

the rights provided by constitution.

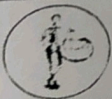
Excellent!

Bobby Jain

Q ⇒ Fundamental Rights are not sacrosanct!  
Comment (hence amendable). (150 w)

Ans:

Although fundamental rights are basic rights provided through the constitution for establishing equality and justice in true sense but citing the future, rational changes through constitutional amendments can be made without altering the basic structure of the constitution.



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Amendments made in Fundamental rights :

(i) In 1978, through 44<sup>th</sup> constitutional amendment act, Right to property was taken back as fundamental right and was made a legal right for social and economic welfare of the society.

(ii) Through Right to education act 2009, Article 21 A was added providing free elementary education for children from 6 to 14 years.

Apart from above changes, certain limitations are also stated on fundamental rights through the constitution itself in articles 33, 34, 352, 358 and 359 for protecting unity and integrity of India and maintaining law and order in the country.

Thus, if basic structure of the constitution is not at risk, fundamental



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rights can be amended and limited according to the need of time. Hence, fundamental rights, providing base for democracy and social justice in India are not considered sacrosanct but "rationally amendable"

Excellent!

BHOPAL