



Reg. No. : .....

Name : .....

**Sixth Semester B.A.LL.B./B.B.A.LL.B./B.Com. LL.B (5 Year Integrated)  
Degree Examination, October 2016  
Paper – III : ADMINISTRATIVE LAW**

Time : 3 Hours

Max. Marks : 80

**PART – I**

Write short notes on **any five** of the following in not exceeding **50 words each**. **Each** question carries **two** marks.

- a. Administrative instructions.
- b. Departmental bias.
- c. Doctrine of 'Promissory estoppel'.
- d. Sunil Batra (II) v. Delhi Administration [(1980) 3 SCC 488].
- e. Henry VIII clause.
- f. Central Vigilance Commission.
- g. Ombudsman.

(5×2=10 Marks)

**PART – II**

Answer **any four** of the following questions in **not** exceeding **120 words each**. **Each** question carries **four** marks.

1. How is Administrative Law different from Constitutional Law ?
2. Explain the doctrine of separation of powers and examine its relevance in our legal system.
3. Explain the exceptions to the rule of 'Audi Alteram Partem'.
4. What are the grounds on which the writ of Certiorari may be issued ?
5. Write a note on 'post-decisional hearing'.

(4×4=16 Marks)





## PART – III

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

1. A central statute conferred rule making power on the Central Government. The central government made certain rules and gave retrospective effect to them. Decide the validity of the Rules.
2. The relevant statute in sec. 92 provided that all persons drawing salary less than five thousand rupees will be appointed by the General Manager of the Undertaking. Sec. 95 further provided that no person can be dismissed by any authority subordinate to the appointing authority. The General Manager framed a Rule under the Act and delegated his power to the Assistant General Manager. A driver drawing salary less than Rs. 5,000 was dismissed by the AGM. Decide whether the dismissal order is legal.
3. The relevant statutory provision provided that any person storing rice within the municipal limits can do so only under a licence issued by the Municipal Corporation. This measure was adopted to avoid the spread of epidemics through rats. The 'Director of Rationing and Distribution' as representative of the Food Department of the Government, when prosecuted for violation of this provision, pleaded that the State is not bound by a law of its own creation. Decide.
4. The Inquiry Officer had found the charged employee guilty of the charge of making an offer of bribe to the superior officer. On the basis of the Report of the Inquiry Officer, the Disciplinary Authority punished the charged employee. This action is challenged on the ground that the Report of the Inquiry Officer was not shown to the charged employee. Decide.
5. A DySP was appointed to conduct a departmental inquiry against a police constable. In order to contradict the testimony of a witness he offered himself as a witness and then decided the case. Decide whether his action can be justified.

(4×6=24 Marks)

## PART – IV

Answer **any three** of the following questions. Answers should **not** exceed **300** words. **Each** question carries **ten** marks.

1. Discuss the extent to which judiciary can control exercise of discretionary powers by administrative authorities.
2. Discuss the legal formalities for entering into a valid contract with the Government, so as to impose liability on the Government.
3. Examine how the concept of locus standi has been gradually modified in the context of Public Interest Litigations.
4. Explain the important privileges and immunities of the government in legal proceedings.

(3×10=30 Marks)