



MOHANLAL SUKHADIA UNIVERSITY, UDAIPUR
FACULTY OF LAW
FOURTH SEMESTER BACHELOR OF ARTS AND LAWS INTEGRATED

(Session 2020-21 onwards)

PAPER – III (PAPER CODE - **BAL403**) : (PAPER NAME - **CONSTITUTIONAL LAW-II**)
IV– SEMESTER

M.M 80

- UNIT-I Union and State Executive:** President, Governor - Election, appointment, powers, position, Prime Minister and Chief Minister and Council of ministers,
- UNIT-II Union and State Judiciary** - Supreme Court & High Court, Composition & Powers,
(I) Writs
(II) Judicial Independence
(III) Judicial Activism
(IV) Public Interest litigation
- UNIT-III Union - State Legislature** - Parliamentary system of Government, Lok Sabha, Rajya Sabha, Vidhan Sabha & Vidhan Parishad - Composition; Speaker, Chairman, Privileges, Legislative procedure.
Legislative Relationship - Distribution of Legislative Powers; Administrative & Financial Relationship, Importance of VII Schedule
- UNIT-IV Services under the union and the state** - Constitutional protection of civil servants (Article 311); Constitutional Bodies - Public Service Commission of the Union & States (Article 315 to 323)
- UNIT-V** (a) State Liability in contracts and torts, Suits by and against the State (Article 299-300)
(b) **Article 300-A** - Property Rights
(b) Freedom of trade, Commerce and Inter-course (Article 301 – 307)
- UNIT-VI Constitutional Bodies in India-** Public Service Commissions (as above), Election Commission (u/a 324), Finance Commission (u/a 280), National Commission for Scheduled Castes (u/a 338), National Commission for Scheduled Tribes (u/a 388-A), Special officer for Linguistic Minorities (u/a 350-B), Comptroller and Auditor General of India (u/a 148), Attorney General of India (u/a 76), Advocate General of States (u/a 165)
- UNIT-VI The Panchayats and the Municipalities** – 73rd and 74th Amendments- Local Self Governance, Grassroot Democracy, Constitution, Composition, Reservations, Dis-qualifications, Elections, Duration, Role of Finance Commission and Powers (11th and 12th Schedule)
- UNIT-VII Emergency provisions-**
(I) National Emergency
(II) State Emergency
(III) Financial Emergency
- UNIT-VIII Amendment of the Constitution –**
(I) Constitutionality of ordinary law and amendment laws,
(II) Judicial review of amendment and Basic Structure of Constitution
(III) Major amendments and their constitutional values.

SUGGESTED READINGS:

1. Basu D.D. : Commentary on the Constitution of India.
2. Hidayatullah M. (Ed.) : Constitutional Law of India
3. Seervai H.M. : Constitution of India.
4. Austin G. : Indian Constitution A cornerstone of a Nation.
5. Banerjee A.C. : Constitutional History of India.
6. Khanna H.R. : Making of India's Constitution
7. Shiva Rao B. : Framing of India's Constitution.
8. Jain M.P. : Indian Constitutional Law.
9. Pandey J.N. : Constitutional Law of India
10. Relevant volumes of the Annual survey published by Indian Institute.