Reg.No. \_\_\_\_\_\_\_\_\_\_\_\_

G:\logo and QP Template\logo 3 Feb 2018 final.tif

**End Semester Examination – Nov/Dec – 2018**

|  |  |  |  |
| --- | --- | --- | --- |
|  |  |  |  |
| **Code :** | **17CR2010** | **Duration :** | **3hrs** |
| **Sub. Name :** | **BASICS OF INDIAN CONSTITUTIONS AND OFFENDERS RIGHTS** | **Max. marks :** | **100** |

**ANSWER ALL QUESTIONS (5 x 20 = 100 Marks)**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **Q. No.** | **Sub Div.** | **Questions** | **Course**  **Outcome** | **Marks** |
| 1. | a. | Is Indian Constitution Federal or Unitary. Explain. | CO1 | 10 |
| b. | Explain the contents and object of the preamble under the Constitution of India. | CO1 | 10 |
| (OR) | | | | |
| 2. | a. | Explain in detail the historical background of constitutional Law. | CO1 | 10 |
| b. | The Constitution has authorized the State to impose certain reasonable restrictions. What are the permissible restrictions in Constitution of India. | CO1 | 10 |
|  |  |  |  |  |
| 3. | a. | What are the duties listed under Constitution of India. | CO1 | 10 |
| b. | Explain the salient features of Indian Constitution. | CO1 | 10 |
| (OR) | | | | |
| 4. | a. | List the six Fundamental Rights granted to us by the Constitution with examples. | CO1 | 8 |
| b. | Explain any 3 fundamental rights with example | CO1 | 12 |
|  |  |  |  |  |
| 5. | a. | Define writ. List types of writs available under the constitution of India. Explain a suitable writ that can be filed if a person is unlawfully arrested and detained by police authorities. Who can apply for such a writ? | CO2 | 10 |
| b. | A licensing officer refuses to issue a license even after all the legal formalities have been completed. What is the constitutional remedy available as writ under Constitution of India? Explain in detail. | CO2 | 10 |
| (OR) | | | | |
| 6. | a. | What are the provisions in the Constitution for offenders rights? | CO2 | 10 |
| b. | Explain the following   1. Right to Legal Aid 2. Right to speedy trial | CO2 | 10 |
|  |  |  |  |  |
| 7. |  | Explain the provisions in the Constitution of India under Union and state Judiciary for   1. Appointment of Judges. 2. Qualification of Judges 3. Removal of Judges 4. Salary and allowance of Judges 5. Powers and functions of Judges | CO3 | 20 |
| (OR) | | | | |
| 8. | a. | Discuss the composition, powers and functions of the Courts in India. | CO3 | 10 |
| b. | The Supreme Court declared one of the most keenly awaited judgement and has permitted entry of women of all age groups to the Sabarimala temple. Is there any violation of fundament right? On what legal provisions of the Constitution was this judgement given by the Supreme Court? What is your opinion regarding the Judgement? | CO3 | 10 |
|  | |  |  |  |
|  | | **Compulsory**: |  |  |
| 9. | a. | A writ petition in High Court filed for the production of a top ranking Naxalite leader in the court who is arrested and without trial detained in the Visakhapatnam jail. What is the writ filed? Who can file such a writ? Is it necessary under this writ that the aggrieved has to file and need to be produced in person in court? Discuss. | CO2 | 4 |
| b. | A village custom required that each household of the village should offer one day’s free labour to the headman of the village. Is there a violation of the fundamental right of the villagers by following this practice? What is the constitutional remedy available? Decide. | CO2 | 4 |
| c. | A death warrant issued by the High Court against two accused in murdering seven person. High court confirmed the sentence. When appealed in the Supreme Court it rejected the appeal petition. Hence, the session judge issued the death warrants. Meanwhile one accused filed a writ petition and on behalf of another accused National Law University filed a writ seeking quashing of the death warrant. The Supreme Court graded their request and quashed the death warrant. What is the mistake committed by the session judge? Why did the Supreme Court quash the death warrant? | CO2 | 4 |
| d. | Ms. X filed a petition wanting to know whether Mr. X was her father. In the petition, she wanted Mr. X to undergo DNA test. Does it affect the fundamental rights of her father to do so? Is it a violation of his right? Decide. | CO2 | 4 |
| e. | Ina women’s college the post of the principal was reserved for female candidates only. Is this classification of male and female post permissible under the constitution of India? Is it violation of the fundamental rights? Give reason. | CO2 | 4 |