

ABSTRACT

RIGHT TO PRIVACY: IMPLICATION, LIMITATIONS AND EXTENT

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It won't be wrong to mention that with the recognition of 'Right to Privacy' as a Fundamental Right under Indian Constitution by a Nine Judge Supreme Court Bench recently; a new era of thought process and ideological framework as to definition of Privacy and its extent has been revolutionized in the minds of legislature, judicial administrative agencies, legal fraternity and a normal prudent and rational individual of a society. It is a matter of fact that some of the greatest developed countries has a place for Right to Privacy in their respective legal set ups and frameworks. Whether it is relating to the Aadhaar Card row, DNA profiling, Whatsapp Encryption, iris scanning techniques, electronic storage of human data, brain mapping, narco analysis or other possible physical, biological, mental and psychological representations by individuals, the major question of the hour is up to what extent these activities are justified and what is the limitation beyond which it becomes or constitutes violation of an individual's Right to Privacy. Another necessary implication and matter of concern as to 'Right to Privacy' is that whether in an era of technological advancement, improved information technology and a vast web of social networking sites, interfaces and tech platforms of communication, does something like 'privacy' really exist. So, despite from keeping mere focus on physical privacy which can be easily perceived, understood and interpreted, the Right to Privacy in the modern era also needs to be looked from the technological and psychological dimension.

Keywords : Aadhaar Card Row, DNA Profiling, Brain Mapping, Narco Analysis, Iris Scanning.

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