

Total number of printed pages-4

19 (IV) HRLP (H) 4.6

**2018**

**HUMAN RIGHTS LAW AND PRACTICE**

Paper : 4.6 (H<sub>6</sub>)

Full Marks : 80

Time : Three hours

***The figures in the margin indicate full marks for the questions.***

1. Fill in the blanks : 1×10=10
- (i) The European Social Charter came into force on \_\_\_\_\_.  
(January 26, 1965/February 26, 1965)
- (ii) The words “international law” and “treaty obligations” are specifically mentioned under Article \_\_\_\_\_ of the Constitution of India. (49/51/53)
- (iii) The Universal Declaration of Human Rights was adapted by the General Assembly of the U.N. on \_\_\_\_\_, 1948.  
(20<sup>th</sup> December/10<sup>th</sup> December/  
11<sup>th</sup> December/9<sup>th</sup> December)

Contd.

- (iv) Rights against arbitrary arrest, detention etc. are given under Article \_\_\_\_\_ of UDHR. (9/12/22)
- (v) Equality before law and non-discrimination is mentioned under Article \_\_\_\_\_ of Universal Declaration of Human Rights. (5/7/9/14)
- (vi) Human Rights are sometimes called as \_\_\_\_\_. (Fundamental Rights/ Non-fundamental Rights)
- (vii) The term "Human Rights" was mentioned in the \_\_\_\_\_. (Universal Declaration of Human Rights/United States Declaration of Independence in 1776)
- (viii) "*Jus gentium*" was considered to be the law of \_\_\_\_\_ application. (national/international/universal)
- (ix) The chief exponent of the theories based on justice was \_\_\_\_\_. (Dias/Max Weber/John Rawls)
- (x) \_\_\_\_\_ is to be designated as Human Right Court at District level. (Court of Session/ Court of C.J.M.)

2. Write short notes on : 5×2=10
- (i) Political Rights
- (ii) National Human Rights Commission
- (iii) United Nation Commission for Human Rights
- (iv) Methods for settlement of International Dispute
- (v) ILO.
3. Define Human Rights. Trace the historical development of Human Rights. 12
- Or**
- Discuss the nature of Human Rights.
4. Write an exhaustive note on the legal significance of the Universal Declaration of Human Rights, 1948. 12
- Or**
- Write a brief account of International Covenant on Economic, Social and Cultural Rights, 1966.
5. Examine the Constitution, Composition, Power and Function of State Human Rights Commission. 12

**Or**

Discuss the various theories of Human Rights. 12

6. Analyse critically how Universal Declaration of Human Rights has influenced the making of Constitution of India. 12

**Or**

Explain the Constitution, Power and Function of National Commission for Women. 12

7. Write notes on the following : 6+6=12
- (i) Second Generation of Human Rights
  - (ii) Role of NGO (Non-Governmental Organisation).

**Or**

- (a) Bill of Rights, 1971
- (b) Vienna Declaration, 1993.

6+6=12

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19 (IV) HRLP 4·6 (H)

2017

**HUMAN RIGHT LAW AND PRACTICE**

Paper : 4·6 (H<sub>6</sub>)

Full Marks : 80

Time : Three hours

***The figures in the margin indicate full marks for the questions.***

1. Fill in the blanks : **(any ten)**      1×10=10
  - (i) Austin termed sovereignty as essential, indivisible and \_\_\_\_\_.  
(limitable/illimitable)
  - (ii) Any entity which possess \_\_\_\_\_ personality is called a subject of international law.  
(national/international)
  - (iii) Human Rights are \_\_\_\_\_ from the operation of arbitrary power.  
(exempted/not exempted)

Contd.



(iv) On \_\_\_\_\_, the General Assembly adopted Universal Declaration of Human Rights.

(10th December, 1948/26th November, 1949)

(v) Article I of UDHR states all human beings are born free and equal in \_\_\_\_\_ and rights. (dignity/liberty)

(vi) United Nations came into existence on \_\_\_\_\_. (Oct 24, 1945/June 25, 1946)

(vii) Human Right is also known as \_\_\_\_\_. (alienable/inalienable)

(viii) \_\_\_\_\_ is to be designated as Human Right Court at District level. (Court of Session/Court of C.J.M.)

(ix) The protection of Human Right Act 1993 is an Act to provide for the constitution of \_\_\_\_\_ Human Right Commission. (National/International)

(x) U.N. Centre for Human Right has been established in \_\_\_\_\_. (Geneva/London)

(xi) World Conference on Human Right was held at \_\_\_\_\_. (Geneva/Vienna)

2. Write short notes on : 5×2=10

(i) Civil Right

(ii) ILO

(iii) Peaceful settlement of dispute

(iv) State Human Right Commission

(v) UNESCO.

3. What do you understand by the term Human Right ? Give a short account of evolution of Human Right. 12

**Or**

What do you mean by International Dispute ? Discuss the various methods for settlement of International dispute. 12

4. Write an exhaustive note on Protection of Human Right Act 1993. 12

**Or**

How far Universal Declaration of Human Rights influenced the framing of the Constitution of India ? 12

5. Write a note on the Universal Declaration of Human Right, 1948. 12

**Or**

Write in brief about the International Covenant on Economic, Social and Cultural Right 1966. 12

6. Write notes on the following : 6+6=12
- (i) Economic, Social and Cultural Right
  - (ii) Third Generation of Human Right.

**Or**

Write notes on the following : 6+6=12

- (a) Vienna Declaration 1993
- (b) Convention on Elimination of all forms of Discrimination against Women, 1979.

7. Discuss the role of Non-Governmental Organisation in the field of Human Right.

12

**Or**

State the facts and discuss the principle laid down in Nilabati Behera *vs.* State of Orissa AIR 1993 sc. 1960. 12

Total number of printed pages-5

19 (3-III) HRLP (H)

2015

**HUMAN RIGHT LAW AND PRACTICE**

Full Marks : 80

Time : Three hours

***The figures in the margin indicate full marks for the questions.***

1. (a) Fill in the blanks : 1×10=10
- (i) A sovereign state is \_\_\_\_\_ in its internal affairs.  
(independent/not independent)
- (ii) A state has \_\_\_\_\_ to exercise civil jurisdiction in respect of all those persons who are found in its territory.  
(right/no right)
- (iii) Human rights are associated with traditional concept of \_\_\_\_\_ law.  
(natural/western)

Contd.

- (iv) Solidarity rights are included in the \_\_\_\_\_ generation of Human Right.  
(Second/Third)
- (v) According to \_\_\_\_\_ Justice is the first virtue of social institution.  
(John Raw/Dicey)
- (vi) According to \_\_\_\_\_ UDHR is not mere resolution of General Assembly but a continuation of the charter and has the dignity of the charter.  
(Starke/Justice Nagendra Singh)
- (vii) Economic and Social Council was established in \_\_\_\_\_ .  
(1946/1947)
- (viii) In the year \_\_\_\_\_ the International Labour Organisation was established.  
(1911/1919)
- (ix) \_\_\_\_\_ members constitute the National Human Right Commission.  
(Eight/Four)



(x) Vienna Declaration and Plan of Action was adopted on \_\_\_\_\_  
(26 January 1950/25 June 1993)

(b) Write short notes on :  $2 \times 5 = 10$

(i) Sovereign Equality

(ii) Concept of Human Right

(iii) Treatment of aliens

(iv) Right to Development

(v) NGO

2. What are the main subjects of international law? Whether individual may be treated as a subject of international law. Discuss.

$6 + 6 = 12$

**Or**

What do you mean by State Jurisdiction? Explain the meaning of the term war-crimes. Classify them.

$4 + 4 + 4 = 12$

3. What do you mean by traditional human right? Explain Civil and Political rights : Economic, Social and Cultural Rights.

12

**Or**

Write a detail note on Third Generation Human Right.

12

4. Discuss the main provisions of Universal Declaration of Human Rights and International Covenant of Civil and Political Rights.

12

**Or**

What do you mean by the term 'Human Right'? Discuss the Human Rights theories as propounded by various jurists. 4+8=12

5. Write notes on the following : 6+6=12

(a) National Human Right Commission

(b) State Human Right Commission.

**Or**

Discuss the concept of personal liberty as enshrined in our Constitution.

12

6. State the facts and discuss the principle laid down in : **(any one)** 12

Naga People Movement for Human Rights

Vs

Union of India ; 1997 (III) GLT (SC) 50

**Or**

D.K. Basu Vs West Bengal, AIR 1997 SC 610