

Journal of the Indian Law Institute

VOLUME 67

JANUARY-MARCH 2025

NUMBER 1

CONTENTS

ARTICLES

- The Surrogacy (Regulation) Act, 2021: A Critical Analysis . . . *Farooq Ahmad Mir* 1
- Algorithmic Bias in Forensic AI and the Legal Standards for Admissibility in India . . . *Tanay Pramod Kamlakar & Prerana Sanjay* 18
- Shattering the Judicial Glass Ceiling: *Om Prakash v. Union of India* Revisited . . . *GK Goswami & Aditi Goswami* 49

NOTES AND COMMENTS

- Erosion of the Legal Principles Established in *Uma Devi*: Analysing the Supreme Court's Decision in *Jaggo v. Union of India* . . . *S.C. Srivastava* 57
- Anti-Cheating Laws in India: A Study of Legal Frameworks and Policy Effectiveness . . . *Meena Kumari & Munmun Kaur* 74
- An Unknotted Transformative Journey of Clinical Legal Education in India . . . *Sbruti V. Kamat Dalal* 94

BOOK REVIEW

- Code of Civil Procedure (2023) . . . *Jai S. Singh & Akansha Singh* 113
- Right to Privacy of Women: The Legal Landscape (2022) . . . *Salman Qasmi* 121

BOOKS RECEIVED FOR REVIEW

128

Information regarding non-receipt of the Journal and other matters should be addressed to the Registrar, The Indian Law Institute, Bhagwan Dass Road, New Delhi-110001. Phone: +91-11-23387526. Fax: + 91-11-23782140. E-mail:ili@ili.ac.in. Website:www.ilidelhi.org and www.ili.ac.in.

Cite this volume as 67 JILI (2025)

The *Journal of the Indian Law Institute* is a quarterly publication. Papers for publication in the *Journal* are invited in the form of articles, notes and case comments. The paper must contain an abstract in not more than 150 words. The mode of citation and footnoting should be according to Indian Law Institute Rules. Paper already published elsewhere will not be considered for publication in the *Journal*. Paper should be typed in double space on one side of the A-4 size paper and the same may be sent on e-mail jili@ili.ac.in. as an attachment.

The Indian Law Institute shall be the sole copyright owner of all the published materials. Apart from fair dealing for the purposes of research, private study or criticism, no part of this *Journal* be copied, adapted, abridged, translated or stored in any retrieval system, computer system, photographic or other system or reproduced in any form by any means whether electronic, mechanical, digital, optical, photographic or otherwise without prior written permission from the Institute.

The editors, publishers and printers do not own any responsibility for the views expressed by the contributors and for the errors, if any, in the information contained in the *Journal* and author shall be solely responsible for the same.

Journal of the Indian Law Institute

VOLUME 67

APRIL-JUNE 2025

NUMBER 2

CONTENTS

ARTICLES

- Geographical Indication: A Confusion in the Third World Countries and Hazards in IPR . . . *N.L.Mitra & Sudipta De* 129
Sarkar Pinaki Ghosh
- Maintenance rights of women in void marriages under Hindu law: A socio-legal critique . . . *Vijender Kumar & Vidhi Singh* 161
- Changing Landscape of Abortion Laws: A Comparative Analysis of Reproductive Justice in United States and India . . . *Preeti Sexena, Adesh Kumar & Dhairya Jaiswal* 191

NOTES AND COMMENTS

- Situations in which Communication of Acceptance is not Required for Formation of Contract . . . *Raman Mittal, Rishabh Mishra & Sachin Kumar Singh* 210
- Suicide and Criminal Law: Between Morality, Law, and Mental Health . . . *Vageshwari Deswal & Hritwik Ravi* 233
- AI Algorithms in Sentence Determination: Justice, Transparency and Accountability . . . *Humayun Rasheed Khan & Masood Ahmad* 252

BOOK REVIEW

- Conserving Water Bodies through Law: Insights from Varanasi (2025) . . . *B.C Nirmal* 271
- Domestic Enquiry and Punishment (2025) . . . *Priyatam Bhardwaj* 277

BOOKS RECEIVED FOR REVIEW

283

Information regarding non-receipt of the Journal and other matters should be addressed to the Registrar, The Indian Law Institute, Bhagwan Dass Road, New Delhi-110001. Phone: +91-11-23387526. Fax: + 91-11-23782140. E-mail: ili@ili.ac.in. Website: www.ilidelhi.org and www.ili.ac.in.

Cite this volume as 67 JILI (2025)

The *Journal of the Indian Law Institute* is a quarterly publication. Papers for publication in the *Journal* are invited in the form of articles, notes and case comments. The paper must contain an abstract in not more than 150 words. The mode of citation and footnoting should be according to Indian Law Institute Rules. Paper already published elsewhere will not be considered for publication in the *Journal*. Paper should be typed in double space on one side of the A-4 size paper and the same may be sent on e-mail jili@ili.ac.in as an attachment.

The Indian Law Institute shall be the sole copyright owner of all the published materials. Apart from fair dealing for the purposes of research, private study or criticism, no part of this *Journal* be copied, adapted, abridged, translated or stored in any retrieval system, computer system, photographic or other system or reproduced in any form by any means whether electronic, mechanical, digital, optical, photographic or otherwise without prior written permission from the Institute.

The editors, publishers and printers do not own any responsibility for the views expressed by the contributors and for the errors, if any, in the information contained in the *Journal* and author shall be solely responsible for the same.

Journal of the Indian Law Institute

VOLUME 67

JULY-SEPTEMBER 2025

NUMBER 3

CONTENTS

ARTICLES

- Legal aid and access to Justice: Comparative and Indian Perspective . . . *Justice Rajesh Bindal* 285
- Elections in Algorithmically Altered Spaces- The Challenge to Democracy . . . *Neelu Mehra & Monika Yadav* 301
- International Humanitarian Law and Naval Warfare: Intersectionality of Gender, Environment, and Technology . . . *Arya A. Kumar & Naveen Kumar* 324

NOTES AND COMMENTS

- Organ Donation and Transplantation in India: Searching Scope for Lawful Financial Strategies . . . *Subhash Chandra Singh* 345
- Fair Use Controversy' Revisited: Can Copyright Exist in Works Relating to Mathematics and Science? . . . *Jupi Gogoi* 365
- Preuptial Agreements in the Indian Context: A Comparative Analysis . . . *Aparna Babu George* 380

BOOK REVIEW

- Right to Health in India: Law, Policy and Practice (2022) . . . *Furqan Ahmed* 400
- Climate Change and Climate Justice (2023) . . . *Taniya Malik* 404

BOOKS RECEIVED FOR REVIEW

411

Information regarding non-receipt of the Journal and other matters should be addressed to the Registrar, The Indian Law Institute, Bhagwan Dass Road, New Delhi-110001. Phone: +91-11-23387526. Fax: + 91-11-23782140. E-mail:ili@ili.ac.in. Website:www.ilidelhi.org and www.ili.ac.in.

Cite this volume as 67 JILI (2025)

The *Journal of the Indian Law Institute* is a quarterly publication. Papers for publication in the *Journal* are invited in the form of articles, notes and case comments. The paper must contain an abstract in not more than 150 words. The mode of citation and footnoting should be according to Indian Law Institute Rules. Paper already published elsewhere will not be considered for publication in the *Journal*. Paper should be typed in double space on one side of the A-4 size paper and the same may be sent on e-mail jili@ili.ac.in as an attachment.

The Indian Law Institute shall be the sole copyright owner of all the published materials. Apart from fair dealing for the purposes of research, private study or criticism, no part of this *Journal* be copied, adapted, abridged, translated or stored in any retrieval system, computer system, photographic or other system or reproduced in any form by any means whether electronic, mechanical, digital, optical, photographic or otherwise without prior written permission from the Institute.

The editors, publishers and printers do not own any responsibility for the views expressed by the contributors and for the errors, if any, in the information contained in the *Journal* and author shall be solely responsible for the same.