



Original Article

Indian National Movement and Constitutional Development: Evolution of Democratic Governance in Colonial and Post-Colonial India

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Manuscript ID:
RIGJAAR-2025-021261

ISSN: 2998-4459
Volume 2
Issue 12
Pp 307-309
December 2025

Submitted: 16 Nov. 2025
Revised: 22 Nov. 2025
Accepted: 25 Dec. 2025
Published: 31 Dec. 2025

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Quick Response Code:



Web: <https://rlgjaar.com>



DOI: 10.5281/zenodo.19974549

DOI Link:

<https://doi.org/10.5281/zenodo.19974549>



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Abstract

In addition to being a political struggle against colonial rule, the Indian leadership and the British imperial state engaged in an ongoing constitutional dialogue during the Indian National Movement. In response to nationalist pressures, administrative requirements, and global political developments, constitutional reforms evolved between the Crown's assumption of power in 1858 and the adoption of the Constitution in 1950. The Indian National Movement's impact on constitutional change from 1858 to 1950 is the focus of this paper. It analyses major legislative enactments, nationalist demands, constitutional negotiations, and the making of the Constitution of India. The study argues that constitutional development in India was neither a unilateral British grant nor an abrupt post-independence creation; rather, it was the cumulative result of sustained political mobilization, ideological evolution, and institutional experimentation during the freedom struggle.

Keywords: Indian National Movement, Constitutional Development, Colonial Governance, Government of India Acts, Constituent Assembly, Democratic Evolution

Introduction

The development of the Indian National Movement is profoundly entwined with the constitutional history of contemporary India. While nationalist leaders used constitutional discourse as a strategic tool for political transformation, the British Parliament's constitutional reforms were frequently reactive responses to nationalist agitation. The process culminated in the adoption of the Constitution of India in 1950, which institutionalized democratic governance, fundamental rights, and federalism.

The legislative developments, nationalist strategies, and institutional changes that shaped India's constitutional evolution are examined using a historical-analytical methodology in this paper.

The Aftermath of 1857 and the Beginning of Constitutional Governance

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Rise of Nationalism and Early Constitutional Demands (1885–1909)

Political demands for representation and reform were formalized when the Indian National Congress was established in 1885. To push for more legislative participation, early nationalist leaders used moderate constitutional methods like petitions, resolutions, and debates. The Indian Councils Act of 1909, also known as the Morley-Minto Reforms, was the British response.

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How to cite this article:

Landge, K. P. (2025). Indian National Movement and Constitutional Development: Evolution of Democratic Governance in Colonial and Post-Colonial India. *Royal International Global Journal of Advance and Applied Research*, 2(12), 307–309. <https://doi.org/10.5281/zenodo.19974549>

Significance:

- A rise in the number of Indians on legislative councils
- Establishment of separate Muslim electorates
- Acceptance of restricted electoral principles

The Act institutionalized communal divisions while expanding representation, influencing subsequent constitutional politics.

War, Reform, and Responsible Government (1919–1935)

World War I altered imperial priorities and intensified nationalist demands. Diarchy was established in the provinces by the Government of India Act of 1919, which classified subjects as "reserved" and "transferred." Diarchy was hailed as a step toward self-government, but it ended up being ineffective politically and administratively. Without Indian representation, the 1927 appointment of the Simon Commission sparked widespread protests and consolidated nationalist unity. Subsequent deliberations, including the Round Table Conferences (1930–32), resulted in the Government of India Act 1935, the most comprehensive constitutional reform of the colonial era.

Key Provisions:

- Provincial autonomy
- Proposed All-India Federation
- Federal Court establishment
- Expansion of franchise

The 1935 Act significantly influenced the structural framework of the Constitution of India, particularly federalism and administrative organization.

Constitutional Negotiations and the Transfer of Power (1935–1947)

The onset of World War II and the failure of federal provisions exacerbated constitutional impasse. The Constituent Assembly was established as a result of the Cabinet Mission Plan's proposal of a federal structure. The Indian Independence Act of 1947 governed the final transfer of power, which included:

- Partitioned British India
- Ended British sovereignty
- Granted legislative autonomy to India and Pakistan

The Act marked the legal culmination of colonial constitutional evolution.

The Constituent Assembly and the Making of the Constitution

The Constituent Assembly (1946–1950) represented a transformative phase in India's constitutional history. The Drafting Committee, chaired by Dr. B. R. Ambedkar, synthesized colonial institutional experiences with global constitutional principles.

Foundational Features:

- Parliamentary democracy
- Federal structure with unitary bias
- Fundamental Rights
- Directive Principles of State Policy
- Independent judiciary

The Constitution, adopted on 26 November 1949 and enforced on 26 January 1950, reflected both continuity and departure from colonial frameworks.

Analytical Assessment

The relationship between the Indian National Movement and constitutional development may be interpreted through three analytical lenses:

1. **Reactive Reform Model:** British reforms were largely responses to nationalist pressure.
2. **Incremental Institutionalization:** Gradual introduction of electoral politics and legislative responsibility prepared India for democratic governance.
3. **Transformative Constitutionalism:** The Constituent Assembly reinterpreted colonial structures within a democratic, egalitarian framework.

Thus, constitutional development was neither a colonial concession nor a post-independence invention it was a negotiated and contested historical process.

Conclusion

The Indian National Movement was intrinsically constitutional in character. The struggle for independence consistently articulated demands for democratic rights and accountable governance, whether through moderate petitions or massive civil disobedience and constitutional negotiations. Even though they were limited, colonial legislative reforms provided institutional settings for political education and administrative experience. The Constitution of 1950 emerged as the culmination of this century-long engagement between power and protest.

India's constitutional democracy therefore stands as both a legacy of colonial institutional evolution and a product of nationalist ideological transformation.

Acknowledgment

The author expresses sincere gratitude to all those who have contributed to the successful completion of this research paper. Special thanks are extended to the management and colleagues of DSM's Arts, Commerce and Science College, Jintur, for providing the necessary academic environment and support.

Financial support and sponsorship

Nil.

Conflicts of interest

The authors declare that there are no conflicts of interest regarding the publication of this paper.

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