

**B.B.A. LL.B. (5 YEAR DEGREE COURSE) SEM-III (2015
COURSE) : WINTER - 2017
SUBJECT: CONSTITUTIONAL LAW-I**

Day : **Monday**
Date : **13/11/2017**

W-2017-1076

Time: **02.30 PM TO 05.30 PM**
Max. Marks: 60.

N.B.:

- 1) All questions are **COMPULSORY**.
 - 2) Figures to the **RIGHT** indicate full marks.
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Q.1 What is state under Article 12? Can individual be claimed as a state within meaning of other authorities? Critically comment. (12)

OR

Explain changing colours of Article 15 of the Indian Constitution with the First Amendment Act, 1951 and by the 93rd Amendment Act, 2005 for the upliftment of the socially and educationally backward class. Critically comment and give a complete account of Article 15 as it stands today referring to most relevant and important decision of the court.

Q.2 Right to freedom of speech and expression guaranteed under Article 19 (1) (a) is indispensable for the development of one's own individuality and for the success of parliamentary democracy. Evaluate with the help of judicial decisions. (12)

OR

Article 21 of the Indian Constitution also incorporates the Criminal Jurisprudence as evolved by the Indian Supreme Court. Discuss.

Q.3 Article 25 ensures equality of all religion thereby promoting secularism but it is not an absolute right. Explain the concept of secularism as basic structure with the help of S.R. Bommai v Union of India. (12)

OR

"An emergence of Public Interest Litigation is nothing but the result of judicial activism in India." Discuss with the reference of guidelines used in Delhi Domestic Working Women forum v Union of India (1995).

Q.4 Whether judicial view has undergone any change in respect of relationship between Fundamental Rights under Part-III and Directive Principles of State Policy under Part-IV of Indian Constitution? (12)

OR

Right to property in India has ceased to be Fundamental Right by 44th Amendment Act and has been made as merely non-fundamental right. Explain.

Q.5 Write short notes on any **TWO** of the following: (12)

- a) Writ of Habeas Corpus
- b) Protection from double Jeopardy
- c) Fundamental duties

OR

- a) Right to die
- b) Frank Anthony Public School case
- c) Writ of Quo-Warranto

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