

NATIONAL LAW UNIVERSITY, DELHI

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

End Semester Online Examinations, January-2021

Paper: Comparative Public Law

Time: 48 hours

Total Marks: 50

Instructions:

1. Mail your assignments only to **submissions.llm@nludelhi.ac.in**
2. Answer **any five** of the following questions. Each question carries **10 Marks**.
3. Your answer to any question should not exceed **500 (FIVE HUNDRED) words** excluding punctuation marks.
4. This is an open book exam. Students are free to consult their class notes as well as assigned reading materials.
5. No clarification shall be sought on the question paper.
6. 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.

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- Q.1. “For any comparatist, there is no serious chance of leaving aside any unofficial factor, including those of a geopolitical nature, able to affect the convictions and the legal culture of rule-setters, the decision-makers, and the law-users”. Elaborate upon the above statement by giving suitable examples in the context of Comparative Constitutional Studies.
 - Q.2. “Citizenship is not just a certain status, defined by a set of rights and responsibilities. It is also an identity, an expression of one’s membership in a political community”. Elucidate the above statement by giving suitable examples.
 - Q.3. “The sharp distinction between constitutional amendment and constitutional replacement found in much current scholarship and doctrine is problematic”. Explain the above statement by engaging with the logic of limitations on the above-mentioned powers with suitable examples from at least two countries.
 - Q.4. “Normalizing the public order requires an extraordinary public authority”. Critically examine the above statement in the context of constitutional exceptionalism.
 - Q.5. “Isaiah Berlin is known to have once remarked that the history of ideas is replete with instances of great liberating ideas turning into straightjackets”. Comment on above statement in the context of idea of secularism by giving suitable examples.
 - Q.6. “While there are notable differences between social and political rights, such differences are not fundamental; they are differences of degree and not of kind”. Engage with the above statement by explaining the issues involved.