



Court And The Constitution

United States. Supreme Court



Court And The Constitution:

The Supreme Court and the Constitution Charles Austin Beard,1922 **The German Federal Constitutional Court** Matthias Jestaedt, Oliver Lepsius, Christoph Möllers, Christoph Schönberger, 2020-03-05 This translation into English of the leading German language work on the Federal Constitutional Court gives an overview of the court's history and role as one of the most influential constitutional courts in recent years The book consists of four extended free standing essays written by each of the authors The essays cover the historical development and political context of the Court the Court and the constitution the Court's approach to judicial reasoning and the Court in contemporary constitutional theory **The Supreme Court and the Constitution** Stanley I. Kutler, 1977 *The Supreme Court's Constitution* Bernard H. Siegan, The U S Court has exercised enormous influence on American society throughout its history Although the Court is considered the guardian of the Constitution the Constitution does not specifically set forth the Court's power to strike down federal or state legislation nor does it provide guidance on how this power should be applied In this critical examination of Supreme Court opinions Bernard Siegan argues that the Court has frequently ruled both contrary to and without guidance from Constitutional meaning and purpose He concludes that the U S Supreme Court has increasingly become more the maker than the interpreter of fundamental law The author offers a detailed analysis of the Constitution and numerous Supreme Court cases involving controversial issues ranging from the line between federal and state powers to the validity of measures according to preferential treatment for minorities and women The book is essential reading for everyone interested in understanding the differences between activist and literalist traditions in the high court *State Court Organization* ,1998

The Court and the Constitution Owen Josephus Roberts, 1968 Reports of Cases Argued and Decided in the Supreme Court of the United States United States. Supreme Court, 1883 **Reports of Cases Determined in the Supreme Court of the State of California** California. Supreme Court, 1889 **The Court and the Constitution** Archibald Cox, 1987 Building a nation from laissezfaire to the welfare state constitutional adjudication as an instrument of reform *The Oxford Handbook of the Indian Constitution* Sujit Choudhry, Madhav Khosla, Pratap Bhanu Mehta, 2016 As the first major post colonial constitution the Indian Constitution holds particular importance for the study of constitutional law and constitutions Providing a thorough historical and political grounding this Handbook examines key debates and developments in Indian constitutionalism and creates a framework for further study The Supreme Court and the Constitution Philip B. Kurland, 1965 Reform Forward (Constitution And Law Judiciary And Police Secularism And Social Justice Religion And Polity) G.R. Reddy, 2009 The 21st Century Constitution Barry Krusch, 1992 The author argues that if not amended inherent defects in the U S Constitution threaten to affect every American citizen with a pending national crisis Krusch analyzes the Constitution clause by clause and proposes amendments to bring the document and our government in step with America in an Information Age Stanhope Press *Cases on American Constitutional Law* Lawrence Boyd Evans, 1898

Reports of Cases Argued and Determined in the Supreme Court of Judicature of the State of Indiana Indiana. Supreme Court, Horace E. Carter, Albert Gallatin Porter, Gordon Tanner, Benjamin Harrison, Michael Crawford Kerr, James Buckley Black, Augustus Newton Martin, Francis Marion Dice, John Worth Kern, John Lewis Griffiths, Sidney Romelee Moon, Charles Frederick Remy, 1889 With tables of the cases and principal matters varies The English Courts of Law : William Blake Odgers, 1929 Reconsidering Constitutional Formation II Decisive Constitutional Normativity Ulrike Müßig, 2018-05-25 This second volume of ReConFort published open access addresses the decisive role of constitutional normativity and focuses on discourses concerning the legal role of constitutional norms Taken together with ReConFort I National Sovereignty it calls for an innovative reassessment of constitutional history drawing on key categories to convey the legal nature of the constitution itself national sovereignty precedence justiciability of power judiciary as constituted power In the late 18th and early 19th centuries constitutional normativity began to complete the legal fixation of the entire political order This juridification in one constitutional text resulted in a conceptual differentiation from ordinary law which extends to alterability and justiciability The early expressions of this new order of the ages suggest an unprecedented and irremediable break with European legal tradition be it with British colonial governance or the French ancien régime In fact while the shift to constitutions as a hierarchically higher form of positive law was a revolutionary change it also drew upon old liberties The American constitutional discourse which was itself heavily influenced by British common law in turn served as an inspiration for a variety of constitutional experiments from the French Revolution to Napoleon's downfall in the halls of the Frankfurt Assembly on the road to a unified Italy and in the later theoretical discourse of twentieth century Austria If the constitution states the legal rules for the law making process then its Kelsenian primacy is mandatory Also included in this volume are the French originals and English translations of two vital documents The first Emmanuel Joseph Sieyès's *Du Jury Constitutionnaire* 1795 highlights an early attempt to reconcile the democratic values of the French Revolution with the pragmatic need to legally protect the Revolution The second the 1812 draft of the Constitution of the Kingdom of Poland presents the constitutional propaganda of the Russian Tsar Alexander I to bargain for the support of the Lithuanian and Polish nobility These documents open new avenues of research into Europe's constitutional history one replete with diverse contexts and national experiences but above all an overarching motif of constitutional decisiveness that served to complete the juridification of sovereignty www.reconfort.eu Reports of Cases Argued and Determined in the Supreme Court of Alabama Alabama. Supreme Court, 1877 Interpreting the Constitution Harry H. Wellington, 1992-07-29 How does the Supreme Court work Is there something undemocratic about having unelected judges overturn laws passed by elected legislators How can a brief two hundred year old constitution continue to provide the fundamental law for governing the United States In this book a prominent legal scholar explores these questions with unusual clarity Harry H Wellington discusses judicial review the process by which the court decides whether laws are valid and the interpretive role the court

plays in constitutional regulation and the resolution of individual disputes Written in an engaging and accessible manner the book offers fascinating examples of the court at work in particular showing how it has addressed one of the most controversial political and judicial issues of our time abortion Harry H Wellington takes a frank and provocative look at the process of adjudication showing how it incorporates and shapes public values and mores as they change from one generation to the next He explains why democracies can tolerate judicial review by nonelected officials and he refutes the politically popular doctrine of original intent and explains why those who interpret the Constitution must be responsive to precedent and process Wellington also shows how the American political system allows the public to respond to the Court s decisions on such strongly debated issues as abortion Although he argues for the retention of Roe v Wade Wellington points out that the Court makes mistakes and he asserts that institutions groups and individuals sometimes have an obligation to contest the court s readings and its authority This often noisy dialogue says Wellington is necessary to make judicial regulation compatible with the democratic ideology on which the United States is based Bulletin on Constitutional Case-law ,2009

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