

Date: 17-11-23 / US-2 / Polity

Q In recent years, the frequency and intensity of disputes between the union government and the state have increased. In this context, discuss the impact of federal frictions on legislature, executive and the Judiciary.

Ans India is a union of states rather than federation of state. But constitution of India is federal in structure. "Indestructible union of destructible states".

Article-1
It describes the definition of state i.e. union of state. state cannot be separated from center.

One-nation and one election
Some states like Odisha, Bihar etc. completed election year but they can't do election due to center uphold his power, authority through one nation and one election concept.

The three important organs of government are independent i.e. legislative, executive and Judiciary etc. But executive should be responsible to legislature.

Financial matters
In 15th financial commission, center gave more to state about 30-35% but it was reduced 30-32% due to state and union territory (division of state).

Quasi federal
This nature is distinguished Indian constitution to other constitution of India i.e. American, German etc.

Single citizenship
Unlike American constitution gave double citizenship but India adopted single citizenship where center is dominant over state.

Center dominant
center dominant over state legislative council
eg:- ~~non BJP~~ state i.e. Punjab, Haryana, Rajasthan

CE cannot Bill is pending over a year.

Role of Governor

Governor is appointed by center but governor have power to give or not to assent to any bill passed in state legislature.

- Judiciary is an independent body, they can't interfere in matter of government action except "Judiciary review".
Eg:- SC cannot make law in "Same sex marriage Act"
- Appointment of Judge

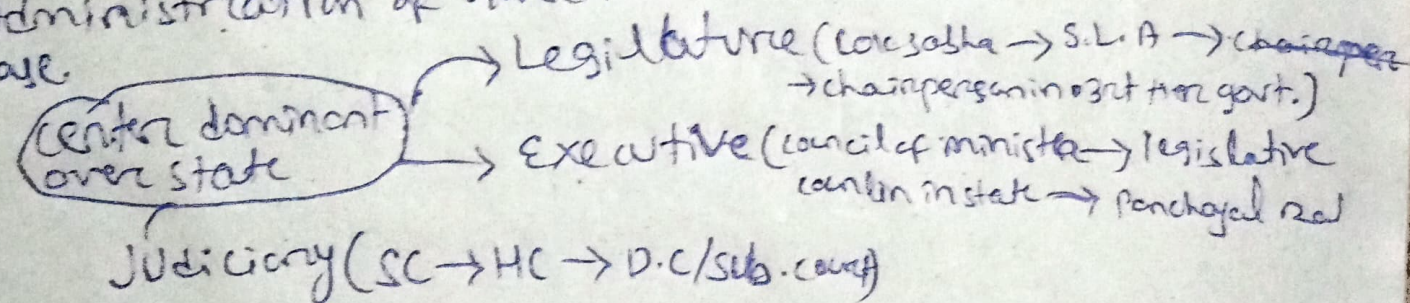
The Judge of HC appointment by president after consult of Chief Justice of India and Governor of state. there may be federal feature maintained.

- The conflict between state for Cauvery river water dispute cannot be solve

- Third tier government

In panchayat raj and municipal Administration center, state also dominant over it.

- Administration of Government is unsuccessful in manipur case.



In summary of It is said that India is a union of state and federal in structure with satisfy the feature of federal feature of constitution of India but in recent years center dominant over state in some cases.