'समानो मन्त्रः समितिः समानी'

UNIVERSITY OF NORTH BENGAL

LL.B. (3 yr.) 5th Semester Examination, 2021

HEALTH LAW

PAPER CODE: GE02

Time Allotted: 3 Hours   Full Marks: 100

The figures in the margin indicate full marks.

The students are advised to follow the word limit mentioned below strictly while answering questions.
The marks will be deducted if answers exceed word limit.
16-20 marks- 400 words / 10-15 marks- 300 words / 6-9 marks- 200 words / 2-5 marks- 100 words

Answer Question No. 7 and any *four* questions from the rest

1. (a)	What do you mean by 'Right to Health'?	5
(b)	"Health is multidimensional" — Briefly explain.	5
(c)	Explain the concept of 'Right to Health' in relation to vulnerable groups of the country.	10
2.	"The Constitution of India guarantees the right to health for every citizen of India." — Discuss in the light of Part-III and Part-IV of the Constitution with the help of decided cases.	20
3. (a)	Explain Negligence by Professional and Negligence by Medical Professional with the help of Jacob Mathew's Case (Jacob Mathew vs. State of Punjab 2005 Cri LJ 3710).	10
(b)	What are the liabilities of doctors under Consumer Protection Act, 1986?	10
4. (a)	'The preventive measures of mental illness can work at three levels' — Explain those three levels.	6
(b)	What are the types and causes of mental illness?	8
(c)	What are the treatments for those who are addicted to drugs?	6
5. (a)	Discuss the Bhopal Gas Leak Case and the principle that is applied in this case.	10
(b)	What directions were given by the Supreme Court in the case of MC Mehta vs. Union of India (AIR 1987 SC 1086).	10

6. (a) Discuss the rights and duties of HIV / AIDS patients. 12

   (b) What are legal provisions relating to HIV / AIDS in International Conventions and in Indian Laws. 8

7. Answer any *four* short notes from the following: 5×4 = 20

   (a) Medical Jurisprudence

   (b) Bio-Medical Waste

   (c) National Health Policy

   (d) Mental Health Act, 1987

   (e) Post-Mortem Examination

   (f) Asphyxia Death.

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