

CONSTITUTIONAL MORALITY: A CRITICAL STUDY

Soma Gupta

Assistant Professor, Department of Law, Government Law College, Tikamgarh, Madhya Pradesh, India

Received: 24 Feb 2022

Accepted: 03 Mar 2022

Published: 04 Mar 2022

ABSTRACT

The foundation of the Indian democratic government is its Constitutional Law. The constitutional law is the groundwork on which the civil liberties, obligation and responsibilities of each individual lies, whether they are the people or representatives of the peoples. The Supreme Courts uses these constitutional provisions to safeguards the rights of the citizen , it's a sword in the hands to Supreme Court to be used against the sovereign, when it intrudes with the rights and authorizes granted to it , thereby infringing the due and legitimate rights of the individuals .Constitutional morality comes into action to ensure that all the constitutional provision are practiced, not only in its literal sense but a liberal interpretation to the foundation and fundamental philosophy of our constitutional democracy. Constitutional Morality is mighty sword used by the judiciary to maintain a system of checks and balance of individual interest, collective interest and how the government by adhering to the constitutional; provisions moderately reacts and responds to it.

KEYWORDS: *Constitutional Morality, Indian Constitution, Constitutionalism, Judicial Activism*