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Reg. No.....

Name.....

LL.M. DEGREE EXAMINATION, NOVEMBER 2024

Second Semester

Branch II—Criminal Law

Course 3—LW 020 203—HUMAN RIGHTS AND CRIMINAL JUSTICE SYSTEM

Time : Three Hours

Maximum Marks : 70

Answer any five questions.

All questions carry equal marks.

1. Analyze the mechanisms and safeguards implemented in India to protect human rights during the detention, and trial phases of criminal proceedings. Evaluate the effectiveness of these measures in ensuring due process. Discuss the challenges that may exist in these safeguards and suggest reforms to enhance human rights safety within the criminal justice system.
2. How do the International Covenant on Civil and Political Rights (ICCPR) and the Convention Against Torture (CAT), influence international criminal justice systems ? Evaluate how far these norms are implemented and enforced within different jurisdictions, and discuss the challenges associated with their integration.
3. Discuss the legal and ethical challenges associated with the use of scientific techniques in criminal investigation. Analyze the recent case laws and legal frameworks that attempt to balance the need for effective law enforcement with the protection of right to privacy.
4. How do the policies and laws of witness protection in UK and India address the safety and security of witnesses, and what are their respective strengths and weaknesses and how might these programs be improved to better serve the needs of witnesses ?
5. Discuss the legal frameworks for victim compensation in India and USA including the Governmental and non- Governmental schemes and programmes and assess how far the interests of victims and their families are protected. Evaluate their impact on restorative justice and rehabilitation.

Turn over





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6. How does the legal system in India ensure the accused's right to a defense and participation in the criminal proceedings? Discuss the implications of balance of integrity of the criminal justice system and protection of individual rights. Analyse recent legal developments and case laws that illustrate the challenges and solutions in managing this balance.
7. Discuss the significance of the right against torture under international law and examine how the United Nations Convention Against Torture (UNCAT), influence domestic legal frameworks. Analyze India's obligations on various international Conventions and assess the effectiveness of India's legal measures in upholding the right against torture.
8. Write short notes on the following :
 - (a) The applicability of Protection under Art. 20 (1) on Preventive Detention.
 - (b) The theoretical foundations and justifications for granting clemency and amnesty.

(5 × 14 = 70)

