Cambridge University Press & Assessment 978-1-009-52524-4 — Legalizing the Revolution Sandipto Dasgupta Table of Contents <u>More Information</u>

Contents

Acknowledgements	XV
Introduction: Decolonization and Constitution	1
To Legalize the Revolution	4
Decolonizing Constitutions	7
Constitutions and American Hegemony	7
Constitutions of Decolonization	9
Transformational Constitutionalism: A Political Theory	
of the Postcolonial Constitution	10
Autonomy and Unevenness: A Social Theory of the	
Postcolonial Constitution	13
Constituting Decolonization	17
Revolution without a Revolution	18
Change with Continuity	20
Popular Sovereignty without Popular Politics	22
The Postcolonial Present	25
Organization of the Book	28
Part I Revolution without a Revolution	
	45

1	The Anticolonial Movement	45
	Constitutional Liberalism	49
	Liberalism in Empire	50
	Fulfilling Empire's Promise	51
	Constitutions and Constitutional	54
	Constitutional Liberals and the People	55

CAMBRIDGE

Cambridge University Press & Assessment 978-1-009-52524-4 — Legalizing the Revolution Sandipto Dasgupta Table of Contents <u>More Information</u>

x	CONTENTS
Popular Sovereignty	57
War and Unrest	57
Gandhi and Mass Mobilization	58
The Revolutionaries	62
The Congress and the Social Question	64
The (Failed) Institutionalization of the Mass Movement	67
Governance	70
2 Transformations	76
Colonial Economy	78
The Anticolonial Movement and the Social Question	80
Nation as Economic Space	84
Centralization	86
Planning and the Primacy of Growth	90
Legitimacy	95
Avoiding Conflict	96
The Politics of Change	98
Part II Authors	

3	They, the People	107
	The Anticolonial People	109
	Outside the Palaces of Power	111
	Universal Franchise	113
	Social and Political Theory of the Anticolonial Masses	114
	The Social Theory of the Anticolonial Masses	114
	The Political Theory of the Anticolonial Masses	116
	Divergences	118
	The Distant Masses	118
	The Undisciplined Masses	120
	The People Present	122
	The People Absent	125
	The People in the Assembly	128
	Active Absence	130
	The People Partitioned	133
	The People Demobilized	138

CAMBRIDGE

Cambridge University Press & Assessment 978-1-009-52524-4 — Legalizing the Revolution Sandipto Dasgupta Table of Contents <u>More Information</u>

CONTENTS	xi
4 The Constituent Administrator	141
To Govern and to Constitute	143
The Colonial Administrator	146
The Administrative State in the Colonies	149
Dominion of Legality	152
Administrative Territories	154
The Constitution of Order	157
The Professionals and the Educated	159
Wisdom and Knowledge	162
The Functionalist Style	165
The Missing Sovereign	168
Against Wisdom	170

Part III Institutions

5	Democracy and Parliamentarism	175
	Universal Franchise	176
	The Anticolonial Parliament	181
	Mass Democracy and the Plebiscitary Alternative	184
	The Tensions of Liberal Parliamentarism	184
	The Plebiscitary President	186
	Parliament and Social Transformation	190
	The Executive and Transformation	190
	Accountability and Information	192
	Parliamentarism and the Democratization of Development	194
	Accomplice or Author	196
	Political Articulation of Social Conflict	197
6	Rights and Repression	203
	Rights and the Anticolonial Movement	207
	Permissible Limits	209
	Curating Participation	211
	Rights and Participation	213
	Administrators of Participation	214
	Horizontal Rights	215
	Reveries of Order	218
	The Persistence of Repression	220

CAMBRIDGE

Cambridge University Press & Assessment 978-1-009-52524-4 — Legalizing the Revolution Sandipto Dasgupta Table of Contents <u>More Information</u>

xii	CONTENTS
'Bloody Methods of Revolution'	224
The Spectres of Communism	224
Communist Defence of Civil Rights	226
Patel and the Hindu Right	228
Editing Anticolonial Multiplicity	229
7 Property and Labour	232
The Empire of Property	236
Revenue Settlements	236
Conservatism of Colonial Rule	238
Colonized Labour	241
The Landlords	242
The Colonial State and the Landlords	242
Gandhi on Landlords	244
Anticolonial Movement and the Landlords	246
Land Reforms	248
Constitution against Property	249
Free Labour	252
Property in the Constitution	256
Compensation	258
The Liberal Case for Compensation	259
Economic Dependency and the Pragmatic Case	
for Compensation	261
The Fiscal Case against Compensation	263
The Administration of Property	264
The Sovereignty of Property	266
8 Judiciary and Lawyers	270
Lawyers in a Colonized World	274
The Tocquevillian Conflict	276
Lawyers versus Administrators in the Constituent Assembly	280
The First Amendment	284
Purloined by Lawyers	285
Lawyers' Decolonization	287
Privatizing Social Transformation	289
Rigidity of the Written Word	292
The End of Transformational Constitutionalism	293

Cambridge University Press & Assessment 978-1-009-52524-4 — Legalizing the Revolution Sandipto Dasgupta Table of Contents <u>More Information</u>

CONTENTS	xiii
Conclusion: Postcolonial Afterlives of Law and Revolution	296
Foreboding and Hope	296
The Dictatorship of Property	299
Obituaries of Transformation	303
The Gentle Betrayer of the Masses	306
To Make the Postcolony Anticolonial	310
Epilogue: The Biographies of the Indian Constitution	
The Time of the Nation State	314
The Time of Crisis	316
The Time of Globalization	317
The Time of the Ethnos	319
Notes	322
Index	480