

AS PASSED BY THE RAJYA SABHA
ON THE 5TH SEPTEMBER, 2013

Bill No. LX-C of 2013

THE CONSTITUTION (ONE HUNDRED AND TWENTIETH
AMENDMENT) BILL, 2013

(AS PASSED BY THE RAJYA SABHA)

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BILL

further to amend the Constitution of India.

BE it enacted by Parliament in the Sixty-fourth Year of the Republic of India as follows:—

1. (1) This Act may be called the Constitution (Ninety Ninth Amendment) Act, 2013.

Short title and commencement.

5 (2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

2. In article 124 of the Constitution, in clause (2),—

Amendment of article 124.

10 (a) for the words "after consultation with such of the Judges of the Supreme Court and of the High Courts in the States as the President may deem necessary for the purpose", the words, figures and letter "on the recommendation of the Judicial Appointments Commission referred to in article 124A" shall be substituted;

(b) the first proviso shall be omitted;

(c) in the second proviso, for the words "Provided further that", the words "Provided that" shall be substituted.

Insertion of
new article
124A.

3. After article 124 of the Constitution, the following article shall be inserted, namely:—

Judicial
Appointments
Commission.

"124A. (1) There shall be a Commission to be known as the Judicial Appointments Commission. 5

(2) Parliament may, by law, provide for—

(a) the composition of the Commission;

(b) the appointment, qualifications, conditions of service and tenure of office of the Chairperson and other Members of the Commission;

(c) the functions of the Commission; 10

(d) the procedure to be followed by the Commission in discharge of its functions;

(e) the manner of selection of persons for appointment as Chief Justice of India and other Judges of the Supreme Court, Chief Justices and other Judges of High Courts; and 15

(f) such other matters as may be considered necessary.”.

Amendment
of article 217.

4. In article 217 of the Constitution, in clause (1), for the portion beginning with the words "after consultation" and ending with the words "the High Court", the words, figures and letter "on the recommendation of the Judicial Appointments Commission referred to in article 124A" shall be substituted. 20

Amendment
of article 222.

5. In article 222 of the Constitution, in clause (1), for the words "after consultation with the Chief Justice of India", the words, figures and letter "on the recommendation of the Judicial Appointments Commission referred to in article 124A" shall be substituted.

Amendment
of article 231.

6. In article 231 of the Constitution, in clause (2), sub-clause (a) shall be omitted.

RAJYA SABHA

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further to amend the Constitution of India.

(As passed by the Rajya Sabha)