EDITORIAL NOTE

This year marks another significant leap for our Volume in the field of law. With over 70 remarkable research work submissions this year, we are truly overwhelmed. The selected papers reflect an impressive analytical depth addressing a wide range of contemporary issues with unrivalled judgement that goes beyond the traditional legal confinement. We commend the authors for their hard work and sheer dedication to academia and their high-quality work. As a result, we are pleased to present the VIPS Student Law Review Volume 7.

Dr. Smita Sarmah & Dr. Kasturi Gakul in their paper *"Sextortion: Addressing the Impact and Law in India"* aim to examine the emerging cybercrime of sextortion, particularly discussing how it affects the rights of the victims while analyzing the laws in India addressing this complex issue. The paper emphasizes on the need for strategies in combating sextortion for safeguarding the human right to dignity.

Raghavendra S Kollurkar in his paper *"Cyber Operations Against Space Assets: A Legal Reassessment Under the Law of Armed Conflict and International Telecommunication Regulation"* examines the the legality of cyber-attacks targeting space assets, especially satellite constellations under the present framework. He advocates for a detailed reassessment of existing regulatory regimes and calls for the development of tailored legal standards to address the vulnerabilities of space assets to cyber threats.

Raajdwip Vardhan & Susmit Isfaq in their paper *"The Basic Structure Doctrine as a Thin Line of Distinction Between Constitutional Amendment & Constitutional Dismemberment: An Analysis"* aim to examine the necessity of placing limitations on the constitutional amending power. They emphasized on the importance of preserving core principles while exploring the role of judicial review in safeguarding constitutional integrity.

Saumya Tripathi in her paper *"Faith and Law at Crossroads: Unravelling the Complexities of Cult Crimes in India's Socio-Legal Framework"* examines the complex relationship between religious freedom, cult-related crimes, and religious extremism in India. She delves into fundamental right to profess, practice, and propagate religion, highlighting the fine balance between individual freedoms and state-imposed limitations in the interest of public order.

Meher Malik in her paper *"Navigating The Extent of Judicial Intervention in Pre-Arbitral Proceedings vis-a-vis Contemporary Judicial Trends in India"* examines the scope of

judicial intervention at the pre-arbitral stage under Indian arbitration law. She discusses the application of tests like "Eye of the Needle" and the "First Look" and "Second Look" doctrines to emphasize the shift between interventionist and restrained judicial approaches. She also deliberates on the proposed Arbitration and Conciliation (Amendment) Bill, 2024.

Jagyansh Kumar in his paper *"Bridging Arbitration and Mediation: Evaluating the Arb-Med-Arb Hybrid in India's Investor-State Disputes"* examines the Arb-Med-Arb model as a hybrid dispute resolution mechanism for investor-state conflicts, focusing on its dispute resolution mechanism for investor-state conflicts, focusing on its relevance and implementation in India. He analyses legal and procedural standards, compares bilateral treaties, and evaluates challenges like enforceability, confidentiality, and neutrality.

Shraddha Tiwari in her paper *"Navigating Conflicts between IBC and PMLA: Prioritizing Insolvency Resolution over Asset Attachment"* aims to examine the conflict between the Insolvency and Bankruptcy Code, 2016 and the Prevention of Money Laundering Act, 2002, focusing on ED's power to attach assets during CIRP. She highlights the nature, IBC proceedings, power to attach assets and uncertainty in the resolution process.

Rishi Khemnani & Hardik Jain in their paper *"Unearthing the Vices in Presumed Consent Law In Light of Recent Amendments To Transplantation of Human Organs and Tissues Act"* examines the recent amendment to India's organ donation law introducing presumed consent, aiming to streamline the donation process. They criticise organ donation process on the grounds of inefficiency, mismatch in its demand supply rates and prolonged delays while ascertaining the consent of deceased.

Akarsh Raj in his paper *"Clickwrap Agreement: Validity, Enforceability And Challenges"* examines the legal validity and enforceability of clickwrap agreements in the digital era, focusing on user consent obtained through "I Agree" buttons. The author further examines judicial interpretation, challenges arising from such consent given after being fatigued, mismanagement of data and privacy and various kinds of breaches.

Palak Sharma in her paper *"Ethics v. Governance: A Critical Study of Misleading Advertisements and Consumer Rights in India"* aims to examine the intersection of corporate governance, business ethics, and consumer protection in addressing misleading advertisements in India. She critically analyses statutory frameworks, judicial precedents, and explores the inefficiency in framing and implementation of such laws. She deliberates on this through the lens of Carroll's CSR Pyramid and Stakeholder Theory.

Garima Bansal in her paper *"Post-Decisional Hearing In Administrative Law: Balancing Procedural Fairness And Administrative Efficiency"* examines the concept of post-decisional hearings in Indian administrative law. She delves in their theoretical aspect, judicial precedents, and practical effectiveness of post-decisional hearing. She further explores judicial reluctance to mandate independent adjudicators and assesses real-world failures in redress.

Shrey Bhatnagar & Mahi Singh in their paper *"Balancing Corporate Tax Incentives and Revenue Collection: A Framework for Promoting Sustainable Business Practices in India"* examines how corporate tax incentives can support sustainable development in India. The authors advocate for equitable distribution. Due to increased tax collections and cautions against over-relying on incentives, clear corporate tax disclosures to build investor confidence and formulation of green tax dispute tribunals.

Diya Dhall & Suhani Anand in their paper *"Electoral Disqualification Due To Criminal Antecedents: A Comparative Study"* examines the challenge of criminalisation in Indian politics, focusing on the Supreme Court's cautious stance in cases like Ashwini Kumar Upadhyay. The paper critiques conviction-based system of disqualification which is failing on several fronts. They suggest a more flexible system of disqualifications, where the punishment justifies the crime and unfairness is prevented.

Prabhav Tripathi & Gargi Bindal in their paper *"From Boardrooms to Ecosystems: A Study of Directors' Duty under Section 166(2) and Environmental Concerns With Reference To UK And Indian Laws"* aim to examine how environment remains as a neglected and silent stakeholder. The paper explores the conflict between shareholder theory and stakeholder theory through the environmental jurisprudence from UK and US. The authors examine the lack of legal intent and procedural enforcement of the same in India.

Divyam Desai & Shravin Relan in their paper *"The Enforcement Dilemma of Interim Measures in Foreign Seated Arbitration: Emergency Arbitrator's Award in India"* aim to examine the challenges faced by award-creditors in enforcing Emergency Arbitrator awards from foreign-seated arbitrations in India. They explain how parties often choose a seat distinct from their home countries to ensure neutrality but it leads to various issues like lack of clarity and limited remedies available in this complex issue.

Taarini Bhardwaj in her paper *"Legislative Comment on the WAKF (AMENDMENT) BILL, 2025: Quoting the Contemporary Analysis of the Bill"* examines the Wakf (Amendment) Bill, 2025, analysing its intricacies by discussing judicial precedents. She

delves into the need, historical aspect, new provisions enacted or provisions repealed and the impact of such legislature.

We warmly acknowledge the Student Core Team for their efforts, dedication and continued assistance to the Editorial Board for this edition of the Journal.

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