

7(LL.B)H

5 Yr.B.A.LL.B(H)4th Sem/402/24

2024

LAW

Constitutional Law-I

Paper : 402

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: 2×10=20
- i) Write two differences between Republic and Democracy.
 - ii) Define the concept of Living Wages.
 - iii) What do you mean by Citizenship by Descent?
 - iv) What is Doctrine of Waiver?
 - v) Define the concept of Constitutionalism.
 - vi) What do you mean by Doctrine of Legitimate Expectation?
 - vii) What do you mean by Self-incrimination?
 - viii) Define the concept of Personal Liberty.
 - ix) Write the concept of Social Justice as enumerated in Part IV of the constitution.

[Turn over]

- x) What is the difference between Traffic in human beings and Forced Labor?
 - xi) Explain the doctrine of Prospective Overruling.
 - xii) What do you mean by writ of Quo Warranto?
2. "If a policy proves to be unwise, oppressive or mindless, the electorate has been quick to make the government aware of its folly." - Discuss the role of Judicial review in policy matters with the help of the decision of Kerala Bar Hotels Association Vs State of Kerala, AIR 2016 SC 163. 12
 3. "The incorporation of fundamental rights in Part 3 of the constitution is deemed to be a distinguishing feature of democratic state." - Critically analyze the statement in the lights of importance of fundamental rights. 12
 4. "The preamble declares in unambiguous term that it is the people of India who have adopted, enacted and given to themselves the constitution." – Discuss the statement in the light of the purpose of Preamble. 12
 5. One lady Khatoon, had claimed Indian citizenship on the grounds that she had return to India in 1955 and had been living here since then – Give your opinion with relevant provisions, whether her claim of Indian citizenship legally valid or not with the help of decided case law in this regard. 12

6. "Denial to interview the condemned prisoners in Jail amounts to deprivation of a citizen's fundamental rights or freedom of speech and expression under article 19(1)(a) of Indian Constitution." - Analyze the statement with decided case law. 12
7. "Article 43 refers to living wages and not minimum wages. The concept of living wages in addition to the bare necessity of lives." – Discuss the statement with the help of Constitutional Principles. 12
8. Write down the differences between Salient features and Basic features of Indian Constitution. 12
9. "The Government of India Act 1935 is regarded as 2nd Milestone on the highway leading to a full responsible government" – Discuss the changes brought by the Act of 1935 for the development of Indian Constitution. 12
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