



M.A. HUMAN RIGHTS & DUTIES EDUCATION

Semester Syllabus (CBCS)

(w.e.f. July 2019)



DEPARTMENT OF POLITICAL SCIENCE

JAMIA MILLIA ISLAMIA

NEW DELHI-110025

**Syllabus based on
Choice Based Credit System (CBCS)**

for

**M.A. Human Rights and Duties Education (w.e.f.
July 2019)**



Department of Political Science

Jamia Millia Islamia

New Delhi- 110025

Semester System

- The M.A. programme in Human Rights & Duties Education consists of 4 semesters and 20 courses/papers in all spread over a period of 2 years.
- Each semester will have 5 compulsory courses/papers of 4 credits each.
- M.A. fourth semester will consist of 4 taught courses and one project and viva-voce exam.
- A student is required to pass all the 20 compulsory courses and earn a total of 80 credits to obtain the degree of M. A. Human Rights & Duties Education
- Every taught course is divided into 3 units. Evaluation scheme for each paper consists of 25 marks for the mid-semester internal assessment and 75 marks for the end semester examination.
- An updated reading list consisting of essential and suggested readings follows the syllabus for every paper. The respective subject teacher may hand out additional references to the student during the course of teaching.
- The first two semesters will have a CBCS paper and the next two semesters will have one CBCS course in addition to courses designated as *Ability Enhancement* and *Skill Enhancement* papers.

MA Human Rights & Duties Education

**Semester-wise Number of Papers and Credits under
Choice Based Credits System (CBCS)**

Sem.	Core Courses	Choice Based Courses (Elective)	Skill Enhancement Courses (SEC)	Project and Viva-voce	Ability Enhancement Courses	Total No of Papers	No of Credits	Total Credits
I	4	1	-	-	-	4+1=5	4 (4x5)	20
II	4	1	-	-	-	4+1=5	4 (4x5)	20
III	3	1	-	-	1	3+1+1=5	4 (4x5)	20
IV	2	1	1	1	-	2+1+1+1=5	4 (4x5)	20
No. of Papers	13	4	1	1	1	20	(4x20)	80
Total Credits	4x13=52	4x4=16	4x1=4	4x1= 4	4x1=4	-	-	80

M A HUMAN RIGHTS AND DUTIES EDUCATION

Programme Objectives

The Department of Political Science, Jamia Millia Islamia, introduced M. A. Human Rights and Duties Education programme in the academic year 2003-2004 in response to the UGC's initiative to introduce the subject in colleges and universities. UGC's initiative was, in turn, guided by a suggestion made by the NHRC in 1999. Subsequently, UGC constituted a committee under the chairmanship of Justice V S Malimath to draw up a model curriculum for Human Rights teaching in India.

Our Department was one of the earliest institutions in Delhi to propose introduction of an exclusive Masters Programme in Human Rights while other universities only made it a part of their undergraduate programme or introduced a certificate programme. Till date, Jamia Millia Islamia remains the only university in Delhi to offer MA in Human Rights. Hence, as a pioneer in the area, the Department of Political Science is committed to produce each year a set of students trained in conceptual and theoretical aspects of the subject besides acquiring the skills and learning expected of a postgraduate student of social sciences.

As an academic programme offered by and firmly anchored in the Department of Political Science, M A Human Rights strives to achieve the twin objectives of opening a window to understanding core aspects of political science (through a set of concurrent courses) combining and fortifying it with a specialization in human rights. While the curriculum largely adheres to the *UGC Model Curriculum for Human Rights Teaching* designed in 2001, it has been moderately tweaked (at places) to suit the needs of interdisciplinary approach and to achieve larger academic coherence within the programme.

The programme imbibes the objectives spelt out in the UGC model curriculum which are to foster and strengthen the idea of interrelationship between rights and duties and to inculcate in young minds social consciousness and their duty towards the larger society. Since MA Human Rights and Duties Education programme is an integral part of the Department of Political Science, which offers two other MA programmes besides the one in Human Rights, there are six concurrent papers which are offered to Political Science and Human Rights/ Public Administration and Human Rights students:

- Political Theory
- Human Rights: Historical and Philosophical Foundations
- International Organization
- Indian Political System: Constitution and Institutions
- Research Methodology (AE)
- Disaster Management in India (CBCS)

Besides these, thirteen core human rights courses are offered over a period of four semesters that cover eclectic themes like philosophy, regional and international systems, humanitarian law, science, technology, environment, rights of various groups such as women, children, refugees, migrant workers and minorities, to achieve a holistic, well-rounded course curriculum. The set of papers mentioned here essentializes both diversity of themes and an interdisciplinary approach that is rooted in the broader social science pedagogy. This curriculum has been periodically reviewed to infuse dynamism and change by introducing new courses (such as the course on Violence, State and Human Rights), weeding out the less feasible ones, and retaining the core areas of the discipline.

An important objective fulfilled by this programme in terms of upward mobility is that Human Rights is an independent subject listed for the UGC- JRF/NET examination as also an important component of the political science and general studies syllabus for the UPSC civil services and state civil services examinations. Hence, MA in Human Rights and Duties Education aims to equip the students to pursue career in media, CSOs, socio-legal institutions and opens up attractive avenues for those aspiring to make their mark in these areas. With courses on philosophical foundations of human rights and research methodology forming an integral part of the curriculum, it is also helpful to those inclined to pursue a career in research. Lastly, to enable the students to develop clarity of thought and understanding of the subject, to apply their domain knowledge to real-life situations, writing a project report constitutes an essential part of the programme to be undertaken in the fourth semester.

Our MA Human Rights students have been regularly participating in internship and training programmes conducted by such national-level institutions as the NHRC and various state-level institutions.

M A Human Rights and Duties Education Semester-wise List of Courses/Papers Offered

Semester I			
Paper Code	Paper Title	Category &	P.N.
MHRS-101	Contemporary Political Theory	Compulsory	00
MHRS -102	Human Rights: Philosophical and Historical Foundations	Compulsory	00
MHRS -103	International Human Rights System	Compulsory	00
MHRS -104	Rights of the Child	Compulsory	00
MHDX- 101	Violence, State and Human Rights	Choice Based	00
Semester II			
MHD-201	International Humanitarian Law	Compulsory	00
MHD -202	Women’s Rights	Compulsory	00
MHD -203	Human Rights in India	Compulsory	00
MHD -204	Environment and Human Rights	Compulsory	00
MHDX-201	Indian Political System : Constitution and Institutions	Choice Based	00
Semester III			
MHRS -301	International Organization	Compulsory	00
MHRS -302	Science, Technology and Human Rights	Compulsory	00
MHRS 303	Rights of Specific Groups	Compulsory	00
MHDX-3.4	Disaster Management	Choice Based	00
MHDX-AEE 3.3	Research Methodology	Ability Enhancement	00
Semester IV			
MHD -401	Social Movements and Human Rights in India	Compulsory	00
MHD -405	Rights of the Refugees	Compulsory	00
MHD -404	Project and Viva - Voce	Compulsory	--
MHDX-401	Minorities and Human Rights	Choice Based	00
MHDX-406	Human Rights and Criminal Justice System in India	Skill Enhancement	00

SEMESTER - I
M.A. Human Rights & Duties Education

MHRS - 101
Political Theory

Course Rationale:

The main aim of this course is to introduce the new students to contemporary debates and issues that are the main concerns - of political theory. Its aim is to orient the student to the complex terrain and help him/her navigate through some of the most pressing issues in contemporary political life. For this purpose concepts like liberty, equality and justice will be critically discussed to comprehend the core of other cognate concepts like rights and democracy.

Unit I: Approaches and Concepts - I

- (i) Approaches to Political Theory
- (ii) Liberty
- (iii) Equality

Unit II: Concepts -II

- (i) Justice
- (ii) Democracy
- (iii) Rights

Unit III: Core Theories

- (i) Liberalism
- (ii) Marxism
- (iii) Feminism

Suggested Readings

- Bhargava, Rajeev and Ashok Acharya (eds.), *Political Theory: An Introduction*, Pearson, 2008.
- Bellamy, Richard (ed.), *Theories and Concepts of Politics: An Introduction*, Manchester University Press, 1993.
- Farrelly, Colin, *Introduction to Contemporary Political Theory*, Sage Publications, 2004.
- Gaus, Gerald F. and Chandran Kukathas, *A Handbook of Political Theory*, Sage, 2004
- Hampton, Jean, *Political Philosophy*, Westview Press, 1997.
- _____, *Political Theory: An Introduction*, 3rd edition, Palgrave, 2005.
- _____, *Political Ideologies: An Introduction* 3rd edition, 2003.
- Heywood, Andrew, *Key Concepts in Politics*. Palgrave Macmillan, 2000.
- Kymlicka, Will, *Contemporary Political Philosophy: An Introduction* 2nd Ed., Oxford, 2002.
- Rawls, John, *A Theory of Justice* London: OUP, 1972.
- _____, *Political Liberalism*, New York: Columbia University Press, 1993.

MHRS – 102

Human Rights: Philosophical and Historical Foundations

Course Rationale:

The course is geared towards equipping the students with conceptual and theoretical understanding of the subject in a very broad sense. It seeks to do so in a synergistic way by coalescing values, concepts, contending debates, theories, and paradigms germane to the course. It is a common course designed to meet the academic requirements of the post-graduate students of Human Rights and Duties Education and Political Science of the department. The course seeks to sharpen the epistemological skills of students in relation to the various theoretical aspects of human rights.

UNIT-I: Understanding Human Rights

- i. Human Values: Individual dignity, Justice and Equality
- ii. Interrelationship between Human Rights, Law and Social Sciences
- iii. Universalism and Cultural Relativism

UNIT-II: Concept of Human Rights

- i. Meaning, Nature and Classification: Hohfeldian Analysis
- ii. Non-Western Perspectives on Human Rights : Hindu, Buddhist, Confucian and Islamic
- iii. Evolution of the concept: From Magna Carta to the International Bill of Rights

UNIT-III: Theory of Rights and the Developing World

- i. Natural Rights Theory, Liberal, Positivist and the Marxist Theories of Rights
- ii. The Rawlsian Theory of Justice
- iii. Reconciling the concerns of Development and Human Rights

Suggested Readings

- Alferdsson, Gudmundur and Eide, Asbjorn, ed., *The Universal Declaration of Human Rights: A Common Standard of Achievement*, The Hague, Martinus Nijhoff publishers, 1999.
- Asian-African Legal Consultative Organization, *Fifty Years of AALCO: Commemorative Essays in International Law*, New Delhi, 2007.
- Basu, Rumki, ed., *Globalization & the Changing Role of the State: Issues and Impacts*, New Delhi: New Dawn Press, 2008.
- Bhargava, Rajeev and Acharya, Ashok, eds. *Political Theory: An Introduction*, Delhi: Pearson, 2014.
- Dixon, Martin, *Textbook on International Law*, London: Blackstone Press, 2000.
- Donnelly, Jack, *Universal Human Rights in Theory and Practice*, Jaipur: Rawat, 2014.
- Freeman, Michael, *Human Rights*, New Delhi: Atlantic for Polity Press, 2003.
- Krishnamurthy, B., Ganapathy-Dore, Geetha, *European Convention on Human Rights: Sixty Years and Beyond*, New Delhi: New Century Publications, 2012.
- Mahmood, Tahir, ed., *Human Rights in Islamic Law*, New Delhi: Genuine Publications and Media Pvt.Ltd., 2003.
- Monshipouri, Mahmood, Englehart, Neil, *et.al.*, eds., *Constructing Human Rights In The Age of Globalization*, New Delhi: Prentice-Hall, 2004.
- Motilal, Shashi, ed., *Applied Ethics and Human Rights: Conceptual Analysis and Contextual Applications*, Delhi, Anthem Press, 2011.
- Paul Gordon Lauren, *The Evolution of International Human Rights: Visions Seen*, Philadelphia: University of Pennsylvania Press, 2003.
- Rahman, Anisur, ed., *Human Rights and Social Security: Perspectives, Issues and Challenges*, New Delhi: Manak Publications, 2011.
- Rajan, M.S., ed., *United Nations at Fifty And Beyond*, New Delhi: Lancers Books, 1996.
- Runzo, Joseph, Martin, Nancy M and Sharma, Arvind, *Human Rights and Responsibilities in the World Religions*, Oxford: One World Publications, 2003.
- Shaykh Taha Jabir Al-Alwani, *Issues in Contemporary Islamic Thought*, London, The International Institute of Islamic Thought, 2005, pp.v+301
- Sinha, Manoj Kumar, *Enforcement of Economic, Social and Cultural Rights: International and National Perspectives*, New Delhi: Manak Publications, 2006.
- Stetson, Brad, *Human Dignity and Contemporary Liberalism*, London, Praeger: 1988.
- Wadud, Amina, *Inside the Gender Jihad: Women's Reform in Islam*, Oxford: One world Publications, 2007.
- Weeramantry, C.G., *Islamic Jurisprudence: An International Perspective*, London: Macmillan, 1999.
- Wilmer, Franke, *Human Rights in International Politics: An Introduction*, New Delhi: VIVA Books, 2016.

International Human Rights System

Course Rationale:

This is an essential introductory course to understand the beginnings of norm setting efforts at the international and regional level. Together with the paper on Historical and Philosophical Foundations, it provides an insight into the normative, institutional and legal foundations of human rights in the post-Second World War era. It also considers the various mechanisms and processes of implementation prevalent at the universal and regional level for the realization of human rights. Students must focus both on the provisions and rationale of the conventions and other legal documents.

UNIT-I: Human Rights System: The Standard Setting

- i. The UN Charter and the UDHR: Evolution, Philosophy and Impact
- ii. The ICCPR and ICESCR: Provisions and Analysis
- iii. Other Core Conventions and Declarations: Features and Significance

UNIT-II: International Mechanisms of Implementation Protection

- i. The Human Rights Council: Evolution, Structure and Functions
- ii. Thematic Procedures and Universal Periodic Review
- iii. Treaty Monitoring Bodies: Structure, Periodic Reporting and Communications

UNIT-III: Regional Human Rights Systems

- i. The European System
- ii. The Inter-American System
- iii. The African System

Suggested Readings

- Alston, Philip and Goodman, Ryan, *International Human Rights*, 3rd Edn. (Oxford University Press, 2012)
- Bantekas, Ilias and Oette, Lutz, *International Human Rights: Law and Practice* (Cambridge, UK: Cambridge University Press, 2013). HR-6085
- Buergethal, Thomas, *International Human Rights in Nutshell* (West Group, 1995).
- Callaway, R. L. & Harrelon-Stephens, Julie, ed., *Exploring International Human Rights: Essential Readings* (New Delhi: Viva for Lynne Reinner, 2010) HR- 6037
- Donnelly, Jack, *Universal Human Rights*, 3rd edn., first Indian reprint (Jaipur: Rawat, 2014). HR-6015
- Forsythe, David P. *Human Rights in International Relations*, 3rd edn. (Cambridge, UK: Cambridge University Press, 2012).
- Forsythe, David P., ed., *Encyclopedia of Human Rights*, 5 volumes (Oxford University Press, 2009)
- Hannum, Hurst, *Guide to International Human Rights Practice* (Transnational Publishers, 1999).
- Mertus, Julie, *The United Nations and Human Rights: A Guide for a New Era*, 2nd edn. (Routledge, 2009)
- O’Byrne, Darren J., *Human Rights in a Globalizing World* (London/New York: Palgrave, Macmillan, 2016) HR-6086
- Savitri, Kadloor, “Implementing International Human Rights Standards in a Globalizing World” in Rumki Basu, ed., *Globalization and the Changing Role of the State: Issues and Impacts* (New Delhi: New Dawn Press, 2007), pp. 171-192. (This article is particularly relevant for the topic on the Committee of the Rights of the Child).
- Savitri, Kadloor, “Major Human Rights Conventions”, in *Human Rights: Evolution, Concepts and Concerns* (Book 2, CHR 11 – Unit 5 of Human Rights Course), **IGNOU, New Delhi**, 2009; “Major Conventions and Declarations”, [Unit 6, Course MGPE-016], Masters Programme in Gandhi and Peace Studies **IGNOU**, 2012, pp. 70-83.
- Sheeran, scott and Rodley, Nigel, ed., *Routledge Handbook of International Human Rights Law* (Routledge, 2012) HR-6041
- Shelton, Dinah, ed., *The Oxford Handbook of International Human Rights Law* (2013).
- Smith, Rhona M, *International Human Rights Law*, 8th edn. (Oxford: Oxford Univ Press, 2018), HR – 6166, Chapters 3-11.
- Symonides, Janusz, *A Guide to Human Rights: Institutions, Standards and Procedures* (Paris: Unesco, 2006).
- Vijapur, Abdulrahim and Savitri, K., ‘The International Covenants on Human Rights: An Overview’, *India Quarterly*, vol. 62, no. 2, April-June 2006, pp. 1-37 available at: <http://iqq.sagepub.com/content/62/2/1.full.pdf+html>
- Vijapur, Abdulrahim and Savitri, Kadloor, ‘The International Bill of Human Rights’ in Shashi Motilal and Bijayalaxmi Nanda, ed., *Understanding Social Inequality: Concerns of Human Rights, Gender and Environment* (New Delhi: Macmillan, 2010), pp. 131-149.
- Vijapur, Abdulrahim, *Human Rights in International Relations* (New Delhi: Manak, 2008)
- Wilmer, Frank, *Human Rights in International Politics: An Introduction* (New Delhi: Viva for Lynne Reinner, 2016) HR-6028

MHRS-104

Rights of the Child

Course Rationale:

The course is founded on the principles of provision, protection and participation with regard to the rights of the child. It takes into consideration the position of the child, the family and the State and the relationship established between these entities. Learners will come to understand global norms, and analyze the international framework established under the United Nations Convention on the Rights of the Child. It will also deal with the status of the children in India and the problems prevalent in society. Topics related to constitutional and statutory provisions, public policy and the role of non-governmental organizations are also covered.

UNIT-I: Principles of Protection and Participation

- i) The Child, the Family and the State
- ii) The General Principles: 'Best Interest of the Child' and 'Evolving Capacities
- iii) Provision Rights, Protection Rights and Participation Rights (Three 'P's)

UNIT-II: International Norms

- i) UN Convention on the Rights of the Child History, Provisions and Analysis
- ii) Optional Protocols to the CRC: OPAC & OPSC
- iii) The Committee on the Rights of the Child and UNICEF

UNIT-III: Child Rights in India

- i) Status of Children in India: Problems and Issues
- ii) Constitutional Provisions for Children (Special Laws related to Child Labor, Bonded Labor, Juvenile Justice System, RTE). Statutory Provisions: POSCO.
- iii) State, Public Policy and the Role of NGOs

Suggested Readings

Amnesty International Reports

Antonella, Invernizzi and Jane Williams: *The Human Rights of Children: From Visions to Implementation*, Oxford University Press, 2016

Archard, David and Macleod, Collin M., *The Moral and Political Status of Children*, Oxford University Press, 2002

Bajpai, Asha, *Child Rights in India*, Oxford University Press, 2017

D'Costa, Bina, *Children and Violence*, Cambridge University Press, 2016

Fenton-Glynn, Claire, *Children's Rights and Sustainable Development*, Cambridge, 2019

Human Rights Watch, *Global Reports*

Parkes, Aisling, *Children and International Human Rights Law*, Routledge, 2015

Sagade, Jaya, *Child Migration: Socio, Legal and Human Rights Dimensions*, Oxford University Press, New Delhi 2005

UNHCR, *Guidelines on Evaluation and Care of Victims of Trauma and Violence*

UNHCR, *Guidelines on Prevention and Response to Sexual Violence*

UNHCR, *The United Nations Standard Minimum Rules (SMR) for the Advancement/Advocacy of Juvenile Justice/ Beijing Rules*.

UNHCR, *UN Declaration on the Protection of Women and Children in Emergency and Armed Conflict*

UNICEF, *Impact of Armed Conflict on Children : Report of Graca Machel*, Expert of the Secretary-General of the United Nations, New York, 1996.

UNICEF, *The State of Children*

MHDX-101

**Violence, the State and Human Rights
(CBCS)**

Course Rationale:

The paper seeks to provide a comprehensive and in-depth understanding of the occurrence of violence in society. It utilizes theoretical frameworks developed by philosophers, political scientists and sociologists to explain the underpinnings of violence. It also aims to understand how violence is embedded in state and society having varying regime types. The final aim is to be able to link the theories and empirical understanding to a deeper understanding of protection of human rights

Unit – I: Concepts and Theories

- i. Philosophical Perspectives on Violence
- ii. Categories of Violence
- iii. Violence and Power

Unit- II: Issues related to Violence

- i. Democracy and Violence
- ii. Cultures and Practices of Violence
- iii. The State and the Use of Violence

Unit-III: Violence and Human Rights

- i. Violence and Law
- ii. Challenges to Human Rights Protection against Violence
- iii. Questioning the Sufficiency of Human Rights

Essential Readings

- Arendt, Hannah, *On Violence*, Boston: Houghton Mifflin Harcourt, 1970.
- Besteman, Catherine, ed., *Violence: A Reader*, New York: Palgrave Macmillan, 2002
- Chenoweth, Erica ed., *Political Violence (Four Volume Set)*, Thousand Oaks, US: Sage, 2014.
- Lawrence, Bruce B. and Aisha Karim, eds., *On Violence: A Reader*, USA: Duke University Press, 2007
- Schmidt, Bettina E. and Ingo W Shroder, eds., *Anthropology of Violence and Conflict*, New York/ London: Routledge, 2001
- Steger, Manfred B. and Nancy S Lind, eds., *Violence and Its Alternatives: An Interdisciplinary Reader*, London: Macmillan, 1999.
- Tilly, Charles, *The Politics of Collective Violence*, New York: Cambridge University Press, 2003
- Worcester, Kenton, Sally Avery Bermanzhon and Mark Unger, eds., *Violence and Politics: Globalisation's Paradox*, New York/ London: Routledge, 2002
- Zahn, Margaret A., Henry H. Brownstein, Shelly L. Jackson, eds., *Violence: From Theory to Research*, New York/ London: Routledge, 2004
- Zizek, Slavoj, *Violence: Six Sideways Reflections*, London: Profile Books, 2009

SEMESTER - II
M.A. Human Rights & Duties Education

MHD-201

International Humanitarian Law

Course Rationale:

This course attempts to introduce the law of armed conflicts with specific reference to its implications for human rights. The focus is on analyzing how the IHL strengthens / enhances the enjoyment of human rights as also to encourage the students to devise ways of accommodating human rights concerns in a situation of armed conflict at the national level. Considering the overtly legal nature of the subject, it is expected to inform an interdisciplinary approach to understanding human rights with securing protection of the individual as the overriding objective both in times of armed conflict and peace.

Unit – I Development and Sources of International Humanitarian Law

- i. Origin, Sources and Development of IHL: Hague Conventions (1899 and 1907) and Geneva Conventions (1949 and its Protocols of 1977)
- ii. The Non-international Armed Conflicts: Common Article 3 and the Additional Protocol – II
- iii. The Convergence between International Human Rights and Humanitarian Law

Unit – II Implementation of IHL

- i. Mechanisms for the Implementation of IHL
- ii. ICRC as the implementing agency: Principles, Policies and Role
- iii. International Criminal Court: Structure and Working

Unit – III Crimes against Humanity and their Redressal

- i. Genocide, Genocide Convention and Humanitarian Intervention: Provisions, Implementation and Contestations
- ii. Rape and other gender-related persecutions in War
- iii. Transitional Justice, Truth Commissions, and Hybrid Courts

Essential Readings

- Arsanjani, M H., “The Rome Statute of the International Criminal Court” in Ku, Charlotte and Diehl, Paul F., ed., *International Law: Classic and Contemporary Readings* (Lynne Reinner/ Viva, 2004).
- Balachandran, M K and Verghese, Rose ed., *Introduction to International Humanitarian Law* (ICRC, 1997); HR-193, HR-194, HR-195.
- Bantekas, Ilias and Lutz, Oette, *International Human Rights: Law and Practice* (Cambridge University Press, 2013), Chapter 14 on International Armed Conflict
- Brownsword, Roger, ed., *Global Governance and the Quest for Justice*, vol. 4: *Human Rights* (Oxford: Hart Publishing House, 2004), Chapter 9 on International Criminal Court
- Carpenter, R Charli, “Surfacing Children: Limitations of Genocidal Rape Discourse”, *Human Rights Quarterly*, vol. 22, 2000, 428-477.
- Forsythe, David P, *Human Rights in International Relations*, 3rd edn. (Cambridge Univ Press, 2012), Chapter 4 on ‘Transitional Justice: Criminal Courts and Alternatives’, 117-154.
- Forsythe, David P, *The Humanitarians: The International Committee of the Red Cross* (Cambridge Univ Press, 2005), HR-319
- Niarchos, Catherine N., “Women, War and Rape: Challenges Facing the ICTFY”, *Human Rights Quarterly*, vol. 17, 1995, 649-690.
- Nowrojee, Binaifer, “‘Your Justice is Too Slow’: Will the International Criminal Tribunal for Rwanda Fail Rwanda’s Rape Victims?” in Donna Pankhurst, ed., *Gendered Peace: Women’s Struggles for Post-War Justice and Reconciliation* (Routledge, 2008).
- O’Byrne, Darren, *Human Rights: An Introduction* (Pearson, 2007), chapter 9; HR-238

Suggested Readings

- Donnelly, Jack, *Universal Human Rights*, 3rd edn., first Indian reprint (Jaipur: Rawat, 2014), Chapter 15 on Genocide and Humanitarian Intervention; HR-6015
- Drumbl, Mark, “The (Al)lure of the Genocide Trial: Justice, Reconciliation and Reconstruction in Rwanda” in Bernhizer, David, ed., *Effective Strategies for Protecting Human Rights* (Ashgate, 2001).
- Jones, Adam, ed., *New Directions in Genocide Research* (Routledge, 2012).
- Lindsey, Charlotte, *Women Facing War* (ICRC, 2004).
- Maybee, Larry and Chakka, Benarji, ed., *International Humanitarian Law: A Reader for South Asia* (ICRC, 2008).
- Warner, David, *Human Rights and Humanitarian Law: A Quest for Universality* (Martinus Nijhoff, 1997).

MHD-202
WOMEN'S RIGHTS

Course Rationale:

The course aims to put in perspective the inherent historical and traditional bias against the exercise of rights by women and girls, (the lack of individualized choice and action – women's agency) in favour of men and boys. The concomitant concerns universally articulated as women's rights include amongst others the right to vote, hold public office, enter into legal contracts, work, equal pay, equal rights in family law, own property, education, bodily autonomy and reproductive rights. With this backdrop, the course provides a historical background of the Women's Movement - both International and in India with an introduction to Feminism and its concepts and the larger contemporary context of gender perspective to development and the human rights discourse.

Unit- I: History of Women's Movement and International Response

- i. Europe, Americas, Africa and Asia
- ii. Women's movement in India; Pre and Post-Independence, Contemporary
- iii. CEDAW; Conventions, Committee & Optional Protocol

Unit-II: Feminism

- i. Liberal; Rationality, Freedom, Education
- ii. Marxist; Marxist-Production, reproduction, class; Alienation; Marriage and family
- iii. Radical & Social Feminism; Gender and Patriarchy, Reproductive technology, motherhood; Class and Gender, Division of labour, Exploitation

Unit- III: Gender within the Human Rights Discourse and Gender Perspective to Development

- i. Women in Development; Women and development; Livelihood, security, Habitat
- ii. Development and Gender, Perspectives on Human Rights and Gender Justice
- iii. Women's Rights & Human Rights; Women's Rights are Human Rights

Suggested Readings

- Ahooja-Patel, Krishna, *Women and Development*, Ashish Publishing House, New Delhi, 1995.
- Anderson, Margaret, *Thinking About Women*, Macmillan, New York, 1993.
- Batra, G.S. and Dangwal, R.C. (eds.), *Globalisation and Liberalisation: New Developments*, Deep and Deep, New Delhi, 2004.
- Beasley, Chris, *What is Feminism?*, Sage, London, 1999
- Bell, Hooks, *Ain't I a Woman: Black Women and Feminism*, Pluto Press, London, 1982.
- Chatterjee, Mohini, *Feminism and Gender Equality*, Aavishkar, Jaipur, 2005.
- Desai, Neera, *A Decade of Women's Movement in India*, Meena Pandev, Bombay, 1988.
- Eisenstein, Zillah, *Capitalist Patriarchy and the case for Socialist Feminism*, Monthly Review Press, New York, 1979.
- Essed, Philomena et al (eds.), *A Companion to Gender Studies*, Blackwell Pub., Oxford, 2005.
- Gandhi, Nandita and Shah, Nandita, *The Issues at Stake: Theory and Practice in the Contemporary Women's Movement in India*, Kali, New Delhi, 1992.
- Ghosh, Swati, *The Gendered Proletarian*, OUP, 2017.
- Government of India, *Blue Print of Action Points and National Plan of Action for Women*, Development of Social Welfare, New Delhi. **1976**,
- Gupta, Parachi, *Religion and Feminism*, ABD Publications, Jaipur, 2007.
- Krishnaraj, Maithreyi (ed.), *Feminist Concepts: Part 1, 2, and 3, Contribution to Women's Studies Series-7*, Research Centre for Women's Studies, SNDT Women's University, Bombay, 1990.
- Lal, Malashri & Kumar, Sukrita Paul (eds.), *Women's Studies in India: Contours of Change*, IAS, Shimla, 2002.
- Mishra, Binod, (ed.), *Critical Responses to Feminism*, Sapru & Sons, New Delhi, 2006.
- Nicholson, Linda, *Feminism/ Postmodernism*, Routledge, New York, 1990.
- Nicholson, Linda, *The Second Wave: A Reader in Feminist Theory*, Routledge, New York, 1997.
- Price, Lisa S., *Feminist Frameworks*, Aakar Pub., New Delhi, 2009.
- Ramaswamy, S., *Women in Political Thought*, Orient Blackswan, 2018.
- Sarkar, Sumit and Sarkar, Tanika, (ed.), *Women and Social Reform in Modern India: A Reader*, Vol. II, Permanent Black, Ranikhet, 2011.
- Shukla, Bhaskar A., *Feminism: From Mary Wollstonecraft to Betty Friedan*, Sapru and Sons, New Delhi, 2007.
- Spender, Dale, *Feminism Theorists: Three Centuries of Women's Intellectual Traditions*, The Women's Press, London, 1982.
- Tharu Susie and Tejaswini Niranjana, *Problems for a contemporary theory of Gender*; Subaltern Studies IX, Writings on Contemporary History and Society, Ed by Shahid Amin and Dipesh Chakraborty, New Delhi, OUP, 1996.
- Tong, Rosemarie, *Feminist Thought: A Comprehensive Introduction*, Westview Press, San Francisco, 1989.
- United Nations, *Convention on the Elimination of All Forms of Discrimination against Women*, (CEDAW) 1979.
- Wee, V. and Heyzer, N., *Gender, Poverty and Sustainable Development*, ENGENDER, Centre for Environment, Gender and Development Pvt. Ltd, Singapore, 1995.

MHD-203

Human Rights in India

Course Rationale:

The course deals with the constitutional provisions and institutional arrangements for Human Rights and Human Rights violations in India. It aims to provide a theoretical and practical understanding of the structure and implications of Human development, Public Policy and New Economic Policy. The last segment of this course deals with the rights of the marginalised groups and issues of health, education and gender justice. The agenda of the Sustainable Development Goals in the context of India is also taken up in order to understand the latest developments in Public Policy.

Unit I: Constitution, Law and Human Rights Regime

- (i) Constitutional and Statutory Provisions, Institutional Arrangements
- (ii) Violation of Human Rights
- (iii) Service Delivery System and Issues of Reforms

Unit II: Right to Development

- (i) The Politics of Development: Socio-economic implications
- (ii) Public Policy and Human Development
- (iii) New Economic Policy

Unit III: Human Rights Issues

- (i) Rights of marginalised groups
- (ii) Health, education and Gender justice
- (iii) India and Sustainable Development Goals

Suggested Readings

- Ansari, Iqbal, *Readings on Minorities: Documents and Perspectives*, New Delhi: IOS, 1999.
- Basu, D. D., *Introduction to Constitution of India*, Prentice Hall of India, 1989.
- Chandrachud, Abhinav, *Republic of Rhetoric: Free Speech and the Constitution of India*, New Delhi: Penguin, 2017
- Dwivedi, Om Prakash and Rajan, V. G. Julie, ed., *Human rights in Postcolonial India* New Delhi: Routledge, 2016.
- Mathur, B. P., *Governance Reforms and Vision India*, McMillan: 2005
- Nirmal, C. J., *Human Rights in India*, OUP, 1999.
- Noorani, A. G, *Constitutional Question and Citizen Rights*, OUP, 2006
- Rudolph and Rudolph, “Living with Differences in India”, *The Political Quarterly*, Vol. 71, 2000
- Saksena, K. P., *Human Rights: Perspectives and Challenges*, New Delhi: Lancer Books, 1994
- Sehgal and Singh, *Human Rights in India* New Delhi: Deep and Deep, 1996,
- Shah, *Dalit Identity and Policy*, New Delhi: Sage Publications, 2001
- Simmonds, *A Debate over Rights*, New Delhi: OUP, 1998
- Singh A, Kapoor and Bhattacharya, *Governance, Poverty Reduction: Beyond Cage of Best Practices*, New Delhi: PHI Learning, 2009;
- Singh, Anushka, *Sedition in Liberal Democracies*, New Delhi: OUP, 2018.
- May, Stephen, *Ethnicity, Nationalism and Minority Rights*, Cambridge University Press, 2004

MHD-204

Environment and Human Rights

Course Rationale:

Environmental issues deeply impact Human Rights. Therefore, the paper aims at analyzing the philosophical and political underpinnings of environmental destruction and violations of human rights. It will focus on the inter-linkages between science, capitalism, development and the state, and how they infringe human rights.

Unit I: Introduction to Environmental Concepts

- (i) Introduction to the Global Commons
- (ii) Rationality and the Domination of Nature
- (iii) Green Political Thought

Unit II: Environmental Politics

- i. Capitalism, the State and Environment
- ii. Environmental Citizenship
- iii. Environmental Justice

Unit III: Environment and Human Rights

- i. Environment and Human Rights
- ii. Environmental Rights in International Law
- iii. Development of Environment-based Rights in India

Suggested Readings

Boyd, David R, *The Environmental Rights Revolution: A Global Study of Constitutions, Human Rights, and the Environment*. Vancouver: UBC Press, 2011.

Boyle, Alan. “Human Rights and the Environment: Where Next?” *The European Journal of International Law* 23:3 (2012) : 613-642.

Boyle, Alan E. and Michael R. Anderson, *Human Rights Approaches to Environmental Protection*, Clarendon Press: London, 1998.

Hancock, Jan. *Environmental Human Rights: Power, Ethics, and Law*. Ashgate: Surrey, 2004.

Hardin, Garret. “The Tragedy of the Commons.”, *Science*, New Series, Vol 162, No. 3895 (1968):1243-1248.

Leibell, Susan P. “The Text and Context of “Enough and as good.”: John Locke as the Foundation of an Environmental Liberalism” *Polity*, 43:2 (2011): 210-241.

Ostrom, Elinor, *et al.*, “Revisiting the Commons: Local Lessons, Global Challenges.” *Science*, Vol 284 (1999): 278-282.

Sachs, Wolfgang, *Environment and Human Rights*, Wuppertal: Wuppertal-Inst. für Klima, Umwelt Energie, 2003.

Schlosberg, David, “Reconceiving Environmental Justice: Global Movements and Political Theories” *Environmental Politics*, 13:3 (2004) : 517-540.

MHDX-201

**Indian Political System: Constitution and Institutions
(CBCS)**

Course Rationale

The course will exercise a political lens to trace out the evolution of constitutional democracy in India. The course employs a historical – institutional perspective to highlight the prominent ideas that have influenced India’s political trajectory. We shall discuss about how major public institutions in India have contributed to shape and are in turn shaped by the changing political landscape.

Unit I: Fundamentals of the Indian Constitution

(i) Nature of Indian Constitution

- Assessment of the Constituent Assembly
- Democracy and the activist state.

(ii) Fundamental Rights and Directive Principles

- Relations between Fundamental Rights and Directive Principles.
- Individual and Group Rights

(iii) Secularism

- Nature and Challenges of Indian Secularism.
- Secularism and its critics.

Unit II: Institutional Framework -I

(i) Executive

- President & Prime Minister
- Union Cabinet

(ii) Judiciary

- Structure of Judiciary
- Judicial Activist and Judicial Review

(iii) Legislature

- Norms of Representation
- Parliamentary Sovereignty and Performance

Unit III: Institutional Framework-II

(i) Federalism

- Strong Centre Framework.
- Centre-State Relations.

(ii) Decentralization

- Panchayati Raj Institutions.
- Local Self Government Institutions

(iii) Bureaucracy and the Defence Forces

- Nature of Bureaucracy
- Civil-Military Relations

Suggested Readings

- Bhatia, Gautam. *The Transformative Constitution: A Radical Biography in Nine Acts*. New Delhi: Harper Collins, 2019.
- Chandoke, Neera. *Rethinking Pluralism, Secularism, and Tolerance*. New Delhi: Sage, 2019.
- Chandrachud, Abhinav. *The Informal Constitution: Unwritten Criteria in Selecting Judges for the Supreme Court of India*. New Delhi: Oxford University Press, 2014.
- De, Rohit. *A People's Constitution: The Everyday Life of Law in the Indian Republic*. New Delhi: Oxford University Press, 2018.
- Jayal, Niraja Gopal. *The Oxford Companion to Politics in India*. New Delhi: Oxford University Press, 2011.
- Kapur, Devesh, et.al. *Rethinking Public Institutions in India*. New Delhi: Oxford University Press, 2017.
- Khosla, Madhav. *The Indian Constitution*. New Delhi: Oxford University Press, 2012
- Khosla, Madhav, et.al. *The Oxford Handbook of Indian Constitution*. New Delhi: Oxford University Press, 2016.
- Kohli, Atul, et.al. *Routledge Handbook of Indian Politics*. New Delhi: Routledge, 2018.
- Wilkinson, Steven, *Army and the Nation*, Ranikhet: Permanent Black, 2017.

SEMESTER - III

M.A. Human Rights & Duties Education

MHRS- 301

International Organization

Course Rationale:

This paper provides a detailed introduction to the evolution, structure and working of the first and second generation international organizations. The objective of introducing this paper is to help the students to appreciate the critical importance of international organization as a field of study to the broader understanding of international relations. The course content consists of carefully selected topics aimed to provide signposts for the *context, content and contours* of international organization. It expects to assist students to achieve a higher level of learning in comparison to the primarily textbook-based learning at the undergraduate level so as to enable academic mobility for those willing to pursue further studies and research in this exciting field of political science and international relations.

UNIT-I: Origin and Development

- i. International Organization: Definition, Classification, Role and Functions
- ii. Theoretical Approaches; Federalist, Functionalist and Neo Functionalist
- iii. Evolution (19th to early 20th Century); Structure and Role of the League of Nations

UNIT-II: The United Nations –Structure, Mandate and Problems

- i. Evolution, Objectives and basic Principles of the Charter
- ii. Principal Organs
- iii. Economic and Social mandate: Specialized Agencies (ILO & UNESCO), Funds and Programmes (UNDP, UNEP, UNIFEM/UN Women)

UNIT-III: Issues, Challenges and Pathologies

- i. MIPS (Pacific settlement of disputes, Collective Security) and peacekeeping: New issues and new directions
- ii. Humanitarian intervention or Responsibility to Protect?
- iii. Challenge of relevance: need for reforms

Suggested Readings

- Abi-Saab, Georges, *The Concept of International Organization*, (Paris: Unesco, 1981).
- Archer, Clive, “Theories of International Organizations” in Bhupinder S. Chimni and Siddharth Mallavarapu, (ed.), *International Relations: Perspectives for the Global South* (Delhi: Pearson, 2012).
- Archer, Clive, *International Organizations*, Third edn. (London: Routledge, 2001).
- Barkin, J. Samuel, *International Organization: Theories and Institutions* (Palgrave, 2006).
- Bennett, LeRoy A. And Oliver, James K., *International Organizations: Principles and Issues*, 7th edn., (New York, N.Y.: Prentice-Hall, 2002).
- Claude, Inis L., *Swords into Plowshares: The Progress and Problems of International Organization*, 4th edn. (New York: Random House, 1971).
- Daws, Sam and Weiss, Thomas G., (ed.), *The Oxford Handbook on the United Nations*, (New York: Oxford University Press, 2007).
- Falk, Richard, ‘Humanitarian Intervention: Imperatives and Problematics’ in Richard Falk, *et al*, ed., *Human Rights: Critical Concepts in Political Science* (London: Routledge, 2008), pp. 311-329.
- Goodrich, Leland M., “Approaches to the Study of International Organizations” in Avi Shlaim, ed., *International Organizations in World Politics – Yearbook*, London: Croomhelm, 1975).
- Goodspeed, Stephen S., *The Nature and Function of International Organization* (New York, N.Y.: OUP, 1958)
- Hurd, Ian, *International Organizations: Politics, Law, Practice*, 3rd edn. (Cambridge: Cambridge University Press, 2018) Chapter 2 on Theory, Chapter 7 on ILO
- Karns, Margaret P. and Karen A. Mingst, *International Organizations: The Politics and Processes of Global Governance*, 3rd edn. (New Delhi: Viva, 2016).
- Martin, Lisa and Simmons, Beth, ed., *International Institutions: An International Organization Reader* (Cambridge, Mass.: MIT Press, 2001).
- Moore, Jr. J. A. and Pubantz, J., *The New United Nations*, 2nd edn. (Routledge, 2017).
- Nicholas, H J., *United Nations as a Political Institution*, 5th edn. (OUP 1975).
- Reinalda, Bob, ed., *Routledge Handbook of International Organization*, (Routledge, 2013).
- Rittberger, Volker, ‘Theories of International Organizations’ in Volker Rittberger, Bernard Zangi and Andreas Kruck, ed., *International Organization*, 2nd edn. (Basingstoke: Palgrave Macmillan, 2012).
- Roberts, Adam and Kingsbury, Benedict, *United Nations, Divided World* (Oxford University Press, 1993)
- Sayward, Amy L., *The United Nations in International History* (Bloomsbury, 2017). HR 6065
- Thakur, Ramesh, *The United Nations, Peace and Security: From Collective Security to R2P* (Cambridge University Press, 2006).
- The Oxford Handbook of United Nations Peacekeeping Operations* (Oxford, 2015).

MHRS-302

Science, Technology and Human Rights

Course Rationale:

The course aims to provide students with theoretical and conceptual tools to understand the way scientific and technological decisions are made and the implications of these decisions on human rights and social development. Contemporary operationalisation amongst others in Life Sustaining Technologies, IVF, GMO and Euthanasia is contextualised. The discussion on Technology ‘in’ control and ‘out’ of control puts the “developments” in Science and Technology in perspective.

Unit- I: Defining and Contextualizing Science & Biotechnology

- i) Introduction: History of technological and scientific development: From the cast-metal plough, the compass, the printing press, the cotton gin, dynamite) to current (e.g., space exploration, genetic engineering, electronic communications).
- ii) Urbanization
- iii) Culture and Religion

Unit-II: Issues and Implications of Scientific and Biotechnological Developments

- i) Human Cloning, Foeticide, Surrogate Parenthood, In- vitro fertilization
- ii) Life Sustaining Technologies; Organ transplant, sale, performance augmenting drugs and technology
- iii) Palliative Care & Euthanasia

Unit- III: Global Context; Conceptualizing Science and Technology

- i) Arms control, Disarmament and Weapons of Mass Destruction
- ii) Technology in control and out of control
- iii) MDGs and SDGs; Human Development, Governance and Gender Justice.

Essential Readings

- Bankoswski, I. *International Ethical Guidelines Bromedial research involving Human subjects*. Geneva: WHO, 1993.
- Bhagwati, Jagdish, *In Defense of Globalisation*. Oxford University Press, 2007.
- Bruntland Report, *Our Common Future*. Oxford, 1986.
- Cassese, J. *Human Rights in the changing World*. Philadelphia: Temple University Press, 1990.
- Chatrath, K J.S (ed). *Education for Human Rights and Democracy*. Simla: IIAS, 1998.
- Dengjian, Jin. *The Dynamics of Knowledge Regimes: Technology, Culture, and Competitiveness*. 2004.
- Hick, Steven, Edward L Harpin, Eric Hoskins (eds), *Human Rights and the Internet*. London: Mcmillan Press Ltd., 2000.
- Johnson, An and Others ed., *New Technologies and Development*. Geneva: UNESCO, 1994.
- Knox, Paul, John Agnew and Linda McCarthy, *The Geography of the World Economy* (Hodder Arnold, UK, 1994)
- McConnel, Terrance; *Inalienable Rights, the Limits of consent in Medicine and Law*. New York: OUP, 2000.
- Mills, Catherine, *Biopolitics*, Routledge, 2018
- Narsimha, R. K., *Human Rights and Social Justice*. New Delhi: Commonwealth Publishers, 1999.
- Plomer A, *Patents, Human Rights and Access to Science*, Cheltenham, United Kingdom: Edward Elgar Publishing, 2015.
- Sahu, Asima. *Human Rights Violations and Law*, Jaipur: Pointer Publishers, 1999.
- Shiva Vandana, *Making Peace With The Earth*, Pluto Press, 2013
- Shiva Vandana, *Staying Alive*, South End Press, 2010
- Smith, George P II. *Human Rights and Bio Medicine*. The Hague: Kluver law International, 2000.
- Solomon, Jean-Jacques, Francisco R Sagasti, Celine Sachs-Jeanets, eds., *The Uncertain Quest, Science, Technology and Development*, Tokyo: United Nations University Press, 2000.
- Tomuschat C, *Human Rights: Between Idealism and Realism* (Oxford Univ Press,London), 2014.
- 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, 199.
- UN, *The Standards on Equalization of Opportunities of Persons for Persons with Disabilities*, New York, 1994.
- UNESCO, *Philosophical Formulations of Human Rights*, Paris: UNESCO, 1996.
- WHO, *Health as a bridge for Peace and Human Rights*, Geneva: WHO, 1996.
- Zinian, John and Others, ed., *The World of Science and the Rule of Law*, OUP, 1996.
-

MHRS – 303

Rights of Specific Groups

Course Rationale

This paper aims to introduce the rights and concerns of three specific groups, viz, migrant workers, disabled persons and indigenous groups. The discussion about each group will revolve around three common foci: the concept and contending approaches; international normative and legal framework; legal dimensions, policy and implementation in India. It has been organized thus to enable the students to understand in general the normative ideas and their empirical aspects at both international and national level.

Unit – I: Migrant Workers

- i. Understanding Migration: Concept and Approaches
- ii. International Convention on Migrant Workers
- iii. Migration from India: Policy and Dynamics (economics, human security, and women)

Unit – II: Disabled Persons

- i. Understanding Disability: Competing models
- ii. International Convention on the Rights of Persons with Disability
- iii. Disability: Law and policy in India

Unit – III: Indigenous Groups

- i. Understanding Indigenous Groups: Definition and contestations
- ii. UN Declaration on Indigenous Peoples: Unique claims of right to self-determination and right over natural resources
- iii. Cognizing Indigenous Groups in India: Provisions and Policies

Suggested Readings

- Addlakha, Renu, ed., *Disability Studies in India: Global Discourses, Local realities*, (New Delhi: Routledge, 2013).
- Behera, Navneeta Chadha, ed., *Gender, Conflict and Migration* (New Delhi: Sage, 2006).
- Behura, N K and Panigrahi, Neelkantha, *Tribals and Indian Constitution* (Jaipur: Rawat, 2006).
- Benerjee, Paula, et al, ed., *The State of Being Stateless: An Account of South Asia* (Hyderabad: Orient Blackswan, 2016).
- Chakravorty, Sanjoy, Kapur, Devesh and Singh, Nirvikar *The Other One Percent: Indians in America* (New Delhi: OUP, 2017).
- Das, Bidhan Kanti and Das, Rajat Kanti, ed., *Rethinking Tribe in Indian Context* (Jaipur: Rawat, 2017).
- De Guchteniere, Paul, Pecoud, Antoine, and Cholewinski, Ryzhard, ed., *Migration and Human Rights: The UN Convention on Migrant Workers' Rights* (Cambridge Univ. Press in collaboration with UNESCO, 2012)
- Fagan, Andrew, *Human Rights and Cultural Diversity: Core Issues and Cases* (Edinburgh University Press, 2017). HR – 6087, Chapter 6 on Rights of Indigenous Peoples
- Ghosh, Partha S., *Migrants, Refugees and the Stateless in South Asia* (New Delhi: Sage, 2016). HR - 6121
- Government of India, *Report of the High Level Committee on Socio-Economic, health and Educational Status of Tribals Communities of India*, May 2014. Available at URL: <https://kractivist.org/wp-content/uploads/2014/12/Tribal-Committee-Report-May-June-2014.pdf>
- Hans, Asha, ed., *Disability, Gender, and the trajectories of Power* (New Delhi: Sage, 2015).
- International Labour Organization, *Global Estimates on international Migrant Workers: Report* (Geneva: ILO, 2018).
- Kapur, Devesh, *Diaspora, Development, and Democracy: The Domestic Impact of International Migration from India* (New Jersey, NJ: Princeton University Press, 2010).
- Kothari, Jayna, *The Future of Disability Law in India* (New Delhi: OUP, 2012)
- Messina, Anthony and Lahav, Gallya, ed. *The Migration Reader: Exploring Politics and Policies* (Boulder, CO/New Delhi: Lynne Rienner/Viva, 2006/2012). PS - 128
- Nathan, Dev and Xaxa, Virginius, ed., *Social Exclusion and Adverse Inclusion: Development and Deprivation of Adivasis in India* (New Delhi: Oxford University Press, 2012).
- Radhakrishna, Meena, ed., *First Citizens: Studies on Adivasis, Tribals and Indigenous Peoples in India* (New Delhi: Oxford, 2016).
- Saksena, H. S., *Tribal Studies and Beyond: Contributions of D N Majumdar to Indian Anthropology* (Jaipur: Rawat, 2017).
- Sen, Asoka Kumar, *Indigeneity, Landscape and History: Adivasi Self-fashioning in India* (New Delhi: Routledge, 2018).
- Xaxa, Virginius, *State, Society, and Tribes: Issues in Post-Colonial India* (New Delhi: Pearson, 2008)

MPAX – 304

DISASTER MANAGEMENT IN INDIA

Course Rationale:

The course introduces disaster management as a means to understand the nature, scope and impacts of natural and man-made disasters. It covers the psychological, socio-economic and political effects of the same. The course also deals with disaster preparedness and its phases. It includes the role and responsibilities of the state and society in disaster management in India. Topics related to the response and recovery processes, analysis, design and enforcement of emergency plans are also covered. International state-run and private agencies working as models of change are considered with special reference to Australia, Chile, Japan, Indonesia, Philippines and the USA.

Unit I: Understanding Disaster Management

- i) Disaster Management: Concept and Scope
- ii) Understanding Natural and Man-Made Disasters
- iii) Psychological and Socio-political impacts

Unit II: Disaster Preparedness

- i) Concept, Nature and Phases
- ii) Disaster Preparedness: Mitigation and Preparedness
- iii) Role and Responsibilities of State, NGOs, Community and Media

Unit III: Disaster Response and Recovery

- i) Disaster Response Plan: State, Union and Local ; NDRF
- ii) Communication, Participation and Enforcement of Emergency Plans
- iii) International Models of Change: State and Private Agencies
(Australia, Chile, Japan, Indonesia, Philippines, USA)

Suggested Readings

- Blaikie P. and others. *At Risk: Natural Hazards, People's Vulnerability and Disaster*. London: Routledge, 2005.
- Carter, W. Nick. *Disaster Management: A Disaster Managers Handbook*. Asian Development Bank, 1992.
- Centre for Science and Environment; *Down to Earth*, Vol. 10, No. 6, New Delhi; 2001.
- Cohen, D. *Aftershock: The Psychological and Political Consequences of Disaster*. Paladin Publication, 1991.
- Drake, F. *Global Warming: The Science of Climate Change*. Oxford University Press, 2000.
- Khan, Amir Ali, Anshu Sharma and Manu Gupta. *Role of NGOs in Disaster Management in India*. New Delhi: Mimeo, 1996.
- Munasnigha, Mohan. *Natural Disasters and Sustainable Development: Linkage and Policy Options*. Washington D.C.: World Bank, 1996.
- Shukla P. R., S. K. Sharma and P. Venkatraman (Eds.). *Climate Change and Indian Issues, Concerns and Opportunities*. New Delhi: Tata McGraw Hill, 2002.
- Smith, K. *Environmental Hazards, Assessing Risks and Reducing Disasters*. Routledge, 1996.
- World Disaster Report, *ICRC and Red Crescent*, Oxford Press, 2000.

MHDX-3.4

Research Methodology

(Ability Enhancement)

Course Rationale:

The objective of the course is to introduce the students to the fundamentals of research methodologies, methods and techniques. As the focus is on social science research, the course includes approaches and methods in this field. It will provide a conceptual understanding of the methods and techniques. It will also help the students in developing a research orientation and learn the basic framework of research process.

Unit I: Social Science Research: An Introduction

- i. Approaching the difference between Natural and Social Science;
Important divergent views: Positivism and Interpretivism
- ii. Objectivity in Social Research; Problem of Values and Ethics.
- iii. Qualitative and Quantitative research.

Unit II: Scientific Method in Social Research

- i. Problem formulation and Hypothesis.
- ii. Identification of Variables; Concepts and Operationalisation of concepts.
- iii. Research design; Case study; Panel study.

Unit III: Research Tools

- i. Methods of Data collection: Observation, Survey, Questionnaire,
Schedule and Interview; Content Analysis
- ii. Sampling techniques: Probability and Non- Probability.
- iii. Data Processing and Report Writing.

Suggested Readings

- Guba E. G. and Y. S. “Lincoln Pragmatic Controversies, Contradictions and Emerging Confluences”, in N. K. Dengin and Y. S. Lincoln, *The Sage Handbook of Qualitative Research* (3rd ed., pp. 191-215), Thousand Oaks, CA: Sage, 2005.
- Neuman, W.L. *Social Research Methods: Qualitative and Quantitative Approaches*. Boston: Allyn and Bacon, 2000.
- Philips D. C., and N. C. Burbules. *Postpositivism and Educational Research*. Lanham, MD: Rowman and Littlefield, 2000.
- Flinders, D.J., and G.E. Mills (eds). *Theory and Concepts in Qualitative Research: Perspectives from the field*, New York: Teachers College Press, teachers College, Columbia University, 1993.
- Creswell, John W. *Research Design: Qualitative, Quantitative and Mixed Methods Approaches*. New Delhi: Sage Publications, 2012.
- Creswell, John W., *Qualitative Inquiry and Research Design: Choosing Among Five Approaches*. Thousand Oaks: Sage, 2009.
- Kumar, Ranjit. *Research Methodology; A Step by Step Guide for Beginners*. New Delhi: Sage publication India Pvt. Ltd., 2011.
- Ahuja, Ram, *Research Methods*. New Delhi: Rawat publications, 2011.
- Thomas, R. Murray, *Blending Qualitative and Quantitative Research Methods in Theses and Dissertation*. California: Corvin Press, INC., 2003.
- O’ Leary, Zina. *The Essential Guide to Doing Research*. Sage Publications, 2017.
- Kothari, C. R. *Research Methodology: Methods and Techniques*. New Delhi: Wishwa prakashan, 2002.
- Weinstein, Mark, Matt Henn and Nick foard. *A Critical Introduction to Social Research*. Delhi: Sage Publications, 2009.

SEMESTER - IV
M.A. Human Rights & Duties Education

MHD-401

Social Movements and Human Rights in India

Course Rationale:

Social movements have been a significant part of political life globally for quite a long time. This course seeks to examine the human rights implications of social movements in India. It seeks to equip the students with conceptual and theoretical tools to understand social movements with reference to competing paradigms about social movements. Major contemporary social movements that India experienced post- Independence are covered here mainly focusing on their implications and contribution to Human Rights.

UNIT-I: Concepts and Approaches

- I) Social Movements: Concept and Definitions
- II) Social Movements: Types and Organisation
- III) Social Movements: Approaches(Liberal, Marxist, Post-Modernist and Feminist)

UNIT-II: Social Movements - I

- I) Human Rights Movement and NGOs: PUCL&PUDR
- II) Social Reform Movements: Dalit, Tribal and Backward Classes
- III) Peasant Movements: Telangana and Naxalite/Maoist

UNIT-III: Social Movements - II

- I) Ecological and Environmental Movements: Narmada and Chipko
- II) Women's Movement in India
- III) Movement Organisations: National Alliance for People's Movements

Essential Readings

- Basu, Amrita: *Two Faces of Protests: Contrasting Modes of Women's Activism in India*, Berkeley, University of California Press, 1992.
- Baviskar, Amita, *In the Belly of the River: Tribal Conflicts over Development in the Narmada Valley*, Delhi: Oxford University Press, 1995.
- Baxi, Upendra, *The Future of Human Rights*, 2nd edn., New Delhi: Oxford University Press, 2006,
- Chesters, Grame and Welsh, Ian, *Social Movements: The Key Concepts*, New York: Routledge, 2011.
- Oommen T.K, *Social Movements I: Issues of Identity*, Delhi: Oxford University Press, 2010.
- , *Social Movements II: Concerns of Equity and Security*, Delhi: Oxford University Press, 2010
- Rao, M S A (ed.): *Social Movements in India*, vol. 1, Delhi, Manohar Publications, 1978.
- Ray, Raka and Katzenstein, Mary Fainsod, eds., *Social Movements in India: Poverty, Power, and Politics*, New Delhi, Oxford University Press, 2005.
- Shah, Ghanshyam: *Social Movements and the State*, New Delhi, Sage Publications, 2002.
- *Social Movements in India: A Review of Literature*, New Delhi, Sage Publications, 2004.
- , *Democracy, Civil Society and Governance*, New Delhi: Sage Publications, 2019.
- Singh, K S: *Tribal Movements in India* Vol. 2, Delhi: Manohar, 2015.
- Sidney G. Tarrow, *Power in Movement: Social Movements and Contentious Politics*, Cambridge: Cambridge University Press, 2011.
- Zelliot, Eleanor: *From Untouchable to Dalit: Essay on Ambedkar Movement* (New Delhi: Manohar, 1996.

MHD-405

Rights of the Refugees

Course Rationale:

This paper introduces conceptual and institutional regime of refugee protection at the international and national level while focusing attention on understanding the various dimensions, issues and problems that arise in the protection of refugees. The discussion would be legal, normative and empirical in its content.

Unit – I International System for Refugee Protection

- i. Concept of Refugee: Definition and Expanding Meaning
- ii. Well-founded fear of persecution: Concept and Bases of determination
- iii. Right of Asylum and the principle of *Non-refoulement*: Trends in state practice

Unit – II Refugee Issues

- i. Women and Migration: Gender-based persecution
- ii. Rights of the Refugees : Issues of National and Human Security
- iii. Refugee Protection in India: Protection outside international framework

Unit – III Institutional Framework for Refugee Protection: UNHCR

- i. Structure and Mandate of UNHCR: Durable Solutions, IDPs and Humanitarian Assistance
- ii. Role of the UNHCR: Problems in Refugee Protection and Voluntary Repatriation
- iii. Reintegration of Refugees – Political and Social Dimension

Suggested Readings

- Banerjee, Paula, *et al*, ed., *The State of Being Stateless: An Account of South Asia* (Hyderabad: Orient Blackswan, 2016). HR- 6098
- Behera, Navneeta Chadha, ed., *Gender, Conflict and Migration* (Sage, 2006).
- Chimni, B S, *International Refugee Law: A Reader* (Sage, 2000).
- Cunliffe, Alex and Pugh, Michael, 'The Politicization of UNHCR in the Former Yugoslavia', *Journal of Refugee Studies*, Vol. 10, No. 2, 1997, 134-153. Available to Jamia intranet at: <http://jrs.oxfordjournals.org/content/10/2/134.full.pdf>
- Dhavan, Rajeev, *Refugee Law and Policy in India* (New Delhi: PILSARC, 2005).
- Fiddiyan-Qasmiyeh, E., Loescher, Gil, *et al*, ed., *The oxford Handbook of Refugee and Forced Migration Studies* (Oxford Univ Press, 2014).
- Ghosh, Partha S., *Migrants, Refugees and the Stateless in South Asia* (New Delhi: Sage, 2016). HR - 6121
- Goodwin-Gill, Guy S. and McAdam, Jane, *The Refugee in International Law*, 3rd edn. (Oxford: Clarendon Press, 2007).
- Greatbatch, Jacqueline, 'The Gender Difference: Feminist Critiques of Refugee Discourse', *International Journal of Refugee Law*, Vol.1, No.4, 1989, pp. 518-26.
- Handbook and Guidelines on Procedures and Criteria for Determining Refugee Status* (UNHCR, 2011).
- Handbook for the Protection of Women and Girls* (UNHCR, 2008).
- Harrell-Bond, Barbara, *Imposing Aid: Emergency Assistance to Refugees* (Oxford University Press, 1986).
- Hathaway, J. C., *The Law of Refugee Status*, (Butterworths, 1991)
- Loescher, Gil, *The UNHCR and World Politics: A Perilous Path*, (Oxford University Press, 2002).
- Robinson, W. Courtland, *Terms of Refuge* (New York, N.Y.: Zed Books, 2000) **HR - 217**
- Samaddar, Ranabir, ed., *Refugees and the State* (New Delhi: Sage, 2003) HR-279
- Savitri, K., 'Changed Context and Shifting Focus: UNHCR's Role in Repatriation and Peace-building' in R P Misra, D. Gopal and Sailaja Gullapalli, ed., *World Peace and Global Order: Gandhian Perspectives* (New Delhi: Pentagon Press, 2014), pp.235-247.
- Savitri, K., 'Retrieving the Self and Relocating in the Community: Dimensions of Refugee Reintegration' in Anisur Rahman, ed., *Human Rights and Social Security: Perspectives, Issues and Challenges*, (New Delhi: Manak, 2011), pp. 353-368.
- Savitri, K., 'Partner in Peace-Building: UNHCR in East Timor', *ISIL Yearbook of International Humanitarian and Refugee Law* (New Delhi), vol. IX, 2009, pp.174-188.
- Savitri, K., 'When the Conflict is Over: UNHCR and the Challenge of Refugee Reintegration in Post-conflict Peace-building', *Indian Journal of Politics*, vol. 38, no. 4, 2004, pp. 120-136.
- Sengupta, Ipshita, 'Becoming a Refugee Woman: Gender-based Persecution and Women Asylum seekers in International Refugee Law' Electronic copy available at: <http://ssrn.com/abstract=1649996>
- Zutshi, Ragini, Satpute, Jayshree and Tahir, Mohd Saood, ed., *Refugees and the Law*, 2nd edn. (New Delhi: HRLN, 2011).

MHDX-401

Minorities and Human Rights (CBCS)

Course Rationale:

This Course attempts to introduce the concept of minority and minority rights with special reference to India. The paper attempts to bridge the gap between policy and the political interface by exclusively focusing on the theoretical and applied dimensions of the debates surrounding the concept of minority in a multicultural society with special reference to India. The idea is to familiarize oneself with the issues that have come to influence the state policy towards minorities. The paper looks at both philosophical and institutional dimensions which have come to inform our understanding towards the idea of human rights and minorities.

Unit-I: Conceptual and Historical Aspects

a) The Context

- 1) Diversity and Pluralism
- 2) Multiculturalism
- 3) Minorities and nation building

b) The Concept

- 1) Who is a minority?
- 2) The definitional conundrum
- 3) Historical development of the concept

c) The Contestation

- 1) Why minority rights?
- 2) Do minority rights exist?
- 3) Nature of minority rights: Universal or group differentiated?
Individual or Collective?

Suggested Readings

Appadurai, Arjun, *Fear of Small Numbers: An Essay on Geography of Anger*, 1st Edition (Seagull Books, 2006).

Cohn, Bernard, *Colonialism and Its Forms of Knowledge: The British in India*, (Oxford University Press, 1996).

Devji, Faisal, *Muslim Zion: Pakistan as a Political Idea*, 1st Edition (Harvard University Press, 2013).

Fagan, Andrew, *Human Rights and Cultural Diversity: Core Issues and Cases* (Edinburgh University Press, 2017).

Kaviraj, Sudipta *The Imaginary Institution of India*, 1st Edition(Permanent Black,2010).

Rattansi, Ali, *Multiculturalism: A Very Short Introduction*, 1st Edition (Oxford University Press, 2011).

Unit-II-International and National System of Protection

a) UN Declaration on Minorities

- 1) Provisions
- 2) Monitoring
- 3) Analysis

b) Kind of Minorities

- 1) Ethnic
- 2) Religious
- 3) Linguistic

c) Constitutional Precepts

- 1) Constitutional Assembly Debates
- 2) Existing Provisions
- 3) Statutory Body: National Commission for Minorities

Suggested Readings

Bajpai, Rochana, *Debating Difference: Group Rights and Liberal Democracy in India*, 1st Paperback Edition (Oxford University Press, 2016)

Fazal, Tanweer, *Nation- state and minority rights in India: Comparative Perspective on Muslim and Sikh Identities*, 1st Paperback Edition (Routledge, 2018)

Stepan, Alfred, et.al, *Crafting State-Nations: India and other Multinational Democracies*, 1st Edition (John Hopkins University Press, 2011)

Robinson, Rowena, *Minority Studies*, 1st Edition, (Oxford University Press, 2012).

Roy, Srirupa, *Beyond Belief: India and the Politics of Postcolonial Nationalism*, 1st Edition, (Duke University Press, 2007)

Unit-III-Minority Issues in India

a) Culture

- 1) Issues of Identity
- 2) Personal Laws and Problem of Accommodation
- 3) Freedom of Religion

b) Politics

- 1) Political Representation

- 2) Participatory Rights
- 3) Issues of Empowerment

c) Policy and Response

- 1) Sachar Committee Report
- 2) Prime Minister 15-Point Programme
- 3) Minority NGOs

Suggested Readings

- Ahmed, Hilal, *Siyasi Muslims: A Story of Political Islams in India*, 1st Edition (Penguin, 2019).
- Kim, Heewon, *Struggle for Equality: Indian Muslims and Rethinking the UPA Experience*, 1st Edition (Cambridge University Press, 2019).
- Islam, Maidul, *Indian Muslims After Liberalisation*, 1st Edition (Oxford University Press, 2019).
- Jamil, Ghazala, *Accumulation by Segregation: Muslim Localities in Delhi*, 1st Edition (Oxford University Press, 2017).
- Ahmad, Zarin, *Delhi's Meatscape: Muslim Butchers in a Transforming Mega City*, 1st Edition (Oxford University Press, 2018).
- Maheshwari, Malvika, *Art Attacks: Violence and offence Taking in India*, 1st Edition (Oxford University Press, 2018).
- Vatuk, Sylvia, *Marriage and Its Discontent: Women, Islam, and the Law in India*, 1st Edition (Women Unlimited, 2017).
- Erum, Nazia, *Mothering a Muslim*, 1st Edition (Juggernaut, 2018).
- Farooquee, Neyaz, *An Ordinary Man's Guide to Radicalism: Growing Up Muslim in India*, 1st Edition (Context, 2018).
- Naqvi, Farha, *Working with Muslims: Beyond Burqa and Triple Talaq: Stories of Development and Everyday Citizenship in India*, 1st Edition (Three Essays, 2017).
- Shariff, Abusaleh, *Institutionalizing Constitutional Rights: Post-Sachar Committee Scenario* (OUP, 2016)

MHDX-404

Human Rights and Criminal Justice System in India (Skill Enhancement)

Course Rationale:

This paper covers various aspects and theories criminal justice system. It is pertinent to understand the conceptual and basic legal procedures and legal terminology as part of human rights discourse. The objective of this paper is also to understand the operational mechanism, legal system, police system including prisons as an instrument envisaged by the framers of the Constitution. These provisions are quite significant to protect one's basic rights. With the evolving society, issues and reforms in terms of deviant activities, including drug addiction, new types of computer related crimes, i.e., cyber crimes and white collar crimes will also be taken up. Overall, the paper offers a unique correlation between human rights and criminal justice system in India.

UNIT-I: Conceptual Perspective and the Criminal Justice System

- i) Crime and Criminal Liability
- ii) Crimes and their Categories
- iii) Theories of crime

UNIT-II: Police and Human Rights: Atrocities and Accountability

- i) Police System and Prisons
- ii) First Information Report (FIR), Investigation and Charge Sheet
Arrest and Warrant; Meaning of Bail; Right of the Arrested Persons
- iii) Structure of the Indian Judiciary

UNIT-III: Criminal Justice System: Issues and Reforms

- i) Drug addiction, Cyber Crimes and White Collar crimes
- ii) Criminal Justice Reforms: Committees and Recommendations
- iii) Human rights and national security issues : Terrorism, insurgency and communal violence

Suggested Readings

- Bakshi, P.M. *The Constitution of India*, Universal Law Publishing Co., Delhi, 2018.
- Bhardwaj, H.R., *The Criminal Justice System in India*, Konark Publishers Pvt Ltd Edition: Revised, 2019.
- Bharti, Dalbir *The Constitution and Criminal Justice Administration*, A.P.H. Publishing Corporation, New Delhi.
- Clarkson, C.M.V. (ed.), *Criminal Liability for Non-Aggressive Death*, University of Leicester, UK and Sally Cunningham, University of Leicester, UK, Ashgate Publishing Limited, 2008.
- Code of Criminal Procedure, 1973 (2 of 1974) (With Exhaustive Case Law)*, Universal's Concise Commentary, 2014.
- Gibson, Bryan *Criminal Justice: A Beginner's Guide*, Waterside Press, 2014.
- Grant, Lamond, 'What Is a Crime?' *Oxford Journal of Legal Studies*, Vol. 27, No. 4 (Winter, 2007), pp. 609-632.
- Guha Roy, Jaytilak, *Prisons and society: A study of the Indian jail system*, Gian Pub. House, 1989.
- Gupta, B.R. *A Hand Book On First Information Report (FIR)*, Jay Kay Law Reporter (Pvt) Limited, 2010.
- Handbook of Human Rights and Criminal Justice in India: The System and Procedure*, South Asia Human Rights Documentation, Oxford, 2007
- Jewkes, Yvonne, and Gayle, Lether, *Criminology: A Reader*, Sage Publications Ltd, 2002.
- Joshi, G.P., *Policing in India: Some Unpleasant Essays*, Atlantic Publishers, 2013.
- Justice V.S. Malimath Committee on Reforms of Criminal Justice System*, Government of India, Ministry of Home Affairs Report, Volume I, India, Committee on Reforms of Criminal Justice System, March 2003.
- Menon, N.R. Madhava, *Adjudication in Trial Courts: A Benchbook for Judicial Officers*, Lexis Nexis India, 2012.
- Mishra, Girish, Pandey, Braj Kumar, *White-collar Crimes*, Gyan Publishing House, 01-Jan-1998.
- Murthy, Pratima, *Women and Drug Use in India: Substance, Women and High - Risk Assessment Study*, United Nations Office on Drugs and Crime, Regional Office for South Asia, 2008.
- Nariman, Fali, *India's Legal System: Can it be Saved? (Interrogating India)*, Penguin India, 2006.
- Pandya, Asim, *Law of Bail Practice and Procedure*, Lexis Nexis India, 2013.
- Pillai, K.N. Chandrasekharan, Khanna, H.R., *R.V. Kelkar's Criminal Procedure*, 6th Edition, Eastern Book Company, 2014.
- Ratanlal R. K. and Dhirajlal's *The Code of Criminal Procedure* (Updated 19th Enlarged Edition), LexisNexis, 2013.
- Reddy, O. Chinnappa, *The Court and the Constitution of India: Summits and Shallows*, Oxford University Press, New Delhi.
- Sankaran, S. R., 'Police Reforms: Need to Review Power to Arrest', *Economic and Political Weekly*, Vol. 35, No. 47 (Nov. 18-24, 2000), pp. 4082-4083.
- Sarkar, S.C., *The Law of Criminal Procedure*, 10th Edition, LexisNexis 2013.
- Simons, Kenneth W. 'When Is Strict Criminal Liability Just?', *The Journal of Criminal Law and Criminology*, Vol. 87, No. 4 (Summer, 1997), pp. 1075-1137.
- Suri, and Chhabra T.N, *Cyber Crime*, Pentagon Press, 2004.

M A Human Rights – Semester Syllabus

- Uma Devi, *Arrest, Detention and Criminal Justice System: A Study in the Context of the Constitution of India*, Oxford University Press, New Delhi, 2012.
- Verma , Arvind, *Understanding the Police in India*, Lexis Nexis India, 2013.
- Verma, Arvind, *The New Khaki: The Evolving Nature of Policing in India (Advances in Police Theory and Practice)*, CRC Press, 2013.
- Vibhute, K.I., *Criminal Justice A Human Rights Perspective of the Criminal Justice Process in India*, Eastern Book Company, Lucknow, 2004.
- Vibhute, *PSA Pillai's Criminal Law* (13th edn), LexisNexis, 2017.