



# MOHANLAL SUKHADIA UNIVERSITY, UDAIPUR

## FACULTY OF LAW

### THIRD SEMESTER BACHELOR OF ARTS AND LAWS INTEGRATED

(Session 2020-21 onwards)

PAPER – IV (PAPER CODE - **BAL304**) : (PAPER NAME - **CONSTITUTIONAL LAW-I**)

#### III – SEMESTER

**M.M 80**

<b>UNIT-I</b>	Preamble-Federalism- Secularism-Social justice-Interpretation of preamble
<b>UNIT-II</b>	The Union and its territory: Name and territory of the union-Admission or establishment of new States– Formation of a new State- Alteration of areas or boundaries- Names of the existing states
<b>UNIT-III</b>	Citizenship: Right of citizenship of persons migrated from Pakistan, and persons of Indian origin residing outside of India, voluntary acquiring citizenship of foreign state not to be citizens continuance of the rights of citizenship, citizenship act.
<b>UNIT-IV</b>	Meaning and scope of state under Article 12 of Constitution of India Local Authority – Municipalities, District Boards, Panchayats Improvement Trust and Mining settlement Boards, Body of Port Commissioners under the control or management of a municipal or local fund. Other Authorities – Power to make laws, byelaws, rules, orders or regulations, are called “Other authorities” within the meaning of Article 12. “State” in the light of Fundamental Rights.
<b>UNIT-V</b>	Fundamental Rights - Definition – Laws inconsistent with or in derogation of the fundamental rights The Right to equality, equality of opportunity-Prohibition of discrimination on grounds of religion, race caste, sex or place of birth.
<b>UNIT-VI</b>	Right to Freedoms <ul style="list-style-type: none"><li>• Freedom of Speech and Expression.</li><li>• Freedom of the Press.</li><li>• Freedom of Speech and Contempt of Court.</li><li>• Freedom of Assembly.</li><li>• Freedom of Association.</li><li>• Freedom of Movement.</li><li>• Freedom of Reside and Settle.</li><li>• Freedom of Profession/Business, etc.,</li></ul> Property and Social Control 1950 to 1978. Property and Social Control - After 1978.
<b>UNIT-VII</b>	Personal liberty: <ul style="list-style-type: none"><li>• Personal Liberty-meaning and scope</li><li>• Rights against Retroactive Punishment, Rights of an accused-Double jeopardy, Rights against self-incrimination, Protection against arrest and detention</li></ul>
<b>UNIT-VIII</b>	Right against exploitation:

- Prohibition of trafficking in human beings and forced labour
- Prohibition of employment of children in factories, etc.

Protection of interests of minorities:

- Right of minorities to establish and administer educational institutions.

#### **UNIT-IX**

Constitutional Remedies

- Enforcement of fundamental rights
- Power of parliament to modify the rights the conferred by this part in their application to forces, etc.

#### **UNIT-X**

Fundamental rights and Directive Principles:

- Directive Principles-Reasons for incorporation.
- Directive Principles-Directions of social change-A new social order. Fundamental Rights and directive Principles-Inter relationship-Judicial balancing. Constitutional Amendments-Arts. 31-A, 31-B and 31-C to strengthen Directive Principles.
- Judicial Policy towards directive Principles

Fundamental Duties Art 51-A

#### **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.