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Q73

If a particular area is brought under the Fifth Schedule of the Constitution of India, which one of the following statements best reflects the consequence of it? (a) This would prevent the transfer of land of tribal people to non-tribal people. (b) This would create a local self-governing body in that area. (c) This would convert that area into a Union Territory. (d) The State having such areas would be declared a special Category State. Official key: A.

UPSC Civil Services Prelims 2022 · General Studies · 2 marks · Polity and Governance

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

Explanation**(a) Official key**

It would prevent transfer of tribal land to non-tribals. **Fifth Schedule** + State laws / PESA-type restrictions - the best consequence among these.

(b)

A local self-governing body. That is **Sixth Schedule** Autonomous Councils, or Panchayats, not the **Fifth Schedule** as such.

(c)

Convert the area into a Union Territory. False.

(d)

Declare a Special Category State. A Planning-era label, not **Fifth Schedule**.

Summary

Official key is (a). Scheduled Areas under the **Fifth Schedule** are the constitutional hook for protecting tribal land against alienation to non-tribals. They do not by themselves create **Sixth Schedule** councils, a UT, or Special Category status.

Related possible facts

These can be asked in a future Prelims paper.

Fifth Schedule

Scheduled Areas; Tribes Advisory Council; Governor's report.

PESA, 1996

Panchayats in Scheduled Areas; land and village consent.

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