



‘समानो मन्त्रः समितिः समानी’

UNIVERSITY OF NORTH BENGAL

LL.B. (3 yr.) 2nd Semester Examination, 2023

CONSTITUTIONAL LAW-II

PAPER CODE: CC08

Time Allotted: 3 Hours

Full Marks: 100

The figures in the margin indicate full marks.

Answer Question No. 7 and any four from the rest

1. (a) Explain the concept of Co-operative Federalism with reference to various Constitutional provisions in India. 10+4+6
(b) Briefly discuss the features of Indian Constitution.
(c) “Indian Constitution is regarded as quasi-federal in nature.”— Explain.
2. (a) State the legislative power of Union and State with reference to relevant Constitutional provisions. 3+7+10
(b) Can Parliament make a law which has extra-territorial operation? Whether validity of such law can be questioned? Justify your answer with relevant case laws.
(c) Examine the significance of the rule of Pith and Substance in resolving conflicts between entries in the Union List and those in the State List.
3. (a) Briefly discuss the process of appointment of High Court judges in practice with reference to relevant landmark cases. 10+7+3
(b) Briefly discuss the composition and the jurisdiction of Supreme Court of India with reference to Criminal matters. Point out the differences between Articles 132 to 134 in one hand and Article 136 on the other.
4. Critically examine the provisions of Article 356 of the Constitution. Would you subscribe to the view that the power to impose President’s rule in a state is the most misused provision of the Constitution? Give examples in support of your answer. 15+5
5. State the procedure according to which the Constitution of India can be amended. Can the Constitution be so amended as to destroy its basic features? Explain with reference to the view of the Supreme Court of India. 5+15
6. (a) “Trade, Commerce and intercourse shall be free throughout the territory of India.” Discuss with reference to decided cases. 15+5
(b) Point out the differences between Article 301 and Article 19(1)(g) of the Indian Constitution.

7. Write short notes on any *four* of the following:

5×4 = 20

- (a) Constitutional safeguards available to Civil Servants
- (b) Consolidated Fund of India
- (c) Role of Election Commission of India in conducting state's election
- (d) Doctrine of Colourable Legislation
- (e) Scheme of distribution of taxes in India
- (f) S. R. Bommai v. Union of India AIR 1994 SC 1918.

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