

SCHOOL OF LAW
HAMDARD INSTITUTE OF LEGAL STUDIES & RESEARCH (HILSR)
JAMIA HAMDARD, NEW DELHI

End Semester Theory Examination, May/June 2025

LL.M 2nd Semester

Subject: Law and Justice in a Globalising World (LL.M – 201)

Set-A

Time : 10:00 AM to 01:00 PM

Maximum Marks-60

Date:06/05/2025

Instructions

- I. *Write your Roll Number on the top immediately on receipt of this question paper.*
- II. *Attempt five questions selecting one from each Unit. All questions carry equal marks.*

Unit -I (12 marks)

1. Critically evaluate the debate between coercive theories of law and the view of law as a system of norms, rules, and principles. Refer to Bentham, Austin, Hart, and Kelsen in your analysis.

OR

2. Discuss the relevance of coercion in contemporary legal systems. Refer to scholarship to challenge or support your argument.

Unit-II (12 marks)

3. In what ways does Lon Fuller's idea of "the internal morality of law" differ from the positivist separation of law and morals?

OR

4. Explain how Ronald Dworkin challenges the positivist claim of the separation of law and morality.

Unit- III (12 marks)

5. Discuss Ronald Dworkin's theory of adjudication as outlined in *Hard Cases*. How does it differ from traditional formalist approaches.

OR

6. Discuss the critique of judicial review by Jeremy Waldron. Why do you think India needs a strong judicial review.

Unit -IV

(12 marks)

7. Globally, feminist movements and legal theories are vulnerable to being co-opted by dominant groups. In India, this trend has surfaced notably in the way savarna feminists have begun advocating on behalf of Muslim women's issues. A comparable pattern of appropriation is also visible in how the struggles of queer communities are represented. Discuss. What strategies can be employed to address these challenges and ensure that marginalized voices are authentically heard and represented?

OR

8. Critically evaluate how Critical Legal Studies (Theory) reconceptualizes the relationship between law, politics, and power.

Unit-V

(12 marks)

9. What is historical justice? Discuss its importance in transitional societies.

OR

10. Critically examine the various strands of philosophical debate on distributive justice.
