

# NATIONAL SEMINAR ON CONSTITUTIONAL EXPECTATIONS VIS-A-VIS CONSTITUTIONAL PRACTICES

19<sup>th</sup>-20<sup>th</sup> March 2021



Organised by  
School of Law  
IMS Unison University  
Dehradun



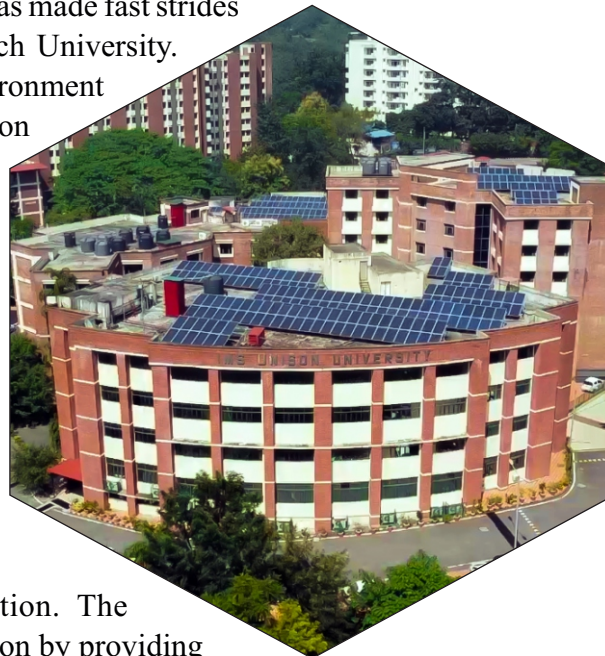
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Nurturing Knowledge. Empowering Minds.

# IMS UNISON UNIVERSITY

IMS Unison University Dehradun, a constituent of Unison Group has made fast strides in the horizon of education as a premier educational and research University. Nestled amidst beautiful and serene surroundings, it offers an environment that fosters learning and stimulates creativity. Ever since its inception in 1996 as IMS Dehradun, as a non- profit organization led by a group of visionaries, it has dedicated itself for the cause of changing the face of professional education in Uttarakhand. The University today provides a platform for excellence in teaching, learning and research. State- of-the- art information technology is extensively used in the University contributing to the development of well-trained graduates, postgraduates and doctorate students to fulfil the manpower needs of the corporate world. IMS Unison University aspires to become a renowned center for creation & dissemination of knowledge. It aims to provide a holistic career-oriented education that develops intellectual, moral and physical capabilities of the students, nurturing creativity and innovation. The University is committed for the cause of imparting quality education by providing the required academic infrastructure, developing strong industry interface and providing placement opportunities to its students.



## SCHOOL OF LAW

School of Law is making fast strides in the horizon of legal education. It offers BALLB (Hons.), BBALLB (Hons.), LL.M. & Ph. D programs. Ever since its inception, School of Law has set up a sublime tradition of organizing meaningful & constructive academic programs in the pursuit of imparting quality legal education. Pragyaa: Journal of Law, a double-blind peer reviewed journal published bi- annually by the School of Law is one more feather to its cap which bears testimony to the fact of its commitment for the cause of legal research. The academia which comprises a blend of highly qualified professionals & academicians is making every effort to perch this School of Law on a higher pedestal of academic learning & research.





# CONCEPT NOTE

The Constituent Assembly with the ambitious task of fashioning the long-proclaimed aims and aspirations of the common man of India after deliberation at length drafted a document called “The Constitution of India”. The framers of our Constitution initiated this herculean task with outstanding idealism and determination, keeping in view the ambitions of the People of India to shape their own destiny for years to come.

To fulfil the aspirations of the common man of India the framers of the Constitution developed a system based on separation of powers, rationalism and social and economic development of the society: a society having glorious cultural traditions, but greatly in need of enthused social upliftment. The common understanding among the framers of the Constitution was to make it a living document, as it was to pave the way for the development of India keeping in view the present and future prospects.

Our magnificent Constitution has, over the years, been appraised by observers not just in our country but world-wide. The ever expanding political and economic importance of India in the international arena is one manifestation of a strong and effective Constitution in place. However, over the last few decades, the supremacy and efficacy of the Constitution has been under the dark clouds of deviances in governance; vested interests of those responsible for the interests of the nation; corrupt practices; judicial, legislative and administrative overreaches; and divergence from the original ideological manifestations of establishing a welfare state. The tragedy lies in the fact that the very characteristics that were incorporated in the Constitution by the framers to make it a living document, are now being misused to slowly suffocate the spirit of the document itself.

The fluidity instilled in the Constitution, on numerous occasions, has been seen to be misused by the power-hungry representatives of the people. The judicial overreaches have been appreciated by some as judicial activism but at the same time criticized by many as judicial adventurism. There has been an utter disregard to the implementation of the Directive Principles of State Policies which are instrumental in progressively achieving social and economic justice. India has even witnessed state agencies furthering the propaganda of creating an asymmetric religious dichotomy in the society for nurturing their own interests. Patterns of digression at numerous occasions from the established ideals of the preamble i.e. sovereignty, socialism, secularism, equality, justice to all, liberty, fraternity, dignity of the individual, unity and integrity, has raised many unanswered questions on the functioning of the state agencies in our country.

All the above-mentioned circumstances and many more, present a dismal picture of the current state of affairs, despite having a Constitution which speaks unequivocally of the aspirations of the people. The theme of the National Seminar i.e. Constitutional expectations vis-a-vis Constitutional Practices will explore above-mentioned circumstances along with other similar departures of the current order of things from the spirit of the Constitution. The National Seminar calls upon the researchers, academicians, judges, lawyers and law students to bring into light various aspects of unbridled excesses committed by various state organs in a manner which is unbecoming according to the objectives of the Constitution. Through presentations various themes will be investigated, explored and analysed by seminarians illustrating various ways in which the current governance of the country converged or departed from the constitutional expectations.

The National Seminar will also enable the scholars, academicians, lawyers and law students to analyze, to what extent we, the 'People of India' have been able to manifest the Constitutional expectations into reality; where and why did we deviated; and how to proceed further in order to get back on the constitutional track.

## CALL FOR PAPERS

Research papers are invited from research scholars, academicians, lawyers, jurists and students on the above-mentioned theme. The following sub-themes are only illustrative in nature and may include any other theme under the theme of the seminar

### Sub Themes

- ☐ Preamble as the blueprint of the Constitution and its relevance in the current political environment.
- ☐ Constitutional expectations incorporated in different provisions of the Constitution other than the Preamble.
- ☐ Extent of Sovereignty exercised by People of India: Constitutional enactments and amendments and the evidentiary value of volkgeist.
- ☐ The modalities of ensuring Social Justice within the lens of social realities and impediments to socialism.
- ☐ Economic justice and Indian Constitution: Implications of modern legislation vis-à-vis welfare state.
- ☐ Varying dynamics of political justice vis-à-vis the constitutional aspirations
- ☐ Sovereign structure of the nation and unity and integrity of India in contrast with the reality.
- ☐ Modern threats to democracy and contemporary legal solutions for protection of Constitutional expectations.
- ☐ Secular character of the nation and its disruption with reference to the freedoms of religion, liberty of faith and worship.
- ☐ Security of the nation and part thereof with reference to the proclamation of emergency and functioning of the state during the emergency.
- ☐ The modern actualities of Separation of Powers and Check and Balance with special references to the legislative and judicial functioning.
- ☐ Principle of the separation of powers and the constitutional justice system through independent functioning of Judiciary.
- ☐ Constitutional expectations to ensure independent and impartial functioning of election commission and responsible discharge of obligations by electorate.
- ☐ Justice to aggrieved: journey from sovereign functions of the State with reference to tortious liability, constitutional torts to free hand compensation for probable electorate.
- ☐ Constitutional Expectations & Role of Legislature: An Overview

**The above sub themes are not exhaustive, and the author(s) may select any other relevant issue, giving a comprehensive and indispensable review of developments after independence having effects on law and practice.**

## SUBMISSION GUIDELINES

### ABSTRACT:

The abstract must be developed on A4-sheet in Word Document Format typed in Times New Roman in 12 font size with 1.5 line spacing in not more than 500 words, it should not contain more than FIVE keywords. The abstract should contain personal details of the author(s) in the order:

Title of the paper, Name, Designation, Institute/ University/

College/Organization, Contact number, E-mail and address (es), of the author(s). Kindly indicate the name of the main author for correspondence in case of more than one author.

All abstracts will be peer reviewed and evaluated on the basis of originality, research rigor, relevance to the seminar, and contribution to the theory and practice.

### SUBMISSIONS:

Submissions are to be made only in electronic form. The same may be e-mailed to

**nationalseminar.iuu2021@gmail.com** in MS Word format along with a covering letter addressed to Organizing Secretary.

Title	Must be written in bold, size 14 and centered margin.
Margin	Manuscripts must be in single spacing, font size 12 in Times New Roman and all margins: 1.5 inches (left) and 1 inch (top, right and bottom).
Tables	Tables must be placed as part of the text. DO NOT attach tables at the end of the manuscript.
Software	Manuscript must be submitted in Microsoft Word 2007 in the above format ONLY.
Sub-Title	Written in bold, size 12 and left margin.
Tables/Figures	Title of the tables/figure should be written on the top of the tables/figure. Times New Roman, font 12, Bold and centered margin.
Footnoting	Footnoting should be done strictly according to <b>Bluebook 20th Edition</b> , Times New Roman, Size 10, Line-Spacing 1.5
Word Limit	Articles should be generally of 4000-4500 words (excluding references and footnotes).

## **RULES FOR PARTICIPATION**

- ☐ No abstract or full paper shall be accepted after the last date of submission.
- ☐ Registration is mandatory on confirmation of acceptance of abstract, with the payment of required fees to be deposited in the bank account. Only registered participants will be allowed to take part in National Seminar.
- ☐ No refund will be allowed once a participant/paper presenter is registered.
- ☐ All the registered participants will be provided participation certificate.
- ☐ The Best Paper of each session will be acknowledged and awarded.
- ☐ In the event of the seminar being conducted in the offline mode the participants will be responsible for the arrangement of their personal accommodation.
- ☐ Breakfast and lunch to the participants will be provided by the university.
- ☐ Only one co-author is allowed.
- ☐ In-absentia presentations will not be allowed, at least one author must be present for presentation.

## **Important Dates**

<b>Last date for Abstract Submission</b>	<b>January 15, 2021</b>
<b>Date for confirmation of acceptance of Abstract</b>	<b>January 31, 2021</b>
<b>Last Date for Registration</b>	<b>February 15, 2021</b>
<b>Submission of full Paper</b>	<b>February 15, 2021</b>

The participants are requested to send their abstracts & papers to [nationalseminar.iuu2021@gmail.com](mailto:nationalseminar.iuu2021@gmail.com)  
The Best papers shall be published in our journal, Pragyaa: Journal of Law, published bi- annually by School of Law, IMS Unison University, Dehradun.

## **REGISTRATION FEE**

Due to the current uncertainty of the COVID-19 situation, the mode of the National Seminar has not yet been finalized. If the circumstances permit the conduction of the seminar in offline mode, it will be conducted in the university campus. If unfavorable situations persist then the conduction will be in online mode.

The following are the registration fee for online and offline mode of National Seminar . Considering the COVID-19 situation at the time, the University will duly inform the participants regarding the preferred mode of conduction of the Seminar.

### Online Mode

<b>Academicians / Organization Representatives (Including Co-Author), Research Scholars/ Students (Including Co-Author)</b>	<b>Rs. 500</b>
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### Offline Mode

<b>Academicians / Organization Representatives (Author)</b>	<b>Rs. 1200</b>
<b>Academicians / Organization Representatives (Co-author)</b>	<b>Rs. 700</b>
<b>Research Scholars/ Students (Author)</b>	<b>Rs. 1000</b>
<b>Research Scholars/ Students (Co- Author)</b>	<b>Rs. 700</b>

**GST Included in registration fees**

### MODE OF PAYMENT:

**Payment can be made by NEFT/IMPS/Demand Draft or Bank transfer in favour of:**

**Beneficiary Name: IMS UNISON UNIVERSITY**

**Account Number: 15262191003778**

**Bank: Oriental Bank of Commerce, Makkawala Branch, Dehradun**

**IFSC Code: ORBC0101526**

### ADDRESS FOR CORRESPONDENCE:

**Organizing Secretary**

**National Seminar 2021**

**School of Law**

**IMS Unison University**

**Makkawala Greens, Mussoorie Diversion Road**

**Dehradun-248009 (Uttarakhand)**

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on  
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**March 19-20, 2021**

**Registration Form**

**(Kindly fill and send this form on or before 15 February 2021)**

**Name Prof./Dr./Mr./Ms** \_\_\_\_\_

**Category : Teacher/Researcher/Student/Civil/Society/Govt. Official**

**Designation** \_\_\_\_\_

**Title of Paper** \_\_\_\_\_

**Broad Theme** \_\_\_\_\_

**Affiliating Organization** \_\_\_\_\_

**Organization address** \_\_\_\_\_

**City** \_\_\_\_\_ **Pin** \_\_\_\_\_ **Phone (landline)** \_\_\_\_\_

**Mobile No.** \_\_\_\_\_ **Gender** \_\_\_\_\_

**E-mail 1** \_\_\_\_\_ **E-mail 2** \_\_\_\_\_

**Educational qualification** \_\_\_\_\_

## Mode of Presentation

Online

☐

Offline

☐

## Payment Details:

Amount \_\_\_\_\_ (in words) \_\_\_\_\_

DD/NEFT/IMPS No. \_\_\_\_\_ Date of Transfer \_\_\_\_\_

Transfer Bank Details \_\_\_\_\_

***Declaration:*** I hereby declare that the particulars stated above are true and correct to the best of my knowledge and belief.

**Date :**

**Signature of Candidate**

### **For any queries contact:**

**Ms.Sakshee Sharma : 8209673255**

**Ms. Mariyanka : 8368816783**

**Ms. Pritha Krishna : 8979983223**

**Mr. Harsh Agarwal : 8755555013**