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21 (Sem-10) CTEM

2021

CITIZENSHIP AND EMIGRATION LAW

(Constitutional Law Group)

Paper : 10·6H₈

Full Marks : 80

Time : Three hours

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

1. Fill in the blanks/Choose True **or** False :
1×10=10
 - (a) A person, who is not a minor, _____
change his domicile. (can/ cannot)
 - (b) Article _____ empowers the
Parliament to regulate the Right of
Citizenship by Law. (5/ 11)
 - (c) The Citizenship (Amendment) Act, 2019
received the assent of the President of
India on the _____.
(10th December, 2019/ 12th December,
2019)

Contd.

- (d) Indian nationality law largely follows the rule of *jus sanguinis* as opposed to *jus soli*. (True/False)
- (e) The Citizenship Act, 1955 provides _____ modes of acquisition of citizenship of India. (four/five)
- (f) Article 9 of the Constitution of India expressly prohibits dual citizenship. (True/False)
- (g) Citizenship is included in _____ of the Constitution of India. (Union List/Concurrent List)
- (h) Immigration is the international movement of people to a destination country of which they are not natives or where they do not possess citizenship. (True/False)
- (i) The Constitution of India guarantees to all citizens of India the right “to move freely throughout the territory of India” subject to reasonable restrictions under Article 19(5). (True/False)
- (j) In Assam, agitation against illegal immigration, popularly known as Assam Movement was started in _____ . (1979/1985)

2. Write short notes on : 2×5=10
- (a) Definition of Citizenship
 - (b) Overseas Citizen of India Cardholder
 - (c) Dual Citizenship
 - (d) Difference between Immigration and Emigration
 - (e) Right to move freely throughout the territory of India.

3. Write a brief note on laws of acquisition of Indian citizenship by registration and naturalisation under the Citizenship Act. 12

OR

Discuss the constitutional provisions dealing with Citizenship at the commencement of the Constitution. 12

4. Discuss the provisions relating to termination of Indian citizenship under the Citizenship Act, 1955. 12

OR

Write elaborate notes on the following : 6+6=12

- (a) Commonwealth citizenship in India
- (b) Section 7D of the Citizenship Act, 1955.

5. What are the different types of citizenships acquired by the citizens of a particular country? 12

OR

What are the merits and demerits of having a single and dual citizenship? 12

6. Critically discuss the issue of illegal immigration in India in reference to the observation of the Supreme Court of India on the issue. 12

OR

Discuss the role played by the higher judiciary in India concerning over Bangladeshi illegal immigrants. 12

7. Write a brief note on the historical background of migration into Assam referring the observation of Census Superintendent in Pre-Independent India. 12

OR

Write brief notes on : 6+6=12

- (a) Contributory factors of Illegal Migration
(b) Significance of Clause 6 of Assam Accord with recent development.