

## CHAPTER 24

### LAW

#### Doctoral Theses

234. AGARWAL (Anurag Kumar)  
**Punishment as a Means of Reform & Rehabilitation : A  
Critical Appraisal of Policy and Practice Relating to  
Sentencing of Property Offences.**  
Supervisor : Prof. S. N. Singh  
Th 15728

#### *Abstract*

Attempts to understand the genesis of punishment as a means of social control. Traces the origin and development of concept of punishment in the organised civil societies across the world. An Effort is made to put forth a case that the process of sentencing needs a complete overhaul, at least, in relation to property offences classified under the Indian Penal Code. There is a dire need to move away from the twin concept of corporal punishment of fine or both as prescribed by the colonial master piece to a more need based sentencing strategies.

#### *Contents*

1. Introduction. 2. Understanding deviance a conspectus of prevailing theories. 3. Theoretical basis of punishment how far it is rationalistic. 4. Reforming the ideology behind punishment treating as against punishing. 5. Existing policy of sentencing as confused as ever. 6. Existing pattern for sentencing of property offences in India. 7. Restorative experiment in West and in India. 8. Punishment system & the role of custodial institution and police administration archaic, brutal & bureaucratised. 9. Custodial jurisprudence human rights, democratic ideals and arbridgement of library. 10. Noninstitutional correctinal administration beyond institution and institutionalisation. 11. Epilogue. 12. Bibliography.

235. PADMINI SINGH  
**Measures for Diverting Prisoners Away From Prisons : A  
 Critical Study of Measures Invoked for Creating Alternatives  
 to Prisonization.**  
 Supervisor : Prof. B. B. Pande  
 Th 15726

*Abstract*

Explores the viability of existing and new 'alternatives to prisonization' in India. World scenario and Indian setting concerning 'alternative to prisonization' are assessed to determine their scope. The 'alternatives to prisonization' in the study are divided into two broad headings, pre-conviction and post-conviction alternatives. The pre-conviction alternatives covers 'plea-bargaining', 'Jail Adalat' and 'Compounding of offence' while the post-conviction alternatives focuses on 'Probation', 'community Service Order', 'Open Prisons' and 'Parole'. The concept of 'Restorative justice' which itself is an 'alternative to prisonization' is seliberate separately as it constitute an alternative to punishment itself.

*Contents*

1. Introduction. 2. Prisons in a changing world. 3. Pre-conviction alternatives. 4. Post-Conviction alternatives. 5. Restorative justice as an alternative. 6. Alternatives:Comparative world development. 7. Conclusion and suggestions. 8. Bibliography.

236. SHARMA (Madhukar)  
**Socio-Lagal Study on Rights of a Girl Child in India.**  
 Supervisor : Prof. S. C. Raina  
 Th 15727

*Abstract*

Finds out whether in our present society - which is civilised, and advanced-there is discrimination being made on the basis of sex of child? Findings include the causes responsible for poor status of girl-child and the suggestions for uplifting this poor status. It includes framework and guidelines for implementing the suggested measures. The feasibility of this framework and the guidelines under the Indian conditions is also explained.

1. Prologue. 2. conceptualization, magnitude and perspectives on rights of the girl child. 3. Legislative & judicial approaches to rights of children, including girl child in India. 4. Societal response to rights of girl-child in India. 5. Role of government and non-government agencies in protecting rights of girl-child in India. 6. Summations & suggestions. 7. Bibliography.

237. TALAT FATIMA  
**Legal Control of Cyber Crimes : A Comparative Study of Cyber Legislations of USA, UK & India.**  
 Supervisor : Prof. Usha Razdan  
 Th 15601

*Abstract*

Studies the legal complexities which arise due to the presence of an array of foreign components on the entire cyber crime scene. Also analyzes the vulnerabilities in the transient regime of cyber as these elusive crimes present unprecedented challenges to legal world. Studies issues as to how these transnational crimes have thwarted the established *lex loci delicti* rule of jurisdiction and how the anonymity factor pulls back the job of an enforcer. Identifies the criminal infractions online, the legal issues involved in tackling it and exploring the legal measures for the arrangement of cyber criminals. Evaluates the law of USA and UK regarding control of cyber crimes.

*Contents*

1. Cyber crimes. 2. Taxonomy of cyber crimes : An overview. 3. Pure cyber crimes. 4. Legal liability in cyberspace : The infringers and criminals in legal entrenchment. 5. Legal issues involved in countering cyber crimes. 6. Cybercrimes : Prevention and controlling strategies. 7. Summations and suggestions.