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Human Rights Violations Against Persons with Disabilities even in the Midst of Pandemic: A Critical Legal Analysis

Dr. [Name]

Abstract

The COVID-19 pandemic has exposed the vulnerabilities of persons with disabilities (PWDs) and highlighted the extent of human rights violations against them. This paper provides a critical legal analysis of these violations, drawing on international human rights law, including the United Nations Convention on the Rights of Persons with Disabilities (CRPD) and the International Covenant on Civil and Political Rights (ICCPR). It examines the impact of the pandemic on the rights to life, health, and non-discrimination, and discusses the role of the state in protecting these rights. The paper also identifies the challenges faced by PWDs in accessing essential services and proposes measures to address these challenges. The analysis shows that the pandemic has exacerbated the existing inequalities and discrimination against PWDs, and that the state has a duty to take effective measures to protect their rights. The paper concludes that the pandemic has provided an opportunity to reassess the legal and policy framework for the protection of the rights of PWDs, and that the state should take prompt action to address the violations and ensure the full and equal participation of PWDs in society.

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BIODIVERSITY CONSERVATION - NEED FOR EFFECTIVE STATUTORY PROTECTION IN INDIA

Soul Arshana K.

Abstract

Biodiversity is a combination of a wide diversity of plants and animal species and ecosystems including forest ecosystems. It gives valuable support to the livelihood of its people. The biodiversity of the country generates economic benefits to the public and plays significant role in retaining ecological stability. Hence, the use and utilization of the biological resources are regulated by policies and legislations through regulatory instruments. However, many of the legislative enactments failed to control the rapid rate of loss of biodiversity of the country. As the depletion of biodiversity has direct and indirect consequences on the mankind, there is an urgent need for proper actions to protect the nature. In this background, this paper aims to analyse the effectiveness of the legislations in conserving the biodiversity of the country. It also identifies the lacunas in the existing laws and ways for saving the Indian biodiversity and to prevent further loss with legislative measures.

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Judicial Response Towards the Protection of Women Human Rights

Introduction

1. The Constitution of India is a landmark document that has shaped the nation's legal and political landscape. It guarantees fundamental rights to all citizens, including women. The judiciary has played a pivotal role in interpreting and enforcing these rights, ensuring that women's human rights are protected and upheld.

1.1 Women's Rights

The Constitution of India guarantees several fundamental rights to women, including the right to equality, the right to life and liberty, and the right to dignity. These rights are enshrined in Articles 14, 15, 16, 19, 21, and 22. The judiciary has consistently upheld these rights, ensuring that women are treated with equality and respect. For example, in the landmark case of *Shreya Singhal v. Union of India*, the Supreme Court struck down a law that restricted free speech, thereby protecting the rights of women to express their views.

The fundamental rights of women are not only constitutional but also international. India is a signatory to various international treaties and conventions, such as the Convention on the Elimination of All Forms of Discrimination Against Women (CEDAW). The judiciary has used these international instruments to interpret and enforce the rights of women under the Indian Constitution.

As per the Constitution, women have certain special provisions for a great responsibility to protect the human rights of their citizens. Through judicial intervention that has in the Indian context, progressively expanded the human rights content of the law and the Supreme Court, in the recent past, has been very vigilant against violations of the human rights of the citizens. But, as every case will present and discuss the real rights that are fundamental to their being a human being. With this case, the author attempts to analyze the judicial response to establishing the women's rights in the Indian context as per the Constitution.

1.2 Women's Rights

1.2.1 Women's Rights in the Indian Context

1.2.1.1 Women's Rights in the Indian Context

1.2.1.2 Women's Rights in the Indian Context

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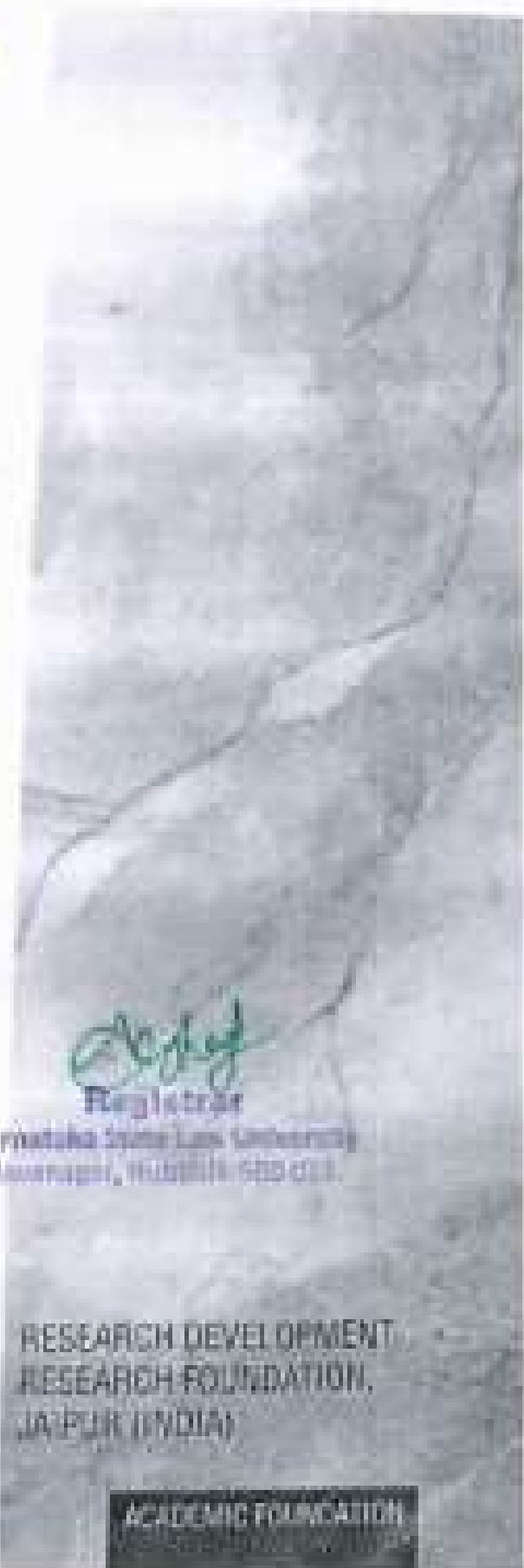
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Judicial Review & Parliamentary Privilege: The UK and Ireland

Introduction

Parliamentary privilege is a special immunity that allows members of parliament to speak and vote without fear of legal action. It is a fundamental principle of democracy.

UK

All the people are born free and equal in dignity and rights. This guiding principle of the Universal Declaration of Human Rights, 1948, is enshrined in the basic principles of human rights. Freedom of expression, being the basic right, also forms a part of it. It is the individual's right to express his views and opinions and to participate in the political, social and cultural activities. Therefore, human rights also include the right to free speech, but does not include the right to free will.

The fundamental right of freedom of expression is a basic principle of democracy and is essential for the functioning of a free society. It is a part of the basic principles of human rights. It does not mean that the government has no right to regulate the expression of ideas. It is a part of the basic principles of human rights. It is a part of the basic principles of human rights. It is a part of the basic principles of human rights.

In the UK, the Constitutional Commission, which is a part of the government, has a great responsibility to protect the human rights of the citizens. It is a part of the basic principles of human rights. It is a part of the basic principles of human rights. It is a part of the basic principles of human rights.

Ireland

In Ireland, the Constitution provides for the protection of the human rights of the citizens.

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CONCLUSION

The principle of judicial review is a fundamental principle of democracy. It is a part of the basic principles of human rights. It is a part of the basic principles of human rights. It is a part of the basic principles of human rights.

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Study of Unintended Research Approaches to Social-Legal Research

WILLIAM H. HARRIS

Introduction

Research planning in the social sciences and law has become legal research. Legal research is conducted in a variety of ways, some of which are described in this report. The report is based on a study of the research approaches of a group of legal scholars and is intended to provide a general overview of the research approaches of legal scholars and to provide a general overview of the research approaches of legal scholars.

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AGRICULTURE

Agriculture plays a vital role in India's economy. It provides food and clothing, raw materials for various industries and contributes to the country's foreign exchange earnings. The importance of agriculture to national prosperity is highlighted in the following passage. The importance of agriculture to the country's economy is highlighted in the following passage. The importance of agriculture to the country's economy is highlighted in the following passage. The importance of agriculture to the country's economy is highlighted in the following passage.


THE FOUNDATION OF THE COUNTRY'S ECONOMY


Agriculture is the backbone of our country. It provides food and clothing, raw materials for various industries and contributes to the country's foreign exchange earnings. The importance of agriculture to national prosperity is highlighted in the following passage. The importance of agriculture to the country's economy is highlighted in the following passage. The importance of agriculture to the country's economy is highlighted in the following passage.

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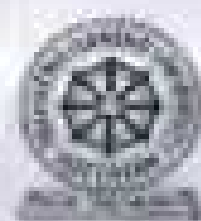

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ASSESSING CONTRIBUTION OF INDIAN JUDICIARY FOR THE REFORMATION OF MUSLIM PERSONAL LAW IN INDIA

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ABSTRACT

India is a secular country, yet Muslim personal law is one of the exceptions to this. The author examines the conditions under which a secular country employs a personal law which is not in line with the constitutional provisions. A paper is written to find the position and impact of the statute. However, the constitutional provisions may be violated and the provisions may be applied to Muslims. The paper also finds that the state and the legislature have not fulfilled their duty to give a comprehensive code of the personal law applicable to all. It is suggested that the state and the legislature should give a comprehensive code of the personal law applicable to all. The author also suggests that the state and the legislature should give a comprehensive code of the personal law applicable to all. The author also suggests that the state and the legislature should give a comprehensive code of the personal law applicable to all.

Keywords:

Islamic Law, Muslim Law, Personal Law, Gender Justice

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INTRODUCTION

Agriculture plays a vital role in India's economy. The farm sector is a major source of the nation's food and nutrition. The country's economy depends on a wide range of agricultural products. It is fundamental to national prosperity. The vast households depend on agriculture as their principal means of livelihood. The importance of agriculture in the economic development of any nation, not in least, is based not on the fact that it is the primary sector of the economy which provides the basic ingredients necessary for the existence of material and also provides most of the raw materials which when transformed into finished products, constitute the bulk of the nation's exports.

1. BRIEF HISTORY OF AGRICULTURE IN INDIA

Agriculture is the backbone of our country. It exercises a stabilizing effect on the political life of a nation. People engaged in agriculture are simple, honest, peace loving, neighbourhood, patriotic and uncorrupt. Around ten to twelve thousand years ago, man began to domesticate animals for food. Before this, people relied on hunting and gathering to obtain food supplies. The beginning of agriculture did not just occur in one place but appeared almost simultaneously around the world, usually through trial and error methods with different plants and animals or by long term experimentation. Not much difference is there between the first agricultural revolution that took place thousands of years ago and the seventeenth century agriculture system and it can be said that they are part of the same.

A second agricultural revolution took place in the seventeenth century. It focused on efficiency of production as well as distribution which allowed more people to grow. A third, the industrial revolution got under way. In the eighteenth century, the European nations began the process of new products and mineral products for the industrial age.

Now, many of the countries which were once colonies of Europe, especially those in Central America, are still heavily involved in the same type of agricultural production as they were hundreds of years ago. Farming in the twentieth century has become highly technological in more developed nations with geographical technologies like Geographic Information System (GIS),¹ The Global Positioning System (GPS),² and Remote Sensing (RS)³ while less developed nations continued with the practices which are similar to those developed after the first agricultural revolution, thousands of years ago.

¹ GIS is a computer-based system of geographical information which allows a system developer to capture, store, process, analyze, manage, and present all types of spatial or geographical data.
² The Global Positioning System (GPS) is a "constellation" of 24 satellites orbiting the earth that provide location, velocity, and time information to a wide range of users.
³ Remote Sensing (RS) is the process of gathering information about the Earth's surface without being in direct contact with the object being observed.

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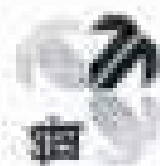
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ಪ್ರಕಾಶಕರು
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Suresh K. H. T. purni
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Need for Multi-Disciplinary Research Approach in Socio-Legal Research

Need of the hour?

Introduction

Research in law is a complex task, requiring a multidisciplinary approach. The traditional legal research approach, which is primarily based on doctrinal research, is no longer sufficient to address the complex socio-legal issues of the 21st century. The need for a multi-disciplinary research approach is therefore, particularly acute in the context of socio-legal research.

One of the main reasons for the need for a multi-disciplinary research approach is the increasing complexity of socio-legal issues. The traditional legal research approach, which is primarily based on doctrinal research, is no longer sufficient to address the complex socio-legal issues of the 21st century. The need for a multi-disciplinary research approach is therefore, particularly acute in the context of socio-legal research.

The multi-disciplinary research approach involves the integration of knowledge from different disciplines, such as sociology, anthropology, psychology, and economics, to address socio-legal issues. This approach is particularly useful in the context of socio-legal research, as it allows researchers to understand the complex socio-legal issues from a holistic perspective.

Strained Resources in Legal Research

Legal research is a resource-intensive activity, requiring significant financial and human resources. The traditional legal research approach, which is primarily based on doctrinal research, is no longer sufficient to address the complex socio-legal issues of the 21st century. The need for a multi-disciplinary research approach is therefore, particularly acute in the context of socio-legal research.

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1. The author is a Senior Lecturer in Law at the Faculty of Law, University of Delhi, New Delhi. He is also a member of the Bar Council of India. He has published several articles on socio-legal issues in various law journals and books. He is also a frequent speaker at seminars and conferences on socio-legal issues.

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Dr. S. Sankar Naray

* Sri Sankar Naray Law University
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HUMAN TRAFFICKING VICTIMS PERSPECTIVE

11/1/2023

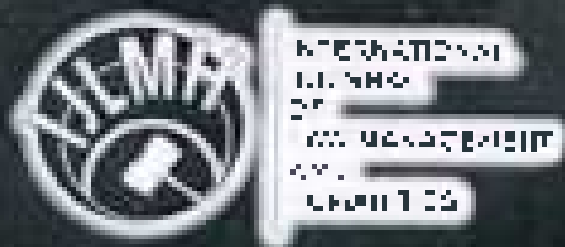
ABSTRACT

Human trafficking is a global issue that affects millions of people every year. It is a form of modern-day slavery that involves the recruitment, transport, and exploitation of individuals for the purpose of forced labor or commercial sex. The victims of human trafficking are often vulnerable populations, such as children, women, and immigrants, who are lured into trafficking through promises of employment or education. The victims are then subjected to various forms of abuse, including physical, psychological, and sexual. The victims are often kept in a state of fear and isolation, and are unable to seek help or escape their situation. The victims of human trafficking are often exploited in a variety of ways, including in the sex industry, agriculture, construction, and domestic work. The victims are often subjected to long hours of work, low wages, and harsh conditions. The victims are often kept in a state of fear and isolation, and are unable to seek help or escape their situation. The victims of human trafficking are often exploited in a variety of ways, including in the sex industry, agriculture, construction, and domestic work. The victims are often subjected to long hours of work, low wages, and harsh conditions. The victims are often kept in a state of fear and isolation, and are unable to seek help or escape their situation.

Keywords: Human Trafficking, Victims, Perspective, Exploitation, Abuse, Modern-day Slavery.

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Human Rights Violations Against Persons with Disabilities even in the Middle of Pandemic: A Critical Legal Analysis

Dr. [Name]

ABSTRACT

The COVID-19 pandemic has brought attention to the rights of persons with disabilities. This paper examines the impact of the pandemic on the rights of persons with disabilities, particularly in the context of the Indian legal system. It discusses the challenges faced by persons with disabilities during the pandemic, such as limited access to healthcare, social isolation, and economic hardship. The paper also analyzes the legal framework governing the rights of persons with disabilities in India, including the Rights of Persons with Disabilities Act, 2016. It highlights the need for a comprehensive legal and policy framework to protect the rights of persons with disabilities during and after the pandemic. The paper concludes by suggesting measures to address the rights of persons with disabilities, such as ensuring equal access to healthcare, social support, and economic opportunities.

Keywords: Human Rights, Disabilities, Pandemic, Legal Analysis, Rights of Persons with Disabilities Act, 2016.

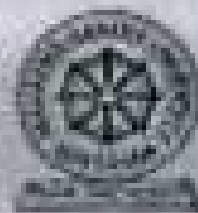


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Compensation to Victim of Crime: Historical Perspective

Dr. Rangaraj R.*

Introduction

The well-known Latin legal maxim, *non dicitur ultra per ultra* means certain extent, cultures, moral, legal and philosophical ideology of human society dictates that the culpability of one man might not be absolved by the act of another.¹ Though this principle is analysed by the articles in this journal with civil wrongs, it is equally applicable to crimes. It is a long cherished ideal of the offender against the dignity of the society and to support the comfortableness of the victims. The developments reported with passage of time in criminal law is compared across all the civilized nations. Generally, this age-old phenomenon of retributive justice functions since earlier period. *Per talia et contraria* is

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1 JOHN HENRI DE VRIES (1817-1883) PRINCIPLES AND MAXIMS OF JURISPRUDENCE, 1965M

2 THE HISTORY OF THE COMMON LAW, THE COMMONS OF GREAT BRITAIN, PARLIAMENTARY PAPERS, 1832, 1833, 1834

3 WILSON, THE HISTORY OF THE HISTORY OF CRIME IN ENGLAND WITH AN ACCOUNT OF THE HISTORY OF CRIMINAL LAW IN ENGLAND, 1859

DOMESTIC VIOLENCE AGAINST WOMEN IN INDIA: A REVIEW

Dr. Himanshu K. Mishra,

Assistant Professor

Kanpur Law College, Kanpur, India

November 14, 2022

Abstract

The article reviews the current scenario of domestic violence against women in India. It discusses the various forms of domestic violence and their impact on the victims. It also discusses the legal framework for domestic violence in India and the challenges faced by the victims. The article concludes that domestic violence is a serious problem in India and needs to be addressed through a combination of legal and social measures.

Keywords: Domestic violence, Women, India, Legal framework, Challenges



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Social Justice And Welfare Of The Informal Sector Workers Under The Indian Constitution

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ABSTRACT

Justice means fair treatment, equal rights and access to the legal system. The concept of social justice is an indispensable element for a welfare state. Constitution of India has adopted this concept in the Preamble to the Constitution in the form of Ideology and Philosophy like Socialist, Social and Economic Justice, 'Kosam' etc. and is reflected in the various provisions of the Constitution. This paper aims to analyse the concept of Social Justice and identify the Social Justice related provisions as enumerated in the Indian Constitution which are necessary according to the informed and un-informed citizens. Keywords: Justice, Social Justice, Constitution of India and Labour Law.

Introduction:

The Constitution of India provides that the special legal provisions shall be made for the welfare and poverty relief of the government or State and also deal with the same regarding the question of their status. It refers to the welfare of the people of India and the state which are directly or indirectly affected by the state. It also provides that the state shall endeavour to protect and constitute the Fundamental rights of economic nature. The preamble of the Constitution of India stresses social, economic and political justice. The Fundamental rights in Part III of the Constitution cover civil liberties, the economic rights and the Directive Principles of State Policy in Part IV of the Constitution for the welfare of the people, which the state must strive to secure. Hence this paper will offer a report on the concept of social justice as reflected in the Constitution of India and identify the related Indian Constitutional provisions which are important for the welfare of the people. The aim of the paper is to identify the provisions of the Constitution of India which are necessary for the welfare of the people.


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Reforming the UN System by Strengthening Economic and Social Council: An Analysis

Dr. Jan Prasad Singh

Abstract

While the Security Council exists primarily for settling conflicts, the Economic and Social Council exists primarily to eliminate the causes of the conflict.

- Dag Hammarskjöld

There is no doubt that since the establishment of the Economic and Social Council in 1945, the Council has been playing a significant role in the United Nations system. It has been established as one of the principal organs of the United Nations. Economic and Social Council (ECOSOC) plays an important role in providing a platform for international cooperation and development. The year 2015 marked the 70th anniversary of the ECOSOC that poses some serious questions to be resolved by the international community. The past and present work done by the ECOSOC has justified the expectation of the members of the UN system. On account of the general recognition of the need for a more scientific and social development and peace, therefore the attention given to the role of the Security Council and General Assembly. The attention the structural weaknesses of the United Nations in the area of international economic and financial policy are based on a structural plan in the UN Charter itself. All these questions are directing towards reforms in the UN System which is again reflecting the need to reform the UN system by strengthening its principal organs. An attempt is

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RIGHT TO LIFE OF INTER STATE MIGRANT WORKERS AMIDST COVID 19: A CRITICAL ANALYSIS.

Dr. Anshu Singh

ABSTRACT

The paper discusses the impact of COVID-19 pandemic during lockdown period on India's inter-state migrant workers. Normally, the inter-state migrant workers go to other state from their original state in search of work in the hope of leading dignified life. But due to lack of availability of desired work, and other factors they suffer a lot. It is important to make critical analysis of the right to life of the inter-state migrant workers during COVID-19 pandemic in India. Even though we have been at national and international level to protect the rights of inter-state migrant workers, we have observed that the rights of these workers have been seriously affected during this lockdown period. So there is a need to increase of enforcing the existing legal rights of inter-state migrant workers. As the efforts for returning India have are reaching their last stage, workers have also turned their hands to protest against such efforts. There is a need to secure the rights of such migrant workers by treating the requirements of their as regulatory measures. It is important to note that the problems of the migrant workers were already arisen in India, but during COVID-19 pandemic has given an excellent opportunity to public to highlight the issues relating to the inter-state migrant workers. It is also pointed by a number of experts that COVID-19 pandemic concerning migrant workers. The government has been responded to this crisis along with other regions of the state. The paper attempts to critically analyze the role of central government and the state in protecting the right to life of such inter-

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VIRTUAL JUDICIARY AS A PRINCIPLE OF JUDICIAL CREATIVITY

Dr. D. Toyin Oshin & Dr. Oluwole Oshin

ABSTRACT

This article ...

Key Words: Virtual Judiciary, Creativity, Judicial Innovation

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THE ROLE OF WHO UNDER THE ARCHS OF UNITED NATIONS IN COMBATING THE CORONA PANDEMIC: AN ANALYSIS

Dr. Farid Farid

ABSTRACT

Coronavirus (COVID-19) pandemic has become a global health crisis. This paper analyzes the role of WHO under the archs of United Nations in combating the Corona pandemic.

WHO Role in Corona

The World Health Organization (WHO) is the international agency for public health, and it is the only one of its kind. It is a specialized agency of the United Nations, and it is the only one that has a global reach. WHO's role in combating the Corona pandemic has been significant. It has provided technical assistance to countries, coordinated the global response, and provided leadership in the development of the International Health Regulations (IHR). WHO has also been instrumental in the development of the COVID-19 vaccine. The WHO's role in combating the Corona pandemic has been a testament to its commitment to global health. It has shown that WHO is not just a technical agency, but a global leader in public health. WHO's role in combating the Corona pandemic has been a success story for the United Nations. It has shown that WHO is not just a technical agency, but a global leader in public health. WHO's role in combating the Corona pandemic has been a success story for the United Nations. It has shown that WHO is not just a technical agency, but a global leader in public health.

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AN ANALYSIS OF IMPACT OF LOCKDOWN ON THE ENVIRONMENT

Dr. Sunil Kulkarni

ABSTRACT

The outbreak of COVID-19 has disrupted the whole world. It is a new disease and we do not know much about its nature. It is spreading the speed of the disease and save the lives of the people. One amongst such measures is nationwide lockdown. As this pandemic is spreading fast, to prevent its spread the countries have announced nationwide lockdown. This measure on itself has caused greater harm than good. There is a loss of jobs, loss of income, loss of the ability to the people, loss of life and property. On the other hand, it has reduced the pollution of air, water, soil and transportation services and other commercial activities have been shut down. Many of these sectors were using fossil fuel as energy sources, which was the major source of greenhouse pollution. It was the greater reduction of greenhouse gases and that was responsible for climate change.

It is a win-win situation for the environment. The quality of air getting better, the quality of the water is improving gradually, etc. Several such aspects have been enhanced worldwide in terms of lockdown. Thus, the lockdown is showing a positive impact on the quality of environment. When we look from the depth, the lockdown has positive impact on the environment. However, spread of COVID-19 by the generation of virus is likely to be a long-term and hence, we need to be prepared for the future.

Dr. Sunil Kulkarni is a professor of Environmental Science at the University of Mumbai.


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Abstract

The abstract section contains a brief summary of the research paper. It typically includes the purpose of the study, the methodology used, the key findings, and the conclusions drawn. This section is crucial for readers to quickly understand the scope and results of the research. The abstract should be concise and to the point, providing a clear overview of the paper's content. It is often the first part of the paper that is read and is therefore an important element of the research communication process.

The main body of the paper contains the detailed research findings and analysis. This section is where the authors present their data, discuss the results, and provide a critical analysis of the findings. It is the core of the research paper and is where the authors demonstrate their expertise and the value of their work. The main body should be well-organized and easy to read, with clear headings and sub-headings to guide the reader through the paper. It should also include references to other relevant research in the field.

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IMPACT OF THE GROWTH OF SCIENCE AND TECHNOLOGY ON THE REPRODUCTIVE RIGHTS OF WOMEN - A LEGAL ANALYSIS

Dr. Manjunath

Advocate

With the advent of science and technology, women have been able to control their reproductive rights. Science and technology have provided women with a wide range of options to control their reproductive rights. The growth of science and technology has led to the development of various reproductive technologies such as artificial insemination, in vitro fertilization, and surrogacy. These technologies have enabled women to have children even if they are unable to conceive naturally. The growth of science and technology has also led to the development of various contraceptive methods such as the pill, the IUD, and the condom. These methods have enabled women to control their reproductive rights by preventing pregnancy. The growth of science and technology has also led to the development of various reproductive health services such as prenatal testing and genetic counseling. These services have enabled women to make informed decisions about their reproductive health. The growth of science and technology has also led to the development of various reproductive health products such as the pill, the IUD, and the condom. These products have enabled women to control their reproductive rights by preventing pregnancy. The growth of science and technology has also led to the development of various reproductive health services such as prenatal testing and genetic counseling. These services have enabled women to make informed decisions about their reproductive health.

Keywords: Reproductive rights, science and technology, reproductive health, reproductive rights of women, reproductive health services.

- I. Introduction
- II. Development of reproductive health services
- III. Legal regulation in the reproductive health
- IV. Attempts to protect the reproductive rights of women
- V. Impact of science and technology on the reproductive rights of women
- VI. Challenges and issues on the reproductive rights of women
- VII. Conclusion

Dr. Manjunath

REPRODUCTIVE RIGHTS OF WOMEN IN THE AGE OF SCIENCE AND TECHNOLOGY: A LEGAL ANALYSIS. The growth of science and technology has led to the development of various reproductive technologies such as artificial insemination, in vitro fertilization, and surrogacy. These technologies have enabled women to have children even if they are unable to conceive naturally. The growth of science and technology has also led to the development of various contraceptive methods such as the pill, the IUD, and the condom. These methods have enabled women to control their reproductive rights by preventing pregnancy. The growth of science and technology has also led to the development of various reproductive health services such as prenatal testing and genetic counseling. These services have enabled women to make informed decisions about their reproductive health. The growth of science and technology has also led to the development of various reproductive health products such as the pill, the IUD, and the condom. These products have enabled women to control their reproductive rights by preventing pregnancy. The growth of science and technology has also led to the development of various reproductive health services such as prenatal testing and genetic counseling. These services have enabled women to make informed decisions about their reproductive health.

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Welfare of the Informal Sector Workers under the Occupational Safety and Health Hazards Code, 2020: Scope and Extent

by Dr. S. S. Srinivas

Research Scholar, Department of Labour, Government of Karnataka, Bangalore

Research Paper No. 1/2021

ABSTRACT

The paper discusses the welfare of informal sector workers, which there is no juridical relationship of employer and employee leaving the informal workers without employment security and welfare measures in the Indian labour jurisprudence is based on the contract of employment in which the juridical employment relationship is the aspect for securing welfare and better working conditions. Due to this requirement major labour welfare legislations are confined to formal sector. Hence, paper is an effort to analyze the contract of employment in the context of informal sector, understand the policy approach of the Government to secure welfare of the informal in this backdrop and identify the extent of welfare measures for the informal sector workers under Occupational Safety and Health Hazards Code, 2020.

INTRODUCTION

The Indian economy has been growing rapidly since 2000. Therefore, it is very essential to secure better working conditions for the labour force. Understanding the concept of labour welfare as a fundamental right guaranteed under the Constitution, labour law, 2008 under the Government Law which binds the Central Government and the State Government and provincial government welfare labour welfare legislations in the context relating to conditions of work, social security and social measures, employment and unemployment, and industrial and labour disputes. As a result there is a problem of Central Government and the State Government's legislations pertaining to various aspects of labour welfare such as wages, social security, working conditions, industrial relations, prohibition of child labour, abolition of contract labour, abolition of bonded labour, etc.

The labour force in India is divided into two worker entities, the formal sector and informal sector, interchangeably referred as organized and unorganized sector respectively. Existing labour welfare legislations are exclusively applicable to the workers of formal sector and in the informal sector it concerned there is ambiguity in applicability of the labour welfare legislations due to the juridical relationship of employment in the real sector. Hence, effort has been made in this paper to analyze the concept of conditions of employment, meaning and characteristics of informal sector and informal sector workers and analyze the welfare measures for the informal sector workers under the Occupational Safety and Health Hazards Code, 2020.

The Concept Of Conditions Of Employment And Informal Sector Workers- An Analysis

The concept of "Conditions of employment" is a significant aspect of "contract of employment" arising out of contract of employment and employee. The contract of employment covers aspects of employment such as wages, social security, employment security, other social security and welfare measures for the employees. These welfare measures are provided in Part II of the Occupational Safety and Health Hazards Code, 2020, the Social Security Code, 2008, Code of Wages, 1948 and other labour laws. The Code of Wages, 1948 and the Social Security Code, 2008, Code of Wages, 1948 and other labour welfare legislations making provision for about

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Constitutional Proclamations pertaining to the Welfare of the Informal Sector Workers in India

Dr. Rajan Kumar Mishra¹

The informal sector comprises of workers who are vulnerable, oppressed and socially and economically exploited. The nature of the work makes the workers to feel they need right to order to secure their livelihood under improved conditions of employment which include more number of hours of work, lack of basic amenities such as facilities for drinking water, toilets, rest rooms and weekly rest. In the developing economy of the State like India with large informal segment of labour force, the State is required to strictly adhere to the ideologies of social-economic justice enshrined in the Constitution of India in order to ensure welfare of the informal workers. Hence, this paper is an attempt to analyse the concept of welfare and identify welfare provisions as enshrined in the Indian Constitution which are more relevantly pertaining to the informal sector workers with the help of judicial pronouncements.

Keywords: Welfare, Social Justice, Social Security, Informal Sector Workers

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Implications of Covid-19 Pandemic on the Contractual Obligations in India

Ms. Anurag K*

Abstract

Covid-19 pandemic has caused unprecedented disruptions to business operations and the commercial community worldwide. A stormy pandemic world has imposed major travel bans, temporary closures and extremely restricted human movement thereby bringing an unparalleled halt to domestic and international trade. The measures imposed by the Governments of the respective countries, significantly reduced the capacity of businesses to source goods and services within and across the national borders. It has caused disruption in production and to supply chain thereby disrupting the trade across the world. All these developments have badly affected the performance of the contract of the parties to the contract and thereby reduced their ability to perform their obligations. While some of the contracts could not be performed due to the pandemic situation, some others could be performed at the option of the other party to accept the delayed performance. In such circumstances, the parties claim the status in defence of force majeure or frustration or of respect to avoid the financial liability for breaching the contract. This situation gives rise to several questions whether the

* Assistant Professor, Faculty of Law, Sri Jayachamarajendra Chamarajendra Law College, Mysore.

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Abstract

Abstract

The abstract discusses the importance of understanding the role of the state in the development of the economy. It highlights the need for a strong legal framework to support economic growth and stability. The text emphasizes the role of the state in providing public goods and maintaining the rule of law.

The abstract further explores the challenges faced by developing countries in establishing a robust legal system. It notes that a lack of judicial independence and corruption can undermine the effectiveness of the law. The text suggests that international organizations and donor countries should provide technical assistance to help these nations build their legal systems.

The abstract concludes by stating that a strong legal system is essential for attracting foreign investment and promoting economic growth. It calls for a commitment to the rule of law and the protection of human rights as a foundation for sustainable development. The text also mentions the importance of public participation in the legal process.

Keywords: Rule of Law, Economic Development, Legal System, State, Investment, Corruption, Judicial Independence, Public Goods, Sustainable Development, Human Rights, Public Participation.

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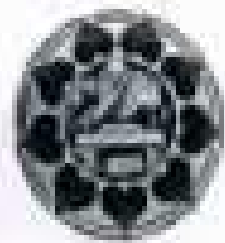
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MARINE POLLUTION AND SOLID WASTE MANAGEMENT

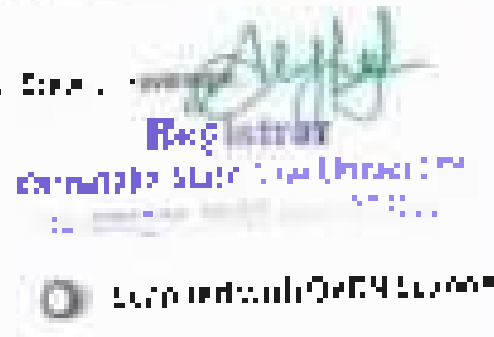
J. Pragasam S. Pillay*

ABSTRACT

The protection of the marine environment has become one of the most important ecological issues of modern times. Indeed, there has been a general emergence of environmental concerns which has drawn world attention in the past few years. Decision and study groups are prominently in the picture of many of our business and professional organizations. The sources of pollutants that have caused and threaten to cause pollution is from solid waste disposal. In fact, solid waste disposal is the major contributor to pollution in the marine environment. In the United States, more than 100 million tons of solid waste are disposed of annually. In the rest of the world, the rate of increase is also high. In the past century, the world population has grown and because of the use of different types of production has increased the amount of solid waste. The impact of this solid waste is being felt at the local, regional, national and international levels. It is causing serious environmental pollution, including physical damage. The United States has become a transboundary polluter and is causing increased marine pollution and environmental damage. Pollution is also recognized and has led to international law of ocean pollution and marine environmental management.

This paper will discuss the problems of marine pollution and waste management and highlight how marine litter poses environmental, economic, health, aesthetic and cultural problems and effective methods for solid waste management.

* Author: Pragasam S. Pillay, Senior Lecturer, School of Marine Studies, University of Plymouth, PL4 8AA, UK.





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Bannala Chanderan

IMPACT OF TRANSFORMATIVE JUSTICE AND TECHNOLOGY ON THE ECONOMIC WELL-BEING OF WOMEN: A CRITICAL ANALYSIS

Author's name

ABSTRACT

The abstract section discusses the impact of transformative justice and technology on the economic well-being of women. It highlights how these factors have influenced women's financial stability and overall quality of life. The text mentions that transformative justice has provided a framework for addressing systemic issues, while technology has opened up new avenues for economic participation. The author notes that these developments have led to increased financial independence and improved living standards for many women. The abstract concludes by stating that the research aims to explore these trends and their implications for the future.

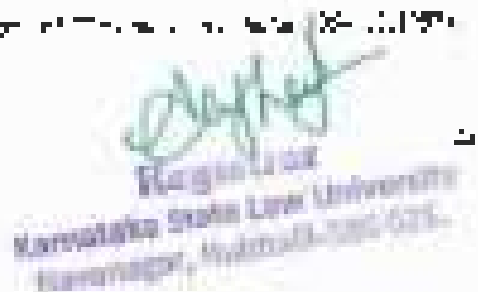
Keywords: Transformative Justice, Technology, Economic Well-being, Women's Empowerment, Financial Stability.

- I. Introduction
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- III. Legal regulation in the practice of justice
- IV. Impact of technology on the economic well-being of women
- V. Comparison between the two systems in the representation of women
- VI. Advantages and disadvantages of the representation of women
- VII. Conclusion

1. Introduction

The introduction section sets the context for the research, discussing the current state of women's economic well-being and the role of transformative justice and technology. It outlines the objectives of the study and the scope of the analysis. The author emphasizes the importance of understanding these factors in the context of modern society and the challenges women face.

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- Rule of Law and Justice: Role of Judges
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THE CONSUMER PROTECTION ACT 2019 : A NEW MILESTONE IN EMPOWERING CONSUMERS

Dr. Uthayakal S. Malaga*

Abstract

Technological developments, economic growth, internet banking, electronic mode of transactions, corporate globalization, internet quality of products, issues of online services, etc. have created a new era of progress and welfare of consumers. There is a need to explore and address the present day issues to give more control of products. It has the need to define, identify, advertise and give information. The new consumer protection law empowers and the consumer by giving the right of redressal, i.e. money back, calling goods and services through e-commerce, etc. having growing market in today's world. The number of consumers is increasing rapidly, especially in the context of the rural population. However, to protect the interest of consumer organisations, the Consumer Protection Act, 1930 has been replaced by a new law based on the principles of consumer protection. The Act 1930 was found to be an ineffective piece of legislation for the existing new market and world of global, information, internet, etc. and modern and ever changing technology and industry. Recently, the popularity of e-commerce and technology has urged the need of the legislation to protect, protect and enforce the rights of the consumers. Hence, the government of India has introduced a new consumer protection law, the Consumer Protection Act, 2019. In this regard, the article examines the evolution of the law and the need for legislation by studying the effectiveness of the existing system contained under the CPA 1930.

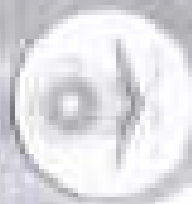
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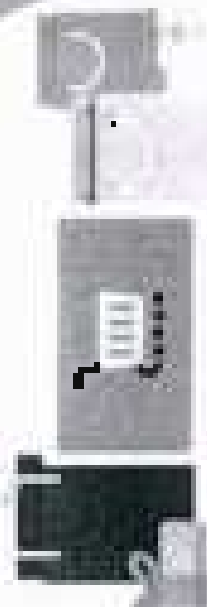
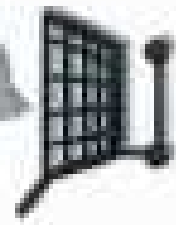
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ENVIRONMENTAL POLICY AND LAW

Judicial Resolution of Trade and Environment Conflicts: An Analysis

by **Dr. Sunil K. Swaid**

During the 1970 century, environmental trade became the most important source of economic growth. The majority of nations began to protect trade with the objective of achieving faster economic progress. In this context, economic growth is defined as the rate of increase in the gross national product (GNP) or gross domestic product (GDP) over a period of time.

When nations start making the choice of environmental degradation, they attempt to ensure that the economy is growing. Some of these nations are engaged in trading in the protection of resources or trade. This paved the way for the conflict between nations in the form of trade. In this context, the trade and environment conflict is defined as the conflict between nations in the form of trade.

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Background to the Trade and Environment Conflict

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During the period of development, nations have been engaged in trade in various forms. The trade and environment conflict is defined as the conflict between nations in the form of trade.

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1. Sunil K. Swaid, "Environmental Policy and Law", 30(1) 2001, p. 29.

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ROULEAU OF CONSUMER PROTECTION IN INDIA: AN OVERVIEW

THE REGISTRAR

Abstract

The Indian Consumer Protection Act, 1930 was the first step towards the protection of consumers in India. It was a landmark legislation which provided a legal framework for the protection of consumers. The Act was a result of the efforts of the Government of India and the consumer movement in India. The Act provided for the establishment of consumer protection organizations and the appointment of consumer protection officers. The Act also provided for the protection of consumers in the sale of goods and services. The Act was a landmark legislation which provided a legal framework for the protection of consumers. The Act was a result of the efforts of the Government of India and the consumer movement in India. The Act provided for the establishment of consumer protection organizations and the appointment of consumer protection officers. The Act also provided for the protection of consumers in the sale of goods and services. The Act was a landmark legislation which provided a legal framework for the protection of consumers. The Act was a result of the efforts of the Government of India and the consumer movement in India. The Act provided for the establishment of consumer protection organizations and the appointment of consumer protection officers. The Act also provided for the protection of consumers in the sale of goods and services.


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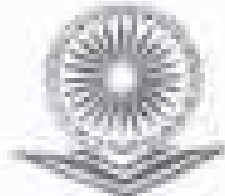
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On 11/11/2019 at 10:10 AM

Author: Yashwanth Reddy, P. 111, 2770124, 2019

Abstract

The purpose of this paper is to analyze the impact of the Copyright Act, 1957 on the Indian economy. The paper discusses the various aspects of copyright law, including the definition of copyright, the duration of copyright, the rights of the copyright owner, and the remedies available for infringement. It also discusses the impact of copyright law on the Indian economy, including the promotion of creative industries, the protection of intellectual property, and the creation of jobs. The paper concludes that copyright law is an essential part of the Indian legal system and that it has a significant impact on the Indian economy.

The paper is divided into four main sections: Introduction, Copyright Law, Impact of Copyright Law on the Indian Economy, and Conclusion. The Introduction section discusses the importance of copyright law in the Indian legal system. The Copyright Law section discusses the various aspects of copyright law, including the definition of copyright, the duration of copyright, the rights of the copyright owner, and the remedies available for infringement. The Impact of Copyright Law on the Indian Economy section discusses the impact of copyright law on the Indian economy, including the promotion of creative industries, the protection of intellectual property, and the creation of jobs. The Conclusion section discusses the overall impact of copyright law on the Indian legal system and the Indian economy.

Keywords: Copyright Law, Indian Economy, Intellectual Property, Creative Industries, Job Creation.

The Indian government has implemented a number of measures to support the growth of the creative industries. These measures include the establishment of the Copyright Clearance Center (CCC) in India, the creation of the Copyright Commission, and the implementation of the Copyright Act, 1957. The government has also implemented a number of measures to protect intellectual property, including the establishment of the Intellectual Property Rights (IPR) Cell and the implementation of the IPR Act, 2003. These measures have helped to create a favorable environment for the growth of the creative industries and the protection of intellectual property.

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Role of Judiciary in expanding the horizons of Freedom of Speech and Expression

Dip Gaurav¹

INTRODUCTION

Speech and expression is a nature's gift to mankind. Through speech and expression a human being conveys thoughts, sentiments and feelings to others. Hence freedom of speech and expression is natural right which a human being requires. Therefore, it can be considered as a basic right. The Supreme Court in *Shri Yashwantrao Chavan v. Union of India* held that, Freedom of speech and expression is a basic "human right", "natural right" and it is the mother of all liberties. Apart from this, it plays very crucial role in the formation of public opinion on social, political, and economic matters.

Freedom of expression is vital in a democratic State where people are the Sovereign rulers. As said by Locke "Democracy is a Government by discussion", a democratic State could be successfully only when there is effective participation of the people in the Government. Further, Iyer Jennings says, "Without freedom of speech, the appeal to reason which is the basis of democracy cannot be made". It includes the expression of one's ideas through any communicable medium or visible representation, such as gesture, sign and writing. Now media internet and social media has become a vital communications medium through individual's exercise the right of freedom of expression and to change information and ideas. Hence in modern times the right to freedom of speech has taken a new dimension where in need has arisen to bring new medium of communications within the meaning and scope of freedom of speech and expression as dealt under Article 19(1)(a) of Indian Constitution.

LAW OF FREEDOM OF SPEECH AND EXPRESSION UNDER INDIAN CONSTITUTION

On 26th Jan of 1950, the parliament adopted the Constitution, the cornerstone of India which provides make India a sovereign, Democratic, Socialist, secular and Republic state. The main objective of the Government of India is a sense for the citizens of India, liberty of thought and expression. With the intention to give effect to objectives mentioned in the Constitution the Government make laws to protect the freedom of speech and expression as fundamental right. In order to give effect to these objectives mentioned in the constitution by Constitutional Infringement freedom of speech and expression the government has made law to protect the rights under Article 19, which states that all citizens subject to restrictions which may be imposed by the State under clause (2) of Article 19.

1. The State shall not abridge the freedom of speech and expression.
2. The State shall not abridge the freedom of speech and expression.
3. The State shall not abridge the freedom of speech and expression.


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DEVELOPMENT AND HUMAN RIGHTS OF INDIGENOUS PEOPLE: ANALYSIS FROM AN INDIAN PERSPECTIVE

Dr. Indira Devi

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ABSTRACT

The indigenous peoples are people who have unique traditions and practices. They are the original inhabitants of a particular geographical area. They have a long history of living in their traditional lands. They are often marginalized and their rights are often violated. This paper discusses the rights of indigenous peoples and the impact of development on their lives. It also discusses the role of the state in protecting their rights and the need for a new paradigm of development that respects their rights and traditions.

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Keywords: Indigenous peoples, human rights, development, state, marginalization.

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CRITICAL ANALYSIS OF WTO'S APPROACH TOWARDS TRADE AND ENVIRONMENT

Sanjiv Duggal

Abstract: Trade liberalization has contributed to the rapid growth of the world economy. Trade liberalization, however, has also led to environmental degradation, which has become a major concern of the public. The WTO's approach towards trade and environment has been criticized for its failure to take into account the environmental impact of trade liberalization. This paper examines the WTO's approach towards trade and environment and suggests ways to improve it. The paper also discusses the WTO's role in promoting trade and environment related issues. The present article is a critical analysis of the WTO's approach towards trade and environment.

Keywords: Trade liberalization, WTO, environment, trade and environment.

1. INTRODUCTION

The growth of international trade has contributed to the rapid growth of the world economy. Trade liberalization, however, has also led to environmental degradation, which has become a major concern of the public. The WTO's approach towards trade and environment has been criticized for its failure to take into account the environmental impact of trade liberalization. This paper examines the WTO's approach towards trade and environment and suggests ways to improve it. The paper also discusses the WTO's role in promoting trade and environment related issues.

No doubt that liberalization has led to the rapid growth of the world economy. Trade liberalization, however, has also led to environmental degradation, which has become a major concern of the public. The WTO's approach towards trade and environment has been criticized for its failure to take into account the environmental impact of trade liberalization. This paper examines the WTO's approach towards trade and environment and suggests ways to improve it. The paper also discusses the WTO's role in promoting trade and environment related issues.

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CLIMATE CHANGE AND SUSTAINABLE DEVELOPMENT INITIATIVES

Prof. E. S. Srinivasan

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Climate change is a global environmental problem which has been a major focus of international attention in recent years. It is a complex issue involving science, policy, and ethics. The scientific consensus is that the earth's climate is warming, and the primary cause is the increase in greenhouse gas concentrations. This is leading to a range of impacts, including rising sea levels, more frequent and severe weather events, and changes in ecosystems. The world is currently engaged in negotiations to reach a global agreement to address climate change. The Paris Agreement, adopted in 2015, is a landmark treaty that aims to limit global warming to well below 2°C, preferably to 1.5°C, compared to pre-industrial levels. This requires a global effort to reduce greenhouse gas emissions, with developed countries taking the lead. The agreement also emphasizes the need for climate justice, recognizing that the most vulnerable countries are those that have contributed the least to the problem. It calls for a global stocktake to assess progress and for a global climate action plan to be developed by 2020.

Keywords: Climate change, Sustainable development, Environmental science, Policy, Ethics, Global warming, Greenhouse gases, Paris Agreement, Climate justice, Climate action plan, Global stocktake, Climate action plan 2020.

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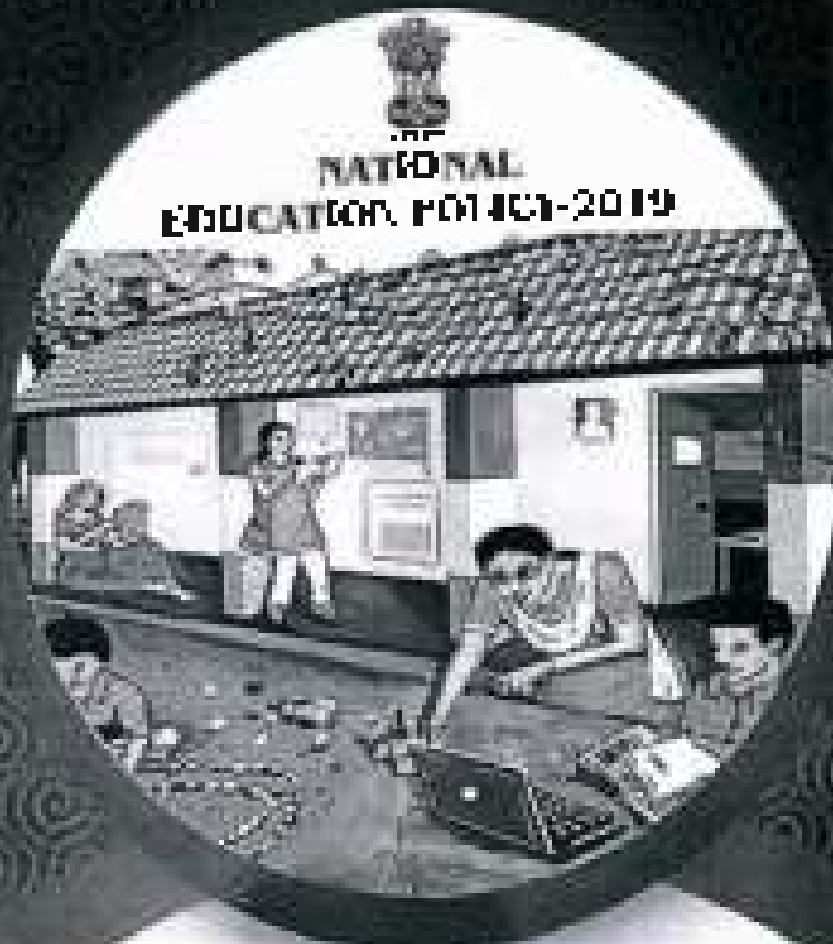

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THE CHANGING CONTOURS OF INTERNET SERVICE PROVIDERS' LIABILITY FOR COPYRIGHT INFRINGEMENT ON THE INTERNET

Richard B. Stewart

ABSTRACT

When internet service providers began providing their services, they were not usually considered liable for their users' actions, although they were often regarded as the "gatekeepers" of the internet. As the internet has grown, the legal landscape has changed. The internet service providers' liability for copyright infringement on the internet has become a major issue. This article examines the changing contours of internet service providers' liability for copyright infringement on the internet. It discusses the legal landscape in the early days of the internet, the impact of the Copyright Act of 1990, the impact of the Digital Millennium Copyright Act of 1998, and the impact of the Copyright Act of 2000. It also discusses the impact of the internet on the music industry and the impact of the internet on the film industry. The article concludes that the internet has changed the legal landscape for internet service providers' liability for copyright infringement on the internet.

My special interest is in the area of copyright law and the internet. I have written and lectured on these subjects for many years.

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RELIGIOUS ENVIRONMENTALISM AND THE BIODIVERSITY CONSERVATION IN INDIA

Dr. Archana K.


Abstract

Religion both the nature is an integral part of life of the individual and every person has an idea of conserving nature to protect the natural aspect. In India conservation of biodiversity has considered as duties or moral obligation of every individual and as a result mankind developed love, respect and reverence towards nature, and the religious touch for conservation practices contributed for the rich biological diversity of the country. Though Indian culture was moulded by many religious thoughts and philosophies in the past, all of them highlighted the significance of eco-balance and to enhance the quality of life. It motivated the people to nurture and conserve the natural resources. However, the rise religious environmental culture was gradually inhibited and replaced by the profiting motives, increased industrialisation and commercialisation activities. It led to the exploitation of natural resources and resulted in the biodiversity depletion at an alarming rate. Hence the moral principles formulated by the religious nature significance in preventing environmental degradation. Biodiversity conservation measures were pursued by the state through forest regulations. In the background, this paper analyses nature of religious environmental culture and the effect of religious environmentalism in preventing depletion of biodiversity.

Key Words: Biodiversity, Religious Environmentalism and Natural Resources.

Source: National Law School's Law School, Bangalore, India.


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EVALUATING A NEED OF CONSTITUTIONALISATION OF VICTIM'S RIGHT TO COMPENSATION

Dr. S. Ranganatha

Abstract

Concept of right to the victim of crime is an emerging concept in a criminal justice system in recent decades. The considerable amount of interest has been paid to compensatory jurisprudence. The principal recognition of the Victim's Right to Compensation (VRC) is to address the devastating impact of the crime by remedying of the criminal justice system's recognition of victim's due to judicial orders and reformative steps recommended by the courts of justice, tribunals and commissions. On account of these developments, the state and state governments have founded victim compensation schemes aimed at creating and maintaining a system for VRC. However, unless it is under the provision of the express provisions, including state and centrally administered laws to get adequate constitutional status it should be noted that some of countries have been been ignored or ignored by according constitutional status to their rights. Therefore, the victim's rights are mostly projected or relatively ignored under the constitutional text. In this regard the present article explores the status of the provision and need of recognition of VRC under constitutional jurisprudence. The article starts with the victim's right of criminal justice system towards right of victim followed by the emerging need of constitutionalised system for VRC. The article concludes that there is a need of the constitutional recognition so as to balance the interest of the victim as equal as of the accused of the crime.

Key Words: victim, rights, compensation, Constitution.



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Assistant Professor, Karnataka State Law University, Narasimha, Hubballi
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ASSESSING CONTRIBUTION OF INDIAN JUDICIARY FOR THE REFORMATION OF MUSLIM PERSONAL LAW IN INDIA

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Abstract

India is a secular country. Secularism is the basic structure of the Constitution of India. The secular nature of the constitution resulted in unrestrained practice, profess and propagation of their religion according to their own choice. Accordingly, religious diversity is freely practiced and propagated in the country. However, the fundamental religious practices of these religions and their dissimilarities have triggered serious debate in terms of gender justice and the Uniform Civil Code (UCC) of the country. It is a longstanding agenda of the government strategically avoided, but judicially continuously articulated in the country. The argument put forward for the support of the UCC is that as the personal laws yield uneven and unjust practice, UCC should be materialized by the government. Contrary to this argument, the argument put forward for the recognition of personal is secular nature of the Constitution. In this context, it is interesting to note that the Indian judiciary has immensely contributed and heralded for the enunciation of secularism. Notwithstanding such decisions, the judiciary has equally articulated the inherent injustice associated with the personal practices of Muslim law. The purpose of this paper is to evaluate the Muslim personal law of the country in the backdrop of the judicial verdicts.

Keywords:

Judiciary, Personal laws, Uniform Civil Code, Gender Justice

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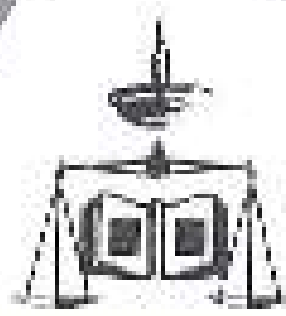
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PORNOGRAPHY IN CYBERSPACE - A TECHNO-LEGAL ANALYSIS

B. T. Chitrev* Prof. (Dr.) C. Basavarajya**

Introduction

At the beginning of the 21st century, new information and communication technologies have exclusive with racism, sexism, and free attitude to deepen the sexual exploitation of women and children across the globe. With the increasing approach of internet to the people, there is also an increase in the victimization of Women and children for sexual exploitation through internet. The younger generations, which use the internet and other online technologies extensively for staying connected for all day to day work and entertainment, are more vulnerable to targeted cyber crime. This often happens in the form of cyber stalking, cyber bullying, pornography, harassment, and unwanted exposure to sexually explicit material etc. Pornography as an offence is as old as the history of human being, but internet is of recent origin. With the rise of cyberspace, traditional pornographic content has now been largely replaced by online/digital pornographic content. One-third of the internet is covered by porn-site which relating to exploitation and cheapdown of women and children. To prevent it, a strong control of law is needed. Though cyber pornography has not been legalized in India, yet, it's browsing has not been prohibited either except in the case of child pornography i.e. legal to watch, illegal to share. Thus there is no massive anti-pornography law in India and currently the ISP's are neither regulated nor penalized for not effectively regulating such sexually explicit content. In this background present paper highlights about pornography, legal provisions and present control.

Pornography in Cyberspace

A Cyber space has become heaven for cyber criminals. Women and girls are the most vulnerable targets on the internet. They have been victimized more specifically in the social networking websites. Apart from women, there are millions of men and children, who are also the victims of cybercrimes. Pornography is often described as hard to define but easy to recognize. The term "porn-graphy" comes from the Greek "porno-graphos" literally meaning writing about prostitutes. The term "porn" refers to "indecent sexual stuff"

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Constitutional validity of death sentence in India

Abstract

By Vijay G. N^{*} and Prof. C. Kesavaiah^{**}

Death Penalty is a process where a crime so grievous has been committed that the state condemns the act by sentencing the convicted to death. It is only applied in cases where the crime is of such nature that it cannot be vilified without a penalty of death. It has existed since time immemorial, the first recorded instance being that of Hammurabi in the 18th Century B.C. In the recent past however, many western cultures have abolished this practice, considering it grossly inconsistent with human rights requirements. The U.K. and France have both completely abolished the system, after various succeeding abolitionist movements. The US, however, due to a fragmented judiciary, has differing opinions on the issue, varying state-by-state. The Federal US government, however, does use the death penalty, although only in extraordinary cases. The present Article examines the constitutional validity of death sentence in India, legal provisions regarding the death sentence and execution of death sentence.

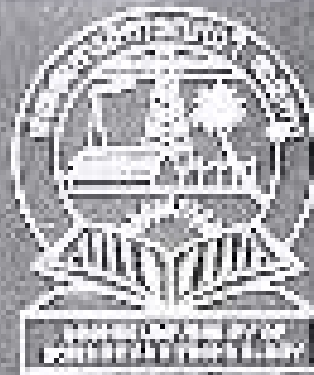
Keywords: constitutional validity, execution of death sentence

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^{**}Professor and Dean, Department of Studies and Research in Law, University of Mysore, Mysore.

Introduction

Death sentence has been a punishment from time immemorial which is practiced for the elimination of criminals and it's used as a punishment for heinous crimes. Indian criminal jurisprudence is based on a combination of deterrent and reformatory theories of punishment. While the punished are to be imposed to create a deter amongs the offenders and the offenders also to be given an opportunity for reformation. There has been a diverse opinion regarding death penalty in India as some are in favour of the retention of the punishment while others are in favour of abolition. India is one of the 78 retentionist countries which have retained death penalty on the ground that it will be awarded only in the rarest of rare cases and for a special reason. Though what constitutes a rarest of rare case or special reason has not been answered either by the legislature or by the Supreme Court. Constitution of India guarantees to every person a fundamental right to life and personal liberty subject to its deprivation of the procedure



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Cyber Violence against Women in India: The Implications for Legislative and Policy Reform

The increasing reach of the internet, the rapid spread of mobile information, and the extensive use of social media, coupled with the existing gendered violence against women and girls, has led to the emergence of cyber violence against women and girls, posing global problems with potentially significant economic and societal impact factors. The evidence of online violence against women leads to clear invasion of women's rights, not only in terms of freedom from violence and bodily integrity, but also for women's freedom of expression, privacy and rights to personal data protection. Women and girls in India have become safe targets of variety of cyber crimes such as pornography, sexual defamations, morphing, spreading etc. It should be comprehended that India does not have any uniform law to regulate internet or computerized wrongdoings converging women. As such, there is dependably an imbalanced amount of growth rate of wrongdoings and the conviction rate of criminals.¹ As long as there is no uniform law, the Police, Prosecutors and the Courts have to look into the existing laws which are scattered in conventional criminal laws such as Indian Penal Code 1860, the Indian Evidence Act 1873, or The Information Technology Act 2008 (IT Act) and so on for providing justice to the victims. After the brutal gang rape of Nirbhaya in law 2017, the parliament did amend the Indian Penal Code to bring in a bunch of new penal provisions for crimes against women; some vital issues including Voyeurism and Stalking including cyber stalking. But still, India does not have any focused law on governing cybercrimes against women. Similarly, the present IT Act also suffers from several drawbacks, which have made the concept of cyber jurisprudence still a half-baked legal philosophy. This paper analyzes the unique threats that women and marginalized sections in India face online and how Indian laws affect those problems.

Cyber Violence against Women

Cyber violence is any online behaviour that constitutes or leads to harm against the psychological, emotional, financial, and physical state of an individual or group. Cyber violence against women and girls (cyber VAWG) is a fully new phenomenon that is becoming more and more pervasive. Cyber violence against women can be defined as any form of gender-based and sexual violence expressed through information and communication

¹ Lakshmi Kulkarni and K. Jijamane, 'Case Concerning Women in India', 2016, Pol. Justice India Pol. Sci. Res. Jnl. 2016, p. 5.

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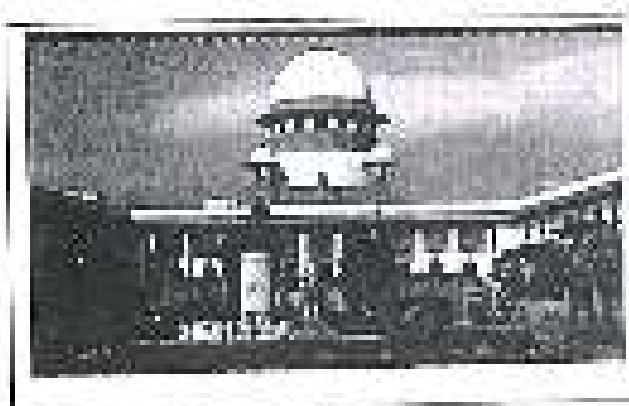

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ROLE OF JUDICIARY IN THE PROTECTION OF ENVIRONMENT:
AN ANALYSIS

By
*Sud. Sawmya, K.
**Prof. Dr. C. Basavarajp.



"If the green is the symbol of prosperity and Brown is of Barrenness, then Court is of course the symbol of Care"

Chavan Singh Mehta¹

*SUD.SAWMYA, K. B.A., LL.M. Karnataka University, Mysore

**Prof. Dr. Basavarajp. M.A., LL.M., Ph.D. Chartered Accountant, Dept. of Law and Research, Bangalore University of Mysore

ABSTRACT

"Man's environment, the natural and the man made, are essential to his well being and to the enjoyment of basic human rights-even the right to life itself." The World today is celebrating International Human Rights Day. We are aware of the harms we have caused to nature and the environment.

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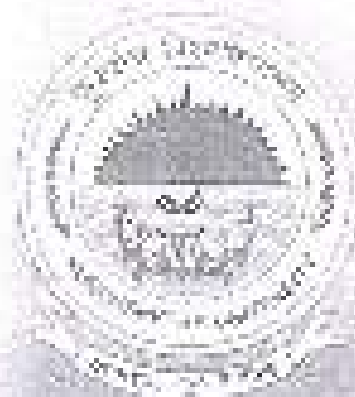
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**Modes of Execution of Death Sentence in India -An
analysis**

By **Vijay, J.N**, Research Scholar,
Department of Law, University of
Mysuru, Mysuru.

Prof. C. Dasanarayana, Dean and
Chairman, Department of Law,
University of Mysuru, Mysuru.

Abstract

An appraisal of the administration of criminal justice of ancient times reveals that death penalty was commonly used in cases of heinous crimes. However, there was great divergence as to the modes of execution. In ancient times, the common modes of inflicting death sentence on the offender were crucifixion, drowning, boiling, impaling, throwing before wild beasts, flaying or skinning of alive, hurling the offender from rock seeing strangling, amputating, shooting by gun or starving him to death. Hanging the offender till death in public places has been a common mode of putting to an end to the life of an offender. These draconic and barbarous methods of punishing criminals to death were justified on the ground that they were the quickest and easiest modes of punishment and at the same time carried with them an element of deterrence and retribution. The present paper examines the modern humanitarian approach to penology, examines the constitutional validity of hanging in India and various modes of execution of sentence in India.

24th March, 2019



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MODES OF EXECUTION OF DEATH SENTENCE IN INDIA-AN ANALYSIS (An Article by **Vijay A. N. Research Scholar, Department of Law, University of Mysore, Mysore** and **Prof. C. Jitendraiah, Dean and Chairman, Department of Law, University of Mysore, Mysore.**) 1

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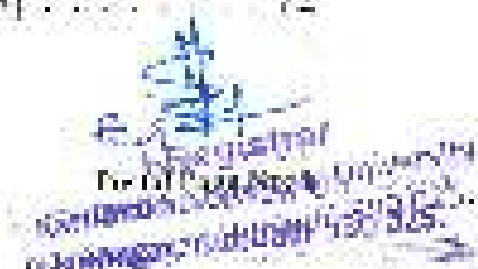
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MODES OF EXECUTION OF DEATH SENTENCE IN INDIA-AN ANALYSIS

Prof. C. Hasturamji

Mr. Vinay A. N^o

Introduction

An appraisal of the administration of criminal justice of ancient times reveals that death penalty was commonly used in cases of heinous crimes. However, there was great divergence as to the modes of execution. In ancient time, the common modes of inflicting death sentence on the offender were crucifixion, drawing, boiling, beheading, throwing before wild beasts, flaying or skinning off alive, hurling the offender from rock, stoning, strangling, striping, smothering by piling or suffocating him to death. Hurling the offender off death in public places has been a common mode of putting to an end to the life of an offender. These draconic and barbarous methods of punishing criminals to death were justified on the ground that they were the quickest and easiest modes of punishment and at the same time carried with them an element of deterrent and retribution. They have however, been in a disuse with the advance of time and modern humanitarian approach to penology.

Mode of Execution

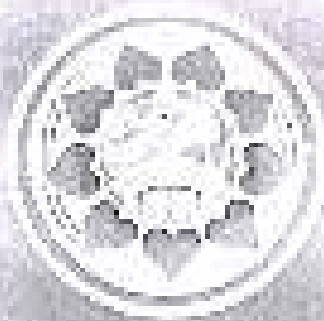
At present, the common modes of execution of death sentence which are in vogue in different parts of the world are electrocution, guillotine, shooting, gas chamber, hanging, lethal injection etc.

Hanging by Rope

The British Royal commission on capital Punishment 1948-53 found that hanging is the most humane method of the execution. In the case of *Froeman v. Georgia*, Justice Brennan implied disagreement, but neither he nor any other judge has challenged the conclusion that hanging is constitutionally permissible. The constitutionality of hanging was accepted in case

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EMPOWERMENT OF WOMEN THROUGH TECHNOLOGY - A CRITICAL STUDY

K.S. Jyotkumar & Prof. Dr. K. Basavanthi

"There is no tool for development more effective than empowerment of women"

KOJIANNAN

ABSTRACT

This paper scrutinizes the need for promotion women engendered strategies through technology and focuses on the broader opportunities opening for women through technology. With its reach in the global player of the 21st century, it is advancing economically and technologically. Women around the world experience poverty at higher rates than men because of certain custom and cultural norms. In many developing countries, women are confined to traditional roles and have limited access to capital, training and technology that could enrich their lives. Such inequality has broad consequences that affect not just women, but the entire community in impoverished regions. Empowering women and ensuring their health and safety correlates directly with ensuring food security for the whole community. The health and financial stability of mothers in particular, has a huge influence on the welfare and morality of children. The International Center for Research on Women (ICRW) has studied the ways in which the empirical evidence points to certain possible effects of better families and societies.

¹ Research Scholar, Department of Studies in Law, Sri Basavanna Institute, Mysore, Karnataka, University of Mysore, Mysore, Karnataka.

² Research Superintendent, Federal Institute of Law & Family Welfare, Bangalore, Karnataka, Government of Karnataka, Bangalore, Karnataka, India.

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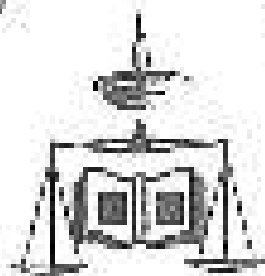
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LAW RELATING TO TRADITIONAL KNOWLEDGE- AN OVERVIEW

- *Inditha R**

-*Prof. Dr. C. Hanumanth***

INTRODUCTION

The indigenous people possess an immense knowledge for their environment based on close contact with nature for centuries. Indigenous people and local communities have shared much of their knowledge and resources with the global community. Forced disclosure of and access to Traditional knowledge and resources without the prior consent of the traditional community amounts to misappropriation of Traditional knowledge. Patenting of Traditional knowledge has to be protected in the interest of indigenous people in particular and the entire mankind in general.

In the national and international level various measures have been taken for the protection of traditional knowledge from misappropriation in the form of bio piracy. This article focus only on the legal measures taken in India and international level for the protection of traditional knowledge. The measures taken so far to safeguard the interest of indigenous people and the knowledge possess by them is not satisfactory. Effective measures have to be taken for the protection of traditional knowledge. The traditional knowledge available within the territory of India should be protected by legislative measures not only for the present generation but also for the benefit of the future generations as they are also equally entitled for the benefits of the traditional knowledge.

TRADITIONAL KNOWLEDGE DIGITAL LIBRARY (TKDL)

The recent measure taken up by India was the creation of TKDL for the purpose of documenting traditional knowledge. The Government of India has set up a traditional knowledge digital library for traditional medicinal plants and systems which will also lead to traditional knowledge resources classification. It is an initiative taken by India to prevent misappropriation of country's traditional knowledge at international patent offices. Traditional knowledge Resource classification has structured and classified the Indian traditional Medicinal system is approximately of 25000 subgroups for Ayurveda, Unani, Siddha and Yoga.

* Research Scholar, Day and Research in Law, University Of Mysore

** Dean & Chairman, Post-graduate Department Of Law & Foreign, University Of Mysore

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THE ROLE OF JUDICIARY IN WATER QUALITY MANAGEMENT

Prof. Dr. C. Basavaraju*

Abstract

Water is an invaluable element for the existence of life on earth. However, now water is essential not only for human consumption but also for commercial activities in industries for various purposes such as fabricating, washing, diluting, cooling, etc. This in turn leads to release of water effluents in rivers and ocean leading to water pollution. Water pollution poses threat to human life as well as to the whole eco-system. In this regard it becomes pertinent to prevent and control water pollution for the wellbeing of life on earth. Therefore, an attempt has been made to analyse the role of judiciary in the light of existing water pollution control laws.

Key words: Water Pollution, Judiciary, Ganga Action Plan and the Water Conservation and Control of Pollution Act, 1974.

Introduction

The existence of all living creatures on the planet is due to the existence of natural resources. In the absence of natural resources, no developmental activities could take place. Water being a natural resource, is the most important of the elements of nature.¹

* M.A.L.L.M., Ph.D. (Sociology), Karnataka State Law University, Hubballi.

¹ Gopinath Singh, Environmental Law, Eastern Book Company, Lucknow, 2015, p. 55.



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LECTURE 03

PART I

Without exploring history of human rights, can we read the discourse on human rights during the COVID-19 pandemic? That was the question. He recalled one of the famous quotes of Dr. B. R. Ambedkar the father of the Indian Constitution who said: "They cannot destroy, they forget history". In this lecture Prof. G. Ramaswami begins his talk on historical background of human rights by stating that history of human rights is a history of exploitation.

Today I have been given the responsibility to interact with you on two topics: the first one is the evolution of human rights in the first session and in the second session, the Indian Constitution. In the first session let me introduce to you the concept of Human Rights.

I know that some of you are law teachers, some are political science teachers and some are from different disciplines having knowledge about the human rights. In spite of that, we need to look into the historical evolution of the human rights. What are these human rights? Why do we look at these Human Rights? What is the nature of these human rights? Why do we respect human rights? Why at the regional level, international level, human rights are protected by the various legislations, covenants and declarations.

Importance of Human Rights

I would start my lecture on the importance of human rights by saying that "All human beings are born free, but everywhere they are not equal". By birth each a child gets some rights. Until the death, every individual can enjoy these rights, which cannot be terminated, if wanted by any authority across the globe. Therefore, human beings possess certain basic and inalienable rights which are commonly called as 'Human Rights'.

As you all know that human rights are not given by any states, not given by human beings. Initially, they were given by Nature and therefore we call human rights as also 'natural rights'. When nature is not interested with these rights, how could any human authority interfere with the enjoyment of these rights?



University of Mysore

THE STATUS OF HUMAN RIGHTS DURING COVID-19 PANDEMIC




EDITORS

Dr. M.S. Benjamin
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