

**CENTRAL UNIVERSITY OF PUNJAB, BATHINDA**



**Ph.D. in Law**

**Sessions - 2021-22**

**Department of Law  
School of Legal Studies**

| <b>Ph.D. Course Work Structure</b> |   |                     |                  |                 |                  |
|------------------------------------|---|---------------------|------------------|-----------------|------------------|
| <b>Semester-I</b>                  |   |                     |                  |                 |                  |
| <b>Course No.</b>                  | <b>Course Title</b>                                     | <b>Credit Hours</b> |                  |                 | <b>Total</b>     |
|                                    |   | <b>Theory</b>       | <b>Practical</b> | <b>Research</b> |                  |
| PDL.701                            | Research Methodology and Legal Writing                  | 4                   | -                | -               | 4                |
| PDL.702                            | Computer Applications-Theory                            | 3                   | -                | -               | 3                |
| PDL.703                            | Computer Applications-Practical                         | -                   | 2                | -               | 1                |
| PDL 704                            | Short Term Community Project and Action Research        | -                   | -                | Non Credit      | Satisfactory Y/N |
| PDL 751                            | Research and Publication Ethics                         | 1                   | 2                |                 | 2                |
| PDL 752                            | Teaching Assistantship                                  | 0                   | 0                | 2               | 1                |
| UNI.753                            | Curriculum, Pedagogy and Evaluation                     | 1                   | 0                | 0               | 1                |
| <b>Total</b>                       |   |                     |                  |                 | <b>12</b>        |
| <b>Any one of the followings</b>   |   |                     |                  |                 | <b>04</b>        |
| PDL.705                            | Environmental Laws, Policies and Governance             | 4                   | -                | -               | 4                |
| PDL.706                            | Human Rights: Emerging Issues                           | 4                   | -                | --              | 4                |
| PDL.707                            | Constitutional Philosophy in India: Theory and Practice | 4                   | -                | -               | 4                |
| PDL.708                            | Fundamental Principles of Criminal Law                  | 4                   | -                | -               | 4                |
| <b>Total</b>                       |   |                     |                  |                 | <b>16</b>        |

**Note:** Courses Research Methodology, Computer Application (Theory and Practical) and Research and Publication Ethics are compulsory, while from the other courses student have choice to opt any one. The Student who already earned the required credits in Research Methodology and Computer Application Courses are exempted (by following the procedure established by CUPB).

**Central University of Punjab, Bathinda-151001**  
**School of Legal Studies and Governance**  
**Department of Law**

**Programme Learning Outcomes**

The doctoral of philosophy programme prepares the learners for careers in academics through rigorous exercising gearing towards learning through inductive and deductive method. The programme aims to promote the knowledge and intensive research skills in the domain of law, its impact and relevance in social transformation and nation's progress. The learners achieve domain knowledge consisting of hard and soft skills to evaluate the impact of law in the light of its origin, goals, functions and gap analysis. Beginning from thorough studies in 1<sup>st</sup> Semester Pre-Ph.D. course work, the learners will be able to prove their competence to:

- demonstrate ability to communicate, present, collaborate, engage and conduct themselves in professional way with the stakeholders from diverse backgrounds and represent the visions, mission and values of *alma mater*;
- critically examination of case law and legislations in pipe-lines in context of prevailing socio-legal backdrop and carry out legal research;
- develop the domain knowledge in the area of environmental law, human rights law and corporate law and achieve career goals.<sup>1</sup>
- acumen to draw logical meaning, define the concepts, identify the reasoning and will develop problem solving skills by applying the law in proper perspectives;
- their capacity to contribute in the addition and creation of knowledge.

**PDL 701: Research Methodology and Legal Writing**

| <b>L</b> | <b>T</b> | <b>P</b> | <b>Cr</b> |
|----------|----------|----------|-----------|
| 4        | -        | -        | 4         |

**Total Hours: 60**

**Learning Outcomes:** On completion of this course, the students would be able to:

- demonstrate basic theories and skills in order;
- develop independent research pertaining to any specific legal issue; find, evaluate and employ legal research materials and theoretical approaches of reflections on the legal issues;
- analyses issues of research in law and appropriate methodologies for the execution of research in the chosen area, design a research, justifying use of various methods/tools to carry out the same;
- work on the method of collection, analyses and interpret both qualitative and qualitative data and an understanding on ethical issues in research.

**Unit-I**

**15 Hours**

Research- Concept, Meaning, Objectives and Types, Approaches to Research, Paradigms and Research Methods

Legal Research- Introduction, Nature, Scope and Manual of Legal Research through Collaborative Learning Groups

<sup>1</sup> Inserted in 6<sup>th</sup> Meeting of Board of Studies, Department of Law.

## Legal Research – A Tool for Codification and Legal Reform

### Research and Publication Ethics<sup>2</sup>

#### Plagiarism in Research

#### Unit-II

15 Hours

Research Design- Choice of Research Topic, Identification of Research Formulation of Research Hypothesis, Units of Analysis, Variables- Types and Relationships  
Sources of Data Collection - Observation, Questionnaire and Schedule, Interview and Case Study, Surveys-Analysis, Interpretation and Legal Writing

#### Unit-III

15 Hours

Techniques of Research Writing- Project and Research Proposals, Project Report, Research Paper and Monographs- Abstract, Referencing, Foot Note and Bibliography  
Ethics in Research  
Ethical Behaviour and Plagiarism  
Plagiarism in Research  
Principle of Respect for Persons  
Belmont Report on Research

#### Unit – IV

15 Hours

Nature and Objectives of Legal Education  
Legal Literacy  
Clinical Legal Education - Legal Aid  
Law Reforms and Civil Society  
Jurimetrics and Socio-metrics  
Legal Research and Online Research Database-  
Rational and Significance of Online Database  
Use of Internet  
Authentication of Websites  
Use of Internet Communication Technology

**Transaction Mode:** In this course students will be encouraged to:

- Be active learner through lectures, tutorials, practical exercises and presentations; researching for and presenting a research proposal, term paper and assignments and literature review.
- Lectures are designed to provide students with a basic understanding of the subject area whilst tutorials and practical exercises are designed to allow and encourage students to develop an ability to apply their knowledge in practical situations so as to identify issues, think critically, carry out appropriate research, work together in groups, and make effective plans and present research.

#### Suggested readings

1. Galanter, M. (ed.), *Law and Society in Modern India*, (Oxford University Press, New Delhi, 1997).
2. Lingat, R, *The Classical Law of India*, (Oxford University Press, New Delhi, 1998).

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<sup>2</sup> Inserted in 7<sup>th</sup> Meeting of School Board.

3. Upendra Baxi, *The Crisis of the Indian Legal System*, (Vikas Publishing House, New Delhi.,1982).
4. Upendra Baxi (ed.), *Law and Poverty Critical Essays*, (N.M Tripathi, Bombay.,1998).
5. J. Duncan M. Derrett, *The Religion Law and the state in India*, (Oxford University Press, New Delhi., 1999).
6. H. M. Seervai, *Constitutional Law of India*, (Tripathi, Bombay., 1996).
7. D.D. Basu, *Shorter Constitution of India*,( LexiNexis, New Delhi,15<sup>th</sup> edn.,2018
- 8.K. Deshta and S. Deshta, *Law and Menace of Child Labour*, (Anmol Publications, Delhi., 2000)
9. K. P. Malik, *Law and Social Transformation in India*, (Pioneer Books, Faridabad., 2009).
10. M. P. Jain, *Outlines of Indian Legal History*,( Tripathi, Bombay., 2010).
11. W. Friedmann, *Law in a Changing Society*, (University of California Press, Berkely, 2004).
12. Bimal N. Patel and Mamata Biswal, *Law, Development and Socio-Economic Policy*, (Eastern Book Company, New Delhi, 1<sup>st</sup> edn., 2012).
13. Devinder Singh, Ranbir Kaur, et.al., *Law and Good Governance*, (Osbert Publishing House, U.K.,2016)

## PDL 702: Computer Applications-Theory

| L | T | P | Cr |
|---|---|---|----|
| 3 | - | - | 3  |

**Total Hours: 45**

**Learning Outcomes:** Use different operating system and their tools easily.

- Use word processing software, presentation software, spreadsheet software and latex.
- Understand networking and internet concepts.
- Use computers in every field like teaching, industry and research.

### Unit I

**12 Hours**

**Fundamentals of Computers-** Parts of Computers, Hardware, BIOS, Operating Systems, Binary System, Logic Gates and Boolean Algebra.

**Application Software-** Spreadsheet Applications, Word-Processing Applications, Presentation Applications, Internet Browsers, Reference Management, and Image Processing Applications.

**Computer Language-** Basic DOS Commands, Auto Hotkey Scripting Language, HTML and Basic Structure of a Webpage, Designing Websites.

**World Wide Web-** Origin and Concepts, Latency and Bandwidth, Searching the Internet, Advanced Web-Search Using Boolean Logic, Cloud Computing

### Unit II

**10 Hours**

**Use of Statistical Techniques in Analysis of Data-** Measures of Central Tendency, Measures of Dispersion, Correlation & Regression, Testing of Hypothesis, Test of Significance Z-Test and T-Test, Analysis of Variance (One Way and Two Way), Chi-Square Test of Independence

**DBMS-** Introduction, Components, Functions, Development of Database Systems, Advantages of Using DBMS, Data Abstraction, Data Models, Data Independence, Database Languages, Database Manager, Database Administrator, Database Users.

**Unit III**

**12 Hours**

**Computerized Research/ E-Research**

- Introduction
- Ethnography of Internet
- The Use of Internet as Object of Analysis
- The Use of Internet as a Tool of Collection
- Quality Research Using Online Focus Groups
- Qualitative Research Using Online Personal Interviews
- Online Social Surveys
- Web Surveys
- Mixing Modes of Survey Administration

**Unit IV**

**11 Hours**

- Ethical Consideration in Internet Research
- Plagiarism and Internet Research

**Transactional Modes:**

- PPT
- Video
- e-content
- google drive

**Suggested Readings:**

1. Sinha, P.K. *Computer Fundamentals*. BPB Publications.
2. Goel, A., Ray, S. K. 2012. *Computers: Basics and Applications*. Pearson Education India.
3. Microsoft Office Professional 2013 Step by Step  
<https://ptgmedia.pearsoncmg.com/images/9780735669413/samplepages/9780735669413.pdf>

**PDL 703: Computer Application- Practical**

| L | T | P | Cr |
|---|---|---|----|
| - | - | 2 | 1  |

The lab assignments will be based on theory paper

### **Lab Evaluation:**

The evaluation of lab criteria will be based on following parameters:

| <b>Evaluation Parameters</b> | <b>Marks</b> |
|------------------------------|--------------|
| Practical File               | 5            |
| Implementation               | 15           |
| Viva-voce                    | 30           |
| <b>Total</b>                 | <b>50</b>    |

**PDL 704: Short Term Community Project**

**Non Credit Course**

**Course Code: PDL 751**

**Course Title: Research and Publication Ethics**

| <b>L</b> | <b>T</b> | <b>P</b> | <b>Cr</b> |
|----------|----------|----------|-----------|
| 1        | -        | 2        | 2         |

Total Hours: 30

About the Course:

Overview: This course has 6 modules mainly focusing on basics of philosophy of science and ethics, research integrity, publication ethics. Hands on sessions are designed to identify research misconduct and predatory publications. Indexing and citation databases, open access publications, research and p metrics and plagiarism tools introduced in the course.

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 judgements and relations.

#### RPE 02: SCIENTIFIC CONDUCT (5 HRS)

1. Ethics with respect to science and research
2. Intellectual honest and research integrity
3. Scientific misconducts: falsification, fabrication, and plagiarism.
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 contributor ship
6. Identification of publication misconduct, complaints and appeals
7. Predatory publishers and journals

#### PRACTICE

#### RPE 04: OPEN ACCESS PUBLISHING (4 HRS)

1. Open access publications and initiatives
2. SHERPA/RoMEO online resource to check publisher copyright and 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 (2 hrs)

1. Subject specific ethical issues, FFP, authorship
2. Conflicts of interest
3. Complaints and appeals: examples and fraud from India and abroad

##### B. Software tools (2 hrs)

Use of plagiarism software like Turnitin, Urkund and other open source software tools.

#### RPE 06: DATABASES AND RESEARCH METRICS (7 HRS)

##### A Databases (4 hrs)

1. Indexing databases
2. Citation databases: Web of Science, Scopus, etc.

##### B. Research Metrics (3 hrs)

Impact Factor of journal as per journal citation report, SNIP, SJR, IPP, Cite Score.

Metrics: h-index, g index, i10 index, altmetrics



**Course Code: BCH.752**

**Course Title: TEACHING ASSISTANTSHIP**

| L | T | P | Credit |
|---|---|---|--------|
| 0 | 0 | 2 | 1      |

**Total Hours: 30**

**Learning Outcome:**

At the end of this skill development course, the scholars shall be able to

1. familiarize themselves with the pedagogical practices of effective class room delivery and knowledge evaluation system
2. manage large and small classes using appropriate pedagogical techniques for different types of content

**Activities and Evaluation:**

- The scholars shall attend Master degree classes of his/her supervisor to observe the various transaction modes that the supervisor follows in the class room delivery or transaction process one period per week.
- The scholars shall be assigned one period per week under the direct supervision of his/her supervisor to teach the Master degree students adopting appropriate teaching strategy(s).
- The scholars shall be involved in examination and evaluation system of the Master degree students such as preparation of questions, conduct of examination and preparation of results under the direction of the supervisor.
- At the end of the semester, the supervisor shall conduct an examination of teaching skills learned by the scholar as per the following evaluation criteria:
- The scholars shall be given a topic relevant to the Master degree course of the current semester as his/her specialization to prepare lessons and deliver in the class room before the master degree students for one hour (45 minutes teaching + 15 minutes interaction).
- The scholars shall be evaluated for a total of 50 marks comprising content knowledge (10 marks), explanation and demonstration skills (10 marks), communication skills (10 marks), teaching techniques employed (10 marks), and classroom interactions (10 ).

**Course Code: UNI.753**

**Course Title: CURRICULUM, PEDAGOGY AND EVALUATION**

| L | T | P | Credit |
|---|---|---|--------|
| 1 | 0 | 0 | 1      |

**Learning outcomes:**

**Total Hours: 15**

After completion of the course, scholars shall be able to:

- analyze the principles and bases of curriculum design and development
- examine the processes involved in curriculum development
- develop the skills of adopting innovative pedagogies and conducting students' assessment
- develop curriculum of a specific course/programme

### **Course Content**

#### **Unit I Bases and Principles of Curriculum 4 hours**

1. Curriculum: Concept and Principles of curriculum development, Foundations of Curriculum Development.
2. Types of Curriculum Designs- Subject centered, learner centered, experience centered and core curriculum. Designing local, national, regional and global specific curriculum. Choice Based Credit System and its implementation.

#### **Unit II Curriculum Development 4 hours**

1. Process of Curriculum Development: Formulation of graduate attributes, course/learning outcomes, content selection, organization of content and learning experiences, transaction process.
2. Comparison among Interdisciplinary, multidisciplinary and trans-disciplinary approaches to curriculum.

#### **Unit III Curriculum and Pedagogy 3 hours**

1. Conceptual understanding of Pedagogy.
2. Pedagogies: Peeragogy, Cybergogy and Heutagogy with special emphasis on Blended learning, Flipped learning, Dialogue, cooperative and collaborative learning
3. Three e- techniques: Moodle, Edmodo, Google classroom

#### **Unit IV Learners' Assessment 4 hours**

1. Assessment Preparation: Concept, purpose, and principles of preparing objective and subjective questions.
2. Conducting Assessment: Modes of conducting assessment – offline and online; use of ICT in conducting assessments.
3. Evaluation: Formative and Summative assessments, Outcome based assessment, and scoring criteria.

## Transaction Mode

Lecture, dialogue, peer group discussion, workshop

## Evaluation criteria

There shall be an end term evaluation of the course for 50 marks for duration of 2 hours. The course coordinator shall conduct the evaluation.

## Suggested Readings

- Allyn, B., Beane, J. A., Conrad, E. P., & Samuel J. A., (1986). Curriculum Planning and Development. Boston: Allyn & Bacon.
- Brady, L. (1995). Curriculum Development. Prentice Hall: Delhi. National Council of Educational Research and Training.
- Deng, Z. (2007). Knowing the subject matter of science curriculum, Journal of Curriculum Studies, 39(5), 503-535. <https://doi.org/10.1080/00220270701305362>
- Gronlund, N. E. & Linn, R. L. (2003). Measurement and Assessment in teaching. Singapore: Pearson Education
- McNeil, J. D. (1990). Curriculum: A Comprehensive Introduction, London: Scott, Foreman/Little
- Nehru, R. S. S. (2015). Principles of Curriculum. New Delhi: APH Publishing Corporation.
- Oliva, P. F. (2001). Developing the curriculum (Fifth Ed.). New York, NY: Longman
- Stein, J. and Graham, C. (2014). Essentials for Blended Learning: A Standards-Based Guide. New York, NY: Routledge.

## Web Resources

- [https://www.westernsydney.edu.au/\\_data/assets/pdf\\_file/0004/467095/Fundamentals\\_of\\_Blended\\_Learning.pdf](https://www.westernsydney.edu.au/_data/assets/pdf_file/0004/467095/Fundamentals_of_Blended_Learning.pdf)
- <https://www.uhd.edu/academics/university-college/centers-offices/teaching-learningexcellence/Pages/Principles-of-a-Flipped-Classroom.aspx>
- <http://leerwegdialoog.nl/wp-content/uploads/2018/06/180621-Article-The-BasicPrinciples-of-Dialogue-by-Renate-van-der-Veen-and-Olga-Plokhooij.pdf>

## PDL 705: Environmental Laws, Policies and Governance

| <b>L</b> | <b>T</b> | <b>P</b> | <b>Cr</b> |
|----------|----------|----------|-----------|
| 4        | -        | -        | 4         |

**Total Hours: 60**

**Learning Outcomes:** On completion of this course, the learners would be able to:

- Elaborate the fundamentals of environment law and its relations with philosophy of human rights and environmental constitutionalism;
- Work with recent paradigms of judicial and quasi-judicial approaches.

### **Unit- I**

**15 Hours**

Introduction to the Indian environmental legal system

Environment, Environment deterioration and responsible factors, natural resources and environment: Forest resources, Water resources, Mineral resources, Food resources, Energy resources, Land resources, Equitable use of resources for sustainable lifestyles

Environment and Environmental Law, Components of environment, Location of deterioration and factors responsible

Framework for analysis, definitions, methods, and tools

Processes, trends, projections

Theories and ways for the protection of environment and natural resources

Environmental ethics

International and national environmental jurisprudence

The socio-economic patterns of environmental justice

### **Unit-II**

**15 Hours**

Environmental constitutionalism

Environmental human rights

Right to environment

Environmental law making

Implementation of environmental laws

Environment and development: conflicting issues, environment in the age of liberalization, privatization and globalization

Sustainable development and the law

The World summit on sustainable development and beyond

Formal international negotiations: Climate change

The “Mainstreaming” of environmental concerns: Financial Markets

Emergence of philosophy of Sustainable development and sustainability from Newtonian determinism to relativism; Popper and the theory of falsification.

### **Unit-III**

**15 Hours**

Concept and scope

Environmental principles, Implementation of sustainable development

Environmental and natural resources law and policy: International and national measures

Important aspects of sustainability of energy resources

Environmental governance

Environmental crimes

National and local environmental laws and policies

Pollution control mechanism and effectiveness

Role of judiciary and effectiveness

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Department of Law

The rise of social movements around natural resources and environment  
Challenges of integrating environmental law and management  
Judicial review of NGT decisions  
The Litigation process and alternative dispute resolution

#### Unit – IV

15 Hours

Case Study: Study of two cases of polluting the environment and scenarios based on actual resource management dilemmas based on the legal and policy framework. All materials needed to do the case study exercise will be given in advance.

**Transaction Mode:** This course will be taught through:

- lectures and tutorial, but predominantly involve large and small group discussion and activities in which students will be required to research, discuss, debate and defend their analysis of the relevant material set in the course readings.
- It is extremely critical that students have undertaken the reading before coming to class. Students have to submit a term paper and assignment given to them within time and also through presentation.

#### Suggested readings

- Agarwal, A, et al, (ed.) (1984). *State of India's Environment*. OUP, Delhi.
- Arnold, D. & Guha, R. C. (ed.), (1995). *Nature, Culture, Imperialism: Essays on the Environmental History of South Asia*, Oxford University Press, Delhi.
- Balee, W. (1998). *Advances in Historical Ecology*. Columbia University Press, New York.
- Baumol, W. E. & Oates, W. J. (1988). *Theory of Environmental Policies*. Cambridge University Press, Cambridge, UK.
- Beinart, W. & Coates, P. (1995). *Environment and History*. London: Routledge.
- Bell, S. & Gillivray, M.G. (2009) *Environmental Law*. Oxford.
- Borrie, W. D. (1988). *Population, Environment and Society*. OUP, UK.
- Bowett, D. W. (1982). *Law of International Institutions*. Oxford University Press, USA.
- Carson, Rachel, (1962). *Silent spring*. Houghton Mifflin, Boston.
- Crush, J. (ed.) (1995). *The Power of Development*. Rutledge, New York.
- Detter, I. (2010). *Law Making by the International Organisation*, Gale.
- Escobar, A. (1995). *Encountering Development: The making and unmaking of the third world*. Princeton University Press.
- Freeman A. M. (2001). *Measures of value and Resources: Resources for the future*. Washington DC.
- Gadgil, M. & Guha, R. C. (1992). *This Fissured land: An Ecological History of India*. Oxford University Press, New Delhi.
- Gadgil, M. & Guha, R.C. (2001). *Ecology and Equity: The use and abuse of nature in contemporary India*. Penguin, Delhi.
- Gorz, A. (1980). *Ecology as Politics*. South End Press, Boston.
- Keller, D.R. (2012). *Environmental Ethics: The Big Questions*. Wiley-Blackwell, Singapore.
- Mart, H. (1993). *An Anthropological critique of Development: The Growth of Ignorance*. Routledge, New York.
- Myeni, S. R. (2008). *Environmental Law*. Oxford.

Santa, F. (ed.) (1994). *Historical Ecology: Cultural knowledge & changing landscapes*. School of American Research Press.

Stephen, S. G. (1967) *Nature and Function of International Organisation*, Gale.

Thakur, K. (2007). *Environmental Protection: Policy and Laws in India*. Deep and Deep Publication, New Delhi.

Tietenberg, T. (2003). *Environmental and Natural Resource Economics*. Pearson Education, New York.

**PDL.706: Human Rights and Related Issues**

| L | T | P | Cr |
|---|---|---|----|
| 4 | - | - | 4  |

**Total Hours: 60**

Learning Outcomes: On the completion of the course, the learners will be able to:

- elucidate the conceptualization and positivization of the concept of human rights;
- analyze the universality of human rights and cultural relativism
- explain the human rights implementation mechanism at International and regional level

**Unit – I**

**15 Hours**

Historical Development of Human Rights

Nature, Classification and Generations of Human Rights, Universalism and cultural relativism

International and Regional Protection of Human Rights

Core International Human Rights Instruments and mechanism for Implementation

Summary report on India’s compliance of international obligation under core HR Treaties

**Unit – II**

**15 Hours**

Human Rights and Armed Conflicts, Right to Peace

Terrorism and Counter terrorism, Humanitarian Intervention

Communal violence and Riots

Human Rights of Refugee and Internally Displaced Person

Identify human rights challenges due to conflict, violence and Riots through case studies

**Unit – III**

**15 Hours**

Right based approach to Environmental Protection

Climate change and Human Rights, Environmental Crimes

Development v Environmental Protection Dilemma, Displacement, Land Acquisition

Forest Rights, Public Participation in decision making process

List the benefits of human rights approach to environmental protection

**Unit – IV**

**15 Hours**

Constitutionalization of Human Rights, Institutional Mechanism

Advocacy Group: Media, HR Activist, NGOs, Educational Institutions

Rights relating to internet and privacy, Good Governance and HR,  
LGBT rights, Gender Justice  
Human Rights Challenges during pandemic  
Poster representing the work of human rights activist

**Transaction Mode:** It will cover learning through:

- lecture method preceded and succeeded by study of relevant material available through text books, reference books, online databases;
- brain storming sessions and exercises through role playing, argumentative essays, reaction papers and case analysis.

**Suggested readings:**

1. Thomas Cushman (2013) *Handbook of Human Rights* (Routledge International Handbooks), Routledge, New York.
2. Robert Kolb & Gloria Gaggioli (2013) *Research Handbook in Human Rights, Research Handbook on Human Rights and Humanitarian Law* (Research Handbooks in Human Rights Series), Edward Elgar Pub, UK
3. Lynne M. Healy, Rosemary J. Link (2012) *Handbook of International Social Work: Human Rights, Development, and the Global Profession*, Oxford University Press, New York.
4. Dinah Shelton (2013) *The Oxford Handbook of International Human Rights Law*, Oxford University Press, New York.
5. Sarah Joseph and Adam McBeth (eds) (2011) *Research Handbook on International Human Rights Law*, Edward Elgar Publishing, UK.
6. Andrew Vincent (2010) *The Politics of Human Rights*. Oxford University Press, UK
7. Andrew Fagan (2010) *The Atlas of Human Rights: Mapping Violations of Freedom Around the Globe*. University of California Press, Berkeley.
8. David P. Forsythe (eds) (2009) *Encyclopedia of Human Rights*. Oxford University Press, New York.
9. Arvind Sharma, Raimundo Panikkar (2007) *Human Rights as a Western Concept*, D.K. Printword (P) Ltd, New Delhi.
10. C. Raj Kumar & K. Chockalingam (2010) *Human Rights, Justice and Constitutional Empowerment*, Oxford University Press, New Delhi
11. Manoj Kumar Sinha (2010) *International Criminal Law and Human Rights*. Manak Publication Pvt Ltd, New Delhi
12. Tony Evans (2011) *Human Rights in the Global Political Economy: Critical Processes*, Viva Books, New Delhi
13. Riedel, EIBE & Ors. (2014) *Economic, Social and Cultural Rights in International law: Contemporary issues and Challenges*. Oxford University Press, New York.
14. Rob White (2011) *Environmental Crime: A Reader*, Cambridge University Press, Cambridge.
15. Richard K. Wortley. (2008). *Environmental Criminology and Crime Analysis*, Willan.
16. Sarah Krakof. (2012). *Tribes, Land, and the Environment*, Ashgate, New York

17. Romina Picolotti, Jorge Daniel Taillant, (2011) *Linking Human Rights and the Environment* (Paperback), University Of Arizona Press Tucson.
18. Jefferey F., Jahid Hossain Bhuiyan Addicott, Traeq M.R. Chowdhury (2012) *Globalization, International Law and Human Rights*, Oxford University Press, Oxford.
19. Katie Boyle. (2020), *Economic and Social Rights Law: Incorporation, Justiciability and Principles of Adjudication*, Routledge.
20. Surya P. Subedi. (2019), *The Effectiveness of the UN Human Rights System: Reform and the Judicialisation of Human Rights.*, 1st Edition, Routledge.

### **PDL 707: Constitutional Philosophy in India: Theory and Practice**

| <b>L</b> | <b>T</b> | <b>P</b> | <b>Cr</b> |
|----------|----------|----------|-----------|
| 4        | -        | -        | 4         |

**Total Hours: 60**

**Learning Outcomes:** On the completion of the course, the learner shall be able to:

- Know the concept, meaning, nature and scope of constitutional governance and philosophy;
- Understand the inter-relationship between law and morality;
- Work on the sense of duty and the relationship between right and duty;
- Come out with remedies in case of infringement of fundamental rights.

#### **Unit – I**

Need and importance of Law

Theory of Social Contract- Contribution of Locke, Rousseau, Hobbes

Government: Meaning, origin, object, design, nature and measure against being tyrannical

Social Foundations of Law: Law and Morality, Law and Justice, Realism, Constitutional renaissance, Constitutional morality.<sup>3</sup>

Legitimacy of Laws

#### **Unit – II**

Natural Law Theories and Indian Constitution

Constitutional Philosophy of Justice

Rule of Law under Indian Constitution

Judicial Review in India

#### **Unit – III**

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<sup>3</sup> Inserted in the 6h meeting of BoS, Department of Law.



Auto-limitation theory in India  
 Meaning and functions of State in 21<sup>st</sup> Century  
 Philosophy behind fundamental rights  
 Constitutional Remedies

#### Unit – IV

Directive Principles of State policy  
 Relations between Centre and State  
 Doctrine of Basic Structure

**Transaction Mode:** Followings are some of the modes of classroom transaction:

- Lecture, Brain storming sessions and exercises, Case study,
- Case analysis, Lecture cum demonstration, Debate etc.

#### Suggested readings

J.C. Johari (2012). *The Constitution of India - A Politico - Legal Study*, Sterling Publication Pvt. Ltd., New Delhi.  
 Granville Austin (2000). *The Indian Constitution - Corner Stone of a Nation*, Oxford, New Delhi.  
 G.P. Tripathi, (2014). *Legal Method*. Central Law Publications.  
 J.G. Riddal (2009). *Jurisprudence*. Oxford U.K.  
 Marc Galanter (1997). *Law and Society in Modern India* (Ed.). Oxford.  
 Upendra Baxi (1992). *The Crisis of the Indian Legal System*. Vikas, New Delhi.  
 Upendra Baxi (1988). *Law and Poverty Critical Essays*. (Ed.). Tripathi, Bombay.  
 Duncan Derret (2003). *The State, Religion and Law in India*. Oxford University Press. N. Delhi.  
 H.M. Seervai (2013). *Constitutional Law of India*. Universal: New Delhi.  
 D.D. Basu (2011). *Shorter Constitution of India*. Lexis Nexis- Butterworths. Bombay.  
 M. P. Jain (2014). *Indian Constitutional Law*. Lexis Nexis- Butterworths. Bombay.

#### PDL 708: Fundamental Principles of Criminal Law

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**Total Hours: 60**

**Learning outcomes:** On the completion of the course, the learner shall be able to s:

- Discuss the fundamental concepts of criminal law;
- Know the kinds of offences and;
- Analyze the legal provisions thereon.

#### Unit- I

**15 Hours**

Nature and Definition of crime  
 Stages of crime - Intention, Preparation, Attempt and Commission of Crime  
 Elements of Crime - *Actus Reus* and *Mens rea*

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Application of the Indian Penal Code - Territorial and Extra Territorial application  
General Explanations & Punishments

**II** **15 Hours**

General Exceptions  
Abetment  
Criminal Conspiracy  
Offences against the State  
Offences against public peace and Tranquility  
Crimes against administration of Justice: Resisting Arrest, Obstruction of Justice, Bribery

**III** **15 Hours**

Offences affecting human body (offences affecting human life) Concept  
Offences against Women  
Crimes Against Nature

**IV** **15 Hours**

Offences Against Environment  
Offences Against Public  
Offences Against Property  
Offences by or Relating to Public Servants  
False Evidence and Offences Against Public Justice  
Offences relating to Marriage  
Defamation

**Transaction Mode:** Followings are some of the modes of classroom transaction:

- Lecture, Brain storming sessions and exercises, Case study,
- Case analysis, Lecture cum demonstration, Debate etc.

**Suggested readings**

Agarwal, A, et al, (ed.) (1984). *State of India's Environment*. OUP, Delhi.  
Arnold, D. & Guha, R. C. (ed.), (1995). *Nature, Culture, Imperialism: Essays on the Environmental History of South Asia*, Oxford University Press, Delhi.  
Balee, W. (1998). *Advances in Historical Ecology*. Columbia University Press, New York.  
Baumol, W. E. & Oates, W. J. (1988). *Theory of Environmental Policies*. Cambridge University Press, Cambridge, UK.