



Reg. No. :

Name :

**Sixth Semester B.A.LL.B./B.B.A.LL.B./ B.Com.LL.B. (Five Year Integrated) Degree Examination, January 2018
ADMINISTRATIVE LAW**

Time : 3 Hours

Max. Marks : 80

PART – I

Answer **any five** questions. **Each** question carries **2** marks. Answer should **not exceed 60** words.

- a. Definition of Administrative Law.
- b. Laying.
- c. Rule of Law
- d. Resjudicata.
- e. Judicial Review.
- f. Doctrine of Pleasure.
- g. Maladministration.

(5×2=10 Marks)

PART – II

Answer **any four** questions. **Each** question carries **4** marks. Answers should **not exceed 120** words .

1. Public accountability.
2. Government Contracts and Article 14.
3. Compulsory retirement.
4. Reasoned decisions.
5. Domestic tribunals.

(4×4=16 Marks)



PART - III

Answer **any four** questions. **Each** question carries **6** marks.

1. Under S.8(2) (b) of the Central Sales Tax Act, 1956 Parliament did not fix the rate of Central Sales Tax, but adopted the rate applicable to the sales or purchase of goods within the appropriate state in case such rate exceeds ten percent. The said Section is challenged on the ground that the Parliament in doing so has not laid down any legislative policy and has abdicated its legislative function. The Department argued that as the legislature can repeal an enactment, policy or standard need not be laid down by legislature. Decide.
2. A confidential complaint was filed by girl students that some boy students entered the compound of the ladies hostel under the cover of night and misbehaved. The Inquiry Committee recorded the statements of the girls, but not in the presence of the boys. Though the appellants were told about the charges they denied the same and the Committee found them guilty and were expelled from the college. In the appeal the boys contend that there was gross violation of natural justice as the statements were recorded in their absence and that no opportunity to cross examine was granted. Decide.
3. A complaint was filed by X against Y, an advocate for an alleged act of misconduct. A disciplinary committee was appointed to make an inquiry into allegations made against Y. The Chairman of the Committee had earlier represented X in a case. Y objects to the Constitution of the Committee. Decide.
4. The Government did not grant sanction to prosecute a public servant under the Prevention of Corruption Act. The complainant filed a petition in the High Court and the Court directed the authorities to grant sanction. The public servant was prosecuted and convicted. He challenges the action of giving sanction as illegal and bad in law. Decide.
5. X was arrested by the army and was taken for interrogation on suspicion that he had links with a terrorist outfit. After two days his body was found abandoned near railway station. The mother of the deceased approaches the Supreme Court for remedy against this alleged state excess resulting in violation of fundamental rights. The state raises the defence that the army action cannot be deprecated as sovereign immunity is applicable. Respond.

(4×6=24 Marks)



PART – IV

Answer **any three** questions. **Each** question carries **10** marks. Answers should **not** exceed **300** words.

1. Discuss how Public Interest Litigation (PIL) has emerged as a medium for participatory justice and what are its limitations ?
2. Discuss how the government privilege to withhold documents have given way for right to information.
3. How Fundamental Rights Act as a limitation on administrative discretion ?
4. What are the devices for checking maladministration ? Comment on the effectiveness of such institutions. (3x10=30 Marks)

a. Definition of Administrative Law

b. Sources

c. Principles of Law

d. Res Judicata

e. Judicial Review

f. Doctrine of Pleasure

g. Maladministration

(5x2=10 Marks)

PART – II

Answer **any four** questions. Each question carries **4** marks. Answers should not exceed **120** words.

1. Public accountability

2. Government Contracts and Article 14

3. Compulsory retirement

4. Reasoned decisions

5. Domestic tribunals

(4x4=16 Marks)