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19 (Sem 5) CNLW 5-2

2015

CONSTITUTIONAL LAW-I

(New Course)

Paper : 5-2

Full Marks : 80

Time : Three hours

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

1. Fill in the blanks with appropriate answers given in the brackets or choose True/False :
1×10=10

a. Article 1 (1) of the Constitution of India declares that "India, that is , shall be a union of States". (Hindustan/ Bharat)

b. Section 6A was inserted to the Citizenship Act, 1955 in connection with the (Passport Act/ Assam Accord)

Contd.

- c. Article 13 of the Constitution of India provides teeth to the (Fundamental Rights/Fundamental Duties)
- d. Abolition of untouchability is mentioned under Article (17/18)
- e. The wordings of Article 21 of the Constitution of India were borrowed from the (Irish Constitution/ Japanese Constitution)
- f. Double jeopardy means (No person shall be prosecuted or punished for more than once/ No person shall be prosecuted or punished for the same offence more than once)
- g. Article 30 relates to Right of minorities to establish and administer educational institutions. (True/False)
- h. Ninth Schedule to the Constitution of India was added by the Constitution (First Amendment) Act 1951. (True/False)
- i. Principles of policy to be followed by the State for securing Justice is incorporated in Article 39. (political/ economic)

j. The shaping of Directive Principles of state policy in the Constitution of India were inspired by the (Russian Constitution / Irish Constitution)

2. Write short notes on the following : 2x5=10

- a. Secularism
- b. Concept of State
- c. Right to education
- d. Judicial Review
- e. The Constitution (86th Amendment) Act On Part IV-A

3. 'The Preamble of the Constitution of India constitutes the philosophy of the Constitution.'

Elucidate. Can the Preamble be amended under Article 368 of the Constitution of India? 9+3=12

OR

What are the various modes of acquisition of citizenship under the Citizenship Act, 1955? How can the Citizenship be terminated under the Act? 7+5=12

4. Discuss the various aspects of the Article 14 of the Constitution of India. 12

OR

Write short notes on : 6+6=12

- a. Doctrine of Severability
b. Doctrine of Eclipse

5. How does the Constitution of India protect the life and personal liberty of Person? Cite case laws. 12

OR

What are the Six fundamental freedoms under Article 19 of the Constitution of India? Are such freedoms absolute?

7+5=12

6. Discuss in detail about the "Right to Constitutional remedies" as enumerated under the Constitution of India. 12

OR

Write an exhaustive note on 'freedom of religion' as contained in Article 25-28 of the Constitution of India. 12

7. Discuss the important provisions of Directive Principles of State Policy. State the differences between the Fundamental Rights and Directive principles of State Policy.

8+4=12

OR

Briefly discuss the Fundamental Duties under the Constitution of India. Do you suggest any duties to be incorporated under Part IV-A?

10+2=12