

**DIRECTORATE OF DISTANCE EDUCATION**  
**KURUKSHETRA UNIVERSITY KURUKSHETRA**

**POST-GRADUATE DIPLOMA IN HUMAN RIGHTS**  
**(ACADEMIC SESSION 2019-20)**

**SYLLABUS AND COURSES OF READING**

PAPER CODE	NOMENCLATURE OF PAPER	MAXIMUM MARKS	THEORY MARKS	INTERNAL ASSESSMENT MARKS	TIME
Paper-101:	Historical and Philosophical Perspectives of Human Rights	100	80	20	3 Hours
Paper-102:	Human Rights and Criminal Justice System in India	100	80	20	3 Hours
Paper-103:	Human Rights and Duties in International Perspective	100	80	20	3 Hours
Paper-104:	Human Rights and Duties in India: Law, Policy, Society and Enforcement	100	80	20	3 Hours
Paper-105:	Environment and Human Rights	100	80	20	3 Hours

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**Paper-101: Historical and Philosophical Perspectives of Human Rights**

**Max. Marks: 80+20 Internal Assessment**

**Time: 3 hours**

**Note:** Eight questions will be set, selecting at least two questions from each unit. Candidates are required to attempt four questions, at least one question from each unit.

**Unit-I Foundational Aspects of Human Rights**

1. Human Rights: Meaning, Evolution, Sources of Human Rights.
2. Classification of Human Rights: Natural, Moral and Legal Rights
3. Civil and Political Rights: Economic, Social and Cultural Rights: Collective/ Solidarity Rights.
4. Universal values of Human Rights: Human Dignity and Justice: Equality, Liberty and Fraternity.
5. Human Rights: Human Duties Obligated by Religion and Culture with special reference to Islam and Hinduism.

**Unit-II Universal Declaration of Human Rights**

1. Universal Declaration of Human Rights: Magna Carta; the United States Declaration of Independence.
2. The French Declaration of the Rights of Man and the Citizen.
3. Declaration on the Protection of All persons from Enforced Disappearance and Detention or Imprisonment.
4. The Proclamation of Teheran and Vienna Declaration Programme of Action
5. UN Declaration on the Rights and Responsibility of Individuals, Groups and Organs of Society to Protect Human Rights.

**Unit- III Diversity, Difference and Human Rights**

1. Value of Diversity: Collective Cultural Rights and the Idea of Universal Human Rights.
2. Multiculturalism and Minority Rights and Protection and Promotion of Human Rights in Diverse Societies.
3. International Bill of Rights: Preamble, Enumeration, Influence of the Universal Declaration.
4. Women's and Human Rights: Convention on the Elimination of all forms of Discrimination against Women (CEDAW).

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5. Implementation of Women's Rights: Police Stations, Court Proceedings, Women's Health and Safety Provisions.

#### Unit -IV

#### Development, Social Justice and Human Rights

1. Social Justice in the Discourse of Development and Human Rights.
2. State, Solidarity Rights and the Human Rights Movements.
3. Recognition of States: Laws, Theories, Forms, Modes, Conditional and Consequences of Recognition of States.
4. State Territory: Land, Sea, Air Space and Subsoil under Earth Rights.
5. Acquisition and Loss of State Territory: Modes of Acquisition and Loss of State Territory

#### Recommended Books

1. W. Friedmann, "International Law and Social Organisation on International Law", A. J. I. L., Vol. 62 (1992)
2. N. Sanajaoba, "International Human Rights", Published by: Manas Publications, 4858, Prahlad Street, 24, Ansari Road, Darya Ganj, New Delhi-110002.
3. Delvin, "Law, Democracy and Morality" (1962) 110 U Pa Law Rev.
4. R. S. Pathak, "The Role and means of Codification and Progressive Development of International Law", I.J.I.L. Vol. 17 (1977).
5. Ian Brownlie, Principles of Public International Law, Second Edition (Clarendon Press, Oxford, 1973).
6. P. Chandrasekhar Rao, "Charter of Economic Rights and Duties of States", I. J. I. L., Vol. 15 (1975).
7. DonalPharand, "Historic Waters in International Law with Special Reference to the Article", University of Toronto.
8. J. G. Starke, "Introduction to International Law", 10<sup>th</sup> Edition, Butterworths Singapore, 1999.
9. Stephen S. Godspeed, "The Nature and Functions of International Organisation", The Growth of World Law, (1985)
10. L. M. Goodrich, "The Maintenance of International Peace and Security", International Organisation" (1988)

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**Paper-102: Human Rights and Criminal Justice System in India**

**Max. Marks: 80+20 Internal Assessment**

**Time: 3 hours**

**Note:** Eight questions will be set, selecting at least two questions from each unit. Candidates are required to attempt four questions, at least one question from each unit.

**Unit-I**

**Social Problems and Issues of Human Rights**

1. Concepts and Approaches: Concepts of Social Problems and Issues of Human Rights.
2. Theoretical Approaches to Social Problems and Social Changes.
3. Different Social Problems Areas: Problems of Scheduled Caste and Scheduled Tribes; Problems of Aged and Disabled; and Problems of Women.
4. Problems of Working Class: Meaning, Definitions and Classification of Working Class.
5. Status and Exploitation of Working Class: (i) Casual Worker's (ii) Bounded Labour (iii) Agriculture Labour (iv) Migrant Workers (v) Child Labour (vi) Unorganized Labour

**Unit-II**

**Human Rights Criminal Justice System**

1. Human Rights Criminal Justice System: Criminal Justice System and Prosecution of Human Rights.
2. Offence Involving Human Rights: Rights of Accrued of Inmates of Persons and Custodial Homes.
3. Administration of Criminal Justice and Reforms: Administration of Criminal Justice; Ordinary Courts, Special Courts, Districts Human Rights Courts.
4. Rights to Legal Aid: Organisation and Working of National, State and Districts Legal Aid Machinery in India.
5. Intervention: Meaning, Kinds, Justification and Humanitarian of Intervention.

**Unit- III**

**Difficulties in the Promotion of Human Rights**

1. Criminal Justice System: Police Behavior and Judicial System in India.
2. Rights of the Accused: Protection from Arbitrary Arrest, Fair and Speedy Trial.
3. Protection against Torture and Degrading Treatment.
4. Difficulties rooted in Social, Economic, Political and Legal System of the Country.
5. Liberal, Democracy Polity Based on the Rule of Law.

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Unit -IV

**United Nations' Bodies in the Promotion of Human Rights**

1. United Nations: Organisation and Functions of General Assembly, Security Councils, International Court
2. Composition and Functions of Secretariat and Special Agencies of United Nations.
3. UNESCO, WHO and ILO: Organisation and Functions.
4. Role of International and Regional Organisation in Peace and Security in World.
5. United Nations': Commission on Human Rights and Its Sub-Committees on Women and Children.

**Recommended Books**

1. P. Chandrasekhar Rao, "Charter of Economic Rights and Duties of States", I. J. I. L., Vol. 15 (1975).
2. DonalPharand, "Historic Waters in International Law with Special Reference to the Article", University of Toronto.
3. J. G. Starke, "Introduction to International Law", 10<sup>th</sup> Edition, Butterworths Singapore, 1999.
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8. Delvin, "Law, Democracy and Morality" (1962) 110 U Pa Law Rev.
9. R. S. Pathak, "The Role and means of Codification and Progressive Development of International Law", I.J.I.L. Vol. 17 (1977).
10. Ian Brownlie, Principles of Public International Law, Second Edition (Clarendon Press, Oxford, 1973).

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## Paper-103: Human Rights and Duties in International Perspective

**Max. Marks: 80+20 Internal Assessment**

**Time: 3 hours**

**Note:** Eight questions will be set, selecting at least two questions from each unit. Candidates are required to attempt four questions, at least one question from each unit.

### **Unit-I International Humanitarian Law**

1. International Law: Meaning, Concept, Nature, Basis and Functions of International Law.
2. Historical Development and Relationship of International Law and Municipal Law.
3. International Humanitarian Law: Application, Historical Development and Character of Humanitarian Law
4. Codification of International Law: Codification under League and United Nations.
5. Subject of International Law: Realist, Fictional and Functional Theory.

### **Unit-II International Concern for Violations of Human Rights**

1. Extradition: Meaning, Definitions, Purpose and Law of Extradition.
2. Diplomatic Agents: Classification, Functions, Basis and Immunities and Privileges of Diplomatic Agents.
3. Consuls and Special Mission: Classification, Functions, Judicial Settlement and Compulsive.
4. Enemy Character: Enemy Character of Individuals, Corporation, Goods and Ships.
5. War Crimes: U.N. War Crimes Commission and United Nations.

### **Unit- III International Covenants on Human Rights**

1. International Covenants: Preparation of Drafts, Adoption, Implementation and Covenant on Civil and Political Rights.
2. International Covenants on Economic, Social and Cultural Rights.
3. International Covenants on the Elimination of All forms of Racial Discrimination.
4. Declaration and Covenants: Declaration of the Rights of Persons belonging to National or Ethnic, Religious and Linguistic Minorities.
5. Convention against Discrimination in Education, Employment and Occupation.

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Unit -IV

**International Protection for the Refugees and the Minorities**

1. Determination of Refugee Status: International Refugee Law and Protection.
2. Status of the Office of the United Nations High Commissioner for Refugees.
3. Convention Relating to the Status of Protocol and Stateless Persons.
4. International Human Rights: Sub- Commission on Minorities.
5. Regional Convention on Human Rights: European, American, African and Asian and Pacific Region.

**Recommended Books**

1. P. Chandrasekhar Rao, "Charter of Economic Rights and Duties of States", I. J. I. L., Vol. 15 (1975).
2. DonalPharand, "Historic Waters in International Law with Special Reference to the Article", University of Toronto.
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10. Ian Brownlie, Principles of Public International Law, Second Edition (Clarendon Press, Oxford, 1973).

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**Paper-104: Human Rights and Duties in India: Law, Policy, Society and Enforcement**

**Max. Marks: 80+20 Internal Assessment**

**Time: 3 hours**

**Note:** Eight questions will be set, selecting at least two questions from each unit. Candidates are required to attempt four questions, at least one question from each unit.

**Unit-I Human Rights in Indian Context**

1. Ideals enshrined in Indian Constitution: Social, Economic and Political Justice.
2. Fundamental Rights, Directive Principles and Fundamental Duties in Indian Constitution.
3. Fraternity: Assuring the Dignity of Individual and Unity of the Nation.
4. Social Hierarchy and Social Prejudices and Exploitation in India.
5. Socially approved racial and Communal Discrimination

**Unit-II Human Rights –Enforcement Mechanism in India**

1. Human Rights Act, 1993: Provisions.
2. Judicial Organs: Powers and Functions of Supreme Court and High Courts.
3. Human Rights Commission: Organisation and Functions of National and States Commission in India.
4. Human Rights Commission: Powers and Functions of National Commission for Scheduled Castes and Scheduled Tribes in India.
5. Women, Children and Minority Commission.

**Unit- III Human Rights Violations and Indian Polity**

1. Inequalities in Society: Population, Illiteracy, Poverty and Caste Inaccessibility of Legal Redress.
2. Abuse of Executive Power, Corruption, Nepotism and Favoritism in Indian Society.
3. Human Rights through the Ages: An Outlook.
4. Positive Action for a Human Society in India.
5. Human Rights and Good- Governance in Present Indian Scenario.

**Unit –IV Human Rights and Role of Advocacy Groups in India**

1. Professional Bodies: Press, Media, Role of Lawyers- Legal Aid.
2. Educational Institutions: Universities, Research Institutions and Others Social Institutes.

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3. Corporate Sector and Human Rights.
4. Role of Non- Governmental Organisations (NGO's) in Human Rights.
5. Role, Organization and Functions of Consumer Redressal Agencies.

**Recommended Books**

1. P. Chandrasekhar Rao, "Charter of Economic Rights and Duties of States", I. J. I. L., Vol. 15 (1975).
2. DonalPharand, "Historic Waters in International Law with Special Reference to the Article", University of Toronto.
3. J. G. Starke, "Introduction to International Law", 10<sup>th</sup> Edition, Butterworths Singapore, 1999.
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10. Ian Brownlie, Principles of Public International Law, Second Edition (Clarendon Press, Oxford, 1973).

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**Paper-105: Environment and Human Rights**

**Max. Marks: 80+20 Internal Assessment**

**Time: 3 hours**

**Note:** Eight questions will be set, selecting at least two questions from each unit. Candidates are required to attempt four questions, at least one question from each unit.

**Unit-I Basic Concept of Environment and Human Rights**

1. New Human Rights Dimensions: Obstacles and Threats to Human Rights.
2. New Challenges of Science and Technology: Biotechnology and Human Rights and Challenges of New Technology.
3. Environment Threats to India: Forest Denudation; and Pollution of Rivers.
4. Indiscriminate Industrial Explosion; Depletion of Rare Species; and Bio-Diversity.
5. Globalization, Regionalism and Nationalism: opportunities and Threats.

**Unit-II New Dimensions and Human Rights**

1. Human Rights and Peace: Values as Rights Precondition for Peace and Component of Peace.
2. Democracy and Human Rights: Democracy as a Condition for Economic and Social Rights Cultural Rights and Democracy.
3. Right to Development: Adoption of the Declaration on the Right to Development and Removal of Obstacles to Development.
4. Judicial Contribution in Creation of New Human Rights.
5. Hazardous Waste and Human Rights.

**Unit-III Human Rights and Environment**

1. Growth of Human Rights Protection and Environmental Protection.
2. Human Rights and Extreme Poverty: Poverty as Crime.
3. Discrimination: Xenophobia and Racism, International Convention on the Elimination of All Forms of Racial Discrimination.
4. Human Rights and Tolerance: Notion of Tolerance and Religious Tolerance.
5. Terrorism and Human Rights.

**Unit-IV Human Rights: Scientific and Technological Advancement**

1. United Nation Approaches to Scientific and Technological Development: Scope, Objectives and Problems.

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2. Globalization and Human Rights: Competitiveness: Decline of Labour Unions and Workers' Rights and Globalization.
3. Rights of Indigenous People and the Challenges to Human Rights. Non-Governmental Solutions.
4. Right to Clean Environment and Public Safety: Issues of Industrial Pollution, Prevention and Rehabilitation.
5. Pollution Control Mechanisms for Human Rights.

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1. P. Chandrasekhar Rao, "Charter of Economic Rights and Duties of States" I. J. I. L., Vol. 15 (1975).
2. Donal Pharand, "Historic Waters in International Law with Special Reference to the Article", University of Toronto.
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*S. K. Vaid*