



KAUTILYA SCHOOL OF PUBLIC POLICY

GITAM (Deemed to be University)

Rudraram, Patancheru Mandal

Hyderabad, Telangana 502329

Course Code: PPOL7011	Course Title: Indian Constitution: Supreme Document of Public Policy	
Trimester: 1	Course Type: Core	Credits: 3
Home Program(s): MPP	Batch/Academic Year: 2023-2025	
Course Lead: Dr. Faizan Mustafa	Assigned T/RA: Mr Rashad Ullah Khan	

Course Description

Indian Constitution is the supreme law of land and is the most important and fundamental document of a country's Public Policy. No public policy can be inconsistent with the Constitution's Policy choices. This course presents fundamental concepts and doctrines of Constitutional Law. The student will be able to identify the legal and societal struggles on each side of the great constitutional cases assigned. The student will be able to develop a sense of constitutional values which comes from Preamble, Part III and Part IV of the constitution. This course will be a forum for the discussion of some very heartfelt issues.

Learning Objectives

1. Learn the contents of the Indian Constitution and how the Indian Supreme Court and other courts function.
2. Develop an awareness about the core values of the Indian constitution.
3. Develop the ability to analyse Indian Supreme Court cases using various "tools" of interpretation such as: precedent, text, original meaning, structural principles, a moral reading, policy, and consequences.
4. Understand the complex relationship between constitutional law, politics, and social change.
5. Recognize the source of judicial review, as well as federal legislative and executive powers in differing areas, as well as principles of federalism.
6. Identify and explain the rights included in the Indian Constitution, as well as learn about the basic statutes employed to implement these rights.
7. Understand the Fundamental Duties & their Relationship with Fundamental Rights
8. Learn the relevant doctrines and key cases in each major area of constitutional law.

Course Outcomes

On successful completion of this course, students will be able to:

1. Understand historical background of constitutional backing and its importance of building a democratic India also to understand emergence and evolution of Indian Constitution
2. Enable students to have a sound knowledge and understanding of Part III and Part IV of the constitution of India which will enable the students to apply law in factual situations
3. Enable the student to understand the mechanism of distribution of powers between Centre and State, emergency provisions
4. Examine the role of constitutional institutions for better and then review, implement and look at the structural limitations these bodies face in discharging functions and to know how they are important in implementing the policy frameworks
5. Read and analyze case laws, identify the ratio decidendi and obiter dictum, demonstrate a good knowledge and understanding of constitutional law and how its interpretation makes a lot of difference in policy sphere

Textbooks and Course Materials

1. Choudhry, Sujit and Khosla, Madhav and Mehta, Pratap Bhanu, Locating Indian Constitutionalism (2016).
2. Basu, DD (2022) Introduction to the Constitution of India. (26th edition)

All other readings will be made available to students through Moodle Indian Constitution: Supreme Document of Public Policy Prof. Faizan Mustafa

Course Schedule

Unit I	Sessions: 6	HISTORICAL BACKGROUND
Idea of Constitution, Types and Constitutionalism as the core idea of Public Policy Constitutional History- A Bird's Eye View Framing of Indian Constitution & Policy Choices Features of Indian Constitution Indian Citizenship		
Unit II	Sessions: 6	CONSCIENCE OF THE CONSTITUTION
State: Definition & Duty to Frame Public Policies Fundamental Rights, Directive Principles of State Policy & Fundamental Duties: No Law or Public Policy contrary to Fundamental Rights Constitutional Policy of Affirmative Action; SC, ST, OBC Commissions Constitutional Policy Towards Religious and Linguistic Minorities; National Minorities Commission: NCMEI UCC, Personal Laws and Policy of Reforms		
Unit	Sessions: 6	Governmental Choices: Federalism, Democratic Choices

III		
<p>Distribution of Powers as Constitutional Choices Federalism as a Policy of Centre-State Relations Parliamentary Democracy: Prime Minister-President Relationship Judicial Review versus Judicial Activism & Judicial Adventurism- Why Judiciary should not interfere in Policy Issues</p>		
Unit IV	Sessions: 3	JUST, FAIR AND REASONABLE
<p>Right to Free Speech & No Censorship Policy Constitution & Penal Policy Choices Right to Life & Personal Liberty Due Process, Non- Arbitrariness as Constitutional Choices Right to Privacy, Rights of LBGTQ+</p>		
Unit V	Sessions: 3	CONSTITUTION - A LIVING DOCUMENT
<p>Constitutional Amendments & Role of Public Policy Types of Amendments Judiciary versus Parliament Fight for Supremacy Basic Structure Doctrine Important Amendments & Their Impact on Public Policy</p>		