

DEVELOPMENT OF CONSTITUTIONAL LAW BY SUPREME COURT & HIGH COURTS [P-1287]

5th - 6th March, 2022 [Online Mode]

Programme Coordinators: Prasadh Raj Singh & Shashwat Gupta, Faculty, NJA

Day 1 5th March 2022 (Saturday)	10:15 AM - 11:45 AM Session-1	B R E A K	12:15 PM - 1:45 PM Session-2
	<p align="center">Constitutional Interpretations: Reflections on Transformation, Continuities & Constitution's Silences</p> <p><u>Proposed Scope of Discussion:</u></p> <ul style="list-style-type: none"> • Conservative and Transformative Constitution • Textualism, Originalism, Doctrinalism and Structuralism • Transformation of Society and State • Doctrine of Purposive Interpretation • Role of a Judge in Transformative Constitutionalism <p align="center"><u>Resource Persons:</u> Mr. Gopal Subramaniam Mr. C. Aryama Sundaram</p>		<p align="center">Progressive Development of Constitutional Morality: Adhering the Innate Voice of Constitutional Norms & Ethos</p> <p><u>Proposed Scope of Discussion:</u></p> <ul style="list-style-type: none"> • Evolution & Contours of Constitutional Morality • Doctrine of Non-Retrogression & Manifest Arbitrariness • Judicial Approaches to Constitutional Morality • Judicial Innovation vis-à-vis Constitutional Trust <p align="center"><u>Resource Persons:</u> Mr. C. S. Vaidyanathan Mr. Shekhar Naphade</p>
Day 2 6th March 2022 (Sunday)	10:15 AM - 11:45 AM Session-3		12:15 PM - 1:45 PM Session-4
	<p align="center">Affirmative Action, Equal Opportunity & Diversity: The Court's Adoption and Jurisprudential Evolution of Affirmative Action</p> <p><u>Proposed Scope of Discussion:</u></p> <ul style="list-style-type: none"> • Constitutional Understanding of Reservations • Concept of "Creamy Layer" • Substantive Equality under Article 16(1) • Affirmative Action: "Power Coupled with Duty" • Quantifiable Data Showing Backwardness of the Class and Inadequacy of Representation • SEBC & 102nd Constitutional Amendment <p align="center"><u>Resource Persons:</u> Mr. Shyam Divan Mr. Gopal Sankarnarayanan Chair: Justice Ravindra Bhat</p>	<p align="center">Judicial Review, Activism and Overreach: Evolving Jurisprudence through Judicial Pronouncements by the Supreme Court & High Courts</p> <p><u>Proposed Scope of Discussion:</u></p> <ul style="list-style-type: none"> • Judicial Review: Scope and Limits • Judicial Review of Legislative Actions/Process • Power of "Suo moto" Cognizance • Strengthening Rule of Law <p align="center"><u>Resource Persons:</u> Mr. K. V. Vishwanathan Mr. Sujit Ghosh Chair: Justice R. C. Lahoti</p>	