

**THE LAW SCHOOL, UNIVERSITY OF JAMMU**

**Scheme and Syllabus of PG Diploma in Human Rights and Duties Education  
(w.e.f Academic Session 2021-22)**

**Syllabus Scheme to regulate Academic and examination matters related and incidental thereto of The Law School, University Of Jammu, Jammu.**

**Course duration – one year**

**This Course is divided into two semesters, carrying 3 subjects in first semester and 3 subjects in second semester and one subject is project/assignment/research proposal of 100 marks .**

**Examination**

1. Paper shall be of 100 marks. The examiner shall set eight questions selecting two from each unit. The candidate shall attempt any four questions, selecting at least one from each unit. All questions shall carry equal marks.

**COURSE MATRIX**

**SCHEME OF EXAMINATION OF P.G. DIPLOMA IN HUMAN RIGHTS AND DUTIES EDUCATION**

**SEMESTER -I**

<b>Name of Paper</b>	<b>Course No.</b>	<b>Written</b>	<b>Objective/Outcome</b>
International Law and Human Rights Philosophy	PGDHRDE01	100	The student learns the basic fundamentals of Public International Law , its applicability in India and also learns the inter-relation of International Law and Human Rights .
Human Rights Standards	PGDHRDE02	100	This paper purports to deal with the general aspects of implementation of Human Rights and duties, international norms, standards and mechanisms. This is in five units. It includes the problems in accessing justice through courts / tribunals, statutory commissions and human rights.

Human Rights and Humanitarian Law	PGDHRDE03	100	The student learns to distinguish between the legal regimes governing International and Non-International Armed Conflicts and to examine the laws regulating the conduct of hostilities during international as well as non-international armed conflicts and to analyse and explain the framework for the protection of the civilian/POW/Woman and children against the effects of hostilities, and the means and methods of warfare. It also seeks to review the difficulties and challenges in application of the laws and protection of victims during armed conflict. Course also covers Refugee Law to examine the international law dimensions of protecting refugees and other categories of forced migrants like internally displaced persons and stateless persons and seeks to study a comprehensive overview of the concepts and emerging dynamics of International Refugee Law up to its codification in the 1951 Refugee Convention and 1967 Protocol.
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### SEMESTER –II

Name of Paper	Course No.	Written	Objective/Outcome
Human Rights and the Indian Constitution	PGDHRDE04	100	<b>The student is able to understand</b> the normative and institutional aspects of human rights and duties against the backdrop of the politics and society in India. He also learns , special laws for the protection of vulnerable sections of the people, implementation and enforcement mechanisms, problems of enforcement , fundamental rights and directive principles.
Human Rights and	PGDHRDE05	100	The student is able to inter-relate Criminal Justice Administration with human Rights .

the Criminal Justice Administration			
Human Rights and Duties: Protection and Implementation	PGDHRDE06	100	To study the basic fundamentals of Human Rights and Duties for the revival of human values and to focus on all the corners of development.
Evaluation of Written assignment/Project/Research Paper and Viva-voce	PGDHRDE07	50 + 50	The student shall be familiarise with the research techniques as well as extension activities for the service of humanity.

## **SYLLABUS**

1<sup>st</sup> Semester examination to be held in the Year December 2021, 2022 and 2023

**CLASS: PGDHRDE 1<sup>ST</sup> SEMESTER**

**Max Marks: 100**

**COURSE TITLE: INTERNATIONAL LAW AND  
HUMAN RIGHTS PHILOSOPHY**

**Written Examination: 100**

**COURSE NO: PGDHRDE 01**

**DURATION OF EXAM: 3 HRS**

**UNIT - I**

- (a) Definition , nature and sources of International Law
- (b) Co-relation between International Law and Municipal Law
- (c) United Nations Charter – Provisions relating to human rights

**UNIT - II**

- (a) Human Rights , Definition , Scope and Development
- (b) United Nations Commission on Human Rights
- (c) United Nations Council on Human Rights
- (d) Classification of Human Rights
- (d) Generations of Human Rights

**UNIT – III**

- (a) Universal Declaration on Human Rights , 1948
- (b) International Covenant on Civil and Political Rights, 1966
- (c) Optional Protocols ( ICCPR)
- (d) International Covenant on Economic , Social and Cultural Rights , 1966

1<sup>st</sup> Semester examination to be held in the Year December 2021, 2022 and 2023

**CLASS: PGDHRDE 1<sup>ST</sup> SEMESTER**

**Max Marks: 100**

**COURSE TITLE: INTERNATIONAL LAW AND  
HUMAN RIGHTS PHILOSOPHY**

**Written Examination: 100**

**COURSE NO: PGDHRDE 01**

**DURATION OF EXAM: 3 HRS**

#### **UNIT – IV**

- (a) Right to Development and Human Dignity
- (b) Poverty and Human Rights
- (c) Human Rights Enforcement Bodies
- (d) Specialised Agencies of United Nations

**Note for paper setting:** Paper shall be of 100 marks. The examiner shall set eight questions selecting two from each unit. The candidate shall attempt any four questions, selecting at least one from each unit. All questions shall carry equal marks.

#### **Suggested Readings:**

1. Oppenheim; International Law
2. J.G. Starke; Introduction to International Law
3. Lauterpacht; International Law & Human Rights
4. I. Menon; Human Rights in International Law
5. S.C. Khare; Human Rights and United Nations
6. Sehgal B.P. Singh; Human Rights in India- Problems and Perspectives, 1995
7. Anand AS, "Human Rights at the threshold of the new Millennium" Journal of Indian Law Institute; Vol 40, nos 1-4, 1998, pp 1-5
8. Besier, Gerhard; "Peace: Understanding and Human Rights, A Conceptual Introduction", Current Research on Peace and Violence, vol 40. Nos 1-4, 1998, pp 1-5
9. Bhagwati PN, Dimensions of Human Rights (Madurai Society for Community Organisation Trust 1987)

1<sup>st</sup> Semester examination to be held in the Year December 2021, 2022 and 2023

**CLASS: PGDHRDE 1<sup>ST</sup> SEMESTER**

**Max Marks: 100**

**COURSE TITLE: HUMAN RIGHTS STANDARDS**

**Written Examination: 100**

**COURSE NO: PGDHRDE 02**

**DURATION OF EXAM: 3 HRS**

### **UNIT - I**

Human Rights Implementation Under U.N. System

The UN Commission on Human Rights - The International Court of Justice- The Human Rights Committee-European Commission on Human Rights-Inter-American Commission on Human Rights-African Commission on Human Rights - Domestic application of international human rights norms.

### **UNIT – II**

Implementation Machinery in India

The Indian legal systems-Ordinary process of law under Civil and Criminal Procedure Codes and The Indian Evidence Act

a Constitutional provisions under Article 32 and Article 226

b Adequacy of the Constitutional and legislative protection for human rights Alternative remedies c Reforms Needed-Law reform-Human Rights courts

### **UNIT-III**

Problems in Accessing Justice Through Courts/Tribunals

- a Prerequisites - locus standi, cause of action, fees
- b Delays in litigation
- c Cost involved in court proceedings
- d Complexity and technicality
- e Difficulties in execution of decrees and judgments

1<sup>st</sup> Semester examination to be held in the Year December 2021, 2022 and 2023

**CLASS: PGDHRDE 1<sup>ST</sup> SEMESTER**

**Max Marks: 100**

**COURSE TITLE: HUMAN RIGHTS STANDARDS**

**Written Examination: 100**

**COURSE NO: PGDHRDE 02**

**DURATION OF EXAM: 3 HRS**

#### **UNIT-IV**

Statutory Commissions and Human Rights Protection of Human Rights Act, 1993- National Human Rights Commission-National Commissions for Women, Scheduled Castes and Tribes, Backward classes and Minorities

**Note for paper setting:** Paper shall be of 100 marks. The examiner shall set eight questions selecting two from each unit. The candidate shall attempt any four questions, selecting at least one from each unit. All questions shall carry equal marks.

#### **Suggested Readings:**

1. Oppenheim : International Law.
2. J.G. Starke : Introduction to International law.
3. Ian Brownlie & Guy S. Goodwin : Basic Document in International Human Rights.
4. Dr. U. Chandra ; Human Rights.
5. U.N. Gupta ; The Human Rights, Conventions and Indian Law.

1<sup>st</sup> Semester examination to be held in the Year December 2021, 2022 and 2023

**CLASS: PGDHRDE 1<sup>ST</sup> SEMESTER**

**Max Marks: 100**

**COURSE TITLE: INTERNATIONAL HUMANITARIAN**

**Written Examination: 100**

**LAW AND REFUGEE LAW**

**COURSE NO: PGDHRDE 03**

**DURATION OF EXAM: 3 HRS**

**UNIT- I**

1. Definition, concept and application of International Humanitarian Law.
2. International Humanitarian Law and Human Rights Law.
3. Geneva Conventions, 1949 and Additional Protocols.

**UNIT-II**

1. Limitations on the means and methods of warfare
2. International Criminal Court; International ad hoc Criminal Tribunals

**UNIT-III**

1. Historical; Development of law for the protection of refugees; Definition of refugee, regional efforts (OAU, Cartagena, Manila Principles),
2. Legal framework: Convention Relating to the Status of Refugees, 1951 and Protocol of 1967
3. Standards of treatment: Women and Children Refugees

**UNIT- IV**

1. United Nations High Commissioner for Refugees (UNHCR): appointment, powers and functions with respect to the protection of refugees/IDPs
2. Legal protection of Internally Displaced Persons and Stateless persons
3. Durable solutions to refugee problems.



1<sup>st</sup> Semester examination to be held in the Year December 2021, 2022 and 2023

**CLASS: PGDHRDE 1<sup>ST</sup> SEMESTER**

**Max Marks: 100**

**COURSE TITLE: INTERNATIONAL HUMANITARIAN**

**Written Examination: 100**

**LAW AND REFUGEE LAW**

**COURSE NO: PGDHRDE 03**

**DURATION OF EXAM: 3 HRS**

**Note for paper setting:** Paper shall be of 100 marks. The examiner shall set eight questions selecting two from each unit. The candidate shall attempt any four questions, selecting at least one from each unit. All questions shall carry equal marks.

**Suggested Readings:**

1. Prof. B.S. Chimini, International Refugee Law
2. V.S. Mani, Handbook of International Humanitarian Law in South Asia
3. Ian Brownlie, Basic Document in International Law
4. Goodwin-Gill, Guy S., McAdam, Jane, The Refugee in International Law, Third Revised Edition, Oxford University Press, 2007
5. Handbook Of Legal Instruments On International Human Rights And Refugee Laws International Humanitarian Law : A Comprehensive Introduction- Melzer, N. (2016) International Humanitarian Law : A comprehensive Introduction. International Committee of the Red Cross: Geneva.
6. The Law of Armed Conflict: International Humanitarian Law in War- Gary D. Solis
7. Refugee Law in India: The Road from Ambiguity to Protection- Shuvro Prosun Sarker
8. Chakraborty Manik, Human Rights and Refugees, Problems, Law and Practice (New Delhi, Deep and Deep Publications, 1998)
9. 'Refugees in India: Legal Framework, Law Enforcement and Security' in Indian Society of International Law Yearbook on International Humanitarian and Refugee Law. - Ananthachari, T (2001):
10. 'Refugees in the International and National Framework' in Indian Society of International Law Yearbook on International Humanitarian and Refugee Law.
11. 'Refugees in the International and National Framework' in Indian Society of International Law Yearbook on International Humanitarian and Refugee Law. – Sanjay Parikh
12. International Humanitarian Law : An Anthology – Jahid Hossain Bhuiyan
13. M. Rafiqul Islam, Md. Jahid Hossain Bhuiyan, An Introduction to International Refugee Law, Martinus Nijhoff Publishers, April 2013, ISBN: 9004226168, 9789004226166

## **SEMSTER II**

2<sup>ND</sup> Semester examination to be held in the Year May 2022, 2023 and 2024

**CLASS: PGDHRDE 2<sup>ND</sup> SEMESTER**

**Max Marks: 100**

**COURSE TITLE: HUMAN RIGHTS AND THE INDIAN**

**Written Examination: 100**

**CONSTITUTION**

**COURSE NO: PGDHRDE 04**

**DURATION OF EXAM: 3 HRS**

### **UNIT- I**

#### **Human Rights and the Indian Constitution**

- a. . Philosophy and importance of Fundamental Rights
- b. Rights available against state , including definition of state

### **UNIT-II**

#### **Human Rights Enshrined in the Indian Constitution**

- a The preamble
- b The Fundamental rights
- c The Directive Principles of State Policy
- d The Fundamental Duties

### **UNIT-III**

#### **Indian Laws Relating to Human Rights**

- a. Protection against Ex-post facto laws and double jeopardy
- b. Right to life and Personal Liberty
- c. Protection of Human Rights Act, 1993

2<sup>ND</sup> Semester examination to be held in the Year May 2022, 2023 and 2024

**CLASS: PGDHRDE 2<sup>ND</sup> SEMESTER**

**Max Marks: 100**

**COURSE TITLE: HUMAN RIGHTS AND THE INDIAN**

**Written Examination: 100**

**CONSTITUTION**

**COURSE NO: PGDHRDE 04**

**DURATION OF EXAM: 3 HRS**

**UNIT-IV**

**Judiciary and Human Rights in India**

a Public Interest Litigation (PIL)

b Judicial Activism and Landmark Judgment

**Note for paper setting:** Paper shall be of 100 marks. The examiner shall set eight questions selecting two from each unit. The candidate shall attempt any four questions, selecting at least one from each unit. All questions shall carry equal marks.

**Suggested Readings:**

1. Austin Granville – The Indian Constitution : Cornerstone of Nation.
2. Seervai H.M. – Constitution of India.
3. Jain M.P. – Indian Constitutional Law.
4. Shakula V N – Constitution of India (ed. By M.P. Singh)
5. Basu D.D. – Shorter Constitution of India.

2<sup>ND</sup> Semester examination to be held in the Year May 2022, 2023 and 2024

**CLASS: PGDHRDE 2<sup>ND</sup> SEMESTER**

**Max Marks: 100**

**COURSE TITLE: HUMAN RIGHTS AND THE**

**Written Examination: 100**

**CRIMINAL JUSTICE ADMINISTRATION**

**COURSE NO: PGDHRDE 05**

**DURATION OF EXAM: 3 HRS**

**UNIT-I**

- a. Theories of Crimes
- b. Organised Crimes
- c. Protection of Rights of Victims of Crimes

**UNIT-II**

- a. Rights of Prisoners
- b. Custodial Tortures
- c. Right to Fair Trial

**UNIT-III**

- a. Right to Bail
- b. Anticipatory Bail
- c. Plea Bargaining
- d. Investigation under Criminal Procedure Code

**UNIT-IV**

Crimes against Women

- a. Sexual Harassment at Work place
- b. Rape
- c. Female Foeticide
- d. Stalking
- e. Acid Attacks
- f. Eve Teasing

2<sup>ND</sup> Semester examination to be held in the Year May 2022, 2023 and 2024

**CLASS: PGDHRDE 2<sup>ND</sup> SEMESTER**

**Max Marks: 100**

**COURSE TITLE: HUMAN RIGHTS AND THE**

**Written Examination: 100**

**CRIMINAL JUSTICE ADMINISTRATION**

**COURSE NO: PGDHRDE 05**

**DURATION OF EXAM: 3 HRS**

**Note for paper setting:** Paper shall be of 100 marks. The examiner shall set eight questions selecting two from each unit. The candidate shall attempt any four questions, selecting at least one from each unit. All questions shall carry equal marks.

**Suggested Readings:**

1. Batra,Manjula ; Protection of Human rights in Criminal Justice Administration
2. Subramaniam; Human rights training
3. S.S Srivastava , “ Criminology Criminal Administration “ third Edition , Central Law Agency.

2<sup>ND</sup> Semester examination to be held in the Year May 2022, 2023 and 2024

**CLASS: PGDHRDE 2<sup>ND</sup> SEMESTER**

**Max Marks: 100**

**COURSE TITLE: HUMAN RIGHTS AND DUTIES:**

**Written Examination: 100**

**PROTECTION AND IMPLEMENTATION**

**COURSE NO: PGDHRDE 06**

**DURATION OF EXAM: 3 HRS**

**UNIT - I**

1. Meaning, Concept and Nature of Human Rights.
2. United Nations Organization and its Organs.
3. Purposes and Principles of United Nations

**UNIT- II**

1. Making of the Constitutional law of India.
2. Importance of Fundamental Rights and Fundamental Duties
3. Right to Life and Personal Liberty.
4. Directive Principles of State Policy.

**UNIT - III**

1. Indian Constitution and Environmental Protection
2. Judicial Response towards Environmental Protection
3. Salient Features of Environmental Protection Act 1986.
4. Public Nuisance and Environment

2<sup>ND</sup> Semester examination to be held in the Year May 2022, 2023 and 2024

**CLASS: PGDHRDE 2<sup>ND</sup> SEMESTER**

**Max Marks: 100**

**COURSE TITLE: HUMAN RIGHTS AND DUTIES:**

**Written Examination: 100**

**PROTECTION AND IMPLEMENTATION**

**COURSE NO: PGDHRDE 06**

**DURATION OF EXAM: 3 HRS**

**UNIT – IV**

1. Problems of victims and victim compensation laws in India
2. Police system in India and necessary reforms
3. Liability of Police for custodial Violence

**Note for paper setting:** Paper shall be of 100 marks out of which 25 marks shall be for written assignment based on some extension activity/field study with presentation and 75 for Theory Paper in which the examiner shall set eight questions selecting two from each unit. The candidate shall attempt any four questions, selecting at least one from each unit. All questions shall carry equal marks.

**Suggested Readings:**

**Lauterpacht : International Law and Human Rights**

**Seervai H.M. : Constitution of India.**

**Jain M.P. : Indian Constitutional Law**

**U.Baxi : The Right to be Human**

**A.B. Kailash : Human Rights in International Law**

**B.P. Singh Sehgal : Human Rights in India**

**S.S. Srivastava , “ Criminology Criminal Administration “ third Edition , Central Law Agency.**

**P. Leelakrishan, Environmental Law in India, Butterworths Kladhira (2008)**

**P.S. Jaswal, Environmental Law (Pioneer Publications)**

**Bowett : Law of International Institutions.**



**2<sup>ND</sup> Semester examination to be held in the Year May 2022, 2023 and 2024**

**CLASS: PGDHRDE 2<sup>ND</sup> SEMESTER**

**Max Marks: 100**

**COURSE TITLE: EVALUATION OF WRITTEN**

**Written Examination: 50**

**ASSIGNMENT/ PROJECT/**

**External Viva-voce: 50**

**RESEARCH PAPER AND VIVA-VOCE**

**COURSE NO:**

**Evaluation of Written Assignment /Project/Research Paper and Viva - voce**

The schedule of the project/ assignment / Research paper etc. will be finalized by the Head of the Department in consultation with the teacher concerned and shall be notified to the students accordingly. .This paper shall be of 100 marks , 50 for written and 50 for viva -voce .