

8/10/24

PS643: India - Data & AI policy

- British RAJ - The Telegraph Act: Law to regulate telecommunication device telegraph.
- India still uses this law.
- Amendment Act was not passed, because of privacy issues.

HISTORY OF INDIAN JUDICIAL ON PRIVACY

- MP Sharma vs Satish Chandra (1954): the police force the criminal to use his prosecution. In India, they take your belongings. Legally flawed.
- Kharak Singh vs UP: History shows, was being distributed by police. Can't go to home at night.
- ADM Jabalpur vs Shivkum Shukla (1976)
- Nartej Singh Joha vs Union of India: Right to privacy, Not originally about privacy but it became about it. What is the logic behind Article 377.
- "Indian Constitution says you have the right to life. And life is nothing without dignity" → Homosexual community has right to privacy.

Patta swamy vs Union of India : Parallel to Navtej Singh

If right to dignity, then right to privacy should be an inbuilt right for Indians.