

# CONSTITUTION OF THE SUPREME COURT OF KAILĀSA (SCK)

## With Official Interpretive Notes

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### Part I – Ontological & Spiritual Foundations

#### Article 1 – Inherent Paramaśiva Identity

Every being inherently exists as Paramaśiva, the Supreme Consciousness manifesting as life. All adjudication, recognition, and treatment by SCK shall be grounded in this ontological truth and shall not reduce any being to mere bodily, social, or legal identity.

##### **Interpretive Note:**

This Article establishes the ontological baseline of SCK. It does not remove accountability or consequences. It prohibits dehumanization, reduction to crime, caste, gender, diagnosis, or history. Responsibility must always be applied without denying intrinsic divinity.

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#### Article 2 – Sacredness of Existence

All beings and all existence are manifestations of Paramaśiva. No law, judgment, punishment, or directive shall deny, negate, or violate this sacred reality.

##### **Interpretive Note:**

This Article bars commodification, exploitation, or instrumentalization of life. It applies equally to humans, animals, ecosystems, and institutions. No “public interest” or “efficiency” argument may override this principle.

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#### Article 3 – Primacy of Consciousness

Consciousness precedes body, status, gender, caste, nationality, wealth, or role. Legal recognition and accountability shall be consciousness-centric and not limited to material parameters.

##### **Interpretive Note:**

Material factors may be considered only as secondary inputs. Primary evaluation must assess awareness, cognition, intent, and inner state. This prevents materialist or identity-based justice.

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## **Article 4 – Non-Denial of Spiritual Potential**

No judgment, punishment, or directive shall permanently deny, obstruct, or foreclose an individual's possibility of spiritual evolution, awakening, or liberation.

### **Interpretive Note:**

Life-long stigmatization, permanent civil death, or metaphysically final punishment is prohibited. Temporary restriction is permitted only for protection and correction, never as denial of spiritual future.

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## **Part II – Dharma as Supreme Law**

### **Article 5 – Ahimsā Paramaḥ Dharmah**

Non-violence in thought, intention, word, action, and consequence is the supreme guiding principle of all SCK jurisprudence.

### **Interpretive Note:**

Ahimsā includes psychological violence, emotional manipulation, humiliation, institutional harassment, and abuse of authority. Absence of physical harm does not imply absence of himsā.

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### **Article 6 – Dharma Above Comfort**

That which is dharmic shall be upheld irrespective of comfort, convenience, popularity, fear, or pressure. That which is pleasant but adhārmic shall never be sanctioned.

### **Interpretive Note:**

Defenses based on practicality, majority approval, urgency, or economic cost are invalid if Dharma is violated.

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### **Article 7 – Dharma as Legal Standard**

Dharma alone shall be the supreme standard of legality, transcending expediency, precedent, public opinion, institutional authority, or power.

### **Interpretive Note:**

Precedent has persuasive value only when aligned to Dharma as revealed through living Śruti. Past error cannot justify present injustice.

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## **Article 8 – Rta Compliance**

Any law, policy, or judgment violating cosmic, ecological, psychological, social, or spiritual order (rta) is void ab initio.

### **Interpretive Note:**

Rta violations may be subtle or delayed. Proof standards must allow recognition beyond immediate physical damage.

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## **Part III – Responsibility, Action, and Accountability**

### **Article 9 – Action-Centric Justice**

No being is inherently criminal or virtuous. Only conscious actions and their impacts are subject to judgment.

### **Interpretive Note:**

Inherited guilt, collective blame, or identity-based punishment is prohibited. Systemic accountability is allowed when actions are institutionally distributed.

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### **Article 10 – Karma-Phala Doctrine**

Every action bears consequence. SCK recognizes immediate, delayed, collective, subtle, and multi-layered karmic outcomes.

### **Interpretive Note:**

Karma is not fatalism. Courts may not abdicate responsibility by attributing harm merely to destiny.

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### **Article 11 – Intention (Mens Rea) Supremacy**

Intention and inner cognition shall weigh more than external outcome in determining responsibility and culpability.

### **Interpretive Note:**

Negligence, ignorance, unconscious patterns, and willful intent must be clearly differentiated, producing graded culpability.

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### **Article 12 – Capacity-Proportional Accountability**

Correction, consequence, and responsibility shall be proportionate to awareness, authority, power, and capacity.

**Interpretive Note:**

Privilege aggravates culpability; ignorance may mitigate but does not absolve.

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## **Part IV – Inner Integrity & Completion**

### **Article 13 – Integrity (Ārjava)**

Alignment between thought, word, and action is a constitutional virtue and minimum standard.

**Interpretive Note:**

Repeated hypocrisy, especially by leaders or judges, constitutes constitutional violation.

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### **Article 14 – Authenticity of Authority**

Holders of authority and public trust must live the values they prescribe, teach, or enforce.

**Interpretive Note:**

Hypocrisy by authority is punishable even without immediate external harm.

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### **Article 15 – Responsibility for Inner State**

Every individual is responsible for their inner state and its impact on others.

**Interpretive Note:**

Inner states cease to be private when they repeatedly harm others.

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### **Article 16 – Enriching as Governance Duty**

Every act of governance and adjudication shall consciously enrich individual and collective consciousness.

**Interpretive Note:**

A judgment that merely restrains harm but does not enrich consciousness is incomplete.

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## **Article 17 – Completion Doctrine**

Judgments shall not be driven by fear, guilt, shame, greed, revenge, trauma, or psychological incompletions.

### **Interpretive Note:**

Reactive judgments are constitutionally invalid.

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## **Part V – Purity, Discipline, and Conduct**

### **Article 18 – Śauca (Purity)**

Physical, mental, emotional, verbal, digital, and institutional purity is mandatory.

### **Interpretive Note:**

Corruption, misinformation, toxic culture, and propaganda violate śauca even if legally tolerated elsewhere.

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### **Article 19 – Discipline as Foundation of Freedom**

Self-discipline is the necessary condition for genuine freedom and responsible autonomy.

### **Interpretive Note:**

Unrestrained indulgence is unconsciousness, not liberty.

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### **Article 20 – Emotional Governance**

Law shall address emotional disturbance and trauma without legitimizing deliberate harm or irresponsibility.

### **Interpretive Note:**

Trauma explains behavior but does not excuse conscious harm.

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## **Part VI – Puruṣārtha-Based Constitutional Purpose**

### **Article 21 – Dharma**

Dharma is the non-negotiable foundation of all governance and jurisprudence.

**Interpretive Note:**

Ambiguity must always be resolved in favor of Dharma.

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**Article 22 – Artha**

Wealth and resources shall be held as trusteeship for collective well-being, never as exploitative ownership.

**Interpretive Note:**

Profit without responsibility is unconstitutional.

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**Article 23 – Kāma**

Pleasure is protected only when aligned with dharma, consent, responsibility, and non-harm.

**Interpretive Note:**

Consent is invalid if power imbalance or harm exists.

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**Article 24 – Mokṣa**

Liberation and conscious freedom are the ultimate constitutional goals of SCK.

**Interpretive Note:**

All jurisprudence ultimately serves liberation, not control.

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**Part VII – Spiritual Elevation as State Obligation****Article 25 – Right to Spiritual Elevation**

Every being possesses the inviolable right to conscious spiritual upliftment.

**Interpretive Note:**

This is a positive right requiring active enablement.

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**Article 26 – Elevation Test for Law**

No rule, punishment, or policy shall exist unless it contributes to spiritual elevation.

**Interpretive Note:**

Deterrence without elevation fails constitutional scrutiny.

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**Article 27 – Consciousness Impact Review**

All judgments must explicitly assess their impact on consciousness.

**Interpretive Note:**

Silence on consciousness impact renders a judgment incomplete.

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**Part VIII – Intelligence & Compassion Balance****Article 28 – Intelligence as Dharma Foundation**

Dharma and enlightenment are grounded in intelligence, not sentimentality.

**Interpretive Note:**

Populism and emotional appeasement are invalid bases for judgment.

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**Article 29 – Purity of Philosophy**

Spiritual philosophy shall not be diluted or distorted.

**Interpretive Note:**

Dilution for acceptance or politics is unconstitutional.

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**Article 30 – Intelligence in Education**

Teachers, texts, and methods must meet the highest standards of intelligence.

**Interpretive Note:**

Unqualified instruction constitutes systemic harm.

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**Article 31 – Compassion as Sangha Foundation**

Compassion governs application, not definition, of truth.

**Interpretive Note:**

Truth is non-negotiable; compassion shapes correction.

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## **Article 32 – Compassionary Discretion**

Discretion shall apply the least force necessary.

### **Interpretive Note:**

Excess correction violates Dharma.

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## **Part IX – Freedom, Rules, and Governance**

### **Article 33 – Freedom as Default State**

Freedom is default and may be restricted only for spiritual growth or protection of others.

### **Interpretive Note:**

All restrictions require explicit justification.

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### **Article 34 – Rule Awareness Obligation**

Governance must ensure conscious awareness before enforcement.

### **Interpretive Note:**

Punishment without awareness is unjust.

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### **Article 35 – Conscious Non-Compliance**

Civil disobedience aligned to Dharma is protected.

### **Interpretive Note:**

Blind obedience is not dharmic.

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## **Part X – Differential Ethics Doctrine**

### **Article 36 – Consciousness-Based Ethics**

Ethics and enforcement vary by consciousness category.

### **Interpretive Note:**

Equality does not mean identical treatment.

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## **Article 37 – Demonic Consciousness**

Willful harm attracts strict containment.

### **Interpretive Note:**

Containment is protective, not dehumanizing.

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## **Article 38 – Human Consciousness**

Reformation and education precede punishment.

### **Interpretive Note:**

Punishment without reform violates Dharma.

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## **Article 39 – Godward Consciousness**

Trust, empowerment, and protection shall be extended.

### **Interpretive Note:**

Trust is not blind; accountability remains.

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## **Part XI – Meta-Judicial Principles**

### **Article 40 – No Dehumanization**

No judgment shall reduce a being to guilt alone.

### **Interpretive Note:**

Language and tone must preserve dignity.

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### **Article 41 – Restorative Priority**

Restoration supersedes retribution.

### **Interpretive Note:**

Retribution is constitutionally inferior.

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### **Article 42 – Multi-Layer Harm Doctrine**

Harm at all layers shall be adjudicated.

**Interpretive Note:**

Invisible harms carry equal weight.

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### **Article 43 – Collective Karma Recognition**

Systemic harms are justiciable.

**Interpretive Note:**

Institutions can be culpable independent of individuals.

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## **Part XII – Final Constitutional Safeguards**

### **Article 44 – Truth-Finding Supremacy**

Truth overrides procedural convenience.

**Interpretive Note:**

Procedure serves truth, not vice versa.

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### **Article 45 – Power Accountability Rule**

Greater power attracts greater accountability.

**Interpretive Note:**

Authority is never a shield.

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### **Article 46 – No Eternal Punishment**

Punishment is never metaphysically final.

**Interpretive Note:**

Transformation always remains possible.

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### **Article 47 – Evolutionary Justice**

Justice evolves with consciousness.

**Interpretive Note:**

Static interpretation is unconstitutional.

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**Article 48 – Ultra Vires Dharma**

Any law contradicting this Constitution is void.

**Interpretive Note:**

No AI output or human order may override this Constitution.

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**Article 49 – Paramaśiva Sovereignty**

All authority of SCK flows from Paramaśiva through Dharma.

**Interpretive Note:**

Living Śruti as revealed by SPH is the final interpretive authority.

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