



**Master of Laws (Constitutional & Legal Order Group)**  
**LL.M. (Constitutional & Legal Order Group) Semester-I**

<b>Course Code</b>	PL01CLCL51	<b>Title of the Course</b>	Indian Constitutional Law: The New Challenges-I
<b>Total Credits of the Course</b>	5	<b>Hours per Week</b>	

<b>Course Objectives:</b>	<ol style="list-style-type: none"><li>1. The course is designed with the aim to provide exposure to the new challenges and perspectives of constitutional development.</li><li>2. To acquaint the students about the major aspect of Indian Constitution including Fundamental Rights, Directive Principles, of State Policy, organs, powers and limitations of Union and States and Legislative, Administrative, and Financial Relations between Centre and State.</li><li>3. To understand the concept of State and the need to widen its meaning.</li><li>4. To understand privatization and its impact on affirmative action.</li></ol>
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<b>Course Content</b>		
<b>Unit</b>	<b>Description</b>	<b>Weightage* (%)</b>
1.	<p><b>Federalism</b></p> <ul style="list-style-type: none"><li>• Creation of new states</li><li>• Allocation and share of resources - distribution of grants in aid</li><li>• The inter-state disputes on resources</li><li>• Rehabilitation of internally displaced persons.</li><li>• Centre's responsibility and internal disturbance within States.</li><li>• Directions of the Centre to the State under Article 356 and 365</li><li>• Federal Comity: Relationship of trust and faith between Centre and State.</li><li>• Special status of certain States.</li><li>• Tribal Areas, Scheduled Areas</li></ul> <ul style="list-style-type: none"><li>• <b>Co-operative Federalism</b></li><li>• <b>Competitive Federalism</b></li><li>• <b>Asymmetric form of Federalism</b></li><li>• <b>Case Study on:</b><ul style="list-style-type: none"><li>- <i>Narmada Bachao Andolan</i> case</li><li>- <b>Cauvery Water Disputes case</b></li><li>- <b>Abrogation of Article 370 of the India</b></li></ul></li></ul>	20%
2.	<p><b>State: Need for widening the definition in the wake of liberalization.</b></p> <ul style="list-style-type: none"><li>• Democratic process</li><li>• Nexus of politics with criminals and the business.</li><li>• Election</li><li>• Election commission: status.</li><li>• Electoral Reforms</li></ul>	20%





	<ul style="list-style-type: none"> <li>• Coalition government, 'stability, durability, corrupt practice'</li> <li>• Grass root democracy.</li> <li>• <b>Drafting Hypothetical problems on the concept with student's participation</b></li> </ul>	
3.	<p><b>Right to equality: privatization and its impact on affirmative action.</b></p> <ul style="list-style-type: none"> <li>• Doctrine of severability, doctrine of waiver</li> <li>• law and law in force, The Mandal case</li> <li>• national commission for backward classes</li> <li>• <b>Study of some Reports of the National Commission for Backward Classes</b></li> </ul>	20%
4.	<p><b>Law regarding Empowerment of women</b></p> <ul style="list-style-type: none"> <li>• Human trafficking, mercy killing</li> <li>• Human right jurisprudence</li> <li>• Natural justice and due process</li> <li>• <b>Drafting PIL on a recent Human Rights issue.</b></li> </ul>	20%
5.	<p><b>Right to Freedom</b></p> <ul style="list-style-type: none"> <li>• Freedom of press and challenges of new scientific development</li> <li>• Freedom of speech and right to broadcast and telecast.</li> <li>• Right to information</li> <li>• Right to strikes, hadtal and bandh</li> <li>• <b>Right to freedom with reference to Information Technology Act, 2000</b></li> </ul>	20%

**PSDA (Professional Skill Development Activities)**

❖ Statutes and Judgment Analysis
❖ Preparation of One Research Paper/Research Article
❖ Access to Legal Resources: E-Library, E-Books and E-Database
❖ Developing Comparative Analysis Skills

<b>Teaching-Learning Methodology</b>	<ul style="list-style-type: none"> <li>• Lecture Method</li> <li>• Power Point Presentation(including audio/video)</li> <li>• Case study</li> <li>• Expert talk</li> </ul>
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**Evaluation Pattern**





Sr. No.	Details of the Evaluation	Weightage (%)
1.	Internal Written / Practical Examination (As per CBCS R.6.8.3)	20%
2.	Internal Continuous Assessment in the form of Practical, Viva-voce, Quizzes, Seminars, Assignments, Attendance (As per CBCS R.6.8.3)	10%
3.	University Examination	70%

**Course Outcomes:** Having completed this course, the learner will be able

1.	To enable the students to understand the mechanism of judicial process of constitutional interpretation involves a technique of adapting the law to meet changing social needs.
2.	To understand the working of legal system and processes leads to constitutional developments.
3.	To study about new challenges and perspectives of constitutional developments.

**Suggested References:**

Sr. No.	References
1.	<b>Text books:</b> 1. Durga Das Basu, Introduction to the Constitution of India
2.	<b>Reference books:</b> 1. Durga Das Basu, Shorter Constitution of India 2. V.N. Shukla, Constitution of India 3. Seervai, Indian Constitution 4. J.N. Pandey, Constitutional Law of India 5. Dr. K.C. Joshi, The Constitutional Law of India
3.	<b>Journal</b> 1. Journal of Constitutional Law Review 2. Constitutional & Administrative Law Journal

**On-line Resources**

SCC Online

Manupatra





**SARDAR PATEL UNIVERSITY**  
**Vallabh Vidyanagar, Gujarat**  
**(Reaccredited with 'A' Grade by NAAC (CGPA 3.25))**  
**Syllabus with effect from the Academic Year 2021-2022**

Hein Online

Coursera

JStor

Bloomsbury

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