



## Cheat Sheet

### Constitutionality of Section 377 IPC

1. What is Section of 377 of the Indian Penal Code? Whom does it affect?  
**Refer to Case Background**
2. How did the case come before the Supreme Court? Has the issue previously come before the Supreme Court?  
**Refer to Case Background**
3. List the main parties and the judges.  
**Refer to Case Background**
4. What were the main grounds for the Section 377 challenge? Which fundamental rights does Section 377 potentially violate?  
**Refer to Writ Petition by Navtej Singh Johar & Writ Petition by Keshav Suri**
5. Who was the main respondent defending Section 377? What were their main arguments? Relative to the petitioners, how much time did they have to present oral arguments?  
**Refer to Day 4 Afternoon**
6. One of the petitioner's counsels argued that there could be no presumption of constitutionality for a colonial era law? Who argued this and how did it relate to the Section 377 challenge?  
**Refer to Day 1**  
**Secondary: Ask students, what precedent does this set for challenging colonial era laws in the future?**
7. What did the court decide? Did it strike down Section 377 completely?  
**Refer to Judgment in Plain English**
8. One Judge held that Section 377 violated the Mental Health Care Act 2017, which does not recognize homosexuality as a disease. Who is this judge and what did they state?  
**Refer to Judgment in Plain English**
9. How has the judgment been received by the public? Has it improved the lives of sexual minorities in any measurable way?  
**Refer to Cases that Shaped India in 2018: #3 Section 377. Scroll to bottom: 5 Must Reads**