BA LLB FIRST SEMESTER CONSTITUTIONAL LAW OF INDIA-I BLB – 104

Duration: 3Hrs. Full Marks: 80

Part-A (Objective) =30 Part-B (Descriptive) =50

(PART-B: Descriptive)

Duration: 2 hrs. 30 mins. Marks: 50

Answer the following questions:

1. What is the purpose of the Preamble of the Constitution of India? Can the Preamble be amended? Discuss two federal and two unitary features of the Constitution of India.

(3+2+5=10)

Or

Who can claim to be a citizen of India by birth under the Citizenship Act, 1955? How can citizenship be terminated? (4+6=10)

2. Define "state" as provided under Article 12 of the Constitution of India. The term "other authorities" has been widely interpreted to include several authorities. Discuss with relevant case laws.

(4+6=10)

Or

Write short notes on: (any two)

(5+5=10)

- (i) Doctrine of Severability.
- (ii) Doctrine of Eclipse.
- (iii) Doctrine of Waiver.
- 3. Match the following:
 - (i) Right to speedy trial
- (a) Maneka Gandhi v. Union of India
- (ii) Passive euthanasia
- (b) Unni Krishnan v. State of A.P.
- (iii) Right to education
- (c) Hussainara Khatoon v. State of Bihar
- (iv) Due process of law
- (d) Aruna Shanbaug v. Union of India

How "due process of law" of the Constitution of USA has been reflected through Article 21 of the Constitution of India? Discuss with decided cases. (2+8=10)

- What are the rights of a person when arrested? Is there any exception? Write note on "Preventive Detention" as provided under the Constitution of India. (4+2+4=10)
- 4. What are the rights to religion as provided under Article 25 of the Constitution of India? Is secularism a "basic feature" of the Constitution? Can citizens be forced to pay taxes to promote religion? Write about religious instructions in educational institutions.

(3+2+1+4=10)

Or

Write short notes on:

(5+5=10)

- (i) Cultural and educational rights of minorities in India.
- (ii) Sixth schedule of the Constitution of India.
- 5. Which Part of the Constitution of India deals with Directive Principles? From which Constitution, the Directive Principles were derived? Are Directive Principles enforceable? Write five differences between Fundamental Rights and Directive Principles of State Policy. (1+1+2+6=10)

Or

How many Fundamental Duties are provided by the Constitution? Which Fundamental Duty was added by the 86th Amendment Act, 2002? Write a short note on the Fundamental Duties as provided by the Constitution of India. (1+2+7=10)

REV-00 BLB/32/40

2017/12

BA LLB FIRST SEMESTER CONSTITUTIONAL LAW OF INDIA-I

			BLB – 104		
Du	ration: 30 minutes				Marks - 30
		(PAR	T A- Objective Ty	rpe)	
I. (Choose the correct answer:				1×10=10
i)	Which of the following Articles States'?				s a 'Union of
	(a) Article 1 (b) Article	2	(c) Article 4	(d) Article 3	
ii)	Which of the following is the co- Constitution of India?				eamble of the
	I. Equality II. Fratern	ity	III. Justice	IV. Liberty	
	Answer choices: (a) IV, I, II, III (c) III, IV, I, II		IV, III, II, I III, IV, II, I		
iii	Fundamental rights are enjoyed (a) State (c) Citizens	(b)	st the: Persons Aliens		
iv)	Which doctrine provides that "I the law will be valid"? (a) Severability (c) Waiver	(b)	nsistent part can be Eclipse Colourable legislat		e consistent part,
v)	Which doctrine implies "No pe (a) Self incrimination (c) Territorial nexus	(b)	an be punished mor Double jeopardy Pith and substance	e than once for the	e same offence"?
vi	Article 21A was added to the C (a) 86 th Amendment Act, 2002 (c) 44 th Amendment Act, 1978	(b)	ation by 42 nd Amendment A 1 st Amendment Ac		
vi	(a) Public order, health and more (b) Security of the State. (c) Sovereignty of the State. (d) Friendly relation with other	·		· ·	
vi	ii) District Council and regional (a) The Governor of the state (c) The Parliament	(b)	il under Sixth Scheo The President of In The State legislatur	ndia	tuted by:

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ix) Directive Principles of State Policy is provided under:
(a) Part III of the Constitution (b) Part IV of the Constitution (c) Part IVA of the Constitution (d) Part V of the Constitution
x) Fundamental Duties under the Indian Constitution were inserted by: (a) 42 nd Amendment Act, 1976 (b) 44 th Amendment Act, 1978 (c) 25 th Amendment Act, 1971 (d) 1 st Amendment Act, 1950
II. Answer the following questions: $2\times10=20$
i) Which terms were added to the Preamble of the Constitution of India by the 42 nd Amendment Act, 1976?
ii) Mention the different types of Passport issued under the Passport Act, 1967.
iii) Is Article 13 retrospective in nature? Cite an example of pre-Constitutional law.
iv) What is the implication of the term "Equal protection of the law"?
v) Which Amendment abolished "Right to Property" as a Fundamental Right? What is the status of right to property now?

vi) Children of which age are prohibited from employment in hazardous industries? Can citizens be forced to participate in public services?
vii) Is "forced conversion" included in right to propagate religion? Can a wholly State established educational institution impart religious instruction?
viii) Write two subjects over which District Council can make laws.
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ix) Write two Directive Principles of State Policy providing economic security to the people India.
x) Write two Fundamental Duties as provided by the Constitution.



University of Science and Technology, Meghalaya

PAPER CODE:

SESSION: 2017-18 COURSE_

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calculations must be scored out before submitting the answer			Name of the Paper_
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