

## LL.M. DEGREE II SEMESTER EXAMINATION, APRIL 2009

## SLS 2206 HUMAN RIGHTS AND INDIAN LEGAL SYSTEM

Time: 3 Hours

Maximum Marks : 50

(All questions carry EQUAL marks)

(5 x 10 = 50)

- I. A. Define 'Human Rights'. Examine from a theoretical perspective the inter-relationship between 'Human Rights and 'Fundamental Rights'.
- OR**
- B. Examine the relevance of good governance in the successful implementation and enforcement of human rights. How does the Indian Constitution provide for a system of good governance in India?
- II. A. Identify the areas where there is scope for human rights abuses by the police. Evaluate the remedies suggested by the law reform bodies for the said maladies.
- OR**
- B. Examine the current judicial trend in the award of compensation of victims of custodial torture. Can compensation be an effective remedy for human rights abuses by the police?
- III. A. Examine the significance of national commissions in the implementation and enforcement of human rights. Discuss the role played by the *National Human Rights Commission of India (NHRC)* in the implementation and enforcement of human rights in India.
- OR**
- B. Discuss the role played by the *National Commission for Women (NCW)* in the successful implementation of women's right in India. Do you think the multiplicity of Commissions in the area of human rights protection has diluted the effectiveness of the various enforcement mechanisms?
- V. A. "The issue of development cannot be separated from the conceptual framework of human rights" --Amartya Sen. Examine the relevance of this statement in the Indian context.
- OR**
- B. Examine how the Supreme Court of India has sought to balance the twin objectives of development and human rights protection.
- V. A. Discuss the role played by the Supreme Court of India in protecting the human rights of tribal people.
- OR**
- B. Discuss the contributions made by the Indian judiciary towards the protection of the rights of children.