

April / May
2017

Human Rights and Public
International Law
Sem IX Q. P. Code : 13242

(3 Hours)

(Total Marks : 100)

- N. B. :** (1) All questions are compulsory.
(2) Figures to the right indicate marks.
(3) Give reasons / case law wherever necessary.

1) Answer the following in not more than two sentences each : 20

- a) Define Treaty.
- b) What is Monistic Theory?
- c) What do you understand by the terms non-use of force?
- d) What is Innocent Passage?
- e) What is EEZ?
- f) Write two important functions of National Human Rights Commission.
- g) Write two issues of the Lotus Case.
- h) What is Jus Cogens?
- i) Give two directive principles safeguarding the rights of women as laid down in the Constitution.
- j) What is UNCLOS?

2) Write short note on any four of the following : 20

- a) Mediation as method of settlement of International Dispute
- b) Corfu Channel Case
- c) CEDAW
- d) Rights of workers under Indian Constitution
- e) American Convention
- f) UDHR

3) Solve any two of the following with reasons : 12

- a) Sarita, a middle class girl from a village got married to Mahesh who was a class one officer in Maharashtra Public Service Commission. After her marriage she went to stay with her husband in Mumbai. Mahesh did not take her to any of the social gatherings and told her that he feels ashamed of her gradually he started abusing her verbally & physically.
 - i) Which rights of Sarita are violated in the above case? Explain.
 - ii) Write any two legislations which aim at upliftment of rights of women passed by parliament.

- b) In recent times there have been ceasefire violation along the India – Pakistan border on many occasions resettling into loss of life of army men and civilians.
- i) What are the result of such ceasefire violations under International Law?
 - ii) What are the rights of affected states in such situations?
- c) The Closure of many tea gardens in the state of Assam is resulting into loss of job to the daily wage workers who worked in these tea gardens. Many labourers and their family members are facing acute starvation many a times resulting into deaths.
- i) Which rights of labourers are violated in the above case?
 - ii) What are your suggestions to improve the condition of labourers in above situation?

4) Answer the following in detail (any four) :

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- 1) Define International Law? Write the sources of International Law.
 - 2) What are the rights of children as per the convention on Rights of Child? Discuss –
 - 3) Discuss the role of S.C. in improvement of Rights relating to healthy environment.
 - 4) What is recognition of states? Explain various theories of recognition.
 - 5) Explain the principle of Freedom of High Seas. What are the exceptions to this principles?
 - 6) Write your views on abolishment of Capital (death) punishment? Justify your opinion with the help of constitutional provisions; international conventions and protocols and case laws.
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[Time: - 3 Hours]

[Marks: 100]

N.B: 1. All questions are compulsory.

1. a) Answer in one or two sentences 20
- 1) Define International law.
 - 2) Rebus sic stantibus
 - 3) What is non-use of force?
 - 4) What is opinion Juris?
 - 5) Write two important functions of National Commission for women.
 - 6) What is stare decisis?
 - 7) Two objectives of WHO
 - 8) What is magna carta?
 - 9) Write two issues of the Lotus case
 - 10) Two rights of prisoners at the time of arrest
2. Short notes (Any Four) 20
- 1) KYOTO Protocol.
 - 2) Rights on children under convention on Right of child
 - 3) National Human Rights Commission
 - 4) Corfu channel case
 - 5) American convention
 - 6) International labour Organisation
3. Answer Any Two 12
- 1) The closure of many tea gardens in the state of Assam is resulting into loss of job for the daily wage workers who worked in these tea gardens. Many laborers and their family members are facing acute starvation many a times resulting into deaths.
 - 1) Which rights of laborers are violated in the above case.
 - 2) What are your suggestions to improve the condition of laborers.
 - 2) In recent times there have been ceasefire violations along the India Pakistan border on many occasions resulting into loss of life of ~~array~~ ^{army men} ~~and~~ civilians.
 - 1) What are the results of such ceasefire violations under International law?
 - 2) What are the rights of affected states in such situations?
 - 3) The 1972 Stockholm conference had the effect of initiating worldwide participation and partnership in creating the awareness to preserve the environment from further damage.
 - 1) State two major suggestions of the Stockholm conference for improvement of Environment.
 - 2) Write any two provisions which were inserted in the Indian constitution as an impact of Stockholm conference.

TURN OVER

4. Answer Any four

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- 1) What is treaty? What is reservation in a treaty? Write stages of a treaty.
- 2) Peaceful settlement of disputes
- 3) Role of NGO in improvement of the conditions of women in India.
- 4) What are Human Rights? Explain the role of United Nations in preservation of Human Rights.
- 5) What are the sources of International law?
- 6) Explain the concept of Right to healthy environment with the help of Supreme Court judgments.