Uttarakhand Civil Judge (Mains) 2012

The Present Day · compulsory paper

Time allowed : Three Hours · Maximum Marks : 150

Notes: (i) Candidates should attempt all the five questions. (ii) All questions carry equal marks. (iii) The parts of same question must be answered together.

1(a). It is said that "India is an indestructible union of destructible units". Discuss this statement with reference to power of the Parliament to reorganize States.

[Subpart marks not printed]

1(b). The judicial pronouncements have brought the present position of the tortious liability of the State in India at par with the provisions of the Crown Proceedings Act, 1947 of England. In this context discuss the present position of law on tortious liabilities of State in India with the help of cases decided.

[Subpart marks not printed]

2(a). Constitutional developments in India during last sixty two years show that making of Constitution is under progress even today. In this context discuss whether do the judges make law ?

[Subpart marks not printed]

2(b). The country wide agitation, people's participation and reciprocity of the Government on the issue of Lokpal Bill made everyone to rethink law making process in India. Give your comments on this and explain legislative procedure provided in Constitution of India.

[Subpart marks not printed]

3(a). Extradition is generally a matter of bilateral treaty. Critically examine this statement and write the essential conditions for extradition.

[Subpart marks not printed]

3(b). Write a descriptive note on overseas citizenship of India.

[Subpart marks not printed]

4(a). Analyse the concept of neutrality and discuss its relevance in the present scenario of the world.

[Subpart marks not printed]

4(b). What are the privileges enjoyed by the citizens of India over an alien under Constitution of India ?

[Subpart marks not printed]

5(a). Some of the jurists are of the opinion that there is no concept like 'right' but it is only 'duty'. Give your comments on this and critically examine the right and duty relationship.

[Subpart marks not printed]

5(b). What do you understand by 'piracy' ? Write your answer with reference to the Geneva Convention on High Sea, 1958 and give your comments on concept of universal jurisdiction in respect of crime of piracy.

[Subpart marks not printed]