

ONE YEAR LL.M DEGREE SECOND SEMESTER EXAMINATION, MAY 2022

LAW RELATING TO PUBLIC EMPLOYMENT

Time: 3 **hours**

marks : 50

Answer ANY FIVE questions. Each carries TEN marks (5x10 =50 Marks)

1. The Indian Civil Service is a relic of British colonial rule. But the Constitution of India adopted it and amended it to suit democratic India. Examine the evolution of civil services in India and related constitutional provisions.
2. Judicial review can only be exercised if the employer's action is unconstitutional or is patently arbitrary or unlawful. Discuss the statement on the basis of the constitutional safeguards on disciplinary actions against public servants.
3. What are the important recruitment agencies for public services in India? Analyze their powers and functions in terms of relevant laws.
4. Under Article 19 of the Constitution, can government employees claim the right to form associations or unions and freedom of speech and expression like any other citizen of India? Discuss the topic based on case laws.
5. Discuss the social security measures available to the Government and other public sector employees and the laws passed by the Indian Parliament in their implementations.
6. Discuss public employment reservation in the context of court decisions and the possibility of reservation in private sector jobs.
7. Transfer is an ordinary incident of service and therefore does not result in any alteration of any condition of service of an employee to his disadvantage. How does the transfer differ from deputation?
8. What is a compassionate appointment? Examine whether such appointment is contrary to the constitutional principles under Article 14 and 16 of the Constitution.
