

Total number of marks

23(1) I.L.M 1-2

PAPER - I
CONSTITUTION OF INDIA

Duration : 40
Total Marks : 100
This paper has 10

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

Answer the questions.

1. What do you mean by federalism? Trace the history of federalism in India. Do you think that the concept of federalism as originally envisaged find reflection in the Constitution of India? 16

OR

What are the components of the Government in India? Describe the structure of the Government as provided in the Constitution. Do you feel that the structure normally reflects the Constitutional culture and federalism in India? 16

Contd.

2. A Federal Constitution delineates the powers and functions between the federal and the federated units. Under the Constitution the scheme of Centre-State relations have been elaborately provided for. Examine the legislative relationship between the Centre and the States keeping in view the Seventh Schedule to the Constitution.

Or

Centre-State Relations in India according to some have been through strains due to certain aberrations. Delineate *at least three* gray areas in the context of the above and state what needs to be done to remedy the situation. 16

3. One of the important aspects of federalism is that of cooperation between the Centre and the States. Discuss the various provisions as laid down under the Constitution providing for Cooperative Federation. 16

Or

"In order to reduce tension or friction between States and the Union ... the desirability of prior consultations by the Union Government with the inter-state Council may be considered before signing any treaty vitally affecting the interests of the States regarding matters in the State list".

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Do you agree with the above proposition? Do you feel that such a measure can lead to promotion of cooperation? Explain in detail. 16

4. Examine the Constitutional Scheme of Inter-State trade and commerce highlighting on the significance of Article 304 of the Constitution. Refer to decisional laws on the same. 16

Or

It has been suggested by the Venkatachaliah Committee that for the purpose of eliminating barriers to inter-state trade and commerce, Parliament should, by law, establish an authority called the "Inter-State Trade and Commerce Commission" under the ministry a Industry and Commerce.

How far, such an approach can help in promoting trade, commerce and intercourse? Examine in detail.

5. Critically examine the constituted scheme of Emergency provisions under the present Constitution.

Do you feel that the provisions can adequately protect misuse of the emergency provisions?

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Contd.

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Or

Imposition and Emergency vitally affects the Federal Character of the Constitution. Yet, the said provision has been there in the Constitution of India.

Discuss the desirability or otherwise of having such a provision in the context of Federal Structure in India.

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