

H.P. BOARD OF DEPARTMENTAL EXAMINATION
Departmental Examination
For HAS Officers

October, 2014

Paper-8(Constitutional and Civil Law)

Time allowed-3 hours

Maximum Marks-100

- Note: 1. Attempt any five questions. All questions carry equal marks.
2. Minimum two questions are to be attempted from each part.
3. Only bare Acts/ Rules are allowed.

PART-1

Question.1

*Write short note on any **four** of the following:*

1. Comptroller and Auditor General of India.
2. Directive principle of State Policy.
3. Amendment of Constitution and procedure thereof.
4. Fundamental duties.
5. Powers, Privileges and immunities of Parliament.
6. Money bills.

(5 marks each)

Question.2

How the Legislative Powers have been distributed under the Constitution of India between the Central and State government.

(20 marks)

Question.3

*Write short notes of any **four** of the following:-*

- a) Emergency provisions of the Constitution.
- b) Financial Emergency.
- c) Right of privacy.
- d) State Election Commission.
- e) Double jeopardy.
- f) Writ jurisdiction of High Court.
- g) Doctrine of 'basic features' of Constitution.

(5 marks each)

Question.4

Discuss the principle of equality before law in the Constitution. Is the rule of equality absolute? *Comment.*

(20 marks)

Question: 5

- (a) What Constitutional remedies are available to the government servant against arbitrary dismissal from service ?
- (b) In what circumstances, an Emergency can be imposed in the country and under what provisions of the Constitution of India.

(10x2=20 marks)

Contd....2

PART-11

Question.6

Write short notes on any **four** of the following:

- i) Permanent injunction.
- ii) Memorandum of Association.
- iii) Doctrine of Caveat Emptor.
- iv) Meher.
- v) Restitution of Conjugal Rights.
- vi) Consideration.

(5 marks each)

Question.7

Answer any **two** of the following:

- (1) What are the grounds for setting aside elections under H.P. Panchayati Raj Act ?
- (2) What are corrupt practices and electoral offences under the Representation of Peoples Act, 1951 ?
- (3) Discuss the requisites of a valid adoption ?

(10 marks each)

Question.8

Write short notes on any **four** of the following:

- a) Powers of natural guardian of a Hindu minor.
- b) Waqf and Mutawalli.
- c) Distinguish between fraud and misrepresentation.
- d) Cruelty as a ground for divorce.
- e) Rights and duties of buyer and seller under the Transfer of Property Act.
- f) Share capital.
- g) Divorce under Mohammedan law.

(5 marks each)

Question.9

- a) Marriage under the Hindu Marriage Act, 1955, is both a sacrament and a contract; elucidate
- b) Write a brief note on the rights and liabilities of mortgage.

(10 marks)

(10 marks)

Question:10

Write short notes on any **four** of the following:

- a) Void and voidable contract.
- b) Mortgage.
- c) 'Fraud' and 'Coercion'
- d) Abatement of suit.
- e) Actionable claims.
- f) Forfeiture of shares.

(5 marks each)
