



Third Semester LL.M. Examination, January 2011
CONSTITUTIONALISM, PLURALISM AND FEDERALISM
(Specialization Paper – IV) (Course – II)

Duration : 3 Hours

Max. Marks : 80

- Instructions :** 1. Answer **all** questions.
2. Figures to the **right** indicate marks.

Q. No. 1.(a) “Constitutionalism is an antithesis to arbitrary powers” – Explain.

OR

“Rule of law means some higher kind of law which is reasonable and non-discriminatory” – Explain.

Marks : 10

(b) Write short note on :
Authoritarianism.

OR

Dictatorship.

Marks : 6

Q. No. 2.(a) “Federalism is understood as a dynamic process of co-operation and shared action between the two levels of Government” – Comment.

OR

Discuss the scheme of distribution of power in the Canadian constitution and compare it with Indian practice.

Marks : 10

(b) Write short note on :
Co-operative federalism.

OR

Incidental and ancillary power under US Constitution.

Marks : 6

Q. No. 3.(a) Discuss the role of Press in ensuring the Freedom of Speech and Expression in a pluralistic society.

OR

Elucidate the rights of religious and linguistic minorities in a pluralistic society like India.

Marks : 10

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(b) Write short note :

Right to dissent.

OR

Protective discrimination.

Marks : 6

Q. No. 4. (a) “The final and conclusive proof of restriction imposed on a freedom is not a legislative determination but a Judicial Act.”
– Substantiate your answer with the help of decided cases.

OR

“Tolerance and equal treatment of all religions are the facets of secularism – Elucidate.

Marks : 10

(b) Write short note on :

Abolition of untouchability.

OR

Women empowerment.

Marks : 6

Q. No. 5. (a) Human Rights are no longer an internal matter. It is now a matter of International Concern – Comment.

OR

“Right to self determination is an Affirmative Right” – Explain.

Marks : 10

(b) Write short note on :

Genocide.

OR

Ethnic pluralism.

Marks : 6