EDU PREPARATOR

CLASS NOTES

CUET & CLAT

INDIAN POLITY

TOPIC:

SUPREME COURT

BY

NIKHIL SAREEN

SCAN QR TO GO TO COURSE

EDU PREPARATOR

Scan Here for Free CUET Mocks

EDUPREPARATOR

By NIKHIL SAREEN

INDIAN POLITY

SUPREME COURT

3 organs

Legislature → Elected Representative → policies

Executive → Minister → Implementation of policies

Judiciary → Check & Balance

Supreme court (Guardian of Indian Constitution)

↓

High court

↓

District court

↓

(Session court)

- 1st Supreme court : Supreme court at Calcutta.
  - Established under Regulating Act, 1773 → 22 Oct, 1774 : Established.
  - ★ Chief Justice : Sir Elijah Impey
  - ★ 28 Jan, 1950 : Supreme Court of India got established.

EDU PREPARATOR

Scan Here for
Free PYP of CUET & CLAT

EDUPREPARATOR

By NIKHIL SAREEN

★ 1st Chief Justice of India after Independence
↓
Harilal J. Kania.

Judiciary [Government of India Act, 1935]
↓
Independent Judiciary [U.S Constitution]

Government of India Act, 1935
↓
[Single System of court]

★ Supreme Court → 28 Jan, 1950
↓
Article 124 – 147
↓
Part V Indian Constitution
↓
At present we have 34 SC Judges
↙ ↘
CJI (1) 33 SC Judge

→ Current 52nd chief Justice of India : Bhushan Ramkrishna Gavai
↓
14 May 2025
↓
First Buddhist Religion CJI

EDU PREPARATOR

Scan Here for Free CUET Mocks

EDUPREPARATOR

By NIKHIL SAREEN

Who has the power to Increase number of judges ?

→ PARLIAMENT

↑

- No. of seats of S.C Judges can be Increased

PARLIAMENT

↓

S.C Judges Number Increased.

8 → 1950
11 → 1956
14 → 1960
18 → 1978
26 → 1986
31 → 2009
34 → 2019 *

APPOINTMENTS

– Appointment of S.C Judges

S.C Judges & CJI

↓

Appointed by President of India → Collegium [1993]

↓

Consists of 5 Judges of S.C

↙ CJI

↘ 4 senior most judge of S.C

[Majority System]
(3 judges)

EDU PREPARATOR

EDU PREPARATOR

Scan Here for
Free PYP of CUET & CLAT

EDUPREPARATOR

By NIKHIL SAREEN

★ Whosoever is the Senior most judge of S.C will become Chief Justice of India.

★ Collegium comprises of chief Justice of India & 4 Senior most judges of Supreme Court → they recommend names to president of India → for appointment of Supreme court judges → Under Article 124 of Indian Constitution.

In 1973,
↳ ANRay (CJI)
by Superseeding [3 Senior most S.C Judge]
↳ JM Shelat
↳ K.S Hegde
↳ AN Grover

In 1977,
↳ MU Beg (2nd Senior Most Judge)
(CJI)
– H.R Khanna

→ 1993 – Senior most judge of ~~Supreme~~ Supreme Court will become chief Justice of India.

S.C Judges Oath → President of India (Administer)

Qualification → citizen of India
→ Person should be judge of any High court or H.C in succession for atleast 5 years.
OR
Advocate of High court or H.C in succession for atleast 10 years.
OR

EDU PREPARATOR

Scan Here for Free CUET Mocks

person should be distinguished Jurist in the option of president.

Tenure of Supreme Court Judge
↓
S.C Judge can hold office till 65 years

Supreme Court Judge can resign by writing to President of India.

REMOVAL OF SUPREME COURT JUDGE

↳ Supreme Court Judge can be removed by President on the recommendation of parliament.

Removal procedure of S.C / H.C Judges
↳ Removed by president via parliament
↓
parliament present (Removal) → Special Majority
(Judge Enquiry Act, 1968 → Regulate Removal process)
(Impreachment)
↓
(100) Lok Sabha (Speaker) / Rajya Sabha (50) (Chairman)
|
presiding officer
Accept / Refuse
↓
Committee (3 members)
↳ CJI / SC Judge
↳ Chief Justice of H.C / HC Judge
↳ Distinguish Jurist

EDUPREPARATOR

By NIKHIL SAREEN

EDU PREPARATOR

Scan Here for
Free PYP of CUET & CLAT

EDUPREPARATOR

By NIKHIL SAREEN

Eg: Justice Varma

Report parliament

Special Majority 2/3rd → 2/3rd Members present & voting

Lok sabha = 545 × 2/3

181

= 362 present

(total no of seats = 545 for special majority 362 members should be present & voting)

Rajya Sabha → Special Majority

250 × 2/3 = 83

= 166 members (present & voting)

President

Impreachment of S.C / H.C Judge

S.C Judge : Article 124 H.C Judge : Article 217

- Till date the Impreachment & removal proceedings was initiated against supreme court & High court judges are 6 in number.

EDU PREPARATOR

Scan Here for Free CUET Mocks

EDUPREPARATOR

By NIKHIL SAREEN

I^st Removal of S.C Judge.
(1993)
↓
V. Ramaswami
(Lok sabha failed to provide Special majority)

II^nd Removal of Calcutta H.C Judge
(2011)
↓
Soumitra Sen
(Rajya Sabha – pass)
↓
Resign

Q- Who constitutes the committee?
→ Based on the house Lok Sabha or Rajya Sabha
Presiding officer

3 members committee.

VI^th Removal of Delhi H.C Judge
Justice Yashwant Varma.

1. S.C Judge : Arvind Kumar
2. CJ of Madras H.C : Manindra Mohan Shrivastava
3. Senior Advocate of Karnataka H.C : B.V Acharaya

Appointed by OM Birla
↓
Speaker of Lok Sabha

EDU PREPARATOR

Scan Here for
Free PYP of CUET & CLAT

EDUPREPARATOR

By NIKHIL SAREEN

Supreme Court Judges
↳ Salary & Allowances
↳ Parliament of India

Retirement
↳ 50% of their Last Salary

CJI → Not well / Met with an accident → Acting Chief Justice
Appointment → president

Supreme court → Highest Court of Appeal
↳ Guarantor of Fundamental Rights
↳ Guardian of Indian Constitution

Supreme courts
↳ salary
↳ Allowances
↳ pension
↳ Expenditure
} Consolidated Fund of India

Jurisdiction & power of Supreme Court
↳ Original Jurisdiction
↳ writ Jurisdiction
↳ Appelate Jurisdiction
↳ Advisory Jurisdiction
↳ A court of Record
↳ power of Judicial Review

EDU PREPARATOR

Scan Here for Free CUET Mocks

EDUPREPARATOR

By NIKHIL SAREEN

- Original Jurisdiction (Federal court)
  ↓
  decide dispute between – Centre or state
  – Centre or 1 or more states
  – Between 2 or more State

- Writ Jurisdiction
  ↓
  Fundamental Rights
  * ↳ Habeas Corpus : within 24 hrs person has to presented in front of Magistrate.
  ↳ Mandamus : Calls upon public servant to perform some duties.
  ↳ prohibition
  ↳ Quo-warranto
  ↳ certiorari

Fundamental Rights get violated

S.C	H.C
Article 32	Article 226

- Appelate Jurisdiction

– The S.C is the primary court of appeal & hear appeal against judgement of lower court.

S.C
↑
H.C
↑
Lower courts

EDU PREPARATOR

EDU PREPARATOR

Scan Here for
Free PYP of CUET & CLAT

EDUPREPARATOR

By NIKHIL SAREEN

- Advisory Jurisdiction
  ↓
  president of India can ~~such~~ seek Advise from Supreme court of India on any constitutional matter. (Article 143)
  ↓
  Advise not binding on president of India

★ • power of Judicial Review :

→ The Judicial Review is the power of S.C to examine constitutionality of ~~legislation~~ legislative enactment, executive order of both Centre & State order.

Judicial Review → Taken by U.S constitution

Eg. Keshvananda Bharti Case

EDU PREPARATOR

EDU PREPARATOR

www.edupreparator.com

OUR CUET & CLAT ACHIEVERS

IPSHITA
BCA , BVP

TIYA
B.SC(PSY), CHRIST

SHIVAM
BA (GEO),DU

TRIPTI
B.SC (STAT) DU

YAMINI
BBA IPU

NANDINI
BA(PHILOSOPHY),DU

MITALI
B.SC, DU

RIYA
ZOOLOGY(H),DU

RIKUL
BA POL SC,DU

VIDHI
BA(ENG) VIPS

DHRITI
B.COM(H),DU

NIKITA
BA(PHILY),DU

PRASHUN
BA(PROG),DU

NITIKA
BA(PSY),DU

JASMEET
FINE ARTS, KR

CHARVI
BA(POL SCI), DU

PARTH
B.COM(H),DU

ARYAN
BBA,IPU

KRISHNA
BCA,IPU

BHAVYA
BA(POL SC),DU

SOUMYA
BBA,IPU

SANYA
BBA,IPU

AJIT
B.SC(CS),DU

SHREYA
BBA , IPU

ANSHUMAN
B.SC(BIO TEC)

TANISHQ
BA(JMS),IPU

SHASHANK
BCA,IPU

DISHA
BBA,IPU

ARNAV
BBA,IPU

CHHAVI
B.SC(PSY), AMITY

ISHMEET
BA (POL SC),DU

SARA ALI
BBA,AMERICAN UNI

RAIMA
B.EL.ED,DU

GUNIKA
BA(ENGLISH), DU

ABHIMANYU
BBA,IPU

SIA
BA(ENG),DU

SUHANA
BA LLB,IPU

MEHEK
BA(POL SCI),DU

MANYA
BA(POL SC),DU

AASTHA
BA(PSY),AU

PARTH
BA(ECO),DU

PINKI
BBA, IPU

AMBAR
B.SC(CLIN PSY), CU

SAANVI
BA.(ENG),DU

KASHISH
POL SCI,DU

ISHITA JAIN
B.SC(STATS),DU

JAI BATRA
B.SC(CS),DU

VANYA
B.SC(BIO), DU

RASHI
BA LLB,IPU

ABHAY AHUJA
BA (JMC), IPU

SAAKHI DEWAN
PSY (HONS.), DU

KHUSHARG VERMA
HIS (HONS.), DU

PRIYADARSHI
PSY (HONS.), DU

TANVI CHRIPAL
PSY (HONS.), DU

KASHISH GARG
BA (POL SC), DU

AARNA KATYAL
BA (PSY), DU

RASHI AHUJA
POL SCI, DU

VANSHIKA SHARMA
BA (POL SC), DU

SHIVANI
BA (PROG.), IPU

ANKUR GABA
BA (POL SC), DU

DIYA CHAUHAN
BA (POL SC), DU

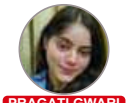
SAKSHAM
BA (JMS) VIPS, IPU

RISAHBH
BA (POL SC), DU

GARVIT MANOCHA
BBA, IPU

JATIN GULATI
BA (JMS) VIPS, IPU

NIJJIL NARULA
BCA VIPS, IPU


PRAGATI GWARI
BBA FIA, DU

TISHA
BA (ENG), IPU

PRATHAM SARIN
DATA SCI, AKTU

KRISH
BA HONS, DU

PREET
B.EI.ED, DU

ADIL KHAN
BBA, AU

GAGANDEEP SINGH
BBA VIPS, IPU

AASTHA ANAND
BBA, IPU

MAYANK CHAUDHARY
BA (PROG.), DU

KARTIK ARORA
BA (JMS), IPU

SCAN QR TO GO TO COURSE

EDU PREPARATOR

9990901901, 9319737316

OFFLINE CENTERS - PATEL NAGAR, ASHOK VIHAR & NOIDA