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Courting Social Justice Judicial Enforcement

The formal court system is playing an increasingly important role in enforcing human rights claims in many countries, frequently with life-saving impacts, as part of the overarching institutional architecture and social mobilization for human rights accountability.

Courting Social Justice: Judicial Enforcement of Social ...

Courting Social Justice: Judicial Enforcement of Social and Economic Rights in the Developing World 1st Edition, Kindle Edition by Varun Gauri (Editor), Daniel M. Brinks (Editor) Format: Kindle Edition

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to popular demands, activist Indian judges carved out enforceable social and economic rights from the right to life that was judicially enforceable. In this way, theyhaverecognizedtherighttohealthcare,nutrition,clothing,andshelter.¹ The Supreme Court held that a lack of financial resources does not excuse a failure to provide adequate medical services.

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It is, then, by devising new techniques, more legitimacy can be granted to the “social justice bench” for the proper implementation of court’s directive in order to ameliorate the plight of the deprived class and set great fortune for this young nation by constituting a Judicial Review Commission for supervising the performance of the Court’s directives enforcing fundamental rights of the people by using the facilities of lower judiciary at the district level, and then, the judges ...

Judicial Enforcement Of Socio-Economic Rights vis-a-vis ...

{{Citation | title=Courting social justice : judicial enforcement of social and economic rights in the developing world / edited by Varun Gauri, Daniel M. Brinks | author1=Gauri, Varun, 1966- | author2=Brinks, Daniel M., 1961- | year=2008 | publisher=Cambridge University Press | isbn=9780521873765 | language=English }}

Courting social justice : judicial enforcement of social ...

Courting Social Justice, edited by Varun Gauri and Daniel Brinks, is a great contribution to the growing scholarship on the comparative adjudication of socio-economic rights. It offers an empirical analysis of the role of courts in implementing health and education rights in five countries: South Africa (chapter 2, by Jonathan Berger), Brazil (chapter 3, by Florian Hoffmann and Fernando Bentes), India (chapter 4, by Shylashri Shankar and Pratap Mehta), Nigeria (chapter 5, by Chidi Odinkalu ...

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1. “Transforming Legal Theory in the Light of Practice: The Judicial Application of Social and Economic Rights to Private Orderings,” in Courting Social Justice: Judicial Enforcement of Social and Economic Rights in the Developing World. (Varun Gauri and Daniel M. Brinks, ed., Cambridge University Press, 2008).

Judicial Enforcement of Social and Economic Rights in the ...

Shankar, S. and Mehta, P. B. (2010), ‘ Courts and Socio-economic Rights in India ’, in Gauri, Varun and Brinks, Dan (eds.), Courting Social Justice: Judicial Enforcement of Social and Economic Rights in the Developing World (Cambridge: Cambridge University Press), 146 - 182.

India: Compliance with Orders on the Right to Food ...

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community safety or offender assessments; provide forensic evaluations, custody and guardianship recommendations, mediation or parent coordination, or expert testimony in civil or criminal matters; or work in the areas of corrections, law enforcement, or probation/parole.

Social Work and the Courts

While not dismissing a constructive role for courts in the enforcement of economic, social and cultural rights, it is crucial to investigate carefully who benefits from court enforcement and under what circumstances judicial enforcement is likely to advance the broader realisation of the rights and benefit those whose rights are most at risk.

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