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Q59

With reference to the Indian polity, consider the following statements : I. The Governor of a State is not answerable to any court for the exercise and performance of the powers and duties of his/her office. II. No criminal proceedings shall be instituted or continued against the Governor during his/her term of office. III. Members of a State Legislature are not liable to any proceedings in any court in respect of anything said within the House. Which of the statements given above are correct? (a) I and II only (b) II and III only (c) I and III only (d) I, II and III Official key: D.

UPSC Civil Services Prelims 2025 · General Studies · 2 marks · Polity and Governance

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

Explanation

(a)

I and II only. Drops legislative speech immunity, which is [Article 194](#).

(b)

II and III only. Drops the Governor's non-answerability (361(1)).

(c)

I and III only. Drops the criminal-process bar during term (361(2)).

(d) Official key

I, II and III. [Article 361](#) covers I and II; [Article 194](#) covers III.

Summary

Official key is (d) all three. Governor's non-answerability and criminal-process bar ([Article 361](#)) and legislators' speech immunity ([Article 194](#)) are all scored. (a)(b)(c) drop one immunity.

Related possible facts

These can be asked in a future Prelims paper.

Article 361

Protection of President and Governors: not answerable to court for official acts; no criminal process while in office.

Article 194 / 105

Speech and vote immunity in the House. State and Union.

Rameshwar Prasad / Nabam Rebia neighbours

Limits around gubernatorial action, not a repeal of 361.

Civil proceedings against Governor

Allowed with two months' notice for personal acts - a 361(4) neighbour.

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