

End Semester/Reappear (Semester III) Examination December 2022

Programme: LL.B

Full Marks: 70

Subject: Constitution II

Time: 3 Hrs.

Subject Code: 24D.201

Section I

- 1. Short Answer type questions. Answer any four. 4 x 5 = 20**
- What is the Article 1 of Indian Constitution?
 - Define the right of personal liberty.
 - What are the 5 writs and their meaning?
 - Elaborate Article 21A of Indian Constitution.
 - Are Directive Principles justiciable in nature? Justify your answer.
 - Enumerate the issues mentioned in Article 36 to 51 of the Constitution.

Section II

Long Answer type questions. Answer any three. 3 x 10 = 30

- How does constitution safeguard rights of an accused person? Explain with the help of case laws.
- 'A' grows tea and transports it to Kolkata via Assam. Assam state legislature has passed a law imposing taxes on goods carried by road and inland waterways. Is 'A' liable to pay tax?
- Enumerate the guidelines given by the Supreme Court in the case of D.K Basu v State of West Bengal.
- Whether absolute private rights can be enforced through article 226? Justify your answer.
- Are Fundamental Duties and DPSP same? Explain.

Section III

Application based questions. Answer any one. 1 x 20 = 20

- Which article of the constitution states that "No person shall be deprived of his life or personal liberty except according to procedure established by law". Explain this statement with reference to various facets of life and liberty.
- Explain the different dimensions of Freedom of Speech and Expression with the help of decided cases.
- A prisoner informed the jail authorities about his danger to life, but no action was taken for his safety and he was killed in the prison. A case was filed on the ground of violation of Fundamental Right of personal liberty of the prisoner. The Government clarified the defence of sovereign immunity. Decide.
