



Seat No. : _____

TE-120
May-2013
LL.M. Semester - II
407 Judicial Process

Time : 3 Hours]

[Max. Marks : 100

Instruction : All questions carry equal marks.

1. What is the meaning of Judicial Process ? Explain how Judicial Process is important as an instrument of social ordering.

OR

Discuss in detail various tools and techniques of judicial creativity. How legal development is possible through legal reasoning ?

2. "Power of Judicial Review plays significant role in the constitutional adjudication." Discuss this statement in the light of decided cases of the Apex Court.

OR

Explain in detail the constitutional provisions of Judicial Law Making. Describe its importance with the help of decisions of the Supreme Court of India.

3. "A judge should maintain a balance between Judicial Activism and Judicial Restraint." Discuss.

OR

"Higher judiciary should not be infallible under any judicial system." Critically examine this statement in the light of related provisions under the Constitution of India and Judicial Accountability.

4. "The basic function of judiciary is to render justice, not only to decide any case as per legal provisions." Discuss this statement taking into consideration the power of the Supreme Court to give 'Complete Justice' to the litigant under Article 142 of the Constitution.

OR

Explain the 'Theory of Justice' as propounded by John Rawls.

5. "Justice is nothing more than the positive law of the stronger class." Discuss this statement.

OR

Discuss in detail how "Dharma" has played an important role in legal ordering in India.