

2013

LL.M.

1ST SEMESTER EXAMINATION

INDIAN CONSTITUTIONAL LAW : THE NEW CHALLENGES

PAPER—LLM_103

Full Marks : 100

Time : 4 Hours

The figures in the right-hand margin indicate full marks.

Candidates are required to give their answers in their own words as far as practicable.

Illustrate the answers wherever necessary.

Answer any four questions.

1. Explain the responsibility of the centre during the time of internal disturbance towards displaced persons and for their rehabilitation under co-operative federalism in Indian Constitution. 25
2. Write a critical note with the support of case laws on protective discrimination in the light of privatization in India. 25
3. There are Four pillars of the Indian Democracy, such as the Supreme Courts, UPSC, CAG and the Election Commission, and among them Election Commission is the weakest Pillar of our democracy'. Discuss it by analysing the amendments in Election Laws, Limitations in Indian election system and the needs of electoral reforms. 25

4. 'Panchayati Raj implemented with skill, honesty & will, alone holds the key to a foundation of a real democracy.' Comment upon it by evaluating the functions and effectiveness of Panchayati Raj Institutions in West Bengal.

Is there any shortcoming? 25

5. Write short notes on any two of the followings : $12\frac{1}{2} \times 2$

- (a) Activism and over activism of judiciary.
 (b) The myth and reality of Minority reservation in India.
 (c) The enforcement of right to education and its problems in modern era.

6. 'The value of the doctrine of separation of powers lies in the fact that it seeks to preserve human liberty by avoiding the concentration of powers in one person or body of persons. The different organs of the Government should thus be prevented from encroaching on the province of the other organ'.

Discuss this and analyse the role of judiciary for maintaining the checks and balances. 25

7. 'Calling for and holding 'Bandh' illegal and unconstitutional being violative of Fundamental Rights of the citizens.'

Comment in the light of Constitutional developments during last two decades in India. 25

8. Write an explanatory note on compensation jurisprudence in the light of Constitutional Remedies in India: 25