Polity & Governance · GS - II

Examine the role of judicial review in ensuring constitutional safeguards and accountability in executive decisions relating to deportation.

EXAM YEAR	PAPER	SUBJECT
DAILY PRACTICE 31/10/2026	GS - II	Polity & Governance

MARKS	WORD LIMIT
10	~150 words

Answer Hint

Judicial review; Article 14; Article 21; executive accountability; legality of deportation; procedural fairness; national security; rule of law

Model Answer

Introduction

Deportation is an exercise of executive authority involving immigration and national security. However, such decisions must remain consistent with constitutional safeguards and applicable laws.

Role of Judicial Review

- **Constitutional Protection:** Articles 14 and 21 protect every person within India's territory against arbitrary state action.
- **Procedural Fairness:** Courts can examine whether deportation follows the prescribed legal procedure.
- **Executive Accountability:** Judicial scrutiny ensures that administrative decisions are supported by lawful authority and relevant grounds.
- **Protection of Rights:** Courts can examine citizenship-related claims, identity verification and potential violations of fundamental rights.
- **National Security Balance:** Judicial review helps reconcile legitimate security requirements with constitutional obligations.

Way Forward

Authorities should ensure proper documentation, transparent procedures, timely judicial responses and coordination between domestic agencies and diplomatic channels.

Conclusion

Judicial review strengthens the rule of law by ensuring that national security measures remain lawful, proportionate and accountable.

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