

**JUDICIAL SERVICE GRADE- III EXAMINATION, 2012****GAUHATI HIGH COURT****Paper-III  
(Law paper – I)****Total Marks – 100****Time – Three hours****[All questions carry 5 (five) marks]****GROUP A - CONSTITUTION OF INDIA****Answer any five questions: -**

1. Judicial pronouncements have amplified the scope and ambit of Article 21 of the Constitution of India. ---  
Do you agree or disagree with this statement? Give reasons in support of your view.
2. How far does Article 22 of the Constitution of India protect the personal liberty of a citizen?
3. Describe the powers of the President provided in the Constitution of India for proclamation of emergency?
4. Describe the procedure for carrying out amendment of Fundamental Rights in the Constitution of India with reference to the limitations imposed by the Supreme Court in the *Kesavananda Bharati* case [His Holiness Kesavananada Bharati Sripadagalvaru and Others -vs- State of Kerala and Another, AIR 1973 SC 1461].
5. Discuss the concept of social justice as envisaged in the Constitution of India?

6. Write shorts notes on the following: -
- (a) Writ of Mandamus, and
  - (b) Writ of Certiorari
7. Explain the doctrines of (i) Repugnancy and (ii) Pith and Substance with reference to the Constitution of India.
8. Explain the features of Local Self Government as envisaged under the Constitution of India?

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**GROUP B - INDIAN CONTRACT ACT****Answer any five questions: -**

1. Mention the circumstances in which a contract by a minor is (i) void, (ii) voidable, (iii) valid?
2. What is an agency? How does an 'agent' differ from an 'employee'?
3. What are the duties of bailee under the Indian Contract Act?
4. What do you mean by the term "bank loan"? How can a debt due to a bank be recovered?
5. Is a contract valid without free consent according to the Indian Contract Act? Elucidate.
6. Distinguish between liquidated damages and penalty? How far does this distinction affect the amount of compensation for a breach of contract?
7. What are the essential elements of a contract? Distinguish between void and illegal agreements?
8. Discuss the law relating to the discharge of liability of the legal representatives on the death of a surety?

