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SEAT No. _____

NO OF PRINTED PAGES-01

[65] SARDAR PATEL UNIVERSITY
LL.M. CBCS THIRD SEMESTER (BUSINESS LAW) EXAMINATION
2017
SATURDAY, 18TH NOVEMBER
02-00 P.M. TO 05-00 P.M.
PUBLIC UTILITIES LAW
PL03CBLW03

TOTAL MARKS: 70

NOTE-

- 1- FIGURES TO THE RIGHT INDICATE FULL MARKS OF THE QUESTIONS.
- 2- CITE LEADING CASE IN SUPPORT OF YOUR QUESTIONS.
- 3- DO NOT CHANGE THE QUESTION NUMBER.

- Q-1 Elucidate the Pattern of establishment of road transport as Public Utility Service. (14)
OR
- Q-1 Discuss the briefly on the concept of Public Utilities and their legislation development. (14)
- Q-2 Is Public Utilities fall under "State" for the purpose of Article 12 of the Constitution of India? Support with landmark decision rendered by Supreme Court. (14)
OR
- Q-2 Which essential characteristics distinguish the Quasi-Judicial action from the judicial action and prove the administrations of public utilities laws are Quasi-judicial by nature. (14)
- Q-3 What's relation between the Public Utilities Law and Art.311? How Art. 311 of Constitution have ensured the services of civil servants. (14)
OR
- Q-3 What's meant by Fair Hearing? In the absence of the statutory provisions whether public utility services organisation is under the obligation to observe rule of fair hearing? Discuss with the help of case laws. (14)
- Q-4 Explain how the Rights of Consumer are protected under Consumer Protection Law, Law of Contracts and Tort with respect to Public Utility Services. (14)
OR
- Q.4 "Telephone services were under the monopoly of Government of India till recent part as public utility services rather than commercial enterprise. However, Privatisation and Liberalization in this arena opened a vista for competition and best possible cost effective quality services by the entire service provider in the sphere." Comment. (14)
- Q-5 Write Short Notes on (Any Two): (14)
a. Telephone Services as Public Utility Services
b. Public Administrative Authorities
c. Industrial Law in Public Utility Services
d. Constitutional divisional of Power to legislate

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