



# MANIPAL UNIVERSITY JAIPUR

Faculty of Arts & Law

School of Law

Course: B.A.LL.B (Hons.) Semester III

Subject: Constitutional Law-I | LA 1303 | 3104

4 Credits- 56 Sessions (60 Minutes each Session)

Session: July-Dec16 | Faculty: Ms. Vinni

**Course Outcomes:** At the end of the course, students will be able to

- [LA 1303.1]. Recognise various basic concepts in the Constitution and understand their applicability and scope.
- [LA 1303.2]. Interpret the meaning and scope of Fundamental rights India vis-à-vis their practical implementation on ground with case laws along with the restrictions on the freedoms.
- [LA 1303.3]. Learn how the Constitutional Remedies protect against violation of fundamental and legal rights and hence enhance their employability skills.
- [LA 1303.4]. Recall about different provisions related to Directive Principle of State Policy.
- [LA 1303.5]. Recognise the perspective of fundamental duties and social justice.

## A. SYLLABUS

Sources of Constitution, Constitutional Conventions, Preamble, Citizenship. Salient features of Indian Constitution. Nature of the Indian federalism. Rule of Law, Fundamental Rights, definition of State for enforcement of fundamental rights- Justifiability of fundamental rights- Doctrine of eclipse, severability, waiver, distinction between pre-constitutional law and post constitutional law. Right to Equality: Doctrine of Reasonable classification & the principle of absence of arbitrariness. Right to Freedom: Freedom of speech and expression, freedom of peaceful assembly, Freedom of Association, Freedom of Movement, Freedom to Reside & Settle, Freedom of Trade, Business & Profession, Reasonable restrictions, Protection in respect of conviction for offences. Right to life and personal liberty-scope and content (expansive interpretation), Preventive detention under the Constitution-Policy and safeguards-Judicial review. Right against exploitation- Forced labour and child employment. Freedom of religion, Educational and cultural rights. Right to Constitutional Remedies- Judicial Review- Writs: Habeas Corpus, Mandamus, Certiorari, Prohibition and Quo-warranto-Art.32 and 226. Directive Principles of State Policy-Nature and justifiability of the Directive Principles- Interrelationship between Fundamental Rights and Directive Principles. Fundamental Duties, Social Justice and Right to Information.

## B. TEXT BOOKS

- i. Pandey J.N., Constitutional Law of India, 51st edition, Central Law Agency, Allahabad, 2014.
- ii. Jain, M.P., 'Indian Constitutional Law', Wadhwa and company, Nagpur, Fifth Edition, 2005.
- iii. H. M. Seervai, Constitutional Law of India, 4th edition, Vol. 1, Universal Law Publishing Co. Pvt. Ltd., Delhi, 2014.
- iv. D.D. Basu, Commentary on the Constitution of India v. ed., IV vol. 1968.
- v. Bakshi, P.M., 'The Constitution of India', Universal Law Publishing Co. Pvt. Ltd., 2005.
- vi. Dr. Subash C. Kashyap, Constitution of India/Review and Reassessment, Ed. 2010.

