

QP Code :17696

(3 hrs.)

Total Marks 100

- N.B: 1) Attempt all questions
2) Figures to the right indicate full marks
3) Support your answers with relevant case laws

1 Answer in short (*not more than two sentences*) 20 Marks

- (a) Define the Administrative law.
- (b) What are the three essential of Rule of law?
- (c) What is bias?
- (d) What do you mean by substantial ultra vires?
- (e) What is colourable legislation?
- (f) What is speaking order?
- (g) How tribunal are differ from courts.
- (h) What is delegated legislation?
- (i) Define the writ of Mandamus?
- (j) Kinds of public corporation?

2 Write Short Notes (*any four*) 20 Marks

- (a) Public Interest litigation.
- (b) Social service corporation.
- (c) Doctrine of estoppels.
- (d) Limitation to file a writ petition.
- (e) Pre decisional and post decisional hearing.
- (f) Speaking Order.

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3 Solve the following (any two) :-

12 Marks

- (a) Mr. Ratnakar was dismissed from his service without giving any opportunity to defend himself. The said action was taken as he was found sleeping at work place. The department has stated that earlier also Mr. Prabhakar was found sleeping at work place and at that time opportunity was given to him and since he has committed the same thing again, giving another opportunity is not required.

- (1) What is the principle of fair opportunity?
- (2) Whether every time fresh opportunity is required? Why?

- (b) The Commissioner of police granted license for the construction of cinema theatre. The said power was granted to him by Bombay Police Act. Later on, he cancelled it at the direction of State government. The cancellation order came to be challenged before the Court.

- (1) Which principle of law involved here?
- (2) Whether the order passed once can be cancelled later on at the direction of other authority? Why?

- (c) The Government of India announced that illegal immigrants would not be deported till their cases would be considered individually on merits. However a deportation order passed against one Mr. McGrath without affording an opportunity.

- (1) Whether Govt. of India can take such decision against an individual when they specifically announced?
- (2) Which doctrine involved in the case? Explain the doctrine.

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4 Answer the following (any four) 48 Marks

- (a) Define administrative law. Discuss its nature and scope. How the administrative law is different from Constitutional law?
- (b) Explain the 'Rule of law'. How the rule of law is respected under the Indian Constitution. State the relevant case laws.
- (c) Explain the Delegated legislation? Discuss the different forms of delegated legislation. States its importance in welfare state?
- (d) Discuss the principle of natural justice and explained its components. What are the exceptions to this principle?
- (e) What is a characteristic of administrative tribunal? Discuss the reasons of its growth in India.
- (f) Discuss the judicial remedies available under the administrative law.

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