

Day : Friday
Date : 14-01-2022

W-12610-2021

Time : 02:00 PM-04:30 PM
Max. Marks: 60

N.B.:

- 1) All questions are **COMPULSORY**.
- 2) All questions carry **EQUAL** marks.

Q.1 a) “Administrative Law is that branch of the law which controls the administrative operation of Government”. Explain the nature, scope and necessity of Administrative Law.

OR

b) Discuss the permissible limits of delegation of law making power with the help of decided cases.

Q.2 a) How far the Indian Judiciary enjoys the power to control the arbitrary exercise of discretionary power of the executive?

OR

b) ‘Today the question is not whether delegated legislation is desirable or not, but what controls and safeguards can be introduced so that the power, conferred is not misused or misapplied’. Discuss the Judicial control over delegated legislation.

Q.3 a) It is the requirement of natural Justice that the quasi-Judicial bodies cannot make a decision adverse to the individual interest without giving him an effective opportunity of hearing. Explain the principle of Audi Alteram Partem.

OR

b) Discuss the functions and powers of commission of enquiry under the Commission of Enquiry Act, 1952.

Q.4 a) Institutions of Ombudsman is to safeguard individual right against the maladministration and to protect the common man. Examine critically the institutions of ombudsman in India.

OR

b) “Government powers to enter into contract is prescribed by the Constitution of India which is different and independent from the Contract Act”. Explain the provisions of Art. 299 of the Constitution of India.

Q.5 a) Write a notes on:

- i)** Promissory Estoppel.
- ii)** An employee was facing departmental enquiry for misconduct. The Employer appointed one of its law officer as the presenting officer. Under the standing orders as applicable to the establishment, the employee was allowed the services of a co-employee during the enquiry. The employee's request to appoint lawyer to assist him was turned down by enquiry officer. On the basis of enquiry report the employee was dismissed. The employee's alleged that he could not get proper defence which resulted in his dismissal. He appoints you as his lawyer prepare your defence. With the help of relevant cases.

OR

b) Write notes on:

- i)** Rule of Law.
- ii)** Arjun head of the department wrote confidential report in respect of two office employees name Sunil and Prakash. While he praised the work of Prakash and gave him very good rating and gave poor rating to Sunil. Both of them were candidates for promotion. Prakash was selected for the promotion and Sunil was rejected. Will Sunil succeed if he challenges the selection of Prakash?