

B.A. LL.B. (Hons.) Semester(CBCS) – VIII

REVISED

GENDER JUSTICE & FEMINIST JURISPRUDENCE

Core Course LBC805

Credit 04

Continuous Evaluation 40 marks

Term End Examination 60 marks

UNIT – I Gender justice

1. Concept of gender justice, gender discrimination and gender equality.
2. Emergence of feminism and feminist jurisprudence,
3. Role of law in empowering women
4. Indian tradition and family ideology: growth of feminism

UNIT – II : Women in Pre- Independence India and post dependence India

1. Social and legal inequality
2. Social reform movement in India
3. Gandhian movement/Nehru's views- joint family etc.
4. Karachi congress- Fundamental Rights Resolution
5. Gender justice under Constitution of India Article 14,15,16,21&23– Equality provisions in fundamental Rights , Directives principles of State Policy.
6. Negative Aspects of the Constitutions – Exploitation of sex not mentioned in Article 23.
7. Reservation for women in local self bodies (Article 243-D and 243-T)
8. Different personal laws- unequal position of women
9. Uniform Civil Code towards gender justice

UNIT –III: Sex Inequality in Inheritance Rights

1. Continuance of feudal Institutions of joint family – women's inheritance position under Hindu Law
2. Inheritance right of women under Christian law
3. Inheritance right of women under Parsi law
4. Inheritance right of women under Muslim law
5. Movement towards uniform Civil Code
6. Matrimonial Property
7. Separation of property

8. Maintenance different system of personal law
9. Division of assets on divorce

UNIT-IV: Social Welfare Laws for women

Non-implementation of protective labour legislation

1. Maternity benefits Act
2. Equal remuneration as under THE **CODE ON WAGES, 2019**
3. Factories Act
4. Inequality in the work place
5. Additional burden of domestic responsibilities
6. Male bias
7. Lack of neutrality in law

UNIT-V: Crime against Women

1. Adultery
2. Rape
3. Dowry death/ Dowry prohibition
4. Cruelty to married women
5. Bigamy
6. Domestic Violence
7. Sexual Harassment
8. Female foeticide.

Note: The above units will include whole Acts with recent amendments and the study of important updated relevant cases decided by the Judiciary.

Selected BiL Biography

1. Dr. Mamta Rao, Law relating to Women & Children.
2. Sivaramya B. matrimonial property law in India (1998), Oxford
3. Ratna Kapoor and Brinda Cossman, Subversive Sites: Feminist Engagements with law in India (1996), Sage
4. Patricia Smith (ed.) Feminist jurisprudence (1993), Oxford
5. 42nd Report Law Commission Dissenting Note Anna Chandy on provisions of adultery
6. towards Equality – Report of the Committee on the status of women (Govt. of India, Ch. IV and section IV : General Conclusions and recommendations
7. Lotika sakar: The Law of commission of India (1988)
8. Sathe, S.P. Towards Gender justice (1993), Research Centre for Women's studies.

