

**Centre for Aerospace & Defence Laws (CADL)
DIRECTORATE OF DISTANCE EDUCATION
NALSAR UNIVERSITY OF LAW, HYDERABAD**

M.A. (Security & Defence Laws)

Academic Year: 2023-2024

Second Semester Examination (June, 2024)

Paper IV - 1.2.8. Defence Laws and Policies in India

Duration of the Examination: 2 ½ hours

Total Marks : 70 marks

INSTRUCTIONS TO CANDIDATES

- a) Read the instructions carefully and adhere to the same.
- b) Please mention your DDE ID No., date of the exam, name of the programme & subject on the Answer Sheet and the Additional Answer Sheets, if any.
- c) The questions to be interpreted as given and no clarification can be sought from the Invigilator.
- d) Clearly indicate the question numbers while answering them. Answers without question numbers / wrong question numbers will not be evaluated.
- e) Write the answers clearly and neatly. Answers in illegible handwriting will not be taken into consideration.
- f) Candidates are prohibited to carry phones or any other electronic devices, books, material etc. in the Examination Hall.
- g) Copying is strictly prohibited and is considered as a serious academic misconduct and the University will take action as it deems fit.

Section – A

Answer FIVE questions out of SEVEN questions and each question carries 10 marks. (5 x 10 marks = 50 marks)

1. Discuss the evolution and effectiveness of the administrative framework in the Indian defence sector, particularly in light of recent developments such as the establishment of the Chief of Defence Staff (CDS) position and the ongoing modernization efforts. Evaluate the impact of these changes on inter-service coordination, decision-making processes, and the overall efficiency of India's defence apparatus.
2. Examine the provisions of the Army Act 1950 and Rules 1954 regarding the release of military personnel on medical grounds, considering recent developments and reforms in India's armed forces. Analyze how these laws address the health and well-being of servicemembers, including considerations for mental health and rehabilitation, and evaluate their alignment with contemporary standards of medical care and personnel management in the armed forces.

3. Assess the legality of the Air Force Act 1950 in light of challenges alleging infringement of fundamental rights, and examine its implications for military discipline and individual liberties within the Indian Air Force.
4. Explore the relevance and effectiveness of the Central Reserve Police Force Act 1949 in contemporary India, considering recent developments such as counter-terrorism operations, internal security challenges, and efforts to enhance accountability and human rights protections within paramilitary forces.
5. Discuss the implications and controversies surrounding the Armed Forces (Special Powers) Act 1958 in India, particularly in regions affected by insurgency and internal conflict.
6. Amidst recent instances of the National Security Act (1980) being invoked for various offenses, the focus has shifted to its broad provisions. Considering its scope to prevent threats to national security and public order, what are the potential activities for which this Act could be extended beyond its initial 12-month detention period, and how can such extensions impact civil liberties and accountability in governance?
7. Explain the key differences between a General Court Martial (GCM) and a District Court Martial (DCM) in military law. How do these two judicial bodies differ in terms of jurisdiction, composition, and the types of cases they handle within the military justice system?

Section – B

Answer FOUR questions out of SIX questions and each question carries 05 marks. (4 x 5 marks = 20 marks)

- A. How does Intellectual Property Rights (IPR) impact the defense sector.
- B. What is the role of the Cabinet Committee on Security (CCS) in India's national security apparatus, and how does it contribute to decision-making on defense, security, and foreign policy matters?
- C. Explain the jurisdiction of armed force tribunals.
- D. Explain whether the National Investigation Agency Act, 2008 empowers Central Government to issue directions to Suo-Moto take over the investigation of a case?
- E. How is "terrorist" defined under the Prevention of Terrorism Act, 2002?
- F. Explain the role of Department of Defence Production.