

**BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)**

**LL.B. Sem-I : SUMMER : 2022**

**SUBJECT : CONSTITUTIONAL LAW-I**

Day : Friday  
Date : 20-05-2022

**S-12580-2022**

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

**N.B.:**

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

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**Q.1 a)** "To determine whether an authority is State under Article 12, the court applied the test of agency or Instrumentality of the State. Comment.

**OR**

**b)** Doctrine of reasonable classification has been for long the undisputed touchstone to determine the scope and content of Article 14. Elaborate in detail with the help of case law.

**Q.2 a)** Article 19 protects the six freedom of an Indian citizen from state action. Discuss with the help of case law.

**OR**

**b)** The expression life is something more than mere animal existence and it is not limited to bodily restraint or confinement to prison only. Discuss the scope of Article 21 after Maneka Gandhi case.

**Q.3 a)** Freedom of religion enshrined under Indian Constitution is not absolute but subject to public health, order and morality. Discuss with the help of case law.

**OR**

**b)** "Article 30 is in the nature of protection for Minorities and is not immune from regulatory control. It is to ensure equality with majority and not intended to place them in a more advantageous position". Comment.

**Q.4 a)** Declaration of Fundamental Rights is meaningless unless there is effective machinery for enforcement of rights. Discuss.

**OR**

**b)** Explain the relationship between Fundamental Rights and Direction Principles of State Policy with the help of judicial pronouncements.

**Q.5 a)** **i)** Case study on Joseph Shine v. Union of India AIR 2018.  
**ii)** Cruel treatment or killing of a person who was a major, for wanting to get married to a person of another caste or community for bringing dishonor to family. Since inter- caste or inter- community marriage was not prohibited in law. Decide.

**OR**

**b) i)** Case study on Aruna Ramchandra Shanbough Shine v. Union of India AIR 2011.

**ii)** Gopal was tried in USA in respect of a charge of conspiracy to possess a controlled substance with the intention of distributing the same. He was being tried in India for offences relating to the importation of the contraband articles from Nepal into India and exporting the same for sale in the USA. Discuss the Article 20(2) of the Constitution.

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