

Total number of printed pages-4

21 (4) CCRL (H)

2018

COMPARATIVE CONSTITUTION

Paper : 4-5 (Hons)

Full Marks : 80

Time : Three hours

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

1. Fill in the blanks with appropriate answer given in the brackets : $1 \times 10 = 10$

(i) U.K. Constitution is a _____ Constitution. (written/unwritten)

(ii) Parliamentary sovereignty prevails in _____ (U.K./USA)

(iii) Procedure established by law in Article _____ does not mean any procedure laid down by legislature. (19/21)

(iv) The _____ Constitution ensures freeflow of trade and commerce by assigning the power "to regulate commerce..... among several states....." to Congress. (U.K./USA)

Contd.

(v) The framers of Indian Constitution adopted parliamentary form of government from _____.

(USA/England)

(vi) In _____, Amendment of the Constitution may be proposed only by Congress with the approval of two-third majority of houses. (USA/India)

(vii) Rule of Law is propounded by _____. (Dicey/Bentham)

(viii) In England, Cabinet is collectively responsible to _____. (Congress/Parliament)

(ix) Judicial Review in India bears resemblance to that available in _____. (USA/England)

(x) The Judge of Supreme Court of India retires at the age of _____ years. (62/65)

2. Write short notes on the following : 2×5=10

(i) Parliamentary Sovereignty

(ii) Principle of Natural Justice

(iii) Characteristics of Federalism

(iv) Judicial Review

(v) Rule of Law.

3. Discuss the salient features of Indian and USA Constitution. 12

Or

Write a note on Doctrine of Separation of Power under the Constitution of U.K. and USA. 12

4. Discuss the method of Amendment under Constitution of India and USA. 12

Or

Discuss the composition and jurisdiction of USA Judicial System and Indian Judicial System. 12

5. What do you mean by Rule of Law ? Explain the working of Rule of law in the Constitution of India and USA. 4+8=12

Or

What do you mean by Judicial Review with reference to Constitution of India ? How does Judicial Review exist in U.K. and USA ? 6+6=12

6. What do you mean by Natural Justice ? Explain the different principles of Natural Justice. 4+8=12

Or

Write an exhaustive note on the applicability of Natural Justice principle under the Constitution of U.K. and USA. 12

7. Compare the relative scope of the American doctrine of "Due process of law" with that of reasonableness of the restrictions contained in Article 19 of the Indian Constitution. 12

Or

"The Constitution of India guarantees the fundamental freedom more effectively than of British Constitution" — Elucidate elaborately. 12