

10 Judgements That Changed India

10 Judgements that Changed India India's judicial history is marked by landmark rulings that have significantly shaped the nation's social fabric, governance, and constitutional landscape. These judgements have not only delivered justice in individual cases but also set precedents that have influenced policies, rights, and societal norms across the country. In this article, we explore ten such pivotal judgements that have left an indelible mark on India's history and continue to influence its future.

1. Kesavananda Bharati v. State of Kerala (1973) - The Basic Structure Doctrine

Overview

The Kesavananda Bharati case is considered one of the most significant constitutional rulings in India. It challenged the extent of Parliament's power to amend the Constitution.

Key Highlights

1. The Supreme Court ruled that Parliament's power to amend the Constitution is not unlimited.
2. Established the "Basic Structure Doctrine," which states that certain fundamental features of the Constitution cannot be altered or destroyed through amendments.
3. Preserved the constitutional supremacy and safeguarded fundamental rights from arbitrary legislative changes.

2. Maneka Gandhi v. Union of India (1978) - Expansion of Fundamental Rights

Overview

This case broadened the scope of the right to personal liberty under Article 21 of the Indian Constitution.

Key Highlights

1. Held that the right to personal liberty is not confined to mere freedom from physical restraint but includes a wide array of rights, including the right to travel, privacy, and a fair procedure.
2. Established that any law depriving a person of personal liberty must be just, fair, and reasonable.
3. Strengthened judicial review over executive actions affecting individual rights.

3. Vishakha v. State of Rajasthan (1997) - Guidelines Against Sexual Harassment

Overview

A landmark judgement addressing sexual harassment at the workplace, leading to the formulation of comprehensive guidelines.

Key Highlights

1. Recognized sexual harassment as a violation of fundamental rights to gender equality and dignity.
2. Established the Vishakha Guidelines, which mandated employers to formulate policies against sexual harassment.
3. Led to the enactment of the Sexual Harassment of Women at Workplace (Prevention, Prohibition, and Redressal) Act, 2013.

4. S.R. Bommai v. Union of India (1994) - Federalism and State Governments

Overview

This case reinforced the principles of federalism and limited the power of the central government to dismiss state governments.

Key Highlights

1. Held that the President's power to dismiss a state government is subject to judicial review.
2. Reaffirmed that the Constitution is a federal document with a balance of power between the Union and states.
3. Set limits on the use of Article 356 (President's Rule) to prevent misuse.

5. Shah Bano Case (Shah Bano Begum v. Union of India, 1985) - Uniform Civil Code and Personal Laws

Overview

This case highlighted the clash between personal laws and the rights of women, prompting debates on secularism and gender justice.

Key Highlights

1. Judgement mandated alimony for Shah Bano, a Muslim woman, under Section 125 of the

- Criminal Procedure Code.
2. Triggered political and social debates on the need for a Uniform Civil Code.
 3. Led to the eventual passage of the Muslim Women (Protection of Rights on Divorce) Act, 1986.

6. Manipur Reservation Case (2000) - Affirmative Action and Quotas

Overview

This judgement clarified the scope and limitations of affirmative action policies in India, especially concerning reservations for backward classes.

Key Highlights

1. Upheld the constitutional validity of reservations but emphasized that they should not violate the principle of equality.
2. Stressed that reservations should be proportionate and transparent.
3. Set guidelines for the implementation of affirmative action policies.

7. Right to Privacy Ruling (Justice K.S. Puttaswamy (Retd.) v. Union of India, 2017) - Privacy as a Fundamental Right

Overview

This judgement recognized the right to privacy as a fundamental right under the Indian Constitution.

Key Highlights

1. Declared that privacy is intrinsic to life and liberty under Article 21.
2. Impacted policies related to surveillance, data protection, and personal freedoms.
3. Set the stage for future legislation on data privacy and digital rights.

8. Navtej Singh Johar v. Union of India (2018) - Decriminalization of Homosexuality

Overview

This historic judgement decriminalized consensual same-sex relations, affirming LGBTQ+ rights.

Key Highlights

1. Struck down Section 377 of the Indian Penal Code insofar as it criminalized consensual gay sex.
2. Recognized the dignity and equality of LGBTQ+ individuals.
3. Marked a significant step towards social acceptance and human rights for sexual minorities.

9. Indira Gandhi's Emergency and the Judiciary (1975) - Judicial Oversight

Overview

While not a single judgement, the period of Emergency saw key judicial decisions that challenged executive excesses.

Key Highlights

1. The Supreme Court's eventual rulings reaffirmed the importance of constitutional checks and balances.
2. Judgements like *Minerva Mills* (1980) curtailed the scope of Emergency powers.
3. Reinforced the judiciary's role as a guardian of the Constitution against authoritarian measures.

10. National Judicial Appointments Commission (NJAC) Case (2015) - Judicial Appointments

Overview

This case addressed the process of appointing judges to the Supreme Court and High Courts.

Key Highlights

1. The Supreme Court declared the NJAC Act unconstitutional, reaffirming the primacy of the Collegium system.
2. Raised debates on transparency, independence, and accountability in judicial appointments.
3. Highlighted the importance of maintaining judicial independence while ensuring merit-based appointments.

Conclusion

The judgements highlighted above serve as milestones in India's judicial and constitutional development. They reflect the evolving societal values, the importance of safeguarding fundamental rights, and the need for a balanced distribution of power among the branches of government. These decisions continue to impact policies, societal norms, and the everyday lives

of Indian citizens, shaping the nation's trajectory towards justice, equality, and democracy. By understanding these landmark judgements, citizens and policymakers can appreciate the role of the judiciary as a custodian of the Constitution and a catalyst for progressive change in India's diverse and vibrant democracy.

10 Judgements That Changed India

India's judicial history is a tapestry woven with landmark decisions that have profoundly shaped the nation's legal landscape, societal norms, and constitutional fabric. These judgements have not only redefined legal principles but have also ignited social reform, reinforced democratic values, and safeguarded fundamental rights. From upholding individual freedoms to challenging entrenched social injustices, these court rulings serve as milestones that mark the evolution of India as a secular, democratic republic. In this article, we explore ten such judgements that have left an indelible impact on India, transforming the course of its history and setting precedents for generations to come.

1. Kesavananda Bharati v. State of Kerala (1973): The Doctrine of Basic Structure

Background:

The Kesavananda Bharati case is arguably the most significant constitutional case in Indian history. It challenged the Parliament's power to amend the Constitution, particularly the 24th and 25th Amendments, which sought to limit judicial review and empower Parliament's amending powers.

Judgement and Impact:

The Supreme Court, in a 7-6 majority, upheld the Parliament's power to amend the Constitution but introduced the "Basic Structure" doctrine. This doctrine asserts that certain fundamental features—such as democracy, sovereignty, secularism, separation of powers—are immutable and cannot be altered even by constitutional amendments.

Significance:

1. Established judicial supremacy in constitutional interpretation.
2. Ensured a check on parliamentary power, preserving the Constitution's core principles.
3. Became a cornerstone for safeguarding India's constitutional identity against arbitrary amendments.

1. Maneka Gandhi v. Union of India (1978): Expanding the Right to Personal Liberty

Background:

This case challenged the scope of the Right to Life and Personal Liberty under Article 21 of the Constitution, which was previously interpreted narrowly.

Judgement and Impact:

The Court broadened the interpretation, ruling that the right to personal liberty includes a wide array of rights, such as the right to travel abroad, privacy, and a fair procedure before deprivation of liberty. It emphasized that any law restricting personal liberty must pass the test

of reasonableness and fairness.

Significance:

1. Established the principle that personal liberty is a fundamental right with expansive reach.
2. Made the due process clause an integral part of Indian constitutional law.
3. Strengthened judicial review in safeguarding individual freedoms.

1. Shah Bano Case (Mohd. Ahmad Khan v. Shah Bano Begum, 1985): Secularism and Personal Laws

Background:

Shah Bano's case involved a Muslim woman seeking maintenance after divorce under the Criminal Procedure Code. The Supreme Court awarded her maintenance, asserting her rights under secular laws.

Judgement and Impact:

The Court's decision reinforced the application of secular laws over personal laws concerning maintenance, highlighting the need for uniform civil rights. However, the ruling triggered a political debate on religious personal laws versus gender justice.

Significance:

1. Sparked national discourse on gender justice and secularism.
 2. Led to legislative changes, notably the passage of the Muslim Women (Protection of Rights on Divorce) Act, 1986, which aimed to address the Court's concerns while respecting religious personal laws.
1. S.R. Bommai v. Union of India (1994): Federalism and State Autonomy

Background:

This case arose when several states dismissed their governments on the grounds of political instability, leading to the imposition of President's Rule.

Judgement and Impact:

The Supreme Court clarified the constitutional limits of State dismissals and laid down the principles governing the imposition of President's Rule. It reaffirmed that dismissals could not be used arbitrarily and that the Constitution guarantees federalism and state autonomy.

Significance:

1. Established the importance of judicial review over Centre-state relations.
2. Reinforced the principle that the Constitution is supreme and that dismissals must be grounded in constitutional provisions.
3. Strengthened the federal structure of India.

1. Vishaka Guidelines (Vishaka v. State of Rajasthan, 1997): Combating Sexual Harassment

Background:

Before specific legislation, there was no comprehensive legal framework to address sexual harassment at the workplace in India.

Judgement and Impact:

The Supreme Court laid down detailed guidelines to prevent sexual harassment, emphasizing the need for a safe working environment. These guidelines, known as the Vishaka Guidelines, served as a precursor to the Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013.

Significance:

1. Pioneered judicial activism in gender justice.
2. Led to the enactment of comprehensive laws against workplace harassment.
3. Changed societal attitudes towards women's safety and dignity.

1. Navtej Singh Johar v. Union of India (2018): Decriminalizing Homosexuality

Background:

Section 377 of the Indian Penal Code criminalized consensual homosexual acts, leading to widespread human rights concerns.

Judgement and Impact:

The Supreme Court declared Section 377 unconstitutional insofar as it criminalized consensual acts between adults, affirming the rights to privacy, equality, and non-discrimination.

Significance:

1. Marked a historic victory for LGBTQ rights in India.
 2. Affirmed individual autonomy and dignity.
 3. Signaled a progressive shift in societal attitudes and legal recognition of sexual diversity.
1. Right to Privacy Judgment (Justice K.S. Puttaswamy v. Union of India, 2017): Privacy as a Fundamental Right

Background:

Challenges to the government's Aadhaar scheme questioned whether privacy was a fundamental right.

Judgement and Impact:

The Supreme Court held that the right to privacy is implicit under Part III of the Constitution, fundamental to individual autonomy and dignity.

Significance:

1. Strengthened constitutional protections for personal data and individual autonomy.
 2. Provided a legal framework for data protection laws.
 3. Influenced debates on surveillance, technology, and individual rights.
1. Indian Supreme Court and the Right to Education (Unni Krishnan, J.P. and Others v. State of

Andhra Pradesh, 1993): Education as a Fundamental Right

Background:

The case examined whether the right to education should be recognized as a fundamental right.

Judgement and Impact:

The Court acknowledged the importance of education but stopped short of declaring it a fundamental right at that time. However, it laid the groundwork for future legislation.

Significance:

1. Influenced the eventual enactment of the Right to Education Act, 2009.
 2. Emphasized the importance of education in nation-building.
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1. Supreme Court's Judgement on Triple Talaq (Shayara Bano v. Union of India, 2017): Criminalizing Instant Divorce

Background:

Triple Talaq, an Islamic practice allowing Muslim men to divorce their wives instantaneously, was challenged for violating gender rights.

Judgement and Impact:

The Court declared Triple Talaq unconstitutional, ruling it arbitrary and unfair, thus criminalizing the practice.

Significance:

1. A landmark in gender justice and women's rights.
 2. Signaled the judiciary's role in upholding constitutional morality over religious practices.
 3. Catalyzed legislative reform with the Muslim Women (Protection of Rights on Marriage) Act, 2019.
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1. National Judicial Appointments Commission (NJAC) Case (2015): Judicial Independence and Appointments

Background:

The NJAC Act aimed to reform the appointment process of judges, replacing the collegium system.

Judgement and Impact:

The Supreme Court struck down the NJAC Act, reaffirming the primacy of the collegium system but emphasizing transparency and accountability.

Significance:

1. Sparked debates on judicial independence versus accountability.
2. Highlighted the need for reforms in judicial appointments.
3. Reinforced the judiciary's role in safeguarding constitutional principles.

Conclusion

These ten judgements exemplify the judiciary's vital role in shaping India's constitutional democracy, social justice, and individual rights. Each decision reflects a judiciary willing to interpret, challenge, and expand the boundaries of law to adapt to evolving societal needs. As India continues to face complex legal and social challenges, these landmark rulings stand as testament to the judiciary's commitment to justice, equity, and constitutional values—truly, judgements that changed India forever.

Questions & Answers About 10 judgements that changed india

No	Question	Answer
1	What was the significance of the Kesavananda Bharati case in Indian constitutional law?	The Kesavananda Bharati case (1973) established the 'basic structure' doctrine, asserting that Parliament cannot alter the fundamental features of the Constitution, thereby limiting its power to amend certain core principles.
2	How did the Maneka Gandhi v. Union of India judgment impact individual rights?	This 1978 judgment expanded the interpretation of the right to personal liberty under Article 21, ensuring it includes a wide range of rights beyond mere freedom from detention, thereby strengthening individual protections.
3	Why is the SR Bommai case considered a landmark in Indian federalism?	The SR Bommai case (1994) clarified the constitutional limits on the President's and Governors' powers to dismiss state governments, reinforcing the federal structure and judicial oversight in such matters.
4	What was the impact of the Vishaka guidelines following the Vishaka case?	The 1997 Vishaka case led to the formulation of the Vishaka guidelines, which addressed sexual harassment at the workplace, eventually leading to the enactment of the Sexual Harassment of Women at Workplace Act, 2013.
5	How did the Navtej Singh Johar case influence LGBTQ rights in India?	In 2018, the Supreme Court decriminalized consensual same-sex relations by striking down Section 377 of the IPC, recognizing LGBTQ rights and affirming the right to privacy and equality.
6	What was the significance of the Sabarimala case (2018)?	The Supreme Court lifted the ban on women of all ages from entering the Sabarimala temple, affirming gender equality and the right of women to religious freedom under the Constitution.
7	How did the Right to Privacy judgment shape Indian constitutional law?	In 2017, the Supreme Court declared the right to privacy a fundamental right, impacting laws related to surveillance, data protection, and individual autonomy, including the Aadhaar scheme.

8	What is the importance of the Shah Bano case in Indian social justice?	The 1985 Shah Bano case emphasized the need for a uniform civil code and highlighted issues of Muslim women's rights, sparking debates on personal laws and gender justice in India.
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