

BOARD OF DEPARTMENTAL EXAMINATION  
FOR HAS OFFICERS  
Paper No.8 (Constitution and Civil Law)

October-2016

Time allowed- 3 hours

Maximum marks-100

NOTE:

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

PART-1

Question No. 1:

'Expansion of life and liberty as enshrined in Article 21 of the Constitution, has meant that many of the non-justifiable directive principle in Part-IV of the Constitution have now been resurrected as enforceable fundamental rights, by the magic wand of Judicial Activism'. (Discuss)

(20 marks)

Question No. 2

- (a) Discuss the principles of equality before Law in the Constitution. Is the rule of equality absolute? Comment.
- (b) "Laws inconsistent with or in derogation of the fundamental rights are void". Is there any exception to this rule in the Constitution. Comment.

(10 marks each)

Question No.3

How the Legislative Powers have been distributed under the Constitution of India between the Central and State Governments?

(20 marks)

Question No. 4

Write short notes on the following

- (a) Legislative relations between Union and States.
- (b) Emergency Provisions of the Constitution.
- (c) Money bills.
- (d) Fundamental duties.

(5 marks each)

PART-II

Question No. 5

1. What are corrupt practices and electoral offences under the representation of People Act, 1951.
2. What are the grounds for setting aside elections under H.P. Panchayati Raj Act?

(10 marks each)

P.T.O.

**Question No. 6**

- (a) Discuss the requisites of a valid adoption.
- (b) What are the rights and liabilities of a mortgagee.

**(10 marks each)**

**Question No. 7**

Write short notes on any four of the following:

- 1. Essential elements of sale under the Transfer of Property Act.
- 2. Provisions of dissolution of societies and adjustment of their affairs and whether on dissolution a member can receive profit.
- 3. Doctrine of lis pendens.
- 4. Restitution of conjugal rights.
- 5. Share capital.
- 6. Abatement of suits.

**(5 marks each)**

**Question No. 8**

- (a) Explain essentials of valid Hindu marriage and distinguish between void and voidable marriage.
- (b) Explain Memorandum of association under the Companies Act.

**(10 marks each)**

**Question No. 9**

Write short notes on any four of the following:

- (a) Mehar under Mohamdan Law.
- (b) Void and voidable contract.
- (c) Fraud and coercion.
- (d) State Finance Commission.
- (e) State Election Commission.

**(5 marks each)**

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