

Reg. No. :

Name :

Third Semester LL.M. Degree Examination, November 2021

Branch II – Constitutional Law

**Paper V – SOCIAL, ECONOMIC AND CULTURAL RIGHTS IN THE
CONSTITUTION**

Time : 3 Hours

Max. Marks : 75

Answer **all** questions. All questions carry equal marks.

1. (a) Cultural rights are the least understood and underdeveloped rights, which should be guaranteed under international human rights law. Comment.

OR

- (b) The vague and indeterminate way in which ESC rights have historically been articulated continues to be one of the fundamental obstacles to further developing their content and to spelling out a framework for action that allows for their progressive realization. Illustrate.

2. (a) Explain the transformation of right to health from a directive principle of state policy to a fundamental right and its implications.

OR

- (b) Critically examine the constitutional status of right to work with special emphasis on judicial decision.

3. (a) Directive Principles are the principal instruments of securing socio-economic justice. Elucidate.

OR

- (b) "The best election manifesto of a political party should contain directive principles of state policy". Comment.

4. (a) Examine relevance of fundamental duties enshrined in the constitution of India.

OR

- (b) Analyse the judicial attitude in the conflict between fundamental rights and directive principles of state policy.
5. (a) Has the judiciary succeeded in discharging its constitutional obligation in the implementation of socio-economic legislation enacted by the state in furtherance of Directive Principles of State Policy?

OR

- (b) Judicial review enables the judiciary to uphold the constitutional ideals of directive principles of state policy against legislative and executive actions despite their non-justiciability. Comment.
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