

Rape and the Legal Process (Modern Legal Studies)

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Rape And The Legal Process Modern Legal Studies

**Dr. Anuj Kumar Sinha, Dr.
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The History and Theory of Legal Practice in China Philip C.C. Huang, Kathryn Bernhardt, 2014-09-03 The History and Theory of Legal Practice in China Toward a Historical Social Jurisprudence goes beyond the either or dichotomy of Chinese vs Western law tradition vs modernity and the substantive practical vs the formal It does so by proceeding not from abstract legal texts but from the realities of legal practice Whatever the declared intent of a law it must in actual application adapt to social realities It is the two dimensions of representation and practice and law and society that together make up the entirety of a legal system The assembled articles by the editors and a new generation of Chinese scholars illustrate a new historical social jurisprudence and explore the possible conceptual underpinnings of a modern Chinese legal system that would both accommodate and integrate the unavoidable paradoxes of contemporary China *Lacey, Wells and Quick Reconstructing Criminal Law* Celia Wells, Oliver Quick, 2010-05-27 This truly groundbreaking textbook explores traditional and broader fields of criminal law and justice to give a full perspective on the subject

Research Methods in Law Dawn Watkins, Mandy Burton, 2025-07-31 Explaining in clear terms some of the main methodological approaches to legal research Research Methods in Law is written by specialists in their fields researching in a variety of jurisdictions Covering a range of topics including feminist approaches economic analysis of the law and socio legal studies each contributor addresses the topic of lay decision makers in the legal system from their particular methodological perspective This focus on one main topic allows the reader to draw comparisons between methods with relative ease This third edition has been fully updated and includes bullet point summaries at the start of each chapter There are also two new chapters covering biographical approaches and creative approaches The broad range of contributors makes Research Methods in Law well suited to an international audience and it is ideal reading for PhD students in law undergraduate dissertation students in law LL M Research students and early year researchers

CONTOURS OF CONTEMPORARY LEGAL RESEARCH: A MULTIDISCIPLINARY PERSPECTIVE- VOLUME 3: CRIMINAL JUSTICE, FORENSICS, AND EMERGING LEGAL PARADIGMS Dr. Anuj Kumar Sinha, Dr. Meenakshi, Garima Dharamshaktu, Pooja Dharamshaktu, 2025-07-22

Legal Feminisms Clare McGlynn, 2018-10-26 First published in 1998 this book explores the links between theories of feminism and the practice of law and does so through an examination of a number of contemporary themes in feminist legal studies From an interdisciplinary perspective this book examines as one of its overarching themes the existence of a distinctively female legal voice or voices In arguing for a recognition of the diversity of women s experiences of the law and in the law it is also maintained that the role of feminism as a political strategy must not be lost Feminist legal studies is one of the most exciting and dynamic areas of contemporary legal studies and the ambition of this book is both to capture and channel this dynamic In introducing themes from politics philosophy literature sociology and cultural studies this book will be of interest to a wide ranging audience

CONTOURS OF CONTEMPORARY LEGAL RESEARCH: A MULTIDISCIPLINARY PERSPECTIVE: Volume 1: FOUNDATIONS AND

FRONTIERS OF PUBLIC LAW Adarsh Pandey, Garima Dixit, Jyoti Priya, Mr. Sourabh Batar, 2025-07-12 This study delves into the multifaceted evolution of constitutionalism examining its global trajectory and specific manifestations within the Indian context Constitutionalism as a doctrine and practice embodies the principles of limited government the rule of law and the protection of individual rights evolving dynamically in response to socio political transformations and philosophical shifts By analyzing historical developments theoretical underpinnings and comparative case studies this paper elucidates the complex interplay between global constitutional norms and indigenous interpretations particularly focusing on the adaptation and innovation of constitutional principles in India

A Companion to Contemporary Political Philosophy Robert E. Goodin, Philip Pettit, Thomas W. Pogge, 2012-03-12 This new edition of A Companion to Contemporary Political Philosophy has been extended significantly to include 55 chapters across two volumes written by some of today's most distinguished scholars New contributors include some of today's most distinguished scholars among them Thomas Pogge Charles Beitz and Michael Doyle Provides in depth coverage of contemporary philosophical debate in all major related disciplines such as economics history law political science international relations and sociology Presents analysis of key political ideologies including new chapters on Cosmopolitanism and Fundamentalism Includes detailed discussions of major concepts in political philosophy including virtue power human rights and just war

Contemporary Challenges in the Jury System Nicola Monaghan, 2024-07-05 This collection explores a variety of issues facing contemporary juries bringing together innovative research from different disciplines and jurisdictions The debate stems from a real concern that criticism of the jury may lead to a loss of public confidence in the institution and that this may renew government efforts to further restrict the role of the jury in criminal proceedings in England and Wales This work offers an interdisciplinary approach presenting insights from legal psychological and criminological perspectives thus bypassing traditional borders and presenting a cohesive view Issues discussed reflect the rapid advances in technology changing dynamics and behaviours in society and challenges that have been aggravated by the Covid 19 pandemic Whilst the focus is primarily on juries in England Wales Scotland and across Ireland in terms of challenges and opportunities the collection also invites a comparative perspective drawing on experiences and related research in other jurisdictions The book will be of interest to academics researchers and policy makers working in the areas of criminal law and procedure criminal justice criminology and psychology

Handbook of Sexual Assault and Sexual Assault Prevention William T. O'Donohue, Paul A. Schewe, 2019-10-18 This timely handbook provides in depth overviews of the myriad and multi faceted issues surrounding sexual assault and its pervasiveness in today's culture Drawing for multiple viewpoints and experts the book is divided into seven comprehensive sections covering such topics as risk factors varying theoretical frameworks prevention and intervention and special populations Within these sections the authors provide historical background as well as the latest research and offer treatment outcomes and potentials Selected topics covered in this book include Feminist theories of sexual assault Social and economic factors surrounding sexual violence

Mental physiological physical and functional health concerns of victims including PTSD Major categories of sexual offenders Treatment of sexual assault survivors in the LGBTQ community Procedural processes related to sexual assault investigation and adjudication within the criminal justice system The Handbook of Sexual Assault and Sexual Assault Prevention is a vital book that will appeal to a broad spectrum of students researchers practitioners and clinicians in the fields of psychology psychiatry community mental health and sociology Exploring the 'Legal' in Socio-Legal Studies David Cowan, Daniel Wincott, 2019-03-01 Socio legal studies have had an ambivalent relationship with the legal one of its defining aspects but at the same time one that the discipline has sought to transcend or even leave behind While socio legal studies benefit hugely from the insights methods and theories of other social science and humanity disciplines the contributions to Exploring the Legal in Socio Legal Studies illustrate the value of a focus on the legal The chapters in this book combine traditional legal materials and analyses with other ways of engaging empirically with the legal They illustrate the rich potential of the legal as a site both for theoretical and methodological reflection and for case study analysis Taken as a whole this volume demonstrates that methodological discussion is most helpful when rooted in empirical cases and that the best case studies also help us to develop our methodologies Bringing methodology and empirical analysis together offers an opportunity to reflect on socio legal studies and develop the discipline in productive new directions Research Handbook on Socio-Legal Studies of Medicine and Health Marie-Andrée Jacob, Anna Kirkland, 2020-09-25 This timely Research Handbook offers significant insights into an understudied subject bringing together a broad range of socio legal studies of medicine to help answer complex and interdisciplinary questions about global health a major challenge of our time **New Directions for Law in Australia** Ron Levy, Molly O'Brien, Simon Rice, Pauline Ridge, Margaret Thornton, 2017-09-22 For reasons of effectiveness efficiency and equity Australian law reform should be planned carefully Academics can and should take the lead in this process This book collects over 50 discrete law reform recommendations encapsulated in short digestible essays written by leading Australian scholars It emerges from a major conference held at The Australian National University in 2016 which featured intensive discussion among participants from government practice and the academy The book is intended to serve as a national focal point for Australian legal innovation It is divided into six main parts commercial and corporate law criminal law and evidence environmental law private law public law and legal practice and legal education In addition Indigenous perspectives on law reform are embedded throughout each part This collective work the first of its kind will be of value to policy makers media law reform agencies academics practitioners and the judiciary It provides a bird's eye view of the current state and the future of law reform in Australia *Making All the Difference* Martha Minow, 2016-10-01 Should a court order medical treatment for a severely disabled newborn in the face of the parents refusal to authorize it How does the law apply to a neighborhood that objects to a group home for developmentally disabled people Does equality mean treating everyone the same even if such treatment affects some people adversely Does a state requirement of employee maternity

leave serve or violate the commitment to gender equality Martha Minow takes a hard look at the way our legal system functions in dealing with people on the basis of race gender age ethnicity religion and disability Minow confronts a variety of dilemmas of difference resulting from contradictory legal strategies strategies that attempt to correct inequalities by sometimes recognizing and sometimes ignoring differences Exploring the historical sources of ideas about difference she offers challenging alternative ways of conceiving of traits that legal and social institutions have come to regard as different She argues in effect for a constructed jurisprudence based on the ability to recognize and work with perceptible forms of difference Minow is passionately interested in the people different people whose lives are regularly mis shaped and mis directed by the legal system s ways of handling them Drawing on literary and feminist theories and the insights of anthropology and social history she identifies the unstated assumptions that tend to regenerate discrimination through the very reforms that are supposed to eliminate it Education for handicapped children conflicts between job and family responsibilities bilingual education Native American land claims these are among the concrete problems she discusses from a fresh angle of vision Minow firmly rejects the prevailing conception of the self that she believes underlies legal doctrine a self seen as either separate and autonomous or else disabled and incompetent in some way In contrast she regards the self as being realized through connection capable of shaping an identity only in relationship to other people She shifts the focus for problem solving from the different person to the relationships that construct that difference and she proposes an analysis that can turn difference from a basis of stigma and a rationale for unequal treatment into a point of human connection The meanings of many differences can change when people locate and revise their relationships to difference she asserts The student in a wheelchair becomes less different when the building designed without him in mind is altered to permit his access Her book evaluates contemporary legal theories and reformulates legal rights for women children persons with disabilities and others historically identified as different Here is a powerful voice for change speaking to issues that permeate our daily lives and form a central part of the work of law By illuminating the many ways in which people differ from one another this book shows how lawyers political theorist teachers parents students every one of us can make all the difference

Coercive Control and the Criminal Law Cassandra Wiener, 2022-12-30 This book considers how a phenomenon as complex as coercive control can be criminalised The recognition and ensuing criminalisation of coercive control in the UK and Ireland has been the focus of considerable international attention It has generated complex questions about the best way to criminalise domestic abuse This work reviews recent domestic abuse criminal law reform in the UK and Ireland In particular it defines coercive control and explains why using traditional criminal law approaches to prosecute it does not work Laws passed in England and Wales versus Scotland represent two different approaches to translating coercive control into a criminal offence This volume explains how and why the jurisdictions have taken different approaches and examines the advantages and disadvantages of each As jurisdictions around the world review what steps need to be taken to improve

national criminal justice responses to domestic abuse the question of what works and why at the intersection of domestic abuse and the criminal law has never been more important As such the book will be a vital resource for lawyers policy makers and activists with an interest in domestic abuse law reform

Women Defendants and International Law Sheri Labenski, 2024-07-05 This book addresses the largely neglected place of women defendants in contemporary international criminal law beyond the construction of women as victims and asks what the analysis of women perpetrators defendants and suspects reveals about international criminal law the media and feminism The book uses the topic of women perpetrators defendants and suspects as a way to explore the concept of legal subjectivity via a gender analysis It highlights how women perpetrators defendants and suspects are constituted through three spheres namely the areas of international criminal law the media and feminism In examining the relationship between women perpetrators defendants and suspects and each of these spheres the book exposes embedded gender biases and structural gender fractures These reveal that problematic assumptions about how gender operates in conflict are embedded in the very foundations of legal imaginations Ultimately the book argues that this has far reaching consequences beyond its impact on current understandings of armed conflict Rather these assumptions should be a concern for us all even in times of peace This book will be of use to legal academics and practitioners interested in gender within international criminal law as well as those concerned with contemporary feminist approaches to law

Leading Works in Criminal Law Chloë Kennedy, Lindsay Farmer, 2023-08-11 This book analyses a selection of leading works in the criminal law to ask questions about how the modern discipline of criminal law has developed how it has been deployed in colonial and postcolonial contexts and how criminal law scholarship has engaged with traditionally marginalised perspectives such as feminism queer theory and anti carceral and abolitionist movements The works analysed range from Macaulay's Indian Penal Code 1837 to more recent textbooks and monographs on criminal law and their jurisdictional reach extends to India Canada Australia Malawi the UK and the USA The contributing authors include scholars activists and legal practitioners each of whom explores the intellectual development and geographical reach of Anglocriminal law via the work they analyse Across the collection the editors and contributors address the question of what it means to be a leading work in criminal law The book will be a valuable resource for students academics and researchers working in the area of criminal law

International Relations Theory and International Law Adriana Sinclair, 2010-10-28 International law is playing an increasingly important role in international politics However international relations theorists have thus far failed to conceptualise adequately the role that law plays in politics Instead IR theorists have tended to operate with a limited conception of law An understanding of jurisprudence and legal methodology is a crucial step towards achieving a better account of international law in IR theory But many of the flaws in IR's idea of law stem also from the theoretical foundations of constructivism the school of thought which engages most frequently with law In this book Adriana Sinclair rehabilitates IR theory's understanding of law using cases studies from American English and international law to critically

examine contemporary constructivist approaches to IR and show how a gap in their understanding of law has led to inadequate theorisation

Twentieth-Century War and Conflict Gordon Martel, 2014-06-27 TWENTIETH CENTURY WAR AND CONFLICT With rich entries that highlight the political context strategic significance and tactical detail of each conflict this encyclopedia is an essential reference for students of military history and strategic studies Theo Farrell King's College London Drawn from the award winning five volume Encyclopedia of War Choice Outstanding Academic Title 2013 the single volume Twentieth Century War and Conflict provides an essential guide to the conflicts and concepts that shaped warfare in the twentieth century and up to the present day This concise reference contains a range of entries from 1 000 to 6 000 words long each written by a leading international scholar This concise encyclopedia provides full coverage of global conflicts and themes in twentieth century war World Wars I and II are covered by 10 separate entries Lesser conflicts are also incorporated in this volume including the Russo Japanese War the Greco Turkish War the Falklands War the Soviet War in Afghanistan the Gulf Wars and more Issues such as chemical warfare ethnic cleansing psychological warfare and women and war also receive substantial treatment making this an invaluable resource for students and general readers alike

The Oxford Handbook of Criminal Process Darryl K. Brown, Jenia Iontcheva Turner, Bettina Weisser, 2019-02-22 The Oxford Handbook of Criminal Process surveys the topics and issues in the field of criminal process including the laws institutions and practices of the criminal justice administration The process begins with arrests or with crime investigation such as searches for evidence It continues through trial or some alternative form of adjudication such as plea bargaining that may lead to conviction and punishment and it includes post conviction events such as appeals and various procedures for addressing miscarriages of justice Across more than 40 chapters this Handbook provides a descriptive overview of the subject sufficient to serve as a durable reference source and more importantly to offer contemporary critical or analytical perspectives on those subjects by leading scholars in the field Topics covered include history procedure investigation prosecution evidence adjudication and appeal

Handbook on Sexual Violence Jennifer Brown, Sandra Walklate, 2011-10-19 This book situates the complexity of violence within its broader context and covers a wide span of sexual violence including sexual harassment bullying and murder as well as domestic violence

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