



0262

**Second Semester LL.M. (Const.) Degree Examination, June/July 2014
Specialization Paper – 2 : PUBLIC UTILITIES LAW**

Duration : 3 Hours

Max. Marks : 80

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

- Q. No. 1. (a) "Telephone services were under the monopoly of Government of India till recent part as public utility services rather than commercial enterprices. However, privatisation and Liberalisation in this arena opened a vista for competition and best possible cost effective quality services by all service providers in this sphere". Comment. Marks : 10

OR

Trace the growth and evolution of postal department as public utility services. How redressal of grievances of its users is made in this department.

- (b) Write short note on : Marks : 6
i) Road/surface transport services.

OR

ii) Need for reform in Police Administration.

- Q. No. 2. (a) 'Public utilities are governmental monopolies, which are services rather than commercial enterprices'. Comment. Marks : 10

OR

Discuss the constitutional division of powers to legislate for establishment of public utility services.

- (b) Write short note on : Marks : 6
i) Public administrative authorities.

OR

ii) Procedural control of rule making by public utility servicers.

P.T.O.



- Q. No. 3. (a) Explain how the Rights of consumer are protected under consumer protection law, law of contracts and tort with respect to public utility services. Marks : 10

OR

What is meant by Administrative discretion ? Explain the minimum procedure to be followed by quasi-Judicial authority in adjudicating the issues coming before public utility services.

- (b) Write short note on : Marks : 6
i) Public utilities and consumer protection.

OR

ii) Rules of fair hearing.

- Q. No. 4. (a) Discuss whether employees of public utility services are entitled to constitutional protection. Marks : 10

OR

Whether public utilities are 'State' for the purpose of Article 12 of the Constitution of India. Is extension of the concept of 'State' feasible to protect the interest of employees of public utility services ?

- (b) Write short note on : Marks : 6
i) Strike in public utility services.

OR

ii) Concept of 'State' under part XIV of constitution of India.

- Q. No. 5. (a) Discuss the liability of the public utility services employees for torts committed by them during the course of their employment. Marks : 10

OR

Discuss the special privileges of public utility services in criminal law.

- (b) Write short note on : Marks : 6
i) Contractual liability of the government.

OR

ii) Privileges of public utility services in contract.
