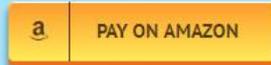


December 20th, 2018 Sample Current Affairs

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1. President's rule has been imposed in Jammu and Kashmir

- What is president's rule?
- Which articles of Indian constitution describes the president rule?
- What do you mean by the term "failure of constitutional machinery"?

GS paper 2 (Issues and challenges pertaining to the federal structure; Functioning of the Executive)

In this video, you can find detailed answers for all the above questions.

The above article has been retrieved from:

HT Correspondent . (2018, December , 20). President's rule to be imposed in Jammu and Kashmir from midnight. Hindustan Times. Retrieved from <https://www.hindustantimes.com/cities/president-s-rule-to-be-imposed-in-jammu-and-kashmir-from-midnight/story-3OHZUvcMLNRw9R7fEZ2PrN.html>

What is the context about?

- Jammu and Kashmir has come under President's Rule from midnight of Wednesday, following the expiry of six-month Governor's Rule in the state.
- President Ram Nath Kovind signed the proclamation paving the way for imposition of central rule in the state.

- ❑ After the proclamation, the powers of the Legislature of the state shall be exercisable by or under the authority of Parliament.
- ❑ The Governor's Rule was imposed in Jammu and Kashmir on June 20 after the BJP withdrew support to the PDP in a coalition government.

What is president's rule?

- ❑ The President, on the advice of the Union Cabinet, may make a proclamation whereby the executive powers of the State Government and the legislative powers of the State Legislature, are taken over by the President and Parliament respectively (subject to ratification by both Houses of Parliament, within a period of two months of such proclamation being made) – this is known as 'President's Rule'.

Which articles of Indian constitution describes the president rule?

Such a proclamation can be made under the following Articles contained in the Emergency Provisions of the Constitution:

- ✓ Article 355, which states that, the Union shall protect the States from external aggression and internal disturbance, and ensure that the government of the State is carried on in accordance with Constitutional provisions;
- ✓ Article 356, which states that, if the President is satisfied that a situation has arisen in which the government of a State cannot be carried on in accordance with

Constitutional provisions (he may make such a proclamation);

What do you mean by the term “failure of constitutional machinery”?

President rule is imposed in a state, under article 356, when president is satisfied that there is failure of the constitutional machinery in the state.

The term " failure of constitutional machinery" has wider connotations and therefore Sarkaria commission has stated 4 situations which can be considered as failure : -

- ✓ **Political crisis** : when there is hung assembly, resignation by the present ministry who was in majority.
- ✓ **Internal subversion** : when states willingly violates the provision of the constitution.
- ✓ **Physical breakdown** : when there is danger to the security of the country as a whole because of paralysis of administration in the face of any disaster or internal disturbance.
- ✓ State is not complying the directions of the centre.