



NEW ARRIVALS

List of New Additions with Summaries

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Foreword

The current issue of “New Arrivals: List of New Additions with Summaries” contains a list of New Books processed in the month of April, 2021 and available for use in the National Social Science Documentation Centre of ICSSR. In the main text, entries are arranged by Title, followed by bibliographical details and summary of the document. For easy retrieval Author and Keyword Index are also given at the end wherein number in front of Author or Keyword denotes to the serial number of the entry in the main list of New Additions. Interested readers can consult the listed titles by visiting the library.

Suggestions are always welcome.

Ramesh Yernagula
Director (Documentation)
NASSDOC

S.No	Title and Other Details	Acc. No
1	<p data-bbox="237 365 1305 439">Administrative Law: Text and materials/ Elliott, Mark, Varuhas, and Jason N.E. -- Oxford University Press: United Kingdom, 2017; xii, 796p.</p> <p data-bbox="237 468 1305 831">Administrative Law Text and Materials combines carefully selected extracts from key cases, articles, and other sources with detailed commentary. Aimed at undergraduates studying administrative law, it provides comprehensive coverage of the subject and brings together in one volume the best features of a textbook and a casebook. Rather than simply presenting administrative law as a straightforward body of legal rules, this engaging, critical text considers the subject as an expression of underlying constitutional and other policy concerns, which fundamentally shape the relationship between the citizen and the state. The result is a fascinating account of a subject of crucial importance.</p>	51212
2	<p data-bbox="237 875 1305 949">Blackstone's International Law Documents/ Evans, Malcolm D. -- Oxford University Press: United Kingdom, 2019; vi, 596p.</p> <p data-bbox="237 978 1305 1458">Blackstone's International Law Documents 14th edition has been fully revised and updated to incorporate all relevant legislation for criminal law courses. Blackstone's International Law Documents is an abridged collection of legislation carefully reviewed and selected by Sir Malcolm Evans. With unparalleled coverage of international law, Blackstone's International Law Documents leads the market: consistently recommended by lecturers and relied on by students for exam and course use. Blackstone's International Law Documents is: - Trusted: ideal for exam use - Practical: Find what you need instantly - Reliable: Current, comprehensive coverage - Relevant: content reviewed to match your course Online resources The accompanying online resources include video guides to reading and interpreting statutes, weblinks, exam tips, and an interactive sample Act of Parliament.</p>	51219
3	<p data-bbox="237 1503 1305 1576">Comparative Constitutionalism/ Dicey, A.V. (Ed.) and Allison, J. W. F. (Ed.) -- Oxford University Press: the United Kingdom, 2019; xlvii, 352p.</p> <p data-bbox="237 1606 1305 2038">This book provides a complement to Dicey's The Law of the Constitution. These largely unpublished comparative constitutional lectures were written for different versions of a comparative constitutional book that Dicey began but did not finish before his death in 1922. The lectures were a pioneering venture into comparative constitutionalism and reveal an approach to legal education broader than Dicey is widely understood to have taken. Topics discussed include English, French, American, and Prussian constitutionalism; the separation of powers; representative government; and federalism. The volume begins with an editorial introduction examining the implications of these comparative lectures and Dicey's early foray into comparative constitutionalism for his general constitutional thought, and the kinds of response it has elicited.</p>	51222

- 4 Criminal Process: An Evaluative Study/ Campbell. Liz, Ashworth. Andrew and Redmayne Mike, -- Oxford University Press: United Kingdom, 2019; xxvii, 498p. 51217

The fifth edition of *The Criminal Process* continues in the tradition of previous editions in providing an insightful and stimulating analysis of the key issues in criminal processes and procedures. The authors draw on arguments from the law, research, policy, and principle, to present an authoritative overview of this area of study. This edition includes a new chapter on the interface between criminal and civil (preventive) justice, and the addition of questions for discussion and suggested readings at the end of each chapter to facilitate debate and further research.

- 5 *Cryptoassets: Legal, Regulatory and Monetary Perspectives/* Brummer, Chris (Ed.) -- Oxford University Press: New York, 2019; xiv, 441p. 51204

The book *Cryptoassets* represent one of the most high profile financial products in the world, and the fastest-growing financial products in history. From Bitcoin, Ethereum and Ripple's XRP so-called utility tokens used to access financial services to initial coin offerings that in 2017 rivalled venture capital in money raised for startups, with an estimated \$5.6 billion (USD) raised worldwide across 435 ICOs. All the while, technologists have hailed the underlying blockchain technology for these assets as potentially game-changing applications for financial payments and record-keeping.

- 6 *Customary Rights of Farmers in Neoliberal India: A legal and policy analysis/* Joseph, Sophy K. -- Oxford University Press: New Delhi, 2020; xvii, 346p. 51206

The objective of this book is to understand the evolutionary process of economic and legal policies that brought the international regime of private property rights over the common property resources, especially seeds and plant varieties. An unbalanced model of development would increase the disparity in income and impact agricultural infrastructure development and environmental sustainability. Though the materialization of farmers' rights was fulfilled by a compromise arrived at between NGOs and Industry together, there are several grey areas both at the conceptual and the procedural levels that subordinate the rights of farmers in reality. This monograph analyzes the impact of legal policy reforms during the 'second green revolution' phase on farmers' customary rights and livelihood, particularly in the context of the extension of private property rights to plant varieties and seeds and migration of cultivators to the cities.

- 7 *Dictionary of Law/* Law, Jonathan (Ed.) -- Oxford University Press: the United Kingdom, 2018; 742p. 51215

The dictionary is an authoritative and comprehensive source of jargon-free legal information. It contains over 4,800 entries that clearly define the major terms, concepts, processes, and organization of the English legal system. Now in its ninth edition, it has been fully updated to incorporate recent case

law and the latest legislation, such as the Modern Slavery Act 2015, the Brexit legislation, and changes in consumer, tax, and family law. Over 100 new entries have been added, including Article 50, Brexit, the Marriage (Same-Sex Couples) Act 2013, and intercountry adoption. In addition, there is a useful Writing and Citation Guide that specifically addresses problems and established conventions for writing legal essays and reports. Now providing more information than ever before, this edition features recommended web links for many entries, which are accessed and kept up to date via the Dictionary of Law companion website. Described by leading university lecturers as 'the best law dictionary' and 'excellent for non-law students as well as law undergraduates', this classic dictionary is an invaluable source of legal reference for professionals, students, and anyone else needing succinct clarification of legal terms. Focusing primarily on English law, it also provides a one-stop source of information for any of the many countries that base their legal system on English law.

- 8 Education and Society: Themes, Perspectives, Practices/ Thapan, Meenakshi (Ed.) and Madan, Triloki N. (Ed.) -- Oxford University Press: New Delhi, 2015; xix, 587p. 51202

Education and Society: Themes, Perspectives, Practices concerns itself with the social issues and contexts that underpin education and learning in India. It begins with a focus on the possibilities opened up by education, whether these concern the individual, society or the world at large. Through an excellent selection of essays arranged in six thematic sections, this volume provides an overview of the major underlying concepts in the sociology of education, as well as of the processes and practices that explicate education in contemporary India. Most essays are grounded on empirical research and use ethnography in seeking to understand education from the perspective of students, teachers, as well as the institutional and non-institutional settings within which educational practices occur. The rich and panoramic introduction provides a broad canvas to the essays, which are intentionally both an academic work and a pedagogical aid since education is both an intellectual discipline, and also a profession.

- 9 Feminisms Of Discontent: Global contestations/ Barnes, Ashleigh (Ed.) -- Oxford University Press: New Delhi, 2015; xxii, 252p. 51225

Feminisms Of Discontent: Global contestations this edition focuses on a central plank of feminist politics, i.e. the struggle for equality. It attempts to find answers to the following questions: In what ways have feminist pursuits brought about more equality in women's lives? Or has the struggle for equality produced more law and invited greater regulation into women's lives rather than transformation? Are there other ways in which to engage equality and the state? It points out that as feminism has gone mainstream, feminist discontent seems to have succumbed to respectability and the reward of inclusion. Feminism as a grand theory is probably over. However, feminism as an intellectual project needs critical reorientation. In ten chapters, the volume covers a wide range of issues from around the world: feminist engagement with law; feminism's engagement with sexuality and

queer politics; the idea of freedom and equality in the neoliberal frame; postcolonial feminism, etc. Well-known feminist scholars such as Brenda Cossman, Ratna Kapur, Aziza Ahmed, Margaret Thornton, etc. come together from different locations-India, the US, Europe, Australia, and Canada-for this critical assessment and questioning of feminist theory and politics. The volume critically engages certain currents in feminist theory and practice, such as 'subordination', 'dominance', 'structural', 'governance', 'cultural' and 'carceral' feminism. Pointing out the dangers of feminist analyses that rely on dualistic understandings of sex/gender as also the assumed inevitability of women's subordination and the harmfulness of (hetero) sexuality for women, this volume decries such narrow and self-referential feminist paradigms. The volume also shows how these have not only failed to offer persuasive appraisals of contemporary international problems but have also ended up serving and legitimizing neoliberal and neoconservative projects.

- 10 Google Rules; the history and future of copyright under the influence of google/ Gray, Joanne E. -- Oxford University Press: New Delhi,2020; xvi,228p. 51210

This book is about lawsuits, artificial intelligence, backroom deals, millions in lobbying dollars and grand Silicon Valley idealism - the story of Google and copyright law is action-packed. By tracing Google's legal, commercial and political negotiations over copyright, Google Rules explains how Google became one of the most influential actors in the history of digital copyright. Today, Google reigns over a technological and economic order that features empowered private companies and rapidly changing technological conditions, and how to protect the public interest in this environment is one of the most pressing policy questions of our time. In Google Rules, Joanne E. Gray provides pragmatic strategies for taking up this challenge. Google Rules is a book that will appeal to anyone interested in understanding Google's accumulation of power, the recent history of digital copyright, or the future of our digital lives under the influence of an extremely powerful and motivated technology company.

- 11 Hate: Why We Should Resist It with Free Speech, Not Censorship/ Strossen, Nadine-- Oxford University Press: New York, 2018; xxv, 199p. 51207

This book narrate we live in an era in which offensive speech is on the rise. The emergence of the alt-right alone has fuelled a marked increase in racist and anti-Semitic speech. Given its potential for harm, should this speech be banned? Nadine Strossen's HATE dispels the many misunderstandings that have clouded the perpetual debates about "hate speech vs. free speech." She argues that an expansive approach to the First Amendment is most effective at promoting democracy, equality, and societal harmony.

- 12 Information Technology Law: the law & society/ Murray, Andrew-- Oxford University Press: United Kingdom, 2019; xliii, 689p. 51216

This book is about Information Technology Law is the ideal companion for a course of study on IT law and how it is evolving in response to rapid technological and social change. The fourth edition of this ground-breaking textbook develops its unique examination of the legal processes and their relationship to the modern 'information society. Charting the development of the rapid digitization of society and its impact on established legal principles, Murray examines the challenges faced with enthusiasm and clarity. Following a clearly defined part structure, the text begins by defining the information society and discussing how it may be regulated, before moving on to explore issues of internet governance, privacy and surveillance, intellectual property and rights, and commerce within the digital sphere. Comprehensive and engaging, Information Technology Law takes an original and thought-provoking approach to examining this fast-moving area of law in context.

- 13 Intellectual Property Law/ Karapapa Stavroula and Mcdonagh Luke-- Oxford University Press: the United Kingdom, 2019; xlviii, 639p. 51213

The book is about IPR A uniquely practical approach to intellectual property law: unfold the problem, reveal the law, and apply it to life. Using this new and innovative textbook, students are given a problem scenario to unfold; as they do this they will learn to understand the key questions and issues surrounding each area of intellectual property law. As each problem is explored, clear explanations reveal the central legal concepts underpinning the relevant topic. Further illustrations and references to the problem apply the law, enabling students to see for themselves how the law interacts with everyday life and business and giving them a deep and practical understanding.

- 14 Learning Legal Rules: A Students' Guide to Legal Method and Reasoning/ Holland James and Webb Julia-- Oxford University Press: the United Kingdom, 2019; xxi, 393p. 51214

The book id's about teaching and practice, this established and trusted title equips the student with all the techniques of legal research, analysis, and argument they will need for their law course and beyond. Holland & Webb take an engaging and practical approach with examples and exercises throughout which allow students to develop their knowledge and their reasoning skills making this an ideal text for first-year students.

- 15 Masculinity, Sexuality, And Illegal Migration: Human Smuggling from Pakistan to Europe/ Ahmad, Ali Nabil-- Oxford University Press: Pakistan, 2015; xiv, 295p. 51224

The book represents the Challenging the idea that labour migration is driven purely by rational economic forces, this book makes use of extensive new data to explore migration, human smuggling and illegal work. In a compelling exploration of global smuggling networks, illegal border-crossings and the subterranean world of Europe's informal economy, the author links migration to risky economic behaviour and erotic male desire. Based on interviews with successive waves of Pakistani immigrants in the

UK and Italy, together with ethnographic fieldwork amongst immigration officials and smugglers in Pakistan, *Masculinity, Sexuality, and Illegal Migration* span numerous regions, cities, continents and seas. Drawing on psychoanalysis to examine the role of masculinity in the decision to migrate, the author provokes a more complex debate about the causes and consequences of global migration. AUTHOR DESCRIPTION Ali Nobil Ahmad is a Fellow at the Zentrum Moderner Orient in Berlin where he researches Pakistan's political ecology. He is also an Assistant Professor at the Lahore University of Management Sciences where he has taught History in the Department of Humanities and Social Sciences since 2009. In 2014 he was Visiting Professor of South Asian Studies at Brandeis University in Boston where he taught courses on Pakistan and its cinema. In 2008–09 he was a recipient of a Guardian Bursary for Journalism and in 2011 he was co-curator of 'Winds of Change: Cinema from Muslim Societies', a festival of films and talks at the Institute of Contemporary Arts in London.

- 16 Online Courts And The Future Of Justice/ Susskind, Richard-- Oxford 51218
University Press: the United Kingdom, 2019; xviii, 347p.

The book tells as the *Online Courts and the Future of Justice*, Richard Susskind, the world's most-cited author on the future of legal services, shows how litigation will be transformed by technology and proposes a solution to the global access-to-justice problem. In most advanced legal systems, the resolution of civil disputes takes too long, costs too much, and the process is not just antiquated; it is unintelligible to ordinary mortals. The courts of some jurisdictions are labouring under staggering backlogs - 100 million cases in Brazil, 30 million in India. More people in the world now have internet access than access to justice. Drawing on almost 40 years in the fields of legal technology and jurisprudence, Susskind shows how we can use the remarkable reach of the internet (more than half of humanity is now online) to help people understand and enforce their legal rights. Online courts provide 'online judging' - the determination of cases by human judges but not in physical courtrooms. Instead, evidence and arguments are submitted through online platforms through which judges also deliver their decisions. Online courts also use technology to enable courts to deliver more than judicial decisions. These 'extended courts' provide tools to help users understand the relevant law and available options and to formulate arguments and assemble evidence. They offer non-judicial settlements such as negotiation and early neutral evaluation, not as an alternative to the public court system but as part of it. A pioneer of online courts, Susskind maintains that they will displace much conventional litigation. He rigorously assesses the benefits and drawbacks, and looks ahead, predicting how AI, machine learning, and virtual reality will likely come to dominate court service.

- 17 Privacy Revisited: A Global Perspective on the Right to Be Left Alone/ 51208
Krotoszynski, Ronald J. -- Oxford University Press: New York, 2016; xx,
292p.

The book *Privacy Revisited* is about the Rapid technological change, the advent of Big Data and the creation of society-wide government surveillance programs that have transformed the accessibility of highly personal information; these developments have highlighted the ambiguous treatment of privacy and personal intimacy. National legal systems vouchsafe and define "privacy," and its first cousin "dignity," in different ways that reflect local legal and cultural values. Yet, in an increasingly globalized world, purely local protection of privacy interests may prove insufficient to safeguard effectively fundamental autonomy interests - interests that lie at the core of self-definition, personal autonomy, and freedom. *Privacy Revisited* articulates the legal meanings of privacy and dignity through the lens of comparative law and argues that the concept of privacy requires a more systematic approach if it is to be useful in framing and protecting certain fundamental autonomy interests. The book begins by providing relevant, and reasonably detailed, information about both the substantive and procedural protections of privacy/dignity in the U.S., Canada, South Africa, the United Kingdom, and among Council of Europe member states. Second, the book explores the inherent tension between affording significant legal protection to the right of privacy (or human dignity) and securing expressive freedoms, notably including the freedom of speech and the press. The author then posits that the protection of privacy helps to illuminate some of the underlying social and political values that lead the U.S. to fail to protect privacy as reliably or as comprehensively as other liberal democracies. Finally, the book establishes that although privacy and speech come into conflict with some regularity, it is both useful and necessary to start thinking about the important ways in which both rights are integral to the maintenance of democratic self-government.

- 18 *Regulating Blockchain: techno-social and legal challenges/* Hacker, Philipp 51221
(Ed.) -- Oxford University Press: the United Kingdom, 2019; xiv, 443p.

The book tell us the Financial Crisis, we are witnessing the fast emergence of a new financial order driven by three different, yet interconnected, dynamics: first, the rapid application of technology - such as big data, machine learning, and distributed computing - to banking, lending, and investing, in particular with the emergence of virtual currencies and digital finance; second, disintermediation fuelled by the rise of peer-to-peer lending platforms and crowd investment which challenge the traditional banking model and may, over time, lead to a transformation of the way both retail and corporate customers bank; and, third, a tendency of de-bureaucratisation under which new platforms and technologies challenge established organisational patterns that regulate finance and manage the money supply. These changes are to a significant degree driven by the development of blockchain technology. This book aims to understand the technological and business potential of blockchain technology and to reflect on its legal challenges. The book mainly focuses on the challenges blockchain technology has so far faced in its first application in the areas of virtual money and finance, as well as those that it will inevitably face (and is partially already facing, as the SEC Investigative Report of June 2017 and an ongoing SEC securities fraud investigation show) as its domain of

application expands in other fields of economic activity such as smart contracts and initial coin offerings. The book provides an unparalleled critical analysis of the disruptive potential of this technology for the economy and the legal system and contributes to current thinking on the role of law in harvesting and shaping innovation.

- 19 Re-Imagining Offshore Finance: Market -Dominant Small Jurisdictions in a Globalizing Financial World/ Bruner, Christopher M. -- Oxford University Press: New York, 2019; xii, 245p. 51209

The title is about Small jurisdictions have become significant players in cross-border corporate and financial services. Their nature, legal status, and market roles, however, remain under-theorized. Lacking a sufficiently nuanced framework to describe their functions in cross-border finance - and the peculiar strengths of those achieving global dominance in the marketplace- it remains impossible to evaluate their impacts comprehensively. This book advances a new conceptual framework to refine the analysis and direct it toward more productive inquiries. Bruner canvasses extant theoretical frameworks used to describe and evaluate the roles of small jurisdictions in cross-border finance. He then proposes a new concept that better captures the characteristics, competitive strategies, and market roles of those achieving global dominance in the marketplace - the market-dominant small jurisdiction (MDSJ). Bruner identifies the central features giving rise to such jurisdictions' competitive strengths - some reflect historical, cultural, and geographic circumstances, while others reflect development strategies pursued in light of those circumstances. Through this lens, he evaluates a range of small jurisdictions that have achieved global dominance in specialized areas of cross-border finance, including Bermuda, Dubai, Singapore, Hong Kong, Switzerland, and Delaware. Bruner further tests the MDSJ concept's explanatory power through a broader comparative analysis, and he concludes that the MDSJs' significance will likely continue to grow - as will the need for a more effective means of theorizing their roles in cross-border finance and the global dynamics generated by their ascendance.

- 20 Religion, Community and Education: The Case of Rural Bihar/ Alam, Mohd. Sanjeer-- Oxford University Press: New Delhi, 2012; xv, 219p. 51201

The book has created a view of Religion-based educational disparities, especially relative educational backwardness amongst the Muslims in India, are the focus of serious debate. The 2006 Sachar Committee Report rekindled public interest and attention in this important issue. Yet, considerable gaps exist in our understanding of the dynamics of religion and access to education. In Religion, Community, and Education, Alam uses a spatial approach and multi-layered analytical framework to understand educational disparities in schooling between the Hindus and Muslims in Bihar. The study draws upon national-level data as well as focused fieldwork carried out in Bihar's Patna and Purnia districts. This book highlights the larger historical trajectories that have shaped educational development as well as the forms of disparities therein vis-à-vis the minorities in India. It

contends that the relative educational backwardness of the Muslims reflects underlying socio-economic patterns that are often overlooked. Thus, Muslims should not be seen merely as homogeneous socio-cultural aggregates.

- 21 Rethinking Law and Violence/ Vashist, Latika (Ed.) and Sood, Jyoti Dogra (Ed.) -- Oxford University Press: New Delhi, 2020; xxxvi, 398p. 51205

The book Rethinking Law and Violence Conceptualized outside the theoretical framing of both liberal as well as critical approaches, this book reimagines the law by exploring the contradictions and polarities of in terms of its relationship with violence. It encompasses and interweaves themes and ideas as diverse as the death penalty, the community might, state sovereignty, on the one hand, animal rights, sexual consent, children's agency and LGBT rights, on the other. While acknowledging that law is fundamentally and inherently tied to violence, the objective of this eclectic collection is to respond to and engage with the violence of law by exploring alternate ways of conceptualizing, reading, practising, and making the law.

- 22 Sociology of Education in India: Changing Contours and Emerging Concerns/ Nambissan, Geetha B. (Ed.) and Srinivasa Rao, S. (Ed.) -- Oxford University Press: New Delhi, 2013; x, 277p. 51203

The book presents the despite the massive expansion of the education system in contemporary India, inequalities of opportunity continue to be visible at all stages. This volume maps the journey of the discipline of Sociology of Education (SoE) in India over the past five decades. Original contributions based on primary research, critically examine the emerging theoretical and methodological concerns that need to be addressed in the sociological study of education. How do poverty, structural inequalities, cultural diversity, and identities influence learning? How will the broader sociological tools available tackle the impending crisis in the educational system? Can SoE claim its arrival within the field of sociology? This volume takes a step in the direction towards seeking answers to these questions. It is the first collective appraisal of the trajectory of SoE since initial efforts, which were made in the 1960s. It is an attempt at filling the gap that exists in the availability of basic reading material on this subject in India.

- 23 Sources Of International Law/ Thirlway, Hugh-- Oxford University Press: United Kingdom, 2019; xxi, 247p. 51220

This new edition of Hugh Thirlway's authoritative text provides an introduction to one of the fundamental questions of the discipline: what is, and what is not, a source of international law. Traditionally, treaties between states and state practice were seen as the primary means with which to create international law. However, more recent developments have recognized customary international law, alongside international treaties and

instruments, as a key foundation upon which international law is built. This book provides an insightful inquiry into all the recognized, or asserted, sources of international law. It investigates the impact of ethical principles on the creation of international law; whether 'soft law' norms come into being through the same sources as binding international law; and whether jus cogens norms and those involving rights and obligations erga omnes have a unique place in the creation of international legal norms. It studies the notion of 'general principles of international law' within international law's sub-disciplines, and the evolving relationship between treaty-based law and customary international law. Re-examining the traditional model, it investigates the increasing role of international jurisprudence and looks at the nature of international organisations and non-state actors as potential new sources of international law. This revised and updated book provides a perfect introduction to the law of sources, as well as innovative perspectives on new developments, making it essential reading for anyone studying or working in international law.

- 24 The Conflict of Law/ Briggs, Adrian-- Oxford University Press: United Kingdom, 2019; xxix, 361p. 51223

This invaluable introduction to the study of the conflict of laws provides a survey and analysis of the rules of private international law as they apply in England. Written to take account of the various possible outcomes of the Brexit process, it goes as far as is possible to make sense of the effect it will have on English private international law. The volume covers general principles, jurisdiction, and the effect of foreign judgments; the law applicable to contractual and non-contractual obligations, the private international law of property, of adults (the increasingly complex law of children is described in bare outline), and of corporations. It does so in a manner that explains and illuminates the principles which underpin the subject clearly and coherently, as the wealth of literature, case law, and legislation can often obscure the architecture of the subject and unnecessarily complicate its study. This new edition organizes the existing material in light of European legislation on private international law, reflecting how an accurate representation of the topic requires it to be interpreted as European law with a common-law periphery, instead of common law with European legislative influences. As at the time of writing - and possibly for some time to come - the consequences of Brexit are a mystery, but the attempt is made to describe the various possible shapes which the subject will assume in the future. The book adopts a pragmatic approach and avoids the more abstract theory; as the theory of the conflict of laws is actually to be found in and by applying the legislation and jurisprudence to the cases and issues which arise in private international litigation and in giving legal advice.

- 25 Uniform Civil Code for India: Proposed Blueprint for Scholarly Discourse/ Street, Shimon and Chodosh, Hiram E. -- Oxford University Press: New Delhi, 2015; xxii, 315p. 51211

In this book, the author narrates Article 44 of The Constitution of India, which provides that 'The State shall endeavour to secure for the citizens a Uniform Civil Code throughout the territory of India.' Even after more than six decades, this anticipated code has not been developed or implemented. This book provides a blueprint for alternative frameworks and courses of action, drawing on lessons from comparative context to develop a Uniform Civil Code for India. It explores the interplay between issues of law, culture, and religion in light of various intra-community and inter-community disputes. The book proposes a series of guidelines and considerations to inform this process. The first guideline urges that the process of preparing and implementing a Uniform Civil Code should be the function of the Legislature. The Courts can resolve certain specific points but the comprehensive code is a legislative function and not for judicial resolution. The second guideline suggests the parallel application of civil and religious law. The securing of a Uniform Civil Code must not negate the possibility of citizens availing themselves of religious law-if they so wish. The third guideline advises a gradual application of a Uniform Civil Code. The development of the code should be done topic by topic, chapter by chapter. The fourth guideline is to deploy tools of mediation in both the formation of the code and its implementation. This mediation should take on two forms - inter-community mediation and individual mediation. The first of these two relates to a dialogue between the communities of India, to advance an agreement upon the substantive provisions of the Uniform Civil Code. The second relates to mediation between individuals, in occasions where the dispute arises in the realm of personal law. The proposed blueprint derives guidance from the experience of other nations and the many ways in which they have faced the challenge of introducing a civil code and maintaining respect for local community laws and social customs. The blueprint also focuses on the relationships between religion and the state. This set of proposals should alleviate the suspicion of the Muslim community or the Hindu majority community. A Uniform Civil Code can be developed to achieve two simultaneous objectives: to maximize the sustainability of traditions and community values while also reinforcing constitutional values that prevent discrimination and, in particular, unfair practices to girls and women in a democratic country.

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