

2022

LAW

Constitutional Law–I

Paper : 402

[NEW SYLLABUS]

Full Marks : 80

Time : 3 Hours

*The figures in the right-hand margin indicate full marks.**Candidates are required to give answers in their own words as far as practicable.*

Answer Question No. 1 and any five from the rest.

1. Answer any ten questions of the following :

2×10=20

- i) Which Act gave representation to Indians for the first time in the legislature?
- ii) By which Act the British Crown took the Government of India into its own hands?
- iii) In which case it was held that Preamble is the basic feature of the Constitution?
- iv) In which case the Supreme Court held that the Preamble is not the part of the Constitution?
- v) State two essential features of Federalism.

[Turn over]

- vi) What do you understand by the term “law in force” in Clause 13(3)?
 - vii) Explain the concept of Double Jeopardy.
 - viii) What is doctrine of waiver?
 - ix) What are the different forms of justice mentioned in the Preamble to the Constitution?
 - x) A federal structure of India was first put forward by which Act?
 - xi) Who enjoys the right to impose reasonable restrictions on the fundamental rights?
 - xii) Who holds the power of judicial review in India?
2. “Like should be treated alike and not unlike should be treated alike”—Comment. Refer to case law. 12
 3. “In India, the freedom of press stands on no higher footing than the freedom of speech of a citizen.”—Comment. What are the Constitutional limitations on the freedom of speech? 8+4
 4. Examine the importance of the Directive Principles of State Policy under the Indian Society. 12

5. "Indian Constitution is primarily federal in nature, however, it has strong centralising tendency"—comment. —Also point out the unitary features of the Indian Constitution. 8+4
 6. "Traffic in Human Beings, Beggars, and other similar forms of forced labour are prohibited under the Indian Constitution"—comment. Cite relevant case laws. 12
 7. What do you mean by Certiorari? Explain in brief its nature and scope. 4+8
 8. "Freedom of religion is one of the most restricted freedoms under the Indian Constitution"—comment. Refer to case laws. 12
 9. "Preamble is the key to open the mind of the Constitution maker"—write down the objectives and importance of the Preamble. 12
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