



BRAINWARE UNIVERSITY

Term End Examination 2023

Programme – LL.B.-2022

Course Name – CONSTITUTIONAL LAW OF INDIA II

Course Code - LLB202

(Semester II)

Full Marks : 60

Time : 2:30 Hours

[The figure in the margin indicates full marks. Candidates are required to give their answers in their own words as far as practicable.]

Group-A

(Multiple Choice Type Question)

1 x 15=15

1. Choose the correct alternative from the following :

- (i) Identify the person to whom the President of India addresses his resignation letter.
- | | |
|---------------------------|-------------------|
| a) Chief justice of India | b) Speaker |
| c) Vice president | d) Prime Minister |
- (ii) Identify the person who administers the oath of office to the President.
- | | |
|---------------------------|-------------------------|
| a) Chief justice of India | b) Speaker of Lok Sabha |
| c) Prime Minister | d) Vice President |
- (iii) Identify who among the following holds office during the pleasure of the President.
- | | |
|-----------------------------|--------------------------|
| a) Governor | b) Election Commissioner |
| c) Speaker of the Lok Sabha | d) Prime Minister |
- (iv) Identify the total number of members nominated by the President to the Lok Sabha and the Rajya Sabha.
- | | |
|-------|-------|
| a) 16 | b) 18 |
| c) 14 | d) 12 |
- (v) Name the person who is authorized to appoint the Prime Minister of India.
- | | |
|---------------|----------------------|
| a) Lok Sabha | b) President |
| c) Parliament | d) Citizens of India |
- (vi) Select authority authorized to prefer a charge of impeachment against the President of India for his removal .
- | | |
|------------------------------|-------------------------|
| a) Both Houses of Parliament | b) Speaker of Lok Sabha |
| c) Rajya Sabha | d) Lok Sabha |
- (vii) Choose the bill that is not reserved by the Governor for the consideration of the President.

- a) Bills affecting powers of the High Court b) Bills relating to compulsory acquisition of property
- c) Bills seeking to impose restrictions on the inter-state trade d) Bills relating to imposition of taxes on agricultural income
- (viii) Identify who can initiate impeachment proceedings against the President of India.
- a) Either House of Parliament b) Any Vidhan Sabha
- c) only Lok sabha d) Rajya Sabha
- (ix) Select the minimum age for being appointed as a Governor.
- a) 35 years b) 40 years
- c) 25 years d) 30 years
- (x) Locate that the Power of the Supreme Court of India to decide disputes between the Centre and the State falls under its
- a) Advisory jurisdiction b) Appellate jurisdiction
- c) Original jurisdiction d) Constitutional jurisdiction
- (xi) Identify who appoints the District Judges in a State.
- a) Governor b) Chief justice of High Court
- c) Council of Ministers of State d) Advoacte General of the State
- (xii) Choose what the Supreme Court may issue for the enforcement of Fundamental Rights.
- a) notification b) writ
- c) decree d) ordinance
- (xiii) Choose the option from which salaries of the Judges of the Supreme Court are drawn.
- a) grants-in-aid b) public accounts
- c) contingency fund d) consolidated fund
- (xiv) Choose the writs that may be issued to enforce a Fundamental Right.
- a) certiorari b) habeas corpus
- c) prohibition d) all of these
- (xv) Predict the authority who can establish a common High Court for two or more states and Union Territory.
- a) Parliament by law b) Chief justice of India
- c) President d) Governor

Group-B

(Short Answer Type Questions)

3 x 5=15

2. Describe the role of speaker and Deputy Speaker of the State legislative assembly. (3)
3. Describe the structure and composition of the state legislative assembly. (3)
4. Explain the conditions under which President can declare emergency. (3)
5. Analyze whether President of India is bound to follow the advice of the Prime Minister. (3)
6. Determine the role of Chief Minister in operating the state machinery. (3)

OR

Analyze the role of Union council of Ministers. (3)

Group-C

(Long Answer Type Questions)

5 x 6=30

7. Explain- a. Consolidate Fund of India b. Court's power to punish for contempt (5)
8. Summarize the evolution of the basic structure theory through the aid of case laws. (5)

9. Assess the power of President to promulgate ordinances. Also, compile landmark judgements in this respect. (5)
10. The residuary powers are legislative powers that fall in none of the three lists under the Constitution of India. Critically analyse the residuary powers in light of above statement. (5)
11. List the powers of the President under the Constitution of India in the following heads: Legislative Powers, Executive Powers and Judicial powers. (5)
12. Holding an office of profit leads to the disqualification of membership of Parliament- Dissect the principle through illustrations. (5)

OR

Organise the States of India on the basis of number of legislature-Explain them with listing the states with such composition. (5)
