

**LL.M. TRIMESTER – II (Choice Based Credit System) (2013 Course) ,
(2015 Course) : WINTER - 2018**

**SUBJECT :GROUP – B : ADMINISTRATIVE LAW
(CONSTITUTIONAL & ADMINISTRATIVE LAW)**

Day : / Monday
Date : 10/12/2018

W-2018-1634

Time : 10.00 AM TO 01.00 PM
Max. Marks : 60

N.B.:

- 1) All questions carry **EQUAL** marks.
 - 2) Attempt **ANY FOUR** marks
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- Q.1** Discuss the reasons for growth of administrative law in India and give the definition of administrative law which will fully bring out its nature and scope.
- Q.2** “Rule of Law” is supreme manifestation of human civilization and culture and is a new ‘lingua franca’ of global moral thought. Explain the concept of Rule of Law and how it has assumed a different dimension in Indian Democracy.
- Q.3** It is the function of the legislature to legislate, but if it seeks to give this power to executive then it is not only the right but also the duty of the legislature to control the delegated legislature. Discuss the legislative control over the delegated legislation.
- Q.4** It is well known fact that it is little difficult to control the discretionary powers of the executive, nevertheless the courts controls it and some time it controls the discretion with help of fundamental rights. Discuss as to how the fundamental rights help in controlling the discretionary power.
- Q.5** State performs not only the law and order functions but as a welfare state it performs many non-sovereign commercial activities the question therefore arises whether the state is subjected to same rights and liability which the statute has imposed on other individuals. Discuss the tortious liability of state by giving appropriate case laws.
- Q.6** Since the commencement of the Constitution, the most commonly used technique to bring an administrative action within the cognizance of courts has been the writ system. Discuss the different types of writs.
- Q.7** Ombudsman enquires and investigate into complaints made by citizens against abuse of discretionary powers, maladministration or administrative inefficiency and takes appropriate action. Examine the role of Ombudsman.
- Q.8** Write short notes on **ANY TWO**
- a) Reason decision
 - b) Separation of powers
 - c) Contractual liability