

CORE COURSE 109 CONSTITUTIONAL LAW- II

1. Executive, Legislature and Judiciary:

- a. Union Executive: President, Prime Minister, their qualifications, powers and duties, position of the President vis-à-vis Prime Minister
- b. State Executive: Governor, Chief Minister, Powers, Council of Ministers
- c. Union Legislature : Composition of Parliament, Lok Sabha, Rajya Sabha, Qualifications and Disqualifications of the Member of Parliament, Schedule X, Speaker and Dy. Speaker of both Houses and their powers, Procedure for passing Ordinary Bill & Money Bill, Joint Session of House
- d. State Legislature: Composition of House, Qualifications and disqualifications of MLAs, Legislative Procedure of State Legislature
- e. Union Judiciary: Supreme Court Judges & Chief Justice: Procedure for appointment and removal, qualifications, Powers and Jurisdiction of SC: Original, Appellate, Advisory, Article 141, 142
- f. State Judiciary : Appointment, Transfer and removal procedure of High Court Judges and Chief Justice of High Court, Powers and Jurisdiction of High Courts, Writs : Article 226 and 227, Distinction between them

2. Amendment of the Constitution:

- a. Procedure to amend the Constitution under Article 368
- b. Limited power of the Parliament to amend the provisions of the Constitution
- c. Judicial Pronouncements of the Supreme Court and relevant Constitutional
- d. Amendments
- e. Basic Structure Doctrine

3. Emergency provisions:

- a. National Emergency: Grounds, Effects of proclamation of Emergency: Suspension of Fundamental Rights during Emergency, Revocation of Emergency
- b. Emergency due to failure of Constitutional Machinery in States: Grounds
- c. Report of Sarkaria Commission, Guidelines of S. R. Bommai's case
- d. Financial Emergency

4. Miscellaneous

- a. Article 31-B & Schedule IX, Doctrine of Pleasure, Constitutional safeguards to Civil Servants, Attorney General, Advocate General, Chief Election Commissioner and Election Commission, Official Language
- b. Freedom of Trade, Commerce and Intercourse
- c. Special provisions relating to Jammu and Kashmir
- d. Relations between Union and State : Legislative, Administrative and Financial, Schedule VII
- e. Consolidated funds, Contingency Funds, CAG, Public Service Commission

SUGGESTED READING:

1. Constitutional Law of India : D. D. Basu
2. Introduction to the Constitution of India : D. D. Basu Shorter Constitution of India : Durga Das Basu Constitutional Law of India : V. N. Shukla Constitutional Law of India : M. P. Jain
3. Constitution of India : J. N. Pandey
4. Constitutional Law of India : H. M. Seervai
5. Constitutional Law of India : P. M. Baxi
6. Introduction to the Constitutional Law of India : Narendra Kumar, Allahabad Law Agency