



THE INDIAN LAW INSTITUTE

New Delhi

LL.M. – Two Year Degree Programme

COURSE CONTENTS

(Specialization/Optional Subject)

CONSTITUTIONAL LAW

Paper - I: Political Structure and Governance

- Formation of Union of India and Units
- Sovereign, Democratic and Republican characteristics of India
- Federal Principles of the Constitution
- Distribution of Powers between the Union and States
 - Legislative
 - Executive
 - Financial
- Emergency Regime and Federal Structure
- Parliamentary System of Governance
 - Union Parliament and State Legislatures: Structure and Composition
 - Functions
 - Parliamentary Committees
 - Powers, Privileges and Immunities of Houses, Members and Committees of the Parliament
- Separation of Powers
- President and Vice ó President
 - Election, Removal
 - Immunities, Powers and Functions
- Governor of State
 - Appointment and Removal
 - Immunities, Powers and Functions
- Council of Ministers
- *Panchayati* Raj Institutions
- Election Commission
- Public Service Commissions

Paper - II: Individual and State:

- Concept of Fundamental Rights
- Fundamental Rights under the Indian Constitution
- Enforcement of Fundamental Rights
 - Definition of 'State' - Rights against state
 - Rights against non-state actors
 - Is there need to enlarge the definition of State?
- Fundamental Rights: Limitations, Suspendability and Amendability
- Remedies against Violation/Threat of Violation of Fundamental Rights ó Effects of Indemnity Granted under Article 34.
- Significance and Importance of Fundamental Duties
- Significance of Directive Principles of State Policy and their Unenforceability
- Emerging Regime of New Rights and Remedies under the Garb of Fundamental Rights ó Use of DPSP and International Instruments in Interpreting FRs.
- Constitutional Torts
- Judiciary and Fundamental Rights

Paper - III: Judicial System in India

- Judicial System ó Hierarchy of Courts in India
- Independence of Judiciary: Constitutional safeguards
- Supreme Court and its Jurisdiction under the Constitution
- High Courts and their Jurisdictions under the Constitution
- The Concept of Judicial Review ó Democratic Legitimacy
- Judicial Review of Legislations
- Judicial Review and Basic Structure Doctrine
- Judicial Review of Administrative Actions
- Judicial Review of Treaty Making and Implementation
- Limits on Judicial Review: Doctrine of Political Question and Judicially Manageable Standards
- Tribunals ó Powers and Functions
- Contempt of Court