



0354

**Third Semester LL.M. Examination, June 2011**  
**NATIONAL SECURITY, PUBLIC ORDER AND RULE OF LAW (Course – IV)**  
**(Specialisation Paper – VI) 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) What is National Security ? How far legislations imposing preventive detention on grounds of National Security satisfy the principles of rule of law ? Marks : 10

OR

Examine critically emergency detention in England.

(b) Write a short note on : Marks : 6  
Public order.

OR

Preventive detention in pre independence.

Q. No. 2. (a) Clause (4) to (7) of Art. 22 laydown several safeguards and provide for minimum procedure which must be observed irrespective of the fact that they are incorporated in the preventive detention law or not – Explain. Marks : 10

OR

Critically examine the grounds on which national emergency can be proclaimed by the President of India.

(b) Write a short note on : Marks : 6  
Financial emergency.

OR

1975 emergency.

Q. No. 3. (a) Critically evaluate the role of COFEPOSA in curbing the economic offences. Marks : 10

OR

Examine various provisions of TADA that drastically affect human rights.

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- (b) Write a short note on :  
Due process and special legislation.

Marks : 6

OR

Special court under TADA.

- Q. No. 4. (a) Examine the impact of National Emergency on six freedoms guaranteed under Article 19.

Marks : 10

OR

Critically evaluate the changes brought by 44<sup>th</sup> amendment to the constitution in suspension of Fundamental Rights during national emergency.

- (b) Write a short note on :  
Security of state.

Marks : 6

OR

Public order.

- Q. No. 5. (a) Examine the impact of proclamation of emergency on judicial review.

Marks : 10

OR

Explain the provisions of martial law under the Indian Constitution.

- (b) Write a short note on :  
Constitution (59<sup>th</sup> Amendment) Act 1988.

Marks : 6

OR

Preventive detention during emergency.

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