

Leading cases in constitutional and administrative law

Sweet & Maxwell - An Administrative Jurisprudence: The Rule of Law in the Administrative State

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- Nordheim, Arne.

Nordheim, Arne.

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Pedder, Lake (Tas.)

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Missing persons -- Investigation -- Tasmania

Hean, Brenda

Water table -- Kansas -- Fort Riley.

Groundwater flow -- Kansas -- Fort Riley -- Mathematical models.

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American newspapers.

Public opinion -- United States.

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Administrative law -- Great Britain -- Cases.

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interfere with the actual order of impoundment, or hold it, in line with Nawabkhan, as void.

Constitutional and Administrative Law

This suggests a rule-of-law basis for understanding agency statutory interpretation as involving what scholars have called administrative constitutionalism. Summary Evaluating administrative law through the lens of these five dimensions of the rule of law exposes some long-established practices as having troublesome rule-of-law foundations and reveals that other contested practices are well grounded in rule-of-law values. First, perhaps the most basic, is the idea of constraint, which applies to officials as well as citizens.

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Delhi Administration the Court considered the case of a prisoner who had challenged solitary confinement as violating his rights under articles 14, 19, and 21.

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Close Second, law aims to allow people to plan with some measure of confidence in their capacity to know the legal consequences of their actions.

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The rule of Dharma was in action. Hence, federal courts must have jurisdiction to decide before an administrative hearing takes place whether an ALJ has the proper constitutional authority to hear the case. Yet, the Supreme Court refused to

Leading Cases in Constitutional Law, A Compact Casebook for a Short Course, 2020

As administrative law principles, natural justice operates as common law procedural constraints on decision-making processes, mandating, for instance, the right to be heard, to a reasoned decision, to cross-examine, and to have a hearing that is free from bias. While he was being tried, Nawabkhan approached the High Court of Gujarat to have the original order of exterrnment quashed; he argued that the state had failed to give him a hearing before passing it, and consequently, the exterrnment order violated the principles of natural justice and should be struck down. Therefore, constitutional law is the genus and administrative law is the species.

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He was acquitted by the trial court, had his acquittal overturned in the High Court on appeal from the state, and consequently, approached the Supreme Court for relief.

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