



Shri Vaishnav Vidyapeeth Vishwavidyalaya

Master of Laws (Human Rights)

SEMESTER I

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY		PRACTICAL		
							END SEM University Exam	Two Term Exam	Teachers Assessment ^{†*}	END SEM University Exam	Teachers Assessment ^{†*}
LLMFC101	DC	RESEARCH METHODS AND LEGAL WRITING	3	0	0	3	60	20	20	0	0

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

***Teacher Assessment** shall be based following components: Quiz/Assignment/Project/Participation in Class, given that no component shall exceed more than 10 marks.

Course Objectives: After studying this paper the students will know-

1. Concept of research and its methodology.
2. Research methods and various steps involved in a research.
3. Collection of data from various sources and their analysis.
4. Process of legal writing and writing for individual purposes.

Course Outcomes: The students should be able to:

1. Understand the methods of legal research, data collection and the steps involved in the research.
2. Demonstrate the process of legal writings for individual and court purposes which are required in the court.

Syllabus:

UNIT I: Research Methods

Research Definition, Objective of research, Types of research, Significance of research, Research Design, Various Steps in Research: Research Process, Research Problem: Identification and Formulation, Hypothesis, Use of Library, Use of Modern Technology/Computer Assisted Research.

UNIT II: Tools & Techniques for Collection of Data


Primary and Secondary Sources, Literature Review, Observation Method, Questionnaire, Interview, Case study, Sampling, Jurimetrics.

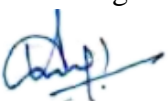
UNIT III: Analysis and Interpretation of Data

Use of Deductive and Inductive Methods in Research, Preparation of Research Report and Writing of Research report, Budgeting of Research, Ethical and Legal Issues: Plagiarism and Copyright Violation.


Chairperson
Board of Studies


Chairperson
Faculty of Studies


Controller of Examination
Shri Vaishnav Vidyapeeth


Joint Registrar
Shri Vaishnav Vidyapeeth



Shri Vaishnav Vidyapeeth Vishwavidyalaya

Master of Laws (Human Rights)

SEMESTER I

UNIT IV: Legal Writing

Essentials of Good Legal Writing, Structured Legal Writing: Organization of Legal Materials, Framing of Write Up: Research Question, Title, identifying relevant areas of law, Identifying Literature and Case Laws, Analysis, Discussion, Recommendations and Conclusion, Sources of Authority.

Unit V: Writing Purposes


Kinds: Informative, Persuasive; Writing for Individual Purposes; Writing for Academic Purposes; Writing for Court Purposes: Briefs, Complaints etc.; Writing for Publication: reviews, articles, books etc.; Judicial Writing, Citation, Reference and Footnoting, Editing and Proof reading, Writing of Research Proposal, Dissertation/ Thesis Writing.

References:

1. Bruce, L.B. (2001). *Qualitative Research Methods for The Social Sciences*. London. Allyn and Bacon.
2. Kothari, C.R. (1985). *Research Methodology: Methods and Techniques*. New Delhi. Wiley Eastern Ltd.
3. Dennis, P. Forcese and Stephen R. (1970). *Stages of Social Research - Contemporary Perspectives*. New Jersey. Prentice Hall Inc., Englewood Cliffs.
4. Goode and Hall. (1985). *Methods in Social Research*. Singapore. Mac Graw Hill Books Co.
5. Harvard Law Review Association, *The Bluebook: Uniform system of Citation*. Harvard Law Review, Harvard (Latest Edition).
6. Janathan, A. (1971). *Thesis and Assignment Writing*. New Delhi. Wiley Eastern Ltd.
7. Galtung, J. (1970) *Theory and Methods of Social Research*. London. George Allen & Unwin Ltd.
8. Festinger, L. (1953). *Research Methods in Behavioural Sciences*. New York. Holt, Rinehart and Winston.
9. Pauline, V. Y. (1984). *Scientific Social Surveys and Research*. New Delhi. Prentice Hall of India Pvt. Ltd.
10. Verma, S. K. and Vani, A. (1964). *Legal Research and Methodology*, ILI, New Delhi Selltitz, Jahoda et.al., *Research Methods in Social Relations*. New York. Holt, Rinehart and Winston.
11. Gupta K. V. (1995). *Decision Making In The Supreme Court of India (A Jurimetric Study)– Alternatives in Judicial Research*. New Delhi. Kaveri Books.


Chairperson
Board of Studies


Chairperson
Faculty of Studies


Controller of Examination
Shri Vaishnav Vidyapeeth


Joint Registrar
Shri Vaishnav Vidyapeeth



Shri Vaishnav Vidyapeeth Vishwavidyalaya

Master of Laws (Human Rights)

SEMESTER I

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY		PRACTICAL		
							END SEM University Exam	Two Term Exam	Teachers Assessment*	END SEM University Exam	Teachers Assessment*
LLMFC102	DC	COMPARATIVE PUBLIC LAW / SYSTEMS OF GOVERNANCE	3	0	0	3	60	20	20	0	0

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

***Teacher Assessment** shall be based following components: Quiz/Assignment/Project/Participation in Class, given that no component shall exceed more than 10 marks.

Course Objectives: After studying this paper the students will know-

1. Meaning of constitution, its nature and goal.
2. Concept of constitutionalism and essential features of constitutionalism.
3. Rule of Law and separation of power.
4. Constitutional review.

Course Outcomes: The students should be able to:

1. Understand the concept of Constitution, difference between Constitution and Constitutionalism, Constitutional Review and the essential features of Constitution.
2. Demonstrate the Dicey's Concept of Rule of Law and the role of Separation of Power in Indian Administrative perspective.

Syllabus:

UNIT I: Concept of Constitution

Meaning and Idea of Constitution, Nature and Goals, Living Constitution, Constitution as Supreme Law, Relevance, Problems and Concerns in Using Comparison, Concept of constitutionalism, Distinction between Constitution and Constitutionalism, Essential features of Constitutionalism -Written Constitution.

UNIT II: Separation of power

Separation of Powers, Fundamental Rights, Independence of Judiciary and Judicial Review, Supremacy of Legislature in Law Making, Rule of law; Dicey's Concept of Rule of Law, Modern Concept of Rule of Law, Social and economic rights as part of rule of law, Concept of Separation of Powers, Checks and Balances, Separation of Powers or Separation of Functions.


Chairperson
Board of Studies


Chairperson
Faculty of Studies


Controller of Examination
Shri Vaishnav Vidyapeeth


Joint Registrar
Shri Vaishnav Vidyapeeth



Shri Vaishnav Vidyapeeth Vishwavidyalaya

Master of Laws (Human Rights)

SEMESTER I

UNIT III: Forms of Governments

Federal and Unitary Forms; Features, Advantages and Disadvantages, Models of Federalism and Concept of Quasi-federalism, Role of Courts in Preserving Federalism, Parliamentary and Presidential Forms of Government.

UNIT IV: Constitutional Review

Methods of Constitutional Review; Judicial and Political Review, Concentrated and Diffused Review, Anticipatory and Successive Review, Concept and Origin of Judicial Review, Limitations on Judicial Review

UNIT V: Amendment of Constitution

Various Methods of Amendment, Limitations on Amending Power: Comparative Perspective, Theory of Basic Structure: Origin and Development

References:

1. Forsyth, C. Elliott, M. Jhaveri, S. (2010). *Effective Judicial Review: A Cornerstone of Good Governance*. New Delhi. Oxford University Press.
2. Basu, D.D. (2014). *Comparative Constitutional Law*. Nagpur. Wadhwa and Wadhwa, 2nd ed.
3. Strauss, D. (2010). *The Living Constitution*. New Delhi. Oxford University Press.
4. Kashyap, S. (2004). *Framing of Indian Constitution*. New Delhi. Universal Law Publication.
5. Giussani, E. (2008). *Constitutional and Administrative Law*. London. Sweet and Maxwell.
6. Chemerinsky, E. (2006). *Constitutional Law, Principles and Policies*. Aspen Treatise Series 3rd ed.
7. Pylee, M.V. (2006). *Constitution of the World*. New Delhi. Universal Law Publication.
8. Singh, M.P. (1989). *Comparative Constitutional Law*. Lucknow. Eastern Book Company.
9. Devins, N and Fisher, L. (2010). *The Democratic Constitution*. London. Oxford University Press.
10. Ray, S.N. (1974). *Judicial Review and Fundamental Rights*. Kolkata. Eastern Law House.
11. Swamy, S.K. (2009). *Democracy and Constitutionalism in India – A Study of the Basic Structure Doctrine*. New Delhi. Oxford University Press.
12. Khilnani, S. Raghavan, V. Thiruvengadam, A. (2013). *Comparative Constitutionalism in South Asia*. New Delhi. Oxford University Press.
13. David, V. and Tushnet, M. (2009). *Global Perspectives on Constitutional Law*. New Delhi. Oxford University Press.
14. Elkins, Z Ginsburg, T. Melton, J. (2009). *The Endurance of National Constitutions*. Cambridge. Cambridge University Press.


Chairperson
Board of Studies


Chairperson
Faculty of Studies


Controller of Examination
Shri Vaishnav Vidyapeeth


Joint Registrar
Shri Vaishnav Vidyapeeth



Shri Vaishnav Vidyapeeth Vishwavidyalaya

Master of Laws (Human Rights)


SEMESTER I

Articles:

1. Ullah, Aman and Samee, Uzair, (2011). *Basic Structure of Constitution: Impact of Kesavananda Bharati on Constitutional Status of Fundamental Rights*, South Asian Studies Vol. 26 (2) 299-309.
2. Smith, Anne (2011). *Internationalization and Constitutional Borrowing in Drafting Bills of Rights*, International and Comparative Law Quarterly, Vol. 60(4), 867-894.
3. Ackerman, Bruce, (2000). *The New Separation of Powers* Harvard Law Review, Vol. 113 (3), 634-729.
4. Clark, Bryan and Leiter, Amanda (2011). *Regulatory hide and seek: What agencies can (and can't) do to limit judicial review*, Boston College Law Review, Vol. 52(5), 1687-1732.
5. Agarwal, Chhavi (2010). *Rule of Law: Reflection upon we the People and Beyond*, Madras Law Journal, Vol. 252 (1), 8-16 (2010).
6. B. Rodriguez, Daniel (2011). *Change that matters: Essay on State Constitutional Development*, Penn State Law Review, Vol. 115(4), 1073-1098.
7. Levinson, Daryl and H. Pildes, Richard (2006). *Separation of Parties, Not Powers*, Harvard Law Review, Vol. 119(8), 2311-2386.
8. King, David (2011). *Formalizing Local Constitutional Standards of Review and the Implications for Federalism*, Virginia Law Review, Vol. 97 (7), 1685-1726.
9. Staruss, David (2011) *Do we Have a Living Constitution*, Drake Law Review, Vol. 59 (4), 973-984.
10. Singh, Devi Prasad (2012). *Sovereignty, Judicial Review and Separation of Power*, Supreme Court Cases, Vol. 7(5), 1-13.
11. Staszewski, Glen (2012). *Political Reasons, Deliberative Democracy and Administrative Law*, Iowa Law Review, Vol. 97(3), 849-912.
12. Bhat, Ishwara (2012). *Why and how Federalism matters in Elimination of Disparities and Promotion of Equal Opportunities for Positive Rights*, Journal of the Indian Law Institute, Vol. 54(3), 324-363.
13. Bulman, Jessica (2012). *Federalism as a safeguard of the Separation of Powers*, Columbia Law Review, Vol. 112(3), 459-506.
14. Siegel, Jonathan (2012). *Institutional case for Judicial Review*, Iowa Law Review, Vol. 97(4), 1147-1200.
15. Venugopal, K.K. (2008). *Separation of Power and the Supreme Court of India*, Journal of Law and Social Policy, Vol. 2 (2), 64-82.
16. Bosniak, Linda (2010). *Persons and Citizens in Constitutional Thought*, International Journal of Constitutional Law, Vol. 8 (1), 9-29.
17. Tushnet, Mark (1999). *The Possibilities of Comparative Constitutional Law*, Yale Law Journal, Vol. 108, 1225.
18. Chapman, Nathan (2012). *Due Process as Separation of Powers*, Yale Law Journal, Vol. 121(7), 1672-1807.
19. Rosenkranz, Quinn (2010). *Subjects of the Constitution*, Stanford Law Review, Vol. 62 (5), 1209-1292.


Chairperson
Board of Studies


Chairperson
Faculty of Studies


Controller of Examination
Shri Vaishnav Vidyapeeth


Joint Registrar
Shri Vaishnav Vidyapeeth



Shri Vaishnav Vidyapeeth Vishwavidyalaya

Master of Laws (Human Rights)

SEMESTER I

20. Sharma, Rajvir (2012). *Judiciary as Change Agent: Some insights into the Changing role of Judiciary in India*, Indian Journal of Public Administration, Vol. 58(2), 264-286.
21. Brown, Rebecca (2011). *Assisted Living for the Constitution*, Drake Law Review, Vol. 59 (4), 985-1000.
22. Schapiro, (2011). *Judicial Federalism and the Challenges of State Constitutional Contestation*, Penn State Law Review, Vol. 115(4), 983-1006.
23. Ginsburg, Tom & Posner, Eric (2010). *Sub Constitutionalism*, Stanford Law Review, Vol. 62 (6), 1583-1628.


Chairperson
Board of Studies


Chairperson
Faculty of Studies


Controller of Examination
Shri Vaishnav Vidyapeeth


Joint Registrar
Shri Vaishnav Vidyapeeth



Shri Vaishnav Vidyapeeth Vishwavidyalaya

Master of Laws (Human Rights)

SEMESTER I

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY		PRACTICAL		
							END SEM University Exam	Two Term Exam	Teachers Assessment*	END SEM University Exam	Teachers Assessment*
LLMFC103	DC	LAW AND JUSTICE IN A GLOBALIZING WORLD	3	0	0	3	60	20	20	0	0

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

***Teacher Assessment** shall be based following components: Quiz/Assignment/Project/Participation in Class, given that no component shall exceed more than 10 marks.

Course Objectives: After studying this paper the students will know-

1. Meaning and forms of globalization.
2. Impact of globalization on sovereignty of states.
3. Impact of globalization on Human Rights and Trade Law.
4. Globalization and social justice.

Course Outcomes: The students should be able to:

1. Understand the concept and meaning of globalization and its impact on Sovereignty of states, Human Rights, Trade Law, Employment etc.
2. Demonstrate the concept of globalization and social justice according the John Rawl's Theory.

Syllabus:

UNIT I: Introduction to Globalization

Globalization: Meaning, Reach and Form, Social, Political, and Economic Dimensions of Globalization, Emergence of Transnational Law in a Globalizing World.

Unit II: Impact of Globalization


Impact of Globalization on Sovereignty of States, Impact of Globalization on Federalism and Democratic Law Making, Impact of globalization on Human Rights and Trade Law.

Unit III: Globalization and Development

Globalization and Free Market, Impact on welfare state, Natural Resources, Environment, Displacement for Development, Problem of Unemployment and Poverty.


Chairperson
Board of Studies


Chairperson
Faculty of Studies


Controller of Examination
Shri Vaishnav Vidyapeeth


Joint Registrar
Shri Vaishnav Vidyapeeth



Shri Vaishnav Vidyapeeth Vishwavidyalaya

Master of Laws (Human Rights)

SEMESTER I

Unit IV: Concept of Justice and Administration

Concept of Justice in a Globalizing World, Globalization and Social Justice/Distributive Justice, Impact of Globalization on Judicial Process and Administration of Justice, Globalization and Universal Values, Concept of Global Justice, Cosmopolitanism.

Unit V: Sustainable Development and Justice


Concept of Environmental justice and its relation to sustainability: historical, geographical and political-economic perspective, Natural resources and social justice, Unequal development of Natural Resources in globalised world.

References:

1. Kuper, A. (2006). *Democracy Beyond Borders: Justice and Representations in Global Institution*. Oxford. Oxford University Press.
2. McGrew, A. and Held, D. (2002). *Governing Globalization: Power, Authority and Global Governance*. Cambridge. Polity Press.
3. Cesar, A. and Garavito, R. (2005). *Law and Globalization from Below*. Cambridge. Cambridge University Press.
4. Goldman, D.B. (2008). *Globalization and the Western Legal Tradition: Recurring Patterns of Law and Authority*. Cambridge. Cambridge University Press.
5. Held, D. (2004). *A Globalizing World? Culture, Economics, Politics*. New York. Routledge Publication.
6. Kinley, D. (2009). *Civilizing Globalization: Human Rights and the Global Economy*. Cambridge. Cambridge University Press.
7. Schzeiderman, D. (2008). *Constitutionalizing Economic Globalization: Investment Rules and Democracy's Promise*. Cambridge. Cambridge University Press.
8. Coicaud, J.M. and Doyle, M.W. et al. (2003). *The Globalization of Human Rights*. Tokyo. United Nations University Press.
9. Baylis, J and Smith, S. et al. (2008). *The Globalization of World Politics: An Introduction to International Relations*. Oxford. Oxford University Press.
10. Ladeur, K.H. (2004). *Public Governance in the Age of Globalization*. New York. Routledge Publications.
11. Valentini, L. (2011). *Justice in a Globalizing World: A Normative Framework*. Oxford. Oxford University Press.
12. Abouharb, M. and Cingranelli, D. (2007). *Human Rights and Structural Adjustment*. Cambridge. Cambridge University Press.
13. Greiff, P.D. and Cronin, C. (2002). *Global Justice and Transnational Politics: Essays on the Moral and Political Challenges of Globalization*. Cambridge. Massachusetts Institute of Technology Press.
14. Corbett, P.E. (1971). *The Growth of World Law*. New Jersey. Princeton University Press.
15. Higgins, R. (1963). *Development of International Law through the Political Organs of the United Nations*. Oxford. Oxford University Press.


Chairperson
Board of Studies


Chairperson
Faculty of Studies


Controller of Examination
Shri Vaishnav Vidyapeeth


Joint Registrar
Shri Vaishnav Vidyapeeth



Shri Vaishnav Vidyapeeth Vishwavidyalaya

Master of Laws (Human Rights)

SEMESTER I

16. Coney, S. (2005). *Justice Beyond Borders: A Global Political Theory*. Oxford. Oxford University Press.
17. Baxi, U. (2002). *The Future of Human Rights*. Oxford. Oxford University Press.
18. Menski, W. (2006). *Comparative Law in Global Context: The Legal Systems of Asia and Africa*. Cambridge. Cambridge University Press.
19. Shan, W. and Simons, P. *et al.* (2008). *Redefining Sovereignty in International Economic Law*. Oxford. Hart Publishing.
20. Twining, W. (2009). *General Jurisprudence: Understanding Law from a Global Perspective*. Cambridge. Cambridge University Press.
21. Report on World Commission on Social Dimension of Globalization, *A Fair Globalization: Creating Opportunities for All* (2004).

Articles:

1. Singh, A.P. (2008). *Globalization and its Impact on National Policies with Reference to India: An Overview of Different Dimensions*. Journal of Constitutional and Parliamentary Studies, Vol. 42, 62-78.
2. Sinha, A.K. (2010) *Human Rights in the Era of Globalization*. Madras Law Journal, Vol. 245 (6), 124-136.
3. Hazra, A. (2009). *Indians in Need of Rehabilitation*. Indian Journal of Public Administration, Vol. 8(3), 29-35.
4. Bansal, A. (2010). *Comparative Study of Special Economic Zones and Land Acquisition: Magical Similarity or Mere Eyewash*. Company Law Journal, Vol. 4(2), 49-58.
5. Chimni, B.S. (2007). *A Just World Under Law: A View from South*. American University Law Review, Vol. 22(2), 199- 220.
6. Chimni, B.S. (2004). *International Institutions Today: An Imperial Global State in the Making*. European Journal of International Law, Vol. 15, 1-37.
7. Kingsbury, B. and Krisch, N. *et al.* (2005). *The Emergence of Global Administrative Law*. Law and Contemporary Problems, Vol. 68, 15-62.
8. Boutros and Branislav. (2011). *Global Leadership and Global Systematic Issues: South, North and United Nations in a 21st Century World II*. Economic and Political Weekly, Vol. 46, 23-35.
9. Cameron and Gunningham. (2011). *Natural Resources, New Governance and Legal Regulation: When Does Collaboration Work*. New Zealand Universities Law Review, Vol. 24 (3), 309-336.
10. Gohain, H. (2010). *Livelihood Losses and National Gains*. Economic and Political Weekly, Vol. 45 (51), 79-80.
11. Farooqi, I. (2009). *Changing Paradigms of Development: An Assessment*. IASSI Quarterly, Vol. 28, 5-26.
12. Kraska, James (2006). *Global and Going Nowhere: Sustainable Development, Global Governance and Liberal Democracy*, Denver Journal of International Law, Vol 34 (2), 1127-1200.


Chairperson
Board of Studies


Chairperson
Faculty of Studies


Controller of Examination
Shri Vaishnav Vidyapeeth


Joint Registrar
Shri Vaishnav Vidyapeeth



Shri Vaishnav Vidyapeeth Vishwavidyalaya

Master of Laws (Human Rights)

SEMESTER I

13. Gathii, James Thuo (2000). *Neoliberalism, Colonialism and International Governance*, Michigan Law Review, Vol. 98, 1996-2065.
14. Owada, Judge Hisashi (2003). *Some Reflections on Justice in a Globalizing World*, American Society of International Law Proceedings of the 101st Annual Meeting.
15. Ku, Julian and Yoo, John (2011). *Globalization and Structure*, William and Mary Law Review, Vol. 53(2), 431-480.
16. Khosla, Madhav (2011). *Inclusive Constitutional Comparison: Reflections on India's Sodomy Decision*, American Journal of Comparative Law, Vol. 59 (4), 909-934.
17. Piewitt, Martina (2010). *Participatory Governance in the WTO: How Inclusive is Global Civil Society* Journal of World Trade, Vol. 44 (2), 467-488.
18. Levien, Michael (2011). *Rationalizing Dispossession: Land Acquisition and Resettlement Bills*, Economic and Political Weekly, Vol. 46 (11), 66-71.
19. Hoffman, Micheal (2010). *Job Losses and Perceptions of Globalization*, Journal of World Trade, Vol. 44 (5), 967-984.
20. Adams, Michelle *Is Integration a Discriminatory Purpose*, Iowa Law Review, Vol. 96 (3) 837-884 (March).
21. Varshney, Nikhil (2011). Devaditya Chakravarti, *Displacement Policies: Issues and People's Responses*, Vitasta Law Review, Vol. 1, 157-176.
22. Goff, Pierrick Le (2007). *Global Law: A Legal Phenomenon Emerging from the Process of Globalization*, Indian Journal of Global Legal Studies Vol. 14, 119.
23. Brown, Rebecca (2011). *Assisted Living for the Constitution*, Drake Law Review, Vol. 59 (4), 985-1000.
24. Adam, S. *Distributing Justice*, New York University Law Review, Vol. 86 (2), 500-572 (May).
25. Sangita, S.N. and Jyothi, T.K. (2009) *Globalization, Participatory Democracy and Inclusive Governance: Experiences in India*, Indian Journal of Public Administration, Vol. 55 (4), 813-828.
26. Singh, Shivani (2009). *Globalization and the Issue of Social Citizenship*, Indian Journal of Public Administration, Vol. 55 (2), 145-151.
27. Kaushik, Shyam Krishan (2010) *Of Sovereignty: Fresh Look*, Journal of the Indian Law Institute, Vol. 55 (1), 60-79.
28. Deva, Surya (2003). *Globalization and its Impact on the Realization of Human Rights: Indian Perspective on a Global Canvas*, Human Rights, Justice and Constitutional Empowerment, Oxford: Oxford University Press, 237 – 263.
29. Marks, Susan (2011). *Human Rights and Root Causes*, Modern Law Review, Vol. 74 (1), 57-78.
30. Banerjee, Swapna (2011). *Contemporary Globalization and the Politics of Space*, Economic and Political Weekly, Vol. 46, 41-44.
31. Dhar, T.N. (2011). *Special Economic Zones and Impacts on Land Resources and Socioeconomic Implications*, Indian Journal of Public Administration, Vol. 57 (1), 15-25.
32. Ramanathan, Usha (2011). *Land Acquisition, Eminent Domain and the 2011 Bill*, Economic and Political Weekly, Vol. 46, 10-14.


Chairperson
Board of Studies


Chairperson
Faculty of Studies


Controller of Examination
Shri Vaishnav Vidyapeeth


Joint Registrar
Shri Vaishnav Vidyapeeth



Shri Vaishnav Vidyapeeth Vishwavidyalaya

Master of Laws (Human Rights)

SEMESTER I

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY		PRACTICAL		
							END SEM University Exam	Two Term Exam	Teachers Assessment*	END SEM University Exam	Teachers Assessment*
LLMHR101	DC	CONCEPT AND DEVELOPMENT OF HUMAN RIGHTS	3	0	0	3	60	20	20	0	0

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

*Teacher Assessment shall be based following components: Quiz/Assignment/ Project/Participation in Class, given that no component shall exceed more than 10 marks.

Course Objectives: After studying this paper the students will know-

1. Human right in Indian tradition and western tradition.
2. Colonization, imperialism and human rights.
3. Human rights in international law and national law.
4. Human Rights and Judicial Process.

Course Outcomes: The students should be able to:

1. Understand the Human Rights in Indian and Western arena with reference to colonization, imperialization, liberalization. Privatization and globalization.
2. Demonstrate the duties and responsibilities according to judicial process and the concept of judicial activism.

Syllabus:

UNIT I: Concept of Human Rights

Concept of Human Rights, Human rights in Indian tradition: ancient, medieval and modern, Human rights in western tradition, Development of natural rights.

UNIT II: Human Rights in International Law

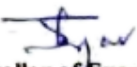
Human rights in international law and national law, Classification of Human Rights - First, Second and Third Generations: Historical Development.

UNIT III: Colonization and Imperialization

Politics and Society, Colonization, imperialism and human rights, Power, practices, accountability and transparency, Liberalization, privatization and globalization,


Chairperson
Board of Studies


Chairperson
Faculty of Studies


Controller of Examination
Shri Vaishnav Vidyapeeth


Joint Registrar
Shri Vaishnav Vidyapeeth



Shri Vaishnav Vidyapeeth Vishwavidyalaya

Master of Laws (Human Rights)

SEMESTER I

UNIT IV: Human Rights & Duties Jurisprudence

Dialectics of Human Rights: (a) Universal versus Cultural Relativism (b) Basic needs versus Value – Based (c) Individualism versus Collectivism

UNIT V: Emerging Concept of Human Rights


(a) Human Rights: Human Sufferings (b) Human Rights Movements and Human Rights Markets (c) Emergence of an Alternative Paradigm: Trade related Market Friendly Human Rights.

References:

1. Hegarty, Angela & Leonard, Siobhan (1999). *Human Rights an Agenda for the 21st Century*, London: Cavendish Publication.
2. Parmar, Lalit (1998). *Human Rights*, New Delhi: Anmol Publication.
3. Jois, Rama (1998). *Human Rights and Bharatiya Values*, Thrissur: Bharitya Vidya Bhavan.
4. Forsythe, David P. (2017). *Human Rights in International Relations*, Cambridge: Cambridge University Press.
5. Fuller, Lon L. (1979). *The Morality of Law (The storrs Lecture Series)*, Connecticut: Yale University Press.
6. Finnis, John (1980). *Natural Law and Natural Rights*, Connecticut: Yale University Press.
7. Stone, Julius (2000). *Human Law and Human Justice*, New Delhi: Universal Law Publishing.
8. Chitkara, M.G. (1996). *Human Rights: Commitment and Betrayal*, London: A.P.H. Publishing Corporation.
9. Kulshreshtha, V.D. (1995). *Landmarks in the Indian Legal and Constitutional History*, Lucknow: Eastern Book Company.
10. Lingat, Robert (1998). *The Classical Law of India*, Oxford: Oxford University Press.


Chairperson
Board of Studies


Chairperson
Faculty of Studies


Controller of Examination
Shri Vaishnav Vidyapeeth


Joint Registrar
Shri Vaishnav Vidyapeeth



Shri Vaishnav Vidyapeeth Vishwavidyalaya

Master of Laws (Human Rights)

SEMESTER I

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY		PRACTICAL		
							END SEM University Exam	Two Term Exam	Teachers Assessment*	END SEM University Exam	Teachers Assessment*
LLMHR102	DC	HUMAN RIGHTS AND INTERNATIONAL ORDER	3	0	0	3	60	20	20	0	0

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

***Teacher Assessment** shall be based following components: Quiz/Assignment/ Project/Participation in Class, given that no component shall exceed more than 10 marks.

Course Objectives: After studying this paper the students will know-

1. Role of Regional and International Organization and Human Rights.
2. Human right Protection agencies and mechanisms.
3. ILO and other Conventions and Protocols dealing with human rights.
4. Role of ICJ and regional institutions for enforcement of human right.

Course Outcomes: The students should be able to:

1. Understand the development of Human Rights under International Law and the role of International Organizations.
2. Demonstrate the various regional conventions and protection agencies and their enforcement in Domestic Human Rights Law.

Syllabus:

UNIT I: Development of human Rights

Development of the Concept of Human Rights under International Law, Role of International Organization and Human Rights, Universal Declaration of Human Rights (1948), Covenant on Political and Civil Rights (1966), Covenant on Economic, Social and Cultural Rights (1966).

UNIT II: Regional Conventions


International Labour Organization and other Conventions and Protocols dealing with human rights, European Convention on Human Rights, European Commission on Human Rights / Court of Human Rights, American Convention on Human Rights, African Convention on Human Rights, Other regional Conventions.

UNIT III: International Protection Agencies

International Commission of Human Rights; Amnesty International, U.N. Division of Human Rights, International Labor Organization, UNESCO, UNICEF.


Chairperson
Board of Studies


Chairperson
Faculty of Studies


Controller of Examination
Shri Vaishnav Vidyapeeth


Joint Registrar
Shri Vaishnav Vidyapeeth



Shri Vaishnav Vidyapeeth Vishwavidyalaya

Master of Laws (Human Rights)

SEMESTER I

UNIT IV: Role of NGO's

Non-Governmental Organizations (NGOs), Voluntary organizations, National and State Human Rights Commissions.

UNIT V: Enforcement of Human Rights

International enforcement of Human Rights, Role of ICJ and regional institutions, Customary International law relating to Human Rights.

References:

1. Conforti, Benedetto & Francioni, Francesco (1997). *Enforcing International Human Rights in Domestic Courts*, Netherland: Brill Publishers.
2. Martin, Francisco Forrest (1997). *International Human Rights Law: Treaties, Cases & Analysis*, London: Cambridge University Press.
3. Clements, Luck (1994). *European Human Rights Taking a Case under the Convention*, Netherland: Brill Publishers.
4. Ankumah, Evelyn A. (1996). *The African Commission on Human Rights and People's Rights*, Netherland: Brill Publishers.
5. Sinha, R.K. (1997). *Human Rights of the World*, New Delhi: Indian Publisher Distributors.
6. Alston, Philip (1992). *The United Nations and Human Rights A Critical Appraisal*, Oxford: Oxford University Press.
7. Sharma, R.S. and Sinha, R.K. (1997). *Perspectives in Human Rights Development*, New Delhi: Commonwealth Publisher.
8. The Human Rights Watch Global Report on Women's Human Rights, Oxford University Press, (2000).
9. Seghal, Singh, B.P. (1996). *Human Rights in India: Problems and Perspectives*, New Delhi: Deep & Deep Publishers.
10. Bala, Chandan , (1997). *International Court of Justice: Its Functioning and Settlement of International Disputes*, New Delhi: Deep & Deep Publishers.


Chairperson
Board of Studies


Chairperson
Faculty of Studies


Controller of Examination
Shri Vaishnav Vidyapeeth


Joint Registrar
Shri Vaishnav Vidyapeeth