

**ONE YEAR LL.M. DEGREE SECOND SEMESTER EXAMINATIONS,  
SEPTEMBER, 2021**

**Government Liability & Discretionary Powers**

**Time: 10.00am to 1.45pm**

**Maximum Marks: 50**

**Question carries TEN marks**

**Module 1 (Time 10 am-10.45 am) (35 minutes for writing and 10 minutes for uploading)**

1. a. Explain the constitutional provisions relating to government contracts with case laws.

OR

- b. Explain the concept of sovereign immunity and the approach of Supreme Court of India on sovereign immunity

**Module 2 (Time 10.45 am-11.30 am) (35 minutes for writing and 10 minutes for uploading)**

2. a. "Sunshine is the best infectant". Explain the importance of transparency and openness in governance.

OR

- b. Explain the concept of right to information and shift from public interest in 'official secrecy' to public interest in 'access to information'.

**Module 3 (Time 11.30 am-12.15 pm) (35 minutes for writing and 10 minutes for uploading)**

3. a. What is the importance of discretionary powers of administration in a welfare state concept? What is the consequence of non-exercise of discretion?

OR

- b. What are the grounds judicial review of administrative discretion?

**Module 4 (Time 12.15 pm-1.00 pm) (35 minutes for writing and 10 minutes for uploading)**

4. a. Write short notes on (i) delegation of discretionary power (ii) discretionary justice

OR

- b. Write short notes on (i) Colourable Exercise of Discretionary Power (ii) Legitimate Expectation and administrative discretion.

**Module 5 (Time 1.00 pm-1.45 pm) (35 minutes for writing and 10 minutes for uploading)**

5. a. Explain doctrine of proportionality and discretionary power

OR

- b. Explain violation of fundamental rights as a ground for judicial review of discretion