

Reg. No. :

Name :

Second Semester LL.M Degree Examination, February 2022

Constitutional Law

PAPER – I : CONSTITUTIONAL PRINCIPLES

Time : 3 Hours

Max. Marks : 75

Answer five questions. All questions carry equal marks.

1. (A) "The original State was created from the Westphalian Model, portraying the State as the highest power with complete sovereignty, with an internal role to provide to and govern for the people of the state and an external role as an actor in world politics; the current role of the State is different politically, socially, technologically and economically". Comment.

OR

- (B) Explain the pluralist attack on Austin's theory of sovereignty.

2. (A) Write an essay on the relevance of Brandeis Brief.

OR

- (B) "A policy decision taken by the Government is not liable to interference unless the Court is satisfied that the rule-making authority has acted arbitrarily or in violation of the fundamental right". Elucidate.

3. (A) "Rule of law today envisages not arbitrary power but controlled power". Comment.

OR

- (B) "The boundaries between procedure established by law and due process of law are now very narrow". Explain, with particular reference to India.

P.T.O.

4. (A) "Judicial review is necessary because legislative bodies, as well as executive agencies, are capable of arbitrary and ruthless action at the expense of the liberties of the people, and it is not an answer simply to say that abuse of power by the legislative can be corrected at the next election". Annotate.

OR

- (B) Analyse the theoretical foundation of fundamental rights.

5. (A) Examine the merits and demerits of coalition government in the Indian context.

OR

- (B) Narrate the human rights violations faced by children.