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Q1

Which of the following statements is/are correct? 1. A Bill pending in the Lok Sabha lapses on its prorogation. 2. A Bill pending in the Rajya Sabha, which has not been passed by the Lok Sabha, shall not lapse on dissolution of the Lok Sabha. Select the correct answer using the code given below (a) 1 only (b) 2 only (c) Both 1 and 2 (d) Neither 1 nor 2 Official key: B.

UPSC Civil Services Prelims 2016 · General Studies · 2 marks · Polity and Governance

Indian Constitution, polity, rights, governance - Prelims GS Paper I.

Explanation

(a)

Statement 1 only. **Prorogation** ends a session; it does not kill pending Bills. A Bill lying in the Lok Sabha therefore survives **prorogation**, so 1 is false and this letter is not the key.

(b) Official key

• **Statement 2 only. Article 107:** a Bill pending in the Lok Sabha lapses on **dissolution**, but a Bill pending in the Rajya Sabha that the Lok Sabha has not passed does not lapse. **Prorogation** never lapses a Bill, so 1 is wrong and 2 is right. That stored letter is the official key.

(c)

Both 1 and 2. That would need **prorogation** to lapse Lok Sabha Bills, which the Constitution does not do. Statement 1 fails, so both cannot be the key.

(d)

Neither 1 nor 2. Statement 2 is the settled rule on Rajya Sabha Bills after **dissolution**, so 'neither' is not the key.

Summary

Official key is (b) 2 only. **Prorogation** of a House does not lapse pending legislation. **Dissolution** of the Lok Sabha lapses Bills that are pending there or that have been passed by the Lok Sabha and are pending in the Rajya Sabha (subject to the President's summons for a joint sitting). A Bill originating in and still pending only in the Rajya Sabha does not lapse. Honour the stored letter (b).

Related possible facts

These can be asked in a future Prelims paper.

Article on lapse of Bills

Article 107(3)-(5)

Prorogation

Ends a session; pending Bills survive

Dissolution

Ends the Lok Sabha; most pending LS Bills lapse

Joint sitting exception

Article 108 summons can keep a Bill alive

Money Bill origin

Lok Sabha only (Article 110)

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