

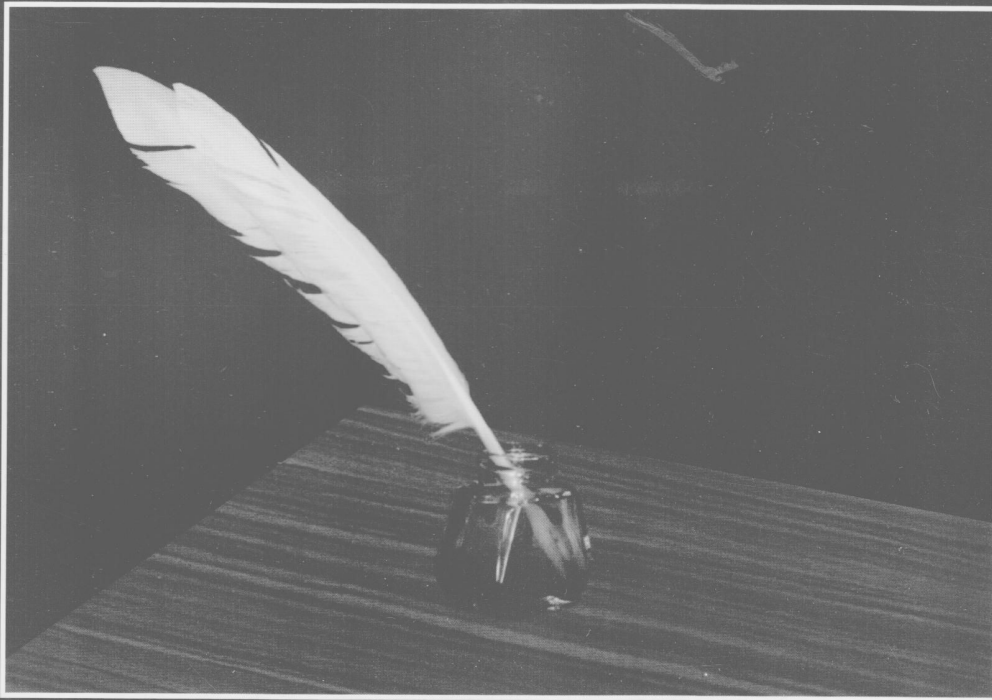


# Army Institute Of Law

## JOURNAL

Volume X

2017



**Vol. X, 2017**  
**Refereed Journal**

Army Institute of Law Journal

**ARMY INSTITUTE OF LAW JOURNAL**  
**Vol. X, 2017**  
**Registration No. PUNENG/2007/25057**

**PATRON**

**Maj. Gen. Nawnit Kumar, SM**  
Chairman, AIL

**EDITOR-IN-CHIEF**

**Dr. Tejinder Kaur**  
Offg. Principal, Army Institute of Law

**EDITORS**

**Dr. Kulpreet Kaur Bhullar, Asst. Prof. of Law**  
**Ms. Chanpreet Kaur, Asst. Prof. of Law**

**STUDENT EDITORS**

**Ms. Pallavi Supehia**  
**Ms. Harshita Chaarag**

**Disclaimer** – The views expressed in the articles and all other contributions to the ‘AIL Journal’ singularly belong to the individual authors and do not belong to the editorial Board or the Army Institute of Law.

No part of this Publication may be reproduced or transmitted in any form by any means, or stored in any system of any nature without prior permission. Applications for permission to use the material shall be made to the publisher.

Although every care has been taken to avoid errors or omissions, this journal is being sold on the condition that information given in this journal is merely for reference and must not be taken as having authority or binding in any way on the authors, publishers and sellers who do not owe any responsibility for any damage or loss to any person, for the result of any action taken on the basis of this work.

**Copyright © 2017 The Army Institute of Law, Mohali. All rights reserved.**

## Contents

1. Efficacy of Narcoanalysis in Investigation: An Analysis with Special Reference to Indian Criminal Justice System Dr. Rattan Singh & Dr. Arvindeka Chaudhary	1-13
2. Impact of Sanitary And Phytosanitary (SPS) Measures On Health: A Study Relating To Developing Countries Dr. Rajinder Kaur & Ms. Rita	14-24
3. International Humanitarian Law and Principles: Echo on Rules and Provisions Dr. Vikas H. Gandhi	25-35
4. Understanding the Misuse of Article 356 in Uttarakhand Dr. Pushpinder Kaur	36-46
5. A Quandry: The Right to Know and the Privilege to Withhold Information Dr. Shruti Bedi & Akshay Chada	47-58
6. Sanitation in India: A Neglected Issue Dr. Amita Verma & Sumati Jund	59-68
7. Transnational Corporations vis-à-vis Environmental Issues: Role of NGOs Dr. Dinesh Kumar	69-81
8. Ecological Unpleasantness and Recent Trends Planned for Sustainability Dr. Shamsher Singh	82-94
9. International Liability for Territorial Breach: An Analysis Dr. Shilpa Jain & Pravesh	95-103
10. Right to Work: A Legal Perspective with Special Reference to the Constitution of India Dr. Pawandeep Kaur	104-121
11. When Either Sex 'Wins', Both Sexes Loses Dr. Ashish Virk & Navedita Kochhar	122-136
12. Configuration of Judicial System in Colonial and Contemporary India: An Overview Dr. Harpreet Kaur	137-146

## EFFICACY OF AN ANALYSIS

### 1. PROLOGUE

Since the beginning of human science and development criminals in commission nature of crime itself has in terms of the costs of the crime of the human activities a dependence of humans on technological advancement decades ago<sup>1</sup>. The last of technology leading to dep around the world on techn Criminals are getting so commission of crimes. The the time period of few sec evidence at crime site. At the same time, in India mainly based on the Const Code of Civil Procedure a adduced evidence. Crime are the means of law enfor reasonable doubt. It is

\* Professor, University Institute

\*\* Assistant Professor, Army Inst

1. B. S. NABAR, *Forensic Scienc*

2. M. Pannaiyan, *Cyber Crimes* (2000)

3. R. K. SURIA & T. N. CHHABR

13. Judicial Interpretation on Public Authority with Special Reference to Right to Information Act, 2005 Dr. Komal Krishan Mehta	147-163
14. Enforcement of Environmental Impact Assessment (EIA) Law: A Case Study of ACC Cement Plant, Barmana in the State of Himachal Pradesh Dr. Bhavana Sharma	164-173
15. Poised Death: An Enigma Ms. Himani Jain	174-183
16. An Overview of Man's Historical Attitude towards Non-Human Animals Ms. Bhumika Sharma & Ms. Priyanka Sharma	184-196
17. Domestic Workers and their Human Rights vis-à-vis Domestic Servitude Tanmeet Kaur Sahiwal	197-203
18. 'Good Death': Will a Terminally Ill Patient's Yearning be ever Gratified in India? Aman A. Cheema & Ferry	204-219
19. Indian Surrogate Mother: Changing Dimensions and Legal Contours Deepak Thakur	220-233
20. Cyber Stalking: The Regulation of Harassment on the Internet Kush Kalra & Bhanu Tanwar	234-243
21. Surrogacy (Regulation) Bill, 2016: A Critical Appraisal Dr. Tejinder K. Soni	244-257
22. Criminal Jurisdiction of States under International Law Ms. Pooja Devi	258-268
23. Criminal Jurisdiction at Sea: National and International Perspective with Special Reference to the Enrica Lexie Case Dr. Ajaymeet Chandar	269-283

## SUBSCRIPTION FORM

I wish to subscribe/renew my subscription to "Army Institute of Law Journal" annually. A bank draft/cheque bearing No.....dated.....for Rs./US\$/UK£ .....drawn in favour of "Army Institute of Law, Mohali".

Name: \_\_\_\_\_

Address : \_\_\_\_\_

City : \_\_\_\_\_ Pin : \_\_\_\_\_

Country : \_\_\_\_\_

Phone : \_\_\_\_\_ Fax : \_\_\_\_\_

E-mail \_\_\_\_\_ Mobile : \_\_\_\_\_

**Signature with date**

*Please send the amount by DD/crossed account payee cheques favouring "Army Institute of Law, Mohali", for timely receipt of the Journal.*

*For outstation Cheques, please add Rs. 40 towards Bank Charges.*

### CONTACT

Address all editorial correspondence to:

Editor-in-Chief

Army Institute of Law Journal

Sector 68, Mohali, Punjab - 160062

Tel.: 0172-5095336-338, Fax : 0172-5039280

E-mail : [info@ail.ac.in](mailto:info@ail.ac.in)

Website : [www.ail.ac.in](http://www.ail.ac.in)

### Subscription Rates

(Postage Extra)

India (Rs.)		Overseas	
Individual	200	UK	£20
Institution	150	US	\$20
Alumni	100		



### STATEMENT ABOUT OWNERSHIP OTHER PARTICULARS OF AIL JOURNAL

#### FORM I (Rule 3)

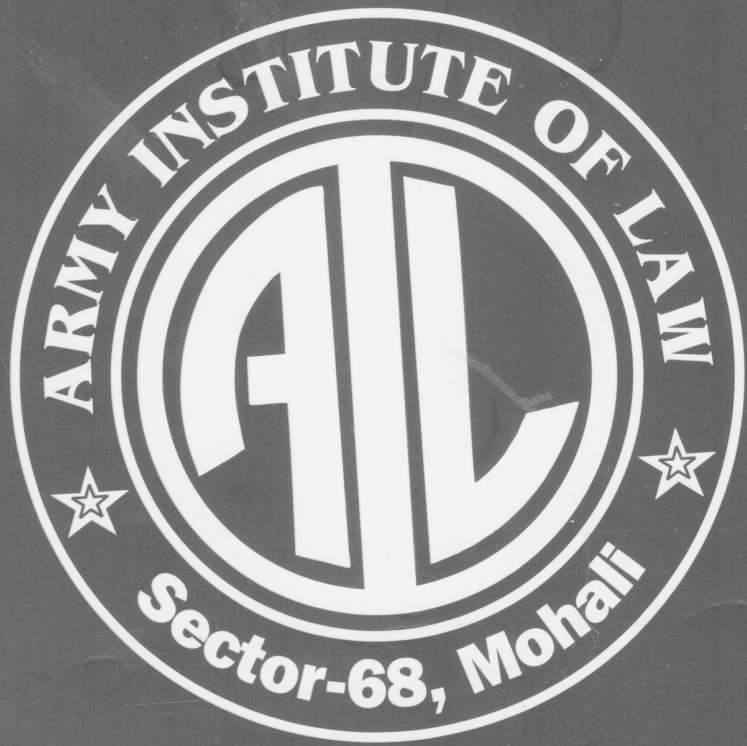
Title of the Journal : Army Institute of Law Journal  
 Language : English  
 Periodicity : Annual  
 Publisher's Name : Principal, Army Institute of Law  
 Nationality : Indian  
 Address : Army Institute of Law,  
 Sector 68, Mohali, Punjab  
 Place of Publication : Mohali  
 Address : Army Institute of Law,  
 Sector 68, Mohali, Punjab  
 Printer's Name : Sidhu Printing Press  
 Nationality : Indian  
 Address : S.C.O. 158-A, Burail, Sector 45-C,  
 Chandigarh  
 Editor's Name : Dr. Tejinder Kaur  
 Nationality : Indian  
 Address : Army Institute of Law,  
 Sector 68, Mohali, Punjab  
 Owner's Name : Army Institute of Law

Dr. Tejinder Kaur hereby declare that the particulars given above are true to the best of my knowledge and belief.

#### Subscription Rates (Postage Extra)

India (Rs.)		Overseas	
Annual	200	UK	£20
Subscription	150	US	\$20
Library	100		

(Sd/-)  
**Dr. Tejinder Kaur**  
 (Signature of the Editor)



Copyright Editor-in-Chief, Army Institute of Law Journal  
Sector 68, Mohali, Ph.: 0172-5095336, Fax : 0172-5039280  
E-mail: [info@ail.ac.in](mailto:info@ail.ac.in), Website : [www.ail.ac.in](http://www.ail.ac.in)