

# **BANASTHALI VIDYAPITH**

## **Bachelor of Arts and Bachelor of Laws**



### **Curriculum Structure**

First Semester Examination, December, 2019  
Second Semester Examination, April/May, 2020  
Third Semester Examination, December, 2020  
Fourth Semester Examination, April/May, 2021  
Fifth Semester Examination, December, 2021  
Sixth Semester Examination, April/May, 2022  
Seventh Semester Examination, December, 2022  
Eighth Semester Examination, April/May, 2023  
Ninth Semester Examination, December, 2023  
Tenth Semester Examination, April/May, 2024

**BANASTHALI VIDYAPITH**  
**P.O. BANASTHALI VIDYAPITH**  
**(Rajasthan)-304022**

**No. F. 9-6/81-U.3**

**Government of India  
Ministry of Education and Culture  
(Department of Education)**

New Delhi, the 25th October, 1983

**N O T I F I C A T I O N**

In exercise of the powers conferred by Section 3 of the University Grants Commission Act, 1956 (3 of 1956) the Central Government, on the advice of the Commission, hereby declare that Banasthali Vidyapith, P. O. Banasthali Vidyapith, (Rajasthan) shall be deemed to be a University for the purpose of the aforesaid Act.

Sd/-

**(M. R. Kolhatkar)**

Joint Secretary of the Government of India

**N O T I C E**

Changes in Bye-laws/Syllabi and Books may from time to time be made by amendment or remaking, and a Candidate shall, except in so far as the Vidyapith determines otherwise, comply with any change that applies to years she has not completed at the time of change.

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## **Programme Educational Objective**

The Vidyapith has long history of nurturing women leaders in all walks of life. Of late its IT, Management and Technology graduates have won accolades for themselves and their alma mater. In consonance with the value education imparted at Banasthali Vidyapith, it conceptualized an all women's law school to nurture legal professionals of the highest order.

The B.A. LL.B. programme has been conceptualized with a vision of creating dedicated professionals who are well trained in legal studies. The five year integrated programme designed amidst the five-fold education model of Vidyapith would comprise a unique mix of foundational, vocational and variety of disciplinary courses in field of Law to enable the students of diverse backgrounds to find a new perspective of life and play a leading role in administration of justice and upholding the ideals of the Indian Constitution in the promising time to come.

The main objectives of B.A. LL.B. programme are:

1. To provide holistic development of the students by providing a combination of technology and value based traditional education.
2. To present a wider perspective of law before students by focusing on law subjects along with the subjects like political science, sociology, economics etc.
3. To train women for the legal profession and to provide a centre where scholars might contribute to an understanding of law and participate creatively in its growth and improvement.
4. To demonstrate how the legal rules have developed, the reasons underlying them and to make them understand the nexus between legal and social history.
5. To inculcate the principles underlying the existing legal rules and to point the right road for future development and preparing the students to take up leadership roles especially in judicial services.
6. To acquaint students with the operative legal rules, both substantive and procedural and to equip them with adequate experience to apply these rules.
7. To equip the students with sufficient knowledge of the historical and sociological background of the country's legal system and to provide understanding of other legal systems of the world so that the students do not find themselves at a complete loss when it comes to adopting a comparative approach.
8. To develop ability amongst the students to participate in Moot Courts, Debates & discussions and Seminars with a good level of confidence and challenge the very premise of legal concepts and their applications.

## Programme Outcomes

- PO1: Knowledge:** The student will be able to understand the fundamentals and implications of various legal rules along with the intricacies involved in legal profession.
- PO2: Planning abilities:** The student will be equipped with different legal abilities after the completion of the course by which they can deal with the different legal issues associated with the society and individuals.
- PO3: Problem Analysis:** They will be able to apply legal principles in real life issues through the analytical skills which will be developed by analysis of case laws and critical understanding of statutory provisions.
- PO4: Modern Tool Usage:** Case analysis, Moot Court exercises, Debates, Alternate Dispute Resolution methods, Internships *etc.* will be used to improve their argumentative and writing skills.
- PO5: Leadership Skills:** Today legal education is getting redefined in terms of information technology, globalisation, environment and start-ups; the focus of this programme is on developing professional leaders among women in consonance with value education imparted at Banasthali Vidyapith with traditional as well as modern approach.
- PO6: Professional Identity:** Legal profession is a noble profession and it is not limited to the technical knowledge of legal rules. The prescribed course will help in nurturing the students in a way so that they can meet the standards of different avenues opening in legal profession.
- PO7: Ethics:** The learner will be imbibed with the ethical standards of legal profession & the values nurture at the Vidyapith that are required for practical and impartial behaviour of a law graduate.
- PO8: Communication:** Students will be able to express complex ideas effectively and accurately in every wake of life whether it is professional or social.

- PO9: Local and Global Citizenship:** Students will be able to assess the way in which legislation and government policies are formed and influenced the social, economical and legal order in national as well as global context. They will be able to understand and empathise cultural differences and practices required to work effectively in multi-cultural environment.
- PO10: Environment and sustainability:** Learners will involve in various co-curricular activities like Legal Aid Camps, regular Legal Aid Clinic at departmental as well as institutional level to gain practical exposure that will help them in adapting the socio-economic, legal and political environment.
- PO11: Life Long Learning:** The habit of continuous learning & life-long useful practical skills developed and acquired through the course that will motivate the students for further researches in the field of law, performing different professional roles, ultimately for leading a successful life.

## Curriculum Structure

### Bachelor of Arts and Bachelor of Laws

#### First Year

#### Semester - I

Course Code	Course Name	L	T	P	C*
BVF 011/ BVF 014	General English /सामान्य हिन्दी	2	0	0	2
	Core Foundation Course - I	2	0	0	2
ECO 105	Micro Economics	4	0	0	4
LAW 103	Law of Contract - I	4	1	0	5
LAW 105	Law of Torts	4	1	0	5
POL 107	Political Theory	4	0	0	4
CS 111	Introduction to Computer Applications	4	0	0	4
CS 111L	Introduction to Computer Applications Lab	0	0	4	2
<b>Semester Total:</b>		<b>24</b>	<b>2</b>	<b>4</b>	<b>28</b>

#### Semester - II

Course Code	Course Name	L	T	P	C*
BVF 014/ BVF 011	सामान्य हिन्दी/General English	2	0	0	2
	Core Foundation Course - II	2	0	0	2
ECO 103	Macro Economics	4	0	0	4
LAW 102	Law of Consumer Protection and Motor Vehicle Act, 1988	4	1	0	5
LAW 104	Law of Contract - II (Special Contract)	4	1	0	5
LAW 106	Legal English	4	1	0	5
POL 106	Political Obligations	4	0	0	4
<b>Semester Total:</b>		<b>24</b>	<b>3</b>	<b>0</b>	<b>27</b>

## Second Year

### Semester - III

Course Code	Course Name	L	T	P	C*
	Core Foundation Course - III	2	0	0	2
	Elective Foundation Course - I	2	0	0	2
ECO 205	Theories of Development and Indian Economics	4	0	0	4
LAW 202	Constitutional Law - I	4	1	0	5
LAW 204	Family Law - I	4	1	0	5
LAW 206	Law of Crimes - I (IPC)	4	1	0	5
POL 203	International Relations	4	0	0	4
<b>Semester Total:</b>		<b>24</b>	<b>3</b>	<b>0</b>	<b>27</b>

### Semester - IV

Course Code	Course Name	L	T	P	C*
	Core Foundation Course - IV	2	0	0	2
	Elective Foundation Course - II	2	0	0	2
LAW 203	Constitutional Law - II	4	1	0	5
LAW 205	Family Law - II	4	1	0	5
LAW 207	Law of Crimes - II (IPC)	4	1	0	5
PUB 203	Basics of Public Administration	4	0	0	4
SOC 201	Essentials of Sociology	4	0	0	4
LAW 210P	Internship Report and Viva-Voce	0	0	4	2
<b>Semester Total:</b>		<b>24</b>	<b>3</b>	<b>4</b>	<b>29</b>



### Third Year

#### Semester - V

Course Code	Course Name	L	T	P	C*
	Vocational Course - I	2	0	0	2
	Core Foundation Course - V/ Elective Foundation Course - III	2	0	0	2
LAW 301	Company Law	4	1	0	5
LAW 303	Forensic Science	4	1	0	5
LAW 305	Jurisprudence - I	4	1	0	5
LAW 307	Labour Law - I	4	1	0	5
PUB 302	Central, State and District Administration	4	0	0	4
SOC 306	Theoretical Perspective of Sociology	4	0	0	4
<b>Semester Total:</b>		<b>28</b>	<b>4</b>	<b>0</b>	<b>32</b>

#### Semester - VI

Course Code	Course Name	L	T	P	C*
	Vocational Course - II	2	0	0	2
	Elective Foundation Course - III/ Core Foundation Course - V	2	0	0	2
LAW 302	Environmental Law	4	1	0	5
LAW 304	Interpretation of Statutes and Principles of Legislation	4	1	0	5
LAW 306	Jurisprudence - II	4	1	0	5
LAW 308	Labour Law - II	4	1	0	5
PUB 304	Rural - Urban Development	4	0	0	4
SOC 304	Society in India	4	0	0	4
<b>Semester Total:</b>		<b>28</b>	<b>4</b>	<b>0</b>	<b>32</b>

### Fourth Year

#### Semester - VII

Course Code	Course Name	L	T	P	C*
LAW 402	Civil Procedure Code - I	4	1	0	5
LAW 404	Criminal Procedure Code - I	4	1	0	5
LAW 409	Principles of Taxation Law	4	1	0	5
LAW 508	Professional Ethics and Accountancy for Lawyers	4	1	0	5
LAW 410	Public International Law	4	1	0	5
	Discipline Elective - I	4	1	0	5
<b>Semester Total:</b>		<b>24</b>	<b>6</b>	<b>0</b>	<b>30</b>

#### Semester - VIII

Course Code	Course Name	L	T	P	C*
LAW 401	Administrative Law	4	1	0	5
LAW 403	Civil Procedure Code - II	4	1	0	5
LAW 405	Criminal Procedure Code - II	4	1	0	5
LAW 407	Human Rights Law and Practice	4	1	0	5
LAW 408	Intellectual Property Laws	4	1	0	5
LAW 501	Alternative Dispute Resolution	4	1	0	5
<b>Semester Total:</b>		<b>24</b>	<b>6</b>	<b>0</b>	<b>30</b>

### Fifth Year

#### Semester - IX/X

Course Code	Course Name	L	T	P	C*
LAW 504	Information Technology Law	4	1	0	5
LAW 503	Drafting, Pleading and Conveyancing	4	1	0	5
LAW 505	Law of Evidence	4	1	0	5
LAW 509	Property Law	4	1	0	5
	Discipline Elective - II	4	1	0	5
	Open Elective	4	1	0	5
<b>Semester Total:</b>		<b>24</b>	<b>6</b>	<b>0</b>	<b>30</b>

**Semester - X/IX**

<b>Course Code</b>	<b>Course Name</b>	<b>L</b>	<b>T</b>	<b>P</b>	<b>C*</b>
LAW 512P	Moot Court, Internship and Corporate Legal Training	0	0	48	24
	Reading Elective	0	0	0	2
<b>Semester Total:</b>		<b>0</b>	<b>0</b>	<b>48</b>	<b>26</b>

**List of Discipline Elective**

<b>Course Code</b>	<b>Course Name</b>	<b>L</b>	<b>T</b>	<b>P</b>	<b>C*</b>
LAW 411	Banking Law	4	1	0	5
LAW 414	Financial Market Regulations	4	1	0	5
LAW 506	Media and Law	4	1	0	5
LAW 406	Health Law	4	1	0	5
LAW 413	Energy Law	4	1	0	5
LAW 415	Penology and Victimology	4	1	0	5
LAW 416	Sports Law	4	1	0	5
LAW 412	Comparative Constitution	4	1	0	5

**List of Reading Elective**

<b>Course Code</b>	<b>Course Name</b>	<b>L</b>	<b>T</b>	<b>P</b>	<b>C*</b>
LAW 513R	Women and Law	0	0	0	2
LAW 511R	Law of Equity and Trust	0	0	0	2
LAW 510R	Law and Public Policy	0	0	0	2
MGMT 526R	Managing Personal Finance	0	0	0	2
LAW 524R	Foundation of Indian Ethos and Culture	0	0	0	2

### List of Core Foundation Course

Course	Code	Course Name	L	T	P	C*
BVF	002	Environment Studies	2	0	0	2
BVF	013	Indian Cultural Heritage	2	0	0	2
BVF	017	Selected Writings of Great Authors-I	2	0	0	2
BVF	015	Parenthood and Family Relation	2	0	0	2
BVF	020	Women in Indian Society	2	0	0	2

### List of Elective Foundation Course

Course	Code	Course Name	L	T	P	C*
BVF	010	Design Thinking	2	0	0	2
BVF	012	Human Body and Health	2	0	0	2
BVF	016	Science of Happiness	2	0	0	2
BVF	019	Universal Human Values	2	0	0	2
BVF	018	Selected Writings of Great Authors - II	2	0	0	2

### List of Vocational Course

Course Code	Course Name	L	T	P	C*
VOC 011L	Basic Dress Making	0	0	4	2
VOC 005L	Dress Designing	0	0	4	2
VOC 014	Entrepreneurship - I	2	0	0	2
VOC 015	Entrepreneurship - II	2	0	0	2
VOC 020	Radio Production - I	2	0	0	2
VOC 021	Radio Production - II	2	0	0	2
VOC 022	Web Designing and Internet Technology-I	1	0	0	1
VOC 022L	Web Designing and Internet Technology-I Lab	0	0	2	1
VOC 023	Web Designing and Internet Technology-II	1	0	0	1
VOC 023L	Web Designing and Internet Technology-II Lab	0	0	2	1
VOC 009	Library Science - I	1	0	0	1
VOC 009L	Library Science - I Lab	0	0	2	1
VOC 010	Library Science - II	1	0	0	1
VOC 010L	Library Science - II Lab	0	0	2	1
VOC 018	Photography - I	0	0	4	2
VOC 019	Photography - II	0	0	4	2
VOC 016	Introduction to Artificial Intelligence-I	2	0	0	2
VOC 017	Introduction to Artificial Intelligence-II	2	0	0	2
VOC 012	Computer Assisted Learning and Teaching	1	0	0	1
VOC 012L	Computer Assisted Learning and Teaching Lab	0	0	2	1
VOC 013	Emerging Technologies for Learning and Teaching	2	0	0	2

\* **L - Lecture hrs/week; T - Tutorial hrs/week;**  
**P-Project/Practical/Lab/All other non-classroom academic activities,**  
**etc. hrs/week; C - Credit Points of the Course**

Student can opt open (Generic) elective from any discipline of the Vidyapith with prior permission of respective heads and time table permitting.

Every Student shall also opt for:

Five Fold Education: Physical Education I, Physical Education II,  
 Five Fold Education: Aesthetic Education I, Aesthetic Education II,  
 Five Fold Education: Practical Education I, Practical Education II  
 one each semester

**Note :** Syllabus of Foundation and Vocational courses are available in separate booklet, "Curriculum Structure and Syllabus Foundation and Vocational Courses".

## Five Fold Activities

Fine Arts		Physical Education and Sports	
BVFF 101	Classical Dance (Bharatnatyam)	BVFF 201	Aerobics
BVFF 102	Classical Dance (Kathak)	BVFF 202	Archery
BVFF 103	Classical Dance (Manipuri)	BVFF 203	Athletics
BVFF 104	Creative Art	BVFF 204	Badminton
BVFF 105	Folk Dance	BVFF 205	Basketball
BVFF 106	Music-Instrumental (Guitar)	BVFF 206	Cricket
BVFF 107	Music-Instrumental (Orchestra)	BVFF 207	Equestrian
BVFF 108	Music-Instrumental (Sarod)	BVFF 208	Flying - Flight Radio Telephone Operator's Licence (Restricted)
BVFF 109	Music-Instrumental (Sitar)	BVFF 209	Flying - Student Pilot's Licence
BVFF 110	Music-Instrumental (Tabla)	BVFF 229	Aeromodelling
BVFF 111	Music-Instrumental (Violin)	BVFF 210	Football
BVFF 112	Music-Vocal	BVFF 211	Gymnastics
BVFF 113	Theatre	BVFF 212	Handball
		BVFF 213	Hockey
<b>Social Service and Extension Activities</b>		BVFF 214	Judo
BVFF 301	Banasthali Sewa Dal	BVFF 215	Kabaddi
BVFF 302	Extension Programs for Women Empowerment	BVFF 216	Karate – Do
BVFF 303	FM Radio	BVFF 217	Kho-Kho
BVFF 304	Informal Education	BVFF 218	Net Ball
BVFF 305	National Service Scheme	BVFF 219	Rope Mallakhamb
BVFF 306	National Cadet Corps	BVFF 220	Shooting
		BVFF 221	Soft Ball
		BVFF 222	Swimming
		BVFF 223	Table Tennis
		BVFF 224	Tennis
		BVFF 225	Throwball
		BVFF 226	Volleyball
		BVFF 227	Weight Training
		BVFF 228	Yoga

## Evaluation Scheme and Grading System

Continuous Assessment (CA) (Max. Marks)					End-Semester Assessment (ESA) (Max. Marks)	Grand Total (Max. Marks)
Assignment		Periodical Test		Total (CA)		
I	II	I	II			
10	10	10	10			
40					60	100

In all theory, laboratory and other non classroom activities (project, dissertation, seminar, etc.), the Continuous and End-semester assessment will be of 40 and 60 marks respectively. However, for Reading Elective, only End semester exam of 100 marks will be held. Wherever desired, the detailed breakup of continuous assessment marks (40), for project, practical, dissertation, seminar, etc shall be announced by respective departments in respective student handouts.

Based on the cumulative performance in the continuous and end-semester assessments, the grade obtained by the student in each course shall be awarded. The classification of grades is as under:

Letter Grade	Grade Point	Narration
O	10	Outstanding
A+	9	Excellent
A	8	Very Good
B+	7	Good
B	6	Above Average
C+	5	Average
C	4	Below Average
D	3	Marginal
E	2	Exposed
NC	0	Not Cleared

Based on the obtained grades, the Semester Grade Point Average shall be computed as under:

$$SGPA = \frac{CC_1 * GP_1 + CC_2 * GP_2 + CC_3 * GP_3 + \dots + CC_n * GP_n}{CC_1 + CC_2 + CC_3 + \dots + CC_n} = \frac{\sum_{i=1}^n CC_i * GP_i}{\sum_{i=1}^n CC_i}$$

Where n is the number of courses (with letter grading) registered in the semester,  $CC_i$  are the course credits attached to the  $i^{\text{th}}$  course with letter grading and  $GP_i$  is the letter grade point obtained in the  $i^{\text{th}}$  course. The courses which are given Non-Letter Grades are not considered in the calculation of SGPA.

The Cumulative Grade Point Average (CGPA) at the end of each semester shall be computed as under:

$$CGPA = \frac{CC_1 * GP_1 + CC_2 * GP_2 + CC_3 * GP_3 + \dots + CC_n * GP_n}{CC_1 + CC_2 + CC_3 + \dots + CC_n} = \frac{\sum_{i=1}^n CC_i * GP_i}{\sum_{i=1}^n CC_i}$$

Where n is the number of all the courses (with letter grading) that a student has taken up to the previous semester.

Student shall be required to maintain a minimum of 4.00 CGPA at the end of each semester. If a student's CGPA remains below 4.00 in two consecutive semesters, then the student will be placed under probation and the case will be referred to Academic Performance Review Committee (APRC) which will decide the course load of the student for successive semester till the student comes out of the probationary clause.

To clear a course of a degree program, a student should obtain letter grade C and above. However, D/E grade in two/one of the courses throughout the UG/PG degree program respectively shall be deemed to have cleared the respective course(s). The excess of two/one D/E course(s) in UG/PG degree program shall become the backlog course(s) and the student will be required to repeat and clear them in successive semester(s) by obtaining grade C or above.

**After successfully clearing all the courses of the degree program, the student shall be awarded division as per following table.**

Division	CGPA
Distinction	7.50 and above
First Division	6.00 to 7.49
Second Division	5.00 to 5.99
Pass	4.00 to 4.99

**CGPA to % Conversion Formula: % of Marks Obtained = CGPA \* 10**



**Detailed Syllabus**  
**First Semester**

**ECO 105 Micro Economics**

<b>Max. Marks : 100</b>	<b>L</b>	<b>T</b>	<b>P</b>	<b>C</b>
<b>(CA: 40 + ESA: 60)</b>	<b>4</b>	<b>0</b>	<b>0</b>	<b>4</b>

**Learning Outcomes:**

Upon completion of the course the student will be able to

- Understand the economics activities.
- The relationship of economics activities with policy framework.
- Take better economical and feasible decisions.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit 1** Nature, Scope and Significance of Economics. Positive and Normative Economics, Consumer Equilibrium : Utility Approach- Concept, Assumptions, Marginal Utility, Law of diminishing utility, Equi-Marginal utility and criticism, Indifference curve Approach – Concepts and properties of Indifference curves, Marginal rate of substitution, Principle of diminishing marginal rate of substitution, its reasons, Budget Line, Determinants of demand.

**Unit 2** Elasticity of Demand - concept and measurement of Price elasticity of demand, determinants, measurement and types of price elasticity of demand, Income and cross elasticity of demand and numerical problems related to elasticity of demand.

**Unit 3** Production Function: Law of variable proportions, Returns to scale-concept of Isoquants, its properties and Iso-cost line, Least-Cost combination, concept of ridge lines.

**Unit 4** Concept of Cost: Accounting & Economic costs, opportunity cost, sunk cost, Private cost and social cost. Short-Run Cost curves, Long Run Cost curves : Total cost, Total Fixed and variable costs, Average cost and Marginal cost and relationship between average and marginal cost curves.

**Unit 5** Introduction to Various Market Structures: Price determination of firm perfect compaction, Monopoly and oligopoly, Monoplistic Market.

### **Suggested Readings:**

1. Ahuja, H. L.(2002).*Principles of Microeconomics*, (21ed), New Delhi, S. Chand.
2. **Ahuja, H. L. (2007). *Advanced Economic Theory: Microeconomic analysis* (20 ed), S. Chand.**
3. Case & Fair (2007), *Principles of Economics*, (8ed) New Delhi, Pearson.
4. Hornby, W., Gammie, R ., & Wall.s, (2001), *Business Economics*, (2ed) ,Finanacal Times Management.
5. Dholakia R. H & OZA, A.N. (2012), *Micro Economics for Management Students*, Oxford University Press.

### **Suggested E-Learning Material**

1. Agrawal, D. (2017, Mar 8). *Indifference curve*. Retrieved from Youtube: [https://www.youtube.com/watch?v=3l\\_rYca4eio](https://www.youtube.com/watch?v=3l_rYca4eio).
2. Econ (2012). *Cost*. Retrieved from: Guide:<http://www2.econ.iastate.edu/classes/econ301/jintanakul/Notes/Ch7.pdf>

3. Khan, Y. (2014, Dec 18). *Production function* . Retrieved from Youtube: <https://www.youtube.com/watch?v=MwuTt3L2hEQ>.
4. Bhogal, S. (2018, June 04). *Income and cross elasticity*. Retrieved from Youtube: <https://www.youtube.com/watch?v=i7O4CriwwrY>.

## LAW 103 Law of Contract – I

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

**L T P C**

**4 1 0 5**

### Learning Outcomes:

- The students will be able to understand various general principles related to contract law.
- The students will be able to deal effectively with the various disputes related to contracts.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Definition and Classification of Contracts:** Deeds and Simple Contracts, Bilateral and Unilateral Contracts, Express and Implied contracts, Valid, Void, Voidable and Illegal Contracts, Executed and Executory Contract.

**Formation of an Agreement:** Offer and Invitation to Offer, Acceptance, Revocation of offer, Communication of offer & Communication of acceptance.

**Unit II Consideration:** Meaning, Nature and Need, Doctrine of privity of contract, Kinds and Exceptions of Consideration.

**Capacity to Contract:** Minors, Lunatics, Idiots, Nature and Effects of an Agreement with a person under legal disability.

**Unit III Free Consent:** Factor vitiating free consent, Coercion, Undue Influence, Fraud, Misrepresentation, Mistake of Law and Fact.

**Limitation on freedom of Contract:** Unlawful Agreements, Public Policy, Agreements and Unlawful Consideration in Part and Objects, Agreements without Consideration, Agreement in Restraint of Marriage, Agreement in Restraint of Trade, Agreement in Restrain of Legal Proceeding, Wagering Agreements.

**Unit IV Contingent Contract:** Performance of Contingent Contract, Conditional Contract, when Enforcement Depends upon Happening or non Happening of an Event, Event Linked with Human Conduct.

**Discharge of a Contract:** Discharge by Performance, Discharge by Agreement, Frustration, Supervening Impossibility of Performance, Discharge by Operation of Law, Discharge by Breach and Novation.

**Unit V Quasi Contracts:** Obligations Resembling those Created by Contract, Concept and Classification.

**Remedies for Breach of Contract:** Damages, Remoteness of Damages, Mitigation of Damages, Penalty and Liquidated Damages.

**Specific Relief Act, 1963:** Meaning of Specific Relief, Specific Performance of Contracts, Contracts which cannot be Specifically Enforce, Against whom Contracts may be Specifically Enforced, Injunction and its Kinds, Declaratory Suits.

### **Leading Cases:**

1. Lalman Shukla v/s Gouri Dutt, (1913) 11 All L. J. 489
2. Balfour v/s Balfour, (1919) 2 K.B. 571
3. Bhagvandas Goverdhandas Kedia v/s Gidharilal Pursottamdas, AIR 1966 SC 543

4. Carlill v/s Carbolic Smoke Ball Co., (1892) 2 QB. 48, (1893) I & B 256
5. Mohoribibee v/s Dharmodas Ghosh, Privy Council 1903
6. Hadley v. Baxendale
7. Mc Pherson v/s Appana, AIR 1951 SC 184
8. Dunlop Pneumatic Tyre Co. V/s Selfridge & Co. (1915) AC 847
9. Chinnaya v/s Ramaya, (1882) 4 Mad. 137
10. Durga Prasad v/s Beldev (1880) 3 ALL 221

### **Suggested Readings:**

1. Singh, A. (2013). *Law of Contract and Specific Relief*, Eastern Book Company.
2. Mulla, B. N. (2001). *Indian Contract Act and Specific Reliefs* (12<sup>th</sup> ed.). India, New Delhi Butterworth's.
3. J. Beatson. (2002). *Anson's Law of Contract* (28<sup>th</sup> ed.). Clarendon Press, Oxford.
4. Nair, M. K. (1996). *Law of Contracts* (5<sup>th</sup> ed.). Orient Longman, Hyderabad.
5. Chitty. (1999). *Chitty on Contracts*. (28<sup>th</sup> ed.). London: Sweet & Maxwell.
6. Beatson, J. (2002). *Anson's Law of Contract* (28<sup>th</sup> ed.). Oxford: Clarendon Press.
7. Pollock & Mulla. (2013). *Indian Contract and Specific Relief Act* (14<sup>th</sup> ed.). New Delhi: Lexis Nexis.

### **Suggested E-Learning Material:**

1. Burton, S. (1980). Breach of Contract and the Common Law Duty to Perform in Good Faith. *Harvard Law Review*.

2. Indrayan, N. (1996). Theoretical Basis Of Law Of Contract. *Journal of the Indian Law Institute*, 38(2), 212-217. Retrieved from <http://www.jstor.org/stable/43927470>
3. Patra, A. (1962). Historical Background Of The Indian Contract Act, 1872. *Journal of the Indian Law Institute*, 4(3). Retrieved from <http://www.jstor.org/stable/43949727>
4. Diamond, A. (1968). Codification of the Law of Contract. *The Modern Law Review*, 31(4), 361-389. Retrieved from <http://www.jstor.org/stable/1094272>

## LAW 105 Law of Torts

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

**L T P C**

**4 1 0 5**

### **Learning Outcomes:**

- The students will be able to understand the fundamental principles of tortious liability.
- The students will understand the difference between the law of torts and other laws.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking one question from each unit.

**Unit I Introduction** – Nature & Definition of Tort, Is it Law of Tort or Torts, Injuria Sine Damno, Damnum Sine Injuria. Ubi Jus ibi remedium, Tort & Crime, Tort & Breach of Contract, Tort & Breach of Trust.

**Mental Element in Tort, General Defences** – Volenti non fit Injuria, Act of God, Inevitable accident, Private Defence, Necessity, Statutory Authority.

**Unit II Vicarious Liability** – Meaning, Rationale, Who is servant, Course of Employment. **Vicarious Liability of the State** – Sovereign act

**Unit III Strict and Absolute Liability, Liability for Animals – The Scienier rule, Remoteness of Damage.**

**Unit IV Negligence & Contributory Negligence, Res ipsa Loquitur and Nuisance**

**Unit V Defamation, Trespass to Land & Goods, Conversion, Remedies in Torts, Kinds of Damages**

### **Leading Cases:**

1. Jai Laxmi Salt Work (P) Ltd. v/s State of Gujrat, 1994 (4) S.C.C. 1
2. Sita Ram v/s Santanu Prasad, AIR 1966 S.C. 1696
3. P&O Steam Navigation Company v/s Secretary of State for India, (1861) 5 Bom. H.C.R. App. 1
4. Donoghue v/s Stevenson, (1932) A.C. 562
5. M.C. Mehta v/s Union of India AIR 1987 S.C. 1086
6. Municipal Corporation of Delhi v/s Subhagwanti, AIR 1966 S.C. 1750
7. Ryland v/s Fletcher (1868) L.R. 3 H. L. 330
8. T.J. Ponnen v/s M. C. Verghese AIR 1970 SC 1876
9. Union Carbide Corporations v/s Union of India, AIR 1990 SC 273
10. Common Cause, A Registered Society v/s Union of India, AIR 1996 SC 35 38

### **Suggested Readings:**

1. Ratanlal and Dhirajlal (2004). *The Law of Torts*, Nagpur & New Delhi: Wadhwa Publication.
2. Brazier, Margaret and John Murphy (1999). *Street on Torts*. Nagpur: Butterworths Publication
2. Brazier, Margaret R. Clerk and Lindsell. (2010). *Torts*. London: Thomson Reuter (Legal) Limited
3. Gandhi, B. M, *Law of Tort*, Universal Publication, (Latest Edition)
4. Rogers, W.V. H. Winfield & Jolowicz (2002). *on Law of Tort* London: Sweet & Maxwell Publication,
5. Huston & Buckley (2002). *The Law of Torts* (Revised by Huston, R.F. V. & R. A. Buckley), Delhi: Universal Law Publishing Co. Pvt. Ltd.

**Suggested E-Learning Material:**

1. Guido Calabresi and Jon T. Hirschoff, Towards a Test for Strict Liability in Torts. Retrieved from [https://www.jstor.org/stable/795220?seq=1#metadata\\_info\\_tab\\_contents](https://www.jstor.org/stable/795220?seq=1#metadata_info_tab_contents)
2. C.Y. Cyrus Chu, Lingyi Qian, Vicarious Liability under Negligence Rule. Retrieved from <https://www.sciencedirect.com/science/article/abs/pii/S0144818895000162>

**POL 107 Political Theory****Max. Marks : 100****(CA: 40 + ESA: 60)****L T P C****4 0 0 4****Learning Outcomes:**

- Understand in depth knowledge about ideas and concept of political theory.
- Identify the significance and relevance of political theory in present scenario.

Analyze various concepts and theory of political science

**Unit 1** Political Science: Meaning, Nature & Scope, Traditional and Modern perspective, Approaches to Political Science: Normative, Behavioralism and Post-Behavioralism.

**Unit 2** State: Meaning, Elements and Theories of origin of State - Divine theory, Social Contract theory, Evolutionary theory, State and Nation, Concept of Welfare State.

**Unit 3** Political Concepts: Sovereignty, Is sovereignty a waning concept?, Characteristics of Sovereignty, Classification of Sovereignty, Legal and Political, Austin's theory of sovereignty and Pluralistic theory of sovereignty, Liberty, Equality and Justice.

**Unit 4** Democracy: Meaning, types, Conditions for successful working of Democracy and Participatory Democracy. Dictatorship: Meaning, types and emergence of modern dictatorship.

**Unit 5** Political Ideologies: Idealism, Liberalism, Socialism and Feminism.



**Suggested Readings:**

1. Ray, A. & Bhattacharya, M. (2013). *Political theory: ideas & institutions*. Kolkata: India: The World Press Pvt. Ltd.
2. Appadurai, A. (2000). *The substance of politics*. New Delhi, India: Oxford University Press.
3. Gauba, O.P. (2009). *An introduction to political theory*. New Delhi, India: MacMillan.
4. Kapoor, A.C. (2008). *Principles of political science*. New Delhi, India: S. Chand.
5. Johri, J.C. (1989). *Principles of modern political science*. New Delhi, India: Sterling Publishers.
6. Agarwal, R.C. (2004). *Political theory*. New Delhi, India: S. Chand.
7. Barker, E. (2005). *Principles of social and political theory*. New Delhi, India: Surjit Publications.
8. Sabine, G. (1973). *History of political theory*. New Delhi, India: Oxford IBH Publishers.
9. Rathore, L.S., & Haqqi (1988) (Reprint 2016). *Political theory and organization*. Lucknow, India: EBC.
10. Goodin, R.E. (Ed. 2008). *The oxford handbook of political thought*. New Delhi, India: Oxford University Press.

**Suggested E-Learning Material:**

- <https://epgp.inflibnet.ac.in/ahl.php?csrno=29> Annual Review of Political Science, <http://www.annualreviews.org/journal/polisci>, Annual Reviews
- Revista CIDOB d'Afers Internacionals,
- Political Methodology, <http://www.jstor.org/action/showPublication?journalCode=polimethod>, Oxford University Press; Society for Political Methodology

- Annual Review of Political Science <http://www.annualreviews.org/journal/polisci>
- PS: Political Science and Politics <http://www.jstor.org/action/show-Publication?journalCode=pspolisciepoli>

## **CS 111 Introduction to Computer Applications**

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

**L T P C**

**4 0 0 4**

### **Learning Outcomes:**

On successful completion of the course students will be able to

- Understand input and output devices of computers and recognize the basic terminology used in computer programming
- Understand the Microsoft Office package, MS-DOS and Unix Systems
- Understand concept of Database and Networking

**Unit 1** Introduction to Computer System: Simple model of computer, Basic components of computer system, Generation of computers.

Introduction to Software: System and Application Software

Introduction to Operating System: Types and Function, MS DOS, Basic DOS and Unix Commands, Windows Operating System.

**Unit 2** Number System: Data Representation-Binary, Octal, Hexadecimal, 1's and 2's complement method of representation and binary arithmetic (addition, subtraction)

Characters and codes: BCD, ASCII, EBCDIC Unicode coding.

**Unit 3** Input/ Output devices: Types of I/O Devices, Serial, Parallel and Graphical.

Memory: RAM, ROM, EPROM, PROM and concepts of other types of memory, Storage devices – Sequential, Direct and Index Sequential.

**Unit 4** Office automation with word and Excel: working with MS Office packages

MS Word: creating file, editing, inserting object, formatting, inserting table, mail merge, spell check etc.

MS Excel: Creating sheet, formatting, inserting function, creating charts etc.

**Unit 5** Presentation and data skill development

MS Power Point: creating presentation, editing, inserting animation etc.

MS Access: concept of database and DBMS, database operation, creation, updation, selection, deletion, Report generation etc.

**Suggested Readings:**

1. Sinha, P.K. *Computer Fundamental*. New Delhi: B.P.B. Publications.
2. Govil, R. et al. *PC Software*. New Delhi : B.P.B. Publications.
3. Norton, Peter. (1989) *Peter Norton's DOS guide*. Auburn: Brady.
4. Rajaraman, V. *Fundamentals of Computers*. New Delhi: PHI
5. Das, Sumitabha.(2006). *UNIX Concepts and Applications*. New Delhi: Mc Graw hill
6. Rutkosky, S. (2008). *Office 2007*. New Delhi : B.P.B. Publications.

**Suggested E-Learning Material:**

1. Introduction to Programming in C  
<https://nptel.ac.in/courses/106104128/>
2. Introduction to MS Office  
<https://support.office.com>

## CS 111L Introduction to Computer Applications Lab

<b>Max. Marks : 100</b>	<b>L</b>	<b>T</b>	<b>P</b>	<b>C</b>
<b>(CA: 40 + ESA: 60)</b>	<b>0</b>	<b>0</b>	<b>4</b>	<b>2</b>

**Unit 1** Introduction to DOS/ Unix: Basic DOS and Unix Commands.

**Unit 2 MS Word:** Introduction to the IDE of Microsoft Word, Functionality of various tool bars – Quick Access, Title, Ribbon, Ruler and Status Bars. Understanding document Views, Formatting, Editing and Understanding non printing characters, Using Auto Text, Using Indentation & Alignment, Style set, Page breaks, Page numbers and Setting Page Layouts and Printing Documents.

**Unit 3 MS Excel:** Introduction to Electronic Spreadsheet, Worksheet, Cells, Quick Access Toolbar, Formula Bar, Status Bar, Clipboard, Font, Alignment, Number, Cells Styles, Editing, Perform Mathematical Calculations, Working with Headers & Footers, Perform Automatic Calculations, Perform Advance Mathematical Calculations, Work with Long Text Format Numbers, Excel Functions, Using Reference Operators and Printing.

**Charts:** Creating and applying Chart Layout, Adding Labels, Switching Data, Changing the Chart Style, Size and Position, Chart Type.

**Unit 4 Power Point:** Introduction to the IDE of Power Point, Introduction to various toolbars like – Quick Access, Placeholders, Creating Title Slides, Slide shows, Introduction to layouts, Themes, Clipboard, Font paragraph, Drawing & Editing, Animations, Transitions, Spell Check, Outline, Tab Slides Tabs, Sorter View and Printing.

**Unit 5 MS Access :** Introduction to IDE of MS Access, Table Creation, Query formation, Forms, Report generation.

### B.A.LL.B : List of alternate online courses

S No	Agency/ Portal	Name of course	Duration	(Core/ Elective / Reading Elective)	Credit point (s)	URL
<b>B.A.LL.B.- I Political Theory(Students have to enroll in any one of the below course)</b>						
1	Studyportals (University of Oxford)	Politics: an Introduction, Short Course	68 Lectures	Core Course		<a href="https://www.shortcoursesportal.com/studies/55651/politics-an-introduction.html#content:contents">https://www.shortcoursesportal.com/studies/55651/politics-an-introduction.html#content:contents</a>
2	Coursera (Yale University)	Moral Foundations of Politics	56 Lectures	Core Course		<a href="https://www.coursera.org/learn/moral-politics">https://www.coursera.org/learn/moral-politics</a>
3	Open Yale Courses (Yale University)	Introduction to Political Philosophy	40 Lectures	Core Course		<a href="https://oyc.yale.edu/NODE/216">https://oyc.yale.edu/NODE/216</a>
<b>B.A.LL.B.-I Micro Economics (Students leave to enroll in any one of the below course)</b>						
1	UDEMY	Mirco Economics	<a href="https://www.udemy.com/topic/microeconomics/">https://www.udemy.com/topic/microeconomics/</a>			
2	Edx (MIT)	Mirco Economics	<a href="https://www.edx.org/course/mircoeconomics-I">https://www.edx.org/course/mircoeconomics-I</a>			
3	Coursera (ILLINOIS)	Mirco Economics Principles	<a href="https://www.coursera.org/learn/mircoeconomics">https://www.coursera.org/learn/mircoeconomics</a>			

## Second Semester

### ECO 103 Macro Economics

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

L	T	P	C
4	0	0	4

#### Learning Outcomes:

Upon completion of the course the student will be able to:

- Understand the perspectives of macroeconomics.
- Understand about the financial markets and banking system in India.
- Know about the concept and measurement of money supply and inflation.
- Understand latest trends and impact of monetary, fiscal and globalization policies.
- Know about the concept of international trade as well as significance of various institutions (WTO, IMF, WB, and ADB).

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in taking at least one question from each unit.

**Unit 1** Methods of Economic Analysis: Micro and Macro Economic analysis, Central Problems of Economic Systems, Solutions of central problems in different economies – Capitalist, Socialist and Mixed Economy.

**Unit 2** Economy as a circular flow of income and expenditure in two, three and four sector economies, Major leakages and injections. Concept and Components of National Income – GDP, GNP, NDP, NNP, Private income, Personal income and Personal disposable income.

**Unit 3** Inter-relationship among National Income aggregates, Methods of Measuring National Income- Product or value added method, Income method and Final Expenditure method, Precautions and limitations of various methods, Problems in the estimation of national income.

**Unit 4** Estimation of national income in India : a general discussion of the methods and difficulties, National Income and Welfare, problem of inflation-cause & remedies.

**Unit 5** Factor Influencing Consumption, Investment and Introduction to business cycles, Role& Instrument of Fiscal & Monetary Policy.

**Suggested Readings:**

1. Ahuja, H. L. (2017). Macro Economic Theory and Policy (20th ed.). New Delhi: S. Chand and Co.
2. Dwivedi, D. N. (2015). Managerial Economics (8th ed.). New Delhi: Vikas Publications.
3. Dwivedi, D. N. (2015). Macro Economics Theory & Policy (4th ed.). New Delhi: McGraw Hill Education (India) Pvt. Limited.
4. Hajela, T. N. (2009). Money and Banking Theory with Indian Banking (8th ed.). New Delhi: Ane Books Pvt. Ltd.
5. Jhingan, M. L. (2016). Macro Economic Theory (12th ed.). Delhi: Vrinda Publication (P) Ltd.
6. Mishra, S. (2012). Banking Law and Practice (2nd ed.). New Delhi: S. Chand and Co.
7. Ohri, V. K., & Jain, T. R. (2015). Macro Economics. New Delhi: V.K. Global Publications.
8. Varshney, R. L., & Maheshwari, K. L. (2014). Managerial Economics (22nd ed.). New Delhi: Sultan Chand & Sons.

**Suggested E-Learning Material:**

1. MSG. (2014). Principles of Managerial Economics. Retrieved from Managment Study Guide: <https://www.managementstudyguide.com/principles-managerial-economics.htm>
2. Mayank,K. (2018,September).Theories of International Trade. Retrieved from: <https://www.youtube.com/watch?v=uBp6secGhoE>
3. Economics on your tips (2016, August 22). Concepts of National Income. Retrieved from: <https://www.youtube.com/watch?v=95ijkT2vFJ4>
4. Jacob Clifford (2017, May 9). Macroeconomics-Everything you need to Know. Retrieved from <https://www.youtube.com/watch?v=MKO1icFVtDc>

## **LAW 102 Law of Consumer Protection and Motor Vehicle Act, 1988**

**Max. Marks : 100****(CA: 40 + ESA: 60)****L T P C****4 1 0 5****Learning Outcomes:**

- The students will have a comprehensive understanding about the existing law on consumer protection in India.
- The students will be aware of the basic procedures for handling consumer dispute and issues on motor vehicle.
- The students will be able to appreciate the emerging questions and policy issues in consumer law and motor vehicle law for future research

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Introduction:** Concept of Consumer Sovereignty, Need of Consumer Protection and Consumerism, Objective and the Legislative History, Nature of Liability, Protection of consumer Interest before enactment of Consumer Protection Act, 1986,



**Unit II** Consumer Interest under Law of Torts, Consumer interest under law of Contract, Consumer interest and Criminal Law , Doctrine of Caveat Emptor, consumer interest and Doctrine of Negligence.

**Consumer Protection Act, 1986:** Definition: Consumer, Consumer Dispute; Complaint, Complainant, Trader; Manufacturer Service, Unfair Trade Practice, Defect and deficiency, Restricted Trade Practices.

**Unit III Consumer Rights and Consumer Protection Council:** Objective, Composition and Procedures of Central, State and District Consumer Council, Executive efforts for Consumer Protection

**Consumer Dispute Redressal Agencies:** Establishment of Consumer Dispute Redressal Agencies, Procedure for filing and hearing of Complaint.

**Unit IV** Relief under Consumer Protection Act, 1986, Appeals and Revisions, Penalties, Permanent Lok Adalat under the Legal Services Authorities Act, Enforcement of Decrees and Order: Dismissal of Frivolous and Vexatious Complaints, Limitation.

**Unit V Motor Vehicle Act, 1988:** Compulsory Insurance, Nature and extent of Insurer's liability, Claims tribunal and award of compensation.

#### **Leading Cases:-**

1. Spring Meadows Hospital v/s Harjal Ahluwalia, 1998 (4) SCC 39
2. Indian Medical Association v/s V.P. Shantha, (1995) 6 SCC 651
3. Lucknow Development Authority v/s A.K. Gupta, AIR 1994 SC 787
4. Konark Roller Flour Mills Pvt. Ltd. v/s New India Assurance Co. Ltd. (2003) 3 SPR 47 (NC)
5. U.T. Chandigarh Adm. & another v/s Amarjeet Singh, 2009 (4) SCC 660
6. New India Assurance Co. Ltd. v/s M/s Shiva Lal Ramesh Chand, AIR 2008 SC 2620
7. Anita Bhaita v/s Kenan Airways, (2004) ICPIJ. 58 (N.C.)
8. Awaz v/s R.B.I, AIR 2008 (NOC) 2528 (NCC)
9. Goltish Scale & System Pvt. Ltd. v/s Gurumuk Singh, (2003) 3 CPR 4 (NC)

**Suggested Readings:**

1. Tripathi, S.C,(2008) *The Consumer Protection Act*, Allahabad: Allahabad: Central Law Publication
2. Bangia, R.K, Consumer Protection Law, Faridabad: Allahabad Law Agency, 2009
3. Bangia, R.K,(2001) *Law of Torts*, Faridabad: Allahabad Law Agency
4. Rao, Y.V,(1986) *Commentary on Consumer protection Act*, Hyderabad: Asia Law House
5. Ratanlal and Dhirajlal,(2009) *The Law of Torts*, Nagpur: Butterworths.

**Suggested E-Learning Material:**

1. Hamilton, Walton H., "The Ancient Maxim Caveat Emptor" (1931). Faculty Scholarship Series. Paper 4668. Retrieved from <https://pdfs.semanticscholar.org/4a26/b6b8dc9099e053266ec7c7a55ed8a0b6ebd6.pdf>.
2. Caveat Emptor: Retrieved from: <https://www.hg.org/legal-articles/let-the-buyers-beware-caveat-emptor-1951>
3. Roy Kumar Amar, From Caveat Emptor To Caveat Venditor: A Paradigm Shift: Retrieved From: [http://ijlljs.in/wp-content/uploads/2016/07/Research\\_Paper.pdf](http://ijlljs.in/wp-content/uploads/2016/07/Research_Paper.pdf)
4. A study on unfair trade practices in India: Retrieved From: <http://jcil.lsyndicate.com/wpcontent/uploads/2018/08/A-STUDY-ON-UNFAIR-TRADE-PRACTICES-IN-INDIA-8.pdf>
5. Cindy C. Heenan, Consumer Protection - The Unfair Trade Practices Act and the Insurance Code: Does Per Se Necessarily Preempt? - Pearce v. American Defender Life Insurance Co., 10 Campbell L. Rev. 487 (1983). Retrieved from: Co. <https://scholarship.law.campbell.edu/cgi/viewcontent.cgi?article=1164&context=clr>
6. Shekhar Sonika, Unfair Trade Practices and Restrictive Trade Practices (2018) Retrieved from: <https://lawtimesjournal.in/unfair-trade-practices-and-restrictive-trade-practices/>
7. Sandesara J.C, Restrictive Trade Practices in India, 1969-91: Experience of Control and Agenda for Further Work: Retrieved from: <https://www.jstor.org/stable/pdf/4401594.pdf>
8. Chakravarty Sangeeta, Third Party Insurance in India, Retrieved from: <http://www.legalserviceindia.com/article/1264-Third-Party-Insurance.html>

## LAW 104 Law of Contract – II (Special Contract)

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

**L T P C**

**4 1 0 5**

### **Learning Outcomes:**

- The students will be able to analyze the implications of a contractual arrangement falling under any of the discussed head of special contracts.
- The students will be able to determine the legality of the transactions and also the rights and duties of the parties thereto
- The students will be able to purposefully deal with the disputes arising out of such contractual arrangements.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I E-Contracts:** Legal Principle & Practice, Emergence of E-Contracts, Types of Electronic & Online Contracts, Relevant Legal Principles to Online Contract Formation.

**Unit II Contract of Indemnity:** Nature of Contract of Indemnity, Rights of Indemnifier and Indemnity Holder, Liability of Indemnity Holder, Commencement of Indemnity, Right of Indemnity Holder when Sued, Indemnity for act done at another request, Differentiate Indemnity and Guarantee, Indemnity and Insurance.

**Contract of Guarantee:** Nature of Contract of Guarantee, Kinds of Guarantee, Consideration for Guarantee, Continuing Guarantee, Revocation of Continuing Guarantee, Bank Guarantee, Guarantee and Insurance, Surety, Rights and Liabilities of Surety and Discharge of surety's Liability.

**Unit III Contract of Bailment and Pledge:** Nature of Bailment, Types of Bailment, Bailment and Agency, Bailment and Instruments, Bankers, Carriers, Hire of Goods, Right of Lien, Hypothecation.

**Contract of Agency:** Agent and Principal Definition, Nature of Agency, Formation for Contract of Agency, Fiduciary Relationship, Modes of Termination of Agency, Rights and Duties of Principal and Agent, Right and Liabilities of Undisclosed Principal, Personal liability of Agent, Types of Agent and Sub Agent.

**Unit IV Sales of goods Act:** Nature and Definition of Contract of Sale of Goods, Conditions of Warranties: Meaning and inter se relations, Rule of Caveat Emptor: Meaning, relevance and exceptions, Role relating to transfer of title, Unpaid Seller: Meaning and Rights, Hire -Purchase Agreement: Meaning, form, contents and distinction between sale and hire-purchase agreement.

**Unit V Partnership Act :** Nature and Definition of Partnership, essentials of the determination of the existence of partnership, relationship of partnership with other forms of business organization, non-partnership interests, Partner by holding out, Minor and partnership firm, Registration of partnership firms and effects of its non-registration, Dissolution of Partnership firms.

#### **Leading Cases:**

1. Gajanan Moreshwar v/s Moreshawar Madam, (1942) AB 304
2. Adamson v/s Jarvis, (1827) 4 Bing 66, 130 ER 693
3. Shaw & Co. v/s Symmons & Sons, (1917) 1 KB 799
4. Revenue Authority v/s Sudarshan Pictures, AIR 1968 Mad. 319
5. Bank of Maharastra v/s Pandurange Keshav Gorvardhan, AIR 2013
6. W.H. Smith & Sons v/s Clinton
7. N.R. Srinivasa Aiyer v/s New India Assurance Co., AIR 1983 SC 905
8. Central National Bank v/s United Industrial Bank, AIR 1954 SC 181
9. Union of India v/s R. Gandhi, President, Madras Bar Association (Civil appeal No. 3067 of 2004)
10. Madras Bar Association v/s Union of India (Civil appeal No. 3717 of 2005) SC 2010

**Suggested Readings:**

1. Singh, Avtar. (2008). *Law of Contract and Specific Relief*. Lucknow: EBC.
2. Mulla and Pollock (2012) *Law of Contracts*. Nagpur: Lexis Nexis Butterworths Wadhwa.
3. Kapoor, Dr. S.K. (2017). *Contract II along with Sale of Goods Act and Partnership Act*. Central Law Agency.
4. Rao, S. V. Joga. (2003). *Computer Contract & Information Technology Law*. Nagpur: Wadhwa & Company.
5. Sarkar, M.C, (2001). *Sakar's on Specific Relief Act*. New Delhi: Wadhwa & Company,
6. Beatson, J, Anson's (2005). *Law of Contract*. New York: Oxford University Press.

**Suggested E-Learning Material:**

1. Toppo Ankita & Tiwari Sanchita (2018 May). Contract of Indemnity Case Laws. *International Journal of Scientific Engineering and Research*. Retrieved from <http://www.ijser.in/archives/v6i5/IJSER172511.pdf>
2. Pandey Anubhav (2017 May, 22). Law relating to Indemnity in India. Retrieved from <https://blog.ipleaders.in/laws-indemnity/>
3. Pandey Anubhav (2017 July, 26). Everything you need to know about contract of Gurantee. Retrieved from <https://blog.ipleaders.in/everything-need-know-contract-guarantee/>
4. Agarwal Sakshi (2018 August, 10). Contract of Bailment and Pledge. *Law Time Journal*. Retrieved from <https://lawtimesjournal.in/contract-of-bailment-and-pledge/>

## LAW 106 Legal English

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

**L T P C**

**4 1 0 5**

### **Learning Outcomes:**

- The Students will be able to Command the language which is an essential quality of a lawyer.
- The Students will be able to understand writings of eminent jurists.
- The Students will be able to develop skill of articulation and effective writing.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I** Introduction: Language and the Law – Legal Language: meaning, scope and problems; Constitutional Provisions relating to Language; Language of Legislation of Union and States; Language problem in Drafting of the Documents/ Judgments; Language to be used in representations for redress of grievances etc.

**Unit II** Legal Vocabulary, Glossary: Act of God, Affidavit, Adverse possession, Anticipatory Bail, Amicus curiae, Benefit of doubt, Civil rights, Compounding of offence, Contempt of Court, Constitutionality of an Act, Rarest of Rare, Per incurium, FIR, Natural justice, Secularism, Uniform Civil Code, Locus standi, Laissez-faire, Moral turpitude, Parens patriae, etc. (*The list is illustrative only*); General principles governing Legal Drafting, Framing Issues, etc.

### **Unit III Legal Maxims:**

1. Actus non facit reum nisi mens sit rea (The act itself does not constitute guilt unless done with a guilt intent).
2. Actio personalis moritur cum persona (A personal right of action dies with the person).

3. Audi Alteram Partem (Non man shall be condemned unheard).
4. Communis error facit jus (Common error sometimes makes law).
5. Delegatus non potest delegare (Delegate cannot further delegate).
6. Ex nudo pacto non oritur actio (No cause of action arises from a bare promise).
7. In pari delicto potior est condition defendantis (Where the parties are equally at guilt, the defendant is better placed).
8. Generalia specialibus non derogant (General things do not derogate from special things).
9. Ignorantia facti excusat, ignorantia juris non excusat (Ignorance of fact excuses, ignorance of law does not excuse).
10. Omnia praesumuntur contra spoliatores (All things are presumed against a wrong doer).
11. Qui facit per alium facit per se (He who does an act though another is deemed in Law to do it himself).
12. Respondeat superior (Let the principal be held responsible).
13. Res ipsa loquitur (The thing itself speaks).
14. Sic utere tuo ut alienum non laedas (Enjoy your property in such a manner as not to injure that of another person).
15. Ubi jus ibi remedium (Every right has a remedy).
16. Volenti non fit injuria (Damage suffered by consent is not a cause of action).
17. Salus populi est suprema lex (Regard for the public welfare is the highest law).
18. Rex non-potest peccare (The king can do no wrong).

19. *Vigilantibus non dormientibus, jura Subveniut* (The laws give help to those who are vigilant and not to those who sleep over their rights).

(Note: *The list is illustrative only*)

#### **Unit IV Selected Judgements for Case-Study:**

1. *Rylands v. Fletcher*, (1868) L.R. 3 H.L. 330
2. *Mohori Bibee v. Dharmodas Ghose*, Privy Council, (1903) 30 IA 114
3. *In Re: Vinay Chandra Mishra*, Contempt petition (Criminal) No. 3 of 1994
4. *Keshavanand Bharati v. State of Kerala*, AIR 1973 SC 1461
5. *Reg v. Govinda* 1876 ILR 1Bom. 342
6. *Salomon v. Salomon & Co.* (1897)AC 22
7. *National Legal Services Authority v. UOI*, W. P. (Civil) No.400 of 2012, D/-15/04/2014
8. *Dr. Balram Prasad v. Dr. Kunal Saha & Ors* Civil Appeal No.2867 OF 2012, D/- 24/10/2013 (Note: *The list is illustrative only and may include other landmark judgments*)

**Unit V** Notices: Name change, Degree/Certificates lost, Removal of Agent /Representative/Partner, Company meeting etc; Legal Comprehension including Précis/letter/ essay writing.

#### **Suggested Readings:**

1. Ishitiaque A. (1978). *Law and Language*. Aligargh; University Publishers.
2. Sengupta, Ajit K, Maumder's (2005) *Law Relating to Notices*, Kolkata: Eastern Law House Pvt. Ltd
3. Mogha G.C, Mogha's (2009). *Law of Pleadings in India with precedents*. (17th ed). Lucknow: Eastern Book Company.
4. Shrivastava J.M, Mogha's (2009) *Indian Conveyancer*. 14th ed. Lucknow: Eastern Book Company.



5. Broom's (2011) *Legal Maxims*, (11th ed.) New Delhi: Universal Publishing Ltd.
6. Trayner's (2010) *Legal Maxims*, New Delhi: Universal Publishing Ltd.
7. Sridhar, M. (2012). *Legal Language*. Hyderabad: Asia law House.
8. Prasad A. (2011). *Outlines of Legal Language in India*. Allahabad: Central Law Publications
9. Tripathi, S.C. (2005). *Legal Writing and General English*. New Delhi: Central Law Publications

### **Suggested E-Learning Material:**

1. Smith, Y. (1943). Legal English. *The News Letter of the College English Association*, 5(7), 1-1. Retrieved from <http://www.jstor.org/stable/44402591>
2. Morawski, L. (1999). Law, Fact and Legal Language. *Law and Philosophy*, 18(5), 461-473. Retrieved from <http://www.jstor.org/stable/3505140>

## **POL 106 Political Obligations**

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

<b>L</b>	<b>T</b>	<b>P</b>	<b>C</b>
<b>4</b>	<b>0</b>	<b>0</b>	<b>4</b>

### **Learning Outcomes:**

After completion of the course students will be able to

- Understand the concept and theories of political obligation.
- Aware about political obligation of individual towards state.
- Analyze the political obligation in present scenario.

**Unit 1** Introduction to Political Obligation, Meaning, nature and Scope of Political Obligation, Evolution of the concept of political obligation, contemporary developments, Political obligation and right, Political, obligation and Duties.

- Unit 2** Theories of Political obligation, T.H. Green on Political obligation, Moral or Ethical foundations of Political obligation, Ancient Indian ideas and Institutions on Political obligation.
- Unit 3** Dimensions of Political obligations in a modern State, Political, Membership and political obligation.
- Unit 4** Political Obligation and the right to dissent, legal issues, social issues, political issues, Right to disobey the law, D.H. Thoreau and Gandhian Principles.
- Unit 5** Political Obligation and Revolution, Role of State in balancing political obligations, Role of international society in political obligation of a State.

### **Suggested Readings:**

1. Horton, J. (1992). *Political obligation*. London, U.K.: MacMillan.
2. Gilbert, M. (2006). *A Theory of political obligation: membership, commitment and the bonds of society*. London, U.K.: Clarendon Press.
3. Raphael, D.D., & Green, T.H. (2008). *Political obligation*.

### **Suggested E-Learning Material:**

- <https://epgp.inflibnet.ac.in/ahl.php?csrno=29> Annual Review of Political Science, <http://www.annualreviews.org/journal/polisci>, Annual Reviews
  - Revista CIDOB d'Afers Internacionals,
  - Political Methodology, <http://www.jstor.org/action/showPublication?journalCode=polimethod>, Oxford University Press; Society for Political Methodology
  - Annual Review of Political Science <http://www.annualreviews.org/journal/polisci>
- PS: Political Science and Politics <http://www.jstor.org/action/showPublication?journalCode=pspolisciepoli>
-

### B.A.LL.B:List of Alternate Online courses

S No	Agency/ Portal	Name of course	Durati on	(Core/ Elective / Rea- ding Elec- tive)	Cre dit poin t (s)	URL
<b>B.A.LL.B.- II Macro Economics(Students have to enroll in any one of the below course)</b>						
1	UDEMY	Basic Econom ics (Macro Econom ics)	45 Lectur es	Core Course		<a href="https://www.udemy.com/egg-timer-economics-3/">https://www.udemy.com/egg-timer-economics-3/</a>
2	Edx (UC3M)	Fundam entals of Macro Econom ics	38 Lectur es	Core Course		<a href="https://www.edx.org/course/fundamentals-of-macroeconomics-0">https://www.edx.org/course/fundamentals-of-macroeconomics-0</a>
3	Coursera (Univer- sity of Cali- fornia)	The Power of Macro Econom ics	45 Lectur es	Core Course		<a href="https://www.coursera.org/learn/principles-of-macroeconomics">https://www.coursera.org/learn/principles-of-macroeconomics</a>

## Third Semester

### ECO 205 Theories of Development and Indian Economics

**Max. Marks : 100**

**L T P C**

**(CA: 40 + ESA: 60)**

**4 0 0 4**

#### **Learning Outcomes:**

Upon completion of the course the student will be able to

- Acquainted with comprehensive knowledge of the conditions and limitations of the developing system of India.
- Understand the indicators to measure economic development
- To impart the knowledge of capital formation in India
- Understand different aspects of agricultural sector and industrial sector

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit 1 Economic Development and Growth:** concept of development, human right dimension in economic growth, economic development and economic growth, features and indicators of economic development – vicious cycle of poverty and determination of BPL – indicators of development and growth

**Unit 2 Capital formation** – significance of capital formation, capital formation during pre and post independence period.

**Strategies of economic growth** – balanced Vis- a- Vis unbalanced growth, features and distinctions, sustainable development, requirements and strategies.

**Unit 3 Problem of Agrarian economy in India:** Subdivision and fragmentation, unorganized labour, paucity of agricultural capital and issues on corporatization of agriculture – issues of agricultural marketing and commodity market.

**Problem of Industrial economy in India:** Controversy on acquisition of land for industry, critical issues of industrial labour and labour legislation, domestic capital and foreign capital, various issues, limited liability and bankruptcy issues.

**Unit 4 Poverty and PDS** –determination of BPL under World Bank standard – Various issues on PDS – Food security, Problem of unemployment, under-employment and features– remedial measures, production problem.

**Unit 5** Revenue Commission – various types of taxation in India – overview Special Economic Zones – various considerations and issues, Black Money and corruption.

### **Suggested Readings:**

1. Misra, S. K., &Puri, V. K. (2011). *Indian Economy* (p. 174). Himalaya Publishing House.
2. Agrawal, A. N. (2015). *Indian Economy*. New Age International Pvt.
3. Dutt, R., &Sundaram, K. P. M. (2008). *Indian Economy*, S Chand & Co. *New Delhi*.
4. Dhingra, I. C. (1998). *The Indian Economy*. *Sultan Chand & Sons*.
5. Dewett, K. K., Verma, J. D., & Sharma, M. L. (1994). *Elementary Indian Economics*. *Chand and Company Ltd., New Delhi*.
6. Dewett, K. K., Varma, J. D., & Sharma, M. L. (1992). *Indian Economy*, New Delhi, *S. Chand and Company Ltd*.

### **Suggested E-Learnings Material:**

1. Nandi, S., &Gamkhar, S. (2013). Urban challenges in India: A review of recent policy measures. *Habitat International*, 39, 55-61.
2. Kumar, N., & Pradhan, J. P. (2002). Foreign direct investment, externalities and economic growth in developing countries: Some empirical explorations and implications for WTO negotiations on investment. *RIS Discussion Papers*, 27, 2002.

3. Bardhan, P. (1999). The Political Economy of Development in India: Expanded edition with an epilogue on the political economy of reform in India. *OUP Catalogue*.
4. Nagaraj, R. (2000). Indian economy since 1980: Virtuous growth or polarisation?. *Economic and Political Weekly*, 2831-2839.
5. Ravallion, M., & Datt, G. (2002). Why has economic growth been more pro-poor in some states of India than others?. *Journal of development economics*, 68(2), 381-400

## LAW 202 Constitutional Law – I

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

**L T P C**

**4 1 0 5**

### **Learning Outcomes:**

- The student will able to understand the need for the constitution
- The student will able to explain the role of the constitution in a democratic society
- The student will able to list the key feature of the constitution
- The student will able to appreciate the fundamental right of the citizens of India.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Introduction: - Making Of Indian Constitution,** Salient features of the Indian Constitution, Nature of the Indian Constitution.

**Unit II Preamble, Territory, Citizenship: -** Preamble of Indian Constitution, Territory of India, Admission or Establishment of New States, Concept Of single Citizenship under Indian Constitution & Citizenship Act 1955 with latest amendments.

**Unit III The Union Executive: -** The President, Vice-President and Council of Ministers, The State Executive, The Parliament: - Composition, Legislative Procedure and Parliamentary Privileges, The State Legislature.

**Unit IV The Union Judiciary:** - The Supreme Court of India, the State Judiciary.

**Unit V Relations between the Union & the States:** - Legislative Relations, Administrative Relations & the Financial Relations; Emergency Provisions: - National Emergency, Failure of Constitutional Machinery in States, Financial Emergency

**Leading Cases:**

1. Keshavanand Bharti v. State of Kerala, AIR 1973 SC 1461
2. S.R. Bommai v. Union of India, AIR 1994 SC 918
3. Indra Sawhney v. Union of India, AIR 1993 SC 477
4. Menaka Gandhi v. Union of India, AIR 1978 SC 597
5. Bacchan Singh v. State of Punjab, AIR 1982 SC 1336
6. E.P. Royappa v. State of Tamil Nadu, AIR 1974 SC 555
7. M.Nagraj v. Union of India, AIR 2007 SC 71
8. Selvi v. State Karnataka, AIR 2010 SC 1974
9. Chairman, Rly. Board v. Chandrima Das, (2000) 25 SC 465
10. Minerva Mills v. Union of India, AIR 1980 SC 1789
11. Smt. Indra Nehru Gandhi v. Rajnarain, AIR SC 1951 SC 2299
12. A.D.M. Jabalpur v. A.K. Shukla, AIR 1976 SC 1207
13. I.R. Coleho v. State of T.N., 2007 (1) SC 137
14. Ajay Hasia v. Khalid Mujib, AIR 1981 DC 487

**Suggested Readings:**

1. Basu , D.D. (2008). *Constitutional Law of India*. Nagpur: Lexis Nexis.
2. Pandey , J.N. (2011). *Constitutional Law of India*. Allahabad: Central Law Agency.
3. Shukla, V.N. (1995). *Constitution of India*. Lucknow : Eastern Book Company.

4. Seervai, H.M. (2008). *Constitutional Law of India*. New Delhi: Universal Law Publication Company.
5. Kashyap, Subhash. (2008). *Constitution making since 1950*.
6. Dicey, A.V. (2008). *An Introduction to the Law of Constitution*, New Delhi: Universal Law Publication.

#### **Suggested E- Learning Material:**

1. Singh Dalal, Rajbir. (2009). Fundamental rights enshrined in Indian constitution Provisions and Practices. *Indian Political Science Association*. Retrieved from : <https://www.jstor.org/stable/42742760>
2. Ahmad, S. Waseem. & Ali, M. Ashraf.( 2006). Social justice and the constitution of india. *Indian Political Science Association*. Retrieved from: <https://www.jstor.org/stable/41856262>
3. Meston, Lord. (1923).The New Constitution of India. *Cambridge University Press on behalf of the British Institute of International and Comparative Law*. Retrieved from : <https://www.jstor.org/stable/753122>
4. Sharan, P. (1978). Constitution of India and judicial review. *Indian Political Science Association*. Retrieved from : <https://www.jstor.org/stable/41854873>
5. Basavaraju, C. (2009). Reservation under the constitution of India: issues and perspectives. *Indian Law Institute*. Retrieved from : <https://www.jstor.org/stable/43953443>

### **LAW 204 Family Law – I**

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

<b>L</b>	<b>T</b>	<b>P</b>	<b>C</b>
<b>4</b>	<b>1</b>	<b>0</b>	<b>5</b>

#### **Learning Outcomes:**

- The students will be able understand the vast discipline of Hindu Law and other Personal Laws.
- The students will be able understand the significance of Hindu Law and other Personal Laws.



- The students will be able get insight into various concepts of Hindu Law and other Personal Laws which will help in shaping their career as Judges, Lawyers, Academicians and Jurists.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Introduction to Family law:** Sources of Hindu Law, Application of Hindu Law, Nature and Origin of Hindu Law as Applied and Interpreted in India, Schools of Hindu Law, Migration and Change of Religion.

**Marriage:** Concept of marriage in Hindu Law – A sacrament or contract, Essentials of a Valid Marriage, Kinds of marriage and Effects of Void, Voidable and Valid Marriage, Forms of Marriage, Effects of Conversion.

**Joint Hindu Family:** Introduction, Coparcenaries, Karta-position and powers, Female may be a Karta or not, Religious and Charitable Endowment

**Law of Partition:** Concepts and Kinds, Who can Demand, Modes of Partition and Reunion, Deemed Partition.

**Unit II Dowry:** Concept of Dowry in Hindu Marriage, The Dowry Prohibition Act, 1961: Effects of Demand and Payment of Dowry

**Matrimonial Reliefs:** Concept and Meaning; Positive and Negative Remedies, Restitution of Conjugal Rights-Provisions in Hindu Law and other Personal Laws, Restitution of Conjugal Rights and Cruelty (Domestic Violence), Judicial Opinion regarding Constitutionality of the Remedy of Restitution of Conjugal Rights, Concept, Grounds and Effects of Judicial Separation, Theories of Divorce, Grounds of Divorce under Hindu Law, The Special Marriage Act, 1954, The Indian Divorce Act, 1869 and The Parsi Marriage and Divorce Act, 1936.

**Unit III Maintenance:** Provisions regarding Maintenance in Hindu Law and Christian Law, Implications of the Provisions in Cr. P.C. (Ss. 125-128) Judicial Approach.

**Guardianship and Adoption:** Laws of Guardianship, Types of Guardian, Requisites of a Valid Adoption, Adoption by Foreign Parents, Effects of Adoption, Adoption under Juvenile Justice (Care and Protection of Children) Act, 2000, Surrogacy

**Unit IV Testamentary Succession & Intestate Succession:** Will, Probate and Codicil, Execution, Attestation and Revival, Will under Hindu Law and Section 30 of Hindu Succession Act, 1956, General Principles of Succession under Hindu Law, Succession to Hindu Male, Succession to Hindu Female, Disqualified Heirs, Stridhan and Section 14 of Hindu Succession Act.

**Parentage and Legitimacy:** Brief Study of Section 112 of Indian Evidence Act, **Legitimacy-** Legal Status of Children Born of Void, Voidable Marriage under Hindu Law.

**Unit V Family Courts:** Object of the Family Courts Act, 1984, Powers, Functions, Jurisdiction and Critical Evaluation of Family Courts in India

**Uniform Civil Code:** Uniform Civil Code, Implications, Efforts of Judiciary and Indian Legislature.

### **Leading Cases:**

1. Bajrang Gangadhar Revdekar v. Pooja Gangadhar Revdekar A.I.R. 2010 Bom.
2. Samar Ghosh v. Jaya Ghosh, A.I.R 2007 SC 1000
3. Srinivas Kango v. Narayan Kango, AIR 1954, SC 379.
4. Guru Nath v. Kamla Bai, AIR 1955, SC 280.
5. Gopal Rao v. Sitaramamma, AIR 1964, SC 1970.
6. Angurbala Mullick v. Debabrata Mullick, 1951 S.C.R. 1125.
7. Sawan Ram v. Kalawati, A.I.R. 1967 S.C. 1761.
8. Audh Bihari v. Gajadhar, A.I.R. 1954, S.C. 417
9. Dastane v. Dastane, AIR 1975 SC 1534

10. Hanuman Prasad v. Mussamat Babooee, 6 Moore's Ind. App. 393 (PC)
11. Danial Latifi v. Union of India, (2001) 7 SCC 740

### **Suggested Readings:**

1. Kusum. (2015). *Family Law-I* (4<sup>th</sup> ed.). Gurgaon: LexisNexis.
2. Saxena, Poonam Pradhan. (2019). *Family Law-II* (4<sup>th</sup> ed.) Gurgaon: LexisNexis.
3. Kesari, U.P.D. (2018). *Mordern Hindu Law* (11th ed.). Allahabad: Central Law Publications.
4. Diwan, Paras. (2018). *Mordern Hindu law* (23<sup>rd</sup> ed.). Faridabad: Allahabad Law Agency.
5. Malik, Sumeet. (2016). *B.M Gandhi's Hindu Law* (4<sup>th</sup> ed.) Lucknow: Eastern Book Company
6. Pillai, K.N. Chandrashekharan. (2017). *R.V Kelkar Lectures on Criminal Procedure Code* (6<sup>th</sup> ed.). Lucknow: Eastern Book Company.
7. Thakker 'Takwani', C. K., Thakker, M.C. (2014). *Criminal Procedure* (4<sup>th</sup> ed.). Gurgaon: LexisNexis.
8. Singh, Avtar (2018). *Principles of The Law of Evidence* (23<sup>rd</sup> ed.). Allahabad: Central Law Publications.
9. Ahmad, Aqil. (2016). *Mohammedan Law* (26<sup>th</sup> ed.). Allahabad : Central Law Agency
10. Mishra Rangnath, Chauhan B.S., Kumar Vijender. (2014). *Mayne's Treatise on Hindu Law & Usage* (17<sup>th</sup> ed.) New Delhi: Bharat Law House.
11. Nagpal, R.C. (2008). *Modern Hindu Law* (2<sup>nd</sup> ed.) Lucknow: Eastern Book Company.
12. Desai, Satyajit A. (2018). *Mulla's Hindu Law* (23rd ed., Vols. 1-2) Gurgaon: LexisNexis.

**Suggested E- Learning Material:**

1. Kumari, V. (2014). JUVENILE JUSTICE BILL 2014 – A REGRESSIVE STEP. *Journal of the Indian Law Institute*, 56(3), 303-319. Retrieved from <http://www.jstor.org/stable/43953712>
2. Mathew, D. (2014). ARRIVING AT A SETTLEMENT UNDER FAMILY COURTS ACT, 1984: DECONSTRUCTING THE ROLE OF THE JUDGE OF THE FAMILY COURT AND COUNSELOR. *Journal of the Indian Law Institute*, 56(3), 376-385. Retrieved from <http://www.jstor.org/stable/43953715>
3. Jaisy, T. (2015). A Critique of Family Courts in India. Retrieved from [http://shodhganga.ac.in/bitstream/10603/166330/1/10\\_chapter3.pdf](http://shodhganga.ac.in/bitstream/10603/166330/1/10_chapter3.pdf).

**LAW 206 Law of Crimes – I (IPC)****Max. Marks : 100****L T P C****(CA: 40 + ESA: 60)****4 1 0 5****Learning Outcomes:**

- The students will get familiar to the principles of criminal law.
- The students will be able to expose the range of mental states that constitutes mens-rea essential for committing crime.
- The students will get acquainted to the latest developments and changes in the field of criminal law.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Introduction** – Nature and Concept, Origin of Criminal Law, History of the Indian Penal Code; Elements of Crime, actus reus, mensrea, Kinds of punishment; Jurisdiction of Indian Penal Code – Intra territorial and Extra territorial Jurisdiction

**Unit II Definitions** – Public Servant (Section 21), Wrongful gain & Wrongful loss (Section 23), Dishonestly (Section 24), Fraudulently (Section 25), Act & Omission (Section 32, 33), Voluntarily (Section 39), Good faith (Section 52).

**Unit III General Exceptions** – Introduction, Burden of proof to prove and Exception, mistake of fact and the Mistake of Law, Accident, Necessity, Infancy, Insanity, Intoxication, Consent, Causing slight harm, Right of Private Defense.

**Unit IV Abetment, Conspiracy, Group Liability:** joint & constructive (Section 34, Sections 141, 149).

**Unit V Stages in the commission of crime, Attempt to commit offences, Offences against the State.**

**Leading Cases:**

1. J.D. Desai v. State of Bombay, AIR 1960 SC 889
2. Mehboob Shah v. Emperor, AIR 1943 P.C. 188
3. MH. Hoskot v. State of Maharashtra AIR 1978 SC 1548
4. Queen v. Dudley and Stephen, (1884) 14 & BD 273
5. Topan Das v. State of Bombay, AIR 1956 SC 33
6. Tara Singh v. State of Punjab, AIR 1951 EP 27
7. Kedar Nath v. State of Bihar, AIR 1962 SC 955
8. Sudhir Kumar Mukerjee v. State of W.B. AIR 1962 SC 2655

**Suggested Readings:**

1. Ratanlal & Dhirajlal. (2011) Indian Penal Code, Nagpur: Lexis Nexis Butterworths,
2. Gaur, K.D. (2011) Indian Penal Code Universal Law Publisher Co. Pvt. Ltd.
3. Gaur, Hari Singh. (2006) Penal Law of India, Allahabad: Law Publisher.

**Suggested E-Learning Material:**

1. McBride, M. (2014). SECTION 300(C) OF THE INDIAN PENAL CODE: FROM FIRST PRINCIPLES. National Law School of India Review, 26(1), 77-86. Retrieved from <http://www.jstor.org/stable/44283783>
2. Rao, S. (1996). TAKING OFFENDING SPOUSE SERIOUSLY. Journal of the Indian Law Institute, 38(4), 502-506. Retrieved from <http://www.jstor.org/stable/43951664>

3. Chandra, G. (1966). MR. JUSTICE GAJENDRAGADKAR AND CRIMINAL LAW. Journal of the Indian Law Institute, 8(4), 588-605. Retrieved from <http://www.jstor.org/stable/43949922>
4. Jolly, S., & Raste, M. (2006). RAPE AND MARRIAGE: REFLECTIONS ON THE PAST, PRESENT AND FUTURE. Journal of the Indian Law Institute, 48(2), 277-284. Retrieved from <http://www.jstor.org/stable/43952037>
5. Sharma, A. (2008). Section 377: No Jurisprudential Basis. Economic and Political Weekly, 43(46), 12-14. Retrieved from <http://www.jstor.org/stable/40278169>

### **POL 203 International Relations**

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

**L T P C**

**4 0 0 4**

#### **Learning Outcomes:**

After completion of the course student will be able to:

- Understand the concept of international relations and foreign policies.
- Aware about India's relation with US, Pakistan and china.

Analyze the international relations and foreign policies.

**Unit 1 International relations:** Meaning, Nature and Scope, Theories in international relations: Idealism, Realism, National Interest: Meaning and Elements, Balance of Power: Meaning and Feature.

**Unit 2 United Nations:** Organs and functions Achievement and Limitations.

**Unit 3 Foreign policy :** Meaning and Determinants, Foreign Policy of India.

**Unit 4** India's relations with US, Pakistan and China in new millennium.

**Unit 5 Nuclear Issues and disarmament:** NPT, CTBT and India's Nuclear Policy, Regional organizations: NATO, OPEC. SAARC

#### **Suggested Readings:**

1. Ghai, U.R. (2003). *International politics: theory & practice*. Jhalandhar, India: New Academic Publishing.

2. Chandra,P.,&Arora,P.(2015). *Comparative politics & international relations*. New Delhi, India: Bookhives.
3. Dutta,V.P.(1993). *India's foreign policy*. New Delhi, India: NBT.
4. Kumar,M.(1967). *Theoretical aspects of international politics*. Agra, India: Shiva LalAgarwal.
5. Palmer,&Parkins(2010). *International relations*. New Delhi, India: AITBS.

#### **Suggested E-Learning Material:**

1. <https://epgp.inflibnet.ac.in/ahl.php?csrno=29>
  2. Presidential Studies Quarterly <http://www.jstor.org/action/showPublication?journalCode=presstudq>
  3. Review of International Studies <http://www.jstor.org/action/showPublication?journalCode=revinterstud>
- International Studies Quarterly <http://www.jstor.org/action/showPublication?journalCode=intestudquar>

#### **B.A.LL.B:List of alternate online course**

S No	Agency/ Portal	Name of course	Dura - tion	(Core/ Elective / Reading Elective)	Credit point (s)	URL
<b>B.A.LL.B.- III International Relations</b>						
1	Class central (Coursera)	Understanding International Relations Theory	50 Lectures	Core Course		<a href="https://www.classcentral.com/course/coursera-understanding-international-relations-theory-10434">https://www.classcentral.com/course/coursera-understanding-international-relations-theory-10434</a>

## Fourth Semester

### LAW 203 Constitutional Law – II

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

**L T P C**

**4 1 0 5**

**Learning Outcomes:**

- The student will develop an understanding of Fundamental rights, directive principles and fundamental duties.
- The students will learn the reasonable restriction imposed on various organs so far as the rights are being concerned.
- The students will be able to acquaint the scope and parameters of part III and part IV and part IV A of the Constitution.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Fundamental Rights in General:** Origin & Development, Importance of Fundamental Rights; **State:** Definition and Judicial Interpretations; The power of Judicial Review, Doctrine of Eclipse, Severability & waiver.

**Unit II Right to Equality** (Art. 14 to 18); **Right to Freedom** (Art. 19 to 20): Six freedoms, Restrictions, Protection in respect of conviction for offences – Protection against ex-post facto Law, Double Jeopardy and prohibition against self incrimination

**Unit III Protection of Life & Personal Liberty** (Art. 21); Right to Education – (Art.21-A); Safeguards against Arbitrary Arrest & Detention (Art.22)

**Unit IV Right against Exploitation** - (Art. 23-24); **Right to Freedom of Religion** – (Art. 25-28); **Cultural & Educational Rights** – (Art. 29-30); **Right to Constitutional Remedies** - (Art. 32)

**Unit V Directive Principles of State Policy:** Importance & Relation with Fundamental Rights, Fundamental Duties; **Amendment of the Constitution:** Power & Procedure, Basic structure doctrine, **Right of Civil Servants.**



**Leading Cases:**

1. Hussain Ara Khatoon v. State of Bihar, AIR 1979
2. M.C. Mehta v. Union, AIR 1987 SC 1086
3. Menka Gandhi v. Union, (1978) 1 SCC 248
4. Peoples Union for Civil Liberties v. Union AIR 2005 SC 2419
5. State of Madras v. K.M. Raja Gopalan, AIR 1955 SC 817
6. Vineet Narain v. Union AIR 1998 SC 889
7. Vishakha v. State of Rajasthan (1997) 7 JT SC 384
8. Upendra Baxi v. State of UP, AIR 1987 SC 191
9. M/s Zee Tele Films v. Union, AIR 2005 SC 2677
10. Bandhuwa Mukti Morcha v. Union, AIR 1984 SC 802

**Suggested Readings:**

1. Basu, D.D. (2008). Constitutional Law of India, Nagpur: Lexis Nexis Butterworths Wadhwa.
2. Pandey, J.N. (2011). Constitutional Law of India, Allahabad: Central Law Agency.
3. Shukla, V.N. (2011). Constitution of India, Lucknow: Eastern Book Co.
4. Seervai, H.M. (2008). Constitutional Law of India, Ed. N.M. Tripathi
5. Dashyp, S. (Latest Edn.) Constitution Making, Since 1950, New Delhi: Universal Law Publishing Co. Ltd.
6. Dicey A.V. (2008). An Introduction to the Law of Constitution, Lighting Source inc.

### **Suggested E –Learning Material:**

1. A David Ambrose. (2013). DPSP and Distribution of material resources with special reference to natural resources – Recent Trends. Journal of the Indian Law Institute.
2. British Institute of International and Comparative Law. (2006). Fundamental Rights. Cambridge University Press from [https://www.jstor.org/stable/pdf/4092627.pdf?ab\\_segments=0%252Ftbsub-1%252F relevance\\_config\\_with\\_defaults&refreqid=excelsior%3Adc4871be427d5b72379652454b97bed8](https://www.jstor.org/stable/pdf/4092627.pdf?ab_segments=0%252Ftbsub-1%252F relevance_config_with_defaults&refreqid=excelsior%3Adc4871be427d5b72379652454b97bed8)
3. Udit Raj Rai. (1994). Reach of Fundamental Rights. Journal of the Indian Law Institute from [https://www.jstor.org/stable/pdf/43952346.pdf?ab\\_segments=0%252Ftbsub-1%252F relevance\\_config\\_with\\_defaults&refreqid=excelsior%3Aa45a4a55ec7f4bfb09668cdaa0c2843e](https://www.jstor.org/stable/pdf/43952346.pdf?ab_segments=0%252Ftbsub-1%252F relevance_config_with_defaults&refreqid=excelsior%3Aa45a4a55ec7f4bfb09668cdaa0c2843e)
4. R. S. Gae. (1967). AMENDMENT OF FUNDAMENTAL RIGHTS. Journal of the Indian Law Institute from [https://www.jstor.org/stable/pdf/43949952.pdf?ab\\_segments=0%252Ftbsub-1%252F relevance\\_config\\_with\\_defaults&refreqid=excelsior%3Aa369d70065425cdc6dc9a0986bb7a880](https://www.jstor.org/stable/pdf/43949952.pdf?ab_segments=0%252Ftbsub-1%252F relevance_config_with_defaults&refreqid=excelsior%3Aa369d70065425cdc6dc9a0986bb7a880)
5. Samirendra Nath Ray. (1968). THE CRISIS OF JUDICIAL REVIEW IN INDIA. The Indian Journal of Political Science from [https://www.jstor.org/stable/pdf/41854244.pdf?ab\\_segments=0%252Ftbsub-1%252F relevance\\_config\\_with\\_defaults&refreqid=excelsior%3A31935030e0e8cd81bcd69df518637ab5e](https://www.jstor.org/stable/pdf/41854244.pdf?ab_segments=0%252Ftbsub-1%252F relevance_config_with_defaults&refreqid=excelsior%3A31935030e0e8cd81bcd69df518637ab5e)
6. Vibhuti Singh Shekhawat. (1994). JUDICIAL REVIEW IN INDIA: MAXIMS AND LIMITATIONS. The Indian Journal of Political Science from <https://www.jstor.org/stable/41858807>
7. Janki Kutti Amma. (1952). RIGHT TO EQUALITY. The Indian Journal of Political Science from [https://www.jstor.org/stable/pdf/42743401.pdf?ab\\_segments=0%252Ftbsub-1%252F relevance\\_config\\_with\\_defaults&refreqid=excelsior%3Abf0c3afde2e1c694957927c7caa69245](https://www.jstor.org/stable/pdf/42743401.pdf?ab_segments=0%252Ftbsub-1%252F relevance_config_with_defaults&refreqid=excelsior%3Abf0c3afde2e1c694957927c7caa69245)

8. Jack P. Greene. (2000). "A Plain and Natural Right to Life and Liberty": An Early Natural Rights Attack on the Excesses of the Slave System in Colonial British America. The William and Mary Quarterly from [https://www.jstor.org/stable/pdf/2674156.pdf?ab\\_segments=0%252Ftbsub-1%252Frelavance\\_config\\_with\\_defaults&refreqid=excelsior%3A4c6c14cb6359c7535c9b8ac6d489c3ab](https://www.jstor.org/stable/pdf/2674156.pdf?ab_segments=0%252Ftbsub-1%252Frelavance_config_with_defaults&refreqid=excelsior%3A4c6c14cb6359c7535c9b8ac6d489c3ab)
9. Rajeev Dhavan. (1987). Religious Freedom in India. The American Journal of Comparative Law from [https://www.jstor.org/stable/pdf/840167.pdf?ab\\_segments=0%252Ftbsub-1%252Frelavance\\_config\\_with\\_defaults&refreqid=excelsior%3Aa6ffa0e23858d12adf27b105d40db514](https://www.jstor.org/stable/pdf/840167.pdf?ab_segments=0%252Ftbsub-1%252Frelavance_config_with_defaults&refreqid=excelsior%3Aa6ffa0e23858d12adf27b105d40db514)
10. Jasodhara Bagchi. (2013). Towards Equality. Social Scientist from [https://www.jstor.org/stable/pdf/23610453.pdf?ab\\_segments=0%252Ftbsub1%252Frelavance\\_config\\_with\\_defaults&refreqid=excelsior%3A837704933e56d6f45f0616f06b619399](https://www.jstor.org/stable/pdf/23610453.pdf?ab_segments=0%252Ftbsub1%252Frelavance_config_with_defaults&refreqid=excelsior%3A837704933e56d6f45f0616f06b619399)

## LAW 205 Family Law – II

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

**L T P C**

**4 1 0 5**

### **Learning Outcomes:**

- The students will be able to understand the vast discipline of Muslim Law. Understanding the significance of Muslim Law.
- The students will be able understand the significance of Muslim Law.
- The students will be able get insight into various concepts of Muslim Law which will help in shaping their career as Judges, Lawyers, Academicians and Jurists.

**Unit I Introduction to Family Law:** Sources of Muslim Law, Application of Muslim Law, Nature and Origin of Muslim Law as Applied and Interpreted in India, Schools of Muslim Law, Migration and Change of Religion.

**Marriage:** Concept of Marriage in Muslim Law – A Sacrament or Contract, Essentials of a Valid Marriage, Kinds of Marriage and Effects of Void, Irregular and Valid Marriages, Effects of Conversion.

**Unit II Dower:** Concept of Dower in Muslim Law, Types of Dower, Nature of Dower -whether Inheritable and Transferable, Wife's Right of Retention of Property in lieu of Mahr, Effects of Non-Payment of Dower.

**Maintenance:** Provisions regarding maintenance for wife and other dependants in Muslim Law, Implications of the Muslim Women (Protection of Rights on Divorce) Act, 1986, Provisions in Cr. P.C. (Sec.125-128), Judicial Approach.

**Unit III Matrimonial Reliefs:** Theories of Divorce, Grounds & Kinds of Divorce under Muslim Law.

**Guardianship, Parentage and Adoption:** Laws of Guardianship, Type of Guardian, Legitimacy and Legitimation, Acknowledgement of Sonship under Muslim Law, Adoption under Muslim Law – Whether Recognized or Not?

**Unit IV Gift/Hiba:** Concept of Gift/Hiba under Muslim Law, Types of Gifts

**Wakf:** Concept of Wakf under Muslim Law; Object, Essentials and Kinds of Wakf; Doctrine of Mushaa; Mutawalli; Wakf and Sadaqah Distinguished.

**Unit V Testamentary Succession & Intestate Succession:** Will under Muslim Law, Will under Indian Succession Act, 1925, Law of Inheritance under Muslim Law, Intestate Succession under Indian Succession Act, 1925.

**Law of Pre-Emption:** Concept of Pre-Emption, Law of Pre-Emption or Shufaa under Muslim Law, Constitutional Validity of the Right of Pre-Emption.

**Leading Cases:**

1. Mohd. Ahmed Khan v. Shah Bano Begum & Ors, 1985 AIR 945 SCC (2) 556
2. Rosy Jacob v. Jacob A. Chakramakkal, 1973 AIR 2090, 1973 SCR (3) 918
3. Maina Bibi v. Chaudhary Vakil Ahmed, 2, I.A. 145
4. Immambandi v. Mutsaddi (1918) 45, I.A. 71
5. Amjad Khan v. Ashraf Khan, 56 I.A. 218
6. Audh Bihari v. Gajadhar, A.I.R. 1954, S.C. 417
7. Jafree Begum v. Amin Mohammed Khan, 7 All 822.
8. Mohd. Ahmed Khan v. Shah Bano Begum & Ors, 1985 AIR 945 SCC (2) 556
9. Sarla Mudgal v. UOI, AIR 1995 SC 1531
10. Danial Latifi v. Union of India, (2001) 7 SCC 740
11. John Vallamattom v. UOI, AIR 2003 SC 2902
12. Shayara Bano v. Union of India and others, Writ Petition (C) No. 118 of 2016

**Suggested Readings:**

1. Kusum. (2015). *Family Law-I* (4<sup>th</sup> ed.). Gurgaon: LexisNexis.
2. Saxena, Poonam. Pradhan. (2019). *Family Law-II* (4<sup>th</sup> ed.). Gurgaon: LexisNexis.
3. Ahmad, Aqil. (2016). *Mohammedan Law* (26<sup>th</sup> ed.). Allahabad: Central Law Agency.
4. Mahmood, Tahir. (2016). *The Muslim Law of India and Abroad* (2<sup>nd</sup> ed.). Gurgaon: Universal LexisNexis
5. Pillai, K.N. Chandrashekharan. (2017). *R.V. Kelkar Lectures on Criminal Procedure Code* (6<sup>th</sup> ed.). Lucknow: Eastern Book Company.
6. Thakker 'Takwani', C. K., Thakker, M.C. (2014). *Criminal Procedure* (4<sup>th</sup> ed.). Gurgaon: LexisNexis

7. Mulla, D.F. (2017). *Mulla's Principles of Mohamedan Law* (22<sup>nd</sup> ed.). Gurgaon: LexisNexis.
8. Saeed Manzar. (2015). *Commentary on Muslim Law in India* (2<sup>nd</sup> ed.). NewDelhi: Orient Publishing Company.
9. Siddiqui, Munir. Ahmad (2012). *Principles of Mohammedan Law* (2<sup>nd</sup> ed.). Allahabad : Dwivedi & Company.

#### **Suggested E- Learning Material:**

1. Habib, I. (2006). Muslims in India: Some Issues for State Action. *Social Scientist*, 34(3/4), 82-89. Retrieved from <http://www.jstor.org/stable/27644129>.
2. Subramanian, N. (2008). Legal Change and Gender Inequality: Changes in Muslim Family Law in India. *Law & Social Inquiry*, 33(3), 631-672. Retrieved from <http://www.jstor.org/stable/20108777>

### **LAW 207 Law of Crimes – II (IPC)**

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

L	T	P	C
4	1	0	5

#### **Learning Outcomes:**

- The students will get familiarize with the key concepts regarding crime and criminal law.
- The students will be able to learn various offences punishable under IPC.
- The students get acquainted to the latest developments and changes in the field of criminal law.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Offences against Public Tranquility** - Unlawful Assembly, Rioting & Affray; **False Evidence** – Giving False Evidence, Fabricating False Evidence.

**Unit II Offences against Human Body; Offence affecting Life** – Culpable Homicide, Murder Causing Death by Negligence, Dowry Death, Sexual offences: (Sections 375-377).

**Unit III** Abetment of suicide, Infanticide (Sec. 315); Hurt, Grievous Hurt; Wrongful restraint & Wrongful Confinement; Criminal Force & Assault; Kidnapping, Abduction.

**Unit IV Offences against Property** – Theft, Extortion, Robbery, Dacoity; Dishonest Misappropriation of Property and Criminal breach of Trust; Stolen Property, Dishonestly Receiving Stolen Property. Cheating, Mischief, Forgery, Criminal Trespass, House Breaking.

**Unit V Offences Relating to Marriage:** Bigamy; Adultery. Cruelty (Section 498A). **Defamation.**

**Leading Cases: -**

1. Major Singh v. State of Punjab, AIR 1967 SC 63
2. Yousuf Abdul Aziz v. State, AIR 1954 SC 321
3. K.M. Nanawati v. State of Maharashtra, AIR 1962 SC 605
4. State of A.P.U.R. Pannayya, AIR 1977 SC 45
5. S. Vardarajan v. State of Madras, AIR 1965 SC 945
6. Bharwala Bhoginbhai Hirjibhai v. State of Gujarat., AIR 1983 SC 1096
7. Common Cause, A Registered Society v. Union of India, AIR 1999 SC 2979
8. Inder Raj Malik v. Sunita Malik, (1986) Cr. L.J. 1510
9. M' Naghten's case, (1843) 10 Clark & Fennelly, 200-214 (H.L.)

**Suggested Readings:**

1. Misra, S.N., (11th Ed.) (2003). *Indian Penal Code*, Central Law Publication,
2. Gaur K.D. (2011). *Indian Penal Code*. Universal Law Publisher Co. Pvt. Ltd.

3. Gaur, K.D. (6th Ed.) (2009) *Criminal Law – Cases and Materials*. Lexis Nexis India.
4. Nigam, R.C. (1965) *Law of Crimes in India* (Vol. I). London, Asia Publishing House.
5. Raju, V.B. (4th Ed.) (1982) *Commentary on Indian Penal Code* (Vol. I & II)

**Suggested E-Learning Material:**

1. Bakshi, P. (1994). SUICIDE AND CRIMINAL LAW. *Journal of the Indian Law Institute*, 36(4), 522-524. Retrieved from <http://www.jstor.org/stable/43952373>.
2. Seshadri, P. (1965). THE CONCEPT OF "TAKING" IN RELATION TO THE OFFENCE OF KIDNAPPING. *Journal of the Indian Law Institute*, 7(4), 399-404. Retrieved from <http://www.jstor.org/stable/43949856>
3. Knox-Mawer, R. (1956). Defamation: Some Indian Precedents and the Common Law. *The International and Comparative Law Quarterly*, 5(2), 282-285. Retrieved from <http://www.jstor.org/stable/755851>
4. SEN, R. (2010). Law Commission Reports on Rape. *Economic and Political Weekly*, 45(44/45), 81-87. Retrieved from <http://www.jstor.org/stable/20787533>
5. S.L.A. (1958). Does Section 124-A, I.P.C. contravene Article 19(1)(a) of the Constitution? *Journal of the Indian Law Institute*, 1(1), 185-189. Retrieved from <http://www.jstor.org/stable/43952895>
6. Heong, Stanley Yeo Meng. "Rashness under Section 304a of The Penal Code: Ramlan Bin Salleh v. Public Prosecutor." *Malaya Law Review*, vol. 30, no. 1, 1988, pp. 172–177. Retrieved from [www.jstor.org/stable/24865482](http://www.jstor.org/stable/24865482).



## PUB 203 Basics of Public Administration

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

**L T P C**

**4 0 0 4**

### Learning Outcomes:

After completion of the course student would be able to

- Understand the foundation of subject in proper fashion.
- Comprehend the concept and application of good governance.
- Develop interdisciplinary insight about the subject.

**Unit 1** Public Administration: Meaning, Nature, Scope Importance of public Administration in Modern Society Evolution; Public and Private Administration; New Public Management and Good Governance.

**Unit 2** Theories of Organization: Scientific Management, Classical and Human Relations.

**Unit 3** Principles of Organization: Hierarchy, Span of Control, Unity of Command, Delegation and Co-ordination.

**Unit 4** Centralization, Decentralization, Line and Staff, Authority and Responsibility, Decision Making, Leadership.

**Unit 5** Personnel Administration: Meaning, Nature and Significance; Classification, Recruitment, Training and Promotion.

### Suggested Readings:

1. Avasthi, Amreshwar&Maheswari, Shriram, (2017). *Public Administration*. New Delhi: Lakshmi NarainAgarwal
2. Educational Publishers.
3. Fadia, B.L., (2017). *Public Administration (Administrative Theory and Concepts)*. Agra: SahityaBhawan Publication (Hindi & English)
4. GoelS.L. & Rajneesh, Shalini, (2002). *Public Personnel Administration Theory &Practice*.NewDelhi:Deep& Deep Publication.
5. Chakrabarty, B. & Chand, Prakash, (2017).*Public Administration from Government to Governance*.Jaipur: Orient Black Swan

6. Kataria , surendra, (2000). *Element of Public Administration*. Jaipur: RB SA Publisher.
7. वर्मा एस0 एल0, शर्मा बी0 एम0, (1990). प्रबन्धकीय लोक प्रशासन, राजस्थान हिन्दी ग्रंथ अकादमी, जयपुर
8. भौमरी चन्द्र प्रकाशउ, (1976). *लोकप्रशासन-सिद्धान्त एवं व्यवहार*, जयप्रकाश नाथ
9. Goel, S.L., (2005 ). *Public Administration: Administrative Theory & Practice*. New Delhi: Deep & Deep Publication.

#### **Suggested E-Learning Material:**

- <https://epgp.inflibnet.ac.in/ahl.php?csrno=30>
- Indian journal of public administration- <https://us.sagepub.com/en-us/nam/indian-journal-of-public-administration/journal202581#description>
- Journal of Public Administration Research and Theory: J-PART
- <http://www.jstor.org/action/showPublication?journalCode=jpubladmiresethe>

### **SOC 201 Essentials of Sociology**

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

<b>L</b>	<b>T</b>	<b>P</b>	<b>C</b>
<b>4</b>	<b>0</b>	<b>0</b>	<b>4</b>

#### **Learning Outcomes:**

After the completion of the course, the students will be able to

- Trace the development of sociology as a discipline.
- To explain the key concepts in sociology and its relationship with other social science disciplines.
- Write about the role of various institutions such as religion, marriage, family and kinship.
- Describe forms of stratification in society.

**Unit 1 The emergence of sociology** - Transition from social philosophy to sociology, Enlightenment-The Social, Economic and Political Forces: The French and Industrial Revolutions.

**Unit 2 Nature and Scope of Sociology** – Meaning and nature of Sociology, Concept of Society and Culture, Relationship with other social sciences; Social Anthropology, History, Political Science, Psychology and concept of groups; Institutions – Social structure and of social system.

**Unit 4 Role of religion in sociology**- Religious belief and rituals, religious groups, religion in social structure, Marriage and Family, forms of marriage, Unisexual and Bisexual marriage, Divorce, Kinship System.

**Unit 5 Social stratification** – Concept of class, Nature of Cast and Class, Family as the unit of class, Class Endogamy, functions and dysfunction of social stratification.

### **Suggested Readings:**

1. Aron, Raymond. (1956) (1982 reprint), *Main currents in sociological thought (2 volumes)*. Harmondsworth, Middlesex: Penguin Books.
2. Barnes, H.E. (1959). *Introduction to the History of Sociology*. Chicago: The University of Chicago Press.
3. Coser, Lewis A. (1979). *Masters of sociological thought*. New York: Harcourt Brace Jovanovich.
4. Cotterell, Roger. (1992). *Sociology of law*. New Delhi, Oxford: University Press.
5. Fletcher, R. (1994). *The making of sociology (2 volumes)*. Jaipur: Rawat Publishing.
6. Freeman, M. (2006). *Law and Sociology*. New Delhi: Oxford University Press.

7. Lucy M. (1997). *An Introduction to Social Anthropology*. New Delhi: Oxford University Press.
8. Marrison, K. (1995). *Marx Durkheim, Weber: Formation of Modern Social Thought*. London: Sage.
9. Ritzer, G. (1996). *Sociological Theory*. New Delhi: Tata Me Graw Hill Singh,
10. Singh, Y. (1986). *Indian Sociology; conditioning and emerging trends*. New Delhi: Vistaar.
11. Zeitlin, I. (1998). (Indian edition); *Rethinking sociology: A Critique of Contemporary Theory*. Jaipur: Rawat Publishing.

#### **Suggested E-Learning Material:**

- 1 Classical Sociological Theory, Platform: Utkal University, Link: [http://ddceutkal.ac.in/Syllabus/MA\\_SOCIOLOGY/MA\\_PAPER-3\\_CLASSICAL\\_SOCIOLOGICAL\\_THEORY.pdf](http://ddceutkal.ac.in/Syllabus/MA_SOCIOLOGY/MA_PAPER-3_CLASSICAL_SOCIOLOGICAL_THEORY.pdf)
- 2 Classical Theorists in Sociology, Platform: sesnyc.org, Link: <https://www.sesync.org/sites/default/files/education/sociology-2.pdf>

### **LAW 210P Internship Report and Viva-Voce**

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

**L T P C**

**0 0 4 2**

#### **Learning Outcomes:**

- The students will get familiarize with the various stages of trial in civil and criminal cases.
- The students will be exposed to real court experience and client interviewing at advocate chamber.
- The students will be get the exposure to the functioning of Law Firms, NGO and other institution where Law is Practiced.

The students of I and II year are required to undergo an Internship training during the vacation for eight week either at Law firm/NGO/Private practioners/Judges chamber.After completion of their Internship training, the students will be evaluated at the end of Fourth semester on the basis of their Inernship report and viva-voce.

NOTE: Course content is not required for this course.

**B.A.LL.B: List of alternate online courses**

<b>S N o</b>	<b>Agency/ Portal</b>	<b>Name of course</b>	<b>Dura- tion</b>	<b>(Core/El ective/ Reading Elective)</b>	<b>Cre dit poin t (s)</b>	<b>URL</b>
<b>B.A.LL.B.- IV Essentials of Sociology (Students have to enroll in any one of the below course)</b>						
<b>1</b>	Courses.com (Yale University)	Foundations of Modern Social Theory	45 Lectures	Core Course		<a href="https://www.courses.com/yale-university/foundations-of-modern-social-theory">https://www.courses.com/yale-university/foundations-of-modern-social-theory</a>
<b>2</b>	Coursera (Wellesley X)	Global Sociology	56 Lectures	Core Course		<a href="https://www.edx.org/course/global-sociology-wellesleyx-soc101x">https://www.edx.org/course/global-sociology-wellesleyx-soc101x</a>

## Fifth Semester

### LAW 301 Company Law

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

**L T P C**

**4 1 0 5**

**Learning Outcomes:**

- Demonstrate comprehensive and accurate knowledge, understanding of those areas of company law identified in the indicative syllabus.
- Critically analyse complex problems in relation to regulation of companies, apply the legal principles studied to these problems, evaluate competing arguments or solutions and present well supported conclusions both orally and in writing.
- Form a critical judgment on areas of controversy within the topics studied

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Introduction to Company Jurisprudence :** Origin and development of Company Law in India and in other provinces; Major legislations applicable to companies; Meaning and nature of company with emphasis on its advantages and disadvantages over other forms of business organizations; Kinds of Companies; **Consequence of Incorporation:** Corporate Personalities, Lifting and Piercing of the Corporate Veil.

**Unit II Promotion of Companies:** Position of Promoters; Pre-Incorporation Contract; Registration of Companies

**Formation of a Company:** Statutory Requirements and Nomenclature; Memorandum of Association and Article of Association, Doctrine of ultra vires, Doctrine of Indoor Management and Rule of Constructive Notice; Prospectus

**Unit III Members and Shareholders:** Acquisition and termination of membership; Share Holder's role in the Management of the Company; **Shares**– meaning nature and kinds, various right and duties attached to these Shares, Allotment of Shares, Pre-emptive rights.

**Company Management and Administration:** Directors – Legal Position of Directors; qualification, type; appointment of Board of Directors; duties and liabilities of director; Removal and Resignation of the Director; Independent Directors; Company Secretary - Qualifications and disqualifications, appointment, position, duties.

**Unit IV Capital Management:** Borrowing powers, Charges, Dividends, Debentures.

**Company Meetings:** Types of meetings, essential conditions of valid meetings, procedure for calling company meetings; Resolutions – Kinds and procedures relating thereto.

**The rule of Majority - Prevention of Oppression and Mismanagement;** Investigation into the affairs of Companies

**Unit V Corporate Restructuring** - modes; A brief introduction to Corporate Insolvency.

**Winding Up:** Modes of Winding up of companies; Official Liquidator - Appointment and Powers.

### **Leading Cases:**

1. Saloman v. Saloman & Co., (1895-99) All E.R. Rep 33.
2. State Trading Corporation of India v. CTO, AIR 1963 SC 1811.
3. Ashbury Railway Carriage & Iron Co. Ltd v. Riche, (1875) 44 L.J. Exch. 185.
4. Royal British Bank v. Turquand, (1856) 119 ER 886.
5. Shiromani Sugar Mills Ltd. v. Debi Prasad, AIR 1950 All 508.
6. LIC of India v/s Escorts Ltd., AIR 1986 SC 1370
7. Bamford v/s Bamford, (1968) 3 WLR 317

8. Shanti Prasad Jain v/s Kalinga Tubes, AIR (1965) SC 1535
9. Baji Rao v/s Bombay Docking Co., (1984) 56 Comp Cases 428 Bom
10. Davco Products Ltd. v/s Rameshwar Lal, AIR (1954) Cal 195
11. TM Mathew v/s Industrial Bank Ltd., (1972) 42 Comp Cases 55 Ker
12. Sajneev Kothari v/s Vasant Chordia, (2005) 66 CLA 45 CLB
13. Sikkim Bank Ltd. v/s RS Choudhary, (2000) Comp cases 187 Cal
14. Official Liquidator v Baroda Batteries v ROC, (1978) 48 Comp cases 120 Guj
15. Maharaja Exports v Appareals Export Council, (1986) 60 Comp Cases 353 Del

#### **Suggested Readings:**

1. Singh A. (2018). *Company Law*, Lucknow, EBC.
2. Kapoor G.K., Dhamija S. (2018). *Company Law and Practice*, New Delhi: Taxmann Publication Pvt. Ltd.
3. Paranjape N.V. (2017). *Company Law*, Allahabad: Central Law Agency (Latest Edition)
4. Gower, L.C.B., (2003). *Gower and Davies: The Principles of Modern Company Law*, Sweet and Maxwell
5. Company Cases (Law Journal)
6. Insolvency and Bankruptcy Code, 2016

#### **Suggested E- Learning Material:**

1. ICSI (2019, Feb 8). Retrieved from <https://www.icsi.edu/publication-icsi/>
2. Ministry of Corporate Affairs (2019, Feb 8). Retrieved from <http://www.mca.gov.in/MinistryV2/companiesact2013.html>
3. Insolvency and Bankruptcy Board of India (2019, Feb 8). Retrieved from <https://ibbi.gov.in/resources/articles>



## LAW 303 Forensic Science

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

L	T	P	C
4	1	0	5

### Learning Outcomes:

- The students will be able to know the importance of forensic science and medicine in resolving the legal matters, both civil as well as criminal.
- The students will be able to impart knowledge of the relation between law and medicine.
- The students will be able to understand the basic principles of crime scene investigation, including the recognition, collection, identification, preservation, and documentation of physical evidence form scene of crime

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Role of Forensic science in criminal and civil cases:** Forensic science and its historical perspective, role in criminal investigation and civil matters, Basic question in investigation-*Qui bono*, Scene of crime, Discovery of traces of physical evidences. **Principles governing forensic science:** Locard principle of exchange, Principle of individuality, Principle of analysis, Principle of comparison.

**Unit II The establishment of identity of individual:** Tattooing, mutilating, scars and moles, Anthropometric system , Photography, hair, Finger printing, poroscopy, DNA test, EEG (Through case study), brain mapping, lie detection test, Footprints and walking pattern. **Identification of fire arms and cartridges and related problems:** Types of fire arms and their use, Time of firing, Range of firing, Identification of fire arm with cartridge case and bullet.

**Unit III Medical Jurisprudence:** Definition and scope of medical jurisprudence, historical perspective, Examination of body fluid-blood, Blood grouping, semen, saliva, sweat etc.

**Human Body and Injuries Sustained:** Parts of human body, Human injuries, Mechanical: (blunt, sharp-edged, pointed sharp edged, firearm), Thermal: (heat, cold), Regional: injuries, Physical: (electric, lightening, radiation), Legal: (simple, grievous).

**Unit IV Autopsy and related aspects:** Death and its modes, medico-legal aspects, Autopsy-aims and objectives.

**Post mortem changes:** Earliest changes, post mortem staining, rigor mortis, Cadaveric spasm, putrefaction, mummification, adipocere formation.

**Death due to asphyxia:** (Hanging, strangulation, Suffocation, drowning) Hunger, Heat and Cold.

**Unit V a. Toxicology:** Poison and its medico legal importance, Law of poisons, Nature of poisoning- homicidal, suicidal, accidental, Routes of administration and fate of administration, Kinds of Poisons & their actions, Diagnosis of Poisoning.

**b. Classification of poison & Duty of Medical Practitioner in case of suspected poisoning:** Corrosives - Sulphuric acid, hydro chloric acid, nitric acid, Aqua Regia, Irritants- Inorganic poison – non-metallic and metallic (Phosphorous, Chlorine, Arsenic, Antimony, Mercury), Organic poison – vegetable poison (castor oil seeds, madar, aloes), animal poison (snakes), Mechanical – diamond dust, powered glass.

**c. Systemic poison:** Affecting brain-opium, barbiturates, alcohol, chloroform, dhatura, belladonna, affecting cardio vascular system- aconite, affecting respiratory system poisonous irrespirable gases (carbon monoxide, etc.).

**d. Diagnosis of poisoning in dead and living:** Modern identifying technique to identify the poisoning, Duty of medical practitioner in case of suspected poisoning.

**Suggested Readings:**

1. Modi,J.P.(2016).A Text-Book of Medical Jurisprudence and Toxicology. LexisNexis
2. Parikh.C.K.(2016).Parikh's Text Book of Medial Jurisprudence & Toxicology.CBS Publishers and distributors Pvt Ltd.
3. Sharma.B.R.(2016).Forensic Science in Criminal Investigation and Trials. Universal Law Publishing
4. Mahanta.P.(2014).Modern Textbook of Forensic Medicine and Toxicology. Jaypee publications.

**Suggested E-Learning Material:**

1. National Mission on Education through ICT , Forensic science- e-PG pathshala – inflibnet, Retrieved from  
<http://epgp.inflitnet.ac.in>,
2. Notes by Renzitte, Marcia/Forensic Science Lecture-Caldwell-West Caldwell Retrieved from <http://www.cwcboe/page/1087>

**LAW 305 Jurisprudence – I****Max. Marks : 100****(CA: 40 + ESA: 60)**

<b>L</b>	<b>T</b>	<b>P</b>	<b>C</b>
<b>4</b>	<b>1</b>	<b>0</b>	<b>5</b>

**Learning Outcomes:**

After the completion of the course student will be able to:

- Develop their intellectual skills by developing a critical understanding of law.
- Realize the great potential for interaction between legal philosophy and legal practice.
- Formulate what relevant questions to be asked when laws are being discussed or legal reforms are being proposed.

- Analyze the consequences of law and its administration on social welfare and may think about changes for the betterment of the superstructure of laws.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Introduction:** Meaning, Scope and Nature of Jurisprudence, Importance of the Study of Jurisprudence, Kinds of Law; Relationship between Jurisprudence and Legal Theory.

**Unit II Natural Law School:** Early Greek Period- Medieval-Renaissance-Social Contract- Grotius, Hobbes, Locke, Rousseau, Revival of Natural Law – Rudolf Stammler; Finnis Law and Morality- Hart – Fuller Debate, Hart – Devlin Debate

**Unit III Analytical School:** Analytical Positivism, Imperative Theory by John Austin; Pure Theory of Law: Hans Kelsen, H.L.A. Hart: Primary and Secondary Rules, Hart - Dworkin Debate

**Unit IV Historical School:** Frederick Karl Von Savigny, Sir Henry Maine; Realist Movement: American Realism: Background and Characteristics, Holmes, Llewelyn and Frank.

Scandinavian Realism : Views of Hagerstorm, Olivercrona and Alf Ross

**Unit V Sociological School:** Background and Characteristics, Inhering, Ehrlich, Roscoe pound and Duguit

Marxist Theory: Law as Ideological Apparatus, Theory of Karl Marx.

#### **Leading Cases: -**

1. A.D.M. Jabalpur v. S. Shukla, AIR 1976 SC 1207
2. Collector of Madura v. Mooto Ramalinga Moore: Indian Appeals 397
3. State of Rajasthan v. Union of India, AIR 1977 SC 1361
4. Vishaka v. State of Rajasthan, AIR 1997 SC 3011

### Suggested Readings:

1. Ratanpala, Suri. (2017). *Jurisprudence* (1st South Asian ed.). London: Cambridge University Press.
2. Wacks, Raymond (2018). *Understanding Jurisprudence* (5<sup>th</sup> ed.). London: Oxford University Press.
3. Friedman, W. (2016), *Legal Theory* (1st South Asian ed.). London: Sweet & Maxwell.
4. Dias, R.W. (2013). *Dias Jurisprudence* (5th ed.). Gurgaon: Lexis Nexis.
5. Fitzgerald, P.J. (2018). *Salmond on Jurisprudence* (South Asian Edition of 12th ed.). London: Sweet & Maxwell.
6. Bodenheimer, Edgar. (2009). *Jurisprudence 'The Philosophy and Method of the Law'* (Revised ed., 6<sup>th</sup> Indian Reprint). New Delhi : Universal Law Publishing Co. Pvt. Ltd.
7. Holland, R.W.M. (2010). *The Elements of Jurisprudence* (13<sup>th</sup> ed., Indian Economy Reprint) New Delhi: Universal Law Publishing Co-Pvt. Ltd.
8. Freeman, M .D.A. (2007). *Lloyd's, Introduction to Jurisprudence* (8<sup>th</sup> ed.). London: Sweet and Maxwell.
9. Bix, Brian, (2018). *Jurisprudence: Theory and Context* (7th ed.). London: Sweet & Maxwell.
10. Morrison, Wayne, (1997). *Jurisprudence from the Greek to Post – Modernism*. London: Cavendish Publishing Limited.
11. Hart, H.L.A. & Green, Leslie. (2014) *The Concept of Law* (3rd ed.). London: Oxford University Press.
12. Jois, Rama. (1990). *Seeds of Modern Public Law in Ancient Indian Jurisprudence*. Lucknow: Eastern Book Company.

### Suggested E-Learning Material:

1. Kelsen, H. (1941). The Pure Theory of Law and Analytical Jurisprudence. *Harvard Law Review*, 55(1), 44-70. Retrieved from doi:10.2307/1334739

2. Chloros, A. (1958). What Is Natural Law? *The Modern Law Review*, 21(6), 609-622. Retrieved from <http://www.jstor.org/stable/1091025>
3. Finnis, J. (1986). The "Natural Law Tradition". *Journal of Legal Education*, 36(4), 492-495. Retrieved from <http://www.jstor.org/stable/42898045>
4. Tamanaha, B. Z. (2009). Understanding legal realism. *Texas Law Review* 87(4), 731-786. Retrieved from <https://heinonline.org/HOL/P?h=hein.journals/tlr87&i=741>
5. Stone, J. (1965). Roscoe pound and sociological jurisprudence. *Harvard Law Review* 78(8), 1578-1584. Retrieved from <https://heinonline.org/HOL/P?h=hein.journals/hlr78&i=1609>.
6. Green, Leslie. (2018). Legal Positivism. *The Stanford Encyclopedia of Philosophy*. Retrieved from <https://plato.stanford.edu/archives/spr2018/entries/legal-positivism/>
7. Bix, Brian, (2018) John Austin. *The Stanford Encyclopedia of Philosophy*. Retrieved from <https://plato.stanford.edu/archives/spr2018/entries/austin-john/>

## LAW 307 Labour Law – I

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

<b>L</b>	<b>T</b>	<b>P</b>	<b>C</b>
<b>4</b>	<b>1</b>	<b>0</b>	<b>5</b>

### **Learning Outcomes:**

- The students will be able to define the provisions of Constitutional Safeguards on Social Security & Labour Welfare.
- The students will be aware about the Trade Unions Act, 1926, Industrial Disputes Act, 1947, Workmen's Compensation Act, 1923, The Employees' Provident Funds and Miscellaneous Provisions Act, 1952 and the Payment of Gratuity Act, 1972, Unorganised Workers' Social Security Act 2008.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I** Constitutional Safeguards on Social Security & Labour Welfare Article 14, 23, 24, 41, 42, 43, 39, 39A of Indian Constitution, **Trade Unions Act, 1926** : The Philosophy of Trade Unionism, History of Trade Union, Trade Union Movement in India – Aims and Objects – Extent and Commencement of the Indian Trade Unions Act, 1926 – Definition and Nature of Trade Union, **Registration of Trade Unions** – Right and Liabilities of Registered trade Unions, Recognition of Trade Unions, Regulations, Penalties and procedure, Dissolution, Collective Bargaining and Trade Disputes – Unfair Labour Practices.

**Unit II** Industrial Disputes Act, 1947: Historical Development of Industrial Disputes, Legislation in India, Various Modes of Settlement of Disputes, Object and Reasons, Scope Definition of Important terms – Authorities under this Act voluntary arbitration and Compulsory Adjudication, Reference of Disputes to Boards, Courts or Tribunals; Procedure, Powers and Duties of Authorities, Implementation of Awards, With-holdings of Awards.

**Unit III** Appeal to Supreme Court and High Court, Strikes and Lock-outs, Lay-off and Retrenchment, Special Provisions Relating to Lay-off, Retrenchment and closure in certain establishment, Compensation in transfer of undertakings, Section 33, 33-A, 33-B, 33-C and other miscellaneous provisions, Penalties, Unfair Labour Practice etc. **The Industrial Employment (Standing Orders) Act 1946:** Registration of standing orders, Legal status of standing order, Payment of Subsistence allowance, Grievance procedure.

**Unit IV** **Workmen's Compensation Act, 1923:** Salient features; **The Employees' Provident Funds and Miscellaneous Provisions Act, 1952:** Applicability, definitions, The Central Board, Executive Committee, Recovery of money from Employer, Transfer of Accounts, Protection against Attachment, Liability of

Employer in Case of Transfer of Establishment, Inspectors, Schemes Covered Under The Act i.e., Employees Provident Fund Scheme, The Employees' Pension Scheme, Employee's Deposit Linked Insurance Scheme. **The Payment of Gratuity Act, 1972:** Salient features.

**Unit V The Unorganised Workers' Social Security Act 2008:** Introduction, Objectives, Definition, Preliminary, Social Security Benefits, National Social Security Board for Unorganised Workers, State Social Security Board for Unorganized Workers, Registration, Miscellaneous.

### **Leading Cases:**

1. Rangaswami v. Registrar of Trade Unions, AIR 1962 Mad 231
2. Chairman, SBI v. All Orissa State Bank Officers Association, AIR 2002 SC 2279
3. Rohtas Industries v. Its Union, AIR 1976 SC 425
4. Bangalore Water Supply and Sewerage Board v. A. Rajappa, AIR 1978 SC 548
5. State of U.P. v. Jai Bir Singh, (2005) 5 SCC 1.
6. Workmen of Dimakuchi Tea Estate v. Management of Dimakuchi Tea Estate, AIR 1958 SC 353
7. Indian Banks Association v. Workmen of Syndicate Bank, AIR 2001 SC 946; (2001) 3 SCC 36
8. Gujarat Steel Tubes Ltd. v. Gujarat Steel Tubes Mazdoor Sabha, (1980) 2 SCC 593
9. State of Rajasthan v. Remeshwar Lal Gahlot, AIR 1996 SC 1001
10. U.P. State Brassware Corporation Ltd. v. Uday Narain Pandey, (2006) 1 SCC 479
11. M.C. Mehta v. State of Tamilnadu, AIR 1997 SC 699
12. Deena v. Union of India, (1983) 4 SCC 645



13. Bandhua Mukti Morcha v. Union of India, (1984) 3 SCC 161
14. Gaurav Jain v. Union of India, AIR 1990 SC 292
15. Workmen of Dimakuchi Tea Estate v. Dimakuchi Gopal Patwardhan, AIR 1957 SC
16. Central Province Transport Service v. Raghunath Gopal Patwardhan, AIR 1957 SC
17. Dharangdhan Chemical Works Ltd. v. State of Sourashtra, AIR 1957 SC 264
18. M. Unichogi v. State of Kerala, AIR 1962 SC 12 (1961) 1 LLJ 631.

#### **Suggested Readings:**

1. Singh Avtar & Kaur Harpreet.,(2008) *Introduction to Labour and Industrial laws*, 4<sup>th</sup> edition, New Delhi: LexisNexis
2. Mishra, S.N.,(2009)*Labour and Industrial Laws*, 28 edition, Allahabad: Central Law Publication.
3. Malik, P.L.,(2009) *Handbook of Labour and Industrial Law*. Lucknow: Eastern Book Company
4. Srivastava Prof. S.C. (2007) *Labour Law and Labour Relations: Cases and Material* 2002, New Delhi: Indian Law Institute

#### **Suggested E-Learning Material:**

1. Pandey Shubhi (2018) Authorities & Notice of Change under Industrial Dispute Act 1947 Retrieved from <https://www.legalbites.in/law-library-notes-study-material-llb-llm-judiciary-entrance/>
2. Pandey Shubhi (2018) Registration of Trade Union under Trade Union Act 1926 Retrived from <https://www.legalbites.in/law-notes-labour-law-registration-trade-union-act-1926/>
3. Deshmukh Hanumant (2018) Trade Union. Retrieved from <https://a19.in/law/llb-llm-law-notes/90-labour-laws/292-labour-laws-trade-union>

## PUB 302 Central, State and District Administration

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

L	T	P	C
4	0	0	4

### Learning Outcomes:

After completion of the course student will be able to:

- Discuss the administrative set-up of Indian Administration.
- Evaluate the working of Indian administration since independence.
- Explore the knowledge about the administrative set-up and functioning of various institutions.
- Explore the knowledge about the administrative set-up and functioning of various institutions.

**Unit 1** Historical Background of Indian Administration with special reference to the influence of British Rule, Salient features of Indian Administration since Independence.

**Unit 2** The Union Executive: President, Prime Minister, Council of Ministers.

**Unit 3** Civil Service in India: Role and Significance, Union Public Service Commission: Composition and Functions, Recruitment and Training of All India and Central Services.

**Unit 4** Governor: Appointment, Powers, Functions and Actual Position; Chief Minister, Power, Role and Position, Council of Ministers

**Unit 5** District Administration : Evaluation, Board of Revenue, Office of Divisional Commissioner, District Collector; Position, Role and Function of District Collector.

### Suggested Readings:

1. Arora, Ramesh. (2012). *Indian Public Administration: Institutions and Issues*. New Delhi: New Age Publishers.
2. Bhambhari, C. P (1973). *Public Administration in India*. Delhi: Vikas Publication.

3. Fadia, B.L. (2017). *Public Administration :Administrative Theory and Concepts*. Agra: Sahitya Bhawan Publication.
4. Laxmikanth, M. (2014). *Governance in India*. India: McGraw Hill
5. Sharma, P. (1978). *Public Administration in India*. Delhi: Meenakshi Publication.

#### **Suggested E-Learning Material:**

- <https://epgp.inflibnet.ac.in/ahl.php?csrno=30>
- Indian journal of public administration <https://us.sagepub.com/en-us/nam/indian-journal-of-public-administration/journal202581#description>
- Journal of Public Administration Research and Theory: J-PART  
<http://www.jstor.org/action/showPublication?journalCode=jpubladmiresethe>

### **SOC 306 Theoretical Perspective of Sociology**

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

L	T	P	C
4	0	0	4

#### **Learning Outcomes:**

After the completion of the course, the students will be able to

- Identify and explain classical sociological thought.
- Interpret concepts and theory to understand societal problems.
- Develop an understanding towards contemporary relevance of sociology.

**Unit 1 August Comte:** Intellectual Background, Theory of Law of Three Stages, Positivism, Hierarchy of Sciences.

**Unit 2 Herbert Spencer:** Intellectual Background, Theory of Social Darwinism and Evolution.

**Unit 3 Emile Durkheim:** Intellectual Background, Social Fact: Meaning, Characteristics, types, Rules For the Observation of Social Facts,

Division of Labor: Mechanical and Organic Solidarities, Pathological Forms of Division of Labor, Religion: Meaning Concept of Sacred and Profane.

**Unit 4 Karl Marx:** Intellectual Background, Theory of Social Change, Dialectical Materialism, Class and Class Conflict, Surplus Value, Alienation.

**Unit 5 Max Weber:** Intellectual Background, Ideal Type, Bureaucracy, Concept of Class, Status and Power, Social Action, Authority.

### **Suggested Readings:**

1. Abraham, F. (1982). *Modern Sociological Theory*. Delhi: Oxford University Press.
2. Bogardus, E.S. (1967). *Development of Sociological Thought Vol. I & II*. Harmondsworth, Middlesex: Penguin Books.
3. Bottomore, T. B. (1979). *Karl Marx: Selected Writings in Sociology and Social Philosophy*. Oxford: B.Blackwell, C.
4. Chouhan, B. R. *Samajshastra Ke Prerak Stotra*. Udaipur: A.B. Publications
5. Coser, L, A. (1996). *Masters of Sociological Thought*. Jaipur: Rawat Publication.
6. Doshi, S. L. (1997). *Smajik Vicharak*. Jaipur: Panchsheel Prakashan.
7. Ritzer G. (1996). *Sociological Theory*. Delhi: Tata McGraw Hill.
8. Sorokin, P.S. (1968). *Modern Social Theory*. London: Heinemann Education Books.

### **Suggested E-Learning Material:**

1. Classical Sociological Theory, Platform: Utkal University, Link: [http://ddceutkal.ac.in/Syllabus/MA\\_SOCIOLOGY/MA\\_PAPER-3\\_CLASSICAL\\_SOCIOLOGICAL\\_THEORY.pdf](http://ddceutkal.ac.in/Syllabus/MA_SOCIOLOGY/MA_PAPER-3_CLASSICAL_SOCIOLOGICAL_THEORY.pdf)
2. The Classical Theorists in Sociology, Platform: sesnyc.org, Link: <https://www.sesync.org/sites/default/files/education/sociology-2.pdf>

## Sixth Semester

### LAW 302- Environmental Law

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

**L T P C**

**4 1 0 5**

#### **Learning Outcomes:**

- The students will be able to evaluate and formulate environmental law and policy.
- The students will be able to understand effectively the working of the Institutions relating to environment.
- The students will be able to develop ability to assess the social and ecological impacts of environmental law and policy.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Introduction** Environment – Meaning and Scope; environmental pollution: Definitions, Sources & Kinds, Need for Legal Control of Pollution, Indian Environmental Ethics, Constitutional Provisions, International Perspective: U.N. Conference on Human Environment, 1972 – Stockholm Principles, Establishment of Environmental Institutions like UNEP, World Charter for Nature, 1982, Ozone Protection – Montreal Protocol for the Protection of Ozone Layer, 1987 as amended, U.N. Conference on Environment and Development, 1992 - Rio Principles; U.N. Convention on Biological Diversity, 1992; Cartagena Protocol on Biosafety, 2000; U.N. Convention on Climate Change, 1992, Kyoto Protocol, 1997; Forest Principles; Agenda 21, Johannesburg Conference, 2002, Delhi Summit, 2002. Fundamental Principles of Environmental Protection: Sustainable Development, Inter-generational and Intra-generational Equity; Precautionary Principle; Polluter Pays Principle; Public Trust Doctrine.

**Unit II** The Environment Protection Act, 1986, with Rules: Aims and Objects; Meaning of “Environment” and “Environmental Pollutant”; Powers and Functions of the Central Government; Environment Authority - Constitution; Delegation Powers; Offences/Penalties; Effectiveness of the Act; The Hazardous Wastes (Management and Handling) Rules, 1989 as amended in 2000 and 2003; Noise Pollution – Definition, Causes, Effects, Legal Remedies, Noise Pollution (Regulation and Control) Rules, 2000, Environment Impact Assessment Rules 2006, Coastal Zone Management Regulation, 2010.

**Unit III The water (Prevention and Control of Pollution) Act, 1974-** Definitions, constitution of the Boards, Powers of the Boards. The Central Government: Prosecution Procedure and Punishment.

**The Air (Prevention and Control of Pollution) Act, 1981-** Definitions, Constitution, Power & Functions of Boards, Powers of the Central Government, Prosecution procedure and punishment.

**Unit IV** The Indian Forest Act, 1927:Kinds of Forest Land - Private, Reserved, Village, Protected; The Forest (Conservation) Act, 1980, De- reservation of Forests - Non-Forest Use of Forest Land; Rights of Tribals, Forest Dwellers; Use of Forest Land - Mining, Eco-Tourism, Mega Projects.

**Unit V** The Wildlife Act, 1972 – Definition, wildlife sanctuaries, wildlife / parks, offences under the Act, kinds of forest offences and punishments under the Act. The Prevention of Cruelty to Animals Act, 1960, Greenhouse Effect–Causes, Effects, Remedies, International declaration regarding it.

### **Leading Cases:**

1. Indian Council for Enviro-Legal Action v/s Union of India, AIR 1996 SC 1446 (Bichhri Village Case)
2. Narmada Bachao Andolan v/s Union of India, AIR 2000 SC 3751
3. M.C. Mehta v/s Union of India, AIR 2002 SC 1696 (CNG Vehicles case)
4. Rural Litigation and Entitlement Kendra v/s State of U.P, AIR 1983 SC 652 (Dehradun Mussorie Hills Quarrying case), (1985) 2 SCC 431

5. M.C. Mehta v/s Union of India, AIR 1997 SC 734 (Taj Trapezium case)
6. M.C. Mehta v/s Union of India, (2006) 3 SCC 399 (Closure of Industries in Delhi)
7. M.C. Mehta v/s Union of India, AIR 1988 SC 1037 (Kanpur Tanneries case)
8. M.C. Mehta v/s Union of India, AIR 1988 SC 1115 (Municipalities case)
9. M.C. Mehta v/s Union of India, (Oleum Gas Leakage) & AIR 1987 SC 1086
10. U.P. Pollution Control Board v/s Dr. Bhupendra Kumar Modi, (2009) 2 SCC 147
11. T.N. Godavarman Thirumanipad v/s Union of India, (1997) 2 SCC 267
12. Vellore Citizen welfare forum v/s Union of India, (1966) 5 SCC 647
13. In re Noise Pollution, (2005) 5 SCC 733
14. M.C. Mehta v/s Kamal Nath, (1997) 1 SCC 388
15. U.P. Pollution Control Board v/s Mohan Meakins Ltd., (2000) 3 SCC 745

### **Suggested Readings:**

1. Diwan, S. and Rosencranz, Armin.(2002). *Environmental Law and Policy in India*. New Delhi.: Oxford University Press,
2. Sahasranaman,P.B.( 2009). *Handbook of Environmental Law* New Delhi.: Oxford University Press,
3. Doabia,T.S.(2010). *Environmental and Pollution Laws in India*.Lexis Nexis, Butterworths Wadhwa.

### **Suggested E- Learning Material:**

1. Lecture \_39 environmental laws, by IIT Kanpur, National Program on Technology Enhanced Learning(NPTEL),an MHRD initiative Retrieved from <https://www.youtube.com/watch?v=CTUOchYZG2k>
2. Environmental laws video Lectures, by Prof. Mukesh Sharma, free video lectures. Retrieved from <http://free video lectures.com>

## LAW 304 Interpretation of Statutes and Principles of Legislation

**Max. Marks : 100**  
**(CA: 40 + ESA: 60)**

<b>L</b>	<b>T</b>	<b>P</b>	<b>C</b>
<b>4</b>	<b>1</b>	<b>0</b>	<b>5</b>

### Learning Outcomes:

- The student will be able to Locate, identify and critically analyse relevant statutes, statutory provisions and legislative instruments, as well as pertinent judicial authority;
- The student will be able to interpret the appropriate provisions using the accepted tools and techniques of statutory interpretation;
- The student will be able to apply statutory provisions to fact scenarios and communicate the interpretation, nature and effect of statutory provisions to relevant stakeholders, such as clients and courts.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Introduction** – Meaning, Purpose and Scope of Interpretation and construction of Statutes; Nature of Statutes and their Classifications, Rules of Construction under the General Clauses Act, 1897.

**Unit II Basic and General Principles of Interpretation:** Literal Rule, Golden Rule, Mischief Rule, Dworkin's Theory of Interpretation.

**Unit III Subsidiary Rules of Interpretation:** *Noscitur a sociis, Ejusdem Generis, Expresso Unois Est Exclusio Alterius, Ut Res Magis Valeat Quam Paraea, Reddedo Singula Singulis, Generalia specialibus non derogant, Leges posterioris prioris contrarias abrogant.*

**Internal Aids to Interpretation:** Title, Preamble, Headings and Marginal Notes, Punctuation, Illustrations, Definitions, Proviso, Explanation, Schedule, etc.



**External Aids to Interpretation:** Parliamentary History, Historical facts and surrounding circumstances, Later social, political, scientific and economic developments, Dictionaries, Foreign decisions, Reference to other statutes (*Statutes in pari materia*), Effect of Usage and Practice; *Contemporanea Expositio*.

**Unit IV Interpretation of Constitution:** Power of Judicial Review, Judicial Activism, Harmonious Construction, Principle of Basic Structure, Principles of Plenary Powers, Principles of Implied Powers, Principles of Colorable Legislations, Principles of Territorial Nexus, Theory of Pith and Substance.

**Unit V Interpretation with Reference to Subject Matter and Purpose of Statutes:** Beneficial Statutes, Penal Statutes, Taxing Statutes or Fiscal Statutes, Subordinate Legislations, Repeal of Statutes.

#### **Leading Cases:**

1. Girija K. Phukan v. State of Assam, 1984 (2) LR 488
2. Bengal Immunity Co. Ltd. v. State of Bihar, 1955 2 SCR 603
3. Smti Charu Deka v. Umeswari Nath & other, AIR 1995 Gau 9
4. P. Ramchandra Rao v. State of Karnataka, (2002) 4 SCC 578
5. Bhatia International v. Bulk Trading S.A., (2002) 4 SCC 105
6. R.M.D.C. v. Union of India, AIR 1957 SC 628
7. Avtar Singh v. State of Punjab, AIR 1955 SC 1107
8. A.S. Sulochana v. C. Dharmalingam, AIR 1987 SC 242

#### **Suggested Readings:**

1. Kafaltiya, A.B. (2010). *Interpretation of Statues*, Universal Law Publishing Co.
2. Sarathi, V. P. (2010), *Interpretation of Statutes*, (4<sup>th</sup> Ed.) Lucknow, EBC.
3. Tandon, M.P. *Interpretation of Statutes and Legislation*. Allahabad: ALA
4. Gandhi, B.M. *Interpretation of Statues*, Lucknow: EBC 2006

5. Roy and Bawa., *Interpretation of Statutes*, Allahabad: ALA (Latest Edition)
6. Rao, M.N. and Dhanda, Amita.Bindra's *Interpretation of Statutes*, Allahabad ALA (Latest Edition)
7. Singh, G.P., *Principles of Statutory Interpretation*, Lexis Nexis Butterworths Wadhwa, 2011

#### **Suggested E-Learning Material:**

1. Robert R. Wilson. (1939). Some aspects of treaty Interpretation. The American Journal of International Law.
2. Jmaes Gould. (1983). the golden Rule. American Journal of Theology and Philosophy.
3. Geoffrey Marston.(1976). Statutory Interpretation. Cambridge Law Journal.

### **LAW 306 Jurisprudence – II**

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

**L T P C**

**4 1 0 5**

#### **Learning Outcomes:**

- The students will be able to resolve typical legal conflicts, select and interpret codes and other current legislation.
- The student not only will be able to use this skill in practice but will also be motivated to take up detailed historical studies on his own after the course.
- The logical analysis of legal concepts sharpens the logical technique of the students.
- They will be able to find the difference between enforcement of codes and cases.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Sources of Law:** Various Sources of law - Legal and Historical Sources **Custom:** Definition of Custom, Kinds of Custom, Custom and Prescription, Requisites of a valid custom **Legislation** - Definition of legislation, Classification of legislation- Supreme and Subordinate Legislation, Direct and Indirect Legislation **Precedent-** Definition of Precedent, Kinds of Precedent- Ratio Decidendi, Stare Decisis, Obiter Dicta, Original and Declaratory Precedents, Authoritative and Persuasive Precedents, When precedents become weak law, Relative merits and demerits of Legislation, Precedent and Custom as a source of Law.

**Unit II Administration of Justice and Theories of Punishment:**  
**Liabilities:** Theory of Remedial Liability and Theory of Penal Liability, Vicarious Liability, Strict Liability and Absolute Liability.

**Unit III Legal Person:** Nature and Concept, Theories of Legal Personality, Legal status of Animals, Dead Person, unborn person and idol.

**Unit IV Concept of Right and Duties:** Definition, Basics and Characteristics, Kinds of Legal Rights, Hohfeld's Conception of Rights and Duties and their Correlatives.

**Unit V Ownership, Possession and Titles:** Ownership- Definition, Nature and incidents of Ownership, Kinds of Ownership, Possession- Nature and Concept, De facto and De jure possession, Kinds of Possession, Distinction between Ownership and Possession, Titles- Concept and Classification.

**Leading Cases: -**

1. Ashray Adhikar v. Union of India, AIR 2002 SC 554
2. SGPC v. Somnath Das, (2000) 4 SCC 186
3. Salomon v. Salomon and Company, (1887) AC 22
4. Daimler Compnay Ltd. v. Continental Tyre and Rubber Company, (1916) AC 307
5. Rylands v. Fletcher, (1868) 3 HL 330
6. D.K. Basu v. State of West Bengal, (1997) Cr. L.J. 743

7. In Re Delhi Law Act case, AIR 1951 SC 347
8. Bachan Singh v. Union of India, 1980 SC 898
9. S.R. Bommai v. Union of India, (1999) 3 SCC 1
10. Keshavananda Bharti v. State of Bengal, AIR 1973, SC 1461
11. M.C. Mehta v. Union of India, AIR 1987 SC 1086

### **Suggested Readings:**

1. Mahajan, V.D. (2017). Jurisprudence and Legal Theory (Reprint of 5th ed.). Lucknow: Eastern Book Company.
2. Jayakumar, N.K. (2015) Lectures in Jurisprudence (3rd ed.). Gurgaon: Lexis Nexis.
3. Paranjaype, N.V. (2016). Jurisprudence and Legal Theory (8th ed.). Lucknow: Eastern Book Company.
4. Tonapi, Veena Madhav. (2013). Textbook on Jurisprudence ( 2nd ed.). New Delhi: Universal Law Publishing Co. Pvt. Ltd.
5. Pillai, P.S.A. (2016). Jurisprudence and Legal Theory (Reprint of 3rd ed.). Lucknow: Eastern Book Company.
6. Paton, G.W. (2004). A Textbook of Jurisprudence (1st Indian ed.). New Delhi: Oxford University Press.
7. Fitzgerald, P.J. (2018). Salmond on Jurisprudence (South Asian Edition of 12th ed.). London: Sweet & Maxwell.
8. Dias, R.W. (2013). Dias Jurisprudence (5th ed.). Gurgaon: Lexis Nexis.
9. Bodenheimer, Edgar. (2009) Jurisprudence: The Philosophy and Method of the Law (Revised ed., 6th Indian Reprint). New Delhi: Universal Law Publishing Co. Pvt. Ltd.

### **Suggested E-Learning Material:**

1. Kramer, M. (2000). On the Nature of Legal Rights. The Cambridge Law Journal, 59(3), 473-508. Retrieved from <http://www.jstor.org/stable/4508711>.
2. Raz, J. (1984). Legal Rights. Oxford Journal of Legal Studies, 4(1), 1-21. Retrieved from <http://www.jstor.org/stable/764353>.

3. Wilson, G. G. (1957). Jurisprudence and the discussion of ownership. *Cambridge Law Journal* 1957(2), 216-229. Retrieved from <https://heinonline.org/HOL/P?h=hein.journals/camlbj1957&i=229>.
4. Shartel, B. (1932). Meanings of possession. *Minnesota Law Review* 16(6), 611-637. Retrieved from <https://heinonline.org/HOL/P?h=hein.journals/mnlr16&i=625>.
5. Furnish, D. (1982). Custom as Source of Law. *American Journal of Comparative Law Supplement* 30, 31-50. Retrieved from <https://heinonline.org/HOL/P?h=hein.journals/amcomps30&i=41>.
6. Campbell, Kenneth. (2017). Legal Rights. *The Stanford Encyclopedia of Philosophy*. Retrieved from <https://plato.stanford.edu/archives/win2017/entries/legal-rights/>.
7. Duff, Antony and Hoskins, Zachary (2018). Legal Punishment. *The Stanford Encyclopedia of Philosophy*. Retrieved from <https://plato.stanford.edu/archives/fall2018/entries/legal-punishment/>.
8. Lamond, Grant. (2016). Precedent and Analogy in Legal Reasoning. *The Stanford Encyclopedia of Philosophy*. Retrieved from: <https://plato.stanford.edu/archives/spr2016/entries/legal-reas-prec/>.

## **LAW 308 Labour Law – II**

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

**L T P C**

**4 1 0 5**

### **Learning Outcomes:**

- The students will be able to understand the provisions of the Factories Act, 1948.
- The students will be able to know the provisions and procedure about the factory inspection.
- The students will be able to understand the provisions and procedure of the Minimum Wage Act, 1948, Maternity Benefits Act, 1961, Employees' State Insurance Act, 1948.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I The Factories Act, 1948: History of Factory Legislation:** Concept of Welfare, Objects and reasons – Scope and Applicability – Definition of some important terms.

**Unit II The inspecting staff** – Health, Safety, Welfare, Working House of Adults – Employment of young persons- Annual leave with wages. Special provisions – Penalties and Procedure – New Provisions inserted vide Factories (Amendment) Act of 1987.

**Unit III The Minimum Wage Act, 1948** Concept of Wages, Particularly Minimum Fair, and Living Wages, Need base minimum wage – Aims and objects of Minimum Wages Act – Application, Exceptions and Exemptions – kind of wages; Fixation and revision of minimum rates of wage, Adjudication of claims relating to minimum wages and Miscellaneous provision

**Unit IV** Maternity Benefits Act, 1961.

**Unit V The Employees' State Insurance Act, 1948:** Introduction, Objectives, Definition. Administration of the Act Corporation, Standing Committee and Medical Benefits Council, Finance and Audit, Contributions, Benefits, General Provisions, Adjudication of Dispute and Claims, Penalties, Miscellaneous.

### **Leading Cases:**

1. Uttaranchal Forest Development Corporation and Another v. Jabar Singh & others, 2006 INDLAW SC 1247
2. Rohtas Industries Ltd. v. Ramlakhan Singh, (1978) 2 SCC 140: 1978 SCC (L&S) 161
3. Ardeshir H. Bhuwandiwalla v. State of Bombay, 1961 INDLAW SC 354, AIR 1962 SC 29 (1962): 20 FJR 113
4. Express Newspapers v. Union of India, (AIR 1958, SC 576 )
5. Sangam Press v. Its Workmen, AIR 1975, SC 2035
6. Bharat Bank Ltd. v. Employees, AIR 1950 SC 188

7. Karnal leather Karamchari Sangathan v. Liberty Footwear Co. AIR 1990 SC 247
8. The State of Madras v. C.P. Sarathy, AIR 1953 SC 53
9. J.K. Synthetics Ltd. v. K.P. Agarwal, (2007) 2 SCC 433
10. Delhi Cloth and General Mills Ltd. v. Kushal Bhan , AIR 1960 SC 806
11. Debotosh Pal Choudhary v. Punjab National Bank, AIR 2002 SC 3276
12. Neeta Kaplish v. Presiding Officer, Labour Court, AIR 1999 SC 698
13. The Management, Hotel Imperial v. Hotel Workers Union, AIR 1959 SC 1342
14. Crown Aluminum Works Ltd. v. Workmen, AIR 1958 SC 130
15. Jalan Trading Co. (P.) Ltd. v. Mill Mazdoor Sabha AIR 1967 SC 69
16. Vishakha v. State of Rajasthan, AIR 1997 SC 3110
17. B.P. Gopal Rao v. Public Prosecutor, AIR 1970 SC 66
18. Ardeshir H. Bhuwaniwala v. State of Bombay, AIR 1962 SC 29

#### **Suggested Readings:**

1. Singh Avtar & Kaur Harpreet.,(2008) Introduction to labour and industrial laws, 4th edition, New Delhi: LexisNexis
2. Mishra, S.N., (2009) Labour and Industrial Laws, 28 editions, Allahabad: Central Law Publication.
3. Malik, P.L.,(2009)Handbook of Labour and Industrial Law. Lucknow: Eastern Book Company
4. Srivastava Prof. S.C. (2007) Labour Law and Labour Relations: Cases and Material 2002, New Delhi: Indian Law Institute

**Suggested E-Learning Material:**

1. Pandey Shubhi (2018) Registration of Trade Union under Trade Union Act 1926 Retrieved from <https://www.legalbites.in/law-library-notes-study-material-llb-llm-judiciary-entrance/>
2. Deshmukh Hanumant (2018) Labour Laws Industrial Disputes Act Retrieved from <https://a19.in/law/llb-llm-law-notes>
3. Tiwari Smriti (2018) The Factories Act, 1948 Retrieved from <http://www.legalserviceindia.com/legal/article-149-the-factories-act-1948.html>
4. Maternity Benefit Act., 1961 which was amended in 2017 with several major changes. (2017) retrieved from <http://www.indialawoffices.com/legal-articles/maternity-benefit-act-1961-with-latest-amendments-of-2017>

**PUB 304 Rural-Urban Development****Max. Marks : 100****(CA: 40 + ESA: 60)****L T P C****4 0 0 4****Learning Outcomes:**

After completion of the course student will be able to:

- Evaluate the status of administration in India.
- Examine the working of the local bodies in their areas
- Analyze the condition of agriculture in rural areas.
- Evaluate the working of various institutions and commissions in India

**Unit 1** Meaning and Scope of Development Administration, Welfare State: Meanings Objectives and functions.

**Unit 2** Urban Local Bodies : Municipal Corporation, Municipal Council & their meaning, Features, Role and significance.

Panchyati Raj Institutions : Composition, Functions, Sources of Income of Gram Panchyats and Zila Parishads.



**Unit 3** District Planning Committee, Composition and their Significance, State Finance Commission, State Election Commission, Urban-Rural, Local Leadership.

**Unit 4** Agriculture Development, Problems and causes of the Backwardness of Agriculture development, Programme of the Centre and State Government for agriculture development.

**Unit 5** Social Welfare Administration in India Institutional Framework and Programmes of Centre and State Governments for the Welfare of Scheduled Castes, Women and Children. Organisation of Planning Agencies: NITI AAYOG, National Development Council, State Planning Board.

#### **Suggested Readings:**

1. Sharma, P.D.& Sharma, B.M. (2009). *Indian Administration Retrospect and Prospec*. Jaipur: Rawat Publication.
2. Dhingra, I. C.(2014). *The Indian Economy Environmental and Policy*. NewDelh: Sultan Chand & Sons
3. Sapru, R.K.(2002). *Development Administration*. New Delhi: Sterling Publications.
4. Sharma, VirenderPrakash (2010). *GraminSamajShastra*. Jaipur: PanchheelPrakashan.
5. Maheswari, S.R.. (2008). *Local Governments in India*. New Delhi: Laxmi Narayan Publication.

#### **Suggested E-Learning Material:**

- <https://epgp.inflibnet.ac.in/ahl.php?csrno=30>
- State& Local Government Review <http://www.jstor.org/action/showPublication?journalCode=statlocagoverevi> Alternatives: Global, Local, Political- <http://www.jstor.org/action/showPublication?journalCode=alternatives>

## SOC 304 Society in India

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

L	T	P	C
4	0	0	4

### Learning Outcomes:

After the completion of the course, the students will be able to

- Understand the ethnic and cultural heritage of India.
- Identify the tribal culture and traditions of Indian society.
- Discuss the features of rural and urban society and their continuum.
- Critically analyze social issues in rural, urban and tribal communities in India.

**Unit 1** The textual and the field view of Indian society; the significance of the field view; the interface between the present and the past. Women, minorities and Dalits, issues.

**Unit 2** Cultural and Ethnic Diversity: historically-embedded diversities in respect of language case, religious belief and practices and cultural patterns. Basic institutions of Indian society: Concept of caste, religion and class & changing dimensions.

**Unit 3** Change and Transformation in Indian society; nation-building and national identity; Dimension of Social Change, urbanization, concept of subalterns, and social transformation.

**Unit 4** The structure and composition of Indian Society, Rural Society and Urban Society, Agrarian unrest, changing rural society, Rural-Urban Continuum.

**Unit 5** Movements of India - Peasant Movement, Environmental Movements, Students Movements, Dalit Movement and Women's Movement.

### Suggested Readings:

1. Ahuja, R. (2002). *Society in India* (Hindi & English). Jaipur, Rawat Publication

2. Dube, S.C. (1990). *Indian Society* (Hindi & English). New Delhi, National Book Trust.
3. Mandelbaum, D. G. (1972). *Society in India*. Bombay, Popular Publication.
4. Sharma, R. (1981). *Indian Society*. Bombay, Media Promoters.
5. Sharma, R. (1981). *Indian Society*. Bombay, Media Promoters.
6. Shrirama, I. (1999). *Society and Culture in India*. New Delhi, Rawat Publication.

#### **Suggested E-Learning Material:**

- 1 Cultural and Social Anthropology, Platform: NVAO.net, Link: [https://search.nvao.net/files/51c0c2b94107c\\_rapport%20UvA%20wo-ma%20Cultural%20and%20Social%20Anthropology.pdf](https://search.nvao.net/files/51c0c2b94107c_rapport%20UvA%20wo-ma%20Cultural%20and%20Social%20Anthropology.pdf)
2. Introduction to Rural Society, Platform: e-Gyankosh.in, Link: <http://egyankosh.ac.in/bitstream/123456789/31744/1/Unit-1.pdf>

## **Seventh Semester**

### **LAW 402 Civil Procedure Code – I**

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

<b>L</b>	<b>T</b>	<b>P</b>	<b>C</b>
<b>4</b>	<b>1</b>	<b>0</b>	<b>5</b>

#### **Learning Outcomes:**

- To analyze, outline and assess the structure and purpose of the civil courts system as it presently operates.
- To assess the sources of procedural rules and practices in the Supreme Court. Assessment criteria.
- To analyze and evaluate the steps prior to litigation, the process of preparation for trial and the enforcement of judgments or orders and costs.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit

**Unit I Introduction:** Historical Development, Scheme of the Code of Civil Procedure, Constitution of Civil Courts and their Hierarchy, Definition-Decree, Order, Mesne Profit; Place of Suing and Jurisdiction, Foreign Judgment, Meaning of Suits of Civil Nature.

**Unit II Suits in General** Res Sub-Judice and Res-Judicata , Cause of Action, Parties to Suit, Non-Joinder and Frame of Suits, Institution of Suits, Issuance of Summons and Service of Summons, Effect of Non-Appearance of the Parties, Setting aside ex-parte decree

**Unit III Pleadings:** Meaning and Content, Plead, Written Statement, Set off & Counter Claim, Amendment of Pleading, Impounding or Return of Documents.

**Unit IV Trial of Suits:** Examination of Parties and Framing of issues, Disposal of Suit at the First Hearing, Summoning and Attendance of Witness, withdrawal, Adjustment and Compromise of a Suit, adjournment, Hearing of Suit / Examinations of Witnesses, Judgment and Decree, Death of parties.

**Unit V Suits of Special Nature:** Representative Suits by or against Government or Public Servant, Suit by Indigent Person, Suit by or Against Minors and Persons of Unsound mind, Interpleader Suits, Suit by or against Corporations or Firms, Suit Relating to Public Nuisance and Public Charities.

#### **Leading Cases:-**

1. Shakuntala Devi v/s Kuntal Kumara, AIR 1969 SC 575
2. Vidyacharan v/s Khal Chan, AIR 1964 SC 1099
3. Dhulabhai v/s State of M.P., AIR 1969 SC 78
4. RSDV Finance Pvt. Ltd. v/s Shree Ballabh Glanworks Ltd., AIR 1993 SC 2094
5. Raja Bhagwati Baksh Singh v/s Civil Judge, AIR 1961 ACC 556
6. Amarnath Dogra v/s Union of India, AIR 1963 SC 424
7. N.P. Thirugnanam v/s Dr. R. Jagan Mohan, AIR 1996 SC 116

**Suggested Readings:**

1. Takwani, C.K. (2018). *Code of Civil Procedure* (8<sup>th</sup> ed.). Lucknow: Eastern Book Company.
2. Ganguly, M.R. (2017). *Civil Court, Practice and Procedure* (11<sup>th</sup> ed.). Lucknow: Eastern Law House.
3. Tandon, M.P. (2018). *Code of Civil Procedure* (11<sup>th</sup> ed.) Allahabad Law Agency.

**Suggested E-Learning Material:**

1. Moschzisker, R. (1929). The Yale Law Journal. The Yale Law Journal Company. Inc. Retrieved from: [https://www.jstor.org/stable/790303?Search=yes&resultItemClick=true&searchText=res&searchText=judicata&searchUri=%2Faction%2FdoBasicSearch%3FQuery%3Dres%2Bjudicata&ab\\_segments=0%2Ftbsub1%2Frelevance\\_config\\_with\\_tbsub&refreqid=search%3A5b0238each16e005ee17a7c02a9680ea&seq=1#metadata\\_info\\_tab\\_contents](https://www.jstor.org/stable/790303?Search=yes&resultItemClick=true&searchText=res&searchText=judicata&searchUri=%2Faction%2FdoBasicSearch%3FQuery%3Dres%2Bjudicata&ab_segments=0%2Ftbsub1%2Frelevance_config_with_tbsub&refreqid=search%3A5b0238each16e005ee17a7c02a9680ea&seq=1#metadata_info_tab_contents)
2. Loyd, W. (1916). University of Pennsylvania Law Review and American Law Register. The University of Pennsylvania Law Review. Retrieved From : [https://www.jstor.org/stable/3313138?Search=yes&resultItemClick=true&searchText=set&searchText=off&searchText=and&searchText=counter&searchText=claim&searchUri=%2Faction%2FdoBasicSearch%3FQuery%3Dset%2Boff%2Band%2Bcounter%2Bclaim&ab\\_segments=0%2Ftbsub1%2Frelevance\\_config\\_with\\_tbsub&refreqid=search%3A0a6f9992e42bec78a5248980be4e5e95&seq=1#metadata\\_info\\_tab\\_contents](https://www.jstor.org/stable/3313138?Search=yes&resultItemClick=true&searchText=set&searchText=off&searchText=and&searchText=counter&searchText=claim&searchUri=%2Faction%2FdoBasicSearch%3FQuery%3Dset%2Boff%2Band%2Bcounter%2Bclaim&ab_segments=0%2Ftbsub1%2Frelevance_config_with_tbsub&refreqid=search%3A0a6f9992e42bec78a5248980be4e5e95&seq=1#metadata_info_tab_contents)
3. Pettit, P. (1959). The Modern Law Review. Wiley on behalf of the Modern Law Review. Retrieved from: [https://www.jstor.org/stable/1090910?Search=yes&resultItemClick=true&searchText=amendment&searchText=of&searchText=pleadings&searchUri=%2Faction%2FdoBasicSearch%3FQuery%3Damendment%2Bof%2Bpleadings&ab\\_segments=0%2Ftbsub1%2Frelevance\\_config\\_with\\_tbsub&refreqid=search%3A48cfc1e28bac7e755305ffede6e6b245&seq=1#metadata\\_info\\_tab\\_contents](https://www.jstor.org/stable/1090910?Search=yes&resultItemClick=true&searchText=amendment&searchText=of&searchText=pleadings&searchUri=%2Faction%2FdoBasicSearch%3FQuery%3Damendment%2Bof%2Bpleadings&ab_segments=0%2Ftbsub1%2Frelevance_config_with_tbsub&refreqid=search%3A48cfc1e28bac7e755305ffede6e6b245&seq=1#metadata_info_tab_contents)

4. Watson, W. (1947). Parties: Representative Suits under Federal Rule 23.(California Law Review, Inc.)

Retrieved from: [https://www.jstor.org/stable/3477256?Search=yes&resultItemClick=true&searchText=representative&searchText=suits&searchUri=%2Faction%2FdoBasicSearch%3FQuery%3Drepresentative%2Bsuits&ab\\_segments=0%2Ftbsub1%2Frelevance\\_config\\_with\\_tbsub&refreqid=search%3Ad6a134649fde7f745460a84275688b5&s q=1#metadata\\_info\\_tab\\_contents](https://www.jstor.org/stable/3477256?Search=yes&resultItemClick=true&searchText=representative&searchText=suits&searchUri=%2Faction%2FdoBasicSearch%3FQuery%3Drepresentative%2Bsuits&ab_segments=0%2Ftbsub1%2Frelevance_config_with_tbsub&refreqid=search%3Ad6a134649fde7f745460a84275688b5&s q=1#metadata_info_tab_contents)

## LAW 404 Criminal Procedure Code– I

**Max. Marks : 100**

**L T P C**

**(CA: 40 + ESA: 60)**

**4 1 0 5**

### **Learning Outcomes:**

- The students will be made aware about constitution of Criminal Courts & requisites for institution of criminal proceedings.
- The students will be able to initiate various procedures for seeking justice in criminal cases.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Introduction:** Object, Nature and Development of Law relating to Criminal Procedure in India, Classification of Various Criminal Courts, their Powers and Jurisdiction.

**Definitions:** Summons and Warrant Cases, Cognizable and Non-Cognizable Offences, Bailable and Non-Bailable Offences, Compoundable and Non-Compoundable Cases, Meaning of Complaint and Police Report, Enquiry, Investigation, Charge, Trial and Public Prosecutor.

**Unit II Preventive Actions of Police and Executive Magistrate:** Powers of police officers to prevent the commission of cognizable offences and arrests of persons, Supreme Court's directions regarding arrest.

**Maintenance:** Scope and Extent, Person Entitled for Maintenance, Condition for grant of Maintenance, Power and Procedure.

**Maintenance of Public order and Tranquility:** Unlawful assemblies, Public nuisances, Security for keeping peace and good behavior.

**Unit III Conditions Requisite for initiation of proceedings;**

**Investigation by Police:** Introduction, Contents and Meaning of FIR, Lodging of FIR, Registration, Recourse in case of Non-registration of FIR, Effect of Delay in lodging FIR, Difference between Investigation of Cognizable Offence and Non-cognizable Offence, Procedure of investigation, Search and Seizure, Arrest, Filing of charge Sheet / Final Report, The process to compel the accused before the court.

**Unit IV Complaint before Magistrate:** Complaint and its Contents, Various Courses open to the Magistrates for Verifying the Allegations made in Complaint, Enquiry and Investigation Procedure in case of Complaint to Magistrate.

**Bail:** Object and Meaning, Bail in Bailable Cases, Bail Non-Bailable Cases, Anticipatory Bail, Forfeiture of Bail and Bail Bonds.

**Unit V Cognizance of Offences by Court:** Meaning and Scope of Cognizance, Cognizance by Magistrates, Cognizance by Court of Sessions, Conditions essential before taking Cognizance.

**Charge:** Meaning and Content, Form of Charges/ Charges, Joinder of Charges.

**Leading Cases:-**

1. State of Haryana v/s Bhajan Lal, AIR 1992 SC 604
2. T.T. Anthony v/s State of Kerala, AIR 2001 SC 2637
3. Delhi Domestic working Women's Forum v/s Union of India and other, 1975 SCC 14
4. Joginder Kumar v/s State of U.P & other, 1994 SCC 260
5. D.K. Basu v/s State of West Bengal, AIR 1997 SC 610
6. Sheela Barse v/s State of Maharashtra, 1983 SCC 96

7. Icchu Devi Choraria v/s Union of India, 1980 SCC 531
8. Hussainara Khatoon v/s Home Secretary State of Bihar, AIR 1979 SC 1360
9. Nandini Satpathy v/s Dani, AIR 1978 SC 1025
10. Rupan Deol Bajaj v/s K.P.S. Gill, AIR 1996 SC 309
11. State of Gujrat v/s Lal Singh, AIR 1981 SC 368
12. Subodh Kumar v/s State of Bihar, (2009) 142 SCC 638
13. Union of India v/s Prafulla Kumar, AIR 1979 SC 366
14. Mohd. Ahmed Khan v/s Shah Bano Begum, AIR 1985 SC 945
15. D. Velusamy v/s D. Patchaiamm, (2010) 10 SCC 469
16. Vijay Manohar v/s Kashirao Rajaram, AIR 1987 SC 1100
17. Madhu Limaye v/s Sub-Divisional Magistrate Monghyr, AIR 1971 SC 2486
18. Ratlam Municipality v/s Vardhi Chand, AIR 1980 SC 1622

#### **Suggested Readings:**

1. Pillai, K.N.C. and Kelkar. R.V. (2007). *Lectures on Criminal Procedure*, Lucknow: EBC.
2. Dhirajlal and Ratanlal. (2009). *Code of Criminal Procedure*. Lexis Nexis Butterworths Wadhwa Publication,
3. Pillai, K.N.C. and Kelkar, R.V.(2008) *Criminal Procedure*. Lucknow: EBC,

#### **Suggested E-Learning Material:**

1. Sudesh k.Sharma. (1980). Dimensions of judicial discretion in bail matters. ILI. (2019, Feb.11) Retrieved from [http://14.139.60.114:8080/jspui/bitstream/123456789/16651/1/015\\_Dimensions%20of%20Judicial%20Discretion%20in%20Bail%20Matters%20%28351-376%29.pdf](http://14.139.60.114:8080/jspui/bitstream/123456789/16651/1/015_Dimensions%20of%20Judicial%20Discretion%20in%20Bail%20Matters%20%28351-376%29.pdf)
2. Vrinda Grover. (2005). Prevarication on Code of Criminal Procedure code. Economic and political weekly. (2019, Feb.11) Retrieved from <https://www.ohchr.org/Documents/HRBodies/SP/CallApplications/HR36/WGWomenAsianStates/GROVER%20Vrinda%20form.docx>



## LAW 409 Principles of Taxation Law

**Max. Marks : 100**  
**(CA: 40 + ESA: 60)**

<b>L</b>	<b>T</b>	<b>P</b>	<b>C</b>
<b>4</b>	<b>1</b>	<b>0</b>	<b>5</b>

### Learning Outcomes:

- The students will be able to understand procedure of direct tax assessment.
- The students will get thorough knowledge about the means and techniques of computing the total income and define tax complications and structure.
- The students will be imbibed with the understanding of amendments made from time to time in Finance Act

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Concept of Taxation:** Social Welfare Context; History of Taxation in India - Kautilya and Manu, Diversity levies by Government; Levies, Toll, Fee, Charge, Surcharge, Octroi, Cess, etc.

**Constitutional Provisions:** Art. 265 to 289 of the Constitution of India - Scope of Tax Laws; Kinds of Taxes: Direct and Indirect; Competence to levy Tax – issues of constitutionality of a tax; Doctrine of Non-Retroactivity of Tax laws; Doctrine of Restrictive Interpretation.

**Unit II Direct Tax Laws:** Concept of Direct Tax; Kinds of Direct taxes: Income, Wealth, Capital gains, Estate duty etc' Proposed Direct Tax Code.

**Income Tax Law:** Historical out line, Definitions – Agriculture Income, Previous Year, Assessment Year, Assesse; Incidence of Tax and Residential Status; Capital Receipt v/s Revenue Receipt; Basis of Charge (Receipt & Accrual), Annual Budget, Statutory Exemptions (Ss 10 to 13A)

**Heads of Income (Sections 14-59):** Heads of income, Rationale and Heads whether mutually exclusive.

**Unit III Salaries (Sections 15 to 17):** Chargeability, Meaning of Salary and other relevant areas, Fringe benefits tax & Perquisites, Profits in Lieu of Salary.

**Income from House Property (Sections 22 to 27):** Ingredients of Section 22, Annual Value how to be determined, Deductions under Section 24, Deemed Owner.

**Capital Gains (Sections 45 to 55):** Definition of Capital Assets, Short and Long Term Capital Assets, Short and Long Term Capital Gain, Meaning of Transfer, Computation Transactions not amounting to Transfer, Mode of Computation, Meaning of Terms Adjusted, Cost of Improvement and Cost of Acquisition.

**Unit IV Profits and Gains of Business and Profession (Sections 28 to 44):** Applicability, Deductions, Bad Debts, Business Expenditure – Allowability, Tests of distinctions between Business expenditure and Capital expenditure.

**Income from other Sources (Sections 56 to 59):** Income of Other Persons included in Assessee's Total Income- Concept of Clubbing of Income and its Justifiability, Throwing of Separate Property into the Common Stock of HUF and subsequent partition of the same Section 64 (2); Set off & Carry Forward of Losses (Section 70-74 A), Deduction under Section 80 & exemptions for GTI.

**Unit V Income Tax Authorities:** Officers under IT Act, Powers & Functions of Authorities.

**Assessment procedure:** Filling of Return, Types of Assessment, Limitation of Time, Search and Seizure (Sections 132, 132A, 132B), Survey [Section 133A], Permanent Account Number

**Remedies:** Appeals & Revision (Sec. 246 to 264), Penalty & Prosecutions.

#### **Leading Cases:**

1. Janab A. Sayed Saheb V/s C.I.T., (1960) 391 I.T.R.
2. P. Krishna Menon v/s C.I.T., (1959) 35, I.T.R. 48 (SC)

3. Tata Sons Ltd. v/s C.I.T. Bombay City, (1950) 18 I.T.R. 460
4. Bacha F. Gadar v/s C.I.T. Bombay, AIR 1955, SC
5. The Commissioners of Income Tax Madras v/s Bhagya Lakshmi & Co., AIR 1955 SC 1708

### **Suggested Readings:**

1. Singhania, Vinod K. (2018) Student Guide to Income Tax, Taxman.
2. Rai Kailash. (2016). Taxation Laws. Allahabad Law Agency.
3. Myneni, S.R. (2018). Law of Taxation. Allahabad Law Agency.
4. Ahuja, Girish. (2018). Systematic Approach to Income Tax. Delhi: Bharat Law House Pvt. Limited.
5. Palkivala, Nani. Income Tax. Lexis Nexis Butterworths Publications.
6. The Income Tax Act, 1961 (Bare Act)

### **Suggested E-Learning Material:**

1. Direct Taxation Group \_I study Notes- I by Icmαι, Retrieved from [http://icmai.in/upload/Students/Syllabus-2012/Study\\_Material\\_New/Inter Paper7-Revised.pdf](http://icmai.in/upload/Students/Syllabus-2012/Study_Material_New/Inter Paper7-Revised.pdf)
2. Direct Tax Complete Theory by Badlani classes Retrieved from <https://www.badlaniclassess.online/copy-of-ay-17-18-income-tax>
3. Agrawal, CS K.K. Fast Track Quick Revision Income Tax. Retrieved from <https://taxguru.in/wp-content/uploads/2014/04/FT-QR-IT.pdf>
4. Study Material of The Institute of chartered Accountants of India on Direct Tax, Retrieved from [https://www.icai.org/post.html?post\\_id=13752](https://www.icai.org/post.html?post_id=13752)

## LAW 508 Professional Ethics and Accountancy for Lawyers

**Max. Marks : 100**  
**(CA: 40 + ESA: 60)**

<b>L</b>	<b>T</b>	<b>P</b>	<b>C</b>
<b>4</b>	<b>1</b>	<b>0</b>	<b>5</b>

### Learning Outcomes:

- The students will demonstrate comprehensive and accurate knowledge and understanding of code of conduct required for Legal Profession.
- The students will be able to exhibit understanding of Lawyers in the whole process of administration of justice.
- The students will study the provisions of Advocates Act, Contempt of Courts Act & Rules of Bar Council

**Unit I** The Historical development of legal profession and its responsibilities; the equipment of the lawyer; Seven lamps of Advocacy; Conduct in Court and professional conduct in general; Rights & privileges of a lawyer; Salient features of the Advocates Act, 1961; Rules of admission and enrollment of advocates.

**Unit II The Bar Council of India Rules on standards of professional ethics:** Duty to the court, Duty to the client, Duty to opponent, Duty to colleagues, Duty in imparting training, Duty to render legal aid, Restriction on other employments, Conditions for right to practice, How to address the court, Dress to be worn by advocates.

Professional or other misconduct; Powers of the Disciplinary committee of the Bar Council of India; Procedure of complaints against advocates; Punishments for misconduct and Remedies against order of punishment.

### Judgments related with professional misconduct:

1. Ex. Capt. Harish Uppal v. Union of India, A.I.R. 2003 S.C. 739.
2. P.D. Gupta v. Ram Murthi, AIR 1998 SC 283.
3. Shambhu Ram Yadav v. Hanuman Das Khatry, AIR 2001 SC 2509.
4. Harish Chandra Tiwari v. Bajju, AIR 2002 SC 548.
5. Bar Council of Andhra Pradesh v. Kurapati Satyanarayana, AIR 2003 SC.

**Unit III Bench Bar Relationship:** Meaning, necessity, nature and scope, Reciprocity as partners in administration of justice – **Duties of Judges and Advocates**

**Unit IV The Contempt of Courts Act, 1971:** Historical development of the Act in India; its object and constitutional validity; meaning of contempt; kinds of contempt; defenses available to contemnor; Nature and extent of punishment, remedies; Contempt by lawyers, judges, state and corporate bodies.

**Judgments regarding Contempt of court:**

1. Re: Ajay Kumar Pandey, A.I.R 1997 SC 260.
2. SC Bar Association v. U.O.I., AIR 1998 SC 1895.
3. Nirmaljit Kaur v. State of Punjab, AIR 2006 SC 605.
4. Zahira Habidullah Sheikh v. State of Gujarat, AIR 2006 SC 1367.
5. Rajendra Sail v. M.P High Court Bar Association, AIR 2005 SC 2473.
6. Justice C.S. Karnan vs The Honourable Supreme Court of India Ors, decided on 23<sup>rd</sup> August, 2017

**Unit V Accountancy for lawyers (Elementary Accountancy) :** Need for maintenance of accounts for Lawyers- Liability of the Lawyer arising out of Accounts;

Elementary aspects of Accounting- Accounting system; Rules for recording; Books of accounts - Cash Book, Journal and ledger; Final Accounts (Income & Expenditure Account, Balance Sheet)

**Leading Cases:**

1. Rajendra V. Pai vs. Alux Fernandes, AIR 2002 SC 1808.
2. In Re. Mr. AAn Advocate, AIR 1962 SC 1337.
3. In Re Mr. G a senior Advocate of Supreme Court, AIR 1954 SC 557.
4. In Re Lalit Mohandas, AIR 1957 SC 250.
5. Sheo Narayan Jafa vs. Judges Allahabad High Court, AIR 1953 SC 368.
6. P. J. Ratnam vs. D. Kanikaran, AIR 1964 SCC 244.
7. In Re 'M' an Advocate, AIR 1957 SC 149.
8. L. D. JaiSingham vs. Narayan Das Punjabi, (1976)1 ACC 354.
9. John D' Souza vs. Edward Ani (1994)2 SCC 64.
10. In Re Vinay Chandra Mirza, AIR 1995 SC 2348.

**Suggested Readings:**

1. Holland A. (1994). *Advocacy*, Delhi, Universal
2. Keith E, (1994). *The Golden Rule of Advocacy*, Delhi, Universal
3. Sandeep Bhalla. *Advocate Act and Professional Misconduct*, Nasik Press
4. Sirohi J. P. S. (2018). *Professional Ethics, Lawyers Accountability, Bench Bar Relationship*, ALA
5. Krishna Murthy, *Iyer's Book on Advocacy*.
6. Prasad A., Singh C. S. P. (2018). *Legal Education & the Ethics of Legal Profession in India*, Jaipur, University Book House Pvt. Ltd.
7. Edward A. P. (1968). *Seven Lamps of Advocacy*, New York, Freeport N.Y.

**Suggested E-Learning Material:**

1. Supreme Court Bar Association (2015, Feb 9). A Lecture by Mr. Dushyant Dave (Sr. Advocate) -Part-1. Retrieved from <https://www.youtube.com/watch?v=GQnfC8UhX18>
2. Supreme Court Bar Association (2015, Feb 9). A Lecture by Mr. Dushyant Dave (Sr. Advocate) -Part-2. Retrieved from <https://www.youtube.com/watch?v=h9JNA-0gYnE>
3. Supreme Court Bar Association (2015, Feb 9). A Lecture by Mr. Dushyant Dave (Sr. Advocate) -Part-3. Retrieved from [https://www.youtube.com/watch?v=kCJH\\_TvtZRQ](https://www.youtube.com/watch?v=kCJH_TvtZRQ)
4. Supreme Court Bar Association (2015, Feb 9). A Lecture by Mr. Dushyant Dave (Sr. Advocate) -Part-4. Retrieved from [https://www.youtube.com/watch?v=L\\_qgAgutSN8](https://www.youtube.com/watch?v=L_qgAgutSN8)

**LAW 410 Public International Law****Max. Marks : 100****(CA: 40 + ESA: 60)**

<b>L</b>	<b>T</b>	<b>P</b>	<b>C</b>
<b>4</b>	<b>1</b>	<b>0</b>	<b>5</b>

**Learning Outcomes:**

- The students will be able to get indepth knowledge of Public International Law.

- The students will be able pursue careers in government agencies, international organisations, non-governmental organisation and the private law firms which are dealing in global legal issues.
- The students will be able get theoretical knowledge and handle the complexity of drafting of various instruments which encouraged them to think creatively about the challenges within the Public International law.
- The students will able to understand a system regulating interstate interactions.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Introduction:** Definition, Development, Nature, Binding-force, Subjects, Basis and Codification of International Law, Customary and Modern International Law, Relationship between International Law and Municipal Law, Distinction between Public and Private International Law and Sources of International Law.

**Unit II Recognition in International Law:** Concept, kind and Theories, Legal Consequences

**State Succession:** Definition and kind of Succession, Consequences of State Succession

**State Jurisdiction:** Principles of Civil and Criminal Jurisdiction, Jurisdictional Immunities to Heads of States and Diplomatic Agents, Extradition and Asylum.

**The Law of Treaties:** Definition, Binding-Force, Making of Treaties, Reservations, Amendments and, Termination of Treaty and Unequal Treaty

**Unit III The law of warfare:** War, Total War, Effects of War, Efforts to ban war, War Crimes, Enemy character, Law of War: International Humanitarian Law – Law of Land, Naval and Aerial Warfare, International Criminal Court, Efforts towards control of Nuclear Weapons, Belligerent Occupation, Neutrality, Rights and duties of belligerents and neutral states, Blockade, Contraband of War, Doctrine of Continuous Voyage, prize courts, right of Angry, International Terrorism and Counter Terrorism.

**Unit IV International Organizations:** The League of Nations, Defects, The UNO – Origin, UN Charter, Amendment of The Charter, the General Assembly – Composition, Voting Right and Contribution, Security Council – Composition, Veto, Double Veto, Contribution in settlement of Disputes, Collective Security, Uniting for Peace Resolution, ECOSOC, Trusteeship Council, Secretariat and ICJ – Composition, the Statute of the ICJ, Role in the Settlement of Disputes and in the Development of International Law, Contribution of the UN on International Level.

**Unit V Specialized agencies of the UN – ILO, WHO, UNESCO, IBRD, IMF AND WIPO – Origin, Functions and Contribution, The Role of International Financial Institutions in Globalization.**

**International Responsibility of States:** Kinds of State Responsibility, Consequence of State Responsibility.

**Leading Cases:-**

1. UK v/s Albania, 1949 ICJ Rep4. (Corfu Channel Case)
2. Nicaragua v/s USA, 1986 ICJ Rep 14 (Military & Paramilitary Activities against Nicaragua case)
3. Columbia v/s Peru, 1950 ICJ Rep 266. (Asylum case)
4. Federal Republic of Germany v/s Denmark & Netherlands, 1969 ICJ Rep 3. (North Sea Continental Shelf case)
5. UK v/s Norway, 1951 ICJ Rep 116. (Anglo Norwegian Fisheries case)
6. France v/s Turkey, (1927) PCIJ Ser. A, No. 10, 4. (S.S. Lotus case)
7. Liechtenstein v/s Guatemala, 1955 ICJ Rep 4. (Nottebohm case)
8. Corfu Channel Case, ICJ Rep. (1949)
9. Kutch Arbitration Award, 1968
10. Shimoda Case, 1963
11. Zamora Case, 1916 AC 77
12. Nuremberg Trial, 1946
13. Tokyo Trial, 1946
14. Aerial Incident (Israel v/s Bulgaria) TCJ Rep. 1959



15. Shooting down of Pakistani Aircraft by India during Kargil war, 1999
16. Terrorists attack on America's WTC, 2001
17. Pakistani terrorist attack on Indian Parliament, 2001

#### **Suggested Readings:**

1. Kapoor, S.K. (2011). *International Law* (15<sup>th</sup> ed.). Allahabad: Central Law Agency.
2. Tandon, M.P. (2017). *Public International Law* Allahabad: Central Law Agency.
3. Shearer, I. A. (2011). *Starke's International Law* New Delhi: Oxford University Press.
4. Stone, J. (1959). *Legal Controls of International Conflicts* US: Rinehart.
5. Jennings, R. (1993). *Oppenheim's International Law* Vol. I Parts I & II. New Jersey: Law Book Exchange LTD
6. Kelsen, H. (2011). *The Charter of the United Nations* New Jersey: Law Book Exchange Ltd.

#### **Suggested E-Learning Material:**

1. Karamanian S.L. Public International Law versus Private International Law: Reconsidering the Distinction Retrieved from [http://www.oas.org/es/sla/ddi/docs/publicaciones\\_digital\\_XL\\_curso\\_derecho\\_internacional\\_2013\\_Susan\\_L\\_Karamanian.pdf](http://www.oas.org/es/sla/ddi/docs/publicaciones_digital_XL_curso_derecho_internacional_2013_Susan_L_Karamanian.pdf)
2. Argent P. D. Lecture on International Law. Retrieved from <https://www.youtube.com/watch?v=euwsKG5MyqM>
3. Kashyap Aprajita. Lecture on International Organization. Retrieved from <https://www.youtube.com/watch?v=lv3Z4VAvboM>

**Note :** Students will be required to opt one course from the list of Discipline electives.

## Eighth Semester

### LAW 401 Administrative Law

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

**L T P C**

**4 1 0 5**

**Learning Outcomes:**

- The students will be able to analyse the advanced principles of administrative law, undertake self-directed legal research at primary level and evaluate complex legal information with a particular emphasis upon legislation.
- The students will be able to apply principles of Administrative law to complex legal problems.
- The students will be able to analyse the impact and operation of administrative law for government accountability
- The students will be made aware about the legal remedies under Administrative law.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Introduction of Administrative Law:** Meaning of Administrative Law, its nature, scope, Sources of Administrative Law, Importance and functions. Droit administrative, Separation of Power, System of Check and Balance, Rule of Law.

**Unit II Delegated Legislation:** Meaning of Delegated Legislation, Causes for its growth, Delegated Legislation and Executive Legislation, Types of Delegated Legislation, Constitutionality of Delegated Legislation, Conditional Legislation, Controls of Delegated Legislation: Procedural, Parliamentary and Judicial.

**Unit III Natural Justice:** Meaning and its development. Rules of Natural Justice: Doctrine of Bias, Audi Alteram Partem; Exceptions to the Principles of Natural Justice, Ombudsman, Need and Importance of Ombudsman in modern democratic setup, The Lokpal in India: It's Jurisdiction and Functions, The Lokayukta in State: its Jurisdiction and Functions , The Central Vigilance Commission.

**Unit IV Judicial Control on Administrative Actions:** Remedies through writs, Article 32 and Article 226 of Constitution of India, Locus Standi, Writs : Habeas Corpus, Mandamus, Certiorari, Prohibitions and Quo Warranto.

**Unit V Judicial Activism:** Introduction and its origin, Instance of Judicial Activism, Public Interest Litigation, Its meaning and evolution in India, Vexatious and Frivolous Litigations, Government Privilege to withhold Evidence in Public Interest, Administrative Tribunals Act, Art.323A & B their Status.

**Leading Cases:**

1. Rai Sahib Ram Jawaya Kapur v. State of Punjab, AIR 1955 SC 549. 08
2. ADM Jabalpur v. Shivkant Shukla, AIR 1976 SC 1207
3. Indira Gandhi (Smt.) v Raj Narain AIR 1975 SC 2299
4. In re Delhi Laws Act, AIR 1951 SC 332. 27 Lachmi Narain v. Union of India, AIR 1976 SC 714. 41.
5. Rajnarain Singh v. Chairman, Patna Administration Committee, AIR 1954 SC 519.
6. A.K. Kraipak v. Union of India, AIR 1970 SC 150. 167
7. G.N. Nayak v. Goa University, AIR 2002 SC 790. 189
8. Hira Nath Mishra v. Principal, Rajendra Medical College, (1973) 1 SCC 197 805: AIR 1973 SC 1260.
9. Maneka Gandhi v. Union of India (1978) 1 SCC 248.
10. S.N. Mukherjee v. Union of India, AIR 1990 SC 1984.
11. Syed Yakoob v. K.S. Radha Krishanan (1964) 5 SCR 64: AIR 1964 SC 477. 248
12. Common Cause v. Union of India, AIR 2003 SC 4493.
13. Rupa Ashok Hurra v. Ashok Hurra, AIR 2002 SC 1771.

14. Dwarka Prasad Laxmi Narain v. State of U.P., (1954) SCR 803; AIR 1954 SC
15. Om Kumar & Others v. Union of India, AIR 2000 SC 3689
16. R. v. Secretary of State for the Home Department, Ex Parte Daly, 2001] UKHL 26
17. Ranjit Singh v. Union of India, AIR 1981 SC 461.
18. Nandlal Khodidas Barot v. Bar Council of Gujarat and others AIR 1981 SC 477.
19. L Chandra Kumar v. Union of India and others, AIR 1997 SC 1125

#### **Suggested Readings:**

1. Jain M.P. and Jain S.N. (2017). *Principles of Administrative Law* Revised by Amita Dhanda. Lexis Nexis.
2. Massey I.P. (2008). *Administrative Law*. Lucknow Eastern Book Company.
3. UPADHYAYA J.J.R. (2016). *Administrative Law*. Central Law Agency
4. Sathe S.P. (2013). *Administrative Law*. New Delhi: Lexis Nexis.
5. Jain. S.N. (1977). *Administrative Tribunals in India*. New Delhi: Lexis Nexis.
6. Kesari U.P.D. (2016). *Administrative Law*. Allahabad: Central Law Publications.

#### **Suggested E-Learning Materials:**

1. Lord Bingham, The Rule of Law, Vol. 66, No. 1 The Cambridge Law Journal, (March 2007) Retrieved from <[https:// www.jstor.org/stable/4500873?seq=1#metadata\\_info\\_tab\\_contents](https://www.jstor.org/stable/4500873?seq=1#metadata_info_tab_contents)>
2. Report of the Committee on Ministers' Powers (Donoughmore Committee),(Cmd.4060)(1932) <[https://www.jstor.org/stable /1947720 ?seq=1#metadata\\_info\\_tab\\_contents](https://www.jstor.org/stable/1947720?seq=1#metadata_info_tab_contents) >

3. H.M. Seervai. (1970). "The Supreme Court of India and the Shadow of Dicey". The Position of the Judiciary under the Constitutional of India. Retrieved from <[https://www.jstor.org/stable/10.2979/indjglolegstu.20.1.221#metadata\\_info\\_tab\\_contents](https://www.jstor.org/stable/10.2979/indjglolegstu.20.1.221#metadata_info_tab_contents)>
4. Roopashi Khatri . CALQ(2013) VOL 1.1 .Administrative Agency And Statutory Interpretation: A Comparative Analysis. Retrieved from <<https://www.manupatrafast.com/articles/PopOpenArticle.aspx?ID=df1f90e9-6f89429aab2dd262d3f948d2&txtsearch=Journal:%20Comparative%20Constitutional%20Law%20And%20Administrative%20Law%20>>

## LAW 403 Civil Procedure Code – II

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

<b>L</b>	<b>T</b>	<b>P</b>	<b>C</b>
<b>4</b>	<b>1</b>	<b>0</b>	<b>5</b>

### **Learning Outcomes:**

- The students will be able to understand the practical aspects of Civil Procedure.
- The students will be able to research properly and cite Legal authorities, such as cases, statutes and secondary sources.
- The students will be able to understand the remedial procedure under the Civil Procedure.
- The students will get aware with the provisions related to Law of Limitation.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit

**Unit I Interim Measures during Pendency of a Suit:** Temporary Injunctions and Inter- locutory Orders, Appointment of Receivers, Attachments and Arrests before Judgments.

**Unit II Mode of Execution:** Meaning, Executing Court, Transfer of Decree for Execution, Who can apply for Execution, Power of Executing Court, Application for Execution, Stay on Execution.

**Unit III Mode of Execution:** Attachment of Property, Sale of Movable and Immovable Properties, Delivery of Property, Rateable Distribution of Assets, Arrest and Detention, Execution of Decree of Restitution of Conjugal Right and Specific Performance of Contract.

**Unit IV Appeal, Reviews, Revision, and Reference:** Meaning and Differences, Appeal from Original decrees, Power of Appellate Courts, Appeal From Orders, Second Appeal, Appeal to Supreme Court, Review, Revision and Reference, Inherent Power of Courts.

**Unit V Law of Limitation:** Limitation: Meaning and application, Period of Limitation, Bar on Limitation, Continuous Running of Time, Extension of Prescribed period in certain cases, Legal Disabilities, Computation of Period of Limitation, Exclusion of Time in legal Proceeding, Effect of Death, Effect of Fraud or Mistake, Effect of Acknowledgments and Part Payment, Acquisition of Ownership by Possession.

#### **Leading Cases:**

1. Nawab Shaquafath Ali Khan v/s Nawab Imdad Jaha Bahdur, (2009) 5 SCC 162
2. Boodireddy Chandraiah v/s Arigela Laxmi, AIR 2008 SC 380
3. Puran Ram v/s Bhaguram, AIR 2008 SC 1960
4. Union of India v/s Kamalendu Shukla, AIR 2006 Pat 117
5. Deoki Nandan v/s Murlidhar, AIR 1957 SC 133
6. State of Karnataka v/s All India Manufacturers Organization, AIR 2006 SC 1846
7. Morgan Stanley Mutual Fund v/s Kartick Das, (1994) 4 SCC 225
8. Santokh Singh v/s Delhi Administration, AIR 1973 SC 1096
9. Ramchand & Sons Sugar Mills v/s Kanhayalal, AIR 1966 SC 1899
10. Damodaran v/s South India Bank Ltd., AIR 2005 SC 3460

#### **Suggested Readings:**

1. Takwani, C.K. (2018). *Code of Civil Procedure* (8<sup>th</sup>Ed.). Lucknow: Eastern Book Company.

2. Ganguly, M.R. (2017). *Civil Court, Practice and Procedure* (11<sup>th</sup> Ed.). Lucknow: Eastern Law House.
3. Tandon, M.P. (2018). *Code of Civil Procedure* (11<sup>th</sup> Ed.) Allahabad Law Agency.

### **Suggested E-Learning Material:**

1. Leubsdorf, J. (1978). The Standard for Preliminary Injunctions. *The Harvard Law Review Association*. Retrieved From : [https://www.jstor.org/stable/1340497?Search=yes&resultItemClick=true&searchText=%28The&searchText=Standard&searchText=for&searchText=Preliminary&searchText=Injunctions%29&searchUri=%2Faction%2FdoBasicSearch%3FQuery%3DThe%2BStandard%2Bfor%2BPreliminary%2BInjunctions%2529&ab\\_segments=0%2Ftbsub-1%2Frelevance\\_config\\_with\\_tbsub&refreqid=search%3Af76402be5b18f26a75ce7341b059aaea&seq=1#metadata\\_info\\_tab\\_contents](https://www.jstor.org/stable/1340497?Search=yes&resultItemClick=true&searchText=%28The&searchText=Standard&searchText=for&searchText=Preliminary&searchText=Injunctions%29&searchUri=%2Faction%2FdoBasicSearch%3FQuery%3DThe%2BStandard%2Bfor%2BPreliminary%2BInjunctions%2529&ab_segments=0%2Ftbsub-1%2Frelevance_config_with_tbsub&refreqid=search%3Af76402be5b18f26a75ce7341b059aaea&seq=1#metadata_info_tab_contents)
2. Gangadevi, M. (2003). RESTITUTION OF CONJUGAL RIGHTS: CONSTITUTIONAL PERSPECTIVE. *Indian Law Institute*. Retrieved From: [https://www.jstor.org/stable/43951874?Search=yes&resultItemClick=true&searchText=%28RESTITUTION&searchText=OF&searchText=CONJUGAL&searchText=RIGHTS%3A&searchText=CONSTITUTIONAL&searchText=PERSPECTIVE%29&searchUri=%2Faction%2FdoBasicSearch%3FQuery%3D%2528RESTITUTION%2BOF%2BCONJUGAL%2BRIGHTS%253A%2BCONSTITUTIONAL%2BPERSPECTIVE%2529%2B&ab\\_segments=0%2Ftbsub-1%2Frelevance\\_config\\_with\\_tbsub&refreqid=search%3Acbb3042c45cc733e9b76c64&seq=1#metadata\\_info\\_tab\\_contents](https://www.jstor.org/stable/43951874?Search=yes&resultItemClick=true&searchText=%28RESTITUTION&searchText=OF&searchText=CONJUGAL&searchText=RIGHTS%3A&searchText=CONSTITUTIONAL&searchText=PERSPECTIVE%29&searchUri=%2Faction%2FdoBasicSearch%3FQuery%3D%2528RESTITUTION%2BOF%2BCONJUGAL%2BRIGHTS%253A%2BCONSTITUTIONAL%2BPERSPECTIVE%2529%2B&ab_segments=0%2Ftbsub-1%2Frelevance_config_with_tbsub&refreqid=search%3Acbb3042c45cc733e9b76c64&seq=1#metadata_info_tab_contents)
3. Jones, G. (1987). Specific Performance of a Contract of Services? *Cambridge University Press on behalf of Editorial Committee of the Cambridge Law Journal*. Retrieved From : [https://www.jstor.org/stable/4506965?Search=yes&resultItemClick=true&searchText=Specific&searchText=Performance&searchText=of&searchText=a&searchText=Contract&searchUri=%2Faction%2FdoBasicSearch%3FQuery%3DSpecific%2BPerformance%2Bof%2Ba%2BContract&ab\\_segments=0%2Ftbsub1%2Frelevance\\_config\\_with\\_tbsub&refreqid=search%3A51ddc5b557fd055d40760ff2eb5202a1&seq=1#metadata\\_info\\_tab\\_contents](https://www.jstor.org/stable/4506965?Search=yes&resultItemClick=true&searchText=Specific&searchText=Performance&searchText=of&searchText=a&searchText=Contract&searchUri=%2Faction%2FdoBasicSearch%3FQuery%3DSpecific%2BPerformance%2Bof%2Ba%2BContract&ab_segments=0%2Ftbsub1%2Frelevance_config_with_tbsub&refreqid=search%3A51ddc5b557fd055d40760ff2eb5202a1&seq=1#metadata_info_tab_contents)

4. Dworkin, G. (1964). Statutes on the Limitation Act, 1963. *Wiley on behalf of the Modern Law Review*. Retrieved from : [https://www.jstor.org/stable/1093153?Search=yes&resultItemClick=true&searchText=limitation&searchText=act&searchText=1963&searchUri=%2Faction%2FdoBasicSearch%3FQuery%3Dlimitation%2Bact%2B1963&ab\\_segments=0%2Ftbsub1%2Frelevance\\_config\\_with\\_tbsub&refreqid=search%3A2000d617ac5474b674b9f9689be5241f&seq=1#metadata\\_info\\_tab\\_contents](https://www.jstor.org/stable/1093153?Search=yes&resultItemClick=true&searchText=limitation&searchText=act&searchText=1963&searchUri=%2Faction%2FdoBasicSearch%3FQuery%3Dlimitation%2Bact%2B1963&ab_segments=0%2Ftbsub1%2Frelevance_config_with_tbsub&refreqid=search%3A2000d617ac5474b674b9f9689be5241f&seq=1#metadata_info_tab_contents)

## LAW 405 Criminal Procedure Code – II

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

**L T P C**

**4 1 0 5**

### Learning Outcomes:

- The students will be aware with the intricacies of trial proceedings.
- The concept of plea bargaining, double jeopardy etc under criminal justice system will be imbibed in the learner.
- The students will understand remedial measures under criminal justice system.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Trial Procedure:** General Provision regarding Trial, Session Trial, Warrant Trial – Cases Initiated upon a Police Report, Cases Initiated otherwise than on a Police Report and Conclusion, Summons Trial, by magistrates, Summary Trial,

**Unit II** Plea Bargaining, Provisions as to accused persons of unsound mind, Provisions as to offences affecting the administration, Rule of Double Jeopardy, Pardon to an Accomplice.

**Unit III Judgment:** Object, Meaning and Scope, Content of Judgment in Sessions and Warrant Cases Special Reasons to be Recorded in certain cases, Compensation and Cost, Modes of Pronouncing Judgment, Delivery of the Copies of Judgment to the Accused Person.



**Unit IV Appeal, Revision and Reference:** Appeal against Conviction, Appeal against Acquittal, No Appeal in Certain Cases, Powers of Appellate Courts, Revision Scope and Extent, Interlocutory and Final Order, Reference, Other Miscellaneous Provisions, Limitations for taking Cognizance of Offences, Irregular Proceeding and effects thereof, Inherent Powers of the High Court.

**Unit V The Juvenile Justice Act, 2015:** Preliminary, Competent Authorities and Institutions for Juveniles, Child in need of Care and Protection, child in Conflict with Law, Procedure of competent Authorities, and Appeals and Revision form Orders of such Authorities, Special Offences in respect of Juveniles, The Probation of Offenders Act, 1958, A Critical Study of the Act vis-a-vis the Provisions of Criminal Procedure Code.

**Leading Cases:**

1. Anil Rai v/s State of Bihar, AIR 2001 SC 3173
2. Union of India v/s Prafulla Kumar, AIR 1979 SC 366
3. Soma Chakravarty v/s State, (Th. CBI), AIR 2007 SC 2149
4. State of J&K v/s Duni Chand, 2006, Cri. L.J. (NOC) 254 (J&K)
5. Bachan Singh v/s State of Punjab, AIR 1980 SC 898
6. Machhi Singh v/s State of Punjab, AIR 1983 SC 957
7. K.P. Mohammed v/s State of Kerala, AIR 1984 Supp. SCC 684
8. Babu Singh v/s Reshampal Singh, 2007 Cr. L.J. 795
9. State of Gujarat v/s Natwar, 2005 Cri. L.J. 2957
10. Balbir Singh v/s State of Delhi, AIR 2007 SC 2397
11. Bhaskar Industries Ltd. v/s Bhiwani Denim & Apparels Ltd, AIR 2001 SC 3625
12. Chandrappa v/s State of Karnatka, (2007) 4 SCC 415
13. Sawant Singh v/s State of Rajasthan, AIR 1961 SC 715
14. Hari Singh v/s Sukhbir Singh, AIR 1988 SC 2127

**Suggested Readings:**

1. Pillai, K.N.C. and Kelkar. R.V. (2011). *Lectures on Criminal Procedure*. Lucknow: EBC.
2. Dhirajlal and Ratanlal. (2009). *Code of Criminal Procedure*. Lexis Nexis Butterworths Wadhwa Publication.

**Suggested E-Learning Material:**

1. Robert E. Scoot and William J. Stuntz. (1992). *Plea Bargaining as contract*. The Yale Law Journal. (2019, Feb.11) Retrieved from <https://digitalcommons.law.yale.edu/cgi/viewcontent.cgi?referer=https://www.google.com/&httpsredir=1&article=7444&context=ylj>
2. Michael H. Langley. (1973). *Juvenile Justice; Reneging on social legal obligation*. Social Survey Review. (2019, Feb.11) Retrieved from [https://www.researchgate.net/publication/240564553\\_Juvenile\\_Justice\\_Reneging\\_on\\_a\\_Sociolegal\\_Obligation](https://www.researchgate.net/publication/240564553_Juvenile_Justice_Reneging_on_a_Sociolegal_Obligation)

**LAW 407 Human Rights Law and Practice****Max. Marks : 100****(CA: 40 + ESA: 60)****L T P C****4 1 0 5****Learning Outcomes:**

- The students will be able to think analytically about the implementation and development of international human rights law and to apply this body of law in your own professional and national setting.
- The students will be able to promote an advanced and complex understanding of the theoretical, conceptual and practical challenges facing the fields of human rights law and sustainable development, adopting an interdisciplinary approach.
- The students will be able to analyze complex problems, find and deploy a variety of legal authorities, and communicate effectively in a variety of settings.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Concept, Origin, Theories and Historical Development :**  
International Human Rights Bill and Role of UNO - UNDHR, 1948; ICCPR, 1966; ICSCER.

**Unit II Indian Constitution & the Human Rights**

(i) Fundamental Rights. (ii) Directive Principles of State Policy; Implementation mechanism, Jurisprudence of Indian Judiciary & Human Rights (a) Role of the Supreme Court & High Courts (b) The Protection of Human Rights Act, 1993, National Human Right Commission.

**Unit III Human Rights of Marginalized Class of the Society :** Human Rights of Women, Children, Disabled and Accused, Criminals, International Convention on the Elimination of all forms of Discrimination against Women, 1979; Beijing Conference, 1995; Convention of Rights of Child, 1989.

**Unit IV Rights against Torture, International Humanitarian Law :**  
Geneva Convention, 1949; Two Protocols of 1977; Geneva Convention, 2005.

**Unit V Implementation Mechanism at International Level, Human Right Commission, International Criminal Court.**

**Leading Cases:-**

1. Aruna Ramchandra Shanbaugh v/s Union of India, AIR 2011 SC 1290
2. Dr. B.L. Wadehra v/s Union of India, (1996) 2 SCC 594
3. Rudal Shah v/s State of Bihar, AIR 1983 SC 1086
4. Virendra Gaur v/s State of Haryana, AIR 1991 SC 420
5. Chairman Rly. Board v/s Chandrima Das, AIR 2000 (2) SCC 465
6. Ramchandra Rao v/s State of Karnataka, AIR 2002 SC 1856
7. M.C. Mehta v/s State of Tamil Nadu, (1991) SCC 283

8. Bandhua Mukti Morcha v/s Union of India, (1997) 3 SC, 755
9. Vishakha v/s State of Rajasthan, AIR 1997 sc 3510

### **Suggested Readings:**

1. Kapoor, Dr.S.K. (2017). International Law and Human Rights. (21<sup>st</sup>ed.). Allahabad: Central law Agency.
2. M.P.Tandon, (2018).International Law and Human Rights. (18<sup>th</sup>Editions).Haryana: Allahabad Law agency.
3. Dr.Bhagyashree (2017). Human Rights Law and Practice, (1<sup>st</sup> ed.). Allahabad: Central Law Agency.
4. Jain, M.P. (2009). Constitution of India. LexisNexis Butterworths Wadhwas.
5. Kapoor, Dr.S.K. (2017). International Law and Human Rights. (5<sup>th</sup>ed.). Allahabad: Central law Agency.
6. C.J.Nirmal (2010). Human rights In India Historical social and political perspective. (6<sup>th</sup> ed.). New Delhi:Oxford University Press.

### **Suggested E-Learning Material:-**

1. United Nations (2015). Universal Declaration of Human Rights. Retrieved from [http://www.un.org/en/udhrbook/pdf/udhr\\_booklet\\_en\\_web.pdf](http://www.un.org/en/udhrbook/pdf/udhr_booklet_en_web.pdf).
2. Pandey, A. Human Rights and the Indian Constitution. Retrieved from <https://sol.du.ac.in/mod/book/view.php?id=1473&chapterid=1377>.
3. Flowers, N. (1999). A Short History of Human Rights. Retrieved from <http://hrlibrary.umn.edu/edumat/hreduseries/hereandnow/Part-1/short-history.htm>.
4. Sandoz, Y., Swinarski, C. & Zimmermann, B. (Ed.). (1987). Commentary on the Additional Protocols of 8 June 1977 to the Geneva Conventions of 12 August 1949. Netherlands: International Committee of the Red Cross. Retrieved from [http://www.loc.gov/rr/frd/Military\\_Law/pdf/Commentary\\_GC\\_Protocols.pdf](http://www.loc.gov/rr/frd/Military_Law/pdf/Commentary_GC_Protocols.pdf)

## LAW 408 Intellectual Property Laws

**Max. Marks : 100**  
**(CA: 40 + ESA: 60)**

<b>L</b>	<b>T</b>	<b>P</b>	<b>C</b>
4	1	0	5

### Learning Outcomes:

- The learners will be able to use the principles of various IP laws while analyzing a problem related to IPR.
- Proficiency with the ability to engage in competitive exams like Patent Attorney Trade Mark Agent etc will be developed.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Introduction of Intellectual Property Law:** Subject matter and scope of Intellectual Property Law, Nature of rights under Intellectual Property Law, Need for law on Intellectual property Rights, Definition of Intellectual Property Rights, Historical origin of Intellectual Property Law, A background to TRIPs Agreement, Structure of TRIPs Agreement, National Prospective on TRIPs.

**Unit II Copyright:** Meaning, Nature of copyright. International conventions on copyright, subject matter of copyright. Main feature of the Copyright Act, 1957, Definition of Copyright, Authorship and Ownership of Copyright: Rights conferred by Copyright, Copyright Board, Copyright Society, Performers Right, Licenses, Infringement of Copyright, Remedies against Infringement of Copyright.

**Unit III Patents:** Origin of Patent, Main features of the Patents Act, 1970. The Conceptual overview of patent ability, International agreement on Patent, Patent Co-operation Treaty, Subject matter of Patent, Procedure for obtaining the Patent, Transfer of Patent, Revocations of Patent, Infringement of Patent.

**Unit IV Trademarks:** Origin of Trademarks, International agreements and Trademark, main features of the Trade Marks Act, 1999, Registration of Trademarks, Property in Trademark, Assignment, Licensing of Trademark, infringement of Trademarks, remedial measures, passing off action.

**Unit V Other Intellectual Property Rights:** Industrial design, Geographical Indications, Know how -traditional knowledge, Plant Varieties, Farmer's Rights.

**Leading Cases:-**

1. Aerotel v. Telco & Macrossan's Application (UK, 2006)
2. Eldred v. Ashcroft, 537 U.S. 186 (2003)
3. Najma Heptulla v. Orient Longman Ltd. & Ors. On 19 August, AIR 1989 Delhi 63, 1988 (2) ARBLR 302 Delhi
4. R.G. Anand v. M/s Delux Films & Ors on 18 August, AIR 1978 SC 3123
5. Eastern Book Company & Ors. v. D.B. Modak & Ors. And Mr. Navin J, 101 (2002) DLT205
6. Parker v. Flook, 437 U.S. 584 (1978)
7. Diamond v. Diehr, 450 U.S. 175 (1981)
8. Bilski v. Kappos, 130 S. Ct. 3218, 561 US, 177 L. Ed. 2d 792 (2010)
9. Continental Can Company USA, and Inc Continental Pet Technologies, v. Monsanto Company, Hoover Universal, Inc. and Johnson Controls, Inc., 948 F.2d 1264 20 US.S.P.Q.2d 1746
10. Ampro food products v. Ashok Biscuit Works, AIR 1973 AP
11. Texla Metals & Pvt. Ltd. V. Anil Bhasin, 2001 OTC 146, Del.
12. B.K. Plastic Industries v. Jayantilal Kalidas Sayani, AIR 1972, Cal 339
13. Glaxo Smithkline Consumer Healthcare Gmbh and Co. Kg. v. Amigo Brushes Pvt. Ltd. 2004 14 ILD 357 Del.
14. Joginder Singh v. Tebu Enterprises (P) Ltd., AIR 1989, Del 16
15. Rotela Auto Components (P) Ltd. & Anr v. Jaspal Singh & Ors, 2002(24) PTC 449 del.

**Suggested Readings:**

1. Ahuja, V. K. (2016). *Law Relating to Intellectual Property Rights*. (2nd Edition) Gurgaon, LexisNexis.

2. Narayana, P. (2017). *Intellectual Property Law*. (3<sup>rd</sup> Edition Revised). Kolkata, Eastern Law House.
3. Sreenivasulu, N. S. (2018), *Law Relating to Intellectual Property*. (2<sup>nd</sup> Edition) Gurgaon: Universal Law Publishing
4. Steward, S. M. (1983). *International Copyright and Neighboring Rights*. London: Butterworth.
5. Wadhwa, Dr. B. L. (2018). *Law Related to Intellectual Property Right*. (5<sup>th</sup> Edition). New Delhi: Universal Publisher.

#### **Suggested E-Learning Material:**

1. Trade Related Aspects of Intellectual Property Rights (2018, Jan. 15). <[https://www.wto.org/english/docs\\_e/legal\\_e/27-trips\\_01\\_e.htm](https://www.wto.org/english/docs_e/legal_e/27-trips_01_e.htm)>
2. What is intellectual Property? (2017, December 26) <<https://www.wipo.int/about-ip/en/>>
3. Traditional Knowledge and IPR (2018, January 15) <[https://www.wipo.int/pressroom/en/briefs/tk\\_ip.html](https://www.wipo.int/pressroom/en/briefs/tk_ip.html)>
4. Ludwig, S. Peter & Gogoris, Adda C. (1998) The GATT-TRIPS agreement—What it is and how it has changed the playing field for all applicants for United States patents, <<https://www.science-direct.com/science/article/pii/S0167450198800289>>

## **LAW 501 Alternative Dispute Resolution**

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

**L T P C**

**4 1 0 5**

#### **Learning Outcomes:**

- The students will be able to understand various methods of resolving disputes under ADR system.
- The students will develop understanding of participants' negotiating behavior
- The students will be able to use such processes to advance the interests of clients.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit

**Unit I** The Arbitration and Conciliation Act, 1996: General Provisions, Arbitration Agreement, Arbitral Tribunals (Composition and Jurisdiction), Conduct of Arbitral Proceeding, Arbitral Awards, Termination of Proceeding, Setting aside of Arbitral Award, Enforcement of Arbitral Awards.

**Unit II** Conciliation - Conciliators, Procedure of Conciliation, Relationship of Conciliator with Parties, Settlement - Agreement, Termination of Conciliation Proceeding, Resort to Arbitral of Judicial Proceedings, Costs and Deposits.

**Unit III** Enforcement of Foreign Awards - New York Convention, Awards, Geneva Convention Awards.

**Unit IV** Objects, Role of Committee for Implementation of Legal Aid Schemes (CILAS), The Legal Services Authorities Act, 1987, Functions of National Legal Services Authority, State Legal Services Authority and District Legal Services Authority.

**Unit V** Organization of Lok Adalats, Jurisdiction and Power of Lok Adalats, Procedure for determination of Dispute before the Lok Adalat, Alternative Dispute Settlement System for Multinational Corporations.

**Leading Cases: -**

1. K.K. Modi v. K.N. Modi, AIR 1998 SC 1297.
2. Haresh Dayaram Thakur v. State of Maharashtra, AIR 2000 SC 2281.
3. Union of India v. Popular Construction Co., AIR 2001 SC 4010.
4. Narayan Prasad Lohia v. Nikunj Kumar Lohia, AIR 2002 SC 1139.
5. Bhatia International v. Bulk Trading S.A. (2002) 4 SCC 105.
6. Oil & Natural Gas Corporation Ltd. V. SAW Pipes Ltd., AIR 2003 SC 2629.
7. S.B.P. & Co. v. Patel Engineering Ltd., AIR 2006 SC 4505.
8. Krishna Bhagya Jal Nigam Ltd. v.G. Harischandra Reddy, (2007) 2 SCC 720.



**Statutes to be Referred:**

1. Arbitration and Conciliation Act, 1940.
2. Arbitration and Conciliation Act, 1996.
3. Legal Services Authorities Act, 1987.
4. Lokpal Bill.
5. UNCITRAL Model Law.

**Suggested Readings:**

1. Binder, Peter. (2005). International Commercial Arbitration and conciliation in UNCITRAL Model Law Jurisdictions (2nd Ed.). Sweet and Maxwell.
2. Rao, P.C. & Sheffield, William. (2006). Alternative Disputes Resolution- What it is and how it works?. New Delhi: Universal Law Publishing Co. Pvt. Ltd.
3. Michael, Alberstein. (2002). Pragmatism & Law: From Philosophy to dispute Resolution. Ashgate Dartmouth.
4. Singh, Dr. Avtar.(2016). Law of Arbitration and Conciliation. Lucknow: Eastern Book Company.
5. Kwatra, G.K.(2000). The Arbitration and Conciliation Law of India. (6th Ed.). New Delhi. Universal Law Publishing Co. Pvt. Ltd.
6. Malik, Surendra. (2003). Supreme Court on Arbitration. (2nd Ed.). Lucknow: Eastern Book Co.

**Suggested E-Learning Material:**

1. Edwards, H. (1986). Alternative Dispute Resolution: Panacea or Anathema? Harvard Law Review. 99(3), 668-684. <http://www.ncjrs.gov/App/publications/abstract.aspx?ID=105014>
2. Miles, B. Farmer. (2018).Mandatory and Fair? A Better System of Mandatory Arbitration. The Yale Law Journal. Vol. 121.<https://www.yalelawjournal.org/note/mandatory-and-fair-a-better-system-of-mandatory-arbitration>
3. Guptaeswar, K. (1988). THE STATUTORY LOK ADALAT: ITS STRUCTURE AND ROLE. Journal of the Indian Law Institute,30(2), 174-183. Retrieved from <http://www.jstor.org/stable/43951163>

## Ninth Semester

### LAW 504 Information Technology Law

**Max. Marks : 100**

**L T P C**

**(CA: 40 + ESA: 60)**

**4 1 0 5**

**Learning Outcomes:**

- The students will be made aware about different aspects of Information Technology Law.
- The students will become acquainted with the ongoing issues under law managing in innovative perspective and the subject will urge them to do work in research field.
- The students will learn different domains managed by information technology law, for example e-contract, digital signature.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Introduction** - Aims & objectives, Advantages and disadvantages of IT, Basic Concepts, Definitions, Salient features of Cyber Space.

**E-Commerce** – Definition, Advantages and Disadvantages, Models of E-Commerce, Problems in Electronic Records.

**E-Governance** – Meaning, Advantages of E-Governance, Legal recognition of electronic records, Retention of electronic records, E-Governance in India: An overview.

**Unit II E-Contract** – On-line contract, validity, Attribution of electronic records, Acknowledgement of receipt, time and place of formation of E-Contract. Dispatch and receipt of E-records, Security of Electronic records. **Digital Signature** – Function of Signature, Types of Cryptography.

**Electronic Signature** – Definition, Legal provisions relating to Electronic Signature and Digital Signature.

**Unit III Certifying Authority** – Appointment, Functions, Licenses, Powers **Electronic Signature certificates** - Application for granting of electronic signature Certificate, Digital Signature Certificate standards, suspension of Digital Signature Certificate, Revocation of Digital Signature Certificate.

**Unit IV Subscriber** – Meaning, Rights and Duties. **Cyber Appellate Authority** - Establishment, Composition, Qualification, Appeals, Procedures and Powers.

**Unit V Cyber Crimes:** - Definition, Classification, Essentials, Preventions. **Cyber Jurisdiction** - Introduction, Types of Jurisdiction, Indian Position(8)

**Leading Cases:**

1. Bharat Matrimony.com Pvt. Ltd. v. People Interactive (I) Pvt. Ltd., AIR 2009 Mad 78
2. Microsoft Corporation v. Rajendra Panwar, 2008 (36) PTC697 (Del).
3. Rediff Communication Ltd. V. Cyberboot, AIR 2000 Bom 27
4. Yahoo Inc. v. Akash Arora, 1999 PTC (19)201 (Delhi)
5. National Association of Software and Service Companies v. Ajay Sood, AIR 2005 NOC 269 (Del)
6. Manish Vij v. Indra Chug, AIR 2002 Del 243.
7. Aktiebolaget Volvo v. Volvo Steels Ltd, 1998 PTC 18 (Bombay) 14
8. Marks and Spencer PLC v. One in and Million, 1998 FSR 265
9. Kirloskar Diesel Recon Pvt. Ltd. V. Kirloskar Proprietary Ltd., AIR 1996 Bom 149
10. Montari Overseas v. Monatari Industries Ltd., 1996 PTC 142 (Delhi)
11. American Civil Liberties Union v. Reno, (1996) 929 F Supp 824
12. Erven Warnink v. Townend, 1980 RPC 31 12
13. Parker Knoll v. Knoll International, 1962 RPC 265
14. Cardservie International Inc. v. MC Gee, 42 USPQ 2d 1850

15. Satyam Infoway Ltd. v. Sifynet Solutions Pvt. Ltd. AIR 2004 SC 3540: (2004) 6 SCC 145
16. Sayad Asifuddin & Other v. The State of A.P., (2005) 3 Cr. L.J. 4314
17. Avinish Bazaz v. State (N.C.T.) of Delhi, (2005) 3 Comp. L.J. 364 (Delhi)

### **Suggested Readings:**

1. Sharma, Vakul. (2011). *Information Technology Law and Practice*. Universal Law Publishing,
2. Rattan & Jyoti. (2011). *Cyber Law*. New Delhi. Bharat Law House.
3. Kamath & Nandan. (2009). *Law Relater to Computers Internet & E-Commerce*. Universal Law Publishing.
4. Seth & Karnika. (2009). *Cyber Law in the Information Technology Act*. Nagpur: Lexis Nexis Butterworth Wadhwa.
5. Chaubey, R.K. (2008). *Cyber Crime and Cyber Law*. Kolkata. Kamal Law House.

### **Suggested E-Learning Material:**

1. Hosuk Lee-Makiyama. (2018). Potential Benefits of an Australia-EU Free Trade Agreement. University of Adelaide Press Retrieved from <https://www.jstor.org/stable/j.ctv9hj94m.19>
2. Mary D. Maury and Deborah S. Kleiner. (2019). E-Commerce, Ethical Commerce? .Journal of Business Ethics, Vol. 36, No. 1/2, Seventh Annual International Conference Promoting Business Ethics Retrieved from <https://www.jstor.org/stable/25074690>
3. Nir Kshetri.(2010). Diffusion and Effects of Cyber-Crime in Developing Economies. Taylor & Francis, Ltd. Retrieved from <https://www.jstor.org/stable/27896600>
4. Poonam Dass. (2010). LEGAL DIMENSIONS OF CYBER CRIMES AND PREVENTIVE LAWS WITH SPECIAL REFERENCE TO INDIA. *Journal of the Indian Law Institute from*. Retrieved from <https://www.jstor.org/stable/44782481>

5. Stephen Mason. (2016). Electronic Signatures in Law. School of Advanced Study, University of London, Institute of Advanced Legal Studies. Retrieved from <https://www.jstor.org/stable/j.ctv5137w8.20>
6. T. H. Chowdary. (2002). Information Technology for Development: Necessary Conditions. Economic and Political Weekly. Retrieved from <https://www.jstor.org/stable/4412627>
7. Yatindra Singh. (2019). CYBER LAWS. Journal of the Indian Law Institute. Retrieved from <https://www.jstor.org/stable/43951808>

## **LAW 503 Drafting, Pleading and Conveyancing**

**Max. Marks : 100**

**L T P C**

**(CA: 40 + ESA: 60)**

**4 1 0 5**

### **Learning Outcomes:**

- The students will be able to draft legal documents.
- The students will be able to guide and advise client regarding effect and enforcement of deeds and documents.
- The students will be able to structure a commercial contract, draft notices and pleadings.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit 1** Drafting-General Principles of Drafting and relevant Substantive Rules.

**Unit 2 Pleading in Civil Matters:** Plaint, Written statements Interlocutory Application, Original Petition, Execution Petition, Memorandum of Appeal, Memorandum of Revision, Petition under Articles 32 and 226 of the Constitution of India.

**Unit 3 Pleading in Criminal Matters:** Complaints, Criminal Miscellaneous Petition, Bail Application, Memorandum of Appeal and Revision.

**Unit 4 Conveyancing:** Meaning, General Principles of Conveyancing, Rules of Drafting Deeds and Instruments.

**Unit 5 Various types of Conveyances:** Sale Deed, Mortgage Deed, Lease Deed, Gift Deed, Power of Attorney, Will, Partition Deed, Promissory Note.

**Suggested Readings:**

1. Kothari, G.M. (1982). *Drafting, Conveyancing and Pleadings*.
2. Mogha, P.C. 10<sup>th</sup> Ed. (1987). *The Indian Conveyancer* Rev. by Justice K.N. Goyal, etc. Eastern Law House.
3. Hargopal. (1995). *The Indian Draftsman; Guide to legal Drafting*; Allahabad, Vol. I & II. The University Book Agency.
4. Ballantine, H. W. (1915). *Hints on Drafting Legal Documents*. Law Stud. Helper.
5. Bindra, N.S. (1985). *Conveyancing Drafting & Interpretation for Deeds*; Allahabad, Law Publishers.
6. Verma, J.C. (1988). *Commercial Drafting & Conveyancing* Ed.: New Delhi, Bharat Law House.
7. Ryder, R. D. (2005). *Drafting Corporate & Commercial Agreements*. Universal Law Publishing Co.
8. Mogha P.C. (1987). *The Law of Pleadings in India*. Eastern Law House.
9. DeSouza 13<sup>th</sup> Ed. (1999). *Forms and Precedents of Conveyancing*. Rev. by C.R. Datta and M.N. Das. Eastern Law House

**Suggested E- Learning Material:**

1. Drafting Of Pleading And Conveyancing. Retrieved from <http://kamkus.org/coursematerial/Drafting%20Pleading%20&%20Conveyance.pdf>
2. Professional Programme, Study Material on Drafting Appearances and Pleadings. Retrieved from <http://www.icsi.in/Study%20Material%20Professional/DRAFTING%20APPEARANCES%20AND%20PLEADINGS.pdf>

3. S.v. College of Law–Tirupatirecord Materialpractical Training-1 Drafting, Pleading and Conveyancing; *Retrieved from* [http://humanhandstogether.com/Drafting%20\\_%20Pleadings.pdf](http://humanhandstogether.com/Drafting%20_%20Pleadings.pdf)
4. Chapter 1- General Principles of Drafting and Relevant Substantive Rules of Siddharth Academy; *Retrieved from* <http://siddharth-academy.in/images/Downloads/Company%20Secretary%20Free%20Notes/CS%20PROFESSIONAL/DRAFTING.pdf>
5. PLEADINGS AN OVERVIEW; *Retrieved from* <http://law.uok.edu.in/Files/5ce6c765-c013-446c-b6ac-b9de496f8751/Custom/pleading-.pdf>

## LAW 505 Law of Evidence

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

**L T P C**

**4 1 0 5**

### **Learning Outcomes:**

- The student will be able to analyse and define the concept and general nature of evidence, and illustrate the different types of evidence and court procedures relating to evidence.
- The student will be able to determine and analyse the standard of proof and burden of proof in civil and criminal cases, and specify types of presumptions.
- The student will be able to understand rules governing examination in chief, cross examination and re-examination, and establish the procedures in civil or criminal trial.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit

**Unit I Introduction:** Brief Historical Overview, Object and Basic Principles of Law of Evidence, Meaning and Types of Evidence, Fact in Issue and Relevant Facts, Document, Proved, Disproved, Not Proved, May Presume, shall Presume and Conclusive Proof, Circumstantial Evidence.

**Unit II Relevancy of Facts:** Res Gestae, Motive ,Preparation, Previous and Subsequent Conduct, Identification, occasion, Cause and Effect of Fact in Issue, Facts not otherwise Relevant, Relevancy of Judgment, Opinion of Experts and Third Parties, Conduct and character of Parties,

**Admission and Confession:** Admission-Meaning, who can make admission. Confession-Meaning, Confession to Police Officer, Evidentiary Value of Admission and Confession.

**Unit III Statement of Persons who cannot be called as Witness:** Principle and Rationale, Dying Declaration and its various Modes, Evidentiary Value of Dying Declaration, Other Statement; Judicial Notice.

**Means of Proof:** Oral Evidence, Documents-Public and Private, Proof of Contents of Documents, Primary and Secondary Evidence, Special Rules of Evidence relating to certain Documents, Presumptions as to documents.

**Unit IV Burden of Proof and Presumption:** Meaning of Proof and Presumption, On Whom Burden of Proof lies, Presumptions as to Offences and other Facts.

**Estoppel:** Meaning & scope, Estoppel and Promissory estoppel.

**Unit V Witnesses and Privileges:** Competency and Compatibility of Witnesses, Privileges of certain Witnesses, State Privilege.

**Examination of Witnesses:** Examination in-Chief, Cross Examination and Re - Examination, Court's Power of Questioning Witnesses.

### **Leading Cases:-**

1. Nishikant Jha v/s State of Bihar, AIR 1969 SC 422
2. H.P. Administrator v/s Om Prakash, AIR 1977 SC 975
3. St. Paul v/s Delhi Administrator, AIR 1976 SC 294
4. Laxmipat Chorasias v/s State of Maharashtra, AIR 1960 SC 938
5. Pakala Narayan Swami v/s Emperor, AIR 1939 PC 47
6. Bhardunala Bhogin Bhan Heerji Bhai v/s State of Gujarat, AIR 1988 SC 753
7. R. M. Malkani v/s State of Maharashtra, AIR 1993 SC 157



**Suggested Readings:**

1. Monir M. C.J. (2011). *Textbook on Law of Evidence*, (7<sup>th</sup> ed.) New Delhi: Universal Law Books.
2. Prasad, M. S. (1982). *Study in Law of Evidence* Lucknow: EBC.
3. Ratanlal & Dhirajlal. (2011). *The Law of Evidence*. Nagpur: Lexis Nexis Butterworths Wadhwa.
4. Lal, B. (2011). *Law of Evidence in India*, Allahabad: ALA.
5. Sarathi, V.P. (2006). *Law of Evidence* (6th edn.). Lucknow: EBC.

**Suggested E-Learning Material:**

- i. Ahmad, S. (2014). Modernisation of Law of Evidence during colonial India. *Proceedings of the Indian History Congress*, 75, 511-519. Retrieved from <http://www.jstor.org/stable/44158425>
- ii. Mason, S., & Stanfield, A. (2017). Authenticating electronic evidence. In Mason S. & Seng D. (Eds.), *Electronic Evidence* (pp. 193-260). School of Advanced Study, University of London. Retrieved from <http://www.jstor.org/stable/j.ctv512x65.14>
- iii. Mason, S., Sheldon, A., & Dries, H. (2017). Proof: The technical collection and examination of electronic evidence. In Mason S. & Seng D. (Eds.), *Electronic Evidence* (pp. 285-338). School of Advanced Study, University of London. Retrieved from: <http://www.jstor.org/stable/j.ctv512x65.16>

**LAW 509 Property Law****Max. Marks : 100****(CA: 40 + ESA: 60)****L T P C****4 1 0 5****Learning Outcomes:**

- The students will be able to know how to apply knowledge and able to solve practical problems related to property.

- The students will be able to integrate theoretical knowledge and handle the complexity of drafting the various instruments of transfer of property.
- The students will possess, understand and develop their skill in property related issues and can establish themselves in civil cases as their specific area.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Concept and meaning of property** - Kinds of Property – Movable & immovable, tangible and intangible property, Introduction to the laws relating intellectual property.

**The Concept of common property resources** – Public Trust Doctrine, Possession and Ownership as man – property relationship.

**Unit II The Transfer of Property Act, 1882-** General principles of Transfer of Property.

**Unit III** Specific Transfers – Sales, Mortgages, Leases.

**Unit IV** Gifts, Exchange, Actionable Claims, Necessities of stamp duty in Transfer of Property.

**Unit V The Indian Easement Act, 1882**

Law of Easement ; Law of Licenses

**Leading Cases:**

1. Shantabai v. State of Bombay, AIR 1958 SC 532
2. Kumar Harish Chandra Singh Das v. Bansidhar Mohanty, AIR 1956 SC 1738
3. R. Kempraj v. Burton Sons & Co., AIR 1970 SC 1872
4. Jayaram Mudaliar v. Ayyasami, AIR 1970 SC 569
5. Mohar Singh v. Devi Charan, AIR 1988 SC 1365
6. Kartar Singh v. Harbans Kaur, (1994) 4 SCC 730

7. Delta International Ltd. V. Shyam Sundar Ganeriwal, AIR 1999 SC 2607
8. Shiv Dev Singh v. Suchha Singh, AIR 2000 SC 1935
9. Peoples Union for Democratic Rights v. Union of India, AIR 1982 SC

#### **Suggested Readings:**

1. Mulla, (2012). *Transfer of Property*, Nagpur: Lexis Nexis Butterworths Wadhwa.
2. Singh, A. Dr., (2016). *The Transfer of Property*. Haryana: Universal Publication.
3. Srivastav, A.K., (2014). *The Transfer of Property with Easements Act*. Allahabad: Central Law Publications.
4. Shukla, S.N., (2008). *The Transfer of Property*. Faridabad: Allahabad Law Agency.
5. Jain, J.D., (2018). *The Indian Easements Act*. Allahabad: Allahabad Law Agency

#### **Suggested E-Learning Material:**

1. Bose, P. (2016, July 16). *Transfer of Property Act, 1882* retrieved from <https://www.slideshare.net/bosepiyush/transfer-of-property-act1882>.
2. Subbarao, Venkata, G. C., Revised by Jaya V. S. *Property Laws* retrieved from 14.139.60.114:8080/jspui/bitstream/123456789/738/21/Property%20Law.pdf
3. Mulla *on Transfer of Property*.1882 by y H. R. KHANNA, retrieved from <https://archive.org/.../2015.125756.Mulla-On-The-Transfer-Of-Property-Act-1882-Ed-5...>
4. Video Lecture by Agrawal, S, *Transfer of Property* retrived from <https://www.cakart.in>

**Note :**

1. Students will be required to opt any one course from the list of discipline electives
2. A student can opt for upto 1 additional Open (Generic) audit/credit Elective in IX semester onward from any of the courses offered by the Vidyapith subject to approval of Head of both departments and time table permitting.

## **Tenth Semester**

### **LAW 512P Moot Court, Internship and Corporate Legal Training**

**Max. Marks : 100****(CA: 40 + ESA: 60)**

L	T	P	C
0	0	48	24

**Learning Outcomes:**

- The students will be able to develop advocacy skills.
  - The students will get familiarize with the various stages of trial in civil and criminal cases.
  - The students will be exposed to real court experience and they should imbibe the skills of client interviewing.
- (a) **Moot-Court (CA:20 Marks)** : Every student may be required to do at least three Moot-Courts in a year. The moot court work will be on assigned problem and it will be evaluated as (1) written submissions (marks 10) and (2) oral advocacy (marks 10).
- (b) **Observance** of Trail in two cases, one Civil and one Criminal **(CA.20 marks)**. Students may be required to attend two trials in the course of the last two or three years of LL.B. studies. They will maintain a record and enter the various steps observed during their attendance on different days in the court assignment. This scheme will carry 20 marks.

- (c) **Interviewing techniques and Pre-trial Preparations and Internship diary (ESA : 40 marks):** Each student will observe two interviewing sessions of clients at the Lawyer's Office / Legal Aid office and record the proceedings in a diary, which will carry 20 marks. Each student will further observe the preparation of documents and Court papers by the Advocate and the procedure for the filling of the suit / petition. This will be recorded in the diary, which will carry 20 marks.

- (d) **Viva-Voce :** [ESA : 20 Marks]

The fourth component of this paper will be Viva-Voce examination of all the above three aspects. This will carry 06 Marks.

## Discipline Electives

### LAW 411 Banking Law

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

**L T P C**

**4 1 0 5**

#### **Learning Outcomes:**

- The students will be able to understand the banking operations that form the part of day today life.
- The students will get the knowledge of the banking and exposure to legal and regulatory aspects that have a bearing on banking.
- The students will be able to advice and guide in basic banking operation and will be job ready for banking jobs.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

#### **Unit I INTRODUCTION**

- i. Evolution of Banking and its history in India.
- ii. Bank, Banking and Bank Regulation.

- iii. Structure and function of Banking Institutions—The different types of Banks viz. Central Bank, Commercial Bank, Co-operative Banks, Specialized Banks, Regional Rural Banks (RRBs), NABARD, Financial Institutions and their respective functions – An Overview.
- iv. Commercial Banks: Structure and function.

### **Relation between Banker and Customer**

- i. Legal character of Banker – Customer relationship.
- ii. Rights and obligations of Banker.
- iii. Types of Accounts.
- iv. Principles of good lending.
- v. Types of Loans

## **Unit II RESERVE BANK OF INDIA: Structure and Functions**

- i. Central Banking: Organizational Structure of RBI
- ii. Functions of the Reserve Bank
  - a. Primary functions
  - b. Secondary functions
- iii. Controlling function of RBI over Banking and Non-Banking Companies

## **Unit III BANKING REGULATION ACT, 1949 (With latest amendments)**

- i. Control over Management.
- ii. Prohibition of certain activities in relation to Banking Companies.
- iii. Acquisition of the undertakings of Banking Companies.
- iv. Suspension of Business and winding up of Banking Companies.
- v. Special provisions for speedy disposal of winding up proceedings.
- vi. Powers of the Central Government towards Banking Companies.

#### **Unit IV Laws of Recovery & Insolvency (With latest amendments)**

##### **A) Recovery of Debts Due To Bank & Financial Institutions (RDDB) Act, 1993**

- i. Purpose and Constitutional Validity of Act
- ii. Establishment, Composition and powers of DRT and DRAT

##### **B) Securitization And Reconstruction Of Financial Assets And Enforcement Of Security Interest (Sarfaesi) Act, 2002**

- i. Purpose and Constitutional Validity of Act
- ii. Applicability of Act & its enforceability

##### **C) The Insolvency and Bankruptcy Code, (IBC) 2016**

- i. Application of Code –For Corporate Persons , Individuals and Partnership Firms
- ii. Corporate Insolvency Resolution & Liquidation Process
- iii. Adjudicating Authority - Offences And Penalties
- iv. The Insolvency And Bankruptcy Board Of India - Powers and functions of Board
- v. Home buyers at par with Financial Institutions

#### **Unit V Laws Of Negotiability & Payment Settlement (With latest amendments)**

##### **A) The Negotiable Instruments Act, 1881**

- i. Legal aspects of negotiable instruments Promissory Note, Bill of Exchange
- ii. Criminal liability on dishonour of Cheque (Section 138 – 142)

##### **B) The Payment And Settlement Systems Act, 2007**

- i. Designated authority
- ii. Payment system not to operate without authorisation.
- iii. Regulation And Supervision By The Reserve Bank

- iv. Rights and Duties of a System Provider - Protection of funds collected from customers.—
- v. Settlement of disputes- Dishonour of electronic funds transfer for insufficiency, etc., of funds in the account

### **Leading Cases:**

1. Reserve Bank Of India v/s Jayantilal N. Mistry 2015(RTI case)
2. M. Seeni Ahamed : v/s The Union Of India 2016(Demonetisation case)
3. Delhi High Court Bar Association and another v/s Union of India 2016 (Constitutionality of RDDB Act 1993)
4. Mardia Chemicals Ltd. And Anr. v/s Union Of India 2002(Constitutionality of SARFAESI Act 2002)
5. Jaypee Infratech case (Homebuyers at par with Financial Institutions- IBC Amendment Act 2018)

### **Suggested Readings:**

1. Tannan, M. L., Datta, C. R., & Bakshi, P. M. (2002). *Tannan's Banking Law and Practice in India*. India Law House.
2. Solanki, R.S. (2017). *Banking Law*, Satyam Law International, New Delhi
3. Indian Institute of Banking and Finance. *Principles and Practices of Banking*. Macmillan Publishers Limited
4. Kumar, R. (2018). *Insolvency & Bankruptcy Practice Manual-A Comprehensive Practice Guide for Insolvency Resolution Professionals/Practitioners/Creditors & Debtors*. India, Taxmann.
5. Cranston, R. (2018). *Principles of banking law*. Oxford University Press.

### **Suggested E-Learning Material:**

Study Material of ICSI on Banking law and practice. Retrieved from <https://www.icsi.edu/media/webmodules/publications/9.1%20Banking%20Law%20Professional.pdf>



## LAW 414 Financial Market Regulations

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

**L T P C**

**4 1 0 5**

**Learning Outcomes:** After the completion of the course student will be able to

- Explain the main concepts of overall financial sector.
- Describe financial sector developments in India.
- Examine the role of market regulators in Indian financial sector.

### Course Contents:

**Unit I** Introduction: Need and Significance of Financial Market Regulation.

**Unit II** Securities Market Regulations: Overview of Companies Act, Regulations relating to Corporate Securities, Securities Contract (Regulation) Act, Securities and Exchange Board of India (SEBI)

**Unit III** Banking sector regulations: Overview of Banking Regulation Act, RBI Act, Foreign Exchange Management Act (FEMA): Deficiencies in FERA, Need for Introduction of Foreign Exchange Management Act (FEMA), Important Provisions of FEMA.

**Unit IV** Insurance sector regulations: Overview of IRD Act, Entry of Private Insurance companies, Powers & functions of IRDA.

**Unit V** Other regulators: Overview of PFRDA & Insolvency and Bankruptcy Board of India (IBBI), FSLRC recommendations and future of Indian Financial market

### Suggested Readings

1. Law and Financial Reforms by R. S. Solanki | 1 April 2015
2. Financial Markets & Institutions (CBCS) Paperback – 2017 by Dr. Vinod Kumar/ Atul Gupta/Manmeet Kaur (Author)
3. Indian Financial Markets: An Insider's Guide to How the Markets Work (Elsevier and IIT Stuart Center for Financial Markets Press) Hardcover – Import, 30 Sep 2008 by Ajay Shah (Author), Susan Thomas (Author), Michael Gorham (Author)

### Suggested E Learning Material

1. Reddy, Y.V. (2010). Financial Regulation Sector in India. *Economic and Political weekly*.
2. Nadelmann, Kurt. H. (1944). Bankruptcy Treaties. *The University of Pennsylvania Law Review*.
3. Sambhmurthy, Vijay. (2016).Recent developments in Indian Law: Impact on private equity transactions. *Student Advocate Committee*.

### LAW 506 Media and Law

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

<b>L</b>	<b>T</b>	<b>P</b>	<b>C</b>
<b>4</b>	<b>1</b>	<b>0</b>	<b>5</b>

#### Learning Outcomes:

- The students will be able to evaluate the role and impact of self-regulation on the media and journalists.
- The students will be able to understand the role of the press in a democracy.
- The students will be able to explain and apply the laws of defamation and Contempt of court, privacy law, broadcasting law and intellectual property to practice.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I Press in India: A brief review** – Evolution of Indian Press – Press laws before and after independence **Media and the Law:** Concept of Freedom of Press.

**Unit II Law Relating to Press:** Freedom of Speech and Expression – Article 19 (1) (a): Includes Freedom of the Press, laws of Defamation, Obscenity Blasphemy and Sedition, Law relating to Employees' Wages and Service Conditions, Price and Page Schedule Regulation, Newsprint and Control Order,

Advertisement- it is included with in freedom of speech and expression; Press and the MRTP Act.

**Press laws after Independence:** Defamation, Obscenity and Censorship, Contempt of Court, Parliamentary and Legislative Privileges.

**Unit III Right to Information:** Development of RTI in India, Right to information Act, 2005; its implementation, Right to Information Decisions; Decisions of Judiciary, RTI and Decisions of Chief Central Information Commissions and State Information Commission under the RTI Act, 2005.

**Constitutional Restrictions:** Radio and television subject to Law of Defamation, Morality and Obscenity, Power to legislate – Article 246 read with the Seventh Schedule, Power to Impose tax – licensing and license fee, Hate Speech, Censorship of films – Constitutionality, The Abbas Case, Difference between films and press – Why Pre-censorship valid for films but not for the press? Censorship under the Cinematography Act.

**Unit IV Contempt of Court and Media** – The Contempt of Courts Act, 1971

**Law relating to Mass Media:** Media Autonomy v Government Control, Protecting Civil Rights and Liberties – Right to Privacy, Laws of Defamation, Obscenity, Blasphemy and Sedition. Investigative Journalism & Sting operation – Harmonizing the Social Interest and promoting transparency.

**Unit V Influence of Cyber laws and intellectual Property Rights on Media laws in India,** Copyrights, Patents, Information Technology Act, 2000 with amendment. **Glossary of Journalism and Communication. Additional Readings:** Newspaper Economy Enquiry Committee Report, Reports of Press Committee of India, Chanda Committee Report, B.G. Verghese Committee Report, P.C. Joshi Committee Report, Official Secrets Act.

**Leading Cases: -**

1. Zee Telefilms Ltd. V. Union of India, (2005) 4 SCC 649

2. Bennett Coleman and Co. v. Union of India, AIR 1973 SC 106
3. Romesh Thappar v. State of Madras, AIR 1950 SC 124
4. Sakal Papers Ltd. V. Union of India, AIR 1962 SC 305
5. Life Insurance Corporation of India v. Manu Bhai D. Shah, (1992)3 SCC 637
6. Ranjit Udeshi v. State of Maharashtra, AIR 1965 SC 881
7. Odyssey Communications Pvt. Ltd. V. Lokvidyan Sanghatana, (1983) 3 SCC 410
8. Indian Express Newspapers v. Union of India, AIR 1995 SC 965; 1995 (70) FLR 341
9. Tata Press Ltd. v. Mahanager Telephone Nigam Ltd. (1995) 5 SCC 139
10. Hamdard Dawakhana v. Union of India, AIR 1960 SC 554
11. K.A. Abbas vs. Union of India, (1970)2 SCC 780; AIR 1971 SC 481
12. Bobby Art International v. Om Pal Singh Hoon, (1996)4 SCC: AIR 1996 SC 1846

### **Suggested Readings:**

1. Goradia, Madhavi. (2010). *Facet of Media Law*. Lucknow: Eastern Book Company.
2. Basu, D.D. (2010). *The Law of Press of India*. Nagpur: Lexis Nexis Butterworths.
3. Myneni, Dr. S.R. (2017). *Media Law (with RTI Act)*. Hyderabad: Asia Law House.
4. Ratanlal & Dhirajlal. (34<sup>th</sup> edition). *The Indian Penal Code*. Nagpur: Lexis Nexis.
5. Jain, M.P. (2009). *Constitutional Law of India*. Nagpur: Wadhwa & Company.
6. Seervai, H.M. (2008). *Constitutional Law of India*. New Delhi: Universal Law Publishing.

7. Venkatramaiah, E.S. (1987). *Freedom of Press: some Recent Trends*. Delhi : B.R. Pub. Corp.
8. Sathe, S.P. (2005). *The Right to Information Act*. LexisNexis India.

### **Suggested E-Learning Material:**

1. Press Council of India, Report on Paid News, 2010. (2019, Feb 11)  
Retrieved from-<http://presscouncil.nic.in/OldWebsite/CouncilReport.pdf>
2. Law Commission, 200th Report on Trial by Media: Free Speech and Fair Trial under Criminal Procedure Code, 1973. (2019, Feb 11).  
Retrieved from: <http://lawcommissionofindia.nic.in/reports/rep200.pdf>
3. Press Council, Resolution for a Media Council, 2012. (2019, Feb 11). Retrieved from <http://presscouncil.nic.in/OldWebsite/Resolution.pdf>

## **LAW 406 Health Law**

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

**L T P C**

**4 1 0 5**

### **Learning Outcomes:**

- The students will have appropriate level of knowledge of various laws relating to health care, including Mental Health, Transplantation of Organs & Tissues Act, AIDS Act, etc.
- The students develop their understanding regarding medical ethics and medical profession, and topics like medical negligence, euthanasia, surrogacy, etc.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

## Unit I Basic Concepts/ Introduction

- a. Concept of Health, **Constitutional Provisions relating to Health, Health as Human Rights**, Health Care and Public Health in India
- b. **Mental Health – Indian Mental Healthcare Act, 2017**

## Unit II Medical Science & Technology

- a) Infertility: Causes of Infertility and Remedies, *Pregnancy*, Artificial Reproductive Techniques – Artificial Insemination, IVF, Test Tube Baby, Surrogacy and Surrogacy Bill.
- b) Abortion: Classification of Abortion, Law relating to Abortion - Medical Termination of Pregnancy Act, 1971, The Pre-Conception and Pre-Natal Diagnostic Techniques (Prohibition of Sex Selection), 1994
- c) **HIV AIDS (Prevention and Control) Act, 2017**

## Unit III Medical Negligence & Liability

- a) Medical Negligence: Civil and Criminal Negligence, *Provisions in I.P.C. and Cr.P.C.*
- b) Liability of Doctors: Civil and Criminal Liability of Doctors, Vicarious Liability of Doctors, Liability of Doctors under Consumer Protection Act, 1986,
- c) **Defences: Volenti Non fit Injuria**, Novus Actus Interveniens, Therapeutic Misadventure, Contributory Negligence, Product Liability, etc.
- d) **Exceptions:** Doctrine of res ipsa loquiter, Doctrine of Common Knowledge.

## Unit IV Law Relating to Medical Men

- a) **Medical Ethics:** Indian Medical Council, State Medical Council, Indian Medical Councils Act, 1956, Code of Ethics by World Association of Human Experimentation (**Helsinki Declaration**).

b) **Laws regulating Medical Profession:** The Indian Medical Council Act, 1956: Objectives, Definition and Constitution of different Boards and their powers, Punishments & Penalties

c) **Ayushmaan Bharat Yojana**

## **Unit V Other Relevant Laws**

a) **Transplantation of Human Organs & Tissues Act, 1994.**

b) Drug & Cosmetic Act, 1940: Objectives & definition; Blood – Action as Drug; Drug Licensing Procedure, Comparative study of Foreign Law & Cases decided by Courts.

c) Patent Regime in Pharmaceutical Industry

d) Law Relating to Poison – **Provisions in I.P.C., Poison Act, 1919**

e) Euthanasia– **Indian Law and Cases decided by Indian Courts; Comparative Study of Foreign Law.**

## **Leading Cases:**

1. Aruna Ramchandra Shaunbaug vs. Union of India &Ors., 7 March, 2011
2. Bolam vs. Friern Hospital Mgmt. Committee, 1957 (1) WLR 583
3. Bolitho v. City & Hackney Health Authority, (1998) 1 AC 232
4. Gian Kaur vs. State of Punjab, 1996 2SCC 648
5. Indian Medical Association vs. V. P. Shantha &Ors., 13 November, 1995
6. Jacob Mathew vs. State of Punjab &Anr., 5 August, 2005
7. Kunal Saha vs. AMRI, 2006 CPJ 142 (NC)
8. Parmanand Katara vs. Union of India &Ors., 1989 4SCC 286
9. Paschim Banga Khet Mazdoor Samity &Ors vs. State of West Bengal &Anr., 1996 (4) SCC 37
10. Vincent vs. Union of India, 1987 SC 990

**Suggested Readings:**

1. Adhikary, Dr. Nandita (2015). *Law & Medicine*. (4<sup>th</sup> Edition) Allahabad, Central Law Publications.
2. Shana, Jyotsna William (2011). *Law of Medical Science and Medical Evidence*. Delhi, PAL Publishing House.
3. Srivastava, Dr. Lily (2010). *Law & Medicine. Delhi*, Universal Law Publishing Co. Pvt. Ltd.

**Suggested E-Learning Material:**

1. Chaille, Stanford Emerson (1950). Origin and Progress of Medical Jurisprudence 1776 – 1876, Retrieved from <<https://scholarlycommons.law.northwestern.edu/cgi/viewcontent.cgi?article=3699&context=jclc>>
2. Mittal, Dr Shilekh, *et. al.* (2007), Evolution of Forensic Medicine in India, Retrieved from <<http://medind.nic.in/jal/t07/i4/jalt07i4p88.pdf>>
3. World Medical Association Declaration of Helsinki Ethical Principles for Medical Research Involving Human Subjects (2008). Retrieved from <<https://www.wma.net/wp-content/uploads/2016/11/DoH-Oct2013-JAMA.pdf>>

**LAW 413 Energy Law****Max. Marks : 100****(CA: 40 + ESA: 60)****L T P C****4 1 0 5****Learning Outcomes:**

- The students are able to develop legal awareness about the rapidly expanding energy sectors and its future along with various alternatives of energy system.
- The students are able to develop mastery in negotiating investment deals for energy companies and frame energy policies for companies.



- The students are able to understand the effects of Global warming and Green house gas emissions.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

### **Unit I** Introduction to Energy sector

Energy: Meaning, importance and history; political economy of energy production and use for development.

Ecological principle of nature; Energy flow in the ecosystems.

Energy Sources: Classification of energy –Renewable & Non renewable.

Global energy scenario: Features of Global energy issues; various convention and treaties at International level.

Overview of India's energy scenario: Government & its policies- In light of economy, environment, development and policy.

### **Unit II** Law & Energy Law on Electricity - Generation, transmission, distribution, promoting competition, electricity tariff, subsidies, environmental policies, Central Electricity Authority, Appellate Tribunal under Electricity Act 2003.

Policy on Oil & Natural gas: New Exploration Licensing Policy (NELP) - Production Sharing Contracts; pricing mechanism; unconventional gases (CBM and Shale gas)

Nuclear energy & liability: Necessity of the Nuclear Liability Act 2010

### **Unit III** Environmental concerns and Sustainability: Environmental and ethical concerns: Environment effects of energy extraction, conversion and use; Environment effects of energy extraction, conversion and use; Sources of pollution; primary and secondary pollutants. Consequences of pollution growth; air, water, soil, thermal, noise pollution-cause and effect; Pollution control methods; Environmental laws on pollution control. Global

warming; Green house gas emission, impacts, mitigation. Causes of global, regional & local climate change United Nations Frameworks Convention on climate change (UNFCCC)

#### **Unit IV** Renewable Energy and Energy conservation

Renewable Energy policies; Proposals under National Renewable Energy Act 2015; Pricing of Renewable Energy by State Electricity Regulatory Commissions.

Bureau of Energy Efficiency; Power of Central & State Government to facilitate and enforce efficient use of Energy and its conservation ; Penalties And Adjudication under The Energy Conservation Act 2001.

#### **Unit V** Energy and future Energy Systems;

Clean Energy Technologies; Hydrogen Energy; Chemical Sources of Energy (Fuel Cells); Battery Operated Vehicles; Geo Thermal Energy; Ocean Energy; Biofuels

#### **Suggested Readings:**

1. Vaibhav N. (2014), Energy Law and Policy in India, New Delhi, Lexis Nexis.
2. Naseem M.(2011), Energy Laws in India , New Delhi, Wolters Kluwer.
3. Usha T. (2018); Energy Law and Policy , New Delhi, Oxford University Press
4. Kumar A., Chatterjee S.K., (2012) Electricity Sector in India: Policy and Regulation, New Delhi, Oxford University Press

**Suggested E-Learning Material:**

1. Planning Commission of India,(2014),The Final Report of the Expert Group on Low Carbon Strategies for Inclusive Growth, Planning, Retrieved from [http://planningcommission.nic.in/reports/genrep/rep\\_carbon2005.pdf](http://planningcommission.nic.in/reports/genrep/rep_carbon2005.pdf).
2. World Energy Organisation (2015 ),Special report: India energy outlook, Retrieved from <https://webstore.iea.org/weo-2015-special-report-india-energy-outlook>
3. Ministry of petroleum & Natural Gas, Government of India, Statutory updates Retrieved from <http://petroleum.nic.in>
4. Report of the Committee on Gas Pricing (2014) Retrieved from [http://petroleum.nic.in/docs/committee\\_report\\_on\\_gas\\_pricing\\_2014.pdf](http://petroleum.nic.in/docs/committee_report_on_gas_pricing_2014.pdf)
5. Policies Governing Regulation of Nuclear and Radiation Safety, Retrieved from <http://www.aerb.gov.in/AERBPortal/pages/English/prsrel/policies.pdf>

**LAW 415 Penology and Victimology****Max. Marks : 100****(CA: 40 + ESA: 60)**

<b>L</b>	<b>T</b>	<b>P</b>	<b>C</b>
<b>4</b>	<b>1</b>	<b>0</b>	<b>5</b>

**Learning Outcomes:**

After the completion of the course student will be able to:

- Explain the main concepts of victimisation and penology, and describe their trends in criminal justice.
- Describe historical developments in penology, with regards to the reasons for punishment.
- Examine victimisation and punishment as complimentary aspects of the criminal process and their reciprocal effect on social perceptions.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

**Unit I** Introduction and definition of Penology, Concept and Forms of Punishment: from ancient to modern; Importance of Penology; Relation between Criminology and Penology, Indian perspective of penology.

**Unit II** The Sociology of Punishment, Theories of Punishment, Capital Punishment with special reference to 262<sup>nd</sup> Report of Law Commission in India, Crime Prevention and the Role and function of police, National Police Commission (recommendations), Malimath committee report.

**Unit III** History of Prisons Aims, objectives and conditions of prison, Types of prisons, Prison reform (schools and reformations), Rights of prisoners (contribution of the Supreme Court), Probation and Parole Definitions, Nature of probation and parole, Duties of Probation Officers, Difference between Parole and Probation.

**Unit IV** Victims, Victimization and Victimology: Evolution and Growth of Victimology, Definition of Victim, Victim-Precipitation, Victim – Blaming, Victim Support and Victim Rights. Approaches to Victimology: Positivist Victimology, Radical Victimology and Critical Victimology.

**Unit V** Compensation to Victims of Crime in Indian perspective: Provision of Criminal Procedure Code, 1973 and other statute, Compensation by public authorities as social obligation, Judiciary on Victim Compensation.

### **Suggested Readings:**

1. Ahmed Siddique, (1993). *Criminology, Problems and Perspectives*, III Edn., Lucknow: Eastern Book Company.
2. Bhattacharya S.K., (1986). *Probation system in India*, New Delhi: Manas Publications.
3. Brodie, S.R., (1976). *Effectiveness of sentencing*, London: Home office.

4. Chockalingam K., (1993). *Issues in Probation in India*, Madras: Madras University Publications.
5. Christopher J. Emmins, (1985). *A practical approach to sentencing*, London: Financial Training Publications Ltd.
6. Devasia, V.D & Leelamma Devasia, (1992). *Criminology, Victimology and Corrections*, S.B.Mangia . New Delhi: Ashish Publishing House.
7. Goswami, B.K. (1980). *Critical Study of Criminology and Penology*, Allahabad : Allahabad Agency.
8. Ghosh, S., (1992). *Open Prisons and the Inmates*, New Delhi: Mittal Publications.
9. Naresh Kumar, (1986). *Constitutional Rights of Prisoners*, New Delhi: Mittal Publishers.
10. *Mulla Committee Report on Prison Reforms*, 1983. Govt. Of India.
11. Paranjepe, N.V., (2002). *Criminology and Penology*, Allahabad: Central Law Publications.
12. G.S.Bajpai (2012). *Criminal Justice System Reconsidered: Victim & Witness Perspective*. New Delhi: Serial Paublication.
13. William Doerner (2014) . *Victimology*. Anderson Publications.
14. Andrew Karmen (2015 ). *Crime Victims: An Introduction to Victimology*. Cengage Learning
15. V.N.Rajan (1995) . *Victimology in India: Perspectives beyond Frontiers*. New Delhi: APH Publishers.
16. Prakash Talwar (2006) . *Victimology*. New Delhi: Isha Books Publishers.
17. Singh Makkar, S.P, 1993, *Global perspectives in Victimology*, Jalandar: ABC Publications.

**Suggested E- Learning Material:**

1. Tibbitts, C. (1933). Penology and Crime. *American Journal of Sociology*, 38(6), 896-904. Retrieved from <http://www.jstor.org/stable/2767398>
2. BOSE, S., VARMA, P., & SILVERMAN, H. (1982). PHILOSOPHICAL SIGNIFICANCE OF ANCIENT INDIAN PENOLOGY. *Journal of Indian Philosophy*, 10(1), 61-100. Retrieved from <http://www.jstor.org/stable/23444179>
3. Lakshminath, A. (2006). CRIMINAL JUSTICE IN INDIA: PRIMITIVISM TO POST-MODERNISM. *Journal of the Indian Law Institute*, 48(1), 26-56. Retrieved from <http://www.jstor.org/stable/43952016>
4. SAHRDC. (2011). Prison Reform in India. *Economic and Political Weekly*, 46(3), 30-32. Retrieved from <http://www.jstor.org/stable/27918036>
5. Pande, D., & Bagga, V. (1974). PROBATION—THE LAW AND PRACTICE IN INDIA. *Journal of the Indian Law Institute*, 16(1), 48-87. Retrieved from <http://www.jstor.org/stable/43950312>
6. Chakrabarti, N. (1996). LEGAL DECISION AFFECTING PROBATION. *Journal of the Indian Law Institute*, 38(4), 524-534. Retrieved from <http://www.jstor.org/stable/43951667>
7. Cottrell, J. (1991). Wrestling with the death penalty in India. *South African Journal on Human Rights* 7(2), 185-198. Retrieved from <https://heinonline.org/HOL/P?h=hein.journals/soafjhr7&i=193>
8. Schafer, S. (1970). Victim compensation and responsibility. *Southern California Law Review* 43(1), 55-68. Retrieved from <https://heinonline.org/HOL/P?h=hein.journals/scal43&i=75>.

## LAW 416 Sports Law

**Max. Marks : 100**

**(CA: 40 + ESA: 60)**

L	T	P	C
4	1	0	5

### Learning Outcomes :

After the completion of the course student will be able to:

- Enhance knowledge in Sports law
- Understand vital rules and regulations of the sporting authorities of India and the world
- Understand the practical aspects of the sporting world vis a vis Law.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

### Unit I Introduction To Sports Law

- History of Sports and Its Relationship With The Law
- Sports Law and the rise of International autonomous Sports Law Bodies
- EU Law and Sport
- Indian Law and Sport
- US Law and Sport

### Unit II Sports and Its Governance

- Global Governance of Sports Law
- Sporting Bodies
- Organisational Structure; Setting up a Club
- Taxation of Sports Organisations
- Funding and Grant Applications; Lottery Licences
- Player and Management Liability

### **Unit III Role of Courts And Tribunals**

- Role of Courts in the Governance of Sport and how courts Gain Jurisdiction to get Involved in the affairs of Sports Governing Bodies.
- Sports governing bodies and their Judicial Scrutiny
- Preference for the Resolution of disputes through alternate Dispute Resolution. Standards of Arbitration proceedings
- The Court of arbitration for Sport--The World's Premier Institute for Sports Arbitration.

### **Unit IV Criminal Law, Sports Governing Bodies and the fight against Match-Fixing**

- Match-Fixing, Betting and Gambling.
- The treatment of Gambling Laws in various Jurisdictions.
- The Applicable Indian Law on Match-Fixing and Spot-Fixing
- Indian Criminal Law and Spot-Fixing
- International Cricket Council's Anti-Corruption Code and Compare it with Football's Response.
- Protection of Players
- Club Policies and Procedures
- Social Media Policies
- Child Protection
- Data Protection
- Gambling and Manipulation of Sports
- Sport and Technology

### **Unit V Sports Persons and IP**

- IP and Media Rights
- Image and Player Rights
- Player Contracts and Rights Protection



- The Role of Trade Mark Law
- The Role of Intellectual Property Rights
- Competition Law and Sports

### **Sports Law in India**

- National Sports Policy, 1984/2001
- Recommendations By Several Committee
- Need of Uniform Sports Code in India
- Indian Sports Leagues: Law and Issues

### **Suggested Readings:**

1. Law and Business of the Sports Industries: Common Issues in Amateur and Professional Sports By Robert C. Berry; Glenn M. WongPraeger Publishers, vol.2, 1993 (2nd edition)
2. Torts and Sports: Legal Liability in Professional and Amateur AthleticsBy Raymond L. YasserQuorum Books, 1985
3. Essentials of Amateur Sports LawBy Glenn M. WongPraeger Publishers, 1994 (2nd edition)
4. Lexisnexis's Law & Sports in India [HB] by Mukul Mudgal, Vidushpat Singhanian Publisher: LexisNexis Book Code: 9789351437192

### **Suggested E-Learning Material:**

1. Following the Law, Not the Crowd: The Constitutionality of Nontraditional High School Athletic SeasonsBy Schafer, Courtney EDuke Law Journal, Vol. 53, No. 1, October 2003
2. Cheaters, Not Criminals: Antitrust Invalidation of Statutes Outlawing Sports Agent Recruitment of Student AthletesBy Bascuas, Ricardo JThe Yale Law Journal, Vol. 105, No. 6, April 1996
3. Multiemployer Bargaining, Antitrust Law, and Team Sports: The Contingent Choice of a Broad ExemptionBy Harper, Michael CWilliam and Mary Law Review, Vol. 38, No. 5, July 1997

## LAW 412 Comparative Constitution

**Max. Marks : 100**  
**(CA: 40 + ESA: 60)**

<b>L</b>	<b>T</b>	<b>P</b>	<b>C</b>
<b>4</b>	<b>1</b>	<b>0</b>	<b>5</b>

### Learning Outcomes:

After the completion of the course student will be able to

- Familiarize with key political concepts like political obligation, sovereignty, Rule of Law, etc. which interlace the idea and the institution of State. Knowledge of such concepts become imperative for any student of law and politics as some of these political concepts are constitutive of the idea of law.
- Understand the law as a political and social category while students of politics interested in theory and history of ideas will find it engaging to study the dialectics between law and State as it unfolds within the politico-legal institutional framework and processes.

**Note:** The paper will contain ten questions having at least two questions from each unit. Candidates are required to attempt five questions in all taking at least one question from each unit.

### Unit I Constitution: Concept, Nature and Importance of Constitution-Evolution of Constitutional Values-

Requisites of Ideal Constitution-Historical Evolution of Constitutional Government

- Constitutionalism: Concept- Evolution-Limitations on Government Power-Constitutional Supremacy-Separation of Power

### Unit II

- Scope of Comparative Constitutional Law: Need for Comparative Study of Constitutional Law in Constitution Making
- Types of Constitutions: Written Constitutions-U.S.A, Canada, Australia and India; Unwritten Constitutions-England

### Unit III

- Judicial Review-Fundamental Rights; Writ Jurisdiction-A Comparative Study
- Civil Liberties/Rights: Structure-Enforcement-Individual Rights-Group Rights-National Security

### Unit IV

- Federalism: Concepts of Federalism and Federal Government-Conditions Essential for Federalism; Patterns of Federal Government: U.S.A, Australia, Canada and India
- New Trends in Federalism: Cooperative Federalism-Political factors Influencing Federalism, Central Control v. State Autonomy-Dynamics of Federalism

### Unit V

- Rule of law ; Formal and Substantive version
- Amendment of constitution : INDIA, UK,USA AND FRANCE
- Ombudsman :Sweden, U.K and India

### Suggested Readings:

1. M.P. Jain, Indian Constitutional Law, 5th ed., Wadhwa, Nagpur, 2003.
2. Granville Austin, The Indian Constitution: Cornerstone of a Nation (Oxford: OUP, 2008).
3. Tom Ginsburg, Judicial Review in New Democracies: Constitutional Courts in Asian Cases, Cambridge University Press
4. DD Basu, Comparative Constitution Law, 2nd (ed.), Wadhwa, 2008.
5. The Oxford Handbook of Comparative Constitutional Law Edited by Michel Rosenfeld and Andras Sajó Oxford University Press 2012

### **Suggested E-Learning Material:**

1. Douglas V. Verney: 'The Struggle Over Judicial Review: Supreme Court and Limited Government', in M.P. Singh et.al., (eds.), *Indian Judiciary and Politics: The Changing Landscape*, Manohar Book, New Delhi.
2. Ernest A. Young: 'Foreign Law and the Denominator Problem', 119 *Harv. L. Rev.* 148 (2005).  
12. Goolam E. Vahanvati: 'Rule of Law: The Sieges Within', in Mool Chand Sharma & Raju Ramachandran, *Constitutionalism, Human Rights and the Rule of Law: Essays in Honour of Soli J Sorabjee*, Universal Book Publishing Co., New Delhi.
3. Granville Austin: *The Indian Constitution: Cornerstone of a Nation*, OUP, Oxford.
4. Gustavo Fernandes De Andrade, *Comparative Constitutional Law: Judicial Review*, 3(3) *University of Pennsylvania Journal of Constitutional Law* 989-997 (2001).
5. Jan Erk: *Explaining Federalism: State, Society and Congruence in Austria, Belgium, Canada, Germany and Switzerland*, Routledge, New York.
6. Jan M. Smits (ed.): *Elgar Encyclopedia of Comparative Law*, Edward Elgar, Cheltenham, UK.
7. Jeffrey Jowell: 'The Rule of Law Today', in Jeffrey Jowell and Dawn Oliver (ed.), *The Changing Constitution*, OUP, Oxford.
8. Mark Tushnet: *The Constitution of the United States of America: A Contextual Analysis*, Hart Publishing Ltd, UK.
9. Mark Tushnet: 'The Possibilities of Comparative Constitutional Law', 108 *Yale L. J.* 1225 (1999).
10. Martha A. Field: 'The Differing Federalisms of Canada and the United States', 55 *Law and Contemp. Probs.* 107 (1992)
11. Mathias Reimann and Reinard Zimmermann: *The Oxford Handbook of Comparative Law*, OUP, Oxford

## Reading Electives

### LAW 513R Women and Law

**Max. Marks : 100**

**(ESA: 100)**

L	T	P	C
0	0	0	2

**Learning Outcomes:**

- The students will be able to understand the socio-legal position of women and special provisions made for them.
- The students will be able to get the knowledge of efforts made for the betterment of women at International level.

**Note:** Question paper will contain five questions and candidate will be required to attempt any three.

**Course Content:**

1. Women and Constitutional Law of India
2. Women and Efforts Made for their Betterment at International level
3. Women and Special Provisions Made for them in Criminal and Procedural Laws in India
4. Women and Labour Laws in India
5. Women and Personal Laws in India
6. Women and Various Other Legislations Made for their Welfare

**Suggested Readings:**

1. Jain, M.P. (2018). *Indian Constitutional Law* (8<sup>th</sup> ed.). Gurgaon: LexisNexis.
2. Pillai, P.S.A. (2017). *P.S.A. Pillai's Criminal Law* (13<sup>th</sup> ed.). Gurgaon: LexisNexis.
3. Pillai, K.N. Chandrashekharan (2017). *R.V Kelkar's Criminal Procedure* (6<sup>th</sup> ed.) Lucknow: Eastern Book Company.
4. Singh, Avtar (2018). *Principles of The Law of Evidence* (23<sup>rd</sup> ed.) Allahabad: Central Law Publications.

5. Chawla, Monica (2013). *Women and Protective Laws* (1<sup>st</sup> ed.) New Delhi: Regal Publications.
6. Myneni, S.R. (2013). *Law Relating to Women* (3<sup>rd</sup> ed.) Hyderabad: Asia Law House.
7. Sehgal, Justice Sangita Dhingra, Khurshid, Hasan (2016). *Women Know Thyself* Gurgaon: Universal Law Publishing.

#### **Suggested E-Learning Material:**

1. Dhanda, A. (2007). *Journal of the Indian Law Institute*, 49(3), 429-435. Retrieved from <http://www.jstor.org/stable/43952125>
2. Kassam, Z. (2010). *Journal of Law and Religion*, 26(2), 663-674. Retrieved from <http://www.jstor.org/stable/41428268>
3. Flavia Agnes. (1994). Rhetoric of Gender Justice. *Economic and Political Weekly*, 29(9), 487-488. Retrieved from <http://www.jstor.org/stable/4400864>

### **LAW 511R Law of Equity and Trust**

**Max. Marks : 100**

**(ESA: 100)**

**L T P C**

**0 0 0 2**

#### **Learning Outcomes:**

- The student will be able to demonstrate an advanced and integrated understanding of equity and trust principles.
- They will be able to analyse and research complex problems relating to equity and trust principles.

**Note:** Question paper will contain five questions and candidate will be required to attempt any three.

#### **Course Content**

1. Concept of Equity Definition, Nature and origin of equity, Equity as a Court of conscience, transformation of equity, the relation between common law and equity,
2. Equitable doctrines: Conversion and reconversion, election, performance and satisfaction;

3. The Maxims of equity – Equity will not suffer a wrong to be without a remedy; Equity follows the law; where equities are equal, the law shall prevail; where equities are equal, first in time shall prevail
4. The Indian Trust Act 1882: Definition (sec 3); Creation of Trusts Rules (sections 4-10);
5. Duties and Liabilities of the Trustees (Sections 11-30);
6. Public and private Trusts and Doctrine of Cyprus. Rights and powers of Trustees (Sections 31-45); Disabilities of Trustees (Sections 46-54);
7. Rights and Liabilities of Beneficiaries (Sections 55-69); Vacating the office of Trustee and Extinction of Trusts (sections 70-79).

#### **Suggested readings:**

1. Gandhi, B.M. (2015). *Equity, Trusts and Specific Relief*. Lucknow: Eastern Book Co.
2. Singh, G. P. (2015). *Principles of equity: With special reference to trust and specific relief* alongwith Fiduciary Relations & Mortgages Allahabad :Central Law Agency
3. Upadhyaya, J. J. R. (1979). *Equity, trusts, mortgages, and fiduciary relations*. Allahabad: Central Law Agency.
4. Basu, D. D., & Basu, D. D. (1983). *Equity, trusts, specific relief*. New Delhi: Prentice-Hall of India Private Ltd.
5. Desai, S. T., & Desai, T. R. (1991). *T.R. Desai's Equity, trusts, and specific relief: (with the Indian Trusts Act and specific relief)*. Bombay: N.M. Tripathi Private Ltd.

#### **Suggested E-Learning Material:**

1. Harding, M. (2013). Trust and Fiduciary Law. *Oxford Journal of Legal Studies*, 33(1), 81-102. Retrieved from- <http://www.jstor.org/stable/41811767>
2. Akehurst, M. (1976). Equity and General Principles of Law. *The International and Comparative Law Quarterly*, 25(4), 801-825. Retrieved from <http://www.jstor.org/stable/758525>
3. Teacher, Law. (November 2013). The nature and purpose of equity. Retrieved from- <https://www.lawteacher.net/free-law-essays/common-law/the-nature-and-purpose-of-quity.php?vref=1>

## LAW 510R Law And Public Policy

**Max. Marks : 100**

**(ESA: 100)**

L	T	P	C
0	0	0	2

### Learning Outcomes:

- The student will be aware about Parliamentary Democracy and the law making process.
- The students will get the knowledge of Law & Public policy in today's context.

**Note:** Question paper will contain five questions and candidate will be required to attempt any three.

### Course Content:

Indian Constitution & Public Policy

1. Parliamentary Democracy and the Law making process: Role of Legislature and Judicial Activism;
2. Role of Regulatory Bodies in furthering Public Policy : RBI, TRAI, SEBI, IRDA, CCI;
3. Typologies of Public Policies and Law: Socio religious movement and Law, Environment and Law;
4. Globalisation and Law: Role of World Bank, IMF and WTO.

### Suggested readings:

1. Basu, Durga Das (2015). *Introduction to the Constitution of India*. (22nd ed.), Gurgaon: Lexis Nexis.
2. Seervai, H.M. (2013). *Constitutional Law of India*. (3rd ed.), Delhi: Universal Law Publication.
3. Massey, I. P. (1999). *Administrative Law*. (7th ed.) New Delhi: Eastern Book Company.
4. Jain, M. P. (2013). *Principles of Administrative Law*. Vol. 1 and 2. Gurgaon: Lexis Nexis.
5. Bare Acts of RBI, SEBI, IRDA, and TRAI



**Suggested E-Learning Material:**

1. Cummings, Scott L., Law and Social Movements: Reimagining the Progressive Canon (May 11, 2018). Forthcoming in Wisconsin Law Review (2018); UCLA School of Law, Public Law Research Paper No. 18-17. Retrieved from SSRN: <https://ssrn.com/abstract=3177207>.
2. Environmental Law: Government and Public Policy towards the Environment Retrieved from <https://www.environmentalscience.org/environmental-law8>. A Handbook on the WTO TRIPS Agreement by World Trade Organization (Editor), Hannu Wager (Editor), Jayashree Watal (Editor)
3. Socio-Religious Reform Movements in British India by Kenneth W. Jones Retrieved from <https://www.cambridge.org/.../socioreligious...movements...India/787AAF46ED2EF940>.
4. Religious and Social Reform of India - The Indian Renaissance Retrieved from [www.historydiscussion.net](http://www.historydiscussion.net) › Indian History › Modern Era › Reforms › Social Reform

**MGMT 526R Managing the Personal Finance****Max. Marks : 100****(ESA: 100)****L T P C****0 0 0 2****Learning Outcomes:**

- The students will get exposure regarding preparing and filing tax returns, banking services etc.
- The students will get the knowledge of money management.

**Note:** Question paper will contain five questions and candidate will be required to attempt any three.

**Course Content:**

Needs vs. Wants, Money Management: Goal Setting, Budget tracking, spending/savings plan, Money Management tips. Insurance, Term insurance & health insurance. Basic understanding of types of investments - stocks,

mutual funds, ETFs etc., concept of diversification. Preparing and filing tax returns, banking services, Retirement and Estate Planning, Credit management- Interest rates, Credit card, Personal Loan, Credit score Habit of maintaining financial diary, Financial Success and Happiness.

Understanding salary slip components, take home pay, employee benefits, consumer rights and responsibilities related with financial services, Consumer protection- against risk, identity theft, and financial loss. Using online banking, mobile apps, and wallets. Applying Time value of Money, Financial Calculators- retirement corpus calculators, SIP Calculators.

### **Suggested readings:**

1. Bank & Finance- <http://www.ncfe.org.in/financial-education/banking>
2. Financial Planning –The road to your financial future- Understanding Mutual Funds-<http://www.ncfe.org.in/financial-education/mutual-fund>
3. <https://www.kotaksecurities.com/>
4. <http://flame.org.in/>
5. I can do Financial Planning by Swapna Mirashi (Academic Foundation New Delhi)
6. Commandments for Financial Freedom by Mehrab Irani, Vision Books.
7. Let's Talk Money by Monika Halan.

### **Suggested E-Learning Material:**

1. Financial Literacy course can be accessed from - <https://alison.com/course/financial-literacy>
2. Introduction to Simple and Compound Interest- <https://alison.com/course/Introduction-to-Simple-and-Compound-Interest>
3. Introduction to Managing Your Personal Finance Debts- <https://alison.com/course/introduction-to-managing-your-personal-finance-debts>
4. Investment Vehicle, Insurance and Retirement - <https://www.khanacademy.org/economics-finance-domain/core-finance/investment-vehicles-tutorial>

5. Introduction to Insurance- <https://alison.com/courses/risk-management-insuring-against-risk/content/scorm/5691/module-1-introduction-to-insurance>

## **MGMT 524R Foundation of Indian Ethos and Culture**

**Max. Marks : 100**

**(ESA: 100)**

<b>L</b>	<b>T</b>	<b>P</b>	<b>C</b>
<b>0</b>	<b>0</b>	<b>0</b>	<b>2</b>

### **Learning Outcomes:**

- The students will get exposure regarding foundational ideas of Indian culture and rationale for studying Indian ethos.
- The students will get the knowledge of the foundation of Indian culture.

**Note:** Question paper will contain five questions and candidate will be required to attempt any three.

### **Course Content**

- Introduction to foundational ideas of Indian culture and rationale for studying Indian ethos
- Key ideas in teachings of Swami Vivekanand
- Wisdom from grassroots: learning from local idioms and phrases
- Karm Yog and Karm Phal Siddhant from Bhagwad Gita*
- Duties over rights: the foundation of Indian culture
- Learning from stories of Panchtantra

### **Suggested readings:**

- Subhash Sharma : Western Windows and Eastern Doors, New Age Publications
- Teachings of Vivekanand - <https://belurmath.org/>
- Bhagwad Gita

**Suggested E-Learning Material:**

1. English <http://gitapress.org/C&B/digital-book/455.pdf>
  2. Hindi - <http://gitapress.org/C&B/digital-book/18.pdf>
  3. Towards A Confluence of Civilizations: A Lesson from Indian Ethos and Indianity-[https://www.academia.edu/37983925/Towards\\_A\\_Confluence\\_of\\_Civilizations\\_A\\_Lesson\\_from\\_Indian\\_Ethos\\_and\\_Indianity](https://www.academia.edu/37983925/Towards_A_Confluence_of_Civilizations_A_Lesson_from_Indian_Ethos_and_Indianity)
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