



SHRI VAISHNAV VIDYAPEETH VISHWAVIDYALAYA, INDORE

LL.M. (Human Rights) CBCS

Semester-II

Name of Program: LL.M. (Human Rights)

Subject Code	Category	Subject Name	TEACHING & EVALUATION SCHEME								
			THEORY			PRACTICAL		L	T	P	C
			End Sem University Exam	Two Term Exams	Teacher Assessment*	End Sem University Exam	Teacher Assessment*				
LLMHR 203	DC	Protection and Enforcement of Human Rights in India	60	20	20	0	0	3	0	0	3

Legends: L - Lecture; T - Tutorial/Teacher Guided Student Activity; P-Practical; C-Credit;

*Teacher Assessment shall be based on the components like: Quiz / Assignment / Project / Participation in Class. No component shall exceed 10 marks.

Objectives of the course: After studying this paper the students will know-

1. History and Development of Human Rights in Indian Constitution.
2. Directive Principles of State Policy
3. Human right enforcement agencies in India
4. Role of India in implementing international norms and standards

Syllabus:

Unit I:

History and Development of Human Rights in Indian Constitution; Rights under Indian Constitution, Constitutional Philosophy – Preamble, Fundamental Rights, Directive Principles of State Policy, Fundamental Duties.

Unit II:

Judicial Activism, role of parliament, Supreme Court and subordinate courts on judicial activism, Development of Human Rights Jurisprudence.

Unit III:

Generations of Human Rights - Civil and Political Rights -Economic, Social and Cultural Rights - Solidarity Rights; Vulnerable Groups; Women, Children, Minorities, Disabled person

Unit IV:

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

Unit V:

Application of International Human Rights Law in India, The Protection of Human Rights Act, 1993 Establishment, Powers and Functions of NHRC - Role of NHRC


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Suggested Readings:

1. D.D.Basu, Human Rights in Indian Constitutional Law, (1994).
2. Vijay Chitnis.(et.al.). Human Rights and the Law: National and Global Perspectives, (1997).
3. B.P.SinghSeghal, Law, Judiciary and Justice in India, (1993).
4. James Vadakkumchery, Human Rights and the Politics in India, (1996).
5. D.R.Saxena, Tribals and the Law, (1997).
6. Poornima Advani, Indian Judiciary : A Tribute, (1997).
7. Justice Venkataramiah, Human Rights in the Changing World, (1998).
8. Paramjit S.Jaiswal and Neshtha Jaiswal, Human Rights and the Law, (1996).

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			End Sem University Exam	Two Term Exams	Teacher Assessment ^a	End Sem University Exam	Teacher Assessment ^a				
LLMHR 204	DC	Human Rights of Disadvantaged Groups	60	20	20	0	0	3	0	0	3

Legends: L - Lecture; T - Tutorial/Teacher Guided Student Activity; P-Practical; C-Credit;

*Teacher Assessment shall be based on the components like: Quiz / Assignment / Project / Participation in Class. No component shall exceed 10 marks.

Objectives of the course: After studying this paper the students will know-

1. Emerging Human Rights Jurisprudence and the Role of the Judiciary
2. Protection Laws of the Disadvantaged Groups
3. Problem and issues of disadvantaged groups.
4. Future Perspectives of the Human Rights of the Disadvantaged

Syllabus:

Unit I:

Meaning and Concept of Vulnerable and Disadvantaged Groups, Customary, Socio-Economic and Cultural Problems of Vulnerable and Disadvantaged Groups; Emerging Human Rights Jurisprudence and the Role of the Judiciary

Unit II:

Rights of women, Rights of the child, Rights of prisoners, Rights of dalits, The tribal and other indigenous people, The mentally ill, The stateless persons, The unorganized labor, 'Aids' victims, Rights of minorities

Unit III:

Role of Professional Bodies in human right protection of Vulnerable and Disadvantaged Groups; Press, Media, Role of Lawyers-Legal Aid, Educational Institutions, Role of Corporate Sector, NGO's

Unit IV:

Problems and Issues of disadvantaged groups, Human Rights Violations and Indian Polity, Inequalities in society-population-illiteracy-poverty-caste-inaccessibility of legal redress, Abuse of Executive Power-Corruption-Nepotism and favoritism, Human Rights and Good Governance.

Unit V:

Status of vulnerable and Disadvantaged people; Status of Indigenous People and the Role of the UN, Status of SC/ST and Other Indigenous People in the Indian Scenario, status of Aged and Disabled, Future Perspectives of the Human Rights of the Disadvantaged.



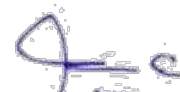
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Suggested Readings:

1. G.S Bhargava and R.M.Pal, Human Rights of Dalit Societal Violation, (1999).
2. Geraldine Van Bueren, The International Law on the Rights of the Child, (1998).
3. Prabhat Chandra Tripathi, Crime Against Working Women, (1998).
4. Paras Diwan and Piyush Diwan, Women and Legal Protection
5. Philip Alston (et.al.), Children, Rights and the Law.
6. Kelly D. Askin, Doreen M. Koenig, Women and International Human Rights Law, (1999).
7. N.K.Chadrabarti, Juvenile Justice in the Administration of Criminal Justice, (1999).
8. Rebecca Wallace, International Human Rights, Text and Materials, (1997).
9. Janaki Nair, Women and Law in Colonial India, (1996).
10. Simon Creighton, Vicky King, Prisons and the Law, (1996).



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			THEORY			PRACTICAL		L	T	P	C
			End Sem University Exam	Two Term Exams	Teacher Assess- ment*	End Sem University Exam-	Teacher Assess- ment*				
LLMHR 205	DC	International Humanitarian Law and Refugee Law	60	20	20	0	0	3	0	0	3

Legends: L - Lecture; T - Tutorial/Teacher Guided Student Activity; P-Practical; C-Credit;

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Objectives of the course: After studying this paper the students will know-

1. Humanization of Warfare.
2. Control of Conventional, Chemical, Biological, Nuclear weapons
3. Humanitarian law and their implementation
4. Strategies to combat refugee problem

Syllabus:

Unit I:

Humanization of Warfare, Amelioration of the wounded and sick, Armed forces in the field, Armed forces at sea, the shipwrecked, Protection and facilities, Prisoners of war, Civilians in times of War, Cultural properties.

Unit II:

Weapons of war and their destructive effect on humanity, Control of Conventional, Chemical, Biological, Nuclear weapons.

Unit III:

International Humanitarian Law, Enforcement of International Humanitarian Law, Responsibility and Reparation, Individual Responsibility, War Crimes, Role of Red Cross, National legislation

Unit IV:

Definition of refugees and displaced persons - their problems, The UN Relief and Rehabilitation Administration and other International Refugee organizations : international protection, Protection under national laws

Unit V:

Strategies to combat refugee problem, Repatriation, resettlement local integration and rehabilitation, UNHCR – role, UNHCR and India


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Suggested Readings:

1. B.S.Chimni, International Refugee Law, (2000).
2. Jean Yves Calier, Who is a Refugee A Comparative Case-Law Study, (1997)
3. Kelly Dawn Askin, War Crimes Against Women, (1997).
4. M.K.Balachandran, Rose Varghese, Introduction to International Humanitarian Law, (1997).
5. Guy S. Goodwin-Gill, The Refugee in International Law, (1996).
6. VeralGowlland- Debbas, The Problem of Refugees in the Light of Contemporary International Law Issues, (1996).
7. Anti-personnel Landmines Friend or Foe?, International Committee of Red Cross, (1996).
8. Resettlement Handbook, The United Nations High Commissioner for Refugees.
9. James C. Hathaway, Hohn A. Dent, Refugee Rights: Report on a Comparative Survey, (1995)

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			End Sem University Exam	Two Term Exams	Teacher Assessment*	End Sem University Exam	Teacher Assessment*				
LLMHR 206	DC	Science, Technology and Human Rights	60	20	20	0	0	3	0	0	3

Legends: L - Lecture; T - Tutorial/Teacher Guided Student Activity; P-Practical; C-Credit;

*Teacher Assessment shall be based on the components like: Quiz / Assignment / Project / Participation in Class. No component shall exceed 10 marks.

Objectives of the course: After studying this paper the students will know-

1. Interrelationship of Science, Technology and Human Rights
2. Issue of Human Rights Ethics in Scientific and Technological Development
3. Development in Information Technology and Human Rights
4. Impact of Scientific and Technological Progress on Human Rights

Syllabus:

Unit I:

Interrelationship of Science, Technology and Human Rights, Implication of Development of Science and Technology on Human Rights

Unit II:

Right to environment in the development of science and technology, Right to development in the advancement of science and technology, Right to human health and impact of developments in medical sciences

Unit III:

Medicine and the Law; Organ transplantation, Experimentation on human beings, Euthanasia (mercy killing), Gene therapy

Unit IV:

Issue of Human Rights Ethics in Scientific and Technological Development, Sex determination test, Induced abortion, Reproductive technology, Cloning, Invitro fertilization, Artificial insemination, Surrogate motherhood

Unit V:

Development in Information Technology and Human Rights, Impact of Scientific and Technological Progress on Human Rights: Normative Response of the International Community; Right to life, Right to privacy, Right to physical integrity, Right to information, Right to benefit from scientific and technological progress, Right to adequate standard of living


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Suggested Readings:


1. Diane Rowland, Elizabeth Macdonald, Information Technology Law, (1997).
2. Suresh T. Viswanathan, The Indian Cyber Law, (2000).
3. The International Dimensions of Cyberspace Law (2000), UNESCO Publication.
4. D.P. Mittal, Law of Information Technology (Cyber Law), (2000).
5. Michael Chissick, Alistair Kelman, Electronic Commerce, Law and Practice, (1999).
6. Edwin W. Patterson, Law in a Scientific Age, (1963)
7. Steve Jones, Borin Van Leun, Genetics for Beginners, (1993).
8. Weeramantry, C.G., Human Rights and Scientific and Technology Development, 1990
9. Kamenka, E., Ideas and Ideologies Human Rights (1978)
10. Galtung, Human Rights in Another Key, (1994)
11. Akbar, M.J., Riots After Riots, (1988)
12. Baxi, U. (ed.), Rights to be Human, (1986)
13. Kazmi, F., Human Rights, (1987)
14. Levin L., Human Rights, (1982)
15. Gromley W.P., Human Rights and Environment, (1976)
16. Madhavtirtha, Human Rights, (1953)
17. Beddard H., Human Rights and Europe, (1980)
18. Swarup J., Human Rights and Fundamental Freedoms, (1975)
19. Nagendra Singh, Human Rights and International Cooperation, (1969)
20. Kashyap, S.C., Human Rights and Parliament, (1978)
21. Khare S.C., Human Rights and United Nations, (1977)
22. Moskowitz, Human Rights and World Order, (1958)
23. Drost, Human Rights as Legal Rights, (1965)
24. Garling M., Human Rights Handbook, (1979)
25. Andrews J.A., Human Rights in Criminal Procedure, (1982)
26. Kalaiiah A.B., Human Rights in International Law, (1986)
27. Menon, I. (ed.), Human Rights in International Law, (1985)
28. Robertson, A.B. (ed.), Human Rights in National and International Law, (1970)
29. Lauterpacht, E., International Law and Human Rights, (1968)
30. Robertson, E., Human Rights in the World, (1972)
31. Sohn, Louis & Burgenthal, International Protection of Human Rights, (1973)
32. Baxi, U., "Human Rights, Accountability and Development", Indian Journal of International Law, 279, (1978)
33. Basu, D.D., Human Rights in Constitutional Law, (1994)
34. Macfarlane, L.J., The Theory and Practice of Human Rights, (1985)
35. Krishna Iyer, V.R., Human Rights - A Judge's Miscellany, (1995)
36. Rama Jois, M., Human Rights: Bharatiya Values, (1998)


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