

B.A., LL.B. (Hons.) DEGREE NINTH SEMESTER EXAMINATION,

JANUARY 2021

Democracy and Laws of Election

Answer All questions. Each question carry Ten marks (5*10 =50 Marks)

Module 1 (Time 10 a.m-10.45 a.m (35 minutes for writing and 10 minutes for uploading)

1. a) Converse the Constitutional Principles for Delimitation of Constituencies in India.

OR

b) Deliberate in particular the concrete role of elections in democratic process vis-à-vis union and the states .

Module 2 Time 10.45 a.m-11.30 a.m (35 minutes for writing and 10 minutes for uploading)

2. a) Elucidate in detail the broad duties of District Election Officer for preparation, maintenance and revision of electoral rolls.

OR

b) Critically analyse the Anti-defection Law in India, with respect to the given situation

A, an independent candidate, is elected to the House of People. Two months later, he joins the party "Z". Would "A" be disqualified under the Tenth Schedule of the Constitution of India? Discuss.

Module 3 Time 11.30 a.m-12.15 p.m (35 minutes for writing and 10 minutes for uploading)

3. a) Explicate as to what are the various measures to limit the influence of money in electoral process? Also discuss in detail whether the introduction of electoral bonds has proven useful for controlling the money power in elections?

OR

b) Deliberate in detail with regard to the special provisions for SC/ST with regards to election laws. Also pen down whether the provisions laid for reservation of seats for minorities, backward

classes and women have proven useful in the true sense of upliftment of the said classes.

Module 4 Time 12.15 p.m- 1.00 p.m (35 minutes for writing and 10 minutes for uploading)

4. a) 'Q' a sitting member of parliament, is convicted under the Indian Penal Code, 1860 and sentenced to imprisonment for three years by the trial court. On appeal, he is granted bail by the High Court. Can 'Q' continue as a Member of Parliament? Can he again contest elections while his appeal is pending in the High Court? Analyse.

OR

- b) What is a recriminatory petition? When and how can it be filed under the RP Act, 1951?

Module 5 Time 1.00 p.m-1.45 p.m (35 minutes for writing and 10 minutes for uploading)

5. a) Discuss the ambit of the Voters' right to know the antecedence of candidates at elections in India. What are the consequences for furnishing of Wrong information or suppression of some material information by the candidate in his nomination paper?

OR

- b) Critically examine the implementation of the various laws in election process for curtailing bribery and undue influence. Deliberate whether it can be attributed as near success or near failure.
