

TILAK MAHARASHTRA VIDYAPEETH, PUNE
BACHELOR OF LAWS (LL.B.) (Three Years Semester Pattern)/
B.A. LL.B. (FIVE YEARS INTEGRATED LAW COURSE)
(SEMESTER PATTERN) CREDIT SYSTEM
EXAMINATION : DECEMBER - 2025
SECOND/SIXTH SEMESTER
Sub.: Constitutional Law – II (LW-203/18-6004)

Date : 12/12/2025	Total Marks : 60	Time: 10.00 am to 12.30 pm
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Instructions: 1) All questions are compulsory.
2) Figure indicate to the right full marks.

Q. 1. Answer the following question. (15)

A) Discuss the Emergency provisions under the Constitution of India. What are the effects of a proclamation of emergency on the rights of citizens?

OR

B) Explain the procedure for amendment of the Constitution under Article 368. What are the limitations on Parliament's amending power?

Q. 2. Answer the following question. (15)

A) Explain the role of the Election Commission of India in conducting free and fair elections. How independent is it from the executive?

OR

B) Explain the various kinds of Bills under the Constitution of India and the procedure for their enactment.

Q. 3. Write Short Notes. (any four) (20)

- a) Election of the President of India
- b) Doctrine of Pleasure
- c) Powers and jurisdiction of the Supreme Court of India
- d) Powers and functions of the Governor of a State
- e) Composition of Parliament
- f) Judicial Activism

Q. 4. Answer the following questions. (10)

A) Mr. Ramesh Kumar, a permanent civil servant in the Department of Revenue, Government of India, was dismissed from service by the President on grounds of "loss of confidence and public interest." No departmental inquiry was conducted, and he was not given any opportunity to explain or defend himself. The dismissal order stated: "The President, exercising powers under Article 310 of the Constitution, hereby terminates the services of Mr. Ramesh Kumar with immediate effect, in the interests of public service."

Aggrieved, Ramesh files a writ petition under Article 226 before the High Court claiming that his Fundamental Right to equality (Article 14) and his constitutional protection under Article 311(2) have been violated

As counsel for the petitioner, discuss:

1. **Whether the dismissal of Ramesh Kumar is valid under the Doctrine of Pleasure (Article 310).**
2. **What are the constitutional safeguards available to civil servants under Article 311?**

OR

B) The Parliament passes a law called the National Security (Amendment) Act, 2025, authorising preventive detention for a period of two years without disclosing reasons to the detainee or giving any opportunity to be heard.

The Act further states in Section 12: “No court shall have jurisdiction to question the validity of any order made under this Act, and such order shall be final and conclusive.”

A human-rights activist, Ms Kavita Sharma, files a petition before the Supreme Court under Article 32 challenging the validity of the Act, arguing that:

1. It violates Articles 21 and 22 of the Constitution.
2. Section 12 completely bars courts from exercising judicial review, which forms part of the Basic Structure of the Constitution.

As counsel for the petitioner, discuss:

- 1. Whether the bar on judicial review in Section 12 is constitutionally valid.**
 - 2. How the doctrine of Basic Structure limits the legislative power of Parliament under Article 368.**
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