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4 SEM LLB ADML 4 (N)

2017

(June)

LAW

Paper : 4·4

(Administrative Law)

(New Course)

Full Marks : 80

Time : Three hours

The figures in the margin indicate full marks for the questions.

1. Choose the correct option : $1 \times 10 = 10$
- (i) Who said the 20th century of administrative explosion ?
- (a) Julius Stone
 - (b) Robson
 - (c) Hewart
 - (d) None of the above.

(ii) Delhi Declaration took place in —

(a) 1952

(b) 1959

(c) 1969

(d) None of the above.

(iii) 'Ultra-vires' means

(a) beyond powers

(b) beyond reason

(c) beyond doubt

(d) None of the above.

(iv) The removal of difficulties clause is also known as —

(a) Henry VII Clause

(b) Henry VIII Clause

(c) Henry IX Clause

(d) None of the above.

(v) 'Speaking order' is also known as —

- (a) Reasoned decision
- (b) *Audi alteram partem*
- (c) Rule against biasness
- (d) None of the above.

(vi) Administrative tribunal exercises —

- (a) Purely administrative functions
- (b) Purely judicial functions
- (c) Quasi judicial functions
- (d) None of the above.

(vii) Doctrine of legitimate expectation is evolved by

- (a) Lord Greene
- (b) Lord Denning
- (c) Lord Hewart
- (d) None of the above.

(viii) In judicial review, review is done by

- (a) Judiciary
- (b) Executive
- (c) Legislature
- (d) None of the above.

(ix) "The New Despotism" is written by Lord Hewart in —

- (a) 1859
- (b) 1900
- (c) 1929
- (d) None of the above.

(x) Ombudsman is a/an —

- (a) Latin term
- (b) English term
- (c) Hindi term
- (d) None of the above.

2. Write short notes on : 2×5=10

- (a) Scope of administrative law
- (b) Meaning of delegated legislation
- (c) Nature of administrative tribunals
- (d) Abuse of discretion
- (e) Classification of public corporations.

3. Mention the demerits, merits and contributions of droit administratif. 12

Or

Discuss the need and importance of doctrine of separation of powers in a welfare state.

12

4. Discuss in detail the procedural control over delegated legislation in India. 12

Or

Explain various types of delegated legislation. 12

5. Discuss in detail the constitution, powers and functions of administrative tribunals.

12

Or

Critically analyse the principle of *audi alteram partem*. Refer cases also. 12

6. Write an exhaustive note on doctrine of legitimate expectation. 12

Or

Mention the concept, need, importance and application of doctrine of proportionality.

12

7. Examine the constitutional protections available to civil servants in India. 12

Or

Write a critical note on functioning of Ombudsman in India. 12

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