0152

First Semester LL.M. Examination, December 2013
INDIAN CONSTITUTIONAL LAW : THE NEW CHALLENGES

Duration : 3 Hours Max. Marks : 80

Instructions : 1. Answer **all** Questions.
2. Answer **one** essay type and **one** short note question from **each Unit**.
3. Figure to **right** indicate marks.

Q. No. 1. (a) What are the Yardsticks of federalism ? Verify, whether constitution of India answers positively the requirements of Federal Yardsticks. Marks : 10

OR

Analyse the case law relating to 'State action' doctrine in the post GATT Final Act 1994 Scenario.

(b) Whether union government is under a duty to protect state against internal disturbance due to communal violence ? Marks : 6

OR

Write a note on grant in aid under the constitution.

Q. No. 2. (a) Discuss with the help of case laws whether right to equality can be made possible by minimising inequality. Marks : 10

OR

Discuss the impact of privitization on state's affirmative action for achieving equality.

(b) Briefly explain the constitutional jurisprudence on gender justice. Marks : 6

OR

Whether 'Right to education' if implemented effectively, will lead to equality in society ? Elucidate.

Q. No. 3. (a) Discuss the scope of freedom of expression with reference to right to telecast. Marks : 10

OR

Evaluate critically the power of apex court to award compensation in writ proceedings.

P.T.O.

(b) Write a note on 'trial by press'. Marks : 6

OR

Distinguish strike, hartal and bandh.

Q. No. 4. (a) 'Secularism' means developing, understanding and respect for different religion. Comment. Marks : 10

OR

Discuss, whether exclusion of minority run higher educational institutions from the purview of reservation as enshrined under Article 15(5) of the Constitution is anathema to equality concept.

(b) Explain the power of the state to regulate secular activities associated religions activities. Marks : 6

OR

Write a note on 'non-establishment clause'.

Q. No. 5. (a) Explain the constitutional measures for judicial independence. Marks : 10

OR

Discuss the limits of epistolary jurisdiction.

(b) How is judicial activism integrated with 'Check and balance' theory ? Marks : 6

OR

Identify the defects in the electoral system and suggest remedial measures.
