

# Criminal Justice System and Human Rights

## Objective:

Criminal Justice is one of the critical areas of human rights where the legal system is tested on a continuous basis for preservation of peace and security in society on the one hand, and prevention of human dignity of both victims of crime and person accused of it, on the other. Besides the conceptual laws and practice of the criminal justice, the paper intends to cover, the human right perspective of criminal justice administration. The rights intended to be cared and safeguarded towards accused and the detenu in various homes and rehabilitation centers and the judicial attitude towards sentencing of the convicts has been given the human rights focus.

### 1. Criminal Justice system

- (i) Concept of crime and Criminal liability
- (ii) Offences violative of human rights
- (iii) Rules of criminal procedure and evidence
- (iv) The administration of criminal justice

### 2. Human rights in the criminal justice administration

- (i) Human rights perspective of crime
- (ii) Role of police and criminal justice administration – Human rights issues
- (iii) Security issues and human rights

### 3. Detenu and human rights

- (i) Constitutional safeguards
- (ii) Fair trial concept
- (iii) Sentencing, execution and human rights

### 4. Inmates of institutional homes, prison and human rights

- (i) Protective homes
- (ii) Reformatory homes and other Institutions
- (iii) prison, prisoners life and prisoners rights

### 5. Indian judiciary and human rights

- (i) Judiciary as guardian of human rights
- (ii) Compensation to crime victims
- (iii) P.I.L. in criminal justice
- (iii) National human rights commission in Indian

## Reference:

1. Emmeson Ben Qc, Human Rights and Criminal Justice
2. Andrew Ashworth, Sentencing and Criminal Justice
3. Human rights best practice relating to criminal justice in a nutshell
4. Jonathan Doak Victims Rights, Human Rights and Criminal justice: Recovering the role of 3<sup>rd</sup> parties
5. Bellary Uma Devi Arrest, Detention and Criminal Justice system- A study in the context of Constitution of Indian
6. Utrecht Law Review -The Protection of Fundamental Human Rights in Criminal Process- General Report

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