Comparative Constitutional Law

Course Objective

This course is designed to examine from a comparative perspective –legal structure and concepts that are found in Constitutions across the world, percepts such as basic rights, rule of law, systems of governance, judicial review, to name a few. Comparative Constitutional Law course is intended to make students familiar with the constitutional systems of a few countries, in particular the constitution of United States of America and few other emerging constitutions along with the Indian Constitution. Students will be benefitted from deeper understanding of the doctrines and values underlying the provisions and principles from various constitutional systems.

a. Comparative study of Constitutional Law – scope [Week I-II, 6 classes]

Essential readings


Further suggested readings

5. Vicki C. Jackson and Mark V. Tushnet, Comparative Constitutional Law, Foundation Press, pp 144-152.

1 Course Teacher: Daniel Mathew, Assistant Professor (Law)
b. Federalism [Week VII-XI, 12 Classes]

Essential readings

1. Michael Burgess, Comparative Federalism, Theory and Practice, Routledge, New York, 2006, pp 9-49. (included in reading material) and pp 50-75.

Further suggested readings


c. Rule of Law [Week III- VI, 12 Classes]

Essential readings


Further suggested readings


d. Judicial Review [Week XII-XV, 12 Classes]

Essential readings


2. Vicki C. Jackson and Mark V. Tushnet, Comparative Constitutional Law, Foundation Press, pp 456 – 491, 640 – 650. (included in reading material)


Further suggested Readings

5. S.P Sathe, Judicial Activism in India: Transgressing Borders and Enforcing Limits, OUP, pp 63- 99, 249- 311

12. Archibald Cox, Court and the Constitution, Houghton Mifflin, pp 341-378