

NLUJAA

National Law University and Judicial Academy, Assam
One Year LL.M. Degree Programme, I-Semester (Academic Year: 2018-19)

Semester End Repeat Examination (March, 2019)

Subject Code: 1.2 Comparative Public Law/System of Governance

Time: **3:00 Hrs.**

Total Marks: **100**

INSTRUCTIONS:

1. Read the questions carefully and answer.
 2. Unnecessary queries on the Question Paper shall not be entertained.
 3. Do not write anything on the question paper. It will be treated as malpractice.
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Answer any four questions from the following. All questions carry equal marks.

1. “Federation is both a process and a constitutional form”. In the light of the statement, succinctly discuss the prerequisites of a federal government.
2. Make a comparative analysis of federalism in USA and India. What role do the states in the above mentioned countries play, when it comes to International agreements?
3. Discuss the relatedness of the four key notions: governance, rights, justice and development with the help of the reading THE RULE OF LAW IN INDIA by Upendra Baxi.
4. There was a clear shift in judicial thinking visible in the post emergency period. Issues like poverty, health, education, hunger, gender, and empowerment were no longer local in nature. They were inviting global focus and response. Analyze the role of judiciary and its jurisprudence as a social architect from 1977 to the present times with the help of landmark judgments of the Supreme Court of India
5. Attempt a brief account of the judicial approach on judicial review of Constitutional Amendments in chronological order with the help of landmark cases of the Supreme Court of India

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Semester End Repeat Examination (March, 2019)
Subject Code: 1.4 Constitutional Law of India and Expanding Horizons

Time: **3:00 Hrs.**
Total Marks: **100**

INSTRUCTIONS:

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Answer any four questions from the following. All questions carry equal marks.

1. Write a brief note on the significance of the Constitutional Convention under both written and unwritten Constitutions.
2. How far Indian judiciary has justified in adhering to the principles of “Constitutional Morality” and “Constitutional Trust” under its dynamic approach in recent years?
3. In Maneka Gandhi’s Case, Justice Bhagawati opined that *“the expression ‘personal liberty’ in Art.21 is of widest amplitude and it covers a variety of rights which go to constitute the personal liberty of man....”*

Justify the above quotation with reference to the expanding horizon of Art. 21 of the Constitution.

4. What is the nexus between electoral reform and criminalization of politics? Write your answer with reference to the causes and effects of criminalization of politics. Also refer the recommendation different committees on election reforms.
5. Do you agree that “Theory of Basic Structure” is an implied limitation over the amending power of the Parliament? Explain your answer with the help of the series of cases on basic structure.
