



NATIONAL OPEN UNIVERSITY OF NIGERIA
FACULTY OF LAW, DEPARTMENT OF PUBLIC LAW
Plot 91, Cadastral Zone, Nnamdi Azikiwe Express Way, Jabi – Abuja
2022_1 POP Examination ...

COURSE CODE: PUL244

COURSE TITLE: CONSTITUTIONAL LAW II

CREDIT UNITS: 4

TIME ALLOWED: 3 HOURS

INSTRUCTION: ANSWER QUESTION 1 (ONE) AND ANY OTHER 3 (THREE) QUESTIONS. QUESTION 1 (ONE) ATTRACTS 25 MARKS WHILE OTHERS ARE 15 MARKS EACH.

1. Marvis, a retired Police Officer lives in a block of flats on Anthony Street. He has a dog named Bingo that he loves very much. Adja his neighbour living in an adjacent flat saw Bingo roaming around and decided to take him to his house for safe keeping while Marvis was out. On his return, Marvis could not find Bingo anywhere and threatening to kill anyone who stole his dog when suddenly he heard the sound of Bingo barking from Adja's apartment. He immediately corked his riffle and in rage barged into Adja's flat and shot him on his right leg without giving him any opportunity to explain himself. Marvis prevented neighbours from assisting Adja. He locked him in the apartment and took Bingo away. Adja later died from excessive bleeding from his injured leg.

Determine the rights breached by Marvis and his guilt if any. (25 marks)

2. Discuss the basic criteria and attributes of fair hearing. (15 marks)
3. With the aid of judicial authorities, explain the doctrine of ripeness. (15 marks)
4. List the objectives contained in Chapter II of the 1999 Constitution. Briefly discuss three (3) of the major objectives. (15 marks)

5. Identify the judicial remedies in the following statements:
- (a) "It was introduced, to prevent disorder from a failure of justice, and defect of police. Therefore, it ought to be used upon all occasions where the law has established no specific remedy, and where justice and good government there ought to be done."
 - (b) "It is perhaps the most important writ known to the constitutional law of England, affording as it does a swift and imperative remedy in all cases of illegal restraint or confinement. It has through the ages been jealously maintained by courts of Law as a check upon the illegal usurpation of power by the executive at the cost of the liege."
 - (c) "Wherever any body of persons having legal authority to determine questions affecting the rights of subjects, and having the duty to act judicially act in excess of their legal authority they are subject to the controlling jurisdiction of the Queen's Bench Division exercised in the writs." (15 marks)
6. Write short notes on the following:
- (a) Legislation under the military
 - (b) Judicial powers
 - (c) Ministerial responsibility (15 marks)