

NATIONAL LAW UNIVERSITY, DELHI

LL.M., Semester-I (Batch of 2020)

End Semester Online Examinations, January-2021

Paper: Advanced Constitutional Law

Time: 48 hours

Total Marks: 50

Instructions:

1. Mail your assignments only to **submissions.llm@nludelhi.ac.in**
2. All questions are compulsory.
3. This is an open book exam. Students are free to consult their class notes as well as assigned reading materials.
4. No clarification shall be sought on the question paper.
5. Mention ONLY Name, Roll No. and subject paper on the Cover/First page. Start writing your answers from the next/second page only. **Do not** mention your name and roll no on any other page.

PART-A

- Q.1. Governmental actions usually depend upon the recognition of actual conditions of inequality, lived realities of individuals and persistent discrimination amongst societal groups. In contrast, Indian approach towards affirmative action focusses primarily upon eliminating inequalities perpetrated due to continued effects of social hierarchy and inferior socio-economic status of certain groups.

In the light of the above, discuss the constitutional provisions of at least one country and compare it with Indian scenario with the help of relevant case law.

(10 Marks Max.1500-2000 words)

- Q.2. Luck egalitarians think that inequality is, basically, socio-economic inequality, which includes exploitation, economic marginalization and deprivation. According to them, roots of inequality in our societies are socio-economic misdistribution and other kinds of related injustices.

Comment on the given statement and discuss it with reference to the right to education and its evolution in Indian jurisprudence.

(10 Marks Max.1500-2000 words)

- Q.3. *Equality will cease to mystify - and cease to skew moral and political discourse - when people come to realize that it is an empty form having no substantive content of its own.*

Discuss the above statement in light of the research article(s) discussed.

(5 Marks Max.500-700 words)

PART-B

- Q.4. Analyse whether the paternalistic law of wearing helmets while driving a two-wheeler is in violation of freedom of an individual? Explain with the help of principles of libertarianism and utilitarianism?

(15 Marks Max.500-700 words)

- Q.5. In reference to abortion rights, discuss the theory of justice and common good and examine as to whether it is necessary to achieve the aspiration of neutrality in the context of moral and religious views?

(10 Marks Max.500 words)