



# INDIAN POLITY

For UPSC and State  
Civil Services Examinations



Helpful in  
**IAS Preparation**



# Indian Polity

for

UPSC and State Civil Services  
Examinations



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# PREFACE

If you ever happen to be walking down the streets of places where preparation for Civil Services is done, it will not be uncommon for you to come across or make the acquaintance of ‘several’ starry eyed yet completely committed IAS aspirants. Yet, ‘several’ would be an understatement given the number that runs into lakhs! But when we say committed, we mean it; these young men and women are ready to sacrifice almost all their youthful follows including sleep, comfort and even a semblance of a normal life to achieve one goal—IAS!

Sadly, this dream remains a distant one for a large majority of these aspirants in spite of the endless hours of study and sleep forsaken nights. When we tried to unravel WHY, the responses were almost synchronous:

“The subject was so vast that there was too much to cover and I could never complete it.”

“I read so much but could not retain it.”

“I studied something but was quizzed on something else in the exam.”

“I kept reading but did not attempt to solve the past year papers or give a mock exam.”

“Subscribing to several sources of information/preparation such as a coaching class, the internet and books was futile; after all there are only 24 hours in a day.”

“My almira was full of too many books, but I could barely complete a few.”

And while the candid answers stated above clearly gave us a challenging problem—we did not attempt to solve it. We instead focused on a holistic solution—the synchronizing of effort i.e. Learning and Positive Results!

It is with this aim that we—PrepMate collaborated with Cengage India—are continuously striving to develop a comprehensive learning model that is a combination of print and digital product so as to effectively address the issues that most aspirants grapple with.

## About the Print–Digital Learning Model

The learning model initiates the process with a series of books targeted at cracking the UPSC exam. The books stand apart from others available because of the following unique features:

- We use a conceptual approach, simple language, explain concepts with diagrams, cite sufficient examples, pose pertinent questions in a reader friendly format—to ensure that the contents of these books can be read and assimilated in a time-bound manner.
- The content is specially designed taking into account the trend in UPSC exams in recent years. We have also included the previous years’ questions (with solutions) after every chapter.

- The Practice Questions at the end of each chapter are exhaustive to provide sufficient preparation to crack the exams.
- The book series also contains additional information on ‘how to write answers’ along with what your approach should be for the mains—here too we have explained by solving questions and showing you the ‘preferred answering style’.
- We have tried to encapsulate all that is required to be learnt for a particular subject into a single book.

Usually, an aspirant purchases a book, but never gets a chance to contact the authors. We believe that the contact among aspirants and authors is important for learning and motivation of the aspirants. That is precisely why we have developed an application and a web portal to answer your queries and provide you with continuous support during your preparation.

It is through this digital component that we provide the following services:

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# ACKNOWLEDGEMENTS

“We cannot accomplish all that we want to do without working together”

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PrepMate



# LIST OF VIDEOS

1.	How to Prepare Indian Polity
2.	Preamble
3.	Fundamental Rights
4.	Election of President
5.	Procedure to Pass Bills
6.	Parliamentary Committees
7.	Emergency Provisions
8.	Types of Majority
9.	Appointment to Various Constitutional Posts
10.	Removal from Various Constitutional Posts

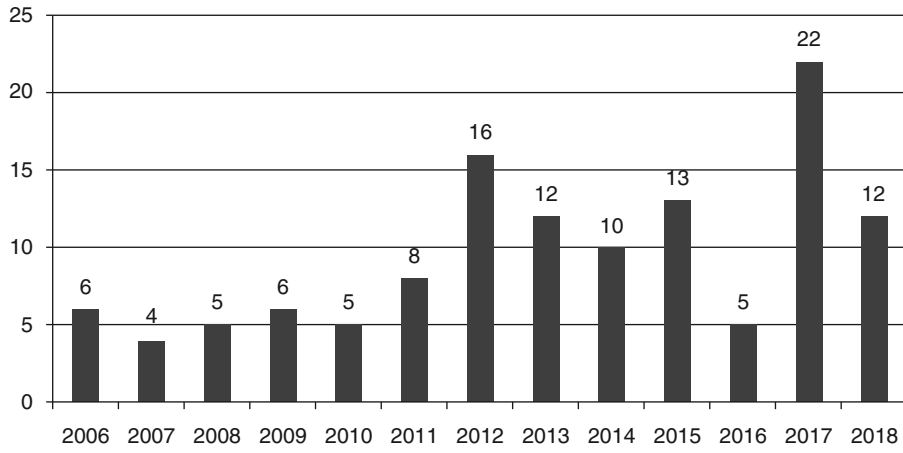
Chapter-wise Break Up of Previous Year's Questions (Prelims)

Chapter name	2018	2017	2016	2015	2014	2013	2012	2011	2010	2009	2008	2007	2006
1. Making of the Constitution						1							
2. Preamble to the Constitution		3											
3. Part I Union and States		1											
4. Part II Citizenship													
5. Part III Fundamental Rights (Art. 12-35)	4	3			1								1
6. Part IV Directive Principles of State Policy		1		2	1	2	1	1	1		1		
7. Part IV-A Fundamental Duties		2		1			1	1					
8. Part V The Union	4	6	2	5	5	7	11	4	2	3		1	1
9. Part VI The States	1		1	1	1	1	1				2	1	2
10. Part VIII Union Territories													
11. Part IX The Panchayats		1	1	1				1	1	1			
12. Part IX-A The Municipalities								1					
13. Part IX-B Cooperative Societies													
14. Part-X Scheduled and Tribal Areas													
15. Part XI Centre-State Relations						1							
16. Part XII Finance, Property, Contracts, and Suits	1							1	1				
17. Part XIII Trade, Commerce, and Intercourse within the Territory of India													
18. PART XIV Services Under the Union and the States													

Chapter name	2018	2017	2016	2015	2014	2013	2012	2011	2010	2009	2008	2007	2006
19. Part XIV-A Tribunals										1			
20. Part XV Elections							1						1
21. Part XVI Special Provisions Relating to Certain Classes													
22. Part XVII Official Languages													
23. Part XVIII Emergency Provisions	1	1										1	
24. Part XIX Miscellaneous Provisions	1												
25. Part XX Amendment of the Constitution		1								1	1	1	
26. Part XXI Temporary, Transitional, and Special Provisions													
27. Short Title, Commencement, and Authoritative Text in Hindi and English													
28. Schedules				1	1		1				1		1
29. Miscellaneous Topics													
30. Statutory, Regulatory, and Quasi-Judicial Bodies				1									
31. Citizen Charter													
32. Right to Information Act, 2005													
33. Anti-Corruption Agencies													
34. Secretariat			1	1	1								
35. Election Laws		3											
Total	12	22	5	13	10	12	16	8	5	6	5	4	6



### Number of Questions asked in Polity



## Chapter

# 1

# MAKING OF THE CONSTITUTION

Constitution is the fundamental and supreme law of a country, which describes the method of formation of Government, nature of Government, its powers and responsibilities. Our Constitution also describes who citizens are, and what are their rights and duties.

## 1 SOURCES OF OUR CONSTITUTION

Government of India Act, 1935, is considered as the base of the constitution of independent India. Further, many Constitutions were drafted before the Indian Constitution. Our constitutional forefathers procured some of the best provisions from other constitutions and incorporated those provisions into our Constitution.

Some of the important provisions in our Constitution acquired from other constitutions are as follows:

1.	Fundamental Rights	USA
2.	Directive Principles of State Policy	Ireland
3.	Emergency Provisions	Germany
4.	Parliamentary System	England
5.	Residuary Powers with Centre	Canada
6.	Provision of Concurrent List	Australia
7.	Fundamental Duties	Russia
8.	Judicial Review	USA

## 2 COMPOSITION OF THE CONSTITUENT ASSEMBLY

A constituent assembly is a body of representatives composed for the purpose of developing or adopting a constitution.

To make the constitution of independent India, 'The Constituent Assembly' was constituted in November 1946 under the Cabinet Mission Plan.

Cabinet Mission of 1946 planned the transfer of power from the British Government to Indian leadership. One of the key objectives of the mission was to devise a machinery to draft constitution of independent India. Cabinet Mission drafted a plan to fulfill its objectives.

The recommendations of the Plan were:

1. The total strength of the Constituent Assembly was to be 389. Of these, 296 seats were to be allotted to British India and 93 seats to the Princely States. Out of 296 seats allotted to the British India, 292 members were to be drawn from the 11 Governors' provinces and four members from the four Chief Commissioners' provinces, one from each.
2. Each province and princely state was to be allotted seats in proportion to their respective population. Roughly, one seat was to be allotted for every million population.
3. Seats allocated to each British Province were to be divided among the three principal communities: Muslims, Sikhs and general, in proportion to their population.
4. The representatives of each community were to be elected by members of that community in the provincial legislative assembly.
5. The Constituent Assembly was planned to be partly an indirectly elected and partly a nominated body. The members from provinces were to be indirectly elected by the members of the provincial assemblies, who themselves were elected on the basis of limited franchise. However, the representatives of princely states were to be nominated by the respective heads of the princely states.

The elections for the Constituent Assembly (for 296 seats allotted to the British Indian Provinces) were held in July–August 1946. The Indian National Congress won 208 seats, the Muslim League 73 seats, and the small groups and independents got the remaining 15 seats. However, the 93 seats allotted to the princely states were not filled, as they decided to stay away from the Constituent Assembly. Thus, the Constituent Assembly consisted only of indirectly elected members of the Provincial assemblies. The assembly included all important personalities of India at that time, with the exception of Mahatma Gandhi and M.A. Jinnah.

### **3 WORKING OF THE CONSTITUENT ASSEMBLY**

The constituent Assembly held its first meeting on December 9, 1946. The Muslim League boycotted the meeting and insisted on a separate state of Pakistan. The meeting was thus attended by only 211 members. Dr Sachchidanand Sinha, the oldest member, was elected as the temporary President of the Assembly.

Later, on December 11, 1946, Dr Rajendra Prasad and H.C. Mukherjee were elected as the President and Vice-President of the Assembly, respectively. Sir B.N. Rau was appointed as the Constitutional Advisor to the Assembly.

On December 13, 1946, Pandit Nehru moved the historic 'Objectives Resolution' in the Assembly. It was adopted by the Assembly on January 22, 1947. Its modified version forms the 'Preamble to our Constitution.'

The representatives of the princely states, who had stayed away from the constituent assembly, gradually joined it. After the acceptance of the Mountbatten Plan on June 3, 1947, for partition of the country, the representatives of most of the princely states took their seats in the assembly.

The assembly also became a legislative body. In other words, two separate functions were assigned to the Assembly, which were, making of a constitution for free India and enacting of ordinary laws for the country. Thus, the Assembly also became the first Parliament of free India.

Whenever the Assembly met as the Constituent body, it was chaired by Dr Rajendra Prasad and when it met as the legislative body, it was chaired by G.V. Mavlankar. These two functions continued till November 26, 1949, when the task of making the constitution was over. On January 24, 1950, the Constituent assembly held its last session.

The Muslim League members (hailing from the areas included in Pakistan) withdrew from the Constituent Assembly of India. Consequently, the total strength of the Assembly came down to 299 as against 389, originally fixed in 1946 under the Cabinet Mission Plan. The strength of the members from Indian Provinces was reduced from 296 to 229 and those from the princely states from 93 to 70.

#### **4 COMMITTEES OF THE CONSTITUENT ASSEMBLY**

The Constituent Assembly appointed 22 committees to deal with the different tasks of constitution making. Out of these, 10 were on procedural affairs and 12 on substantive affairs.

##### **Difference between Procedural Affairs and Substantive Affairs Committee**

Procedural affairs committees were tasked with the process of making constitution. For instance, Hindi Translation Committee was responsible for producing copy of constitution in Hindi. The most important procedural affairs committee was Steering Committee headed by Dr Rajendra Prasad. The Steering Committee consisted of high-level advisors who were required to guide and provide direction to other committees.

Substantive affairs committees were tasked with the provisions of a particular area of constitution. The important committees on substantive affairs were as follows:

1. Drafting Committee (Chairman: Dr B.R. Ambedkar)
2. Committee for Negotiating with States (Chairman: Pt. Jawaharlal Nehru)
3. Committee on Chief Commissioners Provinces
4. Union Constitution Committee (Chairman: Jawaharlal Nehru)
5. Provincial Constitution Committee (Chairman: Sardar Patel)
6. Special Committee to Examine the Draft Constitution (Chairman: Sir Alladi Krishnaswamy Ayyar)
7. Union Powers Committee (Chairman: Jawaharlal Nehru)
8. Committee on Fundamental Rights and Minorities (Chairman: Sardar Patel)

##### **Drafting Committee**

Among all the committees of the Constituent Assembly, the most important committee was the Drafting Committee. It consisted of seven members and was headed by Dr. B.R. Ambedkar.

The Drafting Committee, after taking into consideration the proposals of the various committees, prepared the first draft of the Constitution of India, which was published in February 1948. The people of India were given eight months to discuss the draft and propose amendments. In the light of the public comments, criticisms and suggestions, the Drafting committee prepared a second draft, which was published in October 1948.

## 5 ENACTMENT OF THE CONSTITUTION

Dr B.R. Ambedkar introduced the final draft of the Constitution in the Assembly on November 4, 1948.

The motion on Draft Constitution was declared as passed on November 26, 1949, and received the signatures of the members and the President.

The constitution as adopted on November 26, 1949, contained a Preamble, 395 Articles, and 8 Schedules. Dr B.R. Ambedkar, the then Law Minister, piloted the Draft Constitution in the Assembly and is thus recognized as the 'Father of the Constitution of India.' He is also known as 'Modern Manu' because Manu wrote 'Manusmriti', which is considered as the most authoritative legal text on Hinduism.

However, the date of adoption of constitution is different from the date of commencement of constitution. The provisions relating to Citizenship, Election Commission, Definitions came into force on 26th November, 1949. Remaining provisions of this constitution came into force on 26th January, 1950, referred to as the date of commencement of constitution. 26th January, 1950 was deliberately chosen because on 26th January 1930 'purna swaraj day' was celebrated in India. Celebration of 'purna swaraj' day meant that Indians were ready for complete independence from British.

## Practice Questions

- Which one of the following is a feature common to both the Indian Federation and the American Federation?
  - A single citizenship
  - Three lists in the Constitution
  - Dual judiciary
  - A federal supreme court to interpret the Constitution
- Match List I with List II and select the correct answer using the codes given below:

Item in the Indian Constitution	Country from which it was derived
A. Directive Principles of State Policy	1. Australia
B. Fundamental Rights	2. Canada
C. Concurrent List in Union-State Relations	3. Ireland

(Continued)

*(Continued)*

Item in the Indian Constitution	Country from which it was derived
D. India as a Union of States with greater powers to the Union	4. UK
	5. USA

- (a) A-5, B-4, C-1, D-2  
 (b) A-3, B-5, C-2, D-1  
 (c) A-5, B-4, C-2, D-1  
 (d) A-3, B-5, C-1, D-2
3. Which of the following feature is common to both American and Indian Constitutions?  
 (a) Independent Judiciary  
 (b) Independent Centre and State  
 (c) Appointment of Governors  
 (d) Citizenship
4. Which of the following laws exercised the most profound influence in framing the Indian Constitution?  
 (a) British Constitution  
 (b) US Constitution  
 (c) Irish Constitution  
 (d) The Government of India Act, 1935
5. Who among the following was the Chairman of the Union Constitution Committee of the Constituent Assembly?  
 (a) B.R. Ambedkar  
 (b) J.B. Kripalani  
 (c) Jawaharlal Nehru  
 (d) Alladi Krishanaswami Ayyar
6. Who headed the Interim Cabinet formed in the 1946?  
 (a) Rajendra Prasad  
 (b) Jawaharlal Nehru  
 (c) Sardar Vallabhbhai Patel  
 (d) Rajagopalachari
7. Which of the following pairs is/are correctly matched?  
 1. Committee on Fundamental Rights — Jawaharlal Nehru  
 2. Minorities Committee — J.B. Kripalani  
 3. States Committee (Committee for Negotiating with States) — Sardar Patel  
 4. Steering Committee — Dr Rajendra Prasad  
 Which of the above pairs is/are correctly matched?  
 (a) 1 and 4 only (b) 2 and 3 only  
 (c) 3 only (d) 4 only
8. The members of the Constituent Assembly which drafted the Constitution of India were  
 (a) nominated by the British Parliament  
 (b) nominated by the Governor General  
 (c) elected by the Legislative Assemblies of various provinces  
 (d) elected by the Indian National Congress and Muslim League
9. Which one of the following statements is correct?  
 (a) The Constituent Assembly of India was elected by the Provincial Assemblies in the year 1946.

- (b) Jawaharlal Nehru, M.A. Jinnah, and Sardar Vallabhbhai Patel were members of the Constituent Assembly of India.
- (c) The First Session of the Constituent Assembly of India was held in January 1947.
- (d) The Constitution of India was adopted on 26th January 1950.
10. Which of the following statements regarding the making of the Indian Constitution are correct?
1. Some of the princely states were not represented in the Constituent Assembly.
  2. Elections to the Constituent Assembly were direct, but with a limited franchise.
  3. The Constituent Assembly also functioned as a provisional Parliament.
  4. Some of the constitutional Provisions came into effect before 26th January, 1950.
- Select the correct answer using the codes given below:
- (a) 1, 2 and 3      (b) 1, 3, and 4  
(c) 1 and 4      (d) 2 and 3
11. With reference to the Constituent Assembly, consider the following statements:
1. The constituent assembly consisted of directly elected members from Princely States.
  2. The members of the Constituent Assembly from British Indian provinces were elected indirectly by the members of the provincial legislative assemblies.
3. The Constituent Assembly was planned to be partly indirectly elected and partly nominated body.
- Which of the statements given above is/are **incorrect**?
- (a) 1 and 2 only      (b) 1 only  
(c) 1 and 3 only      (d) 3 only
12. Consider the following statements:
1. The constitution was adopted by 26th November 1949, but all the provisions of constitution did not come into force by this date.
  2. 26th January 1950 is regarded as the date of commencement of constitution.
- Select the correct answer using the codes given below:
- (a) 1 only  
(b) 2 only  
(c) Both 1 and 2  
(d) Neither 1 nor 2
13. The Preamble in the constitution of independent India is modified version of which of the following:
- (a) Bill of Rights in USA  
(b) Objectives resolution moved by Jawaharlal Nehru  
(c) British Magna Carta  
(d) Ideals of Communism
14. The constituent assembly was created under which of the following constitutional schemes?

<p>(a) Cabinet Mission Plan                  (b) Indian independence Plan                  (c) Transfer of power plan                  (d) Mountbatten Plan</p> <p>15. Which of the following committees of constituent assembly were headed by Sardar Vallabhbhai Patel?</p>	<p>1. Committee for negotiating with states                  2. Committee on fundamental rights                  3. Committee on minorities</p> <p>Select the correct answer using the codes given below:                  (a) 1, 2, and 3      (b) 1 and 2                  (c) 2 and 3          (d) 3 only</p>
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## PERFECTING PAST PRELIMS

<p>1. Who among the following was the chairman of the Union Constitution Committee of the Constituent Assembly? (2005)</p> <p>(a) B.R. Ambedkar                  (b) J.B. Kripalani                  (c) Jawaharlal Nehru                  (d) Alladi Krishnaswami Ayyar</p> <p>2. With reference to Indian History, the members of the Constituent Assembly from the Provinces were (2013)</p>	<p>(a) directly elected by the people of those Provinces                  (b) nominated by the Indian National Congress and the Muslim League                  (c) elected by the Provincial Legislative Assemblies                  (d) selected by the Government for their expertise in constitutional matters</p>
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## ANSWER KEYS

### Practice Questions

1. (d)	2. (d)	3. (a)	4. (d)	5. (c)
6. (b)	7. (d)	8. (c)	9. (a)	10. (b)
11. (b)	12. (c)	13. (b)	14. (a)	15. (c)

### Perfecting Past Prelims

1. (c)	2. (c)			
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## Chapter

# 2

# PREAMBLE TO THE CONSTITUTION

Our constitution at present consists of a preamble, 25 parts and 12 schedules.

A Preamble, in general, is an introductory statement of a document that explains the document's purpose and the underlying philosophy.

The Preamble to the Constitution of India is a brief introductory statement that sets out the guiding purpose and principles of the constitution, and it indicates the source from which the constitution derives its authority which is 'The People of India.'

### 1 TEXT OF THE PREAMBLE



We, the people of India, having solemnly resolved to constitute India into a sovereign, socialist, secular, democratic, republic and to secure to all its citizens:

- **JUSTICE**, social, economic, and political;
- **LIBERTY** of thought, expression, belief, faith, and worship;
- **EQUALITY** of status and opportunity and to promote among them all;
- **FRATERNITY** assuring the dignity of an individual and the unity and integrity of the nation.

In our Constituent Assembly, this 26th day of November 1949, do hereby adopt, enact and give to ourselves this Constitution.

### 2 KEYWORDS OF PREAMBLE

Preamble consists of two set of keywords:

#### 1. Related to the nature of Indian state

- (i) **Sovereign:** A nation which is independent and which has no interference of external powers in management of its internal affairs.
- (ii) **Socialist:** We have our own definition of socialism which is different from general definition of socialism. Generally, socialism refers to ownership of property only by state; however, in our form of socialism, we encourage both private and public sectors to co-exist in order to attain welfare of people.
- (iii) **Secular:** A secular state treats people belonging to various religions in the same manner. In Indian secularism, State does not favour people belonging to one religion but is involved in

promotion of all the religions equally. Thus, in India, we have positive form of secularism, i.e., state is neutral to all religions and it engages in promotion of all the religions equally.

However, in other nations which are also secular such as France, state does not engage in promotion of all religions and even restricts the freedom of practicing religion in public. Another example of secularism is ex-USSR where the practice of religion was not allowed even in private life.

- (iv) **Democracy:** ‘*Demo*’ means people and ‘*cracy*’ means rule. Democracy literally means ‘rule of people’. In our democracy, there are regular elections which are free and fair and through which people elect their representatives to form the Government. Thus, ours is a representative democracy.
- (v) **Republic:** It is a form of Government in which head of a State is elected and is not a monarch nominated by heredity. For example: in India, both real head, i.e., Prime Minister, and nominal head, i.e., President, are elected.

Monarchy is contrary to republic. Under monarchy, a ruler himself determines his successor.

## 2. Related to aspirations for the citizens

- (i) **Justice:** The term ‘Justice’ in the Preamble embraces following three distinct forms:
  - (a) **Social Justice:** It refers to the absence of discrimination and equal status for everyone in the society.
  - (b) **Economic Justice:** It refers to equal opportunity for everyone to make a living and to improve one’s standard of living.
  - (c) **Political Justice:** It refers to equal opportunity to everyone to contest elections and to vote in elections.
- (ii) **Liberty:** of
  - (a) Thought
  - (b) Expression
  - (c) Belief and faith
  - (d) Worship
- (iii) **Equality:** of
  - (a) Status
  - (b) Opportunity

‘Equality’ means the absence of special privileges to any section of society and provision of adequate opportunities for all individuals without any discrimination.
- (iv) **Fraternity:** It refers to brotherhood. The constitution promotes this feeling of fraternity by the system of single citizenship.

The Preamble declares that fraternity has to assure two things: the dignity of an individual, and the unity and integrity of the nation.

### 3 ROLE OF THE PREAMBLE

The Preamble performs following important roles:

1. It acts as an introduction to the constitution and it discusses the objectives of the constitution.
2. The preamble states that the Constitution derives its authority from 'the people of India.' It is deemed that the constitution was made by the Constituent Assembly on behalf of the people of India.
3. It describes the nature of Indian state to be sovereign, socialist, secular, democratic and republic.
4. It states aspirations of the Constitution for the people of India, i.e., justice, liberty, equality, and fraternity.
5. It specifies the date of adoption of Constitution which was 26 November 1949.
6. It also guides the various organs of the State regarding the ideals of Indian Polity. For instance, Preamble is used by judiciary to make appropriate interpretation of provisions of constitution and other laws.

### 4 AMENDMENT OF PREAMBLE

Preamble has been amended only once, by 42nd Amendment Act, 1976. By this amendment, three changes were made into the preamble. The 42nd Amendment Act, 1976, introduced the following 'three' words in the preamble:

1. Socialist
2. Secular
3. Integrity

## Practice Questions

1. Which one of the following words was **not** contained in the original preamble to the Indian constitution?  
(a) Sovereign      (b) Secular  
(c) Democratic    (d) Republic
2. Consider the following statements relating to amendment of the preamble:  
1. So far only one constitutional amendment has been carried out in the Preamble.

2. The amendment was carried out by Janta Party government through 42nd Amendment Act.
3. The preamble to the constitution can be amended by unanimous consent of all the members of the house.  
Select the correct answer using the code given below:  
(a) 1 only (b) 1 and 3 only  
(c) 2 and 3 only (d) 1, 2, and 3
3. Consider the following statements relating to Indian Secularism. Which of the following statements is **incorrect**?
- Indian State does not recognise any religion as official religion of the state.
  - Indian State is neutral towards all the religions.
  - Indian State engages in promotion of all the religions.
  - Indian State does not recognise religion and considers religion only a private matter of people.
4. Consider the following statements relating to Indian Socialism, which of the following statements is correct?
- India has adopted a definite economic structure to attain objectives of socialism.
  - India seeks to attain objectives of socialism without adopting a definite economic structure for it.
  - Indian socialism adopts the economic structure of socialist countries without adopting goals of socialism.
  - None of the above.
5. Consider the following statements regarding 'economic justice' as enshrined in the preamble to the constitution of India?
- It refers to absence of unemployment in India.
  - It refers to equal wealth with everyone in India.
  - It refers to possession of all forms of wealth under Public sector.
  - It refers to equal opportunity to everyone to raise one's standard of living.
6. The Preamble to the Indian Constitution serves which of the following purpose?
- It indicates that authority of the Government is derived from the people.
  - It lays down the objectives which the Constitution seeks to accomplish.
  - It helps Judiciary to interpret provisions of the Constitution.
- Select the correct answer using the code given below:  
(a) 1 and 2 only (b) 1 and 3 only  
(c) 2 and 3 only (d) 1, 2, and 3
7. With reference to the Preamble as enshrined in the Indian Constitution, consider the following statements:
- 'Equality' means removing all the differences among the citizens of India.
  - 'Secular' means government will not interfere at all in the matters of religion.

3. 'Republic' means the Head of the State is a nominated person.

Which of the statements given above is/are correct?


- (a) 1 only            (b) 2 and 3 only  
(c) 1, 2, and 3      (d) None

8. With reference to the Preamble as enshrined in the Indian Constitution, consider the following statements:

1. The Preamble was the first part of the Constitution to be drafted.
2. The 42nd Constitutional Amendment added three new words—Socialist, Secular and Integrity—into the Preamble.

Which of the statements given above is/are correct?

- (a) 1 only  
(b) 2 only  
(c) Both 1 and 2  
(d) Neither 1 nor 2

 **Note:** The Preamble to the constitution was drafted in the end.

9. Which of the following statements regarding the Preamble to the Constitution is/are **incorrect**?

1. Preamble cannot be abridged by any Constitutional Amendment.

2. Values in the Preamble cannot be enforced in the Courts.

3. Preamble ensures sovereignty of Parliament.

Select the correct answer using the codes given here:

- (a) 1 only            (b) 1 and 2  
(c) 2 only            (d) 1 and 3

10. Consider the following statements relating to Preamble:

1. Preamble was adopted from Government of India Act, 1935.

2. Preamble states the aspiration of constitution for the people of India.

3. Preamble was approved by people of India through referendum.

Select the correct answer using the codes given below:

- (a) 2 only            (b) 1 and 2  
(c) 1 and 3            (d) 1, 2, and 3

## PERFECTING PAST PRELIMS

1. Which one of the following objectives is not embodied in the Preamble to the Constitution of India? (2017)

- (a) Liberty of thought  
(b) Economic liberty

- (c) Liberty of expression  
(d) Liberty of belief

2. Democracy's superior virtue lies in the fact that it calls into activity (2017)

- |  |   |
|--|---|
| <p>(a) The intelligence and character of ordinary men and women.</p> <p>(b) The methods for strengthening executive leadership.</p> <p>(c) A superior individual with dynamism and vision</p> <p>(d) A band of dedicated party workers.</p> <p>3. The mind of the makers of the Constitution of India is reflected in which of the following? (2017)</p> | <p>(a) The Preamble</p> <p>(b) The Fundamental Rights</p> <p>(c) The Directive Principles of State Policy</p> <p>(d) The Fundamental Duties</p> |
|--|---|



## ANSWER KEYS

### Practice Questions

1. (b)	2. (a)	3. (d)	4. (b)	5. (d)
6. (d)	7. (d)	8. (b)	9. (b)	10. (a)

### Perfecting Past Prelims

1. (b)	2. (a)	3. (a)		
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*Solutions for*  
PRACTICE  
QUESTIONS AND  
PERFECTING PAST  
PRELIMS





## CHAPTER 1 MAKING OF THE CONSTITUTION

### Practice Questions

1. (d) The feature common to both the Indian Federation and the American Federation is the Supreme Court to interpret the Constitution.  
Option (a) is incorrect because in America there are two citizenships, one citizenship by a state and the other by the United States of America.  
Option (b) is incorrect because the Constitution of India divides law-making powers into three lists, whereas that of America divides the powers into two lists.  
Option (c) is incorrect because America has dual judiciary system, whereas India has single judiciary system. In dual judiciary system, the matters under national law are undertaken by different courts and the matters under state law are undertaken by separate set of courts. However, the ultimate appeal can lie from both the set of courts before the Supreme Court.
2. (d) Factual
3. (a) Independent Judiciary is common to both American and Indian Constitution.
4. (d) The Government of India Act, 1935, exercised the most profound influence in framing the Indian Constitution.
5. (c) Factual
6. (b) Factual
7. (d) Statement 1 is incorrect because committee on fundamental rights was headed by Sardar Patel.

Statement 2 is incorrect because minorities committee was also headed by Sardar Patel.

Statement 3 is incorrect because States Committee (Committee for Negotiating with States) was headed by Jawaharlal Nehru.

Statement 4 is correct.

8. (c) The members of the Constituent Assembly which drafted the Constitution of India were elected by the members of Legislative Assemblies of various provinces. These members of the Legislative Assemblies were themselves directly elected by people.
9. (a) The Constituent Assembly of India was elected by the Provincial Assemblies in the year 1946.
10. (b) Statement 2 is incorrect because elections to the Constituent Assembly were indirect elections. Remaining statements are correct.
11. (b) Statement 1 is incorrect because the constituent assembly consisted of nominated members from the Princely States.
12. (c) Both the statements are correct.
13. (b) The Preamble in the Constitution of independent India is modified version of objectives resolution moved by Jawaharlal Nehru.
14. (a) Factual
15. (c) Factual

### Perfecting Past Prelims

1. (c) Factual
2. (c) Factual

## CHAPTER 2 PREAMBLE

### Practice Questions

1. (b) The words secular, socialist, and integrity were added to the Constitution by the 42nd Amendment.

2. (a) Statement 2 is incorrect because 42nd Amendment Act was passed by Congress government and not Janta Party government.

Statement 3 is incorrect because an amendment to the preamble (like amendment to any other part of the Constitution) can be undertaken with a special majority and not unanimous consent of all the members of the house.

3. (d) Factual

4. (b) Answer choice is self-explanatory.

5. (d) 'Economic justice' as enshrined in the Preamble to the Constitution of India refers to equal opportunity to everyone to raise one's standard of living.

6. (d) All the given statements are correct.

7. (d) Statement 1 is incorrect. 'Equality' means the absence of special privileges to any section of society and provision of adequate opportunities for all individuals without any discrimination.

Statement 2 is incorrect. 'Secular' means government will not discriminate against any religion. However, government can interfere in religious matters such as promotion of all the religions.

Statement 3 is incorrect. 'Republic' means that the head of a state is elected.

8. (b) Statement 1 is incorrect because Preamble was drafted after all the other provisions of Constitution were drafted.

Statement 2 is correct.

9. (b) Statement 1 is incorrect because Preamble can be abridged through constitutional amendment.

Statement 2 is incorrect because values mentioned in the Preamble can be enforced by courts. Even courts adhere to Preamble to interpret provisions of Constitution.

Statement 3 is correct because Preamble declares India to be sovereign. The main body in India is Parliament because it is a representative body of people. Thus, Preamble ensures the sovereignty of Parliament.

Thus, statements 1 and 2 are incorrect.

10. (a) Statement 1 is incorrect because Preamble was adopted on basis of objectives resolution introduced by Jawaharlal Nehru in the constituent assembly.

Statement 2 is correct.

Statement 3 is incorrect because it is deemed that the ultimate authority behind Constitution of India is 'the people of India'. This is also proved from the fact that Preamble starts with the expression 'We, the people of India'. There was no referendum held to approve Preamble.

### Perfecting Past Prelims

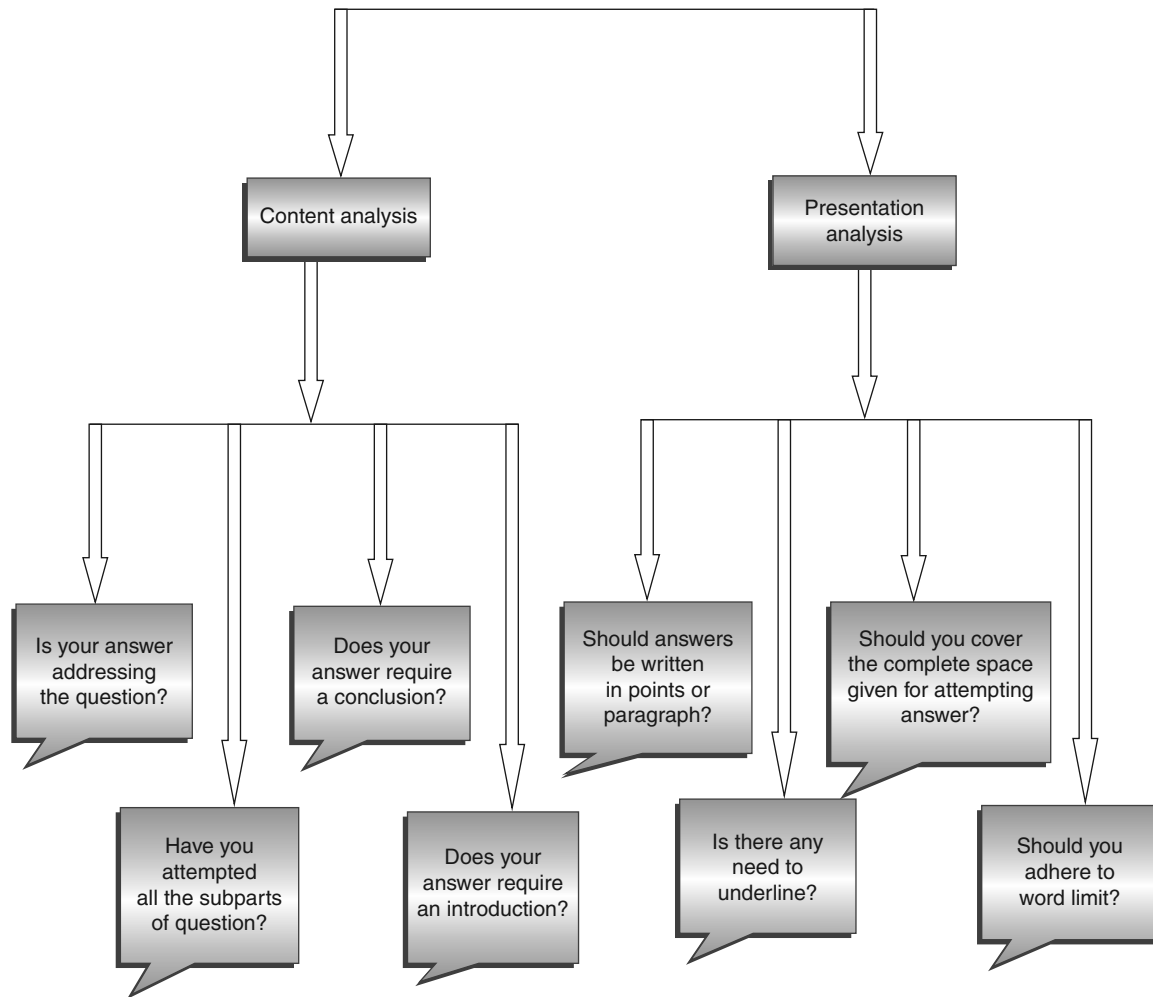
1. (b) Factual

2. (a) 'Demo' means people and 'cracy' means rule. Democracy literally means 'rule of people'. In direct democracy, people themselves take decisions on various issues. The quality of decisions directly

INTRODUCTION  
TO WRITING  
ANSWERS FOR  
MAINS



A good answer is based on the following aspects



Let us consider the aspects mentioned in the diagram on one-by-one basis.

### 1. Is Your Answer Addressing the Question?

The most common reason behind scoring low marks is lack of candidate's ability to address the question.

Have you ever heard a candidate saying that I attempted almost all (or all the questions), yet I could not clear mains examination? You have probably met the candidate who wrote answers which did not address the questions.

To understand how to address question properly, we can classify each question into two parts: 'Statement' and 'Directive'.

For example,

Starting from inventing the 'basic structure' doctrine, the judiciary has played a highly proactive role in ensuring that India develops into a thriving democracy. In light of the statement, evaluate the role played by judicial activism in achieving the ideals of democracy. (UPSC Mains, 2014)

In the above question, the Statement is 'the role played by judicial activism in achieving the ideals of democracy' and the directive is 'evaluate'.

Suppose a candidate 'explains' the role played by judicial activism in achieving the ideals of democracy. The marks of such a candidate are going to be severely deducted.

'Evaluate' means identifying both pros and cons of an issue, whereas 'explain' means how one thing is leading to the other.

A candidate evaluating the statement would write the positive and negative contribution of judicial activism in achieving the ideals of

democracy. On the other hand, a candidate explaining the same statement would write how judicial activism has contributed in attaining the ideals of democracy.



### What All Directives UPSC Can Use? What Do These Directives Mean?

Here is a simple list for you. We will further learn about their application by attempting past year questions.

1. **Enumerate:** Mention a number of things one by one or give the list of things.
2. **Highlight:** Draw special attention to something.
 

The concept of cooperative federalism has been increasingly emphasized in recent years. Highlight the drawbacks in the existing structure and the extent to which cooperative federalism would answer the shortcomings. (UPSC Mains, 2015)
3. **Outline:** Give a summary of something.
4. **Discuss:** Write about a topic in detail, taking into account different issues or ideas.
 

Discuss the possible factors that inhibit India from enacting for its citizens a uniform civil code as provided for in the Directive Principles of State Policy. (UPSC Mains, 2015)

PREVIOUS YEARS'  
QUESTIONS  
(MAINS) WITH  
SOLUTIONS





1. The Supreme Court of India keeps a check on arbitrary power of the Parliament in amending the Constitution. Discuss critically. (2013)

Sol.

Analysis of Question	
Discuss critically	The question requires break up of matter into various parts and thorough analysis of these parts.
Number of Sub-parts	One
Mode of Presentation	Paragraph
Importance of Conclusion	Required

### Introduction

Parliament has been conferred the power to amend the constitution. However, Supreme Court keeps check on this power, especially when it is exercised arbitrarily.

### Body

Para 1

Supreme Court keeps such a check by means of judicial review. Through judicial review, the Supreme Court can evaluate any constitutional amendment passed by the Parliament, and if it involves the arbitrary exercise of power, Supreme Court can declare the constitutional amendment invalid.

Para 2

Through exercise of judicial review, the Supreme Court has even established the

permanent boundaries over constitutional amendment power by formulating the doctrine of basic structure to the constitution in the Kesvananda Bharti Vs State of Kerala, 1973. According to this doctrine, the Supreme Court can declare any constitutional amendment void, if it violates the basic structure of the Constitution.

Para 3

Further, the Supreme Court has not defined basic structure. In a number of judgments, it has accorded status of basic structure to various provisions of Constitution. Some of them are democracy, secularism, republic, sovereign, rule of law, free and fair elections, judicial review itself and Articles 14, 19 and 21 of the Constitution. Moreover, the Supreme Court has held that additions can be made in basic structure, but no deletions can be made.

### Conclusion

Thus, Supreme Court keeps a check on undesirable constitutional amendments through mechanism of judicial review and by application of doctrine of basic structure. On account of such role of Supreme Court, it is regarded as the guardian of the Constitution.

2. Constitutional mechanisms to resolve the inter-state water disputes have failed to address and solve the problems. Is the failure due to structural or process inadequacy or both? Discuss. (2013)

Sol.

Analysis of Question	
Discuss	Write about the topic in detail, taking into account different issues or ideas.
Number of Sub-parts	Two parts: Part I—structural inadequacy; Part II—process inadequacy
Mode of Presentation	Point form
Importance of Conclusion	Required

### Introduction

Under Article 262, Constitution authorizes Parliament to provide for mechanism to resolve inter-state water disputes. Parliament has passed Inter-state Water Disputes Act, 1956, which authorizes the Central Government to create ad hoc tribunal for particular water dispute. These tribunals have failed to perform on account of following factors:

### Structural inadequacy

1. Inter-state water dispute tribunal are ad hoc in nature.
2. Inter-state water dispute tribunal are headed by retired judge.
3. Lack of staff including hydrological experts with tribunal.
4. Lack of mechanism to enforce orders.

### Process inadequacy

1. Lack of norms for distribution of water.
2. Change in water requirements.

3. Politicization of disputes.
4. Interference by Supreme Court.

### Conclusion

Both structural and process inadequacies have contributed in failure to resolve inter-state water disputes.

(**Note:** In the above answer, only heading for various arguments is given. A one-line explanation is required to justify each heading).

3. Article 156(3) of the Indian Constitution dispenses that a Governor shall hold a term of five years from the date on which he enters into his office. How do you analyze the recent controversy centered on the removal of the Governor with the change of the Guard at the centre? (2013)
4. Recent directives from Ministry of Petroleum and Natural Gas are perceived by the 'Nagas' as a threat to override the exceptional status enjoyed by the State. Discuss in light of Article 371A of the Indian Constitution. (2013)
5. Section 8(4) of the Representation of the People's Act in the opinion of the Supreme Court is ultra vires. The court opined that all the convicted MPs and MLAs in a criminal case would be disqualified from holding their offices from the day of conviction itself, even if such a conviction is by a Trial Court. Comment in the light of recent judgment of Supreme Court. (2013)

**Note:** Questions 3–5 require knowledge about subject matter and also the current affairs

pertaining to the year in which the questions were asked. These questions were relevant only in the year in which they were asked.

6. What do you understand by the concept 'freedom of speech and expression'? Does it cover hate speech also? Why do the films in India stand on a slightly different plane from other forms of expression? Discuss. (2014) Sol.

Analysis of Question	
Discuss	Write about the topic in detail, taking into account different issues or ideas.
Number of Sub-parts	Three sub-parts Part I—Concept of freedom of speech and expression Part II—Is hate speech allowed under freedom of speech and expression? Part III—Why do the films in India stand on a slightly different plane from other forms of expression?
Mode of Presentation	Paragraph form
Importance of Conclusion	Required is included in part III of answer.

### Freedom of speech and expression

Freedom of speech and expression refers to the right to express one's views openly and freely. The views can be expressed in any form: written, oral or through body language. Article 19(1)(a) of Indian Constitution specifically recognizes the right to freedom of speech and expression. However, freedom

of speech and expression is not absolute in nature. It is subject to various limitations.

### Is hate speech allowed under freedom of speech and expression?

Hate speech promotes feelings of enmity and even violence among people belonging to different communities. It disrupts public order. Thus, freedom of speech and expression does not cover hate speech. The various limitations to freedom of speech and expression in Article 19(2) of the Constitution specifically list disruption of public order as a limitation to freedom of speech and expression.

### Why do the films in India stand on a slightly different plane from other forms of expression?

Films in India stand on a different plane from other forms of expression. This difference is on account of following reasons:

1. Films are a creative piece of work. Expression of creativity demand wider boundaries for freedom of speech and expression.
  2. Sometimes, films portray extreme social situations or realities. Such portray is possible only by extending boundaries of freedom of speech and expression.
  3. Films are an important medium to educate people about social realities. Such education may require stretching the limits of freedom of speech and expression.
7. Starting from inventing the 'basic structure' doctrine, the judiciary has played a highly proactive role in ensuring that India develops into a thriving democracy. In light