


Name:			
Enrolment No:			
UNIVERSITY OF PETROLEUM AND ENERGY STUDIES End Semester Examination, December 2018			
Course: Administrative Law	Course Code: LLBL 141	Semester: V	
Programme: B.A.LL.B(H), B.Com.LL.B(H), B.B.A.LL.B(H)			
Time: 03 hrs.	Max. Marks: 100		
Instructions: Read the questions carefully and substantiate with relevant sections and case laws.			

S. No.	Instructions: Attempt any five:	Marks	CO
Q 1	Rule of Law	2	CO1
Q2.	Central Vigilance Commission	2	CO1
Q3.	Administrative Discretion	2	CO1
Q4.	Doctrine of Legitimate Expectation	2	CO1
Q5	Right to notice	2	CO1
Q6	Lokpal	2	CO1
SECTION B Answer all questions			
Q 6	a. Explain the difference between the writ of prohibition and the writ of certiorari. b. What are the essential conditions for the issue of the writ of mandamus?	5+5	CO2
Q7	What is delegated legislation? Critically examine the effectiveness of Parliamentary control over delegated legislation	10	CO3
SECTION-C Answer all questions			
Q 8	From a functional point of view, an administrative tribunal is neither exclusively a judicial body nor exclusively an administrative body. Explain the statement by delineating the characteristics of a administrative tribunal	10	CO2
Q9	Analyze the situations which led to growth of Administrative Law in India.	10	CO3

SECTION-D
Answer all questions

a.	A student wrote her registration number on every page of the answer sheet in a coded examination. The University cancelled her examination results without giving her a notice. Is it valid? Elucidate your answer with relevant case laws	10	CO4
b.	A complaint was given by some girl students of a college that some students of their college entered and misbehaved in the ladies hostel. The enquiry committee recorded the statements of the girls of the hostel in the absence of boys and expelled the boys from the college. Is it valid? Elucidate your answer with relevant case laws	10	CO4
c.	An advocate was removed from the rolls of state Bar council on the ground of his professional misconduct, without giving opportunity to defend himself. Examine the validity of his removal. Elucidate your answer with relevant case laws	10	CO4
d.	A lawyer challenged the constitutional validity of a Circular issued by the Union Law Minister regarding the transfer of High Court Judges. Does he have any locus standi to challenge the same? State with reasons	10	CO5
e.	The Mines and Minerals (Regulations and Development Act), 1957 authorizes the State Government to make rules regarding the regulation of mining leases. The Government of Uttarakhand promulgated the rules in Uttarakhand banning leases of black granite by the private enterprises. Thus by delegated legislation private enterprises are prohibited from carrying out lease of black granite. It was challenged by NEGI and Constructions a private enterprise on the ground that the rules made by the government is ultravires and therefore invalid. Elucidate your answer with relevant case laws	10	CO4

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SECTION A

		Marks	CO
Q1	Explain <u>any 5</u> of the following : (a) Three aspects of Dicey's rule of Law (b) Quasi- Judicial function (c) Define 'Delegetus non protest delegare' (d) Irrelevant consideration (e) Personal Bias (f) Administrative Discretion.	10 (2x5)	CO1

SECTION B

Answer all the questions

Q2	Elaborate "Administrative Discretion and Art 14 of the constitution".	10	CO1
Q3	Throw light on the Doctrine of "Legitimate Expectation".	10	CO2

SECTION-C

Answer all the questions

Q4	What are the conditions for the grant of Writ of Mandamus. To whom writ can be issued and what are the grounds of issue of the writ? Refer to judicial decisions.	10	CO3
Q5	Critically analyse the advantages and disadvantages of tribunals.	10	CO3

SECTION-D

Answer all the questions

Q6	<p>The daughter of a friend T, a teacher, resides at the house of T.D is, however not covered within the prohibited category of near relatives disqualifying T from being appointed a paper setter and examiner in a question paper which has been opted by D.T accepts the offer of paper setting and examiner in the concerned paper. D secured a very high percentage of marks in the above paper as compared to other paper.</p> <p>a) Do you find any infirmity in the evaluation of the script in this case? (5)</p> <p>b) Give Reasons for the same(10)</p> <p>c) Support your reasoning with case laws.(10)</p>	25	CO4
Q7	<p>The states in India to promote coordination, understanding and cooperation among the citizens living in different states decided to reserve five seats in the Medical colleges owned by State governments to be filled upon the recommendation of the chief minister of other states. S was denied recommendation by the chief minister pleading that he has absolute powers/Discretion to nominate any student .S has challenged the exercise of discretionary by the chief Minister on the ground that no policy or guidelines have been prescribed for the exercise of discretion by the chief minister.</p> <p>a) - what are the legal issues involved into the problem given? (10)</p> <p>b) - Support your reasoning with case laws. (15)</p>	25	CO5