

Session 2022 -23

**Department of Law
Doctor Harisingh Gour Vishwavidyalaya
Sagar (M.P.)**

(A Central University)



Syllabus for Ph.D. Programme under CBCS

Learning Outcomes - Based Curriculum Framework (LOCF)

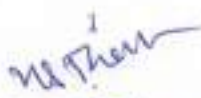
(2022 – 23)

School of Law (SAL) : Code 90

Department of Law: Code 91


Dr. Anupama Pandit Saxena


(Prof. Nagesh Dubey)


(Prof. Y.S. Thakur)

Session 2022 -23
Department of Law
Ph.D. Programme

Introduction:

The Course Work of Ph.D. Programme comprises three Core Courses and one Elective Course having three options. The first course includes detailed instructions on research methodology, research ethics, computer and basic internet knowledge. The second course gives an overview of issues and challenges relating to Law and recent legal trends. The third course provides an opportunity to understand how to do review of literature. For elective course the students can choose any one Elective Paper out of three options.

General:

- 1- Name of program: Ph.D.
- 2- Duration of program: (As per Ordinance 23 (A))
 - (a) Minimum duration: Three years
 - (b) Maximum duration: Five years
 - (c) An extension of one year in the maximum duration may be granted by the Academic Program Committee on the recommendation of Research Advisory Committee in special cases.
- 3- Structure of programme:
 - (a) Number of Core Courses: 04 (course work)
 - (b) Number of Elective Courses to be opted by students: 01 (Out of 03)
- 4- Credit of Courses:

Course	Credit of each course	Total number of courses	Total Credit
Core course	3 x 4 Credit 1 x 2 Credit	04	14
Elective Course	04	01	04
Total			18

- 5- Medium of Instruction: English and Hindi
- 6- Examination Scheme:

Semester Examination	Distribution of Marks (each paper)
Mid semester	20 marks
Internal Assessment / Practical	20 marks (15+5*)
End semester	60 marks
Total	100 marks

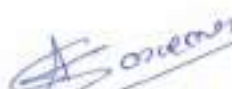
- 7- Examination scheme of Review of Literature:

Semester Examination	Distribution of Marks (each paper)
Presentation	40 marks
Review of Literature	60 marks
Total	100 marks

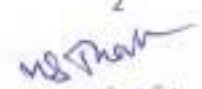
Note:

- 1- To be eligible to appear in End Semester Examination a student must appear in Mid Semester Examination and Internal Assessment.
- 2- It is compulsory for the students to have 75% attendance in the class room program.
- 3- 5 Marks are assigned for the attendance. The Marks of attendance shall be awarded as follows:-

(i)	75% and below	: 00 Mark
(ii)	> 75% and upto 80%	: 01 Mark
(iii)	> 80% and upto 85%	: 02 Mark
(iv)	> 85% and upto 90%	: 03 Mark
(v)	> 90% and upto 95%	: 04 Mark
(vi)	> 95%	: 05 Mark


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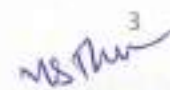
Ph.D. (Course Work)

Subject: Law
(Semester First)

S. No.	Name of Course	Type of course	Paper Code	Name of Paper	Per Week Load			
					L	T	P	C
1.	Ph.D. Law	Core Course	Law-CC-141	Research Methodology and Computer	4	0	0	4
2.		Core Work	Law-CC-142	Research and Publication Ethics (RPE)	2	0	0	2
3.		Core Course	Law-CC-143	Recent Legal Trends	4	0	0	4
4.		Core Course	Law-CC-144	Review of Literature	0	0	0	4
5.		Elective Course	Law-EC-145 or	Human Rights: Contemporary and Emerging Issues	4	0	0	4
			Law-EC-146 or	Criminal Justice Administration	4	0	0	4
			Law -EC-147	Gender Jurisprudence: Law and Justice	4	0	0	4
Total- 18								


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Ph.D. (Course Work)

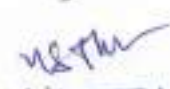
Subject: Law

(Semester First)

S. No.	Name of Course	Type of course	Paper Code	Name of Paper	Per Week Load			
					L	T	P	C
1.	Ph.D. Law	Core Course	Law-CC-141	Research Methodology and Computer	4	0	0	4
2.		Core Work	Law-CC-142	Research and Publication Ethics (RPE)	2	0	0	2
3.		Core Course	Law-CC-143	Recent Legal Trends	4	0	0	4
4.		Core Course	Law-CC-144	Review of Literature	0	0	0	4
5.		Elective Course	Law-EC-145 or	Human Rights: Contemporary and Emerging Issues	4	0	0	4
			Law-EC-146 or	Criminal Justice Administration	4	0	0	4
			Law-EC-147	Gender Jurisprudence: Law and Justice	4	0	0	4
Total- 18								


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Course Code
LAW- CC - 141

L	T	P	C
4	0	0	4

Paper – I (Law – CC -141)
Research Methodology and Computer

Course Objective: The major objective of this course is to expose the scholars to the range of research methods (qualitative and quantitative), give knowledge for conducting socio, medico, techno legal research following the research ethics, providing guidance in the essentials of research report writing and to provide understanding of computer application in research. This course aims to build research quality and capacity in the scholars so that they can start their research with full confidence and maintain the ethical and academic standard during research. This foundation of research will help them in pursuing a research career in the future. The syllabus is framed to build a strong conceptual foundation which helps the scholars throughout the research. The course provides the scholars a fair idea about initiation of a research idea, thorough literature search, formulation of a research question, proper study design, possible source of funding, conduction of research, analysis of data obtained, proper interpretation of results and publication in good journals. The course helps the research scholars to produce an unbiased research work on time.

Syllabus:

Unit –I Legal Research Methodology and Research Ethics

Lectures-12

1. Research Methodology

- What is Research?
- Definition and dimension of Legal Research
- Socio –Legal Research
- Doctrinal and non- doctrinal
- Empirical Research
- Induction and Deduction

Unit –II Research Problem, Hypothesis and Design

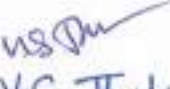
Lectures-12

1. Research Problem:

- What is a research Problem?
- Survey of available literature and bibliographical research
- Legislative material including subordinate legislation, notifications and policy statements
- Decisional material including foreign decisions, methods of discovering the "rule of the case", Tracing the history of important cases and ensuring that these have not been over-ruled; discovering the judicial trend in the area pertaining to the 'Research Problem' and the reasons thereof.
- Juristic writing – a survey of justice literature relevant to select problems in India
- Compilation of Reports of special studies conducted relevant to the problem
- Formulation of Research Problem


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2. Hypothesis

- Definition
- Characteristics
- Importance and Purpose
- Types
- Sources

3. Research Design

- What is Research Design and its types
- Main Features of Research Design
- Preparation of the Research Design
- Content

Unit-III Data Collection and analysis

Lectures-12

1. Tools and techniques for collection of data : Methodology

- Use of observation studies
- Use of questionnaires/interview
- Use of Case studies
- Sampling Procedure – design of sampling, type of sampling to be adopted
- Use of scaling techniques
- Jurimetrics
- Computerized Research A- study of legal research programmes such as Lexis and Westlaw coding
- Classification and tabulation of data –use of cards for data collection; rules for tabulation and explanation of tabulated data
- Analysis of data

Unit-IV

Lectures-12

1. Research Writing

- Main Steps of Research writing
- Lay-out
- Index/Chapter
- Preparation of Introduction and Conclusion
- Method of Citation
- Bibliography, Abbreviation etc.

Unit-V

Lectures-12

1. Computer

- General use of MS-Office and MS-Excel, SPSS
- Data entries, Data Analysis
- Formatting
- Tables, Graphical presentations Editing
- Printing

2. Introduction to Internet

- Browsing

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- E-mail, Attachment
- Searching Legal Research material on Internet
- Accessing Supreme Court Judgments and other Judgments

Course Learning Outcomes: Upon successful completion of the course, the student:

Unit 1: Will be familiar with the basic Concept, meaning, types, and importance of research. With the help of understanding of the basic concepts the scholar will be able to understand that the idea of any legal research ultimately is to address the social problems. Legal research with social relevance is the need of today's legal research. He / She will gain knowledge of the present-day challenges and issues relating to conduction of legal research and its ethical aspect.

Unit 2: Will acquires knowledge about the definition, types, characteristics, importance, content etc. of Research Problem, Hypothesis and Design. He/ she will learn the ways of survey of available literature (legislative, Decisional, Juristic, Reports etc.) and bibliographical research. Will understand as to how the research problem is formulated, hypothesis and design is framed.

Unit 3: Will gain knowledge of the data collection, its tools and techniques. Will gain knowledge about observation, interview, questionnaires, Case study etc. Will understand be able to utilize the various sampling, scaling and tabulation techniques as per the requirement of their research.

Unit 4: Will know how to do research writing, what are the main steps of writing research, its layout, index, introduction, conclusion, citation, bibliography and Abbreviation etc.

Unit 5: Will gain the knowledge about the use of computer and internet. Will learn to use MS-Office, MS-Excel, SPSS and other new software that can be utilized for Data entries, Data Analysis, Formatting, and Printing etc. Will also learn to know about browsing mails, searching legal research material on internet and to find out relevant decisions of courts

Teaching Pedagogy:

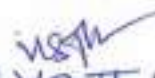
The course will be taught with the help of theoretical as well as practical aspect of the syllabus keeping in view of the Research especially socio- legal research. The concepts will be dealt with the help of lectures, participatory discussion, example-based discussion and case laws. This paper will be dealt analytically with the help of Socratic method, lecture method, case method, adversarial method, interactive method group discussion, cooperative method, Quiz, Assignments, projects, presentations, demo lecture etc. A blended method may be used as per the requirement and need of the students. Other methods of clinical legal education may also be utilized including court visits, legal camps, etc. for better understanding of the students.

Selected Bibliography:

1. S.K. Verma and M. Afzal Wani (Eds.) Legal Research and Methodology, ILI Publication 2nd edition 2001 (2015 Reprint)
2. Wayne C. Booth, Gregory G. Colomb, Joseph M. Williams, The Craft of Research (Chicago Guides to Writing, Editing, and Publishing), University Of Chicago Press (2008)
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8. E Sources: West Law; JSTOR, Heinonline, EPW, Parliament of India
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11. Ghosh, B.N., „Scientific Method and Social Research“, New Delhi, Sterling Publishers Pvt. Ltd., 1984.
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Course Code
LAW- CC - 142

L	T	P	C
2	0	0	2

Paper – II (Law – CC -142)

Research and Publication Ethics (RPE)

Course Objective: The objectives of the course are to equip the students with focusing on basics of philosophy of science and ethics, research integrity, publication ethics. Hand-on-session are designed to identify research misconduct and predatory publications, Indexing and citation dataset, open access to publications, research metrics (citation, h-index, impact Factor, etc) and plagiarism tools will be introduced.

Evaluation:

- Continuous assessment will be done through tutorials, assignments, quizzes, and group discussions. Weightage will be given for active participation. Final written examination will be conducted at the end of the course.

Course structure :

- The course comprises of six modules listed in table below. Each Module has 4-5 units.

Modules	Unit title	Teaching hours
Theory		
RPE 01	Philosophy and Ethics	4
RPE 02	Scientific Conduct	4
RPE 03	Publication Ethics	7
Practice		
RPE 04	Open Access Publishing	4
RPE 05	Publication Misconduct	4
RPE 06	Databases and Research Metrics	7
	Total	30


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THEORY

- **RPE 01 : PHILOSOPHY AND ETHICS (3 hrs.)**
 1. Introduction to philosophy: definition, nature and scope, concept, branches
 2. Ethics: definition, moral philosophy, nature of Moral judgments and reactions
- **RPE 02 : SCIENTIFIC CONDUCT (5 hrs.)**
 1. Ethics with respect to science and research
 2. Intellectual honesty and research integrity
 3. Scientific misconducts: Falsification, Fabrication, and Plagiarism (FFP)
 4. Redundant publications : duplicate and overlapping publications, salami slicing
 5. Selective reporting and misrepresentation of data
- **RPE 03 : PUBLICATION ETHICS (7 hrs.)**
 1. Publication ethics: definition, introduction and importance
 2. Best practices/standards setting initiatives and guidelines: COPE, WAME, etc.
 3. Conflicts of interest
 4. Publication misconduct: definition, concept, problems that lead to unethical behavior and vice versa, types
 5. Violation of publication ethics, authorship and contributorship
 6. Identification of publication misconduct, complaints and appeals
 7. Predatory publishers and journals

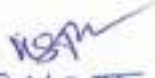
PRACTICE

- **RPE 04 : OPEN ACCESS PUBLISHING (4 hrs.)**
 1. Open access publication and initiatives
 2. SHERPA/RoMEO online resource to check publisher copyright & self-archiving policies
 3. Software tool to identify predatory publications developed by SPPU
 4. Journal finder /journal suggestion tools viz. JANE, Elsevier Journal Finder, Springer journal Suggester, etc.
- **RPE 05 : PUBLICATION MISCONDUCT (4 hrs.)**
 - A. **Group Discussions (2hrs.)**
 1. Subject specific ethical issues, FFP, authorship
 2. Conflicts of interest
 3. Complaints and appeals: examples and fraud from India abroad
 - B. **Software tools (2hrs.)**

Use of plagiarism software like Turnitin, Urkund and other open source software tools
- **RPE 06 : DATABASES AND RESEARCH METRICS (7 hrs.)**
 - A. **Database (4hrs.)**
 1. Indexing databases
 2. Citation databases: Web of Science, Scopus etc.


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B. Research Metrics (3 hrs.)

1. Impact factor of journal as per Journal Citation Report, SNIP, SJR, IPP, Cite Score
2. Metrics: h-index, g index, i10 index, altmetrics

Course Learning Outcomes: Upon successful completion of the course, the student:

REP 01: will gain the knowledge of philosophy and Ethics of research work. Teaching period has been allotted 4 hour and it will theory-based unit.

REP 02: Will acquire knowledge about Scientific conduct which is related to intellectual honesty and research integrity, scientific misconduct, publication misconduct etc. Teaching hour of this unit has been allotted to 5 hour and it will theory-based.

REP 03: Will gain detailed information of the publication Ethics. Student acquire the knowledge of conflict of interest, best practice/ standards setting initiative and guideline COPE, WAM, E. and Predatory publication and journal, etc. Teaching hour of this unit is 7 hour and it will theory- based.

REP 04: Will get an understanding and practical knowledge of open assess Publication and the 4 hours has been allotted for this practical work.

REP 05: Will gain an understanding of the practical work regarding the publication misconduct through the group discussion. It will be practical based work and total practice time has been allotted to 6 hours for this unit.

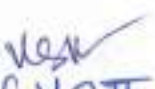
REP 06: will gain the knowledge of data based and research metrics. The Practical period of 7-hour has been allotted to this unit for the practical work.

Teaching Pedagogy:

The course will be taught with the help of theoretical as well as practical aspect of the syllabus keeping in view of the Research and Publication Ethics. The concepts will be dealt with the help of lectures, participatory discussion, example-based discussion and case laws. This paper will be dealt analytically with the help of Socratic method, lecture method, case method, adversarial method, interactive method group discussion, cooperative method, Quiz, Assignments, projects, presentations, demo lecture etc. A blended method may be used as per the requirement and need of the students. Other methods of clinical legal education may also be utilized including court visits, legal camps, etc. for better understanding of the students. Class room teaching, guest lectures, group discussions, and practical sessions.


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Course Code
LAW-CC - 143

Paper – III (Law – CC -143)

L	T	P	C
4	0	0	4

Recent Legal Trends

Course Objective: The major objective of this course is to enable the scholar to understand and seek solution to pressing problems and legal trends. The course aims to make the scholar familiar with the multiple dimensions of the recent legal trends and be able to critically evaluate situations and attempt to ameliorate the prevailing instance of injustice in those areas with the help of their research. The course gives scholars an updated knowledge about the new trends which are very important because they not only influence the present legal situation but also help in determining the future of legal developments. The course aims to give the understanding of the basics and foundations of social, political, technological, and environmental factors which can affect the law but also need to be updated about changing regulations, legislations, etc. This course aims to study and examine the recent changes and developments in various fields of law for example Intellectual Property Law, Cyber Law, Information Technology Law, Recent socio-legal trends, Environmental Law, etc.

Syllabus:

Unit – I

Lectures-12

1. Recent trends in Environmental Law

- Climate Change and Sustainable Development
- Recent international and national Trends in environment
- National Policies and Legislation
- Environmental Protection Measures
- Measures for Economic and Social Development
- Institutional Structure
- Trade Regulation and Environment.

Unit – II

Lectures-12

1. Intellectual Property Rights

- Recent international and national Trends in Intellectual Property Rights
- Issues and challenges relating to Patent
- Copyright Protection: Ethical and Legal Challenges
- Trading rights : developing countries
- Farmer's Rights Protection
- Geographical Indication Registration and Protection
- Protection of Bio-Diversity

Unit – III

Lectures-12

1. Recent Socio-legal trends

- Ethics, Morality and Law.
- Law and Social Transformation.

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- Inter- relationship between Law and Modernization in a developing society.
- Modern Challenges to Legal Formalism and Recent Legal Theories: Critical Legal Studies; Feminism; Postmodernism.
- Emerging Regime of New Rights and Remedies
- Alternative Dispute Resolution: Lok Adalats, Nyaya Panchayaths, Legal Aid

Unit-IV

Lectures-12

1. Emerging trends and Challenges in Cyber Law

- International Cyber Law
- Challenges in mobile laws
- Cyber Crimes and cyber security
- Cloud computing and law
- Social media and legal problems
- Spam laws

Unit - V

Lectures-12

1. Compensatory jurisprudence

- The Motor Vehicles Act, 1988
- The Criminal Procedure Code, 1973
- The Probation of Offender Act, 1958
- The Constitutional Remedies for Human Rights Violation

Course Learning Outcomes: Upon successful completion of the course, the student:

Unit 1: Will be familiar with the recent legal trends relating to Environmental Law. He / She will gain knowledge of the Climate change, Pollution, Radiation and other present-day challenges and issues relating to environment. Will understand the concepts, Policies, Legislations, measures, institutions, International and national regulations, governmental and non-governmental attempts and analyse their effect.

Unit 2: Will be familiar with the new trends in the area of Intellectual Property Rights. He /She will get knowledge about legal, practical, ethical, social, economic, technical issues that are a major challenge in the field of Intellectual Property. The student/scholar will gain knowledge about new and developing areas like Geographical Indication, Bio-Diversity, patenting of drugs etc.

Unit 3: Will understand the relationship of Law and Society, how law effects the social change, how law changes to meet out social needs, etc. The scholar will be able to understand the close interrelationship between ethics, morality and law. They will be able to be sensitive towards the issues prevalent in present society and analyse the situation with a socio- legal perspective.

Unit 4: Will gain knowledge about Cyber Law including the information about international and national legislations, challenge in mobile law, cloud computing, problems relating to social media and spams etc.

Unit 5: Will gain the knowledge about the Compensatory Jurisprudence specially emerging as new trend in the area of Motor Vehicle, Criminal Procedure, Probation of Offenders and Cases of Human Rights Violation.

Teaching Pedagogy:

The course will be taught with the help of theoretical as well as practical aspect of the syllabus keeping in view of the Recent Legal Trend at international and national level. The concepts will be dealt with the help of lectures, participatory discussion, example-based discussion and case laws. This paper will be dealt analytically with the help of Socratic method, lecture method, case method, adversarial method, interactive method group discussion, cooperative method, Quiz, Assignments, projects, presentations, demo lecture etc. A blended method may be used as per the requirement and need of the students. Other methods of clinical legal education may also be utilized including court visits, legal camps, etc. for better understanding of the students. Class room teaching, guest lectures, group discussions, and practical sessions.

Selected Bibliography:

1. Allen, C.K. : Law in the Making (1961)
2. Baxi, Upendra : Towards a Sociology of Indian Law (1986)
3. Collins, Hugh : Marxism and Law (1982)
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5. Finnis, J : Natural Law and Natural Rights (1980)
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Course Code
LAW- CC - 144

Paper IV (Law-CC-144)

L	T	P	C
0	0	0	4

Review of Literature

Course Objective:

A literature review is an evaluative report of information found in the literature related to selected area of study. The review should describe, evaluate and clarify the literature. It should give a theoretical base for the research and the author to determine the nature of research. Works which are irrelevant should be discarded and those which are peripheral should be looked at critically.

A literature review is more than the search for information. It goes beyond being a descriptive annotated bibliography. All works included in the review must be read, evaluated and analysed, but relationships between the literatures must also be identified and articulated, in relation to the field of research.

Course Learning Outcomes: Upon successful completion of the course, the student:

It is not just a descriptive list of the material available, or a set of summaries. In writing the literature review, the objective is to convey to the reader what knowledge and ideas have been established on a topic, and what their strengths and weaknesses are. The literature review must be defined by a guiding concept (e.g., the research objective, the problem or issues to be discussed, or argumentative thesis).

Teaching Pedagogy:

The course will be taught with the help of theoretical as well as practical aspect of the syllabus keeping in view of the Research Review. Project work, Class room teaching, guest lectures, group discussions, and practical sessions.

L	T	P	C
4	0	0	4

Course Code

LAW- EC - 145

Paper – V (Law – EC -145)

(Elective Paper)

Human Rights: Contemporary and Emerging Issues

Course Objective: The course aims at developing an insight into the meaning and significance of various Human Rights in the contemporary, present and future era. It aims to provide an understanding of diverse perspective of human rights, the inter- relativity of Human Rights and Duties, the need of spelling out Human Duties and eternal Human Value within Human Rights. This course attempt to focus the research attention on the underlaying values of Human Rights and promote them in practice. The syllabus enables the students to relate the basic Human Rights with other concepts of Politics and Society providing a clear and wider vision and hence enhance the analytical and humane aptitude in the students.

Unit – I

Lectures-12

1. Contemporary issues relating to Human Rights (Global and Indian)

- Racism, Extremism, Radicalization, Intolerance, and Incitement
- Colonization, Imperialism and Human Rights
- Power, practice, accountability and transparency
- Discrimination, Corruption, Poverty, Education
- Rule of Law - Democracy and Human Rights

Unit – II

Lectures-12

1. Recent issues relating to Human Rights

- Implications of development of science and technology- Climate change, Health, Development (Good Governance), Privacy, medicine and law, Information Technology, Right to Information
- Liberalization, Privatization, Urbanization, Globalization and Human Rights
- Human rights and humanitarian crises , Armed conflict and violence
- Human Rights of Disadvantaged group
- Terrorism

Unit III

Lectures-12

1. Future Perspective of Human Rights

- Cyber Space and Human Rights

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- Intellectual Property Law and Human Rights
- Fourth Generation of Human Rights
- Space Law and Human Rights
- Youth Rights

Lectures-12

Unit-IV

1. Human Duties Jurisprudence

- Human Rights and Human Duties (Interrelationship, Dependency, Independency)
- Human Rights Verses Human Duties
- Balancing Human Rights and Human Duties
- Human Duties Philosophy in International Law
- Human Duties Philosophy in India

Lectures-12

Unit- V

1. Sunshine Laws and Human Rights

- Right to Information
- Medical Laws
- Public Policy Law, E-governance
- Exceptions

Course Learning Outcomes: Upon successful completion of the course, the student:

Unit 1: Will be familiar with the contemporary Jurisprudential, International and National issues relating to Human Rights with special focus on the issues like Racism, Extremism, radicalization, intolerance, colonisation, imperialism etc. Will have knowledge as to how power, practice, accountability and transparency are related to Human Rights and how issues like Discrimination, Corruption, Poverty, Education affects the Human Rights in present time.

Unit 2: Will better understand that how science and technology affect the basic human rights like life, health, privacy, etc. The student will be able to critically analyse the relationship of Human rights with Political and Social concepts which effect and be affected by the development of Human Rights. Will have information about recent development and trends in Humanitarian Law and Human Rights of Disadvantaged Groups.

Unit 3: Will develop a clear vision about the future of Human Rights analysing the concepts and challenges of Cyber Space, Intellectual Property Rights, Space Law and Youth Rights.

Unit 4: The student will understand and value the long-forgotten concept of Human Duties which has always been an integral part of Indian philosophy and which is now a part of Human Rights and duties jurisprudence and they will strive to be a better human being in future.

Unit 5: Will understand the concept and importance of sunshine laws specially in the areas of Information, Medicine, E- governance etc.

Teaching Pedagogy:

The course will be taught with the help of theoretical as well as practical aspect of the syllabus keeping in view of the Development in Human Rights Law. The concepts will be dealt with the help of lectures, participatory discussion, example-based discussion and case laws. This paper will

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(Prof. Y.S. Thakur)

Session 2022 -23

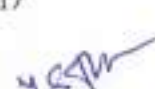
be dealt analytically with the help of Socratic method, lecture method, case method, adversarial method, interactive method group discussion, cooperative method, Quiz, Assignments, projects, presentations, demo lecture etc. A blended method may be used as per the requirement and need of the students. Other methods of clinical legal education may also be utilized including court visits, legal camps, etc. for better understanding of the students. Class room teaching, guest lectures, group discussions, and practical sessions.

Selected Bibliography:

1. Baxi, Upendra: Towards a Sociology of Indian Law (1986)
2. Collins, Hugh: Marxism and Law (1982)
3. Dworkin, Ronald: Taking Rights Seriously (1977)
4. Finnis, J: Natural Law and Natural Rights (1980)
5. Laski, Harold J.: Liberty in the Modern State (1961)
6. Angela Hegarty, Siobhan Leonard, Human Rights an Agenda for the 21st Century (1999)
7. Rama Jois, Human Rights : Bhartiya Values (1998)
8. David P. Forsythe, Human Rights in International Relations
9. Lon L. Fuller, The Morality of Law
10. John Finnis, Natural Law and Natural Rights (1980)
11. Julius Stone, Human Law and Human Justice (2000) Universal, New Delhi.


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Course Code
LAW- EC - 146

L	T	P	C
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Paper - V (Law - EC -146)

(Elective Paper)

Criminal Justice Administration

Course Objective: The objectives of the course are to equip the students with knowledge of the fundamental principles Criminal Justice Administration. They will be able to analyse the changing aspects of Criminal Justice Administration. They will be understand the various emerging concepts such as compensatory jurisprudence, rights of victims, etc.

Unit I

Lectures-12

1. Models of Criminal Justice System
 - Constitutional foundations of Criminal Justice System.
 - Adversarial and Inquisitorial model.

Unit II

Lectures-12

1. Reporting of Crimes
 - Importance of reporting of crime
 - Methods of reporting of crime- First Information Report and Complaint.

Unit III

Lectures-12

1. Pre-trial Process
 - Role of courts in pre-trial process- Investigation, Arrest, Bail.

Unit IV

Lectures-12

1. Victims of Crime
 - UN Declaration on Justice for Victims of Crime and Abuse of Power
 - Rights of victim in criminal justice system
 - Victim Compensation Scheme
 - Victims of abuse of power.

Unit V

Lectures-12

1. Sentencing Process
 - Pre-sentence hearing

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- Judicial discretion in sentencing
- Sentencing practices in death sentence cases
- Sentence in default of payment of fine.

Course Learning Outcomes: Upon successful completion of the course, the student:

Unit 1: Will be familiar with the Constitutional Foundation of Criminal Justice System and the various systems of criminal justice.

Unit 2: Will acquire knowledge about the various methods of reporting of crime.

Unit 3: Will gain detailed information on the role of Courts and the pre-trial stage.

Unit 4: Will get an understanding of the rights of victims of crime, victim compensation scheme and victim of abuse of power.

Unit 5: Will gain the knowledge on the sentencing process and the principles of sentencing

Teaching Pedagogy:

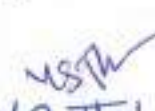
The course will be taught with the help of theoretical as well as practical aspect of the syllabus keeping in view of the Criminal Justice Administration. The concepts will be dealt with the help of lectures, participatory discussion, example-based discussion and case laws. This paper will be dealt analytically with the help of Socratic method, lecture method, case method, adversarial method, interactive method group discussion, cooperative method, Quiz, Assignments, projects, presentations, demo lecture etc. A blended method may be used as per the requirement and need of the students. Other methods of clinical legal education may also be utilized including court visits, legal camps, etc. for better understanding of the students. Class room teaching, guest lectures, group discussions, and practical sessions.

Selected Bibliography/Suggested Reading:

1. Herbert Packer, "Two Models of the Criminal Process", University of Pennsylvania Law Review, Vol. 113, No. 1 (Nov., 1964), pp. 1-68
2. S.N Sharma, "Towards crime control model", 2007JILI 49 (4) 543
3. Griffiths, "Ideology in Criminal Procedure or a Third Model of the Criminal Process" 79 YLJ 359(1970).
4. Andrew Ashworth, "Four Threats to the Presumption of Innocence", 10 Int'l J. Evidence & Proof 241 (2006)
5. Andrew Ashworth, Sentencing and Criminal Justice, Cambridge University Press (2010)
6. D Z Smith and A Ashworth, "Disproportionate sentences as Human Rights Violations", Modern Law Review, Vol.67 No.4 (2004) 541.
7. Douglas E. Beloof, Victims in Criminal Procedure, Carolina Academic Press (2010)
8. Kumaravelu Chockalingam, "Measures for Crime Victims in the Indian Criminal Justice System", available at:http://www.unafei.or.jp/english/pdf/RS_No81/No81_11VE_Chockalingam.pdf
9. Justice P. V. Reddi, "Role of Victims in the Criminal Justice Process", 18 Student B. Rev 1 2006
10. Justice S. Murlidhar, "Rights of Victims in the Indian Criminal Justice System" <http://www.iclrc.org/content/a0402.pdf>


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Course Code
LAW- CC - 147

L	T	P	C
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Paper – V (Law – EC -147)

(Elective Paper)

Gender Jurisprudence: Law and Justice

Course Objective:

The objectives of the course are to equip the students with focusing on the growing concept of 'gender equality' to explore the efforts that have taken place in promoting equality. The paper will Analyse persisting gender biasness, its causes, implications and the role of national governments as well as of international agencies.

Unit – I

Lectures-12

- Meaning and Concept of Gender
- Social structures and Gender inequality
- Gender Problems in India

Unit – II

Lectures-12

- Gender issues and Gender based - various theory
- Historical evolution of feminist movement
- Gender justice
- Gender- based discrimination

Unit – III

Lectures-12

- International Conventions and Declarations relating to gender based protection
- Declaration on the Elimination of Violence Against Women
- Convention on the Elimination of all forms of Discrimination Against Women

Unit – IV

Lectures-12

- Gender equality and gender neutral Laws in India
- Women's Right and the Constitution of India
- Indian Penal Code, 1860
- Protection of Women from Domestic Violence
- The Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013
- LGBT Right etc.
- Female foeticide with special reference to The Pre-conception and Pre-natal Diagnostic Techniques (Prohibition of Sex Selection) Act, 1994

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- Gender rights
- Gender neutral justice and role of Judiciary
- Judicial activism relating to gender rights

Course Learning Outcomes: Upon successful completion of the course, the student:

- Unit 1: will gain detailed knowledge of Gender based problem and unequal treatment in society.
- Unit 2: will gain detailed knowledge of feminist theories and historical perspective regarding the Gender biased problem.
- Unit 3: will gain the knowledge of International Law and International Convention /Treaties etc.
- Unit 4: will gain detail knowledge of various legal framework regarding special reference to women and gender-neutral. This unit based upon the special Law relating to women in India.
- Unit 5: will gain detail knowledge about to Judicial intervention violence against the Gender

Teaching Pedagogy:

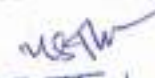
The course will be taught with the help of theoretical as well as practical aspect of the syllabus keeping in view of the Research and Publication Ethics. The concepts will be dealt with the help of lectures, participatory discussion, example-based discussion and case laws. This paper will be dealt analytically with the help of Socratic method, lecture method, case method, adversarial method, interactive method group discussion, cooperative method, Quiz, Assignments, projects, presentations, demo lecture etc. A blended method may be used as per the requirement and need of the students. Other methods of clinical legal education may also be utilized including court visits, legal camps, etc. for better understanding of the students. Class room teaching, guest lectures, group discussions, and practical sessions.

Selected Bibliography/Suggested Reading:

- Will Kymlicka, 'Sexual Equality and Discrimination : Difference v. Dominance' in John Arthur, (ed.) Morality and Moral Controversies, (New Jersey: Prentice Hall, 1999)
- Dr. Madhav Menon, "Gender Justice and Judiciary: An Assessment" "Women Empowerment Vis-d-vis Legislation and Judicial Decisions, (New Delhi, National Commission for Women, 2005).
- Ratan Kapoor 'Subversive Site' 'Feminist Engagement with Law in India'(New Delhi: Sage Publication, 1996).
- Neera Desai and Maithreyi Krishna Raj, Women and Society in India, (New Delhi: Ajanta Publication, 1987)
- Mamatha Rao, Women and Children, (Lucknow: Eastern Book Company, 2008)
- Lotika Sarkar and Shivaramayya, Women and Law: Contemporary Problems, (New Delhi: Vikas Publication, 1977)
- Ved Kumari, 'Gender Analyses of Indian Penal Code' in (ed), ENGENDERING LAW - ESSAYS IN HONOUR OF LOTIKA SARKAR (Amita Dhanda, Archana Parashar eds. 1999, Eastern Book Company)
- Nandita Haksar, 1999. Human Rights Lawyering: A Feminist Perspective, in ENGENDERING LAW: ESSAYS IN HONOUR OF LOTIKA SARKAR (Amita Dhanda & Archana Parashar eds., Eastern Book Company 1999)


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