

DAILY CURRENT AFFAIRS

8th February 2024

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UNIFORM CIVIL CODE IN INDIA

SOURCE: THE HINDU

TAG: GS Paper I – Salient features of Indian society,

GS Paper II - Indian Constitution, Issues related to women, secularism.

Practice Question:

<u>Mains</u>

Q Discuss the possible factors that inhibit India from enacting for its citizens a uniform civil code (UCC) as provided for in the Directive Principles of State Policy (DPSP).

(150 words)

WHY IN NEWS?

The Uttarakhand Assembly has passed the Uniform Civil Code (UCC) Bill 2024, making Uttarakhand the first state to enact a common law governing marriage, divorce, land, property, and inheritance for all citizens regardless of religion.

UNIFORM CIVIL CODE IN INDIA:

- The Uniform Civil Code (UCC) is a proposed set of laws that would be applicable to all citizens of India, irrespective of their religious or cultural background, in the same matters of marriage, divorce, inheritance, and adoption.
- The UCC aims to standardize personal laws across diverse cultural, religious, and ethnic groups, promoting uniformity, consistency, and equality in civil laws.
- The UCC is enshrined in Article 44 of the Indian Constitution, which calls for the state to secure a Uniform Civil Code for its citizens.



HISTORICAL CONTEXT:

- Pre-Independence Era: During colonial rule, the Lex Loci Report of 1840 emphasized the need for uniformity in law but recommended keeping personal laws of Hindus and Muslims separate. The Queen's 1859 Proclamation assured non-interference in religious matters, maintaining the distinction between criminal law, which was codified uniformly, and personal laws, which varied by community.
- Post-Independence (1947-1985): Leaders like Jawaharlal Nehru and Dr. B.R Ambedkar advocated for a UCC during the drafting of the constitution but faced opposition from religious fundamentalists. The UCC was included in the Directive Principles of State Policy (Article 44). Several reforms were initiated, including the Hindu Code Bill and subsequent laws addressing inheritance, marriage, minority rights, and adoption.
- Judicial Interventions:

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- Shah Bano case in 1985: It brought attention to the need for a UCC. Shah Bano's fight for maintenance led to the Supreme Court ruling recommending a UCC and sparked national debates.
- Daniel Latifi Case: Challenging the Muslim Women's Act, the Supreme Court uphold its constitutionality while ensuring that divorced Muslim women receive maintenance beyond the iddat period, aligning with the provisions of Section 125 of the Criminal Procedure Code.
- Sarla Mudgal Case: This case clarified that a Hindu marriage cannot be dissolved by conversion to Islam and subsequent remarriage, maintaining the sanctity of Hindu marriage laws under the Hindu Marriage Act.
- John Vallamattom Case: The case challenged the constitutionality of Section 118 of the Indian Succession Act, which imposed restrictions on property donation by Christians. The court struck down the section as discriminatory, ensuring equal rights for all religious communities.

ARGUMENTS IN FAVOR OF THE UNIFORM CIVIL CODE (UCC) IN INDIA:

Gender Equality:

- One of the central arguments in favor of the UCC is the promotion of gender equality.
- The lack of a UCC can lead to instances where personal laws adversely affect the rights of women, and the UCC is seen as a means to ensure equal rights for all citizens, regardless of their religious or cultural background.
- Constitutional Mandate:
 - Article 44 of the Indian Constitution stipulates the state's endeavor to secure for the citizens a uniform civil code throughout the territory.
 - The UCC is viewed as a constitutional promise that needs to be fulfilled, and it is seen as an instrument for social justice.
 - UCC is not antithetical to the constitutional provisions guaranteeing freedom of religion (Articles
 25 and 26). It reinforces secular principles while promoting legal uniformity.

Reduction of Vote Bank Politics:

- Implementing UCC would mitigate the influence of vote bank politics, fostering governance based on merit rather than appeasement.
- Elimination of Loopholes:
 - Personal laws create a parallel judicial system based on antiquated values. UCC would streamline legal processes and eliminate such discrepancies.

Protection of Human Rights:

- Some provisions of personal laws may violate fundamental human rights.
- UCC ensures a legal framework that respects and protects individual rights universally.
- ✤ Legal Uniformity:
 - The UCC aims to provide uniformity in the application of laws, particularly in the areas of marriage, divorce, inheritance, and adoption.
 - It is argued that this legal uniformity is essential for upholding the values of gender rights, equality, and justice.

Progressive Social Reforms:

- Proponents of the UCC argue that it is a crucial step toward promoting progressive social reforms, discouraging outdated customs, and addressing issues related to gender justice, child marriage, divorce, and inheritance.
- Examples like the Special Marriage Act and the Indian Succession Act illustrate instances of voluntary adoption of UCC principles.

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ARGUMENTS AGAINST THE UNIFORM CIVIL CODE IN INDIA:

✤ Violation of Fundamental Rights:

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 UCC may violate the fundamental rights of individuals, particularly regarding the practice and propagation of religions.

Threat to Cultural Autonomy:

- The UCC may be seen as a threat to cultural autonomy and diversity, as it seeks to impose a uniform set of laws on all citizens, regardless of their religious or cultural backgrounds.
- Regional variations exist, such as Kerala's abolition of the Hindu Joint Family, and variations in Muslim marriage and divorce laws across states.

Opposition from Religious Groups:

 Many religious groups in India are opposed to the UCC, as they fear that it may undermine their religious practices and customs.

Lack of Consensus:

- There is a lack of consensus among political parties, religious groups, and civil society on the need for and implementation of the UCC.
- Practical Difficulties:
 - The implementation of the UCC would require significant logistical and administrative efforts to overcome the practical difficulties and complexities of its implementation.

CONCLUSION:

Constitutional provisions such as Article 371A and 371G safeguard diversity, yet the pursuit of uniformity threatens India's pluralistic fabric. This underscores the importance of a collaborative approach to the UCC, one that respects diversity while addressing discrimination and upholding fundamental rights, drawing from diverse cultural traditions to foster social transformation.



BHARATMALA PARIYOJANA

SOURCE: THE HINDU

TAG: GS Paper II - Government Policies & Interventions

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Practice Question:

Mains

Q. "Investment in infrastructure is essential for more rapid and inclusive economic growth." Discuss in the light of India's experience. (2021)- 150 words

WHY IN NEWS?

* Recently, the Government has extended the deadline for completion of the flagship highway development project Bharatmala Pariyojana Phase-I to 2027-28.

WHAT IS BHARATMALA PARIYOJANA?

- Bharatmala Pariyojana is an umbrella programme launched under the Ministry of Road Transport and Highways.
- The first-phase of Bharatmala was announced in 2017 and was to be completed by 2022.

SAILENT FEATURES:

- Objective:
 - The primary objective of the Bharatmala Pariyojana is to develop and improve road connectivity Ŧ in India, especially in border areas, coastal regions, and economic corridors.
- ** Scope:
 - Development of about 26,000 km of Economic Corridors.
 - Integration with existing Golden Quadrilateral (GQ) and North-South and East-West (NS-EW) Corridors.
 - Identification of 8,000 km of Inter Corridors and 7,500 km of Feeder Routes to enhance the effectiveness of existing corridors.
 - Integration with Sagarmala, a government initiative for the development of the maritime sector.

** Traffic Management:

- Decongestion strategies, including the development of ring roads, bypasses, and elevated corridors in 28 cities.
- Identification and improvement of 125 choke points and 66 congestion points to enhance logistic efficiency.

** **Multimodal Logistics Parks:**

 Identification of 35 locations for the development of Multimodal Logistics Parks to reduce congestion, enhance logistic efficiency, and reduce logistics costs for freight movements.

Logistic Efficiency: *

- Emphasis on enhancing logistic efficiency through the development of strategic infrastructure, such as ring roads, bypasses, and logistics parks.
- * City-Specific Initiatives:
 - Focus on 28 cities for the development of ring roads to divert traffic and reduce congestion within urban areas.
- ✤ Overall Impact:

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 The project aims to carry a majority of the freight traffic on roads, improve road infrastructure, and reduce logistics costs.

BHARATMALA PROJECT COMPONENTS

- Economic Corridor: In accordance with the road construction project guidelines, the central government is set to construct 9000kms of Economic Corridors.
- Feeder Route or Inter Corridor: An impressive 6000kms of roads fall within the Feeder Route or Inter Corridor category as outlined by the project.
- National Corridor Efficiency Improvement: For enhanced road connectivity, approximately 5000kms of roads will be constructed under the scheme, categorized as National Corridor for improved efficiency.
- Border Road and International Connectivity: The project includes provisions for constructing 2000kms of roads in the Border Road or International Connectivity category, linking cities and remote areas in border regions.
- Port Connectivity and Coastal Road: The central government has mandated the construction of 2000kms of roads to connect areas along shorelines and vital ports.
- Green Field Expressway: The primary focus will be on the construction and development of Green Field Expressways to effectively manage traffic and freight.
- Balance NHDP Works: In the project's final phase, approximately 10,000kms of new roads will be constructed and maintained as part of the Balance NHDP Works.

Sr. No.	Scheme	Length (km)	Cost (Rs. crore)
1.	Economic Corridors	9,000	120,000
2.	Inter-Corridors & feeder roads	6,000	80,000
3.	National Corridor Efficiency improvement	5,000	1,00,000
4.	Border & International connectivity roads	2,000	25,000
5.	Coastal & port connectivity roads	2,000	20,000
6.	Expressways	800	40,000
	Sub Total	24,800	3,85,000
7.	Ongoing Projects, including NHDP*	10,000	1,50,000
	Total	34,800	5,35,000

CHALLENGES OF BHARATMALA PROJECT

The **Bharatmala initiative, unveiled in 2017** with **a slated completion date of 2022**, is currently facing significant delay due to the following reasons:

Cost Escalation:

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• Estimated project cost increased by 100% to nearly Rs 11 trillion, posing financial constraints

- Surging costs attributed to raw material expenses, land acquisition, and construction of highspeed corridors.
- Implementation Deceleration:

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- Slow pace of implementation *leading to delays in project completion*.
- Only 76% of the total length of highway stretches awarded under Phase-I.

Project Approval Delays:

- Approval process slowdown until *Cabinet Committee on Economic Affairs* sanctions revised project costs.
- Only 102 km of projects awarded in the *first eight months* of the current financial year.

Timeline Extension:

Initial completion target for Phase-I extended to 2027-28 due to implementation challenges.

Scope and Specification Changes:

- Increase in project scope and enhanced specifications contributing to rising costs.
- Discrepancy in sanctioned project costs compared to initially approved costs.
- Uncertainty for Phase-II:
 - Speculation arises about the future of Phase-II, with possibilities of revisiting project plans.
- Strategic Planning Required:
 - Project faces critical juncture, demanding careful consideration and strategic planning for successful execution.

WAY FORWARD

Strategic Procurement for Raw Materials

- Evaluate strategic procurement approaches to secure raw materials at competitive prices.
- Engage in negotiations with suppliers, particularly in response to market fluctuations, to ensure favorable rates.

Efficient and Transparent Land Acquisition Practices:

- Implement transparent and efficient land acquisition methods to mitigate compensation disputes.
- Explore alternatives like land pooling and community engagement to streamline the land acquisition process.

Feasibility Studies for High-Speed Corridors:

- Prioritize comprehensive feasibility studies before embarking on high-speed corridor projects.
- Optimize corridor designs, striking a balance between functionality and cost-effectiveness.

Advocacy for Stable GST Policies:

- @ Advocate for stable and predictable GST policies to reduce uncertainties for the industry.
- Engage with government authorities, providing insights into the industry's perspectives on the impact of tax rate changes.

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PRELIMS POINTERS:

8th February, 2024

TOPIC	DESCRIPTION		
WORLD	WHY IN NEWS?		
SUSTAINABLE	The Vice-President's speech at the 23rd Edition of the World Sustainable Development		
DEVELOPMENT	Summit, organized by The Energy and Resources Institute (TERI), has garnered attention,		
	emphasizing the importance of collective action and innovation in addressing pressing		
SUMMIT 2024	global challenges related to sustainable development, environmental conservation, and		
	ABOUT THE WSDS, 2024		
	Development Summit WORLD SUSTAINABLE		
	(WSDS) by TERI is scheduled DEVELOPMENT SUMMIT 2024		
	from 7-9 February 2024 in		
	New Delhi.		
	Theme: February 7-9, 2024		
	 "Leadership for New Delhi 		
	Sustainable		
	Development and		
	Climate Justice."		
	* Focus:		
	Addressing complex and interconnected challenges through inclusive, resilient,		
	and creative leadership.		
	* Participants:		
	Representatives from international organizations, government, businesses,		
	academia, civil society, and youth.		
	* Agenda:		
	 Deliberations on sustainable development integration, nature-based solutions, 		
	adaptation, sustainable consumption, energy transition, and climate action.		
	Objective: Reinforce commitment and action for a more sustainable and equitable world		
	 Reinforce commitment and action for a more sustainable and equitable world through initiatives like Act4Earth. 		
	ABOUT TERI		
	TERI is a non-profit research institute founded in 1974 as Tata Energy Research Institute.		
	 Renamed The Energy and Resources Institute in 2003. 		
	 Conducts research on energy, environment, and sustainable development. 		
	Aims to create local and national strategies for global issues.		
	Focus areas include clean energy, water and pollution management, sustainable		
	agriculture, and climate resilience.		
	* Based in New Delhi.		
WORLD BANK'S	WHY IN NEWS?		
LOGISTICS	India's significant improvement in the World Bank's Logistics Performance Index Report		
	2023, climbing to 38th out of 139 countries, reflects the success of initiatives such as the		
PERFORMANCE	PM GatiShakti National Master Plan and digital reforms like the Unified Logistics Interface		
INDEX REPORT	Platform.		
2023	ABOUT THE REPORT:		
	Logistics Performance Index (LPI) by World Bank Group.		
	 Assesses trade logistics performance and improvement areas. 		

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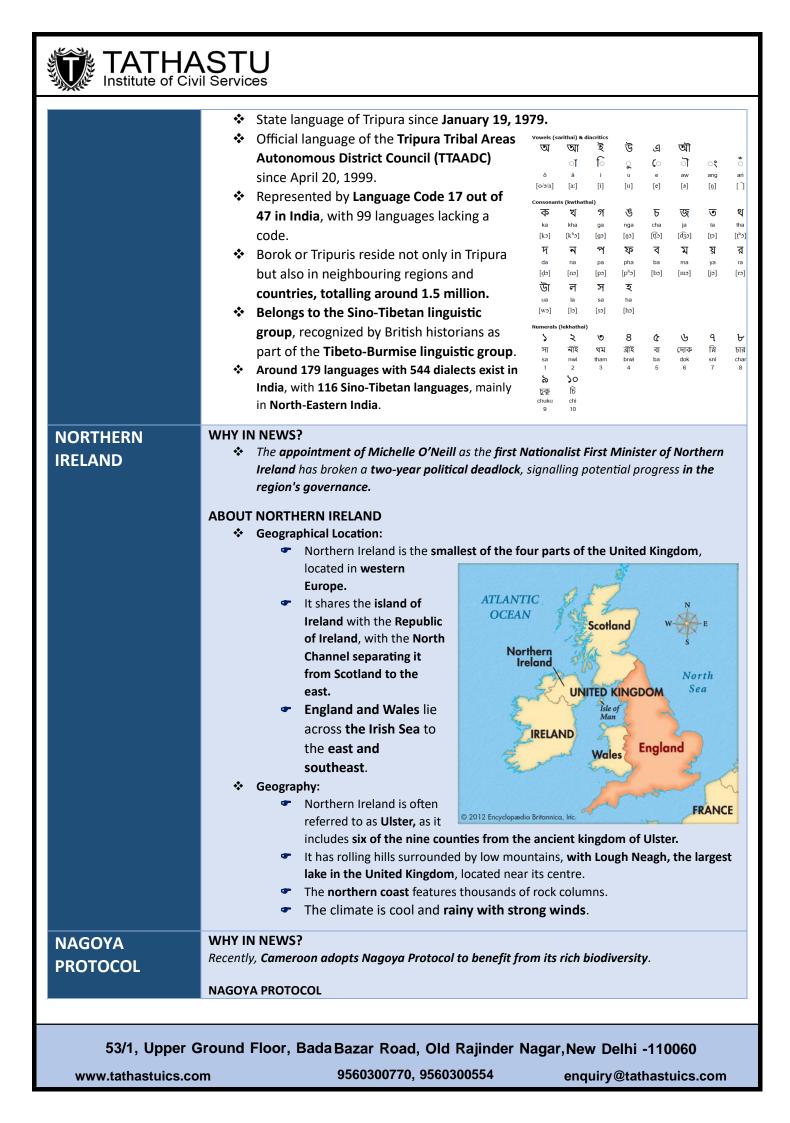
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	 Measures ease of supply chain connections. <i>Parameters:</i> Customs, Infrastructure, Shipment arrangements, Services quality, Tracking, Timeliness. Reported biennially, LPI 2023 covers 139 countries. Introduces indicators from big datasets to measure trade speed, enhancing methodology. KEY HIGHLIGHTS OF THE RECENT REPORT India's rank has risen by sixteen places from 54 in 2014 to 38 in 2023. Inter-Ministerial team focuses on targeted 			
	 action plans to improve logistics performance across six parameters. PM GatiShakti National Master Plan and National Logistics Policy aim to enhance efficiency and reduce costs. 			
	Digital initiatives like Unified Logistics Interface Platform and Logistics Data Bank facilitate ease of doing business.			
	 Various measures by line Ministries, including railway track electrification and automation of port-related operations, contribute to logistics efficiency. 			
150TH	WHY IN NEWS?			
ANNIVERSARY OF SRILA	"PM Narendra Modi to Address Program Commemorating 150th Anniversary of Srila Prabhupada Ji on 8 TH FEB,2024, Releases Commemorative Stamp and Coin"			
PRABHUPADA JI	ABOUT SRILA PRABHUPADA:			
	 Born in Calcutta, India in 1896. 			
	 Met spiritual master Bhaktisiddhanta Sarasvati in 1922, later became his disciple. Requested to broadcast Vedic knowledge in 			
	English.			
	 Founded Back to Godhead magazine in 1944. 			
	 Honored with title "Bhaktivedanta" in 1947. A Betired in 1960 to focus on writing and study. 			
	 Retired in 1950 to focus on writing and study. Translated and wrote extensively on Vedic 			
	literature.			
	 Established International Society for Krishna 			
	Consciousness in 1966. Founded New Vrindaban community in West			
	 Founded New Vrindaban community in West Virginia in 1968. 			
	Introduced Vedic education system and Gurukula			
	school in 1972.			
	 Inspired construction of cultural centers and temples worldwide. 			
	 Notable contribution: Author of numerous authoritative books on Vedic philosophy. 			
	His works translated into over fifty languages , widely respected in academic circles.			
KOKBOROK	WHY IN NEWS?			
LANGUAGE SCRIPT	The recent controversy surrounding the Kokborok language script preferences for examinations in Tripura has garnered attention, leading to protests and dialogue.			
	ABOUT THE KOKBOROK LANGUAGE SCRIPT			
	 Kokborok is the language spoken by the Borok people of Tripura. 			
	The term "kok" means "verbal" and "borok" means "people" or "human".			
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	 The Nagoya Protocol on Access to Genetic Resources and the Fair and Equitable Sharing of Benefits Arising from their Utilization to the Convention on Biological Diversity is an international agreement which aims at sharing the benefits arising from the utilization of genetic resources in a fair and equitable way. The Nagoya Protocol on Access and Benefit Sharing (ABS) was adopted on October 29, 2010, in Nagoya, Japan. It came into force on October 12, 2014, following the deposit of the fiftieth instrument of ratification, 90 days after adoption. Supplementary to the United Nations Convention on Biological Diversity (UNCBD). India signed the Nagoya Protocol in 2011 and ratified it in October 2012.
	 CAMEROON World's 53rd-largest country, located in Central and West Africa. Positioned on the Bight of Bonny, part of the Gulf of Guinea and the Atlantic Ocean. Geographically situated between latitudes 1° and 13°N, and longitudes 8° and 17°E. Controls 12 nautical miles of the Atlantic Ocean. Referred to as "Africa in miniature" due to diverse climates and vegetation. Features coastal areas, desert, mountains, rainforest, and savanna. Borders Nigeria and the Atlantic Ocean to the west, Chad to the northeast, Central African Republic to the east, and Equatorial Guinea, Gabon, and Republic of the Congo to the south.
'INDIAN OIL MARKET OUTLOOK TO 2030' REPORT	 WHY IN NEWS? India will lead global oil demand growth by 2030, driven by factors such as urbanization, industrialization, a growing middle class, and efforts to improve access to clean cooking. KEY HIGHLIGHTS OF THE REPORT: India is projected to contribute nearly 1.2 million barrels per day (mb/d) to global oil demand growth, accounting for over one-third of the expected global increase. Diesel will continue to be the primary driver of India's oil demand growth. Jet kerosene demand is expected to grow at an average rate of 5.9% per year. Gasoline demand is projected to increase by 0.7% on average annually, as the electrification of vehicles reduces demand. Biofuels are anticipated to play a significant role in India's transport sector decarbonization efforts. INDIA ENERGY WEEK:

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ELECTION	 The event focuses on strengthening partnerships in the energy sector. India Energy Week 2024 is scheduled from 6th to 9th February 2024 in Goa, India. The event is inaugurated by the Hon'ble Prime Minister of India, Shri Narendra Modi. It is held under the patronage of the Ministry of Petroleum & Natural Gas, Government of India. The Federation of Indian Petroleum Industry (FIPI) officially supports the event. 			
COMMISSION	Election Commissioner Anup Chandra Pandey is set to retire on February 14 , and his successor will be picked through a consultative process being adopted for the first time .			
	UT ELECTION COMMISSION (EC):			
	Independent constitutional authority overseeing Union and State elections.			
	Established on January 25, 1950; headquartered in New Delhi.			
	 Manages elections for Lok Sabha, 			
	Rajya Sabha, State Legislative			
	Assemblies, President, and Vice			
	President. Not involved in panchayat and			
	Election Commissions handle these.	AL		
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	◆ Part XV (Article 324-329) of the Indian			
	Constitution: deals with elections and			
	establishes a commission for these			
	matters.			
	 Article 324: Superintendence, direction and control of elections to be vested in an Election Commission. 	Article 324: Superintendence, direction and control of elections to be vested in an		
	 Article 325: No person to be ineligible for inclusion in, or to claim to be included in a 			
	special, electoral roll-on grounds of religion, race, caste or sex.			
	Article 326: Elections to the House of the People and to the Legislative Assemblies of the People and	of		
	 States to be based on adult suffrage. Article 327: Power of Parliament to make provision with respect to elections to Legislatures. Article 328: Power of Legislature of a State to make provision with respect to elections to such Legislature. 			
	 Article 329: Bar to interference by courts in electoral matters 			
	ONSULTATIVE PROCESS FOR APPOINTMENT:			
	Committee comprises PM Narendra Modi, Lok Sabha Leader of Opposition			
	Adhir Ranjan Chowdhury, and a Union Minister.			
	 Similar committee appointed Lokpal and Central Vigilance Commissioner. 			
	EASON FOR CHANGE			
	 Supreme Court petitions in 2015, 2017, 2021, and 2022 called for a fair and transpare system to select Election Commissioners, prompting government action. 			

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