

Ph.D Program

About the Program:

The degree of Doctor of Philosophy (PhD) shall be awarded by IFHE University in the Faculties of Management, Science & Engineering and Law and in accordance with the provisions of these rules and regulations in present or amended form, and subject to the conditions laid down therein. These regulations are applicable to both full time and part time PhD Programs offered from the academic year 2016-17 onwards.

The following committees oversee the academic and administrative activities of the PhD Program:

I. IFHE PhD Program Committee: Chaired by the Vice Chancellor, this committee comprises the Directors, Senior Faculty Members and the PhD Coordinators from all the three faculties of the University. The Committee oversees the following activities:

1. The conduct of the program in all its aspects, including its design, admissions, academic and disciplinary matters;
2. The Committee will decide PhD Program Fee from time-to-time;
3. Amendments and additions to the Rules and Regulations subject to approvals;
4. Performance evaluation of doctoral students;
5. Decisions on matters related to unsatisfactory academic performance, misconduct and moral turpitude.

II. PhD Proposal Screening Committee: This committee is appointed by the Vice Chancellor. Each faculty will have their own Proposal Screening Committee. This Committee reviews the thesis proposals submitted by the students and approves the thesis topic of a student and appoints the PhD thesis Supervisor after the student successfully defends his/her thesis proposal.

The Screening Committee would check the quality of the PhD Thesis Proposal of the student. Specifically, it will focus on the clarity of the objectives, thoroughness of the review of literature, proposed methodology and data analysis, and whether the thesis work makes a significant contribution to the existing body of knowledge. The Screening Committee, after deliberations, may decide on one of the following:

- a. It accepts the proposal and recommends approval of the same.
- b. It suggests the student to make revisions in the proposal and resubmit the proposal again to the Screening Committee.
- c. It rejects the proposal, stating reasons.



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Eligibility :

Candidates seeking admission in to the PhD Programs of all the Faculties (Management, Engineering, Science and Law) shall have:

- A regular, full time Master's degree or a professional degree (declared equivalent to the master's degree by the corresponding statutory regulatory body), **with at least 55% marks** in aggregate or an equivalent grade in a point scale (wherever grading system is followed). (Candidates possessing master's degree in allied areas shall complete the pre-requisite courses).

(OR)

- Qualified the UGC-NET/JRF/SLET examinations.

(OR)

- A regular, full time M.Phil degree from any recognized University.

(OR)

- One year professional PG degree in Law.

Procedure for Admission

- The admission into PhD Program based on PhD entrance test/personal interview.
- M.Phil degree holders, UGC-NET/JRF/SLET qualified candidates are exempted from the entrance test.

Semester Registration

- PhD Students have to register for every semester at the beginning of each semester. If a student does not register for a semester without seeking exemption, his/her name may be removed from the rolls of PhD program.

Course Work: The objective of the coursework is to impart scholarship and to equip the student with the latest developments in the discipline, including the tools of research. In the first year the student takes **8 courses of 4 credits** each spread across two semesters.

	Semester I		Semester II	
	Course Title	Credits	Course Title	Credits
	Legal Research Methodology – I	4	Legal Research Methodology – II	4
	Broad Field in the Area of Research – I*	4	Broad Field in the Area of Research – II*	4
	Seminar in the Broad Field of	4	Seminar in the Broad Field of Area	4

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Area of Research – I*		of Research – II*	
ICT in Legal Research and Teaching – I	4	ICT in Legal Research and Teaching – II	4
Total credits	16	Total credits	16
Summer Research Project PhD Qualifying Examination			

- **Students** who receive scholarships¹ are required to maintain a minimum **CGPA of 7.5/10.0** at the end of the course work. Further, a student is also required to secure a minimum grade of 'C' in each course in order to be eligible to continue in the program.
- Minimum credits required for Ph.D program is 32.
- A PhD student is permitted to change from full-time mode to part-time mode and vice-versa, upon approval from the concerned competent authority.

PhD Qualifying Examination

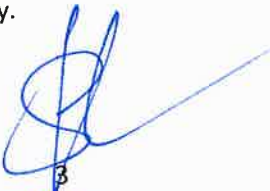
- Students who successfully complete the coursework with a minimum CGPA of 7.5 are eligible to appear for PhD qualifying examination. The qualifying examination consists of written examination followed by a viva voce.
- The qualifying viva voce would be conducted by a panel of examiners. Based on the overall performance, the result of the qualifying examination will be declared in terms of "Pass" or "Fail". The student may avail a maximum of two attempts for clearing the qualifying examination. If a student fails to qualify in two attempts, he/she will be discontinued from the program.
- Upon successfully clearing the PhD qualifying exam, the full time PhD students are required to give at least one PhD Proposal preparation seminar in every semester. Upon successful thesis proposal defense, full time PhD students are required to give at least one PhD Thesis Progress Seminars in every semester until they submit the thesis for evaluation.
- Upon successfully clearing the PhD qualifying exam, the part time PhD students are required to give one PhD Proposal preparation seminar in every 4 months. Upon successful thesis proposal defense, part time PhD students are required to give at least one PhD Thesis Progress Seminars in every 4 months until they submit the thesis for evaluation.

Doctoral Advisory Committee

- Upon successful completion of the PhD Qualifying exam, Doctoral Advisory Committee (DAC) will be constituted.
- DAC comprises one convener and two members. DAC is appointed based on the following criteria:
 - a. The Convener and Members should be from the broad area in which the student opts to pursue the PhD research.
 - b. The Convener and Members should possess a PhD degree.
 - c. The proposed Convener and Members should have **at least four publications** in refereed journals or in journals recognized by the University.

¹ As per University norms




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- d. However, a senior professional, holding a PhD degree in the relevant, and having long professional experience in organizations of repute, may also be appointed as member of DAC.

The Role of the DAC is:

- a. To guide the student to sharply focus on the exact area of research and help in formulating the thesis proposal.
- b. To periodically review and assist in the progress of the research work of the research scholar.
- c. To guide the research scholar to develop the study design and methodology of research.
- d. The DAC is expected to submit a quarterly progress report of the student to the PhD Office.

The DAC exists till the approval of the Thesis Proposal by the University. The DAC Convener invariably becomes the Supervisor subject to approval by the Screening Committee.

Role and Responsibilities of a PhD Supervisor

- Supervisor should ensure that the student adheres to the plan indicated in the approved proposal, in terms of the objectives, hypothesis, approved methodology for data collection and analysis, etc.
- Any significant deviations from the approved proposal should be brought to the notice of the Screening Committee.
- Supervisor has to certify the originality and authenticity of the PhD thesis work of his/her student.
- Supervisor has to give a quarterly progress report of the student to the PhD Office.

Preparation, Submission and Defense of Thesis Proposal

- The student would prepare Thesis proposal document under the guidance of his/her DAC. The proposal approved by the DAC would be forwarded to the PhD Screening Committee for review.
- The student is required to submit the first draft of the Thesis Proposal for review within two semesters after passing the Qualifying examination.
- The proposal draft should not exceed 20 pages excluding the references. To ensure that all the relevant aspects of a PhD Thesis Proposal are covered, students are expected to prepare the draft based on the format presented in Table-2.
- The Doctoral Advisory Committee of a student, after satisfying itself, will request the Convener to forward the proposal for approval. The Convener should forward the Thesis Proposal in the prescribed Performa (Refer Annexure-1) to the concerned PhD Coordinator along with the suggested name and CV of the proposed Supervisor for approval of the Screening Committee (consisting of senior faculty members appointed by the Vice Chancellor).

Table 2: PhD Thesis Proposal Format

Section	Title
1	Introduction and Motivation (importance) for the Proposed Research
2	Literature Survey (critical review of research papers related to the thesis topic) and
3	Identification of Research Gaps
4	Proposed Research Objectives, Model and Research Hypotheses
5	Research Methodology, Sources of Data and Experimental Resources
6	Expected Contribution to the State of the Art
7	List of References
8	Timeline (plan) of Research

The Screening Committee will check the quality of the PhD Thesis Proposal. Specifically, it will focus on the clarity of the objectives, thoroughness of the review of literature, proposed methodology, data analyses,



and whether the thesis work makes a significant contribution to the existing body of knowledge. The Screening Committee, after deliberations, may decide on one of the following:

- a) It accepts the proposal and recommends approval of the same.
- b) It suggests the student to make minor revisions in the proposal and resubmit.
- c) It suggests the student to make major changes in the proposal and resubmit and present the proposal again to the Screening Committee.
- d) It rejects the proposal.
- e) If the Screening Committee rejects the proposal the student has to work and resubmit the proposal again to the Screening Committee within a stipulated period of time.

10.1 By beginning of the third academic year, students are required to defend their theses proposals. Proposals cleared by the Committee are scheduled for defense seminar, attended by the DAC, department faculty members, fellow PhD students and the Screening Committee.

10.2 Appointment of Supervisors would be done based on successful completion of the PhD Proposal Defense, by the Screening Committee.

PhD Thesis Preparation and Submission

- In the fourth academic year students have to complete the PhD thesis work and submit the thesis for evaluation.
- Change of title of the thesis by the student is permitted in exceptional cases on taking necessary approvals from the Screening Committee. PhD Supervisor has to provide justifications for the change of title and request for the same in a prescribed format available in the PhD office (Refer Annexure-2).
- Transfer of PhD students from one Supervisor to another Supervisor can be effected by the Screening Committee on the merit of the case.
- PhD Supervisor has to verify, confirm and certify that the thesis data collected by his/her student is genuine.
- While submitting the thesis for evaluation, the dissertation/thesis shall have an undertaking from the Research Scholar and a certificate from the PhD Supervisor attesting to the originality of the work, vouching that the thesis is free of Plagiarism and that the work has not been submitted for the award of any other degree/diploma of the same institution or to any other institution.
- Plagiarism percentage is fixed at 10% or otherwise provided by the UGC guidelines.
- An affidavit shall be obtained from the Research Scholar that the thesis is free from Plagiarism and in case there is any issue of Plagiarism, he alone will be responsible, not the Guide. The thesis may be cancelled in case of proved Plagiarism and that he/she would be liable for disciplinary action as per the norms of the University/Institution.
- PhD student must publish at least one research paper in his/her chosen area in a refereed journal, before submission of the thesis for adjudication, and produce evidence for the same in the form of acceptance letter and/or reprints.
- PhD student must make two paper presentations in conferences/seminars, before submission of the thesis for adjudication and produce evidences for the same.

Progress Seminars

-A PhD student is expected to give at least one progress seminar every semester in their respective department until he/she submits the thesis. The seminar tests the students for the following:

- a. Knowledge of basic concepts
- b. Ability to apply the knowledge of basic concepts
- c. Additional knowledge acquired
- d. Ability to analyze a given problem or situation
- e. Logical development of the subject
- f. Effective oral communication



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- g. Self-reliance, cooperation and moderation.
- After the successful defense of the PhD proposal, students are required to give one progress seminar exclusively on sampling design and data, methodology, etc.
- Evaluation of progress seminars would be done by the respective Supervisors/DAC Conveners at the end of the seminar. (Refer Annexure - 3).
- Two consecutive unsatisfactory grades will be viewed seriously.

Research/Teaching Internship

- After successfully defending their thesis proposals, full time PhD students are required to involve in teaching, research or related academic activities.

Performance Monitoring and Feedback

- The performance of students post PhD qualifying examination would be done on a quarterly basis.
- The DAC Conveners/PhD Supervisors are expected to submit a quarterly Progress Report on the performance of their students in the prescribed format (Refer Annexure-4).
- In case the progress of the PhD student is unsatisfactory, the DAC Convener/Supervisor has to record the reasons for the same and suggest corrective measures. If the student fails to implement these corrective measures, the DAC Convener/Supervisor may recommend to the concerned competent authority with specific reasons for cancellation of the PhD registration.

Appointment of Examiners

- The Supervisor will submit a list of proposed examiners to the Registrar. Names and addresses along with the curricula vitae of at least six eminent persons in the field of research, should be proposed in the list (4 external examiners and 2 internal examiners).
- The Vice Chancellor will select 3 examiners (2 external and 1 internal from the list submitted to him) and form a panel of examiners consisting of the Supervisor and the three selected ones.
- The examiners may be from India or abroad. At least one examiner will be from outside the State.
- The Vice Chancellor may ask the Supervisor or the Registrar to submit more names in the panel of proposed examiners if he so desires.

Examiner's Report on the Thesis

- Invitations would be sent to the examiners selected by the Vice Chancellor. If they accept to evaluate the thesis, hard/soft copies of theses are sent to them, along with the recommendation forms. The Thesis Examiners have to complete and send their separate review reports on the Thesis along with the recommendation, in the approved format, to the concerned PhD Coordinator, within 10 weeks. An extension of maximum one month may be given for the purpose.
- If the report is not received from an examiner within the stipulated period, the Thesis will be sent to another examiner chosen by the Vice Chancellor from the panel submitted by the Supervisor.
- In case, all the examiners approve the thesis, it will be accepted and the student shall appear for the viva-voce examination.
- In case, any one of the three examiners has not approved the thesis, the thesis shall be referred again to a fourth examiner, Indian or Foreign as the case may be. However, if the fourth examiner does not approve the thesis, the thesis shall be rejected and the registration will be cancelled.
- If the examiner(s) suggest a revision and re-submission of the thesis, then the revised thesis duly certified by the Supervisor shall be sent to all the examiners. If they all approve the revised thesis then the student shall appear for the viva-voce.
- When a student is required to revise and resubmit his/her Thesis, his/her status will revert to what it was before the submission of the Thesis.

PhD Viva-voce Examination

- Upon approval of the thesis unanimously by all the 4 examiners, viva-voce examination for the student would be scheduled. Normally, the same panel of four examiners will conduct the viva-voce examination, which should be open to research scholars, faculty members and others.
- If, due to some unforeseen circumstances, one of the examiners is unable to attend the viva-voce, the Vice Chancellor may permit to conduct the viva-voce with the remaining three examiners.
- A student who is not successful at the viva-voce examination may be permitted to undergo the viva-voce examination for a second time, within a period of three months but not before one month after the first viva-voce.
- **Final Grade and Award of PhD Degree**
 - o Based on the total performance of the student, the panel of examiners would finally give one of the following grades: Excellent / Very good / Good / Unacceptable to the thesis.
 - o Students who have achieved “Excellent”, “Very Good” or “Good” grade in the thesis will be awarded PhD degree after approval of the results by the Academic Council.
 - o Those who get unacceptable has to resubmit the thesis based on the comments given by the viva-voce panel within a stipulated period of time.



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Detailed Curriculum

Legal Research Methodology – I - (Credits-4)

Objectives:

The Objectives of the course is to enlighten the students about the nature and scope of the research, importance of research, various methods associated with the legal research, identification and designing of research topic, formulation of hypothesis and testing of the hypothesis.

Unit I: Introduction to Legal Research

Meaning and Nature of Research – Importance of Research – Characteristics of Good Research – Utility of Research – Reasoning and Research – Methods of Research – Typcs of Research – Scientific Research – Socio-Economic Research – Legal Research

Unit II: Nature and Scope of Legal Research

Meaning and Nature of Legal Research – Scope of Legal Research – Objectives of Legal Research – Importance of Legal Research – Types of Legal Research – Doctrinal and Non-Doctrinal, Empirical and Survey Research – Case Study Research - Action Research – Strategies and Planning for Legal Research.

Unit III: Formulation of Research Problem and Hypothesis

Meaning of Research Problem – Identification and Selection of Research Problem – Steps Involved in the Formulation of Research Problem – Definition of Hypothesis – Significance of Hypothesis – Characteristic Features of Valid Hypothesis – Types of Hypothesis – Stages in Formulation of Hypothesis – Testing of Hypothesis.

Unit IV: Research Design



Meaning and Definition of Research Design – Need for Research Design - Formulation of Research Design - Types of Research Design: Exploratory, Descriptive, Diagnostic, Historical and Experimental - Characteristics of Workable Design.



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Legal Research Methodology –II (Credits-4)

Objectives:

The present course helps the students to understand the information and data available for the research, various types of tools used in collecting the data and analyzing the data, selecting the size of the sample, use of the sample collected, arriving at the conclusions and application of conclusions in testing the hypothesis, preparing the research report and submission.

Unit I: Research Data

Meaning and Nature of Data – Importance of Data – Types of Data – Sources of Data: Primary Sources, Secondary Sources, Vertical and Horizontal Sources

Unit II: Research Tools

Methods of Data Collection – Various Tools used in Data Collection – Observation – Questionnaire – Interviews – Schedule – Rating Scales – Interview Methods – Case Study – Sociometrics – Jurimetrics.

Unit III: Sampling Techniques

Meaning of Sampling – Significance of Sampling Method – Methods of Sampling - Types of Sampling - Probability Sampling: Simple Random Sample – Stratified Random Sample, Cluster Sample - Multi Stage Sample - Non-Probability Sample - Purposive Sample - Quota Sample - Area Sample – Errors in Sampling – Conclusions based upon the Sampling

Unit IV: Analysis of Data and Statistical Techniques

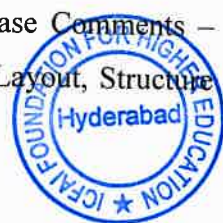
Analysis of Data in Doctrinal Research – Presentation and Interpretation of Data - Meaning and Definition of Statistics – Types of Statistical Analysis; Statistical Package for the Social Sciences (SPSS) – Victorian Graphical Presentations - Legal Variables – Correlation – Partial and Multiple Correlation – Regression Analysis

Unit V: Research Report

Significance of Legal Writing – Essentials of Legal Writing – Stages of Report Writing - Legal Drafting Rules – Citation Methodology – Blue Book - Book Review and Case Comments – Application of Maxims and Doctrines – Different Steps in the Preparation – Layout, Structure



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and Language of Typical Reports – Illustrations and Tables – Bibliography and Referencing and Footnotes - Report Writing – Plagiarism

Books:

1. Bruce L. Berg, Qualitative Research Methods for the Social Sciences (London: Allyn and Bacon, 2001).
2. Kothari C.R., Research Methodology (New Age International, 2004)
3. Pauline V. Young, Scientific Social Surveys and Research, Methods, and An Introduction to methods and Analysis of Social Studies (New York: Prentice Hall, Rev Ed. 1949)
4. Rattan Singh, Legal Research Methodology (Lexis Nexis, 2013)
5. Robert Watt, Concise Book on Legal Research (Indian Reprint, Universal Law Publishing, 6th Ed., 2009)
6. Terry Hutchinson, Researching and Writing in Law (Lawbook Company, 3rd Ed., 2010)
7. Verma S K & Afzal Wani M (ed), Legal Research and Methodology (Indian Law Institute, New Delhi, 2nd ed., 2001).
8. Vijay K. Gupta, Decision Making in the Supreme Court of India (A Jurimetric Study) – Alternatives in Judicial Research (Delhi: Kaveri Books, 1995).
9. Wilkinson & Bhandarkar, Methods and Techniques of Social Research (Himalaya Publishing House, 1999)
10. William Goode and Hatt P. K., Methods in Social Research (McGraw-Hill, 1952)
11. Wing Hong Chui, Research Methods for Law by (Edinburgh University Press, 2007)




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ICT in Legal Research and Teaching-I (Credits-4)

Objectives:

The innovations in the information and communication technology are helping the legal researchers and teachers to acquire the knowledge created across the globe. This course helps the students in understanding the technology resources and storing and rewinding of the knowledge that is available in the selected research area. It also helps the students for creation of knowledge bank more particularly in the decided cases pronounced by different courts of the world.

Unit I: Introduction to Information and Communication Technology

- i) Meaning of Information and Communication Technology
- ii) Introduction to the browser, browsing and web.
- iii) Operating systems and its requirements
- iv) Working with spread sheets, Emails and Web-Based Forms
- v) ICT Resources Usage

Unit II: ICT in Legal Research and Teaching

- i) Importance of ICT in Legal Research and Teaching
- ii) Educational applications of ICT
- iii) Exploring Software tools for Evaluation
- iv) Resources for Teaching-Learning

Unit III: ICT and Law

- i) Electronic Governance
- ii) Information Technology Act, 2000: Salient Features
- iii) Cyber Crimes and Cyber Security

Unit IV: Data Sources, Collection and Analysis

- i) Exploring Sources of Data : Legal Data Bases and Digital Library
- ii) Collection, Storage and Retrieval of Data



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iii) Selection of Digital Content

iv) Data Analysis

Unit V: ICT in Case Research

i) Law Related Websites: Basic Knowledge, Kinds

ii) Selection of Appropriate Websites for Finding Laws, Case Laws, Primary and Secondary Sources.

iii) Application of ICT in Legal Field

a. Use of Search Engines

b. Use of pdf, ppt – Searching and editing e-Contents

iv) Use of ICT in Judicial Information System – Case Information, Judgment search, E-Courts



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ICT in Legal Research and Teaching-II: (Credits-4)

Objectives:

The knowledge and application of the information and communication technology in legal research and legal education is of recent development. . This course helps the students to unveil the learning they made with the help of the Course – the ICT in Legal Research and Teaching –I and apply to the broader research area they identified. The Assignments and Seminar will help the students to sharpen their skill sets for effective research findings.

A. Assignment and Seminar

NOTE: The Research Students (Full -Time as well as Part -Time) shall submit an assignment and present a Seminar on the application of ICT in their research.

Text and Reference Books:

1. Allan M Garten: Internet : Law and Legal Profession
2. BaxiUpendra: Legal Education in 21st Century
3. Judy A. Long: Legal Research Using the Internet
4. Kant D. Stuckey: Internet and Online Law
5. Michael D. Rostoker: Computer Jurisprudence and Legal Responses to the Information, Revolution
6. Nandan Kamath: Law relating to Computers and Internet, Universal
7. Rega Surya Rao: Use of Internet, Internet for Law Students and Legal Profession, Asia.

Other Suggested Readings:

1. Bernard J. Hibbitts, 'Last Writes? Re-assessing the Law Review in the Age of Cyberspace' (1996)71 N.Y.U.L. REV. 615
2. Blair Janis, 'How Technology Is Changing the Practice of Law' Vol. 31 No. 3 http://www.americanbar.org/publications/gp_solo/2014/may_june/how_technology_changing_practice_lawhtml



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3. G Pearl, 'Legal Education and Technology: An Annotated Bibliography' (2001) Vol. 93 No 3 Law Library Journal 1
4. Jeanne Eicks, 'Educating Superior Legal Professionals: Successful Modern Curricula Join Law and Technology'
http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2465977
5. Jonathan Jenkins, 'What Can Information Technology Do for Law?' (2008) 21 No. 2 Harvard Journal of Law & Technology 589.
6. M.R. Burra and V. N. Madasu, 'Importance of Internet Facility in Support of Legal Education and Legal Research'
http://www.abhinavjournal.com/images/Arts_&_Education/May13/4.pdf
7. Michael A. Geist, 'Where Can You Go Today?: The Computerization of Legal Education From Workbooks to the Web' (1997) Vol 1, Harvard Journal of Law and Technology 141
8. Paul F. Teich, 'How Effective is Computer-Assisted Instruction? An Evaluation for Legal Educators' 41 J. Legal Educ. 489 (1991)
9. Richard S. Granat and Stephanie Kimbro, 'The Teaching of Law Practice Management in Law Schools: a New Paradigm' (2013) Vol. 88 no.3 Chicago-Kent Law Review 757
10. Richexd A. Matasar & Rosemary Shiels, 'Electronic Law Students: Repercussions on Legal Education' (1995) 29 VAL.U.L. REV. 909
11. Roger Park & Russell Burris, 'Computer-Aided Instruction in Law: Theories, Techniques, and Trepidations' [1978] AM.B. FOUND. RES. J. 1.
12. Thomas Allen & William Robinson, 'The Future of Computer Assisted Learning in Law' (1987) 3 J.L. & INFO. SCI. 274
13. William G. Harrington, 'A Brief History of Computer-Assisted Legal Research' (1985) 37 L. LmR. J. 543



1..Detailed curriculum of Semester I & II of 2016-2020 Batch

ADMINISTRATIVE ADJUDICATION AND ADMINISTRATIVE TRIBUNALS

Paper I: TRIBUNALS AND THE ADMINISTRATION OF JUSTICE

Objectives: The course is designed to trace out the origin and evolution of tribunals in India and other legal systems. It further distinguishes the tribunals with courts and also enumerates relative advantages and disadvantages of tribunals. It also focuses on different types of tribunals and their constitutional status. The growth of Administrative tribunals both in developed and developing countries has been a significant phenomenon of the twentieth century. In India innumerable tribunals have been set up from time to time both at the center and the states, covering various areas of activities like trade, industry, banking, taxation, etc. The main objective of establishment of administrative tribunals is to provide speedy and inexpensive relief to the government employees relating to grievances on recruitment and other conditions of service had been under consideration of government of India for a long time.

Unit I: Introduction to Tribunals

Concept of Justice – Theories of Justice - Dispensation of Justice - Administration of Justice - Inquisitorial and Adversarial Systems – JDR – ADR – Rule of Law – Tribunalization of Justice – Origin of Tribunal System – *driotadministratif* – Tribunals in French Legal System – *tribunauxadministratif* – Conseil d’Etat – Practices and Systems of other Countries – Comparative Analysis: USA, UK, Australia and India.

Unit II: Administrative Adjudication

Classification of Administrative Action – The Concept of Administrative Adjudication – The Rationale of Administrative Adjudication – Compatibility with the Theory of Separation of Powers – Problems of Administrative Adjudication – Mechanism for Administrative Adjudication – Tribunals and other Quasi-judicial authorities.

Unit III: Characteristics and Procedure of Tribunals

Meaning of Tribunal – Its Nature and Main characteristics – Reasons for the growth of Tribunals – Distinction between Courts, Special Courts and Tribunals – Tribunals as Quasi-judicial Bodies – Tribunal as a tool of ADR – Procedure of Tribunals – Principles of Natural Justice – Administrative Procedure Act of 1948 – Franks Committee Report – Merits and Demerits of Tribunals

Unit IV: Constitutional Status of Tribunals

Constitutional Status of Tribunals– Article 371D and AP Administrative Tribunal – Article 323 A and 323 B – Administrative Tribunals and Tribunals for other purposes – Judicial powers conferred on various authorities under the Constitution and their exercise – Article 136 and Appeals against Tribunals – Article 227 and Supervisory jurisdiction of High Courts over Tribunals – Judicial control of Tribunals.

Unit V: Types of Tribunals




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Legal Framework of Tribunals – Administrative Tribunals Act 1985 – Types of tribunals – Statutory and Domestic tribunals – Tax Tribunals – Election Tribunals – Consumer Disputes Redressal Agencies – Debts Recovery Tribunals – Accident Claims Tribunal – Railway Claims Tribunal - Industrial Tribunal etc.

Reference Books:

1. AnantKalse, Ed., Administrative Tribunal and Classification of Administrative Action, Common Wealth Parliamentary Association, 2016.
2. H.W.R. Wade & C.F. Forsyth, Administrative Law, 10th Edition, 2009, Oxford University Press.
3. J M Evans, DeSmith, Judicial Review of Administrative Action, Stevens and Sons Ltd., 4th Ed., 1980, London
4. John Levingston, The Law of Tribunals: Annotated Civil and Administrative Tribunal Act 2013 (NSW), 1st Ed., Federation Press; 2016
5. Jain & Jain, Principles of Administrative Law, 8thEd., 2017, Lexis Nexis
6. Brinda and Sanjeev Muthuswamy, Swamy's Central Administrative Tribunal (Act, Rules and Orders), 13thEd., 2012, Swamy Publishers (P) Ltd.



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ADMINISTRATIVE ADJUDICATION AND ADMINISTRATIVE TRIBUNALS

Seminar Paper 1

Objective: the objective of the seminar paper is to train the student in identifying the sources, analysis of the articles trace out the historical evolution of the courts and its applications, tracing out the equivalents in global legal arena. It also helps the students to understand the principles, relations between the judicial and administrative action. The seminar paper improves the analytical skills of the research student.

Reference Books:

1. Sanjay Gupta & Smriti Sharma, "*Judicial Analysis of the Powers and Functions of the Administrative Tribunals*", Christ University Law Journal, Vol. 3(1), 2014, pp.83-94.
2. Peter W. Hogg, "*Remedial Power of Administrative Tribunals*", The Supreme Court Law Review, Vol.25, 2004, pp.151-164.
3. Alice Jacob, "*Bar on Tribunals' Discretion to Examine the Adequacy of Punishment in Disciplinary Cases*", Journal of Indian Law Institute, Vol.31 (2), 1989, pp. 250-265.
4. K. I. Vibhuti, "*Administrative Tribunals and High Courts: A Plea for Judicial Review*", Journal of Indian Law Institute, Vol.30 (1), 1987, pp.106- 121.
5. Dr. Geetinder Kaur, "*Tribunalization of Justice: a Case in Favour of Central Administrative Tribunals in India*", International Journal of Marketing and Management Research, Vol.2 (5), 2011, pp. 9-34.
6. S P Sathe, *The Tribunal System in India*, Journal of the Indian Law Institute Vol. 41, No. 2 (April-June 1999), pp. 312-315



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ALTERNATIVE DISPUTE RESOLUTION AND FAMILY DISPUTES RESOLUTION

Paper I: INTRODUCTION TO DISPUTE RESOLUTION

Objective: This course highlights the importance of alternative dispute resolution methods to litigation to the students. It also gives the picture of various methods of ADR. The student will be acquiring the knowledge about the evolution of methods of ADR such as negotiation, mediation, conciliation, and arbitration. It analyses the law relating to ADR vis-à-vis provisions of UNCITRAL Model Law of ADR and also intended practices.

Unit I: Introduction to Dispute Resolution

Dispute and Conflict – Dispute Avoidance and Dispute Resolution – Resolution and Settlement – Nature and Scope of Dispute Resolution – Advantages and Disadvantages of Litigation and Settlement – Effectiveness of Alternative Dispute Redressal Mechanism.

Unit II: ADR Methods

Meaning, Nature and Genesis of Alternative Dispute Resolution – Forms of ADR Mechanism – Negotiation – Mediation – Arbitration- Conciliation - Legal Aid – Legal Services Authority Act, 1987

Unit III: Negotiation and Mediation

Negotiation and Mediation – Theories, Development and its Forms – Qualities and Skills of Negotiator – Process of Negotiation – International Negotiation – Mediation – Nature of Mediation – Facilitative and Evaluative Mediation – Duties of Negotiator, Mediator, Conciliator and Arbitrator – Confidentiality – Collaborative Mediation and Negotiation.

Unit IV: Arbitration and Conciliation Act, 1996

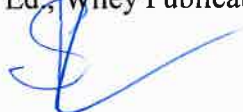
Important Provisions of Arbitration and Conciliation Act, 1996 – Arbitration and Conciliation – Arbitration Agreement – Essentials, Rule of Severability – Composition of Arbitral Tribunal – Extent of Judicial Intervention – Interim Measures – Power of Court to Refer Parties to Arbitration – Jurisdiction of Arbitral Tribunal – Competence of Arbitral Tribunal – Conduct of Arbitral Proceedings – Place of Arbitration – Arbitral Award – Termination – Enforcement – Conciliation and its Mechanism – Conciliation Skills.

Unit V: Global Initiatives in ADR

International Perspectives – New-York and Geneva Conventions – UNCITRAL Model Law, Treaties etc. – Enforcement of Foreign Award and Jurisdictional Issues.

Reference Books:

1. J. G. Merrills, International Dispute Settlement. U.K: Cambridge University Press, 2005(Fifth Ed.)
2. Shirley Shipman; Ben Waters; William Wood, QC; Henry Brown, ADR: Principles and Practice, Sweet & Maxwell 2016
3. Christopher W. Moore, The Mediation Process: Practical Strategies for Resolving Conflict, 4th Ed, Wiley Publication, 2014.



4. Robert J. Niemic, Donna Stienstra and Randall E. Ravitz, Guide to Judicial Management of Cases in ADR, Federal Judicial Centre, 2001
 5. Sashang Garg, Alternative Dispute Resolution, the Indian Perspective, Oxford University Press
 6. Madhusudan Saharay, Text book on Arbitration and Conciliation with ADR, 4th Ed., Universal Publication 2017
 7. Anupam Kurlwarl, An Introduction to Alternative Dispute Resolution System, 3rd Ed., Central Law Publication 2017
 8. Avtar Singh, Law of Arbitration and Conciliation, Eastern Book Company, 2013(10th Ed.)
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ALTERNATIVE DISPUTE RESOLUTION AND FAMILY DISPUTES RESOLUTION

Seminar Paper I

Objective: This course train the students in identifying the differences in process of ADR methods and also understating the finites of the process of dispute resolution methods against the traditional litigation.It also help the student to analyze the ADR statistics with the help of case laws, principles of ADR methods.It makes the student to have the detailed inputs relating industry specific models for the benefit of the convenience and other people in need.

Reference Books:

1. Micheal Legg, "*The Future of Dispute Resolution: Online ADR and Online Courts*", Australasian Dispute Resolution Journal, vol. 71, University of New South Wales Law Research Series ,2016, pp.1-15.
2. Thomas J. Stipanowich, "*Arbitration: The "New Litigation"*", University of Illinois Law Review, vol.1, University of Illinois, 2010, pp. 1-60.
3. Feliksas Petrauskas &EglėKybartienė, "*Online Dispute Resolution in Consumer Disputes*", Jurisprudence, vol. 18(3),MykolasRomeris University, 2011, pp.921–941.
4. David Sherwyn& J. Bruce Tracey, "*Mandatory Arbitration of Employment Disputes: Implications for Policy and Practice*", Cornell Hotel and Restaurant Administration Quarterly, October-November 2001, Cornell University School of Hotel Administration, 2001,pp. 60-71.
5. Theodore J. St. Antoine, "*Mandatory Arbitration: Why It's Better Than It Looks*",University of Michigan Journal of Law Reform, vol.41(4), University of Michigan Law School, 2008, pp. 783-812.
6. Jacqueline Nolan-Haley, "*Mediation: The "New Arbitration"*", Harvard Negotiation Law Review, vol. 17, 2012,pp.61-95.
7. Hemalata V. Devi and Babu. G, "*LokAdalat: A Speedy Justice system in India*", The IUP Law Review, vol. II(2), April 2012, pp.5-13.
8. Laila T. Ollapally, "*Integrating Mediation: A Holistic Approach to Administration of Justice in India*", International Journal of Consumer Law and Practice, vol.5, National Law School of India University, Bangalore.2017.
9. Pavecha B.L, "*Arbitration: Laws and Flaws*", All India Reporter, vol. 105, Part.1253, All India Reporter Pvt. Ltd, May 2018, pp. 123-126.
10. SudhirKotwal, "*Critical Analysis of Arbitration and Conciliation (Amendment) Act, 2015*", Nyayadeep, vol. XVIII, Issue I& II, National Legal Services Authority, January 2017, pp. 49-69.


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DOMESTIC VIOLENCE AND PROTECTION OF WOMEN

Paper I: DOMESTIC VIOLENCE: CONCEPTUAL CONTOURS

Objectives: The course is designed to study the status of women in matriarchal and patriarchal society. It deals with the forms of violence against women and with specific reference to domestic violence. Protection of women under international covenants, constitutional provisions and other legislative provisions. It also deals with causes and consequences of domestic violence against women.

Unit I: Status of Women

Status of Women in the Ancient Period, Medieval Period and the Modern Period – Different Forms of Violence Against Women – Socio-cultural Context – Matriarchal and Patriarchal Society - UN Report on Violence against Women – the Report of National Crime Records Bureau - The Rationale of Protection of Women – The International Concern for Protection of Women – CEDAW

Unit II: Concept of Gender Justice

Constitutional Scheme of Gender Justice in India – Concept of Gender Justice – Gender Discrimination – Protective Provisions in Favour of Women - Gender Equality – Right against Exploitation – Judicial Pronouncements – Fundamental Duty to Renounce Practices Derogatory to the Dignity of Women and its Enforcement

Unit III: Position of Women under Personal Laws

Position of Women under the Various Personal Laws – Remedies Available to Women under Matrimonial Laws – Restitution of Conjugal Rights, Judicial Separation, Divorce, Maintenance etc. – Protection of Women under Criminal Laws – Section 304B and Section 498A of IPC- Protection from Dowry Related Harassment – Protection from Sexual Assault and Acid Attacks – the Criminal Law Amendment Act 2013

Unit IV: Legislative Framework for Protection of Women

Law Relating to Dowry Prohibition, Prohibition of Child Marriages, Protection from Sexual Harassment, Female Feticide, Immoral Trafficking, Indecent Representations, Inheritance Rights of Women, Maintenance, etc.

Unit V: Concept of Domestic Violence

Historical Aspect of Domestic Violence – Discipline in Family Relations - Domestic Violence as Gender Violence – Causes and Consequences of Domestic Violence – Remedial Measures

Reference Books:

1. Dawn Berry, Domestic Violence Source Book – McGraw Hill Education 3rd Edition 2000.
2. Donald G Dutton, The Abusive Personality: Violence and Control in Intimate Relationships, 2nd Ed., Guilford Press, 2007



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3. SmitaNayak, Combating Violence Against Women: A Reality in the Making, 1st Ed, Kalpaz Publication, 2016
4. Rinki Bhattacharya, Behind Closed Doors: Domestic Violence in India, Sage Publishing, India.
5. R Revathi, Law Relating to Domestic Violence, 2nd Edition, Asia Law House, Hyderabad.



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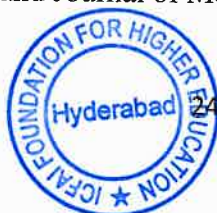
DOMESTIC VIOLENCE AND PROTECTION OF WOMEN

Seminar Paper 1

Objectives: the domestic violence is a black mole on the society. The research student is made to understand the meaning and nature of domestic violence. The course facilitates the students to analyze the situations and its backdrop of families where the domestic violence is reported and the reasons thereof. It also provides opportunity to suggest process and remedies to be used in curbing up of the domestic violence. This seminar paper will enable the students to know the facts and figures of happening of the domestic violence and law applicable to it.

Reference Books:

1. Leigh Goodmark, "Transgender People, Intimate Partner Abuse, and the Legal System", Harvard Civil Rights-Civil Liberties Law Review, Vol. 48, 2013, pp.51-104.
2. Leigh Goodmark, Should Domestic Violence be Decriminalized?, Harvard Journal of Law & Gender, Vol. 40, 2017, pp.53-113.
3. Farhana I. Madhani, Rozina Karmaliani, Cyra Patel, Carla M. Bann, Elizabeth M. McClure, Omrana Pasha and Robert L. Goldenberg, "Women's Perceptions and Experiences of Domestic Violence: An Observational Study From Hyderabad, Pakistan", Journal of Interpersonal Violence, Vol. 32(1), Sage Publication, 2015, pp.76-100.
4. Sarah L Martin and Others, Domestic Violence Across Generations: Findings from Northern India, International Journal of Epidemiology, 2002, pp.560-572.
5. Kavita Sethuraman, Richard Lansdown, and Keith Sullivan, Women's empowerment and domestic violence: The role of sociocultural determinants in maternal and child undernutrition in tribal and rural communities in South India, Food and Nutrition Bulletin, vol. 27, no. 2 2006, The United Nations University.
6. Paula G. Panzer, Marie B. Philip, and R. Anna Hayward, Trends In Domestic Violence Service And Leadership: Implications For An Integrated Shelter Model, Vol. 27, No. 5, May 2000, Administration and Policy in Mental Health
7. Kavita Alejo, "Long-Term Physical and Mental Health Effects of Domestic Violence", Themis: Research Journal of Justice Studies and Forensic Science, Vol. 2(1), 2014, pp.82-98.
8. John M. Burman, Lawyers and Domestic Violence: Raising the Standard of Practice, Volume 9 Issue 2, 2003, Michigan Journal of Gender and Law
9. Rehan Abeyrante & Dipika Jain, "Domestic Violence Legislation in India: The Pitfalls of A Human Rights Approach to Gender Equality", Journal of Gender, Social Policy & the Law, Vol. 21(2), 2012, pp. 334-360.
10. Jyoti Srivastava, Indira Sharma & Anuradha Khanna, "Perceived Causes of Domestic Violence in Married Women With Mental Illness & Physical Illness", Journal of Medical Science and Clinical Research, Vol. 2(2), 2014, pp.416-427.
11. Demetrios n. Kyriacou and others, Risk Factors for Injury to Women from Domestic Violence, The New England Journal of Medicine, 1999.




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12. Cris M. Sullivan, Understanding How Domestic Violence Support Services Promote Survivor Well-being: A Conceptual Model, *Journal of Family Violence*. 2018; 33(2): 123–131.
13. Alok Sharma, "*Social Dimensions of Domestic Violence against Women*". *The Delhi University Journal of the Humanities and the Social Sciences*, Vol.3, 2016, pp.185-208.



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HUMAN RIGHTS LAW

Paper-I

Objective: the course is intended to study the historical perspective of human rights concept. It deals with different stages in the evolution of human rights, adoption of human rights by the UN charters and other international covenants on human rights. It also covers incorporation of human rights in the constitution of India and other legislative framework concerning human rights protection. This course further provides human right protection mechanism and analysis of human rights Act 1993, constitution of human rights commission at central and state levels and non-governmental organization promoting the human rights. It also argues for providing education on human rights to the under privileged persons at different levels.

Unit I: Concept of Human Rights

Definition, Meaning and Nature of Human Rights – Human Rights as Natural Rights – Characteristics of Human Rights – Universal and Inalienable – Interdependent and indivisible – Equal and non-discriminatory – Interrelation between Human Rights and Duties – Classification of Human Rights - First, Second, Third and Fourth Generation Human Rights.

Unit II: Evolution of Human Rights

History and Evolution of Human Rights – Cyrus Cylinder – Magna Carta – Bill of Rights – French Declaration – Adoption of Human Rights by the UN Charter – UN Commission on Human Rights - Universal Declaration of Human Rights - International Covenants on Human Rights – ICCPR – ICESCR

Unit III: Conventions on Human Rights

Regional Conventions on Human Rights - European Convention on Human Rights - American Convention on Human Rights - African Charter on Human Rights - International Conventions on Human Rights - Genocide Convention - Convention against Torture - CEDAW- Child Rights Convention- Convention on Statelessness- Convention against Slavery- Convention on Refugees

Unit IV: Human Rights under the Constitution of India

Fundamental Rights as Human Rights – Expansion of Human Rights – Doctrine of Implied Rights – Enforceability of Social and Economic Rights – Development of Human Rights Jurisprudence through Judicial Process – Compensatory Jurisprudence

Unit V: Human Rights Protection in India

Protection of Human Rights Act - National Human Rights Commission - State Human Rights Commissions - Human Right Courts in Districts – Role of NGOs - Human Rights protection of Vulnerable Groups - Human Rights Education




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Reference Books:

1. P.R. Gandhi(ed):*Blackstone's International Human Rights Documents*, Universal Law Publishing Co. Delhi, 1st Ed., 1999.
2. Richard B. Lillich and Frank C. Newman: *International Human Rights - Problems of Law and Policy*, Little Brown and Company, Boston and Toronto, 1979.
3. D DBasu, *Human Rights in constitutional Law*, 3d Ed, Prentice Hall of India, 1994.
4. T.S. Batra: *Human Rights – A Critique*, Metropolitan Book Company Pvt. Ltd., New Delhi, 1979.
5. Dr.U. Chandra: *Human Rights*, Allahabad Law Agency Publications, Allahabad.
6. O.P.Chauhan and LalitDadwal, *Protection and Promotion of Human Rights in India*, New Delhi, Anmol Publications, 2006.
7. O.S. Bajwa, 'Human Rights in India: Implementation and Violations', New Delhi, Anmol Publications Pvt. Ltd., 1995.
8. P. Talwar, 'Human Rights', New Delhi, Isha Books, 2006.
9. P.S. Jaswal and N. Jaswal, 'Human Rights and the Law', New Delhi, APH Publishing Corporation, 1996.
10. RajendraVora and SuhasPalshikar, *Indian Democracy, Meaning and Practice*, New Delhi, 2004.
11. UpendraBaxi, *The Future of Human Rights*, New Delhi, Oxford University Press, 2002.
12. J.Bhagabati Prasad Banerjee &Dr.Ashish Kumar Massey, Durga Das Basu, *Human Rights in Constitutional Law by Wadhwa& Company*, Nagpur, 2nd Edi.2003.



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HUMAN RIGHTS LAW

Seminar Paper 1

Objective: This course is aimed to provide inputs to the student known and unknown violations of human rights of individuals in general and vulnerable groups in specific. It also provided for historical evolution of human right laws and agencies working of human rights and philosophy of human right. It enables the students to know legal framework of human rights protection at national and international level. Working of human right commissions and enforcement of orders given by the commissions.

Reference Books

1. A. S. Anand, "*Human Rights: At the Threshold of the New Millennium*", Journal of the Indian Law Institute, vol. 40, no. 1-4, January-December 1998, pp. 1-5.
2. Vibhuti Patel, "*Human Rights Movements in India*", Social Change, vol. 40(4), SAGE Publications, 2010, pp. 459-477.
3. V.S. Mani, "*Human Rights and the United Nations: A Survey*", Journal of the Indian Law Institute, vol. 40, no. 1-4, January-December 1998, pp. 38-66.
4. Kirstan Mcconnachie, "*Rethinking the 'Refugee Warrior': The Karen National Union and Refugee Protection on the Thai-Burma Border*", Journal of Human Rights Practice, vol. 4(1), Oxford University Press, 2012, pp. 30-56.
5. P. P. Rao, "*Penetration of Human Rights Philosophy in to Municipal Law*", Journal of the Indian Law Institute, vol. 40, no. 1-4, January-December 1998, pp. 131-137.
6. Dominic McGoldrick, "*The Development and Status of Sexual Orientation Discrimination under International Human Rights Law*", Human Rights Law Review, vol. 16, Oxford University Press 2016, pp. 613-668.
7. Neville Cox, "*The Freedom to Publish 'Irreligious' Cartoons*", Human Rights Law Review, , vol. 16, Oxford University Press, 2016, pp. 195-221.
8. YashGhai, "*Human Rights and Asian Values*", Journal of the Indian Law Institute, vol. 40, no. 1-4, January-December 1998, pp. 67-86.
9. Leora Kahn & Anita H. Fa'bos, "*Witnessing and Disrupting: The Ethics of Working with Testimony for Refugee Advocacy*", Journal of Human Rights Practice, vol. 9, Oxford University Press, 2017, pp. 526-533.



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JUVENILE JUSTICE SYSTEM

Paper I: CONCEPT OF JUVENILE JUSTICE

Objectives: The learning of this course helps the research students to evaluate justice in general and juvenile justice in particular. This also paves the way to analyze the reasons for delinquent behavior in children in India and other countries and various rights, care and protection available to the children under different statutes. Further the study of this course facilitates the research students to acquire knowledge in various constitutional and other legislative provisions regarding special treatment of young offenders, how the age is taken into consideration and the remedial measures available.

Unit I: Introduction to Juvenile Justice

Meaning of Juvenile – Concept of Juvenile Justice – The Problem of Uniform Definition of Child/Juvenile – The Rationale of Special Provisions in favour of Juveniles / Children – Movement for Juvenile Justice – International Concern for Juvenile Justice – UN Conventions on Rights of the Child.

Unit II: Juvenile Delinquency

Concept of Juvenile Delinquency – Causes of Juvenile Delinquency – Prevention and Remedial Measures to Combat Juvenile Delinquency – Position in UK, USA, India and Other Countries.

Unit III: Rights of Children

Position under the Indian Constitution – Protective legislations in Favour of Children – Right to Education – Right Against Exploitation – Right to Development – Role of the State – Duties of Parents – Social Interest Involved in the Protection of Children.

Unit IV: Juvenile and Criminal Law

Position of Juvenile under Criminal Law – *Doli incapax* – Defence of Infancy – Child as a Witness – Special Treatment of Juvenile Offenders under the Provisions of Criminal Procedure Code – Probation of Offenders Act 1958– Special Provisions for Young Offenders – Consideration of Age in Sentencing Process.

Unit V: Evolution of Juvenile Justice Law

Historical Evolution of Juvenile Justice Laws in India – State Legislations – Children Act 1960 – Juvenile Justice Act, 1986 – Juvenile Justice (Care and Protection of Children) Act, 2000 – Juvenile Justice (Care and Protection of Children) Act, 2015

Reference Books

1. Elizabeth S. Scott, Rethinking Juvenile Justice, Reprint Ed., Harvard University Press, 2010.
2. Peter C Kratoski, Juvenile Justice Administration, 1st Ed., CRC Press, 2012.
3. VedKumari, Juvenile Justice System in India, 2nd edition, Oxford University Press, 2016.

4. S.P. Srivastava, Juvenile Justice in India: Policy, Programme and Perspective, Ajanta Publications, 1989.
5. N.V. Pranjape, Criminology and Penology with Victimology, Central Law Publications, Allahabad, 15th edition, 2012.
6. Franklin E. Zimring, Maximo Langer, David S. Tanenhaus, Juvenile Justice in Global Perspective: Youth, Crime and Justice, 2015, NYU Press



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JUVENILE JUSTICE SYSTEM

Seminar Paper 1

Objective:The objective of this course is to make the students understand various practical aspects about the age factor, circumstances which provoked the juvenile to commit an offence and analyze the environment required to correct him.This paper also helps the research students to augment the research undertaken in the area by previous researchers and identify the problem and frame objectives for the research.It also helps the students to compare juvenile law of different countries and have a comparison among them.

Reference Books

1. Elizabeth S. Scott and Laurence Steinberg, "*Adolescent Development and the Regulation of Youth Crime*",The Future of Children, vol. 18(2), 2008, pp. 15- 33.
2. MousumiDey, "*Juvenile Justice in India*", International Journal of Interdisciplinary and Multidisciplinary Studies (IJIMS), Vol 1(6), 2014, pp.64-70.
3. Kavita, "*Juvenile Delinquents – The Cause and Its Remedies*", Golden Research Thoughts, Vol. 2(3), 2012, pp.1- 7.
4. SouravChandanPadhi, "*Juvenile Justice Amendment Act 2015: Need for Reconsideration*", Journal on Rights of the Child, Vol. 1(1), National Law University Odisha, Cuttack ,2016, pp.107-123.
5. Erika Rickard & Jason M. Szanyi, "*Bringing Justice to India's Children: Three Reforms to Bridge Practices with Promises in India's Juvenile Justice System*",UC Davis Journal of Juvenile Law &Policy,Vol. 14(1), 2010, pp. 107-162.
6. Laura S. Abrams, "*Juvenile Justice at a Crossroads: Science, Evidence, and Twenty-First Century Reform*", Social Service Review, Vol. 87(4), The University of Chicago Press, 2013, pp. 725-752.
7. Alida V. Merlo & Peter J. Benekos, "*Defining Juvenile Justice in the 21st Century*", Youth Violence and Juvenile Justice, Vol. 1(3), Sage Publications, 2003,pp.276-288.
8. Robert E. Shepherd Jr, "*Girls in the Juvenile Justice System*", William & Mary Journal of Women and the Law, Volume 9(1), (2002), pp.31-41.
9. Dr. ShivaniGoswami& Dr. NeeluMehra, "*Juvenile Justice Systems in United States and India: Modern Scenario and Much Needed Modifications*", Journal of Law and Criminal Justice , Vol. 2(2), December 2014, pp. 251-263.
10. Anne Larason Schneider &Jean Shumway Warner, "*The Role of Restitution in Juvenile Justice Systems*", Yale Law & Policy Review, Vol. 5(2), 1986, pp. 382-401.



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PRISON SYSTEM AND PRISONERS' RIGHTS

Paper I: PRISON JURISPRUDENCE AND PRISON ADMINISTRATION

Objective: The course is intended to study imprisonment as a mode of punishment and origin and development of prison system in India and also in other common law jurisdictions. It deals with prison system in India and also prison reforms introduced on the basis of committees. It further deals with prison as institutions to reform the offenders.

Unit I: Concept of Punishment

Nature and Scope of Criminology – Penology – Purpose and Object of Punishment – Theories of Punishment – Retribution – Prevention – Deterrence – Reformation – Various Forms of Punishments – Corporal Punishments – Deportation – Fine – Imprisonment – Death Sentence Forfeiture of Property.

Unit II: Imprisonment

Imprisonment as a Form of Punishment – Life Imprisonment and Term Imprisonment – Simple and Rigorous Imprisonment – Objectives and Conditions of Imprisonment – Effect of Imprisonment on the Fundamental Freedoms of Prisoners – Advantages and Disadvantages of Imprisonment as Punishment.

Unit III: Evolution of Prison System

Concept of Prison – Origin and Development of Prison System in UK, USA and India – Prison System in India – Prisons in Ancient India – Prisons in British India – Prisons in Independent India.

Unit IV: Prison Administration

Legal Framework of the Prison Administration in India – Prisons Act – Prisoners Act – Prison Manual – Prison Life – Prison Culture – Attempts to Modify the Prison Culture – Prison Reforms

Unit V: Prison Reforms

Prison Reforms in India – Various Committees/Commissions and their Recommendations – Classification of Prisoners – Convicted Prisoners – Preventive Detenués – Undertrial Prisoners – Basic Principles for Treatment of Prisoners – Correctional Administration in India

Reference Books

1. Edwin H Sutherland & Others, Principles of Criminology, 11th edition, Universal Law Publishing Co., New Delhi, Indian Reprint 2013.
2. N.V. Paranjape, Criminology & Penology with Victimology, Central Law Publications, Allahabad, 15th edition, 2012.
3. Ahmad Siddique, Criminology-Problems and Perspectives, 4th edition, Eastern Book Company, Lucknow, 2001.
4. Dr. Krishna Pal Malik, Penology, Victimology and Correctional Administration in India, Allahabad Law Agency, Faridabad, 2012.
5. John W Palmer, Constitutional Rights of Prisoners, 9th Edition, Anderson 2010.



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PRISON SYSTEM AND PRISONERS' RIGHTS

Seminar Paper 1

Objective: The rights to dignified life is a fundamental right guaranteed under article 21 of the constitution. However, the liberties of a person adjudicated as convict is taken away and kept in prison as a corrective measure in order to reform the convict. Though right to free movement is curtailed in prisons, the prisons are provided with many rights which are protected under the law. This course is aimed to provide knowledge inputs to the students on various concepts of sentencing and rights of the prisoners. It also enlightens the student's various types of prisons and protection and discipline to be followed in the prisons.

Reference Books

1. Brittany Bondurant, "*The Privatization of Prisons and Prisoner Healthcare: Addressing the Extent of Prisoners' Right to Healthcare*", *Criminal and Civil Confinement*, vol.39, 2013, pp.407-426.
2. Melvin I. Urofsky, "*A Right to Die: Termination of Appeal for Condemned Prisoners*", *Journal of Criminal Law & Criminology*, vol.75, Northwestern University School of Law, 1984, pp.553-582.
3. Flynn L. Flesher, "*Cross-Gender Supervision in Prison and the Constitutional Right of Prisoners to Remain Free from Rape*", *William & Mary Journal of Women & the Law*, vol.13, William & Mary Law School, 2007, pp. 841-866.
4. Kendra D. Arnold, "*For Right to Live: A Constitutional Argument for Mandatory Preventative Health Care for Female Prisoners*", *William & Mary Journal of Women and the Law*, vol.10, William & Mary Law School, 2004, pp.343-366.
5. John Vorhaus, "*Prisoners' right to education: A philosophical survey*", *London Review of Education*, vol.12(2), July 2014, pp.162-174.
6. Polly Beth Proctor, "*Procreating From Prison: Evaluating British Prisoners' Right to Artificially Inseminate Their Wives Under The United Kingdom's New Human Rights Act and the 2001 Mellor Case*", *GA. Journal of International Law & Comparative Law*, vol.31, 2003, pp.459-492.
7. Emily Garcia Uhrig, "*The Sacrifice of Unarmed Prisoners to Gladiators: The Post-Aedpa Access-to-the-Courts Demand for A Constitutional Right to Counsel in Federal Habeas Corpus*", *University of the Pacific Journal of Constitutional Law*, vol.14, McGeorge School of Law, 2012, pp. 1219.
8. I. Weinberg, "*The prisoners of despair: right hemisphere deficiency and suicide*", *Neuroscience and Biobehavioral Reviews*, vol.24, (2000), pp. 799-815.
9. Rick Lines, "*The right to health of prisoners in international human rights law*", *International Journal of Prisoner Health*, vol.4(1), Routledge, Taylor & Francis March 2008, pp. 3-53.
10. Vijayalakshmi K, "*How Incarceration take away Right to Procreate?- A Critical Comment on the Judgment in Jasvir Singh V. State of Punjab*" (2015, CRI.LJ.2282), *Supreme Court Journal*, vol. 3, ALT Publications, 2016, pp. 17-28.

WHITE-COLLAR CRIMES AND BANKING FRAUDS

Paper I: WHITE COLLAR CRIMES: GENERAL

Objective: This course is intended to enlighten the students about the differences between general crimes and white-collar crimes. It highlights the concepts and modus operandi and backdrop of white collar crimes. It also focuses on specific white collar crimes such as adulteration of drugs and food, misleading advertisements and malpractices and corruption. It provides analysis of various legislations having the provisions to address nuances of white collar crimes.

Unit I: Introduction to White Collar Crimes

Nature and Definition of Crime – Classification of Crimes – White-Collar Crime – Types of White-Collar Crimes – Reasons for the Growth of White-Collar Criminality – Distinction between White-Collar Crimes and Conventional Crimes

Unit II: Concept of White Collar Crimes

Concept of White-Collar Crime – Organized Crime and Socio-Economic Offences – Corporate Frauds – Harmful Effects of White-Collar Crimes – Various Legislations Concerning Organized Crimes – White-Collar Crimes And Socio-Economic Offences – Special Courts, Special Procedure and Punishments – Modus Operandi of White Collar Crimes

Unit III: Types of White Collar Crimes

White-Collar Crimes in Various Professions – Frauds in Trade, Business, Industry and Corporate Affairs – Adulteration of Food – Adulteration of Drugs – Misleading Advertisements – Malpractices in Medical Profession – Corruption in Public Life – Infringement of Patents, Copyrights and Trademarks – Tax Evasion, Money Laundering, Cybercrimes, etc.

Unit IV: Socio-economic Offences

Socio-economic Offences Punishable under Various Legislations – The Essential Commodities Act – The Prevention of Food Adulteration Act – The Narcotic Drugs and Psychotropic Substances Act – The Food Safety and Standards Act – The Prevention of Corruption Act – The Foreign Exchange Maintenance Act – COFEPOSA – The Information Technology Act, etc.

Unit V: Enforcement Mechanism

Problem of Enforcement of Anti-White-Collar Crime Legislations – Problem of Investigation and Prosecution – Remedial Measures to Combat White-Collar Criminality – Judicial Response Towards White-Collar Crimes.

Reference Books

1. Dr. Shailesh Kumar Singh, White Collar Crimes: Causes, Prevention Law and Judicial Trends, 1st Edition, Regal Publications, 2014.
2. Dr. Manju Koolwal, White Collar Crimes (Indian and Abroad), Kamal Publishers, Edition 1, 2017.
3. Stuart P Green, Lying Cheating and Stealing: A Moral Theory of White-Collar Crime, 1st edition, Oxford University Press 2007.
4. Girish Misra, White Collar Crimes, Gyan Publishing House, 1998



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5. Gilbert Geis Edwin H Sutherland, White Collar Crimes, Goff Yale University Press, 1st Ed., 1985
6. Michael L Benson, White Collar Crimes, 3rd Ed., Routledge Publisher, 2017
7. Gary W Potter, Controversies in White Collar Crimes, Anderson Publisher, 1st Ed. 2001.
8. Jurg Gerber and Eric L Jensen, Edts., Encyclopedia of White Collar Crimes, Greenwood Publisher, 2007




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WHITE-COLLAR CRIMES AND BANKING FRAUDS

Seminar Paper 1

Objectives: The white-collar crime is a threat to financial system of any century. This course helps the students to understand modus operandi, behavioral practices and analysis of the situations leading to white collar crimes. It helps the students how to combat and diagnose white collar crimes and plug the loopholes. It also provides skill sets to the students to undertake research on various crimes happening in the current scenario and estimate damage/loss to the society vis-à-vis impact on socio-economic environment.

Reference Books:

1. Mirko Bagaric and Theo Alexander, "A Rational Approach to Sentencing White-Collar Offenders in Australia", *Adelaide Law Review* Vol.34, 2014, pp.317-349.
2. John Braithwaite, "Diagnostics of white-collar Crime Prevention", *Criminology & Public Policy*, Vol. 9(3), American Society of Criminology, 2010, pp.621-626.
3. Katie A Fredericks, Rima McComas & Georgie Ann Wheatherby, "White Collar Crime: Recidivism, Deterrence, and Social Impact", *International Journal of Forensic Research & Criminology*, Vol. 2(1), Med Crave, 2016, pp. 1- 11.
4. Henry N. Pontell & Gilbert Geis, Introduction: "White-Collar and Corporate Crime in Asia", *Asian Criminology*, Vol. 5, 2010, pp.83-88.
5. Sally S. Simpson, "Making Sense of White-Collar Crime: Theory and Research", *Ohio State Journal of Criminal Law*, Vol 8, 2011, pp.481-502.
6. Gerald Cliff & Christian Desilets, "White Collar Crime: What It Is and Where It's Going", *Notre Dame Journal of Law, Ethics & Public Policy*, Vol. 28(2), 2014, pp. 481-523.
7. Danielle McGurrin & Stuart Henry, "White Collar Crime", *Journal of the Western Society of Criminology*, Vol. 14(2), *Western Criminology Review*, August 2013, pp. 1-61.



ADMINISTRATIVE ADJUDICATION AND ADMINISTRATIVE TRIBUNALS

Paper II: ADMINISTRATIVE TRIBUNALS IN INDIA

Objective: The objective of this course is to provide recap of the law relating to the tribunal system in India. It also highlights various classes of tribunals prevailing in India along with the legal position of the Tribunals. It provides a detailed discussion and the administrative justice vis-à-vis core judicial justice in the country. This course is to enlighten the students about the nature and scope of administrative tribunals in India and the administration of justice, composition, procedure and functions of the tribunals and the reasons for the delay caused defeating the objective.

Unit I: Service Tribunals

Tribunals for Service Matters – Article 371D – Composition, Jurisdiction, Procedure, Powers and Functions of APAT – Its Historical Background – Article 371D(5) as violative of Basic Structure of the Constitution – Evaluation of its Functioning.

Unit II: Central Administrative Tribunals

Article 323 A – Administrative Tribunals Act 1985 – CAT – SAT – JAT – Composition, Jurisdiction, Procedure, Powers and Functions of CAT, SAT, and JAT.

Unit III: Administrative Tribunals Vis-à-vis Jurisdiction of High Courts

Administrative Tribunals and Jurisdiction of High Courts – Exclusion of Judicial Review – Judicial Review of Administrative Tribunals – From Sampath Kumar to Chandra Kumar – Grounds for Judicial Review of Tribunals

Unit IV: Functioning of Tribunals

Dispensation of Justice through Tribunals – Functional Evaluation – Tribunals as Effective Alternatives to Courts – An Analysis of Decisions of Tribunals in Terms of Justice

Unit V: Role of Tribunals

Role of Administrative Tribunals in the Administration of Justice – Advantages and Disadvantages of Tribunals – Problem of Pending Cases – Arguments for and AGAINST Tribunals.

Reference Books

1. Peter Cane, Administrative Tribunals and Adjudication, Hart Publishing, 2010.
2. Stephen H Legomsky, Specialized Justice: Courts, Administrative Tribunals and a Cross National Theory of Specialization, 1st Ed, 1990, Oxford University Press.
3. H.K. Saharay, Administrative Law and Administrative Tribunals Act, 1985, 2nd Ed., Universal Law Publishing - an imprint of LexisNexis; 2017
4. I P Massey, Administrative Law, 8th Ed., 2008, Eastern Book company, Lucknow
5. S.P.Sathe, Administrative Law, 7th Ed. 2010 LexisNexis, India
6. C.K.Takwani, Lectures on Administrative Law, 6th Ed., 2017, Eastern Book company, Lucknow



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ADMINISTRATIVE ADJUDICATION AND ADMINISTRATIVE TRIBUNALS

Seminar Paper 2

Objective: This paper helps the students to identify the fine differences of administrative justice by and between administrative justice and judicial justice. It with the help of decided cases, notifications, established principles of practices. It is focused on the core functioning of Indian tribunal system. It helps to enhance the skill of critical analysis of legislations

Reference Books

1. K. C. Joshi, "*Service Tribunals under Administrative Tribunals Act*", Journal of Indian Law Institute, Vol.28 (2), 1986, pp.207-212.
2. Gavin Drewry, "*The Judicialisation of Administrative Tribunals in the UK: From Hewart to Leggatt*", Transylvanian Review of Administrative Services, Vol.28, 2009, pp.45-64.
3. John McMillan, Administrative Tribunals, Australian Law Commission Reform Journal, Vol.76, 2000, pp. 67-73.
4. Ginlio Napolitano, "*Conflicts and Strategies in Administrative Law*", International Journal of Constitutional Law, Vol.12 (2), 2014, pp.357-369.
5. Von Bogdandy & Wolfrum (ed.), "*From the United Nations Administrative Tribunal to the United Nations Appeals Tribunal- Return of the Administration of Justice System within the United Nations*", Max Planck Year Book of the United Nations Law, Vol.12, 2008, pp. 447-483.



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ALTERNATIVE DISPUTE RESOLUTION AND FAMILY DISPUTES RESOLUTION

Paper II: FAMILY DISPUTES – MEDIATION

Objectives: This course is oriented to provide inputs about mediation which is considered as one of the effective tools of ADR methods. The course help the students to understand the family structure with different social background and disputes arising out of the relationships, property division and other family issues. It also gives inputs relating to various methods for resolving the family disputes with a more focus on mediation. The course enlightens the student with use of technology in solving the family disputes such as ODR.

Unit I: Concept of Family

Concept of Family – Nuclear Family and Undivided Families – Family Structure and Different Social Segments – Family Disputes: Business Disputes, Relationship Disputes, Partitions and Property Disputes, Succession and Adoption Disputes, Marriage and Divorce Disputes – Impact of Disputes on Family Structure, Need for Resolution Disputes – Dispute Resolution Methods under various Statutes – Dispute Resolution under Customs and Practices – Application of ADR Mechanism to Family Disputes.

Unit II: Concept of Family Disputes

Family Dispute: Statutory and Customary Solutions – Family Disputes: Negotiation, Mediation, Conciliation and Arbitration Mechanism – Disputes Related to Property – Dispute Related to Guardianship and Maintenance – Resolution of Dispute of Marriage and Divorce – Negotiation, Mediation Mechanism – Maintenance and Payment of Compensations – Marriage Dispute Settlement Under Personal Laws, Criminal Laws.

Unit III: Family Courts

Family Courts Act 1984 – Objectives – Establishment of Family Courts – Family Dispute Resolution Forms – Significance of Conciliation and Reconciliation in Family Disputes – Family Court's Jurisdiction and Procedure – Duties of FDR Providers

Unit IV: Settlement of Family Disputes

Emergence of Online Dispute Resolution – Methods of ODR – ODR in India – Regulatory Framework – Family Disputes in Digital Era – Future of Online Dispute Resolution with Special Reference to Family Disputes and Settlement

Unit V: Family Disputes and Emerging Trends

Family Law and Human Rights – Same Sex Couples-Disputes - Emerging Trends in International Perspectives

Reference Books

1. Roberts. S, Mediation in Family Disputes, 3rd Edition, Aldershot, Ashgate 2008.
2. Abraham P. Ordover and Andrea Doneff, Alternatives to Litigation: Mediation, Arbitration, and the Art of Dispute Resolution, Notre Dame: National Institute for Trial Advocacy, 2002
3. J. Auerbach, 'Justice, without Law?', Oxford University Press, 1983
4. Alison Taylor, A Hard Book on Family Dispute Resolution, 1st Ed., Kindly Books, Joshy-bass, 2002

5. Gary J Fied, J D, A Guide to Divorce Mediation: How to Reach a Fair, Legal Settlement, Workman Publishing Company, 1st Ed., 1993
6. Marilyn M C Knigh, Stephen K Erickson, Mediating Divorce, Kindle Books.



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ALTERNATIVE DISPUTE RESOLUTION AND FAMILY DISPUTES RESOLUTION

Seminar Paper 2

Objective: The objective of the course is to provide analytical skill sets for identifying the issues and reasons for the family disputes and identifying appropriate techniques such as negotiation and mediation for resolving disputes. This course helps the student to understand the role, quality of the mediator and strategies to be followed in resolving the disputes.

Reference Books

1. Shruti R. Sardeshmukh and Robert J. Vandenberg, "*Integrating Moderation and Mediation: a Structural Equation Modeling Approach*", *Organizational Research Methods*, vol. 20(4), Sage Publication, 2017, pp.721-745..
2. Bernd Beber, "*International Mediation, Selection Effects, and the Question of Bias*", *Conflict Management and Peace Science*, vol. 29(4), Sage Publication, 2012, pp. 397-424.
3. Robert A. Baruch Bush, "*Handling Workplace Conflict: Why Transformative Mediation?*", *Hofstra Labor & Employment Law Journal*, vol.18(2), Hofstra Law, 2001, pp.367-373.
4. Garrick Apollon, "*Cross-Cultural Deal Mediation as a New ADR Method for International Business Transactions*", *Law and Business Review of the Americas*, vol.20, 2014, pp.255-302.
5. Dr. Klodiana Rafti & Dr. Sofjana Veliu, "*Addressing Sensitive Issues in Family Mediation: An Albanian Study of Mediator Perceptions*", *European Journal of Social Sciences Education and Research*, vol.11(2), 2017, pp. 219-228.
6. Joan B. Kelly, "*Issues Facing the Family Mediation Field*", *Pepperdine Dispute Resolution Law Journal*, vol.1, 2000, pp.37-43.
7. Michael T. Colatrella Jr, "*Informed Consent in Mediation: Promoting Pro Se Parties' Informed Settlement Choice While Honoring the Mediator's Ethical Duties*", *Cardozo Journal of Conflict Resolution*, vol.15, McGeorge School of Law, 2014, pp. 705-775.
8. Joseph B. Stulberg, "*Must a Mediator Be Neutral? You'd Better Believe It!*", *Marquette Law Review*, vol.95, Marquette Law Scholarly Commons, 2012, pp.829-858.
9. Herman Aguinis, Jeffrey R. Edwards and Kyle J. Bradley, "*Improving Our Understanding of Moderation and Mediation in Strategic Management Research*", *Organizational Research Methods*, Sage Publication, 2016, pp. 1-21.
10. Dejan Janićijević, "*Psychological Issues In Family Mediation*", *Law and Politics*, vol. 14(4), *Facta Universitatis*, 2016, pp. 505 – 514.

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DOMESTIC VIOLENCE AND PROTECTION OF WOMEN

Paper II: PROTECTION OF WOMEN FROM DOMESTIC VIOLENCE

Objective: the course is designed to study protection of women against domestic violence under the Indian perspective. It includes various forms of domestic violence and the reliefs available under the domestic violence legislation. It evaluates the role of special cells, commissions and NGOs in providing pre-litigation options to the victims. The student is provided with inputs about pre-litigation options and also various government agencies and international agencies to support the cause of women protection.

Unit I: Indian Law on Domestic Violence

The Protection of Women from Domestic Violence Act, 2005 – Nature and Scope of the Act – Definition of Domestic Violence – Conduct that is Domestic Violence - Different Types of Domestic Violence – Physical, Emotional, Psychological, Verbal, Non-verbal, Sexual, Economic or Financial, spiritual Abuse – Relationships Affected by Domestic Violence.

Unit II: Institutional Mechanism

Pre-litigation Options – National Commission for Women – State Commission for Women – NHRC – SHRC- Police – Special Cells for Women – NGOs – Counselling.

Unit III: Role of NGOs and Other Agencies

Role of NGOs and other Agencies under the Domestic Violence Act – Duties of Service Providers, Protection Officers and Police Officers Working with Victims of Domestic Violence – Procedure for Filing of Domestic Violence Cases.

Unit IV: Reliefs under the Domestic Violence Act

Protection Orders – Residence Orders – Custody Orders – Monetary Reliefs – Compensation Orders – Restoration of Property – Interim and Exparte Orders – Penalties.

Unit V: Domestic Violence in Sikkim

The Extent and Intensity of the Problem of Domestic Violence in Sikkim – The Working and Implementation of the Domestic Violence Act in Sikkim.

Reference Books

1. Elizabeth Kande L. Englander, Understanding Violence, 3rd Ed., Psychology Press, 2006
2. N.K.Acharya, Commentary on Protection of Women from Domestic Violence 2005, 6th Edition, Delhi Law House.
3. Suman Rai; Law Relating to Protection of Domestic Violence. 2nd Edition, Delhi Law House.
4. Indira Jaisingh, Law of Domestic Violence in India, 2nd Edition, 2008, Universal Law Publishing Co., New Delhi.



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5. Donileen R. Loseke, Current Controversies on Family Violence 2nd Ed., SAGE Publication, 2004.
6. Natalie J. Sokoloff ,Domestic Violence at the Margins: Readings on Race, Class, Gender, and Culture, Rutgers University Press, 2005
7. PatriziaRomito, A deafening silence: Hidden violence against women and children, Policy Press, 2008




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DOMESTIC VIOLENCE AND PROTECTION OF WOMEN


Seminar Paper 2

Objective: this course is aimed to provide knowledge about violence against women and transgender and its impact on social and health conditions of victims in the society. It enables the student to know the need to eradicate socio-legal evil known as domestic violence to balance liberty, dignity and safety for the women in the society. This course enlightens to understand pitfalls in the legislations, customs and social behavior of the people and suggest remedial measures by interpreting the legal processes.

Suggested Readings:

1. Pami Vyas, "Reconceptualizing Domestic Violence in India: Economic Abuse and the Need for Broad Statutory Interpretation to Promote Women's Fundamental Rights", Michigan Journal of Gender & Law, Vol.13 (1), 2006, pp.177-206.
2. RehanAbeyratneAndDipika Jain, Domestic Violence Legislation In India: The Pitfalls Of A Human Rights Approach To Gender Equality, Vol. 21:2,Journal Of Gender, Social Policy & The Law. 2012
3. AmarsanaaDarisuren and Sarah Fortuna, Eds., Domestic Violence Legislation and its Implementation: An Analysis for ASEAN Countries based on International Standards and Good Practices, Publisher –United Nations Development Fund for Women, 2009
4. Patricia Easteal "Violence against women in the home:kaleidoscopes on a collision course?Quaterly Law & Justice Journal ,Vol. 3(2),2003 pp. 250-273
5. Anant Kumar, "Domestic Violence against Men in India: A Perspective", Journal of Human Behavior in the Social Environment, Vol. 22, Taylor & Francis Group, 2012, pp.290–296.
6. Margaret E. Johnson, "Balancing Liberty, Dignity, and Safety: The Impact of Domestic Violence Lethally Screening", Cardozo Law Review, Vol. 32(2), 2010, pp.519-580.
7. AmeetaKalokhe, Carlos del Rio, Kristin Dunkle, Rob Stephenson, Nicholas Metheny, AnuradhaParanjape & Seema Sahay, Domestic violence against women in India: A systematic review of a decade of quantitative studies, Global Public Health, Volume 12, 2017 - Issue 4, Taylor and Francis, *An International Journal for Research, Policy and Practice*.
8. KavitaAlejo, Long-Term Physical and Mental Health Effects of Domestic Violence, Volume 2 Issue 1, 2014, Themis: Research Journal of Justice Studies and Forensic Science.
9. Sudha Chaudhary, Domestic Violence in India, Vol.1, N0.2., Journal of Indian Research 2013, pp 146-152.
10. Bharani N, Domestic Violence and Human Rights, Vol.2(9), International Research Journal of Social Sciences, 2013.
11. EktaSoni and Dr. Rakesh Kumar Behmani, Domestic Violence, Vol.1., Issue 1, The International Journal of Indian Psychology, 2016.
12. John Simister, Judith Makowiec,, Domestic Violence in India: *Effects of Education*, Vol.15, Issue 3, Indian Journal of Gender Studies, 2008




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HUMAN RIGHTS

PAPER 2: PROTECTION AND ENFORCEMENT OF HUMAN RIGHTS IN INDIA

Objectives: The course is intended to study the enforcement machinery for the protection of human rights in India. It deals with the role of various agencies in the protection of human rights with a special emphasis on the role of judiciary, human rights commissions and NGOs. This course is intended to enlighten the student about the judicial system in India protecting human rights more particularly higher courts and special courts. It also deals with philosophy of human rights prevailing globally under the impact of technological development leading to degradation of environment. The human right protection and its associate's rights such as right to healthcare and right to information are enlightened to the students.

Unit I: Human Rights in Indian Constitution

Constitutionalization of Human Rights Philosophy – Preamble – Fundamental Rights – Directive Principles of State Policy - Fundamental Duties – Judiciary as Protector of Fundamental Rights – Remedial Power of Supreme Court and High Courts for Enforcement of Fundamental Rights – New Vision of Judiciary towards Directive Principles

Unit II: Enforcement of Human Rights

Formal Enforcement Mechanisms – Role of Supreme Court – Role of High Courts – Role of Civil and Criminal Courts – Statutory Tribunals – Special Courts – Human Rights Commissions

Unit III: Emerging Human Rights Jurisprudence and the Role of Judiciary

Rights of Women – Rights of the Child – Rights of Prisoners – Rights of Accused – Rights of Victims - Rights of Dalits – Rights of Tribes - Rights of Minorities – Rights of Working Class – Rights of Unorganized Labour – Rights of Disabled – Rights of other Disadvantaged Groups

Unit IV: Human Rights and Judicial Process

Access to Justice – Public Interest Litigation - Judicial Obligation - Judicial Activism – Interpretation of Protective Laws of the Disadvantaged Groups – Implementing International Human Rights Norms and Standards in India

Unit V: Future of Human Rights

Impact of Globalization on Human Rights - Impact of Scientific and Technological Progress on Human Rights – Right to Environment – Right to Health and Medical Care – Right to Information – Right to Privacy – Right to Development – Right to Adequate Standard of Living

Reference Books:

1. Rethinking, Theory and Practice of Rights, Economic and Political Weekly, Vol. XXXIII, No. 5, January 31, 1998.
2. Arun Ray, National Human Rights Commission of India: Formation, Functioning and Future Prospects, 2nd Ed., Khama Publisher 2004
3. S. Malhotra, et al., 'Human Rights: Emerging Issues', New Delhi, Kilsa Books, 2005.
4. S. Subramanian, 'Human Rights : International Challenges', Vol. II, New Delhi, Manas Publications, 1997.
5. Shan Ghanshyam, et al., *Untouchability in Rural India*, New Delhi, Sage, Raj, 2000.

6. T.N.S. Sastry, *India and Human Rights Reflections*, New Delhi, Concept, 2005.
7. M.M., Rehman, et al., *Human Rights and Human Development : Concepts and Contexts*, New Delhi, Manak Publications, 2000.
8. M.P., Dube and Neeta Bora, *Perspectives of Human Rights*, New Delhi, Anamika Publishers, Freedom Michael, *Rights*, New Delhi, World View Publication, 1998.
9. Mahbubul Hag; *Reflections of Human Development* (Oxford), 1995.
10. Michael Cowen and Shenton Robert, *The Invention of Development* in Jonathan Crush (ed.) *Power of Development*, London and New York, Routledge, 1995.
11. Michael, Freeman, *Human Rights : An Interdisciplinary Approach*, Cambridge, Polity Press, 2003. H.L., Hart, *Law, Liberty and Morality*, Oxford, OUP, 1969.
12. Morton E. Winston, *The Philosophy of Human Rights*, Balmont, Wadworth, 1989.
13. N. Sanajaoba, *Human Rights in the New Millennium*. New Delhi, Manas Publications, 2000.



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HUMAN RIGHTS

Seminar Paper 2

Objectives: This course is aimed to provide current scenario of human right philosophy in India and other countries. It provides the students various decisions of the courts/commissions on human right protection and enforceability of the orders issued by. It also adds to the knowledge of the students on specific human rights, enforcement, machinery, adjudicating the human rights issues. It also helps the student to know challenges faced by the agencies arguing and supporting human right protection in India.

Reference Books:

1. Amartish Kaur, Protection of Human Rights in India: A Review, Vol. 2, Jamia Law Journal, 2017.
2. James D Wilets, International Human Rights Law and Sexual Orientation, 18 Hastings International and Comparative Law Review, Vol.18:1, 1994, pp1-121
3. Human Rights in India – The updated Amnesty International Report, New Delhi, Vistar, 1993.
4. Pammela Quinn, The Integrated Enforcement of Human Rights, Vol. 45, No. 1, New York Univeristy Journal of International Law and Politics (JILP), 2012.
5. Johanna Kalb, The State of the City and the Future of Human Rights: A Review of Global Urban Justice, Columbia Human Rights Law Review, 2017
6. RituDhanao, “*Violation of Women Human Rights in India*”, International Journal in Multidisciplinary and Academic Research (SSIJMAR) Vol. 1, No. 4, November-December, pp. 1-8.
7. J, N. Ghosla and Mrs. AsmithaDeshmukh (1999) in 'Gender Discrimination' in Gender studies journal, No.xvx, p. 30
8. Z. Ernada, ‘Challenges to the Modern Concept of Human Rights’, JurnalSosialPolitika, Vol. 6, 2005, 1-12.
9. T. Regassa, ‘Making Legal Sense of Human Rights: The Judicial Role in Protecting Human Rights in Ethiopia, Mizan Law Review, Vol.3 No.2, 2009, 290.
10. Ryan Goodman & Derek Jinks, How to Influence States: Socialization and International Human Rights Law, 54 DUKE L.J. 621, 695–97 (2004).


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JUVENILE JUSTICE SYSTEM

Paper II: ANALYSIS OF THE LAW RELATING TO JUVENILE JUSTICE

Objectives: the study of this course aims to provide practical inputs in cases of juvenile delinquents, principles to be followed by the authorities in dealing with juvenile cases, and the composition of juvenile justice board. Further, the study enables the research students to know about the reasons like socio-economic background, education and other relevant reasons for children to commit crimes in Sikkim. The Research student also can analyze steps taken by the state government for the effective implementation of the Act, effective running of juvenile homes, observation homes and special homes.

Unit I: Nature and Scope of Juvenile Justice Act

The Object and Purpose of the Juvenile Justice (Care and Protection of Children) Act, 2015 – Salient Features of the Act – Principles to be followed by the Authorities in the Application and Interpretation of the Act - Definition of Juvenile, Child, Juvenile in Conflict with Law, Children in Need of Care and Protection.

Unit II: Juvenile Justice Board

Juvenile Justice Board – Composition, Jurisdiction, Procedure and Powers of Juvenile Justice Board Determination of age of Juvenile – Orders that may be passed against Juvenile – Orders that may not be passed Against Juveniles – Heinous Crimes Committed by Juveniles – Distinction between the Criminal Court and the Juvenile Justice Board – Observation Homes – Special Homes – Role of Probation Officers – Juvenile Police Unit.

Unit III: Child Welfare Committee

Children in Need of Care and Protection – Child Welfare Committees – Composition, Powers and Functions – Children's Homes – Shelter Homes.

Unit IV: Protective Measures

Process of Rehabilitation and Social Reintegration – Adoption, Foster Care, Sponsorship, After Care Organizations – The Role of NGOs.

Unit V: Enforcement of Juvenile Justice Act in Sikkim

The Social and Economic Background of Juveniles in the State of Sikkim - Implementation and Enforcement of the Juvenile Justice (Care and Protection of Children) Act in the State of Sikkim – Rules made under the Act by the State Government – Steps taken by the State Government for Effective Implementation of the Act.

Reference Books:

1. Barry Krisberg, Juvenile Justice: Redeeming Our Children, SAGE Publication, 2005.
2. John T. Whitehead and Steven P Lab, Juvenile Justice: An Introduction, 8th Ed., Routledge publication, 2015
3. Rolf Loeber and David P Farrington, Eds., From Juvenile Delinquency to Adult Crime: Criminal Careers, Justice Policy and Prevention, Oxford University Press, 2012.



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4. Albert R. Roberts, Juvenile Justice Sourcebook: Past, Present, and Future 1st Edition, Oxford University Press; (2004)
5. Junger-Tas, Josine, Decker, Scott H, Eds., International Handbook of Juvenile Justice, Springer Netherlands, 2016
6. Donald J. Shoemaker, Theories of delinquency, 6th Ed., Oxford University Press, 2010
7. Benjamin B. Lahey, Terrie E. Moffitt, Avshalom Caspi, Causes of Conduct Disorder and Juvenile Delinquency, Guilford Press, 2003.



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JUVENILE JUSTICE SYSTEM

Seminar Paper 2

Objective: This course is aimed to provide triggers for analysis, case laws, legislation and procedure laid down by the judicial system in India. It helps the students to differentiate trial procedures between criminal cases and juvenile trials. Study of the articles under this course enables the research student to know the social aspects of the juvenile offences and various NGO's associated with Child and shelter homes. This course also helps to know the role of public authorities, government organizations and other machinery.

Suggested Readings

1. Friederdüinkel, Juvenile Justice Systems in Europe – Reform developments between justice, welfare and 'new punitiveness', ISSN 2351-6097 Kriminologijos Studijos 2014/1
2. Winterdyk, J. (ed) (2002) Juvenile Justice Systems: International Perspectives, 2nd edition, Toronto, Canadian Scholars Press.
3. Beth Caldwell, Punishment V. Restoration: A Comparative Analysis of Juvenile Delinquency Law in The United States And Mexico, Cardozo J. of Int'l & Comp. Law Vol. 20:105, 2011.
4. Estrada, F. (2001) 'Juvenile violence as a social problem' British Journal of Criminology, vol.41, pp.639-655.
5. Benekos, P. and Merlo, A. (2008) 'Juvenile justice: the legacy of punitive policy' Youth Violence and Juvenile Justice, vol.6, no.1 pp.28-46.
6. Mears, D. (2006) 'Exploring state-level variation in juvenile incarceration rates' The Prison Journal vol.86, no.4 pp.470-490.
7. Nelken, D. (2006) 'Italian juvenile justice: tolerance, leniency and indulgence', Youth Justice, vol. 6, no.2 pp107-128.
8. John Muncie, The 'Punitive Turn' in Juvenile Justice: Cultures of control and rights compliance in Western Europe and the USA
9. Rechea Alberola, C. and Fernandez Molina, E. (2006) 'Continuity and change in the Spanish juvenile justice system' in Junger-Tas, J. and Decker, S. (eds) International Handbook of Juvenile Justice, Dordrecht, Netherlands, Springer.
10. Stoorgaard, A. (2004) 'Juvenile justice in Scandinavia' Journal of Scandinavian Studies in Criminology and Crime Prevention, vol.5, no.2 pp.188-204.
11. Van Dijk, C, Nuytiens, A. and Eliaerts, C. (2005) 'The referral of juvenile offenders to the adult court in Belgium' Howard Journal, vol.44, no.2 pp151-166.



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PRISON SYSTEM AND PRISONERS' RIGHTS

Paper II: PROTECTION OF PRISONERS' RIGHTS

Objectives: The course is designed to give an account of international covenants, constitutional provisions and various legislations concerning the rights of prisoner's. It enumerates the problems of prisoners and judicial response towards prisoners' rights. It further examines the reformative techniques adopted in our prison system.

UnitI: International Conventions and Constitutional Provisions

International Charters and Conventions on the Rights of Prisoners – Human Rights Issues Involved in the Enforcement of Prison Laws – Constitutional Rights of Prisoners – Rights of the Accused or Detenue under Article 20, 21 and 22 of the Indian Constitution – Right Against *Expost facto* Penal Laws – Right Against Double Jeopardy – Right Against Self-Incrimination – Article 39A – Right to Legal Aid and Access to Justice.

UnitII: Constitutional Rights of Prisoners

Interpretation of Article 21 – Doctrine of Implied Rights – Constitutional Status of Prisoners' Rights – Right to Speedy Trial – Right Against Torture and Custodial Violence – Right to Meet Family Members – Right Against Hand Cuffing – Right Against Solitary Confinement – Right to Live with Human Dignity – New Dimensions of Compensatory Jurisprudence – Compensation for Arbitrary Arrest and Illegal Detention – Compensation in Cases of Custodial Deaths – Compensation for Violation of Fundamental Rights/ Human Rights of Prisoners.

UnitIII: Enforcement Machinery

Remedial Machinery for the Protection of Prisoners' Rights – Public Law Remedies under Articles 32 and 226 – PIL Petitions – The Protection of Human Rights Act – National Human Rights Commission – State Human Rights Commission – Role of Civil Liberties Activists and other NGOs.

UnitIV: Problems of Prisoners

Reducing the Isolation of Prisoners – Overcrowding of Prisons – Prison Education – Vocational Training – Prison Labour and Wage Payment to Prisoners – Moral and Religious Education – Prison Riots – Prison Discipline – Prison Offences – Health and Medical Care – The Honour System.

UnitV: Reformative Techniques

Concept of Furlough – Concept of Parole – Distinction between Furlough and Parole – Procedure and Guidelines for Grant of Parole – Open Air Prisons – Aims and Objectives of Open Air Prisons.

Reference Books:

1. Mary Rogon, "Prison Law", Bloomsbury Professionals, 2014.
2. Lynn Branham, "Cases and Materials on Law and Policy of Sentencing and Corrections", 9th Ed., West Academic Publishing, 2012.
3. V.N. Shukla, Constitutional Law of India, 12th Edition, 2012, Eastern Book Company
4. J. N. Pandey, Constitutional Law of India, 49th Edition, 2011, Central Law Publishers.

5. Narender Kumar, Constitutional Rights of Prisoners, Central Law Publishers.
6. Karamalidou, Embedding Human Rights in Prison, 1st Ed, Springer 2017
7. Howard Abadinsky, Probation and Parole: Corrections in the Community, 13th Ed. Pearson 2017
8. David L Hudson, Prisoner's Rights, Infobase Publishing 2007.
9. Susan Easton, "Prisoners' Rights: Principles and Practice" Taylor and Francis, 2011



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PRISON SYSTEM AND PRISONERS' RIGHTS

Seminar Paper 2

Objective: The objective of the course is to provide inputs to the students on criminal justice system which includes crime, law and corrective measures. Punishment and conviction are the part of sentencing and sentencing is outcome of criminal trial. This course enlightens the students about the criminal trial and also about one of the correction measures as imprisonment. It also provides state of the prisoners including their health conditions. It explicates nature of the problems faced by the prisoners in the prisons and violation of their rights. It also enlightens the students about various measures to be undertaken to protect the rights of the prisoners.

Suggested Readings:

1. Gurbuneet Singh Randhawa and Dr. D J Singh, Analysis of Challenges faced by Indian Prison System, IOSR Journal Of Humanities And Social Science (IOSR-JHSS), Volume 20, Issue 11, Ver. III (Nov. 2015) PP 39-46.
2. ERIKA S. FAIRCHILD, THE SCOPE AND STUDY OF PRISON LITIGATION ISSUES, *The Justice System Journal*, Vol. 9, No. 3 (Winter, 1984), pp. 325-343
3. Norbert Konrad and Annette Opitz-Welke, "The challenges of treating the mentally ill in a prison setting: the European perspective", *Clinical. Perspective.* (2014) 11(5), 517-523
4. Naylor, Bronwyn, Human Rights and Respect in Prisons: The Prisoners' Perspective (April 17, 2014). SSRN
5. Farley, Helen and Pike, Anne (2016). Engaging prisoners in education: Reducing risk and recidivism. *Advancing Corrections: Journal of the International Corrections and Prisons Association*, 1 pp. 65-73.
6. Bennett, J. (2014). Repression and revolution: Representations of criminal justice and prisons in recent documentaries. *Prison Service Journal*, 214, 33-38.
7. Bouclin, S. (2009). Women in prison movies as feminist jurisprudence. *Canadian Journal of Women and the Law*, 21(1), 19-34.
8. Brown, M. (2009). *The culture of punishment: Prison, society, and spectacle*. New York University Press.
9. Jarvis, B. (2004). *Cruel and unusual: A cultural history of punishment in America*. London: Pluto Press.
10. Mason, P. (Ed.). (2006). *Captured by the media: Prison discourse in popular culture*. Cullompton, U.K.: Willan Publishing.
11. Ross, J. I. (2015). Varieties of prison voyeurism: An analytic/interpretive framework. *Prison Journal*, 95(3), 397-417.
12. Vickovic, S. G., Griffin, M. L., & Fradella, H. F. (2013). Depictions of correctional officers in newspaper media: An ethnographic content analysis. *Criminal Justice Studies*, 26(4), 455-477.



WHITE-COLLAR CRIMES AND BANKING FRAUDS

Paper II: WHITE-COLLAR CRIMES: BANKING FRAUDS AND SCAMS

Objectives: This course is aimed to provide inputs about banking frauds and scams. It enumerates various types of frauds undertaken in the banking system for embezzlement and siphoning of money. It enable the students to know various areas in banking system which are prone to baking frauds and scams such as loans, cash transactions, plastic money transactions (debit and credit cards) and also crimes undertaken with the help of computers and technology. It helps the students to find out appropriate mechanism to prevent frauds.

Unit I: Meaning and Definition of Fraud

Nature and Meaning of Fraud – Definition of Fraud – Statutory and Common Law Offences Pertaining to Fraud – Harms Caused by Fraud – Legislations Relevant to Fraud Offences.

Unit II: Types of Banking Frauds – I

Cheque Frauds – Accounting Frauds – Frauds through Financial Statement – Fraudulent Loans – Fraudulent Loan Applications – Forged and Fraudulent Documents – Embezzlement.

Unit III: Types of Banking Frauds – II

Cash Credit – Advances – Letter of Credit – Term Loans – Housing Loans – Industrial Loans – Deposits – Cash Transactions – Counterfeit Currency – Impersonation – Fake Accounts – Purchase and Bills – Investment Fraud – Tax Fraud.

Unit IV: E-Banking Frauds

Phishing – Identity Theft – Online Banking Frauds – Online Transfers – Credit Card Scams – Cloning of Debit Cards, Credit Cards – ATM Frauds – Computer Related Frauds.

Unit V: Control Over Banking Business

Law Relating to Banking Business – Public Sector Banks – Private Banks – Multinational Banks – Government Control over Banking Business – Role of RBI – Bank Frauds and Legal Control – Bank Employees as Public Servants – Cases of Corruption, Criminal Misappropriation and Criminal Breach of Trust – Investigating Agencies.

Reference Books:

1. Joseph T Wells, Principles of Fraud Examination, 4th Ed., Wiley Publication, 2013.
2. Joan German-Grapes, The Bank Employees Fraud and Security Handbook: Everything You Need to Know to Detect and Prevent Loss, 1st Ed., McGraw-Hill, 1993.
3. Revathi Subramanian, Banking Frauds: Using Technology to Combat Losses, 1st Ed., Wiley and SAS Business Series, 2014
4. Dr. M C Mehanathan, Law on Prevention of Money Laundering in India (commentary on Prevention of Money Laundering Act, 2002, Lexis Nexis publication
5. Maria Krambia-Kapardis, Corporate Fraud and Corruption: A Holistic Approach to Preventing Financial Crisis, 2016, Springer Publisher
6. Hollow Matthew, Rogue Banking: A History of Financial Fraud in Interwar Britain, 2015, Palgrave MacMillan Publishers



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7. R P Nainta, Banking System Frauds and Legal Control, 2005, Deep and Deep Publishers.
8. B R Sharma, Banking Frauds: Prevention and Detection including Computers Internet, Smart Phones, ATMs and Credit Card Crimes, 4th Ed., Universal Law Publishing – An imprint of Lexis Nexis, 2016
9. Thakur ShailenderNath, White Collar Crimes: X-posed, Manas Publications, 1s Ed., 2010



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WHITE-COLLAR CRIMES AND BANKING FRAUDS

Seminar Paper 2

Objective: This course is aimed to provide inputs about frauds that took place in banks and enable the student to analyze the methods used for defrauding the banks. It helps the students to know various focused areas which enable the banking frauds. The research student will understand the law which applied for each type of crime and also complexities in enforcing the law for identifying the real culprit and receiving the losses.

Reference Books:

1. ArjanReurink, "*White-Collar Crime: The Concept and its Potential for the Analysis of Financial Crime*", European Journal of Sociology, Vol.57(3), 2016, pp. 385–415.
2. Elena G. Bystrova & Petter Gottschalk, "*Social Conflict Theory and White-collar Criminals: Why Does the Ruling Class Punish their Own?*", Pakistan Journal of Criminology Vol.7(1), Jan 2015, pp. 1 – 15.
3. Petter Gottschalk, "White-Collar Crime Triangle: Finance, Organization and Behavior", Journal of Forensic Sciences & Criminal Investigation, Vol .4(1), August 2017, Juniper Publishers, pp.1-7.
4. Richard J Bolton and David J Hand, "Statistical fraud Detection: A Review", Vo.17., No.3., (Aug 2002), Statistical Science, pp 235-49.
5. Gregory D Williamson, "GE Money-America's Enhance Authentication in Online Banking", Journal of Economic Crime Management, Vol.4, Issue 2, Fall 2006.
6. Jongchul Kim (2011) How modern banking originated: The London goldsmith-bankers' institutionalization of trust, Business History, 53:6, 939-959, DOI: [10.1080/00076791.2011.578132](https://doi.org/10.1080/00076791.2011.578132)
7. Zuraidah Mohd Sanusi, Mohd Nor Firdaus Rameli and Yusarina Mat Isa, "Fraud Schemes in the Banking Institutions: Prevention Measures to Avoid Severe financial Loss", Procedia Economics and Finance 28 (2015) Elsevier Publishers, pp.107-113
8. Soni RR and Soni, "An Investigative Study of Banking Cyber Frauds with Special Reference to Private and Public Sector Banks", Research Journal of Management Sciences, 2(7) 2013, pp 22-27.
9. Bhasin M L, "Menace of Frauds in the Banking Industry: An Empirical Study", 4(2) 2015, Australian Journal of Business and Management Research, pp 21-33.




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2..Detailed curriculum of Semester I & II of 2017-2021 Batch

VICTIMOLOGY – I

Objectives: This course is intended to cover the concept and theories of victimology, place of victim in criminal justice administration, classification of victims and their rights. It also covers the various dimensions and emerging trends in the science of victimology.

Learning Outcome: On completion of the course the researcher will learn the nature, scope and the subject matter of victimology and also the need for the study of victimology as a science. The researcher will get acquainted with the position of victim in the administration of criminal justice and the need for protection of the rights of victims.

Unit I: Conceptual Analysis

Meaning of Criminology, Penology, Victimology – Relationship *inter se* - Concept of Victimology and Victim – Evolution of Victimology – Nature, Scope and Development of Victimology – Cost of Victimization – Recurring Victimization.

Unit II: Theories of Victimology

Classification of Theories of Victimology – The Precipitation Theory – Life-style Theory – Deviant Place Theory – Routine Activity Theory.

Unit III: Victim and Criminal Justice System

Meaning of Victim – Types of Victims – Victims Role in Criminal Justice Process – Victim Perception – Victim Participation in Criminal Justice System at Various Stages -Victimology at Trial.

Unit IV: Victims of Crimes

Impact of Crime on Victims – Victims on the Basis of Age, Gender, Class, Ethnicity, Sexuality and Disability – Child Victims – Women Victims (Sexual Assault and Violence) – Men Victim – Spouses as Victim – Elderly Victims – Victims of Cybercrimes – Prisoners as Victims – Special Victims Population – Intimate Partner Assault and Violence.

Unit V: Rights of the Victim

Victimization: Meaning, Nature, and Significance – Protection of Victim under Criminal Law – Victim Accused Relationship – Balancing the Rights of the Victims and Accused – Victim/Accused Reconciliation Programs – Post Prosecutorial Services.

Reference Books:

1. Paranjape. NV: Criminology, Penology and Victimology, 17th Ed, Central Law Publications, 2017.
2. Srivastava S.S: Criminology, Penology and Victimology, 2017, Central Law Agency.
3. Mohanty: Criminology Penology and Victimology, 1st Edition, Himalaya Publishing House Pvt. Ltd., 2011
4. Marilyn D. McShane, Franklin P. Williams: Victims of Crime and the Victimization Process, Routledge, 2013.
5. Sandra Walklate: Handbook of Victims and Victimology, 2nd Edition, Routledge, 2017.

5. Peggy M. Tobolowsky: Crime Victim Rights and Remedies, 2nd Edition, Carolina Academic Press, 2011.
6. Albin Dearing: Justice for Victims of Crime, Springer International Publishing, 2017.
7. Lorraine Wolhuter, Neil Olley, David Denham: Victimisation and Victims' Rights, Routledge, 2008.

Articles:

1. Michael R. Gottfredson, On the Etiology of Criminal Victimization, Journal of Criminal Law and Criminology, Volume 72, Issue 2, Summer 1981, pp. 714-726.
2. MurugesanSrinivasan, Jane Eyre Mathew, Victims and the Criminal Justice System in India: Need for a Paradigm Shift in the Justice System, Pomoči PodrškaŽrtvamaU SvetuJune, 2007 pp. 51- 62.
3. Adv. Amit Bhaskar,Analysing Indian Criminal Justice Administration from Victim's Perspective,Bharati Law Review,Oct-Dec 2013 , pp.168-185.
4. M.S. Bhatia, Shruti Srivastava, Shwetank Bansal,Elder Abuse, Delhi Psychiatry Journal,Vol. 11,No.2,October 2008, pp.150-154.
5. Yatish Kumar , Anita Bhargava, Elder Abuse in Indian families: Problems and Preventive Actions,International Journal of Scientific and Research Publications, Volume 4, Issue 10, October 2014, pp.1-8.
6. S. Muralidhan, Rights of Victims in Criminal Justice System, National Human Rights Commission Journal, 2004, pp. 1-14.
7. Paul G. Cassell, Nathanael J. Mitchell, Bradley J. Edwards, Crime Victims' Rights during Criminal Investigations? Applying the Crime Victims' Rights Act Before Criminal Charges Are Filed, Journal of Criminal Law and Criminology, Volume 104, Issue 1, Winter 2014, pp. 59-104.
8. Martin F. Wolfgang , Victim Precipitated Criminal Homicide,Journal of Criminal Law and Criminology,Volume 48,Issue 1,1957pp.1- 11.
9. Zia ul Mustafa Ansari , Victimology in India with Special Reference to Child Victim,Imperial Journal of Interdisciplinary Research (IJIR) Vol-2, Issue-5, 2016pp. 1597-1603.
10. Thomas E. Murphy, New Penology, Journal of Criminal Law and Criminology, Volume 27, Issue 6, March-April 1937, pp. 794-800.
11. Richard Block, Victim-Offender Dynamics in Violent Crime, Journal of Criminal Law and Criminology, Volume 72, Issue 2, Summer 1981 pp.743- 761.
12. Sanjeev Kumar, Married women's view about domestic violence: A qualitative study of Kandaghat block of district Solan, International Journal of Applied Research, 2015; 1(6): pp.1-7.



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SPACE LAW – I

Objectives: This course enlightens the basic concepts underlying in the Space law. It discusses about the general principles of space law. It focuses on the difference between aviation and space law. It makes the students to understand the national and international regime of space law. It covers various issues relating to the outer space objects, its geo-physical position and navigation. It also deals with the remote sensing space law and its transportation.

Learning Outcome: The student on completion of the course will get a thorough understanding of fundamentals of space law and its difference from aviation law; could explain and analyse the fundamentals of space law; will learn the concepts and relevant laws relating to space; and could identify the new research areas in the space law.

Unit I: Introduction

Historical Development – International Aviation Law and Space Law Relation – Outer Space Subject of International Law – Theories – The Spatial Theory – The Functional Theory – The International Customary Law Doctrine – The No Present Need Theory Space Law – Nature and Scope – Principle of Airspace Sovereignty – Definition – Territorial/Upper Limits – Legal Status of Outer Space and Common Heritage of Mankind – Sources of Space Law – International Treaties – Artificial Satellite and Space Travel.

Unit II: The United Nations and Outer Space Treaties

United Nations Office for Outer Space Affairs (UNOOSA) – The United Nations Committee on the Peaceful Uses of Outer Space – Partial Test Ban Treaty 1963 – Astronauts and Space Objects – Outer Space Treaty 1967 – Rescue Agreement of 1968 – Liability Convention 1972 – Registration Convention of 1975 – Moon Agreement of 1979 – Weather Modification Convention 1977 – Military and Commercial Use of International Space Law – UN Resolution on Outer Space Treaties

Unit III: Space Geophysical Position and Navigation

Global Navigation and Satellite System – GNSS operation – Users – Legal framework for GNSS Services – The International Civil Aviation Organisation (ICAO) – Communication, Navigation, Surveillance/Air Traffic Management (CNS/ATM) Systems – Chicago Convention – International Law – High Altitude Flights – Balloons, Rockets and Man-made Satellite – Change of Domain from Air to Space Law – Extraterritorial Application.

Unit IV: Space Law Relating to Remote Sensing

The United Nations (UN) Resolution Relating to Remote Sensing of the Earth from Outer Space 1986 – Remote Sensing Data Policy, 2011 – SATCOM Policy – Global and Regional Agreement on Remote Sensing – Sources of Remote Sensing.

Unit V: Space Transportation

Air and Space Transportation Law – Functionalistic Approach – Air Craft – Convention on Registration of Objects Launched into Outer Space (1976) – Convention on International Liability for Damage Caused by Space Objects 1972) – Treaty on Principles Governing the Activities of States in the Exploration and Use of Outer Space – Including the Moon and Other Celestial Bodies (Outer Space Treaty of 1967) – Commercial Human Spacecraft: National and

International Regime – Third Party Liability in Debris – National Legislations - US Commercial Space Launch Act.

Reference Books

1. Shaw, M. N., International Law (Cambridge University Press, New York, 2005).
2. Starke, J. G., Introduction to International Law, 10th ed. (Butterworths, London, 2007).
3. Brierly, J. L., Law of Nations: An Introduction to the Law of Peace, 6th ed. (Oxford University Press, London, 2013).
4. Brownlie, Ian, Principles of International Law, 5th ed. (Oxford University Press, London, 2014).
5. Robert Jennings and Arthur Watt, Oppenheim's on International Law, Peace and Law of Nations, (Oxford University Press, London 1996)
6. United States Army War College, History of Space Policy Paperback Create space Independent Pub (2014)
7. Ram S. Jhaku, Paul Semen Dempsey, Routledge Handbook of Space Law, Routledge; 1st edition (2016).
8. Prof Dr I.H.Ph. Diederiks-Verschoor; Kluwer Law International ;7th Edition
9. Dr.V.Balakista Reddy; Emerging Trends in Air and Space Law; Edited by Uppal Publishing House-New Delhi 2010
10. Raymond C Speciale; Fundamentals of Aviation Law; by McGraw-Hill Professional (1 September 2006)
11. Carole Blackshaw; Aviation Law and Regulation Financial Times Prentice Hall 1992
12. Abeyratne, R. I. R., Legal and Regulatory Issues in International Aviation, Transnational Publishers, Inc., 1996.
13. Dr.J.C.Batra ; International Air Law (Including Warsaw Convention 1929, & Montreal Convention 1999); Reliance Publishing House, Ranjit Nagar, New Delhi 2003-1st Edition
14. Chirster Johnson; International Aviation and the Politics of Regime Change; Francis Pinter (Publishers) London 1987
15. Bijan Vasigh, Ken Fleming, Thomas Tacker ; Introduction to Air Transport Economics from theory to applications; 1st Reprint 2010; Ashgate Publishing Ltd Wey Court East, England.

Articles:

1. Paul Stephen Dempsey, National Laws Governing Commercial Space Activities: Legislation, Regulation, & Enforcement, 36 Nw. J. Int'l L. & Bus. 1 (2016). <http://scholarlycommons.law.northwestern.edu/njilb/vol36/iss1/1>
2. Kelly M Zullo, The Need to Clarify the Status of Property Rights in International Space Law 90 Geo. L.J. 2413 (2001-2002)
3. Mohammad Saiful Islam, The Sustainable Use of Outer Space: Complications and Legal Challenges to the Peaceful Uses and Benefit of Humankind Beijing Law Review, 2018, 9, 235-254 available at https://file.scirp.org/pdf/BLR_2018061114171877.pdf
4. S.G. Sreejith, Whither International Law, Thither Space Law: A Discipline In Transition



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5. DrGbengaOduntan, The Never Ending Dispute: Legal Theories on the Spatial Demarcation Boundary Plane between Airspace and Outer Space, *Hertfordshire Law Journal*, 1(2), 64-84 ISSN 1479-4195 online/ISSN 1479-4209 CD-ROM available at <https://pdfs.semanticscholar.org/d81b/b88753eaced1ec97cc56baed8cc25ffdc9d6.pdf>
6. von der Dunk, Frans G., "The Delimitation Of Outer Space Revisited -The Role of National Space Laws in the Delimitation Issue" (1998). *Space, Cyber, and Telecommunications Law Program Faculty Publications*. 51. <http://digitalcommons.unl.edu/spacelaw/51>
7. Emily Taft, *Outer Space: The Final Frontier Or The Final Battlefield?*, *Duke Law & Technology Review*, Vol 15 (1)362 2017
8. Jameson Rohrer, Deciphering And Defending The European Union's Non-Binding Code Of Conduct For Outer Space Activities, *Duke Journal Of Comparative & International Law* [Vol 23] 2012 Page187
9. A Ferreira-Snyman, Legal Challenges Relating To The Commercial Use Of Outer Space, With Specific Reference To Space Tourism 2014 Volume 17 No 1, ISSN 1727-3781 <http://dx.doi.org/10.4314/pej.v17i1.01>
10. Freeland, Steven --- "Fly Me to the Moon: How Will International Law Cope with Commercial Space Tourism?" [2010] *MelbJIntLaw* 4; (2010) 11(1) *Melbourne Journal of International Law* 90 available at <http://www.austlii.edu.au/cgi-bin/sinodisp/au/journals/MelbJIntLaw/2010/4.html?stem=0&synonyms=0&query=OUTER%20SPACE%20TREATY>
11. Nagvanshi, Jyotima; Sharma, Aishwarya --- "Jurisdiction in Outer Space: Challenges of Private Individuals in Space" [2012] *NLU DLRS* 46; (2012) 1 *NLUD Current Developments in Air and Space Law* 324
12. Smith, Tim --- "A Phantom Menace? Patents and the Communal Status of Space" [2003] *VUWLawRw* 33; (2003) 34(3) *Victoria University of Wellington Law Review* 545
13. Cheng, Bin --- "Outer Void Space - The Reason for this Neologism in Space Law" [1999] *AUIntLawJl* 3; (1999) *Australian International Law Journal* 1
14. Freeland, Steven --- "There's a Satellite in My Backyard! - Mir and the Convention on International Liability for Damage Caused by Space Objects" [2001] *UNSWLawJl* 31; (2001) 24(2) *UNSW Law Journal* 462
15. Lee, Ricky J --- "Article II of the Outer Space Treaty: Prohibition of State Sovereignty, Exclusive Property Rights, or Both?" [2004] *AUIntLawJl* 9; (2004) 11 *Australian International Law Journal* 128.
16. Powell, Grant --- "The Legal Implications of Remote Sensing in Outer Space on National Sovereignty" [1986] *AukULawRw* 4; (1986) 5(3) *Auckland U L Rev* 329.
17. UN: Treaty on Principles Governing the Activities of State in Exploration and Use of Outer Space, including the Moon and Other Celestial Bodies, 1967" [2005] *ELECD* 292; in Tully, Stephen (ed), "International Documents on Corporate Responsibility" (Edward Elgar Publishing, 2005)
18. Morgan, Dan --- "Recent Developments in Australian Space Law" [2001] *AUIntLawJl* 13; (2001) *Australian International Law Journal* 271



19. Murray, Kim --- "The Law Relating to Satellite Navigation and Air Traffic Management Systems - A View from the South Pacific" [2000] VUWLawRw 23; (2000) 31(2) Victoria University of Wellington Law Review 383
20. Bonnie E. Fought, Legal Aspects of the Commercialization of Space Transportation Systems, 3 Berkeley Tech. L.J. 99 (1988)



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RURAL DEVELOPMENT & MGNREG ACT – I

Objectives: The course enables the student to understand the importance of rural development, rural economy, various rural resources, rural development policies and programmes in India. It also makes the student to get acquainted with organization of governmental programmes for rural development.

Learning Outcome: On successful completion of the course, the student will be able to gain insight into the socio-economic structure of rural India and understand the prospects and problems of rural development in India

Unit I: Rural Development

Definition – Components – Scope – Strategy - Importance – Paradigm of Rural Development – Modernization Theory, Dependency Theory, Lewis Model of Economic Development, Human Capital Model, Gandhian Model – Rural Development under Five Year Plans.

Unit II: Rural Economy of India

Size and Its Structure – Characteristics of Rural Society – Economic Inequality and Rural Poverty – Status of Employment – Income and Consumption in Rural India – Rural Economy and Development During Planning Era – Challenges and Opportunities of Rural Society.

Unit III: Rural Resources

Land Resources – classification of Land, Land Use Pattern, Land Use Planning – Forest Resources – Importance of Forest Resources, Forest Products and Industries, National Forest Policy – Livestock Resources – Importance of Livestock in Rural Economy – Livestock Development in Planning Era – Energy Resources – Bio-energy, Biogas Energy; Water Resources – Sources and Classification of Irrigation System, Irrigation Schemes, Irrigation and New Farm Technology – Human Resources – Rural Work Force, Extension Education; Financial Resources – Agricultural Taxation, Revenue System.

Unit IV: Rural Development Policies and Programmes

Need – Goals – Rural Development Policy in India (Forest, Land, Water, Agricultural Price, Rural Credit, Agricultural, Cooperatives, Fisheries and Farmers) – Equity Oriented Programmes (CDP, SFDA) – Growth Oriented Programmes (IADP, ICDP, Green Revolution, Operation Flood) – Poverty and Unemployment Programmes (PDS, IRDP, TRYSEM, SGRY, EAS, MGNREGA).

Unit V: Organizing Rural Development

Organization Models – Criteria for Designing an Appropriate Organization – Government Organization – Panchayat Raj Institutions – Cooperatives – Voluntary Agencies/ Non-Governmental Organizations – Corporations and Rural Development.

Reference Books:

1. Basanti Das, Governmental Programmes for Rural Development, Discovery Publishing House Pvt. Limited, New Delhi, 2007.
2. Bhaduri, Development with dignity, A case for full Employment, National Book Trust, Delhi, 2005.



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4. KomolSingha, Rural Development in India: Retrospect and Prospects, Concept Publishing, New Delhi, 2010.
5. Mukundan, Rural development and poverty eradication in India, New Century Publications, New Delhi, 2009.
6. Vasant Desai, Fundamentals of Rural Development, Rawat Publications, New Delhi, 1991.
7. Vasant Desai, *Rural Development in India: Past, Present and Future: A Challenge in the Crisis*, Himalaya Publishing House, Mumbai, 2005.
8. Venkata Reddy, Agriculture and Rural development (Gandhian perspective) ,Himalaya Publishing House: Mumbai, 2001.
9. Robert Chambers, Rural Development: Putting the last first, Longman, London, 1983.

Articles:

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2. TarujyotiBuragohain, 'Impact of Solar Energy in Rural Development in India', *International Journal of Environmental Science and Development*, Vol. 3 (4), August 2012.
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MEDIA AND LAW – I

Objectives: Media' the popular term inter-alia used as 'Press' denotes the print & electronic information carriers –the News Papers & Magazines, Radio, Television and currently includes Internet – as new Media. Hailed as the 'Fourth Estate', media is the watchdog of the public affairs, informing the society and vice versa acts as the forum to advocate the views of the society at large to those at the helm of public affairs.

Learning Outcome:The Course, after the completion, would equip himwith the current legal sphere on Media and its emerging issues. The student shall have the understanding ofrole of media in its various shades and nuances in building up the social, political, cultural and legal edifice of society and analysis ofissues regarding the media trials, inter-relationship of media and judiciary besides showing as to how media can be used for the betterment of the country.

Unit I: Introduction and Development of Media

Freedom of Speech and Expression – Freedom of Information – Dissemination of Information – Methods – Media and Mass Media – Evolution of Media – Scope of Media – Classification of Media – Legal Framework of the Media.

Unit II: Media and Legal Framework

Freedom of Press: Constitutional Provisions – Media Privileges – Role of the Govt and Censorship – Privacy and Freedom of Press – Freedom of Press and Right to Information – Restrictions of Freedom of Press.

Unit III: Legal Dimensions of Media

Criminal Law – Defamation, Obscenity and Sedition – Law of Tort – Defamation & Negligence – Legislature – Privileges of the Legislature – Judiciary – Contempt of Court – Executive – Official Secrets – Journalists – Protection of Working Journalists – Role of Press Council, Advertising Standards Council of India (ASCI).

Unit IV: Media and Regulation

Role of Government in the Regulation of Media – Censorships – Print Media – Electronic Media – Films – Constitution of Censor Board – Press Council – Press Council Act, 1978 – Regulation by Press Council – Powers and Functions of Press Council – Regulation of News Papers – Regulation of Electronic Media – Self Regulation or Code of Ethics for Persons in Mass Media in India – PrasarBharati (Broadcasting Corporation of India) Act, 1990.

Unit V: Litigation and Media

Law relating to Obscenity – Defamation – Sedition – Parliamentary Proceedings (Protection of Publication) Act, 1977 – Contempt of Court Act, 1971 – Official Secret Act, 1923 – Media and Public Morality – Media and Human Rights – Foreign Media.

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1. MadhaviGoradia, Facet Of Media Law, Eastern Book Company, Paper back ed. 2015
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3. DR. A. Verma, Cyber Crimes & Law, Central Law Publications, 1st edition (2012)
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6. GreeshmaGovindarajanand NandithaRavindar, Freedom Of Expression On Social Media: Myth Or Reality, Global Media Journal – Indian edition, vol. 7, no. 1, 2016.
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8. VineetKaul, The Changing World of Media & Communication, Journal of Mass Commun Journalism Vol. 2 Iss. 116, 2012.
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10. Asogwa CE., Gender Differentials in Newspaper Readership Pattern among Residents of Enugu State, Nigeria. Global Media Journal, Vol.16 Iss.31, 2018

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5. <https://youtu.be/sJJqu3hcKuk>
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LAW RELATING TO CYBER SPACE AND CYBER JURISDICTION – I

Objectives: The course is designed to trace out the evolution of cyber law and networking, to enlighten on the various legal implications of cyber law, cyber space and communications, to point out the difference between realistic and virtual transactions and the difficulties that arise in virtual transactions, and to discuss the relevant provisions of the Information Technology Act and other related laws.

Learning Outcome: After the course is completed the student will be acquainted with law governing cyber space, disputes in virtual world arising out of e-commerce and various cyber-crimes, virtual courts, e-evidence, confidentiality issues in e-adjudication, minimum contact theory, international conventions on information and communications, E-courts Management etc.

Unit I: Evolution of Cyberspace and Networking

Overview and History of Internet and World Wide Web – Convergence of Technology – Impact on Law – Governance and Regulating Cyberspace – Methods of Regulation – **Internet Law and Policy** – Law of Convergence – Telegraph, Cable Broadcasting, Satellite and the Internet – Legal and Regulatory Aspects of Telecommunications in India – **International issues in Cyberspace** – International Conventions Enforcement of International Laws to Adjudicate International Disputes, International Organizations- Regulations and Non-Governmental Organizations.

Unit II: Cyberspace and Jurisdiction Issues

Civil and Criminal Jurisdiction – Traditional Principles of Jurisdiction – Personal Jurisdiction – Territoriality – States Long Arm Statutes – Due Process Requirements – Minimum Contact – Reasonableness – Purposefully Directed Activities – International and Indian Perspective Relating to Jurisdiction in Cyberspace.

Unit III: Regulation of Cyberspace

Cyber Security Guidelines – National Cyber Security Policy, 2013 – Communications of Convergence Bill, 2014 (Law of Convergence) Telegraph, Cable Broadcasting, Satellite and the Internet – Legal and Regulatory Aspects of Telecommunications in India – Impact on Governance, Regulating Cyberspace – Methods of Regulation – Data Privacy Protection Bill, 2017 – Internet Service Provider Liability – Civil and Criminal liability – International and National Perspectives.

Unit IV: Information Technology Act, 2000

E-Governance – Digital Signature/Electronic Signature – Certifying Authorities – Cyber Appellate Tribunal – Electronic Evidence – Nodal Agencies – CERT-In – Related Rules.

Unit V: Information and Communications Technology

Definition of ICT – Evolution of ICT – Different types of ICT Communication – Electronic Mail, Fascimile, Video Conferencing, Telephone Conferencing – Types of Communication Devices – Telegraphs and Telephones, Televisions and Radios, Computers and Internet – Types of Communication Technology – Email, Text and Instant Messaging, Social Networking and Video Chat – Effect of Electronic Communication.


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4. Clive Gringras: Laws of Internet, Butterworths, 2ndEdn, 2003
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7. Fraser Mann J: Information and Technology Law, Published by Carswell Legal PubnsEdn, 1996
8. David Johnson, Cyber Law, Stoddart, Edn, 1997.
9. Thomas J. Smedinghoff, Online Law, Published by Addisson Wesley Developers Press, Edn, 1999.
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12. NandanKhamat, "Law relating to Computers Internet and E-Commerce", Universal Law Publishing, New Delhi (2012).
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16. V.K. Pachgare: Cryptography& Information Security, Publisher Kindle, 2ndEdn 2015
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2. Dr. Adel AzzamSaqq Al Hait: Jurisdiction in Cybercrimes: A Comparative Study Journal of Law, Policy and Globalization www.iiste.org ISSN 2224-3240 (Paper) ISSN 2224-3259 (Online) Vol.22, 2014




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4. Dan Jerker B Svantesson :An Introduction to Jurisdictional Issues in Cyber Space,, Journal of Law and Information Science, Bond Publications Vol 15, 2004.
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8. Michael Arntfield: Toward a Cyber Victimology: Cyber Bullying, Routine Activities Theory, and the Anti-Sociality of Social Media, Canadian Journal of Communication, Vol 40, No.3, 2015.
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CHILD RIGHTS – I

Objectives: The object of this course is to impart thorough knowledge about the international and national perspectives of child rights protection. It covers the constitutional and other legislative provisions safeguarding the rights of children. It also covers international instruments concerning the rights of children.

Learning Outcome: After the completion of the course the research student will be in a position to understand the facets of child rights of both national and international levels. The research students will understand the broader concepts of child rights with the help of key case studies. The research students will be acquainted with various international conventions relating to the rights of children.

Unit I: Introduction

Meaning and Definition of Child – Children and Two World Wars – Theories of Child Development: Physiological, Psychological, Cognitive, Transition from Childhood to Adolescence – Historical Development of Child Rights.

Unit II: Child Rights: International Perspective

International Protection of Child Rights: International Bill of Rights – The Geneva Declaration on the Rights of the Child, 1924 – Universal Declaration of Human Rights 1948 – International Covenant on Civil and Political Rights 1966 – International Covenant on Social, Cultural and Economic Rights, 1966 – The World Summit for Children, 1990 – World Conference on Human Rights, 1993 – United Nations Conference on Environment and Development, 1992 – International Labour Organisation – World Health Organisation – Convention on the Rights of the Child, 1989 – Optional Protocols to the Convention on the Rights of the Child – European Union Framework on the Rights of the Child.

Unit III: Child Rights: Indian Constitutional Perspective

Constitution of India and Rights of the Child – Fundamental Rights, Directive Principles and Fundamental Duties – Rights of Children under Articles 15(3), 21A, 23 and 24.

Unit IV: Child Rights: Legislative Framework: Criminal Law

Defence of Infancy – Abetment of Children to Commit Offences – Offences Against Children – Sexual Assault on Children and Other Relevant Provisions of the Indian Penal Code – Child as a Witness – Legitimacy of Children and Other Relevant Provisions of the Indian Evidence Act – Maintenance of Children and the Relevant Provisions of the Code of Criminal Procedure.

Unit V: Child Rights: Legislative Framework: Personal Law

Status of Children Under Various Personal Laws – Child Marriages – Custody of Child and Guardianship – Adoption – Inter-country Adoption – Legitimacy of Children – Surrogate Child.

Reference Books

1. Geeta Chopra, Child Rights in India: Challenges and Social Action, Springer, 2016
2. Gurchathen S. Sanghera Child Labour in India: Globalization, Power, and the Politics of International Children's Rights, Oxford, 2016.
3. Debarati Halder, Child Sexual Abuse and Protection of Laws in India, Sage Laws, 2018
4. Asha Bajpai, Child Rights in India: Law, Policy and Practice, Oxford India, 2017.



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7. Mr. Malik, *Law of Juvenile Justice in India*, Delhi Law House, 2018.
8. Prof. (Dr.) Aditya Tomer Ms. Varuni Yadav *Rethinking of Juvenile Justice System in India*, Bharati Publications, New Delhi, 2017.
9. Sanjay V. Gathia Joseph A Gathia *Children's Right and Well Being in India*, 2015
10. Mrs. SUnit a Rani, *Right to Education*, Bookman, 2017.

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3. Mackenzie J. Lind, *Does Parenting Influence the Enduring Impact of Severe Childhood Sexual Abuse on Psychiatric Resilience in Adulthood?* *Child Psychiatry Human Development*, Springer, Vol. 49, Issue 39, 2017.
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9. Ravikanth B. Lamani & G.S. Venumadahava, *Child Labour and Child Rights in India*, *International Journal of Criminology and Sociological Theory*, Vol. 7, Issue 2, 2014, pp.1-6.
10. Dr. Ashutosh Bairagi, *Protection of Children from Sexual Offences: Decoding the Law*, *International Journal of Scientific Research*, Volume: VI, Issue: III, March - 2017, pp.523-524.



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CORPORATE GOVERNANCE AND ETHICS – I

Objectives: The objective of this course is to provide inputs relating to evolution of companies, and explain the provisions of the company law relating to corporate management, governance, board structures and styles, roles and responsibilities of board of directors, corporate codes and laws, corporate fraud, best practices in corporate governance to control frauds. It also provides best practices followed by companies in India and abroad. It further provides analysis of environment triggering the frauds and enlightens on various precautions to be practiced in the companies.

Learning Outcome: The student would be having understanding of conceptual and theoretical approaches in practice of corporate governance and have the picture of various committees appointed under the law for better transparency of corporate governance. It would provide practical aspects and soft skills like corporate leadership to the students in relation to corporate governance.

Unit I: Company – An Overview

Company: Meaning and Nature of Company – Characteristics of Company: Limited Liability, Transferability, Legal Personality, Centralized Management – Purpose of Company: Human Satisfaction, Social Structure, Efficiency and Efficacy, Ubiquity and Flexibility, Identity – Company as A ‘Person’ – Company and Stakeholders: Shareholders, Creditors, Suppliers, Employees, Government Including Tax Authorities, Society – Expectations of Stakeholders.

Unit II: Company and Governance

Company: Administration, Management and Governance – Corporate Social Responsibility – Corporate Ethics – Governance: Evolution of Corporate Governance – Theories of Corporate Governance, Mechanisms, Systems, Indian Model, Good Corporate Governance, Obligations to Shareholders, etc. – Parties to the CG: Shareholders and Board of Directors – Types of Boards: Club Board, Professional Board, Shadow Board, All Executive Board, Majority Executive Board, Majority Non-executive Board – Global Models: Anglo-American Model, German Model on Corporate Structure, Japanese Model, Indian Model – Types of Directors and Their Appointment – Functions and Responsibility of Directors – Separation of Powers.

Unit III: Emergence of Corporate Governance and Global Scenario

Emergence of CG – CG in UK: Committee of Sponsoring Organizations (COSO) – 1992 – Four Reports – Cadbury, Ruthman, Hampel and Turnbull – Current Developments in UK – CG in US: Corporate Scandals – 1979 SEC Regulation, 1985 – Treadway Commission – Sarbanes Oxley Act 2002 – CG and OECD Principles – McKinsey Survey on CG – World Bank Report

Unit IV: Corporate Governance in India

Failure of Companies in India – Influence of Cadbury Report – Confederation of Indian Industries – SEBI Recommendations on CG – Code of CG 1997 was Developed and Discussed Widely – Kumar Mangalam Birla Committee Recommendation – Naresh Chandra Committee Report 2002 – Narayana Murthy Committee Report 2003 – CG and Clause 49A of Listing Agreement – Companies Act 2013: Provisions Relating to CG – Disclosures under Company Law – Regulators of CG: RBI, SEBI, IRDA.



Unit V: Corporate Governance in Financial Institutions

CG in Banks: Basel Convention and Principles – RBI and CG – CG and IRDA – IRDA Regulations in CG in Life and General Insurance – CG and Foreign Exchange Transactions.

Unit VI: Corporate Governance and Leadership

Foundations of Corporate Governance – Essentials of Good Governance – Independence, Accountability, Transparency and Fairness – Corporate Governance Index – Complexities in Corporate Governance – Stakeholder and Shareholders – Authorities of Good Governance – Separation of Powers – Committees: Audit Committee, Remuneration Committee and Compensation Committee and Two Others – Company Leadership – Corporate Ethical Leadership, Corporate Social Responsibility – Best Practices: Corporate Misconduct and Issues – Corporate Governance: Performance Rating – Need for Investor Protection.

Reference Books

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2. Saleem Sheikh & William Rees (1995), Corporate Governance & Corporate Control, Cavendish Publishing Ltd.
3. Martin Hilb (2016), New Corporate Governance: Successful Board Management Tools, 5th ed. Springer-Verlag Berlin and Heidelberg GmbH & Co.
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6. Jain Arun K (2010), Corporate Governance: Strategy & Ethics, McGraw Hills Education, New Delhi
7. Baxi, C V (2007), Corporate Governance: Critical Issues, Publisher: Excel Books
8. KeshoPrasad (2014), Corporate Governance, 3rd Ed., Prentice-Hall of India Pvt. Ltd.
9. Reed Darryl & Mukerjee Sanjoy (2006), Corporate Governance, Economic Reforms and Development: The Indian Experience, Oxford University Press.
10. Mathur, U C (2012), Corporate Governance and Business Ethics: Texts and Cases, Macmillan India Ltd., New Delhi
11. Bajpai, G N (2016), the Essentials Book of Corporate Governance, 1st Ed., Sage Publications India Pvt Ltd.
12. Viyyana Rao K & Naga Raju G (2017), Business Ethics and Corporate Governance, I K International Publishing House Pvt. Ltd.
13. Solomon, Jill. (2011), Corporate governance and accountability. 3rd Ed., John Wiley & Sons.
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(Solomon, 2007). Thus, the web of relationships will be sometimes vast especially in big companies.

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7. Amiram Gill (2008), Corporate Governance as Social Responsibility: A Research Agenda, 26 Berkeley J. Int'l Law. 452
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10. Griffith, Sean J., Corporate Governance in an Era of Compliance (2016). William & Mary Law Review, Vol. 57, No. 6; Fordham Law Legal Studies Research Paper Series.
11. Jenter, Dirk and Kanaan, Fadi (2014), CEO Turnover and Relative Performance Evaluation (Stanford University Graduate School of Business Research Paper No. 1992; MIT Sloan Research Paper No. 4594-06
12. R. Edward Freeman (1983), David L. Reed, Stockholders and Stakeholders: A New Perspective on Corporate Governance, California Management Review, 1983.
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14. Priyanka Aggarwal (2013), Corporate Governance and Corporate Profitability: Are they Related? - A Study in Indian Context, International Journal of Scientific and Research Publications, Volume 3, Issue 12.



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4. <https://www.youtube.com/watch?v=-bWmWTI4Qns>
5. <https://www.youtube.com/watch?v=LpSQ8UNX5kk>
6. <https://www.youtube.com/watch?v=0UB2Y86N7Vw>
7. <https://www.youtube.com/watch?v=2JpgDZg8tT0>
8. <https://www.youtube.com/watch?v=92rfvr9ccKc>



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FINANCIAL LAW

Objectives: The course is designed to impart knowledge in the fundamental concepts of money, finance, financial system, financial services, impact of international investment, valuation techniques of financial instruments, and international business environment. The course provides an understanding of the role of financial system in the economic development of a country. It enlightens the students about new products and services evolved due to technological advancement.

Learning Outcomes: The study makes the students aware of various aspects of financial issues related to the Economic System of a Country. It also enlightens the students on the role and functioning of various Stake holders of the financial system.

Unit I: Introduction to Financial System

Meaning, Nature & Scope – Finance, Money, Financial Asset, Financial System – Economics and Financial System – Evolution of Financial System – Elements of Financial System.

Unit II: Financial System

Financial Markets: Meaning & Nature of Financial Markets – Components of Financial Markets – Kinds: Primary Market, Secondary Market, Capital Market, Money Market, Foreign Exchange Market, Commodity Market, Equity Market and Debt Market.

Financial Intermediaries – An Overview of Financial Institutions – Role of Financial Institutions in Indian Economy – Functions of Financial Institutions – Banking Institutions – Scheduled Commercial Banks & Development Banks – Insurance Companies, Asset Management Companies – Non-Banking Institutions – Mutual Funds, Venture Capital.

Financial Instruments: Meaning & Nature of Financial Instruments – Types of Financial Instruments; Treasury Bills, Commercial Bills, Depository Receipts, ADR, GDR – Hybrid Derivative Instruments – Valuation of Financial Instruments.

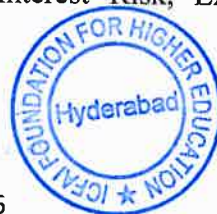
Financial Services – Nature & Scope of Financial Services – Fund Based & Non Fund Based Services – Banking Services, Insurance Services, Financial Planning Services, Merchant Banking, Mutual Fund: Agency Services – Factoring, Del-credre – Leasing and Hire Purchase.

Unit III: Financial Regulators

Regulation of Financial Markets – Role of Ministry of Finance: RBI-Regulations – IRDA-Regulations – SEBI – Regulations.

Unit IV: International Financial Services

International Business Environment – International Monetary System – IMF, World Bank: The International Bank for Reconstruction and Development (IBRD) – The International Development Association, The International Finance Corporation, The Multilateral Investment Guarantee Agency, The International Centre for Settlement of Investment Disputes – International Financial Intermediation – Current Accounts & Capital Accounts, Convertibility – Risk Management; Foreign Exchange Risk, Interest Risk, Exchange Rates, Valuation of Currency: Investments – FDI & FII.




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Unit V: Money

Meaning of Money – Real Money – Virtual Money – Plastic Money – Foundations of Money – Definition of Money – Medium of Exchange – Unit of Account – Store of Value – Evolution of the Payments System – Cheques – Electronic Payment – E-Money – E-Finance – Cashless Society.

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2. PUnithavathy Pandian, Financial Services and Markets, 1st Edition, Vikas Publishing, 2009.
3. Jeff Madura, Financial Markets and Institutions, 12th Edition, Cenage publications, 2018.
4. Anthony Saunders&Marcia MillonCornett, Financial Markets and Institutions, McGraw Hill Education; Sixth edition (5 November 2018).
5. M.Y. Khan, Financial Services, McGraw Hill Education; Eighth edition (1 July 2015).
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VICTIMOLOGY – II

Objectives: This course is designed to make the researcher to understand the impact of victimization and psychological aspects of victims. It further enables the researcher to get acquaintance with forensic victimology and also human rights violations of victims. It also focuses on restorative justice and compensatory jurisprudence.

Learning Outcome: On the completion of the course, the researcher gets a thorough understanding of the problems of victims especially the evil effect of victimization. The study enables the researcher to understand the intricacies of Forensic Victimology, Restorative Justice and Compensatory Jurisprudence.

Unit I: Impact of Victimization and Psychological Perspective

Determinants of Victimization – Trajectories of Victimization – Victimization Consequences – Psychological Aspects of Victimology – Psychological Impact of Victimization – Psychodynamics of Trauma – Trauma Reaction – Counselling Victims.

Unit II: Forensic Victimology

Concept of Forensic Victimology – Role of Forensic Victimology – Victimological Information – Constructing a Victim Profile – Victim Lifestyle Exposure – Victim Situational Exposure – Victim Impact Statement – False Allegations and False Confessions – Victim-oriented Behavioral Evidence – Admissibility of Victimology Evidence – Investigative Process and Method Used to Collect, Preserve, and Analyze Evidence Relative to Victims and Victimitations.

Unit III: Global Perspective of Victimization and Human Rights

International Aspects of Victimology – Racial Bias and Racial Disparity – Victims of Terrorism – Human Trafficking Victimization – Victims of Hate Crimes – UN Declaration on Crime Victims – Human Rights Protection Act – Human Rights Commissions, Organization and Functions

Unit IV: Restorative Justice and Impact

Philosophy Underlying Restorative Justice – Elements of Restorative Justice – Victims Advocacy – Types of Victim Services – Victim Assessment – Victim Assistance – Victims Offenders in Correctional Setting – Stages in Assisting the Victims: Initial Victimization, Recognizing the Victim, Court Process, Post-Sentencing – Programmes of Restorative Justice.

Unit V: Compensatory Jurisprudence and Judicial Approach

Victims and Compensation – Restitution of Victims – Difference Between Victim Restitution and Compensation – Compensation under Various Laws, Commissions – Judicial Approach Towards Victims and Victimization.

Reference Books:


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2. Brent Turvey, Forensic Victimology, Academic Press, 2013.
3. Harvey Wallace, Victimology: Legal, Psychological and Social Perspectives, Pearson, 2014.

4. Lorraine Wolhuter, Neil Olley, David Denham *Victimology: Victimisation and Victims' Rights*, Routledge, 2008.
5. Mamta Chandrashekhar: *Human Rights, Women and Violation*, Educreation Publishing, 2016.
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2. Anita Yadav, *Criminal Justice Reform in India: Need of the Hour*, Criminal Law Journal, Vol. 119, Part 1358, February 2013, pp. 29- 32.
3. Dr. Bibha Tripathi , *Child born out of rape - Crisis unheard*, Chotanagpur Law Journal , Vol. 10 2016-17, pp. 4-113.
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11. Kritika Singh, *A Socio-legal Study of Victims Rights in India with special reference to Victims Human Rights Droit Penale*, Indian Law Journal On Crime And Criminology, Vol. 1, Issue 1, pp. 1-12.
12. Myrna Dawson, *Intimacy and Violence: Exploring the Role of Victim-Defendant Relationship in Criminal Law*, Journal of Criminal Law and Criminology, Volume 96, Issue 4, Summer 2006, pp. 1417- 1450.
13. Wesley G. Skogan , *Assessing the Behavioral Context of Victimization*, Journal of Criminal Law and Criminology, Volume 72, Issue 2, Summer 1981, pp. 727- 742.




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SPACE LAW – II

Objectives: This course on space law is dealing with specialised elements like rockets their functioning and testing in the space. It evaluates the law relating to satellite and international mechanism to regulate. It also focusses on the space debris as one of the serious issues in environment challenges. Further it analyses the critical issues and the regulatory mechanism at regional and global level.

Learning Outcome: The student after completion of the course can gain knowledge of technical aspects of Rockets and Satellite mechanism; will be in a position to select a topic and develop the research problem; can gain the ability of identifying the legal gaps at national and international scenario; finally student could gain specialized knowledge in Space Law and can start a new area of practice.

Unit I: Fundamentals of Rockets

Classification of Rockets – Fundamentals – Theory and Thermodynamics Relation – Flight and Engine Performances – Propellants – Chambers – Combustion and Stability – Turbo Pumps and Their Gas Supplies – Rocket Exhaust Plumes – Rocket Testing.

Unit II: Law Relating to Satellites

Satellite Operation / Communication – Technical Standards and National Licensing – International Trade in Satellite Communication Services – Global Mobile Personal Communications – Satellite Broadcasting - Financial Assistance and Data Clearing –Radio Frequency Allocation and Control – Blind Spot in Sky –Reconnaissance and Surveillance Satellites – Demilitarization.

Unit III: Law Relating to Space Debris I

Gravity – Earth's Atmosphere and Magnetic Field – Radiation – Natural Debris – Useful Orbits – Lagrange Points – Sources of Artificial Orbital Debris – Calculation of Risks – Remediation – United Nations Committee on the Peaceful Uses of Outer Space (COPUOS) – Inter-Agency Space Debris Coordination Committee (IADC) – Meaning of Space and Air Debris – Orbital Debris Practices National and International – Tracking Debris – Planning and Reacting to Air Craft – Debris Avoidance Maneuvers.

Unit IV: Law Relating to Space Debris II

Orbital Debris Control Regimes: Preventative Rules – Liability Rules – Customary International Law– US Debris Mitigation – NASA – Inter-Agency Debris Coordination Committee (IADC) – Orbital Debris Practices of Other States and The ESA – Nuclear Power Sources In Space – Space Debris and The Role Of India – Space Debris Mitigation Policy.

Unit V: Regulatory Regime

Export Control – Wassenaar Agreement – ITAR – USML – CCL – Space Goods and Technology – Export Control – Sovereignty and Export Control – Weapons of Mass Destructions – Financing Outer Space Activities: Cape Town Convention on Matters Specific to Space Assets 2012 – UNIDROIT Space Assets Protocol to the Convention on International Interests in Mobile Equipment (The Cape Town Convention).

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5. Shishir Tiwari, Protection of the Outer Space Environment under International Law, P Lambert Academic Publishing (5 November 2014).
6. G.S Sachdeva, Outer Space: Law, Policy and Governance Hardcover KW Publishers Pvt Ltd; First edition (15 October 2013).
7. AjeyLele, 50 Years of the Outer Space Treaty: Tracing the Journey, Pentagon Press; First Edition (30 May 2017).
8. Dr. Shilendra Kumar, Space Legislation in India: Emerging Issues Regal Publications; 1st edition (1 April 2015).
9. MichaleMinero, Space Technology Export Controls and International Cooperation in Outer Space (Space Regulations Library) Springer; 2012 edition (9 November 2011).
10. Joseph L. Pelton, New Solutions for the Space Debris Problem, Springer; 2015.

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2. Charity Trelease Ryabinkin, Let There Be Flight: It's Time to Reform the Regulation of Commercial Space Travel, 69 J. Air L. & Com. 101 (2004)
<https://scholar.smu.edu/jalc/vol69/iss1/5>
3. Von der Dunk, Frans G., "The Legal Framework for Space Projects in Europe: Aspects of Applicable Law and Dispute Resolution" (2011). Space, Cyber, and Telecommunications Law Program Faculty Publications. 64. <http://digitalcommons.unl.edu/spacelaw/64>
4. Robert M. Zubrin and Dana G. Andrews. "Magnetic sails and interplanetary travel", Journal of Spacecraft and Rockets, Vol. 28, No. 2 (1991), pp. 197-203. <https://doi.org/10.2514/3.26230>
5. Vonder Dunk, Frans G., "Legal Aspects of Satellite Communications—A Mini Handbook" (2015). Space, Cyber, and Telecommunications Law Program Faculty Publications. 85. <http://digitalcommons.unl.edu/spacelaw/85>
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<https://scholar.smu.edu/jalc/vol62/iss1/10>
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<http://scholarlycommons.law.case.edu/jil/vol22/iss1/4>
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<https://repository.law.umich.edu/mjil/vol5/iss1/8>.
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<https://chicagounbound.uchicago.edu/cjil/vol19/iss1/7>
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16. Space Debris and Its Threat to National Security: A Proposal for a Binding International Agreement to Clean Up the Junk Lieutenant Colonel Joseph S. Imburgia, Vanderbilt Journal of Transnational Law [Vol. 44:589] 2011 at page 590
17. Alexander William Salter. "Space Debris: A Law and Economics Analysis of the Orbital Commons."Mercatus Working Paper, MercatusCenter at George Mason University, Arlington, VA, September 2015.



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Rural Development & MGNREG Act – II

Objectives: The course enables the student to study the provisions of the Mahatma Gandhi Rural Employment Guarantee Act and also the Scheme made thereunder. It also makes the student to understand the impact of the Scheme on rural economy and the various issues involved in the implementation of the Scheme.

Learning Outcome: On successful completion of the course, the student will be able to gain insight into the national rural employment guarantee scheme and its outcomes. The student also get exposure to the various agencies involved in the implementation of the scheme.

Unit I: Implementation, Monitoring and Evaluation

Project Implementation – Project Control, Integration and Coordination, People’s Participation in Implementation – Project Monitoring –Progress Report, Coordination Committee – Project Evaluation – Criteria, Approaches, Uses.

Unit II: MGNREGA Scheme

Need – Objectives – Features – Permissible Activities under the Scheme – Key Stakeholders – Funding – Institutional Arrangements for Implementation at Various Levels – Maintenance of Records – Programme Implementation and Outcomes – Capacity Building and Awareness Generation – Strategy for Vulnerable Groups – Critical Issues.

Unit III: Components of MGNREG Scheme

Income and Livelihood Security – Gender and Social Empowerment – Sustainable Asset Creation – Environment, Agricultural Productivity and Labor Market – Governance and Process Challenges.

Unit IV: Initiatives to Strengthen MGNREGA

List of Permissible Works Expanded – Ensuring the Demand-based Character of MGNREGA – Effective Planning, Deployment of Human Resources, Reducing Delays in Wage Payments – Strengthening MIS – Equal Opportunity for Vulnerable Groups – Greater Role for Civil Society Organisations – Better Social Audits and Vigilance for Transparency and Accountability.


Unit V: MGNREGA in Telangana

Phases of Implementation – Areas Covered – Agencies Involved in Implementation – Role of Panchayati Raj Institutions (PRIs) and Information Technology (IT) in Implementation – Performance – Monitoring and Evaluation Process – Reports and Reviews.

Reference Books:

1. Mukundan, Rural development and poverty eradication in India, New Century Publications, New Delhi, 2009.
2. BasantiDas , Governmental Programmes for Rural Development, Discovery Publishing House Pvt. Limited, New Delhi, 2007.
3. Bhaduri, Development with dignity, A case for full Employment, National Book Trust, New Delhi, 2005.
4. Mahatma Gandhi National Rural Employment Guarantee Act-2005, Operational Guidelines, Government of India, Ministry of Rural Development, New Delhi, 2013.




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1. Adhikari, Anindita and Kartika Bhatia (2010), "NREGA Wage Payments: Can We Bank on the Banks?" *Economic & Political Weekly*, vol. 5(1), pp. 30-37.
2. Afridi and Iversen (2013): "Social Audits and MGNREGA Delivery: Lessons from Andhra Pradesh," Discussion Paper 13-09, Economics and Planning Unit, Indian Statistical Institute, Delhi, December.
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10. Chakradhar Buddha and Diego Maiorano, (2014), MGNREGA in Andhra Pradesh's Tribal Areas, *Economic & Political Weekly*, Vol. 49(51), pp 67-73.
11. Dinesh Das (2012), "Examining India's Mahatma Gandhi National Rural Employment Guarantee Act (MGNREGA): Its Impact & Women's Participation", *International Journal of Research in Management*, 6(2). pp. 209-218.
12. Pallav Das (2013), "MGNREGA and Rural-urban Migration in India", *Journal of Research in Commerce & Management*, 2(2). pp.43-47.
13. Pankaj, A and R Tankha (2010): "Empowerment Effects of the NREGS on Women Workers: A Study in Four States," *Economic & Political Weekly*, Vol 45, No 30, pp 45-55.
14. Sumit Vij, et. al., Women in MGNREGS in Telangana and Andhra Pradesh, *Economic & Political Weekly*, Vol. 52(32), pp 67-73.

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MEDIA AND LAW – II

Objectives: In Indian context the print media and its interface with Law have a long tradition, whereas broadcasting sectors of Radio and Television and emerging new Media of Internet is still an evolving one. The Media practitioners, Lawyers, Educationists relating to Mass Communications need to understand the Legal Framework that is operational and the emerging debate of restructuring such legal framework.

Learning Outcome: This Course will help the students to equip themselves with the current legal regime on Media and the emerging one, which is going to play a crucial role in building up the socio-legal edifice.

Unit I: Media and Intellectual Property

Copy Rights – Performance Rights – Live Shows – Broadcasting Organisation – Sound Recording – Cinematograph Act – Entertainment.

Unit II: Print Media

Registration of News Papers – News Print Policy – Registration of News Papers – Journalists and Journalism – Working Journalists Privileges and Duties.

Unit III: Media and Society

Effects of T. V on People – Sensationalisation – Colored Reporting – Media Controlled by Political Parties – Communal Writing – Media Trial – Hate Speech – Role and Responsibility of Media during Emergency and Elections – Social Network and Media – Sting Operation – Broadcasting of Parliamentary Proceedings.

Unit IV: Law of Electronic Media

Origin and Impact of Films – Film Censorship – Cinematography Act, 1952 and Relevant Rules – Electronic Broadcasting Media – Evolution and Reforms of Broadcasting in India – Judicial Recognition of the Right to Broadcasting – The Cable T.V. Networks (Regulation) Act of 1995 – Advertising Standards.

Unit V: Media and Other Legislations

Indian Post Office Act, 1989 – Indian Telegraph Act, 1885 – Newspapers (Incitement of Offences) Act, 1908 – Indecent Representation of Women (Prohibition) Act, 1986.

Reference Books

1. Nhamo A. Mhiripiri, Tendai Chari, Media Law, Ethics, and Policy in the Digital Age (Advances in Media, Entertainment, and the Arts), IGI Global, 2017
2. Virbala Aggarwal, Handbook of Journalism and Mass Communication, Neha Publishers & Distributors (2012)
3. Umar Sama, Law of Electronic Media, Deep & Deep Publications 2007
4. Mr Justice Nicol, Gavin Millar QC, Andrew Sharland, Media Law and Human Rights, 2 edition 2009, OUP Oxford;
5. Media, Press and Telecommunication Law, Universal Law Publication ed. 2016
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7. Aqa Raza, ‘Mass Media’ versus ‘Obscenity’: The Judicial Contribution, SSRN Journal, 2015.
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LAW RELATING TO CYBER SPACE AND CYBER JURISDICTION – II

Objectives: This course is intended to cover the law relating to internet and regulatory regime of private network services. It also covers the various issues relating to E-Contracts, E-Governance, E-Courts, E-adjudication, E-Evidence, E-documents etc. Further it focusses on Cyber investigation and cyber forensics.

Learning Outcome: On completion of the course, the researcher will gain reasonably thorough knowledge of internet concepts, online commercial transactions, and the issues relating to E-Commerce, E-Governance. The researcher can properly understand the role of technology and computerization in the settlement of disputes through E-courts.

Unit I: Internet and Law

History of Internet – Initial Internetting Concepts – DARPA Net, ARPA Net – Transition to Widespread Infrastructure – MFENet, HEPNet, CSNet, NSF, USENet, BITNet, NSFNet – Role of Documentation – FTP (File Transfer Protocol) – Commercialization of Technology – Private Network Services.

Unit II: E-Commerce:

Online Contracts – Application of Contract Law in E-commerce – Contractual Rights of Third Parties – Contractual Issues and Their Resolutions – Online Securities Offerings – Taxation and Role of State to Obtain Tax Jurisdiction Over an Out-of State E-Business – RBI Regulation Insurance in E-Business – UNCITRAL Model Law on E-Commerce: An Overview.

Unit III: E-Governance

Digital Infrastructure – E-Courts Establishment – Courts Information Management System – E-Document Management – Court Scheduling – Financial and Automated Workflow Capabilities and Introduction of Online Services to Public – Web Based Court of Appeal/Case Tracking and Management of Cases in Court of Appeal.

Unit IV: E-Courts and Case Management

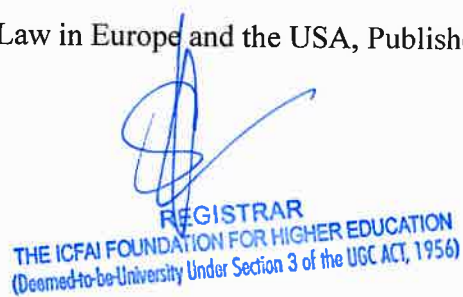
Universal Computerization in Courts – Creation of E-Filing and E-Payment Gateways, Scrutiny, Registration, Case Allocation, Case Tracking System, Court Proceedings, Case Disposal and Restoration and Transfer of Cases – Institution Registers, Court Diaries, Court Fees – Integrated E-Justice Project on Civil, Criminal, and Family Matters.

Unit V: Cyber Crimes: Electronic Documents and Electronic Evidence

Indian Evidence Act, 1872 and Information Technology Act, 2000 – Admissibility and Appreciation of Evidence, Electronic Evidence on par with International Policy, Admissibility of Electronic Record, Integrated Courts Electronic Documents – Custody Management System Linking it with Corrections Offender Management System, I-Keys with Secret Software for Digital Signatures, Authentication and Signature Pads to Get the Electronic Signature of an Accused – Cyber Forensics – Cyber Investigation – Cyber Security – Policing Cyber Crimes – EU Budapest Convention on Cybercrime, 2001.

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4. Henry R: Contemporary Business Law and On Line Commerce Law, Prentice Hall, Inc. 6th Edition, 2009
5. Andrew Grant Adamson: Cyber Crime Mason Crest Publishers, Edn 2003–
6. Jain NC: Cyber Crime, Allahabad Law Agency, Edn, 2008
7. Nina Godbole, SumitBelapure: Cyber Security, Wiley India Publishers (Kindle Edition), 2011
8. Aparna Vishwanathan: Cyber Law –Indian and International Perspectives on key topics including Data Security, E-commerce, Cloud Computing and Cyber Crimes. Lexis Nexis, Butterworths Wadhwa, 2012.
9. Barkha&U.Rama Mohan- Cyber Law and Crimes, Asia Law House, 3rd Edn 2011.
10. Bansal S K: Cyber Crimes, Published by Aph Publishing Corporation, Edn 2017.
11. Edward Amoroso: Cyber Security, Kindle Edition, Silicon Press, Edn 2006)
12. Brijendra Singh: Network Security and Management, Kindle Edition, PHI, 3rdEdn 2012.
13. Henry R Cheesman: Contemporary Business and E-Commerce Law, Prentice Hall; 4 Edition 2002.
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2. Marco Velicogna: Justice Systems and ICT What can be learned from Europe, Igitur Publications, Utrech Law Review , Vol 3, Issue 1 2007.
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4. Cyber Security The Key to Realising the Dream of a Truly Digital India - Ankit Fadia <https://youtu.be/c3m0A0ldhxs>

5. The Cyber Skills Gap by Chris Silvers - <https://youtu.be/AvPsukNLEnc>

6. Cyberwar by Amy Zegart - <https://youtu.be/JSWPoeBLFyQ>

7. Facets and Realities of Cyber Security Threats by Alexandru Catalin Cosoi - <https://youtu.be/XT4Y16dcVxA>

8. The Coming Privacy Crisis on the Internet of Things by Alasdair Allan - <https://youtu.be/yG4JL0ZRmi4>




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CHILD RIGHTS – II

Objectives: This course is intended to cover the various specific legislations concerning child labour, child education, juvenile justice, sex selection etc. Further the course is designed to understand the role of judiciary and other agencies available for the protection of child rights.

Learning Outcome: The researcher on the completion of the course will be able to interpret and use the knowledge in the carrying forward his or her research in the area of child rights having got a complete understanding of minute nuances of laws relating to children. The researcher will also get well versed with different judgements on child rights.

Unit I: Child Rights: Specific Legislations

Child Labour (Prohibition and Regulation) Act, 1986 – Right of Children to Free and Compulsory Education Act, 2009 – Juvenile Justice (Care and Protection of Children) Act, 2015.

Unit II: Child Rights: Specific Legislations

Rights of Unborn Child – Prohibition of Sex Selection Laws in India – Pre-Conception Pre-Natal Diagnostic Techniques (Regulation and Prevention of Misuse) Act, 1994 – Medical Termination of Pregnancy Act.

Unit III: Child Rights: Specific Legislations

Need for Protection of children from sexual abuse, pornography, drug abuse and immoral trafficking; Protection of Children from Sexual Offences Act, 2012.

Unit IV: Child Rights: Role of Judiciary

Judicial Legislation on Inter-country Adoption – Judicial Response towards Child Labour: Employment of Children in Fireworks – Judicial Declaration of Right to Education – Judicial Interpretations of Child Welfare Legislations.

Unit V: Child Rights: Role of Various Agencies

Role of Human Rights Commissions under the Protection of Human Rights Act – Role of National Commission for Protection of Child Rights – Role of NGOs.

Reference Books

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3. Loveleen Kacker, Childhood Betrayed: Child Abuse and Neglect in India: An Indian Treatise on Child Abuse and Neglect, Harper Collins Publications, 2015.
4. Prof. (Dr.) Aditya Tomer Ms. Varuni Yadav Rethinking of Juvenile Justice System in India, Bharati Publications, New Delhi, 2017.
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9. Matthias Domhardt, *Resilience in Survivors of Child Sexual Abuse: A Systematic Review of the Literature*, *Trauma, Violence, & Abuse* 2015, Vol. 16, Issue 4, pp.476-493.
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3..Detailed curriculum of Semester I & II of 2018-2022 Batch

CONSTITUTIONAL LAW OF INDIA

Objectives: The study of this course enables the research students to study comprehensively the basic law of our land, the constitution of India and the cherished goals and aspirations of the founding fathers. This also facilitates the research students to have in depth knowledge in the new dimensions of concepts of equality and justice, new roles of judiciary and expanded horizon of new (neo) rights.

Learning Outcome: On completion of the course, the students will be able to understand about the evolution and emergence of the Indian Constitution, its sources, nature, salient features etc. The research students will also be able to understand the concept of federalism with reference to Indian constitution, the concept of protective discrimination, gender justice, dynamics of equality and various facets of governance provided in the different provisions of the constitution and how these have been imbibed in it. Lastly the research students will be able to understand the three organs of the government i.e. Legislature, executive and Judiciary by analyzing how they are separate from each other but working in consonance with each other.

Unit I: Historical Development

Framing of the Constitution -Constituent Assembly Debates -Salient features of the Constitution - Federalism - Parliamentary form of Govt. - Preamble - Union and its Territories - Citizenship - Citizenship Act,1955 - Illegal Migrants(Determination by Tribunal)Act,1983 - Assam Accord,1985 - National Register of Citizens(NRC) - Updation of NRC in Assam - Impact on illegal immigrants -Role of Supreme Court in preparation of NRC in Assam.

Unit II: Fundamental Rights

Definition of State - Doctrine of State Action - Right to Equality - Protective Discrimination - Gender Justice - Right to freedom Articles (19 to 22) - Right against Exploitation - Freedom of Religion - Cultural and Educational Rights - Right to Constitutional Remedies - Impact of Emergency on Fundamental Rights.

Unit III: Directive Principles of State Policy

Nature and Scope - Impact of New Economic Policy on Directive Principles of State Policy and Welfare State - Nationalization to Denationalization - Elevation of Directive Principles of State Policy to the Status of Fundamental Rights - Correlation between Fundamental Rights and Directive Principles of State Policy - Fundamental Duties.

Unit IV: Union and State Executive

Ordinance making power of the President and Governor - Adjudication of Inter State River Water Disputes - Centre- State Relations - Commerce Clause - Services under the Union and States -Tribunals - Emergency Provisions - Effect of Emergency on Centre - State Relations - Amendment of the Constitution - Articles 35A of Jammu and Kashmir constitution and Articles 370 of Indian Constitution- Special Status to the State of Jammu and Kashmir- Jammu and Kashmir instrument of accession to India- Constitution (application to Jammu and Kashmir) Order, 1954- Constitution of Jammu and Kashmir 1956.



Unit V: Union and State Judiciary

Independence of Judiciary - Judicial Appointments - Collegium System -Memorandum of Procedure (MoP) for Appointment of Judges of Supreme Court and High Courts -Judicial Review - Judicial Activism – Judicial Policy Making -Judicial Legislation - Public Interest Litigation.

Reference Books

1. Seervai H.M, Constitution of India, Universal publication, 2004.
2. Austin Granville, Indian Constitution: Corner Stone of Nation, Oxford University Press, 1999.
3. Rao. B. Shiva, Framing of Indian Constitution, Universal Law, 2004.
4. Jain M.P., Indian Constitutional Law, Wadhwa and Co., Nagpur, 5th Ed. 2003.
5. Pandey J. N., The Constitutional Law of India, Central Law Agency, 2018.
6. Vikram David Amar, Mark Tushnet, Global Perspectives on Constitutional Law, Oxford University Press, 2009.
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8. Singh M. P., Outlines of Indian Legal and Constitutional History, 8th Ed, Universal Publishing House, New Delhi.
9. Chemerinsky Erwin, Constitutional Law, Principles and Policies, 3rd ed., Aspen, 2006.
10. Neal Devins and Louis Fisher, The Democratic Constitution, Oxford University Press, 2010.

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2. VijayshriSripat, "Towards fifty years of Constitutionalism and Fundamental Rights in India:Looking Back to See Ahead (1950-2000)", American University International Law Review, Issue 2, 2008.
3. David A. Strauss, "Do We Have a Living Constitution?," 59 Drake Law Review, 2011.
4. Linda Bosniak, "Persons and Citizens in Constitutional Thought" 8 (1) International Journal of Constitutional Law, January 2010.
5. Mark Tushnet, "The Possibilities of Comparative Constitutional Law", 108 Yale Law Journal, 1999.

Videos

1. <http://nludelhi.ac.in/moocs.aspx>
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A handwritten signature in blue ink, consisting of stylized letters.

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ENVIRONMENTAL LAW

Objectives: The study of this course aims at imparting specialized knowledge to the research students in various concepts of environment, pollution and its effects, various International conventions, conferences and protocols, Indian Constitutional provisions and other legislative framework. It also provides an opportunity to the research students to learn the role of institutional mechanism in enforcement and protection of environment.

Learning Outcome: After the completion of the course the research students will be in a position to understand the facets of environmental law at both national and international levels. The research students will understand the broader concepts of environment and pollution with the help of key case studies. The research students will be acquainted with various international conventions starting from Stockholm Conference till UN Sustainable Development Summit, 2015 and Paris Agreement, 2016. Research student will also gain knowledge about various environment related laws applicable in India.

Unit I: Introduction

Environment: Concept, Meaning, Definition, Nature – Components of Environment, Need for the Protection of Environment - Types and Effect of Pollution: Pre and Post Bhopal Gas Tragedy – Shriram Food and Fertilizers Case.

Unit II: International Scenario

Pre and Post Stockholm Conference – Stockholm Declaration, 1972 – United Nations Environment Programs (UNEP) – Climate Change, Nairobi Declaration 1982 – Vienna Convention 1985 – Rio Declaration on Environment and Development 1992 – Kyoto Protocol 1997 – Johannesburg Conference, 2002 – Biological Diversity Convention 1992 – Convention on International Trade in Endangered Species of Fauna and Flora (CITES), 1973 – Convention on the Conservation of Migratory Species of Wild Animals (CMS), 1979 – World Summit on Sustainable Development (2002) – UN Conference on Sustainable Development (2012) – Sustainable development Goals, 2015 – Paris Agreement, 2016 and fall out after US withdrawal – Article 253 of Indian constitution: implementation of international treaties.

Unit III: Environmental Law in India

Common Law Remedies – Pre Constitutional Legislations: Indian Penal Code, CrPC, Factories Act – Water Cess Act – Indian Forest Act, 1927 – Indian Constitutional Perspective: Fundamental Rights – 42nd Amendment Act, 1976 – Directive Principles of State Policy, Fundamental Duties, Post Constitutional Environmental Legislations: Water (Prevention and Control of Pollution) Act, 1974, Air (Prevention and Control of Pollution) Act, 1981 – Noise Pollution (Regulations and Control) Rules 2000 – Environment Protection Act, 1986 – The Forest (Conservation) Act, 1980, Wild Life (Protection) Act, 1972 – The National Green Tribunal Act, 2010 – Biological Diversity Act, 2002.

Unit IV: Environmental Jurisprudence in India

Strict Liability – Absolute Liability – Polluter Pays Principle – Precautionary Principle – Intergenerational Equity, Sustainable Development – Doctrine of Public Trust – Principles of Anthropocentrism vs Ecocentrism – People Participation – Environment Impact Assessment.


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Unit V: Institutional Mechanism

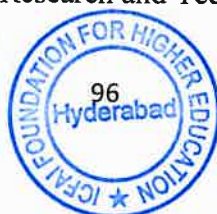
Ministry of Environment: Environmental Policy – National Forest Policy 1952, 1988 – Pollution Control Boards – Judicial Contribution: Courts, Public Interest Litigation - Tribunals: National Green Tribunal – Environmental Information System (ENVIS) – Role of NGOs.

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3. Nishtha Jaswal and Jaswal P.S, Environmental Law, *Allahabad Law Agency*, 2017
4. Maheshwara Swamy. N., Environmental Law, *Asia Law House*, Hyderabad, 2013
5. Aruna Venkat, Environmental Law and Policy, *PHI Publications*, 2011.
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8. Sukanta K. Nanda, Environmental Law, *Central Law Publications*, 2015.
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11. Sharachandra Lele and Ajit Menon, Democratizing Forest Governance in India, *Oxford Publication*, 2014.
12. Usha Tandon, Energy Law and Policy, *Oxford University Press*, 2018.
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14. Patricia Birnie & Alan Boyle, International Law and the Environment, Second Edition 2004.

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10. Mahesh Chandra, 'Environmental concerns in India: Problem and solutions, vol-15, Iss-1, 2015.
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4. <http://www.watchknowlearn.org/Video.aspx?VideoID=59437>, Trading Pollution: How Pollution Permits Paradoxically Reduce Emissions
5. <https://videoken.com/embed/sltfGlg4sz0>- Water Pollution Modelling- Surface Water by Prof. Jayanta Bhattacharya
6. <http://www.watchknowlearn.org/Video.aspx?VideoID=19639> Water Pollution of the Great LakesbyChristopher Lai
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9. https://youtu.be/dd_ZttK3PuM-E- Waste Hell by SBS Dateline
10. https://youtu.be/sFfaYc_plx8-E Waste in India Short documentary by KeekeesOcean



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