

B.A.LL.B (Hons.) 5 YEARS INTEGRATED COURSE

SEMESTER-III

Course Code	BAL302
Course Title	Constitutional Law-I
Type of Course	Core
L T P	5 1 0
Credits	6
Course Prerequisites	12 th
Course Objectives (CO)	The Constitution of India is the supreme law of the country. This course provides the description of the necessary fundamental concepts and doctrines of Constitutional Law. It describes and analyses the division of powers, functions and responsibilities of the three organs of the country i.e. the Executive, the Legislature and the Judiciary. The students will be provided an outline of the existing political system of governance in the country as per the Constitution.

UNIT-I

Meaning and Concept of Constitution
Framing of Indian Constitution
Salient Features of Indian Constitution
Preamble
Admission and Establishment of new States (Article 2-4)
Citizenship (Article 5 to 11) including provisions of Indian Citizenship Act 1955.

UNIT –II

Definition of ‘State’ for Enforcement of Fundamental Rights
Justifiability of Fundamental Rights, Doctrine of Eclipse, Severability, Waiver
Right of Equality (Articles 14-18): Doctrine of Reasonable Classification, the Principle of Absence of Arbitrariness, Legitimate Expectation
Fundamental Freedoms (Article 19)
Right to Property under Constitution

UNIT–III

Right to Life and Personal Liberty (Articles 20-22): (expansive Interpretation -Right to Privacy, Gay’s Rights, Live- in Relationships, etc)
Right to Education (Article 21A): RTE Act, 2009
Right against Exploitation (Articles 23-24): Forced Labour, Child Employment and Human Trafficking
Freedom of Religion;

Cultural and Educational Rights of Minorities (Articles 25-30)

UNIT-IV

Writs: Habeas Corpus, Mandamus, Certiorari, Prohibition and Quo-Warranto

(Articles 32 and Article 226)

Judicial Review

Directive Principles of State Policy (Articles 37-51)

Inter-Relationship between Fundamental Rights and Directive Principles

Fundamental Duties

Suggested Readings:

- H.M. Seervai, Constitutional Law of India (4th ed., Vol 1 (1991), Vol. 2 (1993), Vol. 3 (1996)
- M.P. Jain, Indian Constitutional Law (5th ed., 2003)
- Mahendra P. Singh, V. N. Shukla's Constitution of India (11th ed., 2008)
- D.D. Basu, Shorter Constitution of India (14th ed., 2009)
- Granville Austin, The Indian Constitution: Cornerstone of a Nation (1966)
- Granville Austin, Working a Democratic Constitution – A History of the Indian Experience (1999)
- B. Shiva Rao, The Framing of India's Constitution – Select Documents (1967)
- Report of the Commission on Centre – State Relation (Sarkaria Commission) (1987)
- Report of the National Commission to Review the Working of the Constitution (2002)