

LL.M. Second Semester Examination 2020

Judicial Review of Constitutional Amendments

Answer any five of the following questions. Each question carries ten marks. (5x10=50)

1. Parliamentary Supremacy v. Judicial Supremacy. Examine the conflict in the light of Constitutional Amendments.

OR

2. Examine with the help of cases the initial inconsistency with respect to 'Law' and 'Amendment of the Constitution'.
3. Examine the scope and limitations of the power of Parliament to amend the Constitution.

OR

4. Give an account of 99th Constitution Amendment Act. Examine the application of Basic Structure doctrine in SCAORA II (NJAC) decision where, both Law and Constitution amendment was declared unconstitutional.
5. Critically examine why amendment to the Constitution which is made in exercise of constituent power needs judicial review.

OR

6. Do you think Parliament can dilute fundamental rights through amendment to the Constitution? Substantiate.
7. Give an account of evolution of Basic Structure Doctrine in India.

OR

8. A democratic constitution has to be particularly responsive to changing conditions, since a Government founded on the principle of popular sovereignty must make possible the fresh assertion of the popular will as that will change. Comment.
9. Examine the origin and basis of Ninth Schedule of the Constitution. Comment on its significance in the present legal system.

OR

10. Examine the grounds for judicial review of legislation. Do you think basic structure acts as a limitation on legislative power.