

ISSN 0976-8408

VOL. XIII, NO. 2, 2012

Indian Journal of Federal Studies

MANAK
PUBLICATIONS PVT. LTD

No part of this publication may be reproduced or transmitted in any form or by any means, electronic or mechanical, including photocopying, recording, or any information storage and retrieval system, without permission in writing from the publisher.

Published by

Centre for Federal Studies

Jamia Hamdard (Hamdard University), New Delhi

in association with

MANAK

PUBLICATIONS PVT. LTD

B-7, Saraswati Complex, Subhash Chowk,

Laxmi Nagar, New Delhi 110092

Phone: 22453894, 22042529

E-mail : manak_publications@hotmail.com

manak.publications@gmail.com

USA Office

8145 KOLB AVE, ALLEN PARK, M.I. 48101 USA

E-mail: rahul_upma@yahoo.com

© Centre for Federal Studies (CFS), 2014

ISSN 0976-8408

*Nice Printing Press, A-33/3A Site-IV, Industrial Area
Sahibabad, Ghaziabad-201010 (U.P.)*

Contents

Editor's Note	v
Articles	
1. Federalism in India: Limitations and Challenges — <i>A.S. Narang</i>	1
2. Making of Foreign Policy: Punjab – New Delhi – Islamabad — <i>Tridivesh Singh Maini</i>	21
3. National Health Law in Nigeria: Federalism and Subsidiarity Questions — <i>Edoba B. Omoregie</i>	33
4. Understanding Configuration of Power: State, Rural Settlement and Society in Early Medieval Deccan — <i>Shyam Narayan Lal</i>	49
Research Communication	
5. The Right of Children to Free and Compulsory Education Bill, 2008: A Study of the 213 th Report of the DRSC — <i>Shimla</i>	65
6. Fiscal Federalism in India: An Overview — <i>Renuka Tyagi</i>	75
Contemporary Federal Discourse in India	
7. “Nonsense”: Constitutional Democracy v. Political Democracy — <i>Ajay Kumar Singh</i>	89
Book Review	
8. Coalition Politics and Democratic Consolidation in Asia, E. Sridharan (Ed.) — <i>Renuka</i>	109
9. The Writings of Richard Falk: Towards Human Global Governance — <i>Sanjay Sharma</i>	111

Editor's Note

Democracy and federalism share many attributes in common. They as an idea promote union of contradictions, and unresolved paradoxes. Truly, their critical strength lies in harmonisation of opposites. For this, they usually offer an institutionalist paradigm of governance, a governmental system where elected officials, in modern day language of politics constitute, a techno-managerial class of governors, having privileges to recreate their own version of democracy and federalism. For these neo-classes of governors, representation has no other function but to solemnise them as class as distinct as Austinian sovereign. They can attempt to amend even basic framework of constitution-separation of powers, in order to legitimise themselves as exceptionally different and above 'demos'. In recent past, India witnessed strange paradoxes of democracy and federalism. A virtual divide was attempted between political and constitutional democracy. Federalism was conveniently manipulated to accept or to reject autonomy based statehood demands. In the process, new vernaculars of politics of state and politics of masses have been invented.

Papers selected in the present volume broadly reflect paradoxes of divides between political democracy and constitutional democracy. The first two papers critically analyse the challenges and changes in the working of federal democracy in India. Third paper applies the federal principles of subsidiarity in Nigeria. In a neo-liberal focus of education research in India, historicity of state formation is hardly addressed too. The fourth paper selectively presents an account of state system. Two papers published in the section — research communication— explore the critical challenges of public finance and working of parliamentary standing committee. The section on contemporary federal discourse exhaustively analyses constitutional

recreation of the text on representation. It has been our considered view that every idea has counter-idea. Therefore, we always welcome to publish critical contestations of ideas presented in the journal. At many places, event reporting has been updated till the publication of the volume.

Ajay Kumar Singh

Editorial Advisory Board

T.K. Oommen

Professor Emeritus
Jawaharlal Nehru University
New Delhi, India

Prof. John Kincaid

Director
Meyner Center for the Study of
State & Local Government,
Lafayette College
Easton, USA

Prof. Tapas Kumar Sen

National Institute
of Public Finance and Policy
New Delhi, India

Prof. A.S. Narang

School of Social Sciences
Indira Gandhi National Open
University, New Delhi, India

Prof. J. Isawa Elaigwu

President, Institute of Governance
and Social Research (IGSR), Nigeria

Prof. Eva Maria Belser

IRCC, Institute of Federalism
University of Fribourg, Switzerland

Ronald L. Watts

Principal Emeritus and
Professor Emeritus of Political Studies
Fellow of the Institute of
Intergovernmental Relations,
Queen's University, Canada

Prof. Balveer Arora

Chairman
Centre for Multilevel Federalism
New Delhi, India

Prof. (Dr.) Gisela Färber

Deutsche Universität für
Verwaltungswissenschaften
Postfach 1409
67324 Speyer, Germany

Prof. Michael Burgess

Director
Centre for Federal Studies
University of Kent, U.K.

Dr. Jutta Kramer

German Institute for Research on
Federalism
Drosselweg 4 30559 Hannover,
Germany

Editor

Ajay Kumar Singh

Editorial Committee

S. Mehartaj Begum
Rajendra K. Pandey

Research and Technical Support

Javed Azmi
Imran Khan

Centre for Federal Studies

Jamia Hamdard (Hamdard University)
New Delhi-110062, India
<http://www.cfsindia.org.in>
cfsindia@hotmail.com

CONTRIBUTORS TO THIS VOLUME

A. S. Narang, Professor, Department of Political Science, IGNOU, New Delhi.

Tridivesh Singh Maini, Public Policy Scholar at the *Hindu* Centre for Politics and Public Policy, Chennai.

Edoba B. Omoregie, Faculty of Law, University of Benin, Benin City, Nigeria.

Shyam Narayan Lal, Associate Professor, Department of History, University of Jammu, Jammu and Kashmir.

Renuka Tyagi, Research Scholar, Centre for Federal Studies, Jamia Hamdard, New Delhi.

Shimla, Research Scholar, Centre for Federal Studies, Jamia Hamdard, New Delhi.

Renuka Singh, Assistant Professor, Janki Devi Memorial College, University of Delhi, Delhi.

Sanjay Sharma, Assistant Professor, Army Cadets College (Wing), Indian Military Academy, Dehradun.

Ajay Kumar Singh, Head, Centre for Federal Studies, Jamia Hamdard, New Delhi.

Printed by Nice Printing Press, Sahibabad, Ghaziabad, U.P.,
and Published by Manak Publications (P) Ltd.,
B-7, Saraswati Complex, Subhash Chowk,
Laxmi Nagar, Delhi 110092 *Editor* : Ajay Kumar Singh
Centre for Federal Studies, Jamia Hamdard,
Hamdard Nagar, New Delhi 110 062

Indian Journal of Federal Studies is peer-reviewed multidisciplinary bi-annual journal devoted to the study and research on various dimensions of federalism, and comparative governments and politics in crosscultural perspective. It is a non-official, non-profit making independent academic journal dedicated to the advancement of knowledge and academic analysis in the field of federal studies.

Responsibility for views and facts expressed in this journal rests with the authors, and the editors and University are in no way responsible for them and not necessarily in agreement with them.

Contributions are welcome from the people of varied disciplines which may take the form of theoretical essays, historical investigations, philosophical reflections and empirical research in their paper.

Section on 'Research Communication' intends to serve the domain of knowledge by highlighting central research questions, paradigms, theories and methodologies on key areas of research undertaken in the institutions of higher studies. In a way, sharing methodological innovations and contested realm of knowledge is the central objective of this section. Editor invites researchers to publish their research findings in this section of the journal.

Intended to generate informed debate on matters of federal concerns, the section on 'Contemporary Federal Discourse in India' has been editorially processed and designed in a manner as to contribute, may be nominally, to the critical understanding of Indian federalism. It is in no way claimed that what is published under this section covers all shades of opinion and understanding. Hence, editor welcomes further ideas and counter ideas on the themes published under this section of the Journal.

Manuscript Submission: Contributions may be sent to the Editor, Indian Journal of Federal Studies, Centre for Federal Studies, Jamia Hamdard, Hamdard Nagar, New Delhi-110062. Manuscripts are to be typed in double-space, be submitted electronically in MS Word. Contributors are requested to submit a declaration regarding originality of work and copyright observance.

Notes are to be in double-space and placed at the end of the text (not at the bottom of the pages). References to Journals must include volume and issue numbers as well as month and year of publications; references to books should list the author, title, place, publisher and year of publication.

Book/Publications for review are also welcome.

The Centre for Federal Studies would welcome an exchange agreement between this journal and other journals.

Address for Editorial Correspondence

Centre for Federal Studies

Jamia Hamdard, Hamdard Nagar,

New Delhi-110 062, India

Telephone: (091-11) - 26059688-92 Ext. 5889

Fax: (091-11) - 26059663

E-mail: cfsindia@hotmail.com

Web-site: www.cfsindia.org.in

For Subscription details contact

MANAK

PUBLICATIONS PVT. LTD

B-7, Saraswati Complex, Subhash Chowk, Laxmi Nagar, New Delhi-110092

Phone: 22453894, 22042529

E-mail : manak_publications@hotmail.com

Website: www.manakpublications.com

This document was created with Win2PDF available at <http://www.win2pdf.com>.
The unregistered version of Win2PDF is for evaluation or non-commercial use only.
This page will not be added after purchasing Win2PDF.