

GAURAV MUKHERJEE
316 East 92nd St, New York, NY 10128
gaurav.mukherjee@uconn.edu

Academic Appointments

University of Connecticut School of Law
Visiting Assistant Professor of Law, 2024 - present
Courses: Education Law, Torts

New York University School of Law
Hauser Global Postdoctoral Fellow, 2023 - 2024
Visiting Doctoral Researcher, 2022 - 2023

University of Oxford Faculty of Law
Visiting Research Fellow, Michaelmas Term, 2022

University of Stirling School of Law
Social Rights Research Fellow, 2021-2022

Max Planck Institute for Comparative Public Law and International Law, Heidelberg
Visiting Fellow, Spring, 2021

University of Melbourne Law School
Indian Equality Law Fellow, Fall, 2019

Scholarship

Book

ACCESS TO SOCIAL JUSTICE: EFFECTIVE REMEDIES FOR SOCIAL RIGHTS (Bristol University Press, 2024)
(with Katie Boyle, Diana Camps, Kirstie English, Jo Ferrie, & Aidan Flegg)

Articles & Book Chapters

The New Homelessness 113 California Law Review _ (2025) (with Mila Versteeg & Kevin Cope)

- Cited in Amicus Brief of Pacific Legal Foundation to the Supreme Court of the United States in *City of Grants Pass v. Gloria Johnson* (2024).

Religious Freedom in an Era of Democratic Backsliding, in Mila Versteeg & Neha Jain (eds.), OXFORD HANDBOOK ON COMPARATIVE HUMAN RIGHTS LAW (forthcoming 2024)

Social Rights in India & Asia, in Mila Versteeg & Neha Jain (eds.), OXFORD HANDBOOK ON COMPARATIVE HUMAN RIGHTS LAW (forthcoming 2024) (with Arun Thiruvengadam)

Shaping Sovereignties: The Role of International Financial Institutions in Constitution-Making 117 *American Journal of International Law: Unbound* 251 (2023)

The Political Economy of Effective Judicial Remedies, 21(3) *International Journal of Constitutional Law* (2023)

Liberty, Equality, and the Right to Education, in Katharine Young & Malcolm Langford (eds.), OXFORD HANDBOOK ON ECONOMIC & SOCIAL RIGHTS (forthcoming 2024)

Transformative Constitutionalism, in Rainer Grote, Frauke Lachenmann, & Rüdiger Wolfrum (eds.), MAX PLANCK ENCYCLOPEDIA OF COMPARATIVE CONSTITUTIONAL LAW (2024)

Local Governments, Federalism, and the Governance of Public Health in India, in Matteo Nicolini & Alice Valdesalici (eds.), LOCAL GOVERNANCE IN MULTI-LAYERED SYSTEMS (2023) (with Mathew Idiculla)

Designing Remedies for a Recalcitrant Administration 37 *South African Journal on Human Rights* 1 (2021) (with Juha Tuovinen)

The Supreme Court of India and The Inter-Institutional Dynamics of Legislated Social Rights 53(4) *Verfassungs und Recht in Übersee/World Comparative Law* 411 (2021)

Evictions, Vulnerability and Responsive Constitutionalism in the Covid-19 Lockdown in Cape Town 29 *Revista General de Derecho Público Comparado* 1 (2021)

The Case Against Excluding Minority Institutions from the Right to Education Act, in Salman Khurshid, Lokendra Malik, & Yogesh Pratap Singh (eds.), THE SUPREME COURT AND THE CONSTITUTION: AN INDIAN DISCOURSE (2020)

Democratic Experimentalism in Comparative Constitutional Social Rights Remedies 2 *Milan Law Review* 75 (2020)

Reinvigorating Bicameralism in India, 3(2) *University of Oxford Human Rights Hub Journal* 96 (2020) (with Malavika Prasad)

The Supreme Court and executive law-making: the afterlife of failed ordinances in Krishna Kumar Singh II
2(1) Indian Law Review 1 (2018)

- Winner of the Indian Law Review Early Career Prize 2017

What is the Confusion Over Dilution?: Towards a Meaningful Understanding of Section 29(4) of the Trademarks Act, 1999 4 Indian Journal Intellectual Property Law 139 (2011)

Reports

Effective remedies & structural orders for social rights violations, ACCESS TO JUSTICE FOR SOCIAL RIGHTS: ADDRESSING THE ACCOUNTABILITY GAP, Nuffield Foundation, 2022

Co-author, *Land Governance Assessment in Karnataka State: Background Reports and Analysis of Indicators*, Land Governance Assessment Framework, World Bank, 2014

Co-author, *Poised for Change: First Country Report of India Submitted in Pursuance of Article 35 of the UN Convention on the Rights of Persons with Disabilities (UNCRPD)*, Ministry of Social Justice and Empowerment, Government of India, New Delhi, 2012

Education

Central European University, Vienna, S.J.D., 2023, *Magna cum laude*

Dissertation: *Complex Remedies in Social Rights Litigation*

Committee: Rosalind Dixon, Renáta Uitz, Inga Winkler

Central European University, Vienna, LL.M., 2017

Dissertation: *The Conflict Between the Right to Education and Religious and Cultural Rights: A Comparative Study*

Masters Excellence Scholar

NALSAR University of Law, Hyderabad, B.A. LL.B. (Hons.) (JD Equivalent), 2012

Editor, *Indian Journal of Constitutional Law*

Select Presentations

Fifteenth Annual Constitutional Law Colloquium, Florida State University School of Law, Tallahassee, 2024

- *Charter as Delegation*

American Political Science Association (APSA) Annual Meeting, Philadelphia, 2024

- Commentator, Christina Bambrick, CONSTITUTIONALIZING THE PRIVATE SPHERE: A COMPARATIVE INQUIRY (2024).

Law & Society Association Annual Meeting, Denver, 2024

- *The New Homelessness*

The Constitutional Law Schmooze Workshop, University of Maryland, Baltimore, 2024

- *The New Homelessness*

Fourteenth Annual Constitutional Law Colloquium, Loyola University School of Law, Chicago, 2024

- *The Separation of Powers & Remedial Choice in State Education Litigation*

Law & Political Economy Workshop, City University of New York (CUNY) & the New School, New York City, 2023

- *Social Welfare without Social Rights?*

Workshop on Global Resistance to Authoritarian Diffusion, University of Wisconsin-Madison Law School, 2023

- Discussant on country chapters on democratic erosion

Law & Society Association Annual Meeting, San Juan, Puerto Rico, 2023

- *The Law and Politics of the Right to Education in the United States & India*

Casebook Workshop, University of Chicago Law School, 2023

- Commentator, Mila Versteeg, David Landau, & Tom Ginsburg, COMPARATIVE CONSTITUTIONAL LAW: A GLOBAL AND INTERDISCIPLINARY APPROACH (2025)

Global Summit on Constitutionalism, University of Texas, Austin, 2023

- *The Law and Politics of the Right to Education in the United States & India*

Junior Scholars Workshop, American Society of Comparative Law, Northeastern University, Boston, 2022

- *Liberty, Equality, & the Right to Education*

New Directions in Law and Society: Junior Scholar Workshop, University of Massachusetts, Amherst, 2021

- *The Legitimacy of Transformative Constitutional Adjudication*

Teaching Experience

University of Connecticut School of Law: Education Law (Fall 2024), Torts – I (Fall 2025), Torts – II (Spring 2025)

New York University School of Law: Law & Culture (Fall 2023, Teaching Assistant)

EBS University of Business and Law, Germany: Comparative Politics (Fall 2023)

National University of Juridical Sciences, India: Transformative Constitutionalism (Spring 2024)

NALSAR University of Law, India: Transformative Constitutionalism (Spring 2022)

National Law School of India University, India: Transformative Constitutionalism (Spring 2021)

Central European University: Intercultural Theories of Human Rights, Socioeconomic Rights (Fall 2021, Teaching Assistant)

Asian University for Women, Bangladesh: International Human Rights, Democracy & its Discontents, Transformative Constitutionalism, Culture & Human Rights, Public International Law (Fall 2021 – Spring 2022)

Non-Academic Scholarship

Legal Blogs

A Setback for Homeless Rights in the United States: On Grants Pass v. Johnson, Verfassungsblog, 6 August 2024

The Right to Education and Democratic Backsliding in India, Verfassungsblog, 19 April 2024

The American Right to Sleep Under Bridges, Law and Political Economy Blog, 1 April 2024 (with Mila Versteeg & Kevin Cope)

Social Rights and Covid-19: Guest Editor's Introduction, International Association of Constitutional Law Blog, 12 May 2020

Bicameralism and The Rule of Law: Reining in The Abuse of Money Bills in Legislative Procedure, IACL Democracy 2020 Blog, 25 November 2020

Miller/Cherry 2 Goes to Kashmir: Using the Effects Test in the Judicial Review of Executive Decisions to Halt Legislative Consideration, Verfassungsblog, 11 October 2019

Symposium: Crisis at the Supreme Court of India? – 'A Moment of Self-Reckoning for the Supreme Court of India? Reflections on the Judges' Press Conference', International Association of Constitutional Law Blog, 17 May 2018

Bărbulescu v. Romania: The Next Step in the Continuing Struggle for Standards for Workplace Communication Monitoring, Oxford Human Rights Hub Blog, 31 October 2017

Resuscitating Workplace Privacy? A Brief Account of the Grand Chamber Hearing in Bărbulescu v. Romania, *Strasbourg Observer*, 20 December 2016 (with James Patrick Wookey)

Who Benefits From India's Move to Ban Commercial Surrogacy?, Oxford Human Rights Hub Blog, 23 September 2016

The Out of School Children Case: A Model for Court-Facilitated Dialogue? (with Jayna Kothari), Oxford Human Rights Hub Blog, 18 September 2015

The Prior Sanction Requirement under Indian Public Law, Oxford Human Rights Hub Blog, 18 May 2015

Whittling Away the Right to Education, *Law and Other Things*, 30 May 2014

Opinion & Analysis in Popular Press

How Hindutva is reshaping India's classrooms, *Scroll*, 1 May 2024

Constitutional resistance and resilience, *First Post*, 25 December 2019

By threatening Kerala's government for enforcing the Sabarimala order, Amit Shah breached his oath as MP (with Malavika Prasad), *Scroll*, 17 November 2018

Waning legislative influence, lack of clear mission flags need to redefine Rajya Sabha's functioning, *First Post*, 14 May 2018

The SC must end partisan federalism (with Sudhir Krishnaswamy), *The Hindu*, 10 February 2016

Ideology is Not a Crime, Kerala High Court Makes it Clear, *The Wire*, 8 June 2015

India's Civil Nuclear Programme: Price of Political Opportunism, *Deccan Herald*, 19 November 2014

Grey Areas in Recovering Black Money Stashed in Foreign Banks, *Hindustan Times*, 17 October 2014

Back to the Drawing Board, *The Indian Express*, 4 June 2014

Deciding the Delhi Assembly Question, Justly (with Sudhir Krishnaswamy), *The Hindu*, 8 May 2014

Course Material

Judicial Review in Comparative Constitutional Law: An Introduction (Post Graduate Course Module), E-Pathshala, Ministry of Human Resources Development, Government of India

Service

Co-Chair, Academic Committee, Asian American Bar Association of New York (AABANY), 2023 – present

Assistant Editor, International Association of Constitutional Law Blog, 2023 – present

Co-Convenor, Research Group on Social Rights, International Association of Constitutional Law, 2020 – present

Convenor, Post-Graduate Reading Group on Socioeconomic Rights, 2020-2021

Regional Correspondent, Oxford Human Rights Hub, 2015-2020

Editorial Assistant, International Society of Public Law Blog, 2018-2020

Articles referee for *Publius: A Journal of Federalism*, *International Journal of Law in Context*, *Max Planck Encyclopaedia of Comparative Constitutional Law*, *Oxford University Commonwealth Law Journal*, *Global Constitutionalism*, *International Journal of Human Rights*, *Australian Journal of Asian Law*, *Indian Law Review*, *Asian Journal of Comparative Law*, *Socio-Legal Review*, *Jindal Global Law Review*

REFERENCES

1. Mila Versteeg
Henry L. and Grace Doherty Charitable Foundation Professor of Law
University of Virginia Law School
580 Massie Rd,
Charlottesville, VA 22903
versteeg@virginia.edu

2. Anne Dailey
Ellen Ash Peters Professor of Law
University of Connecticut School of Law
65 Elizabeth Street, Hartford, CT 06105
Telephone: (203) 314-2272
anne.dailey@uconn.edu

3. Kevin E. Davis
Beller Family Professor of Business Law
Faculty Director, Hauser Global Law School
Vanderbilt Hall 335
New York University School of Law
Telephone: (212) 992 - 8843
davisk@mercury.law.nyu.edu

4. Rosalind Dixon
Professor of Law
University of New South Wales
High St
Kensington NSW 2052
Sydney
Australia
rosalind.dixon@unsw.edu.au

5. Samuel Issacharoff
Bonnie and Richard Reiss Professor of Constitutional Law
New York University School of Law
Vanderbilt Hall 411J
Telephone: (212)998 - 6580
samuel.issacharoff@nyu.edu

6. Katharine G. Young
Professor of Law
Associate Dean of Faculty and Global Programs
Boston College Law School
885 Centre Street
Newton Centre, MA 02459
Telephone: (617)552 - 1790
katharine.young.3@bc.edu