

ABSTRACT**NATIONAL AND INTERNATIONAL LAYOUT OF JUDICIAL ACTIVISM***** VAIDEHI SONI**

According to Mr. Justice A. H. Ahmadi, the former Chief Justice of India, “Judicial Activism is a necessary adjunct of the judicial function because the protection of public interest, as opposed to private interest, is the main concern”. The judicial activism is the use of judicial dominance to articulate and enforce what is propitious, beneficial for the society in general and people at large. Judicial activism is based on the Sociological Jurisprudence. The question of judicial activism is homologous to statutory construction, constitutional interpretation and separation of powers. It expounds the extent to which the Court expansively construe the statutory and constitutional texts to support substantive outcomes, rather than deciding legalistically, emphasizing judicial restraint and fidelity to the constitutional and statutory texts. The evolution & expansion of Public Interest Litigation has adjoined a new dimension to judicial activism. Though the purview and periphery of judicial activism is colossal which includes an extensive number of subjects; the matters affecting Misuse of authority, Life & Liberty etc, needing instantaneous relief are some of the common instances. Judicial activism is an ordinary practice in several countries around the world, more prominently being in U.S, U.K and Canada. Judicial activism despite its striking expediency is not free from criticism. The article tries to discuss the activist tendencies of judiciary, its genesis, growth, development, impact and prevailing scenario in India as well as abroad. Various constitutional provisions and judicial decisions have been discussed for this purpose.