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**I Semester LL.M. (Const.)/LL.M. IV Semester (Const) Examination,  
June/July 2014  
(Spl. Paper – I & 8) CONSTITUTIONAL LAW THEORY AND PRACTICE**

Duration : 3 Hours

Max. Marks : 80

- Instructions:** 1. Answer **all 5** questions.  
2. Figures to the **right** indicate marks.

Q. No. 1. (a) 'The question as to what a Constitution should contain depends upon those who regard a Constitution as almost exclusive legal document and those who think a Constitution of faith'—Elucidate.

OR

'Constitution sans Constitutionalism leads to anarchy'—Examine this statement in view of need for Constitutionalism and the adoption of the same under the Indian Constitution.

Marks : 10

(b) Constitution as the admixture of legal and non-legal rules.

OR

The limitations of basic structure theory.

Marks : 6

Q. No. 2. (a) How far dharmic values of ancient India have been reflected in the textual base of the Indian Constitution ?

OR

'Constitutional morality is not a natural sentiment; it has to be cultivated'. Analyze this statement of Dr. Ambedkar in view of the working of the Indian Constitution till date.

Marks : 10

(b) Saptanga theory of State.

OR

Nehru's idea on Constitution.

Marks : 6

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Q. No. 3. (a) How far the Constitution of India has accommodated the interests of multi-culturalism found in India ?

OR

Secularism in the Indian context connotes both positive and affirmative state action—Elucidate.

Marks : 10

(b) Language rights and the Constitution.

OR

Re-orientation of fundamental rights in the modern era.

Marks : 6

Q. No. 4. (a) Examine the judicial trends in the use of Constituent Assembly Debates in the interpretation of the Constitution of India.

OR

Explain the significance of preamble in the interpretation of fundamental rights jurisprudence under the Constitution of India.

Marks : 10

(b) Commentaries and dictionaries.

OR

Use of International law in Constitutional interpretation.

Marks : 6

Q. No. 5. (a) The rule of literal construction has been considered as the first principle of interpretation. Discuss.

OR

Explain the role of purposive interpretation in understanding the Indian Constitution.

Marks : 10

(b) Reading down and reading up.

OR

Harmonious construction.

Marks : 6

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