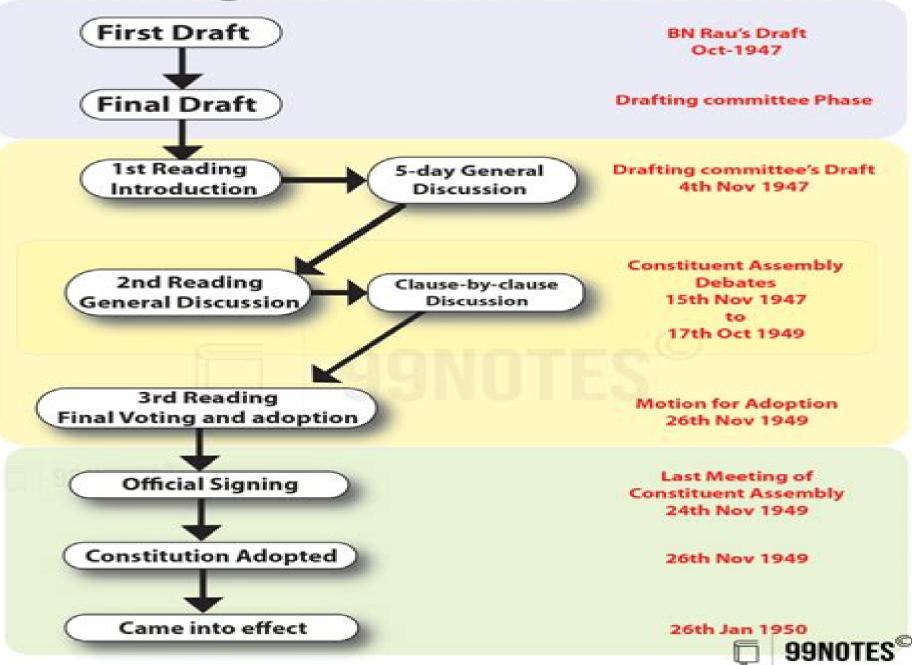
# Making of Indian Constitution



# **Essays On The Making Of The Constitution**

**Joseph Stancliffe Davis** 

#### **Essays On The Making Of The Constitution:**

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This the second of two volumes by historian and legal scholar James Hitchcock offers a complete analysis and interpretation of the Court's historical understanding of religion explaining the revolutionary change that occurred in the 1940s In Volume I The Odyssey of the Religion Clauses Princeton Hitchcock provides the first comprehensive survey of the court cases involving the Religion Clauses including a number that scholars have ignored Here Hitchcock examines how in the early history of our country a strict separation of church and state was sustained through the opinions of Jefferson and Madison even though their views were those of the minority Despite the Founding Fathers ideas the American polity evolved on the assumption that religion was necessary to a healthy society and cooperation between religion and government was assumed This view was seldom questioned until the 1940s notes Hitchcock Then with the beginning of the New Deal and the appointment of justices who believed they had the freedom to apply the Constitution in new ways the judicial climate changed Hitchcock reveals the personal histories of these justices and describes how the nucleus of the Court after World War II was composed of men who were alienated from their own faiths and who looked at religious belief as irrational divisive and potentially dangerous assumptions that became enshrined in the modern jurisprudence of the Religion Clauses He goes on to offer a fascinating look at how the modern Court continues to grapple with the question of whether traditional religious liberty is to Gibbons V. Ogden Herbert Alan Johnson, 2010 Chronicles one of the most famous and frequently cited cases of be upheld the early Supreme Court Shows its impact on both commerce in the Early Republic and the understanding and growth of federal power during the past 200 years Constitutional Politics Sotirios A. Barber, Robert P. George, 2021-03-09 What does it mean to have a constitution Scholars and students associated with Walter Murphy at Princeton University have long asked this question in their exploration of constitutional politics and judicial behavior These scholars concerned with the making maintenance and deliberate change of the Constitution have made unique and significant contributions to our understanding of American constitutional law by going against the norm of court centered and litigation minded research Beginning in the late 1970s this new wave of academics explored questions ranging from the nature of creating the U S Constitution to the philosophy behind amending it In this collection Sotirios A Barber and Robert P George bring together fourteen essays by members of this Princeton group some of the most distinguished scholars in the field These works consider the meaning of having a constitution the implications of particular choices in the design of constitutions and the meaning of judicial supremacy in the interpretation of the Constitution The overarching ambition of this collection is to awaken a constitutionalist consciousness in its readers to view themselves as potential makers and changers of constitutions as opposed to mere subjects of existing arrangements In addition to the editors the contributors are Walter F Murphy John E Finn Christopher L Eisgruber James E Fleming Jeffrey K Tulis Suzette Hemberger Stephen Macedo Sanford Levinson H N Hirsch Wayne D Moore Keith E Whittington and Mark E Brandon Keeping the Faith John E. Semonche, 2000-01-01 This ambitious and accessible history of the nation's highest court contains information important for every American to know

Essays on the Making of the Constitution, Edited by Leonard W. Levy Leonard Williams Levy, 1969 **Essays** in Honour of Judge Taslim Olawale Elias Emmanuel G. Bello, Prince Bola A. Ajibola (SAN), 2023-07-17 Text no 1 The variety of topics covered and the quality of the contributors make these two volumes a necessary part of any law library in the world The essays are designed to overlap in the well tested and established fields and branches of law dealing with contemporary issues which lawyers diplomats political scientists politicians and research scholars are familiar with The essays fully demonstrate the depth of knowledge of the eminent professors and specialists who have written them The two volumes of essays are divided into seven parts Volume One entitled Contemporary International Law and Human Rights focuses essentially on subjects relating to International Law and is divided into three sections Part one of the first volume encompasses Topics in International Law such as Some New Thoughts on the Codification of International Law by his Excellency Judge Roberto Ago Evidence in the Procedure of the International Court of Justice The Role of the Court by His Excellency Judge Manfred Lachs The Validity of International Law an Empirical Experiment by Professor Georg Schwarzenberger with a particularly engaging and incisive Introduction to the two volumes of Essays by Professor Ian Brownlie Q C Human rights subjects still hold pride of place in the thinking of many legal experts and scholars and that is clearly reflected here The title of the second volume is African Law and Comparative Public Law Part Five of the essays contains topics of interest in the African Legal system which has its roots in the British Common Law System Constitutional Law is broadly covered in part six which forms a section of its own in Volume Two Text no 2 This Festschrift pays tribute to Judge Taslim Olawale Elias the leading African exponent of International Law to date The two volumes of essays are divided into seven parts The first volume focuses essentially on subjects relating to International Law and is divided into three sections Part one of the first volume encompasses Topics in International Law such as Some New Thoughts on the Codification of International Law by His Excellency Judge Roberto Ago Evidence in the Procedure of the International Court of Justice The Role of the Court by His Excellency Jugde Manfred Lachs The Validity of International Law an Empirical Experiment by Professor Georg Schwarzenberger with a particularly engaging and incisive Introduction to the two volumes of Essays by Professor Ian Brownlie Q C Human Rights subjects still hold the pride of place in the thinking of many legal experts and scholars which is clearly reflected here The title of the second volume is African Law and Comparative Public Law Part five of the essays contains topics of interest in African Legal system which took its roots from the British Common Law System Constitutional Law is bloadly covered in part six which forms a section of its own in volume two Quite apart from the variety of topics covered in this festschrift the quality of the contributors to it makes the whole exercise a necessary part of an important collection of any law library in the world The framework of the essays suggest that they are designed to overlap in the well tested and established field of law and those branches of law dealing with contemporary issues which lawyers diplomats political scientists politicians and research scholars are familiar with The richness of the festschrift is m

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Four Essays Sir Henry Sumner Maine, 1909 Essays on the Making of the Constitution Leonard The Deadline: Essays Jill Lepore, 2023-08-29 Jill Lepore is unquestionably one of America's best Williams Levy, 1969 historians it's fair to say she's one of its best writers too Jonathan Russell Clark Los Angeles Times Best Books of 2023 New Yorker TIME A book to be read and kept for posterity The Deadline is the art of the essay at its best Few if any historians have brought such insight wisdom and empathy to public discourse as Jill Lepore Arriving at The New Yorker in 2005 Lepore with her panoptical range and razor sharp style brought a transporting freshness and a literary vivacity to everything from profiles of long dead writers to urgent constitutional analysis to an unsparing scrutiny of the woeful affairs of the nation itself The astonishing essays collected in The Deadline offer a prismatic portrait of Americans techno utopianism frantic fractiousness and unprecedented but armed aimlessness From lockdowns and race commissions to Bratz dolls and bicycles to the losses that haunt Lepore s life these essays again and again cross what she calls the deadline the river of time that divides the quick from the dead Echoing Gore Vidal s United States in its massive intellectual erudition The Deadline with its remarkable juxtaposition of the political and the personal challenges the very nature of the essay and of history itself American Revolution, 1763-1789 Keith Krawczynski, 2003 Each volume of the History in Dispute series has a thematic era or subject specific focus that coincides with the way history is studied at the academic level Each volume contains roughly 50 entries chosen by a board of historians and academics The Referendum and Other Essays on Constitutional Politics Matt Ovortrup, 2019-05-02 Until recently referendums were little used After the Scottish independence and Brexit referendums they have come to the fore as a mechanism with the potential to disrupt the status quo and radically change political direction This book looks at the historical development of the referendum its use in different jurisdictions and the types of constitutional questions it seeks to address Written in an engaging style the book offers a clear objective overview of this important political and constitutional tool Essays on Constitutional Law V. Venkataramanaiah, 1957 of Liberal Constitutionalism Howard Schweber, 2007-02-26 This book explores two basic questions regarding constitutional theory First in view of a commitment to democratic self rule and widespread disagreement on questions of value how is the creation of a legitimate constitutional regime possible Second what must be true about a constitution if the regime that it supports is to retain its claim to legitimacy Howard Schweber shows that the answers to these questions appear in a theory of constitutional language that combines democratic theory with constitutional philosophy The creation of a legitimate constitutional regime depends on a shared commitment to a particular and specialized form of language Out of this simple observation Schweber develops arguments about the characteristics of constitutional language the necessary differences between constitutional language and the language of ordinary law or morality as well as the authority of officials such as judges to engage in constitutional review of laws Essays in the Earlier History of American Corporations: Number IV Joseph Stancliffe Davis, 2006 The Saga of Dakota Territory's First Railroad Patrick M. Garry, 2024-10-12 This book focuses on a key case study in the history of American territories public works transportation and the constitutional system of checks and balances The saga of Yankton County's attempt to bring the first railroad into Dakota Territory in 1873 covers 25 years of territorial history leading up to statehood for South Dakota in 1889 Garry investigates the array of unusual facts and occurrences within the story of the Dakota Southern which was the first railroad stretching into the Territory Lawsuits worked themselves all the way up to the Supreme Court The most notorious shooting in the territory occurred in connection with railroad disputes The failure of Yankton to pay interest on the bonds used to finance the railroad a failure initially prompted by a court injunction against such payment may have delayed statehood for the entire territory But the primary focus of this railroad story revolves around the way it highlights the predictions and observations of two of America's most noted thinkers Alexis de Tocqueville and James Madison It shows the tension between Tocqueville's impressions of the enterprising risk taking and association minded nature of Americans and Madison's warnings about a federal government exercising unprecedented powers and having expanded beyond adequate checks It works through the abstract observations of Tocqueville and Madison with tangible examples that are still relevant today

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