

3 MAY 2023

NATIONAL LAW UNIVERSITY JODHPUR

End Term Examination: April-May 2023

Semester: UG 8 Semester

Subject: Labour Law-2

Time: Three Hours

Marks: 100

Instruction:

1. Answer **Any Five** Questions. Each Question carry 20 marks.
2. Read the questions carefully and answer accordingly.

Q1. Make an analysis of Steel Authority of India v. National Union of Waterfront Workers (2001) 7 SCC (L&S) 1344.

(20 MARKS)

Q2. "The principal aim of Socialist state is that the less equipped person shall be assured a decent minimum standard of life and exploitation in any form shall be eschewed. There will be equitable distribution of national cake and worst off shall be treated in a manner to push them up the ladder". Analyse the statement in relation to the feminisation of labour

(20 marks)

Q3. Wage deduction just as wage additions are more common in India than in Western Countries. Fines are considered as most useful way of enforcing discipline and are liberally applied. Wage additions, as bonus or in any other forms are used as incentives or more often to subsidize the worker or his family or to increase his real wage. Explain this in association with Payment of Wages Act, 1936 (20 marks)

Q4. Mr X was convicted in a Sessions Case involving kidnapping of a minor under Section 363 and Section 344 IPC and he was directed to undergo 5 years rigorous imprisonment. Mr X was an employee of New India Assurance Company where he has rendered service for 19 years and 6 months. As a reason of his conviction he was terminated from service. He moved an application to get his gratuity which was rejected by the company. He approached the Hon'ble Rajasthan High Court against this. Decide (20 marks)



ESOS YAM E III

Q5. Mr Das was a guard at Dayanand Hospital where he and another guard, Mr Kishan was bitten by a mad dog on 20/01/2021 when they were on duty. Mr Das died during his treatment on 15/02/2021 but Mr Kishan survived. The widow of Mr Das brought an application for compensation which was rejected by the employer on the ground that Mr Das was wilfully negligent in taking precautions which resulted in his death as Mr Kishan survived. Decide

(20 marks)

Q6. Make an analysis of Code on Social Security with respect to the rights of gig workers in India,

(20 marks)

