

Reg. No. :

Name :

**Fifth Semester B.A.LL.B. (Five Year Integrated) Degree Examination,
September 2022**

Paper V – CONSTITUTIONAL LAW – II

Time : 3 Hours

Max. Marks : 80

PART – I

Attempt any **five** of the following. Each question carries **2** marks. Answer should not exceed 50 words each.

1. (a) Appropriation Bill
- (b) Attorney general of India
- (c) Doctrine of colourable legislation
- (d) All India Judicial Service
- (e) Amendment by special majority
- (f) Restrictions on doctrine of pleasure in India
- (g) Administrative tribunals

(5 × 2 = 10 Marks)

PART – II

Answer any **four** of the following. Each question carries **4** marks. Answer should not exceed 120 words each.

2. (a) Distinguish between fee and tax.
- (b) Factors responsible for the growth of delegated legislation.

- (c) Write a note on grounds which writs of certiorari can be issued.
- (d) Inter State Council.
- (e) Doctrine of collective responsibility.

(4 × 4 = 16 Marks)

PART – III

Answer any **four** of the following. Each question carries **6** marks.

- 3. (a) The president of India declares emergency under Article 352 on the ground that security of certain parts of India is threatened by internal disturbance. Examine the validity of such a proclamation of emergency.
- (b) A professor in a govt. college was compulsorily retired from the service on the basis of adverse report of one year. Analyse its validity.
- (c) A Bill passed by both houses of parliament is sent to the president for his assent. The president returns the bill for reconsideration with certain amendments. The Bill was again sent to president without those amendments. Can the president withhold the assent?
- (d) A, who was not a member of the state legislature was appointed as a minister. He failed to get himself elected to the legislature within 6 months and so resigned. After a gap of few months, A was again appointed as minister. Decide the constitutionality.
- (e) The Central Government appointed a commission of Inquiry against the Chief Minister of Karnataka under Section 3 of the commissions of Inquiry Act, 1952 on the charges of corruption, nepotism favoritism and misuse of the Government's power. State of Karnataka filed a suit under Article 131 for declaring it as illegal and ultravires. Whether such a suit is maintainable?

(4 × 6 = 24 Marks)

PART – IV

Answer any **three** questions. **Each** question carries **10** marks.

- 4. (a) Analyse the scope of contractual liability of state under the constitution.
- (b) Explain the provisions relating to state emergency with the help of cases.

- (c) Examine the powers of the Governor under the constitution of India.
- (d) Write an essay on the power of the parliament to legislate on state subjects.
- (e) Explain the provisions in the constitutions relating to removal, dismissal and reductions in ranks of Civil Servants.

(3 × 10 = 30 Marks)
