ISSN 2320-8562

## INDIAN JOURNAL OF SOCIO LEGAL STUDIES(IJSLS)

An international Bi-annual Refereed/Peer Reviewed Research Journal

VOLUME-XI

ISSUE-I



Chief Edites

Dr. Suresh Market Manual Assistant Professionaw)

Chhattisgarh Academy of Balletin Salton, Raipur

Chhattis

## INDIAN JOURNAL OF SOCIO LEGAL STUDIES (LISTS) An International Bi-annual Refereed/ Peer Reviewd Res

	UME XI ISSN 2320 $-8562$ ISSUE-I (2022) Date of Part $h_{a_{i_{1}h_{a_{1}}}}$
VOL	UME XI ISSUE-I (2022) Date of B
1.	Opportunities and Challenges in Implementing the Muluki Criminal Procedure Code
2	Constitutionality
3	Cultural Diversity in India – Socio-Legal Reflections  Ashutosh Mishra & Dr. Ajay E. Sorray  The Rights of the Third Genders under Indian Legal System: A Study
4	The Rights of the Third Genders under Indian Legal System; A Study
5	The Evolution of the Right to Privacy as a Fundamental Right in India and Emerging Issues: A
6	Criminology of crimes against elderly persons  Prof. (Dr). P. K. Shukla & Prasoon S  Custodial Voilence: An Overview  Ms. Nilesh Shakya
7.	Custodial Voilence: An Overview Ms. Nilesh Shakya
8.	Banking Law: Issues and Challenges -Merge of Banks in India and its effect.  Dr Anup Kr Ray
9.	Legal Aspects of Narco Analysis Test in India  Dr. Kalpesh Nikawat
10.	Role of Indian Government in Protecting and Promoting Public Health  Amandeep Nadda & Dr. Anupam Maning
11	Dalit Literature and Higher Education Prof. Rajendra Prasad Pandey
12	Theoretical and empirical aspects of Parliament Dr. Aryendu Dwivedi
13	Unorganized Workers Social Security Act, 2008: Issues and Challenges
	Dr. Sheetal Prasad Meena & Ritu Meena
14	Principle and Monuments of Buddhism: Enlightenment into Morality and Ethic on character of law.  Prof. (Dr). Krushna Chandra Dalai.
15	An Indian view of forest canonies: A critical Appraisal
16	Mediation: An Effective Mode of Dispute Resolution  Prabhash Nath Jha & Dr. Kameshwar Prasad
17	Arvind Kumar Jha & Kmalesh Kumar  A Study on Homosexuality in the Light of Law And Morality
40	Sanskriti Shahi
18	Importance of Independent Directors in Strengthening Corporate Governance in India: Critical Study Sunil Pandey (11)
19	Political And Democratic Rights of Women Globally: A Situational Analysis With Special Reference To India  Dr. Rajshree Choudhary & Sneha Singh (115)
20	Rights of the Patients in India: A legal Study  Dr. Simmi Virk (125-1)

22 Maya Chablani vs Radha Mittal: Case Analysis Dr. Ratan Singh Solanki & Megha Middha (133-13 PIL And Development of Enviornmental Jurisprudence in India 23 Dr. Piyush Kumar Trivedi & Gyanendra Pratap Singh (137-14

Dr.Shilpa Seth

(130-1.

(143-14

Potential Impact of new social security code on the employees of organized sector in India 24 Purnima Bhardwaj 25

The Indian Company Law and Environmental Sustainability

21

Highway Projects And its Impact on Biodiversity: A Critical Analysis (146-156) Himanshi Babbar 26. Impediments of Equal Access to Justice in India: A critical analysis

(157-164) Dr. Bharti Yadav

Wol.- XI. ISSN 2320-8562. Impact Factor(IIJF): 2.139 Issue- I. 2022)

The Indian Company Law and Environmental Sustainability

Dr.Shilpa Seth\*

on environmental sustainability as an important factor of the Corporate Social Responsibility of The article highlights how business activities for development act as a cause for environmental sustainability of The article highlights how business entities shall help save the cause for environmental sustainability as an important factor of the Corporate Social Responsibility of development act as a cause for environmental sustainability as an important factor of the Corporate Social Responsibility of development act as a cause for environmental sustainability as an important factor of the Corporate Social Responsibility of development act as a cause for environmental sustainability as an important factor of the Corporate Social Responsibility of development act as a cause for environmental sustainability as an important factor of the Corporate Social Responsibility of development act as a cause for environmental sustainability as an important factor of the Corporate Social Responsibility of development act as a cause for environmental sustainability as an important factor of the Corporate Social Responsibility of development act as a cause for environmental sustainability as an important factor of the Corporate Social Responsibility of development act as a cause for environmental sustainability as an important factor of the Corporate Social Responsibility of development act as a cause for environmental sustainability as an important factor of the Corporate Social Responsibility of development act as a cause for environmental sustainability as an important factor of the Corporate Social Responsibility of development act as a cause for environmental sustainability as an important factor of the Corporate Social Responsibility of development act as a cause for environmental sustainability as an important factor of the Corporate Social Responsibility of development act as a cause for environmental sustainability as a cause for environmental sustainability as a cause for environmental sustainability as a cause for env

th participani qian Conneil on environmental sustainability as an important factor of the Corporate Social Responsibility of focuses on environmental factor of the Corporate Social Responsibility of development act as a cause for environmental factor of the Corporate Social Responsibility of development act as a cause for environmental factor of the Corporate Social Responsibility of development act as a cause for environmental factor of the Corporate Social Responsibility of development act as a cause for environmental factor of the Corporate Social Responsibility of development act as a cause for environmental factor of the Corporate Social Responsibility of development act as a cause for environmental factor of the Corporate Social Responsibility of development act as a cause for environmental factor of the Corporate Social Responsibility of development act as a cause for environmental factor of the Corporate Social Responsibility of development act as a cause for environmental factor of the Corporate Social Responsibility of development act as a cause for environmental factor of the Corporate Social Responsibility of development act as a cause for environmental factor of the Corporate Social Responsibility of development act as a cause for environmental factor of the Corporate Social Responsibility of development act as a cause for environmental factor of the Corporate Social Responsibility of development act as a cause for environmental factor of the Corporate Social Responsibility of development act as a cause for environmental factor of the Corporate Social Responsibility of development act as a cause for environmental factor of the Corporate Social Responsibility of the Corporate Social The article membrasis is laid on why Business entities shall help save the environment and reverse the article also throws light on such initiatives taken by many entities to the environment as a part of CSR. rticipants & This is enfluenced by their activities. The article also throws light on such initiatives taken by many entities to help a supplied to the environment as a part of CSR.

Residual to the environment as a part of CSR. afterse effects constronment as a part of CSR.

ned bermin Confirmation Companies Act, Responsibility, Corporate Law. Sustainability, Corporate Law.

Pplicable Started

dividuali.

b cannol

ferences.

dan

eement o MRODUCTION

NOTRODUCTION

NOTRODUCTION

A proper external habitat, appropriate material resources, and meaningful services are all necessary for a species' survival.

A proper external and environmental degradation have developed as key challenges. A proper extension and environmental degradation have developed as key challenges as a result of contemporary growth. I proper extension and environmental degradation have developed as key challenges as a result of contemporary growth. I proper extension and environmental impacts and environmental impac Resource depressions activities are accused of adverse environmental impacts under the garb of development. But what is the truth roday business activities are accused of adverse environmental impacts under the garb of development. But what is the truth roday business entities? of the moral obligations of business entities?

CORPORATE LAW IN INDIA

levan, Corporate Social Research Act covers Corporate Social Research schen, The Inc. School of the Act covers Corporate Social Responsibility (CSR) which therefore ensures a business's moral responsibility es. If othe society, environment and planet at large. Sustainability of Environment is thus one such goal that corresponds to the 13th Sustainable development Goal.4

Therefore CSR becomes the connecting bridge between production & profit and sustainability of society and environment. DO COMPANIES OF THE COUNTRY CARE ABOUT THE ENVIRONMENT?

According to data analyzed by the ministry of corporate affairs for CSR expenditure by all Indian enterprises in 2014-15, 14 percent (Rs.1,213Crore) of overall CSR spending in India was spent on environmental activities.<sup>5</sup> These findings demonstrate that businesses are becoming more aware of the risks and opportunities that climate change poses to their strategy and operations, and that larger sustainability concerns caused by climate change are becoming an integral component of talks with key stakeholders. 6 Verifiable corporate and partner accountability and reporting, on the other hand,

have proven to be important drivers of CSR becoming integrated into the mainstream of business strategy and operations.<sup>7</sup> The most attractive environment related CSR initiative involved the use of renewable energy in the form of solar street lamps, biomass cooking stoves, rooftop solar projects, rainwater harvesting, and watershed development and so on.

Associate Professor, University College of Law, Mohanlal Sukhadia University, Udaipur Ullmann, A. A. (1976). The corporate environmental accounting system: a management tool for fighting environmental

legradation. Accounting, Organizations and Society, 1(1), 71-79. The Indian Companies Act, 2013, Act no. 18 of Parliament.

Dhanesh, G. S. (2015). Why corporate social responsibility? An analysis of drivers of CSR in India. Management Communication Quarterly, 29(1), 114-129. Kolk, A. (2016). The social responsibility of international business: From ethics and the environment to CSR and

ustainable development. Journal of World Business, 51(1), 23-34. Vikrant Yadav. (2020, November 30). Sustainable development and corporate social responsibility in india: a critique.

Shanmugam, K. (2013). Environment CSR initiatives of manufacturing units in India An empirical study. African Journal Business Management, 7(16), 1560-1570. Pedersen, E. R., &Neergaard, P. (2008). From periphery to center: how CSR is integrated in mainstream performance

anagement frameworks. Measuring Business Excellence.

Companies have begun to shift away from traditional charity programs and to institutionalize CSR activities.

it to the front.8

MODELS FOR SUSTAINABLE DEVELOPMENT

With a rise in the notion of CSR and environmental sustainability, there shall be creation of proper models for earth. Cettain with a rise in the notion of CSR projects can be applied equally to the whole humanity and nature on earth. Cettain with a rise in the notion of CSR projects can be applied equally to the whole humanity and nature on earth. MODELS FOR SUSTAINABLE DEVELOPMENT MODELS FOR SUSTAINABLE DEVELO MODELS FOR SUSTAINABLE DEVELO Models for control of CSR and environmental sustained and nature on earth. Certain protection so that such CSR projects can be applied equally to the whole humanity and nature on earth. Certain protection so that such CSR projects can be applied equally to the whole humanity and nature on earth.

as follows:

Air Quality Models:

Air Quality Models:

Air being one of the elements supporting life force, is one of the most polluted element as well have cooling devices and the being one of the elements of startups creating electric vehicles that can be traced to the regular trace of the regular trace of the promotion of startups and the negative impacts that can be traced to the regular trace of the promotion of startups and the negative impacts that can be traced to the promotion of the promotion of startups and the negative impacts that can be traced to the promotion of the promotion of startups are the negative impacts that can be traced to the promotion of the promotion of startups are the negative impacts. Air Quality Models.

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elements supporting life 10100,

Air being one of the elemen 1. Air Quality Models: Air being one of the promotion of startups created back to the negative impacts that can be traced back to the promoted and well established so as to reduce the negative impacts that can be traced back to the

revolution.12

water Models:
Water sustains life, but it has been polluted to such an extent that numerous people have no access to decess to the world face water scarcity every year. The Compa. 2. Water Models: Water sustains life, but it has been polluted to access to decess focus on creating treatment channels or mitigating tools to reduce water pollution.

3. Soil Quality:

Soil Quality:
Sufficient CSR funds can help to protect the top soil and mitigate soil erosion, which can take up to hunder to protect the top soil and mitigate soil erosion, which can take up to hunder to protect the top soil and mitigate soil erosion, which can take up to hunder to protect the top soil and mitigate soil erosion, which can take up to hunder to protect the top soil and mitigate soil erosion, which can take up to hunder to protect the top soil and mitigate soil erosion, which can take up to hunder to protect the top soil and mitigate soil erosion, which can take up to hunder to protect the top soil and mitigate soil erosion, which can take up to hunder to protect the top soil and mitigate soil erosion. Sufficient CSR funds can help to protect and projects can help in building sufficient infrastructure to prove years to rejuvenate. 14 Proper initiatives and projects can help in building sufficient infrastructure to prove years to rejuvenate. 15 pollution and soil erosion, thereby also aiding food security. 15

## EXEMPLARY COMPANIES SHOWING THE PATH OF SUSTAINABILITY

EXEMPLARY COMPANIES SHOWING THE FATH OF STREET STREET COMPANIES SHOWING THE FATH OF STREET COMPANIES SHOWING THE STREET SHOWING Given the current state of environmental objection policies and actions, including those of governments, providing enough space for long-term environmental protection policies and actions, including moss of green Initial intergenerational considerations. <sup>16</sup> This is where the notion of environmental CSR, often known as CSR Green Initial intergenerational considerations. intergenerational considerations. The past almost implemented different interventions in the past almost intervention in the p reducing environmental degradation, such as process changes, usage of alternative technologies, optimal raw man

utilization, recycling, and sustainability. Certain examples are as follows: 1. The Axis Bank of India had committed Rs.30,000Crore towards reducing greenhouse gas emissions sustainable lending through renewable energy generation and reduction of the company's carbon footprint 17

societies: A field experiment. Sustainability science, 12(0), 33 (730).

17 India. (2021, September 22). Axis Bank commits Rs 30,000 cr till FY26 towards sustainable lending.

<sup>\*</sup>CSR And Sustainable Development: Do Indian Companies Care About The Environment? | Forbes India Blog. (20) Porties india.

9India CSR Network. (2019, March 21). A Sustainability Model for CSR in India.India CSR Network.

India CSK Network. (2019, Iviaidi 21), It Susanian and Managarat For the lectric vehicles in China. In 2010 Internation <sup>10</sup>Guo, P., & Liu, P. (2010, October). Research on development of electric venicles in China. III 2010 and Conference on Future Information Technology and Management Engineering (Vol. 1, pp. 94-96). IEEE.

<sup>11</sup>Devotta, S., Waghmare, A. V., Sawant, N. N., &Domkundwar, B. M. (2001). Alternatives to HCFC-22 for a conference of the confe conditioners. Applied Thermal Engineering, 21(6), 703-715.

India using source-oriented air quanty mouths. Environmental Fonution, 231, 426-436.

Hanasaki, N., Fujimori, S., Yamamoto, T., Yoshikawa, S., Masaki, Y., Hijioka, Y., ...&Kanae, S. (2013). A global was a second control of the second control <sup>13</sup>Hanasaki, N., Fujimori, S., Yamamoto, 1., 105111Aawa, S., 171430aki, 1., Hijioka, Y., ...&Kanae, S. (2013). A global viscarcity assessment under Shared Socio-economic Pathways-Part 2: Water availability and scarcity. Hydrology and Emily 17(7) 2393-2413. Bhattacharyya, R., Ghosh, B. N., Mishra, P. K., Ivialiuai, D., Rao, C. S., Sarkar, D., ... & Franzlue degradation in India: Challenges and potential solutions. Sustainability, 7(4), 3528-3570.

Brown, L. R. (1981). World population growth, soil erosion, and food security. Science, 995-1002.

degradation in final.

State of the state of the state of the degree of capitalism and the degree of capitalism and the degree of capitalism.

based in Pune which decided to combat climate change by 'Creating Oxygen Creating India Ltd. is a company had spent its CSR funds to convert non forest lands into forest covers and planted to the company had spent its CSR funds to convert non forest lands into forest covers and planted to the company had spent its CSR funds to convert non forest lands into forest covers and planted to the company had spent its CSR funds to convert non forest lands into forest covers and planted to the convert non forest lands into forest covers and planted to the convert non forest lands into forest covers and planted to the convert non forest lands into forest covers and planted to the convert non forest lands into forest covers and planted to the convert non forest lands into forest covers and planted to the convert non forest lands into forest covers and planted to the convert non forest lands into forest covers and planted to the convert non forest lands into forest covers and planted to the convert non forest lands into forest covers and planted to the convert non forest lands into forest covers and planted to the convert non forest lands into forest covers and planted to the convert non forest lands into forest covers and planted to the convert non forest lands in the convert non forest lands in the convert non forest lands in the covers of the cove The Company had spent its CSR funds to convert non forest lands into forest covers and planted more than a company had spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent around Rs.500 Lakh towards its organization and the company land spent arou planted more than an animal planted more than 2013-14.

Ltd.had spent around Rs.500 Lakh towards its green initiative and animal welfare programs and planted more than animal security drives in Karnataka and its cities. 100 mag 100 ma Laken towards its green initiative and sometimes and animal security drives in Karnataka and its cities.

The Karnataka and its cities.

The Karnataka and its cities.

The Karnataka and its cities. Rarnataka and its cities.

The form of afforest India Ltd., a company based in Kolkata (West Bengal) had run Animal Welfare programs and the company phyboards India Ltd., a company based in Kolkata (West Bengal) had run Animal Welfare programs and the company spent Rs. 300 I al. 1 and 1 (West Bengal) had run Animal Welfare programs plybound protect helpless and handicapped cows. The company spent Rs.300 Lakh of its CSR funds protect helpless and handicapped cows. The company spent Rs.300 Lakh of its CSR funds protect helpless and handicapped cows. Blands Heavy Electricals Ltd. had carried out certain mass tree plantation drives, and green belt development in Orissa to ensure environmental sustainability. The Company carried plantation drives, and green belt development on the plantation drives, and green belt development on the plantation drives, and green belt development to the plantation drives are plantation drives. produce biodegradable cutlery for spreading the message of environmental conservation.

produce biodegradable cutlery for spreading the message of environmental conservation.

produce biodegradable cutlery for spreading the message of environmental conservation. produce bioaus.

Produce bioaus.

India Ltd. is another such company based in Mumbai which took the oath to stay committed towards gallis in the environment and thus planted thousands of trees in seven different towards. Rallis India took the oath to stay committed towards of trees in seven different regions of Maharashtra to create conserving the environment and thus planted thousands of trees in seven different regions of Maharashtra to create the three t conserving to the society.

green belts, thereby spending its CSR funds and contributing to the society.

Green companies are numerous. The simple and contributing to the society. green points of such companies are numerous. The simple conjecture to be made here is that environmental sustainability of such corrying out business. Despite the rise of individual thought local processing the solution of the sustainability of carrying out business. Despite the rise of individual thought leaders, the majority of Indian firms of the place little emphasis on sustainability in their CSR efforts. 19 une rise of indiversity of place little emphasis on sustainability in their CSR efforts. 19 pactusion in environmental CSR initiatives reveal a divide in how firms in India handle environmental protection while some in the area are leaders who view sustainable controls. While some in the area are leaders who view sustainable growth and environmental preservation as opportunities, growin and environment need to act on natural resource conservation isyet to materialize for many others. In many others.

Since move toward a sustainable economy, it is hoped that more businesses will follow the lead of emerging thought leaders Somewhat to the cause of saving the environment. It is rightly said that "We have not inherited this earth from our shape horrowed it from our shildren" 20

jorgalhers; we have borrowed it from our children" 20 business entities owe their existence to the society. They use the resources of the society to gain profit and survive perpetually. It is therefore their moral responsibility to conserve the environment. Therefore, the ideas of environmental gutainability under CSR shall be recognized and pursued with full force, since it is crucial for the survival of the business

itself.

<sup>&</sup>lt;sup>19</sup>Prasad, M., Mishra, T., &Bapat, V. (2019). Corporate social responsibility and environmental sustainability: Evidence 1810 Green CSR projects by Indian companies- CSRBOX.(2017). Csrbox.org. rrasad, M., Mishra, I., & Dapat, V. (2017). Corporate Social responsionity and environmental sustainability. IIMB Management Review, 31(4), 374-

<sup>&</sup>lt;sup>21</sup>Bevan, D., Corvellec, H., &Faÿ, E. (2011).Responsibility beyond CSR. Journal of business ethics, 101(1), 1-4. <sup>20</sup>Palkhivala, N. 5. The Ailing Planet: the Green Movement's Role.