

**Centre for Aerospace & Defence Laws (CADL)
DIRECTORATE OF DISTANCE EDUCATION
NALSAR UNIVERSITY OF LAW, HYDERABAD**

M.A. (Security & Defence Laws)

Academic Year: 2022-2023

Second Semester - End Semester Examination (June, 2023)

Paper IV - 1.2.8. Defence Laws and Policies in India

Duration of the Examination: 2 ½ hours

Total Marks : 70 marks

INSTRUCTIONS TO CANDIDATES

- a) Read the instructions carefully and adhere to the same.
 - b) Please mention your DDE ID No., date of the exam, name of the programme & subject on the Answer Sheet and the Additional Answer Sheets, if any.
 - c) The questions to be interpreted as given and no clarification can be sought from the Invigilator.
 - d) Clearly indicate the question numbers while answering them. Answers without question numbers / wrong question numbers will not be evaluated.
 - e) Write the answers clearly and neatly. Answers in illegible handwriting will not be taken into consideration.
 - f) Candidates are prohibited to carry phones or any other electronic devices, books, material etc. in the Examination Hall.
 - g) Copying is strictly prohibited and is considered as a serious academic misconduct and the University will take action as it deems fit.
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Section – A

**Answer FIVE questions out of SEVEN questions and each question carries 10 marks.
(5 x 10 marks = 50 marks)**

- 1. a. Compare and contrast the functions of the Department of Defence Production and the Department of Defence Research and Development. How do they support the defense sector?

b. Evaluate the importance of the Cabinet Committee on Security in shaping defense policies and strategies. How does it function?
- 2. A defense contractor has been accused of breaching a contract and providing substandard equipment to the armed forces. Analyze the legal implications of the breach and discuss the possible remedies available to the government and the contractor to resolve the dispute and mitigate the damages caused.

3. A defense personnel has been charged with a violation of the Army Act during an active operation. Analyze the legal provisions under the Army Act and discuss the factors that the court would consider while adjudicating the case.
4.
 - a. A defense equipment manufacturing company has been accused of violating the provisions of the Arms Act by exporting restricted goods without proper authorization. Analyze the legal implications of the violation and discuss the potential penalties that the company may face under the law.
 - b. Discuss the significance of the National Investigation Agency Act in combating terrorism. How does it empower the security agencies?
5. A military officer has been subjected to a court-martial proceeding on charges of insubordination. Analyze the legal aspects of the court-martial and discuss the possible defense strategies that the officer's legal team can adopt.
6. You are a member of the Armed Forces Tribunal. A defense personnel has filed an appeal challenging the verdict of a court-martial. Discuss the legal principles and factors that the tribunal would consider while reviewing the appeal and rendering a decision.
7. Compare and contrast court-martial proceedings in the Indian Army, Indian Air Force, and Indian Navy. How do they differ in terms of jurisdiction and process?

Section – B

Answer FOUR questions out of SIX questions and each question carries 05 marks. (4 x 5 marks = 20 marks)

- a. Explain the significance of company law in the defense sector.
- b. Discuss the significance of the Department for Ex-Servicemen Welfare in the organizational structure of defense.
- c. Evaluate the significance of the Armed Forces (Special Powers) Act in maintaining law and order in sensitive areas. How does it impact human rights and civil liberties?
- d. Analyze the provisions and objectives of the Central Reserve Police Force Act.
- e. Discuss the significance of the National Investigation Agency Act in combating terrorism.
- f. Explain the objective and establishment of the Armed Forces Tribunal.