

Military powers ✓ (Supreme Commander)

Leg've powers

- Art 79: Prez part of P'ment
- Power to Summon, pro-rogue, dissolve, Send messages to P'ment
- Prez address (1st Session of every year, 1st session of newly elected LS)
- 12 mem nomination RS
- Annual reports (PAC, UPSC, FC)
- Appoints Protem Speaker
- Assents to bills, Vetoes bills (eg: Rajendra Prasad - Hindu Code Bill
APJ Kalam - Suspensive veto - Office of Profit Bill
Zail Singh - pocket veto - Post office Amend Bill
R. Prasad - absolute veto - PEPSU appropriation bill
V. Raman - absolute veto - Salaries, Pension of MP bill)
- Art. 200.
- Art. 123 - Ordinances on all subjects under jurisdiction of P'ment

Issues with Ordinances

A.K. Roy

R.C. Cooper - 1970: Said Ordinance - Subject to J.R. (malafide)
D.C. Wadhwa - 1987 (250 ordinances 1967-81; 4 yrs; will be struck down)

✓ highly undemocratic, not available in most of the dev'd democracies

✓ Abuse: PoTA → repromulgated w/o an effort at legislating.

Wadhwa case vs. State of Bihar - Ordinance use malafide

SC observed: repromulgation of ordinances for decades → violation of Cⁿ.

Judicial Powers

Clemency - Art. 72

Pardon - free of all penalties

Commute - changes character w/o change in duration

Remit - reduce Sentence w/o change in character

Respite - special fact → reduction in Sentence

Repraise - stay on exec

SC view (guidelines issued)

Kehar vs Union of India, 1989:

- 1) Prez may examine evidence afresh ✓
- 2) Petitioner cannot demand oral help ✓
- 3) Prez do not act as court of appeal, powers are independent ✓
- 4) Prez to exercise this on aids advice of COM ✓