**UG Even Semester (CBCS) Exam., May—2017**

LAW

**( 4th Semester )**

Course No. : LLBHC–404

**( Constitutional Law—II )**

*Full Marks* : 70
*Pass Marks* : 28

*Time* : 3 hours

*The questions are of equal value*

Answer **five** questions, taking **one** from each Unit

UNIT—I

**1.** What are the powers and functions of a Governor of the State? Discuss those with special focus on the formation of Government in the context of Goa and Manipur.

**2.** Write a note on the pardoning power of the President of India vis-à-vis its judicial review.

UNIT—II

**3.** The Supreme Court shall be a court of record and shall have all the powers of such a Court including the power to punish for contempt of itself. Elucidate with suitable examples.





**4.** An appeal shall lie to the Supreme Court from any judgment, decree or final order of a High Court in the territory of India, whether in a civil, criminal or other proceeding, if the High Court certifies that (under Article 134A) the case involves a substantial question of law as to the interpretation of this constitution. In this context, analyze the scope of appellate jurisdiction and its difference with revisional jurisdiction.

UNIT—III

**5.** Write a note on 'Doctrine of Pith and Substance' in the light of decided cases.

**6.** What is the 'Doctrine of Occupied Field'? Narrate this in the context of leading cases.

UNIT—IV

**7.** Trade and commerce throughout the territory of India shall be free. In this context, illustrate Goods and Services Tax Act and its implications vis-à-vis relevant Constitutional Amendment.

**8.** What are the protections given to a government employee while he or she is in service? Shed some light with the help of decided cases.

UNIT—V

**9.** What is 'Doctrine of Basic Structure'? Explain this with the help of at least four basic structures and their narratives.

**10.** If the President, on receipt of a report from the Governor of a State or otherwise, is satisfied that a situation has arisen in which the Government of the State cannot be carried on in accordance with the provisions of this constitution, the President may by proclamation assume to himself all on any of the functions of the Government of the State. Illuminate in the backdrop of S. R. Bommai vs. Union of India judgement.

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