

WRAP Exams · wrapexams.com

Prelims PYQ, Mains model answers, and copy evaluation. Write to the desk for this paper, a doubt, or the AI waitlist.

ask@wrapexams.com · +91 85951 84903 · wrapexams.com

Q12

Discuss the essential conditions for exercise of the legislative powers by the Governor. Discuss the legality of re-promulgation of ordinances by the Governor without placing them before the Legislature.

UPSC Civil Services Mains 2022 · GS II · 15 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.

<https://wrapexams.com/upsc/mains-answers/gs-2/2022/discuss-the-essential-conditions-for-exercise-of-the-legislative-powers-by-ne-governor-discuss-the-legality-of-re-promulgation-of-ordinances-by-the-governor-without-placing-them-before-the-legislature/>

Article 213

Power of the Governor to promulgate ordinances when the State legislature is not in session, subject to necessity, laying, lapse, and Presidential instructions in specified cases.

D.C. Wadhwa v. State of Bihar (1987)

Struck at Bihar's practice of re-promulgating ordinances for long periods; called it a fraud on the Constitution.

Krishna Kumar Singh v. State of Bihar (2017)

Seven-judge Bench on ordinances: mandatory laying, unconstitutionality of re-promulgation, ordinance power as exceptional.

Six-week rule

An ordinance ceases to operate six weeks after reassembly of the legislature, unless earlier disapproved or withdrawn, as **Article 213** provides.

Article 123

Analogous ordinance power of the President at the Union; the Wadhwa logic on re-promulgation is read with that parallel too.

WRAP Exams · Write. Read. Analyse. Practice. · <https://wrapexams.com/upsc/mains-answers/gs-2/2022/discuss-the-essential-conditions-for-exercise-of-the-legislative-powers-by-ne-governor-discuss-the-legality-of-re-promulgation-of-ordinances-by-the-governor-without-placing-them-before-the-legislature/> · ask@wrapexams.com · wrapexams.com