

CRIMINAL AND SECURITY LAWS* (SEMESTER 2)

*proposed to begin from July 2019

Subject 4. INTERNATIONAL CRIMINAL LAW

Objective: The object of this paper is to study international criminal law, its establishment, and respective international convention. This paper focuses also on war related crimes at international level, International Committee on Red Cross and other international criminal tribunals.

UNIT	TOPIC
1	Meaning of International criminal Law Establishment of International Criminal Court <ul style="list-style-type: none">• Rome Statute of the ICC• Jurisdiction• Applicable Law• Composition• Mandate and Principles – International Criminal Responsibility
2	The Crime of Genocide <ul style="list-style-type: none">• Meaning and definition, History• Genocide Convention 1948• Bosnia and Herzegovina v Yugoslavia (Serbia and Montenegro) Crimes against Humanity <ul style="list-style-type: none">• Meaning and Definition• Nuremberg Charter
3	War Crimes <ul style="list-style-type: none">• Sanctions of laws of war• Definition of war crimes• Crimes against peace UN War Crimes Commission <ul style="list-style-type: none">• War Crimes Trials: Nuremberg Trials, Tokyo Trials, Peleus Trial, Eichmann Trial, Mai Lai Trial, Chernigov Trial Crime of Aggression The Laws of war (Armed Conflict) <ul style="list-style-type: none">• War – its legal character and effects• Laws of land warfare• Geneva Convention• Applicability and Scope
4	The ICRC (International Committee on Red Cross)

	<p style="text-align: center;">Law of Armed Conflict</p> <ul style="list-style-type: none"> • Geneva Convention and Prisoners of war 1949 • Geneva Convention on Treatment of Dead and Injured members of armed forces • Geneva Convention on treatment of civilians/persons in time of war 1949. • Additional Protocol on the Geneva Convention on protection of victims of International armed conflict <p>Prosecution under International criminal Law</p> <p>Special bodies for trying International Crimes</p> <ul style="list-style-type: none"> • ICTR (Criminal Tribunal for Rwanda) • ICTY (Criminal tribunal for Yugoslavia) • Special Court in Cambodia • Special Court in Lebanon <p>Immunity under International Criminal Responsibility</p> <ul style="list-style-type: none"> • Heads of State • Diplomatic • Emerging trends: International Responsibility Liability of Corporations
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Suggested Readings

1. Julius Stone, “Legal contract of International Conflicts”
2. JG Starke “Introduction to International Law”
3. Dr.S.K Kapoor “International Law and Human Rights”
4. Ian Brownli “principles of International Law”
5. Malcolm Shaw “International Law”
6. L Oppenheim “Principles of International Law”
7. Charles Fenwick “International Law”
8. Phillip Jessup “A Modern Law of Nation”

Subject 5. POLICE LAW AND ADMINISTRATION

Objective: The object of this paper is to discuss about the Administration, Function, duties and problems of the Police. This paper also discusses the general laws governing police and the various reforms done to strengthen them.

UNIT	TOPIC
1	Police Administration and Management: (a) Development of Police Force in India (b) Hierarchical Structure of Police Force (c) Code of Conduct for the Police (d) Police Commissions
2	An Introduction and Overview of Police Law a) The Police Act, 1861 b) The Police Act, 1949 c) The Rajasthan Police Act, 2007
3	Functions, Duties and Problems of Police (i) Prevention of Offences (ii) Arrest and Release of Accused (iii) Investigation and Enquiry into Offences (iv) Frisking and Interrogation of Offenders or Suspects (v) Search and Seizure (vi) Identification of Criminals and Crime Prone Area (vii) Police - Public Relations (a) Duties of Civil Police (b) Problems of Police
4	Judicial Trends and Police Reforms (a) Constitution of the State Security Commission

(b) Selection and Minimum Tenure of Director-General of Police
(c) Minimum Tenure of Inspector General of Police and other Police Officers
(d) Separation of Investigation Staff from Law and Order Staff
(e) Constitution of a Police Establishment Board
(f) Constitution of Police Complaints Authority
(g) Establishment of a National Security Commission

E-REFERENCES

1. http://www.lacitycollege.edu/academic/departments/law/docs/Revised_0708_AJ_COURSE_DESCRIPTIONS.pdf
2. <http://www.floridatechonline.com/programs/undergraduate/undergraduate-courses/crm-4108-police-organization-and-administration/>
3. http://degreedirectory.org/articles/Bachelors_Degrees_in_Police_Administration_and_Management.html
4. <http://www.questia.com/library/p5152/journal-of-criminal-law-and-criminology?gclid=CMicxdL7scECFVYWjgodUgIAAtA>

Suggested Readings:

1. Dr. N. Maheshwara Swamy: Criminology and Criminal Justice System, Asia Law House
2. Arvind Verma & K S Subramanian: Understanding the Police in India, Lexis Nexis
3. B.L. Babel: Rajasthan Police Act & Rules

Subject 6.CORPORATE CRIMES/WHILTE COLLAR CRIMES

Objectives: This course focuses on the "Criminality of the "Privileged classes". The definition of "privileged classes" in a society like India should not pose major problem at all; the expression nearly includes wielders of all forms of state and social (including religious) power. Accordingly, the course focuses on the relation between privilege power and deviant behavior. The traditional approaches which highlight "white collar offences", "socio-economic offences" or "crimes of the powerful" deal mainly with the deviance of the economically resourceful. The dimension of deviance associated with bureaucracy, the new rich (nouveau riche), religious leaders and organizations, professional classes and the higher bourgeoisie are not fully captured here.

UNIT	TOPIC
1	Conceptual Perspective of White Collar Crimes <ul style="list-style-type: none"><input type="checkbox"/> Concept and Types of White Collar Crimes<input type="checkbox"/> Indian Approaches to Socio-economics Offences<input type="checkbox"/> Privileged class deviance<input type="checkbox"/> Growth of White Collar Crimes<input type="checkbox"/> Need for Specific Measures
2	Professional Deviance <ul style="list-style-type: none"><input type="checkbox"/> Unethical practices of the Indian Bar<input type="checkbox"/> Unprofessional and Unethical Journalism<input type="checkbox"/> Medical Malpractice<input type="checkbox"/> Organizational or Corporate Crime
3	White Collar Crime and Response of Indian Legal Order <ul style="list-style-type: none"><input type="checkbox"/> Law Commission recommendations<input type="checkbox"/> White Paper on white collar crime<input type="checkbox"/> Vigilance Commission<input type="checkbox"/> Public Account Committee<input type="checkbox"/> Ombudsman Lokpal Bill
4	Corruption in Politics and Government Some Major Scandals: <ul style="list-style-type: none"><input type="checkbox"/> Bofors Scandal<input type="checkbox"/> Stock Market Manipulation Scam 1999-2001<input type="checkbox"/> 2G Spectrum Allocation Scandal<input type="checkbox"/> Commonwealth Games Scandal<input type="checkbox"/> Satyam Computer Scam<input type="checkbox"/> Fodder Scam<input type="checkbox"/> JBT Scam<input type="checkbox"/> Latest Coal Scam

Suggested Readings

1. Upendra Baxi, *The Crisis of the Indian Legal System* (1982) Vikas Publishing House, New Delhi.
2. Upendra Baxi (ed.), *Law and Poverty: Essays* (1988)
3. Upendra Baxi, *Liberty and Corruption: The Antulay Case and Beyond* (1989)
4. Surendranath Dwevedi and G.S. Bbargava, *Political Corruption in India* (1967)
5. A.R. Desai (ed.) *Violation of democratic Rights in India* (1986)
6. A.G. Noorani, *Minister's Misconduct* (1974)
7. B.B. Pande, "The Nature and Dimensions of Privileged Class Deviance" in *the Other Side of Development* 136 (1987; K.S. Shukla ed.).