

HONS. 06 / 002 / 23

B.A., LL.B. (Hons.) DEGREE SIXTH SEMESTER EXAMINATION, MAY 2023

ADMINISTRATIVE LAW

Time: 3 Hours

Maximum Marks: 50

PART – A

Write short notes on any FOUR of the following. Each question carries FIVE Marks

(4x5 =20 Marks)

1. Distinguish between substantive *ultra vires* and procedural *ultra vires*.
2. Delegated legislations
3. Legislative control over delegated legislation
4. Doctrine of legitimate expectation
5. Doctrine of proportionality
6. Non-application of mind
7. Right to information
8. Central Administrative Tribunal

PART – B

Answer any TWO questions. Each question carries FIVE Marks (2x5 =10 Marks)

9. As part of an effort to clean up the city, the municipal corporation evicted the pavement dwellers in a week without any notice. The representatives of the pavement dwellers filed a writ in the High Court against the action of the municipal corporation. The stand of the corporation was that the eviction process was in compliance with the statutory provision to evict illegal constructions without further notice. Decide.
10. As per government policy, a government company sold its shares and reduced the number of employees in the company. The employees' union of the company filed a petition before the Supreme Court against the disinvestment and the decision to reduce the number of employees in the company. Decide the scope of judicial review.
11. Oceanic Sea Foods (OSF) was a company engaged in the procurement, processing and export of sea foods. The Chairman, Marine Products Export Development Authority, issued a notice to OSF to show-cause why their Certificate of Registration should not be cancelled. The company replied to the notice denying all the allegations. The authority, without giving any reasons and personal hearing, cancelled

the Certificate of Registration. Advise OSF on the grounds on which the order of cancellation could be challenged through a writ petition.

PART – C

Answer any TWO questions. Each question carries TEN Marks

(2x10 =20 Marks)

12. Critically examine the doctrine of 'rule of law'. To what extent the doctrine has been incorporated into the Indian Constitution?
13. Elucidate the power of Judicial Review of the Supreme Court and the High Courts under Articles 32, 136, 226 and 227 of the Constitution of India.
14. Elucidate the government contracts with the help of case laws
15. What is the relevance of the ombudsman institution in a democratic system of governance? Critically evaluate the Lokpal and Lokayuktas Act, 2013 to justify the ombudsman system in India.
