

PARUL UNIVERSITY
FACULTY OF LAW
LL.M (CLS) Winter 2019-20 Examination

Semester: 1
Subject Code: 17206131
Subject Name: CRIMINAL JUSTICE AND HUMAN RIGHTS

Date: 28/11/2019
Time: 10:30 AM to 1:30 PM
Total Marks: 60

Instructions:

1. All Questions are compulsory.
2. Figures to the right indicate full marks.
3. Make suitable assumptions wherever necessary.
4. Start new question on new page.

Q.1 Do as directed (1 Mark Each, All Compulsory)

(15)

1. Right against 'Double Jeopardy' is guaranteed under.....
 - (A) Article 21
 - (B) Article 20(1)
 - (C) Article 20(2)
 - (D) Article 22(1)
2. Which one of the following is correct according to Art I of the Universal Declaration of Human Rights, 1948?
 - (A) All human beings are born free and equal in rights.
 - (B) All human beings are born free, equal and dignity
 - (C) All human beings are equal in dignity and rights.
 - (D) All human beings are born free and equal in rights and dignity.
3. Which protocol to the European Convention on Human Rights has abolished European Commission of Human Rights?
 - (A) Protocol 1
 - (B) Protocol 2
 - (C) Protocol 3
 - (D) Protocol 11
4. Regional Human Rights Court does not exist in
 - (A) Africa
 - (B) Europe
 - (C) America
 - (D) Asia
5. The term of the office of the Chairperson and Members of the NHRC under Protection of Human Rights Act, 1993 is
 - (A) 5 years from the date on which he enters the office or until he attains the age of 70 years whichever is earlier.
 - (B) 4 years from the date on which he enters the office or until he attains the age of 70 years whichever is earlier.
 - (C) 3 years from the date on which he enters the office or until he attains the age of 68 years whichever is earlier.
 - (D) 5 years from the date on which he enters the office or until he attains the age of 68 years whichever is earlier.
6. Which one of the following convention has neither interstate communication procedure nor individual communication procedure?
 - (A) International Convention on Civil and Political Rights
 - (B) International Convention on Economic, Social and Cultural Rights
 - (C) Convention on the Rights of Child.
 - (D) Convention on the Rights of persons with Disabilities.
7. The Chairperson of National Commission on Minorities shall be deemed member of
 - (A) Human Rights Council
 - (B) Law Commission of India
 - (C) National Human Rights Commission
 - (D) International Law Commission

8. Give the chronological order of the following in which they came into existence:

- a. Charter of United Nations.
- b. Universal Declaration of Human Rights.
- c. International Covenant on Civil and Political Rights.
- d. International Covenant on Economic, Social and Cultural Rights.

Codes :

- | | |
|-------------|-------------|
| (A) a c b d | (B) d b a c |
| (C) a b d c | (D) c d b a |

9. Which of the following court normally is/are notified by the State Governments to act as Human Rights Court for speedy trial of offences violating Human Rights?

- i. Munsiff Courts
- ii. Lok Adalats
- iii. Senior Civil Judge Court
- iv. Sessions Court

Codes :

- | | |
|---------------|-------------------|
| (A) i and iv | (B) i, iii and iv |
| (C) ii and iv | (D) iv |

10. The power of 'enquiry and investigation' was given to Human Rights Commission under the following sections of the protection of Human Rights Act 1993

- i. Sec. 13
- ii. Sec. 14
- iii. Sec. 9
- iv. Sec. 10

Codes:

- | | |
|----------------|----------------|
| (A) i and ii | (B) i and iii |
| (C) ii and iii | (D) iii and iv |

11. Define Terrorism.

12. Define Insurgency.

13. State the composition of NHRC.

14. State the composition of State HRC.

15. State the composition of General Assembly of UN.

Q.2 A) Write Short Notes on. (Each of Three Marks) (15)

1. Discuss Classification of Human Right
2. Discuss Free Legal Aid
3. Differentiate between Parole and Probation
4. Role of NGO in protection of Human Rights
5. Why are Human Rights important?

Q.3 A) Discuss in detail:- Vishaka v. State of Rajasthan AIR 1997 SC 3011 (08)

OR

A) Hussainara Khaton v. Home Secretary, State of Bihar AIR 1979 SC 1306 (07)

B) Discuss about Police Atrocities and Custodial Torture.

OR

B) Discuss about the rights of accused under criminal law.

Q.4 A) Discuss the role of Judiciary in implementation of Human Rights and administration of criminal justice. (07)

B) Answer the Following (Short Questions with option) (Each of Two Marks) (08)

1. Explain Rights of Fair and Speedy Trial
2. Define Public Interest Litigation.
3. What are the organs of United Nations?
4. Write short note on Rights of arrested persons.
5. Discuss role of NHRC in implementation of Human Rights in India.
6. Discuss role of NGO in implementation of Human Rights in India.