

# "Parliament, Parliamentary Privileges, and Anti-Defection Law"

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## ◆ INTRODUCTION

The **Parliament of India** is the highest legislative body in the country. It performs critical functions including **law-making, budget approval, holding the executive accountable**, and representing the people.

To carry out its duties effectively, the Constitution grants the Parliament and its members **certain privileges**. At the same time, to protect the **integrity of parliamentary democracy**, the **Anti-Defection Law** was introduced to prevent political defections.

This answer elaborates upon:

- Structure and functioning of Parliament
  - Parliamentary privileges and their constitutional status
  - The Anti-Defection Law under the Tenth Schedule
- 

## ◆ PART I: PARLIAMENT OF INDIA

### ✓ 1. COMPOSITION OF PARLIAMENT (Article 79)

**Article 79:** "There shall be a Parliament for the Union which shall consist of the **President**, and two Houses – the **Council of States (Rajya Sabha)** and the **House of the People (Lok Sabha)**."

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### ✓ 2. RAJYA SABHA (Council of States)

- **Upper House of Parliament**
- **Maximum strength:** 250 members
  - 238 elected by States & UTs
  - 12 nominated by President (literature, art, science, social service)
- **Tenure:** Permanent body, 1/3rd retire every 2 years
- **Presiding Officer:** Vice President of India (*ex-officio* Chairman)

### ■ Constitutional Provisions:

- **Articles 80–84** (Composition, qualifications, disqualifications)

# Antidefection Law And Parliamentary Privileges

**Patrick Vollmar**



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