

2031
LL.M. (Dept. of Laws - One Years Course)
First Semester
Group - II: Criminal and Security Laws
Paper – III (ii): Criminal Justice and Human Rights

Time allowed: 3 Hours

Max. Marks: 75

NOTE: Attempt five questions in all, including Question No. IX (Unit-III) which is compulsory and selecting two questions each from Unit I-II.

x-x-x

UNIT – I

- I. *Mens rea* has been in the picture almost ever since criminal law has been known to exist. What are the recent trends of *mens rea* and what is the judicial perspective in this regard? Discuss. (12½)
- II. Referring to relevant case law, examine the role of judiciary, both at national and international level, in the protection of human rights. (12½)
- III. What are the powers of National Human Rights Commission to protect the human rights of people in India? Can NHRC give punishment to the offenders violating human rights of the victims? (12½)
- IV. What are the two main international covenants on human rights? What are the differences between these two covenants? Why are there two separate international human rights covenants? Discuss. (12½)

UNIT – II

- V. "If you treat a man like an animal, you make him animal". In the light of this statement, discuss the rights of inmates of prisons. What needs to be done to ameliorate their condition? Discuss. (12½)
- VI. Discuss in detail the contribution of Reformatory Homes and Protection Homes in protecting the human rights of the concerned, both from legal and constitutional point of view. (12½)

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- VII. India's vulnerability to terrorism and insurgency is but natural owing to the presence of ethnic, religious and linguistic minorities. Examine the efficacy of existing laws in our country to check these two evils. (12½)
- VIII. Write a note on the 'criminal justice system and restorative justice system of U.S.A. and India and make a comparative study of both. (12½)

UNIT – III

- IX. Write short notes on the following:-
- a) Concept of Human Rights
 - b) Main features of African Charter on Human Rights 1981
 - c) Communal Violence
 - d) Role of Arbitration in Criminal cases
 - e) Custodial Violence (5x5)

x-x-x