

NATIONAL LAW UNIVERSITY, DELHI

LL.M., Semester-I (Batch of 2021)

End Semester Assessment, December-2021

Paper: Comparative Public Law

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 your 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.
 6. Answers to any question should not exceed 1500 words.
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1. “Many British Constitutional lawyers have regarded the triumph of ordinary law and consequential disappearance of fundamental law as an expression of progress”. Critically evaluate the above statement by tracing the idea of public law in Britain and Continental Europe. **(13 Marks)**
2. a) “A constitution arises either through one-sided political decision of the subject of the constitution-making power or through reciprocal agreement of several such subjects”. Elucidate above statement with the help of examples from Jurisdictions of your choice. **(12 Marks)**
b) Isiah Berlin is known to have once remarked that the history of ideas is replete with instances of great liberating ideas turning into straitjacket. Engage with the above statement in the light of discourses around secularism. **(12 Marks)**
3. “The constituent power exists side by side with the amending power, if normally in the background.” Explain the above statement with the help of illustrations. **(13 Marks)**