

CHAPTER 24

LAW

Doctoral Theses

277. OBEROI (Geeta)
Developing the Judicial Education Discourse to Professionalise the Judiciary.
Supervisors : Justice Arjan K. Sikri and Ann Stewart
Th 18922

Abstract

Explores the utility of the educational discourse, and provides methodology for the development of the discourse which can help in the judicial professionalization thereby transforming the judge into a complete professional who approaches decision making by following scientific, rational principles grounding the reasoning on constitutional morality. Clarifies that developing such discourse for the office whose occupants hold power and exhibit ego is not an easy task but many constraints will be faced in developing sophisticated educational principles, methods, skills. There is lot to be learned from established professions which are settled now comfortably with the idea of training. The arbitrary, ad-hoc and temporary arrangements of education have to be removed and replaced by scientifically developed discourse carried at regular intervals subjected to an evaluation to know if the benefits are accruing to the justice system through the discourse.

Contents

1. Role of the judicial education discourse. 2. Why Aim for professionalization through the je discourse? 3. testing the hypothesis for select jurisdictions. 4. systemizing the JE discourse to raise professional competencies. 5. How to evaluate the level of professionalism attained through the judicial education discourse? 6. Globalization of the judicial education discourse. 7. Constraints in the path to judicial professionalization. 8 Conclusion and recommendation. Annexures.

278. RAJESH KUMAR
Emerging Role of Stock Exchange Board of India (SEBI) in Regulating Corporate Finance.
 Supervisor : Dr. Usha Tandon
Th 18923

Abstract

Analyzes the notions of "finance" its meaning with respect to modern day finance with a special view on origin and terminology, structure and interferences and on the existing modern day corporations vis a vis concept of finance and its meaning and various sources of the finance along with legal setting in our country. Focuses on establishment of SEBI and its powers and functions and role played by the SEBI in tackling emerging issues of the securities market which includes foreign investment in securities market, Credit Rating agencies, depository receipts and participatory notes and derivatives.

Contents

1. Corporate finance : need for its regulation. 2. Indian capital market and emergence of SEBI as market regulator. 3. Role of SEBI in regulating financial transactions. 4. role of SEBI in regulating stock exchange and depository. 5. Role of SEBI in regulation of intermediaries. 6. Role of SEBI in regulation of corporate fraud 7. Role of SEBI in ensuring Corporate Governance. 8. Role of SEBI in dealing with emerging issues of securities market. 9. Conclusion and suggestion. Bibliography. Appendix and annexures.

279. SEHGAL (RAJESH)
Strengthening Mechanisms for the Settlement of Transboundary Environmental Disputes : An International Legal Perspective and Challenges Ahead.
 Supervisor : Prof. Gurdip Singh
Th 18924

Abstract

Examines the role of international dispute settlement body with reference to transboundary environmental disputes and mechanisms built into various MEAs and proposing a structure for the establishment of new international environment court. national enforcement of the treaty obligations and purely domestic measures are excluded from the current study.

Focuses on state behavior the essential, main actors in the international arenas, beholders of sovereignty and therefore entitled to determine about new international commitments.

Contents

1. Introduction. 2. Environmental dispute settlement : Review of existing judicial mechanisms. 3. Dispute settlement mechanisms in multilateral environmental agreements (MEAS) 4. Role of state sovereignty in international environmental dispute settlement. 5. Transboundary international environmental disputes : Some case studies. 6. Supporting the idea of international environment court (IEC) : Do we really need the one? 7. Some possible models of an international environment court (IEC). 8. Conclusion : A way forward. Bibliography.

280. SHUKLA (Girjesh)
Dynamics of Hate Crime in India : With Special Emphasis on Socio-legal and Economic Ramification.
 Supervisor : Prof. Subash C. Raina
Th 18925

Abstract

Issues and perspectives of hate violence is most intriguing concept in modern India juristic exploration. Hate violence, apart from challenging day to day law and order and thereby challenging state control over various subjects have also questioned the very core of democracy. It has put state on rampant and caused serious threat to the existence of multicultural society. from the perspective of definition and related conceptualization on thing which common to all is that hate violence have prejudiced social fabric of India and the fissure which it created are yet to be heal. All these issues which have been explored through this work.

Contents

1. Hate crime in India : A historical perspective. 2. Criminogenesis of hate crimes. 3. Concept and law relating to hate crime in India. 4. Law in action. 5. Profiling of criminals and victims of hate crime (Socio-Economic). 6. Analysis of hate crime on economy. 7. Conclusion and suggestions. bibliography and appendix.

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Supervisor : Prof. B. T. Kaul
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285. ANITA
Devolution of Female Property Under H.S.A. 1956 Act (With Amendment 2005).
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