

Question: Read the following legal text and answer the questions given below it.

10 marks

This is an appeal by the State of Orissa against an order of acquittal passed by the Sessions Judge of Mayurbhanj in a case under Sections 302, 324 and 326 I.P.C. instituted against the respondent, a Nepali named Ram Bahadur Thapa.

In village Rasgovindpur in Balasore district there is an abandoned aerodrome in which was collected a large quantity of valuable aeroscrap. The Garrison Engineer of the Defence Department kept the aeroscrap in charge of two choukidars named Dibakar (P.W. 22) and Govind (P.W. 23) with a view to prevent pilferage by unauthorised persons. One Jagat Bandhu Chatterjee (P.W. 29) of the firm of Chatterji Brothers, Calcutta, came to Rasgovindpur accompanied by a Nepali servant named Ram Bahadur Thapa (respondent) sometime in April 1958 for the purpose of purchasing the said aeroscrap. He and his Nepali servant stayed in the house of one Krishna Chandra Patro (P.W. 26) who was keeping a tea stall in village Rasgovindpur. All round the aerodrome there are Adivasi villages, inhabited mostly by Santals and Majhis. These, persons have strong belief in ghosts and the abandoned aerodrome earned a notoriety in that area as being infested with ghosts.

There are several footpaths cutting across the aerodrome, leading from one village to another. But on account of their fear of ghosts the Adivasis would not ordinarily venture out at night alone, along those paths, On the 20th May 1958 one Chandra Majhi (P.W. 11) who is a resident of village Telkundi close by went to the tea-stall of Krishna Chandra Patro (P.W. 26) in village Rasgovindpur at about 9 p.m. and took shelter there for the night because he was afraid of proceeding alone to his village (Telkundi) at that hour of the night for fear of ghosts. But Jagat Bandhu Chatterji (P.W. 29) and his Nepali servant (respondent) were anxious to see the ghosts. Hence at about midnight they persuaded Krishna Chandra Patro (P.W. 26) to accompany them to see the ghosts and they all woke up Chandra Majhi (P.W. 11), escorted him to his village of Telkundi, and then began, returning to Rasgovindpur through a foot-path across the aerodrome. While passing through camp No. IV they noticed a flickering light at a distance of about 400 cubits from the path-way. There was a strong wind blowing and the movement of the light in that breeze created in them an impression that it was not ordinary light but 'will-o' the wisp.' They also found some apparitions moving around the flickering light. They thought that some ghosts were dancing round the light and they all ran towards that place.

Q.1 Against whose order has this appeal been filed by the State of Orissa?

Q. 2 Under which sections of the Indian Penal Code was this case instituted against the respondent?

Q. 3 Who is the respondent in this case?

Q. 4 Where is the abandoned aerodrome located?

Q. 5 What are the names of the choukidars kept in charge of aeroscrap?

Read the following passage carefully and answer the questions based on it.

10 marks

Back in 1891, Britain was at the tail end of a flu pandemic that killed around a million people worldwide, and Carbolic Smoke Balls were a quack remedy to avoid getting the flu. It involved putting a tube up your nose, which was attached to a rubber ball filled with carbolic acid, which would cause your nose to run. So confident were the Carbolic Smoke Ball Company in the quality of their product that they offered a £100 reward to anyone who used a Carbolic Smoke Ball regularly and subsequently got the flu – and it's worth bearing in mind that £100 in 1981 is the equivalent of around £11,500 in today's money. Mrs Carlill used the Carbolic Smoke Ball religiously, and came down with the flu all the same. The Carbolic Smoke Ball Co. had said in their advertisements, “£100 reward will be paid by the Carbolic Smoke Ball Company to any person who contracts the increasing epidemic influenza colds, or any disease caused by taking cold, after having used the ball three times daily for two weeks” and also added, “£1000 is deposited with the Alliance Bank, Regent Street, showing our sincerity in the matter” but when Mrs Carlill requested her money, they refused to pay up. The court held that they had entered into a valid contract with Mrs Carlill, and ordered them to hand over the money.

Questions:

- Q.1 What happened in Britain in 1891?
- Q. 2 What remedy was used to protect oneself from the contracting of flu?
- Q. 3 What reward was offered by the Carbolic Smoke Ball Company?
- Q. 4 Where was the reward money deposited by the Carbolic Smoke Ball Company?
- Q. 5 Who contracted flu despite using Carbolic Smoke Balls all the times?

Read the following passage carefully and answer the questions given below.

10 marks

Good manners are expressed by us through our behaviour and conduct. It is through our words and deeds that we show good manners. Being polite and courteous is good manners. Being rude and arrogant is a sign of having bad manners. A cultured person has good manners. A good mannered person is always appreciated and respected by people. People like to have friendship with those who are good mannered. A person who does not have good manners loses dignity and self-respect. Good manners should be inculcated in childhood so that they take firm root, and can see one through life.

Good manners are also reflected in how we conduct ourselves in our day-to-day life. We can show good manners at home, in the classroom at school, on the playground, and at any other place too whether we are travelling on a bus or flight, or enjoying an excursion or a holiday. One should be good mannered at all times. That shows integrity of character. If one is good mannered only where there is some benefit to be accrued or to give a good impression of oneself to others, it means the good manners are not truly a part of the person. It shows the superficiality of the good manners expressed.

Questions:

- (i) How are the good manners expressed by us?
- (ii) What is the sign of having bad manners?
- (iii) Who loses dignity and self-respect?
- (iv) When should the good manners be inculcated and why?
- (v) What shows the superficiality of the good manners expressed?