



CIVIL SERVICES ACHIEVERS' POINT

A ONE STOP SOLUTION FOR UPSC/APSC/SSC & BANKING

ANSWERWRITING PRACTICE- GS 2

- 1. The Central Government frequently complains on the poor performance of the State Governments in eradicating suffering of the vulnerable sections of the society. Restructuring of Centrally sponsored schemes across the sectors for ameliorating the cause of vulnerable sections of population aims at providing flexibility to the States in better implementation. Critically evaluate. (250 words) 15 Marks**

MODEL ANSWER:

Sarkaria commission on center state relations observed that too much centralization leads to 'blood pressure at the center and anemia at the periphery'. Given that India is a very diverse country, different states might have different requirements. To keep in line with the same, it makes for a stronger case to provide states with more flexibility in implementing CSS.

- 1. 'one size fits all' approach has proven to be inefficient. States are well aware of the local needs and can adjust the funds as per the requirement.**

Example : states like Kerala can focus on nutrition instead of sarva shiksha abhiyan, as it has achieved nearly 100% literacy rate. Where as states UP, Bihar, Rajasthan need more funding for education.

- 2. Increased political accountability of states. Because with freedom comes responsibility.**

- 3. It will promote positive peer pressure among states, in line with the 'Competitive Federalism'**

- 4. Promotes healthy relation between center and state in line with the 'Co-operative Federalism' as envisaged by central government.**

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To give fillip to the same 14th Finance commission has increased the tax devolution to states to 42% of divisible pool. Central government in 2014-15 budget has drastically cut down on the number of centrally sponsored schemes or reduced the funding allocated to them.

But there are certain schemes which need to be implemented and monitored uniformly throughout the nation. MGNREGA, Rashtriya Krishi Vikas Yojana, Swachh Bharat, Housaing For All are few examples. Where the current arrangement but with the wider consultation with the states would work better.

2. Starting from inventing the 'basic structure' doctrine, the judiciary has played a highly proactive role in ensuring that India develops into a thriving democracy. In light of the statement, evaluate the role played by judicial activism in achieving the ideals of democracy. (250 words) 15 marks.

MODEL ANSWER:

Judicial activism is the proactive role played by the judiciary in carrying out reforms in judicial structure as well as democratic institutions. The institution itself takes responsibility with or without any need of appeal under judicial activism.

Role played by judicial activism

- **Judicial review**

The judiciary is empowered to check validity of the law so that legislative supremacy can be halted. This will also ensure that majority based opinions that violate constitution do not go unchallenged.

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- **Protection of fundamental rights**

Any attempt to change the nature of fundamental rights, such as basic structure, has been prevented by active role of judiciary. Judicial institutions are proactive when it comes to fundamental rights.

- **PIL**

PILs are usually filed by individuals that aims to bring notice of certain violation of public welfare. Judiciary promote use of PILs so that any discrepancies in dispensing natural justice are corrected.

- **Suo moto actions**

Judiciary is empowered to take actions on its own, known as suo moto. If the institution thinks that certain issue needs attention but is unable to get due to political factors, it takes responsibility of resolving the issue.

- **Free legal service**

The judiciary initiated National Legal Service Authority to provide natural justice to every eligible individual. Lok Adalat were set up to provide justice faster and cheaper way.

Thus, judiciary has a major role in evolving legal system in India. Their active participation has enabled growth of an environment for dispensing natural justice.

Leadership through knowledge...

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