P.G. Even Semester Exam, 2023

LAW

2nd Semester

COURSE NO. LL.M.-552

(Constitutional Law-II)

Full Marks : 70
Pass Marks : 28

Time : 3 hours

The figures in the margin indicate full marks for the questions

Answer five questions, taking one from each Unit

Unit – I

1. What are the powers and functions of the President of India? Explain with special emphasis on the pardoning power and the judiciary's take on it 14

2. "If the President, on receipt of a report from the Governor is satisfied that a situation has arisen in which the Govt. of the State cannot be carried on according to the provisions of the constitution, the President under Article 356, can assume to herself all or any of the functions of the Government of that State." Discuss the constitutional Law issues involved in the above stated subject matter in the light of S.R. Bommai vs Union of India. 14

Turn over

Unit-II

3. Explain the "Doctrine of Pith and Substance" in the light of authoritative judicial pronouncements. 14

4. Illustrate the "Doctrine of occupied field" in the canvas of leading cases. 14

Unit-III

5. Write a comprehensive note on the appointment and transfer of judges by referring to NJSC Act judgment with sharp focus on the dissenting view. 14

6. Discuss various jurisdictions of Supreme Court with special focus on the review jurisdiction of it. 14

Unit-IV

7. In view of the above reasons, a necessary implication arises that there are implied limitations on the power of the parliament that the expression amendment of this constitution has consequently a limited meaning in our constitution. Substantiate the above- stated statement along with its implications. 14

8. Give a brief over-view of the recommendation of the Review of the working of the constitution committee with regard to volume I. 14

Unit-V

9. What are the salient features of the protection of the Human Rights Act? Discuss. 14

10. Highlight the salient features of the Scheduled caste and Schedules tribe (Protection Against Atrocities) Act. 14

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