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Q7

Does the right to clean environment entail legal regulation on burning crackers during Diwali? Discuss in the light of Article 21 of Indian Constitution and judgements of the apex in this regard.

UPSC Civil Services Mains 2015 · GS II · 12 marks · Indian Constitution

Indian Constitution - historical underpinnings, evolution, features, amendments, significant provisions and basic structure.

Facts & figures for this PYQ only.

Numbers move. Confirm the latest Budget, Economic Survey or census round. This sheet is for revision, not a substitute for the model answer.

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Article 21

No person shall be deprived of life or personal liberty except according to procedure established by law; read to include a healthy environment.

Subhash Kumar v. State of Bihar (1991)

Recognised the right to pollution-free water and air as part of **Article 21**.

In Re: Noise Pollution (2005)

Supreme Court restricted hours for firecrackers and treated noise as a public-health and rights issue, not a pure religious liberty.

Noise Pollution (Regulation and Control) Rules, 2000

Fix ambient noise standards and silence zones under the Environment (Protection) Act, 1986.

Article 25

Freedom of religion is subject to public order, morality and health; it does not freeze a particular explosive practice.

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