

Dr Muhammad Ekramul HAQUE

*(PhD in Constitutional Law
Monash University, Melbourne)*

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Dr Muhammad Ekramul HAQUE is a Professor of Constitutional Law in the Department of Law at the University of Dhaka. He did his PhD *in Constitutional Law* at Monash University in Melbourne, Australia. He has been teaching constitutional law of Bangladesh and comparative constitutional law courses for last 20 years in Bangladesh. He completed his LLB (Hons) and LLM at Dhaka University, in both of which he got First Class and was awarded a Gold Medal. He is the Coordinator of the Clinical Legal Education Programme and an executive member of the Centre for Advanced Legal Studies at the Department. He is a member of the Castan Centre for Human Rights, Australia. He also acts as a resource person for the training of Judges and Government Officials in Bangladesh. He has received *Monash Law Deans Award* (Australia), *Monash International Postgraduate Research Scholarship* (Australia), *Monash Graduate Scholarship* (Australia) and *Scholarship by the Finnish Ministry for Foreign Affairs* (Finland). He has presented papers at conferences held in different countries including Australia, Finland and the USA. The focus of his work is constitutional law, comparative constitutional law and international human rights law. His current work includes: Author of a chapter from ‘International Encyclopaedia of Laws, Constitutional Law’ (publisher: Kluwer Law International, The Netherlands, Forthcoming, December 2019); state editor of the volume on Bangladesh in *Encyclopedia of Public International Law in Asia [EPILA]*, BRILL NIJHOFF, 2020 (Forthcoming).

Brief CV



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Academic Qualifications

- ❑ PhD in International Law and Constitutional Law, Faculty of Law, Monash University, Melbourne, Australia (2012).
- ❑ LLM (1997) 1st Class 2nd, Department of Law, University of Dhaka.
- ❑ LLB (Hons) (1996) 1st Class 1st, Department of Law, University of Dhaka.

Scholarships and awards

- ❑ Monash Law Dean's Award (2008-2010), Monash University, Australia.
- ❑ Monash International Postgraduate Research Scholarship (2007-2010), Australia.
- ❑ Monash Graduate Scholarship (2007-2010), Australia.
- ❑ Scholarship by the Finnish Ministry for Foreign Affairs to participate in an international course on human rights in **Finland** (November, 2008).
- ❑ Justice Muhammad Hussain Memorial Gold Medal (Awarded by the Chancellor at the 40th Convocation of the University of Dhaka).
- ❑ University Grants Commission Merit Scholarship, 1996 [For securing 1st position in 1st Class in LL.B. (Hons.) Exam]

Phd Thesis:

Protection of Economic, Social and Cultural Rights: A Critical Analysis of the Fundamental Principles of State Policy in the Constitution of Bangladesh. (2012)

EMPLOYMENT HISTORY

1. Professor, Department of Law, University of Dhaka.
2. Associate Professor, Department of Law, University of Dhaka.
3. Assistant Professor, Department of Law, University of Dhaka.
4. Lecturer, Department of Law, University of Dhaka.
5. Part-time Teacher, Department of Women and Gender Studies, University of Dhaka.
6. Visiting Faculty: Extensive experience of teaching in different universities at different times.

Current teaching load:

- Constitutional Law: LLB (Hons) 2nd Year
- Comparative Constitutional law: LLM
- Comparative Constitutional law MPhil

Current PhD Supervision:

- Constitutional Right to privacy and data Protection in Bangladesh: A Critical Study. *PhD Candidate: Md.Riaduzzaman, Assistant Professor, Department of Law, Daffodils International University.*
- The Doctrine of Basic Structure in the Constitutional Laws of Bangladesh and India: A Comparative Study. *PhD Candidate: S.Hassanul Banna, Lecturer, Department of Law, Dhaka International University.*
- Law of Contract in Bangladesh and the UK: A Comparative Study. *PhD Candidate: Dalia Pervin, Associate Professor, Department of Law, University of Dhaka.*

Current and recent work:

- Author of a chapter from '*International Encyclopaedia of Laws, Constitutional Law*' (publisher: Kluwer Law International, The Netherlands, *Forthcoming, December 2019*).
- State editor of the volume on Bangladesh in *Encyclopedia of Public International Law in Asia [EPILA]*, BRILL NIJHOFF, 2020 (Forthcoming).
- Current International Legal issues: Bangladesh, Asian Yearbook of International Law (Forthcoming, BRILL, January 2020)
- Role of the Supreme Court of Bangladesh in Protecting Human Rights: From 1972 to 2019 (Forthcoming, December 2019)

Trainer

- Resource Person (Constitutional Law), Judicial Administration and Training Institute.
- Resource Person (Constitutional Law), Training of the Government servants in Bangladesh.
- Resource Person (Law), Certificate Course on Research Bioethics, Bangladesh Medical Research Council.

Research and Publications

- **Articles in Peer-reviewed Journals:**

- i. 'Economic, Social and Cultural Rights versus Civil and Political Rights: Closing the Gap between the Two and the Present International Human Rights Regime', *Dhaka University Studies Part-F, Journal of the Faculty of Law, University of Dhaka, 2018.*
- ii. 'Constitutional framework of Protection of Human Rights in Bangladesh', *Dhaka University Studies Part-F, Journal of the Faculty of Law, University of Dhaka.*
- iii. 'Formation of the Constitution and the legal system in Bangladesh: From 1971 to 1972: A critical legal analysis', *Dhaka University Studies Part-F, Journal of the Faculty of Law, University of Dhaka.*
- iv. 'Concept of the Basic Structure of the Constitution: An Analysis in the context of the Constitutional law of Bangladesh', *Dhaka University Studies Part-F, Journal of the Faculty of Law, University of Dhaka.*
- v. Justiciability of Economic, Social and Cultural (ESC) Rights in South Africa, *Dhaka University Studies Part-F, Journal of the Faculty of Law, University of Dhaka.*
- vi. 'Legal and Constitutional Status of the Fundamental Principles of State Policy as Embodied in the Constitution of Bangladesh', *Dhaka University Studies Part-F, Journal of the Faculty of Law, University of Dhaka.*
- vii. Does Part II of the Constitution of Bangladesh contain only economic and social rights?, *Dhaka University Studies Part-F, Journal of the Faculty of Law, University of Dhaka.*
- viii. The Role of the Committee on Economic, Social and Cultural Rights in developing normative contents of the economic and social rights contained in the ICESCR, *Dhaka University Studies Part-F, Journal of the Faculty of Law, University of Dhaka.*
- ix. In search of origin of recognition of economic and social rights as constitutional principles: from Ireland to Bangladesh, *Dhaka University Studies Part-F, Journal of the Faculty of Law, University of Dhaka.*
- x. 'The Preamble of the Constitution of the People's Republic of Bangladesh: An Analysis From Legal Perspective.' *Dhaka University Studies Part-F: Journal of the Faculty of Law, University of Dhaka.*
- xi. 'Protecting Fundamental Rights through restricted legislative competence: Application of the doctrine of eclipse and severability', *Dhaka University Studies Part-F, Journal of the Faculty of Law, University of Dhaka.*
- xii. 'The requirement of notification under section 7 of the Muslim Family Laws Ordinance 1961 and its impact on the validity of talaq: a quest for the present law in Bangladesh', *Journal of the Faculty of Law, Rajshahi University.*
- xiii. 'The inheritance of orphaned grandchildren under Islamic law of succession: An analysis of section 4 of the Muslim Family Laws Ordinance, 1961', *Journal of the Faculty of Law, Rajshahi University.*
- xiv. 'An analysis of the laws regarding payment of dower in the marriages under Muslim personal law', *Chittagong University Journal of Law.*
- xv. 'Husband's unilateral and excessive power of divorce under Islamic family law and its reforms in the modern world.' *Chittagong University Journal of Law.*
- xvi. The Bangladesh Constitutional Framework and Human Rights, *Dhaka University Studies Part-F, Journal of the Faculty of Law, University of Dhaka.*
- xvii. An overview of modern statutes on polygamy under Muslim law, *Dhaka University Studies Part-F, Journal of the Faculty of Law, University of Dhaka.*
- xviii. Preferential Gift is Illegal: New Interpretation, *Dhaka University Studies Part-F, Journal of the Faculty of Law, University of Dhaka.*
- xix. Utility of Marriage Stipulations to remove gender inequalities and to protect the rights of women, *Dhaka University Studies Part-F, Journal of the Faculty of Law, University of Dhaka.*

xx. 'Multifaceted Dimensions of Human Rights', *Dhaka University Studies Part-F, Journal of the Faculty of Law, University of Dhaka*.

- **Books**

- i. Law of Contract, Law Lyceum, Dhaka, 2004.
- ii. Islamic Law of Inheritance, London College of Legal Studies, Dhaka, 2009.
- iii. Muslim Family Law, London College of Legal Studies, Dhaka, 2015.

LLM RESEARCH MONOGRAPH (1997)

"Role of the Specialized Agencies of the United Nations for the Promotion and Protection of Fundamental Human Rights".

Conference Presentations

International Conference at Harvard, **USA**: "Justiciability of economic, social and cultural rights: Myth or reality?".

Seminar held in the Institute of Human Rights, Abo Akademi University, **Finland**: "A critical analysis of the constitutional protection of economic and social rights."

Post graduate Law Students Conference, 2008, Sydney University, **Australia**: "Constitutional protection of economic and social rights in Bangladesh."

Public Law Conference in **University of New South Wales, Australia**: "Justiciability of the constitutional principles on economic and social rights in India."

7th Biennial Conference of the Asian Society of International Law, 2019: "Use of International Law in Interpreting Constitutional Rights in Bangladesh: The Judicial Trend Toward Creeping Monism."

Public Lecture

Use of International Law in Interpreting Constitutional Rights in Bangladesh (2017)

Judicial Activism and Judicial Self Restraint in Bangladesh and India (2017)

TRAINING AND COURSES PARTICIPATED

- Intensive Course on Justiciability of Economic, Social and Cultural Rights: Theory and Practice, organized by the Institute of Human Rights, Abo Akademi University, Finland.
- Course on *Maritime Law and Marine Insurance* conducted by Bangladesh Insurance Academy in co-operation with British Executive Service Overseas (BESO), London, U.K.
- Training Program on Environmental Law organized by Bangladesh Environmental Lawyers Association, a member of the International Union of Conservation of Nature (IUCN).
- Training program on *Human Rights in International Law* organized by the Ethical Association of Bangladesh.

- Teachers Training Program on International Humanitarian Law organized by the Faculty of Law, University of Dhaka in collaboration with The International Committee of the Red Cross.
- *Advanced Research Workshop* for the University teachers organized by the Department of Law, University of Dhaka.
- Bar Vocational Course, a six weeks' long intensive training program to develop practical legal skills organized by Bangladesh Bar Council.

OTHERS

- Coordinator, Clinical Legal Education Programme, Department of Law, University of Dhaka.
- Additional Director, IQAC, Department of Law, University of Dhaka.
- Member, Academic Council, University of Dhaka.
- Member, Board of Advanced Studies, University of Dhaka.
- Member, Faculty Board, Faculty of Law, University of Dhaka.
- Member, Centre for Advanced Legal Studies, Faculty of Law, University of Dhaka.
- Member, M.Phil. Curriculum Development Committee, Department of Law, University of Dhaka.
- Member, LLM Curriculum Development Committee, Department of Law, University of Dhaka.
- Member, LLB (Honours) Curriculum Development Committee, Department of Law, University of Dhaka.
- Chairman, LLB (Honours) 2nd Year Examination Committee, Department of Law, University of Dhaka.
- External Member, Examination Committee of the Department of Law, Comilla University.
- Expert Member, Curriculum Development Committee in different private universities in Bangladesh.
- Member, Curriculum Development Committee, Department of Women and Gender Studies, University of Dhaka.
- Drafted syllabus for LLM and LLB (Hons.) programs for different private universities in Bangladesh.
- Member, Faculty Board, Faculty of Law, Monash University, Australia.
- Chair, HDR Students Group, Faculty of Law, Monash University, Australia.
- Member, Castan Centre for Human Rights, Australia.
- Member, Editorial Board, Journal of the Faculty of Law, University of Dhaka.
- Student Advisor, Department of Law, University of Dhaka.
- Editing the website on the laws relating to women rights in Bangladesh (D net).
- Guest Lecturer, ICMAB.
- General Secretary, Law Debating Society (1994-96).
- Coordinator, Court Model Debate, 1st National Debate Festival in Bangladesh. (1995).
- Students' Representative, Moot Court Society, Department of Law, University of Dhaka (1992-96).

Expertise:

- Constitutional Law
- Comparative Constitutional Law
- International Human Rights Law
- Public International Law
- Gender and Law

REFERENCE

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