



0262

Second Semester LL.M. Degree Examination, June/July 2012
Course – IV : PUBLIC UTILITIES LAW (Specialisation Paper – II)
(Constitutional Law Branch)

Duration : 3 Hours

Max. Marks : 80

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

Q. No.1. (a) Discuss the government policy in regard to public utilities. Marks : 10

OR

Trace the growth and evolution of Indian Railways or police as government monopolised public utility services.

(b) Write short note on : Marks : 6

i) Legislations related to public utility services.

OR

ii) Liberalisation, privatisation and globalisation policy impact on public utility services.

Q. No.2. (a) Parliamentary control is implied in statutory public utility services as they owe their origin and continued existence to a statute passed by Parliament. Comment. Marks : 10

OR

Discuss different laws of incorporation for the establishment of patterns of public utility services in India.

(b) Write short note on : Marks : 6

i) Governmental control over public utility services.

OR

ii) Dispensing Government monopoly in public utility services.

P.T.O.



- Q. No.3. (a) Whether public utilities are bound by principles of fair hearing. If so, state the rule of fair hearing. Marks : 10
- OR
- Discuss whether establishment regulatory authorities for public utility services is serving the purposes of their respective establishments.
- (b) Write short note on : Marks : 6
- i) Exclusion of public utility services from M.R.T.P. Act.
- OR
- ii) Administrative discretion.
- Q. No.4. (a) Explain the constitutionality of Articles 16 and 311 of Constitution of India with respect to service rules of employees in public sector undertakings. Marks : 10
- OR
- Can there be a strike in public utility services ? What is the role of industrial law in case of strike by employees of public sector undertakings.
- (b) Write short note on : Marks : 6
- i) Air hostess case
- OR
- ii) Concept of State with respect to public utility services.
- Q. No.5. (a) Discuss the contractual liability of the Government for contracts to which it is a party. Marks : 10
- OR
- What are the liabilities and special privileges of public utilities under criminal procedure code and the Evidence Act ?
- (b) Write short note on : Marks : 6
- i) Liabilities of public utilities for torts committed by its employees.
- OR
- ii) Doctrine of Waiver in government contracts.
-