

Reg. No. : .....

Name : .....

**Third Semester LL.M. Degree Examination, August 2019**

**Branch II: Constitutional Law**

**Paper IV: CIVIL AND POLITICAL RIGHTS IN THE CONSTITUTION**

Time : 3 Hours

Max. Marks : 75

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

1. (a) The equality concept of the Constitution of India is a blend of formal as well as substantive equality. Explain.

Or

- (b) Civil and political rights are inevitable for the functioning of a democracy. Comment.

2. (a) Examine the scope of right to privacy in India where ubiquitous state surveillance is becoming the norm in the light of recent developments.

Or

- (b) Discuss the constitutionality of reservation for economically weaker sections.

3. (a) "Truly our Constitution has no due process clause as the VIII Amendment of the American Constitution, but in this branch of law after Cooper and Maneka Gandhi's Case the consequence is the same".—Justice Krishna lyer: Elucidate.

Or

- (b) Discuss the constitutional restrictions on preventive detention laws.

4. (a) Analyse the impact of emergency on fundamental rights enshrined in Constitution of India.

Or

- (b) Briefly analyse the judicial attitude regarding emergency and justifiability of basic human rights.

5. (a) In the light of decided cases examine whether unfettered use of Article 142 by judiciary falls under judicial overreach?

Or

- (b) Epistolary Jurisdiction extended by the apex court is one of the most significant procedural innovations to secure justice for all. Discuss.