



First Semester LL.M. Examination, June/July 2012
CONSTITUTIONAL LAW THEORY AND PRACTICE
(Constitutional Law Branch)
(Specialisation Paper – I)

Duration : 3 Hours

Max. Marks : 80

- Instructions:** 1. Answer all 5 questions.
2. **One** essay type and **one** short note question from **each unit** have to be attempted, which is referred as part **(a)** and part **(b)** in all Units.
3. Figures to the right indicate **marks**.

Q. No. 1. (a) A good and virtuous constitutionalism having moral foundation protects not only fundamental freedoms but also creates a bridge between conflicting interests and becomes a harbinger of social needs and produces good legislators and good citizens' – Comment.

Marks : 10

OR

'A constitution is the documentation of the founding faiths of a nation and the fundamental directions for their fulfillment' – Comment.

(b) Write short notes on :

Basic structure theory.

Marks : 6

OR

Components of an ideal constitution.

Q. No. 2. (a) Gandhiji introduced the spiritual practice of self-purification as one of the methods in political action – elucidate.

Marks : 10

OR

How far the Indian constitution incorporates the ideals of social contract theory.

(b) Write short notes on :

Saptanga theory.

Marks : 6

OR

Obligation of ruler according to ancient Indian polity.

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Marks : 10

Q. No. 3. (a) Examine the constitutional guarantee of minority rights.

OR

Examine the constitutional aspects of linguistic provisions.

(b) Write short notes on :

Need for recognition of new-fundamental rights.

Marks : 6

OR

Human dignity under the Constitution of India.

Q. No. 4. (a) Highlight the importance of the Constituent Assembly debates in understanding the spirit of the Indian Constitution.

Marks : 10

OR

Examine the role of the internal aids in the interpretation of the Constitution.

(b) Write short notes on :

Values that influence constitutional interpretation.

Marks : 6

OR

Use of legislative history.

Q. No. 5. (a) Explain the technique of harmonious interpretation.

Marks : 10

OR

Examine the techniques of reading down reading up and reading in as the tools of constitutional interpretation.

(b) Write short notes on :

Ejusdem generis.

Marks : 6

OR

Presumption of constitutionality.