





# WBCS 2022



**POLITY**

## RECENT LANDMARK CASES OF INDIA

**AN ODE TO CHANGE**



11:30 AM



06 APRIL 2022

## **Constitutional Democracy: Election Reforms Lily Thomas vs Union Of India & Ors., (2013) 7 SCC 653:**

- In this case the Supreme Court in a PIL declared subsection (4) of Section 8 of the Representation of the People Act, 1951, which allowed convicted members of legislative bodies a 3 month time period for appeal against the conviction and sentencing, as ultra vires the Constitution.
- The Court ruled that Members of Parliament, Legislative Councils and Legislative Assemblies convicted of crimes where they had been awarded a minimum sentence of 2 years imprisonment would cease to be members of the house to which they were elected from the date of sentencing.

## Gender Justice :Sec.497 IPC Unconstitutional Joseph Shine vs. Union Of India , (2019) 3 SCC 39

- The apex Court struck down Section 497 of IPC which criminalised adultery holding that it is violative of Articles 14, 15 and 21 of the Constitution.
- The Supreme Court called the law unconstitutional because it “treats a husband as the master”.
- The Court held- “Any provision of law affecting individual dignity and equality of women invites the wrath of the Constitution. It’s time to say that the husband is not the master of the wife. Legal sovereignty of one sex over other sex is wrong”

## **Gender Justice: Entry of Females in Sabrimala Temple Indian Young Lawyers Association vs. The State Of Kerala on 28 September, 2018:**

- In Sabrimala Temple- a Hindu pilgrimage centre in Kerala, female devotees between the age group of 10 to 50 years were denied entry on the basis of certain custom and usage.
- A Constitution bench of the apex Court led by CJI Dipak Misra overruled the Kerala High Court's 27-year-old decision that had upheld the restriction on entry of women into the temple.
- The court said, "The dualism that persists in religion by glorifying and venerating women as goddesses on one hand and by imposing rigorous sanctions on the other hand in matters of devotion has to be abandoned. Such a dualistic approach and an entrenched mindset results in indignity to women and the degradation of their status."

## **Gender Justice: Triple Talaq Unconstitutional Shayara Bano vs Union Of India And Ors. Vs. Union of India 22 August, 2017 (5 Judge)**

- **The Court held by a majority of 3:2 that triple Talaq is manifestly arbitrary in the sense that the marital tie can be broken capriciously and whimsically by a Muslim man without any attempt at reconciliation so as to save it. This form of Talaq must, therefore, be held to be violative of the fundamental right contained under Article 14 of the Constitution of India.**

## **Human Rights: Decriminalising Homosexuality Navtej Singh Johar vs. Union Of India , (2018) 10 SCC 1(2018)**

- **A five-judge SC bench gave a historic, unanimous decision on Section 377 of the Indian Penal Code, decriminalising homosexuality.**
- **The S.C ruled that sexual orientation is an intrinsic element of liberty, dignity, privacy, individual autonomy and equality and that intimacy between consenting adults of the same-sex is beyond the legitimate interests of the state.**
- **Section 377 was the product of the Victorian era, with its attendant moral values. Victorian morality must give way to constitutional morality.**
- **That insofar as Section 377 criminalises consensual sexual acts of adults (i.e. persons above the age of 18 years who are competent to consent) in private, is violative of Articles 14, 15,**

## Landmark Judgments

- “..... When histories of nations are written and critiqued, there are judicial decisions at the forefront of liberty. Yet others have to be consigned to the archives, reflective of what was, but should never have been.”

**D.Y Chandrachud J.**





# WBCS BATCH 2022



SUMANA MAHENDRAS  
(GS)



ANURAG MAHENDRAS  
(GA/GS)



BORNON MAHENDRAS  
(GA/GS)



SHIRSITA MAHENDRAS  
(GA/GS)



VISHAL MAHENDRAS  
(MATHS)



AYAN MAHENDRAS  
(GS)



SRAYA MAHENDRAS  
(ENGLISH)



NITESH MAHENDRAS  
(REASONING)



MONDAY TO FRIDAY - 11:30 AM TO 1:30 PM

# W.B.C.S - YouTube schedule for 5-days

TIMING	DAYS				
	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY
11:30	ECO	CA	ECO	POL	BEN
12:00	REAS	SCI	POL	SCI	REAS
12:30	ENG	MATHS	ENG	MATHS	ENG
13:00	GEO	HIS	GEO	HIS	HIS

# UPCOMING BATCH

## West Bengal Audit and Accounts Services

- SPECIAL EMPHASIS ON ACCONTANCY
- MATHS BASED ON STATICS
- MANY MORE.....

# WBCS BATCH 2022



**WBCS OFFLINE BATCH STARTS FORM**

**26<sup>TH</sup> FEBRUARY**

**TIMING - 1:30-5:30PM**

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