

## TABLE OF CONTENTS

	<b>Page</b>
<b>Background</b> .....	5
<b>Curriculum Development Committee</b> .....	7
1. Constitution .....	7
2. Terms of Reference .....	9
3. Meetings .....	9
4. Discussion with Others .....	10
5. Documents Examined .....	11
6. The Committee at Work .....	12
7. Acknowledgement .....	15
<b>Recommendations</b>	
1. Foundation Course in Human Rights and Duties .....	19
2. Certificate Course in Human Rights and Duties .....	32
3. Under-Graduate Degree Course in Human Rights and Duties .....	54
4. Post-Graduate Diploma Course in Human Rights and Duties .....	72
5. Post-Graduate Degree (MA/LLM) Course in Human Rights and Duties .....	111
<b>Annexure I : List of Twenty Two Subjects</b> .....	165
<b>Annexure II : Allocation of Work</b> .....	169
<b>Annexure III : Sub-Topics of Twenty Two Subjects</b> .....	173
<b>Annexure IV : General Bibliography</b> .....	233

# Part - I

## THE BACKGROUND

1. Most ancient cultures, like the Indian, have been founded on the concept of fusion of rights and duties, maintaining a priority of duty over right. The transformation of the ancient Indian culture into a composite culture over the millennia, assimilating into itself the best of the various religions, has only strengthened the perception of the interrelationship of rights and duties. Hence the adage:

^deZ. ;skf/kkjLsekQs"lkdkp\*\*

"Your right is in performance of your prescribed duty (duty is that which ought to be done), without expectation of any return".

There are similar adages in other scriptures as well which highlight the role of duty in human life: "My duty towards God, and my duty towards my Neighbour", and "To do towards all men, as I would like them to do to myself". These and other similar teachings drawn from various religions are traditionally exhorted to the child by its mother, from generation to generation. Mahatma Gandhi said that he learnt from his illiterate but wise mother that "all rights to be deserved and preserved come from duty well done". From this fundamental statement, it is easy enough to define duties and correlate every right to some corresponding duty which must be first performed. This cultural ethos is the foundation of the Indian society. It is, therefore, wrong to assume that human rights philosophy is essentially a western concept.

2. After the Second World War international community began with recognition of primacy of rights. It is now increasingly drifting towards the Indian ethos of giving equal emphasis to both rights and duties and their inter-relationships. Therefore, education must pay due attention to teaching human rights and duties and not merely human rights.
3. Human Rights and Duties (HRD) Education is important for the revival of the human values ingrained in the composite Indian culture and bring back the lost glory of the country. Dissemination of knowledge of human rights and duties must aim at bringing about attitudinal change in human behaviour. Civilization is built up, history made and progress achieved through purposeful education. It is time that education in India is oriented to assertion and enjoyment of rights, and develops a balanced approach to build rights-and-duties conscious society.

4. The core mandate of the University Grants Commission (UGC) is to take "all such steps as it may think fit for the promotion and coordination of university education and for the determination and maintenance of standards of teaching, examination and research in universities." The first initiative of the UGC towards human rights education was the appointment of a Committee under the chairmanship of Justice S.M.Sikri for developing curriculum for teaching human rights. The Committee made valuable recommendations regarding teaching of Human Rights at school, under-graduate and post-graduate levels. Unfortunately, no effective follow-up action was taken to implement its recommendations.
5. When under the IXth Plan some financial provisions for the human rights education was made, the UGC constituted a Standing Committee in 1997 under the Chairmanship of Prof. Y.C.Simhadri with an inter-disciplinary group to develop a scheme for the Human Rights Education and to prepare an Approach Paper that could provide a conceptual framework for the benefit of Indian Universities and Colleges. The Committee prepared the Approach Paper in 1998 dealing with several options including the need for basic courses for students of all disciplines. The Approach Paper suggests teaching of human rights at under-graduate and post-graduate levels. It also suggests introduction of Diploma and Certificate courses aimed at various target groups, and emphasizes the need for research, extension education and field action projects.

## CURRICULUM DEVELOPMENT COMMITTEE

### Constitution

6. The National Human Rights Commission by letter No.1/10/99-PRP & P dated 18/10/1999 suggested to the UGC to set up a Curriculum Development Committee for Human Rights Education in various universities. In the light of this suggestion and the views expressed in the UGC IXth Plan Approach to Promotion of Human Rights Education (HRE) in Universities and Colleges, the UGC, vide its letter No.1-2/94(SU-II/HRE) dated 2/12/1999, constituted the Curriculum Development Committee consisting of the following members to develop model curricula for Human Rights and Duties Education:

- |       |  |                 |
|-------|--|-----------------|
| (i)   | Hon'ble Justice V.S. Malimath<br>Former Member, National Human Rights Commission<br>Shantiniketan, 6 Palace Loop Road<br>Vasantanagar West<br>Bangalore-560 052. | <b>Chairman</b> |
| (ii)  | Prof. K.S. Sangwan<br>Professor & Head<br>Dept. of Sociology<br>M.D. University<br>Rohtak, Haryana.  | <b>Member</b>   |
| (iii) | Prof. (Ms.) Nandita Haksar<br>Flat A Nita Delux<br>Govana Ward, Illhas Choraq<br>Tiswadi, Goa-403 103.   | "               |
| (iv)  | Mr. Mihir Desai<br>Advocate<br>Engineer House, 86, Apollo Street Fort<br>Mumbai-400 023.   | "               |

- |        |  |               |
|--------|--|---------------|
| (v)    | Prof. Dr. Ramma P.Dhokalia<br>Retd. Professor of Law, Benares Hindu University<br>Former Secretary General,<br>Indian Academy of International Law,<br>C-31-D, Gangotri Enclave,<br>Alalknanda,<br>New Delhi - 110 019 | <b>Member</b> |
| (vi)   | Prof. D.P.Barooah<br>Ex-Vice Chancellor<br>Gauhati University<br>Kharghuli<br>Guwahati-781004.   | "             |
| (vii)  | Prof.C.M.Jariwala<br>Retd. Professor of Law & Registrar Benares Hindu University<br>G-12, Arvindo Colony<br>Banaras Hindu University<br>Varanasi-221005.   | "             |
| (viii) | Prof.Mool Chand Sharma<br>Dept. of Law, Delhi University<br>Delhi - 110 007.   | "             |
| (ix)   | Prof. V.S.Mani<br>Director<br>Centre for Promotion of<br>Human Rights Teaching and Research (HURITER)<br>Jawaharlal Nehru University<br>New Delhi - 110067.  | "             |
| (x)    | Mr. Ravi Nair<br>Executive Director<br>South Asian Human Rights & Documentation Centre<br>B-6/6, Safdarjung Enclave Extension<br>New Delhi.  | "             |

(xi) Prof. S.P. Sathe  
 Indian Law Society  
 Saraswati Building  
 ILS Law College Campus  
 Law College Road  
 Pune.

**Member**

(xii) Dr. (Mrs.) Renu Batra  
 Deputy Secretary, UGC  
 New Delhi.

**Secretary to the Committee**

### **Terms of Reference**

7. As per the terms of reference, the Committee was requested to prepare curricula for PG Degree Courses, PG Diploma Courses, a short duration Certificate Course and a Foundation Course. The terms of reference of the Committee was further extended to prepare a curriculum for the Under-Graduate Courses as well.

### **Meetings**

8. The Committee and its sub-Committees held discussions at the following meetings at the UGC office.

<b><i>Sequence of Meetings</i></b>	<b><i>Date of Meetings</i></b>
1st Meeting	03/07/2000
2nd Meeting	08/08/2000
3rd Meeting	15/09/2000
4th Meeting	19-20/10/2000
5th Meeting	16-17/11/2000
6th Meeting	11-12/01/2001
7th Meeting	03/02/2001
8th Meeting	08-10/02/2001
9th Meeting	12/04/2001
10th Meeting	13-14/12/2001

## Discussion with Others

9. In order to have a wider perception of issues the Committee decided to interact with some of the eminent persons well versed in the field. The Committee/Chairman interacted with the following:

- (i) Dr. Karan Singh  
Ex-Education Minister  
No. 3, Nyay Marg  
Chanakyapuri  
New Delhi-110 021.
- (ii) Justice Mohammad Shamim  
Chairman, National Commission for Minorities  
5th Floor, Lok Nayak Bhawan  
Khan Market  
New Delhi - 110 003.
- (iii) Prof. Yashpal  
Former Chairman, UGC  
New Delhi-110 002.
- (iv) Mr.V.M.Tarkunde  
Senior Advocate  
M-16, Sector-11  
Noida.
- (v) Mrs.Vibha Parathasarathy  
Chairperson  
National Commission for Women  
New Delhi.
- (vi) Dr.L.M.Singhvi, M.P.  
Former High Commissioner to UK  
18, Willingdon Crescent  
New Delhi-110 001.

Following experts made useful presentations before the Committee and submitted some documents for consideration of the Committee:

- (i) Ms.Maja Daruwala  
Director  
Commonwealth Human Rights Initiative (CHRI)  
New Delhi-110 016.
  
- (ii) Mr.Jeans Modvig  
Secretary General  
International Rehabilitation Council for Torture Victims  
Copenhagen, Denmark.

## Documents Examined

10. The Committee examined the following documents:

- Justice Sikri Committee Report, 1983
- Report on UGC Workshop on Human Rights Education for College and University students held at National Law School University, Bangalore, 1994
- The UGC IXth Plan Approach to Promotion of Human Rights Education (HRE) in Universities and Colleges, 1998
- Justice Verma Committee Report on "Operationalization of the suggestions to fundamental duties to the citizen of the country", 1998
- Report of the Core Group which visited United Kingdom, 1999
- Syllabi on Human Rights Education of the following Universities/ Institutions:
  - ◆ University of Mumbai, Mumbai
  - ◆ University of Mysore, Mysore
  - ◆ Cochin University of Science & Technology, Kochi
  - ◆ Jamia Millia Islamia, Delhi

- ◆ Pondicherry University, Pondicherry
- ◆ National Law School University, Bangalore
- ◆ Banaras Hindu University, Varanasi
- ◆ S.V. University, Tirupati
- ◆ Nagpur University, Nagpur
- ◆ Babasaheb Bhim Rao Ambedkar University, Lucknow
- ◆ Andhra University, Waltair
- ◆ Rural Litigation & Entitlement Kendra, Dehradun
- ◆ Aligarh Muslim University, Aligarh
- ◆ Centre for Distance Education, University of Hyderabad, Hyderabad
- ◆ Indian Law Institute, New Delhi
- ◆ National Academy of Law and Research (NALSAR) University, Hyderabad
- ◆ Jawaharlal Nehru University, New Delhi
- ◆ Indian Academy of International Law & Diplomacy of the Indian Society of International Law, New Delhi

### **The Committee at Work**

11. At the outset, the Committee tried to identify a broad category of major areas that would cover HRD Education. A list of 22 subjects was eventually evolved (**Annexure-I**). Thereafter, these subjects were distributed among the members of the Committee as per **Annexure-II** with a request to identify the sub-topics that fall under each subject with appropriate bibliography. Accordingly, the members prepared the lists of sub-topics (**Annexure-III**). It is from these lists that the Committee decided to select appropriate subjects/sub-topics for framing the following courses:

- (i) Foundation Course
- (ii) Certificate Course

- (iii) Under-Graduate Degree Course
  - (iv) Post-Graduate Diploma Course
  - (v) Post-Graduate Degree Course
12. Following two sub-committees were constituted for drafting curricula for different courses as indicated below:
- (i) For P.G. Degree, P.G. Diploma and U.G. Degree:  
Prof. V.S. Mani, Prof. C.M. Jeriwala and Prof. K.S. Sangwan
  - (ii) For Foundation Course and Certificate Course:  
Prof. R.P. Dhokalia, Prof. Mool Chand Sharma and Mr. Ravi Nair
13. The draft syllabi prepared by these sub-committees were discussed and finalized by the full Committee. It was further decided that if any of the members had any further suggestions, the same be placed before the Chairman who was authorized to take a decision on them. A sub-committee comprising the Chairman Justice V.S. Malimath, Prof. C.M. Jeriwala and Prof. V.S. Mani was constituted to draft the final Report and the Chairman was authorized to finalize and present the same to the UGC.
14. On receiving suggestions from all the members, an effort was made to prepare a comprehensive bibliography in respect of each of the 22 major subjects identified by the Committee (**Annexure-IV**). For the sake of convenience, separate selected bibliographies have been annexed to various subjects for each of the courses. In the very nature of things, the bibliographies cannot be regarded as exhaustive. Efforts may have to be made by all concerned to review and update them from time to time.
15. The Universities and Colleges in India are yet to follow a uniform annual/semester system of academic activity. The Committee has prepared the syllabi keeping in view the annual system prevalent in most of the universities. However, individual Universities/Faculties are free to introduce such courses in HRD education in semester system as well. Further, they may decide on the number of papers to be opted for, duration of the course, marks/credits to be awarded, and also the number of hours or classes to be devoted to the topics (units) indicated in each paper.
16. In the end the Committee hopes that in view of the growing importance of the subject, the University Grants Commission would ensure that the Courses on Human Rights and Duties find a place in the University/College education in India - lest the work of this Committee should go in vain, like that of its distinguished predecessors.

## Acknowledgement

Teaching of 'Duties' in respect of Human Rights is yet to find its due place in the curricula of the Universities and Colleges in India. Dr. Hari Gautam, Chairman, University Grants Commission, showed his deep concern in this respect and mandated the Committee to ensure that 'Duties' is also given the importance it deserves in the curricula to be prepared by the Committee. His views constituted an important input in the work of the Committee. The Committee would like to place on record the excellent co-operation and keen interest shown by Dr. Hari Gautam in the work of the Committee.

The Committee is also happy to place on record the willing co-operation and the considerable assistance extended to it by its Secretary, Dr. (Mrs.) Renu Batra, Deputy Secretary, UGC. The Committee would like to thank Mr. Joginder, Section Officer and Mrs. Anuja Saxena, Personal Secretary & Hospitality Staff, UGC, for their dedicated service and hospitality. The Committee notes with appreciation the research assistance rendered by Dr. Rajkumar Deepak Singh and Dr. R.S.Saini of the Human Rights Teaching and Research Programme, JNU, and the secretarial assistance received from Mr. H.K.Taneja, JNU.

On behalf of the Committee, I have great pleasure in presenting this Report to Dr. Hari Gautam, Chairman, University Grants Commission, New Delhi.

New Delhi,

Dated: 31-12-2001

sd/-

(Justice V.S.Malimath)

Chairman

# Part - II

Now, therefore, the Committee recommends the following syllabi:

## **FOUNDATION COURSE ON HUMAN RIGHTS AND DUTIES AT UNDER-GRADUATE LEVEL**

### **Objective:**

Foundation Course, as its title suggests, aims to impart to the undergraduate students a general idea of the principal aspects of human rights and duties in a broad sweep. The aspects addressed by 6 units of instructions include the values of human rights and duties, philosophical and historical foundations, basic international human rights norms, the normative and institutional mechanism of human rights and duties in India, and Indian societal problems. The Committee also realized the importance of highlighting the need for internalizing Human Rights and Duties values. And, therefore, it felt that it was necessary not only to sensitize the students of Human Rights and Duties but also to ensure that both teachers and the taught practice and cherish the values of Rights and Duties and make all endeavours to live up to those ideals.

The duration of the course and the number of classes allocated to cover the course will determine how intensively/extensively the teacher can impart instructions on these aspects of human rights and duties.

### **Course Content**

#### **1. CONCEPTUAL BACKGROUND OF HUMAN RIGHTS AND DUTIES**

- (i) Rights : inherent, inalienable, universal, indivisible
- (ii) Values : Dignity, liberty, equality, justice, unity in diversity
- (iii) Need for balance between Rights and Duties, Freedom and Responsibility

#### **2. PHILOSOPHICAL AND HISTORICAL PERSPECTIVES**

- (i) Theories of human rights
- (ii) History of human rights civilization
- (iii) Human rights movements

### **3. INTERNATIONAL HUMAN RIGHTS STANDARDS**

- (i) Universal Declaration of Human Rights 1948
- (ii) International Covenant on Civil and Political Rights 1966
- (iii) International Covenant on Economic, Social and Cultural Rights 1966

### **4. HUMAN RIGHTS AND DUTIES IN INDIA**

- (i) Evolution: Independence movement, making of the Constitution
- (ii) Indian Constitution:
  - (a) Fundamental Rights
  - (b) Directive Principles
  - (c) Fundamental duties
  - (d) Their Interrelationship
- (iii) Enforcement and protection mechanism of human rights in India
  - (a) Judiciary
  - (b) National Human Rights Commission and other Commissions and Committees
  - (c) Non-governmental organizations
  - (d) Information Media
  - (e) Education

### **5. SOCIETAL PROBLEMS**

Core Problems:

- (a) Poverty, underdevelopment and illiteracy
- (b) Women, children and the disadvantaged groups

### **6. IMPORTANCE OF INTERNALIZING HUMAN RIGHTS AND DUTIES**

Importance of internalizing Human Rights Values - Urgent need for not only sensitizing others of human rights and duties, but of practising oneself those values: self-inculcation, endeavour to live up to those ideals - Duty to respect others' rights, respect each other's human dignity.

## Select Bibliography

### Primary Sources

ILO, *Comparative Analysis of the International Covenants on Human Rights and International Labour Conventions and Recommendations*, Official Bulletin (Geneva), vol.52, no.2, 1969, pp.181-216.

National Council for Teacher Education, *Human Rights and National Values: Self-Learning Module, volumes I-III* (New Delhi, 1996).

UN Centre for Human Rights, *Civil and Political Rights: The Human Rights Committee* (Geneva: World Campaign for Human Rights, 1997).

UN Centre for Human Rights, *Discrimination against Women* (Geneva: World Campaign for Human Rights, 1994).

UN Centre for Human Rights, *Elimination of all Forms of Intolerance and Discrimination Based on Religion or Belief* (New York: UN Publication Division, 1989).

UN Centre for Human Rights, *Freedom of the Individual under Law: An Analysis of Article 29 of the Universal Declaration of Human Rights* (New York: UN Publication Division, 1990).

UN Centre for Human Rights, *Harmful Traditional Practices Affecting the Health of Women and Children* (Geneva: World Campaign for Human Rights, 1995).

UN Centre for Human Rights, *Human Rights Machinery* (Geneva: World Campaign for Human Rights, 1987).

UN Centre for Human Rights, *Human Rights Training: A Manual on Human Rights Training Methodology* (New York: UN, 2000).

UN Centre for Human Rights, *Minority Rights* (Geneva: World Campaign for Human Rights, 1998).

UN Centre for Human Rights, *National Human Rights Institutions: A Handbook on the Establishment and Strengthening of National Institutions for the Promotion and Protection of Human Rights* (New York: UN Publication Division, 1995).

UN Centre for Human Rights, *National Institutions for the Promotion and Protection of Human Rights* (Geneva: World Campaign for Human Rights, 1993).

UN Centre for Human Rights, *Special Issue on Implementation of International Human Rights Instruments* (New York: UN, 1990).

UN Centre for Human Rights, *Status of the Individual and Contemporary International Law: Promotion, Protection and Restoration of Human Rights at National and International Levels* (New York: UN Publication Division, 1992).

UN Centre for Human Rights, *Study on the Rights of Persons Belonging to Ethnic, Religious and Linguistic Minorities* (New York: UN Publication Division, 1991).

UN Centre for Human Rights, *The Committee on Economic, Social and Cultural Rights* (Geneva: World Campaign for Human Rights, 1996).

UN Centre for Human Rights, *The Committee on the Elimination of Racial Discrimination* (Geneva: World Campaign for Human Rights, 1994).

UN Centre for Human Rights, *The International Bill of Human Rights* (Geneva: World Campaign for Human Rights, 1996).

UN Centre for Human Rights, *The Rights of Indigenous Peoples* (Geneva: World Campaign for Human Rights, 1997).

UN Centre for Human Rights, *The Rights of the Child* (Geneva: World Campaign for Human Rights, 1996).

UN, *Action for Gender Equality and the Advancement of Women* (New York: UN Department of Public Information, 2000).

UN, *Convention on the Elimination of all Forms of Discrimination against Women* (New York: UN Department of Public Information, 1999).

UN, *Convention on the Rights of the Child* (New York: UN Department of Public Information, 1991).

UN, *Human Rights Bibliography: UN Documents and Publications 1980-1990, volumes I-V* (New York: UN Publication Division, 1993).

UN, *Human Rights: Questions and Answers* (New York: UN Publication Division, 1987).

UN, *The Universal Declaration of Human Rights 1948-1998* (New York: UN Dept. of Public Information, 1998).

UN, *United Nations Action in the Field of Human Rights* (New York: UN Publication Division, 1994).

UN, *World Conference on Human Rights: The Vienna Declaration and Programme of Action* (New York: UN, 1995).

UNESCO, *Access to Human Rights Documentation: Documentation, Bibliographies and Data Base on Human Rights* (Paris: UNESCO, 1997).

UNESCO, *Human Rights of Women* (Paris: UNESCO, 1999).

UNESCO, *Human Rights Teaching: International Congress on Education of Human Rights and Democracy* (Montreal: UNESCO, 1993).

UNESCO, *Human Rights: Major International Instruments: Status as at 31 May 1999* (Paris: UNESCO, 1999).

UNESCO, *Philosophical Formulations of Human Rights* (Paris: UNESCO, 1986).

UNESCO, *Violations of Human Rights: Possible Rights of Recourse and Forms of Resistance* (Paris: UNESCO, 1984).

UNICEF, *The Child and the Law* (New Delhi: UNICEF, 1994).

## **Secondary Sources**

Agarwal, H.O., *Implementation of Human Rights Covenants with Special Reference to India* (Allahabad: Kitab Mahal, 1983).

Alam, Aftab, ed., *Human Rights in India: Issues and Challenges* (New Delhi: Raj Publications, 1999).

Alston, Phillip, *The United Nations and Human Rights* (London: Clarendon Press, 1995).

Amnesty International, *Political Kings by Governments* (London: Amnesty International, 1983).

-----, *Torture in the 1980s* (London: Amnesty International, 1984).

Bajwa, G.S. and D.K. Bajwa, *Human Rights in India: Implementation and Violations* (New Delhi: D.K. Publishers, 1996).

Bansal, V.K., *Right to Life and Personal Liberty* (New Delhi: Deep and Deep, 1986).

Banton, Michael, *International Action against Racial Discrimination* (Oxford: Clarendon Press, 1996).

Basu, D.D., *Human Rights in Constitutional Law* (New Delhi: Prentice Hall, 1994).

Batra, Manjula, *Protection of Human Rights in Criminal Justice Administration: A Study of the Right of Accused in Indian and Soviet Legal Systems* (New Delhi: Deep and Deep, 1989).

Bava, Noorjahan, ed., *Human Rights and Criminal Justice Administration in India* (New Delhi: Uppal Publishing House, 2000).

Baxi, Upendra, *Inhuman Wrongs and Human Rights* (Delhi: Har Anand Publications, 1994).

Begum, S.M., ed., *Human Rights in India: Issues and Perspectives* (New Delhi: APH Publishing Co., 2000).

Bhagwati, P.N., *Legal Aid as Human Rights* (Dharwad: Jagrut Bharut, 1985).

Bhargava, G.S. and R.M.Pal, ed., *Human Rights of Dalits: Societal Violation* (New Delhi: Gyan Publishing House, 2000).

Bhatia, K.L. and others, *Social Justice of Dr. B.R. Ambedkar* (New Delhi: Deep and Deep, 1995).

Borgohain, Bani, *Human Rights: Social Justice and Political Change* (New Delhi: Kanishka Publishers, 1999).

Burgers, J.H., and H. Danelius, *The United Nations Convention against Torture* (Dordrecht: Martinus Nijhoff, 1988).

Cassese, J., *Human Rights in Changing World* (Philadelphia: Temple University Press, 1990).

Chandra, Shailja, *Justice V.R. Krishna Iyer on Fundamental Rights and Directive Principles* (New Delhi: Deep and Deep, 1998).

Chatrath, K.J.S., ed., *Education for Human Rights and Democracy* (Shimla: Indian Institute of Advanced Studies, 1998).

Clark, R.S., *A United Nations High Commissioner for Human Rights* (The Hague: Martinus Nijhoff, 1972).

Desai, A.R., ed., *Violations of Democratic Rights in India* (Bombay: Popular Prakashan, 1986).

Detrick, S., *The United Nations Convention on the Rights of the Child* (Dordrecht: Martinus Nijhoff, 1992).

Dhavan, Rajeev, ed., *Judges and Judicial Power: Essays in Honour of Justice V.R. Krishna Iyer* (London: Sweet & Maxwell Ltd., 1983).

Dikshit, R.C., *Police: The Human Face* (New Delhi: Gyan Publishing House, 1999).

Diwan, Paras and Peeyushi Diwan, *Children and Legal Protection* (New Delhi: Deep and Deep, 1994).

-----, *Human Rights and the Law: Universal and Indian* (New Delhi: Deep and Deep, 1998).

Dube, M.P. and Neeta Bora, ed., *Perspectives on Human Rights* (New Delhi: Anamika Publishers, 2000).

Falk, Richard, *Human Rights and the State Sovereignty* (New York: Halmes and Meiser Publishers, 1981).

Gupta, Uma, *Supreme Court and Civil Liberties* (New Delhi: Mittal Publications, 1998).

Hansaria, B.L., *Right to Life and Liberty under the Constitution: A Critical Analysis of Article 21* (Bombay: N.M. Tripathi, 1993).

Henkin, Louis, *Human Dignity: The Internationalization of Human Rights* (New York: Oceanna, 1979).

-----, *The International Bill of Rights: The Covenant and Civil and Political Rights* (New York: Columbia University Press, 1981).

-----, *The Rights of Man Today* (London: Stevens & Sons, 1978).

Human Rights Research and Education Centre, *Bibliography on Human Rights* (Ottawa, 1985).

Humphrey, John, *No Distance Millenium: The International Law of Human Rights* (Paris: UNESCO, 1989).

India, Ministry of Welfare, *India Marches Ahead towards Greater Attainment of Human Rights* (New Delhi: Govt. of India, 1988).

Iyer, V. R. Krishna, *Freedom of Information* (Lucknow: Eastern Book Co., 1987).

-----, *Human Rights and Inhuman Wrongs* (New Delhi: D.K. Publishers, 1996).

Jai, Janak Raj, *Emergency Excesses: A Daylight Robbery of Human Rights* (New Delhi: Regency Publication, 1996).

Jayapalan, N., *Human Rights* (New Delhi: Atlantic Publishers, 2000).

Jha, R.C., *Resurrecting A Human Right in India* (New Delhi: Sheriden Book Company, 1995).

Joyce, James Avery, *The New Politics of Human Rights* (London: Westview Press, 1987).

Kammingo, Menno T., *Interstate Accountability for Violations of Human Rights* (Philadelphia: Pennsylvania, 1992).

Karna, G.N., *United Nations and the Rights of Disabled Persons: A Study in Indian Perspective* (New Delhi: APH Publications Co., 1999).

Kashyap, Subhash C., *Human Rights and Parliament* (Delhi: Metropolitan, 1978).

Kaushal, Rachna, *Women and Human Rights in India* (New Delhi: Kaveri Books, 2000).

Kaushik, Vijay, *Women's Movements and Human Rights* (Jaipur: Pointer Publishers, 1999).

Khan, Mumtaz Ali, *Human Rights and the Dalits* (New Delhi: D.K. Publishers, 1996).

Khanna, S.K., *Children and the Human Rights* (New Delhi: Commonwealth, 1998).

-----, *Women and the Human Rights* (New Delhi: Commonwealth, 1998).

Kumar, Bindal, *Problems of Working Children* (New Delhi: APH Publications, 2000).

Lauterpacht, Hersch, *An International Bill of the Rights of Man* (New York: Columbia University Press, 1945).

-----, *International Law and Human Rights* (Hamden: Archon Books, 1968).

Mahmood, Tahir, ed., *Human Rights in Islamic Law* (New Delhi: Genuine Publications, 1993).

Malik, Surendra, *Fundamental Rights Cases: The Critics Speak* (Lucknow: Eastern Book Company, 1975).

Mani, V.S., *Human Rights in India: An Overview* (New Delhi: Institute for the World Congress on Human Rights, 1998).

Mathur, K.M., *Crime, Human Rights and National Security* (New Delhi: Gyan Publishing House, 1999).

Mayer, A.E., *Islam and Human Rights: Tradition and Politics* (Boulder: Westview Press, 1995).

Mehta, P.L. and Neena Verma, *Human Rights under the Indian Constitution* (New Delhi: Deep and Deep Publications, 1995).

Meron, Theodor, *Human Rights Law-Making in the United Nations: A Critique of Instruments and Process* (Oxford: Clarendon Press, 1986).

Mishra, Jyotsna, ed., *Women and Human Rights* (Delhi: Kalpaz Publications, 2000).

Misra, Shailendra, *Police Brutality: An Analysis of Police Behaviour* (New Delhi: Vikas, 1986).

Mohanti, Jagan Nath, *Human Rights Education* (New Delhi: Deep and Deep, 2000).

Mohanti, M., *Peoples Rights* (New Delhi: Sage Publications, 1998).

Mukhopadhyay, S., ed., *In the Name of Justice: Women and Law in Society* (New Delhi: Manohar, 1998).

Nagendra Singh, *Enforcement of Human Rights* (Calcutta : E L House, 1986).

-----, *Enforcement of Human Rights in Peace and War and the Future of Humanity* (Dordrecht: Martinus Nijhoff, 1986).

Narasimham, R.K., *Human Rights and Social Justice* (New Delhi: Commonwealth Publishers, 1999).

Nawaz, M.K., *Changing Law of Nations* (Calcutta: EL House, 2000).

Nirmal, B.C., *Rights of Self Determination in International Law: Evolution, UN Law and Practice, New Dimensions* (New Delhi: Deep and Deep Publications, 1999).

Nirmal, C.J., *Human Rights in India* (New Delhi: Oxford, 1999).

Pachauri, S.K., *Children and Human Rights* (Delhi: APH Publications, 1999).

-----, *Women and Human Rights* (New Delhi: APH Publications, 1999).

Pal, R.M., ed., *Human Rights Education* (New Delhi: PUDR, 1995).

Pannikar, K.M., *The State and the Citizen* (London: Asia Publishing House, 1960).

Pathak, R.S. and R.P.Dhokalia, ed., *International Law in Transition: Essays in Memory of Judge Nagendra Singh* (New Delhi: Lancers Books, 1992).

Paul, R.C., *Situation of Human Rights in India* (New Delhi: Commonwealth Publishers, 2000).

Phillips, A. and A. Rosas, eds., *The UN Minority Rights Declaration* (London, 1993).

Rai, L.D., *Human Rights in Hindu-Buddhist Tradition* (New Delhi: D.K. Publishers, 1996).

Rao, K. Subha, *Fundamental Rights under the Constitution of India* (Madras: Madras University, 1962).

Rehman, M.M. and others, *Human Rights and Human Development: Concepts and Contexts* (New Delhi: Manak Publications, 2000).

Robinson, N., *The Universal Declaration of Human Rights: Its Origin, Significance, Application and Interpretation* (New York: Institute of Jewish Affairs, 1958).

Rodley, N., *Treatment of Prisoners under International Law* (Oxford, 1987).

Rontarriaza, Naomi, *Impunity and Human Rights in International Law and Practice* (New York: OUP, 1995).

Sahu, Asima, *Human Rights Violations and the Law* (Jaipur: Pointer Publishers, 1999).

-----, *Women's Liberation and Human Rights* (Jaipur: Pointer Publishers, 2000).

Saksena, Anu, *Human Rights and Child Labour in Indian Industries* (New Delhi: Shipra Publications, 1999).

Saksena, K.P., ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999).

Saxena, J.N. and others, ed., *United Nations for Better World* (New Delhi: Lancers Books, 1986).

Saxena, Shobha, *Crimes against Women and Protective Laws* (New Delhi: Deep and Deep, 1999).

Sehgal, B.P.Singh, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1999).

Sen, Shanker, *Police in Democratic Societies* (New Delhi: Gyan Publishing House, 2000).

Sharma, B.R., *Freedom of Press under the Indian Constitution* (New Delhi: Deep and Deep, 1994).

Sharma, H.C., *Politics and Human Rights* (Jaipur: Books Enclave, 1999).

Sharma, Swarn Lata, *Gender Discrimination and Human Rights* (New Delhi: K.K. Publications, 2000).

Sheth, D.L. and Gurpreet Mahajan, ed., *Minority Identities and the Nation State* (New Delhi: Oxford University Press, 1999).

Singh, Jagmohan, *Right to Speedy Justice for Undertrial Prisoners* (New Delhi: Deep and Deep, 1997).

Singhvi, L.M., *Horizons of Freedom* (Delhi: National Press, 1969).

Sinha, Manoj K., *Implementation of Basic Human Rights* (New Delhi: Manak Publications, 1999).

Steiner, Henry J., *Diverse Partners: Non-Governmental Organisations in the Human Rights Movement: The Report of a Retreat of Human Rights Activists* (Massachusetts: Harvard Law School, 1990).

Sunga, Lyal S., *International Responsibility in International Law for Serious Human Rights Violations* (Dordrecht: Martinus Nijhoff, 1992).

Symonides, Janusz and Vladimor Volodin, *Human Rights of Women: A Collection of International and Regional Normative Instruments* (Paris: UNESCO, 1999).

Szabo, I. and others, *Socialist Concept of Human Rights* (Budapest, 1966).

Thomas, M.A., *The Struggle for Human Rights* (Bangalore: Asia Trading Corporation, 1992).

Vadaikukchery, James, *Human Rights and the Police in India* (New Delhi: APH Publishing, 1996).

Vadkar, Praveen, *International Relations, Democracy and Human Rights* (New Delhi: Rajat Publications, 2000).

Van Bueren, G., *The International Law on the Rights of the Child* (Dordrecht: Martinus Nijhoff, 1995).

Verma, R.S. and I.B.S. Thokchom, *Law Relating to Custodial Death and Human Rights* (Delhi: Verma Publications, 1998).

Vijapur, A.P., ed., *Essays on International Human Rights* (New Delhi: South Asian Publishers, 1991).

-----, *The United Nations at Fifty: Studies in Human Rights* (New Delhi: South Asian Publishers, 1996).

### **Some Reports/Periodicals:**

ICRC, *International Review of the Red Cross*.

ILO, *International Labour Review*.

Society for Disability and Rehabilitation Studies, New Delhi, *International Journal of Disability Studies*.

UNESCO, *Yearbook on Human Rights*.

WHO, *Comparative Health Legislation Series*.

## **CERTIFICATE COURSE IN HUMAN RIGHTS AND DUTIES**

### **Objective:**

As suggested in the UGC IXth Plan Approach to Promotion of Human Rights Education in Universities and Colleges, 1998 (paragraph 5.4.2 at p. 12), the Certificate Course in Human Rights and Duties is for a short duration of 3 to 6 months. It aims to orient teachers, law enforcement personnel, those working or associated with NGOs and others directly engaged in the promotion of human rights and duties.

Being a short duration orientation course, the course content, through its 6 units, encompasses principal aspects of the concept; historical, philosophical and social perspectives; the normative and institutional mechanisms of the UN and a focus on India and its human rights problems. Finally it stresses the need for internalizing the human rights and duties culture.

### **Course Content**

#### **1. CONCEPT OF HUMAN RIGHTS AND DUTIES**

- (i) Values: Dignity, liberty, equality, justice, unity in diversity
- (ii) Inherent, inalienable, Universal and indivisible
- (iii) Classification of rights
- (iv) Classification of duties
- (v) Correlation of rights and duties

#### **2. HISTORICAL, PHILOSOPHICAL AND SOCIAL PERSPECTIVES**

- (i) Changing dimensions of human rights and duties
- (ii) Theories of human rights
- (iii) Social movements

### **3. UNITED NATIONS AND HUMAN RIGHTS AND DUTIES**

- (i) UN system and human rights
  - (a) Universal Declaration of Human Rights 1948
  - (b) International Covenant on Civil and Political Rights 1966
  - (c) International Covenant on Economic, Social and Cultural Rights 1966
  - (d) Convention on Elimination of All Forms of Racial Discrimination 1965
  - (e) Convention on Elimination of All Forms of Discrimination against Women 1979
  - (f) Convention on the Rights of the Child 1989
  - (g) UN Declaration and Duties and Responsibilities of Individuals 1997
- (ii) UN agencies to monitor compliance such as UN High Commission for Human Rights and the Committees under the various conventions

### **4. HUMAN RIGHTS AND DUTIES IN INDIA**

- (i) Evolution
- (ii) Fundamental Rights (Part III)
- (iii) Directive Principles of State Policy (Part IV)
- (iv) Fundamental Duties (Part IV-A)
- (v) Their inter-relationship
- (vi) Protection and enforcement of human rights and duties
  - (a) Judiciary
  - (b) National and State Human Rights Commissions and other grievance redressal mechanisms
  - (c) NGOs, social movements and pressure groups
  - (d) Information media

## 5. SOCIETAL PROBLEMS IN PRIVATE AND PUBLIC DOMAINS

(i) Core problems:

Poverty, underdevelopment and illiteracy

(ii) Some Specific Problems:

(a) Communal and Caste conflicts and tensions

(b) Discrimination and violence against women and children, sexual violence, trafficking, child labour, bonded labour and others

(c) Custodial violence

(d) Problems of health and environmental protection

## 6. IMPORTANCE OF INTERNALIZING OF HUMAN RIGHTS AND DUTIES

Urgent need for not only sensitizing others of human rights and duties, but of practising oneself those values: self-inculcation, endeavour to live up to those ideals - Duty to respect others' rights, respect each other's human dignity.

## Select Bibliography

### Primary Sources

ILO, *Comparative Analysis of the International Covenants on Human Rights and International Labour Conventions and Recommendations*, Official Bulletin (Geneva), vol.52, no.2, 1969, pp.181-216.

ILO, *Migrant Workers* (Geneva: International Labour Office, 1974).

ILO, *Recommendations by the ILO of the World Conference on Human Rights: A Description of ILO Action on Human Rights*, UN Doc. A/CONF./57/PC 16/Add. 3.

ILO, *The ILO and Human Rights: Report of the Director-General (Part I)* (Geneva: International Labour Office, 1968).

ILO, *Trade Union Rights and Their Relation to Civil Liberties* (Geneva: International Labour Office, 1970).

UN Centre for Human Rights, *Civil and Political Rights: The Human Rights Committee* (Geneva: World Campaign for Human Rights, 1997).

UN Centre for Human Rights, *Discrimination against Women* (Geneva: World Campaign for Human Rights, 1994).

UN Centre for Human Rights, *Elimination of all Forms of Intolerance and Discrimination Based on Religion or Belief* (New York: UN Publication Division, 1989).

UN Centre for Human Rights, *Enforced or Involuntary Disappearances* (Geneva: World Campaign for Human Rights, 1991).

UN Centre for Human Rights, *Extra-judicial, Summary or Arbitrary Executions* (Geneva: World Campaign for Human Rights, 1997).

UN Centre for Human Rights, *Freedom of the Individual under Law: An Analysis of Article 29 of the Universal Declaration of Human Rights* (New York: UN Publication Division, 1990).

UN Centre for Human Rights, *Harmful Traditional Practices Affecting the Health of Women and Children* (Geneva: World Campaign for Human Rights, 1995).

UN Centre for Human Rights, *Human Rights and Pre-trial Detention: A Handbook of International Standards relating to Pre-trial Detention* (New York: UN Publication Division, 1994).

UN Centre for Human Rights, *Human Rights Machinery* (Geneva: World Campaign for Human Rights, 1987).

UN Centre for Human Rights, *International Human Rights Standards for Law Enforcement* (Geneva: World Campaign for Human Rights, 1996).

UN Centre for Human Rights, *Methods for Combating Torture* (Geneva: World Campaign for Human Rights, 1995).

UN Centre for Human Rights, *Minority Rights* (Geneva: World Campaign for Human Rights, 1998).

UN Centre for Human Rights, *National Human Rights Institutions: A Handbook on the Establishment and Strengthening of National Institutions for the Promotion and Protection of Human Rights* (New York: UN Publication Division, 1995).

UN Centre for Human Rights, *National Institutions for the Promotion and Protection of Human Rights* (Geneva: World Campaign for Human Rights, 1993).

UN Centre for Human Rights, *Outlawing and Ancient Evil: Torture* (Geneva: World Campaign for Human Rights, 1985).

UN Centre for Human Rights, *Programme of Action for the Second Decade to Combat Racism and Racial Discrimination* (Geneva: World Campaign for Human Rights, 1989).

UN Centre for Human Rights, *Special Issue on Implementation of International Human Rights Instruments* (New York: UN, 1990).

UN Centre for Human Rights, *Status of the Individual and Contemporary International Law: Promotion, Protection and Restoration of Human Rights at National and International Levels* (New York: UN Publication Division, 1992).

UN Centre for Human Rights, *Study on the Rights of Persons Belonging to Ethnic, Religious and Linguistic Minorities* (New York: UN Publication Division, 1991).

UN Centre for Human Rights, *The Committee against Torture* (Geneva: World Campaign for Human Rights, 1992).

UN Centre for Human Rights, *The Committee on Economic, Social and Cultural Rights* (Geneva: World Campaign for Human Rights, 1996).

UN Centre for Human Rights, *The Committee on the Elimination of Racial Discrimination* (Geneva: World Campaign for Human Rights, 1994).

UN Centre for Human Rights, *The International Bill of Human Rights* (Geneva: World Campaign for Human Rights, 1996).

UN Centre for Human Rights, *The Right to Migratory Workers* (Geneva: World Campaign for Human Rights, 1996).

UN Centre for Human Rights, *The Rights of Indigenous Peoples* (Geneva: World Campaign for Human Rights, 1997).

UN Centre for Human Rights, *The Rights of the Child* (Geneva: World Campaign for Human Rights, 1996).

UN Centre for Human Rights, *United Nations and Law Enforcement: A Manual of Human Rights Training for the Police* (New York: UN Publication Division, 1997).

UN Centre for Human Rights, *United Nations Reference Guide in the Field of Human Rights* (New York: UN Publication Division, 1993).

UN High Commissioner for Human Rights, *An Introduction: Making Human Rights a Reality* (New York: UN Publication Division, 1996).

UN High Commissioner for Human Rights, *Internally Displaced Persons Compilation and Analysis of Legal Norms* (Geneva: UN Publication Division, 1998).

UN High Commissioner for Human Rights, *Protection of the Heritage of Indigenous People* (Geneva: UN Publication Division, 1997).

UN High Commissioner for Human Rights, *Sexual Exploitation of Children* (Geneva: UN Publication Division, 1996).

UN, *Action for Gender Equality and the Advancement of Women* (New York: UN Department of Public Information, 2000).

UN, *Convention on the Elimination of all Forms of Discrimination against Women* (New York: UN Department of Public Information, 1999).

UN, *Convention on the Rights of the Child* (New York: UN Department of Public Information, 1991).

UN, *Guiding Principles for Crime and Criminal Justice in the Context of Development and a New International Economic Order* (New York: UN Department of Public Information, 1988).

UN, *Human Rights and Disabled Persons* (Geneva: World Campaign for Human Rights, 1993).

UN, *Human Rights Bibliography: UN Documents and Publications 1980-1990, volumes I-V* (New York: UN Publication Division, 1993).

UN, *Human Rights: A Compilation of International Instruments* (New York: UN Publication Division, 1983).

UN, *Human Rights: Questions and Answers* (New York: UN Publication Division, 1987).

UN, *Model National Legislation for the Guidance of Governments in the Enactment of Further Legislation against Racial Discrimination* (Geneva: World Campaign for Human Rights, 1996).

UN, *Platform for Action and the Beijing Declaration: Fourth World Conference on Women, Beijing, China, 4-15 September 1995* (New York: UN Publication Division, 1996).

UN, *Protection of the Heritage of Indigenous People* (New York: UN Publication Division, 1997).

UN, *Study on the Rights of Persons Belonging to Ethnic, Religious and Linguistic Minorities* (New York: UN Publication Division, 1991).

UN, *The Standard Rules on the Equalization of Opportunities for Persons with Disabilities* (New York: UN Publication Division, 1994).

UN, *The Universal Declaration of Human Rights 1948-1998* (New York: UN Dept. of Public Information, 1998).

UN, *United Nations Action in the Field of Human Rights* (New York: UN Publication Division, 1994).

UN, *United Nations and Human Rights* (New York: UN Publication Division, 1984).

UN, *World Conference on Human Rights: The Vienna Declaration and Programme of Action* (New York: UN, 1995).

UNESCO, *Access to Human Rights Documentation: Documentation, Bibliographies and Data Base on Human Rights* (Paris: UNESCO, 1997).

UNESCO, *Human Right Aspects of Population Programmes with Special Reference to Human Rights Law* (Paris: UNESCO, 1977).

UNESCO, *Human Rights of Women* (Paris: UNESCO, 1999).

UNESCO, *Human Rights: Major International Instruments: Status as at 31 May 1999* (Paris: UNESCO, 1999).

UNESCO, *Philosophical Formulations of Human Rights* (Paris: UNESCO, 1986).

UNESCO, *Taking Action for Human Rights in the Twenty-first Century* (Paris: UNESCO, 1998).

UNESCO, *UNESCO and Human Rights* (Paris: UNESCO, 1999).

UNESCO, *UNESCO Chairs in the Struggle for Human Rights, Democracy and Peace and Tolerance, Documents, Materials, Information* (Austria: UNESCO, 1998).

UNESCO, *Violations of Human Rights: Possible Rights of Recourse and Forms of Resistance* (Paris: UNESCO, 1984).

UNICEF, *Impact of Armed Conflict on Children* (New York: UNESCO, 1996).

UNICEF, *The Child and the Law* (New Delhi: UNICEF, 1994).

UNICEF, *The Media and the Children's Rights: A Practical Introduction for Media Professionals* (New Delhi: UNESCO, 2000).

UNICEF, *The State of the World's Children 2000* (New York: Oxford University Press, 2001).

UNICEF, *The State of World's Children 1999* (New York: Oxford University Press, 2000).

UNICEF, *The State of World's Children 2001* (New York: UNICEF, 2001).

WHO, *Guidelines for the Promotion of Human Rights of Persons with Mental Disorders* (Geneva: WHO Division of Mental Health and Substance Abuse, 1996).

## Secondary Sources

Agrawala, S.K., *Public Interest Litigation: A Critique* (Bombay: N.M.Tripathi, 1985).

Alam, Aftab, ed., *Human Rights in India: Issues and Challenges* (New Delhi: Raj Publications, 1999).

Alston, Phillip, ed., *The United Nations and Human Rights: A Critical Appraisal* (Oxford: Clarendon Press, 1992).

-----, *The United Nations and Human Rights* (London: Clarendon Press, 1995).

Amnesty International, *The Death Penalty* (London: Amnesty International, 1979).

-----, *Torture in the 1980s* (London: Amnesty International, 1984).

Bailey, Sydney D., *The UN Security Council and Human Rights* (New York: St. Martin's Press, 1994).

Banerjee, D.N., *Our Fundamental Rights: Their Nature and Extent as Judicially Determined* (Calcutta: The World Press, 1960).

Banton, Michael, *International Action against Racial Discrimination* (Oxford: Clarendon Press, 1996).

Bassiouni, M. Cherif, *Crimes against Humanity* (Dordrecht: Martinus Nijhoff, 1987).

Basu, D.D., *Human Rights in Constitutional Law* (New Delhi: Prentice Hall, 1994).

Bava, Noorjahan, ed., *Human Rights and Criminal Justice Administration in India* (New Delhi: Uppal Publishing House, 2000).

Baxi, Upendra, *Courage, Craft and Contention: The Indian Supreme Court in the Eighties* (Bombay: N.M. Tripathi, 1985).

-----, *Inhuman Wrongs and Human Rights* (Delhi: Har Anand Publications, 1994).

-----, *Mambrino's Helmet? Human Rights for a Changing World* (New Delhi: Har Anand Publications, 1994).

-----, *Rights to be Human* (New Delhi: Lancers Books, 1987).

Begum, S.M., ed., *Human Rights in India: Issues and Perspectives* (New Delhi: APH Publishing Co., 2000).

Bernardi, M.J., *International Legal Instruments on the Health of Children and Women* (Geneva, 1997).

Bhagwati, Justice P.N., *Legal Aid as Human Rights* (Dharwad: Jagrut Bharut, 1985).

Bhalla, S.L., *Human Rights: An Instrumental Framework for Implementation* (New Delhi: Doctashef, 1991).

Bhargava, G.S. and R.M.Pal, ed., *Human Rights of Dalits: Societal Violation* (New Delhi: Gyan Publishing House, 2000).

Bhatia, K.L. and others, *Social Justice of Dr. B.R. Ambedkar* (New Delhi: Deep and Deep, 1995).

Borgohain, Bani, *Human Rights: Social Justice and Political Change* (New Delhi: Kanishka Publishers, 1999).

Bossuyt, M.J., *Guide to the "Travaux Preparations" of the International Covenant on Civil and Political Rights* (Dordrecht: Martinus Nijhoff, 1987).

Brolmann, C. and others, eds., *Peoples and Minorities in International Law* (Dordrecht: Martinus Nijhoff, 1993).

Buergenthal, T. ed., *Human Rights, International Law and the Helsinki Accord* (New Jersey: Allanheld Osmon, 1977).

-----, ed., *Human Rights and International Law* (New Delhi: Allied, 1979).

-----, *Human Rights in National and International Law* (Manchester: Manchester University Press, 1968).

Burgers, J.H., and H. Danelius, *The United Nations Convention against Torture* (Dordrecht: Martinus Nijhoff, 1988).

Cassese, J., *Human Rights in Changing World* (Philadelphia: Temple University Press, 1990).

Chandra, Shailja, *Justice V.R. Krishna Iyer on Fundamental Rights and Directive Principles* (New Delhi: Deep and Deep, 1998).

Chitkara, M.G., *Human Rights: Commitment and Betrayal* (New Delhi: APH Publishing Co., 1996).

Cingranelli, D.L., ed., *Human Rights: Measurement and Theory* (London: Macmillan, 1988).

Clark, R.S., *A United Nations High Commissioner for Human Rights* (The Hague: Martinus Nijhoff, 1972).

Cook, R., ed., *Human Rights of Women* (Philadelphia, 1994).

Cook, R.J., *Human Rights and Women's Health: The Promotion and Protection of Women's Health through International Human Rights Law* (Geneva: WHO, 1994).

Davidson, Scot, *Human Rights* (Buckingham: Open University Press, 1990).

Desai, A.R., ed., *Violations of Democratic Rights in India* (Bombay: Popular Prakashan, 1986).

Detrick, S., *The United Nations Convention on the Rights of the Child* (Dordrecht: Martinus Nijhoff, 1992).

Dhavan, Rajeev, ed., *Judges and Judicial Power: Essays in Honour of Justice V.R. Krishna Iyer* (London: Sweet & Maxwell Ltd., 1983).

Dikshit, R.C., *Police: The Human Face* (New Delhi: Gyan Publishing House, 1999).

Diwan, Paras and Peeyushi Diwan, *Children and Legal Protection* (New Delhi: Deep and Deep, 1994).

-----, *Human Rights and the Law: Universal and Indian* (New Delhi: Deep and Deep, 1998).

Douzines, Costas, *The End of Human Rights: Critical Legal Thoughts at the Turn of the Century* (Oregon: Hart Publishing, 2000).

Dube, M.P. and Neeta Bora, ed., *Perspectives on Human Rights* (New Delhi: Anamika Publishers, 2000).

Falk, Richard, *Human Rights and the State Sovereignty* (New York: Halmes and Meiser Publishers, 1981).

Forrest, Duncan, *Glimpse of Hell: Reports on Torture Worldwide* (London: Wellington House, 1996).

Forsythe, David P., ed., *Human Rights and Development: International Views* (New York: St. Martin's Press, 1989).

Ganji, M., *International Protection of Human Rights* (Geneva: Droz, 1962).

Ghosh, S.K., *Torture and Rape in Police Custody* (New Delhi: Ashish Publishing House, 1993).

Gromley, W. Paul, *Human Rights and Environment: The Need for International Cooperation* (Leiden: Sijthoff, 1976).

Gupta, Uma, *Supreme Court and Civil Liberties* (New Delhi: Mittal Publications, 1998).

Hansaria, B.L., *Right to Life and Liberty under the Constitution: A Critical Analysis of Article 21* (Bombay: N.M. Tripathi, 1993).

Hart, H.L.A., *Law, Liberty and Morality* (Oxford: OUP, 1969).

-----, *The Concept of Law* (Oxford: Clarendon Press, 1971).

Humphrey, John, *No Distance Millenium: The International Law of Human Rights* (Paris: UNESCO, 1989).

India, Ministry of Welfare, *India Marches Ahead towards Greater Attainment of Human Rights* (New Delhi: Govt. of India, 1988).

International Commission of Jurists, *States of Emergency: Their Impact on Human Rights* (Geneva: ICJ, 1983).

Iyer, V.R. Krishna, *Human Rights and Inhuman Wrongs* (New Delhi: D.K. Publishers, 1996).

-----, *Human Rights and the Law* (Indore: Vedpal Law House, 1984).

-----, *Human Rights: A Judge's Miscellany* (Delhi: B.R. Publishing Corporation, 1995).

Jai, Janak Raj, *Emergency Excesses: A Daylight Robbery of Human Rights* (New Delhi: Regency Publication, 1996).

Jain, Mahavir, *Bonded Labour Justice through Judiciary* (New Delhi: Manak Publications, 1997).

Jaswal, P.S. and N. Jaswal, *Human Rights and the Law* (New Delhi: APH Publishing House, 1996).

Jayapalan, N., *Human Rights* (New Delhi: Atlantic Publishers, 2000).

Jaysawal, K.P., *Hindu Polity* (Bangalore: Bangalore Print and Publishing, 1967).

Jenks, C.W., *Social Justice in the Law of Nations* (Oxford: Oxford University Press, 1970).

-----, *Human Rights and International Labour Standards* (London: Stevens, 1960).

Jha, R.C., *Resurrecting A Human Right in India* (New Delhi: Sheriden Book Company, 1995).

Kammingo, Menno T., *Interstate Accountability for Violations of Human Rights* (Philadelphia: Pennsylvania, 1992).

Karna, G.N., *United Nations and the Rights of Disabled Persons: A Study in Indian Perspective* (New Delhi: APH Publishing Co., 1999).

Kashyap, Saubhash C., *Human Rights and Parliament* (Delhi: Metropolitan, 1978).

Kaushal, Rachna, *Women and Human Rights in India* (New Delhi: Kaveri Books, 2000).

Kaushik, Vijay, *Women's Movements and Human Rights* (Jaipur: Pointer Publishers, 1999).

Kazmi, Farid, *Human Rights: Myth and Reality* (New Delhi: Intellectual Publishers, 1987).

Khan, Mumtaz Ali, *Human Rights and the Dalits* (New Delhi: D.K. Publishers, 1996).

Khanna, S.K., *Children and the Human Rights* (New Delhi: Commonwealth, 1998).

-----, *Women and the Human Rights* (New Delhi: Commonwealth, 1998).

Kumar, Bindal, *Problems of Working Children* (New Delhi: APH Publications, 2000).

Langley, Winstone E., *Encyclopedia of Human Rights Issues since 1945* (London: Fitzroy Dearborn Publishers, 1999).

Lauterpacht, Hersch, *An International Bill of the Rights of Man* (New York: Columbia University Press, 1945).

-----, *International Law and Human Rights* (Hamden: Archon Books, 1968).

Lawson, Edward, *Encyclopedia of Human Rights* (Washington: Taylor and Francis, 1996).

Lerner, N., *Group Rights and Discrimination* (Dordrecht: Martinus Nijhoff, 1990).

Lerner, N., *The UN Convention on the Elimination of Racial Discrimination* (Dordrecht: Martinus Nijhoff, 1980).

Luard, E., ed., *The International Protection of Human Rights* (London: Thames and Hudson, 1967).

MacDonald, L.C., *Western Political Theory: From Its Origins to the Present* (New York: Harcourt, Brace and World, 1968).

Macfarlane, L.J., *The Theory and Practice of Human Rights* (London: Maurice Temple Smith, 1985).

Mahmood, Tahir, ed., *Human Rights in Islamic Law* (New Delhi: Genuine Publications, 1993).

Mani, V.S., *Human Rights in India: An Overview* (New Delhi: Institute for the World Congress on Human Rights, 1998).

Mathur, K.M., *Crime, Human Rights and National Security* (New Delhi: Gyan Publishing House, 1999).

Mayer, A.E., *Islam and Human Rights: Tradition and Politics* (Boulder: Westview Press, 1995).

McDougal, M.S. and others, *Human Rights and Public World Order* (West Haven: Yale University Press, 1980).

Mehta, P.L., and Neena Verma, *Human Rights under the Indian Constitution* (New Delhi: Deep and Deep Publications, 1995).

Mehta, P.L., *Child Labour and the Law* (New Delhi: Deep and Deep, 1996).

Meron, Theodor, ed., *Human Rights in International Law: Legal and Policy Issues* (Oxford: Clarendon Press, 1984).

-----, *Human Rights in Internal Strife: Their International Protection* (Cambridge: Grotious Publications, 1987).

-----, *Human Rights Law-Making in the United Nations: A Critique of Instruments and Process* (Oxford: Clarendon Press, 1986).

Mishra, Jyotsna, ed., *Women and Human Rights* (Delhi: Kalpaz Publications, 2000).

Mishra, Pramod, ed., *Human Rights: Global Issues* (Delhi: Kalpaz Publications, 2000).

Misra, Shailendra, *Police Brutality: An Analysis of Police Behaviour* (New Delhi: Vikas, 1986).

Mohanti, M., *Peoples Rights* (New Delhi: Sage Publications, 1998).

Morsink, Johannes, *The Universal Declaration of Human Rights: Origins, Drafting and Intent* (Philadelphia: University of Pennsylvania Press, 1999).

Moskowitz, M., *International Concern with Human Rights* (Leyden: Sithoff, 1974).

Mukhopadhyay, S., ed., *In the Name of Justice: Women and Law in Society* (New Delhi: Manohar, 1998).

Nagendra Singh, *Enforcement of Human Rights* (Calcutta : E L House, 1986).

-----, *Enforcement of Human Rights in Peace and War and the Future of Humanity* (Dordrecht: Martinus Nijhoff, 1986).

Narasimham, R.K., *Human Rights and Social Justice* (New Delhi: Commonwealth Publishers, 1999).

Nawaz, M.K., *Changing Law of Nations* (Calcutta: EL House, 2000).

Nickel, J.W., *Making Sense of Human Rights* (Berkeley: University of California Press, 1987).

Nirmal, B.C., *Rights of Self Determination in International Law: Evolution, UN Law and Practice, New Dimensions* (New Delhi: Deep and Deep Publications, 1999).

Nirmal, C.J., *Human Rights in India* (New Delhi: Oxford, 1999).

Orra, Jaime, *Human Rights in States of Emergency in International Law* (London: Clarendon Press, 1995).

Pachauri, S.K., *Children and Human Rights* (Delhi: APH Publications, 1999).

-----, *Women and Human Rights* (New Delhi: APH Publications, 1999).

Pallis, Adamantia, and Peter Shwab, *Human Rights Cultural and Ideological Perspective* (New York: Praeger Publishers, 1979).

Panday, J. and R.K. Dubey, *Civil Liberty under Indian Constitution* (New Delhi: Deep and Deep, 1995).

Pandey, V.P., *International Perspectives on Human Rights* (New Delhi: Mohit Publications, 1999).

Pannikar, K.M., *The State and the Citizen* (London: Asia Publishing House, 1960).

Patel, T., *Personal Liberty under the Indian Constitution* (New Delhi: Jain Publishers, 1993).

Pathak, R.S. and R.P.Dhokalia, ed., *International Law in Transition: Essays in Memory of Judge Nagendra Singh* (New Delhi: Lancers Books, 1992).

Paul, R.C., *Situation of Human Rights in India* (New Delhi: Commonwealth Publishers, 2000).

Peter, S.E., *Torture* (Oxford: Blackwell, 1985).

Peters, Tulic and Andrea Wolper, eds., *Women's Rights, Human Rights* (New York: Routledge, 1995).

Phillips, A. and A. Rosas, eds., *The UN Minority Rights Declaration* (London, 1993).

Prakash, Rani and Premlata Sharma, *Constitution, Fundamental Rights and Judicial Activism in India* (Jaipur: Mangal Deep Publications, 1997).

Prakash, S.S., *Bonded Labour and Social Justice* (New Delhi: Deep and Deep, 1990).

Rai, L.D., *Human Rights in Hindu-Buddhist Tradition* (New Delhi: D.K. Publishers, 1996).

Rai, Rahul, *Human Rights: UN Initiatives* (Delhi: Authorspress, 2000).

Ramcharan, B.G., ed., *International Law and Fact-finding in the Field of Human Rights* (Dordrecht: Martinus Nijhoff, 1982).

-----, *Human Rights Forty Years after the Universal Declaration* (The Hague: Martinus Nijhoff, 1989).

-----, *The Concept and Present Status of International Protection of Human Rights* (Dordrecht: Martinus Nijhoff, 1989).

Rao, K. Subha, *Fundamental Rights under the Constitution of India* (Madras: Madras University, 1962).

Raphdel, D.D., *Political Theory and the Rights of Man* (London: Macmillan, 1967).

Reddy, O. Chinnappa, *The Indian Legal System and Human Rights* (Madras: Centre for Socio-Legal Research and Documentation Service, 1987).

Rehman, M.M. and others, *Human Rights and Human Development: Concepts and Contexts* (New Delhi: Manak Publications, 2000).

Robertson, A.H. and J.G. Merills, *Human Rights in the World* (Manchester: Manchester University Press, 1977).

Robinson, J., *Human Rights and Fundamental Freedoms in the Charter of the United Nations* (New York: Institute of Jewish Affairs, 1946).

Robinson, N., *The Universal Declaration of Human Rights: Its Origin, Significance, Application and Interpretation* (New York: Institute of Jewish Affairs, 1958).

Rodley, N., *Treatment of Prisoners under International Law* (Oxford, 1987).

Rontarriaza, Naomi, *Impunity and Human Rights in International Law and Practice* (New York: OUP, 1995).

Sachs, Aaron, *Eco-Justice: Linking Human Rights and the Environment* (Washington D.C.: Worldwatch Institute, 1995).

Sahu, Asima, *Human Rights Violations and the Law* (Jaipur: Pointer Publishers, 1999).

-----, *Women's Liberation and Human Rights* (Jaipur: Pointer Publishers, 2000).

Saksena, Anu, *Human Rights and Child Labour in Indian Industries* (New Delhi: Shipra Publications, 1999).

Saksena, K.P., ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999).

-----, ed., *Human Rights: Perspectives and Challenges* (New Delhi: Lancers Books, 1994).

Sanajaoba, N., *Human Rights in the New Millennium* (New Delhi: Manas Publications, 2000).

-----, *Human Rights: Principles, Practices and Abuses* (New Delhi: D.K. Publishers, 1996).

-----, *Right of Oppressed Nations* (New Delhi: Omsons Publications, 1996).

Saxena, J.N. and others, ed., *United Nations for Better World* (New Delhi: Lancers Books, 1986).

Saxena, Shobha, *Crimes against Women and Protective Laws* (New Delhi: Deep and Deep, 1999).

Scobb, Harry M. and Laurie Wizeberg, ed., *Access to Justice: Struggle for Human Rights in South-East Asia* (Washington D.C.: Human Rights Internet, 1984).

Seervai, H.M., *The Emergency, Future Safeguards and the Habeas Corpus* (Bombay: Eastern Book Publications, 1978).

Sehgal, B.P.Singh, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1999).

Sen, Shanker, *Police in Democratic Societies* (New Delhi: Gyan Publishing House, 2000).

Sharma, B.R., *Freedom of Press under the Indian Constitution* (New Delhi: Deep and Deep, 1994).

Sharma, Gokulesh, *Human Rights and Legal Remedies* (New Delhi: Deep and Deep, 2000).

Sharma, H.C., *Politics and Human Rights* (Jaipur: Books Enclave, 1999).

Sharma, R.N., *Fundamental Rights, Liberty and Social Order* (New Delhi: Deep and Deep, 1992).

Sharma, Swarn Lata, *Gender Discrimination and Human Rights* (New Delhi: K.K. Publications, 2000).

Sheth, D.L. and Gurpreet Mahajan, ed., *Minority Identities and the Nation State* (New Delhi: Oxford University Press, 1999).

Singh, Jagmohan, *Right to Speedy Justice for Undertrial Prisoners* (New Delhi: Deep and Deep, 1997).

Singh, N.K., *Social Justice and Human Rights in Islam* (New Delhi: Gyan Publishing House, 1999).

Singh, S.K., *Bonded Labour and the Law* (New Delhi: Deep and Deep, 1994).

Singh, Sujan, *Legal Aid and Human Right to Equality* (New Delhi: Deep and Deep, 1996).

Singhvi, L.M., *Horizons of Freedom* (Delhi: National Press, 1969).

Sinha, Manoj K., *Implementation of Basic Human Rights* (New Delhi: Manak Publications, 1999).

Sinus, J., *Women, Health and the Environment: An Anthology: Tabular Information on Legal Instruments dealing with HIV Infections and AIDs* (Geneva: WHO, 1994).

Sohn, L., and T. Buergenthal, *International Protection of Human Rights* (Indianapolis: Bobbs Merrill, 1973).

Steiner, Henry J. and Phillip Alsten, *International Human Rights Law in Context: Law, Politics and Morals* (London: Clarendon Press, 1995).

Steiner, Henry J., *Diverse Partners: Non-Governmental Organisations in the Human Rights Movement: The Report of a Retreat of Human Rights Activists* (Massachusetts: Harvard Law School, 1990).

Subbian, A., *Human Rights Complaints Systems: International and Regional* (New Delhi: Deep and Deep, 2000).

Sunga, Lyal S., *International Responsibility in International Law for Serious Human Rights Violations* (Dordrecht: Martinus Nijhoff, 1992).

Symonides, Janusz and Vladimor Volodin, *Human Rights of Women: A Collection of International and Regional Normative Instruments* (Paris: UNESCO, 1999).

Szabo, I. and others, *Socialist Concept of Human Rights* (Budapest, 1966).

Tardu, M., *Human Rights: The International Petition System* (New York: Dobbs Ferry, 1986).

Thakur, L.K., *Comparative and International Human Rights* (Delhi: Aurthorspress, 2000).

Thomas, M.A., *The Struggle for Human Rights* (Banglore: Asia Trading Corporation, 1992).

Thoolen, H., and B. Verstappen, *Human Rights Missions* (The Hague: Martinus Nijhoff, 1986).

Thornberry, Patrick, *International Law and the Rights of the Minorities* (Oxford: Clarendon Press, 1991).

Tolley, H. Jr., *The UN Commission on Human Rights* (Colorado: Westview Press, 1987).

Tripathi, S.M., *The Human Rights Face of the Supreme Court of India: Public Interest Litigation in the Apex Court* (New Delhi: D.K. Publications, 1996).

Vadaikukchery, James, *Human Rights and the Police in India* (New Delhi: APH Publishing, 1996).

Vadkar, Praveen, *Concepts, Theories and Practice of Human Rights* (New Delhi: Rajat Publications, 2000).

-----, *International Relations, Democracy and Human Rights* (New Delhi: Rajat Publications, 2000).

Valticos, N., *International Labour Law* (Netherlands: Kluwer, 1979).

Van Bueren, G., *The International Law on the Rights of the Child* (Dordrecht: Martinus Nijhoff, 1995).

Verma, R.S. and I.B.S. Thokchom, *Law Relating to Custodial Death and Human Rights* (Delhi: Verma Publications, 1998).

Verma, R.S., *Human Rights: Burning Issues of the World, Volumes I, II and III* (Delhi: Radiant Publishers, 2000).

Verma, S.K., *An Introduction to Public International Law* (New Delhi: Prentice Hall, 1998).

Vierdag, E.W., *The Concept of Discrimination in International Law with Special Reference to Human Rights* (The Hague: Martinus Nijhoff, 1973).

Vijapur, A.P. and Kumar Suresh, ed., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999).

Vijapur, A.P., ed., *Essays on International Human Rights* (New Delhi: South Asian Publishers, 1991).

-----, *The United Nations at Fifty: Studies in Human Rights* (New Delhi: South Asian Publishers, 1996).

Vincent, R.J., *Human Rights and International Relations* (London: CUP, 1986).

Waghmare, B.S., ed., *Human Rights: Problems and Prospects* (Delhi: Kalinga Publications, 2001).

Waldron, Jeremy, *Theories of Rights* (New York: Oxford University Press, 1990).

Winston, Morton E., *The Philosophy of Human Rights* (Belmont: Wadworth, 1989).

Zuidwick, T.J.M., *Petitioning the United Nations: A Study in Human Rights* (New York: St. Martin's Press, 1982).

### **Some Reports/Periodicals**

ICRC, *International Review of the Red Cross*.

ILO, *International Labour Review*.

Society for Disability and Rehabilitation Studies, New Delhi, *International Journal of Disability Studies*.

UNESCO, *Yearbook on Human Rights*.

WHO, *Comparative Health Legislation Series*.

NHRC, *Annual Reports since 1993*.

## **UNDER-GRADUATE DEGREE COURSE IN HUMAN RIGHTS AND DUTIES**

The Under-Graduate Degree Course in Human Rights and Duties comprises two papers:

- I. International Human Rights and Duties: Standards and Mechanisms
- II. Human Rights and Duties in India

### **PAPER-I**

#### **INTERNATIONAL HUMAN RIGHTS AND DUTIES: STANDARDS AND MECHANISMS**

#### **Objective:**

This paper purports to deal with the general aspects of human rights and duties, namely, the jurisprudence of human rights and duties; international norms, standards and mechanisms; regional human rights standards and mechanisms; international humanitarian law and refugee law; right to development and freedom of trade; and emerging dimensions of human rights, including issues of inter-generational equity. This is sought to be taught through 6 units.

#### **Course Content**

##### **1. HUMAN RIGHTS AND DUTIES JURISPRUDENCE**

- (i) Philosophical and historical foundation of human rights and duties
- (ii) Theories of rights
- (iii) Concept and classifications of human rights and duties
- (vi) Human rights and duties
  - (a) Correlationship of rights and duties/responsibilities
  - (b) Tensions between rights *inter se*, duties *inter se*, and rights and duties

- (v) Importance of internalizing human rights and duties:

Urgent need for not only sensitizing others of human rights and duties, but of practising oneself those values: self-inculcation, endeavour to live up to those ideals - Duty to respect others' rights, respect each other's human dignity.

## **2. INTERNATIONAL HUMAN RIGHTS NORMS, STANDARDS AND MECHANISMS**

- (i) Evolution of human rights and duties on the international plane
- (ii) The United Nations Charter and the development of human rights Provisions of the Charter, Universal Declaration of Human Rights 1948, International Covenant on Civil and Political Rights 1966 and International Covenant on Economic, Social and Cultural Rights 1966, and other major UN instruments on human rights (Conventions on Racial Discrimination, Women's Rights, Rights of the Child, Torture)
- (iii) UN bodies involved in promotion of human rights - Economic and Social Council, UN Commission on Human Rights and its sub-commissions on women, minorities, etc., General Assembly, Human Rights Committee and other committees under the various conventions, ILO, UNESCO, WHO, FAO.

## **3. REGIONAL HUMAN RIGHTS STANDARDS AND MECHANISMS**

- (i) European Convention on the Protection of Human Rights 1950 and institutions
- (ii) Latin American standards and mechanisms for protection of human rights
- (iii) African standards and mechanisms for protection of human rights

## **4. INTERNATIONAL HUMANITARIAN LAW AND REFUGEE LAW**

- (i) International Humanitarian Law (IHL)
  - (a) Evolution of IHL since the mid-nineteenth century: IHL conventions 1864, 1899 1907, 1929, and 1949, 1977 Geneva Protocols II & I.
  - (b) Basic principles: humanity, protection of civilians and civilian objects, humane treatment of prisoners and civilians under custody, prohibition of use of weapons and methods of warfare, causing superfluous injury and unnecessary suffering, prohibition of widespread, long-term and severe damage to natural environment.
  - (c) Indian Geneva Conventions Act 1949: Indian Red Cross Society

- (d) The role of International Committee of Red Cross
- (ii) International Refugee Law
  - (a) Problem of refugees and displaced persons through the ages
  - (b) The United Nations and the refugee problem
  - (c) Refugee Convention 1951, Protocol 1967, Convention on the Stateless Persons 1951 - The core issues of the 'right' to seek and receive asylum, right of *non-refoulement* (non-return)
  - (d) Role of UN High Commissioner for Refugees

## 5. DEVELOPMENT, INTERNATIONAL TRADE AND HUMAN RIGHTS

- (i) Right to development: Issues of international equity and justice, equitable sharing of sharable resources and common amenities, equitable access to benefits of science and technology
- (ii) Freedom of international trade, most-favoured nation treatment (equality of treatment) versus special treatment of the developing countries, access to international markets, equitable pricing of raw materials

## 6. EMERGING DIMENSIONS OF HUMAN RIGHTS

- (i) National Sovereignty versus 'international enforcement' of human rights, International politics of human rights and selective application of international sanctions, Unilateral use of coercion and implementation of human rights
- (ii) Human rights, and science and technology
- (iii) Human rights violations by non-state entities such as corporations, other business entities, terrorists and other armed groups, militant religious groups, professional groups (doctors, lawyers, etc.)
- (iv) New rights: right to a future and rights of future generations, rights to peace (and disarmament), rights to clean environment

**PAPER-II****HUMAN RIGHTS AND DUTIES IN INDIA****Objective:**

This paper is an Indian perspective of human rights. It encompasses 8 units covering the evolution of the concept of human rights and duties in India, the normative framework in India, the enforcement mechanisms and problems, Indian human rights movements, the Indian criminal justice system, labour welfare in India, specially disadvantaged sections of the Indian society, and the societal problems of human rights in India.

**Course Content****1. EVOLUTION OF THE CONCEPT OF HUMAN RIGHTS AND DUTIES IN INDIA**

- (i) Evolution of the composite culture of India, contribution of diverse religions
- (ii) Concepts of human welfare, rights and duties, totality of the cosmology of universe with human beings as its intrinsic part
- (iii) Human rights and duties in contemporary India: Law, politics and society
- (iv) Social movements of the 19th and 20th centuries, independence movement, Gandhi, Nehru, Ambedkar etc.
- (v) Making of the Constitution

**2. NORMATIVE FRAMEWORK OF HUMAN RIGHTS AND DUTIES IN INDIA**

- (i) Constitutional perspective: Fundamental Rights, Directive Principles, Fundamental Duties, and their interrelationships
- (ii) Statutory protection of human rights

**3. ENFORCEMENT OF HUMAN RIGHTS: CONSTITUTION AND STATUTORY MECHANISMS**

- (i) Legislature, executive, and judiciary
- (ii) National Human Rights Commission, other commissions and committees
- (iii) Social, economic, political and administrative problems of enforcement

**4. HUMAN RIGHTS MOVEMENTS IN INDIA**

- (i) National freedom movement
- (ii) Social and political movements
- (iii) Dalit movements
- (iv) Women's movements
- (v) Environmental movements

**5. HUMAN RIGHTS AND CRIMINAL JUSTICE SYSTEM**

- (i) Criminal justice system and protection of human rights : treatment of individuals in situations of crime
- (ii) Human rights of the accused
- (iii) Legal aid
- (iv) Police, criminal investigation, custodial crimes
- (v) Crimes (including custodial crimes) against women and children
- (vi) Reform in jails/juvenile homes

**6. HUMAN RIGHTS OF THE WORKING CLASS**

- (i) Labour welfare legislation in India
- (ii) Problems of bonded labour, exploitation of child labour, female labour and unorganized labour

**7. HUMAN RIGHTS OF SPECIALLY DISADVANTAGED SECTIONS OF SOCIETY**

- (i) Scheduled Castes/Scheduled Tribes and Other Backward Classes
- (ii) Minorities
- (iii) Women and Children

**8. SOCIETAL PROBLEMS OF HUMAN RIGHTS IN INDIA**

- (i) Some specific problems:
  - (a) violence against women and children, both inside and outside homes
  - (b) corruption
  - (c) terrorism
- (ii) Core problems: poverty, illiteracy, unemployment, socio-cultural-religious practices resulting in grave human rights deprivations

**Select Bibliography****PAPER-I****Primary Sources**

UN Centre for Human Rights, *Elimination of all Forms of Intolerance and Discrimination Based on Religion or Belief* (New York: UN Publication Division, 1989).

UN Centre for Human Rights, *Human Rights Machinery* (Geneva: World Campaign for Human Rights, 1987).

UN Centre for Human Rights, *International Human Rights Standards for Law Enforcement* (Geneva: World Campaign for Human Rights, 1996).

UN Centre for Human Rights, *International Humanitarian Law and Human Rights* (Geneva: World Campaign for Human Rights, 1992).

UN Centre for Human Rights, *National Institutions for the Promotion and Protection of Human Rights* (Geneva: World Campaign for Human Rights, 1993).

UN Centre for Human Rights, *Special Issue on Implementation of International Human Rights Instruments* (New York, 1990).

UN Centre for Human Rights, *The International Bill of Human Rights* (Geneva: World Campaign for Human Rights, 1996).

UN High Commissioner for Human Rights, *An Introduction: Making Human Rights a Reality* (New York: UN Publication Division, 1996).

UN World Campaign for Human Rights, *The African Charter on Human and People's Rights* (Geneva: UN Publication Division, 1990).

UN, *Declaration of the Right to Development* (New York: UN Department of Public Information, 1988).

UN, *Human Rights and Scientific and Technological Developments* (New York: UN Department of Public Information, 1982).

UN, *The Universal Declaration of Human Rights 1948-1998* (New York: UN Department of Public Information, 1998).

UN, *United Nations Action in the Field of Human Rights* (New York: UN Publication Division, 1994).

UN, *United Nations and Human Rights* (New York: UN Publication Division, 1984).

UN, *World Conference on Human Rights: The Vienna Declaration and Programme of Action* (New York: UN, 1995).

UNESCO, *Human Rights: Major International Instruments: Status as at 31 May 1999* (Paris: UNESCO, 1999).

UNESCO, *International Dimensions of Humanitarian Law* (Paris: UNESCO, 1988).

UNESCO, *Philosophical Formulations of Human Rights* (Paris: UNESCO, 1986).

UNESCO, *Taking Action for Human Rights in the Twenty-first Century* (Paris: UNESCO, 1998).

UNESCO, *UNESCO and Human Rights* (Paris: UNESCO, 1999).

UNHRC, *Collection of International Instruments and other Legal Texts Concerning Refugees and Displaced Persons* (UNHRC, 1995).

## Secondary Sources

Alston, Phillip, ed., *The United Nations and Human Rights: A Critical Appraisal* (Oxford: Clarendon Press, 1992).

-----, *The United Nations and Human Rights* (London: Clarendon Press, 1995).

Ankumah, Evelyn A., *The African Commission on Human and People's Rights: Practice and Procedures* (The Hague: Martinus Nijhoff, 1996).

An-Na'zm, A. and Francis Deng, ed., *Human Rights in Africa: Cross Cultural Perspectives* (Washington: Brooking Institution, 1990).

Banton, Michael, *International Action against Racial Discrimination* (Oxford: Clarendon Press, 1996).

Bassiouni, M. Cherif, *Crimes against Humanity* (Dordrecht: Martinus Nijhoff, 1987).

Bloed, A. and others, *Monitoring Human Rights in Europe* (Dordrecht: Martinus Nijhoff, 1993).

Buergenthal, T. and D. Shelton, *Protecting Human Rights in the Americas* (Strasburg: 1995).

Buergenthal, T. and R. Norris, *Human Rights under the Inter-American System* (New York: Dobbs Ferry, 1983).

Carey, J., *U.N. Protection of Civil and Political Rights* (Syracuse: Syracuse University Press, 1970).

Cassase, A., ed., *Human Rights: Thirty Years after the Universal Declaration* (1979).

Cassese, J., *Human Rights in Changing World* (Philadelphia: Temple University Press, 1990).

Davidson, Scot, *The Inter-American Court of Human Rights* (Aldershot: Dartmouth, 1992).

Del Russo, A.L., *International Protection of Human Rights* (Washington: Lerner Law Books, 1971).

Falk, Richard, *Human Rights and the State Sovereignty* (New York: Halmes and Meiser Publishers, 1981).

Ganji, M., *International Protection of Human Rights* (Geneva: Droz, 1962).

Harris, D.S., *The European Social Charter* (Charlottesville, 1984).

Hurst, Hannum, *Guide to International Human Rights Practice* (Philadelphia: University of Pennsylvania Press, 1984).

Jacobs, Francis G. and R.C.A. White, *The European Convention on Human Rights* (Oxford: Clarendon University Press, 1996).

Jenks, W., *Human Rights and International Labour Standards* (London: Stevens, 1960).

Kapoor, S.K., *Human Rights under International Law and Indian Law* (Allahabad: Central Law Agency, 1999).

Lauterpacht, Hersch, *International Law and Human Rights* (Hamden: Archon Books, 1968).

Leblanc, Lawrence J., *The OAS and the Promotion and Protection of Human Rights* (The Hague: Martinus Nijhoff, 1977).

Lerner, N., *Group Rights and Discrimination* (Dordrecht: Martinus Nijhoff, 1990).

-----, *The UN Convention on the Elimination of Racial Discrimination* (Dordrecht: Martinus Nijhoff, 1980).

Macfarlane, L.J., *The Theory and Practice of Human Rights* (London: Maurice Temple Smith, 1985).

Mahmood, Tahir, ed., *Human Rights in Islamic Law* (New Delhi: Genuine Publications, 1993).

Mayer, A.E., *Islam and Human Rights: Tradition and Politics* (Boulder: Westview Press, 1995).

Meron, Theodor, *Human Rights Law-Making in the United Nations: A Critique of Instruments and Process* (Oxford: Clarendon Press, 1986).

Mishra, Pramod, ed., *Human Rights: Global Issues* (Delhi: Kalpaz Publications, 2000).

Mohanti, M., *Peoples Rights* (New Delhi: Sage Publications, 1998).

Nagendra Singh, *Enforcement of Human Rights* (Calcutta : E L House, 1986).

-----, *Enforcement of Human Rights in Peace and War and the Future of Humanity* (Dordrecht: Martinus Nijhoff, 1986).

Nirmal, B.C., *Rights of Self Determination in International Law: Evolution, UN Law and Practice, New Dimensions* (New Delhi: Deep and Deep Publications, 1999).

Nizami, Z.A and Devika Paul, ed., *Human Rights in the Third World Countries* (Delhi: Kirs Publications, 1994).

Paine, T., *The Right of Man* (1791).

Pandey, V.P., *International Perspectives on Human Rights* (New Delhi: Mohit Publications, 1999).

Rai, Rahul, *Human Rights: UN Initiatives* (Delhi: Authorspress, 2000).

Ramcharan, B.G., *The Concept and Present Status of International Protection of Human Rights* (Dordrecht: Martinus Nijhoff, 1989).

-----, *The Right to Life in International Law* (Dordrecht: Martinus Nijhoff, 1985).

Raphdel, D.D., *Political Theory and the Rights of Man* (London: Macmillan, 1967).

Sachs, Aaron, *Eco-Justice: Linking Human Rights and the Environment* (Washington D.C.: Worldwatch Institute, 1995).

Saksena, K.P., ed., *Human Rights in Asia: Problems and Perspectives* (New Delhi: HURITER, 1984).

-----, *Human Rights: Perspectives and Challenges* (New Delhi: Lancers Books, 1994).

Scobb, Harry M. and Laurie Wizeberg, ed., *Access to Justice: Struggle for Human Rights in South-East Asia* (Washington D.C.: Human Rights Internet, 1984).

Singh, N.K., *Social Justice and Human Rights in Islam* (New Delhi: Gyan Publishing House, 1999).

Sinha, Manoj K., *Basic Documents on International Human Rights and Refugee Laws* (New Delhi: Manak Publications, 2000).

-----, *Implementation of Basic Human Rights* (New Delhi: Manak Publications, 1999).

Szabo, I. and others, *Socialist Concept of Human Rights* (Budapest, 1966).

Tolley, H. Jr., *The UN Commission on Human Rights* (Colorado: Westview Press, 1987).

Tuck, R., *Natural Rights Theories: Their Origin and Development* (1979).

Vadkar, Praveen, *International Relations, Democracy and Human Rights* (New Delhi: Rajat Publications, 2000).

Verma, R.S., *Human Rights: Burning Issues of the World, Volumes I, II and III* (Delhi: Radiant Publishers, 2000).

Vijapur, A.P., ed., *Essays on International Human Rights* (New Delhi: South Asian Publishers, 1991).

-----, ed., *The United Nations at Fifty: Studies in Human Rights* (New Delhi: South Asian Publishers, 1996).

Waldron, Jeremy, *Theories of Rights* (New York: Oxford University Press, 1990).

Welch Jr., Claude E. and Virginia A. Leary, *Asian Perspectives on Human Rights* (Oxford: Westview Press, 1990).

Winston, Morton E., *The Philosophy of Human Rights* (Belmont: Wadworth, 1989).

## PAPER-II

### Primary Sources

Asian Human Rights Commission, *Asian Human Rights Charter: A People's Charter* (Hong Kong, 1998).

Human Rights Research and Education Centre, *Bibliography on Human Rights* (Ottawa: HRREC, 1985).

ILO, *Migrant Workers* (Geneva: International Labour Office, 1974).

ILO, *Trade Union Rights and Their Relation to Civil Liberties* (Geneva: International Labour Office, 1970).

UN Centre for Human Rights, *Discrimination against Women* (Geneva: World Campaign for Human Rights, 1994).

UN Centre for Human Rights, *Enforced or Involuntary Disappearances* (Geneva: World Campaign for Human Rights, 1991).

UN Centre for Human Rights, *Harmful Traditional Practices Affecting the Health of Women and Children* (Geneva: World Campaign for Human Rights, 1995).

UN Centre for Human Rights, *Minority Rights* (Geneva: World Campaign for Human Rights, 1998).

UN Centre for Human Rights, *National Human Rights Institutions: A Handbook on the Establishment and Strengthening of National Institutions for the Promotion and Protection of Human Rights* (New York: UN Publication Division, 1995).

UN Centre for Human Rights, *National Institutions for the Promotion and Protection of Human Rights* (Geneva: World Campaign for Human Rights, 1993).

UN Centre for Human Rights, *Outlawing and Ancient Evil: Torture* (Geneva: World Campaign for Human Rights, 1985).

UN Centre for Human Rights, *Study on the Rights of Persons Belonging to Ethnic, Religious and Linguistic Minorities* (New York: UN Publication Division, 1991).

UN Centre for Human Rights, *The Right to Migratory Workers* (Geneva: World Campaign for Human Rights, 1996).

UN Centre for Human Rights, *The Rights of Indigenous Peoples* (Geneva: World Campaign for Human Rights, 1997).

UN Centre for Human Rights, *The Rights of the Child* (Geneva: World Campaign for Human Rights, 1996).

UN High Commissioner for Human Rights, *Internally Displaced Persons Compilation and Analysis of Legal Norms* (Geneva: UN Publication Division, 1998).

UN High Commissioner for Human Rights, *Protection of the Heritage of Indigenous People* (Geneva: UN Publication Division, 1997).

UN High Commissioner for Human Rights, *Sexual Exploitation of Children* (Geneva: UN Publication Division, 1996).

UN, *Action for Gender Equality and the Advancement of Women* (New York: UN Department of Public Information, 2000).

UN, *Human Rights and Disabled Persons* (Geneva: World Campaign for Human Rights, 1993).

UN, *Human Rights: Questions and Answers* (New York: UN Publication Division, 1987).

UN, *Model National Legislation for the Guidance of Governments in the Enactment of Further Legislation against Racial Discrimination* (Geneva: World Campaign for Human Rights, 1996).

UN, *Study on the Rights of Persons Belonging to Ethnic, Religious and Linguistic Minorities* (New York: UN Publication Division, 1991).

UNESCO, *Access to Human Rights Documentation: Documentation, Bibliographies and Data Base on Human Rights* (Paris: UNESCO, 1997).

UNESCO, *Human Rights of Women* (Paris: UNESCO, 1999).

UNESCO, *Violations of Human Rights: Possible Rights of Recourse and Forms of Resistance* (Paris: UNESCO, 1984).

UNICEF, *The Child and the Law* (New Delhi: UNICEF, 1994).

## Secondary Sources

Agarwal, H.O., *Implementation of Human Rights Covenants with Special Reference to India* (Allahabad: Kitab Mahal, 1983).

Alam, Aftab, ed., *Human Rights in India: Issues and Challenges* (New Delhi: Raj Publications, 1999).

Amnesty International, *Human Rights in India* (New Delhi: Sage Publications, 1994).

Bajwa, G.S. and D.K. Bajwa, *Human Rights in India: Implementation and Violations* (New Delhi: D.K. Publishers, 1996).

Basu, D.D., *Human Rights in Constitutional Law* (New Delhi: Prentice Hall, 1994).

Batra, Manjula, *Protection of Human Rights in Criminal Justice Administration: A Study of the Right of Accused in Indian and Soviet Legal Systems* (New Delhi: Deep and Deep, 1989).

Bava, Noorjahan, ed., *Human Rights and Criminal Justice Administration in India* (New Delhi: Uppal Publishing House, 2000).

Baxi, Upendra, *Inhuman Wrongs and Human Rights* (Delhi: Har Anand Publications, 1994).

-----, *Mambrino's Helmet? Human Rights for a Changing World* (New Delhi: Har Anand Publications, 1994).

Begum, S.M., ed., *Human Rights in India: Issues and Perspectives* (New Delhi: APH Publishing Co., 2000).

Bhagwati, P.N., *Legal Aid as Human Rights* (Dharwad: Jagrut Bharut, 1985).

Bhargava, G.S. and R.M.Pal, ed., *Human Rights of Dalits: Societal Violation* (New Delhi: Gyan Publishing House, 2000).

Bhatia, K.L. and others, *Social Justice of Dr. B.R. Ambedkar* (New Delhi: Deep and Deep, 1995).

Borgohain, Bani, *Human Rights: Social Justice and Political Change* (New Delhi: Kanishka Publishers, 1999).

Chandra, Shailja, *Justice V.R. Krishna Iyer on Fundamental Rights and Directive Principles* (New Delhi: Deep and Deep, 1998).

Chitkara, M.G., *Human Rights: Commitment and Betrayal* (New Delhi: APH Publishing Co., 1996).

Desai, A.R., ed., *Violations of Democratic Rights in India* (Bombay: Popular Prakashan, 1986).

Dikshit, R.C., *Police: The Human Face* (New Delhi: Gyan Publishing House, 1999).

Diwan, Paras and Peeyushi Diwan, *Children and Legal Protection* (New Delhi: Deep and Deep, 1994).

-----, *Human Rights and the Law: Universal and Indian* (New Delhi: Deep and Deep, 1998).

Dube, M.P. and Neeta Bora, ed., *Perspectives on Human Rights* (New Delhi: Anamika Publishers, 2000).

Gupta, Uma, *Supreme Court and Civil Liberties* (New Delhi: Mittal Publications, 1998).

Hansaria, B.L., *Right to Life and Liberty under the Constitution: A Critical Analysis of Article 21* (Bombay: N.M. Tripathi, 1993).

India, Ministry of Welfare, *India Marches Ahead towards Greater Attainment of Human Rights* (New Delhi: Govt. of India, 1988).

Iyer, V.R. Krishna, *Dialectics and Dynamics of Human Rights in India* (1999).

-----, *Human Rights and the Law* (Indore: Vedpal Law House, 1984).

-----, *Human Rights: A Judge's Miscellany* (Delhi: B.R. Publishing Corporation, 1995).

Iyer, K.S., *Human Rights: Vibrant Issue* (1998).

Jai, Janak Raj, *Emergency Excesses: A Daylight Robbery of Human Rights* (New Delhi: Regency Publication, 1996).

Jain, Mahavir, *Bonded Labour Justice through Judiciary* (New Delhi: Manak Publications, 1997).

Kashyap, Saubhash C., *Human Rights and Parliament* (Delhi: Metropolitan, 1978).

Kaushal, Rachna, *Women and Human Rights in India* (New Delhi: Kaveri Books, 2000).

Kaushik, Vijay, *Women's Movements and Human Rights* (Jaipur: Pointer Publishers, 1999).

Khan, Mumtaz Ali, *Human Rights and the Dalits* (New Delhi: D.K. Publishers, 1996).

Khanna, S.K., *Children and the Human Rights* (New Delhi: Commonwealth, 1998).

-----, *Women and the Human Rights* (New Delhi: Commonwealth, 1998).

Kumar, Bindal, *Problems of Working Children* (New Delhi: APH Publications, 2000).

Kumar, Naresh, *Constitutional Rights of the Prisoners* (Delhi: Mittal Publication, 1986).

Mangari, Rajender, *The Protection of Human Rights Act and Relating Laws* (1999).

Mani, V.S., *Human Rights in India: An Overview* (New Delhi: Institute for the World Congress on Human Rights, 1998).

Mathur, K.M., *Crime, Human Rights and National Security* (New Delhi: Gyan Publishing House, 1999).

Mayer, A.E., *Islam and Human Rights: Tradition and Politics* (Boulder: Westview Press, 1995).

Mehta, P.L., *Child Labour and the Law* (New Delhi: Deep and Deep, 1996).

Mishra, Jyotsna, ed., *Women and Human Rights* (Delhi: Kalpaz Publications, 2000).

Misra, Shailendra, *Police Brutality: An Analysis of Police Behaviour* (New Delhi: Vikas, 1986).

Mukhopadhyay, S., ed., *In the Name of Justice: Women and Law in Society* (New Delhi: Manohar, 1998).

Narasimham, R.K., *Human Rights and Social Justice* (New Delhi: Commonwealth Publishers, 1999).

Nirmal, C.J., *Human Rights in India* (New Delhi: Oxford, 1999).

Pachauri, S.K., *Children and Human Rights* (Delhi: APH Publications, 1999).

-----, *Women and Human Rights* (New Delhi: APH Publications, 1999).

Pannikar, K.M., *The State and the Citizen* (London: Asia Publishing House, 1960).

Paul, R.C., *Situation of Human Rights in India* (New Delhi: Commonwealth Publishers, 2000).

Peters, Tulic and Andrea Wolper, eds., *Women's Rights, Human Rights* (New York: Routledge, 1995).

Prakash, S.S., *Bonded Labour and Social Justice* (New Delhi: Deep and Deep, 1990).

Rodley, N., *Treatment of Prisoners under International Law* (Oxford, 1987).

Sahu, Asima, *Human Rights Violations and the Law* (Jaipur: Pointer Publishers, 1999).

-----, *Women's Liberation and Human Rights* (Jaipur: Pointer Publishers, 2000).

Saksena, Anu, *Human Rights and Child Labour in Indian Industries* (New Delhi: Shipra Publications, 1999).

Saksena, K.P., ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999).

Saxena, Shobha, *Crimes against Women and Protective Laws* (New Delhi: Deep and Deep, 1999).

Sehgal, B.P.Singh, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1999).

Sen, Shanker, *Police in Democratic Societies* (New Delhi: Gyan Publishing House, 2000).

Sharma, B.R., *Freedom of Press under the Indian Constitution* (New Delhi: Deep and Deep, 1994).

Sharma, Gokulesh, *Human Rights and Social Change* (New Delhi: Deep and Deep, 1998).

Sharma, H.C., *Politics and Human Rights* (Jaipur: Books Enclave, 1999).

Sharma, R.N., *Fundamental Rights, Liberty and Social Order* (New Delhi: Deep and Deep, 1992).

Sharma, Swarn Lata, *Gender Discrimination and Human Rights* (New Delhi: K.K. Publications, 2000).

Sheth, D.L. and Gurpreet Mahajan, ed., *Minority Identities and the Nation State* (New Delhi: Oxford University Press, 1999).

Singh, Jagmohan, *Right to Speedy Justice for Undertrial Prisoners* (New Delhi: Deep and Deep, 1997).

Singh, S.K., *Bonded Labour and the Law* (New Delhi: Deep and Deep, 1994).

Singh, Sujana, *Legal Aid and Human Right to Equality* (New Delhi: Deep and Deep, 1996).

Steiner, Henry J., *Diverse Partners: Non-Governmental Organisations in the Human Rights Movement* (Massachusetts: Harvard Law School, 1990).

Tripathi, S.M., *The Human Rights Face of the Supreme Court of India: Public Interest Litigation in the Apex Court* (New Delhi: D.K. Publications, 1996).

Vadaikukchery, James, *Human Rights and the Police in India* (New Delhi: APH Publishing, 1996).

Vadkar, Praveen, *Concepts, Theories and Practice of Human Rights* (New Delhi: Rajat Publications, 2000).

Verma, R.S. and I.B.S. Thokchom, *Law Relating to Custodial Death and Human Rights* (Delhi: Verma Publications, 1998).

Vijapur, A.P. and Kumar Suresh, ed., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999).

## **POST-GRADUATE DIPLOMA COURSE IN HUMAN RIGHTS AND DUTIES**

The Course comprises three papers, namely:

- I. Human Rights and Duties: Conceptual Perspectives;
- II. International and Regional Perspectives in Human Rights and Duties; and
- III. Human Rights and Duties in India.

### **PAPER-I**

#### **HUMAN RIGHTS AND DUTIES: CONCEPTUAL PERSPECTIVES**

##### **Objective:**

The paper seeks to elaborate the conceptual, philosophical, theoretical and historical aspects of Human Rights and Duties. It is in eight units, namely historical and philosophical duties, understanding of the concept, diverse theories, human rights movements, classification of rights and duties, human rights problems and the importance of internalizing the values of human rights and duties.

##### **Course Content**

- 1. HISTORICAL AND PHILOSOPHICAL PERSPECTIVES**
- 2. UNDERSTANDING OF THE CONCEPT OF RIGHTS AND DUTIES**
- 3. DIFFERENT THEORIES OF RIGHTS**
  - (i) Natural Rights Theory
  - (ii) Legal/Positivist Theory
  - (iii) Liberal Theory
  - (iv) Marxist Theory
  - (v) Sociological Theories

- (vi) Indian Perspectives such as Gandhian

#### **4. HUMAN RIGHTS MOVEMENTS**

- (i) International
- (ii) National

#### **5. CLASSIFICATION OF RIGHTS AND DUTIES**

Moral, Social, Cultural, Economic, Civil, and Political

#### **6. HUMAN DUTIES AND RESPONSIBILITIES**

- (i) Concepts of Humanism, Duties and Responsibilities
- (ii) Identification of human duties and responsibilities:

Duties towards self, family, community, society, nation/state, humankind and other beings and Mother Earth.

- (iii) Interrelationships of rights and duties: areas of harmony and conflicts

#### **7. GENERAL PROBLEMS OF HUMAN RIGHTS**

Poverty, illiteracy, discrimination and sustainable development

#### **8. IMPORTANCE OF INTERNALIZING THE VALUES OF HUMAN RIGHTS AND DUTIES**

Urgent need for not only sensitizing others of human rights and duties, but of practising oneself those values: self-inculcation, endeavour to live up to those ideals, duty to respect others' rights, respect for each other's human dignity

### **Select Bibliography**

#### **Primary Sources**

National Council for Teacher Education, *Human Rights and National Values: Self-Learning Module, volumes I-III* (New Delhi, 1996).

UN Centre for Human Rights, *Communication Procedures* (Geneva: World Campaign for Human Rights, 1992).

UN Centre for Human Rights, *Elimination of all Forms of Intolerance and Discrimination Based on Religion or Belief* (New York: UN Publication Division, 1989).

UN Centre for Human Rights, *Human Rights Training: A Manual on Human Rights Training Methodology* (New York: UN, 2000).

UN Centre for Human Rights, *Manual on Human Rights Reporting* (New York: World Campaign for Human Rights, 1991).

UN Centre for Human Rights, *World Public Information Campaign for Human Rights* (Geneva: World Campaign for Human Rights, 1993).

UN High Commissioner for Human Rights, *An Introduction: Making Human Rights a Reality* (New York: UN Publication Division, 1996).

UN, *Teaching Human Rights: Practical Activities for Primary and Secondary Schools* (New York: UN Publication Division, 1989).

UNESCO, *Human Rights and Human Rights Education in the Process of Transition to Democracy* (Prague: European Information Centre for Charles University, 1993).

UNESCO, *Human Rights Teaching: International Congress on Education of Human Rights and Democracy* (Montreal: UNESCO, 1993).

UNESCO, *Manual for Human Rights Education: Primary and Secondary Levels* (Paris: UNESCO, 1997).

UNESCO, *Philosophical Formulations of Human Rights* (Paris: UNESCO, 1986).

UNESCO, *Some Suggestions on Teachings about Human Rights* (Paris: UNESCO, 1978).

UNESCO, *Taking Action for Human Rights in the Twenty-first Century* (Paris: UNESCO, 1998).

UNESCO, *The Teaching of Human Rights: Proceedings of the International Congress on the Teaching of Human Rights, Vienna, 12-16 September 1978* (Paris: UNESCO, 1980).

UNESCO, *World Directory of Human Rights Research and Training Institutions* (Paris: UNESCO, 1995).

## Secondary Sources

Akermark, Sia S., *Human Rights Education: Achievements and Challenges* (Finland: UNESCO, 1998).

Baxi, Upendra, *Mambrino's Helmet? Human Rights for a Changing World* (Delhi: Har Anand Publications, 1994).

Bhagwati, P.N., *Dimensions of Human Rights* (Madurai: Society for Community Organization Trust, 1987).

-----, *Legal Aid as Human Rights* (Dharwad: Jagrut Bharut, 1985).

Carlston, K.S., *Social Theory and African Tribal Organisation: The Development of Socio-legal Theory* (Urbana: University of Illinois Press, 1968).

Chatrath, K.J.S., ed., *Education for Human Rights and Democracy* (Shimla: Indian Institute of Advanced Studies, 1998).

Chitkara, M.G., *Human Rights: Commitment and Betrayal* (New Delhi: APH Publishing Co., 1996).

Cingranelli, D.L., ed., *Human Rights: Measurement and Theory* (London: Macmillan, 1988).

Cranston, M., *What are Human Rights?* (London: Bodley Head, 1973).

Diwan, Paras, *Human Rights and the Law: Universal and Indian* (New Delhi Deep and Deep Publishers, 1995).

Donnelly, Jack, *The Concept of Human Rights* (London: Bodley Head, 1973).

-----, *Universal Human Rights in Theory and Practice* (Ithaca: Cornell University Press, 1989).

Douzines, Costas, *The End of Human Rights: Critical Legal Thoughts at the Turn of the Century* (Oregon: Hart Publishing, 2000).

Dube, M.P. and Neeta Bora, ed., *Perspectives on Human Rights* (New Delhi: Anamika Publishers, 2000).

Dworkin, R., *Taking Rights Seriously* (London: Duckworth, 1979).

Hannum, H., ed., *Guide to International Human Rights Practice* (Philadelphia, 1992).

Hart, H.L., *Law, Liberty and Morality* (Oxford: OUP, 1969).

-----, *The Concept of Law* (Oxford: Clarendon Press, 1971).

Hohfeld, W.N., *Fundamental Legal Conceptions* (1966).

Human Rights Research and Education Centre, *Bibliography on Human Rights* (Ottawa, 1985).

Iyer, V.R. Krishna, *Freedom of Information* (Lucknow: Eastern Book Co., 1987).

-----, *Human Rights and Inhuman Wrongs* (New Delhi: D.K. Publishers, 1996).

-----, *Human Rights and the Law* (Indore: Vedpal Law House, 1984).

Jayasawal, K.P., *Hindu Polity* (Bangalore: Bangalore Print and Publishing, 1967).

Kamengo, E., ed., *Ideas and Ideologies: Human Rights* (London: Edward Arnold, 1978).

Kammingo, Menno T., *Interstate Accountability for Violations of Human Rights* (Philadelphia: Pennsylvania, 1992).

Kaushik, Vijay, *Women's Movements and Human Rights* (Jaipur: Pointer Publishers, 1999).

Kazmi, Farid, *Human Rights: Myth and Reality* (New Delhi: Intellectual Publishers, 1987).

Kothari, Smitu and Harsh Sethi, *Rethinking Human Rights* (1991).

Kumar, Arvind, *Human Rights and Social Movements* (1999).

Lerner, N., *Group Rights and Discrimination* (Dordrecht: Martinus Nijhoff, 1990).

MacDonald, L.C., *Western Political Theory: From Its Origins to the Present* (New York: Harcourt, Brace and World, 1968).

Mahmood, Tahir, ed., *Human Rights in Islamic Law* (New Delhi: Genuine Publications, 1993).

Mayer, A.E., *Islam and Human Rights: Tradition and Politics* (Boulder: Westview Press, 1995).

McDougal, M.S. and others, *Human Rights and Public World Order* (West Haven: Yale University Press, 1980).

Mohanti, Jagan Nath, *Human Rights Education* (New Delhi: Deep and Deep, 2000).

Mohanti, M., *Peoples Rights* (New Delhi: Sage Publications, 1998).

Nickel, J.W., *Making Sense of Human Rights* (Berkeley: University of California Press, 1987).

Pal, R.M., ed., *Human Rights Education* (New Delhi: PUDR, 1995).

Pallis, Adamantia, and Peter Shwab, *Human Rights Cultural and Ideological Perspective* (New York: Praeger Publishers, 1979).

Panday, J. and R.K. Dubey, *Civil Liberty under Indian Constitution* (New Delhi: Deep and Deep, 1995).

Rai, L.D., *Human Rights in Hindu-Buddhist Tradition* (New Delhi: D.K. Publishers, 1996).

Ramcharan, B.G., *The Right to Life in International Law* (Dordrecht: Martinus Nijhoff, 1985).

Raphdel, D.D., *Political Theory and the Rights of Man* (London: Macmillan, 1967).

Rawls, J., *A Theory of Justice* (1971).

Reddaway, Peter, *Uncensored Russia: The Human Rights Movement in the Soviet Russia* (Delhi: National Academy, 1972).

Rehman, M.M. and others, *Human Rights and Human Development: Concepts and Contexts* (New Delhi: Manak Publications, 2000).

Reisman, M.W. and Westen, *Toward World Order and Human Dignity* (New York: The Free Press).

Rousseau, J.J., *The Social Contract* (1762).

Sachs, Aaron, *Eco-Justice: Linking Human Rights and the Environment* (Washington D.C.: Worldwatch Institute, 1995).

Saksena, K.P., *Human Rights: Perspectives and Challenges* (New Delhi: Lancers Books, 1994).

-----, ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999).

-----, ed., *Teaching of Human Rights* (New Delhi: HURITER, 1985).

-----, *Teaching Human Rights: A Manual for Adult Education* (New Delhi: Lancers Books, 1996).

Salby, David, *Human Rights* (Cambridge University Press, 1987).

Sanajaoba, N., *Human Rights in the New Millennium* (New Delhi: Manas Publications, 2000).

Singh, N.K., *Social Justice and Human Rights in Islam* (New Delhi: Gyan Publishing House, 1999).

Singhvi, L.M., *Horizons of Freedom* (Delhi: National Press, 1969).

Steiner, Henry J., *Diverse Partners: Non-Governmental Organisations in the Human Rights Movement: The Report of a Retreat of Human Rights Activists* (Massachusetts: Harvard Law School, 1990).

Subramanian, S., *Human Rights Training, Volumes I and II* (Allahabad: Vohra Publishing, 1989).

Sunga, Lyal S., *International Responsibility in International Law for Serious Human Rights Violations* (Dordrecht: Martinus Nijhoff, 1992).

Szabo, I. and others, *Socialist Concept of Human Rights* (Budapest, 1966).

Thomas, M.A., *The Struggle for Human Rights* (Bangalore: Asian Trading Corporation, 1992).

Thoolen, H., and B. Verstappen, *Human Rights Missions* (The Hague: Martinus Nijhoff, 1986).

Tuck, R., *Natural Rights Theories* (Cambridge: Cambridge University Press, 1979).

Vadkar, Praveen, *Concepts, Theories and Practice of Human Rights* (New Delhi: Rajat Publications, 2000).

Venkataramaiah, E.S., ed., *Human Rights in the Changing World* (New Delhi: International Law Association, 1988).

Vijapur, A.P. and Kumar Suresh, ed., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999).

Waldron, Jeremy, *Theories of Rights* (New York: Oxford University Press, 1990).

Winston, Morton E., *The Philosophy of Human Rights* (Belmont: Wadworth, 1989).

## **PAPER-II**

### **INTERNATIONAL AND REGIONAL PERSPECTIVES ON HUMAN RIGHTS AND DUTIES**

#### **Objective:**

This paper focuses on international and regional norms and institutional mechanisms of human rights. It is in five units: emergence of international concern for human rights, international norms and standards, regional human rights instruments, protection and enforcement at international and regional levels, and international responses to some problems such as racial discrimination, freedom from torture, rights of women and children, and human rights in armed conflict and rights of refugees.

#### **Course Content**

##### **1. INTERNATIONAL CONCERN FOR AND RECOGNITION OF HUMAN RIGHTS**

## **2. INTERNATIONAL NORMS AND STANDARDS**

- (i) United Nations Charter
- (ii) Universal Declaration of Human Rights, 1948
- (iii) International Covenant on Economic, Social and Cultural Rights, 1966
- (iv) International Covenant on Civil and Political Rights, 1966
- (v) Fundamental Duties and Responsibilities:

Duty to respect the rights of others (Article 29 of the Universal Declaration of Human Rights, 1948, UN Declaration on the Right and Responsibility of Individuals, Groups and Organs of Society to Promote and Protect Universally Recognized Human Rights and Fundamental Freedoms, 1999, UNESCO Declaration on the Responsibilities of the Present Generations towards Future Generations, 1997)

## **3. REGIONAL HUMAN RIGHTS INSTRUMENTS**

- (i) European Convention on Human Rights, 1950
- (ii) African Charter of Human and People's Rights, 1981
- (iii) American Convention on Human Rights, 1969

## **4. PROTECTION AND ENFORCEMENT OF HUMAN RIGHTS AT THE INTERNATIONAL AND REGIONAL LEVELS**

- (i) International Level :

UN General Assembly, Economic and Social Council, Human Rights Commission, UN High Commissioner for Human Rights, Committees under the international covenants and conventions.

- (ii) Regional Level :

- (a) European Commission on Human Rights and the Court of Human Rights
- (b) American Commission of Human Rights and Court of Human Rights
- (c) African Commission of Human Rights and Court of Human Rights

## 5. INTERNATIONAL RESPONSE TO SOME PROBLEMS

- (i) Racial discrimination -
  - (a) International Convention on the Elimination of All Forms of Racial Discrimination, 1965
  - (b) UNESCO Declaration on Race and Racial Prejudice, 1978
- (ii) Freedom from Torture -
  - (a) Convention for the Prevention and Punishment of the Crime of Genocide, 1948
  - (b) Convention on the Protection of All Persons from Being Subjected to Torture and other Cruel and Inhuman or Degrading Treatment or Punishment, 1984
- (iii) Rights of Women and Children -
  - (a) Convention on Elimination of All Forms of Discrimination against Women, 1979
  - (b) Convention on the Rights of the Child, 1989
- (iv) Human Rights in Armed Conflict and Rights of Refugees
  - (a) Geneva Conventions on International Humanitarian Law, 1949
  - (b) Geneva Protocols I & II to the Geneva Conventions, 1977
  - (c) Convention on Protection of Refugees, 1951 and 1967 Protocol

## Select Bibliography

### Primary Sources

Asian Human Rights Commission, *Asian Human Rights Charter: A People's Charter* (Hong Kong, 1998).

Council of Europe, *Human Rights: A Continuing Challenge for the Council of Europe* (Strasbourg: Council of Europe Press, 1995).

Human Rights Research and Education Centre, *Bibliography on Human Rights* (Ottawa: HRREC, 1985).

ILO, *Comparative Analysis of the International Covenants on Human Rights and International Labour Conventions and Recommendations, Official Bulletin* (Geneva, 1969).

Information Office of the State Council of China, *Human Rights in China* (Beijing, 1991).

UN Centre for Human Rights, *Discrimination against Women* (Geneva: World Campaign for Human Rights, 1994).

UN Centre for Human Rights, *Freedom of the Individual under Law: An Analysis of Article 29 of the Universal Declaration of Human Rights* (New York: UN Publication Division, 1990).

UN Centre for Human Rights, *Harmful Traditional Practices Affecting the Health of Women and Children* (Geneva: World Campaign for Human Rights, 1995).

UN Centre for Human Rights, *Human Rights and Pre-trial Detention: A Handbook of International Standards relating to Pre-trial Detention* (New York: UN Publication Division, 1994).

UN Centre for Human Rights, *Human Rights and Refugees* (Geneva: World Campaign for Human Rights, 1993).

UN Centre for Human Rights, *Human Rights Machinery* (Geneva: World Campaign for Human Rights, 1987).

UN Centre for Human Rights, *International Human Rights Standards for Law Enforcement* (Geneva: World Campaign for Human Rights, 1996).

UN Centre for Human Rights, *International Humanitarian Law and Human Rights* (Geneva: World Campaign for Human Rights, 1992).

UN Centre for Human Rights, *Minority Rights* (Geneva: World Campaign for Human Rights, 1998).

UN Centre for Human Rights, *National Institutions for the Promotion and Protection of Human Rights* (Geneva: World Campaign for Human Rights, 1993).

UN Centre for Human Rights, *Programme of Action for the Second Decade to Combat Racism and Racial Discrimination* (Geneva: World Campaign for Human Rights, 1989).

UN Centre for Human Rights, *Special Issue on Human Rights and Humanitarian Law and Human Rights and Refugee Law* (New York, 1992).

UN Centre for Human Rights, *Special Issue on Implementation of International Human Rights Instruments* (New York, 1990).

UN Centre for Human Rights, *Status of the Individual and Contemporary International Law: Promotion, Protection and Restoration of Human Rights at National and International Levels* (New York: UN Publication Division, 1992).

UN Centre for Human Rights, *Study on the Rights of Persons Belonging to Ethnic, Religious and Linguistic Minorities* (New York: UN Publication Division, 1991).

UN Centre for Human Rights, *The Committee against Torture* (Geneva: World Campaign for Human Rights, 1992).

UN Centre for Human Rights, *The Committee on Economic, Social and Cultural Rights* (Geneva: World Campaign for Human Rights, 1996).

UN Centre for Human Rights, *The Committee on the Elimination of Racial Discrimination* (Geneva: World Campaign for Human Rights, 1994).

UN Centre for Human Rights, *The International Bill of Human Rights* (Geneva: World Campaign for Human Rights, 1996).

UN Centre for Human Rights, *The Rights of Indigenous Peoples* (Geneva: World Campaign for Human Rights, 1997).

UN Centre for Human Rights, *The Rights of the Child* (Geneva: World Campaign for Human Rights, 1996).

UN Centre for Human Rights, *United Nations and Law Enforcement: A Manual of Human Rights Training for the Police* (New York: UN Publication Division, 1997).

UN Centre for Human Rights, *United Nations Reference Guide in the Field of Human Rights* (New York: UN Publication Division, 1993).

UN High Commissioner for Human Rights, *Internally Displaced Persons Compilation and Analysis of Legal Norms* (Geneva: UN Publication Division, 1998).

UN High Commissioner for Human Rights, *Protection of the Heritage of Indigenous People* (Geneva: UN Publication Division, 1997).

UN High Commissioner for Human Rights, *Sexual Exploitation of Children* (Geneva: UN Publication Division, 1996).

UN World Campaign for Human Rights, *The African Charter on Human and People's Rights* (Geneva: UN Publication Division, 1990).

UN, *Action for Gender Equality and the Advancement of Women* (New York: UN Department of Public Information, 2000).

UN, *Convention on the Elimination of all Forms of Discrimination against Women* (New York: UN Department of Public Information, 1999).

UN, *Convention on the Rights of the Child* (New York: UN Department of Public Information, 1991).

UN, *Human Rights and Disabled Persons* (Geneva: World Campaign for Human Rights, 1993).

UN, *Human Rights Bibliography: UN Documents and Publications 1980-1990, volumes I-V* (New York: UN Publication Division, 1993).

UN, *Human Rights: A Compilation of International Instruments* (New York: UN Publication Division, 1983).

UN, *Human Rights: Questions and Answers* (New York: UN Publication Division, 1987).

UN, *Model National Legislation for the Guidance of Governments in the Enactment of Further Legislation against Racial Discrimination* (Geneva: World Campaign for Human Rights, 1996).

UN, *Platform for Action and the Beijing Declaration: Fourth World Conference on Women, Beijing, China, 4-15 September 1995* (New York: UN Publication Division, 1996).

UN, *Protection of the Heritage of Indigenous People* (New York: UN Publication Division, 1997).

UN, *Study on the Rights of Persons Belonging to Ethnic, Religious and Linguistic Minorities* (New York: UN Publication Division, 1991).

UN, *The Standard Rules on the Equalization of Opportunities for Persons with Disabilities* (New York: UN Publication Division, 1994).

UN, *The Universal Declaration of Human Rights 1948-1998* (New York: UN Dept. of Public Information, 1998).

UN, *United Nations Action in the Field of Human Rights* (New York: UN Publication Division, 1994).

UN, *United Nations and Human Rights* (New York: UN Publication Division, 1984).

UN, *World Conference on Human Rights: The Vienna Declaration and Programme of Action* (New York: UN, 1995).

UNESCO, *Access to Human Rights Documentation: Documentation, Bibliographies and Data Base on Human Rights* (Paris: UNESCO, 1997).

UNESCO, *A Guide to Human Rights: Institutions, Standards, Procedures* (Paris: UNESCO, 2001).

UNESCO, *Human Rights of Women* (Paris: UNESCO, 1999).

UNESCO, *Human Rights: Major International Instruments: Status as at 31 May 1999* (Paris: UNESCO, 1999).

UNESCO, *International Dimensions of Humanitarian Law* (Paris: UNESCO, 1988).

UNESCO, *UNESCO and Human Rights* (Paris: UNESCO, 1999).

UNESCO, *United to Combat Racism: Selected Articles and Standard Setting Instruments* (Paris: UNESCO, 2001).

UNHRC, *Collection of International Instruments and other Legal Texts Concerning Refugees and Displaced Persons* (UNHRC, 1995).

UNICEF, *Impact of Armed Conflict on Children* (New York: UNESCO, 1996).

UNICEF, *The Child and the Law* (New Delhi: UNICEF, 1994).

UNICEF, *The Media and the Children's Rights: A Practical Introduction for Media Professionals* (New Delhi: UNESCO, 2000).

UNICEF, *The State of World's Children 1999* (New York: Oxford University Press, 2000).

UNICEF, *The State of World's Children 2001* (New York: UNICEF, 2001).

WHO, *Guidelines for the Promotion of Human Rights of Persons with Mental Disorders* (Geneva: WHO Division of Mental Health and Substance Abuse, 1996).

## **Secondary Sources**

Agarwal, H.O., *Implementation of Human Rights Covenants with Special Reference to India* (Allahabad: Kitab Mahal, 1983).

Alston, Phillip, ed., *The United Nations and Human Rights: A Critical Appraisal* (Oxford: Clarendon Press, 1992).

-----, *The United Nations and Human Rights* (London: Clarendon Press, 1995).

Anand, R.P., *Sovereign Equality of States in International Law* (Dordrecht: Martinus Nijhoff, 1980).

Anaya, J., *Indigenous Peoples in International Law* (London, 1978).

Ankumah, Evelyn A., *The African Commission on Human and People's Rights: Practice and Procedures* (The Hague: Martinus Nijhoff, 1996).

An-Na'zm, A. and Francis Deng, ed., *Human Rights in Africa: Cross Cultural Perspectives* (Washington: Brooking Institution, 1990).

Baade, H.J., *Legal Problems of a Code of Conduct for Multinational Enterprises* (Boston, 1980).

Bailey, Sydney D., *The UN Security Council and Human Rights* (New York: St. Martin's Press, 1994).

Bankowski, I., ed., *International Ethical Guidelines for Biomedical Research Involving Human Subjects* (Geneva: WHO, 1993).

Banton, Michael, *International Action against Racial Discrimination* (Oxford: Clarendon Press, 1996).

Bassiouni, M. Cherif, *Crimes against Humanity* (Dordrecht: Martinus Nijhoff, 1987).

Becker, G.S., *Economics of Discrimination* (1973).

Bernardi, M.J., *International Legal Instruments on the Health of Children and Women* (Geneva, 1997).

Best, Geoffrey, ed., *Humanity in Warfare: The Modern History of the International Law of Armed Conflicts* (London: Weidenfels and Nicolson, 1980).

Bloed, A. and others, *Monitoring Human Rights in Europe* (Dordrecht: Martinus Nijhoff, 1993).

Bossuyt, M.J., *Guide to the "Travaux Preparations" of the International Covenant on Civil and Political Rights* (Dordrecht: Martinus Nijhoff, 1987).

Brolmann, C. and others, eds., *Peoples and Minorities in International Law* (Dordrecht: Martinus Nijhoff, 1993).

Brownlie, Ian, ed., *Basic Documents on Human Rights* (Oxford: Clarendon Press, 1983).

-----, Ian, *Principles of Public International Law* (Oxford: Clarendon Press, 1990).

Buergenthal, T. and D. Shelton, *Protecting Human Rights in the Americas* (Strasburg: 1995).

Buergenthal, T. and R. Norris, *Human Rights under the Inter-American System* (New York: Dobbs Ferry, 1983).

Buergenthal, T. ed., *Human Rights, International Law and the Helsinki Accord* (New Jersey: Allanheld Osmon, 1977).

-----, ed., *Human Rights and International Law* (New Delhi: Allied, 1979).

-----, *Human Rights in National and International Law* (Manchester: Manchester University Press, 1968).

Burgers, J.H., and H. Danelius, *The United Nations Convention against Torture* (Dordrecht: Martinus Nijhoff, 1988).

Cahn, Edman, ed., *The Great Rights* (New York: MacMillan Publishers, 1963).

Campbell, T. and others, *Human Rights: From Rhetoric to Reality* (Oxford: Blackwell, 1986).

Carey, J., *U.N. Protection of Civil and Political Rights* (Syracuse: Syracuse University Press, 1970).

Carlston, K.S., *Social Theory and African Tribal Organisation: The Development of Socio-legal Theory* (Urbana: University of Illinois Press, 1968).

Cassese, J., *Human Rights in Changing World* (Philadelphia: Temple University Press, 1990)

Cassese, A., ed., *Human Rights: Thirty Years after the Universal Declaration* (1979).

-----, ed., *The Rome Statute of the International Criminal Court* (Oxford: Clarendon Press, 2000).

Castberg, Frede, *The European Convention on Human Rights* (Leiden: Sijthoff, 1974).

Chitkara, M.G., *Human Rights in Pakistan* (Delhi: APH Publishing Co., 1996).

Chowdhury, Subrata Roy, *The Rule of Law in a State of Emergency: The Paris Minimum Standard of Human Rights Norms in a State of Emergency* (New York: St. Martin Press, 1988).

Clark, R.S., *A United Nations High Commissioner for Human Rights* (The Hague: Martinus Nijhoff, 1972).

Claude, R.P., and B.H. Weston, *Human Rights in the World Community: Issues and Action* (Philadelphia: University of Pennsylvania, 1989).

Cook, R., ed., *Human Rights of Women* (Philadelphia, 1994).

Cook, R.J., *Human Rights and Women's Health: The Promotion and Protection of Women's Health through International Human Rights Law* (Geneva: WHO, 1994).

Davidson, B., *The Africans: An Entry to Cultural History* (London: Penguin Books, 1973).

Davidson, Scot, *The Inter-American Court of Human Rights* (Aldershot: Dartmouth, 1992).

Del Russo, A.L., *International Protection of Human Rights* (Washington: Lerner Law Books, 1971).

Detrick, S., *The United Nations Convention on the Rights of the Child* (Dordrecht: Martinus Nijhoff, 1992).

Donnelly, Jack, *Universal Human Rights in Theory and Practice* (Ithaca: Cornell University Press, 1989).

Dowrick, F.E., ed., *Human Rights: Problems, Perspective and Text* (Great Britain: David Green, 1979).

Drost, P.N., *Human Rights as Legal Rights: The Realization of Human Rights in Positive International Law* (Leiden: Sijthoff, 1951).

Drzemczewski, A., *European Human Rights Convention in Domestic Law* (Oxford: OUP, 1983).

Edwards, Susan, ed., *Gender, Sex and Law* (1985).

Eide, A., and A. Schou, ed., *International Protection of Human Rights: Proceedings of the Seventh Nobel Symposium* (Sweden: Interscience Publishers, 1968).

Falk, Richard, *Human Rights and the State Sovereignty* (New York: Halmes and Meiser Publishers, 1981).

Fawcett, J.E., *The Application of the European Convention on Human Rights* (Oxford: Clarendon Press, 1987).

Forrest, Duncan, *Glimpse of Hell: Reports on Torture Worldwide* (London: Wellington House, 1996).

Forsythe, David P., ed., *Human Rights and Development: International Views* (New York: St. Martin's Press, 1989).

-----, *The Internationalization of Human Rights* (Lexington: Lexington Books, 1991).

Ganji, M., *International Protection of Human Rights* (Geneva: Droz, 1962).

Geza, Herczegh, *Development of International Humanitarian Law* (Budapest: Akademiai Kiado, 1984).

Goodrich, L.M. and others, *Charter of the United Nations: Commentary and Documents* (New York: Columbia University Press, 1969).

Goodwin-Gill, Guy, *The Refugee in International Law* (Oxford: Clarendon Press, 1983).

Grahl-Madsen, Atle, *The Status of Refugees in International Law* (Leyden: A.W. Sijthoff, 1972).

Halcombe, Arthur N., *Human Rights in the Modern World* (Washington: New York University Press, 1948).

Hamalengawa, M. and others, *The International Law of Human Rights in Africa: Basic Documents and Annotated Biography* (Dordrecht: Martinus Nijhoff, 1988).

Harris, D.J., *Cases and Materials on International Law* (London: Sweet & Maxwell, 1983).

Harris, D.S., *The European Social Charter* (Charlottesville, 1984).

Henkin, Louis, *Human Dignity: The Internationalization of Human Rights* (New York: Oceanna, 1979).

-----, *The International Bill of Rights: The Covenant and Civil and Political Rights* (New York: Columbia University Press, 1981).

-----, *The Rights of Man Today* (London: Stevens & Sons, 1978).

Hingorani, R.C., ed., *Humanitarian Law* (New Delhi: Oxford and IBH Publishing Co., 1991).

Humphrey, John, *No Distance Millenium: The International Law of Human Rights* (Paris: UNESCO, 1989).

International Commission of Jurists, *States of Emergency: Their Impact on Human Rights* (Geneva: ICJ, 1983).

International Committee of the Red Cross and Henry Dunant Institute, *Bibliography of International Humanitarian Law Applicable in Armed Conflict* (Geneva: International Committee of the Red Cross, 1987).

Jacobs, Francis G. and R.C.A. White, *The European Convention on Human Rights* (Oxford: Clarendon University Press, 1996).

Jenks, W., *Human Rights and International Labour Standards* (London: Stevens, 1960).

Jones, G.J., *The United Nations and the Domestic Jurisdiction of States* (Cardiff: University of Wales Press, 1979).

Kapoor, S.K., *Human Rights under International Law and Indian Law* (Allahabad: Central Law Agency, 1999).

Karel, Vasak, ed., *The International Dimensions of Human Rights* (Connecticut: Greenwood Press, 1982).

Langley, Winstone E., *Encyclopedia of Human Rights Issues since 1945* (London: Fitzroy Dearborn Publishers, 1999).

Lauterpacht, Hersch, *An International Bill of the Rights of Man* (New York: Columbia University Press, 1945).

-----, *International Law and Human Rights* (Hamden: Archon Books, 1968).

Lawson, Edward, *Encyclopedia of Human Rights* (Washington: Taylor and Francis, 1996).

Leblanc, Lawrence J., *The OAS and the Promotion and Protection of Human Rights* (The Hague: Martinus Nijhoff, 1977).

Lerner, N., *The UN Convention on the Elimination of Racial Discrimination* (Dordrecht: Martinus Nijhoff, 1980).

Luard, E., ed., *The International Protection of Human Rights* (London: Thames and Hudson, 1967).

MacGoldrick, Dominic, *The Human Rights Committee* (Oxford: Clarendon Press, 1991).

Mallik, Ross, *Development, Ethnicity and Human Rights in South Asia* (New Delhi: Saga, 1998).

Mani, V.S., *Basic Principles of Modern International Law* (New Delhi: Lancers Books, 1993).

Maquet, J.P., *Civilizations of Black Africa* (New York: Oxford University Press, 1972).

McCoubrey, Hilaire, *International Humanitarian Law: The Regulation of Armed Conflict* (Aldeshot: Dartmouth Publishing House, 1990).

McDonald, R. and others, eds., *The European System for the Protection of Human Rights* (Dordrecht: Martinus Nijhoff, 1993).

McDougal, M.S. and others, *Human Rights and Public World Order* (West Haven: Yale University Press, 1980).

Meron, Theodor, ed., *Human Rights in International Law: Legal and Policy Issues* (Oxford: Clarendon Press, 1984).

-----, *Human Rights and Humanitarian Norms as Customary Law* (Oxford: Clarendon Press, 1989).

-----, *Human Rights in Internal Strife: Their International Protection* (Cambridge: Grotious Publications, 1987).

-----, *Human Rights Law-Making in the United Nations: A Critique of Instruments and Process* (Oxford: Clarendon Press, 1986).

Michael, James, *Privacy and Human Rights: An International and Comparative Study with Special Reference to Documents in Information Technology* (Paris: UNESCO, 1994).

Mikaelson, L., *European Protection of Human Rights* (Leyden: Sithoff, 1981).

Mishra, Jyotsna, *Human Rights in South Asia* (Delhi: Kalpaz Publications, 2000).

Mishra, Pramod, *Human Rights in South Asia* (Delhi: Kalpaz Publications, 2000).

Morrison, K.C., *The Dynamics of Development in the European Human Rights Convention System* (The Hague: Martinus Nijhoff, 1981).

Morsink, Johannes, *The Universal Declaration of Human Rights: Origins, Drafting and Intent* (Philadelphia: University of Pennsylvania Press, 1999).

Moskowitz, M., *International Concern with Human Rights* (Leyden: Sithoff, 1974).

Nagendra Singh, *Enforcement of Human Rights* (Calcutta: E.L. House, 1986).

-----, *Enforcement of Human Rights in Peace and War and the Future of Humanity* (Dordrecht: Martinus Nijhoff, 1986).

Nawaz, M.K., *Changing Law of Nations* (Calcutta: EL House, 2000).

Nedjati, Z.M., *Human Rights under the European Convention* (Amsterdam: North Holland, 1978).

Nizami, Z.A and Devika Paul, ed., *Human Rights in the Third World Countries* (Delhi: Kirs Publications, 1994).

Orra, Jaime, *Human Rights in States of Emergency in International Law* (London: Clarendon Press, 1995).

Pandey, V.P., *International Perspectives on Human Rights* (New Delhi: Mohit Publications, 1999).

Pathak, R.S. and R.P. Dhokalia, ed., *International Law in Transition: Essays in Memory of Judge Nagendra Singh* (New Delhi: Lancers Books, 1992).

Peters, Tulic and Andrea Wolper, eds., *Women's Rights, Human Rights* (New York: Routledge, 1995).

Phillips, A. and A. Rosas, eds., *The UN Minority Rights Declaration* (London, 1993).

Pictet, Jean, *Humanitarian Law and the Protection of War Victims* (Leiden: Sijthoff, 1975).

Ramcharan, B.G., ed., *Human Rights: Thirty Years after the Universal Declaration* (The Hague: Martinus Nijhoff, 1982).

-----, ed., *International Law and Fact-finding in the Field of Human Rights* (Dordrecht: Martinus Nijhoff, 1982).

-----, *Human Rights Forty Years after the Universal Declaration* (The Hague: Martinus Nijhoff, 1989).

-----, *The Concept and Present Status of International Protection of Human Rights* (Dordrecht: Martinus Nijhoff, 1989).

Rembe, N.S., *Africa and Regional Protection of Human Rights* (Rome: Leoul, 1985).

Robertson, A.H., ed., *Human Rights: In National and International Law* (Manchester: Oceana Publications, 1968).

Robinson, J., *Human Rights and Fundamental Freedoms in the Charter of the United Nations* (New York: Institute of Jewish Affairs, 1946).

Robinson, N., *The Universal Declaration of Human Rights: Its Origin, Significance, Application and Interpretation* (New York: Institute of Jewish Affairs, 1958).

Rodley, N., *Treatment of Prisoners under International Law* (Oxford, 1987).

Rontarriaza, Naomi, *Impunity and Human Rights in International Law and Practice* (New York: OUP, 1995).

Rose, Allan and others, *Human Rights in a Changing East/West Perspective* (London: Pinter, 1990).

Saksena, K.P., ed., *Human Rights in Asia: Problems and Perspectives* (New Delhi: HURITER, 1984).

Sanajaoba, N., *Human Rights: Principles, Practices and Abuses* (New Delhi: D.K. Publishers, 1996).

-----, *Right of Oppressed Nations* (New Delhi: Omsons Publications, 1996).

Saxena, J.N. and others, ed., *United Nations for Better World* (New Delhi: Lancers Books, 1986).

Schabas, William A., *Genocide in International Law* (Cambridge: Cambridge University Press, 2000).

Schreiber, Anna, *The Inter-American Commission on Human Rights* (Leyden: Sijthoff, 1970).

Scobb, Harry M. and Laurie Wizeberg, ed., *Access to Justice: Struggle for Human Rights in South-East Asia* (Washington D.C.: Human Rights Internet, 1984).

Sharma, R.N., *Personal Liberty under the Indian Constitution* (New Delhi: Deep and Deep Publications, 1991).

Sharma, Swarn Lata, *Gender Discrimination and Human Rights* (New Delhi: K.K. Publications, 2000).

Shepherd, George W. and Ved Nanda, eds., *Human Rights and Third World Developments* (Westport: Greenwood Press, 1985).

Sheriber, Anna, *The Inter-American Commission of Human Rights* (Leiden: A.W. Sijthoff, 1970).

Sheth, D.L. and Gurpreet Mahajan, ed., *Minority Identities and the Nation State* (New Delhi: Oxford University Press, 1999).

Sieghart, Paul, *The International Law of Human Rights* (London: OUP, 1983).

-----, *The Lawful Rights of Mankind: An Introduction to the International Legal Code of Human Rights* (London: OUP, 1985).

Sinclair, I., *The Vienna Convention on the Law of Treaties* (Manchester: MUP, 1984).

Sinha, Manoj K., *Basic Documents on International Human Rights and Refugee Laws* (New Delhi: Manak Publications, 2000).

-----, *Implementation of Basic Human Rights* (New Delhi: Manak Publications, 1999).

Sinus, J., *Women, Health and the Environment: An Anthology: Tabular Information on Legal Instruments dealing with HIV Infections and AIDs* (Geneva: WHO, 1994).

Sohn, L. and T. Buergenthal, *International Protection of Human Rights* (Indianapolis: Bobbs Merrill, 1973).

Steiner, Henry J. and Phillip Alsten, *International Human Rights Law in Context: Law, Politics and Morals* (London: Clarendon Press, 1995).

Stone, Julius, *Legal Controls of International Conflict: A Treatise on the Dynamics of Disputes and War Law* (New York: Garland Publications, 1973).

Subbian, A., *Human Rights Complaints Systems: International and Regional* (New Delhi: Deep and Deep, 2000).

Symonides, Janusz and Vladimor Volodin, *Human Rights of Women: A Collection of International and Regional Normative Instruments* (Paris: UNESCO, 1999).

Tardu, M., *Human Rights: The International Petition System* (New York: Dobbs Ferry, 1986).

Thakur, L.K., *Comparative and International Human Rights* (Delhi: Aarthorspress, 2000).

Thamilmaran, V. T., *Human Rights in Third World Perspective* (New Delhi: Har-Anand Publications, 1992).

Thomas, M.A., *The Struggle for Human Rights* (Banglore: Asia Trading Corporation, 1992).

Thornberry, Patrick, *International Law and the Rights of the Minorities* (Oxford: Clarendon Press, 1991).

Tolley, H. Jr., *The UN Commission on Human Rights* (Colorado: Westview Press, 1987).

Vadkar, Praveen, *International Relations, Democracy and Human Rights* (New Delhi: Rajat Publications, 2000).

Van Bueren, G., *The International Law on the Rights of the Child* (Dordrecht: Martinus Nijhoff, 1995).

Van Dyke, P., and G.H. Van Hoof, *Theory and Practice of the European Convention on Human Rights* (Deventer: Kluwer, 1984).

Verma, R.S., *Human Rights: Burning Issues of the World, Volumes I, II and III* (Delhi: Radiant Publishers, 2000).

Verma, S.K., *An Introduction to Public International Law* (New Delhi: Prentice Hall, 1998).

Vierdag, E.W., *The Concept of Discrimination in International Law with Special Reference to Human Rights* (The Hague: Martinus Nijhoff, 1973).

Vijapur, A.P., ed., *Essays on International Human Rights* (New Delhi: South Asian Publishers, 1991).

-----, *The United Nations at Fifty: Studies in Human Rights* (New Delhi: South Asian Publishers, 1996).

Vincent, R.J., *Human Rights and International Relations* (New York: Cambridge University Press, 1987).

Welch Jr., Claude E. and Virginia A. Leary, *Asian Perspectives on Human Rights* (Oxford: Westview Press, 1990).

Zuidwick, T.J.M., *Petitioning the United Nations: A Study in Human Rights* (New York: St. Martin's Press, 1982).

### **Some Journals/Periodicals:**

ICRC, *International Review of the Red Cross*.

ILO, *International Labour Review*.

Society for Disability and Rehabilitation Studies, New Delhi, *International Journal of Disability Studies*.

UNESCO, *Yearbook on Human Rights*.

WHO, *Comparative Health Legislation Series*.

### **PAPER-III**

## **HUMAN RIGHTS AND DUTIES IN INDIA**

### **Objective:**

This paper aims to acquaint the students with the state of human rights and duties in India. Through four units, it encompasses the evolution of the concept of human rights and duties in India, India's constitutional and legal framework (both normative as well as institutional) and the mechanism for protection and enforcement. It also highlights some specific human rights problems in India.

### **Course Content**

#### **1. EVOLUTION OF THE CONCEPT OF HUMAN RIGHTS AND DUTIES IN INDIA**

- (i) Evolution of the composite culture of India, contribution of diverse religions
- (ii) Concepts of human welfare, rights and duties, the cosmology of universe with human beings as its intrinsic past
- (iii) Human rights and duties in contemporary India: law, politics and society
- (iv) Social movements of the 19th and 20th centuries, independence movement, Gandhi, Nehru. Ambedkar, etc.
- (v) Making of the Constitution

## **2. NORMATIVE FRAMEWORK OF HUMAN RIGHTS AND DUTIES IN INDIA**

- (i) Constitutional perspective: Fundamental Rights, Directive Principles, Fundamental Duties, and their interrelationship
- (ii) Statutory protection of human rights: special laws

## **3. ENFORCEMENT OF HUMAN RIGHTS: CONSTITUTION AND STATUTORY MECHANISM**

- (i) Legislature, executive and judiciary
- (ii) National Human Rights Commission, other commissions and committees, Central and State
- (iii) NGOs and human rights movements
- (iv) Information Media and education
- (v) Social, economic, political and administrative problems of enforcement

## **4. SOME SPECIFIC PROBLEMS**

- (i) Communal and caste conflicts and tensions
- (ii) Discrimination and violence against women and children
- (iii) Custodial violence
- (iv) Problems of health and environmental protection

## **Select Bibliography**

### **Primary Sources**

India, Ministry of Welfare, *India Marches Ahead towards Greater Attainment of Human Rights* (New Delhi: Govt. of India, 1988).

UN Centre for Human Rights, *Civil and Political Rights: The Human Rights Committee* (Geneva: World Campaign for Human Rights, 1997).

UN Centre for Human Rights, *Discrimination against Women* (Geneva: World Campaign for Human Rights, 1994).

UN Centre for Human Rights, *Elimination of all Forms of Intolerance and Discrimination Based on Religion or Belief* (New York: UN Publication Division, 1989).

UN Centre for Human Rights, *Enforced or Involuntary Disappearances* (Geneva: World Campaign for Human Rights, 1991).

UN Centre for Human Rights, *Extra-judicial, Summary or Arbitrary Executions* (Geneva: World Campaign for Human Rights, 1997).

UN Centre for Human Rights, *Harmful Traditional Practices Affecting the Health of Women and Children* (Geneva: World Campaign for Human Rights, 1995).

UN Centre for Human Rights, *Human Rights Machinery* (Geneva: World Campaign for Human Rights, 1987).

UN Centre for Human Rights, *Methods for Combating Torture* (Geneva: World Campaign for Human Rights, 1995).

UN Centre for Human Rights, *Minority Rights* (Geneva: World Campaign for Human Rights, 1998).

UN Centre for Human Rights, *National Human Rights Institutions: A Handbook on the Establishment and Strengthening of National Institutions for the Promotion and Protection of Human Rights* (New York: UN Publication Division, 1995).

UN Centre for Human Rights, *National Institutions for the Promotion and Protection of Human Rights* (Geneva: World Campaign for Human Rights, 1993).

UN Centre for Human Rights, *Outlawing and Ancient Evil: Torture* (Geneva: World Campaign for Human Rights, 1985).

UN Centre for Human Rights, *Programme of Action for the Second Decade to Combat Racism and Racial Discrimination* (Geneva: World Campaign for Human Rights, 1989).

UN Centre for Human Rights, *Study on the Rights of Persons Belonging to Ethnic, Religious and Linguistic Minorities* (New York: UN Publication Division, 1991).

UN Centre for Human Rights, *The Committee against Torture* (Geneva: World Campaign for Human Rights, 1992).

UN Centre for Human Rights, *The Committee on Economic, Social and Cultural Rights* (Geneva: World Campaign for Human Rights, 1996).

UN Centre for Human Rights, *The Committee on the Elimination of Racial Discrimination* (Geneva: World Campaign for Human Rights, 1994).

UN Centre for Human Rights, *The Rights of Indigenous Peoples* (Geneva: World Campaign for Human Rights, 1997).

UN Centre for Human Rights, *The Rights of the Child* (Geneva: World Campaign for Human Rights, 1996).

UN Centre for Human Rights, *United Nations and Law Enforcement: A Manual of Human Rights Training for the Police* (New York: UN Publication Division, 1997).

UN High Commissioner for Human Rights, *An Introduction: Making Human Rights a Reality* (New York: UN Publication Division, 1996).

UN High Commissioner for Human Rights, *Internally Displaced Persons Compilation and Analysis of Legal Norms* (Geneva: UN Publication Division, 1998).

UN High Commissioner for Human Rights, *Protection of the Heritage of Indigenous People* (Geneva: UN Publication Division, 1997).

UN High Commissioner for Human Rights, *Sexual Exploitation of Children* (Geneva: UN Publication Division, 1996).

UN, *Action for Gender Equality and the Advancement of Women* (New York: UN Department of Public Information, 2000).

UN, *Convention on the Elimination of all Forms of Discrimination against Women* (New York: UN Department of Public Information, 1999).

UN, *Convention on the Rights of the Child* (New York: UN Department of Public Information, 1991).

UN, *Human Rights and Disabled Persons* (Geneva: World Campaign for Human Rights, 1993).

UN, *Model National Legislation for the Guidance of Governments in the Enactment of Further Legislation against Racial Discrimination* (Geneva: World Campaign for Human Rights, 1996).

UN, *Protection of the Heritage of Indigenous People* (New York: UN Publication Division, 1997).

UN, *Study on the Rights of Persons Belonging to Ethnic, Religious and Linguistic Minorities* (New York: UN Publication Division, 1991).

UNESCO, *Human Right Aspects of Population Programmes with Special Reference to Human Rights Law* (Paris: UNESCO, 1977).

UNESCO, *Human Rights of Women* (Paris: UNESCO, 1999).

UNESCO, *Philosophical Formulations of Human Rights* (Paris: UNESCO, 1986).

UNESCO, *Taking Action for Human Rights in the Twenty-first Century* (Paris: UNESCO, 1998).

UNESCO, *Violations of Human Rights: Possible Rights of Recourse and Forms of Resistance* (Paris: UNESC, 1984).

UNICEF, *Impact of Armed Conflict on Children* (New York: UNESCO, 1996).

UNICEF, *The Child and the Law* (New Delhi: UNICEF, 1994).

UNICEF, *The Media and the Children's Rights: A Practical Introduction for Media Professionals* (New Delhi: UNESCO, 2000).

UNICEF, *The State of the World's Children 2000* (New York: Oxford University Press, 2001).

UNICEF, *The State of World's Children 1999* (New York: Oxford University Press, 2000).

UNICEF, *The State of World's Children 2001* (New York: UNICEF, 2001).

WHO, *Guidelines for the Promotion of Human Rights of Persons with Mental Disorders* (Geneva: WHO Division of Mental Health and Substance Abuse, 1996).

## **Secondary Sources**

Agarwal, H.O., *Implementation of Human Rights Covenants with Special Reference to India* (New Delhi: D.K.Publishers, 1993).

Aggarwal, Om Prakash, *Fundamental Rights and Constitutional Remedies* (Delhi: Metropolitan Book, 1954).

Agrawala, S.K., *Public Interest Litigation: A Critique* (Bombay: N.M.Tripathi, 1985).

Aiyar, S.P. and S.V. Raju, ed., *Fundamental Rights and the Citizen* (New Delhi: Academic Books Limited, 1972).

Alam, Aftab, ed., *Human Rights in India: Issues and Challenges* (New Delhi: Raj Publications, 1999).

Amnesty International, *Human Rights in India* (New Delhi: Sage Publications, 1994).

-----, *The Death Penalty* (London: Amnesty International, 1979).

-----, *Torture in the 1980s* (London: Amnesty International, 1984).

Bajwa, G.S. and D.K. Bajwa, *Human Rights in India: Implementation and Violations* (New Delhi: D.K. Publishers, 1996).

Banerjee, D.N., *Our Fundamental Rights: Their Nature and Extent as Judicially Determined* (Calcutta: The World Press, 1960).

Bansal, V.K., *Right to Life and Personal Liberty* (New Delhi: Deep and Deep, 1986).

Basu, D. D., *Constitutional Law of India* (New Delhi: Prentice Hall, 1994).

-----, *Human Rights in Constitutional Law* (New Delhi: Prentice Hall, 1994).

Bava, Noorjahan, ed., *Human Rights and Criminal Justice Administration in India* (New Delhi: Uppal Publishing House, 2000).

Baxi, Upendra, *Courage, Craft and Contention: The Indian Supreme Court in the Eighties* (Bombay: N.M. Tripathi, 1985).

-----, *Inhuman Wrongs and Human Rights* (Delhi: Har Anand Publications, 1994).

-----, *Mambrino's Helmet? Human Rights for a Changing World* (Delhi: Har Anand Publications, 1994).

-----, *Rights to be Human* (New Delhi: Lancers Books, 1987).

Begum, S.M., ed., *Human Rights in India: Issues and Perspectives* (New Delhi: APH Publishing Co., 2000).

Bhagwati, P.N., *Legal Aid as Human Rights* (Dharwad: Jagrut Bharut, 1985).

Bhalla, S.L., *Human Rights: An Instrumental Framework for Implementation* (New Delhi: Doctashelf, 1991).

Bhargava, G.S. and R.M.Pal, ed., *Human Rights of Dalits: Societal Violation* (New Delhi: Gyan Publishing House, 2000).

Bhatia, K.L. and others, *Social Justice of Dr. B.R. Ambedkar* (New Delhi: Deep and Deep, 1995).

Borgohain, Bani, *Human Rights: Social Justice and Political Change* (New Delhi: Kanishka Publishers, 1999).

Brolmann, C. and others, eds., *Peoples and Minorities in International Law* (Dordrecht: Martinus Nijhoff, 1993).

Carlston, K.S., *Social Theory and African Tribal Organisation: The Development of Socio-legal Theory* (Urbana: University of Illinois Press, 1968).

Chandra, Shailja, *Justice V.R. Krishna Iyer on Fundamental Rights and Directive Principles* (New Delhi: Deep and Deep, 1998).

Cingranelli, D.L., ed., *Human Rights: Measurement and Theory* (London: Macmillan, 1988).

Cohen, Fred, *The Law of Deprivation of Liberty: A Study in Social Control* (Minnesota: West Publishing Co., 1980).

Cook, R., ed., *Human Rights of Women* (Philadelphia, 1994).

Cook, R.J., *Human Rights and Women's Health: The Promotion and Protection of Women's Health through International Human Rights Law* (Geneva: WHO, 1994).

Desai, A.R., *Assault on Democratic Rights in Contemporary India* (1985).

-----, *Violation of Democratic Rights in India, vols. I and II* (Bombay: Popular Prakashan, 1986).

Dhavan, Rajeev, ed., *Judges and Judicial Power: Essays in Honour of Justice V.R. Krishna Iyer* (London: Sweet & Maxwell Ltd., 1983).

Dikshit, R.C., *Police: The Human Face* (New Delhi: Gyan Publishing House, 1999).

Diwan, Paras and Peeyushi Diwan, *Children and Legal Protection* (New Delhi: Deep and Deep, 1994).

-----, *Human Rights and the Law: Universal and Indian* (New Delhi: Deep and Deep, 1998).

Doss, T.S. Deva, *Sarvodaya Theory and Principles* (1985).

Douzines, Costas, *The End of Human Rights: Critical Legal Thoughts at the Turn of the Century* (Oregon: Hart Publishing, 2000).

Dube, M.P. and Neeta Bora, ed., *Perspectives on Human Rights* (New Delhi: Anamika Publishers, 2000).

Ezejiolor, G., *Protection of Human Rights under the Law* (London: Butterworths, 1964).

Gajendragadhkar, P.B., *The Indian Parliament and the Fundamental Rights* (Calcutta: Eastern Law House, 1972).

Ghosh, S.K., *The Law of Preventive Detention in India* (Bombay: N.M. Tripathi, 1969).

-----, *Torture and Rape in Police Custody* (New Delhi: Ashish Publishing House, 1993).

Gupta, S.P., *Supreme Court on Amendment of Fundamental Rights in Indian Constitution* (Allahabad: Law Publishing House, 1973).

Gupta, U.N., *Constitutional Protection of Personal Liberty in India* (Allahabad: Leader Press, 1970).

Gupta, Uma, *Supreme Court and Civil Liberties* (New Delhi: Mittal Publications, 1998).

Hansaria, B.L., *Right to Life and Liberty under the Constitution: A Critical Analysis of Article 21* (Bombay: N.M. Tripathi, 1993).

Hart, H.L.A., *Law, Liberty and Morality* (Oxford: OUP, 1969).

-----, *The Concept of Law* (Oxford: Clarendon Press, 1971).

International Commission of Jurists, *Human Rights in a One Party State* (London: Search Press, 1978).

International Commission of Jurists, *States of Emergency: Their Impact on Human Rights* (Geneva: ICJ, 1983).

Iyer, V.R. Krishna, *Human Rights and Inhuman Wrongs* (New Delhi: D.K. Publishers, 1996).

-----, *Human Rights and the Law* (Indore: Vedpal Law House, 1984).

-----, *Human Rights: A Judge's Miscellany* (Delhi: B.R. Publishing Corporation, 1995).

Jai, Janak Raj, *Emergency Excesses: A Daylight Robbery of Human Rights* (New Delhi: Regency Publication, 1996).

Jaswal, P.S. and N. Jaswal, *Human Rights and the Law* (New Delhi: APH Publishing House, 1996).

Jayapalan, N., *Human Rights* (New Delhi: Atlantic Publishers, 2000).

Jayaswal, K.P., *Hindu Polity* (Bangalore: Bangalore Print and Publishing, 1967).

Jha, R.C., *Resurrecting A Human Right in India* (New Delhi: Sheriden Book Company, 1995).

Joyce, J. A., *The New Politics of Human Rights* (London: Westview Press, 1987).

Kamengo, E., ed., *Ideas and Ideologies: Human Rights* (London: Edward Arnold, 1978).

Kashyap, Saubhash C. and D. Savita, *Tryst with Freedom* (New Delhi: Metropolitan, 1973).

Kashyap, Saubhash C. and others, *Horizons of Freedom* (Delhi: Metropolitan, 1969).

-----, *Fundamental Rights and Constitutional Amendments* (New Delhi: Metropolitan, 1971).

Kashyap, Saubhash C., *Human Rights and Parliament* (Delhi: Metropolitan, 1978).

Kaushal, Rachna, *Women and Human Rights in India* (New Delhi: Kaveri Books, 2000).

Kaushik, Vijay, *Women's Movements and Human Rights* (Jaipur: Pointer Publishers, 1999).

Kazmi, Farid, *Human Rights: Myth and Reality* (New Delhi: Intellectual Publishers, 1987).

Khan, Mumtaz Ali, *Human Rights and the Dalits* (New Delhi: D.K. Publishers, 1996).

Khanna, S.K., *Children and the Human Rights* (New Delhi: Commonwealth, 1998).

-----, *Women and the Human Rights* (New Delhi: Commonwealth, 1998).

Kumar, Bindal, *Problems of Working Children* (New Delhi: APH Publications, 2000).

Kumar, Naresh, *Constitutional Rights of the Prisoners* (Delhi: Mittal Publication, 1986).

Mahmood, Tahir, ed., *Human Rights in Islamic Law* (New Delhi: Genuine Publications, 1993).

Malik, Surendra, *Fundamental Rights Cases: The Critics Speak* (Lucknow: Eastern Book Company, 1975).

Mani, V.S., *Human Rights in India: An Overview* (New Delhi: Institute for the World Congress on Human Rights, 1998).

Mathew, K.K., *Democracy, Equality and Freedom* (Lucknow: Eastern Book Company, 1978).

Mathur, K.M., *Crime, Human Rights and National Security* (New Delhi: Gyan Publishing House, 1999).

Mehta, P.L., and Neena Verma, *Human Rights under the Indian Constitution* (New Delhi: Deep and Deep Publications, 1995).

Mishra, Jyotsna, ed., *Women and Human Rights* (Delhi: Kalpaz Publications, 2000).

Misra, Shailendra, *Police Brutality: An Analysis of Police Behaviour* (New Delhi: Vikas, 1986).

Mukhopadhyay, S., ed., *In the Name of Justice: Women and Law in Society* (New Delhi: Manohar, 1998).

Nagendra Singh, *Enforcement of Human Rights* (Calcutta: E L House, 1986).

-----, *Enforcement of Human Rights in Peace and War and the Future of Humanity* (Dordrecht: Martinus Nijhoff, 1986).

Narasimham, R.K., *Human Rights and Social Justice* (New Delhi: Commonwealth Publishers, 1999).

Nickel, J.W., *Making Sense of Human Rights* (Berkeley: University of California Press, 1987).

Nirmal, C.J., *Human Rights in India* (New Delhi: Oxford, 1999).

Pachauri, S.K., *Children and Human Rights* (Delhi: APH Publications, 1999).

-----, *Women and Human Rights* (New Delhi: APH Publications, 1999).

Pallis, Adamantia, and Peter Shwab, *Human Rights Cultural and Ideological Perspective* (New York: Praeger Publishers, 1979).

Panday, J. and R.K. Dubey, *Civil Liberty under Indian Constitution* (New Delhi: Deep and Deep, 1995).

Pannikar, K.M., *The State and the Citizen* (London: Asia Publishing House, 1960).

Patel, T., *Personal Liberty under the Indian Constitution* (New Delhi: Jain Publishers, 1993).

Paul, R.C., *Situation of Human Rights in India* (New Delhi: Commonwealth Publishers, 2000).

Peters, Tulic and Andrea Wolper, eds., *Women's Rights, Human Rights* (New York: Routledge, 1995).

Prakash, Rani and Premlata Sharma, *Constitution, Fundamental Rights and Judicial Activism in India* (Jaipur: Mangal Deep Publications, 1997).

Rai, L.D., *Human Rights in Hindu-Buddhist Tradition* (New Delhi: D.K. Publishers, 1996).

Rao, Justice K. Subha, *Fundamental Rights under the Constitution of India* (Madras: Madras University, 1962).

Raphdel, D.D., *Political Theory and the Rights of Man* (London: Macmillan, 1967).

Sachs, Aaron, *Eco-Justice: Linking Human Rights and the Environment* (Washington D.C.: Worldwatch Institute, 1995).

Sahu, Asima, *Human Rights Violations and the Law* (Jaipur: Pointer Publishers, 1999).

-----, *Women's Liberation and Human Rights* (Jaipur: Pointer Publishers, 2000).

Saksena, Anu, *Human Rights and Child Labour in Indian Industries* (New Delhi: Shipra Publications, 1999).

Saksena, K.P., ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999).

-----, ed., *Human Rights: Perspectives and Challenges* (New Delhi: Lancers Books, 1994).

Sanajaoba, N., *Human Rights in the New Millennium* (New Delhi: Manas Publications, 2000).

-----, *Human Rights: Principles, Practices and Abuses* (New Delhi: D.K. Publishers, 1996).

Saxena, Shobha, *Crimes against Women and Protective Laws* (New Delhi: Deep and Deep, 1999).

Seervai, H.M., *Constitutional Law of India: A Critical Commentary* (Bombay: Eastern Book Publications, 1991).

-----, *The Emergency, Future Safeguards and the Habeas Corpus* (Bombay: Eastern Book Publications, 1978).

Sehgal, B.P.Singh, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1999).

Sen, Shanker, *Police in Democratic Societies* (New Delhi: Gyan Publishing House, 2000).

Sharma, B.R., *Freedom of Press under the Indian Constitution* (New Delhi: Deep and Deep, 1994).

Sharma, Bem Lata and Rani Prakash, *Constitution, Fundamental Rights and Judicial Activism in India* (Jaipur: Mangal Deep, 1997).

Sharma, Gokulesh, *Human Rights and Social Change* (New Delhi: Deep and Deep, 1998).

Sharma, H.C., *Politics and Human Rights* (Jaipur: Books Enclave, 1999).

Sharma, R.N., *Fundamental Rights, Liberty and Social Order* (New Delhi: Deep and Deep, 1992).

-----, *Personal Liberty under Indian Constitution* (New Delhi: Deep and Deep, 1991).

Sharma, Swarn Lata, *Gender Discrimination and Human Rights* (New Delhi: K.K. Publications, 2000).

Sheth, D.L. and Gurpreet Mahajan, ed., *Minority Identities and the Nation State* (New Delhi: Oxford University Press, 1999).

Singh, Jagmohan, *Right to Speedy Justice for Undertrial Prisoners* (New Delhi: Deep and Deep, 1997).

Singh, N.K., *Social Justice and Human Rights in Islam* (New Delhi: Gyan Publishing House, 1999).

Singh, Sujan, *Legal Aid and Human Right to Equality* (New Delhi: Deep and Deep, 1996).

Singhvi, L.M., *Horizons of Freedom* (Delhi: National Press, 1969).

Sinus, J., *Women, Health and the Environment: An Anthology: Tabular Information on Legal Instruments dealing with HIV Infections and AIDs* (Geneva: WHO, 1994).

Steiner, Henry J., *Diverse Partners: Non-Governmental Organisations in the Human Rights Movement: The Report of a Retreat of Human Rights Activists* (Massachusetts: Harvard Law School, 1990).

Subbian, A., *Human Rights Complaints Systems: International and Regional* (New Delhi: Deep and Deep, 2000).

Symonides, Janusz and Vladimor Volodin, *Human Rights of Women: A Collection of International and Regional Normative Instruments* (Paris: UNESCO, 1999).

Szabo, I. and others, *Socialist Concept of Human Rights* (Budapest, 1966).

Thomas, M.A., *The Struggle for Human Rights* (Bangalore: Asia Trading Corporation, 1992).

Thoolen, H., and B. Verstappen, *Human Rights Missions* (The Hague: Martinus Nijhoff, 1986).

Tripathi, P.K., *Some Insights into Fundamental Rights* (Bombay: University of Bombay, 1971).

Tripathi, S.M., *The Human Rights Face of the Supreme Court of India: Public Interest Litigation in the Apex Court* (New Delhi: D.K. Publications, 1996).

Vadaikukchery, James, *Human Rights and the Police in India* (New Delhi: APH Publishing, 1996).

Verma, R.S. and I.B.S. Thokchom, *Law Relating to Custodial Death and Human Rights* (Delhi: Verma Publications, 1998).

Waghmare, B.S., ed., *Human Rights: Problems and Prospects* (Delhi: Kalinga Publications, 2001).

## **POST-GRADUATE DEGREE COURSE (MA/LLM) IN HUMAN RIGHTS AND DUTIES**

This course has 5 core papers and 14 optional papers. They are:

### **Core Papers**

1. Historical and Philosophical Perspectives of Human Rights and Duties
2. Human Rights and Duties in International and Regional Perspectives
3. Societal Issues of Human Rights and Duties in India
4. Human Rights and Duties in India: Law, Politics and Society, and Importance of Internalizing Human Rights and Duties
5. Research Methodology and Dissertation/Field-Based Project Work

### **Optional Papers**

1. Science & Technology and Human Rights and Duties
2. International Obligation to protect Human Rights and Duties
3. Development, Trade and Human Rights
4. International Humanitarian and Refugee Laws
5. Peoples' Right to Self Determination
6. Women and Human Rights and Duties
7. Children and Human Rights and Duties
8. The Aged and Disabled and Human Rights and Duties
9. Socially/Economically Disadvantaged People and Human Rights and Duties
10. Working Class and Human Rights and Duties

11. Minorities and Human Rights
12. Human Rights and Criminal Justice System
13. Environment and Human Rights and Duties
14. Social Movements and Human Rights in India

In the list of Optional Papers, a student of Post-Graduate Degree Level may choose the prescribed number of optional papers, one from each group. The grouping of these papers (e.g. Papers 1 to 5 could form one Group, whereas Papers 6 to 11 a second Group, and Papers 12 to 14 a third Group) and the number of optional papers to be selected by a student are best left to the individual universities to decide.

**Post-Graduate Degree Core Paper 1****HISTORICAL AND PHILOSOPHICAL PERSPECTIVES OF HUMAN RIGHTS AND DUTIES****Objective:**

This paper, through its 7 units, proposes to provide instruction on theoretical, conceptual, historical and other general aspects of human rights and duties. It encompasses philosophical and historical foundations, concept of rights and duties, theories of rights and duties, global and Indian perspectives, concept of the rule of law, co-relationships of rights and duties, and concept and classification of human duties and responsibilities.

**Course Content****1. PHILOSOPHICAL AND HISTORICAL FOUNDATIONS OF HUMAN RIGHTS AND DUTIES**

- (i) Philosophical Foundations  
(Quest for Quality of Life, Human Ideals)
  - (a) Human society: man and society
  - (b) Human Values: Universal, Cultural, Social Dignity, Justice and Equality
  - (c) Moral and Ethical Traditions and Ideas
  - (d) Polity: Thought and Ideas
  - (e) Needs of Humankind: material, spiritual
- (ii) Historical Development  
History of human rights civilization, Magna Carta, British Bill of Rights, French and American Declarations, International Bill of Rights

**2. THE CONCEPT OF RIGHTS**

- (i) Meaning, nature and definition
- (ii) Classification of rights

**3. THEORIES OF RIGHTS AND DUTIES**

- (i) Natural rights theory
- (ii) Liberal theory of rights

- (iii) Legal/positive theory of rights
- (iv) Marxist theory of rights
- (v) Sociological theory of rights
- (vi) Cultural theory of rights

#### **4. GLOBAL AND INDIAN PERSPECTIVES ON HUMAN RIGHTS**

- (i) Global Perspectives
- (ii) 'Third World' Perspectives
- (iii) Indian Perspectives on Human Rights

#### **5. RULE OF LAW**

- (i) Concept, origin and importance
- (ii) Patterns of rule of law in society
- (iii) Relation of human rights and good governance

#### **6. CO-RELATIONSHIP OF RIGHTS AND DUTIES**

- (i) Relationship between rights and duties
- (ii) Relationship between obligations and responsibilities in relation to the state and society

#### **7. HUMAN DUTIES AND RESPONSIBILITIES**

- (i) Concept of Human Duties and Responsibilities
  - (a) Moral, ethical, social, economic, political and cultural
  - (b) Universal
  - (c) Traditional/modern
- (ii) Classification of Human Duties and Responsibilities
  - (a) Sound Body and Mind
  - (b) Family
  - (c) Community and society
  - (d) Nation-State
  - (e) Humankind and other living beings
  - (f) Mother Earth

(For references, see General Bibliography)

**Post-Graduate Degree Core Paper 2****HUMAN RIGHTS AND DUTIES IN INTERNATIONAL AND REGIONAL PERSPECTIVES****Objective:**

The focus of this paper is on the development of international concern for human rights and of norms and institutional mechanisms at the international and regional levels. Through nine units, it deals with the emergence of international and regional concern for human rights; emergence of diverse international instruments on rights and duties; the role of the United Nations; some specific rights such as self-determination, freedom from discrimination, freedom from torture, right of women, and rights of the child; European Convention; American Convention; African Charter and developments in Asian Region.

**Course Content****1. INTERNATIONAL AND REGIONAL CONCERN FOR HUMAN RIGHTS**

- (i) Concern for protection of the individual in anti-slave trade treaties, humanitarian law treaties, International Labour Organization, League of Nations (mandate system, social and economic welfare), Nazism and Fascism, the Holocaust, the war crimes trials, spread of nationalism in Asia and Africa and struggle against colonialism
- (ii) Regional Approaches to Human Rights - Relevance and factors contributing to regionalism in human rights

**2. HUMAN RIGHTS, DUTIES AND RESPONSIBILITIES**

Universal Declaration of Human Rights 1948, UN Article 29 of General Assembly Declaration on the Right and Responsibility of Individuals, Groups and Organs of Society to Promote and Protect Universally Recognized Human Rights and Fundamental Freedoms 1999, UNESCO Declaration on the Responsibilities of the Present Generations Towards Future Generations 1997

### 3. HUMAN RIGHTS AND THE UNITED NATIONS

Normative and institutional framework of the United Nations: Role of the UN General Assembly, the Economic and Social Council and its commissions and sub-commissions

### 4. THE INTERNATIONAL BILL OF RIGHTS

- (i) Universal Declaration of Human Rights, 1948
- (ii) International Covenant on Economic, Social and Cultural Rights, 1966
- (iii) International Covenant on Civil and Political Rights, 1966

### 5. SOME SPECIFIC RIGHTS

- (i) Right of the peoples and nations to self-determination:

Declaration on the Granting of Independence to Colonial Countries and Peoples 1960, Declaration of Principles of International Law Concerning Friendly Relations and Cooperation among States 1970 (fifth principle), Declaration on the Permanent Sovereignty over Natural Resources 1962, Declaration of a New International Economic Order 1974, Charter of Economic Rights and Duties 1974

- (ii) Freedom from discrimination

Convention on Elimination of All Forms of Racial Discrimination 1965, Convention on the Suppression and Punishment of the Crime of Apartheid 1972 and Convention against Apartheid in Sports 1985, UN Declaration on Elimination of all Forms of Intolerance and Discrimination based on Religion or Belief 1987, UNESCO Declaration on Race and Racial Prejudice 1978, UNESCO Declaration of Principles on Tolerance 1995

- (iii) Freedom from Torture

Convention on Prevention and Punishment of the Crime of Genocide 1948, Convention on the Protection of All Persons from Being Subjected to Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment 1984

(iv) Rights of Women

ILO Conventions on Equal Remuneration (1951) and Discrimination in Employment (1958), Convention on Elimination of All Forms of Discrimination against Women 1979, Convention for the Suppression of the Traffic in Persons and of the Exploitation of the Prostitution of Others 1949

(v) Rights of the Child

UN Convention on the Rights of the Child 1989, ILO Convention on Child Labour 1999

**6. EUROPEAN CONVENTION ON HUMAN RIGHTS**

(i) History and normative developments since 1950

(ii) Monitoring and Enforcement Machinery: European Court of Human Rights, European Commission of Human Rights, Council of Europe

**7. AMERICAN CONVENTION ON HUMAN RIGHTS 1969**

(i) History and development of human rights institutions in Latin America

(ii) American Commission and Court of Human Rights

**8. AFRICAN CHARTER ON HUMAN AND PEOPLE'S RIGHTS**

(i) OAU Charter 1963

(ii) African Charter of Human and Peoples' Rights 1981

(iii) Mechanism of implementation: African Commission and Court of Human and Peoples' Rights

**9. DEVELOPMENTS IN ASIAN REGION**

(For references, see General Bibliography)

**Post-Graduate Degree Core Paper 3****SOCIETAL ISSUES OF HUMAN RIGHTS IN INDIA****Objective:**

Societal problems of human rights are sought to be dealt with through six units. They encompass concept and approaches, and a special focus on social, economic, political, health and cultural problems that underlie human rights deprivations in Indian society.

**Course Content****1. CONCEPTS AND APPROACHES**

- (i) Concept of societal problems and human rights
- (ii) Theoretical approaches to social problems and social changes
- (iii) Causes and types of social problems
- (iv) Societal problems and human rights

**2. SOCIAL PROBLEMS**

- (i) Problems of hierarchy
- (ii) Problems of minorities, scheduled caste and scheduled tribes
- (iii) Population explosion
- (iv) Violence against women and children
- (v) Problems of aged and disabled

**3. ECONOMIC PROBLEMS**

- (i) Poverty and unemployment
- (ii) Privatization, liberalization and globalization

- (iii) Corruption, consumer rights
- (iv) Problems of sustainable development

**4. POLITICAL PROBLEMS**

- (i) Regionalism, terrorism
- (ii) Assaults on democracy

**5. HEALTH PROBLEMS**

Negligence, mismanagement and lack of access to public health care, environmental degradation

**6. CULTURAL PROBLEMS**

- (i) Lack of cultural humanist values in education, cultural relativism
- (ii) National and universal cultural conflicts and tensions
- (iii) Problems of composite culture

**Post-Graduate Degree Core Paper 4****HUMAN RIGHTS AND DUTIES IN INDIA : LAW, POLITICS AND SOCIETY AND IMPORTANCE OF INTERNALIZING HUMAN RIGHTS AND DUTIES****Objective:**

This paper focuses on the normative and institutional aspects of human rights and duties against the backdrop of the politics and society in India. Divided into 7 units, it deals with the Constitution and human rights and duties, special laws for the protection of vulnerable sections of the people, implementation and enforcement mechanisms, problems of enforcement, state and society and human rights violations, Indian politics and human rights violations, and the importance of internalizing human rights and duties.

**Course Content****1. THE CONSTITUTION AND HUMAN RIGHTS AND DUTIES**

- (i) Constituent Assembly debates on the Fundamental Rights, Directive Principles and Fundamental Duties, Problems of choosing "Fundamental Rights".
- (ii) Problem of defining reasonable restrictions on fundamental rights
- (iii) International human rights and the Indian Constitution
- (iv) Fundamental Duties of State and Citizen: problems of implementing Duties
- (v) Directive Principles of State Policy
- (v) Interrelationships and tensions inter se

**2. SPECIAL LAWS FOR PROTECTION OF SPECIFIC CATEGORIES/ VULNERABLE SECTIONS OF THE PEOPLE**

- (i) Reservations and the right to equality
- (ii) Protection of Minorities

- (iii) Protection of Women: in Private and Public domain
- (iv) Contract and unorganized workers; bonded labour
- (v) Children

### **3. IMPLEMENTATION AND ENFORCEMENT MECHANISMS**

- (i) Judiciary
- (ii) National Institutions: SC/ST Commission, Minorities Commission, Women's Commission
- (iii) Human Rights Commissions: National and State
- (iv) Professional Councils : Press, Medical, Bar
- (vi) Consumer Courts
- (vii) NGOs, Social movements and pressure groups working through democratic institutions such as lobbying MPs, Information Media

### **4. PROBLEMS OF ENFORCEMENT OF HUMAN RIGHTS IN INDIA**

- (i) Poverty and inaccessibility of legal redress
- (ii) Abuse of executive power: deaths and torture in police custody etc.
- (iii) Special Laws violative of human rights
- (iv) Lack of accountability and transparency in government functioning and the right to information
- (v) Inadequate functioning of democratic institutions and democratic deficit
- (vi) Social prejudices against caste, women, minorities etc.

### **5. THE STATE AND CIVIL SOCIETY IN INDIA AND HUMAN RIGHTS VIOLATIONS**

- (i) Human Rights violations in private domain : within the family, by dominant castes, religious groups

- (ii) Human Rights violations in public domain : State, landlords, employers, etc., Riots and violence in connection with inter-community tensions
- (iii) Unequal access to natural resources
- (iv) Impact of development policies on human rights

**6. INDIAN POLITICS AND HUMAN RIGHTS VIOLATIONS**

- (i) Impact of colonialism on Indian society and polity
- (ii) Assaults on Indian democracy

**7. IMPORTANCE OF INTERNALIZING HUMAN RIGHTS AND DUTIES**

Urgent need for not only sensitizing others of human rights and duties, but of practising oneself those values: self-inculcation, endeavour to live up to those ideals: Duty to respect others' rights, respect each other's human dignity

(For references, see General Bibliography)

**Post-Graduate Degree Core Paper 5****RESEARCH METHODOLOGY AND  
DISSERTATION/FIELD-BASED PROJECT WORK****Objective:**

Human rights education at post-graduate level should include field work or acquisition of first hand knowledge of issues of human rights and duties, and some basic understanding of research methodology and techniques. Although sociological methods and techniques are dealt with here, the teachers must be well advised to stress the need to select methodologies and techniques appropriate for the investigation/reporting on the issue/problem selected.

**Course Content****1. GENERAL**

- (i) Nature and Scope of Social Research
- (ii) Formulation of Research Problem
- (iii) Survey and Social Research
- (iv) Research Design: Facts and Hypothesis, Problem of Objective

**2. METHODOLOGY**

- (i) Methodological Orientation and logic of enquiry
- (ii) Dialectic Materialism
- (iii) Comparative Method
- (iv) Historical Method
- (v) Analytical Method
- (vi) Field Work

(vii) Inductive and Deductive Methods

(viii) Other research methods

### **3. TECHNIQUES OF DATA COLLECTION**

(i) Types

(ii) Sources

(iii) Techniques of Data Collection: Observation, interview, questionnaire, interview schedule

(iv) Case study method

(v) Content analysis

(vi) Data analysis: Classification, Tabulation, Graphic representation, Uni-variate, Bi-variate and Multi-variate, discrete and continuous variables

### **4. STATISTICAL BASE**

Measure of Central Tendency; Mean, Mode and Median, Measure of Dispersion, Range, Average Deviation and Standard Deviation, Z-test, Chi-square, Co-relation test, Scaling Technique, Nominal, Ordinal & Rating Scale, Social Distance Scale

### **5. USE OF COMPUTER AND INFORMATION TECHNOLOGY**

### **6. PROJECT REPORT/DISSERTATION BASED ON FIELD WORK, AND VIVA-VOCE**

The student shall be required to write a dissertation on any aspect of a human rights and duties problem/situation under the supervision of a member of the faculty/department. He/she shall visit the problem area(s) and study the situation, causes, and solutions, people's responses and his/her own experiences/encounters of human rights violations, if any. He/she shall study the relevant literature and write dissertation on the approved topic with the help of theoretical discussions on research methodology. In the viva-voce examination the examiner shall judge the knowledge of the candidate in research methodology in relation to the subject of dissertation and his/her general knowledge in other areas of human rights and duties

(For references, see General Bibliography)

**Post-Graduate Degree Optional Paper 1****SCIENCE & TECHNOLOGY, AND  
HUMAN RIGHTS AND DUTIES****Objective:**

The focus of this paper is the impact of developments in science and technology on human rights and duties. Through nine units, the paper deals with some conceptual aspects of impact of science and technology on human life and society, and some specific human rights issues identified on the basis of this impact, such as those relating to the right to human dignity, freedom from torture; freedom of information, thought and expression; and rights to food, health, development, clean environment and peace.

**Course Content****1. CONCEPTUAL PERSPECTIVE**

- (i) Concept of science & technology as a tool for furtherance of human and social welfare, scientific temper
- (ii) Debates over 'development':
  - (a) 'Quality' of life: Spiritualism versus Materialism: the need for balancing of values
  - (b) Modernization, urbanization

**2. IMPACT OF SCIENCE AND TECHNOLOGY**

- (i) Positive role of science & technology: material comforts, food, education, health and personal well-being
- (ii) Negative role of science & technology: neutral character of science and technology, the concept of 'dual use' technologies; Impact of unbridled use of natural resources; development of means and methods of violence and war, new torture methods, methods of rights deprivations

### **3. RIGHT TO HUMAN DIGNITY: SOME ETHICAL AND LEGAL ISSUES**

- (i) Developments in biotechnology: human cloning, foeticide and abortion, in-vitro fertilization and surrogate parenthood, organ transplantation and sale of human organs, human performance augmenting drugs and technologies (e.g., use of steroids in sports, hormones, viagra-like drugs)
- (ii) Life sustaining technologies: artificial organs, kidney dialysis, life sustaining drugs
- (iii) Computer crimes, pornography online
- (iv) Right to die in dignity and peace: euthanasia

### **4. FREEDOM FROM TORTURE**

- (i) New torture technologies such as electric shocks, trauma-inducing drugs and psychotropic substances
- (ii) Applicable legal norms:
  - (a) Article 21 of the Indian Constitution, other relevant laws prohibiting torture, or inhuman or degrading treatment or punishment of persons in custody
  - (b) Article 5 of Universal Declaration of Human Rights 1948; Article 7 of the International Covenant on Civil and Political Rights 1966; Convention on Prevention and Punishment of Crime of Genocide 1948; Convention on the Protection of All Persons from being subjected to Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment 1984

### **5. FREEDOM OF INFORMATION, THOUGHT AND EXPRESSION**

- (i) Revolution in information technology
- (ii) Right to information, right to education, right to communication, freedom of the Press and other information media, right to entertainment
- (iii) Applicable legal norms:
  - (a) Articles 19, 41, 45, & 46 of the Indian Constitution - Information Technology Act 1999, other Indian laws relating to the Media, information technology, satellite communications, Cinematograph Act, Official Secrets Act 1926 and law relating to freedom of information, and other related laws

- (b) Convention on the International Right of Correction 1952, UN Declaration on a New International Information and Communication Order 1978, UNESCO Convention on Technical and Vocational Education 1989, International Code of Conduct on the Transfer of Technology 1993, other developments on the international plane

## **6. RIGHT TO FOOD**

- (i) Food Production: science & technology to improve and diversify food production and storage, and for food security
- (ii) Food Management and Storage: impact of bio-technology in agriculture, positive and negative, World Trade Organization and agriculture
- (iii) Applicable legal norms:
  - (a) Articles 21, 47 & 48 of the Indian Constitution
  - (b) Universal Declaration on the Eradication of Hunger and Malnutrition 1974 (World Food Conference 1974), FAO's World Food Security Compact 1985

## **7. RIGHT TO HEALTH**

- (i) Improvement of individual and community health and hygiene
- (ii) Experiments on living beings
- (iii) Community Health as a public service industry: Shift in character as a commercial industry, role of multinationals, pharmaceutical industries, changing role of government
- (iv) Applicable legal norms:
  - (a) Articles 21, 47 & 41 of the Indian Constitution, Medical Termination of Pregnancy Act 1971, and other enactments
  - (b) Article 7 (prohibition of experimentation on human person) of the International Covenant on Civil and Political Rights 1966, Constitution of the World Health Organization, UN General Assembly Resolution 37/194 on Protection against Products Harmful to Health and the Environment 1982, UNESCO Universal Declaration on the Human Genome and Human Rights 1997

## **8. RIGHT TO DEVELOPMENT**

- (i) Development (spiritual and material) as both the objective as well as the catalyst for realization of human rights
- (ii) Science and technology as a tool of development, Declaration on the Right to Development 1986
- (iii) Problems in access to technology: International monopolies/oligopolies versus international cooperation; The divide between the developing countries and the developed countries
- (iv) Applicable legal norms:
  - (a) Articles 14, 15, 19, 21, 38 & 39 of the Indian Constitution: laws relating to development of industries, agriculture and social and economic equality
  - (b) UN Declaration on the Right to Development 1986, UN Declaration on Social Progress and Development 1969

## **9. RIGHT TO CLEAN ENVIRONMENT AND PUBLIC SAFETY**

- (i) General issues of industrial pollution: prevention, rehabilitation
- (ii) Depletion of natural resources
- (iii) Safety aspects of new technologies such as chemical and nuclear technologies: issues of waste disposal, public concerns of safety, protection of the environment
- (iv) Issues of urbanization, rural migration into urban areas
- (v) Duty to preserve the earth's environment and sustain the natural resources and maintain peace and harmony for the present and future generations
- (vi) Applicable legal norms:
  - (a) Articles 51-A(g), Article 21, 24, 38 42, 48-A of the Indian Constitution, Environment (Protection) Act 1986 and other laws relating to protection of the environment and prevention and control of pollution, Factories Act 1948, forest laws, and other relevant Indian laws

- (b) The Stockholm Declaration on Environment and Development 1972, Agenda 21 and Convention on Bio-diversity and other documents of the Rio World Summit on Environment and Sustainable Development 1992, other conventions on prevention of pollution and protection of environment

## **10. RIGHT TO PEACE**

- (i) Disarmament, eventual destruction of all weapons, means and methods of warfare and violence, problems of dual use technologies
- (ii) Applicable legal norms:
  - (a) Article 51 of the Indian Constitution
  - (b) UN Declaration on the Right of Peoples to Peace 1984, Declaration on the Use of Scientific and Technological Progress in the Interests of Peace and for the Benefit of Mankind 1975, Declaration on the Preparation of Societies for Life in Peace 1978, UNESCO Declaration and Programme of Action on A Culture of Peace 1999

(For references, see General Bibliography)

**Post-Graduate Degree Optional Paper 2****INTERNATIONAL OBLIGATION TO PROTECT  
HUMAN RIGHTS AND DUTIES****Objective:**

This paper seeks to give an exclusive international law focus on the nature of obligation to protect human rights and duties. The nine units of this paper deal with the concept of international obligations, international concern for human rights, emergence of an international obligation to protect human rights, subjects of the obligation, some issues of international accountability for breach of the obligation, possible international response to breaches of human rights obligations, regional regimes and the international obligation, and enforcement through domestic law.

**Course Content****1. THE CONCEPT OF INTERNATIONAL OBLIGATIONS**

- (i) Concept of obligations: legal, moral, social
- (ii) Obligations accepted by international community through international law: Sources of international law giving rise to international obligations (Article 38(1) of the Statute of the ICJ):
  - (a) Treaties and conventions to which states are parties
  - (b) International custom as evidence of practice accepted as law, *jus cogens* (peremptory norms of international law), and other operative principles and rules of international customary law
  - (c) General principles of law recognized by diverse national legal systems
  - (d) Judicial decisions and the teachings of the most highly qualified publicists of the various nations, as a subsidiary means for determination of the rules of law
- (iii) Principle of good faith: Obligation to comply with a human rights obligation in good faith, Abuse of rights

## 2. INTERNATIONAL CONCERN FOR PROTECTION OF HUMAN RIGHTS

- (i) Evolution of international concern for the protection of the individual: the Anti-slave trade treaties, emergence of international humanitarian law, Bolshevik Revolution of 1917, minority treaties, League of Nations and colonies: the concept of "sacred trust of civilization" (the Mandate System), ILO and labour welfare, refugees, Nazi and Fascist atrocities and totalitarianism, Second World War
- (ii) Crimes against peace, war crimes, crimes against humanitarian law, Nuremberg (London Charter of 1946) and Tokyo (General McArthur Decree of 1946) International Military Tribunals for trial of major war criminals, evolution of international criminal law (UN General Assembly Resolution of 1946 on the Nuremberg Principles)
- (iii) Drafting of the UN Charter provisions on human rights

## 3. THE UNITED NATIONS: FROM INTERNATIONAL CONCERN TO INTERNATIONAL OBLIGATION TO PROTECT HUMAN RIGHTS

- (i) UN Charter Provisions: Article 1(2) & (3), Article 13(1)(b), Articles 55, 56, 68, Chapters XI, XII, XIII
- (ii) International Bill of Rights: The Universal Declaration of Human Rights, International Covenant on Civil and Political Rights 1966, International Covenant on Economic, Social and Cultural Rights 1966
- (iii) International conventions and treaties on human rights establishing international obligations to protect human rights
- (iv) International customary law comprising consensual international decisions (resolutions, declarations, principles) on human rights, evidencing undertaking on the part of states to protect human rights
- (v) General principles of law of human rights in the diverse national legal systems
- (vi) Writings of publicists like Hersch Lauterpacht, and judicial decisions (like Barcelona Traction Company case, Nicaragua case, the South-West Africa-Namibia cases, advisory opinion in the Threat or Use of Nuclear Weapons in Armed Conflict)
- (vii) Human rights as *jus cogens*, and obligation to protect human rights as an international obligation *erga omnes* (owed to the international community)

(viii) Duty to cooperate and assist in implementation of human rights:

- (a) Principle of international cooperation
- (b) Articles 1 and 56 of UN Charter
- (c) Specific aspects:
  - (i) Duty to render material assistance  
(Charter of Economic Rights and Duties 1974)
  - (ii) Duty to consult, to inform

#### **4. SUBJECTS OF INTERNATIONAL OBLIGATION FOR PROTECTION OF HUMAN RIGHTS**

- (i) Concept of subjects of international law: capacity to exercise rights and undertake and comply with obligations under international law, Functional test (as in domestic law) : ICJ ruling in the Reparations for Injuries Suffered in the Services of the United Nations case (1949) and international responsibility of international persons
- (ii) States as subjects of human rights obligations:
  - (a) Obligations flowing from treaties and conventions on human rights (to which they are parties)
  - (b) Obligations flowing from international customary law emerging from universal/ near universal participation in a human rights treaty, consensual declarations/ resolutions of international organizations/ conferences (ICJ ruling in the Nicaragua case 1986), and generality of conduct of states in accepting the obligations
- (iii) International organizations as subjects of obligations: Principle of Reparations for Injuries case (1949 ICJ): Subjects of rights must be subjects of corresponding obligations as well, Functionality test for subjecthood in respect of obligations
- (iv) Other subjects of international law for attribution of human rights obligations:
  - (a) Juridical persons, such as multinational corporations (principles of code of conduct for transnational corporations, code of conduct for transfer of technology 1993)
  - (b) Individuals, groups of individuals (dictators, terrorists, militant religious groups, groups engaged in transnational organized crimes)

## **5. ISSUES OF INTERNATIONAL ACCOUNTABILITY FOR BREACH OF INTERNATIONAL HUMAN RIGHTS OBLIGATIONS**

- (i) State sovereignty (domestic jurisdiction), principle of non-intervention: concept of international jurisdiction as distinct from existence of internal obligation
- (ii) Sovereign immunity from accountability: states, high functionaries of State, obedience to superior orders
- (iii) Rule of exhaustion of local (national) remedies, before international action
- (iv) Problems of cooperation between states in exercise of criminal jurisdiction: extradition, asylum (political offences), cooperation in respect of investigation, transfer of evidence, etc.

## **6. INTERNATIONAL RESPONSE TO BREACHES OF HUMAN RIGHTS OBLIGATIONS : QUEST FOR INTERNATIONAL JURISDICTION**

- (i) General role of international organizations/agencies in monitoring/supervising implementation of human rights obligations, examination of reports and recommendations thereon, complaints procedure, spot investigations, fact-finding, commissions of inquiry, conciliation, public discussion and criticism, catalyzing formation of international public opinion
- (ii) International sanctions against gross and persistent violations of human rights, the issue of threshold point of what constitutes gross violations, what constitutes 'international' sanctions and who is competent to take them?
- (iii) The role of the UN Security Council : Chapters VI and VII of the UN Charter, relations between human rights violations and the determination by the Security Council of a "threat to peace, breach of peace and act of aggression", politics, selectivity, lack of impartiality, big power manipulation in international organizational actions
- (iv) Case studies: Former racist regime in South Africa, Haiti, Yugoslavia (Bosnia, Kosovo), Rwanda, and others
- (v) International sanctions by the UN and violation of human rights: cases of sanctions against Iraq, Yugoslavia

**7. INTERNATIONAL CRIMINAL TRIBUNALS**

- (i) Concepts of international crimes, and international criminal tribunals
- (ii) Evolution of international criminal court
- (iii) Rome Statute for the International Criminal Court 1998: issues of jurisdiction, the dominant role for the Security Council, and relationship between the ICC and national courts
- (iv) The UN War Crimes Tribunals for Yugoslavia and Rwanda

**8. INTERNATIONAL OBLIGATIONS AND REGIONAL HUMAN RIGHTS REGIMES**

- (i) Regional human rights norms and standards and their relationship to international obligation to protect human rights
- (ii) Regional regimes in operation:
  - (a) European
  - (b) Latin American
  - (c) African

**9. ENFORCEMENT OF INTERNATIONAL OBLIGATION THROUGH DOMESTIC LAW**

- (i) Diversity of domestic legal systems and practices
  - (ii) Indian legal system:
    - (a) Constitution of India: Articles 51 and 253 read with 246
    - (b) Survey of Indian Law incorporating international human rights obligations
    - (c) Role of Judiciary
  - (iii) Domestic recognition and enforcement of "foreign" judgements and arbitral awards
- (For references, see General Bibliography)

**Post-Graduate Degree Optional Paper 3****DEVELOPMENT, TRADE AND HUMAN RIGHTS****Objective:**

This paper is in six units. It seeks to highlight the impact of trade and development on human rights. The six units that it comprises deal with the role of human rights in development, general aspects of international trade and development, the role of TNCs, trade-related sanctions for human rights violations, trade, human rights and the question of sovereignty, and international trade and human rights perspective in India.

**Course Content****1. ROLE OF HUMAN RIGHTS IN DEVELOPMENT**

- (i) Various theories of development
- (ii) Vision of the NIEO
- (iii) Development and trade off on Human Rights

**2. INTERNATIONAL TRADE AND DEVELOPMENT**

- (i) From ITO to WTO
- (ii) Unequal terms of trade imposed by the Uruguay Round of GATT negotiations
- (iii) Role of unfair terms of trade in human rights violations

**3. ROLE OF TRANSNATIONAL CORPORATIONS IN TRADE/DEVELOPMENT**

- (i) TNCs and their functioning
- (ii) Destruction of environment by TNCs
- (iii) Monopolies and right to development
- (iv) Technology and workers' rights
- (v) From consumer rights to human rights

**4. TRADE-RELATED SANCTIONS FOR HUMAN RIGHTS VIOLATIONS**

- (i) Debate on the social clause
- (ii) Sanctions imposed by unilateral/bilateral trade terms, blockade of Cuba, US sanctions on Third World
- (iii) Trade related sanctions under the multilateral system

**5. TRADE, HUMAN RIGHTS AND THE QUESTION OF SOVEREIGNTY**

- (i) National control over international trade
- (ii) Codes of conduct and TNCs
- (iii) Sovereign states and peoples' rights: issue of economic sovereignty
- (iv) Human Rights standards and international trade

**6. INTERNATIONAL TRADE AND HUMAN RIGHTS PERSPECTIVE IN INDIA**

- (i) Regulation of TNCs
- (ii) Impact of GATT-WTO

(For references, see General Bibliography)

**Post-Graduate Degree Optional Paper 4****INTERNATIONAL HUMANITARIAN AND REFUGEE LAWS****Objective:**

This paper is in three units. The first unit seeks to highlight the humanitarian problems of armed conflict and refugees. The second elaborates the international humanitarian law, and the third, the international refugee law.

**Course Content****1. CONCEPTUAL PERSPECTIVE**

Problems of international violence, civil wars and refugees

**2. INTERNATIONAL HUMANITARIAN LAW (IHL)**

- (i) Origin and development of IHL
- (ii) Doctrine of military necessity versus the principles of humanity
- (iii) Role of IHL in non-international armed conflicts
- (iv) National perspectives on IHL
- (v) Role of International Red Cross and NGOs
- (vi) Implementation and Enforcement of IHL:
  - (a) Concept of Protecting Power
  - (b) United Nations
  - (c) International Criminal Courts and Tribunals
  - (d) Unilateralism: 'humanitarian' intervention versus state sovereignty
  - (e) Humanitarian assistance

### 3. INTERNATIONAL REFUGEE LAW

- (i) The History of International Refugee Law: Cold War Origins to Rights of People who are not Citizens
  - (ii) Determination of Refugee Status under the Refugee Convention 1951 and Protocol 1967
  - (iii) Protection under International Law
    - (a) Right of non-refoulement
    - (b) Right to Asylum
    - (c) UNHCR and Refugee protection
    - (d) Special problems of protection of refugee women and children
  - (iv) Protection in India
    - (a) Indian critique of UNHCR and the Convention
    - (b) Protection without legislation : case law
    - (c) Status of refugees in India under UNHCR
  - (v) Solution to Refugee Problem
    - (a) Resettlement in third country
    - (b) Repatriation : voluntary or forced
    - (c) Local assimilation
    - (d) International burden sharing
    - (e) Ultimate solution: tackling the root causes
  - (vi) Internally Displaced Persons: UN Guiding Principles on Internal Displacement 1998
  - (vii) Relationship between IHL, Refugee Law and Human Rights
- (For references, see General Bibliography)

**Post-Graduate Degree Optional Paper 5****PEOPLES' RIGHT TO SELF-DETERMINATION****Objective:**

This paper is divided into four units. They comprise the conceptual perspective, the evolution of the concept of self-determination, evolution of ideas of nationalism, autonomy and self-government, independence and federalism in India, and self-determination in international relations.

**Course Content****1. CONCEPTUAL PERSPECTIVE**

Normative issues relating to the operationality of the principle of self-determination: Conceptual problems of 'self' of whom and 'determination of what

- (a) Meaning of self-determination: autonomy, democracy, governance, self determination as a process
- (b) Self-determination: External and Internal, New Dimensions and emerging debates

**2. ORIGINS AND DEVELOPMENT OF THE CONCEPT**

- (i) Theories of self-governance, Kant, Locke, Rousseau, Marx and other socialist thinkers, proponents of pluralism like Mclver and Laski, Mahatma Gandhi, Issues of legitimacy of State and forms of governance
- (ii) The age of colonial empires and scramble for colonies, Papal Bull of 1492 dividing up the world between Spain and Portugal, Berlin Congress of 1885 dividing up the African Continent, Colonization of Asia, Nationalism and statehood
- (iii) Historical glimpses of national liberation movements in North America, France and Latin American countries and other movements in 19th and 20th centuries
- (iv) Marxist theory of nationalities, Right of secession, Bolshevik revolution, Lenin and constitution-making in the former socialist countries

- (vi) End of First World War, Woodrow Wilson's Fourteen Points including issues of self-determination, redrawing of boundaries of former empires, League of Nations and the concept of 'sacred trust of civilization'

### **3. EVOLUTION OF IDEAS OF NATIONALISM, AUTONOMY AND SELF- GOVERNMENT, INDEPENDENCE AND FEDERALISM IN INDIA**

- (i) National uprisings during colonial rule and 1857 quest for independence
- (ii) Emergence of the Indian National Congress, demands for self-determination: extremists and moderates, Mahatma Gandhi and self-determination (political and economic freedom, raja shakti and jana shakti, village republics)
- (iii) Milestones:
  - (a) Motilal Nehru Committee Report 1928 and the demand for Purna Swaraj
  - (b) Federalism under the Government of India Act 1935
  - (c) Federalism as envisaged in the Quit India Resolution of 8 August 1942 with the largest measure of autonomy to units of the federation
  - (d) Objectives Resolution of the Constituent Assembly (22 January 1947) relevant to autonomous status for the units of the Union
- (iv) The structure of federalism under the Constitution of India: The constitutional framework of Union-State relations, theory and practice
- (v) Problems and challenges:
  - (a) Problems relating to formation of States, including special relationship with the State of Jammu and Kashmir
  - (b) Problems of Union-State relations - Recommendations of the Rajamannar Commission and the Sarkaria Commission
  - (c) Challenges of diversity, development and separatism

### **4. SELF-DETERMINATION IN INTERNATIONAL RELATIONS**

- (i) Emergence of the principle of self-determination on the international plane: League of Nations, Minority treaties, Atlantic Charter 1941, UN Charter (Article 1(2), Articles

55-56, Chapters XI, XII and XIII) Framework and role of UN decolonization process, Debate between domestic jurisdiction and the people's right of self-determination, in the context of historical colonialism

- (ii) Normative developments:
  - (a) Common Article 1 of the International Covenant on Economic, Social and Cultural Rights 1966 and the International Covenant on Civil and Political Rights 1966 - Indian position
  - (b) Declaration on the Granting of Independence to Colonial Countries and Peoples: UN General Assembly Resolution 1514 (XV) of 1960
  - (c) Declaration of the Principles of International Law Concerning Friendly Relations and Cooperation among States in accordance with the Charter of the United Nations: UN General Assembly Resolution 2625 (XXV) of 1970 (see formulation on the fifth principle)
  - (d) Economic self-determination: Declaration on Permanent Sovereignty over Natural Resources: UN General Assembly Resolution 1803 (XXII) of 1962, Declaration on the Establishment of a New International Economic Order ; UN General Assembly Resolution 3201 (S-VI) of 1974, Charter of Economic Rights and Duties of States : UN General Assembly Resolution 3281 (XXIX) of 1974

(For references, see General Bibliography)

**Post-Graduate Degree Optional Paper 6****WOMEN AND HUMAN RIGHTS AND DUTIES****Objective:**

In six units, this paper elaborates the following aspects of Women's Rights and Duties: historical, philosophical and social perspectives, status of women in contemporary Indian society, international norms for protection of women, the status of women under the Indian Constitution, special laws and policies for protection of women in India, and institutional mechanisms for protection of women in India.

**Course Content****1. HISTORICAL, PHILOSOPHICAL AND SOCIAL PERSPECTIVES****2. STATUS OF WOMEN IN CONTEMPORARY INDIAN SOCIETY**

- (i) Poverty, illiteracy, lack of independence, oppressive social customs and gender bias
- (ii) Violence against and abuse of women in public and private domains

**3. INTERNATIONAL NORMS FOR PROTECTION OF WOMEN**

- (i) ILO conventions for protection of female labour
- (ii) UNESCO Convention against Discrimination in Education 1960
- (iii) UN Convention on Political Rights of Women 1952, Convention on Elimination of All Forms of Discrimination against Women 1979, Convention on Nationality of Married Women 1957, Convention on Consent to Marriage, Minimum Age for Marriage and Registration of Marriages 1962, Convention for the Suppression of the Traffic in Persons and of the Exploitation of the Prostitution of Others 1949, Declaration on the Elimination of Violence against Women 1993, Convention on Political Rights of Women 1952
- (iv) Declaration on the Participation of Women in Promoting International Peace and Cooperation 1982

- (v) Documents of the Four World Conferences on Women: Mexico 1975, Copenhagen 1980, Nairobi 1985, Beijing 1995
- (vi) Protection of women in armed conflicts
- (vii) Other relevant developments

#### **4. THE CONSTITUTION OF INDIA AND THE STATUS OF WOMEN**

- (i) Fundamental Rights and Directive Principles under the Constitution
- (ii) Special provisions for the protection of women: Article 15(3), Article 39 (d) & (e), Article 42, Articles 243-D & 243-T

#### **5. SPECIAL LAWS AND POLICIES FOR PROTECTION OF WOMEN**

- (i) Special Laws: Suppression of Immoral Traffic Act 1956, Indecent Representation of Women (Prohibition) Act 1986, Commission of Sati (Prevention) Act 1982, Medical Termination of Pregnancy Act 1971, Maternity Benefit Act 1961, Equal Remuneration Act 1976, Dowry Prohibition Act 1961, Other laws having a direct bearing on protection of women
- (ii) Gaps between international norms and Indian law, if any
- (iii) Women and public policy: Female health and family welfare, literacy programmes, female labour welfare; Issue of current public debate: political rights of women (reservations and protection of women), personal laws and status of women

#### **6. INSTITUTIONAL MECHANISMS FOR PROTECTION OF WOMEN**

- (i) Constitutional mechanisms: Legislature, Executive and Judiciary (special contribution of judiciary)
- (ii) Statutory mechanism: National Commission for Women, National Human Rights Commission, State Commissions
- (iii) The Non-Governmental Organizations
- (iv) The information media
- (v) Role of education

(For references, see General Bibliography)

**Post-Graduate Degree Optional Paper 7****CHILDREN AND HUMAN RIGHTS AND DUTIES****Objective:**

This paper comprises six units, encompassing historical, philosophical and social perspectives, status of the child in Indian society, international norms on the rights of the child, protection of the child under the Indian Constitution, special laws and policies in India, and the institutional mechanism for protection of the child.

**Course Content****1. HISTORICAL, PHILOSOPHICAL AND SOCIAL PERSPECTIVES****2. STATUS OF CHILD IN CONTEMPORARY INDIAN SOCIETY**

- (i) Impact of problems of poverty and illiteracy
- (ii) Social and cultural practices regarding girl child: foeticide, child marriage
- (iii) Child labour (in construction, carpet, glass, bangles, and other industries, in unorganized sectors), forced labour, sale of children
- (iv) Child abuse inside and outside homes, trafficking in children, children and custodial crimes
- (v) Street children: child and crime

**3. INTERNATIONAL NORMS FOR PROTECTION OF THE CHILD**

- (i) ILO conventions on restrictions and prohibition on child labour including ILO Convention on Child Labour 1999
- (ii) UN Convention on the Rights of the Child 1989, Optional Protocol on the Involvement of Children in Armed Conflict, and Optional Protocol on Sale of Children, Child Prostitution and Child Pornography 2000, Declaration of Social and Legal Principles relating to the Protection and Welfare of Children with Special Reference to Foster Placement and Adoption 1986

- (iii) UNESCO: International Charter of Physical Education and Sports 1978, Convention on Technical and Vocational Education 1989, Convention and Recommendation against Discrimination in Education 1960, Universal Declaration on the Human Genome and Human Rights 1997, Declaration on the Responsibilities of the Present Generation towards Future Generations 1997
- (iv) World Summit for Children: Declaration and Plan of Action
- (v) Other relevant developments

#### **4. INDIAN CONSTITUTION AND PROTECTION OF THE CHILD**

- (i) Fundamental Rights and Directive Principles under the Indian Constitution
- (ii) Special Protection for the child: Article 15(3), Article 24, Article 39 (e) & (f), Article 45

#### **5. SPECIAL LAWS AND POLICIES FOR PROTECTION OF THE CHILD**

- (i) Child Labour (Prohibition and Regulation) Act 1986, Children (Pledging of Labour) Act 1933, Young Persons (Harmful Publications) Act 1956, Child Marriage Restraint Act 1929, Pre-Natal Diagnostic Techniques (Regulation and Prevention of Misuse) Act 1956, Children's Act 1960, Orphanages and Other Charitable Homes (Supervision and Control) Act 1960, Juvenile Justice Acts 1986 and 2000
- (ii) Other laws relevant to protection of the Child
- (iii) Gaps between international norms and the Indian law, if any
- (iv) Government Policies

#### **6. INSTITUTIONAL MECHANISM FOR PROTECTION OF THE CHILD**

- (i) Constitutional Mechanisms: Legislature, Executive, Judiciary (Special contribution of judiciary)
- (ii) National Human Rights Commission, National Commission for Rights of the Child
- (iii) Non-Governmental Organizations
- (iv) The Information Media
- (v) Role of education

(For references, see General Bibliography)

**Post-Graduate Degree Optional Paper 8****THE AGED AND THE DISABLED, AND  
HUMAN RIGHTS AND DUTIES****Objective:**

The five units which this paper comprises deal with the conceptual perspective, historical, philosophical and social perspectives, protection of the aged and the disabled under the Indian legal system, institutional mechanism for such protection, and international norms on the rights of the aged and the disabled.

**Course Content****1. CONCEPTUAL PERSPECTIVE**

- (i) Poverty, illiteracy, breakdown of old social and family institutions; Impact of improvements in health care on mortality
- (ii) Social taboos regarding the disabled; General problem of poverty

**2. HISTORICAL, PHILOSOPHICAL AND SOCIAL PERSPECTIVES****3. PROTECTION OF THE AGED AND THE DISABLED UNDER THE INDIAN LEGAL SYSTEM**

- (i) Constitutional Framework: Fundamental Rights, Directive Principles and Fundamental Duties
- (ii) Special Laws and Policies
  - (a) Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act
  - (b) Mental Health Act 1993
  - (c) Other relevant laws
  - (d) Policies on the Aged and the Disabled

**4. INSTITUTIONAL MECHANISMS FOR PROTECTION OF THE AGED AND THE DISABLED**

- (i) Constitutional mechanisms: Legislature, Executive, Judiciary
- (ii) Mechanisms under the laws
- (iii) Non-Governmental Organizations
- (iv) The Information Media
- (v) Role of Education

**5. INTERNATIONAL NORMS FOR PROTECTION OF THE AGED AND THE DISABLED**

UN General Assembly Declaration on the Rights of the Disabled Persons 1975, Declaration on the Mentally Retarded Persons 1971, Resolution on the Rights of the Disable Persons adopted by the Coordinating Committee of National Institutions for the Promotion and Protection of Human Rights 1993, World Assembly on the Ageing 1982

(For references, see General Bibliography)

**Post-Graduate Degree Optional Paper 9****SOCIALLY/ECONOMICALLY DISADVANTAGED PEOPLE  
AND HUMAN RIGHTS AND DUTIES****Objective:**

This paper focuses on the need for protection of the socially and/or economically disadvantaged sections of the Indian society such as the Scheduled Castes and Tribes, and other communities similarly placed. It comprises six units which encompass historical, philosophical and social perspectives, status in Indian society, constitutional protection, special laws and policies, institutional mechanisms for protection of SC/ST and OBCs, and relevant international standards.

**Course Content****1. HISTORICAL, PHILOSOPHICAL AND SOCIAL PERSPECTIVES****2. STATUS OF DISADVANTAGED PEOPLE IN CONTEMPORARY INDIAN SOCIETY**

- (i) Concept and Identification of a Disadvantaged Group; Feudalism, caste system and the socio-economic situation; Social and economic deprivations of the lower rungs of society through history; British rule and its impact on these communities
- (ii) Issues of social and economic inequalities in Indian society; Role of social reformers: Gandhi, Ambedkar and others; Social and economic equality versus freedom from foreign rule
- (iii) Status today: Issues of identification of Scheduled Castes/Scheduled Tribes, dalits and other backward classes: Deprivations and atrocities, Poverty, illiteracy and unemployment, Economic and social inequalities, Issues of land rights, rural indebtedness, impact of environment protection laws including forest laws on tribal communities; Access to fruits of development; Bonded labour, exploitation, issues of human dignity; Caste wars; Politics of caste and class

**3. CONSTITUTIONAL PROTECTION**

- (i) Fundamental Rights and Directive Principles under the Constitution

- (ii) Special protection under Article 15 (4), Article 16 (4) & (4-A), Article 17, Article 29(1), Article 46, Articles 334 335, 338, 339, 340, 341, & 342, Fifth and Sixth Schedules

#### **4. SPECIAL PROTECTION: LAWS AND POLICIES**

- (i) Special Laws: Protection of Civil Rights Act 1955, Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act 1989, Employment of Manual Scavengers and Construction of Dry Latrines (Prohibition) Act 1999
- (ii) Other relevant legal provisions
- (iii) Policies of Government: Reservations, quotas, special drives and schemes

#### **5. INSTITUTIONAL MECHANISMS FOR PROTECTION OF SC/ST, AND OBCs**

- (i) Constitutional Mechanisms: Legislature, Executive, Judiciary
- (ii) National Commissions, State Commissions
- (iii) Non-Governmental Organizations
- (iv) The Information Media
- (v) Role of education

#### **6. INTERNATIONAL NORMS AND STANDARDS RELATING TO TRIBAL AND OTHER INDIGENOUS GROUPS**

- (i) UN Declaration on the Indigenous Peoples 1995, UN Voluntary Fund for Indigenous Populations 1985
- (ii) ILO Convention No. 169 concerning Indigenous and Tribal Communities 1989

(For references, see General Bibliography)

**Post-Graduate Degree Optional Paper 10****WORKING CLASS AND HUMAN RIGHTS AND DUTIES****Objective:**

Labour welfare has for long been one of the crucial areas of human rights and duties. Divided into nine units, this paper deals with conceptual issues, status of the working class, workers rights and duties, emerging problems, conflicting rights, international standards, Indian framework, and enforcement agencies.

**Course Content****1. WORKING CLASS: CONCEPTUAL ISSUES**

- (i) Definition
- (ii) Classification

**2. STATE IDEOLOGY AND POSITION OF WORKING CLASS**

- (i) Working class movement
- (ii) From Laissez Faire to Welfare State
- (iii) Privatization to Globalization

**3. STATUS OF WORKING CLASS**

- (i) Women
- (ii) Children
- (iii) Casual Workers
- (iv) Bonded Labour
- (v) Agricultural Labour
- (vi) Migrant Workers

**4. BASIC RIGHTS AND DUTIES : THEIR CONTENT AND SCOPE**

- (i) Association and Assembly
- (ii) Work with Equality and Dignity
- (iii) Education and Information
- (iv) Trade Unionism and its Development
- (v) Industrial Discipline
- (vi) Labour Safety

**5. LABOUR WELFARE PROBLEMS**

- (i) Health Hazards:
  - (a) Accidents
  - (b) Occupational Diseases
- (ii) Social Security
- (iii) Collective Bargaining
- (iv) Workers' Participation in Management
- (v) Retrenchment, Termination and Displacement
- (vi) Work Culture and Welfare Measures
- (vii) Industrial Conflicts and Insecurity
- (vii) Impact of Technological Developments

**6. CONFLICTING RIGHTS : WORKER'S BENEFIT V. EMPLOYER'S INCONVENIENCE**

- (i) The right to strike
- (ii) Lockout and closure of Industry

**7. INTERNATIONAL STANDARDS**

- (i) ILO Labour Standards

- (ii) Debate on Social Clause and WTO
- (iii) Emerging Rights and Duties
- (iv) Code of International Industrial Discipline
- (v) Role of International Labour Agencies

**8. INDIAN FRAMEWORK**

- (i) Constitutional Protection
- (ii) Workers' Rights and Duties
- (iii) Employers' Responsibilities and Duties
- (iv) Dispute Settlement Mechanisms

**9. INSTITUTIONAL FRAMEWORK FOR PROMOTION OF LABOUR WELFARE**

- (i) National: State machinery, workers organizations
- (ii) Role of International Labour Organization (ILO)

(For references, see General Bibliography)

**Post-Graduate Degree Optional Paper 11****MINORITIES AND HUMAN RIGHTS AND DUTIES****Objective:**

Concern for minority rights has been the hallmark of the twentieth century. This paper, through its five units, deals with conceptual, historical, philosophical and social perspectives, the rights and duties under the Indian legal system and institutional mechanism, and international protection of minorities.

**Course Content****1. CONCEPTUAL PERSPECTIVE**

- (i) Minorities as a socio-economic-religious-linguistic concept, Regional minorities
- (ii) Role of Minorities in the development of human rights

**2. HISTORICAL, PHILOSOPHICAL AND SOCIAL PERSPECTIVES****3. RIGHTS AND DUTIES OF MINORITIES UNDER THE INDIAN LEGAL SYSTEM**

- (i) Constitutional Framework
  - (a) Fundamental Rights, Directive Principles and Fundamental Duties
  - (b) Special provisions in Articles 26 to 30, 331, 333, 336, & 337 of the Constitution.
- (ii) Special Laws and Policies
  - (a) National Commission for Minorities Act 1992
  - (b) Caste (Disabilities Removal) Act 1950
  - (c) Other relevant laws
  - (d) Policy of secularism and politics of minorities

**4. INSTITUTIONAL MECHANISMS FOR PROTECTION OF MINORITIES**

- (i) Constitutional mechanisms: Legislature, Executive and Judiciary
- (ii) National and State Commissions on Minorities
- (iii) Non-Governmental Organizations
- (iv) The Information Media
- (v) Role of Education

**5. INTERNATIONAL PROTECTION OF MINORITIES**

- (i) Declaration on the Rights of Persons Belonging to National or Ethnic, Religious and Linguistic Minorities 1992, Human Rights Covenants 1966, Racial Discrimination Convention 1965
- (ii) UN Commission on Human Rights, Sub-commission on Minorities, Committees under the Human Rights Covenants and Racial Discrimination Convention

(For references, see General Bibliography)

**Post-Graduate Degree Optional Paper 12****HUMAN RIGHTS AND CRIMINAL JUSTICE SYSTEM****Objective:**

Criminal justice system is one of the critical areas of human rights and duties where the legal system is tested on a continuous basis for preservation of peace and security in society on the one hand, and preservation of human dignity of both victims of crime and persons accused of it. This paper is in ten units which cover, besides the conceptual and other perspectives, the principal rights problems, rights of the accused, the rights of inmates of prisons and custodial homes, access to justice, right to compensation, punishments, administration of justice and international perspectives.

**Course Content****1. HISTORICAL, PHILOSOPHICAL AND SOCIAL PERSPECTIVES****2. CONCEPTUAL PERSPECTIVE**

- (i) Concept of crime and criminal liability
- (ii) Offences involving Human Rights
- (iii) Role of Criminal Justice System

**3. HUMAN RIGHTS PROBLEMS**

- (i) Police Atrocities and Accountability
- (ii) Violence against women and children
- (iii) Communal violence
- (iv) Caste and class conflicts
- (v) Maintenance of Law and Order
- (vi) Terrorism and Insurgency

**4. RIGHTS OF ACCUSED**

- (i) Double Jeopardy
- (ii) Against self-incrimination
- (iii) Production before Magistrate
- (iv) Fair Trial
- (v) Speedy Trial
- (vi) Appeal

**5. RIGHTS OF INMATES OF PRISONS AND CUSTODIAL HOMES**

- (i) Protection Homes
- (ii) Reformative and other institutions
- (iii) Prisons

**6. RIGHT TO LEGAL AID, ACCESS TO JUSTICE AND SPEEDY JUSTICE**

**7. RIGHT TO COMPENSATION**

**8. PUNISHMENTS AND HUMAN RIGHTS**

**9. ADMINISTRATION OF CRIMINAL JUSTICE**

- (i) Ordinary Courts
- (ii) Special Courts
- (iii) District Human Rights Courts
- (iv) Nyaya Panchyats
- (v) Human Rights Sensitization
- (vi) Threats to the System:
  - (a) Terrorism

(b) Abduction

(c) Others

## **10. INTERNATIONAL PERSPECTIVES**

(i) International crimes

(ii) International crime control and protection agencies, e.g. Interpol

(iii) International co-operation in combating of transnational organized crimes and international terrorism - Palermo Convention on Transnational Organized Crime 2000, Convention against Illicit Trafficking of Narcotic and Psychotropic Substances 1988-90

(iv) Extradition and mutual assistance in criminal proceedings

(v) International Criminal Court - Rome Statute 1998

(vi) International norms on administration of criminal justice - UN General Assembly resolutions

(For references, see General Bibliography)

**Post-Graduate Degree Optional Paper 13****ENVIRONMENT AND HUMAN RIGHTS AND DUTIES****Objective:**

This paper focuses on the interrelationship between environment and human rights and duties. In ten units, it encompasses conceptual aspects, the right to clean environment, an international perspective, national regime, issues of environmental protection in developing countries, supplementary rights and duties, environment versus development, emerging concepts, and the threats to Indian environment.

**Course Content****1. ENVIRONMENT**

- (i) Its meaning
- (ii) Concern for Environment : Historical Perspective
- (iii) Pollution and its effects on environment and life on earth

**2. RIGHT TO CLEAN ENVIRONMENT**

- (i) Its content and scope
- (ii) Right to Environment *versus* Right to Development
- (iii) Sustainable Development
- (iv) Culprits and Victims
- (v) Implementation and Enforcement of the right
- (vi) Globalization of the Right: the planet earth and global commons

**3. RIGHTS AND DUTIES: AN INTERNATIONAL PERSPECTIVE**

**(From Stockholm to Rio)**

- (i) UN Declaration on the Right to Development 1986, International conventions on the protection of the environment, precautionary principle
- (ii) Debate on Social Clause and WTO
- (iii) Main Directions
- (iv) Future Goals

#### **4. NATIONAL REGIME OF ENVIRONMENTAL PROTECTION**

- (i) Constitutional Rights and Duties
- (ii) Statutory Rights and Duties
- (iii) Emergence of a common approach

#### **5. ISSUES OF ENVIRONMENTAL PROTECTION IN DEVELOPING COUNTRIES**

- (i) Inter-generational Equity
- (ii) Preservation of Natural Resources
- (iii) Indigenous People, Tribals and Forest Dwellers
- (iv) Poverty, Illiteracy and Environment
- (v) City Dwellers and Villagers
- (vi) Working Class
- (vii) Other living species

#### **6. SUPPLEMENTARY RIGHTS AND DUTIES**

- (i) Education
- (ii) Information
- (iii) Public Participation : Environmental Democracy

#### **7. RIGHTS AND DUTIES IN CRISIS: ENVIRONMENT *VERSUS* DEVELOPMENT**

- (i) Mega Projects

- (ii) Industrial Accidents
- (iii) Impact of emerging problems of Science and Technological Development
  - (a) Genetic Engineering
  - (b) Hazardous Waste Treatment
  - (c) Pollution Control Mechanism
  - (d) Dumping of Waste and Discarded Technology
- (iv) Governmental Planning:
  - (a) Industrial development
  - (b) Master Plans
  - (c) Inactions and Misactions

## **8. SUPERVISION AND ENFORCEMENT**

- (i) Supervisory Mechanisms
  - (a) Commissions
  - (b) Committees
  - (c) International Reporting Delegations under various treaties
  - (d) NGOs
- (ii) Enforcement Agencies
  - (a) Issues of liability, insurance
  - (b) Courts : Process and Remedies
  - (c) Tribunal
  - (d) Arbitration and Conciliation

## **9. EMERGING CONCEPTS**

- (i) Common Concern of Humankind: Common Heritage Principle

- (ii) Public Trust
- (iii) Precautionary Principle
- (iv) Intergenerational Equity
- (v) Sovereign Equality
- (vi) Concern for Unborn, Animals and Plants: Right of Future Generations
- (vii) Code of Environmental Culture and Ethics

**10. THREATS TO INDIAN ENVIRONMENT**

- (i) Forest Denudation
- (ii) Pollution of River Systems
- (iii) Indiscriminate Industrial Explosion
- (iv) Depletion of Rare Species
- (v) Bio-diversity

(For references, see General Bibliography)

**Post-Graduate Degree Optional Paper 14****SOCIAL MOVEMENTS AND HUMAN RIGHTS  
AND DUTIES IN INDIA****Objective:**

This paper aims at a sociological study of human rights and duties in India. Through five units, it encompasses a conceptual perspective, impact of social and religious reforms movements and human rights, political and ecological movements and human rights, and the role of international and national institutions in promoting human rights.

**Course Content****1. CONCEPTUAL PERSPECTIVE**

- (i) Concept of social movement
- (ii) Types of movements
- (iii) Ideology, organization
- (iv) Mobilization leadership
- (v) Social Movements as promoter of social change and Human Rights

**2. SOCIAL AND RELIGIOUS REFORMS MOVEMENTS AND HUMAN RIGHTS**

- (i) Brahma Samaj
- (ii) Arya Samaj
- (iii) Dalit Movements
- (iv) Tribal Movements
- (vi) Women's Movements
- (vii) Other Movements

**3. POLITICAL MOVEMENTS AND HUMAN RIGHTS**

- (i) Freedom Movements
- (ii) Peasant Movement
- (iii) Regional and Ethnic identity Movements (Separatist & Terrorist Movement)
- (iv) Sarvodaya Movement and Land Reform Movements
- (v) Trade Union Movements
- (vi) Students Unrest

**4. ECOLOGICAL/ENVIRONMENT MOVEMENTS AND HUMAN RIGHTS**

- (i) Chipko Movement
- (ii) Narmada Bachao Andolan
- (iii) Role of State and Judiciary

**5. ROLE OF INTERNATIONAL AND NATIONAL INSTITUTIONS IN PROMOTING HUMAN RIGHTS**

- (i) Role of the United Nations Human Rights Commission
- (ii) Role of national Judiciary and Bar
- (iii) NGOs and People Movements, PUCL, PUDR etc.
- (iv) The Media
- (v) Human Rights Education

(For references, see General Bibliography)

# **Annexure - I: List of Twenty Two Subjects**

## LIST OF TWENTY-TWO SUBJECTS

<b>Sl. No.</b>	<b>Subjects</b>
1.	Historical and Philosophical Perspectives of Human Rights and Duties
2.	Human Rights and Duties in India: Law, Politics and Society, and Importance of Internalizing Human Rights and Duties
3.	Regional Human Rights Norms and Standards
4.	International Human Rights Norms and Standards
5.	Protection and Enforcement of Human Rights and Duties
6.	International Humanitarian and Refugee Laws
7.	Science and Technology, and Human Rights and Duties
8.	Development, Trade and Human Rights
9.	Social Movements and Human Rights and Duties in India
10.	Human Rights and Criminal Justice System
11.	Special Interests/Disadvantaged Groups and Human Rights and Duties
12.	Working Class and Human Rights and Duties
13.	Environment and Human Rights and Duties
14.	Societal Issues: Problems of Human Rights in India
15.	Human Rights Jurisprudence
16.	Research Methodology and Dissertation/ Field Based Project Work
17.	Emerging Dimensions of Human Rights
18.	Comparative Human Rights Perspective
19.	Human Duties and Responsibilities
20.	People's Rights to Self-Determination
21.	International Obligation to Protect Human Rights and Duties
22.	Human Rights and Duties Advocacy

# **Annexure - II: Allocation of Work**

## ALLOCATION OF WORK

Sl. No.	Subjects	Name of Experts
1.	Historical and Philosophical Perspective of Human Rights and Duties	Mr. Mihir Desai
2.	Human Rights and Duties in India : Law, Politics and Society, and Importance of Internalising Human Rights and Duties	Prof. Nandita Haksar
3.	Regional Human Rights Norms and Standards	Prof. V.S.Mani
4.	International Human Rights Norms and Standards	Prof. V.S.Mani
5.	Protection and Enforcement of Human Rights and Duties	Mr. Mihir Desai & Prof. V.S.Mani
6.	International Humanitarian and Refugee Laws	Prof. Nandita Haksar
7.	Science and Technology, and Human Rights and Duties	Prof. Nandita Haksar
8.	Development, Trade and Human Rights	Prof. Nandita Haksar
9.	Social Movements and Human Rights and Duties in India	Prof. K.S.Sangwan
10.	Human Rights and Criminal Justice System	Hon'ble Justice V.S. Malimath
11.	Special Interests/Disadvantaged Groups and Human Rights and Duties	Hon'ble Justice V.S. Malimath
12.	Working Class and Human Rights and Duties	Prof. D.P.Barooah & Prof. C.M.Jeriwala
13.	Environment and Human Rights and Duties	Prof.C.M.Jeriwala
14.	Societal Issues : Problems of Human Rights in India	Prof. D.P.Barooah & Prof. K.S.Sangwan
15.	Human Rights Jurisprudence	Prof. R.P.Dhokalia
16.	Research Methodology and Dissertation/Field Based Project Work	Prof. K.S.Sangwan
17.	Emerging Dimensions of Human Rights	Prof. V.S.Mani & Prof. C.M.Jeriwala

- |   |   |
|---|---|
| 18. Comparative Human Rights Perspective                        | All Committee Members                       |
| 19. Human Duties and Responsibilities                           | Prof. C.M.Jeriwala                          |
| 20. People's Right to Self-Determination                        | Prof. R.P.Dhokalia                          |
| 21. International Obligation to Protect Human Rights and Duties | Prof. D.P.Barooah &<br>Prof. Nandita Haksar |
| 22. Human Rights and Duties Advocacy                            | Prof. V.S.Mani &<br>Prof. C.M.Jeriwala      |

# **Annexure - II: Sub-Topics of Twenty-Two Subjects**

## SUB-TOPICS OF TWENTY-TWO SUBJECTS

<u>Sl. No.</u>	<u>Subjects</u>	<u>Page No.</u>
1.	Historical and Philosophical Perspectives of Human Rights and Duties	160-161
2.	Human Rights and Duties in India: Law, Politics and Society, and Importance of Internalizing Human Rights and Duties	162-163
3.	Regional Human Rights Norms and Standards	164
4.	International Human Rights Norms and Standards	165-170
5.	Protection and Enforcement of Human Rights and Duties	171-172
6.	International Humanitarian and Refugee Laws	173-174
7.	Science and Technology, and Human Rights and Duties	175-181
8.	Development, Trade and Human Rights	182
9.	Social Movements and Human Rights and Duties in India	183-184
10.	Human Rights and Criminal Justice System	185-186
11.	Special Interests/Disadvantaged Groups and Human Rights and Duties	187-193
12.	Working Class and Human Rights and Duties	194-195
13.	Environment and Human Rights and Duties	196-198
14.	Societal Issues: Problems of Human Rights in India	199
15.	Human Rights Jurisprudence	200
16.	Research Methodology and Dissertation/ Field Based Project Work	201
17.	Emerging Dimensions of Human Rights	202
18.	Comparative Human Rights Perspective	203-205
19.	Human Duties and Responsibilities	206
20.	People's Rights to Self-Determination	207-209
21.	International Obligation to Protect Human Rights and Duties	210-214
22.	Human Rights and Duties Advocacy	215

# **1. HISTORICAL AND PHILOSOPHICAL PERSPECTIVES OF HUMAN RIGHTS AND DUTIES**

## **1. PHILOSOPHICAL AND HISTORICAL FOUNDATIONS OF HUMAN RIGHTS**

- (i) Philosophical Foundations of Human Rights  
(Quest for Quality of Life, Human Ideals)
  - (a) Human Society, Man and Society, Human Dignity
  - (b) Human Values, Universal, Cultural
  - (c) Unity and Diversity of Humankind
  - (d) Moral and Ethical Traditions and Ideas
  - (e) Social Justice, Equality
  - (f) Polity, Indian and Western Thoughts & Ideas
  - (g) Needs of Humankind, material, spiritual
- (ii) Milestones in Development of Human Rights Thought on International Plane
  - (a) Evolution of Human Rights Thinking, Contributions of ancient civilizations, Magna Carta, The British Bill of Rights, French and American Declarations
  - (b) Sociological/Functional Approaches in Jurisprudence: Realist Movement and Judicial Process: A study of selected ideas. Thomas Paine, Locke, J.S.Mill, Bentham, Laski, Dworkin and Nozick, Gandhi

## **2. CONCEPT OF RIGHTS**

- (i) Meaning, Nature and Definition of the Concept of Rights
- (ii) Evolution of the Concept from Magna Carta to the International Bill of Rights
- (iii) Cultural Relativism and the Universalization of Human Rights

## **3. THEORIES OF RIGHTS**

- (i) Natural Rights Theory
- (ii) Legal/Positive Theory of Rights
- (iii) Marxist Theory of Rights
- (iv) Sociological Theory of Rights
- (v) Cultural Theory of Rights

**4. GLOBAL AND INDIAN PERSPECTIVES ON HUMAN RIGHTS**

- (i) Liberal perspectives
- (ii) Feminist Perspectives
- (iii) Marxian Perspectives
- (iv) Third World Perspectives
- (v) Human Rights and Religion
- (vi) Indian Perspectives on Human Rights

**5. RULE OF LAW**

- (i) Concept, Origin and Importance
- (ii) Patterns of Rule of Law in Society
- (iii) Relation of Human Rights and Good Governance

**6. CO-RELATIONSHIP OF RIGHTS AND OTHER LEGAL CONCEPTS**

- (i) Relationship between rights, obligations and duties in relation to the State and Society
- (ii) Tension between rights *inter se*, rights and duties and duties *inter se*.

**7. HUMAN DUTIES AND RESPONSIBILITIES**

- (i) Concept of Human Duties and Responsibilities
  - (a) Moral/Ethical/Social/Economic/Political
  - (b) Eternal Universal
  - (c) Traditional/Modern
  - (d) Co-relationship with Human Rights
  - (e) Justification of Ethical Beliefs and Duties: Fundamental Principles
- (ii) Identification of Human Duties & Responsibilities
  - (a) Duties towards Self: Sound Body and Mind
  - (b) Duties towards Family
  - (c) Duties towards Community and Society
  - (d) Duties towards Nation-State
  - (e) Duties towards Humankind and other Living Beings
  - (f) Duties towards Mother Earth

## **2. HUMAN RIGHTS AND DUTIES IN INDIA: LAW, POLITICS AND SOCIETY, AND IMPORTANCE OF INTERNALIZING HUMAN RIGHTS AND DUTIES**

### **1. THE LAW, CONSTITUTION AND HUMAN RIGHTS**

- (i) Constituent Assembly debates on the Fundamental Rights, Fundamental Rights, Directive Principles and Fundamental Duties, Problems of choosing “Fundamental Rights”
- (ii) Problem of defining reasonable restrictions on fundamental rights
- (iii) International Human Rights and the Indian Constitution
- (iv) Fundamental Duties of State and Citizen: problems of implementing Duties, Directive Principles versus Fundamental Rights

### **2. SPECIAL LAWS FOR PROTECTION OF SPECIFIC CATEGORIES/ VULNERABLE SECTIONS OF THE PEOPLE**

- (i) Reservations and the right to equality
- (ii) Protection of Minorities
- (iii) Protection of Women: in Private and Public domain
- (iv) Contract and unorganized workers; bonded labour
- (v) Tribal People
- (vi) Children

### **3. ENFORCEMENT OF HUMAN RIGHTS**

- (i) Judiciary: Article 32 (Supreme Court), Article 226 (High Court), Public Interest Litigation
- (ii) National Specialized Agencies: Law Commission, SC/ST Commission, Minorities Commission, Women’s Commission
- (iii) Human Rights Commission
- (iv) Professional Councils : Press, Medical, Bar
- (v) Consumer Court and Corporations
- (vi) Criminal Justice System
- (vii) Legal Aid
- (viii) NGOs, Social movements and pressure groups working through democratic institutions such as lobbying MPs, Media
- (ix) Moving international forum

#### **4. PROBLEMS OF ENFORCEMENT OF HUMAN RIGHTS IN INDIA**

- (i) Poverty and inaccessibility of legal redress
- (ii) Abuse of executive power: deaths in police custody etc.
- (iii) Special Laws violative of human rights: TADA, Emergency, Armed Forces (Special Powers) Act etc.
- (iv) Lack of accountability and transparency in government functioning and the right to information
- (v) Inadequate functioning of democratic institutions, democratic deficit
- (vi) Rule of civil society and social prejudices against caste, women, minorities etc.

#### **5. THE STATE, CIVIL SOCIETY IN INDIA AND HUMAN RIGHTS VIOLATIONS**

- (i) Indian society: social structure, social inequality, caste hierarchy
- (ii) Human Rights violations in private domain: within the family, by dominant castes, religious groups
- (iii) Human Rights violation in public domain: State, landlords, employers, etc.
- (iv) Riots and violence in connection with inter-community tensions
- (v) Basis of social, cultural, political and economic discrimination
- (vi) Unequal access to natural resources
- (vii) Impact of development policies on human rights

#### **6. HUMAN RIGHTS VIOLATIONS AND INDIAN POLITICS**

- (i) Impact of colonialism on Indian society and polity, hangover of colonial institutions
- (ii) Impact of neo-colonialism
- (iii) Unrepresentative character of political parties and Parliament
- (iv) Media and corporate control
- (v) Social Movements and NGOs

#### **7. IMPORTANCE OF INTERNALIZING HUMAN RIGHTS AND DUTIES**

- (i) Urgent need for not only sensitizing others of human rights and duties, but of practising oneself those values: self-inculcation, endeavour to live up to those ideals
- (ii) Duty to respect others' rights, respect each other's human dignity

### **3. REGIONAL HUMAN RIGHTS NORMS AND STANDARDS**

#### **1. REGIONAL APPROACHES TO HUMAN RIGHTS IMPLEMENTATION**

Relevance and factors contributing to regional agreements

#### **2. EUROPEAN CONVENTION ON HUMAN RIGHTS**

- (i) History and normative developments since 1950
- (ii) Monitoring and Enforcement: European Court of Human Rights, European Commission of Human Rights, Council of Europe
- (iii) European Union declarations, statements and resolutions
- (iv) Human Rights provisions in the Maastricht Treaty 1992

#### **3. AMERICAN CONVENTION ON HUMAN RIGHTS 1969**

- (i) The Statute of the Inter-American Commission on Human Rights 1960
- (ii) History (OAS) and development of human rights institutions in Latin America
- (iii) American Commission and Court of Human Rights

#### **4. ORGANIZATION OF AFRICAN UNITY**

- (i) OAU Charter 1963
- (ii) African Charter of Human and Peoples' Rights 1981
- (iii) Mechanism of implementation: African Commission and Court of Human and Peoples' Rights
- (iv) Recent developments (Rwanda etc)

#### **5. ARAB REGIONAL CONFERENCE ON HUMAN RIGHTS 1968**

Permanent Arab Regional Commission on Human Rights

#### **6. SAARC (SOUTH ASIAN ASSOCIATION FOR REGIONAL CO-OPERATION)**

- (i) Regional developments: Emphasis on economic and social development
- (ii) Emerging norms of a Social Charter, and a convention on child welfare, rights of the child, rights of the girl child, poverty alleviation, Convention on Trafficking of Women and Children for Prostitution, and Convention on the Protection of Children

#### **7. PROBLEMS AND POSSIBILITIES OF EVOLVING REGIONAL MECHANISMS IN REGIONS SUCH AS SOUTH ASIA**

## **4. INTERNATIONAL HUMAN RIGHTS NORMS AND STANDARDS**

### **1. INTERNATIONAL CONCERN FOR HUMAN RIGHTS IN HISTORICAL PERSPECTIVE**

- (i) Concern for the individual in Anti-Slave trade treaties
- (ii) Humanitarian Law treaties
- (iii) International Labour Organization
- (iv) League of Nations (mandate system, social and economic welfare)
- (v) Nazism and Fascism, the Holocaust
- (vi) War crimes trials
- (vii) Spread of nationalism in Asia and Africa and struggle against colonialism

### **2. THE FRAMEWORK OF THE UN CHARTER, AND THE GENERAL PERCEPTION OF THE ROLE OF THE UNITED NATIONS**

- (i) Normative and institutional framework of the United Nations
- (ii) Role of the UN General Assembly, the Economic and Social Council and its commissions and sub-commissions

### **3. THE INTERNATIONAL BILL OF RIGHTS**

- (i) The Universal Declaration of Human Rights 1948
- (ii) International Covenant on Economic, Social and Cultural Rights 1966
- (iii) International Covenant on Civil and Political Rights 1966

### **4. EMERGING HUMAN RIGHTS**

- (i) General (including economic, social, and cultural):

- (a) *Right of the Peoples and Nations to Self-Determination:*

- Declaration on Granting of Independence to Colonial Countries and Peoples 1960, Declaration of Principles of International Law Concerning Friendly Relations and Cooperation among States 1970 (fifth principle), Declaration on the Permanent Sovereignty over Natural Resources 1962, Declaration of a New International Economic Order 1974, Charter of Economic Rights and Duties 1974

- (b) *Freedom from Discrimination:*

- Convention on Elimination of All Forms of Racial Discrimination 1965, Convention on the Suppression and Punishment of the Crime of Apartheid 1972 and

Convention against Apartheid in Sports 1985, UN Declaration on Elimination of all Forms of Intolerance and Discrimination based on Religion or Belief 1987- UNESCO Declaration on Race and Racial Prejudice 1978, UNESCO Declaration of Principles on Tolerance 1995

(c) *Right to Work:*

Declaration of Philadelphia on Trade Union Rights 1947 - ILO Employment Policy Convention 1964 and Recommendations of 1964 & 1984, Discrimination (Employment and Occupation) Convention 1958 and Recommendation of 1958

(d) *Right to Education:*

UNESCO: Convention and Recommendation against Discrimination in Education 1960, Convention on Technical and Vocational Education 1989, International Charter of Physical Education and Sport 1978, Declaration of Principles on Tolerance 1995, Recommendation on the Development of Adult Education 1976, Declaration of the Principles of International Cultural Cooperation 1966, Declaration on Greater Cultural Exchange 1972, Declaration on Race and Racial Prejudice 1978, Declaration on Fundamental Principles on Mass Media for the Promotion of Human Rights 1978, Convention on Protection of World Cultural and Natural Heritage 1972, UN General Assembly Declaration and Programme of Action on a Culture of Peace 1999

(e) *Right to Health:*

Constitution of the World Health Organization, WHO's Global Strategy for Health for All by the Year 2000 (1981), UN General Assembly Resolution on Protection against Products harmful to Health and the Environment (res. 37/194) 1982

(f) *Right to Adequate Food:*

World Food Conference 1974, Universal Declaration on the Eradication of Hunger and Malnutrition, Food and Agricultural Organization's World Food Security 1974 and World Food Security Compact 1985

(g) *Right to Adequate Shelter and Services:*

UN Conference on Human Settlements, Vancouver, 1976 and Declaration on Human Settlements 1976

(h) *Right to Culture:*

UNESCO: Declaration on the Principles of Cultural Cooperation 1966, Hague Convention for the Protection of Cultural Property in the Event of Armed Conflict 1954, Convention Concerning the Protection of World Cultural and Natural Heritage 1972, Recommendation on the Safeguarding of Traditional Culture and Folklore 1989

- (i) *Right to Clean Environment:*

The Stockholm Declaration on Environment and Development 1972, Agenda 21 of Rio Summit on Environment and Sustainable Development 1992
- (j) *Right to Development:*

UN Declaration on the Right to Development 1986, Declaration on Social Progress and Development 1969
- (ii) Civil and Political Rights:
  - (a) *Right to Life, Liberty and Security of Person:*

UN General Assembly resolution on Summary or Arbitrary Executions 1984, International Convention against Taking of Hostages 1979, UN General Assembly Declaration on the Protection of All Persons from Enforced Disappearance 1992, Vienna Declaration on Human Rights 1993, Vienna Declaration on Crime and Justice: Meeting the Challenges of the Twenty-first Century 2000
  - (b) *Freedom from Slavery:*

Slavery Convention 1926 and supplementary Convention 1956, Convention for the Suppression of Traffic in Persons and of Exploitation of the Prostitution of Others 1949, ILO Forced Labour Convention 1957
  - (c) *Freedom from Torture:*

Convention on Prevention and Punishment of the Crime of Genocide 1948, Declaration on the Protection of Women and Children in Emergency and Armed Conflict 1974, Declaration on Standard Minimum Rules for Treatment of Prisoners 1957, Convention on the Protection of All Persons from Being subjected to Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment 1984, Code of Conduct for Law Enforcement Officials 1979, WHO Guidelines for Medical Doctors concerning Torture or Punishment in Relation to Detention or Imprisonment 1975, UN General Assembly Principles of Medical Ethics relevant to the Role of Health Personnel, Particularly Physicians, in the Protection of Prisoners and Detainees against Torture 1982, UN Trust Fund for Victims of Torture 1981, Declaration of Minimum Humanitarian Standards (Institute for Human Rights, Oslo) 1994
  - (d) *Administration of Justice by States:*

Vienna Declaration on Crime and Justice: Meeting the Challenges of The Twenty-first Century 2000, Five-yearly UN Congresses on the Prevention of Crime and the Treatment of Offenders, Principles relating to Independence of Judiciary, Caracas 1980, UN Standard Minimum Rules for the Administration of Juvenile

Justice 1985 (Beijing Rules), Declaration of Basic Principles of Justice for Victims of Crime and Abuse of Power 1985

(e) *Right to Freedom of Opinion and Expression:*

Convention on the International Right of Correction 1952, UNESCO Declaration on Fundamental Principles concerning the Contribution of the Media to Strengthening Peace and International Understanding, to the Promotion of Human Rights 1978, UN Declaration on a New World Information and Communication Order 1978

(f) *Freedom of Association including Trade Union Rights:*

ILO Conventions on the Freedom of Association and Protection of the Right to Organize 1948, the Right to Organize and Collective Bargaining 1949, Workers' Representatives 1971, the Rural Workers Organizations 1975, the Labour Relations (Public Services) 1978, the Collective Bargaining 1981

(iii) Protection of Vulnerable Groups of Persons:

(a) *Rights of Women:*

- i. ILO Conventions on Underground Work in Mines of All Kinds 1935, Night Work 1948, and Protocol 1990, the Right to Work 1949, Equal Remuneration 1951, Maternity Protection 1951, Discrimination in Employment 1958, Workers with Family Responsibilities 1981
- ii. UNESCO Convention against Discrimination in Education 1960 and Protocol on disputes settlement between states 1962
- iii. UN Convention on Political Rights of Women 1952, Convention on Elimination of All Forms of Discrimination against Women 1979, Convention on Nationality of Married Women 1957, Convention on Consent to Marriage, Minimum Age for Marriage and Registration of Marriages 1962, Convention for the Suppression of the Traffic in Persons and of the Exploitation of the Prostitution of Others 1949, Declaration on the Elimination of Violence against Women 1993, Convention on Political Rights of Women 1952
- iv. UN Development Fund for Women 1975
- v. Resolution on women's rights adopted by the Coordinating Committee of National Institutions for the Promotion and Protection of Human Rights, Vienna, 1993.
- vi. Documents of the Four World Conferences on Women: Mexico 1975, Copenhagen 1980, Nairobi 1985, Beijing 1995

(b) *Rights of the Child:*

UN Convention on the Rights of the Child 1989, Optional Protocol on the Involvement of Children in Armed Conflict and Optional Protocol on the Sale of

Children, Child Prostitution and Child Pornography 2000, Declaration of Social and Legal Principles relating to the Protection and Welfare of Children (with special reference to Adoption of Children) 1986, ILO Convention on Child Labour 1999, work of UNICEF

(c) *Rights of Ethnic, Religious or Linguistic Minorities:*

Declaration on the Right of Persons Belonging to National or Ethnic, Religious and Linguistic Minorities 1992

(d) *Rights of the Elderly:*

World Assembly on Ageing, Vienna, 1982

(e) *Rights of the Indigenous Peoples:*

UN Voluntary Fund for Indigenous Populations 1985, Declaration on the Indigenous Peoples 1995

(f) *Rights of Migrant Workers:*

Convention on the Protection of the Rights of All Migrant Workers and Members of their Families 1990, ILO Convention on Migrant Workers

(g) *Rights of the Disabled:*

UN General Assembly Declaration on the Rights of the Disabled Persons 1975, Declaration on the Rights of Mentally Retarded Persons 1971, Resolution on the rights of the disabled persons adopted by the Coordinating Committee of National Institutions for the Promotion and Protection of Human Rights 1993

(i) *Rights of Aliens and Refugees:*

Convention Relating to Status of Refugees 1951 and Protocol Relating to Status of Refugees 1967, UN General Assembly Resolution 54/180 on Human Rights and Mass Exoduses 2000, and the role of UN High Commissioner for Refugees, Declaration on Territorial Asylum 1967, UN General Assembly Declaration on the Human Rights of Individuals who are not Nationals of the Country in which They Live 1985

(j) *Protection of Human Rights during Violence and Armed Conflict:*

- i. Principles of humanitarian laws of armed conflict: (1) Discrimination of civilians and civilian objects from military objects, (2) Protection of civilians and humane treatment of the sick and the wounded in conflict and the prisoners of war, (3) Prohibition of employment of weapons, other means and methods of war to cause superfluous injury or unnecessary suffering, and (4) Prohibition of employment of methods or means of warfare which result in widespread, long-term and severe damage to the natural environment, Geneva Conventions on International Humanitarian Law 1949 and Geneva Protocols I and II of 1977, UN Secretary-General's Report on

Children in Armed Conflict 2000 and the Optional Protocol on the Involvement of Children in Armed Conflict 2000

- ii. Human Rights and Terrorism: UN General Assembly resolution 54/164 on Human Rights and Terrorism 2000
  - iii. Conclusions of the UNESCO International Colloquium on the Right to Humanitarian Assistance, Paris, 1995
- (iv) Right to Democracy and Good Governance:
- (a) Democracy and good governance: United Nations Millennium Declaration adopted by the UN General Assembly Summit Meeting of world leaders on 18 September 2000, Geneva Declaration of 1994 and Paris Integrated Framework on Action on Education for Peace, Human Rights and Democracy, sponsored by UNESCO, 1995, World Plan of Action on Education for Human Rights and Democracy adopted by UNESCO-sponsored International Congress for Human Rights and Democracy, Montreal, 1993, Pune Declaration on Education for Human Rights in Asia and the Pacific adopted by UNESCO-sponsored Asia and Pacific Regional Conference on Education for Human Rights, Pune, 1999
  - (b) UN General Assembly resolution 54/128 on Action against Corruption 2000, Declaration on Crime and Public Security 1996, Palermo Convention against Transnational Organized Crime 2000
- (v) Right to Peace:
- UN General Assembly Declaration on the Right of Peoples to Peace 1984, Declaration and Programme of Action on a Culture of Peace 1999, Declaration on the Participation of Women in Promoting International Peace and Cooperation 1982, Declaration on the Promotion among Youth of the Ideals of Peace, Mutual Respect and Understanding between Peoples 1965, Declaration on the Preparation of Societies for Life in Peace 1978
- (vi) Human Rights and Science and Technology:
- UNESCO Declaration on the Human Genome and Human Rights 1997 and the UN General Assembly resolution 53/152 on Human Genome and Human Rights 1999

## 5. HUMAN RIGHTS, DUTIES AND RESPONSIBILITIES

Universal Declaration of Human Rights 1948 (Article 29), UN General Assembly Declaration on the Right and Responsibility of Individuals, Groups and Organs of Society to Promote and Protect Universally Recognized Human Rights and Fundamental Freedoms 1999, UNESCO Declaration on the Responsibilities of the Present Generations Towards Future Generations 1997

## **5. PROTECTION AND ENFORCEMENT OF HUMAN RIGHTS AND DUTIES**

### **1. PROTECTION AND ENFORCEMENT OF HUMAN RIGHTS AND DUTIES, CONCEPTUAL ISSUES**

What constitutes protection and enforcement? Criteria to identify violations and determine levels of community responses: When can human rights and duties be said to be violated? How are violations to be identified? Is there a threshold point of toleration of violations? When does a violation become serious enough for community action against the perpetrator?

### **2. THREE LEVELS OF PROTECTION AND ENFORCEMENT**

National, Regional, and Global

### **3. PROTECTION AND ENFORCEMENT AT THE NATIONAL LEVEL**

- (i) Legislature, Executive, Judiciary
- (ii) National and State commissions on human rights and other commissions
- (iii) Non-Government Organizations, Information Media
- (iv) Education

### **4. PROTECTION AND ENFORCEMENT AT THE REGIONAL LEVEL**

- (i) European mechanisms of protection and enforcement, roles of the Council of Europe, the European Court of Human Rights, new role for the Community Court in human rights
- (ii) Regional mechanism in Latin America
- (iii) Regional mechanism in Africa

### **5. PROTECTION AND ENFORCEMENT AT GLOBAL LEVEL**

- (i) UN Human Rights Commission, UN High Commissioner for Human Rights, Committees under the International Covenants on Civil and Political Rights & Economic, Social and Cultural Rights, Racial Discrimination Convention, Rights of the Child Convention, Torture Convention, etc., ILO mechanisms
- (ii) Monitoring techniques: reporting obligations, state and individual complaints procedures, examination of reports, information from NGOs, right to inspect on the spot, reports on compliance of recommendations

- (iii) Roles of the UN Security Council, General Assembly, ECOSOC and the Secretary General
- (iv) International tribunals: International Court of Justice Permanent and *ad hoc* international criminal courts
- (v) The concept of international criminal law, exercise of criminal jurisdiction by any state on the basis of the principle of universality of 'crimes against human rights', problems of extradition/asylum

**6. MAJOR DIFFICULTIES IN PROTECTION AND ENFORCEMENT AT REGIONAL AND GLOBAL LEVELS**

- (i) Universality of specific human rights and diversity of their perception among various national societies
- (ii) Disparity among states in availability of resources necessary for promotion and sustenance of human rights
- (iii) Domestic jurisdiction of sovereign states *versus* international protection of human rights
- (iv) International politics of human rights, relationship of human rights situations with peace and security, and role of political international organizations
- (v) 'Humanitarian' intervention *versus* the right of self-determination of nations

## **6. INTERNATIONAL HUMANITARIAN AND REFUGEE LAWS**

### **1. INTERNATIONAL HUMANITARIAN LAW (IHL)**

- (i) Origin and development of IHL
- (ii) Doctrine of military necessity versus the principles of humanity
- (iii) Role of IHL in non-international armed conflicts
- (iv) National perspectives on IHL
- (v) Role of International Red Cross and NGOs
- (vi) Implementation and Enforcement of IHL :
  - (a) Concept of Protecting Power
  - (b) United Nations
  - (c) International Criminal Courts and Tribunals
  - (d) Unilateralism : 'humanitarian' intervention versus state sovereignty
  - (e) Humanitarian assistance

### **2. INTERNATIONAL REFUGEE LAW**

- (i) The History of International Refugee Law : Cold War Origins to Rights of People who are not Citizens
- (ii) Determination of Refugee Status
  - (a) Under the Refugee Convention 1951 and Protocol 1967
  - (b) Problem of Refugees in non-armed conflict situations  
(economic, environmental, natural disasters)
- (iii) Protection under International Law
  - (a) Right of non-refoulement
  - (b) Right to Asylum
  - (c) UNHCR and Refugee protection
  - (d) Special problems of protection of Refugee women and children

- (iv) Protection in India
  - (a) Indian critique of UNHCR and the Convention
  - (b) Protection without legislation : case law
  - (c) Status of refugees in India under UNHCR
- (v) Solution to Refugee Problem
  - (a) Resettlement in third country
  - (b) Repatriation : Voluntary or Forced
  - (c) Local assimilation
  - (d) Protective zones
- (vi) International Law and Internally Displaced Persons : UN Guiding Principles on Internal Displacement 1998
- (vii) Rights and Duties of the International Community
  - (a) Concept of burden sharing
  - (b) Finding durable solutions: roots of refugee problem
- (viii) Relationship between IHL, Refugee Law and Human Rights

## 7. SCIENCE AND TECHNOLOGY, AND HUMAN RIGHTS AND DUTIES

### 1. IMPACT OF SCIENCE & TECHNOLOGY ON HUMAN RIGHTS AND DUTIES: SOME CONCEPTUAL ISSUES

- (i) Concept of science & technology as a tool for furtherance of human and social welfare
- (ii) Debates over 'development'
  - (a) 'Quality' of life: Spiritualism *versus* Materialism: the need for balancing of values
  - (b) Modernization, urbanization
- (iii) Role of science & technology in contributing to development of human being:  
Material comforts, increase in human capacity in producing goods and services useful to furthering human welfare both material and spiritual: Food production and preservation, education and expansion of information and human knowledge, health and personal well-being, access to diverse communities and peoples, etc.
- (iv) Negative role of science & technology
  - (a) Value neutral character of science & technology and the concept of 'dual use' technologies
  - (b) Impact of unbridled use of science & technology on environment
  - (c) Scientific and technological revolution leading to development of diverse, increasingly cruel/terror weapons and other means and methods of violence and war
  - (d) New torture methods, methods of rights deprivations
- (v) The on-going revolution in science & technology since the Industrial Revolution in Europe  
New machines, revolution in transport and communication, interpersonal communications, mass communications, electronics-cybernetics-satellite technology: 20th century 'second industrial revolution', Frontiers of new technologies: the ocean-bed, the outer space, search for the minutest particle and on-going inquiry into energy cosmology and into the origin and composition of life in universe

- (vi) Scientific temper: Positive, non-materialistic impact of science & technology (Article 51-A (h) of the Indian Constitution)
  - (a) Thirst for knowledge, spirit of inquiry
  - (b) Rationalism and spirit of reform
  - (c) Humanism
  - (d) Human welfare orientation in management of science & technology
  - (e) Democratic mindset recognizing diversity of ideas (the right to freedom of thought and expression of each individual)

## **2. RIGHT TO HUMAN DIGNITY: SOME ETHICAL AND LEGAL ISSUES**

- (i) Biotechnology: human cloning, foeticide and abortion, in-vitro fertilization and surrogate parenthood, organ transplantation and sale of human organs, human performance augmenting drugs and technologies (e.g., use of steroids in sports, hormones, viagra like drugs)
- (ii) Life sustaining technologies: artificial organs, kidney dialysis, life sustaining drugs
- (iii) Rights of the disabled: artificial limbs, mobile wheel chairs, hearing aids, etc.
- (iv) Computer crimes, pornography online
- (v) Right to die in dignity and peace: euthanasia

## **3. RIGHT TO PRIVACY**

- (i) Technologies intruding into private life: various bugging devices (including telephone bugging), remote sensing
- (ii) Technologies that disturb public peace and private life: wanton use of loud speakers
- (iii) Applicable legal norms:
  - (a) Article 21 of the Indian Constitution, other relevant legal provisions
  - (b) International Guidelines for the Regulation of Computerized Personal Data Files 1990

## **4. FREEDOM FROM TORTURE**

- (i) New torture technologies such as electric shocks, trauma-inducing drugs and psychotropic substances
- (ii) Technologies for improvement of Police investigative techniques: Finger print technologies, forensic medicine (DNA tests for identification)

- (iii) Applicable legal norms:
  - (a) Article 21 of the Indian Constitution, other relevant laws prohibiting torture, or inhuman or degrading treatment or punishment of persons in custody
  - (b) Article 5 of Universal Declaration of Human Rights 1948; Article 7 of the International Covenant on Civil and Political Rights 1966; Convention on Prevention and Punishment of Crime of Genocide 1948; Convention on the Protection of All Persons from being subjected to Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment 1984; Principles of International Cooperation in the Detection, Arrest, Extradition and Punishment of Persons Guilty of War Crimes and Crimes against Humanity; UN Code of Conduct for Law Enforcement Officials 1979; WHO Guidelines for Medical Doctors concerning Torture or Punishment in relation to Detention or Imprisonment 1975; UN Principles of Medical Ethics relevant to the Role of Health Personnel, Particularly Physicians, in the Protection of Prisoners and Detainees against Torture 1982; Principles on the Effective Prevention and Investigation of Extra-Legal, Arbitrary and Summary Executions 1989, Basic Principles on the Use of Force and Firearms by Law Enforcement Officials 1990; Standard Minimum Rules for Non-Custodial Measures (Tokyo Rules) 1990; Basic Principles for the Treatment of Prisoners 1990; Declaration on the Protection of All Persons from Enforced Disappearance 1992; Rome Statute for an International Criminal Court 1998

## **5. FREEDOMS OF INFORMATION, THOUGHT AND EXPRESSION**

- (i) Revolution in information technology
- (ii) Right to information, right to education, right to communication, freedom of the Press and other information media, right to entertainment
- (iii) Problems of imposing reasonable restrictions
- (iv) Applicable legal norms:
  - (a) Articles 19, 41, 45, & 46 of the Indian Constitution - Information Technology Act 1999, other Indian laws relating to the Media, information technology, satellite communications, Cinematograph Act, Official Secrets Act 1926 and law relating to freedom of information, other relevant legal provisions
  - (b) Convention on the International Right of Correction 1952, UNESCO Declaration on Fundamental Principles concerning the Contribution of the Media to Strengthening Peace and International Understanding, to the Promotion of Human

Rights 1978, UN Declaration on a New International Information and Communication Order 1978, UN Declaration of Principles relating to Use of Direct Broadcast Satellites, UNESCO-WIPO Brussels Convention on Programme Carrying Satellites 1974, UNESCO Rome Convention for the Protection of Performers, Producers of Phonograms and Broadcasting Organizations 1961, UNESCO Convention on Technical and Vocational Education 1989, UNESCO Recommendation on the Status of Scientific Researchers 1974, International Code of Conduct on the Transfer of Technology 1993, other developments on the international plane

## 6. RIGHT TO FOOD

- (i) Science & technology to improve and diversify food production and storage, and for food security: Fertilizers, biotechnology to produce improved varieties of foods, improvement in storage facilities
- (ii) Impact of bio-technology in agriculture (positive and negative): agriculture as a commercial industry, role of multinational corporations and free market economy: World Trade Organization and agriculture
- (iii) Applicable legal norms:
  - (a) Articles 21, 47 & 48 of the Indian Constitution
  - (b) Universal Declaration on the Eradication of Hunger and Malnutrition 1974 (World Food Conference 1974), FAO's World Food Security Compact 1985

## 7. RIGHT TO HEALTH

- (i) Science & technology and improvement of individual and community health and hygiene
- (ii) Experiments on living beings
- (iii) Community Health as a public service industry: Shift in character as a commercial industry, role of multinationals, pharmaceutical industries, Changing role of government
- (iv) Applicable legal norms:
  - (a) Articles 21, 47 & 41 of the Indian Constitution, Medical Termination of Pregnancy Act 1971, and similar enactments
  - (b) Article 7 (prohibition of experimentation on human person) of the International Covenant on Civil and Political Rights 1966, Constitution of the World Health Organization, UN General Assembly Resolution 37/194 on Protection against

Products Harmful to Health and the Environment 1982, WHO 1981 Global Strategy for Health for All by the Year 2000, UNESCO Universal Declaration on the Human Genome and Human Rights 1977

## 8. RIGHT TO DEVELOPMENT

- (i) Development (spiritual and material) as both the objective as well as the catalyst for realization of human rights
- (ii) Human welfare:
  - (a) Indivisibility of civil and political rights, and economic, social and cultural rights
  - (b) Science and technology as a tool of development
  - (c) Declaration on the Right to Development 1986
- (iii) The divide between the developing countries and the developed countries
- (iv) Problems in access to technology: International monopolies/oligopolies *versus* cooperation?
- (v) Applicable legal norms:
  - (a) Articles 14, 15, 19, 21, 38 & 39 of the Indian Constitution, laws relating to development of industries, laws relating to agriculture, laws relating to social and economic equality
  - (b) UN Declaration on the Right to Development 1986, UN Declaration on Social Progress and Development 1969

## 9. RIGHT TO CLEAN ENVIRONMENT AND PUBLIC SAFETY

- (i) General issues of industrial pollution : prevention, rehabilitation
- (ii) Issues of workers' safety in factories: right to work in safe environment
- (iii) Safety aspects of new technologies such as chemical and nuclear technologies: Issues of waste disposal, public concerns of safety, protection of the environment
- (iv) Issues of urbanization, rural migration into urban areas
- (v) Applicable legal norms:
  - (a) Articles 51-A(g), 21, 24, 42, 48-A, Environment (Protection) Act 1986 and other laws relating to protection of the environment and prevention and control of pollution, Factories Act 1948, forest laws, and other relevant Indian laws
  - (b) The Stockholm Declaration on Environment and Development 1972, Agenda 21 and Convention on Bio-diversity and other documents of the Rio World Summit

on Environment and Sustainable Development 1992, other conventions on prevention of pollution and protection of environment (such as those on marine pollution, protection of the Ozone Layer, Antarctica, outer space, transboundary pollution of the atmosphere, transboundary and international carriage of hazardous material, international humanitarian law and protection of the environment, accidents in nuclear and hazardous industries, management of hazardous industrial wastes and other material, etc.)

## 10. RIGHT TO PEACE

- (i) Disarmament, eventual destruction of all weapons, means and methods of warfare and violence, problems of dual use technologies, the core problem of mutuality of suspicions, politics of disarmament, lack of commitment on the part of nations - issues of security of nations, human security
- (ii) Applicable legal norms:
  - (a) Article 51 of the Indian Constitution
  - (b) UN Declaration on the Right of Peoples to Peace 1984, Declaration on the Use of Scientific and Technological Progress in the Interests of Peace and for the Benefit of Mankind 1975, Declaration on the Preparation of Societies for Life in Peace 1978, Declaration on the Promotion of Youth of the Ideals of Peace 1965, Declaration of Principles of International Law Concerning Friendly Relations and Cooperation among States in accordance with the Charter of the United Nations 1970, Declaration on International Cooperation for Disarmament 1979, Declaration on the Conversion to Peaceful Needs of the Resources Released by Disarmament 1962, Manila Declaration on Peaceful Settlement of International Disputes 1982, Declaration on the Prevention and Removal of Disputes and Situations Which May Threaten International Peace and Security and on the Role of the United Nations in this Field 1988, Declaration on the Participation of Women in Promoting International Peace and Cooperation 1982, UNESCO Recommendation concerning Education for International Understanding, Cooperation and Peace and Education relating to Human Rights and Fundamental Freedoms 1974, UNESCO Declaration on the Principles of International Cultural Cooperation 1966, UNESCO Declaration on Fundamental Principles concerning the Contribution of the Mass Media to Strengthening Peace and International Understanding, to the Promotion of Human Rights and to Countering Racism,

Apartheid and Incitement to War 1978, United Nations Millennium Declaration 2000, UNESCO Declaration and Programme of Action on A Culture of Peace 1999

**11. INTER-GENERATIONAL RIGHTS AND DUTIES AND THE RIGHT TO FUTURE**

- (i) Duty to preserve the earth's environment, and sustain the natural resources, and maintain peace and harmony
- (ii) Applicable norms:
  - (a) Article 38 of the Indian Constitution
  - (b) UNESCO Declaration on the Responsibilities of the Present Generation towards Future Generations 1997

## **8. DEVELOPMENT, TRADE AND HUMAN RIGHTS**

### **1. ROLE OF HUMAN RIGHTS IN DEVELOPMENT**

- (i) Various theories of development
- (ii) Vision of the NIEO
- (iii) Development and trade off on Human Rights

### **2. INTERNATIONAL TRADE AND DEVELOPMENT**

- (i) From ITO to WTO
- (ii) Unequal terms of trade imposed by the Uruguay Round of GATT negotiations
- (iii) Role of unfair terms of trade in human rights violations

### **3. ROLE OF TRANSNATIONAL CORPORATIONS IN TRADE/ DEVELOPMENT**

- (i) TNCs and their functioning
- (ii) Destruction of environment by corporations
- (iii) Monopolies and right to development
- (iv) Technology and workers rights
- (v) From consumer rights to human rights

### **4. TRADE RELATED SANCTIONS FOR HUMAN RIGHTS VIOLATIONS**

- (i) Debate on the social clause
- (ii) Sanctions imposed by unilateral/bilateral trade terms blockade of Cuba, US sanctions on Third World
- (iii) Trade related sanctions under the multilateral system
- (iv) Human Rights standards and international trade

### **5. TRADE, HUMAN RIGHTS AND THE QUESTION OF SOVEREIGNTY**

- (i) National control over international trade
- (ii) Codes of conduct and TNCs
- (iii) Sovereign states and peoples' rights: issues of economic sovereignty

## **9. SOCIAL MOVEMENTS AND HUMAN RIGHTS AND DUTIES IN INDIA**

### **1. CONCEPTUAL PERSPECTIVE**

- (i) Concept of social movement
- (ii) Types of movements
- (iii) Ideology: organization
- (iv) Mobilization leadership
- (v) Social Movements as promoter of social change and Human Rights

### **2. SOCIAL AND RELIGIOUS REFORMS MOVEMENTS AND HUMAN RIGHTS**

- (i) Brahma Samaj
- (ii) Arya Samaj
- (iii) Dalit Movements
- (iv) Tribal Movements
- (v) Women Movements
- (vi) Other Movements

### **3. POLITICAL MOVEMENTS AND HUMAN RIGHTS**

- (i) Freedom Movement
- (ii) Peasant Movement
- (iii) Regional and Ethnic Identity Movements (Separatist & Terrorist Movement)
- (iv) Sarvodaya Movement
- (v) Land Reform Movements
- (vi) Trade Union Movements
- (vii) Students Unrest

### **4. ECOLOGICAL & ENVIRONMENT MOVEMENTS AND HUMAN RIGHTS**

- (i) Chipko Movement
- (ii) Narmada Bachao Andolan
- (iii) Other movements
- (iv) Role of State and Judiciary

**5. ROLE OF INTERNATIONAL AND NATIONAL INSTITUTIONS IN PROMOTING HUMAN RIGHTS**

- (i) Role of the United Nations
- (ii) National Institutions:
  - (a) State mechanism
  - (b) Judiciary and Bar
  - (c) National and State Commissions and Committees
  - (d) NGOs
  - (e) The Information Media
  - (f) Education

## **10. HUMAN RIGHTS AND CRIMINAL JUSTICE SYSTEM**

### **1. HISTORICAL, PHILOSOPHICAL AND SOCIAL PERSPECTIVES**

### **2. CONCEPTUAL PERSPECTIVE**

- (i) Concept of crime and criminal liability
- (ii) Offences involving Human Rights
- (iii) Role of Criminal Justice System

### **3. HUMAN RIGHTS PROBLEMS**

- (i) Police Atrocities and Accountability
- (ii) Violence against women and children
- (iii) Communal violence
- (iv) Caste and class conflicts
- (v) Maintenance of Law and Order
- (vi) Terrorism and Insurgency

### **4. RIGHTS OF ACCUSED**

- (i) Double Jeopardy
- (ii) Against self-incrimination
- (iii) Production before Magistrate
- (iv) Fair Trial
- (v) Speedy Trial
- (vi) Appeal

### **5. RIGHTS OF INMATES OF PRISONS AND CUSTODIAL HOMES**

- (i) Protection Homes
- (ii) Reformative and other institutions
- (iii) Prisons

**6. RIGHT TO LEGAL AID, ACCESS TO JUSTICE AND SPEEDY JUSTICE**

**7. RIGHT TO COMPENSATION**

**8. PUNISHMENTS AND HUMAN RIGHTS**

**9. ADMINISTRATION OF CRIMINAL JUSTICE**

- (i) Ordinary Courts
- (ii) Special Courts
- (iii) District Human Rights Courts
- (iv) Nyaya Panchyats
- (v) Human Rights Sensitization
- (vi) Threats to the System:
  - (a) Terrorism
  - (b) Abduction
  - (c) Others

**10. INTERNATIONAL PERSPECTIVES**

- (i) International crimes
- (ii) International crime control and protection agencies, e.g. Interpol
- (iii) International cooperation in combating of transnational organized crimes and international terrorism - Palermo Convention on Transnational Organized Crime 2000, Convention against Illicit Trafficking in Narcotic and Psychotropic Substances 1988-90
- (iv) Extradition and mutual assistance in criminal proceedings
- (v) International Criminal Court - Rome Statute 1998
- (vi) International norms on administration of criminal justice

## 11. SPECIAL INTERESTS/ DISADVANTAGED GROUPS AND HUMAN RIGHTS AND DUTIES

### 1. PROTECTION OF WOMEN

- (i) Status of Women in India through history:
  - (a) The evolution of the status of Indian women since ancient Indian civilization, Changes in the values and perspectives of Indian society: the gap between the dogma and the ground reality—social and cultural prejudices, undesirable customary practices such as dowry and sati, and other practices perpetrating inequality, Role of religion and economic conditions in society, From the status of chattel to that of human being
  - (b) The role of social reformers throughout history, reformers of the 19th and the 20th centuries
  - (c) Women in India's freedom movement from 1857 to 1947, contribution of women to Indian society, polity, economy
  - (d) Status of women in contemporary Indian society:
    - (i) Poverty, illiteracy, lack of independence, oppressive social customs and gender bias
    - (ii) Violence against and abuse of women: rape, sexual exploitation, trafficking in women, sexual harassment at workplace, dowry, widowhood, violence in homes
    - (iii) Forced pregnancy and population growth
    - (iv) Female health and family welfare issues
    - (v) Women and custodial crimes
- (ii) Development of International Norms for Protection of Women:
  - (a) ILO conventions for protection of female labour - on Underground Work in Mines of All Kinds (1935), Night Work (1948 & Protocol 1990), Right to Work (1949), Equal Remuneration (1951), Maternity Protection (1951), Discrimination in Employment (1958), Workers with Family Responsibilities (1981)
  - (b) UNESCO Convention against Discrimination in Education 1960 and Protocol on Disputes Settlement between States 1962
  - (c) UN Convention on Political Rights of Women 1952, Convention on Elimination of All Forms of Discrimination against Women 1979, Convention on Nationality

- of Married Women 1957, Convention on Consent to Marriage, Minimum Age for Marriage and Registration of Marriages 1962, Convention for the Suppression of the Traffic in Persons and of the Exploitation of the Prostitution of Others 1949, Declaration on the Elimination of Violence against Women 1993, Convention on Political Rights of Women 1952
- (d) Declaration on the Participation of Women in Promoting International Peace and Cooperation 1982
  - (e) UN Development Fund for Women 1975
  - (f) Resolution on women's rights adopted by the Coordinating Committee of National Institutions for the Promotion and Protection of Human Rights, Vienna, 1993
  - (g) Documents of the Four World Conferences on Women: Mexico 1975, Copenhagen 1980, Nairobi 1985, Beijing 1995
  - (h) Protection of women in armed conflicts - Lessons of Yugoslavian (Srebrenica and Kosovo) and Rwandan conflicts - Geneva Conventions 1949, and Geneva Protocols I & II 1977, Declaration on the Protection of Women and Children in Emergency and Armed Conflict 1974, UN Security Council Resolution 1325 (2000) of 31 October 2000 on Women's Rights and International Peace
  - (i) Other relevant developments
- (iii) The Constitution of India and the Status of Women:
    - (a) Fundamental Rights and Directive Principles under the Constitution
    - (b) Special provisions for the protection of women - Article 15(3), Article 39 (d) & (e), Articles 42, 243-D & 243-T
  - (iv) Special Laws and Policies for Protection of Women
    - (a) Special Laws: Suppression of Immoral Traffic Act 1956, Indecent Representation of Women (Prohibition) Act 1986, Commission of Sati (Prevention) Act 1982, Medical Termination of Pregnancy Act 1971, Maternity Benefit Act 1961, Equal Remuneration Act 1976, Dowry Prohibition Act 1961, Other laws having a direct bearing on protection of women
    - (b) Gaps between international norms and Indian law, if any
    - (c) Women and public policy:
      - i. Female health and family welfare, literacy programmes, female labour welfare
      - ii. Issue of current public debate: political rights of women (reservations and protection of women)
      - iii. Personal laws and status of women

- (v) Institutional Mechanisms for Protection of Women
  - (a) Constitutional mechanisms: Legislature, Executive and Judiciary (special contribution of judiciary)
  - (b) Statutory mechanism: National Commission for Women, National Human Rights Commission
  - (c) The Non-Governmental Organizations
  - (d) The information media
  - (e) Role of education

## 2. PROTECTION OF CHILDREN

- (i) Status of Child in Indian Society
  - (a) History, religious and cultural practices
  - (b) Status of child in contemporary Indian society:
    - (i) Impact of problems of poverty and illiteracy
    - (ii) Social and cultural practices regarding girl child: foeticide, child marriage
    - (iii) Child labour (in construction, carpet, glass, bangles, and other industries, in unorganized sectors), forced labour, sale of children
    - (iv) Child abuse inside and outside homes, trafficking in children, children and custodial crimes
    - (v) Street children: child and crime
- (ii) Development of International Norms for Protection of the Child:
  - (a) ILO conventions on restrictions and prohibition on child labour - ILO Convention on Child Labour 1999
  - (b) UN Convention on the Rights of the Child 1989, Optional Protocol on the Involvement of Children in Armed Conflict, and Optional Protocol on Sale of Children, Child Prostitution and Child Pornography 2000, Declaration of Social and Legal Principles relating to the Protection and Welfare of Children with Special Reference to Foster Placement and Adoption 1986
  - (c) UNESCO: International Charter of Physical Education and Sports 1978, Convention on Technical and Vocational Education 1989, Convention and Recommendation against Discrimination in Education 1960, Universal Declaration on the Human Genome and Human Rights 1997, Declaration on the Responsibilities of the Present Generation towards Future Generations 1997, Ouagadougou Declaration on the Education of Girls, Burkina Faso, 1993, Pune Declaration on Education for Human Rights in Asia 1999

- (d) World Summit for Children: Declaration and Plan of Action
- (e) Other relevant developments
- (iii) Indian Constitution and Protection of the Child:
  - (a) Fundamental Rights and Directive Principles under the Indian Constitution
  - (b) Special Protection for the child - Article 15(3), Article 24, Article 39 (e) & (f), Article 45
- (iv) Special Laws and Policies for Protection of the Child:
  - (a) Child Labour (Prohibition and Regulation) Act 1986, Children (Pledging of Labour) Act 1933, Young Persons (Harmful Publications) Act 1956, Child Marriage Restraint Act 1929, Pre-Natal Diagnostic Techniques (Regulation and Prevention of Misuse) Act 1956, Children's Act 1960, Orphanages and Other Charitable Homes (Supervision and Control) Act 1960, Juvenile Justice Acts 1986 and 2000
  - (b) Other laws relevant to protection of the Child
  - (c) Gaps between international norms and the Indian law, if any
  - (d) Government Policies
- (v) Institutional Mechanism for Protection of the Child:
  - (a) Constitutional Mechanisms: Legislature, Executive, Judiciary (Special contribution of judiciary)
  - (b) National Human Rights Commission, a National Commission for Rights of the Child?
  - (c) Non-Governmental Organizations
  - (d) The Information Media
  - (e) Role of education

### **3. PROTECTION OF SCHEDULED CASTES, SCHEDULED TRIBES AND OTHER BACKWARD CLASSES**

- (i) Status of Scheduled Castes, Scheduled Tribes in Indian Society:
  - (a) The four castes: theory and practice, Feudalism and the socio-economic system, Social and economic deprivations of the lower rungs of society through history, British rule and its impact on these communities
  - (b) Issues of social and economic inequality in Indian society, Role of social reformers (Gandhi, Ambedkar and others), Social and economic equality *versus* freedom from foreign rule

- (c) Contemporary status:
  - i. Issues of identification of backward classes (other than SCs/STs):  
Deprivations and atrocities
  - ii. Poverty, illiteracy and unemployment
  - iii. Economic and social inequalities, Issues of land rights, rural indebtedness
  - iv. Impact of environment protection laws including forest laws on tribal communities
  - v. Bonded labour, exploitation, issues of human dignity
  - vi. Caste wars, Politics of caste and class
- (ii) International Norms Relating to Tribal and Other Indigenous Groups:
  - (a) UN Declaration on the Indigenous Peoples 1995, UN Voluntary Fund for Indigenous Populations 1985
  - (b) ILO Convention No. 169 concerning Indigenous and Tribal Communities 1989
  - (c) Rio Declaration on Environment and Development 1992
  - (d) Other developments
- (iii) Indian Constitution and Protection of SCs/STs and OBCs
  - (a) Fundamental Rights and Directive Principles under the Constitution
  - (b) Special protection under Article 15 (4), Article 16 (4) & (4-A), Article 17, Article 29(1), Article 46, Articles 334 335, 338, 339, 340, 341, & 342, Fifth and Sixth Schedules
- (iv) Special Laws for Protection of SCs/STs and OBCs
  - (a) Protection of Civil Rights Act 1955
  - (b) Scheduled Castes and Scheduled Tribes Prevention of Atrocities Act 1989
  - (c) Employment of Manual Scavengers and Construction of Dry Latrines (Prohibition) Act 1999
  - (d) Other relevant legal provisions
  - (e) Policies of Government, reservations, quotas, special drives
- (v) Institutional Mechanisms for Protection of SCs/STs, and OBCs:
  - (a) Constitutional Mechanisms: Legislature, Executive, Judiciary
  - (b) National Commissions, State Commissions
  - (c) Non-Governmental Organizations
  - (d) The Information Media
  - (e) Role of education

#### 4. PROTECTION OF MINORITIES

- (i) Minorities in Indian Society:
  - (a) Concept of minorities, a sociological-economic-religious-linguistic concept, regional minorities
  - (b) Evolution of Indian society as a synthesis of diverse prevailing ethos, religious and socio-cultural, Principles of mutual respect and tolerance of diversities
  - (c) Freedom movement and participation of minorities
  - (d) Partition and orientations to the minority issues, Foundation of Secularism: Preamble to Indian Constitution
  - (e) Rise of religious fanaticism/militancy and Politics on Minorities
- (ii) International Norms for Protection of Minorities:
  - (a) Declaration on the Rights of Persons Belonging to National or Ethnic, Religious and Linguistic Minorities 1992
  - (b) UN Commission on Human Rights, Subcommission on Minorities
- (iii) Protection of Minorities under the Constitution:
  - (a) Fundamental Rights and Directive Principles under the Constitution
  - (b) Special provisions in Articles 26 to 30, 331, 333, 336, & 337
- (iv) Special Laws and Policy for Protection of Minorities:
  - (a) National Commission for Minorities Act 1992
  - (b) Caste Disabilities Removal Act 1950
  - (c) Other relevant laws
  - (d) Policy of secularism, Issues relating to reservations, quotas, other endeavours for special protection
- (v) Institutional Mechanisms for Protection of Minorities:
  - (a) Constitutional mechanisms: Legislature, Executive and Judiciary
  - (b) National and State Commissions on Minorities
  - (c) Non-Governmental Organizations
  - (d) The Information Media
  - (e) Role of Education

## 5. PROTECTION OF THE AGED AND THE DISABLED

- (i) Vulnerability of the aged and the disabled:
  - (a) Indian society and the aged and the disabled
  - (b) Poverty, illiteracy, breakdown of old social and family institutions, Impact of improvements in health care on mortality
  - (c) Social taboos regarding the disabled, General issue of poverty
  - (d) Contribution potential of the disabled to society, Pioneers like Helen Keller and Stephen Hawking
- (ii) International Norms for Protection of the Aged and the Disabled:
  - (a) UN General Assembly Declaration on the Rights of the Disabled Persons 1975, Declaration on the Rights of Mentally Retarded Persons 1971, Resolution on the Rights of the Disabled Persons adopted by the Coordinating Committee of National Institutions for the Promotion and Protection of Human Rights 1993
  - (b) World Assembly on Ageing 1982
- (iii) Protection of the Aged and the Disabled under the Indian Constitution: Fundamental Rights and Directive Principles under the Constitution
- (iv) Special Laws for Protection of the Aged and the Disabled:
  - (a) Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act
  - (b) Mental Health Act 1993
  - (c) Other relevant laws
  - (d) Policy on the Aged and the Disabled:
    - i. Special protection through reservations, quotas
    - ii. Major issues of barrier-free access to public places, and development of special, appropriate technologies
- (v) Institutional Mechanisms for Protection of the Aged and the Disabled:
  - (a) Constitutional mechanisms: Legislature, Executive, Judiciary
  - (b) Mechanisms under the laws
  - (c) Non-Governmental Organizations
  - (d) The Information Media
  - (e) Role of Education

## **12. WORKING CLASS AND HUMAN RIGHTS AND DUTIES**

### **1. WORKING CLASS**

- (i) Definition
- (ii) Classification

### **2. STATE IDEOLOGY AND POSITION OF WORKING CLASS**

- (i) Working class movement
- (ii) From Laissez Faire to Welfare State
- (iii) Privatization to Globalization

### **3. STATUS OF WORKING CLASS**

- (i) Women
- (ii) Children
- (iii) Casual Workmen
- (iv) Bonded Labour
- (v) Agriculture Labour
- (vi) Migrant Worker

### **4. BASIC RIGHTS AND DUTIES : THEIR CONTENT AND SCOPE**

- (i) Association and Assembly
- (ii) Work with Equality and Dignity
- (iii) Education and Information
- (iv) Trade Unionism and its Development
- (v) Industrial Discipline

### **5. PROBLEM AREAS**

- (i) Health Hazards:
  - (a) Accidents
  - (b) Occupational Diseases

- (ii) Social Security
- (iii) Collective Bargaining
- (iv) Workers' Participation in Management
- (v) Retrenchment, Termination and Displacement
- (vi) Work Culture
- (vii) Industrial Conflicts and Insecurity
- (ix) Impact of Technological Developments

## **6. CONFLICTING RIGHTS: WORKER'S BENEFIT V. EMPLOYER'S INCONVENIENCE**

- (i) The right to strike
- (ii) Lockout and closure of Industry

## **7. INTERNATIONAL STANDARDS**

- (i) ILO Labour Standards
- (ii) Debate on Social Clause and WTO
- (iii) Emerging Rights and Duties
- (iv) Code of International Industrial Disciplines
- (v) Role of International Labour Agencies

## **8. INDIAN FRAMEWORK OF PROTECTION**

- (i) Constitutional Protection, labour and industrial laws
- (ii) Workers' Rights and Duties
- (iii) Employers' Responsibilities and Duties
- (iv) Dispute Settlement Mechanisms

## **9. ENFORCEMENT OF WORKERS' RIGHTS**

- (i) Role of ILO
- (ii) Role of national mechanisms: legislature, executive, judiciary, special tribunals
- (iii) Trade unions, other NGOs

## **13. ENVIRONMENT AND HUMAN RIGHTS AND DUTIES**

### **1. ENVIRONMENT**

- (i) Its meaning
- (ii) Concern for Environment: Historical Perspective
- (iii) Pollution and its effects on environment and life on earth

### **2. RIGHT TO CLEAN ENVIRONMENT**

- (i) Its content and scope
- (ii) Right to Environment *versus* Right to Development
- (iii) Sustainable Development
- (iv) Culprits and Victims
- (v) Implementation and Enforcement of the right
- (vi) Globalization of the Right: the planet earth and global commons

### **3. RIGHTS AND DUTIES: AN INTERNATIONAL PERSPECTIVE (FROM STOCKHOLM TO RIO)**

- (i) UN Declaration on the Right to Development 1986, International conventions on the protection of the environment, precautionary principle
- (ii) Debate on Social Clause and WTO
- (iii) Main Directions
- (iv) Future Goals

### **4. NATIONAL REGIME OF ENVIRONMENTAL PROTECTION**

- (i) Constitutional Rights and Duties
- (ii) Statutory Rights and Duties
- (iii) Emergence of international/common approach

### **5. ISSUES OF ENVIRONMENTAL PROTECTION IN DEVELOPING COUNTRIES**

- (i) Inter-generational Equity
- (ii) Natural Resources
- (iii) Indigenous people, Tribals and Forest Dwellers
- (iv) Poverty, Illiteracy and Environment

- (v) City Dwellers and Villagers
- (vi) Working Class
- (vii) Living Species other than human beings

## **6. SUPPLEMENTARY RIGHTS AND DUTIES**

- (i) Education
- (ii) Information
- (iii) Public Participation: Environmental Democracy

## **7. RIGHTS AND DUTIES IN CRISIS: ENVIRONMENT VERSUS DEVELOPMENT**

- (i) Mega Projects
- (ii) Industrial Accidents
- (iii) Impact of emerging problems of Science and Technological Development
  - (a) Genetic Engineering
  - (b) Hazardous Waste Treatment
  - (c) Pollution Control Mechanism
  - (d) Dumping of Waste and Discarded Technology
- (iv) Governmental Planning:
  - (a) Industrial development
  - (b) Master Plans
  - (c) Inactions and Misactions

## **8. SUPERVISION AND ENFORCEMENT**

- (i) Supervisory Mechanisms
  - (a) Commissions
  - (b) Committees
  - (c) International Reporting Delegations under various treaties
  - (d) NGOs
- (ii) Enforcement Agencies
  - (a) Issues of liability, insurance
  - (b) Courts : Process and Remedies
  - (c) Tribunal
  - (d) Arbitration and Conciliation

**9. EMERGING CONCEPTS**

- (i) Common Concern of Humankind: Common Heritage Principle
- (ii) Public Trust
- (iii) Precautionary Principle
- (iv) Sovereign Equality
- (v) Concern for unborn, animals and plants: Right of Future Generations
- (vi) Code of Environmental Culture and Ethics

**10. THREATS TO INDIAN ENVIRONMENT**

- (i) Forest Denudation
- (ii) Pollution of River Systems
- (iii) Indiscriminate Industrial Explosion
- (iv) Depletion of Rare Species
- (v) Bio-diversity

## **14. SOCIETAL ISSUES: PROBLEMS OF HUMAN RIGHTS IN INDIA**

### **1. CONCEPTS AND APPROACHES**

- (i) Concepts, causes and types of social problems: Theoretical approaches to social problems and social changes
- (ii) Problem of inequality in India, Societal problems and Human Rights

### **2. SOCIAL PROBLEMS**

Indian Society and problems of hierarchy, casteism, communalism, regionalism, population explosion, youth unrest, violence against women, illiteracy, problems of aged and disabled

### **3. ECONOMIC PROBLEMS**

Poverty, unemployment, bonded labour, child labour, privatization, liberalization and globalization problems between rich and poor nations, corruption, consumer rights

### **4. POLITICAL PROBLEMS**

Regionalism, terrorism, problems of minorities, scheduled caste and scheduled tribes, caste violence.

### **5. HEALTH PROBLEMS**

Environmental degradation, Food and health problems, Drug addiction, Alcoholism, Slums, AIDS

## **15. HUMAN RIGHTS JURISPRUDENCE**

### **1. PHILOSOPHICAL FOUNDATIONS OF HUMAN RIGHTS**

(Quest for Quality of Life, Human Ideals)

- (i) Human Society: Man and Society, Human Dignity
- (ii) Human Values: Universal, Cultural
- (iii) Unity and Diversity of Humankind
- (iv) Moral and Ethical Traditions and Ideas
- (v) Social Justice, Equality
- (vi) Polity: Indian and Western Thoughts and Ideas
- (vii) Needs of Humankind: Material, Spiritual

### **2. THEORIES OF RIGHTS**

(Theories of Relationship between Man and Society: Individual & Community)

- (i) Natural Rights Theory: Inalienability of human rights, Theories of Justice
- (ii) Social Contract Theory
- (iii) Liberal Theory
- (iv) Sociological Theory
- (v) Legal/Positivist/Realist Theories
- (vi) Marxist Theory
- (vii) Ancient Indian Theoretical Perspective
- (viii) New Generational Theory

### **3. CONCEPT AND CLASSIFICATION OF HUMAN RIGHTS**

(Identification of Human Rights)

- (i) Meaning, Definition, Nature, Sources, Evolution
- (ii) Classification of Human Rights: Moral, Legal, Political, Social/Economical
- (iii) Major Inter-relational Concepts of Human Rights
- (iv) Ideas and Traditions: Religious, Cultural

## **16. RESEARCH METHODOLOGY AND DISSERTATION/ FIELD BASED PROJECT WORK**

### **1. GENERAL AND INTRODUCTORY**

- (i) Nature and Scope of Social Research
- (ii) Formulation of Research Problem
- (iii) Survey and Social Research
- (iv) Research Design: Facts and Hypothesis, Problem of Objective

### **2. METHODOLOGICAL ORIENTATION AND LOGIC OF ENQUIRY**

Dialectic Materialism, Comparative Method, Historical Method, Analytical Method, Field Work Approach, Inductive and deductive Method, other methods

### **3. DATA COLLECTION AND EVALUATION**

- (i) Types and sources of Data
- (ii) Sampling
- (iii) Techniques of Data Collection: Observation, interview, questionnaire, interview schedule, case study method, content analysis
- (iv) Data analysis; Classification, Tabulation, Graphic representation, Uni-variate, Bi-variate and multivariate, discrete and continuous variables

### **4. SOCIAL STATISTICS AND SOCIAL RESEARCH**

Measure of Central Tendency; Mean, Mode and Median, Measure of Dispersion, Range, Average Deviation and Standard Deviation, Z-test, Chi-square, Co-relation test, Scaling Technique, Nominal, Ordinal & Rating Scale, Social Distance Scale

### **5. USE OF COMPUTER AND INFORMATION TECHNOLOGY**

### **6. PROJECT REPORT, DISSERTATION AND FIELD WORK**

## **17. EMERGING DIMENSIONS OF HUMAN RIGHTS**

### **1. HUMAN RIGHTS AND CHANGING DIMENSION OF STATE SOVEREIGNTY**

- (i) Centres of power and human rights
- (ii) Indivisibility of human rights

### **2. 'HUMANITARIAN' INTERVENTION AND HUMAN RIGHTS**

- (i) International peace keeping
- (ii) International monitoring
- (iii) Good Governance:
  - (a) 'Humanitarian' assistance
  - (b) 'Humanitarian' intervention

### **3. HUMAN RIGHTS AND DUTIES AND COMMERCIAL CORPORATIONS (NATIONAL AND MULTI-NATIONAL)**

Rights of investors, consumers, citizens, workers and others

### **4. HUMAN RIGHTS AND DUTIES AND NON-STATE ARMED GROUPS**

- (i) Conflicts on grounds of religion, cast, language, ethnicity, culture etc. and the role of violence
- (ii) Problems of defining a "terrorist"
- (iii) Anti-terrorist laws and human rights
- (iv) Grievance redressal mechanisms, rehabilitation of victims and practitioners of violence

### **5. RIGHTS OF THE FUTURE GENERATION**

- (i) Right to Peace: Dangers of war : nuclear, biological etc.
- (ii) Right to Clean Environment: Environmental destruction
- (iii) Rise to Development: Rise of towns and slums, right to shelter, basic needs
- (iv) Right to Human Security: Rise in transnational crimes, respect for human dignity
- (v) Concept of trusteeship of natural resources

## **18. COMPARATIVE HUMAN RIGHTS PERSPECTIVE**

### **1. HISTORICAL PERSPECTIVE**

- (i) From Pruning to Luxuriant growth
- (ii) Magna Carta to Fundamental Rights
- (iii) Emergence of the 'three generations' of Rights

### **2. PHILOSOPHY AND FOUNDATION**

- (i) Democratic and Autocratic System
- (ii) Capitalist, Socialist and Communist State
- (iii) Emergence of an Universal Human Rights Code
- (iv) International Perspective

### **3. FREEDOM OF SPEECH AND EXPRESSION**

- (i) Its content and scope
- (ii) Emergence of Correlative Rights: Freedom of the Media, freedom of communication, freedom of information
- (iii) Limitations: Reasonable restrictions
- (iv) Democratic Institutions : The problem of democratic deficit

### **4. RIGHTS TO LIFE AND PERSONAL LIBERTY**

- (i) Life
  - (a) Emerging Dimensions: Right to Minimum Necessities of Life (basic needs)
  - (b) Criminal Justice: death penalty
- (ii) Personal Liberty
  - (a) New trends and their adaptability
  - (b) Due Process of Law, criminal justice

### **5. FREEDOM OF RELIGION**

- (i) Secular States : State Encouragement and Interference
- (ii) Politicization of Religion
- (iii) Individual versus Institutional Liberty

- (iv) Freedom in Mono and Multi Religion
- (v) Religion in Educational Institutions

## 6 ENFORCEMENT OF RIGHTS

- (i) State Institutions
- (ii) Special Courts
- (iii) Derogation of Rights: War or National Emergency
- (iv) Processual Justice
- (v) Remedies
  - (a) Traditional
  - (b) Emerging

## 7. HUMAN DUTIES

- (i) Need and their contents
- (ii) Interrelationships of rights *inter se*, duties *inter se*, and rights and duties
- (iii) Citizens Responsibility and Accountability
- (iv) Basic Human Duties
  - (a) Towards the Nation
  - (b) Towards the Fellowmen
  - (c) Global Commitments

## 8. SOME SPECIAL CATEGORIES OF RIGHTS

- (i) Rights of Women
  - (a) Right to Positive Discrimination
  - (b) Gender Justice
  - (c) Right to Human Dignity: Right against Sexual abuse, Violations and Harassment, Right against exploitation through Techno-medico Science Developments
  - (d) Participatory Rights
  - (e) Right to Equal Work for Equal Pay
  - (f) Right to Privacy
  - (g) Rights of Unmarried Women
  - (h) Right to Medicare

- (ii) Rights of Child
  - (a) Right to Care and Education
  - (b) Right against Bonded or Forced Labour
  - (c) Right against Sexual Abuse and Violence
  - (d) Right of the Orphans
  - (e) Right of Mentally Retarded Child
  - (f) Right against Abuse of Childhood
    - i. Sale of children
    - ii. Use in Drug Trafficking and Crimes
    - iii. Minor's Marriage
  - (g) Right to Juvenile Justice
- (iii) Rights of Minorities
  - (a) Right to Religion
  - (b) Linguistic Rights
  - (c) Right to Culture and Traditions
  - (d) Right to Education
  - (e) Right to Equality
- (iv) Rights of Disadvantaged Group
  - (a) Rights of Tribals and Indigenous Peoples
  - (b) Rights of Dalits, Scheduled Castes and Tribes
  - (c) Right of the Disabled
  - (d) Rights of Aged

## 9. A REGIONAL/LOCAL PROBLEM

A Report on an empirical study of any problem of right/duty situation in a locality/region with which students are familiar

## **19. HUMAN DUTIES AND RESPONSIBILITIES**

### **1. CONCEPT OF HUMAN DUTIES AND RESPONSIBILITIES**

Moral/Ethical; Social/Economic; Legal/Political; Traditional/Modern; Eternal/ Universal; Changing Dimensions

### **2. HUMAN VALUES**

- (i) Foundations of Human Duties: Religious, Moral, Social, Ideological, Political/ Social/ Cultural
- (ii) Values of Humanism: Justice, Equality, Liberty, Human Dignity

### **3. CO-RELATIONSHIP OF HUMAN RIGHTS AND DUTIES**

- (i) Right Oriented Society: Acquisitive Society
- (ii) Duty-Oriented Society: Harmonious Society

### **4. EVOLUTION OF HUMAN DUTIES AND RESPONSIBILITIES**

- (i) Ancient, Medieval, Modern Times
- (ii) Impact of Social Changes in Societies
- (iii) Criteria of Identification: Value Systems

### **5. IDENTIFICATION OF HUMAN DUTIES & RESPONSIBILITIES**

- (i) Duties towards Self: Body and Mind
- (ii) Duties towards Family
- (iii) Duties towards Community
- (iv) Duties towards Society
- (v) Duties towards Nation-State
- (vi) Duties towards Humankind
- (vii) Duties towards Mother Earth

## 20. PEOPLES' RIGHT TO SELF—DETERMINATION

### 1. ORIGINS OF THE CONCEPT OF THE RIGHT OF NATIONS TO SELF-DETERMINATION

- (i) Theories of self-governance:
  - (a) Kant, Locke, Rousseau, Marx and other socialist thinkers, proponents of pluralism like Melver and Laski, Mahatma Gandhi
  - (b) Issues of legitimacy of State and forms of governance
- (ii) The age of colonial empires and scramble for colonies:
  - (a) Papal Bull of 1492 dividing up the world between Spain and Portugal, Berlin Congress of 1885 dividing up the African Continent, Colonization of Asia
  - (b) Nationalism and statehood
- (iii) Historical glimpses of national liberation movements in North America, France and Latin American countries and other movements in 19th and 20th centuries
- (iv) Marxist theory of nationalities:

Right of secession, Bolshevik revolution, Lenin and constitution making in the former socialist countries
- (v) End of First World War:
  - (a) Woodrow Wilson's Fourteen Points including issues of self-determination, redrawing of boundaries of former empires
  - (b) League of Nations and the concept of 'sacred trust of civilization'

### 2. REVOLUTION OF IDEAS OF NATIONALISM, AUTONOMY AND SELF GOVERNMENT, INDEPENDENCE AND FEDERALISM IN INDIA

- (i) National uprisings during colonial rule and 1857 quest for independence
- (ii) Emergence of the Indian National Congress and demands for self-determination:
  - (a) Extremists and moderates
  - (b) Mahatma Gandhi and self-determination (political and economic freedom, *raja shakti* and *jana shakti*, village republics)
- (iii) Milestones:
  - (a) Motilal Nehru Committee Report 1928 and the demand for Purna Swaraj
  - (b) Federalism under the Government of India Act 1935
  - (c) Federalism as envisaged in the Quit India Resolution of 8 August 1942 with the largest measure of autonomy to units of the federation

- (d) Objectives Resolution of the Constituent Assembly (22 January 1947) relevant to autonomous status for the units of the Union
- (iv) The structure of federalism under the Constitution of India:  
The constitutional framework of Union-State relations, theory and practice
- (v) Problems and challenges:
  - (a) Problems relating to formation of States, including special relationship with the State of Jammu and Kashmir
  - (b) Problems of Union-State relations: Recommendations of the Rajamannar Commission and the Sarkaria Commission
  - (c) Challenges of diversity, development and separatism

### **3. SELF-DETERMINATION IN INTERNATIONAL RELATIONS**

- (i) Emergence of the principle of self-determination on the international plane:
  - (a) League of Nations, Minority treaties
  - (b) Atlantic Charter 1941
  - (c) UN Charter Article 1(2), Article 55-56, Chapters XI, XII and XIII, Framework and role of UN decolonization process - Debate between domestic jurisdiction and the people's right of self-determination, in the context of historical colonialism
  - (d) Normative developments under UN:
    - i. Common Article 1 of the International Covenant on Economic, Social and Cultural Rights 1966 and the International Covenant on Civil and Political Rights 1966, Indian position
    - ii. Declaration on the Granting of Independence to Colonial Countries and Peoples: UN General Assembly Resolution 1514 (XV) of 1960
    - iii. Declaration of the Principles of International Law Concerning Friendly Relations and Cooperation among States in accordance with the Charter of the United Nations: UN General Assembly Resolution 2625 (XXV) of 1970 (see formulation on the fifth principle in the declaration)
    - iv. Economic self-determination: Declaration on Permanent Sovereignty over Natural Resources (UN General Assembly Resolution 1803 (XXII) of 1962), Declaration on the Establishment of a New International Economic Order (UN General Assembly Resolution 3201 (S-VI) of 1974), Charter of Economic Rights and Duties of States (UN General Assembly Resolution 3281 (XXIX) of 1974)
    - v. Contribution of the ICJ

- (ii) Normative issues relating to the operationality of the principle of self-determination: Conceptual problems of 'self' of whom and 'determination' of what:
  - (a) Meaning of self-determination, autonomy, democracy, governance, self-determination as a process
  - (b) Self-determination: External and Internal: New Dimensions and emerging debates
  - (c) Self-determination: beyond traditional colonialism

## 21. INTERNATIONAL OBLIGATION TO PROTECT HUMAN RIGHTS AND DUTIES

### 1. CONCEPT OF INTERNATIONAL OBLIGATIONS

- (i) Concept of obligations:  
Legal, moral, social
- (ii) Obligations accepted by international community through international law:  
Sources of international law giving rise to international obligations (Article 38(1) of the Statute of the ICJ):
  - (a) Treaties and conventions to which states are parties
  - (b) International custom as evidence of practice accepted as law: *Jus cogens* (peremptory norms of international law), and other operative principles and rules of international customary law
  - (c) General principles of law recognized by diverse national legal systems
  - (d) Judicial decisions and the teachings of the most highly qualified publicists of the various nations, as a subsidiary means for determination of the rules of law
- (iii) Principle of good faith  
Obligation to comply with human rights obligation in good faith: Militates against abuse of rights

### 2. INTERNATIONAL CONCERN FOR PROTECTION OF HUMAN RIGHTS

- (i) Evolution of international concern for the protection of the individual:  
The Anti-slave trade treaties, emergence of international humanitarian law, Bolshevik Revolution of 1917, minority treaties, League of Nations and colonies: the concept of “sacred trust of civilization” (the Mandate System), ILO and labour welfare, refugees, Nazi and Fascist atrocities and totalitarianism, Second World War
- (ii) Crimes against Humanity  
Crimes against peace, war crimes, crimes against humanity, Nuremberg (London Charter of 1946) and Tokyo (General McArthur’s Decree of 1946) International Military Tribunals for trial of major war criminals, evolution of international criminal law (UN General Assembly Resolution of 1946 on the Nuremberg Principles)
- (iii) Drafting of the UN Charter provisions on human rights

### 3. THE UNITED NATIONS: FROM INTERNATIONAL CONCERN TO INTERNATIONAL OBLIGATION TO PROTECT HUMAN RIGHTS

- (i) UN Charter Provisions:  
Article 1(2) & (3), Article 13(1)(b), Articles 55, 56, 68, Chapters XI, XII, XIII
- (ii) International Bill of Rights:  
The Universal Declaration of Human Rights 1948, International Covenant on Civil and Political Rights 1966, International Covenant on Economic, Social and Cultural Rights 1966
- (iii) International conventions and treaties on human rights establishing international obligations to protect human rights
- (iv) International customary law comprising consensual decisions (resolutions, declarations, principles) on human rights, evidencing undertaking on the part of states to protect human rights
- (v) General principles of law of human rights in the diverse national legal systems
- (vi) Writings of publicists like Hersch Lauterpacht, and judicial decisions (like *Barcelona Traction Company case*, *Nicaragua case*, the *South-West Africa-Namibia cases*, advisory opinion in the *Threat or Use of Nuclear Weapons in Armed Conflict*)
- (vii) Human rights as *jus cogens*  
Obligation to protect human rights as an international obligation *erga omnes* (owed to the entire international community)
- (viii) Duty to cooperate and assist in implementation of human rights:
  - (a) Principle of international cooperation  
(Friendly Relations Declaration 1970)
  - (b) Articles 1 and 56 of UN Charter
  - (c) Specific aspects:
    - i. Duty to render material assistance  
(Charter of Economic Rights and Duties 1974)
    - ii. Duty to consult, to inform

### 4. SUBJECTS OF INTERNATIONAL OBLIGATION FOR PROTECTION OF HUMAN RIGHTS

- (i) Concept of subjects of international law:

- (a) Capacity to exercise rights and undertake and comply with obligations under international law
- (b) Functional test (as in domestic law) : ICJ ruling in the *Reparations for Injuries Suffered in the Services of the United Nations* case (1949)
- (ii) States as subjects of human rights obligations :
  - (a) Obligations flowing from treaties and conventions on human rights (to which they are parties)
  - (b) Obligations flowing from international customary law emerging from universal/ near universal participation in a human rights treaty, consensual declarations resolutions of international organizations/conferences (ICJ ruling in the *Nicaragua* case 1986), and generality of conduct of states in accepting the obligations
- (iii) International organizations as subjects of obligations:
  - (a) Principle of *Reparations for Injuries* case (1949 ICJ): Subjects of rights must bear corresponding obligations as well
  - (b) Functionality test for subjecthood in respect of obligations
- (iv) Other subjects of international law for attribution of human rights obligations:
  - (a) Juridical persons, such as multinational corporations (principles of code of conduct for transnational corporations, code of conduct for transfer of technology 1993)
  - (b) Individuals, groups of individuals (dictators, terrorists, militant religious groups, groups engaged in transnational organized crimes, etc.)

## 5. ISSUES OF INTERNATIONAL ACCOUNTABILITY FOR BREACH OF INTERNATIONAL HUMAN RIGHTS OBLIGATIONS

- (i) State sovereignty:
  - (a) Domestic jurisdiction and principle of non-intervention
  - (b) Concept of international jurisdiction, as distinct from existence of international obligation
- (ii) Sovereign immunity from accountability: states, high functionaries of State, obedience to superior orders
- (iii) Rule of exhaustion of local (national) remedies
- (iv) Problems of cooperation between states in exercise of criminal jurisdiction:
 

Extradition and asylum (political offences), cooperation in respect of investigation, transfer of evidence, transfer of accused/offenders, etc.

## 6. INTERNATIONAL RESPONSE TO BREACHES OF HUMAN RIGHTS OBLIGATIONS: QUEST FOR INTERNATIONAL JURISDICTION

- (i) General role of international organizations/agencies in monitoring/ supervising implementation of human rights obligations: Examination of reports and making of recommendations thereon, complaints procedure, spot investigations, fact-finding, commissions of inquiry, conciliation, public discussion and criticism, catalyzing formation of international public opinion
- (ii) International sanctions against gross and persistent violations of human rights:
  - (a) The issue of threshold point of what constitutes gross violations
  - (b) What constitutes 'international' sanctions and who is competent to take them?
- (iii) The role of the UN Security Council:
  - (a) Chapters VI and VII of the UN Charter
  - (b) Relations between human rights violations and the determination by the Security Council of a "threat to peace, breach of peace and act of aggression"
  - (c) Politics, selectivity, lack of impartiality, big power manipulation in international organizational actions
- (iv) Case studies:

Former racist regime in South Africa, Haiti, Yugoslavia (Bosnia, Kosovo), Rwanda, and others
- (v) Impact of International sanctions by the UN on human rights of people in target States:

Cases of sanctions against Iraq, Yugoslavia

## 7. INTERNATIONAL CRIMINAL TRIBUNALS

- (i) Concepts of international crimes, and international criminal tribunals:
  - (a) Justice Radha Binod Pal's dissent in the Tokyo International Military Tribunal's decision on trial of major Japanese war criminals: the issues of selectivity and 'victor's justice'
  - (b) Relationship between core values of international society and internationally criminalizing their violations as international crimes
  - (c) International Law Commission's draft articles on State Responsibility and definition of 'international crimes'
- (ii) Evolution of international criminal court:

- (a) Treaty of Versailles, the League of Nations Convention on the Statute of the International Criminal Court 1937, the Nuremberg and the Tokyo International Military Tribunals
  - (b) The Genocide Convention 1948, the International Law Commission's draft of Code of Offences (now Crimes) against the Peace and Security of Mankind, the Commission's 1994 final draft statute for an international criminal court
  - (c) Rome Statute for the International Criminal Court 1998: issues of jurisdiction, the dominant role for the Security Council, and relationship between the ICC and national courts
- (iii) The UN War Crimes Tribunals for Yugoslavia and Rwanda  
Issues of legality, 'victor's justice', politics of and in prosecution of accused, the new Cambodian national tribunal for trial of members of the former Pol Pot regime, other examples
- (iv) International criminal tribunals versus national reconciliation/amnesty approaches

## **8. INTERNATIONAL OBLIGATIONS AND REGIONAL HUMAN RIGHTS REGIMES**

- (i) Regional human rights norms and standards and their relationship to international obligation to protect human rights
- (ii) Regional regimes in operation:
  - (a) European
  - (b) Latin American
  - (c) African

## **9. ENFORCEMENT OF INTERNATIONAL OBLIGATION THROUGH DOMESTIC LAW**

- (i) Diversity of domestic legal systems and practices
- (ii) Indian legal system:
  - (a) Constitution of India: Articles 51 and 253 read with 246
  - (b) Survey of Indian Law incorporating international human rights obligations
  - (c) Role of Judiciary, national human rights institutions, NGOs, media
- (iii) Domestic recognition and enforcement of "foreign" judgements and arbitral awards

## 22. HUMAN RIGHTS AND DUTIES ADVOCACY

### 1. ADVOCACY

- (i) Concept : Role of biases
- (ii) Objectives of advocacy in protection and promotion of human rights and duties
- (iii) Modes of advocacy

### 2. PEOPLES MOVEMENTS AND PUBLIC ADVOCACY

Role of Social and Political Movements, NGOs and activists

### 3. ISSUES FOR ADVOCACY

- (i) Societal issues: poverty, gender bias, caste and communal strife, child labour, bonded labour, child prostitution, abuses of women, etc.
- (ii) Actions of State: legislative, judiciary, executive: police atrocities, etc.
- (iii) Actions of various groups and institutions (religious fanaticism, professional group militancy, etc.)

### 4. STRATEGIES

Mobilizing Public Opinion : Social justice lobbying, legislative lobbying, media advocacy, networking, lawyering

### 5. PROCEDURAL ASPECTS:

- (i) Reporting Human Rights Violations: Guidelines, definitions, selection of information, protocol information, data protection, data utilization
- (ii) Documentation of Human Rights violations: HURIDOCS standard formats, UN formats, event information, victim information, source information, preparatory information, intervention, protocol information and additional details, information technology
- (iii) Fact-Finding: NGO's fact finding, Fact-finding standards , Fact-finding process, Visits to prisons and other institutions, Spot inspection, Medical Examination of victims, Fact-finding missions of Human Rights Groups in India, Public hearings
- (iv) Liaising with national human rights institutions
- (v) Use of Information Media

# **Annexure - IV: General Bibliography**

## GENERAL BIBLIOGRAPHY FOR TWENTY-TWO SUBJECTS

### 1. Historical and Philosophical Perspectives of Human Rights and Duties

#### Primary Sources

UN High Commissioner for Human Rights, *An Introduction: Making Human Rights a Reality* (New York: UN Publication Division, 1996).

UNESCO, *Philosophical Formulations of Human Rights* (Paris: UNESCO, 1986).

UNESCO, *Taking Action for Human Rights in the Twenty-first Century* (Paris: UNESCO, 1998).

#### Secondary Sources

Abdel, Ali and Wahid Wafi, "The Problem of Human Rights in the Islamic Teaching in the Islamic Tradition", *Human Right Teaching*, vol.4, 1985, pp.38-43.

Agrawala, S.K., "Human Rights: Some Problems of Developing Countries", in Giradot and others, eds., *New Directions in International Law* (Frankfurt, 1982).

Ajibola, Bola, "Individual Human Rights in the African Context", in Antony Anghie and Barry Sturgess, eds., *Legal Visions of the 21st Century: Essays in Honour of Judge Christopher Weeramantry* (The Hague: Kluwer, 1998), pp. 125-144.

Anand, A.S., "Human Rights at the Threshold of the New Millennium", *Journal of Indian Law Institute*, vol.40, nos.1-4, 1998, pp.1-5.

Baxi, Upendra, *Liberty and Corruption* (1989).

-----, *Mambrino's Helmet? Human Rights for a Changing World* (Delhi: Har Anand Publications, 1994).

Becker, G.S., *Economics of Discrimination* (1973).

Beer, Lawrence W., "Human Rights Theory and 'Freedom Culture' in Eastern Asia", in Antony Anghie and Garry Sturgess, eds., *Legal Visions of the 21st Century: Essays in Honour of Judge Christopher Weeramantry* (The Hague: Kluwer, 1998), pp. 145-166.

Berlin, Isalah, *Four Essays on Liberty* (1969).

Besier, Gerhard, "Peace: Understanding and Human Rights, A Conceptual Introduction", *Current Research on Peace and Violence*, vol.4, no.1, 1990, pp.182-92.

Bhagwati, P.N., *Dimensions of Human Rights* (Madurai: Society for Community Organization Trust, 1987).

Bhaskaran, R., "A Layman's View of Human Rights", *The Indian Yearbook of International Affairs*, 1970, pp.571-78.

Burra, Nera, *Born to Work* (Delhi: Oxford University Press, 1995).

Campbell, T., *The Left and Rights* (London: Routledge and Kegan Paul, 1983).

Carlston, K.S., *Social Theory and African Tribal Organisation: The Development of Socio-legal Theory* (Urbana: University of Illinois Press, 1968).

Chkhikvadie, Viktor, "Covenants on Human Rights: Their Historical Significance", *International Affairs*, vol.1, 1987, pp.55-61.

Cingranelli, D.L., ed., *Human Rights: Measurement and Theory* (London: Macmillan, 1988).

Cranston, M., *What are Human Rights?* (London: Bodley Head, 1973).

Dhar, Lalita, "Indian Family and Ethical Dilemmas of Human Rights to Development", in B.P.Singh Seghal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1995), pp.130-35.

Donnelly, J., *The Concept of Human Rights* (London: Bodley Head, 1973).

Douzines, Costas, *The End of Human Rights: Critical Legal Thoughts at the Turn of the Century* (Oregon: Hart Publishing, 2000).

Dworkin, R., *Taking Rights Seriously* (London: Duckworth, 1979).

Fawcett, James, "Human Rights: A New Ideology", *International Relations*, vol.8, no.5, 1986, pp.454-509.

Francis, Mark, "Human Rights and Liberation", *American Journal of Politics and History*, vol.29, no.3, 1983, pp.462-72.

Fried, C., *Right and Wrong* (London: Harvard University Press, 1978).

Garg, M.R., and Charanjit Singh, "Human Rights as the Base Component of Democratic State", in B.P.Singh Sehgal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1995), pp.98-104.

Gerwirth, Alan, "Why There are Human Rights?", *Social Theory and Practice*, vol.11, no.2, 1985, pp.235-48.

Gupta, Sanjay, "Human Rights: Conceptual Controversies and the Crisis of Promotion", in M.P.Dube and Neeta Bora, eds., *Perspectives on Human Rights* (New Delhi: Anamika Publisher, 2000), pp.22-36.

Hart, H.L., *Law, Liberty and Morality* (Oxford: Oxford University Press, 1969).

—————, *The Concept of Law* (Oxford: Clarendon Press, 1971).

Henkin, Louis, *The Rights of Man Today* (London: Stevens, 1979).

Hingorani, R.C., "Human Rights in Developing Countries", *Journal of Indian Bar Review*, vol. 10, no. 41, 1983, pp. 615-60.

Hoffman, Daniel N., "What Makes a Right Fundamental?", *Review of Politics*, vol.49, no.4, 1987, pp.517-29.

Iyer, V.R. Krishna, *Human Rights and Inhuman Wrongs* (New Delhi: D.K. Publishers, 1996).

Jayasawal, K.P., *Hindu Polity* (Bangalore: Bangalore Print and Publishing, 1967).

Jones, Peter, *Rights* (1994).

Kabir, Humayun, "Human Rights: The Islamic Tradition and the Problems of the World Today", *Human Rights Teaching*, vol.4, 1985, pp.18-19.

Kajmi, Farral, *Human Rights: Myth and Reality* (1987).

Kamath, P.M., "Concept of Human Rights and National Security Constraints: Post-War Experience", *Monthly Public Opinion Survey*, vol.37, nos.6 and 7, March-April 1992, pp.40-45.

Kamengo, E., ed., *Ideas and Ideologies: Human Rights* (London: Edward Arnold, 1978).

Kazmi, Farid, *Human Rights: Myth and Reality* (New Delhi: Intellectual Publishers, 1987).

Kothari, Smitu and Harsh Sethi, *Rethinking Human Rights* (1991).

Kumar, Ashutosh, "Liberalism, Human Rights and Political Theory", in B.P.Singh Sehgal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1995), pp.68-75.

Labh, B., "Human Rights in the Buddhist Perspective", in B.P.Singh Sehgal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1995), pp.241-48.

Lee, Harper, *To Kill a Mocking Bird* (London: Minerva, 1960).

Livezey, Lowell W., *Non-governmental Organisations and the Ideas of Human Rights* (New Jersey: Princeton University, 1986).

MacDonald, L.C., *Western Political Theory: From Its Origins to the Present* (New York: Harcourt, Brace and World, 1968).

Mahmood, Tahir, ed., *Human Rights in Islamic Law* (New Delhi: Genuine Publications, 1993).

Mayer, A.E., *Islam and Human Rights: Tradition and Politics* (Boulder: Westview Press, 1995).

Merchant, A.K., "Human Rights: A Historical and Developmental Perspectives", in A.P.Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publishers, 1999), pp.24-36.

Mill, J.S., *On Liberty* (1974).

Murumba, S.K., "Cross-Cultural Dimensions of Human Rights", in Antony Anghie and Garry Sturgess, eds., *Legal Visions*, pp. 207-240.

Nickel, J.W., *Making Sense of Human Rights* (Berkeley: University of California Press, 1987).

Paine, T., *The Right of Man* (1791).

Pallis, Adamantia and Peter Shwab, *Human Rights Cultural and Ideological Perspective* (New York: Praeger Publishers, 1979).

Pant, K.C., "Fifty Years of Independence: Some Observation", in K.P.Saksena, ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999), pp.25-30.

Parashar, Archana, "Human Rights: The Imperatives of Theoretical Change", *Journal of Indian Law Institute*, vol.40, nos.1-4, 1998, pp.6-37.

Pitkin, Hanna Fenichel, "Are Freedom and Liberty Twins?", *Political Theory*, vol.16, no.4, 1986, pp.523-52.

Pollis, A. and P. Schwab, eds., *Human Right, Cultural and Ideological Perspectives* (New York: 1979).

Posner, M.I.I., "The Evolution of Human Rights Law", *Columbia Journal of Transnational Law*, vol.31, no.2, 1994, pp.449-56.

Puntambekar, S.V., "The Hindu Concept of Human Rights", in UNESCO, ed., *Human Rights Teaching* (Paris: UNESCO, 1985), pp.19-20.

Rai, L.D., *Human Rights in Hindu-Buddhist Tradition* (New Delhi: D.K. Publishers, 1996).

Rao, P.P., "Permeation of Human Rights Philosophy into Municipal Law", *Journal of Indian Law Institute*, vol.40, nos.1-4, 1998, pp.131-37.

Raphael, D.D., ed., *Political Theory and the Rights of Man* (London: Macmillian, 1967).

Rawls, J., *A Theory of Justice* (Oxford: Oxford University Press, 1972).

Raz, Joseph, *The Morality of Freedom* (New York, 1986).

Ritchie, D.C., *Natural Rights* (1894).

Rubenstein, Kim, "Citizenship in Borderless World", in Antony Anghie and Barry Sturges, eds., *Legal Visions*, pp. 183-206.

Saksena, K.P., ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999).

Salby, David, *Human Rights* (Cambridge University Press, 1987).

Sanajaoba, N., *Human Rights in the New Millennium* (New Delhi: Manas Publications, 2000).

Schachter, Oscar, "Human Dignity as a Normative Concept", *American Journal of International Law*, vol.77, 1983, pp.848-54.

Sharma, K.D., "The Concept of Personal Liberty in Ancient Indian Legal Theory: Its Relevance in Modern Times", *Kurukshetra University Law Journal*, vol.4, 1978, pp.95-102.

Singh, N.K., *Social Justice and Human Rights in Islam* (New Delhi: Gyan Publishing House, 1999).

Singhvi, L.M., *Horizons of Freedom* (Delhi: National Press, 1969).

Srivastava, Sanjay, "Some Reflections on the Political Philosophy of John Lock regarding Innate Human Rights", in M.P.Dube and Neeta Bora, eds., *Perspectives on Human Rights* (New Delhi: Anamika Publishers, 2000), pp.37-44.

Suresh, Kumar, "Multiculturalism, Federalism and the Agenda of Human Rights", in A.P.Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publishers, 1999), pp.37-49.

Szabo, I. and others, *Socialist Concept of Human Rights* (Budapest, 1966).

Szabo, Imre, "Historical Foundations of Human Rights and Subsequent Developments", in Karel Vasak, ed., *International Dimensions of Human Rights, vol.I* (Paris: UNESCO, 1982), pp.11-34.

Thamilmaran, V.T., "Ethnic, Social and Religious Conflicts: Rights of Minorities," in K.P.Saksena, ed., *Human Rights: Perspectives and Challenges* (New Delhi: Lancers Books, 1994), pp.274-81.

Thapar, Romila, "The Problem of Human Rights in the Hindu and Buddhist Traditions", *Human Rights Teaching*, 1985, pp.34-37.

Tuck, R., *Natural Rights Theories* (Cambridge: Cambridge University Press, 1979).

Vijapur, A.P., "Freedom of Religion and Belief in India", in A.P.Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.174-95.

Waldron, J.J., ed., *Theories of Rights* (Oxford: Oxford University Press, 1984).

Winston, Morton E., *The Philosophy of Human Rights* (Belmont: Wadworth, 1989).

## 2. Human Rights and Duties in India: Law, Politics and Society, and Importance of Internalizing Human Rights and Duties

### Primary Sources

UN Centre for Human Rights, *Civil and Political Rights: The Human Rights Committee* (Geneva: World Campaign for Human Rights, 1997).

UN Centre for Human Rights, *Freedom of the Individual under Law: An Analysis of Article 29 of the Universal Declaration of Human Rights* (New York: UN Publication Division, 1990).

UN Centre for Human Rights, *Outlawing and Ancient Evil: Torture* (Geneva: World Campaign for Human Rights, 1985).

UNESCO, *Human Right Aspects of Population Programmes with Special Reference to Human Rights Law* (Paris: UNESCO, 1977).

UNESCO, *Violations of Human Rights: Possible Rights of Recourse and Forms of Resistance* (Paris: UNESCO, 1984).

UNESCO, *UNESCO Chairs in the Struggle for Human Rights, Democracy and Peace and Tolerance, Documents, Materials, Information* (Austria: UNESCO, 1998).

UNICEF, *The Child and the Law* (New Delhi: UNICEF, 1994).

### Secondary Sources

Abraham, Henry J., "Contemporary Issues in Freedom: Some New and Some Not So New Perspectives on Line Drawing between Societal and Individual Rights and Obligations", *Lex Quarterly*, 1978, pp.83-100.

Aggarwal, Om Prakash, *Fundamental Rights and Constitutional Remedies* (Delhi: Metropolitan Book, 1954).

Agrawala, S.K., *Public Interest Litigation: A Critique* (Bombay: N.M.Tripathi, 1985).

Aiyar, S.P. and S.V. Raju, ed., *Fundamental Rights and the Citizen* (New Delhi: Academic Books Limited, 1972).

Ali, Shanti Sadiq, "Fundamental Rights and the Reality", in K.P.Saksena, ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999), pp.137-45.

Alston, Phillip, "Barriers of Silence: Human Rights in Quarantine", *Development*, vol.3, 1984, pp.4-85.

Amnesty International, *Political Kings by Governments* (London: Amnesty International, 1983).

Bajwa, Dilbir Kaur, "Human Rights in India and the Role of Ruling Congress Party", in B.P.Singh Sehgal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1993), pp.76-90.

Bajwa, G.S. and D.K. Bajwa, "Socio-Political Dimensions of Human Rights in India", in B.P.Singh Sehgal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1995), pp.55-67.

Banerjee, D.N., *Our Fundamental Rights: Their Nature and Extent as Judicially Determined* (Calcutta: The World Press, 1960).

Bansal, V.K., *Right to Life and Personal Liberty* (New Delhi: Deep and Deep, 1986).

Barrum, David P., "Article 21 and Policy-making Role of Courts in India: An American Perspective", *Journal of Indian Law Institute*, vol.30, no.1, 1988, pp.19-44.

Basu, D. D., *Constitutional Law of India* (New Delhi: Prentice Hall, 1994).

—————, *Human Rights in Constitutional Law* (New Delhi: Prentice Hall, 1994).

—————, "Constitutional Protection of Civil Rights in India", *Journal of the International Commission of Jurists*, vol.1, no.2, 1960, pp.157-97.

Baxi, Upendra, "Violence, Dissent and Development: Law and Social Change", *Indian Law Institute*, New Delhi, 1988, pp.72-93.

—————, *Courage, Craft and Contention: The Indian Supreme Court in the Eighties* (Bombay: N.M. Tripathi, 1985).

—————, *Inhuman Wrongs and Human Rights* (Delhi: Har Anand Publications, 1994).

—————, *Law and Poverty: Critical Essays* (1988).

—————, *Mambrino's Helmet? Human Rights for a Changing World* (New Delhi: Har Anand Publications, 1994).

—————, *Rights to be Human* (New Delhi: Lancers Books, 1987).

Bhagwati, P.N., "Human Rights and Democratisation of Remedies", *Indian Bar Review*, vol.10, no.3, 1983, pp.584-98.

—————, “Judicial Activism and Public Interest Litigation”, *Columbia Journal of Transnational Law*, vol.23, 1985, pp.558-71.

—————, *Court, Constitution and Human Rights* (1995).

—————, *Legal Aid as Human Rights* (Dharwad: Jagrut Bharut, 1985).

Bhatia, K.L. and others, *Social Justice of Dr. B.R. Ambedkar* (New Delhi: Deep and Deep, 1995).

Blackshield, A.R., “Capital Punishment in India”, *Journal of Indian Law Institute*, vol.21, no.2, 1979, pp.137-226.

Borgohain, Bani, *Human Rights: Social Justice and Political Change* (New Delhi: Kanishka Publishers, 1999).

Carlston, K.S., *Social Theory and African Tribal Organisation: The Development of Socio-legal Theory* (Urbana: University of Illinois Press, 1968).

Cassells, J., “Judicial Activism and Public Interest Litigation in India: Attempting the Impossible”, *American Journal of Comparative Law*, vol.37, no.3, 1989, pp.485-519.

Chandra, Shailja, *Justice V.R. Krishna Iyer on Fundamental Rights and Directive Principles* (New Delhi: Deep and Deep, 1998).

Chaturvedi, A.M., “National Emergency and Personal Liberty: An Observation”, *Kurukshetra University Law Journal*, vol.4, 1980, pp.32-46.

Chauhan, Abha, “Dowry-related Crimes: Violation of Human Rights,” in A.P.Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.120-36.

Chhibbar, Y.P., “National Human Rights Commission: A View from Peoples Front,” in K.P.Saksena, ed., *Human Rights: Fifty Years of India’s Independence* (New Delhi: Gyan Publishing House, 1999), pp.119-28.

Choudhary, Beena, “Public Interest Litigation and Locus Standi”, *Civil and Military Law Journal*, vol.28, no.1, 1992, pp.236-43.

Cohen, Fred, *The Law of Deprivation of Liberty: A Study in Social Control* (Minneapolis: West Publishing Co., 1980).

Desai, A.R. ed., *Expanding Governmental Lawlessness and Organized Struggles* (Bombay: Popular Prakashan, 1991).

—————, *Assault on Democratic Rights in Contemporary India* (1985).

—————, *Violation of Democratic Rights in India, Volumes I and II* (Bombay: Popular Prakashan, 1986).

Deshpande, V.S., "Rights and Duties under the Constitution", *Journal of Indian Law Institute*, vol.15, no.1, 1973, pp.94-105.

Dhagambar, V., *Law, Power and Justice: The Protection of Personal Rights in Indian Penal Code* (New Delhi: Sage Publications, 1981).

Dhanda, Amita, "AIDS Prevention Bill of 1989: An Agenda for the Joint Select Committee", *Journal of Indian Law Institute*, vol.33, no.1, Jan.-March 1991, pp.98-103.

—————, "PIL for Mentally Ill", *Journal of Indian Law Institute*, vol.32, no.3, July-Sept. 1990, pp.378-86.

Dhavan, Rajeev, "Juristic Ethnology of Keshavananda's Case", *Journal of Indian Law Institute*, vol.19, no.4, 1977, pp.489-97.

—————, "Law as Struggle: Public Interest Law in India", *Journal of Indian Law Institute*, vol.36, no.2, 1994, pp.302-38.

—————, ed., *Judges and Judicial Power: Essays in Honour of Justice V.R. Krishna Iyer* (London: Sweet & Maxwell Ltd., 1983).

Dias, Clarence J., "Human Rights and Legal Services for the Rural Poor", *International Commission of Jurists*, no.39, 1987, pp.36-45.

Diwan, Paras and Peeyushi Diwan, *Human Rights and the Law: Universal and Indian* (New Delhi: Deep and Deep, 1998).

Dixit, Manoj and T. Bisen, "Human Rights in India", in M.P.Dube and Neeta Bora, eds., *Perspectives on Human Rights* (New Delhi: Anamika Publishers, 2000), pp.91-96.

Gajendragadhkar, P.B., *The Indian Parliament and the Fundamental Rights* (Calcutta: Eastern Law House, 1972).

Gallenter, Mark, *Law and Society in Modern India* (1989).

Garibaldi, O., "General Limitations of Human Rights: The Principle of Legality", *Harvard International Law Journal*, vol.17, no.3, 1976, pp.503-57.

Ghai, Yash and others, eds., *The Political Economy of Law* (1987).

Ghosh, S.K., *Communal Riots in India* (New Delhi: Ashish Publishing House, 1987).

—————, *The Law of Preventive Detention in India* (Bombay: N.M. Tripathi, 1969).

Gibney, Marc, ed., *Open Borders? Closed Societies?: The Ethical and Political Issues* (New York: Greenwood Press, 1988).

Govindraj, V.C., "Law, Human Rights and Socio-economic Justice: An Indian Experience", in R.S. Pathak and R.P. Dhokalia, *International Law in Transition: Essays in Memory of Judge Nagendra Singh* (Dordrecht: Martinus Nijhoff, 1992), pp.291-308.

Guha, Ramchandra, *Savaging the Civilised: Verrier Elwin, his Tribals, and India* (New Delhi: Oxford University Press, 1999).

Gupta, S.P., *Supreme Court on Amendment of Fundamental Rights in Indian Constitution* (Allahabad: Law Publishing House, 1973).

Gupta, U.N., *Constitutional Protection of Personal Liberty in India* (Allahabad: Leader Press, 1970).

Gupta, Uma, *Supreme Court and Civil Liberties* (New Delhi: Mittal Publications, 1998).

Guttal, G.H., "Human Rights: The Indian Law", *Indian Journal of International Law*, vol.26, nos.1 and 2, 1986, pp.53-71.

Hansaria, B.L., *Right to Life and Liberty under the Constitution: A Critical Analysis of Article 21* (Bombay: N.M. Tripathi, 1993).

Haragopal, G, "Bureaucracy, Rule of Law and Humans Rights", *Indian Journal of Public Administration*, vol.40, no.3, July - Sept., pp.305-15.

Hooker Jr., W.S., "Prospective Overruling in India: Golaknath and After", *Journal of Indian Law Institute*, vol.9, 1969, pp.596-637.

Irani, Phiroce K., "The Courts and the Legislature in India", *International and Comparative Law Quarterly*, vol.15, no.3, 1965, pp.950-68.

Iyer, V.R. Krishna, *Human Rights and the Law* (Indore: Vedpal Law House, 1984).

—————, *Human Rights: A Judge's Miscellany* (Delhi: B.R. Publishing Corporation, 1995).

Jacob, Alice, "Call for Reforms in Christian Divorce Law", *Journal of Indian Law Institute*, vol.32, no.1, January-March 1990, pp.93-96.

Jai, Janak Raj, *Emergency Excesses: A Daylight Robbery of Human Rights* (New Delhi: Regency Publication, 1996).

Jain, S.N., "Monetary Compensation for Administrative Wrong through Article 32", *Journal of Indian Law Institute*, vol.25, no.1, 1983, pp.118-37.

Jariwala, C.M., "Justice Bhagwati and Personal Liberty", *Banaras Law Journal*, vol.18, 1980, pp.50-82.

—————, "Public Order under Preventive Detention: The Judicial and Legislative Responses", *Indian Bar Review*, vol.6, 1984, pp.168-87.

Jaswal, P.S. and N. Jaswal, "Police Atrocities, Human Rights and Judicial Wisdom", in B.P.Singh Sehgal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1995), pp.208-21.

—————, *Human Rights and the Law* (New Delhi: APH Publishing House, 1996).

Jayaswal, K.P., *Hindu Polity* (Bangalore: Bangalore Print and Publishing, 1967).

Johri, K.C., "Compensation through Writs: Rudal Shah to Mehta", *Journal of Indian Law Institute*, vol.30, no.1, January-March 1988, pp.69-87.

Joshi, Sanjay, "The Right to Equality, Life and Liberty under the Constitution of India", in A.P.Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.82-102.

Joyce, James Avery, *The New Politics of Human Rights* (London: Westview Press, 1987).

Kambuj, N.S., "Indiscriminate Use of Loudspeaker and to Legal Control", *Journal of Indian Law Institute*, vol.30, no.2, April-June 1988, pp.204-24.

Kashyap, Saubhash C., *Fundamental Rights and Constitutional Amendments* (New Delhi: Metropolitan, 1971).

—————, *Human Rights and Parliament* (Delhi: Metropolitan, 1978).

Kaushik, Pitambar Dutt, "Universal Declaration of Human Rights and Fundamental Rights and Directive Principles under the Indian Constitution: A Comparative Study", *Banaras Hindu University Journal of Social Sciences*, vol.3, no.4, 1982-83, pp.103-22.

Khajuria, Sapna and Saugata Mukherjee, "Organ Transplantation: Legal Framework Examined", *Journal of Indian Law Institute*, vol.39, nos.2-4, 1997, pp.299-311.

Khanna, H.R., *Constitution and Civic Liberties* (New Delhi: Radha Krishna Prakashan, 1978).

Kumar, Naresh, *Constitutional Rights of Prisoners: A Study of Judicial Trends* (Delhi: Mittal, 1986).

Kumar, Sumita, "Political Violence in India: Implications for Human Rights", in A.P.Vijapur and Suresh Kumar, eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.103-19.

Kurien, C.T., *Poverty, Planning and Social Transformation* (1978).

Lalitha, S., "Legality of Contract of Sale of Women", *Journal of Indian Law Institute*, vol.30, no.1, 1998, pp.100-102.

Luthra, Geeta and Pinki Anand, "Torture is Abetment of Suicide: Supreme Court Judgement", *Manushi*, nos. 54-55, 1989, pp.22-24.

Malik, Surendra, *Fundamental Rights Cases: The Critics Speak* (Lucknow: Eastern Book Company, 1975).

Mani, V.S., "Human Rights in India: A Survey", in K.P. Saksena, ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999), pp. 169-94.

Manohar, Sujata V., "Judiciary and Human Rights", *Indian Journal of International Law*, vol.36, no.2, April - June 1996, pp.39-54.

—————, "The Indian Judiciary and Women's Rights", *Indian Journal of International Law*, vol.36, no.4, Oct. - Dec. 1996, pp.1-12.

Marwah, Ved, "Human Rights and Role of Police", *Journal of Indian Law Institute*, vol.40, nos.1-4, 1998, pp.138-42.

Mathew, K.K., *Democracy, Equality and Freedom* (Lucknow: Eastern Book Company, 1978).

Mehta, P.L., and Neena Verma, *Human Rights and Indian Constitution* (New Delhi: Deep and Deep, 1995).

Menon, N.R.Madhava, "State of Economic and Social Rights", in K.P.Saksena, ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999), pp.145-155.

Mukhopadhyay, S., ed., *In the Name of Justice: Women and Law in Society* (New Delhi: Manohar, 1998).

Mukhoty, Gobinda, "Torture, Human Rights and Legal Rights", *Economic and Political Weekly*, vol.29, no.21, May 1994, pp.1259-63.

Muragiru, M., "International Law, Politics and the Re-invention of the Humanitarian Intervention: The Lessons of Somalia", *Indian Journal of International Law*, vol.34, 1994, pp.33-44.

Narasimham, R.K., *Human Rights and Social Justice* (New Delhi: Commonwealth Publishers, 1999).

Nariman, F.S., "Preventive Detention and Prosecution of Political Opponents", *Indian Bar Review*, vol.10, no.4, 1983, pp.630-44.

Noorani, A.G., "Supreme Court and Armed Forces Act", *Economic and Political Weekly*, vol.33, 4 July 1998, pp.1682-84.

Pal, R.M., "Societal Violence of Human Rights", in A.P.Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp 137-51.

Palkhivala, Nani A., "Embodiment of Human Rights in Constitutions", *Civil and Military Law Journal*, vol.17, no.1, 1981, pp.96-103.

Panday, J. and R.K. Dubey, *Civil Liberty under Indian Constitution* (New Delhi: Deep and Deep, 1995).

Pannikar, K.M., *The State and the Citizen* (London: Asia Publishing House, 1960).

Parmar, O.P., "Poverty, Human Rights and Free Legal Aid", *Indian Journal of International Law*, vol.20, 1980, pp.75-88.

Patel, T., *Personal Liberty under the Indian Constitution* (New Delhi: Jain Publishers, 1993).

Patro, H.C.M., "Illegal Incarceration and Compensation", *Supreme Court Judgements*, no.3, 1987, pp.48-50.

Prakash, Rani and Premlata Sharma, *Constitution, Fundamental Rights and Judicial Activism in India* (Jaipur: Mangal Deep Publications, 1997).

Pulla, S.V., "Preventive Detention and National Security: The Scope of Judicial Scrutiny", *Cochin University Law Review*, vol.9, 1985, pp.475-84.

Rajendra, Mangari, *Protection of Human Rights Act* (Delhi : Ravinder Pulyani Law Book Agency, 1999).

Rama Rao, T.S., "Supreme Court and the 'Higher' Logic of Fundamental Rights", *Journal of Indian Law Institute*, vol.26, no.2, 1983, pp.186-94.

Rao, K. Subha, *Fundamental Rights under the Constitution of India* (Madras: Madras University, 1962).

Rao, P. Chandrashekhara, *The Indian Constitution and International Law* (Delhi: Taxmann, 1993).

Rao, S., *Dynamics of Crime: Spatial and Socio-economic Aspects of Crime in India* (1981).

Reddy, Jagmohan, *Minorities and the Constitution* (Bombay: Bombay University Press, 1981).

Sachar, Rajinder, "Detention without Fair Trial: Administrative or Preventive Detention", in K.P.Saksena, ed., *Human Rights: Perspective and Challenges* (New Delhi: Lancers Books, 1994), pp.22-39.

—————, "Under-trials: Their Rights and Reality", in K.P.Saksena, ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999), pp.92-98.

Sagade, Jaya, "Polygamy and Women's Right of Maintenance: Survey of Judicial Decisions", *Journal of Indian Law Institute*, vol.31, no.3, July-Sept. 1989, pp.336-45.

Sahu, Asima, *Human Rights Violations and the Law* (Jaipur: Pointer Publishers, 1999).

Saini, R.S., "Custodial Torture in Law and Practice with Special Reference to India", *Journal of the Indian Law Institute*, vol.36, no.2, 1994, pp.166-93.

Saksena, K.P., ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999).

Savitri, K., "Political Violence in India: Implications for Human Rights", in A.P. Vijapur and Kumar Suresh, ed., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.82-102.

Seervai, H.M., *Constitutional Law of India: A Critical commentary* (Bombay: Eastern Book Publications, 1991).

—————, *The Emergency, Future Safeguards and the Habeas Corpus* (Bombay: Eastern Book Publications, 1978).

Sen, Shanker, *Police in Democratic Societies* (New Delhi: Gyan Publishing House, 2000).

Shah, Shashi, "Police and Human Rights", in M.P.Dube and Neeta Bora, eds., *Perspectives on Human Rights* (New Delhi: Anamika Publishers, 2000), pp.171-181.

Sharma, B.R., *Freedom of Press under the Indian Constitution* (New Delhi: Deep and Deep, 1994).

Sharma, Bem Lata and Rani Prakash, *Constitution, Fundamental Rights and Judicial Activism in India* (Jaipur: Mangal Deep, 1997).

Sharma, Gokulesh, *Human Rights and Legal Remedies* (New Delhi: Deep and Deep, 2000).

—————, *Human Rights and Social Change* (New Delhi: Deep and Deep, 1998).

Sharma, H.C., *Politics and Human Rights* (Jaipur: Books Enclave, 1999).

Sharma, Neelam, "Social Backwardness and Human Rights in India", in B.P.Singh Sehgal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1995), pp.237-40.

Sharma, R.N., *Fundamental Rights, Liberty and Social Order* (New Delhi: Deep and Deep, 1992).

—————, *Personal Liberty under Indian Constitution* (New Delhi: Deep and Deep, 1991).

Sharma, Sudesh Kumar, *Directive Principles and Fundamental Rights: Relationship and Policy Perspectives* (1990).

Sharma, Y.V., "Indian Constitution and Human Rights", in B.P.Singh Sehgal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1995), pp.191-96.

Singh, A.K., "Role of Judiciary in the Protection and Promotion of Human Rights: The Indian Experience", in A.P.Vijapur and Kumar Suresh eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.69-81.

Singh, Chhatrapati, "Right to Life: Legal Activism and Legal Escapism", *Journal of Indian Law Institute*, vol.28, no.2, Apr.-June 1986, pp.249-57.

Singh, Gurdip, "Status of Human Rights Covenants in India", *Indian Journal of International Law*, vol. 28, 1988, pp. 216-21.

Singh, Jagmohan, *Right to Speedy Justice for Undertrial Prisoners* (New Delhi: Deep and Deep, 1997).

Singh, N.K., *Social Justice and Human Rights in Islam* (New Delhi: Gyan Publishing House, 1999).

Singh, Ranbir, "Human Rights and People of India", *Journal of Indian Law Institute*, vol.40, nos.1-4, 1998, pp.114-20.

Singh, Sujan, *Legal Aid and Human Right to Equality* (New Delhi: Deep and Deep, 1996).

Sivaramayya, A., *Inequalities and the Law* (Lucknow: Eastern Book Company, 1984).

Srivastava, S.C., "Equal Remuneration for Men and Women", *Journal of Indian Law Institute*, vol.32, no.1, 1990, pp.82-92.

Steiner, Henry J., "Political Participation on a Human Rights", *Harvard Human Rights Yearbook*, vol.1, 1988, pp.77-134.

Suresh, Kumar, "Multiculturalism, Federalism and the Agenda of Human Rights", in A.P.Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publishers, 1999), pp.37-49.

Swarup, Jagdish, *Human Rights and Fundamental Freedoms* (1975).

Thomas, M.A., *The Struggle for Human Rights* (Bangalore: Asian Trading Corporation, 1992).

Tripathi, P.K., *Some Insights into Fundamental Rights* (Bombay: University of Bombay, 1971).

Tripathi, S.M., *The Human Rights Face of the Supreme Court of India: Public Interest Litigation in the Apex Court* (New Delhi: D.K. Publications, 1996).

Truvek, David M., "Economic, Social and Cultural Rights in the Third World: Human Rights Law and Human Needs Programme", in Teodor Meron, ed., *Human Rights in International Law: Legal and Policy Issues* (Oxford: Clarendon Press, 1983).

Tyagi, Y.K., "Political Terrorism: National and International Dimension", *Indian Journal of International Law*, vol.27, nos.2 and 3, 1987, pp.162-82.

Vadackumchery, J., *Human Rights and Police in India* (New Delhi: APH Publications, 1996).

Vadkar, Praveen, *International Relations, Democracy and Human Rights* (New Delhi: Rajat Publications, 2000).

Verma, R.S. and I.B.S. Thokchom, *Law Relating to Custodial Death and Human Rights* (Delhi: Verma Publications, 1998).

Vibhute, K.I., "Compulsory Hard Prison Labour and the Prisoner's Rights to Receive Wages: Constitutional Vires and Judicial Voice", *Journal of Indian Law Institute*, vol.42, no.1, 2000, pp.1-16.

Vijapur, A.P., "Freedom of Religion and Belief in India", in A.P.Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.174-95.

### 3. Regional Human Rights Norms and Standards

#### Primary Sources

Council of Europe, *Human Rights: A Continuing Challenge for the Council of Europe* (Strasbourg: Council of Europe Press, 1995).

UN World Campaign for Human Rights, *The African Charter on Human and People's Rights* (Geneva, 1990).

#### Secondary Sources

Ankumah, Evelyn A., *The African Commission on Human and People's Rights: Practice and Procedures* (The Hague: Martinus Nijhoff, 1996).

Bhargava, G.S., "National Human Rights Commission: An Assessment of Its Functioning", in K.P.Saksena, ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999), pp.106-118.

Bloed, A. and others, *Monitoring Human Rights in Europe* (Dordrecht: Martinus Nijhoff, 1993).

Buergenthal, Thomas, "The Advisory Practice of the Inter-American Human Rights Court", *American Journal of International Law*, vol.79, no.1, 1985, pp.1-27.

—————, "The Inter-American Court of Human Rights", *American Journal of International Law*, vol.76, 1982, pp.231-45.

—————, "Commentary on the American Convention on Human Rights: Illusions and Hopes", *Buffalo Law Review*, vol.21, no.1, 1971, pp.121-36.

—————, "The Domestic Status of the European Convention on Human Rights: A Second Look", *International Commission of Jurists*, vol.7, no.1, 1966, pp.55-96.

Cassese, Antonio, "A New Approach to Human Rights: The European Convention for the Prevention of Torture", *American Journal of International Law*, vol.83, 1989, pp.128-53.

—————, ed., *The Rome Statute of the International Criminal Court* (Oxford: Clarendon Press, 2000).

Castberg, Frede, *The European Convention on Human Rights* (Leiden: Sijthoff, 1974).

Cerna, Christina, M., "The Structure and Functioning of the Inter-American Court of Human Rights", *British Yearbook of International Law*, vol.63, 1992, pp.135-229.

Cunningham, Andrew J., "European Convention on Human Rights, Customary Law and the Constitution", *International and Comparative Law Quarterly*, vol.43, no.3, 1994, pp.553-67.

Davidson, Scot, "Remedies for Violations of the American Convention on Human Rights", *International and Comparative Law Quarterly*, vol.44, no.2, 1995, pp.405-14.

Drzemczewski, A., "The *Sui Generis* Nature of the European Convention on Human Rights", *International and Comparative Law Quarterly*, vol.29, no.1, 1980, pp.54-63.

—————, *European Human Rights Convention in Domestic Law* (Oxford: OUP, 1983).

Duffy, P.J., "Article 3 of the European Convention on Human Rights?", *International and Comparative Law Quarterly*, vol.32, no.2, 1982, pp.316-46.

—————, "English Law and the European Convention on Human Rights", *International and Comparative Law Quarterly*, vol.29, no.4, 1980, pp.585-618.

Eide, Asbjorn, "European Convention for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment", *Review of International Commission of Jurists*, no.39, 1987, pp.51-56.

Evans, Malcolm and Rod Morgan, "The European Convention for the Prevention of Torture: Operational Practice", *International and Comparative Law Quarterly*, vol.41, no.3, 1992, pp.590-614.

Fawcett, J.E., *The Application of the European Convention on Human Rights* (Oxford: Clarendon Press, 1987).

—————, "The European and American Conventions: A Comparison", *Human Rights Law Journal*, vol.1, no.1, 1980, pp.44-58.

Ghai, Yash, "Human Rights and Asian Values", *Journal of Indian Law Institute*, vol. 40, nos. 1-4, 1998, pp. 67-86.

Ghandi, Sandy, "Spare the Rod: Corporal Punishments in Schools and the European Convention on Human Rights", *International and Comparative Law Quarterly*, vol.33, no.2, 1984, pp.488-94.

Gittleman, Richard, "The African Charter on Human and People's Rights: A Legal Analysis", *Virginia Journal of International Law*, vol. 22, no. 4, 1982, pp. 667-714.

Grossman, Claudio, "Proposals to Strengthen the Inter-American System of Protection of Human Rights", *German Yearbook of International Law*, vol. 32, 1990, p. 264.

Hamalengama, M. and others, *International Law of Human Rights in Africa: Basic Documents and Annotated Bibliography* (Dordrecht: Martinus Nijhoff, 1988).

Harris, D.J. and others, *Law of the European Convention on Human Rights* (London: Butterworth, 1995).

Harris, D.S., *The European Social Charter* (Charlottesville, 1984).

Imbert, Pierre-Henri, "Reservations to the European Convention on Human Rights", *International and Comparative Law Quarterly*, vol.33, no.3, 1984, pp.558-95.

Jacobs, Francis G. and R.C.A. White, *The European Convention on Human Rights* (Oxford: Clarendon University Press, 1996).

Kiwanuka, R.N., "The Meaning of People in the African Charter of Human and People's Rights", *American Journal of International Law*, vol. 80, 1968, pp. 80-101.

Leblane, L.J., *The OAS and the Promotion and Protection of Human Rights* (The Hague: Martinus Nijhoff, 1977).

Lush, Christopher, "The Territorial Application of the European Convention on Human Rights: Recent Case Law", *International and Comparative Law Quarterly*, vol.42, no.4, 1993, pp.897-905.

Madhusoodhanan, V., "European System for the Protection of Human Rights: Recent Developments", *Journal of Indian Law Institute*, vol.38, no.2, 1996, pp.197-211.

Mani, V.S., "The European Union's Approach to Human Rights: Implications on India's Trade", in H.S. Chopra, ed., *India and the European Union in the 21st Century* (New Delhi: ICWA, 1998), pp.134-53.

—————, "Regional Approaches to the Implementation of Human Rights", *Indian Journal of International Law*, vol.21, no.1, 1981, pp.96-118.

Martin, Carmen Plaza, "Furthering the Effectiveness of EC Directives and the Judicial Protection of Individual Rights thereunder", *International and Comparative Law Quarterly*, vol.43, no.1, 1994, pp.174-85.

McDonald, R. and others, eds., *The European System for the Protection of Human Rights* (Dordrecht: Martinus Nijhoff, 1993).

Mikaelsen, Laurids, *European Protection of Human Rights* (Maryland: Sijthoff and Noordhoff, 1980).

—————, *European Protection of Human Rights* (Leyden: Sijthoff, 1981).

Mocann, Timothy M., "The American Convention on Human Rights: Towards Uniform Interpretation of Human Rights Law", *Fordham International Law Journal*, vol.6, no.3, 1982-83, pp.610-35.

Morrison, K.C., *The Dynamics of Development in the European Human Rights Convention System* (The Hague: Martinus Nijhoff, 1981).

Muchlinski, P.T., "Status of the Individual under the European Convention on Human Rights and Contemporary International Law", *International and Comparative Law Quarterly*, vol.34, no.2, 1985, pp.376-81.

Nedjati, Z.M., *Human Rights under the European Convention* (Amsterdam: North Holland, 1978).

Norris, Richard A., "Observation in Looco: Practice and Procedure of the Inter-American Commission on Human Rights", *Texas International Law Journal*, vol.15, no.1, 1980, pp.46-95.

Norris, Robert E., "Bringing Human Rights Petitions before the Inter-American Commission", *Santa Clara Law Review*, vol.20, no.3, 1980, pp.733-57.

Okere, B.O., "The Protection of Human Rights in Africa and African Charter on Human and People's Rights: A Comparative Analysis with the European and American System", *Human Rights Quarterly*, vol. 6, no. 1, 1984, pp. 141-59.

Padilla, David J., "The Inter-American System for the Promotion and Protection of Human Rights", *Georgia Journal of International and Comparative Law Quarterly*, vol. 20, no. 2, 1990, pp. 407-12.

Pasqualucci, J.M., "Provisional Measures in the Inter-American Human Rights System: An Innovative Development in International Law", *Vanderbit Journal of Transnational Law*, vol. 26, no. 4, 1993, pp. 803-64.

Peddicard, Jane A., "The American Convention on Human Rights: Potential Defects and Remedies", *Texas International Law Journal*, vol.19, no.1, 1984, pp.139-60.

Pena, Benito, "Human Rights: The Statute of the Inter-American Court of Human Rights", *Harvard International Law Journal*, vol.21, no.3, 1980, pp.735-42.

Piza, R., "Coordinator of the Mechanisms for the Protection of Human Rights in American Convention with those Established by the United Nations", *American University Law Review*, vol.30, no.1, 1980, pp.167-87.

Rembe, N.S., *Africa and Regional Protection of Human Rights* (Rome: Leoul, 1985).

Robertson, A.H., *Human Rights in Europe* (Manchester: Manchester University Press, 1977).

Scheman, L.R., "The Inter-American Commission on Human Rights", *American Journal of International Law*, vol.64, no.2, 1965, pp.335-48.

Schreuer, Christoph, "Derogations of Human Rights in Situations of Public Emergency: The Experience of the European Convention on Human Rights", *Yale Journal of World Public Order*, vol.9, no.1, 1982, pp.113-32.

Shabas, William A., "Soering's Legacy: The Human Rights Committee of the Privy Council Take a Walk Down Death Row", *International and Comparative Law Quarterly*, vol.43, no.4, 1994, pp.413-22.

Sinha, Manoj K., "New Dimensions to the European Convention on Human Rights in the Light of Turkish Cases", *Indian Journal of International Law*, vol.40, no.4, 2000, pp.728-68.

Sybsena-Nel, Meri, "The European System for the Promotion and Protection of Human Rights", *Georgia Journal of International and Comparative Law Quarterly*, vol.20, no.2, 1990, pp.395-406.

Umozurike, U.O., "The African Charter on Human and People's Rights", *American Journal of International Law*, vol. 77, no. 4, 1983, pp. 902-12.

Van Dyke, P., and G.H. Van Hoof, *Theory and Practice of the European Convention on Human Rights* (Deventer: Kluwer, 1984).

Vorgas, Marry, "Individual Access to the Inter-American Court of Human Rights", *New York University Journal of International Law and Politics*, vol.16, no.3, 1989, pp.601-18.

Warbrick, Colin, "The European Convention on Human Rights and the Prevention of Terrorism", *International and Comparative Law Quarterly*, vol.32, no.1, 1983, pp.82-99.

Welch Jr., Claude E. and Virginia A. Leary, *Asian Perspectives on Human Rights* (Oxford: Westview Press, 1990).

Weston, Burns H. and others, "Regional Human Rights Regimes: A Comparison and Appraisal", *Virginia Journal Transnational Law*, vol.20, no.4, 1987, pp.585-637.

Winter, Gabriel, "Universal and Regional Human Rights Systems and Potential for United State Accession to the American Convention on Human Rights", *Georgia Journal of International and Comparative Law*, vol.20, no.2, 1990, pp.377-94.

Wynagacert, Christie Vanden, "Applying the European Convention on Human Rights to Extradition: Opening Pandora Box?", *International and Comparative Law Quarterly*, vol.39, 1990, pp. 757-79.

Yamane, Hiroko, "Asia and Human Rights", in Karel Vasak, ed., *The International Dimensions of Human Rights* (Paris, UNESCO,1982), pp.651-70.

## 4. International Human Rights Norms and Standards

### Primary Sources

UN, *Human Rights: A Compilation of International Instruments* (New York: UN Publication Division, 1983).

UN Centre for Human Rights, *Human Rights and Pre-trial Detention: A Handbook of International Standards relating to Pre-trial Detention* (New York: UN Publication Division, 1994).

UN Centre for Human Rights, *International Human Rights Standards for Law Enforcement* (Geneva: World Campaign for Human Rights, 1996).

UN High Commissioner for Human Rights, *Internally Displaced Persons Compilation and Analysis of Legal Norms* (Geneva: UN Publication Division, 1998).

UN, *The Standard Rules on the Equalization of Opportunities for Persons with Disabilities* (New York: UN Publication Division, 1994).

UNESCO, *A Guide to Human Rights: Institutions, Standards, Procedures* (Paris: UNESCO, 1999), edited by Janus Symonbides and Vladimir Volodin.

UNESCO, *UNESCO and Human Rights: Standard Setting Instruments* (Paris: UNESCO, 1999).

UNESCO, *United to Combat Racism: Selected Articles and Standard Setting Instruments* (Paris: UNESCO, 2001).

### Secondary Sources

Agarwal, Amita, "Human Rights of Women in India and International Standards", in M.P.Dube and Neeta Bora, eds., *Perspectives on Human Rights* (New Delhi: Anamika Publishers, 2000), pp.97-106.

Alson, Philip, "Conjuring up New Human Rights: A Proposal for Quality Control", *American Journal of International Law*, vol.78, no.3, 1984, pp.582-606.

Baade, H.J., *Legal Problems of a Code of Conduct for Multinational Enterprises* (Boston, 1980).

Chowdhury, Subrata Roy, *The Rule of Law in a State of Emergency: The Paris Minimum Standard of Human Rights Norms in a State of Emergency* (New York: St. Martin Press, 1988).

Jenks, W., *Human Rights and International Labour Standards* (London: Stevens, 1960).

Mani, V.S., "Norms Setting Activities of UNESCO and India's Contribution", in N.Krishan and C.S.R.Murthy, eds., *India and UNESCO: Five Decades of Co-operation* (New Delhi: Indian National Commission for Co-operation with UNESCO, Govt. of India, New Delhi, 1997), pp.35-46.

—————, "Human Rights and the United Nations: A Survey", *Journal of Indian Law Institute*, vol. 40, nos. 1-4, 1998, pp. 38-66.

Mark, Stephen P., "Principles and Norms of Human Rights Applicable in Emergency Situations: Underdevelopment, Catastrophes and Armed Conflicts", in Karel Vasak, ed., *The International Dimensions of Human Rights, vol.I* (Paris: UNESCO, 1982), pp.175-200.

Meron, Theodor and Allan Rosas, "A Declaration of Minimum Humanitarian Standards", *American Journal of International Law*, vol.85, 1991, pp.375-81.

Meron, Theodor, *Human Rights and Humanitarian Norms as Customary Law* (Oxford: Clarendon Press, 1989).

Morsink, Johannes, *The Universal Declaration of Human Rights: Origins, Drafting and Intent* (Philadelphia: University of Pennsylvania Press, 1999).

Petrasek, David, "Moving Forward on the Development of Minimum Humanitarian Standards", *American Journal of International Law*, vol.92, 1998, pp.557-63.

Rana, Gautam, "And Justice for All: Normative Descriptive Frameworks for the Implementation of Tribunals to Try Human Rights Violations", *Vanderbilt Journal of Transnational Law*, vol.30, no.2, March 1997, pp.349-78.

Saksena, K.P., "International Covenants in Human Rights", *Indian Yearbook of International Affairs*, vol. XV-XVI, 1966-67, pp. 595-605.

Sanajaoba, N., *Human Rights: Principles, Practices and Abuses* (New Delhi: D.K. Publishers, 1996).

Schasas, William A., *Genocide in International Law* (Cambridge: Cambridge University Press, 2000).

Saxena, J.N., "Relationship between International Terrorism, State Terror and Human Rights in the World Order", *Indian Journal of International Law*, vol.27, nos.2 and 3, 1997, pp.194-202.

Shah, Bahadur, "Pioneering Role of ILO in Litigation of Welfare International Law, Influencing Municipal Law of the States", *Indian Journal of International Law*, vol.34, 1994, pp.66-72.

Symonides, Janusz and Vladimor Volodin, *Human Rights of Women: A Collection of International and Regional Normative Instruments* (Paris: UNESCO, 1999).

Treves, Tullio, "The United Nations Body of Principles for the Protection of Detained or Imprisoned Persons", *American Journal of International Law*, vol.84, 1990, pp.578-86.

Vijapur, A.P., "No Distant Millennium: The UN Human Rights Instruments and the Problem of Domestic Jurisdiction", *Indian Journal of International Law*, vol.35, 1995, pp.51-66.

—————, "Principle of Non-discrimination in International Human Rights Law: The Meaning and Scope of the Concept", *India Quarterly*, vol.49, no.3, 1993, pp.69-84.

## 5. Protection and Enforcement of Human Rights and Duties

### Primary Sources

UN Centre for Human Rights, *Human Rights Machinery* (Geneva: World Campaign for Human Rights, 1987).

UN Centre for Human Rights, *National Human Rights Institutions: A Handbook on the Establishment and Strengthening of National Institutions for the Promotion and Protection of Human Rights* (New York: UN Publication Division, 1995).

UN Centre for Human Rights, *National Institutions for the Promotion and Protection of Human Rights* (Geneva: World Campaign for Human Rights, 1993).

UN Centre for Human Rights, *Programme of Action for the Second Decade to Combat Racism and Racial Discrimination* (Geneva: World Campaign for Human Rights, 1989).

UN Centre for Human Rights, *Special Issue on Implementation of International Human Rights Instruments* (New York, 1990).

UN Centre for Human Rights, *The Committee against Torture* (Geneva: World Campaign for Human Rights, 1992).

UN Centre for Human Rights, *The Committee on Economic, Social and Cultural Rights* (Geneva: World Campaign for Human Rights, 1996).

UN Centre for Human Rights, *The Committee on the Elimination of Racial Discrimination* (Geneva: World Campaign for Human Rights, 1994).

UN Centre for Human Rights, *United Nations and Law Enforcement: A Manual of Human Rights Training for the Police* (New York: UN Publication Division, 1997).

UN, *Model National Legislation for the Guidance of Governments in the Enactment of Further Legislation against Racial Discrimination* (Geneva: World Campaign for Human Rights, 1996).

UN, *The Universal Declaration of Human Rights 1948-1998* (New York: UN Dept. of Public Information, 1998).

UN, *United Nations Action in the Field of Human Rights* (New York: UN Publication Division, 1985).

UN, *United Nations and Human Rights* (New York: UN Publication Division, 1984).

UNESCO, *UNESCO and Human Rights* (Paris: UNESCO, 1999).

## Secondary Sources

Agarwal, H.O., *Implementation of Human Rights Covenants with Special Reference to India* (New Delhi: D.K.Publishers, 1993).

Agrawala, S.K., *Public Interest Litigation: A Critique* (Bombay: N.M.Tripathi, 1985).

Alston, Phillip, *The United Nations and Human Rights* (London: Clarendon Press, 1995).

Aroras, Nirman, "Custodial Torture in Police Stations in India: A Radical Assessment", *Journal of Indian Law Institute*, vol.41, nos.3 and 4, 1999, pp.513-29.

Bajwa, G.S. and D.K. Bajwa, *Human Rights in India: Implementation and Violations* (New Delhi: D.K. Publishers, 1996).

Baxi, Upendra, "Clemency, Extradition and Death: The Judicial Discourse in Kehar Singh", *Journal of Indian Law Institute*, vol.30, no.4, Oct.-Dec.1988, pp.501-86.

Bhalla, S.L., *Human Rights: An Instrumental Framework for Implementation* (New Delhi: Doctashelf, 1991).

Bhargava, G.S., "National Human Rights Commission: An Assessment of Its Functioning", in K.P.Saksena, ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999), pp.106-118.

Campbell, T. and others, *Human Rights: From Rhetoric to Reality* (Oxford: Blackwell, 1986).

Chowdhury, Subrata Roy, "International Covenants on Human Rights: Some Implementation Problems", *Law Quarterly*, vol.14, no.1, 1977, pp.8-19.

Clark, R.S., *A United Nations High Commissioner for Human Rights* (The Hague: Martinus Nijhoff, 1972).

Conforti, *Enforcing of International Human Rights in Domestic Courts* (1994).

Davidson, Scot, "Human Rights Committee", *Review of the International Commission of Jurists*, vol. 33, 1984, pp. 39-46.

Deb, R., "Police Investigation: A Review", *Journal of Indian Law Institute*, vol.39, nos.2-4, 1997, pp.260-71.

Dhavan, Rajeev and Geetanjali Goel, "One More Step? Comment on the Second Annual Report of the National Human Rights Commission 1994-95", *Journal of Indian Law Institute*, vol.39, nos.2-4, 1997, pp.392-410.

Dikshit, R.C., *Police: The Human Face* (New Delhi: Gyan Publishing House, 1999).

Dominice, Christinians, "The Implementation of Humanitarian Law", in Karel Vasak, ed., *The International Dimensions of Human Rights, vol.I* (Paris: UNESCO, 1982), pp.427-43.

Draper, G.I.A.D., "The Implementation and Enforcement of the Geneva Conventions of 1949 and of the Two Additional Protocols of 1977", *Recueil des Cours*, no.164, 1979, pp.1-54.

Dumas, Nanette, "Enforcement of Human Rights Standards: An International Human Rights Court and Other Proposal", *Hastings International Comparative Law Review*, vol.14, no.1, 1990, pp.585-608.

Ezejiolor, G., *Protection of Human Rights under the Law* (London: Butterworths, 1964).

Fischer, Dana D., "Reporting under the Covenant on Civil and Political Rights: The First Five Years of the Human Rights Committee", *American Journal of International Law*, vol.76, 1982, pp.142-53.

Gandhi, P.R., "The Human Rights Committee: Developments in the Jurisprudence, Practice and Procedures", *Indian Journal of International Law*, vol.40, no.3, 2000, pp.405-54.

—————, "The Human Rights Committee and Derogation in Public Emergencies", *German Yearbook of International Law*, 1990, pp.321-61.

—————, "The Human Rights Committee and the Right of Individual Communication", *British Yearbook of International Law*, 1986, pp.201-51.

Gaur, K.D., "Human Rights of Detainees and Prisoners: Suggestions for Prison Reform", *Cochin University Law Review*, vol.6, no.4, 1982, pp.393-415.

Gibrey, Mark, "The Implementation of Human Rights as an International Concern: The Case of Argentine General Suarez-Mason and Lesson for the World Community", *Case Western Reserve Journal of International Law*, vol.24, no.2, 1992, pp.165-98.

Gill, Sucha Singh, "Punjab: National Human Rights Commission and Human Rights", *Economic and Political Weekly*, vol.29, no.20, 14 May 1994, pp.1172-74.

Gonzalves, Theresa D., "The Political Sources of Procedural Debates in the United Nations: Structured Impediments in Implementation of Human Rights", *New York University Journal of International Law and Politics*, vol.13, no.3, 1981, pp.427-72.

Hartman, J.F., "Derogation from Human Rights Treaties in Public Emergencies: A Critique of Implementation by the European Commission and Court Human Rights and the Human Rights Committee of the United Nations", *Harvard International Law Journal*, vol.22, no.1, 1981, pp.1-52.

Henkin, Louis, *Human Dignity: The Institution of Human Rights* (New York: Aspen Institute).

Huston, J., "Human Rights Enforcement Issues at the United Nations Conference on International Organization", *Iowa Law Review*, vol.53, no.2, 1967, pp.272-90.

India, Ministry of Welfare, *India Marches Ahead towards Greater Attainment of Human Rights* (New Delhi: Govt. of India, 1988).

International Commission of Jurists, *States of Emergency: Their Impact on Human Rights* (Geneva: ICJ, 1983).

Jha, R.C., *Resurrecting A Human Right in India* (New Delhi: Sheriden Book Company, 1995).

Kalik, Atul Hasan, "Protection and Promotion of Human Rights and their Enforcement Mechanisms in South Asia", *Bliss Journal*, vol.18, no.2, April 1997, pp.160-92.

Khanna, Gopesh Nath, "Universal Declaration of Human Rights and Some Recent Policy Measures in India", *Social Action*, vol.40, no.1, 1990, pp.23-38.

Kishor, M.A., "Monitoring International Protection of Human Rights through Reporting System", in A.P.Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.345-52.

Lillich, Richard, "The Proper Role of Domestic Courts in the International Legal Order", *Virginia Journal of International Law*, vol.11, no.1, 1970, pp.33-67.

MacGoldrick, Dominic, *The Human Rights Committee* (Oxford: Clarendon Press, 1991).

Magan, R., "Protecting Human Rights in State of Emergency: Shortcomings in the European System and a Proposal for Reform", *Human Rights Quarterly*, vol.100, no.2, 1988, pp.317-94.

Mani, V.S., "Human Rights and the United Nations: A Survey", *Journal of Indian Law Institute*, vol.40, nos.1-4, 1998, pp.38-66.

—————, "Promotion and Implementation of Human Rights: Legal Remedies", in K.P.Saksena, ed., *Human Rights in Asia: Problems and Perspectives* (New Delhi: HURITER, 1984), pp.60-71.

Marwah, Ved, "Human Rights and Role of Police", *Journal of Indian Law Institute*, vol.40, nos.1-4, 1998, pp.138-42.

McDermott, Niall, "How to Enforce Torture Convention: A Draft Optional Protocol", *International Commission of Jurists*, no.22, 1979, pp.31-36.

Mehta, Satinder Mohan, "Preventive Detention Laws: Their Enforcement and the Judiciary vis-à-vis Personal Liberty", *Kurushetra University Law Journal*, vol.4, 1978, pp.116-30.

Munnely, Robert J., "Rebus Redux: The Potential Utility of Fundamental Change of Circumstances Doctrine to Enforce Human Rights Norms", *Cornell International Law Journal*, vol.22, no.1, 1989, pp.147-69.

Nagendra Singh, *Enforcement of Human Rights* (Calcutta: Eastern Law House, 1986).

—————, *Enforcement of Human Rights in Peace and War and the Future of Humanity* (Dordrecht: Martinus Nijhoff, 1986).

Nanda, Ved P., "Implementation of Human Rights by the United Nations and Regional Organisations", *Depaul Law Review*, vol.21, no.2, 1971, pp.307-36.

Nariman, Fali S., "Protection of Human Rights during Emergency", *ICJ Review No.56*, 1996, pp.1-14.

Panjabi, Rane K.L., "Describing and Implementing Universal Human Rights", *Texas International Law Journal*, vol.26, no.1, Winter 1999, pp.189-204.

Ray, Shambunath, "The Protection and Implementation of Human Rights Law", *Law Quarterly*, vol.15, no.1, 1978, pp.33-38.

Roy, Mark A., "Promotion and Protection of International Human Rights through Ombudsman System in the Public and Private Sectors", in K.P.Saksena ed., *Human Rights: Perspective and Challenges* (New Delhi: Lancers Books, 1994), pp.511-23.

Saba, Hanna, "UNESCO and Human Rights", in Karel Vasak, ed., *The International Dimensions of Human Rights, vol.I* (Paris: UNESCO, 1982), pp.401-16.

Sastri, Suryanarayan T., "Structure, Functions and Powers of the National Human Rights Commission of India", *Indian Journal of International Law*, vol.37, no.1, 1997, pp.93-104.

Schneebaum, Steven M., "The Enforceability of Customary Norms of Public International Law", *Brooklyn Journal of International Law*, vol.8, no.2, 1982, pp.309-44.

Sebastian, P.A., "Enforcing Human Rights", *Lex et Juris*, vol.2, 1987, pp.16-17.

Sinha, Manoj K., "National Human Rights Commission vs State of Arunachal Pradesh", *Indian Journal of International Law*, vol.37, 1997, pp.128-34.

—————, "The Role of the National Human Rights Commission of India in the Implementation of Human Rights: Appendix", *Netherlands Quarterly of Human Rights*, vol.16, no.1, March 1998, pp.101-106.

—————, *Implementation of Basic Human Rights* (New Delhi: Manak Publications, 1999).

Sreenath, Lalitha, "Enforcement of Rights of the Disabled", *Journal of Indian Law Institute*, vol.38, no.4, 1996, pp.535-43.

Subbian, A., *Human Rights Complaints Systems: International and Regional* (New Delhi: Deep and Deep, 2000).

Tardu, M.E., "International Complaint Procedures for Violations of Human Rights", *Indian Journal of International Law*, vol.28, 1998, pp.171-87.

Thomas, M.A., *The Struggle for Human Rights* (Banglore: Asia Trading Corporation, 1992).

Tripathi, S.M., *The Human Rights Face of the Supreme Court of India: Public Interest Litigation in the Apex Court* (New Delhi: D.K. Publications, 1996).

Vadaikukchery, James, *Human Rights and the Police in India* (New Delhi: APH Publishing, 1996).

Vandyke, John M and Gerald W. Berkley, "Redressing Human Rights Abuses", *Denver Journal of International Law and Policy*, vol.20, 1992, pp.213-22.

Vibhute, K.I., "Compulsory Hard Prison Labour and the Prisoner's Rights to Receive Wages: Constitutional Vires and Judicial Voice", *Journal of Indian Law Institute*, vol.42, no.1, 2000, pp.1-16.

Vijapur, A.P., "No Distant Millennium: The UN Human Rights Instruments and the Problem of Domestic Jurisdiction", *Indian Journal of International Law*, vol.35, 1995, pp.51-65.

—————, "The UN Mechanisms and Producers for the Promotion and Implementation of Human Rights", *Indian Journal of International Law*, vol.25, nos.3 and 4, 1985, pp.576-611.

Walkate, Jaap A., "Human Rights Committee and Public Emergencies", *Yale Journal of World Public Order*, vol.9, no.1, 1982, pp.133-46.

Weissbrodt, David, "Three Theme Special Rapporteurs of the UN Commission on Human Rights", *American Journal of International Law*, vol.80, no.3, 1986, pp.685-99.

Wolf, F., "ILO Experience in Implementation of Human Rights", *Journal of International Law and Economics*, vol.10, 1975, pp.599.

## 6. International Humanitarian and Refugee Laws

### Primary Sources

Independent Commission on International Humanitarian Issues, *Modern Wars: The Humanitarian Challenge*, Report presented by Mohammed Bedjaoui (London: Zed Books, 1986).

International Committee of the Red Cross and Henry Dunant Institute, *Bibliography of International Humanitarian Law Applicable in Armed Conflict* (Geneva: International Committee of the Red Cross, 1987).

International Committee for the Red Cross and International Federation of Red Cross and Red Crescent Societies, *Handbook of the International Red Cross and Red Crescent Movement* (Geneva, 13th edn., 1994).

International Committee for the Red Cross, *Fundamental Rules of International Humanitarian Law Applicable in Armed Conflict* (1979).

UN Centre for Human Rights, *Human Rights and Refugees* (Geneva: World Campaign for Human Rights, 1993).

UN Centre for Human Rights, *International Humanitarian Law and Human Rights* (Geneva: World Campaign for Human Rights, 1992).

UN Centre for Human Rights, *Special Issue on Human Rights and Humanitarian Law and Human Rights and Refugee Law* (New York, 1992).

UNESCO, *International Dimensions of Humanitarian Law* (Paris: UNESCO, 1988).

UNHRC, *Collection of International Instruments and other Legal Texts Concerning Refugees and Displaced Persons* (UNHRC, 1995).

UNHCR, *The State of World's Refugees: A Humanitarian Agenda* (1997-98).

### Secondary Sources

Abi-Saab, Rozemary, "The Principles of Humanitarian Law according to the International Court of Justice", *International Review of the Red Cross*, no.259, 1987, pp.367-78.

Bankowski, I., ed., *International Ethical Guidelines for Biomedical Research Involving Human Subjects* (Geneva: WHO, 1993).

Bhagwati, P.N., "International Aspect of Right to Life, Peace and Development", *Denver Journal of International Law and Policy*, vol.19, no.1, Fall 1990, pp.67-76.

Bond, B.E. Harrel, *Imposing Aid: Emergency Assistance to Refugees* (Oxford University Press, 1985).

Carlier, Jean, *Who is a Refugee? A Comparative Case Law Study* (The Hague: Kluwer Law International, 1971).

Cassese, Antonio, "Wars of National Liberation and Humanitarian Law", in *Studies and Essays on International Humanitarian Law and Red Cross Principles in Honour of Jean Pictet* (The Hague: Martinus Nijhoff, 1984), pp.313-24.

Chakrabarty, Manik, *Human Rights and Refugees: Problems, Law and Practices* (New Delhi: Deep and Deep Publications, 1998).

Chhangani, R.C., "Discrimination of Refugee Status in Nigeria", *Indian Journal of International Law*, vol.34, 1994, pp.455-56.

Chimni, B.S., *International Refugee Law: A Reader* (New Delhi: Sage Publications, 2000).

—————, "The Language of Protection and the Reality of Rejection: End of Cold War and Crisis in Refugee Law", in K.P.Saksena, ed., *Human Rights: Perspective and Challenges* (New Delhi: Lancers Books, 1994), pp.322-37.

—————, "The Global Refugee Problem in the 21st Century and the Emerging Security Paradigm: A Disturbing Trend", in Antony Anghie and Garry Sturgess, eds., *Legal Visions of the 21st Century*, pp. 283-300.

Debbas, Gowllard Vera, *The Problem of Refugees in the Light of Contemporary International Law Issues* (London: Martinus Nijhoff, 1995).

Dominice, Christinians, "The Implementation of Humanitarian Law", in Karel Vasak, ed., *The International Dimensions of Human Rights, vol.I* (Paris: UNESCO, 1982), pp.427-43.

Geza, Herczegh, *Development of International Humanitarian Law* (Budapest: Akademiai Kiado, 1984).

Gill, Goodwin, *The Refugee in International Law* (Oxford: Oxford University Press, 1996).

Giri, T.N., "Rights of Refugees with Reference to Right to Education", in A.P.Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.332-344.

Grahl-Madsen, Atle, *The Status of Refugees in International Law* (Leiden: A.W. Sijthoff, 1972).

Hankins, Stephane, "Dissemination of International Humanitarian Law: The Experiences of the International Committee of the Red Cross", in Sia S. Akermark, ed., *Human Rights Education: Achievements and Challenges* (Finland: UNESCO), 1998), pp.112-20.

Harrel, Bond B.E., *Imposing Aid: Emergency Assistance to Refugees* (Oxford: Oxford University Press, 1985).

Hathaway, James C., *The Law of Refugee Status* (Toronto: Butterworths, 1991).

Hingorani, R.C., ed., *Humanitarian Law* (New Delhi: Oxford and IBH Publishing Co., 1991).

Koehn, Peter H., *Refugees from Revolution: U.S. Policy and Third World Migration*.

Lee, Luke T., "Progressive Development of Refugee Law and Its Codification", in R.S. Pathak and R.P. Dhokalia, *International Law in Transition: Essays in Memory of Judge Nagendra Singh* (Dordrecht: Martinus Nijhoff, 1992), pp.107-16.

Lee, Luke T., "The Cairo Declaration of Principles of International Law on Compensation to Refugees", *American Journal of International Law*, vol.87, 1993, pp.157-59.

Loescher, Gil and L. Mohan, eds., *Refugees and International Relations* (Oxford: Oxford University Press, 1989).

Mani, V.S., "Competence of the Projected International Criminal Court in regard to Violations of International Humanitarian Law: A Critique of the 1994 ILC Draft Statute", *Bulletin on IHL and Refugee Law*, vol.2, 1997, pp.13-54.

—————, "Humanitarian Intervention and International Law", *Indian Journal of International Law*, vol.33, 1993, pp.1-26.

—————, "The International Court and the Humanitarian Law", *Indian Journal of International Law*, vol.39, 1999, pp.32-46.

"International Humanitarian Law: An Indo-Asian Perspective," *International Review of the Red Cross*, vol. 83, No. 841, March 2001, pp. 59-75.

Maulson, W.T. and S.V. Malison, "Judicial Status of the Irregular Combatants under the International Humanitarian Law of Armed Conflict", *Case Western Review of International Journal*, vol.9, 1977, pp.39-78.

McCoubrey, Hilaire, *International Humanitarian Law: The Regulation of Armed Conflict* (Aldeshot: Dartmouth Publishing House, 1990).

Melander, G., "International Humanitarian Law and Human Rights", *Scandinavian Studies in Law*, vol.29, 1985, pp.134-47.

Meron, Theodor, "International Criminalisation of Internal Atrocities", *American Journal of International Law*, vol.89, 1995, pp.554-77.

—————, "On the Inadequate Reach of Humanitarian and Human Rights Laws and the Need for a New Instrument", *American Journal of International Law*, vol.77, 1983, pp.589-606.

—————, "Rape as a Crime under International Humanitarian Law", *American Journal of International Law*, vol.87, 1993, pp.424-28.

—————, "Towards a Humanitarian Declaration on Internal Strife", *American Journal of International Law*, vol.78, 1984, pp.859-68.

Muntarbhorn, Vitit, *The Status of Refugees in Asia* (Oxford: Clarendon Press, 1993).

Muragiru, M., "International Law, Politics and the Re-invention of the Humanitarian Intervention: The Lessons of Somalia", *Indian Journal of International Law*, vol.34, 1994, pp.33-44.

Murphy, Sean D., *Humanitarian Intervention: The United Nations in an Evolving World Order* (Philadelphia: University of Pennsylvania Press, 1996).

Nirmal, B.C., "Wars of National Liberation and International Humanitarian Law", *Indian Journal of International Law*, vol.28, 1998, pp.201-15.

Obbo, G. Okoth, "Mercenaries and Humanitarian Law with Particular Reference to Protocol 1 Additional to the Geneva Conventions of 1949", *Indian Journal of International Law*, vol.28, 1998, pp.33-57.

Patel, Bimal N., "Protection Zones in International Humanitarian Law", *Indian Journal of International Law*, vol.39, 1999, pp.689-702.

Patil, V.T. and P.R.Trivedi, *Refugees and the Human Rights* (Delhi: Authorspress, 2000).

Peter, C.M., "Mercenaries and International Humanitarian Law", *Indian Journal of International Law*, vol.24, 1984, pp.373-92.

Pictet, Jean, *Development and Principles of International Humanitarian Law* (Dordrecht: Martinus Nijhoff Publishers, 1985).

—————, *Humanitarian Law and the Protection of War Victims* (Leiden: Sijthoff, 1975).

Saxena, J.N., "Environment Degradation and Refugees", *Indian Journal of International Law*, vol.36, 1996, pp.72-79.

—————, “Problems of Refugees in Developing Countries and the Need for International Burden-Sharing” in K.P.Saksena, ed., *Human Rights: Perspective and Challenges* (New Delhi: Lancers Books, 1994), pp.354-68.

Sehgal, B.P.Singh, “Role of the International Committee of the Red Cross in the Development of International Humanitarian Law”, *Indian Journal of International Law*, vol.29, 1989, pp.52-61.

Sinha, Manoj K., “Is Humanitarian Intervention Permissible under International Law?”, *Indian Journal of International Law*, vol.40, 2000, pp.51-61.

—————, *Basic Documents on International Human Rights and Refugee Laws* (New Delhi: Manak Publications, 2000).

Verhaegen, Jacques, “Legal Obstacles of Prosecution of Breaches of Humanitarian Law”, *International Review of the Red Cross*, no.261, 1987, pp.607-20.

Weissbrodt, David, “Role of International Organizations in the Implementation of Human Rights and Humanitarian Law in Situations of Armed Conflicts”, *Vanderbilt Journal of Transnational Law*, vol.21, no.2, 1988, pp.313-65.

Zolberg, Aristide R. and others, *Escape from Violence: Conflicts and the Refugee Crisis in the Developing World* (New Delhi: Oxford University Press, 1989).

## 7. Science and Technology, and Human Rights and Duties

### Primary Sources

UN Centre for Human Rights, *Advisory Services and Technological Cooperation in the Field of Human Rights* (Geneva: World Campaign for Human Rights, 1996).

UN Centre for Human Rights, *Report of the International Consultation on AID and Human Rights, Geneva, 26-28 July 1989* (New York: UN Publication Division, 1991).

UN, *Human Rights and Scientific and Technological Developments* (New York: UN Department of Public Information, 1982).

WHO, *Health as a Bridge for Peace and Human Rights* (Geneva: WHO, 1996).

WHO, *Protection of Human Rights in the Light of Scientific and Technological Progress in Biology and Medicine* (Albany: WHO, 1975).

### Secondary Sources

Amarasekara, Kumar, "Autonomy, Paternalism and Discrimination" "The Darker Side of Euthanasia", in Antony Anghie and Garry Sturgess, eds., *Legal Visions of the 21st Century: Essays in Honour of Judge Christopher Weeramantry* (The Hague: Kluwer, 1998), pp. 261-282.

Bankowski, I., ed., *International Ethical Guidelines for Biomedical Research Involving Human Subjects* (Geneva: WHO, 1993).

Johnston, Ann and others, eds., *New Technologies and Development* (Geneva: UNESCO, 1986).

Michael, James, *Privacy and Human Rights: An International and Comparative Study with Special Reference to Documents in Information Technology* (Paris: UNESCO, 1994).

Mukherjee, Sipra G., "Promotion of Human Rights and Science Education", in K.P.Saksena, ed., *The Teaching about Human Rights* (New Delhi: HURITER, 1985), pp.55-60.

Petersen, Kerry, "Abortion Laws: Medicalisation, Autonomy and Equality", in Antony Anghie and Garry Sturgess, eds., *Legal Visions of the 21st Century*, supra, pp. 167-182.

Nawaz, M.K., "Law, Human Rights and Computer", *Indian Journal of International Law*, vol.25, nos. 3 and 4, July-Dec. 1985, pp.612-20.

Satyamala, C., "Hazardous Contraceptives and the Right to Life", *Journal of the Indian Law Institute*, vol. 40, 1998, pp. 174-199.

Sisskind, Charles, *Understanding Technology* (New York: Feffer and Simons, 1973).

Zinian, John and others, eds., *The World of Science and the Rule of Law* (Oxford University Press, 1986).

## 8. Development, Trade and Human Rights

### Primary Sources

ILO, *Freedom of Association and Effective Bargaining* (Geneva: ILO, 1983).

UN, *Declaration of the Right to Development* (New York: UN Department of Public Information, 1988).

### Secondary Sources

Baxi, Upendra, "Human Rights, Accountability and Development", *Indian Journal of International Law*, vol.20, no.1, 1980, pp.177-215.

—————, "The New International Economic Order, Basic Needs and Rights: Notes towards Development of the Right to Development", *Indian Journal of International Law*, vol.23, 1983, pp.225-45.

—————, "Violence, Dissent and Development: Law and Social Change", *Journal of Indian Law Institute*, 1988, pp.72-93.

—————, "The Development of the Right to Development", in Janusz Symonides, ed., *Human Rights: New Dimensions and Challenges* (Sydney: UNESCO, 1998), pp.99-114.

Bhagwati, P.N., "International Aspect of Right to Life, Peace and Development", *Denver Journal of International Law and Policy*, vol.19, no.1, Fall 1990, pp.67-76.

Dhar, Lalita, "Indian Family and Ethical Dilemmas of Human Rights to Development", in B.P.Singh Seghal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1995), pp.130-35.

Jain, Devaki, "Working with Human Rights to Development", *Mainstream*, vol. 29, no.7, 8 December 1990, pp.29-33.

Mallik, Ross, *Development, Ethnicity and Human Rights in South Asia* (New Delhi: Saga, 1998).

Menon, N.R.Madhava, "State of Economic and Social Rights", in K.P.Saksena, ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999), pp.145-155.

Nanda, Ved P., "Nuclear Weapons and the Right to Survival, Peace and Development: An Introduction", *Denver Journal of International Law and Policy*, vol.19, no.1, Fall 1990, pp.1-10.

Panjabi, Rane K.L., "Development within Human Rights", *Georgia Journal of International and Comparative Law*, Vol.21, no, 2, 1991, pp.245-56.

Raj, Suhendu Ranjan, "Development Perspectives and Human Rights", in A.P.Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.267-80.

Rehman, M.M. and others, *Human Rights and Human Development: Concepts and Contexts* (New Delhi: Manak Publications, 2000).

Rosas, Allan, "The Right to Development", in Asbjorn Eide and others, eds., *Economic, Social and Cultural Rights: A Text Book* (Dordrech: Martinus Nijhoff, 1995).

Roy, Chowdhury, Subrata, ed., *The Right to Development in International Law* (Martinus, Nojhoff Publishers, 1992.)

Saksena, K.P., "Human Rights and the Right to Development", *International Studies*, vol. 28, no. 1, 1991, pp. 41-54.

Schachter, O., "The Emerging International Law of Development", *Columbia Journal of Transnational Law*, vol.15, 1976, pp.1.

Sen Shankar, *Human Rights in a Developing Society* (New Delhi: A.P.H. Publishing, 1998).

Shepherd, George W. and Ved Nanda, eds., *Human Rights and Third World Developments* (Westport: Greenwood Press, 1985).

Soedjatmoko, *Development and Freedom* (Tokyo: The Simul Press, 1981).

Varma, S.K., "Development of Human Rights and Globalization of Economy", *Journal of Indian Law Institute*, vol.40, nos.1-4, 1998, pp.217-29.

Verwey, Wild, "The Establishment of a New Economic Order and the Realisation of the Right to Development and Welfare", *Indian Journal of International Law*, vol.21, no.1, 1981, pp.1-78.

Weeranmantry, C.G., "The Rights to Development", *Indian Journal of International Law*, vol.25, 1985, pp.482-505.

## 9. Social Movements and Human Rights and Duties in India

### Secondary Sources

Eide, Asbjorn, "Human Rights Movement and the Transformation of International Order", *Alternatives*, vol.11, no.3, 1986, pp.367-402.

Karna, G.N., "Disability Rights Movement: Conceptual Framework and Its Implications for India", *Disabilities and Impairments*, vol.14, no.1, 2000, pp.15-22.

Kaushik, Vijay, *Women's Movements and Human Rights* (Jaipur: Pointer Publishers, 1999).

Kothari, Smitu, "Human Rights Movement in India: A Critical Overview", *Social Action*, vol.40, no.1, 1990, pp.1-15.

Puri, Balraj, "Role of Human Rights Groups in Kashmir", *Radical Humanist*, vol.54, no.4, July 1990, pp.25-28.

Reddaway, Peter, *Uncensored Russia: The Human Rights Movement in the Soviet Russia* (Delhi: National Academy, 1972).

Roy, Jaytilak Guha, "Human Rights Movement in Modern India", in A.P.Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.50-58.

Shapiro, Joseph P., *No Pity People with Disabilities, Foreign a New Civil Rights Movement* (1994).

Steiner, Henry J., *Diverse Partners: Non-Governmental Organisations in the Human Rights Movement: The Report of a Retreat of Human Rights Activists* (Massachusetts: Harvard Law School, 1990).

Thoolen, H. and B. Verstappen, *Human Rights Missions* (The Hague: Martinus Nijhoff, 1986).

Tyagi, Y.K., "Golden Jubilee of Unfinished Task: The United Nations Human Rights Movement", *International Studies*, vol.32, no.4, 1995, pp.441-60.

Tyne, Claude H. Van, *India Freedom Movement* (Delhi: Akashdeep Publishing House, 1990).

## 10. Human Rights and Criminal Justice System

### Primary Sources

UN Centre for Human Rights, *Enforced or Involuntary Disappearances* (Geneva: World Campaign for Human Rights, 1991).

UN Centre for Human Rights, *Extra-judicial, Summary or Arbitrary Executions* (Geneva: World Campaign for Human Rights, 1997).

UN Centre for Human Rights, *Human Rights and Pre-trial Detention: A Handbook of International Standards relating to Pre-trial Detention* (New York: UN Publication Division, 1994).

UN Centre for Human Rights, *Methods for Combating Torture* (Geneva: World Campaign for Human Rights, 1995).

UN, *Guiding Principles for Crime and Criminal Justice in the Context of Development and a New International Economic Order* (New York: UN Department of Public Information, 1988).

UNESCO, *Violations of Human Rights: Possible Rights of Recourse and Forms of Resistance* (Paris: UNESCO, 1984).

### Secondary Sources

Amnesty International, "Campaign for the Abolition of Torture", *Philosophy and Science Action*, vol.5, nos.3-4, 1984, pp.205-208.

———, *The Death Penalty* (London: Amnesty International, 1979).

———, *Torture in the 1980s* (London: Amnesty International, 1984).

Aroras, Nirman, "Custodial Torture in Police Stations in India: A Radical Assessment", *Journal of Indian Law Institute*, vol.41, nos.3 and 4, 1999, pp.513-29.

Bag, R.K., "Domestic Violence and Crime Against Women: Criminal Justice Response in India", *Journal of Indian Law Institute*, vol.39, nos.2-4, 1997, pp.359-75.

Bakken, T., "International Law and Human Rights for Defendants in Criminal Trials", *Indian Journal of International Law*, vol.25, 1985, pp.411-23.

Bakshi, P.M., "Rights of Detenus: Personal Hearing", *Journal of Indian Law Institute*, vol.30, no.3, July-Sept. 1998, pp.351-54.

Bansal, V.K., *Right to Life and Personal Liberty* (New Delhi: Deep and Deep, 1986).

Bassiouni, M. Cherif, "The Proscribing Function of International Criminal Law in the Process of International Protection of Human Rights", *The Yale Journal of World Public Order*, vol.9, no.1, 1982, pp.193-214.

Batra, Manjula, *Protection of Human Rights in Criminal Justice Administration: A Study of the Right of Accused in Indian and Soviet Legal Systems* (New Delhi: Deep and Deep, 1989).

Bava, Noorjahan, ed., *Human Rights and Criminal Justice Administration in India* (New Delhi: Uppal Publishing House, 2000).

Baxi, Upendra, "Clemency, Extradition and Death: The Judicial Discourse in Kehar Singh", *Journal of Indian Law Institute*, vol.30, no.4, Oct.-Dec.1988, pp.501-86.

Bhagwati, P.N., "Human Rights in the Criminal Justice System", *Journal of the Indian Law Institute*, vol.27, no.1, 1985, pp.1-22.

Blackshield, A.R., "Capital Punishment in India", *Journal of Indian Law Institute*, vol.21, no.2, 1979, pp.137-226.

Burgers, J.H., "The Fights against Torture", *International Commission of Jurists*, no.32, 1984, pp.47-48.

Chevigny, Paul, *Police Power: Police Abuses in New York City* (New York: Pantheon Book, 1969).

Deb, R., "Police Investigation: A Review", *Journal of Indian Law Institute*, vol.39, nos. 2-4, 1997, pp.260-71.

Devasia, V.V. and Leelama Devasia, *Human Rights and Victimology* (New Delhi, 1999).

Diwan, Paras, "Torture and the Right to Human Dignity", *Supreme Court Cases*, vol.4, 1981, pp.31-37.

Ghosh, S.K., *Torture and Rape in Police Custody* (New Delhi: Ashish Publishing House, 1993).

Green, L.C., "International Criminal Law and the Protection of Human Rights", in Bin Cheng and E.D. Brown, eds., *Contemporary Problems of International Law: Essays in Honour of George Schwarzenberger on His Eightieth Birthday* (London: Stevens, 1988), pp.116-37.

Guttal, G.H., "Human Rights: The Indian Law", *Indian Journal of International Law*, vol.26, 1986, pp.53-71.

Jaswal, P.S. and N. Jaswal, "Right to Personal Liberty and Handcuffing: Some Observations", *Journal of Indian Law Institute*, vol.33, no.2, April-June 1991, pp.246-53.

Landerer, L.E., "Capital Punishment as a Human Rights Issue before the United Nations", *Human Rights Journal*, vol.4, no.2, 1971, pp.511-34.

Mani, V.S., "Competence of the Projected International Criminal Court in regard to Violations of International Humanitarian Law: A Critique of the 1994 ILC Draft Statute", *Bulletin on IHL and Refugee Law*, vol.2, 1997, pp.13-54.

Manohar, Sujata V., "Judiciary and Human Rights", *Indian Journal of International Law*, vol.36, 1996, pp.39-54.

—————, "The Indian Judiciary and Women's Rights", *Indian Journal of International Law*, vol.36, 1996, pp.1-12.

Mathur, K.M., *Crime, Human Rights and National Security* (New Delhi: Gyan Publishing House, 1999).

Melden, A.I., ed., *Rights and Prisons* (Oxford: Blackwheel, 1977).

Muralidhar, S., "'Hang Them Now' 'Hang Them Not' India's Travails with the Death Penalty", *Journal of Indian Law Institute*, vol.40, nos.1-4, 1998, pp.143-73.

Naldi, Gino, "Death Row Phenomenon Held Inhuman Treatment", *International Commission of Jurists*, no.43, 1989, pp.60-62.

Pachauri, S.K., *Prisoners and Human Rights* (1999).

Rajan, V.N., *Whither Criminal Justice Policy* (1983).

Saxena, Shobha, *Crimes against Women and Protective Laws* (New Delhi: Deep and Deep, 1999).

Scobb, Harry M. and Laurie Wizeberg, ed., *Access to Justice: Struggle for Human Rights in South-East Asia* (Washington D.C.: Human Rights Internet, 1984).

Sharma, S.C., *Police and Human Rights* (1999).

Suresh, H., "Human Rights and Criminal Justice Functionaries", *Economic and Political Weekly*, vol.31, no.24, 15 June 1996, pp.1441-44.

Upadhyay, C.M., *Human Rights in Pre-trial Detention* (1999).

Vadac, Kumchery, *Human Rights and the Police in India* (1995).

Vadackumchery, James, *The Police and Delinquency in India* (New Delhi: APH Publishing Corporation, 1991).

Vibhute, K.I., "Compensating Victims of Crimes in India: An Appraisal", *Journal of Indian Law Institute*, vol.32, no.1, 1990, pp.68-81.

Walsh, Cecil, *Crime and Punishment in Indian Society* (Delhi: Shubhi Publications, 1999).

## 11. Special Interest/Disadvantaged Groups and Human Rights and Duties

### Primary Sources

Government of India, *Towards Equality: Report of the Committee on the Status of Women* (New Delhi, Government of India).

UN Centre for Human Rights, *Discrimination against Women* (Geneva: World Campaign for Human Rights, 1994).

UN Centre for Human Rights, *Freedom of the Individual under Law: An Analysis of Article 29 of the Universal Declaration of Human Rights* (New York: UN Publication Division, 1990).

UN Centre for Human Rights, *Harmful Traditional Practices Affecting the Health of Women and Children* (Geneva: World Campaign for Human Rights, 1995).

UN Centre for Human Rights, *Minority Rights* (Geneva: World Campaign for Human Rights, 1998).

UN Centre for Human Rights, *Study on the Rights of Persons Belonging to Ethnic, Religious and Linguistic Minorities* (New York: UN Publication Division, 1991).

UN Centre for Human Rights, *The Rights of Indigenous Peoples* (Geneva: World Campaign for Human Rights, 1997).

UN Centre for Human Rights, *The Rights of the Child* (Geneva: World Campaign for Human Rights, 1996).

UN High Commissioner for Human Rights, *Internally Displaced Persons Compilation and Analysis of Legal Norms* (Geneva: UN Publication Division, 1998).

UN High Commissioner for Human Rights, *Protection of the Heritage of Indigenous People* (Geneva: UN Publication Division, 1997).

UN High Commissioner for Human Rights, *Sexual Exploitation of Children* (Geneva: UN Publication Division, 1996).

UN, *Action for Gender Equality and the Advancement of Women* (New York: UN Department of Public Information, 2000).

UN, *Convention on the Elimination of all Forms of Discrimination against Women* (New York: UN Department of Public Information, 1999).

UN, *Convention on the Rights of the Child* (New York: UN Department of Public Information, 1991).

UN, *Human Rights and Disabled Persons* (Geneva: World Campaign for Human Rights, 1993).

UN, *Platform for Action and the Beijing Declaration: Fourth World Conference on Women, Beijing, China, 4-15 September 1995* (New York: UN Publication Division, 1996).

UN, *Protection of the Heritage of Indigenous People* (New York: UN Publication Division, 1997).

UN, *Study on the Rights of Persons Belonging to Ethnic, Religious and Linguistic Minorities* (New York: UN Publication Division, 1991).

UNESCO, *Human Rights of Women* (Paris: UNESCO, 1999).

UNICEF, *Impact of Armed Conflict on Children* (New York: UNESCO, 1996).

UNICEF, *The Child and the Law* (New Delhi: UNICEF, 1994).

UNICEF, *The Media and the Children's Rights: A Practical Introduction for Media Professionals* (New Delhi: UNESCO, 2000).

UNICEF, *The State of World's Children 1999* (New York: Oxford University Press, 2000).

UNICEF, *The State of the World's Children 2000* (New York: Oxford University Press, 2001).

UNICEF, *The State of World's Children 2001* (New York: UNICEF, 2001).

WHO, *Guidelines for the Promotion of Human Rights of Persons with Mental Disorders* (Geneva: WHO Division of Mental Health and Substance Abuse, 1996).

## Secondary Sources

Agarwal, Amita, "Human Rights of Women in India and International Standards", in M.P.Dube and Neeta Bora, eds., *Perspectives on Human Rights* (New Delhi: Anamika Publishers, 2000), pp.97-106.

Agrawal, S.P., *Handbook on Child* (New Delhi: Concept Publishing Company, 1992).

Anasir, M.A., "Human Rights and Female Foeticide", in B.P.Singh Sehgal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1985), pp.156-65.

Altekar, A.S., *Position of Women in Hindu Civilization from Prehistoric Times to the Present Day* (1962).

Anaya, J., *Indigenous Peoples in International Law* (London, 1978).

Arora, Pritam, "Children Rights in India", in K.P.Saksena, ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999), pp.79-84.

Atkins, Susan and Brend Hogett, *Women and the Law* (1984).

Bag, R.K., "Domestic Violence and Crime Against Women: Criminal Justice Response in India", *Journal of Indian Law Institute*, vol.39, nos.2-4, 1997, pp.359-75.

Bernardi, M.J., *International Legal Instruments on the Health of Children and Women* (Geneva, 1997).

Bhargava, G.S. and R.M.Pal, eds., *Human Rights of Dalits: Societal Violation* (New Delhi: Gyan Publishing House, 2000).

Bhatia, K.L. and others, *Social Justice of Dr. B.R. Ambedkar* (New Delhi: Deep and Deep, 1995).

Brolmann, C. and others, eds., *Peoples and Minorities in International Law* (Dordrecht: Martinus Nijhoff, 1993).

Brophy, Julia and Carol Smart, eds., *Women in Law: Explorations in Law, Family and Sexuality* (1985).

Chandrasekhar, Prabha, "Need of the Child for Good Magazines," in K.P.Saksena, ed., *Human Rights in Asia: Problems and Perspectives* (New Delhi: HURITER, 1984), pp.110-120.

Choedon, Yeshi, "Ethnic, Social and Religions Conflicts: Rights of Minorities", in K.P.Saksena, ed., *Human Rights: Perspective and Challenges* (New Delhi: Lancers Books, 1994), pp.282-90.

Clarke, Belinda, "The Vienna Convention Reservations Regime and the Discrimination against Women", *American Journal of International Law*, vol.85, no.1, 1991, pp.281-321.

Cook, R., ed., *Human Rights of Women* (Philadelphia, 1994).

—————, *Human Rights and Women's Health: The Promotion and Protection of Women's Health through International Human Rights Law* (Geneva: WHO, 1994).

Coomaraswamy, Radhika, "Reinventing International Law: Women's Rights as Human Rights in International Community", *Bulletin of Concerned Asian Scholars*, vol.28, no.2, 1996, pp.16-28.

Crites, Laura L. and Winefred L. Heppert, eds., *Women, the Courts and Equality* (New Delhi: Sage Publications, 1987).

Dennis, Michael J., "Newly Adopted Protocols to the Convention on the rights of the Child", *American Journal of International Law*, vol.94, 2000, pp.789-96.

Desai, Neera and Maitreyi Krishnaraj, eds., *Women and Society in India* (Ajanta Publications, 1987).

Desai, Neera and Vibhuti Patel, *Indian Women* (Bombay: Popular Prakashan, 1990).

Desai, Neera, *A Decade of Women's Movement in India* (New Delhi: Himalaya Publishing House, 1988).

Detrick, S., *The United Nations Convention on the Rights of the Child* (Dordrecht: Martinus Nijhoff, 1992).

Devaria, Leelamma and V.V. Devaria, eds., *Women in India: Equality, Social Justice and development* (New Delhi: Indian Social Institute, 1990).

Devasia, V.V. and L. Devasia, *Woman, Social Justice and Human Rights* (1999).

Diwan, Paras and Peeyushi Diwan, *Children and Legal Protection* (New Delhi: Deep and Deep Publishers, 1994).

—————, *Women and Legal Protection* (New Delhi: Deep and Deep Publications, 1994).

Dunayevsjaya, R., *Women's Liberation and the Dialectics of Revolution* (1985).

Fernandes, Walter, *Tribal Women and Forest Economy: Deforestation, Explanation and Status*.

Gaharana, K., "Women's Rights", *World Focus*, vol.13, no.2, March 1992, pp.19-21.

Giridhar, Gomango, *Constitutional Provisions for the SCs and STs* (New Delhi: Himalaya Publishing House, 1987).

Gupta, Srinivas, "Rights of Child and Child Labour: A Critical Study", *Journal of Indian Law Institute*, vol.37, no.4, Oct. to Dec. 1995, pp.531-42.

International Work Group for Indigenous Affairs, *Human Rights and Indigenous Peoples: A Handbook on the UN System*, Document No.92 (Copenhagen, 1999).

Iyer, V.R. Krishna, *Report on Female Prisoners* (1986).

Jacob, Alice, "Towards a Regime of Rights of Older Persons", *Journal of Indian Law Institute*, vol.40, nos.1-4, 1998, pp.311-16.

Karna, G. and K. Gahharana, "Rights of Disabled Persons", in K.P.Saksena, ed., *Human Rights: Perspective and Challenges* (New Delhi, 1994), pp.416-30.

Karna, G.N., *Disability Studies in India: Repects and Prospect* (New Delhi: Gyan Publishing House, 2001).

—————, *United Nations and the Rights of Disabled Persons: A Study in Indian Perspective* (New Delhi: APH Publishing Co., 1999).

Kaushal, Rachna, *Women and Human Rights in India* (New Delhi: Kaveri Books, 2000).

Kaushik, Vijay and Bela Rain Sharma, *Encyclopedia of Human Rights and Women's Development, Volumes 1-5* (New Delhi: Swarup and Sons, 1996).

Kaushik, Vijay, *Women's Movements and Human Rights* (Jaipur: Pointer Publishers, 1999).

Kazimi, M.R., "Judiciary and the Protection of the Right of the Minorities in India", in A.P.Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.59-68.

Khan, Mumtaz Ali, *Human Rights and the Dalits* (New Delhi: D.K. Publishers, 1996).

Khanna, S.K., *Children and the Human Rights* (New Delhi: Commonwealth, 1998).

—————, *Women and the Human Rights* (New Delhi: Commonwealth, 1998).

Kumar, Bindal, *Problems of Working Children* (New Delhi: APH Publications, 2000).

Kumar, Naresh, *Constitutional Rights of the Prisoners* (Delhi: Mittal Publication, 1986).

Kumar, Ved, "Human Rights of Children in J and K", in B.P.Singh Sehgal, ed., *Human Rights in India: Problems and Perspectives* (Delhi: Deep and Deep, 1995), pp.169-81.

Kusum, "Rights and Status of Illegitimate Children", *Journal of Indian Law Institute*, vol. 40, nos.1-4, 1998, pp.295-310.

Lalitha, S., "Legality of Contract of Sale of Women", *Journal of Indian Law Institute*, vol.30, no.1, 1998, pp.100-102.

Manohar, Sujata V., "The Indian Judiciary and Women's Rights", *Indian Journal of International Law*, vol.36, no.4, Oct. - Dec. 1996, pp.1-12.

Mehra, Madhu, "And Miles to Go: Challenge Facing Women Human Rights", *Journal of Indian Law Institute*, vol. 40, nos. 1-4, 1998, pp.121-30.

Mehta, P.L. and S.S. Jaswal, *Child Labour and the Law* (New Delhi: Deep and Deep Publications, 1966).

Meis, Maria, *Patriarchy and Accumulation on a World Scale: Women in the International Division of Labour* (London: Zed Books, 1986).

Mishra, Jyotsna, ed., *Women and Human Rights* (Delhi: Kalpaz Publications, 2000).

Misra, Ranganath, "Rights of the Child", in K.P.Saksena, ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999), pp.38-46.

Mukhopadhyay, S., ed., *In the Name of Justice: Women and Law in Society* (New Delhi: Manohar, 1998).

Murthy, K. Radhakrishna, *Street Children in Visakhapatnam: A Study in Relative Present Day* (1962).

Narang, A.S., "Debate on Minority Rights", in A.P.Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.163-73.

Omvedt, Gail, *Dalits and the Democratic Revolution* (1994).

Pachauri, S.K., *Children and Human Rights* (New Delhi: APH Publishing Corporation, 1999).

—————, *Women and Human Rights* (New Delhi: APH Publications, 1999).

Pal, R.M., "Wrong and Rights of the Child", in K.P. Saksena, ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999), pp.47-58.

Panandikar, Suresh, "The Child's Right to Books", in K. P.Saksena ed., *Human Rights in Asia: Problems and Perspectives* (New Delhi: HURITER, 1984), pp.121-27.

Parikh, Sanjay and Manoj K. Sinha, "Sexual Harassment: A Wrong Beyond Discrimination", *Journal of Indian Law Institute*, vol.41, nos.3 and 4, 1999, pp.478-88.

Pask, E. Diane and others, eds., *Women, the Law and Economy* (1985).

Peters, Tulic and Andrea Wolper, eds., *Women's Rights, Human Rights* (New York: Routledge, 1995).

Phillips, A. and A. Rosas, eds., *The UN Minority Rights Declaration* (London, 1993).

Pillai, R.V., "Developmental Issues in Human Rights with Reference to the Scheduled Castes and the Scheduled Tribes", in A.P.Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.152-62.

Rahman, A., "Religious Rights vs Women's Rights in India: A Test Case for International Human Rights Law", *Columbia Journal of International Law*, vol.28, no.2, 1990, pp.473-98.

Raina, B.K., "Child and Human Rights: An Insight", in B.P.Singh Seghal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1999), pp.182-86.

Ramanathan, Usha, "On Engaging with the Law: Revisiting Child Labour", *Journal of Indian Law Institute*, vol.40, nos.1-4, 1998, pp.263-83.

Reddy, Jagmohan, *Minorities and the Constitution* (Bombay: Bombay University Press, 1981).

Rodley, N., *Treatment of Prisoners under International Law* (Oxford, 1987).

Sachar, Rajinder, "Rights of the Child", *World Focus*, vol.13, no.3, March 1992, pp.22-23.

Sagade, Jaya, "Polygamy and Women's Right of Maintenance: Survey of Judicial Decisions", *Journal of Indian Law Institute*, vol.31, no.3, July-Sept. 1989, pp.336-45.

Sahu, Asima, *Women's Liberation and Human Rights* (Jaipur: Pointer Publishers, 2000).

Saksena, Anu, *Human Rights and Child Labour in Indian Industries* (New Delhi: Shipra Publications, 1999).

Saksena, K.P., "Recent Supreme Court Judgment on Child Labour: A Critique", in K.P.Saksena, eds., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999), pp.73-78.

Sarkar, Lotika and B. Sivararamayya, ed., *Women and Law* (New Delhi: Vikas Publishing House, 1994).

Sarkar, Lotika, "Rape: A Human Rights Verses a Patriarchal Interpretation", *Indian Journal of Gender Studies*, vol.1, no.1, 1994, pp.69-92.

Saxena, Ira, "Needs of the Child: Education for Pleasure", in K.P.Saksena, ed., *Human Rights in Asia: Problems and Perspectives* (New Delhi: HURITER, 1984), pp.101-110.

Saxena, J.N., "International Protection of Minorities and Individual Human Rights", *Indian Journal of International Law*, vol.23, 1983, pp.38-55.

Seth, Leila, "Rights of the Child", *India International Centre Quarterly*, vol.20, no.4, 1993, pp.79-90.

Shams, Shamusuddin, *Women, Law and Social Change* (1997).

Sharma, A.K., "Human Rights Violations of Street Children and Child Labour in India", in B.P.Singh Sehgal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1995), pp.187-91.

Sharma, Swarn Lata, *Gender Discrimination and Human Rights* (New Delhi: K.K. Publications, 2000).

Sheth, D.L. and Gurpreet Mahajan, ed., *Minority Identities and the Nation State* (New Delhi: Oxford University Press, 1999).

Singh, Gurucharan, "Human Rights of Women in India", in B.P.Singh Sehgal, eds., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1995), pp.136-55.

Sinha, S.P., *Conflict and Tension in Tribal Society* (New Delhi: Concept Publishing Corporation, 1993).

Sinus, J., *Women, Health and the Environment: An Anthology: Tabular Information on Legal Instruments dealing with HIV Infections and AIDs* (Geneva: WHO, 1994).

Sreenath, Lalith, "Victimisation of Girl-Child in the Home", *Indian Journal of International Law*, vol.38, no.1, 1996, pp.101-107.

—————, “Enforcement of Rights of the Disabled”, *Journal of Indian Law Institute*, vol.38, no.4, 1996, pp.535-43.

Srivastava, T.N. *Women and Law* (New Delhi: Intellectual Publishing House, 1985).

Sullivan, Donna J., “Women’s Human Rights and the 1993 World Conference on Human Rights”, *American Journal of International Law*, vol.88, no.1, 1994, pp.152-66.

Symonides, Janusz and Vladimir Volodin, *Human Rights of Women: A Collection of International and Regional Normative Instruments* (Paris: UNESCO, 1999).

Thakur, A. and D.N. Thakur, *Tribal Law and Administration* (New Delhi: Deep and Deep Publications, 1995).

Thamilmaran, V.T., “Ethnic, Social and Religious Conflicts: Rights of Minorities”, in K.P.Saksena, ed., *Human Rights: Perspectives and Challenges* (New Delhi: Lancers Books, 1994), pp.274-81.

Thornberry, Patrick, *International Law and the Rights of the Minorities* (Oxford: Clarendon Press, 1991).

—————, *The UN Declaration of Rights of Persons Belonging to National of Ethnic, Religious and Linguistic Minorities: Background, Analysis and Observations* (London: Minority rights Group, 1993).

Vadachumchery, James, *Police, Women and Gender Justice* (New Delhi: APH Publishing Corporation, 2000).

Van Bueren, G., “International Legal Protection of Children in Armed Conflicts”, *International and Comparative Law Quarterly*, vol.43, 1994, pp.809.

—————, *The International Law on the Rights of the Child* (Dordrecht: Martinus Nijhoff, 1995).

Vijapur, A.P., “Towards Equality: Promoting Human Rights of the Untouchables in India”, in A.P.Vijapur, ed., *Essays on International Human Rights* (New Delhi: South Asian Publishers, 1991), pp.117-44.

—————, *Pluralism, Minorities, National Integration: Problems and Prospects* (New Delhi: South Asian Publishers, 1997).

Warti, Dipangshu Chakra, *Atrocities on Indian Women* (New Delhi: APH Publishing Corporation, 1999).

Weisner, *The Child and the State in India* (Delhi: Oxford University Press, 1991).

## 12. Working Class and Human Rights and Duties

### Primary Sources

ILO, *Comparative Analysis of the International Covenants on Human Rights and International Labour Conventions and Recommendations*, Official Bulletin (Geneva), vol.52, no.2, 1969, pp.181-216.

ILO, *Migrant Workers* (Geneva: International Labour Office, 1974).

ILO, *Recommendations by the ILO of the World Conference on Human Rights: A Description of ILO Action on Human Rights*, UN Doc.A/CONF./57/PC16/Add. 3.

ILO, *The ILO and Human Rights: Report of the Director-General (Part I)* (Geneva: International Labour Office, 1968).

ILO, *Trade Union Rights and Their Relation to Civil Liberties* (Geneva: International Labour Office, 1970).

UN Centre for Human Rights, *The Right to Migratory Workers* (Geneva: World Campaign for Human Rights, 1996).

### Secondary Sources

Diller, Janelle M. and David A. Lany, "Child Labour Trade and Investment: Towards the Harmonisation of International Law", *American Journal of International Law*, vol.91, no.4, 1997, pp.663-96.

Jain, Mahavir, *Bonded Labour Justice through Judiciary* (New Delhi: Manak Publications, 1997).

Jenks, C.W., *Human Rights and International Labour Standards* (London: Stevens, 1960).

—————, *Social Justice in the Law of Nations* (Oxford: Oxford University Press, 1970).

—————, *Human Rights and International Labour Standards* (London: Stevens, 1960).

Kumar, Bindal, *Problems of Working Children* (New Delhi: APH Publications, 2000).

Mehta, P.L., *Child Labour and the Law* (New Delhi: Deep and Deep, 1996).

Misra, L.D., *Child Labour in India* (Oxford University Press).

Prakash, S.S., *Bonded Labour and Social Justice* (New Delhi: Deep and Deep, 1990).

Ramanathan, Usha, "On Engaging with the Law: Revisiting Child Labour", *Journal of Indian Law Institute*, vol.40, 1998, pp.263-83.

Sahoo, Umesh Ch., "Child Labour and Legislation", *Economic and Political Weekly*, vol. XXV, no. 46, 17 November 1990, pp.2531-34.

Saksena, Anu, *Human Rights and Child Labour in Indian Industries* (Delhi : Shipra Publications, 1999).

Saksena, K.P., "Recent Supreme Court Judgment on Child Labour: A Critique", in K.P.Saksena, eds., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999), pp.73-78.

Sankaran, Kamala, "Human Rights and the World of Work", *Journal of Indian Law Institute*, vol. 40, nos.1-4, 1998, pp.284-94.

Saxena, Anu, *Human Rights and Child Labour in Indian Industries* (1999).

Shah, Bahadur, "Pioneering Role of ILO in Litigation of Welfare International Law: Influencing Municipal Law of the States", *Indian Journal of International Law*, vol.34, 1994, pp.66-72.

Sharma, A.K., "Human Rights Violations of Street Children and Child Labour in India", in B.P.Singh Sehgal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1995), pp.187-91.

Singh, S.K., *Bonded Labour and the Law* (New Delhi: Deep and Deep, 1994).

Valticos, N., *International Labour Law* (Netherlands: Kluwer, 1979).

### 13. Environment and Human Rights and Duties

#### Secondary Sources

Balasubramaniam, V., "Environment and Human Rights: A New Form of Imperialism", *Economic and Political Weekly*, vol.33, no.8, 22-27 Feb. 1998, pp.389-90.

Batra, J.C., "Natural Resource Conflicts and the Right to Safe Environment", in K.P.Saksena, ed., *Human Rights: Perspectives and Challenges* (New Delhi: Lancers Books, 1994), pp.222-228.

Bhatt, S., "Human Rights: A Perspective from Environmental Law", in A.P.Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.244-250.

Birnie, Patricia and Allan Boyle, *International Law and the Environment* (Oxford: Clarendon, 1992).

Blowers, Andrew, ed., *Environmental Policy in International Context* (1996).

Caldwell, Lynton Keith, *International Environmental Policy: Emergence and Dimensions* (1991).

Chandrasekharan, N.S., "Environmental Protection: Two Steps Forward, One Step Back," *Journal of Indian Law Institute*, vol.30, no.2, Apr.-June 1998, pp.184-95.

Desai, Bharat, "Enforcement of the Right to Environmental Protection through Public Interest Litigation in India", *Indian Journal of International Law*, vol.33, 1993, pp.27-40.

Feinberg, J., *The Rights of Animals and Unborn Generations in Philosophy and Environmental Crisis* (1974).

Finnies, J., *Natural Law and Natural Rights* (Oxford: Clarendon Press, 1980).

Gasser, Hans-Peter, "For the Better Protection of the Natural Environment in Armed Conflict: A Proposal for Action", *American Journal of International Law*, vol.89, 1995, pp.637-44.

Gormley, W. Paul, *Human Rights and Environments: The Need for International Co-operation* (1976).

Mahawal, S., "Right to Safe Environment", *World Focus*, vol.13, no.2, March 1992, pp.15-18.

Nagore, Arjun Prasad, *Biological Diversity and International Environmental Law* (1996).

Nanda, Ved P., "Human Rights and Environmental Considerations in the Lending Policies of International Development Agencies: An Introduction", *Denver Journal of International Law and Policy*, vol.17, no.1, Fall 1988, pp.67-120.

Pathak, R.S., "Human Rights and Development of the Environmental Law in India", *Commonwealth Law Bulletin*, vol. 11, 1988, pp.1171-80.

Prabhu, Mohan A., "Natural Resources Conflicts and the Right to Safe Environments: Protection and Preservation of Environment: Hazardous Products, Processes and Wastes", in K.P.Saksena, ed., *Human Rights: Perspectives and Challenges* (New Delhi: Lancers Books, 1994), pp.202-22.

RLEK, *Community Forestry Management in Protected Areas: A Van Gujjar Proposal* (New Delhi: Natraj Publishers, 1997).

Robert, Neil, *The Changing Global Environment* (1994). (UNRISD, *Forest and Livelihood: The Social Dynamics of Deforestation in Developing Countries* (London : Macmillian Press Ltd., 1995)).

Sachs, Aaron, *Eco-Justice: Linking Human Rights and the Environment* (Washington D.C.: Worldwatch Institute, 1995).

Shelton, Dinah, "Human Rights, Environmental Rights and the Right to Environment", *Stanford Journal of International Law*, vol.28, no.1, 1991, pp.103-81.

Singh, Nagendra, "Right to Environment and Sustainable Development as a Principle of International Law", *Journal of Indian Law Institute*, 1987, pp.289-320.

Singh, Rajkumar Deepak, "Response of Indian Judiciary to Environmental Protection", *Indian Journal of International Law*, vol.39, no.3, July-Sept. 1999, pp.447-63.

Trindade, A.C., "Human Rights and the Environment", in Janusz Symonides, ed., *Human Rights: New Dimensions and Challenges* (Sydney: UNESCO, 1998), pp.117-44.

Trivedy, Priya Ranjan, *International Environmental Laws* (1997).

## 14. Societal Issues: Problems of Human Rights in India

### Secondary Sources

Alam, Aftab, ed., *Human Rights in India: Issues and Challenges* (New Delhi: Raj Publications, 1999).

Amnesty International, *Human Rights in India* (New Delhi: Sage Publications, 1994).

Bajwa, G.S. and D.K. Bajwa, "Violation of Human Rights in India: Nature and Extent of Police Atrocities", in B.P.Singh Sehgal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1995), pp.222-36.

—————, *Human Rights in India: Implementation and Violations* (New Delhi: D.K. Publishers, 1996).

Begum, S.M., ed., *Human Rights in India: Issues and Perspectives* (New Delhi: APH Publishing Co., 2000).

Chauhan, Abha, "Dowry-related Crimes: Violation of Human Rights," in A.P.Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.120-36.

Desai, A.R., ed., *Violations of Democratic Rights in India* (Bombay: Popular Prakashan, 1986).

Dhavan, Rajeev, "Promises, Promises...: Human Rights in India", *Journal of Indian Law Institute*, vol.39, nos.2-4, 1997, pp.149-85.

Dixit, Manoj and T. Bisen, "Human Rights in India", in M.P.Dube and Neeta Bora, eds., *Perspectives on Human Rights* (New Delhi: Anamika Publishers, 2000), pp.91-96.

Dube, M.P.and Neeta Bora, ed., *Perspectives on Human Rights* (New Delhi: Anamika Publishers, 2000).

Ghosh, S.K., *The Law of Preventive Detention in India* (Bombay: N.M. Tripathi, 1969).

Gill, Sucha Singh, "Punjab: National Human Rights Commission and Human Rights", *Economic and Political Weekly*, vol.29, no.20, 14 May 1994, pp.1172-74.

Gromley, W. Paul, *Human Rights and Environment: The Need for International Cooperation* (Leiden: Sijthoff, 1976).

Guttal, G.H., "Human Rights: The Indian Law", *Indian Journal of International Law*, vol.26, 1986, pp.53-71.

Hussain, Delwar, "Combating Terrorism without Violating Human Rights: Some Options Revisited", *Bliss Journal*, vol.15, no.3, pp.277-98.

Iyer, K.S., *Human Rights: Vibrant Issue* (1998).

Iyer, V.R. Krishna, *The Dialectics and Dynamics of Human Rights in India* (1999).

Jahagirdar, R.A., "Human Rights: Indian Experience", *New Quest*, no.86, March-April 1991, pp.69-79.

Jai, Janak Raj, *Emergency Excesses: A Daylight Robbery of Human Rights* (New Delhi: Regency Publication, 1996).

Jayapalan, N., *Human Rights* (New Delhi: Atlantic Publishers, 2000).

Kaul, Jawahar Lal, *Human Rights: Issue and Perspective* (1996).

Khanna, Gopesh Nath, "Universal Declaration of Human Rights and Some Recent Policy Measures in India", *Social Action*, vol.40, no.1, 1990, pp.23-38.

Kumar, Sumita, "Human Rights Issue in Pakistan's Kashmir Strategy", *Strategic Analysis*, vol.17, no.7, October 1994, pp.825-46.

Kuswa, "Supply of Human Organs for Transplantation", *Journal of Indian Law Institute*, vol.34, no.3, 1992, pp.399-415.

Mani, V.S., *Human Rights in India: An Overview* (New Delhi: Institute for the World Congress on Human Rights, 1998).

—————, "Human Rights in India: A Survey", in K.P.Saksena, ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999), pp.169-94.

Mathur, K.M., *Crime, Human Rights and National Security* (New Delhi: Gyan Publishing House, 1999).

Misra, Shailendra, *Police Brutality: An Analysis of Police Behaviour* (New Delhi: Vikas, 1986).

Nirmal, C.J., *Human Rights in India* (New Delhi: Oxford, 1999).

Noorani, A.G., "Terrorism and Arbitrary Arrest", *Economic and Political Weekly*, vol.XXV, no.46, 17 November 1990, pp.

—————, "Terrorism and Human Rights", *Economic and Political Weekly*, vol.25, no.30, 28 July 1990, pp.1621-23.

Paul, R.C., *Situation of Human Rights in India* (New Delhi: Commonwealth Publishers, 2000).

Ramamurthy, M.V., "Human Rights: Indian Perspectives", *Indian Horizons*, vol.43, no.3, 1994, pp.50-62.

Rana, H.A., "Human Rights in India", *Radical Humanist*, vol.58, no.4, July 1994, pp.24-26.

Saini, R.S., "Custodial Torture in Law and Practice with Special Reference to India", *Journal of the Indian Law Institute*, vol.36, no.2, 1994, pp.166-93.

Saksena, K.P., ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999).

—————, ed., *Human Rights: Perspective and Challenges* (New Delhi: Institute for World Congress of Human Rights, 1995).

—————, ed., *Human Rights: Perspectives and Challenges* (New Delhi: Lancers Books, 1994).

Sanajaoba, N., *Human Rights in the New Millennium* (New Delhi: Manas Publications, 2000).

—————, *Human Rights: Principles, Practices and Abuses* (New Delhi: D.K. Publishers, 1996).

—————, ed., *Human Rights: Principles, Practice and Abuses* (New Delhi: Omsons Publications, 1994).

Sehgal, B.P.Singh, *Human Rights in India: Problems and Perspective* (New Delhi: Deep and Deep Publications, 1996).

—————, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1999).

Sen, Shanker, "Indian Prisons: A Survey", in K.P.Saksena ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999), pp.99-105.

Sinha, Manoj K., "National Human Rights Commission vs State of Arunachal Pradesh", *Indian Journal of International Law*, vol.37, 1997, pp.128-34.

Sorabjee, Soli J., "State of Human Rights", *Social Action*, vol.40, no.1, 1990, pp.16-24.

Tarkunde, V.M., "Human Rights: An Overview", in K.P. Saksena, ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999), pp.129-36.

Tiwana, S.S., "National Human Rights Commission and Human Rights Violations in India", in M.P.Dube and Neeta Bora, eds., *Perspectives on Human Rights* (New Delhi: Anamika Publishers, 2000), pp.80-90.

Tyagi, Y.K., "Human Rights in India: An Overview", *International Studies*, vol.29, no.2, 1992, pp.199-208.

—————, "Indian State and Human Rights", *World Focus*, vol.13, no.3, March 1992, pp.8-10.

—————, "National Security and Human Rights: Some Reflections", in K.P.Saksena ed., *Human Rights in Asia: Problems and Perspectives* (New Delhi: HURITER, 1984), pp.17-47.

—————, "National Security and Human Rights: Some Reflections", *International Studies*, vol.22, no.4, 1985, pp.319-36.

Venkatachaliah, M.N., "Human Rights in India: a Balance Sheet", in K.P.Saksena, ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999), pp.31 - 37.

Waghmare, B.S., ed., *Human Rights: Problems and Prospects* (Delhi: Kalinga Publications, 2001).

## 15. Human Rights Jurisprudence

### Secondary Sources

Ansari, Iqbal A., "Personal Law Reform in Human Rights Perspective", *Radical Humanist*, vol.60, no.12, March 1997, pp.28-31.

Aurobindo, *The Message of the Gita* (Pondicherry, 1977).

Baxi, Upendra, *Mambrino's Helmet? Human Rights for a Changing World* (Delhi: Har Anand Publications, 1994).

Barry, Brian, *Theories of Justice - A Treatise on Social Justice* (London, 1989).

Bisht, B.S., "Human Rights: An Overview", in M.P.Dube and Neeta Bora, eds., *Perspectives on Human Rights* (New Delhi: Anamika Publishers, 2000), pp.44-51.

Brescia, Raymond H., and Gates Gamity-Rokus, "Procedural Justice and International Human Rights: Towards a Procedural Jurisprudence for Human Rights Tribunals", *Yale Journal of International Law*, vol.18, no.2, 1993, pp.559-606.

Brown, D. Mackenzie, *Indian Political Thought from Manu to Gandhi* (London, 1953).

Chitkara, M.G., *Human Rights: Commitment and Betrayal* (New Delhi: APH Publishing Co., 1996).

Chowdhary, Rekha, "The Changing Discourse on Human Rights", in B.P.Singh Sehgal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1995), pp.91-97.

D'Amato, Anthony, "The Relation of the Individual to the State in the Era of Human Rights", *Texas International Law Journal*, vol.24, 1989, pp.1-12.

Danelius, H., "A Survey of the Jurisprudence Concerning the Right Protected by the European Convention on Human Rights", *Human Rights Journal*, vol.8, no.2, 1975, pp.431-73.

Donnel, Jack, *Universal Human Rights in Theory and Practice* (Ithaca: Cornell University Press, 1989).

Douzines, Costas, *The End of Human Rights: Critical Legal Thoughts at the Turn of the Century* (Oregon: Hart Publishing, 2000).

Dube, M.P.and Neeta Bora, ed., *Perspectives on Human Rights* (New Delhi: Anamika Publishers, 2000).

Farer, Tom J., "Human Rights in Law's Empire: The Jurisprudence War", *American Journal of International Law*, vol.85, 1991, pp.117-27.

Finnis, Johan, *Natural Law and Natural Rights* (Oxford, 1980).

Gaharana, K., "Human Rights: A Conceptual Perspective", *Indian Journal of International Law*, vol.29, 1989, pp.367-74.

Garg, M.R., and Charanjit Singh, "Human Rights as the Base Component of Democratic State", in B.P.Singh Sehgal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1995), pp.98-104.

Goyal, Brij Kishore, *Thoughts of Gandhi, Nehru and Tagore* (New Delhi, 1984).

Hammlin, Alan and Phillip Petit, eds., *The Good Polity* (Oxford, 1989).

Ingram, Attaracta, *A Political Theory of Rights* (Oxford, 1994).

Kumar, Ashutosh, "Liberalism, Human Rights and Political Theory", in B.P.Singh Sehgal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1995), pp.68-75.

Macpherson, C.B., *The Rise and Fall of Economic Justice and Other Essays* (Oxford, 1987).

McDougal, M.S. and others, *Human Rights and World Public Order* (New Haven: Yale University Press, 1980).

Melden, A.L., *Rights and Persons* (Oxford, 1977).

Murren, M.C., ed., *The Tanner Lectures on Human Values* (Salt Lake City, 1987).

Narula, R.S., "Human Rights: The Concept and Reality", *Sikh Review*, vol.41, no.2, February 1993, pp.39-46.

Norman, Richard, *Free and Equal - A Philosophical Examination of Political Values* (Oxford, 1987).

O'Donnell, T., "The Margin of Appreciation of Doctrine: Standards in the Jurisprudence of the European Court of Human Rights", *Human Rights Quarterly*, vol.4, 1982, pp.474-96.

Parashar, Archana, "Human Rights: The Imperatives of Theoretical Change", *Journal of Indian Law Institute*, vol.40, nos.1-4, 1998, pp.6-37.

Puntambekar, S.V., "The Hindu Concept of Human Rights", in UNESCO, ed., *Human Rights Teaching* (Paris: UNESCO, 1985), pp.19-20.

Reeves, Andrew, ed., *Modern Theories of Exploitation* (London, 1987).

Roy, Raren, "In Defence of Human Rights", *Economic and Political Weekly*, vol.32, no.6, February 1997, pp.259-62.

Seighart, Paul, *The Lawful Rights of Mankind* (Oxford, 1985).

Sen, Amartya and others, eds., *Utilitarianism and Beyond* (Cambridge, UK, 1982).

Summer, L.W., *Moral Foundation of Rights* (Oxford, 1987).

Tagore, Rabindranath, *The Religion of Man* (London, 1975).

Taylor, Charles, *Philosophy and the Human Sciences, Philosophical Papers*, 2 vols. (Cambridge, 1985).

Vadkar, Praveen, *Concepts, Theories and Practice of Human Rights* (New Delhi: Rajat Publications, 2000).

Vijapur, A.P. and Kumar Suresh, ed., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999).

Wadiyar, Jayachamaraja, *Religion and Man* (New Delhi, 1965).

Waldron, Jeremy, *Theories of Rights* (New York: Oxford University Press, 1990).

Walzer, Michael, *Spheres of Justice - A Defence of Pluralism and Equality* (Oxford, 1983).

Weeramantry, C.G., *Justice Without Frontiers*, 2 vols. (The Hague, 1977).

—————, *The Lord's Prayers: Bridge to a Better World* (Ligourr, 1998).

## 16. Research Methodology and Dissertation/Field Based Project Work

### Primary Sources

UNESCO, *World Directory of Human Rights Research and Training Institutions* (Paris: UNESCO, 1995).

UN Centre for Human Rights, *Human Rights Training: A Manual on Human Rights Training Methodology* (New York, UN, 2000).

UN Centre for Human Rights, *A Manual of Human Rights Reporting* (New York, World Campaign for Human Rights, 1991).

### Secondary Sources

Babio, E.R., *Survey Research Methods* (1973).

Gibaddi, Joseph, *MLA Handbook for Writers of Research Papers* (New Delhi: Affiliated East-West Press, 3rd edn., 1991).

Jahoda, M. and others, *Research Methods in Social Relations* (New York, 1951).

Kaplan, A., *Conduct of Inquiry: Methodology for the Behavioural Science* (Jaipur, 1980).

Kideer, L.H. and Judd, C.M., *Research Methods in Social Relations* (New York, 1986).

Lee, Ellis, *Research Methods in the Social Sciences* (Madison: Brown and Benchmark, 1994).

Locke, Lawrence F., *Proposals That Work: A Guide for Planning Dissertations and Grant Proposals* (New Delhi: Sage Publications, 1987).

Mueller, John H. and Schuessel, Karl F., *Statistical Reasoning in Sociology* (Calcutta: Oxford and IBH, 1969).

Murthy, C.S.R., "Problems of Source Material and Reorientation Programme for Teachers", in K.P.Saksena ed., *The Teaching about Human Rights* (New Delhi: HURITER, 1985), pp.60-67.

Nachmias, D. and Nachmias C., *Research Methods in the Social Sciences* (New York: St. Martin's Press, 2nd edn., 1981).

Sharma, B.V.A., ed., *Research Methods in Social Sciences* (New Delhi: Sterling, 1983).

Sharma, Pandey S.K., *Universe of Knowledge and Research Methodology* (Delhi: Ken Publications, 1990).

## 17. Emerging Dimensions of Human Rights

### Primary Sources

UN Centre for Human Rights, *Contemporary Forms of Slavery* (Geneva: World Campaign for Human Rights, 1992).

UN Centre for Human Rights, *Forced Evictions and Human Rights* (Geneva: World Campaign for Human Rights, 1996).

UN Centre for Human Rights, *Human Rights and Elections: A Handbook on the Legal, Technical and Human Rights Aspects of Elections* (New York: UN, 1994).

UN Centre for Human Rights, *Right to Adequate Food as a Human Right* (New York: UN Publication Division, 1989).

UN Centre for Human Rights, *The Human Rights to Adequate Housing* (Geneva: World Campaign for Human Rights, 1996).

UN, *The Right to Adequate Housing* (New York: UN, 1996).

UNESCO, *Human Rights Aspects of Population Program* (Paris: UNESCO, 1977).

UNICEF, *The Media and the Children's Rights: A Practical Introduction for Media Professionals* (New Delhi: UNESCO, 2000).

WHO, *European Health Care Reforms, Citizens Choice and Patents' Rights* (Copenhagen: WHO Regional Office for Europe, 1996).

### Secondary Sources

Agrawala, S.K., *Public Interest Litigation: A Critique* (Bombay: N.M.Tripathi, 1985).

Begum, S.M., ed., *Human Rights in India: Issues and Perspectives* (New Delhi: APH Publishing Co., 2000).

Bhagwati, P.N., "Judicial Activism and Public Interest Litigation", *Columbia Journal of Transnational Law*, vol.23, 1985, pp.558-71.

Bhargava, Rajeen, "Right to Culture", *Social Scientist*, vol.18, no.10, Oct. 1990, pp.50-59.

Bosoglu, Metin, *Torture and Its Consequence: Current Treatment Approaches* (New York: University of Cambridge, 1992).

Carpizo, Jorge, "The Current Tendencies of Human Rights", *California Western International Law Journal*, vol.23, 1993, pp.373-82.

Dhanda, Amita, "AIDS Prevention Bill of 1989: An Agenda for the Joint Select Committee", *Journal of Indian Law Institute*, vol.33, 1991, pp.98-103.

Gallagher, Margaret, *Becoming Aware of Human Rights and the Family* (Paris: UNESCO, 1985).

Gaurishankar, V., "Human Rights Accountability of Transnational Corporations", in K.P. Saksena, ed., *Human Rights: Perspective and Challenges* (New Delhi: Lancers Books, 1994), pp. 186-201.

Jaswal, P.S. and N. Jaswal, "Right to Education and Human Rights" in B.P.Singh Sehgal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1995), pp.120-29.

Khajuria, Sapna and Saugata Mukherjee, "Organ Transplantation: Legal Framework Examined", *Journal of Indian Law Institute*, vol.39, 1997, pp.299-311.

Kumar and Sharma, *Human Rights and the Indian Armed Forces* (1995).

Kusum, "Supply of Human Organs for Transplantation", *Journal of Indian Law Institute*, vol.34, 1992, pp.399-415.

Mathur, K.M., *Crime, Human Rights and National Security* (New Delhi: Gyan Publishing House, 1999).

Misra, P.C., "Right to Shelter: A Human Rights Perspective", *Journal of Indian Law Institute*, vol.40, 1998, pp.230-42.

Naidu, M.V., "National Security and Civil Liberty", in K.P.Saksena, ed., *Human Rights: Perspectives and Challenges* (New Delhi: Lancers Books, 1994), pp.79-96.

Nawaz, M.K., "Does International Law Recognize a Right to Housing", *Indian Journal of International Law*, vol.36, no.2, 1996, pp.80-84.

—————, "Law, Human Rights and Computer", *Indian Journal of International Law*, vol.25, nos. 3 and 4, July-Dec. 1985, pp.612-20.

Noorani, A.G., "Law on Right to Information", *Economic and Political Weekly*, vol.3, no.45, 7 November 1998, pp.2826-27.

Parakh, R. M., "Role of Media", in K.P.Saksena ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999), pp.85-91.

Rao, T.S.Rama, "State Terror as a Response to Terrorism and Vice Versa: National and International Dimensions", *Indian Journal of International Law*, vol.27, 1987, pp.183-93.

Reisman, W. Michael, "Reporting the Facts as They are Not Known: Media Responsibility in Concealed Human Rights Violations", *American Journal of International Law*, vol. 78, 1984, pp. 650-58.

Sahni, Satpal, "Media and Human Rights", in B.P.Singh Sehgal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1995), pp.204-207.

Saksena, K.P., "New World Order and Human Rights", *World Focus*, vol.13, no.3, March 1992, pp.3-8.

Sarkar, Lotika, "Rape: A Human Rights Versus a Patriarchal Interpretation", *Indian Journal of Gender Studies*, vol.1, no.1, 1994, pp.69-92.

Sathe, S.P., "Right to Shelter: Review of Housing Law and Policy of Maharashtra", *Journal of Indian Law Institute*, vol.35, 1993, pp.13-33.

Satyamala, C., "Hazardous Contraceptives and the Right to Life", *Journal of Indian Law Institute*, vol.40, 1998, pp.174-99.

Sharma, B.R., *Freedom of Press under the Indian Constitution* (New Delhi: Deep and Deep, 1994).

Sharma, Gokulesh, *Human Rights and Social Change* (New Delhi: Deep and Deep, 1998).

Sharma, T.R., "Human Rights: The Changing Conceptualisation", in M.P.Dube and Neeta Bora, eds., *Perspectives on Human Rights* (New Delhi: Anamika Publishers, 2000), pp.1-8.

Symonides, Janusz and Vladimor Volodin, ed., *Human Rights: New Dimensions and Challenges* (Sydney: UNESCO, 1998).

## 18. Comparative Human Rights Perspectives

### Secondary Sources

Abranches, C. A. Dunshee de, "The Inter-American Court of Human Rights", *American University Law Review*, vol.30, no.1, 1980, pp.79-125.

Barrum, David P., "Article 21 and Policy-making Role of Courts in India: An American Perspective", *Journal of Indian Law Institute*, vol.30, no.1, 1988, pp.19-44.

Baver, Carlos Garcia, "The Observance of Human Rights and the Structure of the System for their Protection in the Western Hemisphere", *American University Law Review*, vol.30, no.1, 1980, pp.5-20.

Baxi, Upendra, "A Work in Progress: The United States Report to the UN Human Rights Committee", *Indian Journal of International Law*, vol.36, 1996, pp.34-53.

Beer, Lawrence W., "Human Rights Theory and 'Freedom Culture' in East Asia", in Antony Anghie and Garry Sturgess, eds., *Legal Visions of the 21st Century*, pp. 145-166.

Carlston, K.S., *Social Theory and African Tribal Organisation: The Development of Socio-legal Theory* (Urbana: University of Illinois Press, 1968).

Chhabra, Hari Saran, "Human Rights Situation in Africa", *World Focus*, vol.13, no.3, March 1992, pp.15-18.

Chhangani, R.C., "Discrimination of Refugee Status in Nigeria", *Indian Journal of International Law*, vol.34, 1994, pp.455-56.

Chitkara, M.G., *Human Rights in Pakistan* (Delhi: APH Publishing Co., 1996).

Claude, Richard P., *Comparative Human Rights* (1976).

Cuny, F.C. and others, eds., *Repatriation During Conflict in Africa and Asia* (Texas: Centre for the Study of Societies in Crisis, 1992).

Davidson, B., *The Africans: An Entry to Cultural History* (London: Penguin Books, 1973).

Fleiman, Howard M., "Disappearances in Latin America of Human Rights Perspective", *New York University Journal of International Law and Politics*, vol.19, no.4, 1984, pp.1033-60.

Hade, Minasse, "Human Rights, Stability and Development in Africa: Some Observations on Concept and Reality", *Virginia Journal of International Law*, vol.24, no.3, 1984, pp.575-618.

Hatchard, John, "Capital Punishment in Southern African: Some Recent Developments", *International and Comparative Law Quarterly*, vol.43, no.4, 1994, pp.923-33.

Hingorani, R.C., "Human Rights in Developing Countries", *Journal of Indian Bar Review*, vol.10, no.4, 1983, pp.615-60.

Kalik, Atul Hasan, "Protection and Promotion of Human Rights and their Enforcement Mechanisms in South Asia", *Bliss Journal*, vol.18, no.2, April 1997, pp.160-92.

Kleinman, Howard M., "Disappearances in Latin America of Human Rights Prospective", *New York University Journal of International Law and Politics*, vol.19, no.4, 1987, pp.1033-60.

Kumar, Sumita, "Human Rights Issue in Pakistan's Kashmir Strategy", *Strategic Analysis*, vol.17, no.7, October 1994, pp.825-46.

Mall, Sangeeta, "Human Rights in Pakistan: A Slow-burn Process", *Radical Humanist*, vol.61, no.6, September 1997, pp.40-44.

Mallik, Ross, *Development, Ethnicity and Human Rights in South Asia* (New Delhi: Saga, 1998).

Mani, V.S., "Human Rights in Developing Countries: A Perspective", in International Law Association (Indian Branch), *New Horizons of International Law and the Developing Countries* (Bombay: Tripathy, 1983), pp.31-37.

Maquet, J.P., *Civilizations of Black Africa* (New York: Oxford University Press, 1972).

Michael, James, *Privacy and Human Rights: An International and Comparative Study with Special Reference to Documents in Information Technology* (Paris: UNESCO, 1994).

Mishra, Pramod, *Human Rights in South Asia* (Delhi: Kalpaz Publications, 2000).

Motala, Z., "Human Rights in Africa: A Cultural and Legal Examination", *Hastings International and Comparative Law Review*, vol.12, no.2, 1989, pp.373-410.

Mukherjee, D., "Current State of Human Rights in the World: Problems and Challenges", *Gandhi Marg*, vol.19, no.1, April-June 1997, pp.45-56.

Murty, B.S., "Human Rights and Developing Countries: Basic Perspectives", *Journal of Bar Council of India*, vol.8, no.1, 1981, pp.21-39.

Nariman, Fali S., "Freedom of Speech and Blasphemy: The Laws in India and U.K.", *ICJ Review No.42*, 1989, pp.53-56.

Nizami, Z.A and Devika Paul, eds., *Human Rights in the Third World Countries* (Delhi: Kirs Publications, 1994).

Noorani, A.G., "Religious Freedom and U.S. Constitution", *Economic and Political Weekly*, vol.33, no.40, 3 October 1998, pp.2562-63.

Palme, Olof, *New Perspectives in North, South Dialogue* (1988).

Robertson, A.H., ed., *Human Rights In National and International Law* (Manchester: Oceana Publications, 1968).

—————, *Human Rights in Europe* (Manchester: Manchester University Press, 1977).

Rose, Allan and others, *Human Rights in a Changing East/West Perspective* (London: Pinter, 1990).

Saksena, K.P., eds., *Human Rights in Asia: Problems and Perspectives* (New Delhi: HURITER, 1984).

Scobb, Harry M. and Laurie Wizeberg, eds., *Access to Justice: Struggle for Human Rights in South-East Asia* (Washington D.C.: Human Rights Internet, 1984).

Sen, Shanker, *Human Rights in Developing Society* (New Delhi: APH Publications, 1998).

Shamsuddin, "Human Rights in Asia: A Conceptual Approach", in K.P.Saksena, ed., *Human Rights in Asia: Problems and Perspectives* (New Delhi: HURITER, 1984), pp.48-59.

Shepherd, George W. and Ved Nanda, eds., *Human Rights and Third World Developments* (Westport: Greenwood Press, 1985).

Sohn, Louis B., "Improving the Image of the United States in International Human Rights", *American Journal of International Law*, vol.82, 1988, pp.319-20.

Tandon, Yash, "Reclaiming Africa's Agenda: Good Governance and the Role of NGOs in the African Context", *Australian Journal of International Affairs*, vol.50, no.3, 1996, pp.293-303.

—————, "Political Economy of Struggles for Democracy and Human Rights in Africa", *Economic and Political Weekly*, vol.26, no.25, 22 June 1991, pp.1554-65.

Thakur, L.K., *Comparative and International Human Rights* (Delhi: Aarthorspress, 2000).

Thamilmaran, V.T., *Human Rights in Third World Perspective* (New Delhi: Har-Anand Publications, 1992).

Tucker, Carol M., "Human Rights in Europe and Africa", *Syracuse Journal of International Law and Commerce*, vol.10, no.1, 1983, pp.135-68.

Tyagi, Y.K., "Third World Response to Human Rights", *Indian Journal of International Law*, vol.21, 1981, pp.119-40.

—————, "Promotion and Observance of Human Rights by Non-aligned Countries", in M.S. Rajan, V.S. Mani and C.S.R. Murty and others, eds., *The Non-Aligned and The United Nations* (New Delhi, 1987), pp.123-42.

Welch Jr., Claude E. and Virginia A. Leary, *Asian Perspectives on Human Rights* (Oxford: Westview Press, 1990).

Yamane, Hiroko, "Asia and Human Rights", in Karel Vasak, ed., *The International Dimensions of Human Rights*, vol.1 (Paris: UNESCO, 1982), pp.651-70.

## 19. Human Duties and Responsibilities

### Secondary Sources

Alasdair, MacIntyre, *After Virtue - A Study in Moral Theory* (London, 1981).

Ali, Shanti Sadiq, "Fundamental Rights and the Reality", in K.P.Saksena, ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999), pp.137-45.

Baade, H.J., *Legal Problems of a Code of Conduct for Multinational Enterprises* (Boston, 1980).

Baxi, Upendra, "Human Rights, Accountability and Development", *Indian Journal of International Law*, vol.20, no.1, 1980, pp.177-215.

*Encyclopaedia of Applied Ethics* (New York, 1998).

Ewing, Alfred Cyril, *Ethics* (London, 1953).

Feinberg, J., "Duties, Rights and Claims", *American Philosophical Quarterly*, vol.3, 1966, pp.137 ff.

Gaurishankar, V., "Human Rights Accountability of Transnational Corporations", in K.P.Saksena, ed., *Human Rights: Perspective and Challenges* (New Delhi: Lancers Books, 1994), pp.186-201.

Higgins, Rosalyn, "Some Recent Developments in Respect of the Right to Leave in International Law", in Bin Cheng and E.D. Brown, eds., *Contemporary Problems of International Law: Essays in Honour of George Schwarzenberger on His Eightieth Birthday* (London: Stevens, 1988), pp.138-56.

Kammingo, Menno T., *Interstate Accountability for Violations of Human Rights* (Philadelphia: Pennsylvania, 1992).

Kapur, Ratna, "From Human Tragedy to Human Rights: The Accountability of Multinational Corporations for Human Rights Violations", *Boston College Third World Law Journal*, vol.10, no.1, Winter 1990, pp.1-42.

Kothari, D.S., *Some Thoughts on Science and Religion* (New Delhi, 1977).

Lerner, N., *Group Rights and Discrimination* (Dordrecht: Martinus Nijhoff, 1990).

Marcie, R., "Duties and Limitations upon Rights", *Journal of International Commission of Jurists*, vol.9, 1968, pp.64-72.

Mohanti, M., *Peoples Rights* (New Delhi: Sage Publications, 1998).

Pal, R.M., "Wrong and Rights of the Child", in K.P. Saksena, ed., *Human Rights: Fifty Years of India's Independence* (New Delhi: Gyan Publishing House, 1999), pp.47-58.

Pandey, J. and R.K. Dubey, *Civil Liberty under Indian Constitution* (New Delhi: Deep and Deep, 1995).

Pateman, Carole, *The Problem of Political Obligations* (Oxford, 1985).

Ramcharan, B.G., *The Right to Life in International Law* (Dordrecht: Martinus Nijhoff, 1985).

—————, "State Responsibility for Violation of Human Rights Treaties", in Bin Cheng and E.D. Brown, eds., *Contemporary Problems of International Law: Essays in Honour of George Schwarzenberger on His Eightieth Birthday* (London: Stevens, 1988), pp.242-61.

Rao, Narayana K., "Right to Compensation for Unlawful Detentions in India", *Indian Journal of International Law*, vol.26, 1986, pp.516-18.

Rehman, M.M. and others, *Human Rights and Human Development: Concepts and Contexts* (New Delhi: Manak Publications, 2000).

Russell, Bertrand, *Religion and Science* (Oxford, 1935).

Sanders, D., "Collective Rights", *Human Rights Quarterly*, vol.13, 1991, pp.368 ff.

Sen, A.K., "Individual Freedom as Social Commitment", *India International Centre Quarterly*, vol.17, no.1, 1990, pp.101-16.

Sunga, Lyal S., *International Responsibility in International Law for Serious Human Rights Violations* (Dordrecht: Martinus Nijhoff, 1992).

Tyagi, Y.K., "Human Dignity, National Security and International Responsibility: Search for a Symbiosis", in K.P.Saksena, ed., *Human Rights: Perspective and Challenges* (New Delhi: Lancers Books, 1994), pp.45-78.

—————, "Human Dignity, National Security and International Responsibility", *International Studies*, vol.30, 1993, pp.381-408.

—————, "Indian State and Human Rights", *World Focus*, vol.13, no.3, March 1992, pp.8-10.

Zemanek, Karl, "Causes and Forms of International Liability", in Bin Cheng and E.D. Brown, eds., *Contemporary Problems of International Law: Essays in Honour of George Schwarzenberger on His Eightieth Birthday* (London: Stevens, 1988), pp.319-32.

## 20. People's Right to Self-Determination

### Primary Sources

UN, *The Right to Self-determination: Historical and Current Development on the Basis of United Nations Instruments* (New York: UN Publication Division, 1981).

UN, *The Right to Self-determination: Implementation of United Nations Resolutions* (New York: UN Publication Division, 1980).

### Secondary Sources

Aldar, Gomhe, "The Principles of Self-determination Make Strange Litigants in International Relations", *Indian Journal of International Law*, vol.26, 1986, pp.425-47.

Blay, Kwaw N., "Self-determination vs. Territorial Integrity in Decolonization Revisited", *Indian Journal of International Law*, vol.25, 1985, pp.386-410.

Cassese, Antonio, *Self-determination of Peoples* (Oxford: Cambridge University Press, 1995).

Churchill, Winston Spencer, *The People's Rights* (London: Jonathan Cape, 1970).

Cobban, A., *The Nation-State and National Self-determination* (Leiden: Sijthoff, 1969).

Crawford, James, ed., *The Rights of Peoples* (Oxford: Clarendon Press, 1979).

Frank, Thomas M., "Personal Self-Determination: The Next Wave in Constructing Identity", in Antony Anghie and Garry Sturgess, eds., *Legal Visions of the 21st Century: Essays in Honour of Judge Christopher Weeramantry* (The Hague: Kluwer, 1998), pp. 241-60.

Gorelick, Robert S., "Self-determination and the Absurd", *Indian Journal of International Law*, vol.23, 1983, pp.17-37.

Guruswamy, M. and others, "The Contemporary Character of the Principle of Self-determination", *Indian Journal of International Law*, vol.37, 1997, pp.105-107.

Islam, M, Rafiqul, "Use of Force in Self-determination Claims", *Indian Journal of International Law*, vol.25, 1985, pp.424-47.

Islam, M. Rafiqul, "Indigenous Self-determination at Cross Road Right of its People", *Indian Journal of International Law*, vol.36, 1996, pp.39-56.

Joshi, P.C., "The Right to Self-Determination: Its Scope and Limits", *Journal of Philosophical Studies*, vol.1, no.1, February 1994, pp.8-24.

Kirgis, Federic L. Jr., "The Degrees of Self-determination in the United Nations Era", *American Journal of International Law*, vol.88, no.2, 1994, pp.304-11.

Mani, V.S., "Resolving the Cyprus Conflict: A Framework for Self-determination", in R.C. Sharma and Stanos A. Epaninodas, eds., *Cyprus: In Search of Peace and Justice* (New Delhi: Sonali Publications, 1997), pp.195-97.

McCorquodale, R., "Self-determination: A Human Rights Approach", *International and Comparative Law Quarterly*, vol.43, 1994, pp.857 ff.

Mendelson, M.H., "Self-determination in Jammu and Kashmir", *Indian Journal of International Law*, vol.36, 1996, pp.1-33.

Mohanti, M., *People's Rights* (New Delhi: Sage Publications, 1998).

Moniruzzaman, A.H.M., "Self-determination as a Collective Human Right: An Appraisal", *Bliss Journal*, vol.11, no.1, January 1990, pp.33-53.

Nirmal, B.C., *Rights of Self-Determination in International Law: Evolution, UN Law and Practice, New Dimensions* (New Delhi: Deep and Deep Publications, 1999).

Norbu, Dawa, "Self-determination in the Post Soviet Era: A Case Study of Tibet", *International Studies*, vol.34, 1997, pp.237-69.

Partsch, Karl Josef, "Fundamental Principles of Human Rights: Self-determination, Equality and Non-discrimination", in Karel Vasak, ed., *The International Dimensions of Human Rights, vol.I* (Paris: UNESCO, 1982), pp.61-72.

Pomerance, M., *Self-determination in Law and Practice* (Leiden: Sijthoff, 1982).

Rao, Koteswara M., "Right to Self-determination in the Postcolonial Era: A Survey of Juristic Opinion and State Practice", *Indian Journal of International Law*, vol.28, 1988, pp.58-71.

Saini, R.S., "Is the Right to Self-determination Relevant to Jammu and Kashmir", *Indian Journal of International Law*, vol.38, 1998, pp.156-80.

—————, "Right to Self-determination / Secede and International Terrorism: What are the UN Norms and Practices", in A.P.Vijapur and Suresh Kumar, eds., *Perspectives on Human Rights* (New Delhi: Manak Publishers, 1999), pp.353-73.

Sureda, Rigo, *The Evolution of the Right of Self-determination* (Leiden: Sijthoff, 1973).

Swan, George S., "Self-determination and the United Nations Charter", *Indian Journal of International Law*, vol.22, 1982, pp.264-77.

Tomaschat, C., ed., *Modern Law of Self-determination* (Dordrecht: Martinus Nijhoff, 1993).

Umozurike, V.O., *Self-determination in International Law* (1972).

## 21. International Obligation to Protect Human Rights and Duties

### Primary Sources

ILO, *Comparative Analysis of the International Covenants on Human Rights and International Labour Conventions and Recommendations*, Official Bulletin (Geneva), vol.52, no.2, 1969, pp.181-216.

UN Centre for Human Rights, *Status of the Individual and Contemporary International Law: Promotion, Protection and Restoration of Human Rights at National and International Levels* (New York: UN Publication Division, 1992).

UN Centre for Human Rights, *The International Bill of Human Rights* (Geneva: World Campaign for Human Rights, 1996).

UN, *The Universal Declaration of Human Rights 1948-1998* (New York: UN Dept. of Public Information, 1998).

UN, *United Nations Action in the Field of Human Rights* (New York: UN Publication Division, 1994).

UN, *United Nations and Human Rights* (New York: UN Publication Division, 1984).

UN, *World Conference on Human Rights: The Vienna Declaration and Programme of Action June 1993* (New York: UN, 1995).

UNESCO, *Human Rights: Major International Instruments: Status as at 31 May 1999* (Paris: UNESCO, 1999).

Schachter, Oscar, Mahomed Nawaz and John Fried, *Towards Wider Acceptance of UN Treaties* (New York, UNITAR, 1971).

### Secondary Sources

Alston, P. and G. Quinn, "The Nature and Scope of States Parties' Obligations under the ICESCR" *Human Rights Quarterly*, vol.9, 1987, pp.156-81.

Alston, Phillip, "Alleged Demise of Political Human Rights at the UN: A Reply to Donnelly", *International Organisation*, vol.37, no.3, 1983, pp.537-46.

\_\_\_\_\_, ed., *The United Nations and Human Rights: A Critical Appraisal* (Oxford: Clarendon Press, 1992).

Anand, R.P., *Sovereign Equality of States in International Law* (Dordrecht: Martinus Nijhoff, 1980).

Azzam, Fateh, "Non-Governmental Organisations and the UN World Conference of Human Rights", *International Commission of Jurists*, no.50, 1993, pp.89-100.

Baehr, Peter R., "Human Rights Organisations and the UN: A Tale of the World", *Paradigms*, vol.8, no.2, 1994, pp.92-110.

Bailey, Sydney D., *The UN Security Council and Human Rights* (New York: St. Martin's Press, 1994).

Bakken, T., "International Law and Human Rights for Defendants in Criminal Trials", *Indian Journal of International Law*, vol.25, 1985, pp.411-23.

Banerjee, B.N., *Apartheid: A Crime against Humanity* (1996).

Bantekas, Ilias, "Is Repatriation a Human Right under International Law?", *Indian Journal of International Law*, vol.38, 1998, pp.43-55.

Banton, Michael, *International Action against Racial Discrimination* (Oxford: Clarendon Press, 1996).

Bassiouni, M. Cherif, "Crime against Humanity: The Need for a Specialized Convention", *Columbia Journal of Transnational Law*, vol.41, no.3, 1994, pp.457-94.

Bassiouni, M. Cherif, *Crimes against Humanity* (Dordrecht: Martinus Nijhoff, 1987).

Baxi, Upendra, "The New International Economic Order, Basic Needs and Rights: Notes towards Development of the Right to Development", *Indian Journal of International Law*, vol.23, 1983, pp.225-45.

Bernstein, Michael S., "Holocaust and Human Rights Law: The Fourth International Conference", *Boston College Third World Law Journal*, vol.12, no.1, 1992, pp.1-36.

Best, Geoffrey, ed., *Humanity in Warfare: The Modern History of the International Law of Armed Conflicts* (London: Weidenfels and Nicolson, 1980).

Bhalla, V.K., *International Economy Liberalization Process* (1993).

Blahoz, Josef, "Global Problems of Contemporary Human Rights", *Political Science Review*, vol.23, nos.3-4, 1984, pp.269-84.

Bollen, K.A., "Political Rights and Political Liberties in Nations: An Evaluation in Human Rights Measures - 1950 to 1984", *Human Rights Quarterly*, 1984, vol.18, no.2, 1986, pp.567-91.

Bossuyt, M.J., *Guide to the "Travaux Preparations" of the International Covenant on Civil and Political Rights* (Dordrecht: Martinus Nijhoff, 1987).

Boven, Bernard H., "The Role of the United Nations Secretariat in the Area of Human Rights", *New York University Journal of International Law and Politics*, vol.24, no.1, 1991, pp.69-108.

Boven, Theodor C., "Distinguishing Criteria of Human Rights", in Karel Vasak, ed., *International Dimensions of Human Rights, vol.I* (Paris: UNESCO, 1982), pp.43-53.

Boven, Theodor C., "Survey of the Positive International Law of Human Rights", in Karel Vasak, ed., *The International Dimensions of Human Rights, vol.I* (Paris: UNESCO, 1982), pp.87-110.

Brar, Parminder, "The Practice and Procedures of the Human Rights Committee under the Optional Protocol of the International Covenant on Civil and Political Rights", *Indian Journal of International Law*, vol.25, nos.3 and 4, July-Dec.1985, pp.506-43.

Briggs, H.W., "Implementation of the Proposed International Covenant on Human Rights", *American Journal of International Law*, vol.42, no.2, 1948, pp.389-97.

Brownlie, Ian, *Principles of Public International Law* (Oxford: Clarendon Press, 1990).

Buergenthal, T., ed., *Human Rights, International Law and the Helsinki Accord* (New Jersey: Allanheld Osmon, 1977).

—————, ed., *Human Rights and International Law* (New Delhi: Allied, 1979).

—————, *Human Rights in National and International Law* (Manchester: Manchester University Press, 1968).

Burgers, J.H., and H. Danelius, *The United Nations Convention against Torture* (Dordrecht: Martinus Nijhoff, 1988).

Cardozo, M.H., "When Extradition Fails, Is Abduction a Solution?", *American Journal of International Law*, vol.55, 1960, pp.127 ff.

Carey, J., *U.N. Protection of Civil and Political Rights* (Syracuse: Syracuse University Press, 1970).

Cassase, A., ed., *Human Rights: Thirty Years after the Universal Declaration* (1979).

—————, *Human Rights in Changing World* (Philadelphia: Temple University Press, 1990).

Clarke, Belinda, "The Vienna Convention Reservations Regime and the Discrimination against Women", *American Journal of International Law*, vol.85, no.1, 1991, pp.281-321.

Claude, R.P., and B.H. Weston, *Human Rights in the World Community: Issues and Action* (Philadelphia: University of Pennsylvania, 1989).

Cook, Helena M., "International Human Rights Mechanisms: The Role of the Special Procedure in the Protection of Human Rights and the Way Forward after Vienna", *Review of International Commission of Jurists*, no.50, 1993, pp.31-55.

Cook, R.J., *Human Rights and Women's Health: The Promotion and Protection of Women's Health through International Human Rights Law* (Geneva: WHO, 1994).

Coomaraswamy, Radhika, "Reinventing International Law: Women's Rights as Human Rights in International Community", *Bulletin of Concerned Asian Scholars*, vol.28, no.2, 1996, pp.16-28.

Cossman, Brenda, "Reform, Revolution or Retrenchment? International Human Rights in the Post-Cold War Era", *Harvard International Law Journal*, vol.32, no.2, 1991, pp.339-52.

Cot, Jean-Pierre and Alain Perret, "What They had in Mind: The Preamble to the Charter", *Development*, vol.112, 1986, pp.22-27.

Das, Kalmeshwar, "Some Observations Relating to the International Bill of Human Rights", *Indian Yearbook of International Affairs*, vol.19, 1986, pp.1-52.

Davidson, Scot, *Human Rights* (Buckingham: Open University Press, 1990).

Del Russo, A.L., *International Protection of Human Rights* (Washington: Lerner Law Books, 1971).

Dhokalia, R.P., "Terrorism and International Law: National and International Dimensions", *Indian Journal of International Law*, vol.27, 1987, pp.157-60.

Diller, Janelle M. and David A. Lany, "Child Labour Trade and Investment: Towards the Harmonisation of International Law", *American Journal of International Law*, vol.91, 1997, pp.663-96.

Donneley, Jack, "Human Rights at the United Nations, 1955-85: The Question of Bias", *International Studies Quarterly*, vol.32, 1988, pp.275-303.

—————, *Universal Human Rights in Theory and Practice* (Ithaca: Cornell University Press, 1989).

Dowrick, F.E., ed., *Human Rights: Problems, Perspective and Text* (Great Britain: David Green, 1979).

Drost, P.N., *Human Rights as Legal Rights: The Realization of Human Rights in Positive International Law* (Leiden: Sijthoff, 1951).

Dugard, John and Christine Van den Wyngaert, "Reconciling Extradition with Human Rights", *American Journal of International Law*, vol.92, 1998, pp.187-212.

Dumont, G.H., "UNESCO's Practical Action on Human Rights", *International Social Sciences Journal*, vol.122, 1989, pp.585.

Eide, A., and A. Schou, ed., *International Protection of Human Rights: Proceedings of the Seventh Nobel Symposium* (Sweden: Interscience Publishers, 1968).

Falk, Richard A., *Human Rights and State Sovereignty* (New York: Holmes and Meier, 1982).

Ferguson, C. Claude, "Global Human Rights: Challenges and Prospects", *Denver Journal of International Law and Policy*, vol.8, 1979, pp.367-78.

Flew, Antony, "Could There be Universal Natural Rights?", *Journal of Liberation Studies*, vol.6, nos.3-4, 1982, pp.277-88.

Forrest, Duncan, *Glimpse of Hell: Reports on Torture Worldwide* (London: Wellington House, 1996).

Forsythe, David P., ed., *Human Rights and Development: International Views* (New York: St. Martin's Press, 1989).

—————, *The Internationalization of Human Rights* (Lexington: Lexington Books, 1991).

Gandhi, P.R., "The Human Rights Committee and Article 6 of the International Covenant of Civil and Political Rights", *Indian Journal of International Law*, vol.29, 1989, pp.326-42.

—————, "The Human Rights Committee: Developments in its Jurisprudence, Practice and Procedures", *Indian Journal of International Law*, vol.40, 2000, pp.405-54.

Ganji, M., *International Protection of Human Rights* (Geneva: Droz, 1962).

Goodrich, L.M. and others, *Charter of the United Nations: Commentary and Documents* (New York: Columbia University Press, 1969).

Green, L.C., "Derogation of Human Rights in Emergency Situation", *Canadian Yearbook of International Law*, vol.16, 1978, pp.92-115.

Gromley, W.P., "The Emerging Dimensions of Human Rights: Protection at the International and Regional Levels - The Common Standard of Mankind", *Banaras Law Journal*, vol.17, no.1, 1981, pp.1-41.

Halcombe, Arthur N., *Human Rights in the Modern World* (Washington: New York University Press, 1948).

Hannum, Hurst, *Guide to International Human Rights Practice* (Philadelphia: University of Pennsylvania Press, 1984).

Henkin, Louis, "US Ratification of Human Rights Conventions: The Ghost of Senator Bricker", *American Journal of International Law*, vol.89, 1995, pp.341-50.

—————, *Human Dignity: The Internationalization of Human Rights* (New York: Oceanna, 1979).

—————, *The International Bill of Rights: The Covenant and Civil and Political Rights* (New York: Columbia University Press, 1981).

—————, *The Rights of Man Today* (London: Stevens & Sons, 1978).

Humphrey, John, *No Distance Millenium: The International Law of Human Rights* (Paris: UNESCO, 1989).

Jha, Indra Mohan, "Human Rights and India's Foreign Policy", in A.P.Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.374-92.

Jimenez de Arechaga, J., "The Background to Article 17 of the Universal Declaration", *Journal of the International Commission of Jurists*, vol.8, 1967, pp.34-39.

Jones, G.J., *The United Nations and the Domestic Jurisdiction of States* (Cardiff: University of Wales Press, 1979).

Jones, George, F., "Termination of Declarations under the Optional Clause: Military and Paramilitary Activities in the Case against Nicaragua", *Texas International Law Journal*, vol.20, no.1, 1985, pp.557-81.

Kalshoven, F., "International Concern for Human Rights: Can it be Effective?", *German Yearbook of International Law*, vol.21, 1978.

Kannamma, Raman, *Universality of the Human Rights Discourse: An Overview* (Mumbai: University of Mumbai, 1998).

Karel, Vasak, ed., *The International Dimensions of Human Rights* (Connecticut: Greenwood Press, 1982).

Khan, Rahamatullah, *Implied Powers of the United Nations* (New Delhi: Vikas Publications, 1970).

Kulkarni, M., "Universal Declaration of Human Rights", *Radical Humanist*, vol.65, no.9, December 1991, pp.6-10.

Kumar, Arvind, *Encyclopaedia of Human Rights Violence and Non-Violence, 3 Volumes* (1998).

Lador, Lederer J.J., *International Group Protection Aims and Methods in Human Rights* (Leyden: A.W. Sijthoff, 1968).

Lane, E., "Mass Killings by Governments: Lawful in the World Legal Order?", *New York University Journal of International Law and Policy*, vol.12, 1979, pp.239-80.

Lauterpacht, Hersch, *An International Bill of the Rights of Man* (New York: Columbia University Press, 1945).

—————, *Human Rights and International Law* (New York: Carland, 1973).

—————, *International Law and Human Rights* (Hamden: Archon Books, 1968).

Lerner, N., *The UN Convention on the Elimination of Racial Discrimination* (Dordrecht: Martinus Nijhoff, 1980).

Lillich, Richard, "The Paris Minimum Standards of Human Rights in a State of Emergency", *American Journal of International Law*, vol.79, no.9, 1989, pp.1072-81.

Lippman, Matthew, "Human Rights Revisited: The Protection of Human Rights under the International Covenant on Civil and Political Rights", *California Western International Law Journal*, vol.10, no.3, 1980, pp.450-513.

Loudden, Jeffrey Hadley, "The Domestic Application of International Human Rights Law: Evolving the Species", *Hastings International and Comparative Law Review*, vol.11, no.1, 1987, pp.41-54.

Luard, E., ed., *The International Protection of Human Rights* (London: Thames and Hudson, 1967).

Lysaght, C., "The Scope of Protocol II and its Relation to Common Article 3 of the Geneva Conventions of 1949 and other Human Rights Instruments", *American University Law Review*, vol.33, no.1, 1983, pp.9-27.

Macfarlane, L.J., *The Theory and Practice of Human Rights* (London: Maurice Temple Smith, 1985).

Mani, V.S., "Human Rights and the United Nations: A Survey", *Journal of Indian Law Institute*, vol.40, nos.1-4, 1998, pp.38-66.

—————, "Human Rights in International Relations", in Lalit Man Singh, ed., *Indian Foreign Policy: Agenda for the 21st Century* (New Delhi: Konark Publication, 1997), vol. I, pp.311-30.

—————, "United Nations, Human Rights and International Terrorism", in Lalima Varma, ed., *United Nations in the Changing World* (New Delhi: Radiants, 1997), pp.10-22.

—————, *Basic Principles of Modern International Law* (New Delhi: Lancers Books, 1993).

McCarthy, Thomas E., "The International Protection of Human Rights Ritual and Reality", *International and Comparative Law Quarterly*, vol.25, 1976, pp.2161-91.

McDougal, M.S.and others, "Nationality and Human Rights: The Protection of the Individual in External Arenas", *Yale Law Journal*, vol.83, 1974, pp.900-98.

—————, "The Protection of Aliens from Discrimination and World Public Order: Responsibility of States Conjured with Human Rights", *American Journal of International Law*, vol.70, 1976, pp.432-69.

—————, *Human Rights and Public World Order* (West Haven: Yale University Press, 1980).

Meron, Theodor, "On the Hierarchy of Human Rights", *American Journal of International Law*, vol.80, 1986, pp.1-23.

—————, "The Meaning and Reach of the International Convention on the Elimination of All Forms of Racial Discrimination", *American Journal of International Law*, vol.79, no.2, 1985, pp.283-318.

—————, "Norm-Making and Supervision in International Human Rights: Reflections on Institutional Order", *American Journal of International Law*, vol.76, no.4, 1982, pp.754-78.

—————, “Reform of Law Making in the United Nations: The Human Rights Instance”, *American Journal of International Law*, vol.79, no.3, 1985, pp.664-76.

—————, ed., *Human Rights in International Law: Legal and Policy Issues* (Oxford: Clarendon Press, 1984).

—————, *Human Rights in Internal Strife: Their International Protection* (Cambridge: Grotious Publications, 1987).

—————, *Human Rights Law-Making in the United Nations: A Critique of Instruments and Process* (Oxford: Clarendon Press, 1986).

Milonkovic, Slobodon, “Abolition of the Death Penalty: Deliberations at the United Nations”, *Review of International Affairs*, vol.36, no.862, 1986, pp.15-18.

Mishra, Pramod, ed., *Human Rights: Global Issues* (Delhi: Kalpaz Publications, 2000).

Mose, E., and T. Opsahl, “The Optional Protocol to the International Covenant on Civil and Political Rights”, *Santa Clara Law Review*, vol.21, no.2, 1981, pp.271-331.

Mukherjee, D., “Current State of Human Rights in the World: Problems and Challenges”, *Gandhi Marg*, vol.19, no.1, April-June 1997, pp.45-56.

Mulein, F.D., *The Law of War and the Armed Forces* (ICRC, 1978)

Nair, Rajiv, “International Human Rights: Universality in Cultural Density”, *Indian Journal of International Law*, vol.34, 1994, pp.1-32.

Nanda, Ved. P., “Tragedies in Northern Iraq, Liberia, Yugoslavia and Haiti: Revisiting the Validity of Humanitarian Intervention under International Law and Policy”, *Denver Journal of International Law and Policy*, vol.20, no.2, Winter 1992, pp.305-24.

Nawak, M., “The Effectiveness of International Covenant on Civil and Political Rights: Stocktaking after the First Eleven Sessions of the UN Human Rights Committee”, *Human Rights Law Journal*, vol.1, no.1, 1980, pp.136-70.

Nawaz, M.K., “Does International Law Recognize a Right to Housing”, *Indian Journal of International Law*, vol.36, 1996, pp.80-84.

—————, *Changing Law of Nations* (Calcutta: EL House, 2000).

Newman, Franck C., “Redress for Gulf War Violations of Human Rights”, *Denver Journal of International Law*, vol.20, no.2, 1992, pp.213-22.

Nirmal, B.C., *Rights of Self-determination in International Law: Evolution, UN Law and Practice, New Dimensions* (New Delhi: Deep and Deep Publications, 1999).

Noorani, A.G., “India and the Torture Convention”, *Economic and Political Weekly*, vol.32, no.52, 27 December 1997, pp.3306-7.

\_\_\_\_\_, "India's International Accountability on Human Rights", *Economic and Political Weekly*, vol.26, no.35, 31 August 1991, pp.35-37.

Onuf, N.G., and V. Spike Peterson, "Human Rights from an International Regime Perspective", *Journal of International Affairs*, vol.37, no.2, 1984, pp.329-42.

Orra, Jaime, *Human Rights in State of Emergency in International Law* (London: Clarendon Press, 1995).

Pandey, V.P., *International Perspectives on Human Rights* (New Delhi: Mohit Publications, 1999).

Panjabi, Riyaz, "U.N. Commission on Human Rights", *Journal of Peace Studies*, vol.3, no.15, Mar.-Apr. 1996, pp.3-6.

Pathak, R.S. and R.P.Dhokalia, eds., *International Law in Transition: Essays in Memory of Judge Nagendra Singh* (New Delhi: Lancers Books, 1992).

Prasad, M., "The Role of Organisations in the New United Nations Procedures for Human Rights Complaints", *Denver Journal of International Law and Policy*, vol.5, 1975, pp.441-62.

Rahman, A., "Religious Rights vs Women's Rights in India: A Test Case for International Human Rights Law", *Columbia Journal of International Law*, vol.28, 1990, pp.473-98.

Rahman, Mizanur, "Protection of Human Rights: A National or International Issue?", *Bliss Journal*, vol.10, no.1, 1989, pp.39-51.

Rai, Rahul, *Human Rights: UN Initiatives* (Delhi: Authorspress, 2000).

Rajan, M.S., *United Nations and Domestic Jurisdiction* (Bombay, 1958).

Ramacharan, B.G., "Security Council: Maturing of International Protection of Human Rights", *ICJ Review No.48*, 1992, pp.49-58.

\_\_\_\_\_, ed., *Human Rights: Thirty Years after the Universal Declaration* (The Hague: Martinus Nijhoff, 1982).

\_\_\_\_\_, ed., *International Law and Fact-finding in the Field of Human Rights* (Dordrecht: Martinus Nijhoff, 1982).

\_\_\_\_\_, *Human Rights: Forty Years after the Universal Declaration* (The Hague: Martinus Nijhoff, 1989).

\_\_\_\_\_, *The Concept and Present Status of International Protection of Human Rights* (Dordrecht: Martinus Nijhoff, 1989).

\_\_\_\_\_, *The Right to Life in International Law* (Dordrecht: Martinus Nijhoff, 1985).

\_\_\_\_\_, ed., *Thirty Years After the Universal Declaration* (The Hague: Martinus Nijhoff, 1985).

Rao, P.Sreenivasa, "Trends in International Law", *Indian Journal of International Law*, vol.35, 1995, pp.17-32.

Rao, T.S.Rama, "State Terror as a Response to Terrorism and Vice Versa: National and International Dimensions", *Indian Journal of International Law*, vol.27, Apr.-Sept. 1987, pp.183-93.

Reddy, Hargopal Y.R., "UN Human Rights Covenants and the Indian Supreme Courts: A Realistic Approach", *Supreme Court Journal*, vol.64, 1981, pp.46-56.

Reisman, W.M.and Weston, *Toward World Order and Human Dignity* (New York: The Free Press).

Reisman, W. Michael, "Legal Response to Genocide and other Massive Violations of Human Rights" *Law and Contemporary Problems*, vol.59, 1996, pp.75.

Rentel, Alison Dunes, *International Human Rights: Universalism Versus Relativism* (New Delhi: Sage Publications, 1990).

Robertson, A.H. and J.G. Merills, *Human Rights in the World* (Manchester: Manchester University Press, 1977).

Rontarriaza, Naomi, *Impunity and Human Rights in International Law and Practice* (New York: OUP, 1995).

Rubin, Alfred R., "Are Human Rights Legal?", in Yoram Dinstein and anr., eds., *The Protection of Minorities and Human Rights* (1992), pp. 33ff.

Saini, R.S., "Freedom from Torture and the United Nations", *Indian Journal of International Law*, vol.29, no.2, 1989, pp.24-37.

—————, "Right to Self-determination / Secede, and International Terrorism: What are the UN Norms and Practices", in A.P.Vijapur and Suresh Kumar, eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.353-73.

Saksena, K.P., "International Covenants in Human Rights", *Indian Year Book of International Affairs*, vol.XV-XVI, 1996-97, pp.595-605.

—————, "New World Order and Human Rights", *World Focus*, vol.13, no.3, 1992, pp.3-8.

Sanajaoba, N., "International Dimensions of Human Rights and International Obligations of India", *Journal of Indian Law Institute*, vol.40, nos.1-4, 1998, pp.87-113.

Sanajaoba, N., *Right of Oppressed Nations* (New Delhi: Omsons Publications, 1996).

Saxena, J.N. and others, eds., *United Nations for Better World* (New Delhi: Lancers Books, 1986).

—————, "International Protection of Minorities and Individual Human Rights", *Indian Journal of International Law*, vol.23, 1983, pp.38-55.

Schabas, William A., *Genocide in International Law* (Cambridge: Cambridge University Press, 2000).

Schachter, Oscar, "Obligations of the Parties to Give Effect to the Covenant on Civil and Political Rights", *American Journal of International Law*, vol.73, no.2, 1979, pp.462-65.

Schwelb, Egon, "Human Rights in the World Court", *Vanderbilt Journal of International Law*, vol.24, no.5, 1991, pp.945-70.

Shelton, Dinah, "Judicial Review of State Action by International Courts", *Fordham International Law Journal*, vol.12, no.2, 1989, pp.361-98.

Sieghart, Paul, *The Lawful Rights of Mankind: An Introduction to the International Legal Code of Human Rights* (London: OUP, 1985).

Sinclair, I., *The Vienna Convention on the Law of Treaties* (Manchester: MUP, 1984).

Singh, Gurdip, "Status of Human Rights Conventions in India", *Indian Journal of International Law*, vol.28, 1988, pp. 216-21.

Singhvi, A.M., "State Emergency and the Law of the Nations", *Indian Journal of International Law*, vol.25, 1985, pp.554-75.

Sinha, Manoj K., "International Human Rights Regime and States of Emergency: Need for Reform", *Indian Journal of International Law*, vol.39, 1999, pp.677-88.

—————, "Is Humanitarian Intervention Permissible under International Law?", *Indian Journal of International Law*, vol.40, no.1, 2000, pp.51-61.

Sohn, L., and T. Buergenthal, *International Protection of Human Rights* (Indianapolis: Bobbs Merrill, 1973).

Sohn, L.B., "The Human Rights Law of the Charter", *Texas International Law Journal*, vol.12, no.1, 1977, pp.129-40.

—————, "The New International Law: Protection of the Rights of Individuals Rather Than States", *American University Law Review*, vol.32, no.1, 1982, pp.1-64.

Steiner, Henry J. and Phillip Alsten, *International Human Rights Law in Context: Law, Politics and Morals* (London: Clarendon Press, 1995).

Stone, Julius, *Legal Controls of International Conflict: A Treatise on the Dynamics of Disputes and War Law* (New York: Garland Publications, 1973).

Sunga, Loyal S., *Individual Responsibility in International Law for Serious Human Rights Violations* (1992).

Swan, George S., "Self-determination and the United Nations Charter", *Indian Journal of International Law*, vol.22, 1982, pp.264-77.

Tardu, M., *Human Rights: The International Petition System* (New York: Dobbs Ferry, 1986).

—————, "United Nations Response to Gross Violations of Human Rights: The 1503 Procedures", *Santa Clara Law Review*, vol.20, no.3, 1980, pp.555-99.

Thakur, L.K., *Comparative and International Human Rights* (Delhi: Aarthorspress, 2000).

Tolley, H. Jr., *The UN Commission on Human Rights* (Colorado: Westview Press, 1987).

Trindade, A.A. Cancado, "Co-existence and Co-ordination of Mechanisms of International Protection of Human Rights: At Global and Regional Levels", *Recueil Des Cours (The Hague)*, 1987, pp. 413-21.

Tripathi, T.P., "International Action for Abolition of Torture", *Journal of Bar Council of India*, vol.9, 1982, pp.540-60.

Tyagi, Y.K., "Third World Response to Human Rights", *Indian Journal of International Law*, vol.21, 1981, pp.119-40.

—————, "Human Dignity, National Security and International Responsibility: Search for a Symbiosis", in K.P.Saksena, ed., *Human Rights: Perspective and Challenges* (New Delhi: Lancens Books, 1994), pp.45-78.

—————, "Human Dignity, National Security and International Responsibility", *International Studies*, vol.30, 1993, pp.381-408.

—————, "Co-Operation between the Human Rights Committee and Non-Governmental Organizations: Permissibility and Propositions", *Texas International Law Journal*, vol.18, no.2, 1983, pp.273-90.

Vadkar, Praveen, *International Relations, Democracy and Human Rights* (New Delhi: Rajat Publications, 2000).

Venkataramaiah, E.S., ed., *Human Rights in the Changing World* (New Delhi: International Law Association, 1988).

Verma, R.S., *Human Rights: Burning Issues of the World, Volumes I, II and III* (Delhi: Radiant Publishers, 2000).

Verma, S.K., *An Introduction to Public International Law* (New Delhi: Prentice Hall, 1998).

Verwey, Wild, "The Establishment of a New Economic Order and the Realisation of the Right to Development and Welfare", *Indian Journal of International Law*, vol.21, no.1, 1981, pp.1-78.

Vierdag, E.W., *The Concept of Discrimination in International Law with Special Reference to Human Rights* (The Hague: Martinus Nijhoff, 1973).

Vijapur, A.P., "No Distant Millennium: The UN Human Rights Instruments and the Problem of Domestic Jurisdiction", *Indian Journal of International Law*, vol.35, 1995, pp.51-66.

—————, “Principle of Non-discrimination in International Human Rights Law: The Meaning and Scope of the Concept”, *India Quarterly*, vol.49, 1993, pp.69-84.

—————, “The Universal Declarations of Human Rights: A Cornerstone of Modern Human Rights Regime”, in A.P.Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.3-23.

—————, ed., *Essays on International Human Rights* (New Delhi: South Asian Publishers, 1991).

—————, *The United Nations at Fifty: Studies in Human Rights* (New Delhi: South Asian Publishers, 1996).

Vincent, R.J., *Human Rights and International Relations* (London: CUP, 1986).

Weissbrodt, David, “A New United Nations Mechanism for Encouraging the Ratification of Human Rights Treaties”, *American Journal of International Law*, vol.76, 1982, pp.418-29.

Weissbrodt, D., “Strategies for the Selection and Pursuit of International Human Rights Objectives”, *Yale Journal of World Public Order*, vol.8, 1981, pp.62-86.

Westings, Arthur H., *Global Resources and International Conflict* (1986).

Zoglin, K., “UN Action against Slavery”, *Human Rights Quarterly*, vol.8, no.2, 1986, pp.306-39.

Zoller, Elisabeth, “The Corporate Will of the United Nations and the Rights of the Minority”, *American Journal of International Law*, vol.81, 1987, pp.610-34.

Zuidwick, T.J.M., *Petitioning the United Nations: A Study in Human Rights* (New York: St. Martin's Press, 1982).

—————, “The Right to Petition the United Nations because of Alleged Violations of Human Rights”, *Canadian Bar Review*, vol.59, 1981, pp.103-23.

## 22. Human Rights and Duties Advocacy

### Primary Sources

National Council for Teacher Education, *Human Rights and National Values: Self-Learning Module, volumes I-III* (New Delhi, 1996).

UN Centre for Human Rights, *Communication Procedures* (Geneva: World Campaign for Human Rights, 1992).

UN Centre for Human Rights, *Human Rights Training: A Manual on Human Rights Training Methodology* (New York: UN, 2000).

UN Centre for Human Rights, *Manual on Human Rights Reporting* (New York: World Campaign for Human Rights, 1991).

UN Centre for Human Rights, *World Public Information Campaign for Human Rights* (Geneva: World Campaign for Human Rights, 1993).

UN, *Teaching Human Rights: Practical Activities for Primary and Secondary Schools* (New York: UN Publication Division, 1989).

UNESCO, *Human Rights and Human Rights Education in the Process of Transition to Democracy* (Prague: European Information Centre for Charles University, 1993).

UNESCO, *Human Rights Teaching: International Congress on Education of Human Rights and Democracy* (Montreal: UNESCO, 1993).

UNESCO, *Manual for Human Rights Education: Primary and Secondary Levels* (Paris: UNESCO, 1997).

UNESCO, *Some Suggestions on Teachings about Human Rights* (Paris: UNESCO, 1978).

UNESCO, *The Teaching of Human Rights: Proceedings of the International Congress on the Teaching of Human Rights, Vienna, 12-16 September 1978* (Paris: UNESCO, 1980).

UNESCO, *World Directory of Human Rights Research and Training Institutions* (Paris: UNESCO, 1995).

### Secondary Sources

Akermark, Sia S., *Human Rights Education: Achievements and Challenges* (Finland: UNESCO, 1998).

\_\_\_\_\_, "Human Rights Education: The Way Ahead", in Sia S. Akermark, ed., *Human Rights Education: Achievements and Challenges* (Finland: UNESCO, 1998), pp.3-10.

Baxi, Upendra, "Teaching and Research in Human Rights: A Re-exploration", *Indian Journal of International Law*, vol.22, 1982, pp.353-60.

Bhagwati, P.N., *Legal Aid as Human Rights* (Dharwad: Jagrut Bharut, 1985).

Burman, B.K. Roy, "Homogenization, Pluralism and Universalism in Human Rights Education", in A.P. Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.295-310.

Chandrasekhar, Prabha, "Need of the Child for Good Magazines," in K.P.Saksena, ed., *Human Rights in Asia: Problems and Perspectives* (New Delhi: HURITER, 1984), pp.110-120.

Chatrath K.J.S., ed., *Education for Human Rights and Democracy* (Shimla: Indian Institute of Advanced Studies, 1998).

Chowdhary, Rekha, "The Changing Discourse on Human Rights", in B.P.Singh Sehgal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1995), pp.91-97.

Danish Centre for Human Rights, *The Role of Voluntary Organisations in Emerging Democracies* (Copenhagen, 1993).

Darbari, Meena, "Relationship of Human Rights NGOs towards Governmental Authorities: Role in Public Health", in K.P.Saksena, ed., *Human Rights: Perspective and Challenges* (New Delhi: Lancers Books, 1994), pp.163-170.

Devi, B.R. Shyamala, "Human Rights Teaching through Co-curricular and Extra-curricular Programmes", in K.P.Saksena, ed., *The Teaching about Human Rights* (New Delhi: HURITER, 1985), pp.43-55.

Eide, Asbjorn, "Multicultural Education and Group Accommodation in the Light of Minority Rights", in Sia S. Akermark, ed., *Human Rights Education: Achievements and Challenges* (Finland: UNESCO, 1998), pp.53-66.

Gathia, Joseph, "Right to Education", in K.P.Saksena, ed., *Human Rights: Fifty Years of Indians Independence* (New Delhi: Gyan Publishing House, 1999), pp.59-72.

Haksar, Nandita, "Human Rights in Legal Education", *Journal of Indian Law Institute*, vol.40, nos.1-4, 1998, pp.317-24.

Hannum, H., ed., *Guide to International Human Rights Practice* (Philadelphia, 1992).

Human Rights Research and Education Centre, *Bibliography on Human Rights* (Ottawa, 1985).

Iyer, V. Krishna, *Freedom of Information* (Lucknow: Eastern Book Co., 1987).

Jaswal, P.S. and N. Jaswal, "Right to Education and Human Rights" in B.P.Singh Sehgal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1995), pp.120-29.

Jauhar, D.N., "Human Rights Education: Educating Clinical Education", *Journal of Indian Law Institute*, vol.40, nos.1-4, 1998, pp.325-27.

Khan, A., "Educational Backwardness of Muslims: The Human Rights Perspectives", in A.P.Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.209-32.

Kishore Singh, "UNESCO and Human Rights Education", in Sia S. Akermark, ed., *Human Rights Education: Achievements and Challenges* (Finland: UNESCO, 1998), pp.73-82.

Kwast, H., "The European Union and Human Rights Education", in Sia S. Akermark, ed., *Human Rights Education: Achievements and Challenges* (Finland: UNESCO, 1998), pp.99-104.

Mani, V.S., "Human Rights Teaching in Indian Universities: An Overview", in Canadian Human Rights Foundation, Canadian Human Rights Commission and National Human Rights Commission of India, *Seminar on Human Rights Education and National Institution, New Delhi* (Montreal, 1996), pp.81-92.

Meron, Theodor, "Teaching Human Rights: An Overview", in Theodor Meron, ed., *Human Rights in International Law: Legal and Policy Issues* (Oxford: Clarendon Press, 1984), pp.1-24.

Mohanti, Jagan Nath, *Human Rights Education* (New Delhi: Deep and Deep, 2000).

Mukherjee, Sipra G., "Promotion of Human Rights and Science Education", in K.P.Saksena, ed., *The Teaching about Human Rights* (New Delhi: HURITER, 1985), pp.55-60.

Nicholson, Maggie, "The Council of Europe and Human Rights Education", in Sia S. Akermark, ed., *Human Rights Education: Achievements and Challenges* (Finland: UNESC, 1998), pp.83-94.

Pal, R.M., ed., *Human Rights Education* (New Delhi: PUDR, 1995).

Pal, G.C., "Human Rights Education: Polices, Priorities and Prospects", in A.P.Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.311-31.

Pant, Pushpesh, "Teaching of Social Sciences and Human Rights", in K.P.Saksena, ed., *The Teaching about Human Rights* (New Delhi: HURITER, 1985), p.70-75.

Patnaik, Raghunath, "Dowry as a Social Evil: An Education for Rendering Legal Aid", *Journal of Indian Law Institute*, vol.31, no.4, Oct.-Dec. 1989, pp.570-76.

Pritchard, K, " Political Science and the Teaching of Human Rights", *Human Rights Quarterly*, vol.1, no.3, 1989, pp.459-75.

Sahni, Satpal, "Media and Human Rights", in B.P.Singh Sehgal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1995), pp.204-207.

Saksena, K.P., "Teaching about Human Rights", in K.P.Saksena, ed., *Teaching of Human Rights* (New Delhi: HURITER, 1985), pp.34-43.

—————, "Teaching Human Rights: Role of Industries in Higher Education", in A.P.Vijapur and Kumar Suresh, eds., *Perspectives on Human Rights* (New Delhi: Manak Publications, 1999), pp.281-94.

—————, "Role of Institutions of Higher Education", in K.P.Saksena, ed., *Human Rights: Fifty Years of Indians Independence* (New Delhi: Gyan Publishing House, 1999), pp.155-68.

—————, *Teaching Human Rights: A Manual for Adult Education* (New Delhi: Lancers Books, 1996).

—————, ed., *The Teaching of Human Rights* (New Delhi: HURITER, 1985).

Sangma, Christa, "Amnesty International's Human Rights Promotional and Educational Work," in Sia S. Akermark, ed., *Human Rights Education: Achievements and Challenges* (Finland: UNESCO, 1998), pp.115-21.

Sharma, Rita, *An Introduction to Advocacy: Training Guide* (Washington, D.C.).

Subramanian, S., *Human Rights Training, Volumes I and II* (Allahabad: Vohra Publishing, 1989).

Symonides, Janusz, "The State Duty to Promote Human Rights Education", in Sia S. Akermark, ed., *Human Rights Education: Achievements and Challenges* (Finland: UNESCO, 1998), pp.11-30.

Verma, V., "Education in India a Fundamental Right: Myth or Reality", in B.P. Singh Sehgal, ed., *Human Rights in India: Problems and Perspectives* (New Delhi: Deep and Deep, 1995), pp.113-20.

Wani, Afzal M., "Education as Human Rights: Policy and Action in India", *Journal of Indian Law Institute*, vol.40, nos.1-4, 1998, pp.243-62.

## 23. General

### Primary Sources

UN Centre for Human Rights, *United Nations Reference Guide in the Field of Human Rights* (New York: UN Publication Division, 1993).

UN, *Human Rights Bibliography: UN Documents and Publications 1980-1990, volumes I-V* (New York: UN Publication Division, 1993).

UN, *Human Rights: Questions and Answers* (New York: UN Publication Division, 1987).

UNESCO, *Access to Human Rights Documentation: Documentation, Bibliographies and Data Base on Human Rights* (Paris: UNESCO, 1997).

Websites of UN High Commissioner for Human Rights, UN High Commissioner for Refugees, International Committee of the Red Cross, Council of Europe (Europa).

### Secondary Sources

Human Rights Research and Education Centre, *Bibliography on Human Rights* (Ottawa: HRREC, 1985).

Langley, Winstone E., *Encyclopedia of Human Rights Issues since 1945* (London: Fitzroy Dearborn Publishers, 1999).

Lawson, Edward, *Encyclopedia of Human Rights* (Washington: Taylor and Francis, 1996).

### Some Journals/Periodicals/Reports:

ICRC, *International Review of the Red Cross*.

ILO, *International Labour Review*.

NHRC, *Annual Reports since 1993*.

Society for Disability and Rehabilitation Studies, New Delhi, *International Journal of Disability Studies*.

The Electronic Resource Centre for Human Rights Education, *On-line Human Rights Education Library Index: <http://erc.hrea.org/Library>*

UNESCO, *Yearbook on Human Rights, International Social Science Journal*.

UNICEF, *The State of the World's Children (Annual Report)*.

WHO, *Comparative Health Legislation Series*.