT OF LAW, GAUHATI UNIVERSITY
in collaboration with
INDIAN LAW INSTITUTE, ASSAM CHAPTER
sponsored by
INDIAN LAW INSTITUTE, NEW DELHI

CERTIFICATE OF PARTICIPATION

This is to certify that Prof./Dr./Mr./Ms. Chandana Roy Talukdar..... has participated in the National Level Workshop on the Sixth Schedule of the Constitution of India organised by the P.G. Department of Law, Gauhati University in collaboration with the Indian Law Institute, Assam Chapter and sponsored by the Indian Law Institute, New Delhi on September 23, 2017

Sanjay Kumar Medhi

(S.K. Medhi)

Honorary Secretary

Indian Law Institute, Assam Chapter

Subram Rajkhowa

(Prof. Subram Rajkhowa)

Director of the Workshop



Rajiv Gandhi National University of Law, Punjab
(Established under Punjab Act 12 of 2006)
[Accredited with 'A' Grade by NAAC]



CERTIFICATE OF APPRECIATION

This certificate is awarded to

Dr. Chandana Roy Talukdar

for attending one day International Webinar on

“HUMAN RIGHTS OF MIGRANT LABOURERS IN COVID-19: INDIAN SCENARIO”

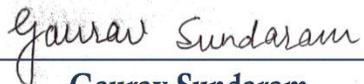
held on 6th July 2020

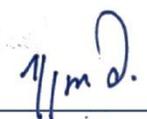
organised by

**Centre for Advanced Studies in Labour Welfare and
Centre for Advanced Studies in Human Rights**

in collaboration with

Think India


Gaurav Sundaram
Convenor, Think India


Dr. Geetika Walia
Faculty Co-ordinator, CASLW


Dr. Jaswinder Kaur
Faculty Co-ordinator, CASIHR


Prof. (Dr.) Naresh Kumar Vats
Registrar, RGNUL, Punjab



Certificate of Participation

This certificate is given to

DR. CHANDANA ROY TALUKDAR

For attending the Webinar on the topic

SHADES OF FEDERALISM

on Saturday, 25th July 2020 from 2:30 p.m. to 3:30 p.m. IST

Speaker: Ret. Dr. Shilpi Sharma

Head, School of Law,

Auro University, Surat

Organized by

Centre for Information Communication and Technology Law

Maharashtra National Law University Mumbai

Adv. (Dr.) Swapnil Bangali
Director, CICTL

Dr. Anand N. Raut
Deputy Director, CICTL



**CONSUMER ASSISTO IN COLLABORATION WITH NEW INDIAN CONSUMER INITIATIVE
& INDICC ASSOCIATES
ORGANISES INTERNATIONAL CONFERENCE ON
FUTURE OF CONSUMERISM: A ROLE OF SUSTAINABLE LIVING**

CERTIFICATE OF PARTICIPATION

This certificate is awarded to **Dr. Chandana Roy Talukdar** for attending the International
Conference on Future of Consumerism: A Role of Sustainable Living organised on
15th March 2020 in lieu of World's Consumer Rights Day



Shruti Gupta
Managing Director
Consumer Assisto



Mahal Rathee
Founder
Consumer Assisto





SHARDA
UNIVERSITY
Beyond Boundaries

SCHOOL OF
LAW

CERTIFICATE

This is to Certify that

Dr. Chandana Roy Talukdar

Participated in the webinar On
“Constitutional Morality : Cataclysm, Conundrum Or A Catastrophe”
Keynote Speaker:- **Padma Shree Awardee Prof Upendra Baxi**, Professor
Emeritus, Warwick University, UK ,Former Vice Chancellor, University of Delhi
Organised By School of Law, Sharda University on Saturday, 01 August. 2020

Prof.(Dr.) Pradeep Kulshrestha

Dean, School of Law





Certificate

Shivaji University, Kolhapur P. G. Department of Law

Organised

UGC Sponsored STRIDE Component - I Scheme

Two Days Online National Workshop on

"Awareness of Intellectual Property Rights: A Need of the Hour"

8th and 9th May, 2020

This is to Certify that Dr. Chandana Roy Talukdar.

has successfully participated in the UGC Sponsored STRIDE Component - I Scheme Two Days Online National Workshop on "Awareness of Intellectual Property Rights: A Need of the Hour". Organised by P. G. Department of Law, Shivaji University, Kolhapur on 8th and 9th May, 2020.

C.S. Bagadi

Dr. C. S. Bagadi
(Programme Coordinator)

Dr. V. Y. Dhupdale
(Programme Director)