

Mr. President : The question is:

“That for article 291, the following article be substituted:—

291. Subject to the provisions of this Constitution and in so far as provision in that behalf is not made by Parliament, the Legislature of a State may from time to time by law make provisions with respect to all matters relating to, or in connection with, the elections to the House or either House of the Legislature of the State including the preparation of electoral rolls and all other matters necessary for securing the due constitution of such House or Houses.”

The motion was adopted.

Mr. President : The question is:

“That article 291, as amended, stand part of the Constitution.”

The motion was adopted.

Article 291, as amended, was added to the Constitution.”

Article 291-A

The Honourable Dr. B. R. Ambedkar : Sir, I move:

“That after article 291, the following new article be inserted:—

Bar to jurisdiction of courts in electoral matters. 291-A. Notwithstanding anything contained in the Constitution—

- (a) the validity of any law relating to the delimitation of constituencies or the allotment of seats to such constituencies, made or purporting to be made under article 290 or article 291 of this Constitution shall not be called in question in any court;
- (b) no election to either House of Parliament or to the House or either House of the Legislature of a State shall be called in question except by an election petition presented to such authority and in such manner as may be provided for by or under any law made by the appropriate Legislature;
- (c) provision may be made by or under any law made by the appropriate Legislature for the finality of proceedings relating to or in connection with any such election at any stage of such election.”

Sir, I also move:

“That with reference to amendment No. 132 of List I (Fifth Week) in the new article 291-A, clause (c) be omitted.”

Mr. President : The question is :

“That with reference to amendment No. 132 of list I (Fifth Week) in the new article 291-A, clause (c) omitted.”

The amendment was adopted.

Mr. President : The question is:

“That after article 291, the following new article be inserted:—

Bar to jurisdiction of courts in electoral matters. 291-A. Notwithstanding anything contained in this Constitution—

- (a) the validity of any law relating to the delimitation of constituencies or the allotment of seats to such constituencies, made or purporting to be made under article 290 or article 291 of this Constitution shall not be called in question in any court;
- (b) no election to either House of Parliament or to the House or either House of the Legislature of a State shall be called in question except by an election petition presented to such authority and in such manner as may be provided for by or under any law made by the appropriate Legislature;”

The amendment was adopted.

Mr. President : The question is:

“That article 291-A, as amended, stand part of the Constitution.”

The motion was adopted.

Article 291-A, as amended, was added to the Constitution.