QUESTIONNAIRE For Jurimetrics Study of the Problem to be circulated among lawyers Academics in Law, Sociologists, Social Workers and other persons of the field of Social Sciences, Field Workers, Social Reformers and Other Interested Sections of the Society in these fields.

Respected Sir/Madam,

The Problem of codification of Uniform Civil Code has generated a great controversy beyond the imagination of the founding Fathers of the constitution. Art. 44 has become the prey of political spoil system. A simple constitutional issue has been given the political, communal colour by the interested sections of the society in which the Power-hungry politicians have played a great role. Here is the question of the honouring the mandate of the constitution. It is true that directives are not enforceable by the court of law, Nevertheless they are fundamental in the Governance of our country. This is an humble attempt to present the pure constitutional Problem in its inter subjectivity perspective. Thus the opinion of the experts and students of other disciplines than the law also become very important in putting a balanced approach to the problem.

This study is aimed at finding out lego-socio-communal and political aspects of the problem and presentation of an uniform view on the implementation of Uniform Civil Code.

May I have the honour of seeking the considered opinion and valued advice of luminaries of your calibre which will, sure, be a lot of help in arriving at the truth. Your valued view will be kept strictly confidential and the opinion expressed by you will be used only for the research study.

With special reference to social scientists, Pyschologists, men of economics, I have to say that they are distinguished scholars of theirs discipline and subjects which are other than the law and as a student of law I firmly believe in the famous dictum of justice Homes that 'to be master of
any branch of knowledge you must master those which lie next to it’ I am a lawyer’s extra versionist and I totally agree with Prof. Julius stone that precepts, ideals and techniques of law must be examined in the light derived from personal knowledge in discipline other than the Law.

With this high objectives in my mind I earnestly seek your help in this tremendous task and humbly request you to be co-operative and participative in this research methodology.

I shall be highly obliged to you for your kind co-operation, assistance and generous help.

With respect and regards,

Supervisor

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Truly Yours

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Name :
Designation :
Qualifications :
Address :- Office :

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Place :
Date :

Signature
QUESTIONNAIRE
(Mark ✓ against the response you choose)

1. To raise the question of Uniform Civil Code is to establish the domination of Hindus over Muslims.
   Yes ( )    No ( )
   other remarks, if necessary

2. Should minorities be permitted to remain a state within a state or a society within a society in the name of identification of their separate identity.
   Yes ( )    No ( )
   other remarks, if necessary

3. Do you think that Legislation of Uniform Civil Code is a cultural conquest of minority.
   Yes ( )    No ( )
   other remarks, if necessary

4. Should Art.44 be permitted to have a decent Burial in view of the present Political Climate.
   Yes ( )    No ( )
   other remarks, if necessary

5. Do you agree with the view that Uniform Civil Code is neither a matter of Priority nor of urgency. It is nothing more than a distant social object.
   Yes ( )    No ( )
   other remarks, if necessary
6. Do you think that Art.44 is mandatory Provision and every section and community of the Nation must accept its provisions.
Yes ( ) No ( )
other remarks, if necessary

7. Do you agree with the view that marriage and succession are not matters of religion and that they must be brought under the regulatory powers of the state.
Yes ( ) No ( )
other remarks, if necessary

8. Do you think that the opposition to Uniform Civil Code is political and not religious.
Yes ( ) No ( )
other remarks, if necessary

9. Do you agree that to stop the oppression and exploitation of women the Uniform Civil Code is a desirable step.
Yes ( ) No ( )
other remarks, if necessary

10. Since directives are not enforceable by the court, the S.C. should not have issued directives to State to undertake a legislation with regard to Uniform Civil Code.
Yes ( ) No ( )
other remarks, if necessary
11. Do you think that the phrase "Composite" culture inserted in Art.51 A (F) controls the mandate of Art. 44.
   Yes ( ) No ( )
   other remarks, if necessary

12. Do you think that by not codifying Uniform Civil Code Parliament is violating our constitution, as it is making discrimination on the basis of religion by Codifying Hindu Personal Laws.
   Yes ( ) No ( )
   other remarks, if necessary

13. Should the Uniform Civil Code be imposed on All Community irrespective of its religion, as has been done in Goa prior to the commencement of constitution or it be codified progressively keeping in view the political climate and religious sentiments.
   Yes ( ) No ( )
   other remarks, if necessary

14. Should the Muslims in our Country be persuaded to Follow the example of Turkey, Egypt, Tunisia, Pakistan, and other prominante Muslim countries which have modified Shariat on Pologamy.
   Yes ( ) No ( )
   other remarks, if necessary

15. Do you agree with the view that the Power of Parliament to reform and rationalize the Personal laws of every community of our Nation is unquestionable.
Yes ( ) No ( )
other remarks, if necessary

16. Should the benefits of SC and ST be given to those who have been converted from Hinduism to Muslim religion or christianity.
Yes ( ) No ( )
other remarks, if necessary

17. Do you think that in twenty first century the religion and law should be separated.
Yes ( ) No ( )
other remarks, if necessary

18. Do you think that since codification of Uniform Civil Code is a political and Policy matter, the decision with regard to it lies with the Parliament and the court should not interfere in this matter.
Yes ( ) No ( )
other remarks, if necessary

19. Do you think that the word "Fraternity" expressed in the preamble of our constitution echoing the maxim"Love thy neighbour" will be strengthened by the codification of Uniform Civil Code.
Yes ( ) No ( )
other remarks, if necessary
20. The unity and integrity of the nation may be fully realised if Uniform Civil Code is enacted, if not it will give the impression of Hindu India, Muslim India, Sikh India, and Christian India.
Yes ( ) No ( )
other remarks, if necessary

21. Do you think that issuing direction to the state to take appropriate steps for implementing Art.44 of the Indian constitution in Sarla Mudgal vs Union of India, AIR. 1995 SC 1531 and by saying in Lily Thoms vs Union of India (2000) 6 SSC 224 that it has never issued any directions for codification for Uniform Civil Code, the apex court has not played the role of the guardian of the constitution.
Yes ( ) No ( )
other remarks, if necessary

22. Should a democrat Govt. help its citizen on the basis of individual needs or on the basis of communal or religious classification.
Yes ( ) No ( )
other remarks, if necessary

23. Should the process of instalation of a Uniform Civil Code be continued by saying that it is against the religious sentiment of the minorities, or should in your view an effective step be taken for the codification of Uniform Civil Code in a small scale.
Yes ( ) No ( )
other remarks, if necessary
24. Is it correct to say that uniform civil code will bring real and genuine democracy as it will change the approach of the common man from one community to the nation's good.

Yes ( )  No ( )

other remarks, if necessary

25. Would it not be better to base academic debates on the implementation of Uniform Civil Code on secular principles than on the Muslim personal laws.

Yes ( )  No ( )

other remarks, if necessary