

2020

L L.M.

2nd SEMESTER EXAMINATION

Judicial Process

Paper - LL.M.- 201

Full Marks : 100

Time : 4 Hours

Candidates are required to give their answers in their own words as far as practicable.

Illustrate the answers wherever necessary.

All questions carry equal marks

Answer any *two* questions.

1. Discuss about the Independence of Judiciary and political nature of Judicial Process.
2. Discuss in brief about the special dimension of Judicial Process in constitutional adjudication.
3. What do you mean by 'Judicial Activism' and how far 'Judicial Activism' has been successfully applied in India? Discuss critically.
4. Critically discuss the powers of Judges and their role in evolving new principles of law.
5. What is the doctrine of 'Judicial Review'? Explain the scope of 'Judicial Review' with special reference to parliament's power to amend the Constitution.

(Turn Over)

6. Write explanatory notes on the following :

- (a) The 'Importance of Leading Cases'
- (b) Interpretation of the Indian Constitution.

7. Discuss the applicability of the 'Doctrine of Precedent' in India. Is the Supreme Court of India bound by its own previous decisions? Under what circumstances a Court may disregard a precedent?

8. Discuss with the help of decided cases the following principles of interpretation of enacted laws -

- (a) Literal Rule
 - (b) Golden Rule
 - (c) Ejusdem Generis
 - (d) Noscitur a Sociis
 - (e) Statute should be read as a whole.
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