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Q96

Which of the following are not necessarily the consequences of the proclamation of the President's rule in a State? 1. Dissolution of the State Legislative Assembly 2. Removal of the Council of Ministers in the State 3. Dissolution of the local bodies Select the correct answer using the code given below: (a) 1 and 2 only (b) 1 and 3 only (c) 2 and 3 only (d) 1, 2 and 3 Official key: B.

UPSC Civil Services Prelims 2017 · General Studies · 2 marks · Polity and Governance

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

Explanation**(a)**

Option (a) is 1 and 2 only. The question asks what are not necessarily consequences. Removal of the Council of Ministers does follow when the President assumes state executive power. Assembly dissolution is optional (it may only be suspended). So pairing 1 and 2 as the 'not necessarily' set wrongly includes the CoM, which does go. This option is not the key.

(b) Official key

Under [Article 356](#), the State Council of Ministers cannot continue in office once the President takes over the executive. The Legislative Assembly may be kept in [suspended animation](#) or dissolved - dissolution is not automatic. Local bodies are not dissolved by President's rule. Hence 1 and 3 are not necessary consequences, which is the official key.

(c)

Option (c) is 2 and 3 only. Statement 2 (removal of the CoM) is a necessary consequence, so it should not appear in a 'not necessarily' answer. This option is therefore wrong.

(d)

Option (d) is all three. That would imply even the CoM need not go, which is false. This option is not the key.

Summary

Official key is (b) 1 and 3 only. President's rule displaces the State Council of Ministers. The Assembly may be dissolved or merely suspended; local self-government bodies are a distinct constitutional tier and are not dissolved by [Article 356](#). The stem asks for consequences that need not follow. Dissolution of the House and of local bodies are those two.

Related possible facts

These can be asked in a future Prelims paper.

Article 356

President's rule if constitutional machinery fails in a State

S. R. Bommai (1994)

Judicial review of 356; Assembly should not be dissolved before floor test/Parliament

Suspended animation

Assembly kept without dissolution during some 356 spells

Article 365

Failure to comply with Union directions can ground 356

73rd / 74th Amendments

Local bodies; not extinguished by President's rule

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