PREFACE

Judicial activism has been observed under different constitutions of the world. A debate has triggered among jurists about the necessity or unnecessity of such phenomenon. India is no exception. Judicial activism has also been observed under the scheme of the Indian Constitution and it has also raised a debate. The main issues are whether judicial activism is judicial overreach or there is a myth about judicial overreach. What are the areas of such judicial activism or judicial overreach. If it is judicial activism, what is the need of judicial activism under the scheme of the Indian Constitution. If it is judicial overreach, what should be the limits for curbing an overreach.

The above issues are the theme of the present study which was officially registered as a research topic under the title ‘Constitution of India and Judicial Activism in Post–Emergency Era’ for a Ph.D degree of the Gauhati University. The research would have been directionless without the able guidance and supervision of my revered guide, Dr. Bhaskar Kumar Chakravarty, B.Sc (Hons.), LL.M., Ph.D., Professor, Department of Law, Gauhati University, Guwahati.