Chapter II

Review of Literature

Introduction

While finalizing the topic and setting the objective the researcher has review the literature. The researcher has make study on the topic of “concept of Human Right - A Study with Special Reference. To Amendments Made Into Indian Criminal Law “ And also focus on the offences its critical examination nature scope of the offences such as Rape, Sexual Assault under I.P.C and criminal Law with special reference to criminal Law Amendment Act 2013.

The researcher has reviewed the books of eminent author related to the topic. In addition to this researcher has also reviewed the various case-Laws, various judicial decision of the court in case Laws.

The researcher has visited the websites for reviewing the literature highlighting the problem. Researcher has become able to understood exact nature of problem for the fulfillment of research. The researcher has gone through articles, report, document, Acts, enactments, PDF-files, Law journal, Articles published on news papers case-laws and existing material available on internet.

Book Reviewed


The author who discussed on human right and various international conventions and the laws relating to human right. The classic phrase “ the rights of man “which was made by Roosevelt. This right studied by the researcher to the different articles given in the UDHR, ICCPR, ICESCR, by G.A.. The author who also referred the judicial as well as non-judicial measures which are used by the researcher to give the suggestion in the research.


The panel of the legal committee who tried to define the NHRC, SHRC and the procedure and its scope even this committee tried to define functions of the commission and powers relating to inquires.

The establishment of Human Rights Courts its scope, claim for compensation the researcher used the international conventions and the study of Human Right Commissions in India. The researcher studied about the relevant extracts from the constitution and the minor Act which also define as various Acts define this book is important to study the Human right and Constitution Of India in relation to minor Acts. This book which deals with ‘The protection of Human Rights Acts 1993 also defined by this book which is relevant for the present study.


The author who define the Tribal Development and European Union Regional Integration and its implications on Human Right.
The researcher has used and studied the above concept in the research as to the rights of the persons including women, prisoners, tribal peoples refugees right etc. in the thesis.


The author of this book define upon the concept of rule of law how apply and the rights of the accused under the code of criminal procedure as these rights are as protection against arbitrary or illegal arrest, protection against search of an accused person in premises about open trial, he has right to examine defence witnesses , right to move higher Court , right to consult and to be defended by a counsel of his choice.

The researcher used and studies the concept of right human right includes the right of accused which rights are also considered as sacrosant as per humanitarian law.

5) All India Reporters: From this book researcher has used various case laws to study the concept of Human Right related with the Constitutional provisions of India and also the study of Criminal Laws related to Human Right. The researcher has mentioned case laws in the thesis to clear the concept of Human Right.


The author who in the part II is about sources of law how the law through view of analytical and historical school of law and also the custom is also source of law define. The researcher to study the not only International Law but also national law is very important to refer this book.


The author who define the Constitutional provision in this book. These provisions which are used by the researcher to complete study of Human Right concept had used as a researcher.

8) Bare Act: The researcher has used the bare provision of the Act such the Indian Penal Code, the Indian Evidence Act, the Criminal Procedure Code and other minor Act to study the major Criminal Laws in India.


The author of this book have given the important pertinence of lawyer’s law of Human Rights the role of human rights which is vital. The doctrinal work which also focus on the power of the jurist, judges through juridically mediated forms of social action and movement for progressive society. The human right movements which entitle both progressive empowerment and disempowerment of the state.

To clear the form of Human right as what rights ought human beings to have and the justification of human right norms and standards. Whether any kind of ambiguities are involved in Human Right is also studied by researcher. The relationship of human right as Ethical Imperatives whether its in form collective or individual action.
The concept of natural rights also studied by the researcher through this book. Human Right as language of global governance which must take account of the struggles for elimination of apartheid.


The author of this book focus on social transformation which is vital, important and complex subject that speaks of and deal with fundamental changes in society. Its structure, method and manner of functioning Social transformation by bringing about appropriate changes is stupendous and complex.

The researcher for the study purpose has used this book for studying purpose and the need for social transformation.


The author who define the concept of how to study the explanations, short and long title and also provide to study the penal statute amending and repealing statute codifying statute. The purpose of exceptions and saving clauses and to study the legislations. The researcher used this book to study the presumption against violation of International Law.

To study Criminal Laws in India the legislative history is to be studied by researcher. The researcher studied this book.


The author who define the principle of natural justice as two principles which laid down by the author as :

Nemo debet esse judex in propria causa

Audi Alteram Partem : Hear the other side

Both these concepts are essential for the researcher in relation to Human right if any question arise about the violation of this right what is the principle to apply protect the human right for study the concept researcher has carried the work on these principles.


The author who explore the topic in his book like custom, law and fashion in this Act the meaning of law and difference between custom and law and the clashes of law and custom. The researcher whose study is on the law subject has also studied the above book.


The author of this book explore the important topic such as fundamental rights, directive principles of state policy and other important articles of the constitution.

The researcher studied these fundamental rights and also studied the remedies provided under this constitution.

The author who mentioned the International Economic order as U.N. Declaration, United Nations etc.

The researcher is to study the International Law simultaneously the U.N. agencies and its function for the research.

16) Bombay Criminal Digest 2003-2006 Vol. 3 Bombay Cases Reporter Mumbai

This book define the concepts of private complaint.

Principle of law with the case laws which are necessary for the present research.

The researcher has studied the digest for the Criminal Law and its implementation.


This book which is important for researcher to study the International Law and the material which is useful of source of human right. The book which focus on international humanitarian law and the relevancy of the topic in connection with international Criminal Law. In this book the ration and the various convention on the prevention and punishment of the crime with date and year which prescribed by the author is useful to study the concept of Human Right to the researcher.


This book and the author of this book which define about the international convention and international Law of Human Right. To clear the concept of Human Right and comparative study of this Law with Indian Constitutional Law the researcher applied these conventions in the research.

19) Criminal Law Journal: From this Journal the researcher has used the referred case Laws to clear the concept of what changes brought under concept of Human Right related with the Criminal Law Amendment.


The author of this book who define the role of Judge as a legislator and also about the precedent.

The researcher who studied the above concept from this book.


The author of this book which involves the information about judicial process as an instrument of social ordering and independence of the judiciary role of the judges and also given the concept of Dharma and justice.

The Researcher mentioned the concept or Dharma in the research and also studied about the above given concept in the book.


For the purpose of the present study the researcher has take down some extract from both this book as to study about gender Justice and the position of women because the crime which increasing this rate which shows the down position and offences against women this book research which is relevant for the present study.

The author in making legal theory more thought provoking and more alive area of scholastic reflection pursuit and learning. This theory which used by the researcher in the research as a tool of socio-economic and cultural regeneration and resurgence and vindication of the principle of human right and justice which is in the form of social, economic and political.


The author of this book is to create on awareness about the law on protection of women from domestic violence this book is for direct and indirect involved and interested in the subject.

The researcher has used this book to study the offences against women and role played by the society law for the protection of the women as related to human right.


The author who define the right and duties concept in this book which is relevant for the present study. The concept of right which was used by the researcher in the research as to find out whether the concept applied in proper way as per definition.


The researcher used this book for the purpose of the study related with the government of India and social, economic and the policies and study regarded with political representation of women because it also concept of Human Right and the Criminal Law amendment because all these position which also reflects the position of Law.


The author or this book who mentioned instruments of legal change by giving saving and Bentham’s, Ehrlich approach. The important topic as Criminal Law in a changing world the fundamentalist and utilitarian approaches to the Functions of Criminal Law changing purposes of punishment alternatives to the sanction of criminals. He also discussed about future for Criminal Law.

The researcher study is on Criminal Law for the purpose to study of the above subject researcher review and studied the book of Friedman.


The author K.D.Gaur has elaborately discussed sexual offences its statutory provisions and punishments. The author has widely explained the right of the victims. The author has discussed the detailed provisions of the sexual offences under I.P.C. The author has explained the provisions with author has explained the provisions with suitable illustrations and landmark judgments.

The author of his book has given detail information about the various Constitutional provision: For the purpose of the present study the researcher dealt with the Constitutional provision which are related with all the provisions of Human Right as Article 14, 15 and 16 which are related to women and also related to equality: Part IV Directive Principle of state Policy these provisions and Article 20,21,22 which also protect the life and liberty and also guarantee’s not only a person but also an accused or arrested person. The researcher specifically deals with the provision which is related to these rights as to protect Human Right.


For the purpose of the present study the research dealt with the struggle of women for emancipation and its impact on socio-political and economic changes; and also deals with women’s liberation movement in early 19th century which was primarily concerned with the problem of upper and middle caste women.

The researcher also deals with offences against women if we study the position women in society and social injustice faced transformation of the women’s status.


This book deals with political equality to study the researcher the researcher has taken abstract from the book.


This book which clear the concept of natural justice and also define the rule of law with the explanation which also help the researcher to complete and clear this concept.


The author of this book define original law in this the International Law and public International Law the study of these law is important in relation to the concept of human right- study with special law amendment made into law the above book which refer by the researcher to study the International Law and municipal law and also the source of International Law.

The evolution of the human right and concept which define the civil and political right even this book the violence against women and the rights also mention by the author which studied by the research to study the basic rights and enforcement of the human right through regional protection.


The author who define the rule of law with its meaning as three basic principles define as supremacy of law, equality before the law and predominance of legal spirit its relevancy in the judicial interpretation which are studied by the researcher and also studied violation on procedure or principles of natural justice with the case law provided in this book.
The remedies which provided in the constitution which are extremely liberal and favorable to the petitioner who moves it. The researcher has gone through these concepts and also studied these concepts to utilize in the research.


The Author in this connection has spared no pains in accomplishment the onerous task of arranging and collecting material in an extremely convenient manner with latest decisions of the honorably High Court and Supreme Court. The author has also provided other necessary provision of different statute dealing with the sexual assault.


This book contents essay on the impact of social and economic forces working through government, policy, legal system, social institution religion, political and the market on the lives of India women in the past.


This book contains International Conventions related to civil and political right and other conventions which are used by the researcher to focus the Article of Human Right Convention.


Here in this book author who define the law reforms and law commission and also define rule of law, independence of judiciary the judicial reform as the criminal justice- Mofussil Faujdari Adalat- in each district & Mofussil Faujdari Adalat was established to decide all criminal cases.

The researcher study is on Criminal Law amendment to understand the criminal justice system in India is important to study above concept.


In this book in chapter VII the author who pointed the equality concept as their types defined legal equality, political, society, economic and natural also in chapter VIII defined the concept of law through various school approach have been covered.

The researcher who gone through the important concept as equality and those law through referring this book.


The author of this book focus on the extensive Governmental actions to ensure that individual rights are safeguarded against arbitrariness on the part of the administrative in which the rights of individuals are infringed are also discussed the concept of rule of law and the principle of natural justice, the
concept, meaning and development of natural justice as to study the concept of Human right researcher has gone through this study in detail.

The researcher has studied the concept of natural justice by using this book.


The author who also define the concept of separation of power, the rule of law and principle of natural justice defined by the author.

The researcher who studied the concept of natural justice is to clear the concept and the effect of failure of this principle and effect of breach of natural justice which directly related to the Human right concept. This concept is needed to protect the human right concept Researcher has gone through this book with its contents.


The author Krishna Kumar in this book have gave the idea about the concept of law and the definitions given by various jurist to clear the concept of right.

The researcher study is on the concept of human right. The right of the title has to be studied by the researcher in detail. And also studied the right and duties concept.


The author in this book define the justice are both kind as civil and criminal justice and different theories of punishment given under this book and also kinds of punishment define.


Author suggest the important case laws in this Book which are used by the researcher in her research.


The author Kuppuswami in his book explain detail articles of the Constitution Of India with the case laws.

The research scholar study is on these articles have used the articles and case law for the research as focus on these case law, the research scholar also review this book and also studied the fundamental rights provided in the Constitution Of India.


In this book on the Criminal Procedure Code giving sectionwise commentaries. Author organised topicewise subject to imparting knowledge of the provisions and also developing insight into the subject.

The Research Scholar study is on Criminal Laws in India. This book is important to cover the major Criminal Law. The researcher who studied the book.

The author who define about the principles of law of evidence and indeed broken a new ground in pointing out the area of reforms called for in the law of evidence and also define interpretation and application of Law of Evidence

The research scholar to study the historical background of law of Evidence and its relevant in the participation as major Criminal Law is studied by the researcher.


The author Kuppuswami in his book explain detail articles of the Constitution Of India with the case laws.

The research scholar study is on these articles have used the articles and case law for the research as focus on these case law, the research scholar also review this book and also studied the fundamental rights provided in the COI.


The author Batuk Lal who defines the Indian Evidence as evidence is needed in every case whether it is civil or criminal.


This book contain the new concept of feminist movement in relation of jurisprudence and the concept related to right has been define which is relevant and important for the study.


The author of this book mentioned the relationship between Administrative Law and as in context of a liberal democratic society certain rights are regarded as having special importance and in most constitution these rights are enacted to prevent any governmental interference.

The researcher used above concept as the administration of criminal justice and the relationship of the concept of research.


This book deals with the researcher Methodology. Study of the research types of study.


This book presented a view of women position and debates within the movement on key issues. For the purpose of the present study the researcher dealt with the introduction chapter which provides an outline of the issue involved and why they are crucial to an understanding of the politics of gender in India and also deals with the various debates on the feminist politics.


In this book the author who also had given the importance of the Criminal justice System. Which is relevant for the researcher for study the criminal law and Criminal justice system.

The author who define about Human Right Violation: measures for check, arrest and Human Right, preventive detention and human right.

The researcher have used the important point which consider by the author as the researcher also mentioned the judiciary and its role to ensuring basic human right of all people. Researcher mention the interpretation given by the Superior Court for the protection of human right.


The author who define the position of Human Right in India personal Rights in India, Right of privacy, Human Rights of minorities and role of Information Act 2005.


The author who define the Human Right Concept in relation to the right of the child even the female feticide or infancy, Child labour and crime against children.

The researcher whose research is in relation to the Criminal Law the above book which is used by the researcher and studied why the sex ratio is on decline as compare to men.


The author who tried to clear understanding law and to deduce the intention of legislature from the language of statute.

The researcher has used this book to study what is law, sources of law in this the author who define the various kinds of law amongst which the study of International Law, constitutional law and special law is necessary to be studied by the research for clear the basic idea behind these laws.

To protect the human right the basic idea behind justice is to be clear by the researcher. This book which used by researcher to study presumption that statute are consistent with International Law and also discuss about the presumption of legislature and judicial decisions which are covered by the researcher in the chapter of research.


The author who tried to put important concept of the practice and procedure of Administrative Adjudication as to Rules of Natural Justice and also the jurisdiction of the Higher Court as under Art. 226 and 227.

The researcher have used and gone through these concepts in the present study as the judicial pronouncements.


The author explain the detail provisions related to Criminal Law in his book. The Criminal Law basic of the Criminal Law with penal provisions and the different kind of offences as offences against
body and offences against property. The other offences which are against State and Government servant are provided, the offences against women are also mentioned.

The researcher study is on Criminal Law. The important chapter of the thesis as the major Criminal Laws and minor Criminal Laws in India. In this, major Criminal Law the Indian Penal Code is very important to study in detail. The researcher used and gone through this book.


The author who define the theories and the concepts of social change, its evolution and progress of social change and also gives information of women in society (Gender based inequalities).

The researcher studied all aspects of the above book for the purpose of the need of the laws and its amendments are necessary for changing society.


The author define the judiciary in India, the jurisdiction of the Supreme Courts, High Courts, Judicial activism and the fundamental rights in this book.

The researcher have gone through this book to study the Indian Judiciary in detail and also the Higher Courts, also of Courts, judicial activism if the Fundamental rights violated then the remedies provided by the law are also referred by the researcher.


The author of this book give rationale of criminal procedure as its history, object whether the code was objective law or substantive law, importance of criminal procedure.

The researcher to study the detail history of the Criminal Procedure is needed to be studied from this book. The researcher has gone through this book.


The author of this book S.R. Myneni in his book who studied the position of women in society and the laws related to women, he also mentioned the offences against women and the laws relating to women.

The researcher who studied these law because all these are mentioned in the research as women's right. The above study is important for empowerment of women and the amendment of the Criminal Law.


The author Mishra mention the different laws for women and child.

The research scholar mention the different rights and laws of women because all these rights are need to mention in research. The scholar also mention the children right the laws of International Law.


The Study of Sociology which is needed to study social factors which are responsible for the society is dealt in this book.
In this book the author who studied about the social change the change is need of the society.


The author N.V. Parangape N.V. has deeply described the term and the offences and also focus on the study of the criminology is needed in present date and also define the term sexual offences with definition causes and remedial measures, the author has also explained the other laws relating to sexual offences other than IPC with landmark Judgments. The author has also discusses the sex ethics to be followed by the society.


The author of this book has given the detail information about the various Constitutional Provisions. In the present study the researcher has taken down some extract from this book which is relevant for the purpose of present study.

For the purpose of various Article Directive Principle of state policy and detail study which deals the Constitution.


The author in this book who define and explain the punitive provisions applicable in India as the in the Indian Penal Code. The researcher had use this book for the study of major criminal law in India

70) Ponnian M. 1992, Criminology and penology, 3rd Edition Reprint…. pioneer Book Delhi :

The author who define the concept of crime with the study of criminology realted with penal provision provided in the code.

The researcher used this book for study the concept of crime and need of the study criminology and penology.


This book the author who tried to first realizing rights the author who define the different kind of rights as in part 1st the economic and social rights which define the basic right as right to food.

Even in this book land rights and women’s empowerment the offence against women why the problem about Gender equity which solve by the author this is important for researcher.

How the child labour or Access to education the rights of child and the reforms of legal and judicial system with respect to Human right concept is essential have studied by the researcher.

In this book the author which tried to clear the concept of Human Right and the role of the Private sector in promoting Human Rights.

How the Human Rights and its development planning to protect the society is useful for research.


The author of this book also mention the study and analysis of the study even the doctrine and non-doctrinal research for the systematic research approach.

The scholar has gone through this book for systematic research in proper manner.
   The authors who also focus on the law of evidence and cardinal rule of evidence.
   Researcher used this book to study the one of the major criminal law in India.

   The author who define the code of criminal and the procedure of criminal law.
   The researcher has used this book to study the criminal amendment in criminal procedure as per the 2013.

   The author of this book whose belief that human beings created in the image of God, and endows human with a worth dignity from, which there can logically flow the components human right.
   The author who tried to the concept of citizenship and right law, institutions and women even the introduction of Human Right. The researcher has studied these theories as natural law theory led to natural right theory defined by the exponent John Locke, David Hume, Bentham who gave humanity face to apparent amoral starkness of Hume's position by developing a school of positivism which known as utilitarianism. All these concept which are necessary to studied by the research while doing research.
   This book which was used by the researcher.

   In this book the one important chapter on development on the genesis of modern human right which can be traced to the UN charter, the UN object as to affirm in fundamental human rights’. The most important international and regional instruments for the protection of Human Right.
   The researcher refer this book as jurisprudence of human rights in India contribution of Indian Judiciary.

   The author who gave the number of case laws in this book and also provides remedies to the persons whose right violated by the State itself.
   The researcher has used these case laws for the purpose to clear the concept in the thesis.

   The author who define the topic as State Government. The meaning, nature and definition, elements, differences between state and society and state and association.
   The researcher who need to study the government and the State from this book.

The author who define historical Introduction of Law and also development of Legislative authority in India, development of the judicial system.

Researched for the purpose of the constitutional articles and the above history studied and apply these articles in the present study.


The author of this book have mentioned the constitutional articles with case laws and also provide the material which is important for the researcher. The researcher study is on National Laws and International Law. The above constitutional articles are important and relevant for the researcher.


The author who attempts to highlight the problems faced by women, the laws to safeguard their interest and the judgments given by various Courts. The constitutional mandate was followed by the legislative intent being expressed in the form of various enactments which were passed to protect the rights and uphold the dignity of women.

The researcher who have also focus the various rights of women and study is on Criminal Law amendment 2013 where the offences against women have define the above book is studied by the researcher.


The author Ahmed Siddique has discussed the term sexual offences with definition, causes and remedial measures. The author has discussed the detailed provisions of the sexual offences under I.P.C. The author has explained the provision with suitable illustrations and landmark Judgment.


This book which attempt the era of Globalisation and open access societies which keep on developing protection of Human Right has become a complex issue. In this book which tries to need for constructive and operational steps to be taken by giving the safeguards of Human Right which is useful for the researcher to study the concept of crimes not only specific crimes but also other kind of crimes like anti-terrorist crimes.

In this book the study which is relevant and important as to the introduction of this chapter II which clear the idea of the researcher to study ineptly in ancient medieval and modern period.

How the Human right laws protects the different kind of punishment not only in India but world wide.


The author of this book who define the main objective of U.N. and its member nations and also define the main cause of violation of human right. Even he argued on the promotion and progress of
human rights, a number of treaties which also discuss in this book which also define about the violation of human right.

The articles of the U.D.H.R and Constitution Of India which refer by the author is useful for the research to clear the concept of human right and application of human right. Human rights movement to achieve its desired objectives in this book the lot of common human beings suggestion have made by the author which is relevant for the present study of the research.

The researcher studied the concept of H.R. with principle of natural justice the concept which basis of Human Right. The principle is most vital for the growth of Human right in the absence of these principles would be meaningless. The scope of these principles is widening. The comparative study of constitutional Article 23 as ‘Traffic in Human being, Article 20 (3) even the article 21 of the COI.

In this book the author who stress on the Human-Right-in action and the Human Right values to be women. To change the society as per human right perspective which is used by the researcher to study the ethical, moral values of the concept.


The author who focus on social protection and right to social security is recognized as human right and establishes this right if those who are unable to work due to sickness disability, maternity unemployment, employment injury or old age they will give the security.

The researcher who have also mention the rights ; provided by the law as equality as right which also discuss by the author of the above book. The researcher studied the above concept.


The author of this book who define the public interest litigation and also lotus standi in criminal cases through PIL and also the rule of Law and Judiciary on police.


The author of this book "Protection of Human Right in India very important subject in the present day contest. The author has dealt with the subject advertising to multifaceted concepts of Human Rights. He also mentioned the background of Indian Constitution and two covenants ICCPR and ICESCR.

The researcher whose research on the Human right has studied the above mentioned concepts in this book and also point out important articles in her researcher.


The author of this book who describes the remedial and penal statutes to study the Criminal Law which is consistent with the study of Criminal Law by the researcher to major and minor Acts which provides punishments for the study.

The author defines the rules of the laws which are helpful to the researcher to study the basic idea behind any kind of law.

To study the rule of construction whether provision is compulsory in nature or otherwise in nature is important to the researcher as which provision of the law is in mandatory or compulsory in nature and which is not have used the book for the above purpose to complete the research.


In this book the author Venkata Subbarao who define the theory of justice and also legal justice and natural justice. The theory how justice is administer and also mention the judicial procedure, kind of evidence etc.


The author Avtar Singh who tried to compile all things which are necessary to study by the students to clear the concept of law the definition of law given by the various jurists in this book.

The researcher used and also studied the concept, definition and the purpose of law and justice stability and peaceful change law as pure theory of law is also review by the researcher.


The author who define the functional problems of social structure in the society. Concept of the social order, control and stability, the law and society. The researcher in her research need to study all the above aspects for the need of the research.


The author of this book explained that the political science is the part of social science, which is the foundation of the States and the principles of Government. The author who also explained about the legislature, executive and judiciary.

The researcher who need to study these three organs of the State for the present study.


The author in this book mention the important methods of research methodology which is important. In this book classification of law and legal system as Public International Law, International Humanitarian Law, International Labour Law and U.N. as instrument defined by the author.

The scholar studied these law for the purpose of International Law which are mentioned in the research.


This book which relates to the rights of the accused as Prison Act 1894, Prisoners right Maintenance & Officers of Prison Duties of Officers to observe the jail in the Act.

The researcher study human right which consider the right of the accused are sacrosanct in nature.

The author of this book who define the criminal administration and the define different kinds of crimes, universal character of crime, other approaches towards crime, introduction to crime control and various causes of crime.

The research scholar study is on Criminal Law, for this purpose the concept of crime and the character of crime studied by the researcher from this book.


The author of this book define the procedure of Criminal Law and the provisions with important sections of this code, constitution for Criminal Courts which is necessary to study for the researcher.


In this book author who had given the guideline as to the citizens related to Criminal Law. Structure or Criminal Law in India, outline of Criminal Law in India etc.;

The research scholar has studied the above concept for the purpose of research.

Because these concepts for a research scholar is important for study for the research.


The author Sirohi J.P.S.; has discussed the criminology and penology as penal provisions under law causes of crime, Theories of punishment, prevention of crime, as per Cr.P.C. and constitution other Minor Acts Probation of Offenders Act 1056, Prevention of Terrorism Act 2002.


The author of this book have define the rule of evidence relating to primary and secondary evidence of documents. To study the Evidence Act in detail researcher studied this book for completion of the major Acts.


In this book the author who explain the ‘rule of law’ the concept ‘rule of law’ which exclude arbitrariness and unreasonableness. This concept which is important for researcher to the natural Justice system because it is need of the research.

102) The other Journal: Such as ‘Journal of the Indian Law Institute’ Law institute January March 2013 ISSN 0019-5731 Vol No.55 to study the various article of Law to formulate proper arrangement of the presence study.


In this book which define about the sociology and also provide safeguard which define by the Law.

Even by the various sociologist definition which also relevant for the research.

104) Tandon’s Indian Penal Code 24th Edition Allahabad Agency Faridabad:
The Author who also defines all the provision in section related the Penal and the Code.


The author who define pre-trial detainees and human right, legality of police power of arrest, Right Against Arbitrary Arrest, Insight into Human Rights of prisoners etc.

The researcher studied the above concept and independence of judiciary and conduct of law enforcement officials. Even The role played by international Criminal Courts.


The author who define Human Rights violations about torture and combating torture the victims of the human right and torture remedies against police atrocities etc.

The researcher in the present study have mentioned the articles and international conventions on these violation as to study the Human Right concept.


The author of this book who gives the primary importance of the Human Right concept in relation to refugees right even the immigration attention, UN. high commission for refugees the international convention relating to the refugees status.

The researcher in her research define the various rights given by the International Law to different groups, the right of refugee have also mentioned the above book studied and used by the researcher


The author of this book mention the detail study and international convention on human right he also mention the definition given by the eminents as International Law is the body of rules which govern mutual relations etc.

Researcher study is on the Human Right concept this book is used for studying International Law, international conventions such as Geneva convention 1949, Women and Human right, and Children's rights etc.


The author in this book divided the chapters as social transformation by law, ways how law effects changes in society. Role of law as 'Veto' on social change.

The researcher wants to study the law concept and even the law and religion in India in the research.


The law and order, functions of legal system, law and order law and Dharma in judicial process and social change, the concept of Dharma which cannot change Dharma is life, basis and breath of every unit, may be individual, family community, caste, society or country. Dharma which sustain the unit.

The researcher who studied the concept of Dharma and application of Human Right in India.

The author of this book who define the concept of Precedent and values of Precedent in different countries. The power of Apex Court under Art. 141 of the constitution and duty of subordinate Courts under the authority of High Court. The researcher in the Chapter Judicial Pronouncement has used the interpretation given by these Courts to study concept.


The author in this book have mention the various elements of crime about motive and intention of a crime even the concept of mens rea. Researcher refer this book for study in detail.


The author of this book in chapter twenty eighth of the book define the law of crime as the definition of crime as crime a static thing, elements of crime and also defines criminal liability and in other important topics. The law of procedure the law whether procedural and substantive law and also define purpose of procedural law.

The researcher in her research define the three main Criminal Laws in which one of the important law is Criminal Procedure Code which is about procedural law. The above book review and studied by the researcher to clear the procedural law.


The author of this book define about the society, fundamental concept of society, its characteristics, the relationship between community and society. The important need for the social processes. The law as an agency of social control.

The researcher studied the above concept as to mention the important instrument as law which can change the social attitude.


The basic idea about the constitutional history what is the history and consequences to formulate the constitution in India has been defined by the author.

The researcher had gone through this legal history to study the idea behind it for the purpose of research.


The author of this book who gives his approach and also International Law and the Constitution Of India under both these law what is the position of women under law.

The researcher study is on human right and Criminal Law amendment, it is necessary to study by the researcher the book written by the author.
The author who divided the research methodology into two principles as doctrinaire and empirical research. In the field of law doctrinaire approach plays dominant role in contrast to empirical approach. The researcher studied the said book because the development and growth of law is a constant process. Therefore constant study and research is essential.


The author of this book has given detail information about position of women in India as constitutional perspective women under major Criminal Law as I.P. Code 1860 under I.Evi. Act 1872 and as under Code of Cr.P.C.1973 as maintenance provision. The researcher specifically deals with provisions which are related to the major Acts in India. The researcher has studies. The above provisions for the research purpose.


The author in this book is focused, introduction nature and scope, and also rule of law and also policing criminal justice.

The researcher used the above theories to study the policing as to criminal justice in the present research.

Conclusion:

The Researcher has reviewed the book of eminent author related to the topic in addition to this researcher who also referred the different journals for the case study and also the different authors book for the purpose of comparative study. These books are necessary to review by the researcher for the purpose of research because the author of different books put their opinion in different way.

In this chapter researcher who also give visit on website for collecting material but more stress is on the library and the books available in it. The authors such as Gaur K.D, Kaparia, Paranjape, Siddique Ahmed, M.P. Jain, Pandy J.M, Myneni Will Kison & Bhandarkar, Lloyds Kapoors book on Human Right Johary book on political theory and also refer and review the other authors book. The criminal manual also review by the researcher, Criminal Major Act with Bare Acts given by the legislature and also review commentary on the laws for the research purpose.