



Name :

Roll No. :

Invigilator's Signature :

CS/HM/SEM-5/BHM-503/2010-11

2010-11

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 × 1 = 10

i) An agreement by a person who is incompetent to contract is a

- a) valid agreement b) void agreement
c) voidable agreement d) none of these.

ii) An agreement by which money is payable by one person to another on the happening or non-happening of an event is a

- a) contingent contract b) wagering agreement
c) void agreement d) none of these.



- iii) X agrees to pay Y Rs. 1,00,000 if Y kills Z. Agreement between X & Y is
- a) void
 - b) voidable at the option of Y
 - c) illegal
 - d) none of these.
- iv) X beats Y & compels him to sell his car for Rs. 50,000. This is an example of obtaining consent by
- a) fraud
 - b) misrepresentation
 - c) undue influence
 - d) coercion.
- v) Bio-Medical Waste Management & Handling Rules came into force in the year
- a) 1997
 - b) 1998
 - c) 1999
 - d) 2000.
- vi) According to Bio-Medical Waste Management & Handling Rules, an occupier should submit an annual report of various categories & amount of biomedical wastes generated in the preceding year to the prescribed authority by
- a) 31st of January
 - b) 28th of February
 - c) 31st of March
 - d) 30th of April.
- vii) The type of contract in which the obligations of the parties are to be performed at later date is called
- a) Executed contract
 - b) Executory contract
 - c) Quasi contract
 - d) None of these.



- viii) As penalty under the Consumer Protection Act, 1986, imprisonment may range from
- a) one month to 3 years b) one month to 2 years
c) one month to 1 year d) life imprisonment.
- ix) Any person aggrieved by the decision of the National Commission may prefer an appeal to the Supreme Court within
- a) 24 hours b) 30 days
c) 3 months d) 1 year.
- x) Waste sharps belong to
- a) category 4 waste b) category 5 waste
c) category 6 waste d) category 7 waste.
- xi) According to West Bengal Clinical Establishment Rules, the minimum number of RMOs to be provided in any in-patient facility is
- a) 1 for every 10 patients b) 1 for every 15 patients
c) 1 for every 20 patients d) none of these.

GROUP – B

(Short Answer Type Questions)

Answer any *three* of the following. 3 × 5 = 15

2. Distinguish between coercion and undue influence.
3. Write a note on Quasi Contract. Explain with the help of examples.
4. State the provision relating to leaves and hours of work as given in Shop and Establishment Act.
5. According to the West Bengal Clinical Establishment Act define 'clinical establishment' and 'clinical laboratory'.
6. Give a brief note on colour coding in Bio-medical waste management.



GROUP – C

(Long Answer Type Questions)

Answer any *three* of the following. $3 \times 15 = 45$

7. In what cases are the consideration and object of an agreement said to be unlawful ? Discuss the exceptions to the rule – ‘No Consideration No Contract’. 8 + 7
 8. Mention the rights of a consumer. What are the objectives of Consumer Protection Act ? State how consumers can settle disputes with the help of Redressal Agencies. 4 + 4 + 7
 9. What are the compulsory and voluntary duties of a doctor ? Can a doctor exercise undue influence on a patient ? Under what circumstances can a doctor divulge professional secrets ? 8 + 2 + 5
 10. Define bio-medical waste. Give examples. Discuss the classification, treatment and disposal of bio-medical waste according to Bio-Medical Waste Rules, 1998 ? 4 + 11
 11. State the procedure for application for registration and license of clinical establishment under the WB Clinical Establishment Act. Also state under what circumstances registration and license may be cancelled. 8 + 7
-