

29 NOV 2025

NATIONAL LAW UNIVERSITY, JODHPUR

End Term Examination, August- December, 2025

Semester: IX

Subject: Professional Ethics

TIME: Three Hours

Instructions:

Marks: 100

1. *Attempt Any Five Questions.*
2. *Marks for all questions are indicated in the brackets at the end.*
3. *This is a close book exam; no student is allowed to carry any study material.*
4. *No clarification will be sort during examinations.*

Q.1) Discuss the constitutional validity of Contempt of Courts act, 1971. How is civil contempt different from criminal contempt? Explain in detail in the light of decided cases. (Marks 20)

Q.2) What is the difference between 'Professional Misconduct' and 'other misconduct' occurring in section 35 (1) of the Advocates Act, 1961. (Marks 20)

Q.3) Write short note on following: (Marks 10+10=20)

- i. Restrictions on senior advocates.
- ii. Freedom of speech and contempt of court.

Q.4) Despite clear Judicial pronouncements declaring the strike by lawyers to be illegal by the Apex Court, strikes and boycott calls are resorted by the Lawyers Association throughout India and the profession has not been able to retrieve the lost social respect and as such the Judicial system is being held to ransom and the administration of law and justice is being threatened. Critically examine it with case laws if any and suggest legal remedies? (Marks 20)

Q.5. Discuss following cases: (Marks 4*5=20)

- i. Arav a businessman in Mumbai, had one son Brijesh by his first wife and Chandan by his second wife. After the death of Arav family dispute arose between the two sons relating to property and business. Dev who was their business and family advocate and friend of Arav, was engaged by Brijesh against his brother the suit ultimately failed. After few years Chandan filed, a criminal suit against Brijesh through Dev and he won the suit. Brijesh filed the complaint to Bar council Maharashtra against Dev for misleading and breach of trust. Discuss and decide.
- ii. Due to the increase in the road accidents and mismanagement of traffic as well as disturbance of public mobility the Division Bench of the High Court of Rajasthan by order dated 1/10/2022 banned the holding of meetings on public roads and road margins in the State with the object of ensuring accident-free and uninterrupted

traffic along such public roads till further orders. These Orders were confirmed subsequently; a Review Petition was dismissed and the Special Leave Petition was also rejected by this Court. Meanwhile, on 26.11.2022, one 'A' delivered a speech in a public meeting at Jodhpur, Rajasthan in connection with a hartal organised to protest against the hike in petroleum prices, which was widely reported by the media. 'A' during the speech said that---

“Why should those Judges sit in glass houses and pass verdicts anymore? If they have any self-respect they should resign and step down from their office. The judiciary can attain greatness only when judgments acceptable to the country and obeyed by the people are passed. Today even the judiciary is ashamed. If the Executive exceeds its limits the judiciary is there to save. Judges are to interpret the laws and interpret the intention of the Legislature which had made the laws and pass orders accordingly. Unfortunately, what some idiots (fools) occupying our seat of justice say is nothing else. Actually, speaking they themselves make laws and they themselves issue orders. This is not conducive to a democratic country” Decide the liability of 'A'.

- iii. Anant who is an advocate rented his apartment to Bhanu in 2018. During Covid Bhanu failed to give the rent for more than two years (2020-2022), so Anant filed a suit against Bhanu. Anant hired the established advocate of the city, Harish. The day when hearing was scheduled Anant went to the court with Harish, his advocate. When he saw Bhanu he became furious and assaulted him he also kicked him and his advocate, Jai. He asked Jai to refrain himself from the case. Jai and his client filed a suit of misconduct against Anant. Decide
- iv. One of the senior advocates of the Supreme Court gave an interview to the Tehelka magazine in which he claims that half of the previous judges of the Supreme Court are corrupt and biased. Discuss the liability if any of the advocate.

Q.6. Discuss the qualifications and eligibility to be enrolled as an advocate and also discuss how the advocates name be removed from the roll?

(Marks 20)