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PRESIDENCY UNIVERSITY BENGALURU

SCHOOL OF LAW MID TERM EXAMINATION - MAY 2023

Semester : Semester VIII - 2022 -23 - BAL - 2019

Course Code : LAW304

Course Name : Sem VIII - LAW304 - Human Rights

Program : BA LLB Honors

Date : 19-MAY-2023

Time : 2.00 PM - 3.30 PM

Max Marks : 60

Weightage : 30%

Instructions:

- (i) Read all questions carefully and answer accordingly.
- (ii) Question paper consists of 3 parts.
- (iii) Scientific and non-programmable calculator are permitted.
- (iv) Do not write any information on the question paper other than Roll Number.

ANSWER ALL THE QUESTIONS

(6 X 10 = 60M)

1. How far Maneka Gandhi v UOI (AIR 1978 SC 597) case contributed for development of human rights jurisprudence in India?
(CO1) [Comprehension]
2. Susan is a new employee at a medium-sized company. She enjoys her work and gets along well with her colleagues, but she begins to notice that her supervisor, John, is making unwanted advances towards her. At first, John's behaviour seems harmless, but it gradually becomes more persistent and aggressive. Susan feels uncomfortable and embarrassed, but she is afraid to speak up because she doesn't want to jeopardize her job. She confides in a co-worker, who suggests that she report the harassment to the company's human resources department. Susan decides to follow her co-worker's advice and reports the harassment to the HR department. However, no actions were taken by the HR department and hence Susan files a suit. Susan hires you as her lawyer advise her on the remedies available nationally and internationally.
(CO1) [Application]
3. "All men are born free but everywhere they are in chains." Discuss the statement in relation to UN Charter and its objectives for the development of human rights.
(CO1) [Comprehension]
4. "The natural rights of a man being its embodiment were, not the particular privileges of citizens of certain states, but something to which every human being, everywhere was entitled by virtue of the simple fact of being human and rational." Elaborate.
(CO1) [Comprehension]
5. Explain the procedures for implementation of the African Charter on Human and People's Rights.
(CO2) [Comprehension]

6. The military of Bangdia has been accused of committing decades long atrocities against the people belonging to the Nodululu ethnic group from the state of Diabang beginning from 2017. These crimes have been thoroughly documented by United Nations, the medias and human rights groups including Human Rights Watch. Diabang which ratified the Convention on the Prevention and Punishment of the Crime of Genocide, with the backing of 57 members of the Organization of Nodululu Cooperation has filed a case before International Court of Justice alleging that Bangdia's atrocities against the Nodululu violates various provisions of the Genocide Convention. Bangdia has been a party to the Genocide Convention since 1956. You are appointed as an ICJ judge. Decide.

(CO1) [Application]