



Sixth Semester (Five Year) B.B.A. LL.B. (Hon's) Examination, June 2013 ADMINISTRATIVE LAW

Duration : 2^{1/2} Hours

Max. Marks : 70

- Instructions:**
1. Answer all 5 Questions.
 2. One essay type and one short note question or problem from each unit have to be attempted, which is referred as part (a) and (b) in all the units.
 3. Figures to the right indicate marks.
 4. Answers should be written either in English or Kannada completely.

UNIT – I

Q. No. 1. (a) Administrative law has been characterised as the most “out standing legal development of the twentieth century”. Discuss. Marks : 9
ಆಡಳಿತಾರ್ಥಕ ಕಾನೂನು “20ನೇ ಶತಮಾನದ ಒಪ್ಪು ದೊಡ್ಡ ಕಾನೂನಾರ್ಥಕ ಬೆಳವಣಿಗೆ” ಎಂದು ಹೇಳಲಾಗುತ್ತಿದೆ. ಚರ್ಚಿಸಿರಿ.

OR/ಅಥವಾ

Explain the nature and scope of Administrative Law.
ಆಡಳಿತಾರ್ಥಕ ಕಾನೂನಿನ ಸ್ವರೂಪ ಮತ್ತು ವ್ಯಾಪ್ತಿಯನ್ನು ವಿವರಿಸಿರಿ.

(b) Write a note on : Marks : 5

“Droit Administratif”.

ಆಯಿಟ್ ಅಡ್ಮಿನಿಸ್ಟ್ರೇಟಿವ್.

OR/ಅಥವಾ

Significance of studying administrative law.
ಆಡಳಿತಾರ್ಥಕ ಕಾನೂನು ಅಧ್ಯಯನದ ಮಹತ್ವ.

UNIT – II

Q. No. 2. (a) Critically examine restraints on delegation of legislative powers in India. Marks : 9
ಭಾರತದಲ್ಲಿ ಪ್ರತ್ಯಾಚಿತ ಕಾನೂನಿನ ಮೇಲಿನ ನಿರ್ವಂಧನೆಗಳನ್ನು ವಿಮರ್ಶಾರ್ಥಕವಾಗಿ ಪರೀಕ್ಷಿಸಿರಿ.

OR/ಅಥವಾ

Briefly explain the kinds of delegated legislations.
ಪ್ರತ್ಯಾಚಿತ ಕಾನೂನಿನ ವಿವಿಧ ಒಗ್ಗೆಳನ್ನು ಸಂಕ್ಷಿಪ್ತವಾಗಿ ವಿವರಿಸಿರಿ.

P.T.O.

- (b) The Air India Corporation promulgates a regulation providing for termination of service of an air hostess on her first pregnancy. An air hostess challenges the validity of the regulation. Decide.

Marks : 5

એર ઇંડિયા નિગમવું પ્રથમ બારિંગ ગ્રાહકરિસિદ ગગન સખીય સેવેયન્નુ કોનેસોલેસબેકેંબ નિબંધનેયન્નુ જારિ તંદિદે. ઒બ્બ ગગન સખીય આ નિબંધનેય ક્રમબદ્ધતેયન્નુ પ્રેર્ણિસુત્તાં. નિષાયિસિરિ.

OR/અધ્વા

Under a statute, the Director of APMC was required to pre-publish a draft notification affecting the farmers in the official gazette and also a Gujarati newspaper. The director published the draft notification in official gazette and not in Gujarati newspaper. Is the notification valid ?

઒ંದુ શાસનદ પ્રકાર APMC નિર્દેશકરુ ર્યુટરિંગ સંબંધિસિદ ઒ંದુ કરદુ અધિસૂચનેયન્નુ ગેર્યુટોનલી હાગુ ગુજરાતી સુદ્ધીપ્રતીકેયલી પ્રકટિસબેકાગિતુ. આદરે નિર્દેશકરુ કરદુ અધિસૂચનેયન્નુ ગેર્યુટોનલી માત્ર પ્રકટિસિ ગુજરાતી પ્રતીકેયલી પ્રકટિસલિલ્લ. આ અધિસૂચને ક્રમબદ્ધવે ?

UNIT – III

- Q. No. 3. (a) "A person deciding the matter must be free from bias". Discuss. Marks : 9

નિષાયકન સાનુદાલીરુવ વ્યક્તિ નિપ્પક્ષપાત્રિયાગિરબેકુ ચેચિસિરિ.

OR/અધ્વા

"No person should be condemned unheard" Examine the statement in the light of decided cases.

"યાવુદે વ્યક્તિયન્નુ શ્રવણમાಡદે શીક્ષિસુવંતિલ્લ" ઎ંબ હેણેકેયન્નુ નિર્ધારિત પ્રકરણગળોંદિગે પરિણેસિરિ.

- (b) The Urban Development Authority granted permission to a developer to develop 200 acres of land into a township. The land developer is a son of a prominent politician who is a member of Urban Development Authority. Decide.

Marks : 5

નગરાભિવૃદ્ધિ પ્રાધિકારવુ 200 એકરે જમીનનુ નગરવાની અભિવૃદ્ધિ માડલુ ઒બ્બ ડેવલેપરનીં અનુમતિયન્નુ કોણકેટુ. આવનુ નગરાભિવૃદ્ધિ પ્રાધિકારદ સેદસ્યરાદ પ્રમુખ રાજકીય વ્યક્તિયોબ્બર પુત્રનાગિદ્દાને. તીવ્યાનાસિરિ.

OR/અધ્વા



The university cancelled the examination centre on account of Mass Copying. Some innocent students aggrieved by the order challenge the order of cancellation of centre on the ground that notice and hearing were not given to them, before the order was passed. Decide.

ಸಾಮೂಹಿಕ ನಕಲು ನಡೆದ ಕಾರಣ ಒಂದು ಪರೀಕ್ಷೆ ಕೇಂದ್ರವನ್ನು ವಿಶ್ವವಿದ್ಯಾನಿಲಯವು ರದ್ದುಪಡಿಸಿತು. ಆ ಆದೇಶದಿಂದ ನೊಂದ ಕೆಲವು ತಪ್ಪಿತಸ್ಥರಲ್ಲದ ವಿದ್ಯಾರ್ಥಿಗಳು ತಮಗೆ ಆದೇಶದ ಪೂರ್ವದಲ್ಲಿ ಸೂಚನೆ ಮತ್ತು ಶ್ರವಣದ ಹಕ್ಕು ನೀಡಿಲ್ಲ ಎಂಬ ಕಾರಣಕ್ಕೆ ಆದೇಶವನ್ನು ನ್ಯಾಯಾಲಯದಲ್ಲಿ ಪ್ರಶ್ನಿಸಿದ್ದಾರೆ. ನಿರ್ಣಯಿಸಿರಿ.

UNIT – IV

Q. No. 4. (a) Is the government bound by doctrine of estoppel ?

Marks : 9

ಪ್ರತಿರೋಧ ಸಿದ್ಧಾಂತಕ್ಕ ಸರಕಾರ ಒಧ್ವವಿದೆಯೇ

OR/ಅಥವಾ

Explain the privileges of the Government to withhold the production of documents in the court.

ದಸಾವೇಚುಗಳನ್ನು ನ್ಯಾಯಾಲಯದಲ್ಲಿ ತೋರಿಸದಂತೆ ತಡೆಹಿಡಿಯಲು ಸರಕಾರಕ್ಕೆ ಇರ್ಯವ ವಶೇಷಾಧಿಕಾರವನ್ನು ವಿವರಿಸಿರಿ.

(b) Suma a citizen while walking over a military road received some injuries due to negligent leaving of a heap of gravel on the road. The military road is maintained by the P.W.D. of the Government. She intends to file a suit against the Government for claiming damages. Advise her.

Marks : 5

ಸುಮು ಎಂಬ ಪ್ರಚೆಯು ಮಲಿಟರಿಯವರಿಗೆ ನಿರ್ಮಿಸಿದ ರಸೆಯ ಮೇಲೆ ನಡೆದುಕೊಂಡು ಹೋಗುವಾಗ ಆ ರಸೆಯ ಮೇಲೆ ನಿರ್ಕಾರಕೆಯಿಂದ ಬಿಟ್ಟ ಕಲ್ಲುರಾಶಿಯ ಕಾರಣದಿಂದ ಗಾಯಗೊಳ್ಳುತ್ತಾಳೆ. ಈ ರಸೆಯು PWD ಇಲಾಖೆಯಿಂದ ನಿರ್ವಹಿಸಲಾಗುತ್ತದೆ. ಅವಳು ನಷ್ಟೆಭೂತಿ ಮೂಲಿಗಾಗಿ ಸರಕಾರದ ವಿರುದ್ಧ ದಾವ ಹೂಡಲು ಲುದ್ದೆಶಿಸುತ್ತಾಳೆ. ಅವಳಿಗೆ ಸಲಹೆ ಹೊಡಿ.

OR/ಅಥವಾ

In ‘Anandpur Jail’, food supplied to the prisoners was unfit for human consumption and cells of the jail were unfit for human habitation. So Girish, a resident of Anandpur wants to file a writ on behalf of the prisoners. Advise Girish.

‘ಅನಂದಪುರ’ ಜೈಲಿನಲ್ಲಿ ಖೈದಿಗಳಿಗೆ ಉಣಬಡಿಸುವ ಆಹಾರ ತಿನ್ನಲು ಯೋಗ್ಯವಾಗಿರಲಿಲ್ಲ ಹಾಗೂ ಸೆಲಾಗಳು ವಾಸಕ್ಕೆ ಯೋಗ್ಯವಾಗಿರುವುದಿಲ್ಲ, ಆದ್ದರಿಂದ ಅನಂದಪುರದ ನಿವಾಸಿಯಾದ ಗಿರಿಶನು ಖೈದಿಗಳ ಪರವಾಗಿ ಒಂದು ರಿಟ್ ದಾವಿಲು ಮಾಡಬಯಸುತ್ತಾನೆ. ಗಿರಿಶನಿಗೆ ಸಲಹೆ ಹೊಡಿ.

**UNIT – V**

Q. No. 5. (a) Examine the ‘Parliamentary control’ over public undertakings. Marks : 9

ಸಾರ್ವಜನಿಕ ಉದ್ದಿಮೆಗಳ ಮೇಲೆ ಸಂಸದೀಯ ನಿಯಂತ್ರಣವನ್ನು ವಿವರಿಸಿರಿ.

OR/ಅಥವಾ

Discuss in detail the powers of central government to appoint commission of inquiry with relevant case laws.

ವಿಕಾರಣಾ ಆಯೋಗ ನೇಮಿಸುವುದಕ್ಕೆ ಕೇಂದ್ರ ಸರಕಾರಕ್ಕೆ ಇರುವ ಅಧಿಕಾರಗಳನ್ನು ಸಂಬಂಧಪಟ್ಟ ಮೊಕದ್ದಮೆಗಳೊಂದಿಗೆ ಚರ್ಚಿಸಿರಿ.

(b) Write a note on : Marks : 5

Lokpal.

ಲೋಕಪಾಲ್.

OR/ಅಥವಾ

Mal-administration.

ದುರಾಡಳಿತ.
