



0164

First Semester LL.M. Examination, January 2011
CONSTITUTIONAL LAW THEORY AND PRACTICE
(Course – IV)

Duration : 3 Hours

Max. Marks : 80

Instructions : 1. Answer **all** Questions.
2. Marks are indicated on **each** Part.

Q. No. 1. (a) Constitutionalism pre-supposes an inherent and implied limitation against arbitrary power – Explain. Marks : 10

OR

‘With the emergence of the concept of basic structure; India has invented the second Constitution for itself’. Critically elucidate the role and limitations of basic structure concept.

Write short note on :

(b) Characteristics of an Ideal Constitution. Marks : 6

OR

Parliamentary V/s presidential system.

Q. No. 2. a) Examine the role of ‘dharma’ as limitation on the powers of the king in the Ancient Indian Society. Marks : 10

OR

How far the ideals of Gandhiji have its reflections under the present Constitution of India.

Write short note on :

b) Saptanga theory. Marks : 6

OR

Kautilyas idea of king’s duties.

Q. No. 3. a) Evaluate the Constitutional response towards linguistic pluralism in our country. Marks : 10

OR

Examine the role of the Supreme-Court in protecting as well as limiting the minority rights under the Constitution.

P.T.O.



Write short note on :

b) Concept of secularism as the uniting force.

Marks : 6

OR

The challenges in framing uniform civil code.

Q. No. 4. a) Examine the role of internal aids in the interpretation of the Constitution.

Marks : 10

OR

Explain the role of Constituent assembly debates in the interpretation of the Constitution.

Write short note on :

b) Original intention theory.

Marks : 6

OR

Commentaries and Dictionaries.

Q. No. 5. a) Explain the technique of reading down, reading up and reading in.

Marks : 10

OR

Explain the scope and limitations of purposive interpretation.

Write short note on :

b) Doctrine of pith and substance.

Marks : 6

OR

Ejusdem Generis rule.
