



# Polity Class Notes for IAS and PCS

## Chapter No-22: Governor

<b>Governor</b>	
<b>Article 55</b>	
➤	Part – VI of the constitution deal with state executive (CM, Council of Minister, advocate general of state).
➤	There is no office of vice – governor (in state) like that of Vice – President at centre.
➤	Governor is chief – executive head of state.
➤	President, he is a nominal executive head (titular or constitutional head) governor also acts as an agent of central government. Therefore – office of governor has a dual role.
➤	7 <sup>th</sup> Constitutional Amendment Act of 1956 facilitated appointment of same person as a governor for two or more states.
➤	American Model, Government of state is directly elected was dropped.
➤	Canadian model, appointed by Governor – General (centre) was accepted in the constituent assembly.
➤	he should, be age of 35, required to consult ‘CM’ when President appoint Governor
➤	His emoluments & allowances cannot be diminished during his term of office.
➤	He is immune from any criminal proceeding, even in respect of his personal acts. He can’t arrested or Imprisoned however giving (2) month notice civil proceeding can be instituted against him.
➤	Oath of office to Governor is by chief justice of concerned high court & in absence – any senior judge of High Court
➤	5 year – Subject to pleasure of President, but he can resign by any time addressing to President.
➤	Governor can hold office beyond his term of 5 years until his successor assume change i.e. it must be a governor in state & can’t be interregnum
➤	Constitution does not lay down any grounds upon which Governor may be removed by President]
<b>Executive power</b>	
➤	Appoint Tribunal welfare Minister in Bihar, MP, and Orissa.
➤	Appoint Advocate general
➤	Appoint State election commission (removed only by president like – Judge of HC)
➤	Appoint State Public service commissioner (removed only by President)
➤	Recommended Imposition of constitutional emergency
➤	Chancellor of university.
<b>Legislature power</b>	
➤	Send message to house regard to bill penalty.
➤	Appoint any member of state legislative to provide area when office speaker or deputy speaker

Contact: [raheemeducation@gmail.com](mailto:raheemeducation@gmail.com) | [www.raheemeducation.com](http://www.raheemeducation.com) |

Free Download notes: <http://www.raheemeducation.com/upsc-ias/>

Notes of Polity: <http://raheemeducation.com/gs-polity/>



absence.

- Appoint (1/6) member of LC related to special knowledge
  - Literature
  - Science
  - Art
  - Cooperative movement
  - Social service
- Appoint 1 member of Anglo – Indian community to State Legislature
- Decide question of disqualification of member of state legislature constituted with election commissioner.
- He can reserve bill for President (Article 201)
  - Ultra vires – Against Provision of Constitution.
  - Opposed DPSP
  - Against largest internet of country
  - Dealing with compulsory acquisition of property under Art 31
- He can pass any ordinance which should be passing in 6 weeks reassemble of state legislature. He can withdraw any ordinance at any time.
- Report present of – SFC, SPSC, and CAG related to account before SL to Governor.

#### **Financial Power**

- See annual financial statements are laid before the State Legislature.
- Many bills can be introduced in state with prior recommendations.
- No demand of grants can be made without recommendation of Governor.
- He can make out advance of contingency fund of state.
- He constitutes (FC) only 5 years to review financial position of panchayat and municipalities.

#### **Judiciary Power**

- He grants – Pardon, reprieve respite, remission of punishment & commute sentence of any offence against to state.
- He consulted by President on – Appointment of judge of State – (HC)
- He can appoint person to judicial service, (other than district judge) with state high court & SPSC.

#### **President**

- President is only authority to Pardon a death sentence but Governor. – No
- President have all power regarding to by court – Martial, but Governor.– No
- When Governor Reconsideration to bill, for President then, & again came to President after Amendment or not, President is not bound for its assent. If any Bill passed by both house of Parliament & came to President, he may assed, withhold & Reconsideration to Lokshabha then, it came again with or without amendment then President have to their assent. This is called “Suspension Veto”.
- Same came President & Governor can’t return money bill & if money bill is reconsider to (P) by Governor then President can’t return (Money Bill) to SL
- Ordinance by President can promulgate any time & but at time of withdraw he have to take advice

Contact: [raheineducation@gmail.com](mailto:raheineducation@gmail.com) | [www.raheineducation.com](http://www.raheineducation.com) |

Free Download notes: <http://www.raheineducation.com/upsc-ias/>

Notes of Polity: <http://raheineducation.com/gs-polity/>



of council of minister head by (PM). It is valid for Governor also.

- Expire of ordinance cease to operate – Art (6) weak of Reassembly of Parliament.
- President needs no instruction for making an ordinance. But Governor need :

<b>Desecration Power of Governor – Constitutional</b>	<b>Situational Discretion</b>
<ul style="list-style-type: none"> <li>➤ Reserve Bill for consideration to President.</li> <li>➤ Imposition of President Role</li> <li>➤ Determine amount payable by the government of Assam, Meghalaya, Tripura &amp; Mizoram</li> <li>➤ Seek information from (CM)</li> </ul>	<ul style="list-style-type: none"> <li>➤ Select the government on ceased cut majority.</li> <li>➤ Dismissal of council of minister if no – confidence of SLA</li> <li>➤ Dissolution of SLA if council of minister has lost its majority.</li> </ul>

**Other link for study of UPSC-UPPCS**

DAILY CURRENT AFFAIRS

<http://raheemeducation.com/daily-current-affairs/>

DAILY MAINS PRACTICE QUESTION

<http://raheemeducation.com/daily-mains-question-practise/>

TEST SERIES

<http://raheemeducation.com/upsc-uppcs-test-series-20-test/>

PRE NOTES

<http://raheemeducation.com/upsc-uppcs-pre-exam/>

MAINS NOTES

<http://raheemeducation.com/upsc-uppcs-mains-notes/>

**Join Our Telegram Group**



**Telegram**

<https://t.me/insight2020>

Contact: [raheemeducation@gmail.com](mailto:raheemeducation@gmail.com) | [www.raheemeducation.com](http://www.raheemeducation.com) |

Free Download notes: <http://www.raheemeducation.com/upsc-ias/>

Notes of Polity: <http://raheemeducation.com/gs-polity/>