

III- INTERNATIONAL CONFERENCE ON

“Self-Reliant India”
A Pathway to Developed India Mission 2030
Return of Golden Era



Mr. Digvijay Singh, Member of Parliament, Raj Sabha & Former Chief Minister, Madhya Pradesh.

Indore Institute of Law organized **3rd International Conference on Self-Reliant India: A Pathway to Developed India “Mission 2030” (Return of Golden Era)** on July 17 & 18th, 2021. The conference was held online via Microsoft Teams Application.

The Inaugural Ceremony was held on July 17, 2021. Chief Guest for the inaugural ceremony was Mr. Digvijay Singh, Member of Parliament, Raj Sabha & Former Chief Minister, Madhya Pradesh. Mr. Singh address by congratulating Mr. Kantilal Bam and Mr. AkshayKanti Bam for organizing the conference on the topic Self Reliant India. He also praised the duo for making the institute a very reputed place for teaching and learning. Further in his address Mr. Singh spoke on the importance of self-reliance in today's world and urged everyone to make India a fully developed economy. Sir also emphasized on making full utilization of resources and helping the country in growing to the level of fully developed economies like USA & Britain. Sir further talked about the natural resources and its usefulness in building of economy. He also emphasized on the need of indigenous production which will directly help the local business and also contribute towards the growth of economy and making India self-reliant

The event was also graced by **Mrs. Amrita Digvijay Singh**, Former Journalist.



CURRENT AFFAIRS NOVEMBER 2021

• Kashmir gets its first ever open-air floating theatre at Dal Lake -Kashmir has got the first-ever open-air floating theatre in the famous Dal lake. The theatre was launched on by J-K Chief Secretary Arun Kumar Mehta in October 2021.

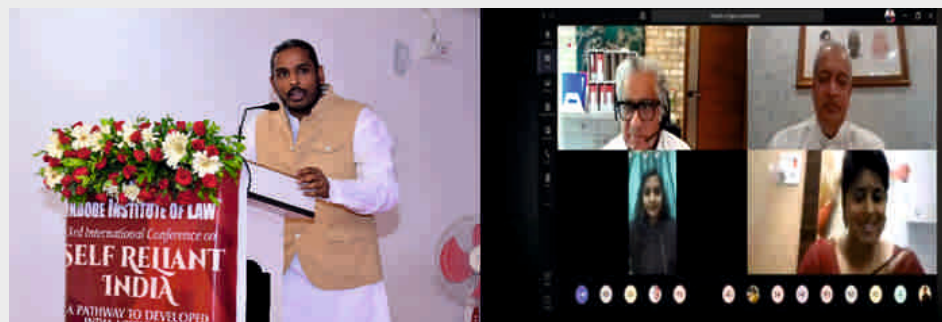
• Microsoft stock becomes world's most valuable; beating Apple- Microsoft passed Apple in market cap in October 2021, making it the world's most valuable publicly-traded company. Microsoft had a market cap of nearly \$2.49 trillion at market close, while Apple's stood at about \$2.46 trillion.

• GST collection in October crosses ₹1.3 lakh crore, second highest ever - The gross GST revenue collected in the month of October 2021 exceeded ₹1.3 lakh crore. The GST revenues for October are the second-highest ever since the introduction of GST, second only to that in April 2021, which is related to year-end revenues.

• President Ram Nath Kovind promulgates two ordinances - President Ram Nath Kovind on 14 November 2021, promulgated two Ordinances to extend the tenure of Directors of the Central Bureau of Investigation (CBI) and Enforcement Directorate (ED) up to 5 years. The Ordinances are, the Central Vigilance Commission (Amendment) Ordinance 2021 and the Delhi Special Police Establishment (Amendment) Ordinance 2021.



Sr. Adv. Harish Salve, Supreme Court of India
Addressing at Valedictory Ceremony.



INDORE INSTITUTE OF LAW

For publication and advertisement related queries mail us at - publications@indoreinstituteoflaw.org

INDORE INSTITUTE OF LAW[®]
(Affiliated to DAVV & Bar Council of India, New Delhi)

The Leader of Law Education for last 18 years...

Rau Pithampur Road, Opp. IIM, Indore (MP)
E-mail: indoreinstituteoflaw@gmail.com
Ph.: +91-99770 19777, 99770 91777, 94250 00720

IIL Indore has secured
1st Ranked Private Law College in M.P, CG & Rajasthan

CHIEF EDITOR: **DR. MANPREET KAUR RAJPAL**
(DIRECTOR & DEAN, ACADEMICS, IIL INDORE)
ASSOCIATE EDITOR: **DR. KAVITA DIVE**
(ASSOCIATE PROF. & HEAD OF RESEARCH CELL, IIL, INDORE)
ASSISTANT EDITOR:
MRS. AAKRITI SHUKLA
(ASST. PROF. IIL, INDORE)
MR. AMARESH PATEL
(ASST. PROF. & AUTHOR, IIL, INDORE)

Icon Education Society (I.E.S.), as a first step to achieve its objectives, decided to set up an exclusive and independent college to provide specialized, high quality Law education for professionals, coupled with all basic infrastructure facilities.

Indore Institute of Law is the first independent & exclusive College of Law in Indore, Affiliated to the Bar Council of India & Devi Ahilya Vishwavidyalaya (DAVV), Indore. The Study/ Course/ Admission/ Examination and Degree shall be strictly in terms of regulations of DAVV, Indore. Indore Institute of Law is only Private College in Madhya Pradesh where all the law courses are under one roof.

DEPENDENT WOMEN



“If we have no peace, it is because we have forgotten that we belong to each other” Mother Teresa
Equality for women has been dream for centuries which is yet to accomplish. The dream with potential to cure disease such as unemployment, poverty, gender discrimination, dogmatic patriarchal ideologies, and inferiority complexity towards women. “When women stands equal and fulfill their potential, the society will automatically develop”, is the fact which is yet to come into reality. Equality means an acceptable workplace that draws on the talents of the whole population, and not unilaterally depends upon male.

Surprisingly, India's Female Labour Force participation (FLFP) rate which is itself at lowest after Pakistan in South Asian Countries, the labour force of illiterates and college graduates are highest in both rural and urban areas. Statics speaks that only 23.7 % of eligible Indian women are part of the workforce as compare that to 75% of men. Another, eye catching data is decline in employment ratio of women after 12th and graduation. Job insecurity and harassment at workplace is another reason for women to left behind.

Deepika, an accountant, wants to do job. Her husband is against it because he takes it against his pride. Deepika has to live being housewife all her life no matter how hard she studied to get a job. She was a free living girl and now is under custody of her husband. There are innumerable women in India who lives life of Deepika or even worse. They don't even get to know when their own home turns into prison

and slowly, when it becomes acceptable to them. To celebrated future of India, of course, this is curse. The dogmatic orthodox principle behind joblessness of women is a disease which is responsible for nasty condition of women in the society.

The Ministry of Women and Child Development has been administering “Support to Training and Employment Programme for Women” since 1986-87 as a Central Sector Scheme with aim to provide skills that give employability to women and to provide competencies and skill that enable women to become self-employment /entrepreneurs. The scheme is intended to benefit women who are in the age group of 16 years and above across the country. The grant under the Scheme is given to an institution/ organisation including NGOs directly and not the States/ UTs. The assistance under STEP Scheme will be available in any sector for imparting skills related to employability and entrepreneurship, including but not limited to the Agriculture, Horticulture, Food Processing, Handlooms, Tailoring, Stitching, Embroidery, Zari etc, Handicrafts, Computer & IT enable services along with soft skills and skills for the work place such as spoken English, Gems & Jewellery, Travel & Tourism, Hospitality. Another project by The Ministry of Women & Child Development is “Mahila E-Haat”, a bilingual portal which was launched on 7th March, 2016, is a unique direct online marketing platform leveraging technology for supporting women entrepreneurs/SHGs/ NGOs for showcasing the

products / services which are made/manufactured/ undertaken by them. It is an initiative for meeting aspirations and needs of women. This was done keeping in mind that technology is a critical component for business efficiency and to make it available to the majority of Indian women entrepreneurs / SHGs / NGOs. Another scheme launched by The Government of India so as to cut short the difficulties faced by such working women, introduced a scheme in 1972-73 of grant-in- aid for construction of new/ expansion of existing buildings for providing hostel facilities to working women in cities, smaller towns and also in rural areas where employment opportunities for women exist. Based on an evaluation, the existing scheme has been revised to promote availability of safe and conveniently located accommodation for working women who need to live away from their families due to professional commitments. Yet the goal of equal status of women is a long run.

So, creating a job, because there is already, is not the only solution. Curtailing those orthodox principles which are responsible behind creating inequality in society is the solution. Given the fact that it is almost impossible to put an end to an idea which has been in existence for centuries, it is advisable to nurture coming generation so that they may accept the requisite change.



AMARESH PATEL
(Assistant Professor,
Indore Institute of law)

HOW TO PROOF AND INVESTIGATE MURDER IN THE CASE OF DEATH BY POISONING

Please note before reading this article that this article was written in good faith to convict the guilty person. Please don't use it on innocent accused. As collecting evidence in the case of death by poisoning is to some extent easy by medical practitioner but to corroborate it in such a way to prove conviction is near impossible.

In case of Criminal poisoning, the law in India does not insist on the precise definition of a poison, since the sections of Indian Penal Code dealing with offences relating to the administration of as poison make use of such self-explanatory terms as 'any poison or any stupefying, intoxicating, or any wholesome drug, or other thing', or 'any corrosive substance or any substance which is deleterious to the human body to inhale, to swallow or to receive into blood'. With regard to any poisonous substance used in section 284 of the Indian Penal Code, all that the law requires is that the substance is such as, if taken, is likely to endanger human life, or will cause hurt or injury to any person. Again, the law takes cognisance of the malicious intention of the individual who administer a drug or other substances, with a view to cause injury or death, irrespective of the quantity or quality of the substance.

In the case of murder by poison the prosecution must prove beyond reasonable doubt that;

- The deceased died of a particular poison;
- The accused was in possession of the same;
- He had opportunity to administer the same to the deceased.

In case of death by poisoning when motive as circumstances is put forward, it must be fully established like any other incriminating circumstances. In a poisoning case there is two possibilities, the accused will be given benefit of doubt as any infirmity or lacuna in prosecution cannot be cured by false evidence or plea.

In the case of death by poisoning benefit of doubt always stands with the accused. In one case the young lady was strangled in her-laws house within few months of her marriage. She was not suffering from any disease but medical report was

not sure as to cause of death and possibility of partial hanging could not be ruled out. The accused was acquitted by giving him benefit of doubt.

In another case the accused administered mercuric chloride mixed with tamarind into vagina of his wife who immediately thereafter started feeling severe burning sensation in her genitals. Initially doctors admitted administration of poison but subsequently turned hostile and victim died after 44 days due to renal failure. The accused being a scientist knew the use and misuse of the chemical substance and general effect of such poison is renal failure and such poison is not traceable³ after 4 or 5 days of its administration. The conviction of the accused for murder was upheld. The allegation was that the death of the deceased was caused by administrating celphos, a poisonous substance but as per medical evidence the congestion of organs of deceased was due to some other reasons i.e, due to food poisoning but police omitted to protect the place where samples of vomits could be found. Motive was not discovered and conviction of accused was held liable to be set aside.

Diagnosis of Poisoning–

The diagnosis of poisoning has to be made in the living as well as in the dead.

In the Living; In order to avoid police investigation most people are unwilling to supply true information and correct history of the case. However, it can be done in below mentioned case;

- Where the person is healthy, the onset is usually sudden and it can be deducted on sudden change in the symptoms of the victim except in chronic poisoning where the symptoms develop gradually and may easily be mistaken for a diseases. In addition it should be suspected if similar repeated attack of vomiting or diarrhoea occur in a person after a meal. Drink or medicine. In chronic poisoning the victim's working and daily condition must be investigated.

- The symptoms usually commence within about an hour after the poison has been taken in a particular kind of food, drink, or medicine if it is not administered orally, but by some other channel, in

which case, the effect may be immediate. Moreover, the symptoms of some diseases such as cholera, acute pancreatitis and rupture of the stomach may appear all of sudden, soon after taking a meal or drink. In condition it may be mentioned that a criminal may take the advantage of some epidemic diseases occurring at the time and may administer a poison producing the symptoms almost similar to those of the epidemic, so that death may be attributed to it. According to Modi Medical Jurisprudence and Toxicology circumstances may be witnessed where arsenic was administered and death was attributed to cholera present as an epidemic at the time. However, the post-mortem examination revealed the sign of irritant poisoning and the Chemical Examiner detected arsenic in the viscera.

(iii) The symptoms of uniform in character, and rapidly increase in severity followed either by death or early recovery. Sometimes remission may occur in the opium poisoning and certain poison may leave sequelae inn a long duration, should be taken into consideration by intelligent advocate to bring out the mishandling of evidence.

(iv) The detection of poison in the food, medicine, vomit, urine or faeces is a strong proof of poisoning. The learned advocate shall not forget to look over all the parameter of evidences. Ignorance of one can question veracity of the total evidence.

In the Dead-Diagnosis in the dead which is beneficial for advocate to proof the case and convict the guilt minded person is to be taken in moral and circumstantial evidence.

In the case of poisoning the fact whether the accused was the person who administered the poison can be proved only from moral and circumstantial evidence. This is furnished by common witness who testify to the recent purchase of the poison by the accused. The medical evidence cannot overthrow circumstantial evidence if proved beyond reasonable doubt.



SHALINI S. MENON
Asst. Professor, Indore Institute of Law

SIGNIFICANCE OF COMMUNICATION SKILLS

The word communication has been derived from a Latin word “communicare” which means “to share” thus it is a process of passing information and understanding from one person to another person. The great scholar Brian Tracy has defined communication as “**Communication is a skill that you can learn, it is like ridding bicycle or typing; if you are willing to work at it, you can rapidly improve the quality of every part of your life.**”

To my mind, a good communicator must have good skills also because it is easy to speak but difficult-what to speak ? thus it is must for a speaker to communicate effectively and aptly using his or her own skills and abilities.

Communication is very important for all beings. Animals and humans, alike, use their own separate languages to communicate with one another, because no one can survive without communicating. Communication skills are a part of the spoken and written language. These are the extra factors, which complete a communication process.

Communication refers to the exchange of thoughts and ideas with the intention of conveying information. Communication is a two way street that includes vocalization as well as gesticulation. The purpose of communication is to convey one's beliefs, ideas, thoughts or needs with clarity so as to reach a consensus or a mutually acceptable solution.

The importance of communication skills cannot be underestimated. It has been known, that long before when language was yet to be invented, people used hand gestures, body language etc to converse with one another. Good communication skills are necessary in all walks of life. The lack of effective communication skills has a negative impact on the personal as well as professional life of a person. Good communication skills are a prerequisite for professionals, in all walks of life. For example: Ineffective communication, rather than incompetence, precludes the doctor from conveying to the patient that the former has the best interests of the patient in mind. For instance, a doctor may be knowledgeable and may have considerable expertise in his area of work. However, a patient may feel neglected or ignored if the doctor is not particularly good at communicating. The disillusioned patient may also consider getting a second opinion. A simple miscommunication, especially when a one is ill, makes one feel awful. A good health care provider, who is able to put patients at ease with a few comforting gestures and words, will definitely be an asset to any hospital.

A teacher, who is able to communicate well with students, can inspire them to learn and participate in class. Workplace communication can be improved by participating in a



facilitated workshop. A workshop facilitator needs to be able to communicate. Without effective communication, even the goal of workshop facilitation cannot be realized. The facilitator needs to be able to identify dormant participants and encourage them to come forth with their views without seeming overly patronizing. All this is impossible unless the facilitator has astounding communication abilities coupled with a natural empathy towards fellow beings.

Good communication skills are an invaluable asset to a sales person also, since he/she is entrusted with the task of convincing the prospective buyer about the wisdom of investing in a product. This is done by assessing the needs of the buyer and suggesting a product that would meet the buyer's requirements. The product may offer a vast array of easy to use features that would definitely help in improving the quality of life of the user. Who is better to convince the buyer, about the multitude of features that the product has to offer, than a salesperson with a flair for words! While the importance of verbal communication cannot be underestimated, one cannot do away or ignore written communication. A simple billboard, carrying a well written message, manages to hold our attention at a crossing. Authors have been mesmerizing voracious readers by the power of their words. The enthralled reader flips through the pages, reading well into the night, without giving much thought to the mode of communication. The above examples would have clearly illustrated the importance of communication skills.

Communication does not refer only to articulating words. Using sign language and the sense of touch to express and

feel are also important modes of communication. Ultimately, communication should be effective. As long as there is clarity in communication, the goal of communication will be accomplished.

There are several ways, through which a person, can enhance their communication skills. And people require these extra methods, to grow and improve their existing language. Some techniques are that, People can attend workshops, or they can read about the topic. Certain authors have come up with self help books, which make the task of understanding the concept very simple. And people, can practice, skills like writing etc. This will allow them to improve their written language and communication skills.

Communication skills are a required for maintaining relationships also. When with friends and relatives, good communication skills are needed to avoid confusion, miss-communication and fights etc. So, effective communication skills are very important, for sustaining in the society. Most people judge another person on the basis of his/her body language and form an opinion based on their perception. Hence, effective communication skills are as important to humans as, growing is to a dog, to communicate and express himself. What the spoken language fails to express, that is easily expressed with certain hand and facial gestures.



BY VISHAL PURANIK
Assistant Professor (English)
ILL., Indore

FREEDOM OF SPEECH



Actually speech is just a production of sounds in the certain way. But these sounds form language and have the certain sense. Speech is used to express thoughts and opinions. When people face limitations in speech, they are to face these limitations in thoughts. Certain ideas cannot reach their minds because they do not know about their existence.

From these reasons, freedom of speech is often considered as liberty and primary principle of a full-fledged society. It's an individual right, which is to be available to everyone. Freedom of speech takes special place in democratic countries. In these countries politicians come into power through debates and discussions. When there is strict censorship, it's impossible for people in this country to make choice in the way they want because they do not get enough information or they get misleading information. Freedom is a phenomenon it all. It does not exist in its absolute form, as it is considered as a negative effect in this case. However, freedom is an integral part of democratic society and in this case it is considered as a positive right. If we take into account not only political life, we have to admit that freedom of speech and thoughts is necessary for development. Again, new ideas are born in debates and discussions and this is the key to success. Diversity of points of view and opinions creates conditions that are perfect for progress and development.

Different people have different opinion, definition and thoughts about the idea of freedom. Some talk about freedom in political sense, some talk about social freedom, some about personal independence and some define it as religious freedom. But the fact that everyone wants to be free, holds true in all cases.

“The best road to progress is freedom's road.”-John F. Kennedy



SAJAL JAIN
B.A. LL.B (hons.)
1st Year