

Ph.D-C2-C-303

Roll No.....

**HAMDARD INSTITUTE OF LEGAL STUDIES & RESEARCH
SCHOOL OF LAW**

JAMIA HAMDARD, NEW DELHI - 110062

Ph.D (Law) Coursework Examination

May/June 2024

Election and Service Laws

Time: 3 Hours

Maximum Marks: 75

*Write your Roll No. on the top immediately on receipt of this question paper. Attempt five questions selecting one from each unit. Each question carries **fifteen** marks.*

UNIT-I

Q1. Using the Constituent Assembly debates as a frame of reference, write an essay on the evolution of the concept of Universal Adult Franchise in India? What were the pivotal ideological shifts in the process, and how did they influence democratic governance? (15)

Q2. Evaluate the impact of the Constitution (Sixty-first Amendment) Act, 1988 on the electoral landscape of India? (15)

UNIT-II

Q3. Explain the basic principles underlying the electoral process in India. How do these principles ensure the fairness and transparency of elections? (15)

Q4. Critically evaluate the delimitation process in India, considering its objectives, challenges, and implications for political representation. (15)

UNIT-III

Q5. Discuss the problems of India's anti-defection laws in the current political context. (15)

Q6. Ms Rashmi is a political and social worker with massive generational wealth. She is also the MLA of the most powerful party, the People's Party. She is contesting the present elections on the ticket of the People's Party. While the model code of conduct is in force and only a few days are left for the polls, a health crisis erupts in her constituency. She started her social work, which helped improve the overall health of the people of the constituency. Her work receives fair publicity in the media, and powerful politicians endorse it. Even international health organisations appreciate her work. As a result, she went on to win the elections with a vast majority. Do her actions amount to corrupt and unfair practices? Discuss. (15)

UNIT-IV

Q7. Critically analyse the recent judgments related to reservations in promotion, examining their implications on the rights of government servants and the principles of equality broadly. (15)

Q8. Discuss the legal framework governing the suspension and subsistence allowance of government servants in India. What safeguards are in place to prevent misuse of these provisions? (15)

UNIT-V

Q9. Evaluate the role of Public Service Commissions in ensuring merit-based recruitment and efficient administration in India. What measures are taken to maintain their independence and impartiality? (15)

Q10. Examine the challenges faced by administrative tribunals in adjudicating disputes involving government servants and public authorities, proposing measures for their effective functioning and reform. (15)