

Total number of printed pages-4

21(6) CNLW-II 6-2

2019

CONSTITUTIONAL LAW-II

Paper : 6-2

Full Marks : 80

Time : Three hours

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

1. Fill in the blanks : 1×10=10
- (a) Article _____ deals with the power of the President to grant pardons. (73/72)
- (b) The President may by writing under his hand addressed to the _____ resign from office. (Chief Justice of India / Vice President)
- (c) Article 227 of the Constitution of India deals with the High Court's power of _____. (Superintendence / Judicial Review)

Contd.

- (d) The form of oath or affirmation to be made by Judges of a High Court is mentioned under _____ (Third Schedule/ Fourth Schedule)
- (e) Parliament is empowered to legislate with respect to a subject of State list under Article _____ in national interest. (248/249)
- (f) Under Article 267, Parliament may by Law establish a _____ fund. (Contingency / Consolidated)
- (g) Under Article _____, the freedom guaranteed as per Article 19 can be restricted during the proclamation of emergency. (358/359)
- (h) The words '_____' in Article 352 were substituted by the words 'armed rebellion' by the Constitution (44th Amendment) Act, 1978. (internal disturbance/ external aggression)
- (i) Article 304 empowers the _____ to regulate and impose restriction on trade and commerce. (Centre/State)
- (j) Article 310 provides for _____. (Doctrine of Pleasure/Safeguards to the Civil Servants)

2. Answer the following : 2×5=10
- (a) Write about the composition of the electoral college for the election of the President.
- (b) What is Special leave to appeal ?
- (c) When can the President make a declaration of financial emergency ?
- (d) What do you mean by Judicial activism ?
- (e) Write the meaning of Trade, Commerce and Intercourse.

3. Explain the powers and functions of the Governor. Trace the relationship of the Governor with the Council of Ministers.

8+4=12

Or

Discuss the nature, scope and extent of the executive power of the Union and States.

12

4. What do you mean by writ ? Explain about the different types of writs issued by the Supreme Court and the High Courts.

2+10=12

Or

Explain about the jurisdiction of the Supreme Court.

12

5. Discuss critically the scope of Article 254 of the Constitution of India by referring to judicial decisions pronounced at times.

12

Or

Write brief notes on :

4×3=12

- (a) Cooperative federalism
- (b) Doctrine of Territorial Nexus
- (c) Colorable Legislation.

6. When can the President declare state emergency? Has there been any misuse of this power? Suggest measures to prevent such misuse.

3+5+4=12

Or

Explain the powers of the Parliament to amend the Constitution. What is meant by doctrine of basic feature?

8+4=12

7. Discuss the constitutional provisions with reference to important judicial decisions on freedom of trade, commerce and intercourse in India mentioning the restrictions provided therein.

8+4=12

Or

What protections are available to a public servant against dismissal, removal or reduction in rank under the Constitution? Discuss.

12