



0302/0722

III Semester 3 Year LL.B./VII Semester 5 Year B.A. LL.B./B.B.A. LL.B.  
Examination, June/July 2016  
LABOUR LAW

Duration : 3 Hours

Max. Marks : 100

**Instructions:**

1. Answer Q. No. 9 and any five of the remaining questions.
2. Q. No. 9 carries 20 marks and the remaining questions carry 16 marks each.
3. Answer should be written either in English or in Kannada completely.

**మాచసగళు:**

1. ప్రత్యే నం. 9న్న మత్తు లజిదవుగణల్లి యావుదో ఐదు ప్రత్యేగాగే లుత్తరిసిరి.
2. ప్రత్యే నం. 9 కే 20 అంకగళు మత్తు లజిదవుగణగే తలా 16 అంకగళు.
3. లుత్తరగణన్న సంపూర్ణ అంగ్ ఆధవా క్షణ్డ భాషెయల్లి మాత్ర లుత్తరిసిరి.

Q. No. 1. Define industrial dispute under the Industrial Dispute Act, 1947 and when an individual dispute will become Industrial Dispute ? Marks : 16

జెద్దోగిక వివాదగళ అధినియమ 1947ర అడియల్లి జెద్దోగిక వివాదమన్న వ్యాఖ్యానిసిరి మత్తు యావాగ వైయుక్తిక వివాదపు జెద్దోగిక వివాద ఆగుత్తద ?

Q. No. 2. Explain the provisions relating to voluntary arbitration under the Industrial Disputes Act 1947. Marks : 16

జెద్దోగిక వివాదగళ అధినియమ 1947ర అడియల్లి స్ప్రెషిటీ పెంచాయిగే సంబంధపట్ట నియమగణన్న వివరిసిరి.

Q. No. 3. Define lay-off and what are the provisions relating to lay-off compensation ? Marks : 16

లుద్దము బంధియన్న వ్యాఖ్యానిసిరి మత్తు లుద్దము బంధి పరిహారకే సంబంధపట్ట నియమగణ యావువు ?



Q. No. 4. Briefly explain the various privileges of a registered Trade Union. Marks : 16

ನೊಂದಣಿ ಆದ ಕಾರ್ಮಿಕ ಸಂಘದ ವಿವಿಧ ಸವಲತ್ತುಗಳನ್ನು ಸಂಕ್ಷಿಪ್ತವಾಗಿ ವಿವರಿಸಿರಿ.

Q. No. 5. When an employer is liable to pay compensation under the Employees Compensation Act 1923 ?

Marks : 16

ಕಾರ್ಮಿಕರ ಪರಿಹಾರ ಅಧಿನಿಯಮ 1923ರ ಅಡಿಯಲ್ಲಿ ಮಾಲೀಕನು ಯಾವಾಗ ಪರಿಹಾರವನ್ನು ನೀಡಲು ಹೋಣೆಗಾರನಾಗುತ್ತಾನೆ ?

Q. No. 6. Explain the various benefits provided under the Employees State Insurance Act 1948.

Marks : 16

ಕಾರ್ಮಿಕರ ರಾಜ್ಯ ವಿಮಾ ಅಧಿನಿಯಮ 1948ರ ಅಡಿಯಲ್ಲಿ ಕೊಡಲ್ಪಟ್ಟಿರುವ ವಿವಿಧ ಪ್ರಕಾರಗಳ ಸೆಲಚ್ಚುಗಳನ್ನು ವಿವರಿಸಿರಿ.

Q. No. 7. Briefly explain the provisions relating to safety under the Factories Act 1948.

Marks : 16

ಕಾರ್ಬಾರನೆಗಳ ಅಧಿನಿಯಮ 1948ರ ಅಡಿಯಲ್ಲಿ ಸುರಕ್ಷತೆಗೆ ಸಂಬಂಧಿಸಿದ ನಿಯಮಗಳನ್ನು ಸಂಕ್ಷಿಪ್ತವಾಗಿ ವಿವರಿಸಿರಿ.

Q. No. 8. Write notes on **any two** of the following :

Marks : 8×2=16

ಯಾವುದಾದರೂ ಎರಡರ ಬಗ್ಗೆ ಟಿಪ್ಪಣಿ ಬರೆಯಿರಿ :

a) Certifying officer.

ದೃಢೀಕರಣ ಅಧಿಕಾರಿ.

b) Procedure for fixation of minimum wages.

ಕನಿಷ್ಠ ವೇತನದ ನಿಗದಿಯ ಪ್ರಕ್ರಿಯೆ.

c) Central Advisory Board and State Advisory Board under to Contract Labour (Regulation and Abolition) Act 1970.

ಗುತ್ತಿಗೆ ಕಾರ್ಮಿಕ (ನಿಯಂತ್ರಣ ಮತ್ತು ನಿರ್ಮಾರ್ಳನಾ) ಅಧಿನಿಯಮ 1970ರ ಅಡಿಯಲ್ಲಿನ ಕೇಂದ್ರ ಸಲಹಾ ಮಂಡಳಿ ಮತ್ತು ರಾಜ್ಯ ಸಲಹಾ ಮಂಡಳಿ.



Q. No. 9. Solve **any two** of the following problems :

Marks :  $10 \times 2 = 20$

ಯಾವುದಾದರೂ ಎರಡನ್ನು ಉತ್ತರಿಸಿ :

a) Employer dismissed the service of temporary workman "A".

"A" raised a dispute under the Industrial Disputes Act 1947.

Employer argued that "A" was not a workman. Decide.

ಮಾಲೀಕನು "ಅ" ಎಂಬ ತಾತ್ಕಾಲಿಕ ಕಾರ್ಮಿಕನ ಸೇವೆಯನ್ನು ವಜಾಗೊಳಿಸಿದನು.

ಜೆಡ್‌ಎಂಎಕೆ ವಿವಾದಗಳ ಅಧಿನಿಯಮ 1947ರ ಅಡಿಯಲ್ಲಿ "ಅ"ನು ಒಂದು ವಿವಾದವನ್ನು ಎತ್ತುತ್ತಾನೆ. "ಅ"ನು ಕಾರ್ಮಿಕನಲ್ಲ ಎಂದು ಮಾಲೀಕನು ವಾದಿಸುತ್ತಾನೆ. ನಿರ್ಧರಿಸಿರಿ.

b) Membership of a registered Trade Union has been denied to "A" a workman on the ground that "A" has not contributed to the political fund of the Trade Union. "A" wants to challenge the legality of the denial. Will he succeed ?

ಕಾರ್ಮಿಕ ಸಂಘದ ರಾಜಕೀಯ ನಿರ್ಧಿಗೆ ವಯಿಗೆಯನ್ನು ನೀಡಲಿಲ್ಲ ಎಂಬ ಕಾರಣಕ್ಕೆ "ಅ" ಎಂಬ ಕಾರ್ಮಿಕನ ನೊಂದಣಿ ಆದ ಕಾರ್ಮಿಕ ಸಂಘದ ಸದಸ್ಯತ್ವವನ್ನು ನಿರಾಕರಿಸಲಾಯಿತು. ನಿರಾಕರಣಯ ಕಾನೂನು ಬಳಸ್ತೇಯನ್ನು ಪ್ರತಿಸುಲ್ಲು "ಅ" ನು ಬಯಸುತ್ತಾನೆ. ಅವನು ಯಶಸ್ವಿ ಆಗುವನೇ ?

c) "A" a workman died due to an accident while performing the duty of an employer. Subsequently it had been proved that at the time of the accident the workman was under the influence of intoxication. Whether employer is liable to pay compensation ?

ಮಾಲೀಕನ ಕರ್ತವ್ಯವನ್ನು ನಿರ್ವಹಿಸುವ ಸಂದರ್ಭದಲ್ಲಿ "ಅ" ಎಂಬ ಕಾರ್ಮಿಕನು ಅಪಘಾತದ ಕಾರಣದಿಂದ ನಿಧನನಾಗುತ್ತಾನೆ. ನಂತರ ಅಪಘಾತದ ಸಂದರ್ಭದಲ್ಲಿ "ಅ" ಕಾರ್ಮಿಕನು ಮರ್ದುದ ಅವಲಿನಲ್ಲಿದ್ದ ಎಂದು ಸಾಬಿತಾಗುತ್ತದೆ. ಪರಿಹಾರವನ್ನು ನೀಡಲು ಮಾಲೀಕನು ಹೋಣೆಗಾರ ಆಗುವನೇ ?