

Total number of printed pages-4

19 (3-II) CMCN (CL-H)

2014

COMPARATIVE CONSTITUTIONAL LAW

(New Course)

Paper : 2-5

Full Marks : 80

Time : Three hours

The figures in the margin indicate full marks for the questions.

Answer question no. 1 & 2 and any five from the rest.

1. Fill in the blanks with appropriate answer given in the brackets 1×10=10

(i) _____ is the Oldest Constitution of the world. (British / USA)

(ii) U.S. Constitution is a _____ constitution. (Rigid // flexible)

(iii) In U.S.A, Upper House is known as _____ . (Rajya Sabha / Senate)

Contd.

- (iv) _____ is the custodian of the right of the citizen. (Executive / Judiciary)
- (v) Article _____ of the US Constitution lays down the procedure for its amendment. (5/6)
- (vi) The principle of "separation of powers" is one of the most important features of the _____ Constitution. (American / British)
- (vii) The ultimate sovereignty in the USA is attributed to the _____ (people / president).
- (viii) _____ Constitution is the lengthiest of all the written constitution of the world. (USA/Indian)
- (ix) Natural justice has been defined to mean _____. ("Check and balance"/ "fair play in action.")
- (x) Judicial Review owes its origin to the famous case of _____. (Ashby vs White / Marbury vs Madison)

2. Write short notes on the following : $2 \times 5 = 10$
- (i) Basic feature of the Constitution of India
- (ii) Indian Judicial system
- (iii) Rule of law
- (iv) Basic principle of Natural justice
- (v) Judicial Review
3. Discuss the Salient features of the Constitution of UK and USA. 12
4. Write a note on the doctrine of separation of power under the Constitution of UK and USA. 12
5. Make a comparative study on the method of amendment under the Constitution of UK, USA and India. 12
6. What is the meaning of Rule of law ? Make a comparative analysis of Rule of law under the Constitution of UK, USA and India. 12
7. Define the term Natural Justice. Assess the applicability of the principle of natural justice under the Constitution of UK and USA. 12

8. Write an exhaustive note on Judicial Review under the Constitution of USA and India. 12
9. What is the meaning of Freedom of Trade and Commerce ? Write a detailed note on the Commerce clause under the Constitution of USA. 4+8=12
10. Distinguish between : 6×2=12
- (i) Written Constitution and Unwritten Constitution.
 - (ii) Rule of law and Constitutional Convention.