

Total number of printed pages—4

23 (LLM-1) 1001

2017

**BASICS OF CONSTITUTIONAL LAW
OF INDIA**

Paper : 1001

Full Marks : 80

Time : Three hours

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

1. Discuss the recommendations of the Cabinet Mission. Do you agree with the view that the Constituent Assembly, which was set up in 1946 to frame the constitution of India as per Cabinet Mission Plan, was not a sovereign body till the Indian Independence Act, 1947 came into effect ? Explain with reasons.

10+6=16

Contd.

Or

Discuss the provisions of the Mountbatten Plan and the objective Resolution moved by Pandit Nehru on the basis of which the Constituent Assembly proceeded to frame the Constitution of India.

8+8

2. Explain the term 'state' in conformity with the express provisions of the constitution.

The Fundamental Rights may be violated by the state as much directly as indirectly either through its actions or active connivance.

In such cases the 'state' cannot escape its responsibility or liability.

Justify the above statement in the light of the decisions of the Supreme Court in Cases related to bonded labour, environmental pollution and sexual harassment of women at work places.

16

Or

Discuss in detail the Constitutional provisions regarding citizenship at the commencement of the constitution with relevant case laws.

Explain different modes of termination of citizenship as per Citizenship Act, 1955.

10+6=16

3. Discuss the scope, importance and significance of the Directive Principles of State Policy under the constitution of India.

What are the constitutional provisions that relate to 'distributive Justice' ? Discuss with case laws.

16

Or

Discuss the inter-relationship between the Directive Principles of State policy and Fundamental Rights as determined by the Judiciary in a series of cases.

Embellish you answer with relevant case laws.

16

4. Discuss the Parliamentary Privileges, Powers and immunities enjoyed by the members of the Parliament under the Constitution of India.
Justify the demands for codification of Parliamentary privileges. 10+6=16

Or

Write exhaustive notes on the following : 8+8=16

- (a) Privileges and Fundamental Rights ;
(b) Privileges and the Courts.

5. Who is a Civil Servant ? Critically examine the provisions of the Constitution of India relating to the protection of civil servants in India.

Discuss with the help of important case laws. 16

Or

Write a short note on doctrine of pleasure. Discuss the implications of the doctrine in India and restrictions on the doctrine of pleasure.

Discuss with case laws. 16