



‘समानो मन्त्रः समितिः समानी’

UNIVERSITY OF NORTH BENGAL

B.A./BBA/B.Com. LL.B. Honours 5th Semester Examination, 2023

CONSTITUTIONAL LAW-II

PAPER CODE: CC12/CC14

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. What is Cooperative Federalism? Enumerate the distinct features that promoted cooperative federalism in India since British Raj to Swaraj. 20
2. What do you understand by failure of constitutional machinery in states? With the help of decided case laws discuss the role of judiciary in preventing the misuse of this provision. 20
3. (a) Is freedom of trade, commerce and intercourse absolute?
(b) Highlight the relation between Article 301 and 19(1)(g).
(c) Enumerate the various restrictions on the freedom of trade, commerce and intercourse by the Parliament.
4. Make a detailed note on the doctrine of ‘Pith and Substance’ and ‘Colourable Legislation’ with suitable illustrations and case laws. 10+10
5. What do you mean by Writ jurisdiction of the High Court? Discuss in detail the various types of Writs filed in such courts with suitable illustrations and case laws. 6+14
6. (a) What is meant by ‘Proclamation of Emergency’? Also, discuss the various effects to such Proclamation made under Article 352(1). 10
(b) The Governor of a state dismissed Council of Ministers enjoying confidence of the House. ‘A’ challenges the action of the Governor on the ground that his action is unconstitutional. Will ‘A’ succeed? Give reasons for your answer with the help of decided case laws. 10
7. Write short notes on any **four** of the following: 5×4 = 20
 - (a) Inter-state river water dispute
 - (b) Role of Finance Commission
 - (c) Grants-in-aid
 - (d) Territorial Nexus
 - (e) Repugnancy
 - (f) Qualification of High Court judges under the Constitution of India.

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