

COURTING FAILURE



Women and the Law in Twentieth-Century Literature

Heidi Slettedahl Macpherson

Courting Failure Law Politics And Society

Brian Z. Tamanaha



Courting Failure Law Politics And Society:

Courting the People Anuj Bhuwania, 2017-01-16 Based on empirical research this book shows how public interest litigation PIL grants the appellate courts enormous flexibility in procedure allowing them to manoeuvre themselves into positions of overweening authority While PIL cases are usually politically analysed solely in terms of their effects whether beneficial or disastrous this book locates the political challenges that PIL poses in its very process arguing that its fundamentally protean nature stems from its mimicry of ideas of popular justice It examines PIL as part of a larger trend towards legal informalism in post Emergency India Casting a critical eye over these institutional reforms that aimed to adapt the colonial legal inheritance to Indian realities this book looks at the challenges posed by self consciously culturalist juridical innovations like PIL to ideas of fairness in adjudication as well as democratic politics **Framing Equal**

Opportunity Michael Paris, 2010 This book reveals the important role lawyers law and courts play in struggles over educational resources especially when it comes to the translation of policy goals into legal claims *Beyond Race, Sex, and Sexual Orientation* Sonu Bedi, 2013-09-02 The conventional interpretation of equality under the law singles out certain groups or classes for constitutional protection women racial minorities and gays and lesbians The United States Supreme Court calls these groups suspect classes Laws that discriminate against them are generally unconstitutional While this is a familiar account of equal protection jurisprudence this book argues that this approach suffers from hitherto unnoticed normative and political problems The book elucidates a competing extant interpretation of equal protection jurisprudence that avoids these problems The interpretation is not concerned with suspect classes but rather with the kinds of reasons that are already inadmissible as a matter of constitutional law This alternative approach treats the equal protection clause like any other limit on governmental power thus allowing the Court to invalidate equality infringing laws and policies by focusing on their justification rather than the identity group they discriminate against **Irishness in a Changing Society** Princess Grace Irish Library, 1989-01-01 Contents R V Comerford Political Myths In Modern Ireland Hugh Leonard The Unimportance of Being Irish Louis Le Brocqy A Painter's Notes On His Irishness Patrick Rafroidi Defining The Irish Literary Tradition In English Maurice Harmon Definitions of Irishness In Modern Irish Literature Terence Brown Awakening From the Nightmare Irish History in Some Recent Literature Richard Kearney The Transitional Crisis of Modern Irish Culture Mary E Daly The Impact of Economic Development on National Identity Joseph Lee State and Nation in Independent Ireland David Harkness Nation State and National Identity in Ireland Some Preliminary Thoughts John A Murphy Religion and Irish Identity Dermot Keogh Catholicism and the Formation of the Modern Irish Society Maurice Goldring National Identity and Class Conscience Mark Mortimer The Anglo Irish Influence In The Shaping of Irish Identity Garret Fitzgerald Towards A New Concept of Irishness John Hume A New Ireland The Healing Process Andy O Mahony Moderator A Round Table On A Changing Concept Appendix 1 The Conference Programme and List of Participants Appendix 2 Irishness in Print A Selective Bibliography Notes

Notes on Contributors Index R **Damned If You Do** Margaret S. Hrezo, John M. Parrish, 2010-01-01 Problems of individual moral choice have always been closely bound up with the larger normative concerns of political theory There are several reasons for this continuing connection First the value conflicts involved in private moral choice often find themselves reproduced on the public stage for example states may find it difficult to do right by both justice and mercy in much the same way individuals do Second we frequently find conflicts among the values at stake in individual life and public life such that the moral choice we must make is between private and public goods Loosely speaking choices which express these conflicts are what philosophers call moral dilemmas choices in which no matter what one does one will be forfeiting some important moral good in which wrongdoing is to some degree inescapable in which one is perhaps literally damned if one does and damned if one doesn't The eight essays collected in this volume explore the philosophical problem of moral dilemmas as that problem finds expression in ancient drama classic and contemporary novels television film and popular fiction They consider four main types of dilemmas In the first section the authors examine dilemmas associated with political stability and regime change as expressed in the HBO television series *Deadwood* and in Stephen King's novels and short stories The second section confronts dilemmas associated with public leadership considering the ethical conflicts in Aeschylus's classical dramas *The Suppliants* Tolkien's *Lord of the Rings* and in the contemporary FOX television series *24* In the volume's third section the authors examine dilemmas of institutional evil specifically slavery as they emerge in Harriet Beecher Stowe's classic novel *Uncle Tom's Cabin* and in J K Rowling's *Harry Potter* novels Finally the collection considers dilemmas of community and choice in Toni Morrison's novel *Paradise* and in the contemporary film *A Simple Plan*

Criminal Justice in International Society Willem de Lint, Marinella Marmo, Nerida Chazal, 2014-01-03 This book adopts a critical criminological approach to analyze the production representation and role of crime in the emerging international order It analyzes the role of power and its influence on the dynamics of criminalization at an international level facilitating an examination of the geopolitics of international criminal justice Such an approach to crime is well developed in domestic criminology however this critical approach is yet to be used to explore the relationship between power crime and justice in an international setting This book brings together contrasting opinions on how courts prosecutors judges NGOs and other bodies act to reflexively produce the social reality of international justice In doing this it bridges the gaps between the fields of sociology criminology international relations political science and international law to explore the problems and prospects of international criminal justice and illustrate the role of crime and criminalization in a complex evolving and contested international society

Legal Pluralism Explained Brian Z. Tamanaha, 2021 Legal pluralism involves the coexistence of multiple forms of law This involves state law international law transnational law customary law religious law indigenous law and the law of distinct ethnic or cultural communities Legal pluralism is a subject of discussion today in legal anthropology legal sociology legal history postcolonial legal studies women's rights and human rights comparative law international law transnational law European Union law

jurisprudence and law and development scholarship A great deal of confusion and theoretical disagreement surrounds discussions of legal pluralism which this book aims to clarify and help resolve Drawing on historical and contemporary studies including the Medieval period the Ottoman Empire postcolonial societies Native peoples Jewish and Islamic law Western state legal systems transnational law as well as others it shows that the dominant image of the state with a unified legal system exercising a monopoly over law is and has always been false and misleading State legal systems are internally pluralistic in various ways and multiple manifestations of law coexist in every society This book explains the underlying reasons for and sources of legal pluralism identifies its various consequences uncovers its conceptual and normative implications and resolves current theoretical disputes in ways that are useful for social scientists theorists jurists and law and development scholars and practitioners

Annual Bibliography of English Language and Literature Modern

Humanities Research Association,2007 Includes both books and articles *1913, Satyagraha, Passive Resistance and its Legacy* ,2025-10-27 This book marks the centenary of the 1913 Satyagraha Passive Resistance movement in South Africa with the various contributors critically examining the significance and relevance of satyagraha from different vantage points Satyagraha first coined developed and practised in South Africa continues to challenge and inspire individuals and peoples far and wide With unrelenting conflicts across the world leading to deaths violence and displacements of families and communities the need for social and political transformation and the moral quest for the harmony of all humanity is as pressing today as it ever was The volume is significant as it forces us to not only deepen our critical understanding of the past but also to know this past as the legacy from which we draw for the present and future The essays here show that there has been a continual attempt to understand and grapple with the term Satyagraha Some have been at pains to remind adherents of the essence of Satyagraha At the same time there were those who modified and adapted Satyagraha according to their own understandings and objectives or who used the idea as a strategy rather than as an ideal While some clung to the ideal of Satyagraha others did not violate its principles through a lack of understanding but felt that a purist interpretation was not feasible on the ground The shifting and fluid differences on a wide spectrum among many who worked with Gandhi or with his concept of Satyagraha are reflected in the essays in this collection *Society and Politics in Wilhelmine Germany (Routledge Revivals)* Richard J. Evans,2015-06-03 In the search for the causes of the First World War and the origins of Hitler s Third Reich the attention of historians has turned increasingly towards the development of German society under Kaiser Wilhelm II These ten essays first published in 1978 introduced interpretations of Wilhelmine Germany to an English speaking audience and contributed towards the discussion of these interpretations that were taking place amongst German historians This book is ideal for student of history particularly German history

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