

B. CONS. ENGG. 3RD YR. 2ND SEM. EXAM. – 2017

CONSTRUCTION MANAGEMENT II (OLD)

Full Marks : 100

Times : Three hours

Answer parts of any question **SERIALY**.

Answer any **FIVE** questions. Please start answering a question or part thereof from a **NEW** page. All questions carry equal marks. Answers should be brief.

1. (a) Discuss the scope & definition of the term "*Retrenchment of workers*" in the *Industrial Disputes Act, 1947*
- (b) State giving reasons whether the following are industries under *Industrial Disputes Act, 1947* :
 - (i) An University.
 - (ii) A group of hospitals run by a State Government for giving Medical relief to citizens & imparting Medical Education.
 - (iii) *Calcutta Club* or any other club incorporated as a Company under the *Companies Act* of the respective country.
 - (iv) An Unani College of Pharmacy manufacturing medicines for sale & for the benefit of students of the college besides other activities.
2. (a) Discuss the exceptions to the employer's liability in compensating a workman from a personal injury caused to him by an accident arising out & in course of employment ?
- (b) Mr. 'P' a workman, in willful disobedience of an order impliedly given to him by his employer, meets a serious accident resulting him a major injury. Assess how far the employer is liable to pay compensation ? What will happen in case the workman dies as a result of the same accident ? Discuss the legal contention in the light of *Workmen's Compensations Act, 1923*.
- (c) State whether the following persons are to be regarded as workman as per *Workmen's Compensations Act, 1923*.
 - (i) a person employed as a Cashier in a Coal Mine.
 - (ii) a worker engaged in repair of a National Highway by the Central Public Works Department of the Government of India.
3. (a) 17 employees jointly absent themselves for 18 days without due notice with reasonable cause from your construction site. Advise your *site-in-charge* whether their wages can be deducted as per *Payment of Wages Act, 1936* ?
- (b) Mr. 'LPG' an employee of a big chain of departmental shops was NOT paid his wage for three months. Can he claim his wages under the *Payment of Wages Act, 1936* ?
- (c) Discuss briefly the maximum wage-period prescribed under the *Payment of Wages Act, 1936*.
4. Annotate : (*Any Four*)
 - A. Eligibility of a person to be a '*Member*' of a Registered Trade Union .
 - B. Formalities regarding the formation of a registered Trade Union.
 - C. '*Immunities from Civil Suits*' as enjoyed by a registered trade union under the *Trade Unions Act, 1926*.
 - D. '*Cannon Laws & Chancery Courts*' as a source of law & Natural Justice.
 - E. Provision for making a minor a member of a registered Trade Union.
 - F. '*Enforceability of an agreement made amongst the members & office bearers of a trade union to commit an offence of Criminal Conspiracy (IPC 120B)*' in the light of the extent of immunity of a registered trade union as per *Trade Union Act, 1926*.
5. What is the difference between Construction Infrastructure & Infrastructure Construction ? How can various forms of access to Construction sites be maintained? Discuss the various forms of access.
6. Discuss the various uses of water in the purpose of construction in a civilized society. Enumerate the various types of pumps & pipe joints used in construction.
7. Discuss in brief the utility of Power & the mode of its supply in construction sites. "Submersible Pumps have a distinct advantage over other pumps" – Discuss in the light of other forms of pumps used in practice.