

**DIRECTORATE OF DISTANCE EDUCATION
NALSAR UNIVERSITY OF LAW, HYDERABAD**

Post-Graduate Diploma in Media Laws (Batch 2019 – 2020)

Take Home – Supplementary Examination (January, 2021)

Paper II – 1.2. Media and the Law

TOTAL MARKS: 100

INSTRUCTIONS TO CANDIDATES

- a) Read the instructions for Take Home Examination carefully and adhere to the same.
 - b) *Please mention your name, ID No., subject name and total number of pages on the Answer Sheet.*
 - c) *Clearly indicate the question numbers while answering them.*
 - d) *Answer all questions and each question carries 10 marks.*
 - e) The answers should be written in 300 words. Exceeding the word limit can get you '0' marks.
 - f) *Since this is a take home exam, we expect your answers to be analytical rather than straight answers.*
 - g) Copying from any source including from reading material and other students is strictly prohibited. Plagiarism is considered as a serious academic mis-conduct and the University will take action as it deems fit.
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Part I

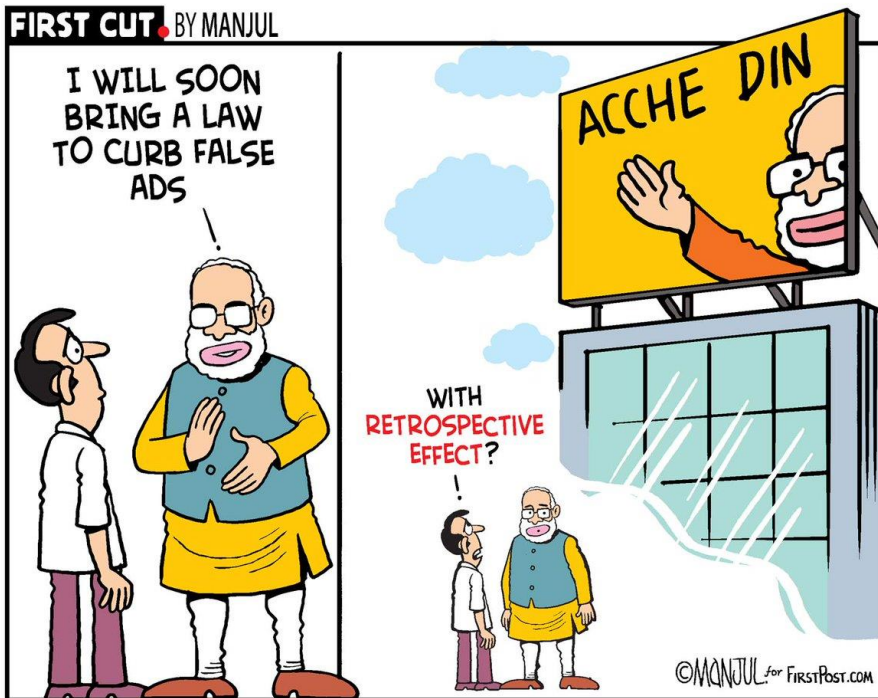
Read this paragraph:

Actor and model Milind Soman was booked by Goa Police for obscenity and publishing and transmitting obscene material in electronic form. Soman, who turned 55, had posted a photograph of him running nude by a beach in Goa, captioned "55 and running!" The photograph was clicked by his wife. "A case has been registered at a police station under IPC Section 294 (obscene acts and songs) and Section 67 of IT Act (publishing and transmitting obscene material in electronic form) against actor Milind Soman," South Goa SP Pankaj Singh said.

Read the material (Module 1.2) First Chapter and answer the following questions.

1. The above incident became very controversial and Poonam was arrested. Whether she has a right to bail? Whether her expression amounted to freedom of expression?
2. What is the test for criminalizing obscenity?
3. Milind Soman was involved in another case of obscenity in the past. Explain what was the result of that prosecution?
4. Whether restriction on media including cinema on the grounds of obscenity can continue to be reasonable when internet is doling out huge quantum of pornography?
5. What is the relevance of Bandit Queen and Lady Chatterley's Love in this context?
6. What is the defense available to newspapers if prosecuted for publishing Poonam's photographs in the above case?

Part II Image Analysis question



Answer the following questions:

7. Whether the above cartoon is defamatory? If so who can sue and who can be sued?
8. Whether the cartoonist has freedom of expression guaranteed under Constitution and can he plead it as defence in the suit for defamation action?

Read First Two Chapters of Module 1.2 from pages 5 to 91, and answer the following questions:

9. Whether our law is strong enough to deal with the crimes of promoting rivalry and hate among the religious groups?
10. Can Government punish the media for hate speech and creating the differences or supporting the differences between religions for political purposes?