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Reg. No.....

Name.....

**FIVE YEAR B.A., LL.B. (HONOURS)/B.B.A., LL.B. (HONOURS)/B.Com., LL.B.
(HONOURS) DEGREE EXAMINATION, OCTOBER 2024**

Second Semester

F.L.3—CONSTITUTIONAL LAW—II

(2023 Admissions—Regular/2018 to 2022 Admissions—Supplementary)

Time : Three Hours

Maximum : 75 Marks

Part A

Write short notes any five of the following.

Each short note carries 3 marks.

1. Classification of Constitutions.
2. Citizenship (Amendment) Act, 2019.
3. Borrowing powers of States.
4. Financial Emergency.
5. Anti-defection Law.
6. Freedom of trade, commerce and intercourse.

(5 × 3 = 15 marks)

Part B

Answer any three of the following problems.

Each question carries 10 marks.

7. 'P' was appointed to officiate on a supervisory post. After two years of service, 'P' was reverted to the original post on the ground of unsatisfactory work. 'P' claims protection under Article 311 of the Constitution. Decide giving reasons.
8. 'X', the complainant, asked sanction for prosecuting two ministers for offences punishable under section 13(1)(d) read with section 13(2) of the Prevention of Corruption Act, 1988. The Council of Ministers refused sanction on the ground that there was not even the slightest amount of evidence against them. But the Governor expressed his belief that there was enough evidence to prosecute the ministers and as a result, he accorded the sanction under Section 197 of the Code of Criminal Procedure. The two Ministers challenged the Governor's order before the High Court. Decide.

Turn over

9. On the eve of general election to the Lok Sabha and just after the last session of Parliament, the Government, sends an Ordinance to the President extending the benefit of job reservations to Dalit Christians. The President returns the Ordinance and asks the Cabinet to reconsider its advice. Is the action of President sustainable under the Constitution. Discuss.
10. 'A' and 'B' were found guilty of murdering two innocent children and were awarded capital punishment by the Sessions Court which was confirmed by the High Court. Their SLP under Art. 136 against the judgement of the High Court was dismissed by the Supreme Court. Thereafter, they presented a mercy petition under Art. 72 to the President for grant of pardon which was rejected by the President without assigning any reasons. 'A' and 'B' now contend that the President has failed to discharge his constitutional duty under Art. 72. Decide.

(3 × 10 = 30 marks)

Part C

Answer any two of the following questions.

Each question carries 15 marks.

11. "A federal government is a legalistic government, a characteristic feature of which is the allocation of powers between the Centre and the States." Comment on the statement explaining the provisions regarding the Centre-State relations in the fields of legislation and administration.
12. What are 'Parliamentary privileges'? To what extent Parliamentary privileges are subject to judicial review? Discuss the law relating to the powers of Parliament and State Legislatures to punish a person for breach of their privileges.
13. Critically discuss, in historical perspective and in the light of decisions of the Supreme Court of India, the procedure for appointment of judges of the Supreme Court and High Courts and transfer of judges of the High Courts. Do you support the present system of appointment? What is the procedure for removal of a judge of the Supreme Court?

(2 × 15 = 30 marks)