

Jammu & Kashmir in legal perspective

Whereas certain emotional, sentimental, cultural, ethnic and religious dimensions can be argued, this paper aims to examine the issue of the princely State of Jammu & Kashmir from a purely legal perspective.

The princely State of Jammu & Kashmir, created in 1846 under the Treaty of Amritsar signed between the East India Company and Maharaja Gulab Singh, remains divided till date. The Maharaja became the founder of the Royal Dogra Dynasty and the first king of the princely State of Jammu & Kashmir by paying 7.5 million of Nanak Shahi rupees (the ruling currency of the Sikh Empire) to the British Government and bought Kashmir Valley, Ladakh Wizarat (comprising of Baltistan, Kargil and Leh) and added it to Jammu which was already under his rule. Gilgit Wizarat (comprising of Gilgit and Pamiri areas) were conquered later in the war against Sikh rule led by Dogra Generals.

Historical Background - Partition & Standstill Agreement

India gained independence in 1947 from the British and the same year Pakistan came into existence. 562 princely states existed in British India before the partition, which were not completely and formally part of British India; its rulers were allowed to govern internal matters like law and order, health, education and economic development. These princely states enjoyed internal autonomy, while by treaty, the British had a control over their Foreign Policy and International Relations. During partition, the State of Jammu & Kashmir was ruled by Maharaja Hari Singh under the paramountcy of British India. The British Viceroy offered individual Kings of princely states the right to accede either to India or Pakistan by executing an *Instrument of Accession* signed by the Ruler and accepted by the Governor-General of the Dominion. The decision to accede to either Dominions was an exclusive right of the ruler.

The State of Jammu & Kashmir, which was contiguous to both India, and newly formed Pakistan, initially decided to remain independent. It offered to sign Standstill Agreements with both the Dominions. Pakistan immediately signed the Standstill Agreement while India asked for further discussions on its contents. The draft of the Standstill Agreement was formulated on 3 June 1947, by the political department of the British Indian Government and stated that all the administrative arrangements that existed between the British Crown and the princely state would continue unaltered between the signatory dominions (India and Pakistan) and the State, until new arrangements were made.



Jammu And Kashmir In Legal Perspective Sadf

K Morrison



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Implementing Human Rights in the Third World Abdulrahim P. Vijapur, 2008 Contributed articles chiefly with reference to India originally presented at a seminar Mar 21 22 2007 organized by the Academy of Third World Studies Jamia Millia Islamia New Delhi

Modern Perspectives on Islamic Law E. Ann Black, Hossein Esmaeili, Nadirsyah Hosen, 2013-01-01 This book presents an invaluable contribution to the debate on the compatibility of Islam and modernity It is full of arguments and examples showing how Islam can be understood in line with modern life human rights democracy the rule of law civil society and pluralism The three authors come from different countries represent different gender perspectives and have a Shia a Sunni and a non Muslim background respectively which makes the book a unique source of information and inspiration Irmgard Marboe University of Vienna Austria This well informed book explains reflects on and analyses Islamic law not only in the classical legal tradition of Sharia but also its modern contemporary context The book explores the role of Islamic law in secular Western nations and reflects on the legal system of Islam in its classical context as applied in its traditional homeland of the Middle East and also in South East Asia Written by three leading scholars from three different backgrounds a Muslim in the Sunni tradition a Muslim in the Shia tradition and a non Muslim woman the book is not only unique but also enriched by differing insights into Islamic law Sir William Blair provides the foreword to a book which acknowledges that Islam continues to play a vital role not just in the Middle East but across the wider world the discussion on which the authors embark is a crucial one The book starts with an analysis of the nature of Islamic law its concepts meaning and sources as well as its development in different stages of Islamic history This is followed by accounts of how Islamic law is being practised today Key modern institutions are discussed such as the parliament judiciary dar al ifta political parties and other important organizations It continues by analysing some key concepts in our modern times nation state citizenship ummah dhimmah recognition of the status of certain non Muslims in Islamic states and the rule of law The book investigates how in recent times more and more fatwas are issued collectively rather than emanating from an individual scholar The authors then evaluate how Islamic law deals with family matters economics crime property and alternative dispute resolution Lastly the book revisits certain contemporary issues of debate in Islamic law such as the burqa halal food riba interest and apostasy

Modern Perspectives on Islamic Law will become a standard scholarly text on Islamic law Its wide ranging coverage will appeal to researchers and students of Islamic law or Islamic studies in general Legal practitioners will also be interested in the comparative aspects of Islamic law presented in this book

Socialist India , 1974

No More Violence: All You Need To Do Is Speak Up Dr. Sanya Khan, 2022-11-04 Domestic violence against women is a prevalent issue However determining its full extent is difficult It could be far higher than stated because many cases of domestic violence against women are not reported During the COVID 19 lockdown our country saw a significant surge in incidences of domestic violence A woman frequently believes that the abuse she experiences is her fault and that she has made a mistake

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India Perspectives ,2002 *The Routledge Companion to Journalism Ethics* Lada Trifonova Price,Karen Sanders,Wendy N. Wyatt,2021-08-24 This volume provides a comprehensive discussion of enduring and emerging challenges to ethical journalism worldwide The collection highlights journalism practice that makes a positive contribution to people s lives investigates the link between institutional power and ethical practices in journalism and explores the relationship between ethical standards and journalistic practice Chapters in the volume represent three key commitments 1 ensuring practice informed by theory 2 providing professional guidance to journalists and 3 offering an expanded worldview that examines journalism ethics beyond traditional boundaries and borders With input from over 60 expert contributors it offers a global perspective on journalism ethics and embraces ideas from well known and emerging journalism scholars and practitioners from around the world The Routledge Companion to Journalism Ethics serves as a one stop shop for journalism ethics scholars and students as well as industry practitioners and experts Chapter 45 of this book is freely available as a downloadable Open Access PDF at <http://www.taylorfrancis.com> under a Creative Commons Attribution Non Commercial No Derivatives CC BY NC ND 4 0 license

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Kashmir Vengalil Krishnan Krishna Menon,1957 **All India Reporter** ,1958 *Kashmir Crusade* Ashraf Nadeem,1994 **The Bombay Law Reporter** ,1990 **Muslim Religious Trends in Kashmir in Modern Times** Mushtaq Ahmad Wani,1997 **The Criminal Law Journal** ,1990 *Human Rights in Asia and the Pacific* James T. Lawrence,2004 The existence of human rights helps secure the peace deter aggression promote the rule of law combat crime and corruption and prevent humanitarian crises These human rights include freedom from torture freedom of expression press freedom women s rights children s rights and the protection of minorities This book surveys the countries of Asia and the Pacific and is augmented by a current bibliography and useful indexes by subject title and author CONTENTS Preface Part I Australia Brunei Burma Cambodia China Taiwan only China includes Tibet Hong Kong and Macau East Timor Fiji

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