

**HIMACHAL PRADESH UNIVERSITY**  
**(NAAC ACCREDITED 'A' GRADE UNIVERSITY)**  
**SUMMER HILL, SHIMLA-171005**



**PH.D. COURSE WORK SYLLABUS**

from the Academic Session 2024-25 onwards (Beginning from the batch admitted in Nov.-Dec.2024)

**DEPARTMENT OF LAWS**  
**HIMACHAL PRADESH UNIVERSITY**  
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## **H.P. University Guidelines for the Ph.D. Course Work (2024-2025):**

### **1. PhD Course Work will consist of Three courses (12 credits)**

- I. Course-1:** Research and Publication Ethics, RPE (common for all HPU's PhD programs) with a Credit weightage of 2.\*
- II. Course-2:** Research Methodology (Discipline-wise) with a Credit weightage of 5. The course will consist of five modules/units.
- III. Course-3:** Discipline-specific research-oriented Elective course with a credit weightage of 5. The course will consist of five modules/units.

### **2. PhD coursework classes will be held in the afternoon session.**

### **3. Evaluation Scheme:** At the end of the course, a final written examination of 100 Marks will be conducted.

- a. Students with at least 75% attendance will be eligible for the final written examination.
- b. The exam will be conducted for a three-hour duration.
- c. The passing marks for PhD coursework will be 55% aggregate, with minimum 50% in each individual course (All three courses).

### **4. Note for Paper Setting (course 1)\*:** The Research and Publication Ethics Course of 2 credits will be common for all HPU'S PhD programs.

### **5. Note for Paper Setting (course 2-3)\*:** There will be 6 question covering all the units. The first 5 questions of explanatory answers (1,2,3,...5) of 12 marks each will consist of one question from each unit with internal choice provided, meaning there will be two question from each unit (5x2=10). The students will be required to attempt one question from each unit. The 6<sup>th</sup> question will consist of 10 short answer type questions using Roman numerals (i,ii,iii,...x) each with 5 marks covering all the units. The students will be required to attempt any eight question out of ten.

### **Notes:**

- a. \* The course & scheme for Course-I: Research and Publication Ethics has been notified vide Notification No. 7-1/2024-HPU(Acad.) dated 3<sup>rd</sup> February, 2025.
- b. These Guidelines will be applicable from the session 2024-25 onwards (beginning from the batch admitted in November-December 2024).
- c. These guidelines are issued w.r.t. Notification No. 7-1/2024-HPU(Acad.) dated 3<sup>rd</sup> February, 2025.
- d. The students can opt for MOOCs/SWAYAM and other accredited online platforms course with prior approval of relevant bodies.

### **Ph.D. Program (Law)**

**Introduction:** The Course Work of Ph.D. ( Law) Programme comprises two Core Courses and one Elective Course having four options. The first core course is Research and Publication Ethics. The second core course is Legal research methodology.

The third course is Elective course. The students shall choose any one Elective Paper out of four options as per their area of interest.

#### **Credit of Courses**

<b>Course</b>	<b>Credit of Course</b>	<b>Total Number of Courses</b>	<b>Total Credit</b>
<b>Core Course</b>	<b>1. Research and Publication Ethics- 2 Credits</b> <b>2. Legal Research Methodology-5 Credits</b>	<b>2</b>	<b>7</b>
<b>Elective Course (Any one out of four)</b>	<b>3. Emerging Dimensions and Contemporary Legal Issues-5 Credits</b>  <b>Human Rights and Emerging Dimensions-5Credits</b>  <b>Indian Constitutional Law and the New Challenges- 5 Credits</b>  <b>General Principles of Criminal Law and Emerging Trends-5 Credits</b>	<b>1</b>	<b>5</b>
<b>Total</b>		<b>3</b>	<b>12</b>

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**DEPARTMENT OF LAWS**  
**Ph.D. Program**

<b>PhD Course Work</b>			<b>Credit</b>	<b>02</b>
<b>Course Name</b>		<b>Research and Publication Ethics</b>	<b>Maximum Marks</b>	<b>50</b>
<b>Course</b>		<b>1 (Core)</b>	<b>Minimum Marks</b>	<b>25</b>
<b>L</b>	<b>T</b>	<b>P</b>	<b>Time</b>	<b>3 Hours</b>
<b>2</b>	<b>0</b>	<b>0</b>		
			<b>Attendance</b>	<b>75%</b>

**Objectives:** The objectives of the course are to equip the students with focusing on basics of philosophy of science and ethics, research integrity, publication ethics. Handon-session are designed to identify research misconduct and predatory publications, Indexing and citation dataset, open access to publications, research metrics (citation, h-index, impact factor, etc.) and plagiarism tools will be introduced.

**COURSE CONTENTS**

<b>UNIT-I</b>	<b>PHILOSOPHY AND ETHICS:</b> 1.Introduction to philosophy: definition, nature and scope, concept, branches 2. Ethics: definition, moral philosophy, nature of Moral judgments and reactions	<b>Lectures-4</b>
<b>UNIT-II</b>	<b>SCIENTIFIC CONDUCT:</b> 1. Ethics with respect to science and research 2. Intellectual honesty and research integrity 3.Scientific misconducts: Falsification, Fabrication, and Plagiarism (FFP) 4. Redundant publications: duplicate and overlapping publications, salami slicing 5. Selective reporting and misrepresentation of data	<b>Lectures-4</b>
<b>UNIT-III</b>	<b>PUBLICATION ETHICS:</b> 1. Publication ethics: definition, introduction and importance 2. Best practices/standards setting initiatives and guidelines: COPE, WAME, etc.	<b>Lectures-7</b>

	3. Conflicts of interest 4. Publication misconduct: definition, concept, problems that lead to unethical behavior and vice versa, types 5. Violation of publication ethics, authorship and contributorship 6. Identification of publication misconduct, complaints and appeals 7. Predatory publishers and journals	
<b>UNIT-IV</b>	<b>OPEN ACCESS PUBLISHING:</b> 1. Open access publication and initiatives 2. SHERPA/RoMEO online resource to check publisher copyright & self-archiving policies 3. Software tool to identify predatory publications developed by SPPU 4. Journal finder /journal suggestion tools viz. JANE, Elsevier Journal Finder, Springer journal Suggester, etc.	<b>Lectures-4</b>
<b>UNIT-V</b>	<b>PUBLICATION MISCONDUCT:</b> <b>A. Group Discussions:</b> 1. Subject specific ethical issues, FFP, authorship 2. Conflicts of interest 3. Complaints and appeals: examples and fraud from India abroad <b>B. Software tools:</b> Use of plagiarism software like Turnitin, Drilbit and other opensource software tools	<b>Lectures-4</b>
<b>UNIT-VI</b>	<b>DATABASES AND RESEARCH METRICS:</b> <b>A. Database:</b> 1. Indexing databases 2. Citation databases: Web of Science, Scopus etc. <b>B. Research Metrics:</b> 1. Impact factor of journal as per Journal Citation Report, SNIP, SJR, IPP, Cite Score 2. Metrics: h-index, g index, i10 index, altmetrics.	<b>Lectures-7</b>

**NOTE:** - There will be 7 questions covering all the units. The first six questions (1, 2, 3, 4, 5 & 6) of 6 marks each will consist of one question from each unit, with internal choice provided, meaning there will be two questions from each unit. The 7<sup>th</sup> question will consist of 10 short answer type questions using Roman numerals (i, ii...) each with 2 marks. There will be at least one question from each unit, and students will be required to attempt any seven questions out of 10.

### **SUGGESTED READINGS: -**

1. A Bird (2006), Philosophy of Science, Rutledge.
2. Alasdair Macintyre, (1967), A Short History of Ethics, London.
3. B N Ghosh, Scientific Methods and Social Research, (Sterling, New Delhi, 2003)
4. Barbara H. Stanley; Joan E. Sieber; Gary B. Melton, Research Ethics: A Psychological Approach
5. Bruce L. Berg, Qualitative Research Methods for the Social Science (London: Allyn and Bacon, 2001)
6. C R Kothari, Research Methodology (New Age International, 2004)
7. Cohen L. Morris, Legal Research in Nutshell, (Minnesota West Publishing Co., 1996)
8. D B Resnik, (2011), What is ethics in research & why is it Important, National Institute of Environmental Health Sciences, 1-10.
9. Delber C Miller, Handbook of Research Design and Social measurement, (New York: DS. McKay, 1977)
10. Grade J Williams and Hatt K Paul, Methods in Social Research, Mc Gaw-Hill Book Company, London- Singapore (1985) reprint
11. Hans Kalsen, Social Science Research and the Law: A symposium in Honour of Hans Zeisel, University of Chicago Law Review 41 (1974) Winter 20995
12. Indian National Science Academy (INSA), Ethics in Science Education, Research and Governance (2019), ISBN:978-81-939482-1-7
13. Introduction to methods and Analysis of Social Studies (New York: Prentice Hall, Rev Ed.
14. J. Beall, (2012), Predatory Publishers are corrupting open access, Nature, 489(7415), 179-179. <https://doi.org/10.1038/489179a>.
15. John W. Creswell, Research Design: Qualitative, Quantitative, and Mixed Methods Approaches, (Sage Publications, 2002)
16. National Academy of Science, National Academy of engineering and Institute of Medicine. (2009), On being a Scientist: A guide to Responsible conduct in Research, third Edition, National Academies Press.
17. P. Chaddah, (2018), Ethics in Competitive Research: do not get scooped; do not get plagiarized, ISBN: 978-9387480865.
18. M James Lang (2013) Cheating Lessons: Learning from Academic Dishonesty. Harvard University Press.

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**DEPARTMENT OF LAWS**  
**Ph.D. Program**

<b>PhD Course Work</b>				<b>Credit</b>	<b>05</b>
<b>Course Name</b>		<b>Legal Research Methodology</b>		<b>Maximum Marks</b>	<b>100</b>
<b>Course</b>		<b>2 (Core)</b>		<b>Minimum Marks</b>	<b>50</b>
<b>L</b>	<b>T</b>	<b>P</b>		<b>Time</b>	<b>3 Hours</b>
<b>4</b>	<b>1</b>	<b>0</b>		<b>Attendance</b>	<b>75%</b>

**Objectives:** The course aims to equip Ph.D. law students with essential research skills and methodologies necessary for conducting legal research. It emphasizes the understanding of various research designs, data collection methods, and the ethical considerations involved in legal research.

**COURSE CONTENTS**

<b>UNIT-I</b>	<b>Introduction to Legal Research:</b> <ol style="list-style-type: none"> <li>1. Meaning, Objectives, and Scope of Legal Research</li> <li>2. Socio-legal Research in India</li> <li>3. Types of Legal Research: Doctrinal and Non-Doctrinal</li> <li>4. Legal Research and Law Reform</li> <li>5. Legal Reasoning: Deductive and Inductive Methods</li> </ol>	<b>Lectures-8</b>
<b>UNIT-II</b>	<b>Legal Knowledge and Research Problem Formulation:</b> <ol style="list-style-type: none"> <li>1. Definition of Law and Sources of Law</li> <li>2. Major Steps in Legal Research: <ol style="list-style-type: none"> <li>a) Identification &amp; Formulation of Research Problem</li> <li>b) Survey of Available Literature and Bibliography</li> <li>c) Legislative Materials (Subordinate Legislation, Notifications, Policy Statements)</li> <li>d) Decisional Material</li> <li>e) Juristic Writings</li> </ol> </li> <li>3. Hypothesis: Meaning, Importance, Characteristics, Types, Sources, and Formulation</li> </ol>	<b>Lectures-8</b>

<b>UNIT-III</b>	<b>Research Design and Data Collection:</b> <ol style="list-style-type: none"> <li>Legal Research Design: <ol style="list-style-type: none"> <li>Meaning, Aspects, Contents, Steps, Characteristics, Need, Significance</li> <li>Types of Research Design</li> </ol> </li> <li>Sampling Design for Legal Research: <ol style="list-style-type: none"> <li>Census vs. Sampling Methods</li> <li>Merits/Demerits of Sampling</li> <li>Characteristics of a Good Sampling Unit</li> <li>Sample Size and Type of Sampling</li> </ol> </li> <li>Data Collection Methods: <ol style="list-style-type: none"> <li>Observation Studies, Questionnaires, Interviews, Surveys, Case Studies</li> <li>Scaling Techniques, Project Techniques</li> </ol> </li> <li>Analysis and Interpretation of Legal Research Data</li> </ol>	<b>Lectures-10</b>
<b>UNIT-IV</b>	<b>Reporting in Legal Research:</b> <ol style="list-style-type: none"> <li>Generalization in Legal Research</li> <li>Sociometry in Socio-Legal Research</li> <li>Report Writing Techniques</li> <li>Bibliography Preparation: <ol style="list-style-type: none"> <li>Tables of Cases</li> <li>Footnotes, References</li> </ol> </li> </ol>	<b>Lectures-8</b>
<b>UNIT-V</b>	<b>Use of Computers in Legal Research:</b> <ol style="list-style-type: none"> <li>General use of MS-Office and MS-Excel, SPSS, Data entries, Data Analysis, Formatting, Tables, Graphical presentations Editing and Printing.</li> <li>Introduction to Internet, Browsing, E-mail, Attachment, Searching Legal Research material on Internet, Accessing Supreme Court Judgments and other Judgments</li> <li>Approaches to Research in Law and Technology-Introduction to UGC INFONET, INFLIBNET and ERNET</li> </ol>	<b>Lectures-8</b>

**NOTE:** There will be 6 questions covering all the units. The first 5 questions of explanatory answers (1,2,3,...5) of 12 marks each will consist of one question from each unit, with internal choice provided, meaning there will be two questions from each unit (5x2=10). The students will be required to attempt one question from each unit. The 6<sup>th</sup> question will consist of 10 short answer type questions using Roman numerals (i,ii,iii...x) each with 5 marks covering all the units. The students will be required to attempt any eight questions out of ten.



**SUGGESTED READINGS: -**

1. Research Methods in Law by Dawn Watkins & Mandy Burton
2. Legal Research: How to Find & Understand the Law by Stephen M. Elias & Elizabeth Fajans
3. The Nature of the Judicial Process by Benjamin N. Cardozo
4. Legal Writing in Plain English by Bryan A. Garner
5. Research Design: Qualitative, Quantitative, and Mixed Methods Approaches by Charles C. Ragin
6. S. K. Verma and M. Afzal Wani (eds.): Legal Research and Methodology, Indian Law Institute, New Delhi.

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**Ph.D. Program**

<b>PhD Course Work</b>				<b>Credit</b>	<b>05</b>
<b>Course Name</b>		<b>Emerging Dimensions and Contemporary Legal Issues</b>		<b>Maximum Marks</b>	<b>100</b>
<b>Course</b>		<b>3 (Elective)</b>		<b>Minimum Marks</b>	<b>50</b>
<b>L</b>	<b>T</b>	<b>P</b>		<b>Time</b>	<b>3 Hours</b>
<b>4</b>	<b>1</b>	<b>0</b>		<b>Attendance</b>	<b>75%</b>

**Objectives:** The objective of this course is to familiarize the students with the thematic discussions on the emerging dimensions and contemporary legal issues from among the spectrum of law related to various areas, and to expose them to the corresponding concepts, theories, opinions, views, policies, and judicial response.

**COURSE CONTENTS**

<b>UNIT-I</b>	<b>Law and Technology:</b> First, Second and Third Generation Biotechnology, biotechnological innovations and emerging Challenges, Patentability of Gene, Microorganism, plants and animals.	<b>Lectures-8</b>
<b>UNIT-II</b>	<b>Recent trends in Business and Commerce:</b> Emerging Business Opportunities and Start Up; Impact of World Trade Agreement on Indian Economy; E-Commerce and Law; Corporate Governance: New Challenges; Merger and Acquisition.	<b>Lectures-8</b>
<b>UNIT-III</b>	<b>Law Relating to Environment:</b> Globalization & International Environmental Law; Environmental Dispute Resolution: Environmental Advocacy & Litigation; Corporate Accountability in Environmental Law; Environmental Pollution and the Problem of Human Health; Resource Exploitation and Rights of Indigenous People.	<b>Lectures-8</b>
<b>UNIT-IV</b>	<b>Emerging trends and Challenges in Cyber Law:</b> Cyberspace-Issues and challenges; International Cyber Law; Cyber Crimes and cyber security; Cloud computing and law; Social-media and legal problems; Spam laws: Artificial intelligence and law.	<b>Lectures-8</b>

<b>UNIT-V</b>	<b>Emerging trends in Intellectual Property Rights:</b> Interface between IPR and Anti-Trust Law; Technology Transfer; Patent and Access to Public Health; Protection of Copyright in Digital Environment; Trademark Infringement in E-Commerce and Enforcement.	<b>Lectures-8</b>
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**NOTE:** There will be 6 questions covering all the units. The first 5 questions of explanatory answers (1,2,3,...5) of 12 marks each will consist of one question from each unit, with internal choice provided, meaning there will be two questions from each unit (5x2=10). The students will be required to attempt one question from each unit. The 6<sup>th</sup> question will consist of 10 short answer type questions using Roman numerals (i,ii,iii...x) each with 5 marks covering all the units. The students will be required to attempt any eight questions out of ten.

#### **SUGGESTED READINGS: -**

No appropriate bibliography can be suggested for this course since the materials depends upon the latest developments in law. These developments in the areas specified in the course can be gathered from the recent materials related to concerned law such as all standing Text books, case laws, changes and amendments of laws, critical comments, studies and reports, articles and research papers and lastly contemporary emerging ethos impacting on practice of concerned law. However, the following readings may be useful for the readers:

1. Dietrich Schroeder, Micro Elena, Technology Transfer, Taylor and Francis (2018)
2. G N Bajpai, Corporate Governance in India, Sage Publication (2016)
3. Pralok Gupta, E-Commerce: Economic and Legal Perspectives, Sage Publication (2020)
4. Indira Carr, Peter Stone, International Trade Law, Routledge Cavendish.
5. U. Baxi, Biotechnology and Legal Order: Dilemmas of the Future of Law and Human Nature (1993).

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**Ph.D. Program**

<b>PhD Course Work</b>			<b>Credit</b>	<b>05</b>
<b>Course Name</b>		<b>Human Rights and Emerging Dimensions</b>	<b>Maximum Marks</b>	<b>100</b>
<b>Course</b>		<b>3 (Elective)</b>	<b>Minimum Marks</b>	<b>50</b>
<b>L</b>	<b>T</b>	<b>P</b>	<b>Time</b>	<b>3 Hours</b>
<b>4</b>	<b>1</b>	<b>0</b>	<b>Attendance</b>	<b>75%</b>

**Objectives:** The aim of the course is to provide knowledge about human rights to the student in a comprehensive manner so that they may understand the different issues, problems and challenges of human rights in contemporary world. This course attempt to focus the research attention on the underlaying values of Human Rights and promote them in practice. The syllabus enables the students to get a thorough understanding of institutional mechanisms for the protection and promotion of human rights in India and role of Judiciary. This course is intended to highlight the emerging issues relating to human rights like effect of science and technology on basic human rights, environmental issues, health, privacy, good governance etc.

**COURSE CONTENTS**

<b>UNIT-I</b>	<b>Concept and Historical Development of Human Rights:</b> Classification of Rights Concept of Human Rights Classification of Human Rights: Generation Wise Human Rights in Indian Tradition: Ancient, Medieval and Modern Human rights in Western Tradition Development of Natural Rights. International Bill of Rights and Its Effect on Nations	<b>Lectures-8</b>
<b>UNIT-II</b>	<b>Law, Implementation, Enforcement and Realisation of Human Rights in India:</b> Constitutional and Statutory Mechanism for the Protection and Promotion of Human Rights Role of Judiciary and Human Rights Human Rights Activism and Role of NGOs	<b>Lectures-8</b>

	<p>Role of National and State Human Rights Commissions</p> <p>Role of National Commission for Women, National Commission for Protection of Child Rights, National Commission for Scheduled Castes and Scheduled Tribes, National Commission for Minorities</p> <p>Right to Information</p>	
<b>UNIT-III</b>	<p><b>Human Rights of Socio- Economically Disadvantaged Groups in India:</b></p> <p>Women and Children</p> <p>Scheduled Castes/Scheduled Tribes and Other Backward Classes</p> <p>Minorities</p> <p>Unorganised Labour</p> <p>Disabled Individuals</p> <p>The Elderly Persons</p> <p>LGBTQIA+</p> <p>EWS</p>	<b>Lectures-8</b>
<b>UNIT-IV</b>	<p><b>Human Duties Jurisprudence:</b></p> <p>Human Rights and Duties: Jurisprudence</p> <p>Human Duties Philosophy in India</p> <p>Human Duties Philosophy in International Law</p> <p>Correlationship of Human Rights and Human Duties</p> <p>Balancing Human Rights and Human Duties</p> <p>Relationship Between Obligations and Responsibilities in Relation to the State and Society</p> <p>Fundamental Duties Under Indian Constitution and Its Enforceability</p>	<b>Lectures-8</b>
<b>UNIT-V</b>	<p><b>Issues Relating to Human Rights:</b></p> <p>Human Rights and Development of Science and Technology</p> <p>Fourth Generation of Human Rights</p> <p>Wars and Use of Nuclear Weapons, Chemical Weapons, Biological Weapons</p> <p>Environment, Health and Human Rights</p> <p>Liberalization, Privatization, Urbanization, Globalization and Human Rights</p> <p>Human Rights Violations by Non-State Entities Such as Corporations, Other Business Entities, Terrorists and Other Armed Groups, Militant Religious Groups etc.</p> <p>Communal and Caste Conflicts</p> <p>Corruption</p> <p>Politics of Human Rights</p>	<b>Lectures-8</b>

**NOTE:** There will be 6 questions covering all the units. The first 5 questions of explanatory answers (1,2,3,...5) of 12 marks each will consist of one question from each unit, with internal choice provided, meaning there will be two questions from each unit (5x2=10). The students will be required to attempt one question from each unit. The 6<sup>th</sup> question will consist of 10 short answer type questions using Roman numerals (i,ii,iii...x) each with 5 marks covering all the units. The students will be required to attempt any eight questions out of ten.

**SUGGESTED READINGS: -**

1. Baxi, Upendra: Towards a Sociology of Indian Law (1986)
2. Baxi, Upendra, The Right to be Human, New Delhi : Lancer International, 1987.
3. Alan R.White, Rights , Oxford : Clarendon Press, 1984.
4. Iyer, K.S, Human Rights : Vibrant Issues, New Delhi : Indian Publishers, 1998.
5. Verma. J.S, The New Universe of Human Rights, New Delhi: Universal Law Publishing Company Private Limited
6. Waldron, J, Theories of Rights, London, Oxford University Press, 1990.
7. Dworkin, Ronald: Taking Rights Seriously (1977)
8. Finnis, J: Natural Law and Natural Rights (1980)
9. Angela Hegarty, Siobhan Leonard, Human Rights an Agenda for the 21st Century (1999)
10. Rama Jois, Human Rights : Bhartiya Values (1998)
11. Finnis ,John, Natural Law and Natural Rights (1980)
12. Stone ,Julius, Human Law and Human Justice (2000) Universal, New Delhi.
13. Abdulrahim, P., Vijapur and Kumar Suresh, "Perspectives on Human Rights", Manak Publication, New Delhi, 1999.
14. Diwan, Paras and Diwan, Piyush, "Human Rights and the Law", Deep and Deep Publication, New Delhi, 1999.
15. Chauhan O.P. and Lalit Dadwal, Human Rights Promotion and Protection, Anmol Publication, New Delhi
16. Sastry, T. Suryanarayana, "India and Human Rights Reflections", Concept Publishing Company, New Delhi, 2005.
17. Basu, D.D.,, "Human Rights in Constitutional Law", Prentice Hall Publication, New Delhi, 1994.

18. Ahuja, Ram , Social Problems in India, Rawat Publications ,New Delhi
19. Aggarwal, H.O. Implementation of Human Rights Covenants with Special Reference to India, Allahabad : 1st edn, Kitab Mahal, 1983
20. Mohapatra ,Arun Ray, National Human Rights Commission of India: Formation, Functioning and Future Prospects (2001).
21. Agnes, Flavia, Law and Gender Inequality: The Politics of Women's Rights in India (1999), Oxford Saxena, Shobha, Crimes against Women and Protective Laws (New Delhi: Deep and Deep, 1999)
22. The Human Rights Watch Global Report on Women's Human Rights (1995).
23. Geraldine Van Bueren, The International Law on the Rights of the Child, (1998)
24. Bhargava, G.S. and R.M.Pal, ed., Human Rights of Dalits: Societal Violation (New Delhi: Gyan Publishing House, 2000).
25. Bhatia, K.L. and others, Social Justice of Dr. B.R. Ambedkar (New Delhi: Deep and Deep, 1995)
26. Srivastava ,Lily, Science Technology And Human Rights, Thomson Reuters
27. Susi, Mart, Human Rights, Digital Society and The Law, Routledge,2019
28. Murphy, Therese , New Technologies And Human Rights, Oxford University Press,2009
29. Oestreich ,Joel E., Development and Human Rights , Oxford University Press,2017
30. Lenca ,Marcello, Information Technology, Life Sciences and Human Rights, Cambridge University Press,2022

(Apart from the above suggested readings the course content will primarily focus on recent legal changes, case law, and emerging legal issues, making it impractical to provide a static list of recommended readings as the information needs to be constantly updated based on the latest developments in the field of Human Rights. To stay current, students will be expected to actively access primary sources like recent case law, legislative amendments, government reports, articles and research papers).

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**DEPARTMENT OF LAWS**  
**Ph.D. Program**

<b>PhD Course Work</b>				<b>Credit</b>	<b>05</b>
<b>Course Name</b>		<b>Indian Constitutional Law and the New Challenges</b>		<b>Maximum Marks</b>	<b>100</b>
<b>Course</b>		<b>3 (Elective)</b>		<b>Minimum Marks</b>	<b>50</b>
<b>L</b>	<b>T</b>	<b>P</b>		<b>Time</b>	<b>3 Hours</b>
<b>4</b>	<b>1</b>	<b>0</b>		<b>Attendance</b>	<b>75%</b>

**Objectives:** The course aims to provide students with a comprehensive understanding of the Indian Constitution, its fundamental principles, and the contemporary challenges it faces. The syllabus is structured to enhance both theoretical knowledge and practical application of constitutional law.

**COURSE CONTENTS**

<b>UNIT-I</b>	<b>Constitutional Governance:</b> <ol style="list-style-type: none"> <li>1. The Executive: Union &amp; State structures, Parliamentary vs. Presidential systems, President/Governor roles, and coalition governments.</li> <li>2. Legislature: Composition, elections, corrupt practices, and the role of Parliament and State Legislatures.</li> <li>3. Judiciary: Independence, appointments, removal, judicial conduct, judicial review, writ jurisdiction, judicial activism, and separation of powers</li> </ol>	<b>Lectures-8</b>
<b>UNIT-II</b>	<b>Fundamental Rights and Freedoms:</b> <ol style="list-style-type: none"> <li>1. Definition of State and Law.</li> <li>2. Right to Equality: Principles and reverse discrimination.</li> <li>3. Political freedoms and reasonable restrictions.</li> <li>4. Right to life and personal liberty: Various dimensions and interpretations.</li> </ol>	<b>Lectures-8</b>
<b>UNIT-III</b>	<b>Rights and Socio-Economic Dimensions:</b> <ol style="list-style-type: none"> <li>1. Secularism and minority rights.</li> </ol>	<b>Lectures-8</b>



	2. Directive Principles of State Policy: Enforcement and relationship with Fundamental Rights. 3. Doctrine of eminent domain and property rights. 4. Parliamentary privileges and Fundamental Rights. 5. Fundamental duties.	
<b>UNIT-IV</b>	<b>Federalism and Constitutional Amendments:</b> 1. Federalism: Co-operative and competitive models. 2. Legislative and administrative relations. 3. Financial resource distribution, inter-state trade, and commerce. 4. Constitutional amendments and the basic structure doctrine.	<b>Lectures-8</b>
<b>UNIT-V</b>	<b>Emerging Constitutional Challenges</b>  1. Judicial accountability and reforms. 2. Electoral reforms and democratic governance. 3. Role of technology and digital governance. 4. Human rights and environmental constitutionalism.  Globalization and its impact on constitutional interpretation	<b>Lectures-8</b>

**NOTE:** There will be 6 questions covering all the units. The first 5 questions of explanatory answers (1,2,3,...5) of 12 marks each will consist of one question from each unit, with internal choice provided, meaning there will be two questions from each unit (5x2=10). The students will be required to attempt one question from each unit. The 6<sup>th</sup> question will consist of 10 short answer type questions using Roman numerals (i,ii,iii...x) each with 5 marks covering all the units. The students will be required to attempt any eight questions out of ten.

#### **SUGGESTED READINGS: -**

1. Seervai, H.M.: Constitutional Law of India
2. Jain, M.P.: Indian Constitutional Law
3. Shukla, V.N.: Constitution of India
4. Basu, D.D.: Constitution of India
5. Bar Council of India: Constitution of India (Edited by Hidayatulla)
6. Dr. Pal, Chander: Centre-State Relation and Co-operative Federalism
7. Gupta, R.K.: Centre-State Fiscal Relation under the Indian Constitutional Law
8. Wheare, K.C.: Federal Government (1963)

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**HIMACHAL PRADESH UNIVERSITY**  
**Summer Hill, Shimla-171005**  
**DEPARTMENT OF LAWS**  
**Ph.D. Program**

<b>PhD Course Work</b>			<b>Credit</b>	<b>05</b>
<b>Course Name</b>		<b>General Principles of Criminal Law and Emerging Trends</b>	<b>Maximum Marks</b>	<b>100</b>
<b>Course</b>		<b>3 (Elective)</b>	<b>Minimum Marks</b>	<b>50</b>
<b>L</b>	<b>T</b>	<b>P</b>	<b>Time</b>	<b>3 Hours</b>
<b>4</b>	<b>1</b>	<b>0</b>	<b>Attendance</b>	<b>75%</b>

**Objectives:** This course focuses on in-depth knowledge of all the aspects of Criminal Laws so as to develop the analytical approach among the students and to understand the concept of Criminal Justice system Nationally and Internationally. To Study the Statutory Provisions related to various Special Criminal laws in India. To discuss in detail the General Principles of Criminal Laws and Technological Challenges in present Scenario.

**COURSE CONTENTS**

<b>UNIT-I</b>	Constituents of Crime Concept of Strict and Vicarious Liability Corporate Criminal Liability Inchoate Crimes: Abetment, Criminal Conspiracy and Attempt Comparative Analysis of Criminal Law of USA and UK	<b>Lectures-08</b>
<b>UNIT-II</b>	Criminal Justice Administration in India Theories of punishment: Retribution, Deterrence, Reformatory, Preventive and Expiatory. Probation, Parole and Correctional Agencies Capital punishment and recent developments Euthanasia and Indian Criminal Law Sexual offences: Rape, Marital Rape, LGBT, Unnatural offence Same Sex Marriage: Pros and Cons White Collar Crime Sentences in Bhartiya Nayaya Sanhita and special laws Sentencing for habitual offenders	<b>Lectures-08</b>
<b>UNIT-III</b>	Recent Advances in Forensic Science Narco Analysis, Brain Mapping, Polygraph test DNA Finger Printing Concept of Scientific Investigation and admissibility in the Court NHRC guidelines on Forensic Evidences	<b>Lectures-08</b>

	Crime Scene Investigation Comparative Analysis of Forensic Evidences with USA and UK	
<b>UNIT-IV</b>	Challenges in Cyber Law Cyber Law: International and National Scenario Cyber Crimes and Cyber security; Cloud Computing and law Cyber Frauds and Criminal Law Social-media and Criminal Law Privacy and Criminal Law Artificial Intelligence (AI) and Criminal Justice System	<b>Lectures-08</b>
<b>UNIT-V</b>	Offences against children Juvenile Delinquency: National and International Scenario General Principles of Care and Protection of Children The Protection of Children from Sexual offences Act, 2012 Offence of Child Prostitution Drug Addiction and Juvenile Criminality Narcotics and Drugs and Psychotropic Substances Act, 1985 Drug Abuse: National and International Perspective Problem of Drug Addiction among youth and rehabilitation	<b>Lectures-08</b>

**NOTE:** There will be 6 questions covering all the units. The first 5 questions of explanatory answers (1,2,3,...5) of 12 marks each will consist of one question from each unit, with internal choice provided, meaning there will be two questions from each unit (5x2=10). The students will be required to attempt one question from each unit. The 6<sup>th</sup> question will consist of 10 short answer type questions using Roman numerals (i,ii,iii...x) each with 5 marks covering all the units. The students will be required to attempt any eight questions out of ten.

#### **SUGGESTED READINGS: -**

1. Jeremy Horder, Ashworth's, Principles of Criminal Law, 10<sup>th</sup> Ed, Oxford University Press, New York (2022)
2. Richard Card and Jill Molloy, Card and Cross and Jones Criminal Law, Ed 22<sup>nd</sup> Oxford University Press, 2016
3. K.I Vibhti, P S A Pillai's Criminal Law, Ed 15<sup>th</sup>, Lexis Nexis, 2022
4. Glanville Williams, Text Book of Criminal Law, Ed 3<sup>rd</sup>, Sweet & Maxwell (2012)
5. S. Chhabra, The Quantum of Punishment in Criminal Law (1970),
6. H.L.A. Hart, Punishment and Responsibility (1968)
7. Alf Ross, On Guilt, Responsibility and Punishment (1975)
8. A. Siddique, Criminology (1984) Eastern, Lucknow.
9. Herbert L. Packer, The Limits of Criminal Sanction (1968)
10. Alf Ross, On Guilt, Responsibility and Punishment (1975)
11. Corporate and White Collar Crimes, Cases and Materials, 5<sup>th</sup> edition, by Kathleen F. Brickey, 2011

12. Understanding White Collar Crimes by J. Kelly Strader, 2011
13. K.S. Shukla, Adolescent Offender (1985)
14. United Nations, Beijing Rules on Treatment of Young Offenders (1985)
15. Myron Weiner, The Child and State in India (1990)
16. The United Nations Declaration on the Rights of Children UNICEF periodic materials
17. The Juvenile Justice Act, 2016.
18. J.A. Incard, C.D. Chambers, (eds.), Drugs and the Criminal Justice System (1974)
19. R. Cocken, Drug Abuse and personality in Young Offenders (1971)
20. G. Edwards Busch, (ed.) Drug Problems in Britain: A Review of Ten Years (1981)
21. P. Kondanram and Y.N. Murthy, "Drug Abuse and Crime: A Preliminary Study" 7 Indian Journal of Criminology, 65-68 (1979)
22. P.R. Rajgopat Violence and Response: A Critique of the Indian Criminal System (1988)
23. United Nations, Economic and Social Reports of the Commission on Narcotic Drugs, United Nations
24. Social Defence, Research Institute (UNSDRI) Combating Drug Abuse and Related Crimes (Rome, July 1984, Publication No. 21).
25. The Protection of children from sexual offences Act, 2012

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