

2023

CP 03—CONSTITUTIONAL LAW—I

Part A (Answer any five questions. Each question carries 6 marks):

1. Explain the doctrine of pith and substance.
2. Explain the term 'Law and Law in force' under Part III of Indian Constitution.
3. Write a note on Freedom of speech and expression.
4. Examine the concept of Equality before law and equal protection of law under Indian Constitution.
5. Discuss the Rights of Minorities under Art 29 and Art 30 of the Constitution.
6. Discuss the new approach followed by the courts in interpreting Art 21 after Maneka Gandhi's case with the help of relevant case laws.
7. Write a note on ideals contained in Preamble ?
8. Briefly discuss the guidelines issued by Supreme Court for entertainment of PIL.

Part B (Answer any two questions. Each question carries 10 marks):

1. X a social worker of Social Welfare Department was brutally gang raped by high caste men belongs to a particular Community. The police refused to lodge FIR. Due to protest from the part of certain women activist the case was registered. In view of this incident and for seeking protection of women at workplace, 'Sakhi' the NGO wants to file a writ petition before the Supreme Court. Advise
2. A writ petition under Art 32 was filed before the supreme court against the arrest of two girls named X and Y by the State police. The accusation against the petitioners was that they expressed their discontent and displeasure against the bandh which was called by the members of ruling party for the death of their leader. They challenged the Constitutional validity of section 66A of IT Act 2000 as it violates Art 19(1) (a). Decide.
3. An Act of a State providing for 72% of reservation of posts in Government services is inserted into the Ninth Schedule of the Constitution through a Constitutional amendment. An unemployed graduate wants to challenge this amendment. Advise him.

Part C (Answer any two questions. Each question carries 12½ marks):

1. Describe different jurisdictions of the Supreme Court.

2. Define 'State'. Explain the tests to determine which other authorities can be included in the definition
3. Discuss the Centre-State relations and explain under what circumstances the union Parliament can legislate on the subjects in the state list.