

FUNDAMENTAL DUTIES – PART IV A – ART 51 A

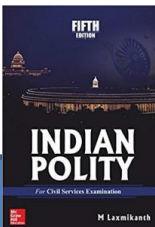
**Originally NOT – 42nd A. Act, 1976 & 2002
expanded**

**Japanese constitution only democratic
constitution – FDs**

**Need felt during emergency – erstwhile
USSR constitution influenced**

**Swaran Singh Committee – 1. duties 8
like paying tax, 2. penalty/punishment for
non-compliance & 3. no court
interference**

- a. Constitution & National Symbols**
- b. Cherish ideals of freedom struggle**
- c. Protect sovereignty & integrity**
- d. National service**
- e. Promote harmony & renounce practices derogatory to dignity of women**
- f. Preserve composite culture**
- g. Environmental protection**
- h. Spirit of scientific inquiry**
- i. Safeguarding public property**
- j. Excellence in all activity individually/collectively**
- k. Educate child or ward – 6-14 – 86th 2002**

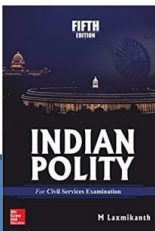


Features of FDs

- 1. Moral & Civic**
- 2. Reflection of Indian tradition**
- 3. Only to citizens**
- 4. Non-justiciable, No legal sanction**
- 5. Parliament is free to enforce**

Criticisms

- 1. Not exhaustive – casting vote**
- 2. Vague, ambiguous, difficult to understand**
- 3. Code of moral precepts only – penalty NO**
- 4. People will perform without its presence**



SIGNIFICANCE

- 1. Reminder to the citizens**
- 2. Warning against Anti-social & Anti-national elements**
- 3. Source of inspiration & promote active participation from citizens**
- 4. Helps court in determining the validity of law**
- 5. Enforceable by law**

VERMA COMMITTEE OBSERVATIONS: FDs of citizens in 1999 – existence of Legal Provisions related to FDs

Representation of People Act – 1951

PCRs Act – 1955

Unlawful Activities (Prevention Act) – 1967

National Honour Act – 1971

WPA – 1972

FCA – 1980

Cr. P. C., IPC

