



# MOHANLAL SUKHADIA UNIVERSITY, UDAIPUR

## FACULTY OF LAW

### FIRST YEAR BACHELOR OF LAWS

(Session 2017-18)

PAPER – VII (PAPER CODE - 6006) : (PAPER NAME – CONSTITUTIONAL LAW OF INDIA)

**Max. Marks: 100**

**Min. Marks: 36**

**Note :**

- In order to ensure that students do not leave out important portions of the syllabus, examiners shall be free to repeat the questions set in the previous examination.
  - Leading cases prescribed under this paper may be read whenever they are relevant.
- 1. Introductory:** Salient features of the constitution; Federalism: Preamble, Citizenship & State; Fundamental rights, directives principles and fundamental duties.
  - 2. Union and State Executive:** President, Governor - Election, appointment, powers, position, council of ministers, Prime Minister, Parliamentary system of Government Union and State Legislative; Lok Sabha, Rajya Sabha, Vidhan Sabha & Vidhan Parishad - Composition; Speaker, Chairman, Privileges, Legislative procedure.
  - 3. Union:** State Judiciary - Supreme Court & High Court, Composition & Powers, Writs. **Union** - State Legislative Relationship - Distribution of Legislative Powers; Administrative & Financial Relationship.
  - 4.** Services under the union and the state constitutional protection of civil servants; Public Service Commission of the Union & States. Article 300-A - Property Rights: Freedom of trade, Commerce and Inter-course; State Liability in contracts and torts, Suits by and against the State.
  - 5.** (a) Emergency provisions - National, State and Financial.  
(b) Amendment of the Constitution - Constitutionality of ordinary law and amendment laws, Judicial review of amendment and the doctrine of basic structure - Major amendments and their constitutional values.

**LEADING CASES :**

1. Menaka Gandhi v Union of India, A.I.R. 1973, S.C. 597
2. In Re under Article 143 Constitutional Law of India, A.I.R. 1965, S.C. 745
3. Khyerbari Tea Co. Ltd. v. State of Assam, A.I.R.1964, S.C. 521
4. Union of India v. Tulsi Ram Patel, A.I.R., 1985, S.C. 1416
5. Minerva Mill v. Union of India, 1980, 2SCC page 591

**BOOKS FOR STUDY :**

1. Dayal : Constitutional Law of India
2. D.D. Basu : An Introduction to the Constitution of India
3. M.P. Jain : Constitutional Law of India
4. Shukla, V.N. : Constitution of India
5. Paras Diwan : Constitution of India
6. M.C. J. Kagzi : Constitution of India (Hindi English)  
Constitution of India as Amended Upto date.
7. B.K. Sharma : Introduction of Constitution of India
8. B.K. Sharma : भारतीय संविधान – एक परिचय
9. गंगासहाय शर्मा : भारतीय संविधान
10. जयनारायण पाण्डे : भारत की संवैधानिक विधि