SARDAR PATEL UNIVERSITY PROGRAMME STRUCTURE

LL.M. (Human Rights Group)

Semester-III (Effect from 2022-2023)

Programme	About Programme:
Outcome (PO) –	This master's programme aims to provide you with an advanced knowledge and understanding of the key concepts and
For LL.M. (Human	theories underpinning criminal law and criminal justice and how they operate in practice. Criminal Law is concerned
Rights Group)	with the most potentially invasive contention of authority by the state, if you fail to comply with the law you will be
Programme	punished. As crime knows no jurisdictional or geographical boundaries, we need to expand the horizons and not only
	think domestically but also think internationally.
	The LL.M. (Criminal Law) offers a unique and distinct opportunity to study criminal law in National, International and
	transnational context. This programme provides a holistic analysis of Criminal law.

Programme Specific Outcome (PSO) – For LL.M. (Human Rights Group)	PO1	To understand and apply principles of professional ethics.
rugius Group)	PO2	To provide a Platform for self-employment by developing professional skills under criminal law.
	PO3	To understand the various concepts relating to Criminal law.
	PO4	To Understand Criminal law is a system of laws that deals with the punishment of individuals who commit crimes. A crime is a deliberate or reckless action that causes harm to another person or his/her property. The punishment varies with the severity of the crime.
	DCC1	
	PSO1 PSO2	To understand current issues and contemporary debates in criminal law and criminal justice. To understand fundamental principles of substantive and procedural criminal law.
	PSO3	For understanding and critiquing criminal laws and criminal justice, including doctrinal, comparative, theoretical and socio-legal methods.

To Pass	(1) A candidate must have at 70% of attendance in the each semester of the LL.M. programme and shall have
	satisfactory performance in class participation, seminar, assignment of each paper and must have appeared in the
	internal written test, to be Eligible for grant of the respective semester except Semester-IV in which there will be no
	internal test.
	(2) A candidate for Semester-I if granted as prescribed in (1) above shall be allowed to proceed to Semester-II.
	(3) A candidate shall be allowed to proceed in Semester-III only after fully passing both Semester-I and Semester-II.
	(4) A candidate shall be allowed to proceed to the semester-IV only after fully passing both Semester-I and Semester-II
	and his/her Semester-III has been duly granted.
	(5) The candidate shall be eligible for the award of LL.M. Degree after successfully passing all papers/courses of
	Semesters I, II, III & IV. The candidate will be allowed to appear in the respective End-Semester Examination during
	validity of his LL.M. registration.
	(6) There shall be no ATKT or provision for exemption in the LL.M. Programme.
	(7) A candidate who fails in a paper/course due to failure in obtaining minimum marks in the internal head of the
	paper/course, the marks obtained in attendance, class participation seminar, Assignment, Internal test shall be carried
	forward till date validity of the registration and the terms granted continue.
	The University Rules with regard to gracing of marks shall be followed.

Course	Course Code	Name of Course		Credit	Exam	Comp	onent of Ma	arks
Type			Theory/Practical		Duration	Internal	External	Total
					in hrs	Total	Total	Total
	PL03CLHR51	Judicial Process	Т	5	3	12/30	28/70	40/100
Core Course	PL03CLHR52	Legal Education and Research Methodology	T	5	3	12/30	28/70	40/100
	PL03ELHR51	Human Rights of Disadvantaged People and Vulnerable Groups	Т	5	3	12/30	28/70	40/100
Elective Course	PL03ELHR52	Emerging Dimensions of Human Rights and Duties	Т	5	3	12/30	28/70	40/100
	PL03ELHR53	Problem, Protection and Enforcement of Human Rights	Т	5	3	12/30	28/70	40/100

Vallabh Vidyanagar, Gujarat

(Reaccredited with 'A' Grade by NAAC (CGPA 3.25) Syllabus with effect from the Academic Year 2022-2023

Master of Laws (Human Rights Group) LL.M. (Human Rights Group) Semester-III

Course Code	PL03CLHR51	Title of the Course	Judicial Process
Total Credits of the Course	5	Hours per Week	

Course Objectives:	1. The aim of the course is to make the learners aware about the nature and scope of judicial process, interpretive techniques, relevance of law to provide justice, role of judge's social engineering helping the state to maintain law and order and shape contents of law with the passage of time.
	2. The course is useful for the learners in learning the method to read and analyze the judgments, techniques of drawing the analogies by judges from the arguments of the counsels, application of legal principles and legal concepts to resolve the disputes for operational zing the law.
	3. To understand how judicial process is an instrument of social ordering.
	4. To understand the various tools and techniques of judicial creativity and precedent.
	5. To understand the meaning and limitations of independence of judiciary and the political nature of judicial process.
	6. To understand the relation between law and justice with the help of various theories.

Unit	Description	Weightage*
1.	Nature of Judicial Process 1.1 Judicial Process as an instrument of social ordering 1.2 Judicial process and creativity in law – common law model – Legal Reasoning and Growth of law – change and stability 1.3 The tools and techniques of judicial creativity and precedent 1.4 Legal development and creativity through legal reasoning under statutory and codified systems 1.5 Doctrine of Stare Decisis 1.6 Doctrine of Ratio Decidendi 1.7 Doctrine of Obiter Dicta	20%
2.	Special Dimensions of Judicial Process in Constitutional Adjudication 2.1 Notions of judicial review 2.2 'Role' in constitutional adjudication – various theories of judicial role 2.3 Tools and techniques in policy-making and creativity in constitutional adjudication	20%



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	 2.4 Varieties of judicial and juristic activism 2.5 Problems of accountability and judicial law-making 2.6 Judicial Activism in Constitutional Amendments with special reference to Basic Structure Doctrine 	
3.	 Judicial Process in India 3.1 Indian debate on the role of judges and on the notion of judicial review 3.2 The "independence" of judiciary and the "political" nature of judicial process 3.3 Judicial activism and creativity of the Supreme Court – the tools and techniques of creativity 3.4 Judicial process in pursuit of constitutional goals and values – new dimensions of judicial activism and structural challenges 3.5 Institutional liability of courts and judicial activism – scope and limitations 3.6 Judicial Over-reach 3.7 Appointments and Removal of Judges 3.8 Recent Trends – 2018 Press Conference by Supreme Court Judges, Post-retirement Appointments 	20%
4.	 The Concepts of Justice 4.1 The concept of justice or Dharma in Indian Thought 4.2 Dharma as the foundation of legal ordering in Indian thought. 4.3 The concept and various theories of justice in the western thought 4.4 Various theoretical bases of justice: the liberal contractual tradition, the liberal utilitarian tradition and the liberal moral tradition 	20%

PSDA (Professional Skill Development Activities)
Statutes and Judgment Analysis
Preparation of One Research Paper/Research Article
❖ Access to Legal Resources: E-Library, E-Books and E-Database
Developing Comparative Analysis Skills





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Teaching-	
Learning	
Methodology	,

- Lecture Method
- Power Point Presentation(including audio/video)
- Expert talk
- Case study

Evaluation Pattern			
Sr. No.	Details of the Evaluation	Weightage	
1.	Internal Written / Practical Examination (As per CBCS R.6.8.3)	20%	
2.	Internal Continuous Assessment in the form of Practical, Viva-voce, Quizzes, Seminars, Assignments, Attendance (As per CBCS R.6.8.3)	10%	
3.	University Examination	70%	

Cou	Course Outcomes: Having completed this course, the learner will be able to		
1.	The course will help the learners to understand the intricacies of judicial process and growth of law through the judgments. It will sharpen the logic and enable the learners to evaluate the impact of the judgments on impact constituencies.		
2.	Since the ultimate aim of any legal process or system is pursuit of justice, a systematic study of the concept of justice and its various theoretical foundations is required. This paper, therefore, intends to familiarise the students with various theories, different aspects and alternative ways, of attaining justice.		

	Suggested References:		
Sr. No.	References		
1.	 Text books: The Province and Function of Law, Henry J. Abraham The Nature of Judicial Process (1995) Universal, New Delhi The Judicial Process (1998) Precedent and the Law: Dynamics of Common Law Growth (1985) Butterworth Cardozo, The Nature of Judicial Process (1995), Universal, New Delhi 		
2.	Reference books: 1. Legal Theory (1960), Stevens, London, Bodenheimer 2. Jurisprudence – the Philosophy and Method of the Law (1997), Universal, Delhi 3. The Indian Supreme Court and Politics (1980), Eastern, Lucknow		



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- 4. The Supreme Court of India A Socio-Legal Critique of Its Juristic Techniques (1977), Tripathi, Bombay
 - J. Stone, Legal System and Lawyers' Reasoning's (1999), Universal, New Delhi
 - Edward H. Levi, An Introduction to Legal Reasoning (1970), University of Chicago
- 3. **Journal:**
 - 1. Indian Journal of Constitutional & Administrative Law Indian Constitutional Law Review

On-line resources to be used if available as reference material

On-line Resources:

- 1. SWAYAM
- 2. Manupatra
- 3. Hein Online
- 4. JStor
- 5. Bloomsbury



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Master of Laws (Human Rights Group) LL.M. (Human Rights Group) Semester-III

Course Code	PL03CLHR52	Title of the Course	Legal Education & Research Methodology
Total Credits of the Course	5	Hours per Week	

of the Course	Week
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Course Objectives:	 Research is a desire to search or to find out or to explore an unknown area to find an answer. It is a quest for acquiring knowledge. Research is a careful investigation or inquiry especially through search for new facts in any branch of knowledge. Legal Research means research in law which deals with the principles of law and legal institutions.
	2. The objective may be to discover new facts or to verify the existing facts, to propound a new legal concept or to analyze existing law and give suggestions for a new law. In order to carry out a research to completion successfully a researcher must be aware of the research methods i.e. the method of doing research.
	3. A research method is a systematized investigation to gain new knowledge about the phenomena or problems. It is the technique of conducting research and study of the technique of doing research is research methodology. In a broader sense the research methodology includes the research methods as well as the philosophy and practice of the whole research process.
	4. A good research method is crucial for conducting proper research and getting useful results. This course is designed to give an insight into the meaning and significance of research methods for legal research to the law students in contemporary times.
	 5. It aims to provide an understanding of the various types of research methods and the different techniques of legal research and legal writing with a view to equip the students for further research in law. 6. To study how and why Legal Education was introduced in India. 7. To be enabled to understand the Importance of Legal Education.

Unit	Description	Weightage*
1.	1.1 Importance of Legal Education	20%
	1.2 Objectives of Legal Education	
	1.3 History of Legal Education in India	
	1.4 Lecture Method of Teaching – Merits and Demerits	
	1.5 The problems Method	
2.	2.1 Discussion Method and its suitability at postgraduate-level teaching	20%





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	2.2 The Seminar method of Teaching 2.3 Examination System and Problems in Evaluation – External and	
	Internal Assessment	
3.	3.1 Student participation in law school programmes-Organization of Seminars, publication of journal and assessment of teachers 3.2 Clinical, Legal Education – legal aid, legal literacy, legal survey and law reform	20%
	3.3 Research Methods 3.3.1 Socio-legal Research 3.3.2 Doctrinal and non-doctrinal 3.3.3 Relevance of empirical research 3.3.4 Induction and deduction	
	Legal Education & Its Methods: Hands-on training related to Course Design including curriculum development (content, teaching pedagogies and evaluation scheme)	
4.	Identification of Problem of Research 4.1 What is a Research Problem? 4.2 Survey of available literature and bibliographical research 4.3 Legislative materials including subordinate legislation, notification and policy statements 4.4 Decisional materials including foreign decisions, methods of discovering the rule of the case tracing the history of important cases and ensuing that these have not been over-rules; discovering judicial conflict in the area pertaining to the research problem and the reason thereof. 4.5 Juristic writings-a survey of juristic literature relevant to select problems in India and foreign periodicals. 4.6 Compilation of list of reports or special studies conducted relevant to the problem.	20%
5.	Preparation of the Research Design 5.1 Formulation of the research problem 5.2 Devising tools and techniques for collection of date: Methodology 5.2.1 Methods for the connection of statutory and case materials and jurists Literature 5.2.2 Use of historical and comparative research materials 5.2.3 Use of observation studies 5.2.4 Use of questionnaires/interview 5.2.5 Use of case studies 5.2.6 Sampling procedures – design of sample, types of sampling to be adopted 5.2.7 Use of scaling techniques 5.2.8 Jurimetrics 5.3 Computerized Research – A Study of legal research programmes	20%



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such as Lexis and West Law Coding

- 5.4 Classification and tabulation of data use of cards for data collection Rules for tabulation, Explanation of tabulated data 5.5 Analysis of data
 - Preparation of Research Proposal
 - Quantitative Tools and Techniques

PSDA (Professional Skill Development Activities)

- Statutes and Judgment Analysis
- ❖ Preparation of One Research Paper/Research Article
- ❖ Access to Legal Resources: E-Library, E-Books and E-Database
- Developing Comparative Analysis Skills

Teaching-Learning Methodology

- Lecture Method
- Power Point Presentation (including audio/video)
- Expert talk
- Case study

	Evaluation Pattern	
Sr. No.	Details of the Evaluation	Weightage (%)
1.	Internal Written / Practical Examination (As per CBCS R.6.8.3)	20%
2.	Internal Continuous Assessment in the form of Practical, Viva-voce, Quizzes, Seminars, Assignments, Attendance (As per CBCS R.6.8.3)	10%
3.	University Examination	70%

Cou	Course Outcomes: Having completed this course, the learner will be able to		
1.	To understand the meaning, definition, nature and scope of research.		
2.	To understand the implications of research and develop their interest to contribute in addition of knowledge.		
3.	To acquaint students with various types of research methodology helping them to formulate hypothesis, awareness about the techniques of data collection, interpretation		





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of data, drawing of observation, etc.

Suggested References:			
Sr. No.	References		
1.	Text books: 1. Legal Education in India (1973), Tripathi Bombay – S.K. Agrawal		
2.	Reference books: 1. Nigel Dunean and Richard Crimes, Clinical Legal Education: Active Learining in your Law School (1998) Blackstone Press Ltd. London 2. H. Bitner and Bysiewiez, Effective Legal Research (1978) – M.O. Price 3. Methods in Social Research, McGraw Hill Book Company, London – William J. Grade & Paul K. Hat 4. The Art of Asking Questions (1965) – Payne 5. Legal Research in Nutshell (1996), West Publishing Co. – Morris L. Cohan 6. Legal Research and Methodology – ILI Publication		

On-line Resources	
1. SWAYAM	
2. Hein Online	
3. Manupatra	
4. JStor	
5. Bloomsbury	



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Master of Laws (Human Rights Group) LL.M. (Human Rights Group) Semester-III

Course Code	PL03ELHR51	Title of the	Human Rights of Disadvantaged People
		Course	and Vulnerable Groups
Total Credits	05	Hours per	
of the Course		Week	

Course Objectives:	This course through its five units explain the knowledge, Human rights are the rights of all human beings. Violation of these rights is human rights violations. Due to frequent violations to particular groups in disadvantageous positions, new categories of human rights have emerged. These groups are of people such as women, children, prisoners and dalits. Also discuss undemocratic social structure of Indian Society and agencies of Indian State that violate human rights of vulnerable groups in our country such as LGBT, disabled people, internally displaced persons and its Mechanism. Violation of human rights of these groups is of great concern of every nation today. The officials of the state like the police force commit such violations. This is only an illustration. There are several other categories of violations.

	Course Content		
Unit	Description	Weightage*	
1.	 Meaning and Concept of Vulnerable and Disadvantaged Groups 1.1 Customary and Kind of Groups 1.2 Identification of Disadvantaged People 1.3 Economic and Social Inequalities Land Rights, Rural Indebtedness Impact of Forest Law on Tribal Community Bonded Labour; Issues of Human Dignity 1.4 Socio-Economic and Cultural Problems of Vulnerable and Disadvantaged Groups 	20%	
2.	 Human Rights of Vulnerable Groups 2.1 Women's Rights: International and National Standards 2.2 Children's Rights: International and National Standards 2.3 Scheduled Castes and Scheduled Tribes Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989 Constitutional and Legal Rights of Scheduled Caste and Scheduled Tribes 	20%	



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	 2.4 Elderly Persons The United Nations Principles on Rights of Elderly The Maintenance and Welfare of Parents and Senior Citizens Act, 2007 and other Provisions 	
3.	 Human Rights of Disadvantaged Groups I 3.1 Stateless Persons, internally displaced persons and refugees Concept of Nationality and Citizenship Concept and Causes of Statelessness and its International Legal Standard Consequences of Statelessness on Human Rights 3.2 Indigenous Peoples International Norms Relating to Tribal and Other Indigenous Groups UN Declaration on the Indigenous Peoples 1995, UN Voluntary Fund for Indigenous Populations 1985 UN Declaration on the Rights of Indigenous Peoples 2007 3.3 Rights of Migrant workers International Convention on the Protection of the Rights All Migrant Workers and Members of Their Families-1992 Right of Migrant Workers in India 	20%
4.	 Human Rights of Disadvantaged Groups II 4.1 HIV positive persons and AIDS victims and Human Rights: International and National Scenario International Human Rights Obligations and HIV States' obligation to respect and protect Human rights and Violations. 4.2 Disabled Persons and Human Rights Convention on the Rights of Persons with Disabilities, 2006 Laws relating to Disabled in India Right to health of persons with disabilities in India 4.3 Rights of LGBT People: International and National Scenario with case studies 4.4 Sex Workers and Human Rights The Immoral Traffic (Suppression) Act of 1956. 	20%
5.	 Institutional safeguards for Human Rights Protection National Commissions State Commissions Various Landmark Judgments Role of Media Role of Non-Governmental Organizations 	20%



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PSDA (Professional Skill Development Activities)

- Statutes and Judgment Analysis
- ❖ Preparation of One Research Paper/Research Article
- ❖ Access to Legal Resources: E-Library, E-Books and E-Database
- Developing Comparative Analysis Skills

Teaching-Learning Methodology

- Lecture Method
- Power Point Presentation(including audio/video)
- Case study
- Expert talk

	Evaluation Pattern		
Sr. No.	Details of the Evaluation	Weightage (%)	
1.	Internal Written / Practical Examination (As per CBCS R.6.8.3)	20%	
2.	Internal Continuous Assessment in the form of Practical, Viva-voce, Quizzes, Seminars, Assignments, Attendance (As per CBCS R.6.8.3)	10%	
3.	University Examination	70%	

Cou	Course Outcomes: Having completed this course, the learner will be able		
1.	An understanding about the concept of exclusion and marginalization of disadvantaged people and vulnerable groups.		
2.	Causal factors of human rights violations, human rights norms, and legal remedies available to these disadvantaged people and vulnerable groups in national and International legal framework.		
3.	Achieve ability to assess the practical effectiveness of different mechanisms for implementing or enforcing human rights of disadvantage people and vulnerable groups.		

	Suggested References:
Sr. No.	References



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1.	Text books: 1.				
2.	Reference books:				
	 Reference books: Sinus, J., Women, Health and the Environment: An Anthology: Tabular Information on Legal Instruments dealing with HIV Infections and AIDs (Geneva: WHO, 1994). Upendra Baxi: Dignity In and With Naz, Law Like Love B.D. Sharma, Rights of Tribals, Journal of the NHRC, Vol. 1, 2002, 79-132 Chandrima Chatterjee and Gunjan Sheoran: Vulnerable Groups in India, Centre for Enquiry into Health and Allied Themes, 2007, Mumbai P.K. Pandey (Ed) Human Rights, APH Publishing Corporation, 2012 Ram Kishore Chppudhury and Tapash Ghan Choudhury: Judicial Reflections of Justice Bhagwati, Eastern Law House, 2008 Susan Timberlake: UNAIDS: Human Rights, Ethics, and Law; Health and Human Rights, Vol.3. No.1 1996 available at http://www.hhrjournal.org/archivespdf/4065286.pdf.bannered.pdf TSN Sastry Sex Workers and Human Rights: Indian Scenario in the Proceeding the ISIL of the International Conference 2001, Vol II pp 526-538) Turner Bryan S.: Vulnerability and Human Rights: 2006, The Pennsylvania University Press Bilder, R.B. (1992). An overview of international human rights law. In Guide to international human rights practice (ed. H. Hannum) (2nd edn), pp. 3–18. University of Pennsylvania Press, Philadelphia, PA. Chatterjee Mary, Sharma Ursula edited (2003), Contextualising Caste; Post-Dumontian Approaches, Rawat Publications, New Delhi International Covenant on Economic, Social and Cultural Rights, UN General Assembly Resolution 2200A (XXI), A/6316 (1966) 				
	General Assembly Resolution 2200A (XXI), A/6316 (1966) 13. United Nations. (2011). The United Nations Speaks Out: Tackling Discrimination on Grounds of Sexual Orientation and Gender Identity. [Brochure].				
	www.ohchr.org/EN/Issues/Discrimination/Pages/LGBTBrochure.aspx 14. G. S Bhargava and R.M.PaI, Human Rights of Dalit Societal Violation, (1999).				
3.	Journal 1.				





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On-line Resources
SCC Online
Manupatra
Hein Online
Coursera
JStor
Bloomsbury



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Master of Laws (Human Rights Group) LL.M. (Human Rights Group) Semester-III

Course Code	PL03ELHR52	Title of the	Emerging Dimensions of Human Rights
		Course	and Duties
Total Credits	05	Hours per	
of the Course	05	Week	

Course
Objectives:

Human rights are the foundation of free societies. The globalized society must speak out in defense of the effective guarantee of rights, assuring peace, justice, freedom and conditions of well-being as the base of a harmonious and happy life for all. All human beings - free, equal and endowed with dignity - are entitled to more rights than just those that are recognized, protected and guaranteed. Emerging Human Rights arises with the aim of contributing to the design of a new horizon of rights that will orientate the social and cultural movements of communities and peoples. This Course established the relationships between emerging rights like climate change, Corruption, Information, Health etc. and human rights with its international mechanism and Judicial activism for protect it.

Course Content		
Unit	Description	Weightage*
1.	Right to Health as Human Rights and Patent Regime 1.1 Human Health is Human Rights • Key aspects of the Right to Health • Relationship between right to health and other human rights. • Right to Health under International Law or Instruments. • Status of Right to Health under Indian Constitution 1.2 Obligations on States and Responsibilities of Others towards the Right to Health • types of obligations, (i) The obligation to respect, (ii) To protect & (iii) To fulfill Responsibilities of United Nations bodies and specialized agencies 1.3 Patent Regime and Rights to Health • Doha Declaration on the TRIPS Agreement and Public Health and its amendments 1.4 Judicial Response towards Right to Health, Role of Governments	20%





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2.	 Corruption and Human Rights 2.1 International Conventions on Corruption UN Convention against Transnational Organized Crime,2005 and the Protocols United Nations Convention against Corruption (UNCAC) 2005 Other Regional Efforts against Corruption 2.2 Twenty Guiding Principles for the Fight against Corruption 2.3 The Prevention of Corruption Act, 1988 and It's (Amendment) Act, 2018 2.4 Landmark Cases and Judgments on Corruption 2.5 Transparency International Movement 	20%
3.	Right to Information and Human Rights 3.1 Right to Information under International Conventions and Declarations 3.2 Right to Information as Fundamental rights under Indian Constitution 3.3 The Right to Information Act, 2005 (Right to know and Right to obtain information from public authorities) 3.4 Right to Information in different Statutes in India	20%
4.	 Human Rights Dimensions of Climate Change 4.1 Understanding of climate change, Disaster and displacement 4.2 Causes of displacement triggered by climate change hydro-meteorological disasters (flooding, hurricanes/typhoons/cyclones or mudslides) Environmental degradation and slow onset disasters (Reduction of water availability, desertification, long-term effects of recurrent flooding, sinking costal zones, increased salinization of ground-water and soil) Governments to designate areas as high-risk zones too dangerous for human habitation "Sinking" small island states caused by rising sea levels 4.3 Protection under International and National Law 	20%
5.	 Emerging Rights through Legislative Approach of Judiciary 5.1 Judicial Interpretations of Indian Constitution: Landmark Judgments Right to Live with Dignity (Environment, Food, Clean Water, Clean Air, Education Right to Die with Dignity (Euthanasia) Status of Aadhar case 	20%



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- The right to Internet access
- 5.2 Judicial pronouncement on IPC (Section 377, 497) and Human Rights
- 5.3 Judicial pronouncement and Legislation: Vishakha Guideline
- 5.4 IT Act Section 66A repealed

PSDA (Professional Skill Development Activities)

- Statutes and Judgment Analysis
- ❖ Preparation of One Research Paper/Research Article
- ❖ Access to Legal Resources: E-Library, E-Books and E-Database
- Developing Comparative Analysis Skills

Teaching-Learning Methodology

- Lecture Method
- Power Point Presentation(including audio/video)
- Case study
- Expert talk

	Evaluation Pattern		
Sr. No.	Details of the Evaluation	Weightage (%)	
1.	Internal Written / Practical Examination (As per CBCS R.6.8.3)	20%	
2.	Internal Continuous Assessment in the form of Practical, Viva-voce, Quizzes, Seminars, Assignments, Attendance (As per CBCS R.6.8.3)	10%	
3.	University Examination	70%	

Course Outcomes: Having completed this course, the learner will be able

- 1. To analyses the constitutional perspective on right to health as fundamental right and Indicate the measures for the realization of the right to health and Identify the impact of health policies, programmes and practices on human rights.
- 2. Analyze the right to information under the Indian Constitution and develop the understanding on the right to information is important for good governance. Identify right to information under International Conventions.



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An understanding of conceptual framework with specific terms, that, how violations of human rights may be linked to particular acts of corruption. It also builds links between specific acts of corruption and specific violations of rights. Student(s) Knows how organisations can promote human rights while working to end corruption.

	Suggested References:				
Sr. No.	References				
1.	Text books: 1.				
2.	 Reference books: Compendium of International Legal Instruments on Corruption, 2nd Edition, United Nations Office on Drugs and Crime, Vienna UNITED NATIONS New York, 2005 EJF (2017) BEYOND BORDERS: Our changing climate – its role in conflict and displacement Deng, Francis. "The guiding principles on internal displacement" E/CN.4/1998/53/Add. l, February 11. New York, NY: United Nations. Information note: Protect the human rights of all migrants, OHCHR. Nationality and Statelessness, A Handbook for Parliamentarians, published by the Inter Parliamentary Union with the United Nations High Commissioner for Refugees, 2005 https://www.right2info.org/constitutional-protections 				
3.	Journal 1.				

On-line Resources
SCC Online
Manupatra
Hein Online
Coursera
JStor





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Bloomsbury			



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Master of Laws (Human Rights Group) LL.M. (Human Rights Group) Semester-III

Course Code	PL03ELHR53	Title of the	Problem, Protection and Enforcement of
	PLUSELHKSS	Course	Human Rights
Total Credits	05	Hours per	
of the Course	05	Week	

Course	
Objectives	:

The focus of this course is to develop an understanding about the enforcement mechanism for Human Rights protection. A reading of fundamental rights and duties in the Constitution of India reveals that they constitute the human rights charter in India. There are a number of cases where courts apply the provisions of the international conventions to fill the gaps in legislation. The apex court has also ventured to apply international convention even where there was no legislation in the area. Thus, the judiciary has been directly implementing international conventions at the national level. Apart from Judiciary there are numbers of organization working for the purpose of Protection and Enforcement of Human Rights.

	Course Content	
Unit	Description	Weightage*
1.	 Societal Problems and Status of Human Rights 1.1 Indian Society: Social Structure, Social Inequality, Caste Hierarchy 1.2 Core problems: Poverty, illiteracy, Custodial violence 1.3 Some Specific Problems of violation in public domain Communal and Caste conflicts, State, landlords, employers, etc. Discrimination on Basis of Cast, Social, Cultural, Political and Economic 1.4 Violations in private domain: Within the Family, by Dominant 	20%
2.	 Problems of Human Rights Enforcement in India 2.1 The Directive Principles of State Policy: The Question of Effectiveness and Enforcement 2.2 Fundamental Rights and Repressive Laws: Preventive Detention, MISA, TADA & POTA, Armed Forces (Special Powers) Act, National Security Act and Criminal Law Amendment etc. 	20%



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	2.3 Legislation for the Weaker Sections: The Question of Enforcement2.4 Social prejudices against Caste, Women, Minorities etc.	
3.	Human Rights Protective Mechanism at Global Level 3.1 UN General Assembly and UN Security Council, 3.2 UN and United Nations High Commissioner for Human Rights (OHCHR) 3.3 ECOSOC - United Nations Commission on Human Rights(UNCHR) (up to 2006) & United Nations Human Rights Council(UNHRC), 3.4 United Nations Human Rights Committee under the ICCPR 3.5 International Court of Justice (ICJ) & International Criminal Court (ICC) 3.6 ILO Declaration on Fundamental Principles and Rights at Work	20%
4.	 Constitutional Governance and Human Rights Protection 4.1 Constitutional provision: Legislature, Executive, Judiciary 4.2 Constitutional Remedies: Articles 51, 253 with 246, PIL (Art. 32 & 226) 4.3 Tribunals: (Article 323 - A & B) Administrative Tribunals, NGT, Water Disputes Tribunal etc. 4.4 Role of Judiciary through Land mark Judgments - PIL 	20%
5.	Institutional Frameworks for Human Rights Enforcement in India 5.1 National Specialized Agencies: Law Commission, SC/ST Commission, Minorities Commission, Women's Commission, Child Right Commission and Human Rights Commission 5.2 Professional Councils: Press, Medical, Bar 5.3 NGOs, Social movements and various pressure groups 5.4 Human Rights Education: Problems and Prospects.	20%

PSDA (Professional Skill Development Activities)
❖ Statutes and Judgment Analysis
❖ Preparation of One Research Paper/Research Article
❖ Access to Legal Resources: E-Library, E-Books and E-Database
❖ Developing Comparative Analysis Skills
❖ Visit to Human Rights Commission.

Teaching-	Lecture Method
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Learning Methodology

- Power Point Presentation(including audio/video)
- Case study
- Expert talk

	Evaluation Pattern	
Sr. No.	Details of the Evaluation	Weightage (%)
1.	Internal Written / Practical Examination (As per CBCS R.6.8.3)	20%
2.	Internal Continuous Assessment in the form of Practical, Viva-voce, Quizzes, Seminars, Assignments, Attendance (As per CBCS R.6.8.3)	10%
3.	University Examination	70%

Cou	urse Outcomes: Having completed this course, the learner will be able
1.	To understand some specific societal problem of Human Rights violation against weaker sections and legislative provisions for their protection and Explain the constitutional vision of social justice
2.	Conceptualize the scope of whistle blowing in constitutional governance and Describe the merits and demerits of the decision-making institutions and Distinguish the working of Courts and Tribunals.
3.	Explain the judicial, legal and administrative issues involving the access to justice as human rights.
4.	Familiarising students with the judicial activism in protecting human rights and enables them to evaluate the adequacy of the methods of enforcement.

	Suggested References:		
Sr. No.	References		
1.	Text books:		
2.	Reference books:		



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Syllabus with effect from the Academic Year 2022-2023

- 1. Bhagwati, P.N., Legal Aid as Human Rights (Dharwad: Jagrut Bharut, 1985). Bhargava, G.S. and
- 2. R.M.Pal, ed., Human Rights of Dalits: Societal Violation (New Delhi: Gyan Publishing House, 2000).
- 3. Bhatia, K.L. and others, Social Justice of Dr. B.R. Ambedkar (New Delhi: Deep and Deep, 1995).
- 4. Borgohain, Bani, Human Rights: Social Justice and Political Change (New Delhi: Kanishka Publishers, 1999).
- 5. Chandra, Shailja, Justice V.R. Krishna Iyer on Fundamental Rights and Directive Principles (New Delhi: Deep and Deep, 1998).
- 6. (2003) Human Rights: International protection monitoring, enforcement (Paris: UNESCO Publishing).
- 7. D.D.Basu, Human Rights in Indian Constitutional Law, (1994).
- 8. Vijay Chitnis, (et.al.). Human Rights and the Law. National and Global Perspectives, (1997).
- 9. B.P.Singh Seghal, Law, Judiciary and Justice in India, (1993).
- 10. James Vadakkumchery, Human Rights and the Politics in India, (1996).
- 11. D.R.Saxena, Tribals and the Law, (1997).
- 12. Poornima Advani, Indian Judiciaty: A Tribute, (1997).
- 13. Justice Venkataramiah, Human Rights in the Changing World, (1998)
- 14. Paramjit S.Jaiswal and Neshtha Jaiswal, Human Rights and the Law, (1996).

On-line Resources
SCC Online
Manupatra
Hein Online
Coursera
JStor
Bloomsbury



SARDAR PATEL UNIVERSITY PROGRAMME STRUCTURE

LL.M. (Human Rights Group)

Semester-IV (Effect from 2022-2023)

Programme	About Programme:
Outcome (PO) –	This master's programme aims to provide you with an advanced knowledge and understanding of the key concepts and
For LL.M. (Human	theories underpinning criminal law and criminal justice and how they operate in practice. Criminal Law is concerned
Rights Group)	with the most potentially invasive contention of authority by the state, if you fail to comply with the law you will be
Programme	punished. As crime knows no jurisdictional or geographical boundaries, we need to expand the horizons and not only
	think domestically but also think internationally.
	The LL.M. (Criminal Law) offers a unique and distinct opportunity to study criminal law in National, International and
	transnational context. This programme provides a holistic analysis of Criminal law.

Programme Specific Outcome (PSO) – For LL.M. (Human	PO1	To understand and apply principles of professional ethics.		
Rights Group)	DO2	To movide a Dietform for self annierment by developing professional skills and an ariminal law		
	PO2	To provide a Platform for self-employment by developing professional skills under criminal law.		
	PO3	To understand the various concepts relating to Criminal law.		
	PO4 To Understand Criminal law is a system of laws that deals with the punishment of individuals who crimes. A crime is a deliberate or reckless action that causes harm to another person or his/her prop punishment varies with the severity of the crime.			
	PSO1	To understand current issues and contemporary debates in criminal law and criminal justice.		
	PSO2	To understand fundamental principles of substantive and procedural criminal law.		
	PSO3	For understanding and critiquing criminal laws and criminal justice, including doctrinal, comparative, theoretical and socio-legal methods.		

To Pass	(1) A candidate must have at 70% of attendance in the each semester of the LL.M. programme and shall have
	satisfactory performance in class participation, seminar, assignment of each paper and must have appeared in the
	internal written test, to be Eligible for grant of the respective semester except Semester-IV in which there will be no
	internal test.
	(2) A candidate for Semester-I if granted as prescribed in (1) above shall be allowed to proceed to Semester-II.
	(3) A candidate shall be allowed to proceed in Semester-III only after fully passing both Semester-I and Semester-II.
	(4) A candidate shall be allowed to proceed to the semester-IV only after fully passing both Semester-I and Semester-II
	and his/her Semester-III has been duly granted.
	(5) The candidate shall be eligible for the award of LL.M. Degree after successfully passing all papers/courses of
	Semesters I, II, III & IV. The candidate will be allowed to appear in the respective End-Semester Examination during
	validity of his LL.M. registration.
	(6) There shall be no ATKT or provision for exemption in the LL.M. Programme.
	(7) A candidate who fails in a paper/course due to failure in obtaining minimum marks in the internal head of the
	paper/course, the marks obtained in attendance, class participation seminar, Assignment, Internal test shall be carried
	forward till date validity of the registration and the terms granted continue.
	The University Rules with regard to gracing of marks shall be followed.

Course	Course Code	Name of Course		Credit	Exam	Comp	onent of Ma	arks
Type			Theory/Practical		Duration	Internal	External	Total
					in hrs	Total	Total	Total
	PL04CLHR51	Dissertation	Т	5	3	12/30	28/70	40/100
	PL04CLHR52	Classroom Teaching	Т	5	3	12/30	28/70	40/100
Core	PL04CLHR53	Doctrinal Research	Т	5	3	12/30	28/70	40/100
Course	PL04CLHR54	Non-Doctrinal Research	Т	5	3	12/30	28/70	40/100
	PL04CLHR55	Clinical Research Report	Т	5	3	12/30	28/70	40/100

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Master of Laws (Human Rights Group) LL.M. (Human Rights Group) Semester-IV

Course Code	PL04CLHR51	Title of the Course	Dissertation
Total Credits of the Course	9	Hours per Week	

Objectives: designed to analytical sl at enabling	research tempore is quintessence of lawyering. This course is test the research skill and aptitude of the students and their kills on various current challenges of law and society. It is aimed the students to hone their skills as a researcher that would of elp to them in their career.
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Sr. No.	Description		
NO.			
1.	This course is a research oriented. Every student has to carry out Dissertation should be on topics from the area of specialization chosen topic or issue from the subjects taught in the last three semesters and approved by the Departmental Committee. The dissertation is expected to be an in depth and critical/analytical/comparative analysis of a legal problem of contemporary significance in the field chosen by the candidate and must incorporate copious reference to judicial decisions, articles and books relevant to the topic in the form of footnotes and bibliographical references, Typed and bound dissertation shall be of uniform pattern with applying Legal Research Methodology which is to be submitted for evaluation internally and externally has to appear for viva-voce.		
	 Students are required to follow the STEPS given below for preparation of dissertation: Title of the Study Introduction Significance of the Study Literature Review Objectives of the Study Hypothesis Research Methodology Scope and Limitations of the study 		
	LL.M. Students are required to follow the following STRUCTURE for dissertation:		



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- List of Case Laws
- List of Tables
- Abbreviations
- Table of Contents
- Chapters
- Bibliography (Books, Journals, Newspapers, Websites, Research Reports, Magazines, etc.)
- Appendix (Interview Schedules, Questionnaires, Master Charts, Acts, Bills, Maps, etc.)

Teaching-Learning Methodology

- Lecture Method
- Power Point Presentation(including audio/video)
- Case study
- Expert talk

	Evaluation Pattern				
Sr. No.	Details of the Evaluation	Weightage (%)			
1.	Internal				
2.	Viva Voce				

Course Outcomes: This subject will help the students to enhance their research, analytical and writing skills:
This subject will help the students to enhance their research, analytical and writing skills
Student could improve their research and cognitive abilities.





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•	Jstor
•	Bloomsbury



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Master of Laws (Human Rights Group) LL.M. (Human Rights Group) Semester-IV

Course Code	PL04CLHR52	Title of the Course	Classroom Teaching
Total Credits of the Course	4	Hours per Week	

Objectives:	It is quite evident that a scholar pursuing master degree may choose his career either as a teacher or as a researcher. In both the cases, it becomes inevitable to inculcate teaching ability and aptitude among the students. With this objective this course has been introduced in the curriculum.
	With this objective this course has been introduced in the curriculum.

Sr. No	Description
1.	Each student will be assigning two topics in advance to deliver class room teaching. Topic should be on from the area of specialization chosen topic or issue from the subjects taught in the last three semesters. Each class will be of 60 minutes by selecting any methods of teaching relating to Law and shall be assessed according to his/her performance.

	Evaluation Pattern	
Sr. No.	Details of the Evaluation	Weightage (%)
1.	Internal Written / Practical Examination (As per CBCS R.6.8.3)	100

Cour	Course Outcomes: Having completed this course, the learner will be able to	
1.	The students after completion of their master degree will be well equipped with teaching styles, teaching objectives and teaching methods.	
2.	Students can assist departments and program to think about their curriculums. When outcomes are defined, departments can map the outcomes onto the courses that they teach to identify areas within the program where outcomes may overlap (or otherwise be redundant) or where gaps may exist	
3.	Allow instructors to indicate what knowledge, skills and abilities students are expected to have mastered at the end of their course allow them to communicate expectations to students.	
4.	Provide students with a way to articulate the knowledge and abilities that they have	





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gained and to express what they know to others.

On-line	On-line Resources		
• ;	SCC Online		
•]	Manupatra		
•]	HeinOnline		
• (Coursera		
• .	Istor		
•]	Bloomsbury		



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Master of Laws (Human Rights Group) LL.M. (Human Rights Group) Semester-IV

Course Code	PL04CLHR53	Title of the Course	Doctrinal Research
Total Credits of the Course	4	Hours per Week	

01 1 41	Each student has to submit a doctrinal research work on the basis of the doctrinal research method taught in the legal research methodology by collecting secondary data from various sources collating with legal issues.
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Unit	Description
1.	 The doctrinal research is concerned with analysis of the legal doctrine and how it has been developed and applied "and these types of research known "as pure theoretical research" or "typical legal research". Doctrinal research typically involves source-based research (Secondary Data) and it would be unusual to undertake qualitative or quantitative research under the doctrinal methodology. The doctrinal legal research method involves an analysis of legal propositions or legal concept is the main base of the studies. However, the legal propositions from enactments, administrative rules and regulation, case laws of courts, statutes and other legal sources etc. can be a part of doctrinal legal research. Despite this, it is not impossible to exclude doctrinal analysis from other methods. For example, used qualitative methods to analyse the language and language use of statutes. (Whilst the project had other, non-doctrinal goals, the aim to analyse statute language use is a function of doctrinal research).
2.	Tools of doctrinal Research:
	1. Statutory materials.
	2. Reports of Committees.
	3. Legal history.
	4. Judgments.
	5. Case Reports.
	6. Case and Digest
	7. Conference Proceedings
	8. Online available information
	9. Any information which is already published
3.	Steps in Doctrinal Research Report: 1. Introduction (context and general background) 2. Statement of research problem.
	3. Objectives



Table of contents.

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	4. Literature review
	5. Hypotheses/research question.
	6. Data Collection (Identification of material and cases etc.
	7. Discussion(Critical commentary by examining the objectives and hypotheses
	and deriving inferences)
	8. Conclusions/Recommendations
	9. Bibliography
	10. Appendix
4.	
''	The Doctrinal Research must comply with the following format:
	1. Size of paper: A4.
	2. Margins: Top: 1", Left: 1.5", Right:1"and Bottom:1".
	3. Paper quality: Normal Paper.
	4. Printing: printing on one side only with 1.5 line spacing.
	5. Font: Times New Roman.
	6. Title/ Top and Inner first pages: Title of Project Report.
	7. Declaration by the Scholar.
	8. List of Cases

Teaching- Learning Methodology	 Lecture Method Power Point Presentation(including audio/video) Case study Expert talk
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	Evaluation Pattern	
Sr. No.	Details of the Evaluation	Weightage (%)
1.	Internal Written / Practical Examination (As per CBCS R.6.8.3)	

Cour	Course Outcomes: Having completed this course, the learner will be able to	
1.	This subject will help the students to enhance their research, analytical and writing skills.	
2.	Student could improve their analytical and cognitive abilities	
3.	It will help student to use available published information for research work	





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On-li	On-line Resources	
•	SCC Online	
•	Manupatra	
•	HeinOnline	
•	Coursera	
•	Jstor	
•	Bloomsbury	



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Master of Laws (Human Rights Group) LL.M. (Human Rights Group) Semester-IV

Course Code	PL04CLHR54	Title of the Course	Non-Doctrinal Research
Total Credits	1	Hours per	
of the Course	4	Week	

Course Objectives:	Each student has to submit a non-doctrinal research on the basis of the non-doctrinal research method taught in the legal research methodology by collecting primary data using various methods of data collection from various sources collating with legal issues.
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	·
Sr. No.	Description
1.	 The Non-doctrinal research is carried on by collecting or gathering information by first hand study of the subject, it relies on experience or observation without due regard to any theory or system and hence it is also called as experimental type of research. In Non-doctrinal research, the researcher attempts to investigate effect or impact by actual examination or observation of the functioning of law and legal institutions in the society. Non-doctrinal research, also known as social-legal research, is research that employs methods taken from other disciplines to generate empirical data that answers research questions. It can be a problem, policy, or are form of the existing law. A legal non-doctrinal finding can be qualitative or quantitative, and a dogmatic non-doctrinal finding can be part of a large-scale project. The non-doctrinal approach allows the researcher to conduct research that analyses the law from the perspective of other science disciplines, and to employ those disciplines in drafting the law. This study combines both primary /secondary research methods. Thus, gathering and analysing the data will be done on the basis of literature review, magazine, journals, articles, newspaper, law books, news on web portal, survey, questionnaire etc.
2.	Steps in Non-Doctrinal Research:
	1. Introduction (context and general background)
	2. Statement of research problem.
	3. Objectives
	4. Literature review
	5. Hypotheses/ research question.
	6. Data Collection/Survey
	7. Data analysis
	8. Discussion (Critical commentary by examining the objectives and hypotheses—



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	this part can be divided into Chapters) 9. Conclusions/Recommendations 10. Bibliography 11. Appendix
3.	 The Non-Doctrinal Research must comply with the following format: Size of paper: A4. Margins: Top: 1", Left: 1.5", Right: 1" and Bottom: 1". Paper quality: Normal Paper. Printing: printing on one side only with 1.5 line spacing. Font: Times New Roman. Title/ Top and Inner first pages: Title of Project Report. Declaration by the Scholar. Others papers Table of contents.

Teaching-
Learning
Methodology

- Lecture Method
- Power Point Presentation(including audio/video)
- Case study
- Expert talk

Evaluation Pattern		
Sr. No.	Details of the Evaluation	Weightage (%)
1.	Internal Written / Practical Examination (As per CBCS R.6.8.3)	

Cour	Course Outcomes : After completion of the course the student will be able to:		
1.	To understand the importance of Socio Legal Research		
2.	To understand the important aspects of Doctrinal and non-doctrinal		
3.	To understand the Relevance of empirical research		
4.	To understand the difference between Induction and deduction		
5.	Learn various methods of primary data collection such as questioner method, interview method, sampling method.		





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6. Learn the Tabulation of collected primary data.

On-li	On-line Resources	
•	SCC Online	
•	Manupatra	
•	HeinOnline	
•	Coursera	
•	Jstor	
•	Bloomsbury	



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Master of Laws (Human Rights Group) LL.M. (Human Rights Group) Semester-IV

Course Code	PL04CLHR55	Title of the Course	Clinical Research Report
Total Credits	1	Hours per	
of the Course	4	Week	

Course Objectives: Each Student are encouraged not only to acquaint themselves with court proceeding Human Rights disputes, or other deeds are	ings, working of NGO, tackling of
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Unit	Description		
1.	As a part of clinical research each student has to visit for 10 working days in two different Legal Institutions / NGO to each to understand the functioning of these institutions and its relation with the Human rights and society related issues at large and has to submit is port for evaluation.		
	Steps are required to follow in Clinical Research Report: 1. Certificate issued by Institution 2. Summary of Report 3. Table of Content 4. Introduction of visited institution 5. Constitution of Institution 6. Functions 7. Work areas 8. Contribution 9. Analysis 10. Conclusion.		
	 The Clinical Research Report must comply with the following format: Size of paper: A4. Margins: Top: 1", Left: 1.5", Right:1"and Bottom:1". Paper quality: Normal Paper. Printing: printing on one side only with 1.5 line spacing. Font: Times New Roman. Title/ Top and Inner first pages: Title of Clinical Research Report. Declaration by the Scholar. If Photographs available 		



SATEL WINE

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Teaching-Learning Methodology

- Lecture Method
- Power Point Presentation (including audio/video)
- Case study
- Expert talk

Evaluation Pattern		
Sr. No.	Details of the Evaluation	Weightage (%)
1.	Internal Written / Practical Examination (As per CBCS R.6.8.3)	
Course Outcomes: After completion of the course the student will be able to:		
1.	1. This subject will help the students to acquaint with analyse the practical approach dealt by different institute.	

On-line Resources		
•	SCC Online	
•	Manupatra	
•	HeinOnline	
•	Coursera	
•	Jstor	
•	Bloomsbury	

