

# VISION IAS

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## GENERAL STUDIES (TEST CODE : 2412)

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|-------------------|-----------------------|---------------------|----------|
| Name of Candidate | PURURAJ SINGH SOLANKI |                     |          |
| Medium Eng./Hindi | ENGLISH               | Registration Number | 1362174  |
| Center            | JAIPUR                | Date                | 14/06/23 |

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| Q. No.                | Maximum Marks | Marks Obtained |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| 1                     | 10            |                | <div>1. Do furnish the appropriate details in the answer sheet (viz. Name, Registration Number and Test Code).<br/>उत्तर पुस्तिका में सूचनाएं भरना आवश्यक है (नाम, प्रश्न-पत्र कोड, विद्यार्थी क्रमांक आदि)।</div> <div>2. There are <b>TWENTY</b> questions printed in <b>HINDI &amp; ENGLISH</b> इसमें बीस प्रश्न हैं <b>हिन्दी और अंग्रेजी</b> में छपे हैं।</div> <div>3. <b>All questions are compulsory.</b><br/>सभी प्रश्न अनिवार्य हैं।</div> <div>4. The number of marks carried by a question/part is indicated against it.<br/>प्रत्येक प्रश्न/भाग के अंक उसके सामने दिए गए हैं।</div> <div>5. Answers must be written in the medium authorized in the Admission Certificate, which must be stated clearly on the cover of this Question-Cum-Answer (QCA) Booklet in the space provided. No marks will be given for answers written in medium other than the authorized one.<br/>प्रश्नों के उत्तर उसी माध्यम में लिखे जाने चाहिए जिसका उल्लेख आपके प्रवेश पत्र में किया गया है और उस माध्यम का स्पष्ट उल्लेख प्रश्न-सह-उत्तर (क्यूसीए) पुस्तिका के मुख्य पृष्ठ पर अंकित निर्दिष्ट स्थान पर किया जाना चाहिए। उल्लिखित माध्यम के अतिरिक्त अन्य किसी माध्यम में लिए गए उत्तर पर कोई अंक नहीं मिलेंगे।</div> <div>6. Word limit in questions, if specified, should be adhered to.<br/>प्रश्नों में शब्द सीमा, जहाँ विनिर्दिष्ट है, का अनुसरण किया जाना चाहिए।</div> <div>7. Any page or portion of the page left blank in the Question-Cum-Answer Booklet must be clearly struck off.<br/>उत्तर पुस्तिका में खाली छोड़ा हुआ पृष्ठ या उसके अंश को स्पष्ट रूप से काटा जाना चाहिए।</div> |
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## EVALUATION INDICATORS

1. Contextual Competence
2. Content Competence
3. Language Competence
4. Introduction Competence
5. Structure - Presentation Competence
6. Conclusion Competence

Overall Macro Comments / feedback / suggestions on Answer Booklet:

1.

2.

3.

4.

5.

6.

All the Best

1. "समनुपगिता के सिद्धांत" से आप क्या समझते हैं? भारत के संदर्भ में इसके महत्व की विवेचना कीजिए।

What do you understand by the "principle of subsidiarity"? Discuss its importance in the context of India. (Answer in 150 words) 10

Principle of subsidiarity states that the central governing authority in any polity is responsible for the smooth functioning of constituent political units.

Case of India

- ① Subsidiary principle is reflected in distribution of subjects among Centre and states (Schedule 7)
- ② Fiscal federalism — Finance Commission prescribes 42.1% devolution of taxes to States
- ③ PRI/ULB — Scheme specific and discretionary grants to local bodies serve as oxygen for their functioning
- ④ Article 355 — Functioning of states in accordance with Constitution or else President Rule U/A 356.



### Significance for India

- ① Though Constitution has a unitary bias, principle of subsidiary ensures that States freedom is ensured ( Pith & Substance )
- ② Cooperative federalism rather than confrontational federalism
- ③ Brings teeth to the concept of grassroot decentralisation as envisioned by Gandhiji.

Thus Principle of subsidiary ensures that Centre and States remain independent constitutional entities with supremacy in their own spheres for public welfare



2. मनी लॉन्ड्रिंग के अपराध और विदेशी मुद्रा कानूनों के उल्लंघन की जांच में प्रवर्तन निदेशालय द्वारा निभाई गई भूमिका पर चर्चा कीजिए।

Discuss the role played by the Directorate of Enforcement in the investigation of offence of money laundering and violations of foreign exchange laws. (Answer in 150 words) 10

Directorate of Enforcement (ED) is a Central Investigative agency under Ministry of Finance

Mandate → Foreign Exchange regulation Act  
 → Foreign exchange management act  
 → Prevention of Money laundering Act (PMLA)

Proactive Role played by ED

- ① Curbing money laundering
  - PMLA enforcement without fear or favour
  - SC decision to uphold PMLA amendments further strengthens ED
- ② Foreign exchange laws
  - Regulation of forex transfer from India
  - Prevention of Round Tripping, Base erosion and Profit Shifting



Present challenges

- ① low Conviction Rate and slow rate of investigation
- ② Allegations of harassing opposition parties
- ③ low representation of Women officers (<10%)
- ④ Infrastructure deficit and rising perdaney.

Way forward

- ① Timely completion of investigation with attachment of relevant properties
- ② Consensus building and cadre training in all States
- ③ Improving funding

ED has emerged as a brand of integrity  
and has to be further strengthened



3. "मूल कर्तव्यों का नैतिक मूल्य अधिकारों का दमन करना नहीं होगा, बल्कि लोगों को अपने कर्तव्यों के प्रति उसी रूप में जागरूक बनाकर एक लोकतांत्रिक संतुलन स्थापित करना है, जिस प्रकार से वे अपने अधिकारों के प्रति जागरूक हैं।" चर्चा कीजिए।

"The moral value of fundamental duties would not be to smother rights but to establish a democratic balance by making the people conscious of their duties equally as they are conscious of their rights". Discuss. (Answer in 150 words)

10

Fundamental duties, inscribed in the Constitution by 42<sup>nd</sup> Constitution amendment, form a strong edifice of Constitutionalism in India

Purpose of Fundamental <sup>duties</sup> rights in India

- ① Inculcate respect for national ideals and institutions.
- ② Foster spirit of fraternity for fellow citizens and safeguard natural and cultural heritage of our nation
- ③ Enlarge the sphere of rights eg Article 51A(K) - directly linked with Article 21A
- ④ Promote respect for other rights since right itself comes with a duty to protect other rights



However, since fundamental rights are enforceable and are directly seen as essential for a person's development, they are seen as above fundamental duties.

It is key to realise that :-

- ① Religious scriptures (Mahabharata) and thinkers (Gandhiji) place greater reverence for observing duties.
- ② It is the duty which enlarges and not smother rights, however rights could be enforced by forgetting about duties.
- ③ SC itself has called for harmonious construction of spirit of rights and duties for a healthy democracy

Thus a strong need to enforce fundamental duties while safeguarding rights is the need of the hour.



4. सातवीं अनुसूची भारत सरकार अधिनियम, 1935 से विरासत में मिले औपनिवेशिक अतीत का एक ऐसा अवशेष है, जिसका केंद्र-राज्य संबंधों में सुधार के लिए पुनरीक्षण किए जाने की आवश्यकता है। विवेचना कीजिए।

The Seventh Schedule is a relic from the colonial past inherited from the Government of India Act, 1935 which needs to be revisited for improving Centre-state relations. Discuss. (Answer in 150 words) 10

Article 246 states the legislative jurisdiction of Centre and States as laid out in Schedule 7

Need for Schedule 7

- ① Federalism - clear demarcation of subjects

- ② Governance - States can provide customised solutions to citizens

- ③ Accommodate diverse interests of socio-cultural groups

- ④ Deter regionalism - Harmonise centre-state relations, reduce inter-state conflicts

| 3 lists    |       |
|------------|-------|
|            | Items |
| Union      | 97    |
| State      | 66    |
| Concurrent | 37    |

Need to revisit Schedule 7

- ① Colonial legacy - Not fit for changed polity of today.



- ② Central Bias - Laws of Union and Concurrent list outweigh State list Laws.
- ③ Confrontational federalism - encroachment of State list subjects [eg] Farm Laws, Cooperatives
- ④ Fit evolving subjects - Blockchain, AI.
- ⑤ Stark inter-state differences → even after 75 years of independence

### Way forward - 2<sup>nd</sup> ARC

- a) Restrict encroachments in State list
- b) Sankaria Commission - consult states before legislations on Concurrent list, move subjects from residuary to concurrent list.
- c) Punchhi Commission - Move from state to concurrent list only when necessary.

A healthy discourse of Schedule 7 is the need of the hour for Cooperative federalism



5. यद्यपि, भारत निर्वाचन आयोग (ECI) के पास राजनीतिक दलों को पंजीकृत करने की शक्ति है, तथापि यह दलों का पंजीकरण रद्द नहीं कर सकता है। ECI को राजनीतिक दलों का पंजीकरण रद्द करने की शक्ति प्रदान करने की आवश्यकता पर चर्चा कीजिए।

While the Election Commission of India (ECI) has the power to register political parties, it cannot de-register parties. Discuss the need to confer the power of de-registering political parties to the ECI. (Answer in 150 words) 10

Article 324 empowers the ECI to superintend, direct and control elections for President, Governor, VP, MP and MLA.

- \* ECI derives its power to deregister parties from its reservoir of powers as ruled in Karhaiya Lal Omar vs RK Tivedi Case

⇒ Need to deregister parties

- ① Registered - unrecognised parties (RUPP) seek tax deductions but show no political involvement.
- ② RUPP involvement in Tax evasion and Money laundering by acting as shell companies
- ③ No regular audit reports by RUPPs



- ① ECI mandate to bring accountability of parties to citizens
- ② RUPPs flex money power in elections for bigger parties
- ③ ECI recently de-listed these RUPPs, but it has had limited impact.

### Way forward

- ① State funding of elections - Anish Goswami Committee
- ② National election authority - SY Quareshi (former ECI)
- ③ Judicial pronouncement on enlarging ECI power to de-register
- ④ Stricter law enforcement by ED and ACB.

ECI is the protector of the spirit of free and fair elections. De-registering RUPPs can go a long way in empowering it.



6. मूल अधिकार न केवल ऊर्ध्वाधर रूप से लागू किए जा सकते हैं बल्कि इन्हें क्षैतिज रूप से भी लागू किया जा सकता है। उच्चतम न्यायालय के हाल के निर्णय और उसके निहितार्थों के संदर्भ में इस कथन पर चर्चा कीजिए।

Fundamental Rights are not only enforceable vertically but also horizontally. Discuss the statement with reference to the recent Supreme Court judgment and its implications. (Answer in 150 words) 10

Recently Supreme Court (SC) ruled that  
Right to freedom of Speech and expression

Article 19(1)(a) is enforceable not just  
against State but also fellow citizens.

Traditional notion on Fundamental Rights

- ① Protect against tyranny of State (vertical enforce)
- ② State what citizens already have to  
prevent ambiguity
- ③ Sine-que-non for complete development of  
individual and overall society

Need to include citizens - horizontal enforceability

- ① Citizens are emerging as largest violators  
of fundamental rights  
eg Online harassment, Cancel Culture



- ⑥ Citizens's inability to understand organic linkage of rights and duties [eg] Restricting education of girl child
- ⑦ State is but a reflection of citizens aspirations  
[eg] Centre stance on Same-sex marriages
- ⑧ Benality of evil - attacks of RTI activists (> 90's on)

### Way forward - Implications

- ① SC decision is a progressive step in upholding spirit of Constitutionalism
- ② leads to enlargement of sphere of rights
- ③ Addresses common man grievances

'Don't ask what the country can do for you,  
ask what you can do for your country'  
- John F Kennedy.



7. कई सामाजिक सुरक्षा पहलों के बावजूद, भारत में सार्वभौमिक सामाजिक सुरक्षा एक दूर का स्वप्न प्रतीत होता है। चर्चा कीजिए।

(USS)

Despite several social protection initiatives, Universal Social Security in India seems like a far-fetched dream. Discuss. (Answer in 150 words) 10

Universal Social Security is providing social service coverage (insurance, pension, old age allowances) in all citizens irrespective of the chosen vocation.

USS - far-fetched dream

- ① Focus on Organised sector while >90% workforce in unorganised
- ② Fiscal burden on state
- ③ Exclusion errors in present setup

Way forward

- ① Implement Atal Pension Yojana, innovative small scale insurance schemes
- ② Seek active feedback from citizens

USS is not a far-fetched dream if government is actively encouraged to diversify financial sources.







8. दोषपूर्ण गवर्नेंस के पीछे प्रमुख कारण एक ढर्रे में सोचने की आदत और एकाकी कार्य प्रणाली है। भारत में लोक सेवाओं के संदर्भ में इसकी चर्चा कीजिए।

A key factor behind poor governance is a system of thinking and working in silos. Discuss in the context of public services in India. (Answer in 150 words)

10

Silos Mentality refers to the practise of working in an isolated public environment with minimal coordination or work overlap with other support departments.

Silos Mentality - key challenge to public service

- ① Promotes inefficiency in resource utilisation
- ② No chance to coordinate on inter-departmental initiatives
- ③ Poor HR management
- ④ Dysfunctional fund management.
- ⑤ Constant blame-game to absolve oneself of responsibilities

Curbing silos mentality - key to good governance

- ① PM AATI shakti - vital step towards inter-ministerial coordination



⑥ Involvement of local SHGs in management of MDM by school staff.

⑦ Empowering Social Audit Units can stifle silos mentality and improve Gram Sabha and Gram Panchayat bond.

⇒ Working in silos is equivalent to standing alone in a blizzard of challenges.

A bunch of sticks can better face the diverse challenges of public service in India.



9. नागरिक घोषणापत्र लागू करने का उद्देश्य लोगों को समयबद्ध तरीके से सेवाएं प्रदान करना है, उनकी शिकायतों का निवारण करना और उनके जीवन में सुधार लाना है। हाल ही में जारी किए गए आदर्श पंचायत नागरिक घोषणापत्र के संदर्भ में विवेचना कीजिए।

The aim of establishing a Citizen's Charter is to provide services to the people in a time-bound manner, redressing their grievances and improving their lives. Discuss in the context of the recently launched Model Panchayat Citizen Charter. (Answer in 150 words) 10

Citizen's Charter is a voluntary and comprehensive disclosure about service quality to citizens by service providers.

| Principals of Citizen Charter                                                                                                                                                                                  | Present concerns                                                                                                                                                                                                     |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p>(a) Time bound, Cost effective</p> <p>(b) Inculcates citizen feedback</p> <p>(c) Move from <u>State benevolence to rights based approach</u></p> <p>(d) Key to <u>transparency &amp; accountability</u></p> | <p>(a) <u>Frozen in Time</u></p> <p>(b) Many ministries lack citizen charter</p> <p>(c) <u>Generic commitments</u></p> <p>(d) Not <u>customised</u> for <u>vulnerable sections</u></p> <p>(e) GRM is ineffective</p> |

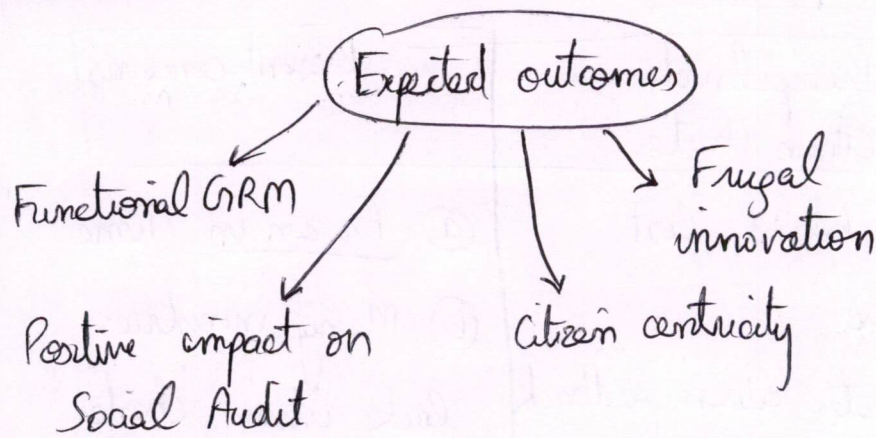
⇒ Model Panchayati Citizen Charter

- (1) Aims to revolutionise the formulation,



implementation and updation of Citizen Charters

- (b) Every gram panchayats is mandated to form them
- (c) Prior and detailed consultation with Gram Sabha and CSOs
- (d) Timely updation and integration of citizen grievances



### Way forward

- Model Panchayat Citizen Charter is a new dawn in transparent and proactive governance
- Case to emulate - Andhra Pradesh



10. भारत में सार्वजनिक स्वास्थ्य प्रणालियों के समक्ष विद्यमान चिंताओं के समाधान में सार्वजनिक स्वास्थ्य प्रबंधन कैडर (PHMC) की भूमिका पर चर्चा कीजिए।

Discuss the role that the Public Health Management Cadre (PHMC) can play in addressing the concerns faced by public health systems in India.  
(Answer in 150 words) 10

Covid 19 exacerbated the surface of public health system and made visible the inadequacies hiding below - WHO.

### Key concerns of public health system in India

- ① Infrastructure deficit - Equipment, accessories and utilities crisis as per Niti Aag.
- ② Personnel shortage
  - Ⓐ Doctors reluctant to work in remote areas
  - Ⓑ Pay gap compared to private sector
- ③ Inequalities
  - Ⓐ Digital and formal literacy make access to correct diagnosis difficult.
  - Ⓑ Poor resource allocation - [eg] TB budget transferred to Covid created havoc.



⇒ Role of PHMC in solving issues

- ① HR management ranging from doctors to support staff.
- ② Keeping qualified personnel strategically located across district to reduce hassle
- ③ Incentive system in place to serve far-off locations
- ④ Back-up personnel to meet emergency conditions
- ⑤ Special emotion intelligence officers to break 'sad' news - reduce family agony.

PHMC can be a game changer for Indian health setup, provided a system of surprise visits and performance based remuneration is in place



11. सुशासन और प्रभावी सार्वजनिक सेवा वितरण के लिए यह अनिवार्य है कि राज्य न केवल निरंतर विकसित होता रहे बल्कि सेवाओं के अंतिम प्राप्तकर्ताओं के साथ लगातार संवाद भी करे। स्पष्ट कीजिए।

For good governance and effective public service delivery, it is imperative that the State not only continuously evolves but also has a consistent dialogue with the final recipients of services. Elucidate. (Answer in 250 words)

15

Public service delivery is a socio-political glue which binds the citizens to the State. The stronger the glue, the better we are progressive towards achieving good governance

Key issues with public service delivery

- ① Targeting - inclusion-exclusion errors
- ② Non inclusion of feedback in citizen charters
  - { non constitution and frozen nature of charters
  - { poor state of social audits - only better in Rajasthan and Meghalaya
- ③ Bias - Caste, gender, based discrimination defeats the mandate behind 'service'



④ Harassment of information seekers - > 200  
attacks on RTI activists

⑤ Non-inclusion of CSOs in policy formulation

⇒ Measures needed to strengthen service delivery

① Operationisation of Citizen Charter and RTI  
help desks in all departments - 2nd ARC  
along lines of Sevottam model

② Continuous updation of charters and service  
delivery providers - impartial tenders and  
system of checks

③ Functional GRM to instill people's  
genuine participation

④ Prevent exclusion errors by:-

(a) Digitisation of records -

(b) Field surveys to identify vulnerable population



Service delivery efficiency can be improved only when State moves down from its high horse and works proactively with people on grounds like SHGs and NGOs.



12. भारत में अंतर्राज्यीय नदियों का प्रबंधन परस्पर विरोधी संघवाद के कारण विभिन्न समस्याओं से ग्रसित है। चर्चा कीजिए। साथ ही, उन तंत्रों को रेखांकित कीजिए जिनका उपयोग भारत में अंतर्राज्यीय नदी जल विवादों को हल करने के लिए किया जा सकता है।

Governance of inter-state rivers in India suffers from various issues due to conflictual federalism. Discuss. Also, highlight the mechanisms, which can be utilised to resolve inter-state river water disputes in India. (Answer in 250 words)

15

Rivers are the harbingers of human civilisation and necessary components of our cultural legacy. Their vitality at times coupled with regional aspirations turn into Inter-state disputes

Issues in governance of inter-state rivers

- ① Zero-Sum Game - Lower riparian states always oppose irrigation infrastructure of upper ones. [Eg] Mulaperiyar dispute
- ② No scope of bending - States are not concerned about overall national aspects but only their own people
- ③ Lack of Judicial intervention - Constitution itself lays it out (Article 131)



- ④ Dysfunctional grievance redressal mechanisms  
like Inter State Council (ISC- Article 263),  
River Water Boards and Inter-State River  
Tribunals (Article 262)

⇒ Need to Revitalise above mechanisms

- ① Regular meeting of ISC
- ② Resolving stand-off between states by  
arbitration and tribunals.
  - ↳ Making tribunals functional by members  
appointed from other states
  - ↳ Filling administrative vacancies
- ③ Assuring citizens of timely redressal
- ④ Harmonise state relations in spirit of  
Cooperative federalism.
- ⑤ Incentivise early dispute settlement by  
grants and interest free-loans



Inter-state harmonious relations are a sine-  
qua-non for a vibrant federal setup in  
India. Role of Centre as an independent  
and impartial entity becomes crucial.



13. भारत में सहकारी समितियों का एक सुदृढ़ अतीत रहा है लेकिन विकास में प्रभावी योगदान देने के लिए एक अधिक जीवंत भविष्य उन्हें मजबूत बनाए जाने की मांग करता है। चर्चा कीजिए।

Cooperatives in India have witnessed a robust past, but a more vibrant future calls for strengthening them in order to effectively contribute to development. Discuss. (Answer in 250 words)

15

Cooperatives are self governing voluntary organisations with a social motive and a democratically controlled enterprise

Cooperatives witnessed a Robust past

Constitution

Article 19(1)(c)  
Article 43B

- ① Supported from pre-british times

→ Model Cooperative Societies Act 1902

→ Commissions to study them.

- ② Rapid rise in agricultural cooperatives after  
White Revolution (Vergese Kuriam)

- ③ Organic linkage with village communities

- ④ Key to women empowerment

Amul associated with 3L women

- ⑤ Promoted agriculture diversification, rural industrialisation and thus inclusive growth



## Need to strengthen Cooperatives for robust future

### ① Financial health

- ↳ Dual control of RBI and States curbs financial autonomy
- ↳ Cooperative Bank crisis - PNB, Maharashtra

### ② Political log-pulling

- ↳ Max loans to prominent members with political ties
- ↳ Lack of independent audit and planning personnel

### ③ Poor infrastructure and digitisation

## Way forward - increasing contribution to development

- ① Digitisation [ 63 K PACS digitisation target  
digital literacy campaigns  
under PMGDISHA

- ② Stricter RBI regulation for sick cooperatives

- ③ Focus on Multi-State Cooperatives (CMSCS)

- ↳ Audit, election authority, development



fund for sick units

- ① Converting Cooperatives into Multi-purpose enterprises [eg] Germany MSMEs
- ② Better coordination with states - federalism
- ③ Improving funding streams - Social stake exchange, innovative business models etc.

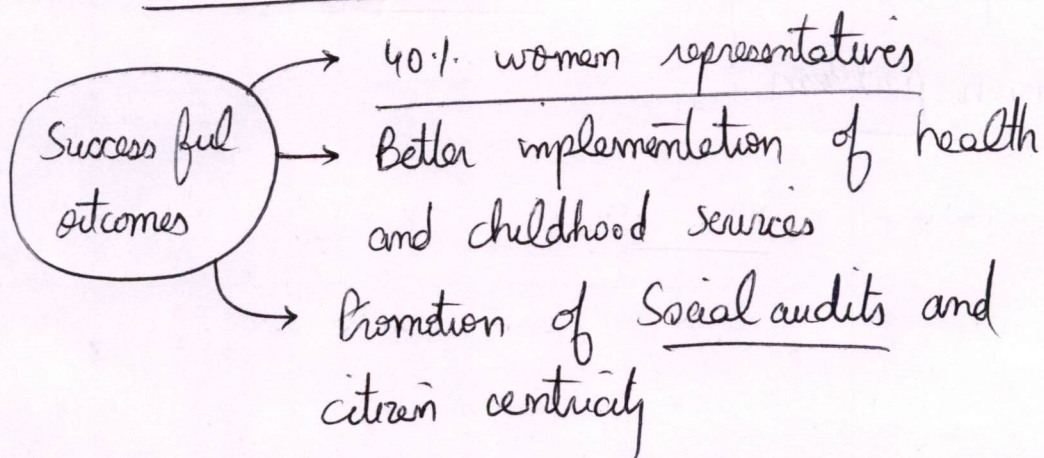
Cooperatives are vital for the success of rural empowerment. They are the next big step in solving India's demographic expansion problem.



14. संवैधानिक संशोधनों के तीन दशकों के बावजूद, भारत में अभी भी स्थानीय स्व-शासन की संस्थाओं का वास्तविक अर्थों में शक्तियों का विकेंद्रीकरण किया जाना शेष है। चर्चा कीजिए। क्या आप इस विचार से सहमत हैं कि राष्ट्रीय ग्राम स्वराज अभियान पंचायती राज संस्थाओं (PRIs) की शासन (गवर्नेंस) क्षमताओं को विकसित करने में सक्षम होगा?

Even after three decades of constitutional amendments, India is yet to decentralise power to local self-government institutions in the true sense. Discuss. Do you agree with the view that Rashtriya Gram Swaraj Abhiyaan will be able to develop the governance capabilities of the Panchayati Raj Institutions (PRIs)? (Answer in 250 words) 15

73<sup>rd</sup> and 74<sup>th</sup> amendment acts 1993 were a milestone in democratic decentralisation to grassroots by establishing panchayati raj and urban local bodies.



However decentralisation efforts have limited success

### ① Financial autonomy & crunch

- ↳ 10% expenditure met from own taxes
- ↳ 40% funds are tied to central schemes



↳ Finance Commission recommendations put to dust

② Political issues → Pradhanpati culture

- ↳ Removal of elected representatives in Telangana by bureaucracy
- ↳ Selective devolution of funds based on political ideology

③ Administrative issues

- ↳ Poor capacity building - esp. women representatives
- ↳ Limited digitisation
- ↳ Infrastructure deficit

⇒ Rashtriya Jan Samaj Portal (Abhyaan) (RGSA)

\* To improve capacity building and training of elected representatives

\* To achieve 'Sabka Saath, Sabka Jaan, Sabka Vikas'

\* Revolutionise service delivery and governance outcomes.



Way forward - To further strengthen RGSA

- ① Testing mechanism for result orientation
- ② Online activity planning
- ③ Competitive spirit - ranking mechanism
- ④ Regular audit of accounts and activity progress.
- ⑤ Citizen awareness modules

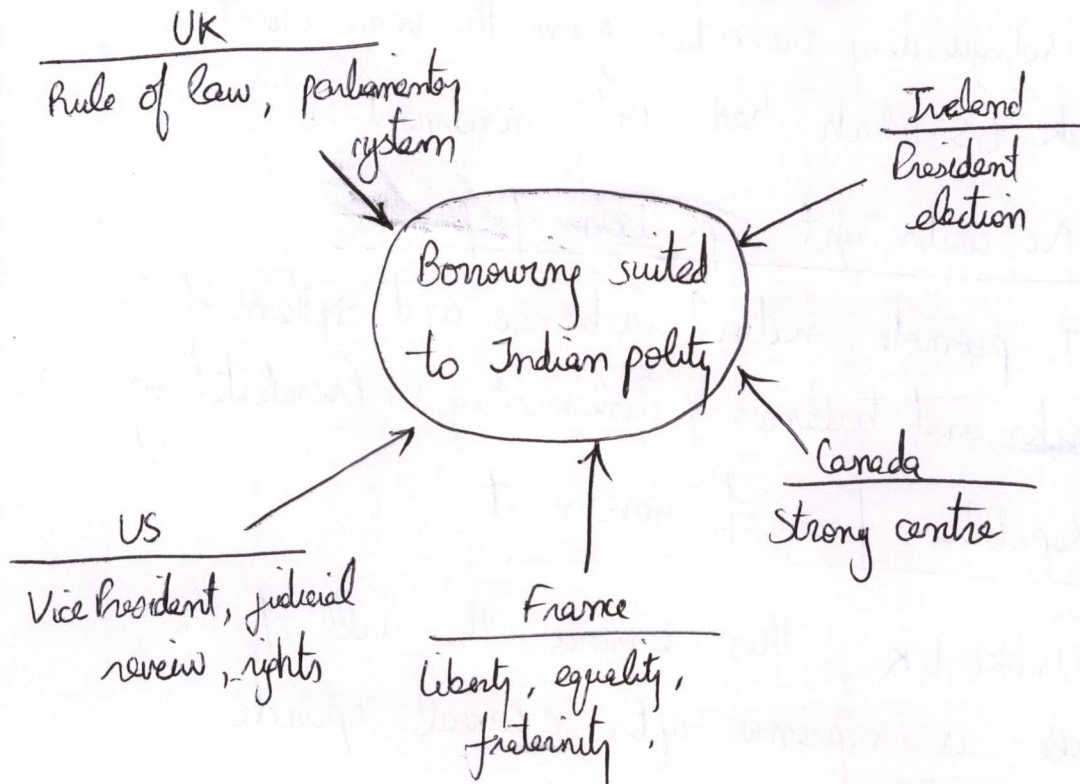
⇒ RGSA is an excellent step in our evolutionary journey of empowering the grassroots. Additional initiatives like climate action plan (Palli, J8k), disaster management plans must be operationalised.



15. उत्तर-औपनिवेशिक दस्तावेज होने के बावजूद भारतीय संविधान के उन मूलभूत पहलुओं का सविस्तार वर्णन कीजिए, जिनके संदर्भ में यह अपने समकालीन संविधानों से भिन्न था।

Elaborate on the fundamental aspects in which the Indian Constitution differed from its contemporaries despite being a post-colonial document.  
(Answer in 250 words) 15

Indian Constitution, though formed a bit late compared to other democratic nations, takes a giant leap forward to promote Justice, liberty, equality and fraternity - Constituent Assembly debates.



In spite of all borrowings, Indian Constitution displays its own distinct colour to suit the Indian soil.



(I) Single citizenship

↳ Unlike US with dual citizenship, this ensured sovereignty and security amid partition and princely state integration.

(II) Union rather than federation (US)

↳ To prevent secessionist tendencies

(III) Elaborate fundamental rights

↳ Safeguarding minorities from the very onset, unlike US which had 14<sup>th</sup> amendment.

(IV) No water tight separation of powers

↳ To promote mutual exchange and system of checks and balances (Parliamentary vs Presidential in US)

(V) Republicanism form of government

↳ Unlike UK, this ensured the will of the people is supreme after colonial episode

(VI) Federation with Central bias

↳ Implement uniform policies in certain fields, allow state autonomy in others.



(VII) Sovereignty of the Constitution

↳ Unlike Sovereignty of the Parliament in UK

(VIII) Executive accountability to legislature (Article 75)

↳ Unlike US - preferred accountability over stability.

(IX) Elaborate schedule on power separation to promote cooperative federalism (Sch 7) - missing in other constitutions

⇒ Thus Indian Constitution, although inspired by others, evolved its own unique spirit to better address the voices of 'We the people'



16. न्यायपालिका में महिलाओं के व्यापक प्रतिनिधित्व के लाभों के बावजूद, भारतीय न्यायालयों में पुरुषों की तुलना में महिलाओं की संख्या काफी कम है। चर्चा कीजिए। साथ ही, भारतीय न्यायपालिका में लैंगिक अंतराल को कम करने के लिए कुछ उपायों का सुझाव दीजिए।

Despite the benefits of wider representation of women in the judiciary, Indian courts have significantly fewer women as compared to men. Discuss. Also, suggest some measures to bridge the gender gap in Indian judiciary.  
(Answer in 250 words) 15

The 1<sup>st</sup> Chief Justice of independent India  
being a woman would be possible only by  
2027 by Justice Nagaratna - a stark reminder  
of Gender Inequality in Higher judiciary.

Wide ranging benefits of women in Judiciary

- ① Improve citizen trust and reverence for  
judicial system - more inclusive
- ② Bring sensitivity and emotional intelligence  
to process of justice
- ③ Better addressing POCSO and Domestic  
Violence Cases
- ④ Gender parity is a natural culminative goal  
of any profession



## Reasons for few women in Indian courts

- ① Stiffling opportunities - Young law women graduates are not supported during practise by family.
- ② Work place discrimination - Glass ceiling, patriarchal mindset of subordinate staff promote women leaving the law early.
- ③ Poor infrastructure - lack of basic necessities like change rooms, toilets and canteens.
- ④ Burden of household responsibilities - male partners are rarely supportive.
- ⑤ Time taking and highly competitive judicial settings.
- ⑥ No Reservation policy to promote women

## Way forward - Breaking gender gap in Judiciary

- ① Extending reservation policy (30%) for women
- ② National Judicial Infrastructure Commission  
- CV Ramana (f. CJ)



- ③ Promoting online justice delivery system  
↳ Better flexibility amid increasing responsibility
- ④ Stricter punishment for workplace discrimination
- ⑤ Specialised colleges for ~~for~~ courses for women lawyers
- ⑥ All women benches in Higher courts -  
only 3 ~~till~~ since independence
- ⑦ Collegium can play a crucial role - only  
3/33 Judges are women currently.

Women Judges can not only inspire confidence among masses but also inspire countless other young women to break the invisible social barriers.



17. कानूनों का सरलीकरण सुशासन की एक पूर्वपेक्षा है। इसके आलोक में, कानूनों में अस्पष्टता के प्रभाव पर चर्चा कीजिए और इस अस्पष्टता को कम करने के लिए उठाए जा सकने वाले कुछ कदमों का सुझाव दीजिए।

Simplification of laws is a prerequisite of good governance. In light of this, discuss the impact of ambiguity in laws and suggest some steps that can be taken to reduce this ambiguity. (Answer in 250 words) 15

Laws are as good as their enforcement. But in India, enforcement became challenging due to complex and ambiguous language of laws.

### Need to Simplify Laws

- ① Prevent arbitrariness and provision misuse  
eg UAPA, Sedition law
- ② Promote Ease of Doing Business
- ③ Complex laws result in making government the largest litigant
- ④ Making laws accessible to common people as highlighted by former CJI Ramana.

### Impact of law ambiguity

- ① Hampers business growth and capital flight from India



- ② Loss of project value due to litigation stops
- ③ Poor accessibility, bad governance.
  - ↳ Non-updation and poor CRM of citizen charters
  - ↳ Misuse of Section 8 of RTI
  - ↳ Reduce citizen engagement.

⇒ Steps to reduce legal ambiguity

- ① Legislative impact assessment
- ② <sup>Law</sup> Commissions recommendations for personal laws and criminal laws.
- ③ Public spirited officers to reduce misuse of ambiguous provisions.
- ④ Relying of independent surveys and reports to highlight legal shortcomings.
- ⑤ Improve public orientation of legal process - consult CSOs in public domain



Good governance is possible only via a collaborative approach where the laws, their enforcers and the citizens are on the same page -



18. भारत के शहरी परिदृश्य को बदलने के लिए शुरू किए गए स्मार्ट सिटीज मिशन के मिश्रित परिणाम प्राप्त हुए हैं। चर्चा कीजिए। साथ ही, इस मिशन को लागू करने में आने वाली चुनौतियों पर प्रकाश डालिए।

The Smart Cities Mission, which was launched to change the urban landscape of India has produced mixed results. Discuss. Also, highlight the challenges faced in executing the Mission. (Answer in 250 words) 15

(SCM)  
Smart Cities Mission is an awaited measure to improve the state of Indian cities and make them future ready to accommodate > 50% of Indian population by 2047

### Changing the Urban Landscape

① Normalisation of cleanliness - Swachhta Sarvekshan, Swachh Bharat challenge

② Making commoners tech friendly

|                                                             |                                                                |                                                  |
|-------------------------------------------------------------|----------------------------------------------------------------|--------------------------------------------------|
| Digital public infrastructure<br>(UPI, Digilocker, Aadhaar) | Hassle free access to services<br>- E-secretariat by Rajasthan | Functional CRM<br>- Online portals like Pragati. |
|-------------------------------------------------------------|----------------------------------------------------------------|--------------------------------------------------|

③ Infrastructure upgradation - Fibreisation of towers, better disaster planning.



⇒ Mixed results of SCM a consequence of :-

- ① Improper planning - non-consultative
- ② Poor cooperation between different agencies
- ③ Lack of funding
- ④ Citizen apathy for project appraisal.
- ⑤ Data related issues [ data leaks of Aadhaar  
low citizen friendly  
interface ]

⇒ Challenges in execution of SCM

- ① Operational inefficiencies - audits
- ② Lack of staff and trained personnel.
- ③ Interministerial coordination
- ④ Digital divide - 61% males, 31% females  
digitally literate

⇒ Way forward

- ① Consultative approach from CSO.



② Tapping new funding alternatives like  
green bonds, technology bonds

③ Utilising Blockchain - Smart Dubai

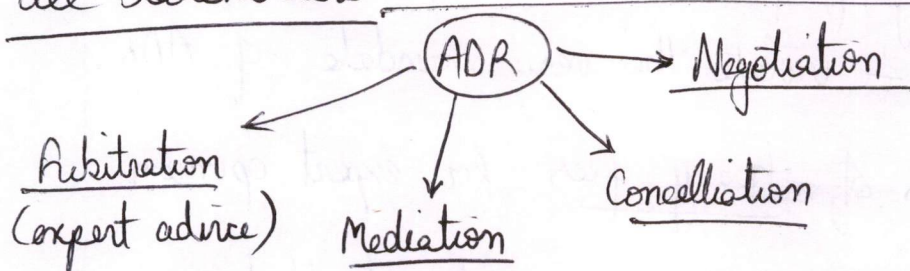
⇒ Smart Cities are a prerequisite for making  
India a \$5 Trillion economy by 2026-27



19. हालांकि, वैकल्पिक विवाद समाधान (ADR) तंत्र आंशिक रूप से सफल रहे हैं, तथापि ये भारत में व्यापक पैमाने पर जगह बनाने में विफल रहे हैं। विश्लेषण कीजिए। साथ ही, ADR तंत्र को सुदृढ़ करने के लिए अपनाए जा सकने वाले उपायों का सुझाव दीजिए।

Alternative Dispute Resolution (ADR) mechanisms, though successful in parts, have failed to take off on a larger scale in India. Analyse. Also, suggest measures that can be adopted to strengthen the ADR mechanisms.  
(Answer in 250 words) 15

ADR mechanisms refer to settlement of disputes outside the formal courtrooms in an amiable manner to bring 'win-win situation' for all stakeholders



ADR - features and success analysis

- ① No need for expensive lawyers and courtroom time spending
  - Has made justice accessible (Article 39A)
  - Frugal justice in a time bound frame
- ② Reduced Judicial pendency (currently 4.76 cases)



- ③ Decision is binding and acceptable to all parties - peaceful settlement.
- ④ Expert opinion - missing in conventional judicial setting.

However ADR has a long way to go

- ① Tendency of parties to take ADR decisions to court - violate the very mandate of ADR.
- ② Instances of heavy fees for expert opinion
- ③ ADR not available in most of Indian districts
- ④ Poor quality decisions without thorough application of mind
- ⑤ Lack of formal safeguards and administration of ADR facilities

Measures taken to strengthen ADR

→ Mediation Bill by Centre @Mediation Centres



- ⑥ Community mediation
- ⑦ Mediation Council of India
- ⑧ List of exceptions clearly defined for ADR.

↳ Case - Mediation Centre of Chennai is a model for entire nation

Way forward - powering ADR for future

- ① Facilitate cross-border mediation
- ② Training and availability of arbitration experts
- ③ Institutionalisation of ADR with all district courts
- ④ ADR should be promoted as the 1st choice in bailable offences
- ⑤ Citizen awareness

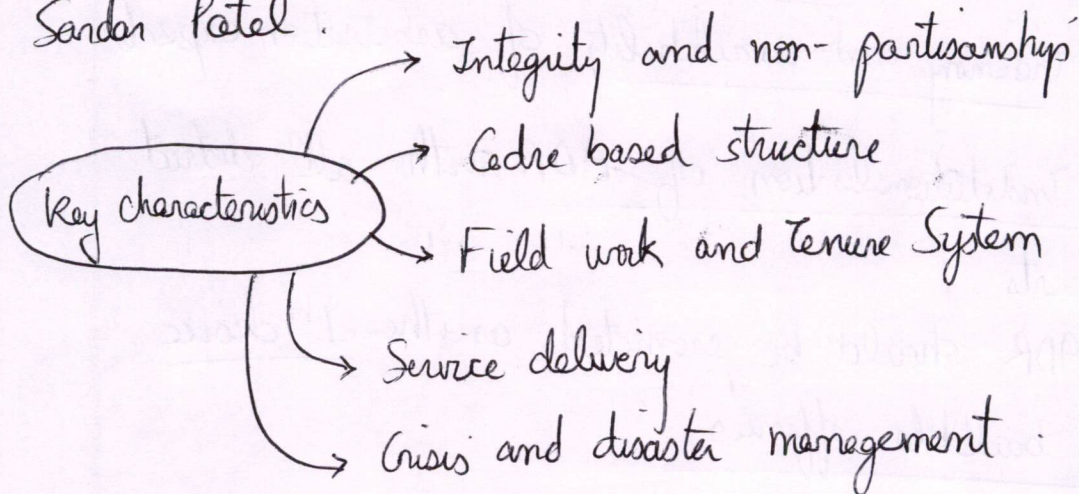
For achieving social, economic and political justice, ADR is a complementary strategy to the conventional model of justice delivery.



20. यह तर्क दिया जाता है कि नौकरशाही द्वारा निर्णय न लेना और जोखिम से बचने की प्रवृत्ति भारत में लोक सेवाओं की अतृप्ति विशेषताएं हैं। इसके कारणों पर चर्चा कीजिए और उपचारात्मक उपायों का सुझाव दीजिए।

It has been argued that one of the characteristic features of the civil services in India is bureaucratic indecision and risk aversion. Discuss the reasons for the same and suggest remedial measures. (Answer in 250 words) 15

Civil Services in India are the keystone for good governance and inclusive growth, thus named the Steel Frame of India by Sardar Patel.



In spite of all great attributes, Indian civil service is plagued by certain unwanted characteristics

(I) Bureaucratic indecision

- ① Refers to inaction of key governance aspects and display of tardiness



## ② Associated Reasons

- High discretion at their disposal
- Poor diagonal accountability to citizens  
(limited success of RTI, Citizen Charter etc.)
- Pressure from political executive to  
delay — compliance due to seniority

## (II) Risk aversion

- ① Refers to conscious effort to distance oneself  
from venturing into unknown and risky  
policy formulation and execution

## ② Associated reasons

- Personal bias against contentious issues
  - [eg] Promotion of LGBTQ rights
- Societal sanction for failure of policies
  - [eg] Blame and shame on Social media
- Electoral compulsions of political class  
deter independent decision making.



## Remedial Solutions for a new dawn

### ① TSR Subramaniam ~~Committee~~ vs UoI decision

- Oral declarations of politicians not binding
- Civil Service Board for appointment & transfers

### ② Reforming recruitment and training

- Sensitivity, In-group and situational training modules
- Improving value system of officers

### ③ Necessary insulation to public servants

- Mandate of Article 311
- Balancing 311 with stricter punishments for non-compliance and corruption [29]  
longer suspensions and pay-suppression

For a truly vibrant and citizen centric system of civil services, Indecision and risk aversion need to be converted to proactive engagement and going beyond the call of duty.