




UNIVERSITY OF RAJASTHAN
JAIPUR
SYLLABUS

B.A. L.L.B Five Year Integrated Course
(Semester Scheme)

I & II	Semester	2016-2017
III & IV	Semester	2017-2018
V & VI	Semester	2018-2019
VII & VIII	Semester	2019-2020
IX & X	Semester	2020-2021


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XXXIV – (For Affiliated Colleges)

- (1) There shall be an integrated Five years(Ten semesters) course for the degree of B.A.,LL.B. The examination for each paper in each semester shall be of 100 marks.
- (2) A candidate, who passed 10+2 examination with 50 % marks in aggregate, shall be eligible for admission to B.A, LL.B. I Semester class, provided that he is not of more than 21 years of age on 1st July in the year in which admission is sought i.e. (For the academic year 2010-2011 his date of birth should not be before 1st July, 1989). But a candidate belonging to SC/ST obtaining a minimum of 45% marks in aggregate in the qualifying examination shall be considered eligible for admission to the said class;
- (3) The admissions will be made through an Entrance Test to be conducted by the University or if authorised then by the Institution comprising of a written test, personal interview and group discussion.
- (4) A candidate admitted to Five Years (10 Semesters Course) for the degree of B.A., LL.B. Five Year Law Integrated Course has to complete his study within 8 academic years from the academic year in which he has first taken admission.
- (5) A candidate would have three additional chances to clear the due papers in immediate subsequent examinations when conducted for the same paper as per the syllabus then in force, failing which he has to clear all the papers of that semester as an ex-student.
- (6) A candidate, who has passed any one semester term examination in not less than three papers by securing at least 40% marks in each of those three papers and at least 50% marks in the aggregate of those papers shall be eligible for admission to the next semester. A candidate who has appeared in any one semester term examination and the result has not been declared, may be eligible for provisional admission to the next semester, if the teaching has commenced but such provisional admission shall stand cancelled if he could not get the requisite eligibility on the declaration of his result of the term examination in which he has appeared.
- (7) A candidate who has completed a regular course of study in the I semester of B.A., LL.B. shall be eligible to appear at B.A., LL.B. I semester term examination.
- (8) A candidate who has obtained at least 50% marks in aggregate in at least 3 papers of Semester I and has completed a regular course of study of the II Semester of B.A., LL.B. shall be eligible to appear at the B.A., LL.B. II Semester examination.
- (9) A candidate who has obtained at least 50% marks in aggregate in at least 3 papers of Semester II and has completed a regular course of study of the III Semester of B.A., LL.B. shall be eligible to appear at the B.A., LL.B. III Semester examination.
- (10) A candidate who has obtained at least 50% marks in aggregate in at least 3 papers of Semester III and has completed a regular course of study of the IV Semester of B.A., LL.B. shall be eligible to appear at the B.A., LL.B. IV Semester examination.

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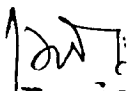
- (11) A candidate who has obtained at least 50% marks in aggregate in at least 3 papers of Semester IV and has completed a regular course of study of the V Semester of B.A., LL.B. Shall be eligible to appear at the B.A. LL.B. V Semester examination.
- (12) A candidate who has obtained at least 50% marks in aggregate in at least 3 papers of Semester V and has completed a regular course of study of the VI Semester of B.A.,LL.B. shall be eligible to appear at the B.A. LL.B. VI Semester examination.
- (13) A candidate who has obtained at least 50% marks in aggregate in at least 3 papers of Semester VI and has completed a regular course of study of the VII Semester of B.A., LL.B. Shall be eligible to appear at the B.A. LL.B. VII Semester examination.
- (14) A candidate who has obtained at least 50% marks in aggregate in at least 3 papers of Semester VII and has completed a regular course of study of the VIII Semester of B.A., LL.B. shall be eligible to appear at the B.A. LL.B. VIII Semester examination.
- (15) A candidate who has obtained at least 50% marks in aggregate in at least 3 papers of Semester VIII and has completed a regular course of study of the IX Semester of B.A., LL.B. shall be eligible to appear at the B.A. LL.B. IX Semester examination.
- (16) A candidate who has obtained at least 50% marks in aggregate in at least 3 papers of Semester IX and has completed a regular course of study of the X Semester of B.A., LL.B. shall be eligible to appear at the B.A. LL.B. X Semester examination.
- (17) Instructions to each B.A. LL.B. class shall be imparted for a minimum period of six hours every day on 6 days of a week, including one hour of seminar/conference/debate, discussions.
- (18) A candidate, who after passing all the 10 semester examinations of B.A. LL.B., within eight years of has admission to Semester I of B.A., LL.B. Course and has completed a regular course of study in the University teaching Department of Law of affiliated colleges, subject to a provision of the Act, Ordinance, Statutes, Rules and Regulations shall be awarded a degree of B.A. LL.B.

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B.A. LL.B. Five year Integrated course for the session 2011-12 and Onward

Semester	Subject Title
I ✓	1. English-I
	2. Political Science-I
	3. Constitutional Law-I
	4. Legal & Constitutional History
	5. Law of Torts-I
II ✓	6. English-II
	7. Political Science-II (International Relations)
	8. Constitutional Law-II
	9. Computer Education
	10. Law of Torts-II (Consumer Protection Laws)
III ✓	11. Economics-I
	12. Sociology-I (Schools of Laws)
	13. Public International Law-I
	14. Right to Information (Law)
	15. Contract-I
IV ✓	16. Economics-II
	17. Sociology -II
	18. Foreign Language (French)
	19. Legal Research Methodology -I
	20. Law Contract-II
V ✓	21. Family Law-I
	22. Labour Law-I
	23. Company Law-I
	24. Jurisprudence
	25. Forensic Science and Criminal Investigations
VI	26. Family Law - II
	27. Labour Law-II
	28. Company Law-II
	29. Health Law (Medical Jurisprudence)
	30. Law of Insurance
VII	31. Law of Property
	32. Administrative Law
	33. Public International Law-II
	34. Law of Crimes-I (IPC)
	35. Principles of Tortious Laws
VIII	36. Rajasthan Local Laws
	37. Environmental Law
	38. Alternative Dispute Resolution
	39. Law of Evidence

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- IX 41. Law of Evidence
42. Criminal Procedure Code
43. Professional Ethics & Professional Accounting
✓ 44. Law Relating to Negotiable Instruments
45. Intellectual Property Law
- X 46. Code of Civil Procedure and Limitation
47. Drafting Pleading, Conveyancing & Rules of Court
✓ 48. Criminology, Penology & Victimology
49. Public Interest Lawyering and Para Legal Services
50. Cyber Laws

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SEMESTER- 1

ENGLISH- I

Paper 1.1

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Aims/ Learning Objectives

1. Enable the students to use the language correctly and effectively.
2. Enhance the comprehension and analytical skills of the students.
3. Enrich their vocabulary.
4. Help students acquire the ability to speak effectively in English in real- life situations
5. Develop the art of expression and train students in composition skills.

Module No-1

The Joy of Reading (Orient Longman): The following stories

- (a) " An Astrologer's Day" R.K. Narayan
- (b) " The Child" Premchand
- (c) " The Gift of the Magi" O. Henry;

Module No- 2

The Joy of Reading (Orient Longman): The following prose pieces

- (a) "Education: Indian and American" Anurag Mathur
- (b) (1) "Bangle sellers" Sarojini Naidu
(2) "Where the Mind is Without Fear" Rabindranath Tagore;

Module No- 3

The Joy of Reading (Orient Longman): The following poem

- a) "My Financial Career" Stephen Leacock
- b) The World is Too Much with US" William Wordsworth;

Module No- 4

The Joy of Reading (Orient Longman): The following poems

- (a) Speech on Indian Independence Jawaharlal Nehru
- (b) (1) Sonnet: "When in disgrace..." William Shakespeare
(2) Success is Counted Sweetest" Emily Dickinson;

Module No- 5

- (a) Legal Terms: FIR, Plaint, written statement, plaintiff, defendant, appeal, tribunal, divorce, legitimate, illegitimate, adoption, maintenance, alimony, valid void, litigation, monogamy, bigamy, polygamy, crime agreement, contract, fraud, minor, indemnity, guarantee, bailment, pledge, libel, slander, defamation, homicide, genocide, suicide, executive, legislature, judiciary, constitution, negligence, nuisance, precedent, prospective, mortgage, retrospective, summons, ultra vires, will, warrant, public, private
- (b) (1) Paragraph Writing
(2) Punctuation;

Module No- 6

Transformation of sentences

- (a) Active/ Passive
- (b) Interrogative;

Module No- 7

- (a) Tenses
- (b) (1) Tenses
- (2) Comprehension.

Text Book

- 1. The Joy of Reading (Orient Longman)

Reference Books

- 1. Thomson, A.J. and A.V. Martinet. A Practical English Grammar, New Delhi; OUP, 2005

SEMESTER- I

Political Science- I

Paper 1.2

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Aims/ Learning Objectives

State and Government are the institutions which are regulating the behavior of individual in society by its laws; Political Science is the subject which is dealing with these institutions. The objective of this course is to create awareness among the students about the various socio-economic and political issues. Their Rights and Duties as well as to impart them the knowledge about the basic concept of political science which with lay the foundation of their study of law.

Module No-1

- (a) Political Science: Meaning, Nature and Scope, Traditional and Modern perspectives.
- (b) Behavioralism and post behavioralism;

Module No-2

- (a) State: i. Meaning and elements
ii. Distinction between State and Government
- (b) Theories and functions of State: Liberal Democratic, Authoritarian and Welfare State:

Module No-3

- (a) Right and Duties: (i) Meaning and types of Rights and Duties
- (b) UN Declaration of human rights:

Module No-4

- (a) Liberty (i) Meaning and definition, Negative and Positive concept of Liberty.
(ii) Safeguards of liberty.
- (b) Property: Concept, Liberal and Marxian theory of Property;

Module No-5

- (a) Justice: Concept, legal political and socio-economic dimensions.
- (b) Equality: Meaning and definition, legal, political and socio-economic dimensions;

Module No-6

- (a) Democracy: Concept, Features and types
- (b) Sovereignty: Concept Attributes;



Module No-7

- (a) Power, Authority and Legitimacy
- (b) The Elite Theory/ Political Parties and Pressure Groups.


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Reference Books

1. M.P. Jain, Political theory liberal and Marxian.
2. L. Asirvadam, Political theory Lucknow House
3. William Ebenstein, Modern Political thought (New Delhi Oxford and IBII)
4. V.D. Mahajan, Political theory
5. R.C. Aggarwal, Political theory
6. J.C. Johari, Political Science
7. O.P. Gaba, Political Science
8. Prof. S.P. Verma, Modern Political Theory
9. Prof. S.L. Verma, Modern Political Theory
10. S.N. Dubey: Development and Political Thought In India.
11. Hari Hari Das Choudhary.


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Module No- 6

Transformation of sentences

- (a) Active/ Passive
- (b) Interrogative;

Module No- 7


- (a) Tenses
- (b) (1) Tenses
- (2) Comprehension.

Text Book

- 1. The Joy of Reading (Orient Longman)

Reference Books

- 1. Thomson, A.J. and A.V. Martinet. A Practical English Grammar, New Delhi: OUP, 2005


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SEMESTER- I

ENGLISH- I

Paper 1.1

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam

10 Project & Viva)

Aims/ Learning Objectives

1. Enable the students to use the language correctly and effectively.
2. Enhance the comprehension and analytical skills of the students.
3. Enrich their vocabulary.
4. Help students acquire the ability to speak effectively in English in real- life situations
5. Develop the art of expression and train students in composition skills.

Module No-1

The Joy of Reading (Orient Longman): The following stories

- (a) " An Astrologer's Day" R.K. Narayan
- (b) " The Child" Premchand
- (c) " The Gift of the Magi" O. Henry;

Module No- 2

The Joy of Reading (Orient Longman): The following prose pieces

- (a) "Education: Indian and American" Anurag Mathur
- (b) (1) "Bangle sellers" Sarojini Naidu
- (2) "Where the Mind is Without Fear" Rabindranath Tagore;

Module No- 3

The Joy of Reading (Orient Longman): The following poem

- a) "My Financial Career" Stephen Leacock
- b) The World is Too Much with US" William Wordsworth;

Module No- 4

The Joy of Reading (Orient Longman): The following poems

- (a) Speech on Indian Independence Jawaharlal Nehru
- (b) (1) Sonnet: "When in disgrace..." William Shakespeare
- (2) Success is Counted Sweetest" Emily Dickinson;

Module No- 5

- (a) Legal Terms: FIR, Plant, written statement, plaintiff, defendant, appeal, tribunal, divorce, legitimate, illegitimate, adoption, maintenance, alimony, valid void, litigation, monogamy, bigamy, polygamy, crime agreement, contract, fraud, minor, indemnity, guarantee, bailment, pledge, libel, slander, defamation, homicide, genocide, suicide, executive, legislature, judiciary, constitution, negligence, nuisance, precedent, prospective, mortgage, retrospective, summons, ultra vires, will, warrant, public, private
- (b) (1) Paragraph Writing
- (2) Punctuation;

Original
B A/L/E FIR-YES
Approved - (S)
2011


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FIR

SEMESTER- I

Constitutional Law-I

Paper 1.3

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Aims/ Learning Objectives

India is a democracy and her Constitution embodies the basic principles of the democratic government how it comes into being what are its powers functions, responsibilities are and obligations how power is in various organs distributed Whatever had been the original power base of the Constitution, today it seems to have acquired legitimacy as a highest norm of Public Law. A good understanding of the Constitution and the law, which has developed through constitutional amendments, judicial pronouncement constitutional practice precedents and conventions is therefore, absolutely necessary for a student of law of study. He must also know the genesis, nature and special features and be aware of the social, political and economic influence on the Constitution.

The purpose of teaching constitutional law is to highlight it's never- ending growth. Constitutional interpretation is bound to be influenced by social, economics or political predilections. A student must, therefore, learn how various interpretations of the constitution are possible and why a significant interpretation was adopted in a particular situation. Such a critical approach is necessary requirement in the study of constitutional law.

Judicial review is also one of the important aspect to constitutional law. India is the only country where the judiciary has the power to review even constitutional amendments. The application of basic structure objective in the evaluation of executive action is an insertion development of Indian constitutional law. The concept of secularism and federalism engraved in the constitution are to be interpreted progressively.

The following syllabus prepared with this perspective will comprise of about 7 parts of 6 hours each:-

Module No-1

- (a) i. Indian Constitution in the making
- ii. Nature and Special features of the Constitution
- (b) Citizenship of India;

Module No-2

Equality and Social Justice

- (a) i. Equality before the law and equal protection of laws
- ii. Classification for differential treatment: constitutional validity
- (b) Justice to the weaker sections of society; scheduled castes, scheduled tribes and other backwards class, women and children:

Module No-3

- (a) i. Speech and expression
- ii. Media, press and information
- (b) i. Freedom of speech and contempt of court
- ii. Freedom of assembly;

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Module No-4

Right to life and personal liberty: meaning, scope and limitations

- i. Right of an accused - double jeopardy, self-incrimination and retroactive punishment
- ii. Preventive detention- constitutional policy;

Module No-5

- (a) i. Concept of Secularism: historical perspective
ii. Indian constitutional provisions relating Secularism
- (b) i. Freedom of religion and its scope
ii. Religion and the State; its limitations and minority rights;

Module No-6

- (a) i. Directive Principles- directions for social change- A new social order.
ii. Fundamental Rights and Directive Principles, inter- relationship- judicial balancing.
- (b) i. Constitutional amendments- to strengthen Directive Principles.
ii. Reading Directive Principles into Fundamental Rights;

Module No-7

- (a) i. Methods of Constitutional amendments
ii. Limitations upon constitutional power of amendments
- (b) i. Development of the basic Structure: Doctrine
ii. Judicial activism and its Restraint.

Recommended Books

1. Narinder Kumar
2. Dr. J.N. Pandey
3. Dr. D.D. Basu, (Shorter Constitution of India)
4. Dr. Seervai Constitution of India (1992) Vol. I, II, III
5. Dr. M.P. Jain
6. V.N. Shukla

Judgments

1. S.P. Bommai v. UOI, AIR 1994 SC 1918
2. S.P. Gupta v. UOI, AIR 1982 SC 1991
3. Sunil Batra v. Delhi Administration
4. Keshvanand Bharti v. State of Kerala, AIR 1995 SC 2299
5. Minerva Mills Ltd v. UOI, AIR 1980 SC 1789
6. Hasinara Khatoon v. Home Secretary State of Bihar, 1979 SC 136
7. A.K. Gopalan State of Madras, AIR 1950 SC 27
8. Sachidanand v. State of West Bengal, AIR 1987 SC 1109
9. Rural Litigation and Entitlement Kendra v. State of UP
10. T.M.A. Pai Foundation v. State of Karnataka
11. M.C. Mehta v. UOI (1987) ISCC 395 AIR 1987 1086
12. Rudul Shah v. State of Bihar, AIR 1983 SC 1086
13. Bikunth nath v. C.D. M.O, AIR 1992 SC 1368
14. Indra Gandhi v. Raj Narain, AIR 1995 SC 2299
15. P & O Stream Navigation Co. v. UOI, AIR (1997) ISCC
16. People Union Civil Liberties v. UOI, AIR (1997) ISCC
17. Air India v. Nargesh Mirza, AIR 1981 SC 1829
18. Unnikrishan v. State of A.P., AIR 1993 SC 2178
19. Indira Sawheny v. UOI, AIR 1993 SC 2178
20. Maneka Gandhi v. UOI, AIR 1978 SC 1789
21. L.R. Coolho (Dead) Through L.R.S. v. State of Tamil Naidu & ors. 2007 SC 137
22. Raja Ram Pal v. The Hon'ble Speaker Loksabha and Ors.
23. Kehar Singh v. State (1989)
24. Dhanjaya Chaterjee v. State West Bengal, AIR 2001

SEMESTER- I

Legal & Constitutional History

Paper 1.4

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Aims/ Learning Objectives

This course attempts to provide a basic introduction to evolution of Law of India. Study of Law relating to a particular country is not complete without understanding the history and development of the Laws and legal institution. A student of law should be exposed to the ancient social order and religious philosophy as well as to the systems of dispute settlement mechanisms existing in those days. The medieval period had influence in the development of legal system. The advent of the British was an event, which also had its influence.

The traditions of the past have made our modern legal system what it is, and still live on in it. Without a proper historical background, it may be difficult to appreciate as to why a particular feature of the system is as it is. The historical perspective throws light on the anomalies that exist have and there in system

Module No-1

- (a) Emergence of East India Company: Development of authority under charters
 - ii. Administration of Justice in Madras 1639-1726
- (b) i. Administration of Justice in Bombay 1668-1726
 - ii. Administration of Justice in Calcutta before 1726
 - iii. The mayor's Courts and the Genesis of the Charter of 1726. Provisions of the charter, charter of 1753, defects of judicial system:

Module No-2

- (a) Adalat System
 - i. Grant of Diwan
 - ii. Execution of Diwani Functions
 - iii. Judicial Plan of 1772
 - iv. Defects of the Plan
 - v. New Plan of 1774
 - vi. Reorganization of adalats in 1780
 - vii. Reforms of 1781
- (b) i. The Regulating Act of 1773
 - ii. The Charter of 1774 and establishment of Supreme Court at Calcutta
 - iii. Defects of the Supreme Court:

Module No-3

- (a) Act of Settlement, 1781
 - ii. Major Defects
 - iii. Supreme Court of Calcutta, Bombay and Madras
- (b) i. Judicial Reforms of Lord Cornwallis
 - ii. Reforms in Administration of Criminal Justice;

Module No-4

- (a) The Indian High Court Act of 1861

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- ii. The Indian High Court Act, 1911
- iii. The Indian High Court Act, 1915
- iv. High Court under the Act of 1935
- (b) i. The Federal Court of India
- ii. Privy Council (A Unique Institution)
- iii. Appeals from India;

Module No-5

- (a) The Charter Act of 1833
 - ii. The Charter Act of 1853. Main Provisions and Defects
- (b) i. Main Provisions of the Indian Council Act, 1861
- ii. The Indian Council Act of 1892;

Module No-6

- The Govt. of India Act, 1909
- ii. Minto Morley Reforms
 - iii. Defects of the Act
 - i. Montague Chelmsford Reforms 1919
 - ii. Dual System;

Module No-7

- (a) The Govt. of India Act, 1935 (Background)
 - i. Federalism
 - ii. Provisional Astronomy
 - (b) Indian Independence Act, 1947.
- Some landmarks cases-
- (a) Issue of Raja Nand Kumar (1775): Whether a Judicial Murder?
 - (b) The Patna case (1777-79)
 - (c) The Cossighrah case
 - (d) The Case of Kamaludin

Reference Books

1. M.P. Jain Outlines of India Legal History
2. M.Rama Jais. Legal and Constitutional History of India
3. A.B. Keith, Constitutional History of India
4. V.D. Kulshreshtha
5. Paranjape


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SEMESTER- I

Law of Torts - I

Paper 1.5

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Aims/ Learning Objectives

With rapid industrialization, tort action can be used against manufacturers and industrial units for products injurious to human beings. The emphasis is on extending the principles not only to acts, which are harmful but also to failure to comply with standards that are continuously changing due to advancement in science and technology. Law of Torts is developing fast in present scenario and the Supreme Court has created liabilities for injuries caused by hazardous and inherently dangerous industries.

The following syllabus has been prepared with this perspective and will comprise of 7 Parts.

Module No-1

- (a) Evolution, Definition, Nature, Scope of Law of Tort
 - i. Meaning and Evolution of Torts
 - ii. Torts: Distinguished from contract, Quasi-contract and crime.
 - iii. Constituents of Torts
- (b) General Defences
 - i. Volenti non fit injuria
 - ii. Necessity, Act of God, Inevitable Accidents, Private Defence
 - iii. Judicial Acts, Mistake Statutory Authority,

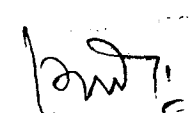
(c) Module No-2

- (a) Vicarious Liability
 - i. Principles and basis of liability
 - ii. Principle and Agent Relationship
 - iii. Master and Servant relationship
 - iv. Doctrine of common employment
- (b) Vicarious Liability of State
 - i. Position in England
 - ii. Position in India;

Module No-3

- (a) Rules of strict and absolute liability
 - i. Rylands v. Fletcher
 - ii. M.C. Mehta v. Union of India
- (b) Negligence
 - i. Essentials of negligence
 - ii. Duty of care
 - iii. Principle of reasonable forcibility
 - iv. Standard of care
 - v. Nervous Shock
 - vi. Res ipsa loquitur;

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Module No-4

- (a) A Contributory negligence
 - i. Last opportunity rule
 - ii. Rules to determine contributory negligence
 - iii. Doctrine of alternative danger
 - iv. Difference between contributory and composite negligence
- (b) Remoteness of damages
 - i. Test of reasonable foresight
 - ii. Test of directness;

Module No-5

- (a) Defamation
 - i. Liable and Slander
 - ii. Essentials of defamation
 - iii. Defences
- (b) Trespass to person
 - i. Assault, battery, mayhem
 - ii. False imprisonment
 - iii. Malicious prosecution;

Module No-6

- (a) Trespass to land
 - i. Trespass ab initio
 - ii. Entry with licence
 - iii. Remedies
- (b) Nuisance.
 - i. Definition and kinds
 - ii. Essentials

Module No-7

- (a) Legal Remedies
 - i. Damages
 - ii. Injunctions
 - iii. Specific restitution of property.
- (b) Extra Judicial remedies
 - i. Abatement of nuisance
 - ii. Felonious Torts.

Suggested Case Laws

1. Usha Ben v. Bhagyalaxmi Chitra Mandir, AIR 1978 Guj. 103
2. Ramanuja Mudali v. M. Gagan, AIR 1984 Mad. 103
3. R.K. Kranjia v. K.M.D. Thakersay, AIR, 1970 Bom. 424
4. D.P. Chowdhary v. Manju Lata, AIR 1997 Raj. 170
5. State of Punjab v. Deshraj, AIR 2004 P & H 113
6. Municipal Corporation of Delhi v. Subhagwanti, AIR 1966 SC 1750
7. Y.S. Kumar v. Kuldip Singh, AIR 1972 P & H 326
8. Sumit Kumar v. Ladu Ram Sulania, AIR 2004 Raj. 30
9. Rajkot Municipal Corporation v. Manjul Ben Jayanlilal Nakum (1997) 9 SCC 552
10. Rakesh Saini v. Union of India, AIR 2004 Del 107

Suggested Reading

1. D.D. Basu, Law of Torts
2. Rattan Lal & Dhiraj Lal, The Law of Torts
3. R.K. Bangia, Law of Torts
4. G.S. Pande, Law of Torts
5. B.S. Sinha, Law of Torts
6. S.P. Singh, Law of Torts

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SEMESTER- II

PAPER 2.6 ENGLISH- II

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Module No-1

M.C.Chagla: *Roses in December*. The following chapter

- a) The Bar (Page 49- 62)
- b) The Bar (Page 63-74)

Module No-2

M.C. Chagla: *Roses in December*. The following chapter

- a) Chief Justice (Page 147-158)
- b) Chief Justice (Page 159- 169)

Module No- 3

M.C. Chagla: *Roses in December*. The following chapter

- a) Chief Justice (Page 170-180)
- b) Chief Justice (Page 180-189)

Module No- 4

M.C. Chagla: *Roses in December*. The following chapter

- c) International Court
- d) Epilogue;

Module No- 5

Foreign words:

- a) Axiom, joie-de vivre, judicature, jussoli, suo jure, suo loco, ad absurdum, addendum, a deux, ad extremum, ad fin. Ad infinitum, ad initium, bon jour, monsieur, en masse, en route, sans, vis-à-vis, post script, post meridian, ante meridian, milieu, haute couture, petite, plaza, summumbonum, synopsis, virtuoso
- b) Essential of brief writing to make a brief about the loss of vehicle;

Module No- 6

Vocabulary

- a) Idioms
- b) One Word Substitutions
Prefixes/ Suffixes, correction of verb;

Module No- 7

- a) Report Writing
- b) Letter writing (letter to Editor, resume writing);

Text book

M.C. Chagla: *Roses in December*. Mumbai: BhatriyaVidyaBhavan, 2000

References

1. Thomson. A.J. and A.V. Marinet. A Practical English Grammar. New Delhi: OUP, 2005.
2. Best, Wilfred D. The Students Companion, New Delhi: Rupa& Co. 2005.

SEMESTER- II
(International Relations)

PAPER 2.7 POLITICAL SCIENCE-II

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Module- 1

- a) International Relations: Meaning , Nature and Scope
- b) Emerging trends in International Relations;

Module- 2

- a) National Power: Meaning, Elements and limitations.
- b) Theory of balance of Power, Collective Security system;

Module- 3

- a) Foreign Policy: Meaning, determinants and significance.
- b) Diplomacy:
 - (i) Meaning and Nature
 - (ii) Relationship between Foreign policy and Diplomacy;

Module- 4

- a) Cold War: Meaning, Causes and impact on International Relations.
- b) Detente, New Cold war and new détente, implications of the collapse of USSR;

Module- 5

- a) Decolonization: Causes, rise of third world and its impact on International Relations.
- b) International Power structure: Bi- Polarity, Uni- Polarity, Multy- Polarity and steps towards Multy- Centralism:

Module- 6

- a) Neo-colonialism: meaning and causes of its emergence.
- b) Multi- national Corporations: meaning and role of MNCs in International Relations:

Module- 7

- a) Relationship of India with US and Russia.
- b) Relationship of India with China and Pakistan.

Reference Books:-

1. Norman D. Palmen and Howard C. Perkins- International Relations the world community in transition 1985
2. Raymond Aron- Peace and war a theory of International Relations
3. H.J. Morgantheau- Politics among Nations
4. J.C. Johari- International Politics
5. PremArora- International Relations and foreign policy

SEMESTER- II

PAPER 2.8 CONSTITUTIONAL LAW- II

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Constitution, History and Development:-

Module- 1

- a) i. Freedom of Trade/ business
- ii. Emergency/ meaning and scope
- b) i. Proclamation of emergency-conditions and effect of emergency on Centre-state relations.
- ii. Emergency and suspension of fundamental rights;

Module-2

- a) i. President of India
- ii. Election, qualification, salary and impeachment
- b) i. Power: legislative ,executive and discretionary powers
- ii. Council of Ministers in union and states;

Module- 3

- a) Prime Minister cabinet system- Collective Responsibility, individual responsibility
- b) i Federalism- principles: comparative study
- ii Indian federalism: identification of federal features

Module -4

- a) Legislative relation between union and states
- b) i. Administrative Relations
- ii. Financial relations;

Module- 5

- a) i. Governor and its role in States
- ii. Centers powers over the state- emergency
- b) Challenges to Indian federalism;

Module- 6

- a) i. The Supreme Court
- ii. High Court
- b) i. Judges: appointment, removal, transfer and condition of service: judicial independence
- ii. Judicial review: nature and scope;

Module- 7

- a) i. Freedom of Property: from fundamental right to constitutional right
- ii. Doctrine of pleasure (Art. 310) of the constitution
- b) i. Protection against arbitrary dismissal, removal, or reduction in rank (Art. 311) of the constitutional
- ii. Exceptions to Art. 311 of the constitution.

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Recommended Books:-

1. Dr. Narender Kumar 2006
2. Dr J.N. Pandey 2006
3. Dr. D.D. Basu, Shorter Constitution of Indian
4. Dr. Seervai Constitution of India (1992) Vol. I/II/III
5. Dr. M.P. Singh (ed) V. N. Shukla

JUDGMENT:-

1. S.R. Bommai v. UOI, AIR 1994 SC 1918
2. S.P.Gupta v. UOI, AIR 1982 SC 1991
3. Sunil Batra v. Delhi Administration
4. KeshvanandBharti v. State of Kerala, AIR 1995 SC 2299
5. Minerva Mills Ltd v. UOI, AIR 1980 SC 1789
6. HasinaraKhatoon v. Home Secretary State of Bihar, 1979 SC136
7. A.K. Gopalan State of Madras, AIR 1950 SC27
8. Sachidanand v. State of West Bangal, AIR, 1987 SC1109
9. Rural Litigatino and Entitlement Kendra v. State of U.P
10. T.M.A. Pai Foundation v. State of Karnataka
11. M.C. Mehta v. UOI (1987) ISCC 395 AIR 1987 1086
12. Rudul Shah v. State of Bihar, AIR 1983 SC 1086
13. Bikunthnath v. C.D.M.O, AIR 1992 SC 1368
14. Indra Gandhi v. Raj Narain, AIR 1995 SC 2299
15. P & O Stream navigation Co v. Secy of State (1861) 5 HCR
16. People Union Civil Liberties v. UOI, AIR (1997) ISCC
17. Air India v. NargeshMirza, AIR 1981 SC 1829
18. Unnikrishan v. UOI , AIR 1993 SC 2178
19. Indira Sawheny v. UOI Air 1993 SC 1789
20. Maneka Gandhi v. UOI, AIR 1978 SC 1789
21. I.R. Coolho (Dead) Through L.R. S v. State of Tamil Naidu &ors, 2007 SC 137
22. Raja Ram Pal v. The Hon'ble Speaker Loksabha and Ors
23. Kehar Singh v. State (1989)
24. DhanjayaChaterjee v. State West Bengal, AIR 2004


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SEMESTER- II

PAPER 2.9 COMPUTER EDUCATIONS

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam

10 Project & Viva)

1. Computer Fundamentals: Characteristics of Computer (Versatility, Basic, operation, speed accuracy, automation, storage, etc).
2. Anatomy of Computer: Input Devices, Output Devices, Central Processing Unit, Storage Devices.
3. Classification of Computer : (Micro, Mini, Mainframe, Super Computer).
4. Computer Software: Definition, Types of software- System and application software.
5. Operating System: Definition, Need, Types, Functions, Popular operating system and their applications.
6. Programming languages: Types of programming languages-Low level, high level programming languages and their evolution, oops.
7. Communication System: Data communication system, different data transmission mediums (twisted pair, Coaxial, Microwave, Communication Satellite, optical fiber) and their advantages.
8. Networking systems: Need, types, Internet working, Networking Standards;

(Operating System- MS- Windows)

1. Windows: Definition, Evolution of Windows, components, moving, resizing and closing a window. Features (User interface, file naming, easier mailing facility, easier remote access.
2. Working with Dialog boxes: Text boxes, list boxes, drop-down list boxes, option button, check box.
3. Using Menus: Special indicators in window, a triangle, ellipses, a dot, a key combination, grey option using scroll bars.
4. Navigating Windows: Using Windows explorer, Searching files and folders. Accessing a drive. Creating and moving a shortcuts
5. File & Folders: Difference between file and folders, creating a file in an application, creating a folder, copying files in a folder.
6. Creating copy of a file, creating subfolders, moving and renaming files and folders.
7. Customizing desktop: Customizing Task bar, Setting time & date of the system, using desktop themes, changing desktop of system, Setting patterns, Color palette, setting screen savers, changing appearance of a window.
8. Installing a printer, making a default printer, Printing a document;

(MS- Word)

1. Word Processing, Definition, Advantages, Functions, Popular word processors.
2. Working with MS- Word: Word application window, getting help, creating, saving, closing and opening a document.
3. Editing a document: Navigating a document, Undo and Redo, Character level editing, Forming a block, Text correction and deletion. Moving, copying, finding and replacing text.
4. Templates and Wizards: Introduction of templates, using documents on templates, using wizards to create a document.
5. Page Formatting: Meaning, Setting paper size, orientation, setting margins. Setting header and footer. Inserting page no. and date. Inserting page break. Text alignment and indentation. Setting Tabs.
6. Text Formatting: Copying removing characters, using styles, modifying the styles. Setting border and shading.
7. Tables: Creating a table, changing the display of table, adjusting row column width. Applying arithmetic computation in table.

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8. Mail merging: Meaning, Setting up main document, creating data source, merging a document, Using labels and Envelop wizards;

(MS- Excel)

1. Electronic Spread sheet: Definition, History, Terminology, Features, Application and Advantages.
2. Basics of MS- Excel: Starting MS-Excel, Components, Workbook, Worksheet, online help. Creating a Workbook, Data Entry in a work book. Copying and moving data saving a work book. Saving and retrieving a work book.
3. Editing: Editing a cell, selecting range, deleting cell, column, row, worksheet. Renaming, moving, copying and moving a worksheet. Protecting a workbook.
4. Formatting: Adjusting a column width, row height, hiding / unhiding rows and columns, aligning a worksheet data. Number, currency, date formats.
5. Functions: Types of function in MS Excel, Syntax, Mathematical function, logical function, date/time function. Function Wizard
6. Formula: Entering a formula, referencing technique, naming range, moving & copying formula.
7. Charts: Creating Charts, Components of a chart, types of a chart, using chart wizard, Moving and resizing charts, saving & retrieving charts.
8. Printing: Defining page layouts, setting header and footers, hiding gridlines, print preview, printing a worksheet;

Module-5 Power Point

(Internet)

1. Definition, Scope, History, Applications, services.
2. Getting Connected: Dial- up Connection, Direct & Dedicated connections.
3. World Wide Web: Meaning, Webpage, website, hyperlinks. Using web browsers. Domain name system. IP Address. TCP/ IP Account (2 Lect.)
4. E-mailing: concept, Working protocol, free email services.
5. HTML: Tags layout of HTML document, Creating HTML Document, Adding comment, Heading, color settings, inserting an image, hyper link. (3 Lect.)

(Networking system)

1. Concept of Networking: Meaning Need, Types, Media.
2. Information System: Types of information, Levels, Quality, Components, functional areas.
3. Data Communication: Meaning, Elements, Modes, Speed, Mediums, Types of data transmission. (2 Lect.)
4. Computer Networking: definition, Terminology, Technology (LAN, WAN, MAN etc.) Server, client Work group, Host, System administrator.
5. Networking Applications: Topologies and their advantages. Role of protocols, Communication Protocols.
6. Internet works: Definition, Advantages, Popular Internet work in India;

Books:

1. Introduction to computers, Peter Norton, TMH
2. Computer Fundamentals, P.K. Sinha. BPB
3. MS-Word 2003 complete reference.
4. MS-Excel 2003 complete reference.
5. MS-Access 2003 complete reference.
6. Internet- An Introduction, Clstems- TMHseries.
7. Computer Sciences, D.P. Nagpal, PHI
8. Internet- Every Thing You Need To Know, D.E. Comer, PHI
9. Comdex Computer Course Kit, Vikas Gupta, Dreamtech, N.Delhi

SEMESTER- II

PAPER 2.10LAW OF TORTS-II (Consumer Protection Laws)

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

This syllabus with the above objective in view comprises of 7 parts.

Module -1

I. Consumer Protection- its necessity

- i. Consumerism in India
- ii. Need of Consumer Protection Act, 1986
- iii. Objectives and scope of Consumer Protection Act, 1986

Module- 2

II. Consumer, the concept

- i. Definition of Consumer
- ii. Position of third party beneficiary
- iii. Voluntary and involuntary consumer
- iv. When a person is not a consumer;

Module- 3

a) Consumer of goods

- i. Meaning of defects in goods
- ii. Standards of purity, quality, quantity and potency
- iii. Price control
- iv. Statutes: food and drugs, engineering and electrical goods

b) Unfair trade practices

- i. Misleading and false advertising
- ii. Unsafe and hazardous products
- iii. Bargain price
- iv. Falsification of trademarks;

Module- 4

a) Consumer Protection Councils

- i. Constitution and procedure of central consumer protection council
- ii. Constitution and procedure of state consumer protection council
- iii. Consumer rights

b) Service

- i. Deficiency – meaning
- ii. Service rendered free of charge
- iii. Service under a contract of personal service;

Module- 5

a) Medical service

- i. How to determine negligence
- ii. Patient is a consumer
- iii. Denial of medical service: violation of human rights

b) Insurance

- i. Controversy regarding insurance claim
- ii. Insurance interest
- iii. Insurance service
- iv. Beneficiary of group insurance is consumer;

Module-6

a) Public Utilities

- i. Supply of electricity

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- ii. Postal service
- iii. Telephonic service
- iv. Housing.

b) Redressal Mechanism

- i. Consumer dispute redressal agencies
- ii. Jurisdiction of District Forum, the state commission and national commission
Part B Power to set aside ex parte order, transfer of cases circuit benches, finality of orders;

Module-7

a) Enforcement of Consumer rights



- i. Execution of orders of district forum, state commission and the national commission

b)

- i. Judicial Review
- ii. Public interest litigation
- iii. Class action
- iv. Administrative remedies:

Suggested Judgments:-

1. Dr. Laxman Balkrishna Joshi v. Dr. Trimbak Bapu Godhbole and another, AIR 1969 SC 128
2. Dr. J.J. Merchant and others v. Shrinath Chaturvedi, AIR 2002 SC 2931
3. Indian Medical Association v. Shantha (1995) 6 SCC 243
4. Lucknow Development authority v. M.K. Gupta 1994 (1) SCC 243
5. Laxmi Engineering works v. P.S. J. Industrial Institute 1995 (2) CPJ 1 (SC)
6. New India Assurance Company Ltd. v. D. N. Sainani. AIR 1997 SC 1938
7. State of Karnataka v. paramjit Singh and others ii (2006) SPJ6 (SC)
8. Smt. Shashi Gupta v. LIC and another (1995) Suppl. (i) 1 SCC 754
9. Synco Industries v. State Bank of Bikaner and Jaipur 2002(3) CPR 105 (SC)
10. Top line shoes ltd v. Corporation bank, AIR 2002 SC 2487.


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SEMESTER- III

Economics- I

Paper 3.11

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Module No-1

Introduction to Economics

- Basic concept of Economics: Definition, Scope, Basic problems.
- Form of economic analysis: Macro Vs Micro economics, Normative Vs Positive economics, Static Vs Dynamic, Partial Vs General, and Long-run Vs Short-run.
- Free Enterprise: Capitalism, Socialism, Mixed Economy and Economic Planning.
- Economics offences and economic legislation.

Module No-2

Introduction to Microeconomics

- Theory of consumer behavior
- Theories of Demand- Demand function, Law of Demand.
- Concept of Utility and Utility theory- Utility Approach, Indifference Curve Approach.
- Law of Diminishing Marginal Utility and Equi-Marginal Utility.

Module No-3

Theory of Supply and Consumer Behaviour


- Law of Supply, Supply Function.
- Price determination, Shift of Demand and Supply.
- Elasticity of Demand and Supply.
- Applications of Demand and Supply- Tax floor and ceilings, Applications of Indifference curves-Tax, Labor and Work.
- Law of Consumer Surplus.

Module No-4

Revenue & Market structure

- Revenue Concepts.
- Classification of Markets- Pure and Perfect Competition, Monopolistic, Imperfect Competition, Monopoly (Anti- Monopoly Law), Duopoly, Oligopoly and Cartels, Types of Horizontal Cartels, Market allocating Cartels and Price Fixing Cartels
- Concept of Dumping- to be substantiated with the cases of International Court of Justice, Competition Law.

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Module No-5

Introduction to Macroeconomics

- Interdependence of Micro and Macro Economics
- Basic Concepts- Stock and Flows, National Products, Domestic Product, Aggregate Consumption
- Circular Flow of Income.
- National income, Real and Nominal GNP.
- Inflation-Demand Pull and Cost push, Inflation and Rate of Interest.

Module No-6

Theory of Money

- Function of Money, Classification, Supply and Demand for Money.
- Effects of Money on Output and Prices.
- Money Markets and Capital Markets.
- Inflation and Deflation
- Concepts of Banking Sector: Bank rate, Cash Reserve Ratio(CRR), Statutory Liquidity Ratio(SLR)


Module No-7

Introduction to Indian Economy

- Indian Economy Structure and condition
- Trends of Population growth
- Post Independence economic policy in India (1991).
- Unemployment and Employment Generation Schemes in India.
- Poverty and Special study of Rural Poverty in India.

Suggested Readings:-

1. Modern Economic Theory – H.L. Ahuja
2. Indian Economy & Development- Mishra & Puri
3. Macro Economic – M. L. Jhingan

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SEMESTER- III

Sociology (Schools of Law) -I

Paper 3.12

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Module No-1

- i. Natural School of Law
(Greek, Medieval, Modern classical era)
- ii. Natural Law and Social Contract
- iii. Reaction against Positivism;

Module No- 2

- i. Analytical School of jurisprudence- origin
- ii. Analytical Legal Positivism
- iii. Utilitarian individualism- Bentham;

Module No- 3

(Neo- Austirian School of Jurisprudence)

- i. Positivism in Law- H.L.A. Hart
- ii. Holand, Salmond, Markfy
- iii. Lawyers Extraversion- Stone;

e)

Module No- 4

- i. Kelsen's Pure Theory of Law
- ii. Implications of Pure Theory and its criticism;

Module No- 5

- i. Historical School of Jurisprudence
(Savignij's theory of Volkgeist, Puchta, Henry Maine);

Module No- 6

- i. Sociological School of Jurisprudence
(Rosco Pound, Duguit, Ipenng, Ehrlich);

Module No- 7

Realistic School of Jurisprudence

- i. American Realism- Gray, Holmes, Lewellyss, Jerome Frank
- ii. The Scandinavian Realists- Hagerotrom, Olivercrona, Lundstedt.

Case Laws

Selected Bibliography

1. Alex Inkles: What is Sociology
2. Williams O. Goode: Principles of Sociology
3. Kingsley Davis: Human Society
4. Singhi & Goswani- Samajsastra EK Vivechan

SEMESTER- III

Public International Law - I (Except International Organization)

Paper 3.13

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Concepts of International Law:-

Module No-1

- (d) I Nature and scope of international law Behavioralism and post behavioralism;
II Definition significance and difference between private and public international law
- (b) i Source of International Law
ii Subjects of International Law
iii Means of Acquisition of territory

Module No-2

- i. Relationship between municipal law and International law
- ii. Concept of Nationality and Treatment of Aliens:

Module No-3

- i. Recognition of States
- ii. Asylum. Extradition:

Module No-4

- i. Intervention
- ii. Diplomatic agents:

Module No-5

- i. Law of the seas, Territorial water. Contiguous/ one continental Shelf. Exclusive Economic Zone. High Seas
- ii. Disarmament:

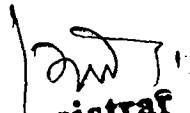
Module No-6

- i. War
- ii. Pacific and Compulsive means of Settlement of disputes
- iii. Rules of Warfare:

Module No-7

- i. Neutrality
- ii. War Crimes.

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Books referred

1. International Law and Human Rights. Dr. S.K. Kopoor
2. International Law and Human Rights. M.P. Tondon and Dr. V.K. Anand
3. International Law Dr. Gurdip Singh

Cases referred

1. Harbhajan Singh v. Union of India AIR 1987 SC 9
2. Century Twenty one (P) Ltd. V. Union of India. AIR 1987 Delhi p. 124
3. Daya Singh Lahoria v. Union of India. AIR 2001 SC p. 1716
4. Earth builders v. State of Maharashtra. AIR 1997 Bombay p. 148
5. Sagarmull Agarwala v. Union of India. AIR 1980 Sikkim p. 22
6. Mobaraks Ali Ahmad v. State of Bombay AIR 1957 SC p. 857
7. Sugandha Roy v. Union of India. AIR 1983 Calcutta p. 468


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SEMESTER- III

Right to Information (Law)

Paper 3.14

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Module No-1

- i. Democracy and Right to information
- ii. Transparency of information in public administration
- iii. Provisions of the Constitution of India and Right to information
- iv. Corruption and right of information
- v. Revelation of information in conflict with public interest;

Module No-2

- i. Constitutional validity of the Right to Information Act, 2005
- ii. Objects and reasons of the Act
- iii. The Public Records Act, 1993
- iv. Historical back ground of the movement for the Right to Information Act, 2005
- v. Special features of the Right to Information Act, 2005
- vi. Preamble of the Act.

Module No-3

- i. Definitions
- ii. Right to Information.

Module No-4

- i. Obligations of the public authority
- ii. Designation of Public Information Officers
- iii. Request for obtaining information under the Act;

Module No-5

- i. Disposal of request for obtaining information by Public Information Officers
- ii. Exemption from disclosure of information
- iii. Grounds for rejection to assess in certain cases
- iv. Severability of information
- v. Third party information;

Module No-6

- i. Constitution of Central Information Commission
- ii. Term of office and conditions of service
- iii. Power and Functions of Central Information Commission
- iv. The Right to Information (Regulation of fee and cost) Rules, 2005

Module No-7

- i. Constitution of State Information Commission
- ii. Term of office and conditions of service
- iii. Power and Functions of State Information Commission
- iv. The Central Information Commission (Appeal procedure) Rules, 2005

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Suggested Readings:-

1. The books which are available in the market relating to Commentaries on the Right to Information Act, 2005, as well as other reference books


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SEMESTER- III

CONTRACT-I

Paper 3.15

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Module No-1

- a) History and nature of Contractual Obligations
- b) Formation of Contract: Proposal and Acceptance;

Module No-2

- a) Consideration
- b) Capacity to Contract;

Module No-3

- a) Coercion
 - ii. Undue Influence
 - iii. Misrepresentation
- b) i. Fraud
 - ii. Mistake;

Module No-4

- a) Void Agreements
- b) Legality of Object and Consideration;

Module No-5

- a) Modes of discharge of contract
 - i. Performance
 - ii. Wagering Agreements
- b) i. Impossibility of Performance
 - ii. Anticipatory Breach;

Module No-6

- a) Quasi Contract
- b) i. Breach of Contract and Damages
 - ii. Measurement of Damages
 - iii. Standard form of Contracts;

Module No-7

Specific Relief Act, 1963

- i. Contracts which are specifically enforceable
- ii. Contracts which are not specifically enforceable

- i. Injunction
- ii. Rescission and Cancellation of Contract
- iii. Discretion of Court.

Judgments:-

1. Bhagwandas Goverdhan Dass Nadia v. M.S. Girdari Lal Parshottam Dass and Co. AIR 1966 SC 548
2. Khan Gul and Ors v. Lakha Singh. AIR 1928 SC Lahore 609
3. Sonia Bhatia v. State of U.P. AIR 1981 SC 1274
4. Gheru Lal Parakh v. Mahadeo Das. AIR 1959 SC 781
5. Satya Brata Ghosh v. Mugneeram Bangur and Co. AIR 1954 SC 44
6. Puran Lal Shah v. State of U.P. AIR 1971 SC 712
7. Patel Engineering Ltd. and Anr. v. National Highway Authority of India and Anr. AIR 2005 Del. 298
8. Shree Balaji Coal Linkers, U.P. v. Bharat Sanchar Nigam Ltd and Ors, AIR 2004 All. 141
9. Prentice Hall India Pvt. Ltd. v. Prentice Hall Inc. and Ors. AIR 2003 Del. 236
10. M/s Haryana Telcom Ltd. v. Union of India and Anr., AIR 2006 Del. 339

Suggested Readings:-

1. Pollock and Mulla, Indian Contract Act and Specific Relief Act
2. Avtar Singh, Law of Contract
3. Beatesen (ed.), Anson's Law of Contract
4. G.C. Cheshire and H.S. Fifoot and M.P. Ferrington, Law of Contract
5. Banerjee, S.C. Law of Specific Relief
6. Anand and Aiyer, Law of Specific Relief
7. Subha Rao, Law of Specific Relief


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SEMESTER- IV

4.16- Economics - II

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20 (10 internal Exam
10 Project & Viva)

Aims/ Learning Objectives

Module No-1

Micro and Macro Economics Policies

- (a) Competition Law & Consumer Protection: Overview of Competition Law & Unfair Trade Practices.
- (b) Evolution of Competition Law at Global Level and in India.
- (c) Treatment of Cartels and Vertical Agreements under India's Competition Law
- (d) Law relating to Macro Economics Policies.
- (e) Problems Estimates of National Income of India.

(e) Module No-2

Principles of Public Finance

- (a) Tax- System: Its meaning and classification.
- (b) Public Finance vs. Private Finance.
- (c) Central Budget
- (d) Burden of Tax, deficits and debts, Deficit Financing

Module No-3

International Trade

- (a) Free Trade and Protection
- (b) Fixed and Flexible Exchange rates
- (c) Balance of Trade and Balance of Payment
- (d) Exports and Imports Policy
- (e) Exports Protection and Import Substitution

Module No-4

Foreign Investments and Internal Finance

- (a) International Aid, Relation in India
- (b) International Institution - IMF, WTO and World Bank
- (c) International Trade Law
- (d) Foreign Direct Investment, Policy and Procedure

Module No-5

Banking System in India

- (a) Functions of Central Bank (RBI), Credit Control
- (b) Commercial Banking - Functions, Organization and Operations
- (c) Rural Money Market
- (d) Central State Financial Relations
- (e) Non - Banking Financial Institution- Meaning, Role, Bank vs. NBFI
- (f) Concept of Financial Inclusion and Micro Financing

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Module No-6

Economic Reforms (A)

- (a) Planning Process - Objectives and Strategies
- (b) Economic reforms with special references to money market, banking and international trade, with special reference in India.
- (c) The role of Public, Private & joint sectors: large, medium and small industries
- (d) Industrial Policy and Law

Module No-7

Economic Reforms (B)

- (a) Basic characteristics of an underdeveloped economy
- (b) Liberalization and Globalization of Indian Economy
- (c) Business Cycle and its features
- (d) Land reforms and causes of low agriculture productivity
- (e) Commercialization of agriculture

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SEMESTER- IV

4.17- SOCIOLOGY- II

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Aims/ Learning Objectives

- To elaborate the basis concepts of the subject
- To make the learner know the relationship between Law and Sociology
- To interpret the procedures of formulation of Human grouping
- To get acquainted with the integrative and disintegrative social processes

To understand the functioning and importance of social institutions

Module No-1

- (a) i. Sociology – Definitions and Importance
- ii. Scope of Sociology
- iii. Nature of Sociology
- (b) i. Methods in Sociology
- ii. Relationship between Law and Sociology;

Module No- 2

- (a) i Norms- Definitions and Importance
- ii Values-Definitions and Importance
- iii. Status – Meaning, Types and Importance
- (b) i. Role –Definitions, Types and Importance
- ii. Relationship between Role and Status;

Module No- 3

- (a) i. Social Groups – Meaning, Forms
- ii. Community – Concept, Definition and Importance
- iii. Association – Concept, Definition and Importance
- (b) i. Social Processes – Concept
- ii. Disintegrative Social Processes (Competition, Conflict)
- iii Integrative Social Processes (Accommodation, Assimilation, Adjustment);

Module No- 4

- (a) i. Institutions – Definitions, Importance
- ii. Different types of Institutions (Social, Political and Economic)
- (b) i. Social Stratification – Meaning, Forms
- ii. Theories of Stratification (Karl Marx/ Davis Moore);

Module No- 5

- (a) i. Social Control Concept, Importance
- ii. Formal Agencies of Social Control
- iii Informal Agencies of Social Control
- (b) i. Social Change – Definitions, Features, Importance
- ii. Theories of Social Change
- iii. Pattern of Social Change;

Module No- 6


- (a) i Socialization - meaning, Importance
- ii Different Agencies for Socialization (Formal, Informal)
- (b) i Culture - Meaning, Characteristic, Importance
- ii. Theory of Cultural Lag
- iii. Cultural and Civilization;

Module No- 7

- (a) Customs- Meaning, Importance
- ii. Modes of Acquiring Customs (Language, Symbolic Interaction)
- (b) i. Problems and Perspectives of Linguistic Communities
- ii. Problems and Perspectives of Religious Communities
- iii. Role of Legislation

References

1. Johnsons, M. Turner (1960), Sociology - A Systematic Introduction, Allied Publishers Ltd. Delhi
2. Unique Introduction to Sociology. U.P.S.C. Publication, New Delhi
3. Ahuja Ram (1999), Indian Social System, Rawat Publishers, Jaipur
4. Ghurey G.S. (1999), Caste and Race in India, Popular Prakashan, Bombay
5. Singh, Yogendra, (2002), Modernization of Indian Traditions, Rawat Publishers, New Delhi
6. Haralambos, M. (1998), Sociology - Themes and Perspective, Oxford University Press, New Delhi
7. Introduction to Sociology, Spectrum Publishers, New Delhi
8. Thorpe Showick (2006), The Pearsons Complete General Knowledge Manual, Pearsons Education, New Delhi
9. Madan T.N. (2004), "India's Religion" Oxford University Press, New Delhi
10. Elliott N. Carolyn (2006), "Themes in Politics, Civil Society and Democracy", Oxford University Press


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SEMESTER- IV

4.18- FOREIGN LANGUAGE (FRENCH) - I

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Aims/ Learning Objectives

Module No-1

- i. The alphabet
- ii. The accents
- iii. Elision
- iv. Liason
- v. To spell one's name
- vi. Numbers 1-10
- vii. Verbs: etre and s' appeler
- viii. To Greet someone

Module No-2

- i. Indefinite articles
- ii. Verbs : avoir, habiter, apprendre
Nationalities and Professions
- iii. Numbers 11-69
- iv. Filling up un official form

Module No-3

- i. 70 to 100 counting
- ii. Definite articles
- iii. Interrogation using "est ce que...?" (oui/ non)
- iv. Negation
- v. Interrogation using "quel, ou?"
- vi. Presenting Vous

Module No-4

- i. Possessive Adjectives (Mon, ton, son)
- ii. Verbs: aimer, adorer, preferer, detester [verbs ending - er]
- iii. Interrogation (verbs, quell, ou?)
- iv. Telling and asking time.

Module No-5

- i. Days of the week and months
- ii. Hobbies - faire/du/de/la
- iii. To speak about your likes and dislikes
- iv. Interrogation (verbs, quell, ou, Qui quest ce-que
- v. To write a short letter informing about oneself;

Module No-6

- i. Seasons
- ii. Expressions with AVOIR
- iii. Verbs: aller, pouvoir, vouloir.

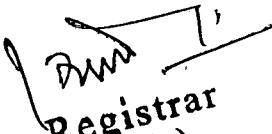
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- iv. Making polite requests
- v. Interrogation using "Quand"
- vi. Activities during vacations
- vii. Recent past: avoir + de + infinitive
- viii. Near future: Aller + Infinitive
- ix. Letter about one's vacations
- x. Nouns (Plurals)

Module No-7

- i. Pronom Tonque
- ii. Making an appointment
- iii. Verbs: venir, sortir, connaitre, savoir
- iv. Inviting a friend
- v. Accepting / refusing an invitation;


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SEMESTER- IV

4.19- LEGAL RESEARCH METHODOLOGY- I

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Aims/ Learning Objectives

Module No-1

- (a) Research Methodology Introduction
 - i. Meaning of Research
 - ii. Objectives of Research
 - iii. Motivation in Research
- (b) Legal Research
 - i. Types of Research
 - ii. Research Approaches
 - iii. Significance of research;

Module No-2

- (a) Research Methods and Methodology
 - i. Research and Scientific Method
 - ii. Research Process
 - iii. Criteria of Good Researcher
- (b) Legal Methods
 - i. Legal Materials
 - ii. Classification of Legal materials;

Module No-3

- (a) Defining the Research Problem
 - i. Meaning of research Problem
 - ii. Selecting the Problem
- (b) Necessity of defining the research problem
 - i. Techniques involved in defining a problem
 - ii. Criteria of research problem;

Module No-4

- (a) Research Design
 - i. Meaning of research design
 - ii. Need of research design,
- (b) Features of good design
 - i. Concepts relating to research design
 - ii. Different research designs;

Module No-5

- (a) Small Project writing
 - i. Formulating an Project topic
 - ii. Extensive literature survey
- (b) Collection and interpretation of data

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- i. Developing a working hypothesis
- ii. Generalizations and interpretations;

Module No-6

- (a) Presentation of a small Legal project
 - i. Title of the project, Name and address of the author, Abstract or synopsis, Introduction
 - ii. Text of the Project, Division of text, Footnotes, Judicial cases
- (b) Summary and conclusions
 - i. Appendices, acknowledgement
 - ii. Definitions, Tables and Illustrations;

Module No-7

- (i) Style sheet
 - i. Style and tense
 - ii. Words, spellings, usages and legal terms
- (ii) Punctuations
 - i. Full stop, Coma, Colon, Semicolon,
 - ii. Quotation mark, Round brackets, Square brackets, Dash, Hyphen.

Recommended Readings

1. Verma S.K. and Wani M.Afzal, Legal Research and Methodology, Indian Law Institute, New Delhi, 2001
2. Kothari C.R, Research Methodology, New Age International (P) Ltd. 2007
3. Sanjiva Rao A. and Tyagi Deepak, Research Methodology with SPSS Shree Niwas Publications, Jaipur, 2009
4. Sarkara G.S. Towards Creative Legal Research and Productive Methodology, Journal of Legal Studies, Department of Law, University of Rajasthan, Jaipur, Vol. XXXV, 2004-05, pp.22-68.
5. Sarkara G.S. Editorial Note, Journal of Legal Studies, Department of Law, University of Rajasthan, Jaipur.


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SEMESTER- IV

4.20 LAW OF CONTRACTS - II

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Aims/ Learning Objectives

The Subject is introduced for understanding and appreciating the Basic essentials of a valid contract. It will provided understanding of the contractual relationship in various instances. The subject is emphasizing on the intricacies of the Contract concerned. It provides an insight in to the justification for the statutory provisions for certain kinds of the Contract.

Module No-1

Indian Contract Act

- (a) Indemnity and Guarantee
- (b) Bailment;

Module No-2

- (a) i. Pledge
ii. Government a Contracting Party
- (b) Agency;

Module No-3

Sale of Goods Act, 1930

- (a) Concept of Sale and Agreement to sell
- (b) Implied Conditions and Warranties;

Module No-4

- (a) Transfer of Title and Property
- (b) Performance of Contract;

Module No-5

- (a) i. Rights of Unpaid Seller
ii. Suit for Breach of Contract
- (b) Indian Partnership Act, 1932
Nature and Definition;

Module No-6

- (a) Relationship of Partners Interse, Registration of Firm
- (b) Relationship of Partners with Third Party;

Module No-7

- (a) Incoming and Outgoing Partners
- (b) Dissolution of Firm.

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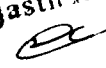
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Judgments

1. Maharashtra State Electricity Board v. Official Liquidator, AIR 1988 SC 1497
2. Bank of Bihar v. State of Bihar, AIR 1971 SC 1210
3. P.S.N.S.A.C. and Co. v. Express Newspapers, AIR 1968 SC 741
4. Collector of Customs v. Pednekar and Co. AIR 1978 SC 1408
5. Vijaya Bank and Ors. V. Naveen Mechanised Construction Ltd, AIR 2004 Bom 362
6. Veer Prabhu Marketing Ltd. and Ors. V. State of Maharashtra
7. Veer Prabhu Marketing Ltd. and Ors. V. State of Maharashtra
8. Suresh Kumar Rajinder Kumar v. K. Assan Koya and Sons, AIR 1990 AP 20
9. Jute Distributors v. Sushil Kumar Gupta, AIR 1974 Ca. 386
10. M/s Devi Dayal Sales Pvt. Ltd. v. National Supply Corp. and Ors. AIR 2006 Cal. 301
11. Shivagodia Ravjit Patel v. Chander Kant Neelkanth Sadalgo, AIR 1965 SC 212
12. Narayanppa v. Bharkara Krishnappa, AIR 1966 SC 1300

Suggested Readings

1. Pollock and Mulla, Law of Contract
2. Avtar Singh, Law of Contract
3. G.C.Cheshire and H.S. Fifoot and M.P. Furmston, Law of Contract
4. Avtar Singh, Principles of the Law of Sale of Goods and Hire Purchase
5. J.P. Verma (ed.), The Law of Partnership in India
6. H.K. Saharay, Indian Partnership and Sales of Goods Act
7. Ramnainga , The Sales of Goods Act
8. A.G. Guest (ed.) Benjamin's Sale of Goods
9. Avtar Singh, Law of Partnership


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SEMESTER- V

Paper 5.21 FAMILY LAW - I

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

One is to provide adequate sociological perspectives so that the basic concepts relating to family are expounded in their social setting. The next objective is to give an overview of some of the current problems arising out of the foundational inequalities writ large in the various family concepts. The third objective is to view family law not merely as a separate system of personal laws based upon religious but as the one cutting across, the religious lines and eventually enabling us to fulfill the constitutional directive of uniform civil code. Such a restructuring would make the study of familial relations more meaningful.

Module No-1

- (a) Application of Hindu Law
 - i. Who are Hindus
 - ii. Followers of Jainism, Sikhism and Buddhism
 - iii. Hindus by declaration, Birth
 - iv. Converts and reconverts to Hinduism
- (b)
 - i. When one or both parents are Hindus
 - ii. Persons who are not Muslims, Christians, Parsis or Jews by religion schedule tribe:

Module No-2

- (a) Concept of Marriage
 - i. Hindu Marriage a Sacrament or Contract
 - ii. Marriage under Hindu Marriage Act, 1955
 - iii. Forms of Marriage
- (b)
 - i. Capacity to marry: Mental Capacity: Age
 - ii. Ceremonies of Marriage
 - iii. Guardianship in Marriage
 - iv. Intercaste & Inter religious Marriages
 - v. Marriages between Hindus and Non Hindus:

Module No-3

- (a)
 - i. Saptaid Relationship and Degree of Prohibited Relationship
 - ii. Bigamy: Should bigamy be permitted in some limited cases
- (b)
 - i. Matrimonial Remedies
 - ii. Nullity of Marriages
 - iii. Option of Puberty
 - iv. Restitution of Conjugal Rights
 - v. Judicial Separation:

Module No- 4

- (a)
 - i. Divorce: Desertion, Cruelty, Adultery & other grounds for Matrimonial relief
 - ii. Wife's Special grounds for Divorce
- (b)
 - i. Divorce by Mutual Consent
 - ii. Theories of Divorce: Guilt Theory, Consent Theory, Irretrievable Breakdown of Marriage Theory of Divorce:

Module No- 5

- (a) Bars to Matrimonial Relief
 - ii. Doctrine of Strict Proof
- (b)
 - i. Taking Advantage of one's own wrong

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- ii. Accessory
- iii. Connivance
- iv. Condonation
- v. Collusion
- vi. Delay
- vii. Other legal Grounds Reconciliation:

Module No- 6

Muslim Marriage

- (a) i. Concept of Marriage
- ii. Capacity to Marry
- iii. Kinds of Marriages
- (b) i. Classification of Marriage
- ii. Sahih Marriage
- iii. Batil Marriage
- iv. Fasid Marriage
- v. Guardianship in Marriage
- vi. Essential Validity:

Module No- 7

- (a) Mahr
 - ii. Specified & Proper
 - iii. Dower as Debt: Its nature and enforcement
- (b) i. Divorce
 - ii. Express Talaq
 - iii. Implied & Contingent Talaq
 - iv. Delegated Talaq
 - v. Formalities of Talaq
 - vi. Talaq at the Instance of wife.

Case Laws:

1. Bhuaunao v. State of Maharashtra. AIR 1965 SC 1564
2. Mahendra v. Sushila. AIR 1965 SC 364
3. Shamun An v. State of U.P. 2002 (4) RCR Civil 340
4. Kailashwari v. Avodhia Prakash. 1977 PLR 216
5. M.M.Malhotra v. UOI & others. AIR 2006 SC 80
6. Seema v. Ashwan Kumar. AIR 2006 SC 1159
7. Vinita Saxena v. Pankaj Pandit. AIR 2006 SC 1662
8. Naveen Kohli v. Neelu Kohli. AIR 2006 SC 1676
9. Mohd. Ahmed Khan v. Shah Bano Begum. AIR 1985 SC 945
10. Daiel Lutfi v. UOI. 2001 (7) SC 40

Reference:

1. Paras Diwan Hindu Law (1985)
2. Paras Diwan Muslim Law
3. Mulla Muslim Law
4. Pyzee Outlines of Muslim Law
5. Tahir Mahmood Hindu Law
6. Jaspal Singh Law of Marriage and Divorce in India
7. N.D.Basu Law of Succession
8. Aqil Ahmed (Muslim Law)

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SEMESTER- V

Paper 5.22 LABOUR LAW - I

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Module- 1

The Industrial Disputes Act. 1947

- (a) Historical Development of Industrial Disputes: Legislation in India.
- (b) Object: scope and reasons
- (c) Definition of important terms:

Module- 2

- (a) Various modes of Settlement of disputes under I.D. Act. 1947
- (b) Voluntary Arbitration and compulsory Adjudication:

Module- 3

- (a) Strike and Lock- out
- (b) Lay off and Retrenchment:

Module- 4

The Trade Union Act. 1926

- (a) i. Definitions
- ii. Registration of Trade Unions
- (b) i. Rights and Liabilities of Registered Trade Unions.
- ii. Recognition of Trade Unions:

Module- 5

The Minimum Wages Act. 1948

- (a) i. Concept of Wages
- ii. Minimum. Fair and Living Wages
- (b) Fixation and revision of minimum wages:

Module- 6

Maternity Benefits Act 1961

- (a) Nature of benefits. Eligibility. Other privileges available
- (b) Portraiture Role of Inspectors:

Module- 7

The Payment of Bonus Act. 1965



- (a) Concept and basis for the Calculation of Bonus
- (b) Eligibility and disqualification for Bonus

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Suggested Readings

1. Vaid K.N. Labour Welfare in India
2. Kothari G.I. Wages Dearness Allowances and Bonus
3. Chopra D.S. Payment of Bonus Act. 1965
4. Misra S.N. Labour and Industrial Laws
5. Srivastava K.D. Commentary on Industrial Disputes Act. 1947
6. Srivastava K.D. Commentary on Minimum Wages Act. 1948
7. Srivastava K.D. Commentary on Trade Union Act. 1926
8. Seth D.D. Commentary on Industrial Disputes Act. 1948
9. O.P. Malhotra : The Law of Industrial Disputes
10. O.P. Malhotra: Law of Industrial Disputes
11. Bagri Industrial Disputes Act.
12. Pair : Labour Law in India


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SEMESTER- V

Paper 5.23 COMPANY LAW - I

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Aims and Objectives:

Industrialisation plays a very vital role in the economic development India. In the post independence era. The industrial regulation is employed as a principal means in the strategy for attaining constitutional values. Companies are no doubt powerful instruments for development. Besides bringing and financial benefits to the capital and labour they help amelioration of the living conditions of masses. In developing society like India. Vast various of consumer goods are manufactured or produced and different kinds of public utility services are generated both for general welfare and consumption purposes. Obviously it is beyond the capacity of one or a few entrepreneurs there is a looming danger of market risks. Hence taking recourse to the device of incorporation is the only efficacious way to surmount on such hurdles.

This course comprises of 7 parts of 6 hours duration. Each unit is further divided into two parts:

Module- 1

Definition, Evolution and Nature of company

- i. Advantages of Incorporation.
- ii. Disadvantages of Incorporation:

Module-2

- (a) Registration and Incorporation
 - i. Pre- incorporation
 - ii. Kinds of Companies
- (b) Conversion of private company into public company and public company into private company:

Module- 3

- (a) Memorandum of Association
- (b) Name clause
- (c) Registered office clause
- (d) Object clause necessity:

Module -4

- (a) Doctrine of Ultravires
- (b) Consequences of Ultravires Transactions
- (c) Articles of Association and relationship between article of association and memorandum of association:

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Module- 5

- (a) Binding force of Articles of Association
- (b) Alteration of Articles of Association
- (c) Constructive notice of memorandum of Association and Articles of Association:

Module- 6

- (a) Doctrine of Indoor Management
- (b) Exception to Doctrine of Indoor Management

Module- 7

- (a) Prospectus- Definition
- (b) Statement in lieu of prospectus
- (c) Remedies for misrepresentation in prospectus:

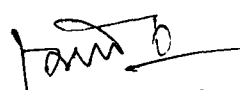
JUDGMENT:-

1. Corporation of India v. Escorts Ltd (1986) comp. cas. 548
2. New horizons ltd another v. Union of India (1995) comp. 100 (1995)
3. Lakshmanaswami Mydaliar v. HC. AIR 1963 SC 1185
4. Raymonds synthetics ltd v. Union of India (1992) 73 comp. cas. 107 (SC)
5. ICICI Ltd v. Srinivas agencies (1996) (2) SCALE 774 (SC)
6. Union of India v. Shalimar works ltd. (1987) comp. cas. 664
7. Bajaj Auto ltd. v. N.K. Firodia & Ors. AIR 1971 SC 321
8. Unity company v. Diamond suger mills. AIR 1971
9. M/s Madhusudan Goverdhan Das and Company v. Madhav Woollen Industries Ltd. AIR 1971 SC 2600
10. Shanti Prasad Jain v. Kalinga Tubes Ltd. AIR 1965 SC 1535

Suggested Readings

1. S.M. Shan: lectures on Company Law. N.M. Trapathi Mumbai
2. Avtar Singh: Company Law, Eastern Book Co. Lucknows
3. Taximans: Company Law and Practice.
4. A Ramayal: Guide to Companies at. Wedhwa
5. S.M. Shaw: lectures on Company Law Trapathi Mumbai
6. Topham and Ivyamy : Company Law. Butterworth
7. I.C.B. Gower : Principles of Modern Company Law. Sweet and Maxwell London
8. Palmer: Plainers Company Law. Stevens London

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SEMESTER- V

Paper 5.24 JURISPRUDENCE

Total Marks 100 (80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam
10 Project & Viva)

Aims and Objectives:

The objective lies in opportunity for lawyers to bring theory and life into focus as it concerns human thought in relation to society. The course aims at developing an analytical approach to understand the nature of law and working of a legal system. The objective is to acquaint the students with contemporary concepts and trends in legal theory. Those concepts and methods of analysis of law which persons- the judges, lawyers and jurists encounters in the course of their work are introduced.

Module - 1

- i. Meaning, Definition, Nature and Scope of Jurisprudence
- ii. Legal Theory and Jurisprudence
- iii. Sources of Jurisprudence
(Customs, Legislations, Precedents):

Module - 2

- i. Natural School of Law
(Greek, Medieval, Modern classical era, Reaction against positivism)
- ii. Analytical School of Jurisprudence:
(Bentham, Austin, H.L.A Hart)

Module - 3

- i. Kelson's pure Theory of Law and its criticism
- ii. Historical School of Jurisprudence
(Savigny, Puchta Henry Maine):

Module - 4

- i. Sociological School of Jurisprudence
(Rescoud, Thering, Duguit)
- ii. Realist School of Jurisprudence
(Lewellyn, Karl, J.N. Frank, Oliverconna, Alf Ross)

Module - 5

- i. Rights and Duties
- ii. Property

Module - 6

- i. Possession
- ii. Ownership:

Module - 7

- i. Liability
- ii. Obligation.

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Case Laws:

1. Maneka Gandhi v. U.O.I AIR 1978 SC 597
2. Keshawananda Bharti v. State of Kerala AIR 1973 SC 1461
3. Hussainarra Khatoon v. State of Bihar AIR 1979 SC 1360
4. Olega Tellis v. Bombay Municipal Corporation AIR 1986 SC 180
5. Ram Jawaya Kapoor v. State of Punjab AIR 1955 SC 549
6. Mohd. Ahmed Khan v. Shah Bano Begum AIR 1985 SC 945
7. People's Union for Democratic Rights v. U.O.I AIR 1982 SC 1473
8. Parmanand Katara v. U.O.I AIR 1989 SC 2039
9. Bachan Singh v. State of Punjab AIR 1980 SC 898
10. State of Madras v. Champakam Dorajan AIR 1951 SC 228

Selection Bibliography:

1. Bodenheimer Jurisprudence - The Philosophy and Method of Law
2. Dias Jurisprudence - Aditya Books (N D)
3. Dhyani S.N. Jurisprudence Fundamentals of Jurisprudence
4. Mahajan V.D. Jurisprudence and Legal Theory

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SEMESTER- V

Paper 5.25 FORENSIC SCIENCE AND CRIMINAL INVESTIGATION

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam
10 Project & Viva)

Module - 1

The Role of Forensic Sciences in Criminal and Civil Cases:

- (a) The basic question in investigation – Qui Bono: the scene of crime: discovery of traces of physical evidence – classification and reference to classified record.
- (b) Systematization and classification of physical evidence and comparison with suspected material: the principles of exchange the principles of heredity Taxonomy etc:

Module - 2

- (a) The Establishment of the Identity of Individuals:-
Branding, Tattooing, Multilating, Scars and Moles Bartillon System: Photography:
Fingerprints: Ridge Characteristics: Proscopy
- (b) The Establishment of Partial Identity of Individuals:-
Footprints: Hair, Skin, Blood grouping, Physical Peculiarities

Module - 3

- (a) The Establishment of the Identity of Physical Objects by Shape and Size:
Identifying marks and impressions made by physical objects: shoe prints: type and tread marks: die and tool marks: rupture or fracture marks.
- (b) The Establishment of the Identity of Physical Objects by Physical and Chemical Analysis:
Paints: coloured objects: metals: alloys: Chain and the earthen wares: cements: plaster:
bricks: dusts: soil: minerals: plastics:

Module - 4

Questioned Documents and the Identification of Handwriting:

- (a) Paper its types and identification: inks: pencils and writing tools: handwriting handwriting habit and flow: disguised writing comparison and points of identity: sample:
- (b) Various type of forgery and their detection: additions: erasures alterations: seals: rubberstamps : type writing: printing: blocks:

Module - 5

The Identification of Fire- Arms and Cartridges and Related Problems:

- (a) Types of Fire- arms and their use: time and range of firing:
- (b) Identification of a fire- arm with a cartridge case and bullet:

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Module -6

Injuries to Persons:

- (a) Evidentiary value of details of injuries: traces left by the weapon used: its range and direction: danger to clothing worn by the victim and related problems
- (b) The flow of blood from injuries: the shape and directions of blood drops and their evidentiary value. The discovery of blood and semen stains on various objects: accidental deaths and suicides:

Module- 7

- (a) Miscellaneous Forensic Science Methods:
Restoration of numbers: examination of the walking picture of footprints: clothing: cooper wire: pieces of wood etc.
- (b) Evidentiary value of Physical Evidence as Evaluated a Forensic Sciences Laboratory viz. Evidence:
Findings of Scientific methods of investigation: DNA Narco analysis brain mapping and lie detector tests

References:

1. Gour A.N. Fire Arms Forensic Ballistics. Forensic Chemistry and Criminal Jurisprudence
2. Lucas A : Forensic chemistry and scientific criminal investigation.
3. Lundquist E. Methods of Forensic Science (Vol. I)
4. Moreland N Science in Crime detection illustrated.
5. Kaul: Narco Analysis Brain Mapping and lie detector tests.

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SEMESTER- VI

Paper 6.26 FAMILY LAW - II

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

One is to provide adequate sociological perspectives so that the basic concepts relating to family are expounded in their social setting. The next objective is to give an overview of some of the current problems arising out of the foundational inequalities writ large in the various family concepts. The third objective is to view family law not merely as a separate system of personal laws based upon religious but as the one cutting, across, the religious lines and eventually enabling us to fulfill the constitutional directive of uniform civil code. Such a restructuring would make the study of familial relations more meaningful.

Module No-1

- (a) Child and the Family
 - i. Legitimacy
 - ii. Adoption
- (b) i Custody, Maintenance & Education
- ii Guardianship & Parental Rights, Welfare of the child principle

Module No-2

- (a) Inheritance
 - i. Succession to property of a Hindu male dying intestate under the provisions of IAS 1956
 - ii. Succession to property of a Hindu female dying intestate disqualification relating to succession
- (b) i General rules of succession & exclusion from succession
- ii Heirs and their shares and distribution of property

Module No- 3

- (a) Joint Family & Coparcenaries
 - i. Mitakshara Joint Family
 - ii. Mitakshara Coparcenaries- formation & incidents
 - iii. Property under Mitakshara law- separate property and coparcenaries property
- (b) i Davabhaha Coparceners- formation & incidents
- ii Property under Daybhaga Law

Module No- 4

- (a) i. Partition and reunion
- ii Property Jointly acquired by coparceners
- iii Income of hereditary profession
- iv Property thrown into common stock and blended property
- (b) Karta of Joint Family- his position, powers, privilege and obligations

Module No- 5

- (a) i Alienation of Property
- ii Separate Property

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iii Coparcenaries Property

- (b) i. Debts- Doctrines of Pious obligations
- ii. Antecedent debt

Module No- 6

- (a) i. Alimony & Maintenance
- ii. Maintenance as a personal obligation
- iii. Neglected wives divorced
- (b) i. Quantum of Maintenance
- vii. Arrears of Maintenance
- viii. Maintenance as charge on property
- ix. Alternation of the amount of Maintenance
- x. Alimony & Maintenance as an Ancillary relief

Module No- 7

- (a) Maintenance of neglected wives, divorced wives, minor children, disabled children and parent who are unable to support themselves under the code of Criminal Procedure 1973
- (b) Special Marriage Act: Who and how a person can marry under the act. Right to property to people who marry under special marriage act

Case Laws:

1. K.V. Narayana v. K.V. Ranganathan AIR 1976 SC 1715
2. Commissioner of Wealth Tax v. Chandersen AIR 1959 SC 1754
3. Raghavamma v. Chanchamma AIR 1964 SC 139
4. Balmukund v. Kamlawati AIR 2006 SC 3282
5. Anar Devi & others v. Parmeshwari Devi & others AIR 2006 SC 3332
6. Mrs Bay Berry Apartments Pvt. Ltd. & Anr v. Shobha & ors AIR 2007 SC 226
7. Gurupad v. Hirabai AIR 1978 SC 1239
8. Ritu Dutta & Anr v. Subhendu Dutta AIR 2006 SC 189
9. Sharad Subramanyam v. Saumi Mazumdar & ors. AIR 2006 SC 1993
10. Bhogadi Kannababu & ors v. Vuggina Pydamma AIR 2006 SC 2403

Reference:

10. Paras Diwan. Hindu Law (1985)
11. Paras Diwan. Muslim Law
12. Mulla. Muslim Law
13. Pyzee Outlines of Muslim Law
14. Tahir Mahmood. Hindu Law
15. Jaspal Singh. Law of Marriage and Divorce in India
16. N.D. Basu. Law of Succession


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SEMESTER- VI

Paper 6.27 LABOUR LAW - II

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Module- 1

Concept & Philosophy of Labour Law

- (a) Theories of Labour Welfare
- (b) Role of Labour Welfare Officers and Trade Union

Module- 2

The Child Labour Prohibition & Registration Act. 1986

- (a) Definitions
- (b) Prohibition of Employment of Children in certain occupations and processes.

Module- 3

- (a) The Factories Act 1948
 - i. Definition and concept of factory
 - ii. Manufacturing process
- (b) Provision relating to health, safety and labour welfare

Module- 4

- (a) Working hours leaves and holding under F.A. 1948
- (b) Protection to Women & Children

Module- 5

The Payment of Wages Act 1956

- (a) Definitions
- (b) Payment of wages and deductions from wages

Module- 6

International Law Organisation


- (a) Aims, objectives, origin and development
- (b) Constitution and organs

Module- 7

Ratification of I.L.O. Convention by India reasons of non ratification

Suggested Readings

1. Misra S.N. Labour and Industrial Laws
2. Srivastava K.D. Commentary on Factories Act. 1948
3. Dhyani S.N.: I.L.O. and India
4. Chopra D.S. - Payment of Wages Act
5. Report of National Commission Labour
6. K.A Vaid. Labour Welfare in India
7. Moorthy Principles of Labour Welfare
8. B.D. Rawat. I.L.O.


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SEMESTER- VI

Paper 6.28 COMPANY LAW – II

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20 (10 internal Exam
10 Project & Viva)

Aims and Objectives:

Industrialisation plays a very vital role in the economic development India. In the post independence era. The industrial regulation is employed as a principal means in the strategy for attaining constitutional values. Companies are no doubt powerful instruments for development. Besides bringing and financial benefits to the capital and labour they help amelioration of the living conditions of masses. In developing society like India. Vast various of consumer goods are manufactured or produced and different kinds of public utility services are generated both for general welfare and consumption purposes. Obviously it is beyond the capacity of one or a few entrepreneurs there is a looming danger of market risks. Hence taking recourse to the device of incorporation is, the only efficacious way to surmount on such hurdles.

This course comprises of 7 parts of 6 hours duration. Each unit is further divided into two parts:

Module 1

- (a) Shares:
 - i. Allotment of Shares
 - ii. Transfer of Shares
- (b) Call, Forfeiture, Surrender of Shares

Module-2

- (a) Debentures
- (b) Kinds of Debentures

Module- 3

- (a) Directors
 - i. Position
 - ii. Appointment
 - iii. Removal


Module -4

- (a) Power of Directors
- (b) Duties of Directors

Module- 5

- (a) Meetings
 - i. Statutory Meeting

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- ii. Annual General Meeting
- iii. Extraordinary General Meeting
- iv. Procedure & requisite of a valid meeting

b) Majority powers & Minority Rights

- i. Rule in Foss v. Harbottle
- ii. Exceptions

Module- 6

- (a) Prevention of oppression
- (b) Prevention of Micromanagement

Module- 7

- (a) Winding up of companies
 - i. By Court
 - ii. Voluntary Winding up
 - Members voluntary winding of
 - Creditors voluntary winding of

JUDGMENT:-

1. Corporation of India v. Escorts Ltd (1986) comp. cas. 548
2. New Horizons Ltd another v. Union of India (1995) comp. 100 (SC)
3. Lakshmanaswami Mydaliar v. HC. AIR 1963 SC 1185
4. Raymonds synthetics Ltd v. Union of India (1992) 73 comp. cas. 762 (SC)
5. B.K. Ltd v. Srinivas agencies (1996) (2) SCALE 774 (SC)
6. Union of India v. Shalimar works Ltd. (1987) comp. cas. 664
7. Bajaj Auto Ltd. v. N.K. Firodia & Ors. AIR 1971 SC 321
8. Unity Company v. Diamond suger mills. AIR 1971
9. Mrs. Mahisudan Goverdhan Das and Company v. Madhav Wollen Industries Ltd. AIR 1971 SC 2600
10. Shanti Prasad Jain v. Kalinga Tubes Ltd. AIR 1965 SC 1535

Suggested Readings

9. S.M. Shant: lectures on Company Law. N.M. Tripathi Mumbai
10. Arun Singh : Company Law, Eastern Book Co. Lucknows
11. Taxman's Company Law and Practice.
12. A.Ramaiva: Guide to Companies at. Wedhwa
13. S.M. Shaw: lectures on Company Law, Trapathi Mumbai
14. Topham and I vamy : Company Law. Butterworth
15. F.C.B. Gower: Principles of Modern Company Law. Sweet and Maxwell. London
16. Palmer. Plainers Company Law. Stevans London

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SEMESTER- VI

Paper 6.29 Health Law

Total Marks. 100 (80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam
10 Project & Viva)

Aims and Objectives:

Medical profession is considered to be one of the best professions in the world. India is no exception to it. Indian people used to respect the doctors next to god but with the passing of time, an exception to it. Indian people lost faith in the Medical Profession because of the fact it turned to be commercialized & service of mankind became the secondary element. Due to the changed attitude of the doctors towards his patients study of Medical Jurisprudence by the law students grew up to be the need of the hour so that they are aware of the duty of care of the doctor towards the patient.

So this syllabus of Medical Jurisprudence is divided in 7 parts.

Module - 1

- i. Definition & Scope of Medical Jurisprudence
- ii. What are different parts of human body

Module - 2

Discuss post mortem examinations in the following

- i. Aims & Objectives with
- ii. What is the examination of decomposed bodies. Discuss with rules

Module - 3

- i. Discuss human injuries in details
- ii. What is exhumation. Discuss its effects on human bodies

Module - 4

What are irritant poisons

- i. Wrognic
- ii. Organic
- iii. Mechanical
- iv. Spinal
- v. Cardiac

Module - 5

- i. Examination of biological stains and hair
- ii. Examination of Blood
- iii. Blood Stains
- iv. Other body fluids
- v. Semens
- vi. Artificial Semens

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Module - 6

- i. Death and its modes
- ii. Medico legal aspects

Module - 7

- i. Law relating to Medical Men
- ii. Medical ethics

Books recommended:

1. Dr. Jai Singh P. Modi
2. Dr. K.S. Reddy
3. Dr. Nandi Apurba
4. Dr. C.K. Parikh
5. Taylor: Medical Jurisprudence

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SEMESTER- VI

Paper 6.30 Law of Insurance

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam
10 Project & Viva)

The insurance idea is an old institution of transactional trade. Even from olden days merchants who made great adventures gave money by way of consideration to other persons who made assurance against loss their goods. The rates of money consideration were mutually agreed upon. Such an agreement enabled other merchants more willingly and more freely to embark upon further trading adventure. The operational framework of insurance idea is provided by the general principles of contract. The insurance policy being a contract is subject to all the judicial interpretative techniques of rule interpretations propounded by the judiciary. Besides the insurance idea has compensatory justice component.

This course is designed to acquaint the students with the conceptual and parameters of insurance law.

Module - I

- (a) (i) Definition, nature and history of insurance
- (ii) Concept of insurance and law of contract and law of torts.
- (b) (i) History and development of insurance in India.
- (ii) Insurance Regulatory Authority- Role and Functions

Module - 2

- (a) (i) Contract of insurance- Classification of contract of insurance nature of various insurance contracts parties thereto.
- (ii) Principles of good faith-non disclosure misrepresentation in insurance contract
- (b) (i) Insurable interest, the risk conditions of policy
- (ii) Alternation of the risk. Assignment of the subject matter.

Module - 3

- (a) (i) Nature & Scope of Life Insurance
- (ii) Definition, Kinds of Life Insurance
- (b) (i) The policy and formation of a life insurance contract
- (ii) Circumstances affecting the risk

Module - 4

- (a) (i) Amounts recoverable under the life policy
- (ii) Person entitled to payment
- (b) (i) Settlement of claim and payment of money
- (ii) structural set of the life insurance corporation

Module - 5

- (a) (i) The Motor Vehicles Act - 1988 (Charter VII)
- (ii) Nature & scope, persons governed, definitions of 'use', 'drives', 'motor vehicle'

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- (b) (i) Effect of insolvency or death on claims, insolvency and death of parties, certificate of insurance

Module -6

- (a) (i) Nature & Scope
(ii) Marine Insurance Act 1963
- (b) (i) Insurable interest, insurable interest
(ii) Marine insurance policy condition express warranties

Module- 7


- (a) (i) Public Liability insurance
(ii) No fault liability
- (b) (i) Medical Insurance Act
(ii) Risk Cover Scheme

Case Laws

1. Chandulal v. I.T. Commissioner AIR 1967 SC 816
2. Mithu Lal Nayak v. Life Insurance Corporation of India AIR 1962 SC 814
3. Reserve Bank of India v. Peerless General Finance and Investment Co. AIR 1987 1023
4. Rajni Bai v. New India Assurance AIR 1956 Bom. 633

Bibliography

1. Singh Bridge Anand. New Insurance Law (2000)
2. Union Book Publishers. Allahabad
3. Ivamy. Case Book on Insurance Law (1984) Butterworths
4. Ivamy. General Principles of Insurance Law (1993) Butterworths
5. Sreenivasan M.N. Principles of Insurance Law (1996) Ramaniya Publishers, Bangalore


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SEMESTER- VII

Paper 7.31 Law of Property

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Aims and Objectives:

Possession of property is considered a highly prestigious asset of a family. The law relating to transfer of immovable property must be understood in minute details as the complexities of law with regard to transfer of property must be necessarily be understood by the students of law. Any derivative transfer may give rise to a new series of crimes arising out of the holding of property. The prevalent system of various types of mortgages and various other encumbrances on the property should necessarily be understood by the student of law. With the regulation of rent laws of the urban property it is considered that the transfer of immovable property by way of lease has been modified in different states but the theme of regulation of transfer is still controlled by Transfer of Property Act, 1882. The study of Transfer of Property Act, 1882 would make the student to understand the significance of property law in different jurisdiction.

Module No-1

- (a)
 - i. Concept and meaning of property
 - ii. Kinds of property movable property, immovable property, tangible, intangible property
- (b) Intellectual property copyright patents and designs and trademarks.
 - i. Law relating to registration of documents affecting property relations.
 - ii. Documents of which registration is compulsory

Module No-2

- (a) Transfer of Property Act, 1882;
 - i. Object Scope and Scheme.
 - ii. Immovable Property, Concept of Property. Kinds
- (b) i. Attestation, Notice
- ii. Actionable Claim

Module No- 3

- (a)
 - i. Transfer of Property, What may be Transferred, Persons competent to transfer, Operation of transfer, Oral transfer
 - ii. Conditions restraining Alienation, enjoyment, Transfer for the benefit of unborn person
- (b)
 - i. Direction for accumulation, vested and contingent interest.
 - ii. Conditional Transfers. Condition precedent, condition subsequent and collateral conditions

Module No- 4

- (a) i. Doctrine of Election
- ii. Doctrine of *lis pendens*
- (b) i. Fraudulent Transfer
- ii. Doctrine of part performance

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Module No- 5

- (a) i. Sale Definition, right and duties of seller and buyer
- ii. Lease definition, Duration, lease making
- iii. Right and liabilities of lessor and lessee, Determination of lease
- (b) i. Waiver of forfeiture, Waiver of notice to quit, Relief against forfeiture for non-payment of rent and in certain other cases
- ii. Effect of holding over, exemption of leases for agriculture purposes.

Module No- 6

- (a) i. Mortgage, its kinds, Mortgage when to by assurance.
- ii. Right and liabilities of mortgage and mortgagee.
- (b) i. Marshalling, contribution and charge
- xi. Person who may sue for redemption, Subrogation

Module No- 7

- (a) i. Gift, definition, suspension or revocation, onerous gift.
- ii. Easement; definition types
- (b) i. Creation, Suspension, Revival
- ii. Licenses Creation, Suspension, transfer and revocation

Leading Laws:

1. R. K. Kempraj v. Burton Sons & Co; AIR C 1872
2. Om Prakash v. Prakash Chand, AIR 1992 SC 885
3. Nathu Lal v. Phool Chand, AIR 1970 SC 546
4. Bhramham Prakash v. Manbir Singh, AIR 1963 SC1607
5. Cheriyan Sosamma and others v. Sundaressan Pillai, AIR 1999 SC 947
6. Ramamurthy Subudhi v. Gopinath, AIR 1968 SC 919
7. Vishwa Nath v. Ramraj and others, AIR 1991 All. 193
8. Rajbir Kaur v. S. Chokosiri and Co, AIR 1988 SC 1845

Bibliography

1. Mulla , Transfer of Property Act (1999) Universal Delhi
2. Subbarao, Transfer of Property Act (1994), C Subbiah Chetty, Madaras
3. V. P. Sarathy, Transfer of Property (1995), Eastern Lucknow
4. S. N. Shukla Transfer of Property Act, Allahabad Law Agency, Allahabad


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SEMESTER- VII

Paper 7.32 Administrative Law

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Aims and Objectives:

Control of government for ensuring the exercise of public power according to the constitution and the rule of law is the function of administrative law. The scope of this law is as broad and involved as the extent of government itself. This course will examine the history of this branch of law, its nature, scope and functions, the nature and control of delegated power including the rule making, the regulation of administrative direction and principles of administrative adjudication. The subject will be handled in a comparative perspective wherever desired.

Module- 1

- (a) Evolution, Nature and Scope of Administrative Law;
 - i. From a Laissez- Faire to a social welfare state;
 - ii. Administrative law, scope of – Administrative and Administrative Law;
 - iii. Classification of Administrative Action.
- (b) Administrative Law, Scope of - Contd-
 - i. Rule of Law and Administrative Law.
 - ii. Constitutional Background of Administrative Law.
 - iii. Some representative definitions of Administrative Law.
 - iv. Relationship between Administrative Law and Constitutional Law.

Module- 2

- (a) Evolution of Administrative as the fourth branch of Government
 - i. Necessity for separation of powers and delegation of power on administration
 - ii. Separation of powers
 - iii. Delegation of legislative power
 - iv. Constitutionality of delegated legislation – Powers of exclusion and inclusion and the power to modify the statute.
- (b) Delegation of powers- contd:
 - i. Subordinate, Conditional and delegated legislation;
 - ii. What delegation is permissible, what functions cannot be delegated by the legislature, the power to remove difficulties;
 - iii. Requirements for the validity of delegated legislation and legislative control of delegated legislation.
 - iv. Publication of delegated legislation; laying procedures and their efficacy.

Module- 3

- (a) Delegated Legislation contd.
 - iii. Judicial control of delegated legislation.
 - iv. Sub-Delegation of legislative powers.
- (b) Administrative Tribunals and other adjudicating authorities:
 - i. Their ad-hoc character
 - ii. Tribunals- need, nature, constitution, jurisdiction and procedures;
 - iii. Jurisdiction of administrative and other authorities.

Module- 4

- (a) Administrative Functions and Control

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- i. Distinction between quasi-judicial and administrative functions
- ii. Rules of natural justice.
- iii. Reasoned decisions.

(b)

- i. Institutional decisions
- ii. Administrative Appeals

Module- 5

(a) Judicial Control:

- i. Judicial control of Administrative action;
- ii. Exhaustion of administrative remedies;
- iii. Standing: Standing for Public interest litigation (social action litigation) collusion, bias

(b)

- i. Laches, Res Judicata
- ii. Jurisdictional error/ultra vires-
 - 1) Abuse and non exercise of jurisdiction
 - 2) Error apparent on the face of the record
- iii. Violation of principles of natural justice;
- iv. Unreasonableness

Module- 6

(a) Remedies in judicial review:

- i. Statutory appeals;
- ii. Writs.

(b)

- i. Declaratory judgments and injunctions
- ii. Specific performance and civil suits for compensation

Module- 7

a) Administrative Discretion:

- i. Need for administrative discretion
- ii. Administrative discretion and rule of law;
- iii. Limitations on the exercise of discretion;
- iv. Constitutional imperatives and use of discretionary authority;
- v. Irrelevant considerations;
- vi. Non- exercise of discretionary power.

(b) Informal methods of settlement of disputes and grievance redressal procedures.

- i. Conciliation and mediation through social action groups;
- ii. Use of media, lobbying and public participation;
- iii. Public inquires and commissions of inquiry;
- iv. Ombudsman: Lok Pal and Lok Ayukta;
- v. Vigilance Commission

Referred Case Laws:

1. Asif hameed v. State of J&K, AIR 1989 SC 1899
2. Ram Jawaya Kapoor v. State of Punjab; AIR 1955 SC 549
3. In re Delhi Laws Act, AIR 1951 SC 332
4. Lachmi Narayan v. Union of India, AIR 1992 SC 1848; (1992) 4 SCC 28
5. A.K. Kraipak v. Union of India, AIR 1970 SC 150
6. Amar Nath Choudhary v. Braithwaite & Co. Ltd. (2002) 2 SCC 290; AIR 2002 SC 1260

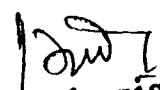
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7. Bharat Petroleum Corpon Ltd v. Maharashtra General Kamgar Union (1999) 1 SCC 626
8. Maneka Gandhi v. Union of India (1978) 1 SCC 248
9. H.L. Trehan v. Union of India (1989) 1 SCC 764
10. S. N. Mukherjee v. Union of India (1990) 4 SCC 594; AIR 1990 SC 1984
11. State of UP v. Harendra Arora (2001) 6 SCC 392
12. Indian Rly. Construction Co. Ltd. v. Ajay Kumar (2003) 4 SCC 579
13. Dwarka Prasad Laxmi Narain v. State of UP (1954) SCR 803
14. A.N. Parasuraman v. State of Tamil Nadu, AIR 1990 SC 40
15. Shri Lekha Vidhyaethi v. State of UP; AIR 1991 SC 537
16. G. Sadananadan v. State of Kerala, AIR 2001 SC 343; (2001) 2 SCC590
17. Express Newspapers (Pvt) Ltd v. Union of India , AIR1986 SC 872
18. State of Bombay v. K.P. Krishnan (1961) 1 SCR 227; AIR1960 SC 1233
19. Shri Ram Sugar Industries Ltd. v. State of A.P. (1974) 1 SCC 534; AIR 1974 SC 1745
20. T.K. Rangarajan v. Govt. of Tamil Nadu, AIR 2003 SC 3032
21. Surya Devi Rai v. Ram Chander Rai, AIR 2003 SC 3044
22. S. P. Gupta v. President of India , AIR 1982 SC 149 (Locus Standi)
23. Syed Yakoob v. K.S. Radha Krishna (1964) 5 SCR 64; AIR 1964 SC 477
24. Anadi Mukta Sadguru S. M. V.S.S. J.M.S. Trust v. V.R. Rudani (1989) 2 SCC 691; AIR 1989 SC 1607
25. Common Cause v. Union of India ,AIR 2003 SC 4493 (No mandamus for the exercise of discretionary power)
26. Rupa Ashok Hurra v. Ashok Hurra, AIR 2002 SC 1771
27. India Jai Singh v. Registrar, 2003 (4) SCALE 643
28. Chandra Kumar v. Union of India, AIR 1997 SC 1125

Bibliography

1. C. K. Allen law and orders (1985)
2. D.D. Basu, Comparative Administrative law (1998)
3. Wade, Administrative law (Seventh Edition, Indian Print 1997), Universal, Delhi


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SEMESTER- VII

Paper 7.33 Public International Law- II

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20(10 internal Exam
10 Project & Viva)

Aims and Objectives:

In present International scenario develop as well as developing Nations are interacting with each other for the fulfillment of their national interests but some IGO's as well as NGO's are controlling and guiding the behavior of these Nation in International environment, so the objective of this course is to provide the knowledge to students about the origin, nature and functioning of various International Institutions.

Module - 1

- (a) International Institutions: meaning and features
- (b) League of Nations: Origin, Organs. Role and causes failure

Module - 2

- (a) United Nations: UN Charter, Features and Provisions.
- (b) UN General Assembly: Composition, Functions and powers, Uniting for peace Resolution.

Module - 3

- (a) UN Security Council: Composition, Voting procedure, Functions and Powers
- (b) Limitations and Demands of U.N. Security Council

Module - 4

- (a) Contribution of U.N. Security Council in the maintenance of peace and security. (By peaceful means)
- (b) Contribution of U.N. Security Council in the maintenance of peace and security. (By forceful methods)

Module - 5

- (a) Economic and Social Council: Composition, Functions and Role.
- (b) U.N. and Protection of Human Rights.

Module - 6

- (a) International Courts of Justice: Composition, Jurisdiction, Powers and Functions.
- (b) Contribution of International Court of Justice in Settlement of International disputes

Module - 7

- (a) Specialized Agency of UN: IMF, IBRD (World Bank): Origin, Objectives, Functions and Role.

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(b) WHO, ILO: Objectives, Origin, Functions and Role.

Reference Books

1. Rumki Basu - The United Nations and functions of an international organization 1993
2. K.P. Sakesena - Reforming the United Nations the challenge of relevance (New Delhi 1993)
3. S.K. Kapoor - Internatinal Law and Human Rights
4. D.N. Bowett - The law of International Institutions
5. Priyag Singh - International Institutions.

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SEMESTER- VII

Paper 7.34 Law of Crimes (IPC)

Total Marks 100 (80+20)

External Exam. 80

Internal Marks 20 (10 Internal Exam
10 Project & Viva)

Aims and Objectives:

Crimes take place in almost all societies. Therefore, almost every country has criminal laws. Criminal law of a country must contain the substantive criminal law, the procedural criminal law and law relating to evidence. The basic core substantive criminal law in India is contained in the Indian Penal Code, 1860. The procedural criminal law is in the form of Code of Criminal Procedure, 1973 and the evidence law has been codified in the Indian Evidence Act, 1872. It is necessary for the students of law to know these laws. The Indian Penal Code, 1860 has been divided under two parts- Criminal Law- I and Criminal Law- II which deal with general principles and specific offences respectively and are part of the syllabus of Seventh and Eight semesters in that order.

Module - I

1. Nature and definition of crime
2. Crime and offence
3. Crime and Tort
4. Criminal Law and Criminal Science
5. Principle of criminal liability – Et actus non facit reum nisi mens sit rea. Applicability of this principle to India.
6. Burden of proof on the prosecution – presumption of innocence of accused
7. Interpretation of Penal Statutes
8. Theories of Punishment- Retributive, Expiatory, Deterrent, Preventive and Reformative.
9. Protection in respect of conviction for offences (Article 20, Constitution of India)
10. Protection against arrest and detention in certain cases (Article 22, Constitutional of India)

Module - 2

1. Title and extent of operation of the Indian Penal Code (Section I)
2. Territorial jurisdiction (Sections 2,3,4)
3. Certain Laws not to be affected by the Indian Penal Code (Section 5)
4. General explanations (Sections 6 to 52- A, Except section 34 to 38 which are part of Module 7)
5. Punishments (Sections 53,54,55, 55-A, 57,60,63,64,65,66,67,68,69,70,71, 72,73,74,75)

Module - 3

1. Stages of crime -(1) mental, (2) preparation, (3) attempt and (4) completion
2. Mental stage generally not punishable
3. Preparation generally not punishable. But when is a preparation punishable?
4. Inchoate crime - Meaning and contents
5. Attempt (1) Impossible, (2) Possible
6. Impossible attempt- Impossible attempt to body offence generally not punishable but impossible attempt to property offences generally punishable
7. Possible attempt - Mainly sections 307 and 309. Possible attempt generally punishable
8. Constitutionality of attempt of commit suicide section 309

Module - 4


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Abetment and Abettor (Mainly sections 107,108,108-A, 111,113, 305,306, 109 and 114)

Module - 5

General exceptions

(Sections 76, 79, 84,85,86,96 to 106)

Module - 6

General exceptions (Sections 77,78,80,81,82,83,87,88,89,90,91,92,93,94,95)

Module - 7

- i. Joint liability, constructive liability, vicarious liability (Sections 34,35,36,37,38,141,142,143,145,146,147,148,149,153-A,153-B,159,160
- ii. Criminal Conspiracy (Sections 120-A, 120-B) Difference between criminal conspiracy and abetment by conspiracy

Important Decided Cases:

1. R.S. Nayak v. A.R. Antulay AIR 1984 SC 684
2. Ranjan Rai v. State of Bihar 2006 CrLJ 163 (SC)
3. Dalip Singh v. State AIR 1993 SC 2119
4. Shrikant Anandrao Bhosale v. State of Maharashtra 20025 CrLJ 4356 (SC)
5. Guljara Singh v. State 1971 CrLJ 498 (SC)
6. Munshi Ram v. Delhi Administration AIR 1968 SC 702
7. State (NCT of Delhi) v. Navjot Sandhu 2005 CrLJ 3950 (SC)
8. Bhunrao v. State of Maharashtra 2003 CrLJ 1204 (SC)
9. Kallu v. State of Madhya Pradesh 2006 CrLJ 799 (SC)
10. Gyan Kaur v. State of Punjab JT (1996) 3 SC 339

Suggested Readings

1. Hari Singh Gour: Penal Law of India
2. Rattan Lal & Dhiraj Lal: The Indian Penal Code
3. Prof. T. Bhattacharyya: The Indian Penal Code
4. Prof. S.N. Misra: The Indian Penal Code
5. P.S. Pillai: Criminal Law
6. K.N.C. Pillai: General Principles of Criminal Law
7. K.D. Gaur: A Text Book on the Penal Code


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SEMESTER- VII

Paper 7.35 Principles of Taxation Laws

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam
10 Project & Viva)

Aims and Objectives:

The power to tax is an incident of sovereignty; and since the Constitution of India is the supreme law of the land, all other laws, including the Income Tax Act, are subordinate to the Constitution and must be read and interpreted in the light of the constitutional provisions. In *India Cement Ltd. v. State of Tamil Nadu*, a seven - judge Bench of Supreme Court observed that the Constitution is the mechanic/sm under which the laws are to be made and not merely an Act which declares what the law is to be one of the most important provisions of the Constitution relating to taxation is art. 265, which provides. No tax shall be levied or collected except by authority of law. Therefore, not only the levy but also the collection of a tax must be under the authority of some law. Law means law enacted by a competent legislature and cannot include an executive order, or a rule without express statutory authority, or a custom. Thus, any act of the state that seeks to impose a tax without legislative authority will be void.

The following syllabi prepared with this prospective in view comprise of about 7 units of 4 hours each.

Income Tax Act 1961

Module - I

1. Concept and Definition
 - i. Certain Important Definition
 - ii. Basis of Charge
 - iii. Residence of Assessee

Module - 2

1. Computation of Total Income (Part- A)
 - i. Salaries
 - ii. Income from House Property
 - iii. Income from Other Sources

Module - 3

1. Computation of Total Income (Part-B)
 - i. Profits & Gains from Business or Profession
 - ii. Capital Gain

Module - 4

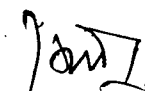
Clubbing & Aggregation of Income

Module - 5

Set Off or Carry Forward and Set Off

Module -6

- i. Exempted Income
- ii. Deduction form total income


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- iii. Deduction in respect of payments
- iv. Deduction in respect of certain income

Module- 7

Procedure for assessment:

- i. Filling of return
- ii. Assessment and Re- assessment
- iii. Rectification of mistake
- iv. Appeals and Revision

8. Travanco Tea estate co. Ltd. v. Commissioner of income tax ITR 154 (1985)

9. Sutlej Cotton Mills Ltd appellant Commissioner of income tax (vc) to ITR 1991

10. Hindustan Steel Ltd. v. State of Orisa 25 STC 211 (SC)

11. Income tax appeal 585 of 2005 (O.M.) Ashok Kumar Gupta v. Commissioner of income tax

12. Income tax act (2006) 31 Rep 166 ITAT Amritsar Chitty Co. operative society Pathankot income tax officers ward I Pathankot

13. ITA/185/2006 DATED 18.8.2006 Commissioner of Income Tax v. Glacom Incomplete Ltd.

Books Recommended

- 1. Gupta, RR- Income Tax and Practice
- 2. Kanga & Palkiwala- The Law and Practice of Income Tax
- 3. Income Tax Act- A.K. Saxena (English & Hindi).

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SEMESTER- VIII

Rajasthan Land Law

Paper :8.36

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam
10 Project & Viva)

Module 1- Rajasthan Tenancy Act, 1955

Preliminary: object and reason. Definition- Agriculture year, Agriculture, Agriculturalist, Crops, Estate, Estate holder, Grove-land, Holding, Improvement, Khudkasht, land, land cultivated personally, Land holder, Pasture land, Rent, Revenue, Sayar, Tenant, Nalbat Classes of Tenants, Primary Right of Tenant, Surrender, Abandonment and Extinction.

Module 2-Rajasthan Tenancy Act, 1955

Determination and modification of Rent, Payment and recovery of rent, Ejection of Tenants, Remedies for Wrongful Ejection of tenants, Question of proprietary rights in Revenue court, Question of tenancy Right in civil court

Module 3-Rajasthan Revenue Act, 1956

The Board of Revenue, Revenue Courts and Officers, Appeal, Reference, Revision and Review, Survey, records of right, Maintenance of maps and record, annual register

Module 4-Rajasthan Revenue Act, 1956

Settlement operation, rent rates, collection of revenue

Module 5-Rajasthan Rent Control Act, 2001

Preliminary: object and reasons, Definition-Amenities, Landlord, Premises, Tenant, Revision of rent, limited period tenancy, eviction of tenants, right of landlord to recover immediate possession in certain cases, restoration of possession of illegally evicted tenant and procedure there of.

Module 6-Rajasthan Rent Control Act, 2001

Constitution of tribunals, procedure for revision of rent and eviction, Appeal and Execution Amenities.

Module 7-Land Acquisition Law

Preliminary: object and reason, Definition: affected family, agriculture land, cost of acquisition, displaced family, infrastructure project, marginal farmer, market value, person interested, public purpose, and resettlement area. Determination of social impact and public purpose, special provision to safeguard food security, Notification and Acquisition, Rehabilitation and Resettlement Award and procedure relating to it, Procedure relating to land acquisition, rehabilitation and resettlement authority, apportionment and payment of compensation.

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SEMESTER- VIII

Environmental Law

Paper : 8.37

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam
10 Project & Viva)

Objectives of the course

The importance of environmental law has increased tremendously throughout the globe in recent times. The uniqueness of this subject lies in the fact that the problems it raises do not relate merely to specific individuals but about such matters as national development, industrial policy, policies concerning natural resources, inter generational equity, and prevention of pollution. Also the uniqueness of the subject is borne out by the new outlook which ecology related knowledge has brought about in recent times. The development of ecological knowledge has necessitated an overall change not only in managerial studies but also in socio-legal explorations. This approach to the growing dimensions of environmental law not only in managerial studies but also in socio-legal explorations. This approach to the growing dimensions of environmental law is essential.

Module - 1

- (a) i Meaning and contents of environment
- ii Pollution: Meaning, Kinds and effects of pollution
- (b) i International regime

Module - 2

- (a) i Constitutional remedies : Fundamental rights, 42nd amendment
- ii Polluter pays principles, precautionary principles, public trust doctrine, sustainable development
- iii Other Common law and statutory remedies

Module - 3

- (a) i Environment Protection Act 1986: Object, section I to 10
- (b) i Section 10 to 26

Module - 4

- (a) i The Water (Prevention and Control of Pollution) Act, 1974: Object, Definitions, constitution and functioning of boards under the Act, Prevention and Control of Water Pollution
- (b) i Funds, Accounts
- ii Penalties and Procedure
- iii Central Water Laboratory
- iv Power of Central Government and State Government to make rules

Module - 5

- (a) i The Air (Prevention and Control of Pollution) Act 1981
- ii Object, Definitions, constitution of Boards, powers and functions
- (b) i Prevention and Control of Air Pollution, Air laboratory, penalties and procedure, power of central government and state government to make rules

Module - 6

- (a) i The Wild Life Act 1972
- ii 1) Need to conserve wild life
- 2) Definitions, constitution of National and state board for wild life
- (b) i Grant of permits, protected area sanctuary

Module - 7

- (a) i Advisory Committee, Reserve management committee, National park, Central Zoo authority
- (b) i Offences and penalties under the Act
- ii Noise Pollution

Judgments

- i. *Vellore Citizens' Welfare Forum v. Union of India* (1996) 5 SCC 647

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2. Municipal Council Rattal v. Vardhichand, AIR 1980 SC 1622
3. M.C. Mehta v. Union of India & others (1992) 1 SCC 358
4. U.P. Pollution Control Board v. Modi Distillery and ors., AIR 1988 SC 1128
5. Church of God (Full Gospel) v. K.K.R. Majestic Colony Welfare Association & ors., AIR 2000 SC 2773
6. D.D. Vyas & ors. v. Shriram Food and Fertilizers and Union of India, AIR 1987 SC 965
7. R. L. & E. Kendra, Dehradun v. State of U.P., AIR 1985 SC 652
8. M.C. Mehta v. Kamal Nath, (1997) 1 SCC 599

Suggested Readings

1. Paras Diwan and Piyushi Diwan, Environmental Administration, Law and Judicial Attitude
 2. P.S. Jaswal, Environmental Law
 3. R.B. Singh & Suresh Mishra, Environmental Law in India
 4. P. Leelakrishna, The Environmental Law in India
 5. N. Maheshwari, Text Book on Environmental Law
- S.C. Shastri, Environmental Law


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SEMESTER- VIII

Alternative Dispute Resolution

Paper :8.38

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam

10 Project & Viva)

Objectives of the course

The major concern of law is dispute resolution. Familiarization with the modalities of resolution of conflict is a necessary component in the efforts of developing expertise in juridical exercise. The traditional justice delivery system through adjudication by the court had already given way to a large extent to many alternative modes of dispute resolution in the common law countries. The study of ADR is highly significant in molding the student of law to act as soldiers of justice. The course aims to give the student an insight into the processes of arbitration, conciliation and mediations in areas where the traditional judicial system had its way in the past and in the new areas of conflicts that demand resolution by alternative methods. The course has to be taught with comparative and international prospective with a view to bringing out the essential awareness of the national and international systems of resolving the disputes.

Module – 1

- (a) i. Meaning of dispute. Necessity of Dispute Resolution
- ii. Mechanism of Dispute Resolution, ADRs and their impotence
- (b) i. Alternatives to Judicial Process, Negotiation, Mediation, Compromise, Conciliation
- ii. Arbitration, Lok Adalats, Panchayats
- iii. Distinction between ADR & Judicial Dispute Resolution

Module –2

- (a) i. Historical background of Arbitration in India
- ii. The Arbitration Act, 1940 & its shortcomings
- (b) i. UNCITRAL Model Law
- ii. Historical Background of Arbitration & Conciliation Act, 1996
- ii. Aims and objects of Arbitration and Conciliation Act, 1996

Module – 3

- (a) i. Concept of Arbitration, Kinds of Arbitration, International Commercial Arbitration
- ii. Arbitration Agreement. Essentials, Validity, Reference to Arbitration, Interim Measure by Court
- (b) i. Arbitration Tribunal - Composition, Jurisdiction, Appointment
- ii. Challenge to appointment. Powers
- iii. Procedures and Court Assistance

Module – 4

- (a) i. Conduct of arbitral proceedings
- ii. Arbitral award-forms and contents, ground of validity of award
- iii. Corrections and Interpretations, nature and contents of award. Form of award. Grounds of setting aside an award
- (b) i. Finality of arbitral award
- ii. Enforcement of an award
- iii. Appeals and Revision, costs.

Module – 5

- (a) i. Foreign Arbitral Award
- ii. Enforcement of Foreign Awards
- (b) i. New York convention, 1958
- ii. Geneva Convention, 1928

Module – 6

- (a) i. Conciliation-appointment, Communication, Role of Conciliator
- ii. Termination of Conciliation Proceedings
- iii. Nature of Awards Costs.
- (b) i. Conciliation proceedings in CPC
- ii. Conciliation proceedings under Industrial Dispute Act
- iii. Conciliation in Family Disputes

Module – 7

- (a) i. Legal Services Authorities Act

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- (b) i Formation of LokAdalats, Enforcement of Awards
ii Role of NGOs in Dispute Settlement
iii Settlement of International Disputes by Peaceful means.

JUDGMENTS

1. Bombay Gas Company v. Parmeshwar Mittal, AIR 1998 Bom. 118
2. Tamil Nadu Electricity Board v. Bridge Tunnel Construction, AIR 1997 SC 1376
3. M/s IIT Limited Allahabad v. Distt. Allahabad AIR 1998 All. 318
4. Grid Corporation of Orissa Ltd. v. Indian Charge Chrome Ltd. AIR 1998 SC 1761
5. Kulbir Singh Rattan Singh v. New Delhi Municipal Council, AIR 1998 Del 230
6. M.M.I.C. Ltd v. Sterlite industries Ltd., AIR 1997 SC 605
7. K.K. Modhi v. K.N. Modhi, AIR 1998 SC 1297
8. Indian Oil Corporation Ltd. v. Kiran Construction Co., AIR 2003 Del. 282
9. Oil and Natural Gas Commission v. Saw Pipes, AIR 2002 SC 2629
10. NTPC v. Singer Company, AIR 1993 SC 998

Books Referred

1. Law of Arbitration and Conciliation – S.K. Roy Choudhary, H.K. Saharay
2. Arbitration & Conciliation – S.C. Tripathi
3. Alternative Dispute Redressal System – S.R. Maini
4. Law of Arbitration P.M. Bakshi
5. Arbitration & Conciliation - Avtar Singh
6. The Arbitration & Conciliation Act, 1996
7. The Legal Services Authorities Act, 1987



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SEMESTER- VIII

Law of crimes - II

Indian Penal Code-II

Paper :8.39

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam
10 Project & Viva)

Aims and objectives :

Crimes take place in almost all societies. Therefore, almost every country has criminal laws. Criminal law of a country must contain the substantive criminal law, the procedural criminal law and law relating to evidence. The basic core substantive criminal law in India is contained in the Indian Penal Code, 1860. The procedural criminal law is in the form of Code of Criminal Procedure, 1973 and the evidence law has been codified in the Indian Evidence Act, 1872. It is necessary for the students of law to know these laws. The Indian Penal Code, 1860 has been divided under two parts - Criminal Law-I and Criminal Law-II which deal with general principles and specific offences respectively and are part of the syllabus of Seventh and Eight semesters in that order.

Module - 1

Miscellaneous

1. Waging, or attempting to wage war or abetting waging of war, against the Govt. of India (Section 121)
2. Conspiracy to commit offences punishable by Section 121 (Section 121-A)
3. Sedition (Section 124-A)
4. Giving false evidence (Section 191)
5. Fabricating false evidence (Section 192)
6. Threatening any person to give false evidence (Section 195-A)
7. Causing disappearance of evidence of offence, or giving false information to screen offender (Section 201)
8. Disclosure of identity of the victim of certain offences, etc. (Section 228-A)
9. Failure by person released on bail or bond to appear in court (Section 229-A)
10. Definitions of Coin & Indian Coin (Section 230)
11. Counterfeiting Coin and Indian Coin (Sections 231,232)
12. Public Nuisance (Section 268)
13. Keeping lottery office (Section 294-A)
14. Deliberate and malicious acts intended to outrage religious feelings of any class by insulting its religion or religious beliefs (Section 295-A)

Module - 2


1. Culpable homicide (Section 299)
2. Murder (Section 300)
3. Difference between culpable homicide not amounting to murder and murder

Module - 3

1. Culpable homicide by causing death of person other than person whose death was intended (Section 301)
2. Punishment for murder (Section 302)
3. Punishment for murder by life convict (Section 303)
4. Constitutionality of Section 303
5. Punishment for culpable homicide not amounting to murder (Section 304)
6. Causing death by negligence (Section 304-A)

Module - 4

1. Dowry death (Section 304-B)
2. Husband or relatives of husband of a woman subjecting her to cruelty (Section 498-A)
3. Assault or Criminal force to woman with intent to outrage her modesty (Section 354)
4. Word, gesture or act intended to insult the modesty of a woman (Section 309)
5. Rape (Section 375)
6. Punishment for rape (Section 376)
7. Intercourse by a man with his wife during separation (Section 376-A)
8. Intercourse by public servant with woman in his custody (Section 376-B)
9. Intercourse by superintendent of jail, remand home etc. (Section 376-C)
10. Intercourse by any member of the management or staff of a hospital with woman in that hospital (Section 376-D)
11. Bigamy (Section 494)
12. Adultery (Section 497)


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Module - 5

1. Hurt (Section 310)
2. Causing miscarriage (Section 312)
3. Hurt (Section 319)
4. Grievous Hurt (Section 320)
5. Wrongful restraint (Section 339)
6. Wrongful confinement (Section 340)
7. Force (Section 349)
8. Criminal Force (Section 350)
9. Assault (Section 351)
10. Kidnapping from India (Section 360)
11. Kidnapping from lawful guardianship (Section 361)
12. Difference between kidnapping from lawful guardianship and abduction

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Module - 6

1. Theft (Section 378)
2. Extortion (Section 383)
3. Difference between theft and extortion
4. Robbery (Section 383)
5. Dacoity (Section 391)
6. Difference between robbery and dacoity
7. Dishonest Misappropriations of Property (Section 403)
8. Difference between theft and dishonest misappropriation of property
9. Dishonest misappropriation of property possessed by deceased person at the time of his death (Section 404)
10. Criminal breach of Trust (Section 405)
11. Difference between criminal misappropriation and criminal breach of trust
12. Stolen property (Section 410)

Module - 7

1. Cheating (Section 415)
2. Cheating by personation (Section 416)
3. Mischief (Section 425)
4. Criminal Trespass (Section 441)
5. House Trespass (Section 442)
6. Lurking house trespass (Section 443)
7. Lurking house trespass by night (Section 444)
8. House breaking (Section 445)
9. House breaking by night (Section 446)
10. Forgery (Section 463)
11. Making a false document (Section 464)
12. Defamation (Section 499)
13. Criminal intimidation (Section 503)
14. Difference between criminal intimidation and extortion

Decided Important Cases:

1. Reg. v. Govinda (1876) 1 Bom. 342
2. LaxmanKalu v. State of Maharashtra, AIR 1968 SC 1390
3. Dalip Singh v. State AIR 1993 SC 2119
4. Virsa Singh v. State of Punjab AIR 1958 SC 465
5. Prabhudayal v. State AIR 1993 SC 2164
6. Bachan Singh v. State of Punjab AIR 1980 SC 898
7. Mithu Singh v. State AIR 1983 SC 473
8. ReemaAgarwal v. Annpam 2004 CrLJ 892 (SC)
9. ICICI Bank Ltd. v. PrakashKaur AIR 2007 SC 1349
10. GV Rao v. LHV Prasad 2002 CrLJ 3487 (SC)

Suggested Readings:


1. Hari Singh Gour : Penal Law of India
2. RatanLal&DhirajLal : The Indian Penal Code

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Prof. T. Bhattacharyya : The Indian Penal Code
Prof. S.N. Misra : The Indian Penal Code
P.S. Pillai : Criminal Law
K.N.C. Pillai : General Principles of Criminal Law
K.D. Gaur : A Text Book on the Penal Code

① 25/12/2014
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SEMESTER- VIII

Interpretation of Statutes & Principles of Legislation

Paper : 8.40

Total Marks : 100 (80+20)

External Exam : 80

Internal Marks : 20 (10 Internal Exam
10 Project & Viva)

Module - 1

- (i) Different Parts of Statutes
- (ii) Classification of Statutes
- (iii) Interpretation and Construction
- (iv) Literal Interpretation
- (v) Mischief Rule of Interpretation
- (vi) The Golden Rule of Interpretation
- (vii) Harmonious Construction

Module - 2

- (i) The Statute should be read as a whole
- (ii) Construction ut res magis valeat quam pereat
- (iii) Identical expressions to have same meaning
- (iv) Construction noscitur a sociis
- (v) Construction ejusdem generis

Module - 3

- (i) Construction expressio unius est exclusio alterius
- (ii) Construction contemporanea expositio est fortissima in lege
- (iii) Beneficial construction
- (iv) Strict construction of penal statutes
- (v) Strict constructions of taxing (fiscal) statutes

Module - 4

- (i) Interpretation of statutes in parimateria
- (ii) Interpretation of amending statutes
- (iii) Interpretation of consolidating statutes
- (iv) Interpretation of codifying statutes
- (v) Mandatory and directory enactments
- (vi) Conjunctive and disjunctive enactments

Module - 5

- (i) Internal aids to interpretation
- (ii) External aids to interpretation
- (iii) Presumptions regarding jurisdiction
- (iv) Commencement of legislation
- (v) Repeal of legislation
- (vi) Revival of legislation
- (vii) Retrospective operation statutes

Module - 6

Interpretation of the Constitution

- (i) Principle of implied powers
- (ii) Principle of incidental and ancillary powers
- (iii) Principle of implied prohibition
- (iv) Principle of occupied field
- (v) Principle of pith and substance
- (vi) Principle of colourable legislation
- (vii) Principle of territorial nexus
- (viii) Principle of severability
- (ix) Principle of prospective over ruling
- (x) Principle of eclipse

Module - 7

- (i) Principles of legislation
- Principle of utility (Chapter-I)

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- The Ascetic Principle (Chapter-II)
- The Arbitrary Principle (or the principle of sympathy and antipathy) (Chapter-III)
- Different kinds of Pleasures and Pains (Chapter-VI)
- (ii) **Principles of the Civil Code – Objects of the Civil Law**
 - Rights and obligations (chapter-I)
 - Ends of Civil Law (Chapter-II)
- (iii) **Principles of the Penal Code**
 - Classification of offences - subdivision of offences and some other divisions (Chapter-II &II)
 - Punishments which ought not to be inflicted (Chapter-I)
 - Proportion between offences and punishments (Chapter-II)
 - The kinds of punishments (Chapter-VII)

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SEMESTER- IX

LAW OF EVIDENCE

Paper: 9.41

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam
10 Project & Viva)

Objectives of the course

The law of evidence is an indispensable part of both substantive and procedural laws. It imparts credulity to the adjudicatory process by indicating the degree of veracity to be attributed to facts before the form. This paper enables the students to appreciate the concept and principle underlying the law of evidence and identify the recognized forms of evidence and its sources. The subjects seek to impart to the student the skill of the examination and appreciation of oral and documentary evidence in order to find out the truth. The art of examination and cross-examination and the shifting nature of burden of proof are crucial topics. The concepts in by amendments to the law of evidence are significant parts in this course.

Module – 1

- (a) Main Features of Indian Evidence Act, 1872
 - i. Other Acts deals with evidence (C.P.C & Cr.P.C.)
 - ii. Extent and Applicability
- (b) Fact—(sec-3 to5)
 - i. Evidence –oral and documentary, circumstantial and direct evidence Presumption – (sec-4)
 - ii. Witness
 - iii. Appreciation of evidence

Module – 2

- (a) The doctrine of RES-GESTAE-(sec.6, 7, 8, 9)
 - i. Evidence of common intention – (sec-10)
- (b) Relevancy of 'otherwise' irrelevance facts – (sec-11, 12)
 - i. Relevance facts for proof of costumes-(sec-13)
 - ii. Fact concerning bodies and mental state-(sec-14, 15)

Module – 3

- (a) Admission and confession-
 - i. General principles concerning admission – (sec-17-23)
 - ii. Different between 'admission' and 'confession'
 - iii. Non admissibility of confession caused by inducement threats or promise – (sec-24)
- (b) Inadmissibility of confession made before police (sec-25)
 - i. Admissibility of custodial confess (sec-26)
 - ii. Admissibility of 'information' received from accused person in custody (sec 27, 28, and 29)
 - iii. Confession by co-accused (sec -30)

Module – 4

- (a) Dying declaration
 - i. Justification for relevance on dying declaration (sec-32)
 - ii. Judiciary standard for appreciation of evidentiary value of dying declarations
- (b) Statement made under special circumstances- (section 34 to 39)

Module – 5

- (a) Relevancy of judgments
 - i. General principles
 - ii. Admissibility of judgments in civil and criminal matters (sec-43)
 - iii. Fraud and Collusion (sec-44)
- (b) Expert opinion
 - i. General principle
 - ii. Who is an expert? Types of expert evidence
 - iii. Opinion on relationship especially proof of marriage (sec-50)
 - iv. The problems of judicial defense to expert testimony

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Module – 6

- (a) Oral and documentary Evidence
- i. General principals of concerning oral evidence (sec. 59, 60)
 - ii. Documentary evidence (sec 67-90)
 - iii. Principals regarding exclusion of oral by documentary evidence-(sec. 91 to 100)
- (b) Burden of Proof-
- i. General conception of onus probandi (sec-101)
 - ii. General and special exceptions to onus probandi
 - iii. Justification as to dowry death (sec 113-13)
 - iv. The Scope of the doctrine of judicial notice (sec- 114)

Module – 7

- (a) Estoppels
- i. Estoppel, the rational (sec-115)
 - ii. Tenancy and bill of exchange Estoppels (sec-116)
 - iii. Estoppel and res judicata and promissory estoppels
 - iv. Witnesses
- (b) Approval testimony (sec-133)
- i. Examination and cross-examination (sec-135, 136)
 - ii. Leading question (sec-141-143)
 - iii. Lawful question in cross-examination (sec-146)
 - iv. Compulsion to answer question put to witness
 - v. Hostile witness (sec-154)
 - vi. Impeaching of the credit of witness (sec-155)
 - vii. Improper Admission and Rejection of Evidence (sec-167)

Selected cases

1. Limbaji v. State of Maharastra, AIR 2002 SC 499
2. State of M.P. v. PaltanMallah, AIR 2005 SC 733
3. State of Punjab v. GianKaur, AIR 1998 SC 2809
4. BikanPanday v. State of Bihar, AIR 2004 SC 997
5. Ram Swaroop v. State of U.P., AIR 2000 SC 718
6. Manjoor Ali v. Kishmat Ali, AIR 2004 SC 384
7. Dault Ram v. Sodha, AIR 2004 SC 233
8. Dastagir Singh v. State of Karnatka, AIR 2004 SC 2638
9. State of Orissa v. Mangalam Timber Products Ltd., AIR 2004 SC 297
10. RamadharBasu v. State of W.B., AIR 2005 SC 908

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SEMESTER- IX

Criminal Procedure Code

Paper :9.42

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam

10 Project & Viva)

Objectives of the course

The criminal procedure code is very important subject for law students. Criminal procedure has to be just, fair and reasonable to the accused as well as to the victims. This imposes duty upon those connected with the criminal process to abide by law and to exercise discretion conferred on them in the best manner. Code of Criminal Procedure, originally enacted years ago, had undergone many trials and experiments, two enormous to be placed with in a class room discussion.

Juvenile Justice and Probation of Offenders Act are combined with the study of Criminal Procedure. These topics also do have their roots in Criminal Procedure. The rubrics under their head are intended to render an essential grasp of the areas.

Module – 1

- (a) i. Definition (sec-2)
- ii. Constitution of Courts (sec 6-25)
- (b) i. Power of Courts (sec 26-36)
- ii. Arrest of Persons (41-60)

Module – 2

- (a) Process to compel appearance (sec 61-94)
- (b) Security for Keeping Peace (sec 106-124)

Module – 3

- (a) Maintenance of wives (sec 125-128)
- (b) Maintenance of Public order (sec 129-148)

Module – 4

- (a) Information to police and their power to investigate (sec 154-176)
- (b) i. conditions requisite for initiation of proceedings (sec 190-199)
- ii. Commencement of proceedings before Magistrate (sec 204-210)

Module – 5

- (a) i. The charge (sec 211-224)
- ii. Trial before Court of Sessions (sec 225-237)
- iii. Trial of warrant cases by Magistrate (sec.238-250)
- (b) i. Summary Trial (sec 260-265)
- ii. Appeals (372-394)

Module – 6

- (a) Reference, Revision (395-405)
- (b) Bail (436-450)

Module – 7

- (a) Juvenile Delinquency
 - i. Treatment and Rehabilitation of Juveniles
 - ii. Juveniles and Adult Crimes
- (b) i. Mechanism of Probation : Standards of Probation Services
- ii. Problems and Prospects of Probation

Judgments


1. Khatri v. State of Bihar (1981) SCC 195
2. Sanjay Suri v. Delhi Admn., AIR 1988 SC 414
3. Ram Chander v. State of Haryana AIR 1981 SC 1036
4. Dagdu v. State of Maharashtra, AIR 1977 SC 1579

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5. Dr. VijayaMandhar Arhat v. Kashirao (1987) 1 SCJ 524
6. Madhulimaya v. SDM Monghar, AIR 1971 SC 2486
7. Moti Ram & Ors v. State of M.P., AIR 1978 SC 1594
8. Madhulimaya v. State of Maharashtra, AIR 1982 SC 47
9. Arnit Das v. State of Bihar AIR 2000 SC 2264
10. State of Maharashtra v. Jagmohan Singh & Ors (2004) 7 SCC 659

Suggested Readings

1. RattanlalDhillwal, Criminal Procedure Code
2. R.V. Kelkar, Criminal Procedure Code
3. S.N. Mishra, The Code of Criminal Procedure Code
4. D.D. Basu, Criminal Procedure Code
5. Chandershekha Pillai (ed.), Kelkar's Outlines of Criminal Procedure Code.

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SEMESTER- IX

Professional Ethics and Professional Accounting

Paper : 9.43

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam
10 Project & Viva)

This Course comprises of seven Modules of eight hour teaching duration. Each Module has been divided into two units again to be discussed in four hours in one week.

Module - 1

- (i) Professional conduct of a lawyer
- (ii) Professional conduct
- (iii) Professional misconduct

Module - 2

- (i) Professional responsibility of advocates
- (ii) Conduct of advocate in general
- (iii) Arguments in appeals and revisions

Module - 3

- (i) Skill of attracting clients
- (ii) Persuasion through arguments

Module - 4

- (i) Preparation of brief
- (ii) Litigative problems of advocacy

Module - 5

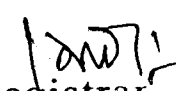
- (i) Fee structure
- (ii) Maintaining accounts of clients fee

Module - 6

- (i) Contempt of courts and lawyers
- (ii) Strikes, protests and demonstrations by legal professions

Module - 7

- (i) Information technology and legal profession
- (ii) Advocates and political activities


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SEMESTER- IX

Banking Law

Paper 9.44

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam
10 Project & Viva)

Objectives: To acquaint student with operational parameters of Banking Law
To teach General Principles of Banking Law

Module- 1

- 1) History of Banking in India
- 2) Social control attic Banking companies
- 3) Licensing of Banking Companies

Module -2

- 1) Reserve Bank of India-Structure and Functions
- 2) Types of Banking Institution-Commercial Bank Regional Bank Rural Bank

Module- 3

- 1) Promissionary Note Bills of Exchange Hundis Cheques Bank Draft
- 2) Dishonor of Cheques

Module -4

- 1) Banker and Customer relationship
- 2) Loans and Advances and Different Kinds of Accounts

Module- 5

- 1) Securities for Bankers Loan
- 2) Guarantee pledge Lien Mortgage
- 3) Banking ombudsman

Module -6

- 1) Modern Aspect of Banking
- 2) Internet Banking ATM, RBI Guidelines for Internet Banking, E-Commerce
- 3) Frauds in Banking, Copying Hacking Funds Transfer Duplication Credit Card Abuse

Module -7

1. History of Micro Finance Micro Finance in India Microfinance and Social Intervention Standard and Principals Role of Foreign Donors

Leading Cases:

- 1) Bharat Bank ltd vsKashyap Industries
- 2) UCO Bank vs Hem Chandra Sarkar
- 3) Clayton Case
- 4) PramodMalhotravs Union of India
- 5) Yuan -Kun -Yea vs AG of Hong Kong

Suggested Readings

Banking Law
Banking Law
Banking Law

Advocate BDutta
RN Choudhary
CA Ketan M Bhatt

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SEMESTER- IX

Intellectual Property Law

Paper 9.45

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam
10 Project & Viva)

Module I: Basic Concepts

- Overview of the concept of property; Industrial property and non-industrial property;
- Historical background of IPR;
- Importance of human creativity in present scenario;
- Different forms of IP and its conceptual analysis

Module II : Copyright

- Nature and Meaning
- Scope of protection
- Procedure for protection
- Enforcement and Remedies

Module III: Patents

- Nature and Meaning
- Scope of protection
- Procedure for protection
- Enforcement and Remedies

Module IV : Trademarks

- Nature and Meaning
- Scope of protection
- Procedure for protection
- Enforcement and Remedies

Module V: Designs

- Nature and Meaning
- Scope of protection
- Procedure for protection
- Enforcement and Remedies

Module VI : Geographical Indications

- Nature and Meaning
- Scope of protection
- Procedure for protection
- Enforcement and Remedies

Module VII : Information Technology Related Intellectual Property Rights

- Computer Software and Intellectual Property-Objective, Copyright Protection, Reproducing, Defences, Patent Protection.
- Database and Data Protection-Objective, Need for Protection, UK Data Protection Act, 1998, US Safe Harbor Principle, Enforcement.
- Protection of Semi-conductor Chips-Objectives Justification of protection, Criteria, Subject-matter of Protection, WIPO Treaty, TRIPS, SCPA.
- Domain Name Protection-Objectives, domain name and Intellectual Property, Registration of domain names, disputes under Intellectual Property Rights, Jurisdictional Issues, International Perspective.

Text books / Compulsory Readings (Latest editions only):

- Paris Convention for the Protection of Industrial Property, 1883.
- Berne Convention for the Protection of Literary and Artistic Works, 1886;


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3. Indian Copyright Act, 1957;
4. Indian Patents Act, 1970;
5. Agreement on Trade-Related Aspects of Intellectual Property Rights, 1994 (the TRIPS Agreement);
6. Indian Trademarks Act, 1999;
7. Indian Designs Act, 2000;
8. Patents Amendment Ordinance, 2004.

References:

1. Cornish, W. R., *Intellectual Property* (London: Sweet & Maxwell, 1996);
2. Correa, Carlos M., *Intellectual Property Rights, the WTO and Developing Countries: The TRIPS Agreement and Policy Options* (Penang: Third World Network, 2000);
3. Prataj Dasgupta, *India at the WTO Dispute Settlement System* (New Delhi: Manak, 2004), Chapters 4 and 5.
4. Adelman, Martin J. and Balda, Sonia, "Prospect and Limits of the Provision in the TRIPS Agreement: The Case of India", *Vanderbilt Journal of Transnational Law*, vol. 29, no. 3, (1996), 507.
5. Beier, Friedrich-Karl and Schricker, Gerhard, eds., *From GATT to TRIPS -- The Agreement on Trade-Related Aspects of Intellectual Property Rights* (Weinheim: VCH, 1996).
6. Bronkers, Marc C. F. J., "The Impact of TRIPS: Intellectual Property Protection in Developing Countries", *Commonwealth Law Review*, vol. 31, (1994), 1245.
7. C. Wadhvani, *Enforcement of Intellectual Property in European and International Law* (London: Sweet & Maxwell, 1995).
8. Canada - Patent Protection of Pharmaceutical Products, Report of WTO Panel, WT/DS114/R, adopted 7 April 2000.
9. Chinnai, B. S., "The philosophy of patents: Strong regime unimpaired", *Journal of Scientific & Industrial Research*, vol. 32, (1993), 234.
10. Chisum, Donald A., *Principles of Patent law* (New York: Foundation Press, 2001);
11. Damodaran, S. R. for Glivec: A TRIPS-dictated 'Cure', *Financial Express*, Jan. 9, 2004, 1.
12. David Lang, Mary La France and Gary Mayers, *Intellectual Property: Cases and Materials* (St. Paul: West Group, 1995).
13. Dhar et al., *Regime of Intellectual Property Protection for Biotechnology - A Developing Country Perspective* (N. Delhi: RIS, 2004).
14. Dhavan, Rajeev, Harris, Lindsay and Jain, Gopal, "Conquest by Patent: The Paris Convention Revisited", 32 *Journal of Indian Law Institute* (1990), 131.
15. *Diamond v. Chakrabarty*, Supreme Court of the United States, 1980, 44 U.S. 303, 100 S. Ct. 2204, 65 L. Ed. 144, 206 U.S.P.Q. 193.
16. Dutfield, G., *Intellectual Property Rights and the Life Science Industry* (London: Ashgate, 2002).
17. *Festo Corp. v. Shoketsu Kinzoku Kogyo Kabushiki Co. Ltd.*, et al., Supreme Court of the United States, May 28, 2002.
18. Gana, "Has the Patent Died in the Third World? Some Implications of the Internationalization of Intellectual Property", 24 *Harvard J. of Int. L. & Policy* (1995), 109.
19. Gervais, Daniel, *The TRIPS Agreement: Drafting History and Analysis* (London: Kluwer, 1998).
20. *Griffith v. Kungnaru*, US Court of Appeal for the Federal Circuit, 1985, 816 F. 2d 624.

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 (Academic)
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21. Anderson, Elizabeth, "TRIPS and the Third World: The Example of Pharmaceutical Patents in India", *European Intellectual Property Review*, vol. 19, no. 11, (1997), 651
22. Sivagovind, A., "The International Patent System and Developing Countries", *Indian Journal of International Law (IJIL)*, vol. 20, no. 1 (1980), 47.
23. Lima, C., "Intellectual Property Rights and Globalization: Implications for Developing Countries", *Science, Technology and Innovation*, Discussion Paper no. 4, Center for Int. Dev., Harvard Univ., (1999).
24. Maggs, P. B., et al., *Internet and Computer Law: Cases, Comments and Questions* (St. Paul, Minn.: West Group, 2001);
25. Menon, Usha, "The Convention on Biodiversity, Intellectual Property Rights and Policy Options", *Social Action*, vol. 40, no. 2 (1992), 120
26. Mishra, "Biodiversity, Biotechnology and Intellectual Property Rights: Implications for Indian Agriculture", *3 Journal of World Intellectual Property*, 2000, 211.
27. Nair and Kumar, eds., *Intellectual Property Rights* (N. Delhi: Allied, 1994);
28. Narayanan, P., *Patent Law* (Kolkata: Eastern Law House, 1998);
29. Patel, Surendra J., "Intellectual Property Rights in the Uruguay Round: A Disaster for the South", *EPW*, May 6 1989, 978;
30. Ravishankar A. and Sunil Archak, "Intellectual Property Rights and Agricultural Technology: Interplay and Implications for India", *35 EPW* (2000), 2446
31. Robert A. Gorman and Jane C. Ginsburg, *Copyright: Cases and Materials* (New York: Foundation Press, 2002).
32. Ghai, "TRIPS Review: Basic Rights Must be Restored", *36 Economic and Political Weekly (EPW)* (2001), 218.
33. Saxena, R. B., "Trade-Related Issues of Intellectual Property Rights and the Indian Patents Act—A Negotiating Strategy", *World Competition*, vol. 12, no. 2 (1988), 81;
34. Stewart, S.M., *International Copyright and Neighbouring Rights* (London: Butterworths, 1983);
35. Anomukunzi, Charles, "The International Patent System—A Third World Perspective", *Indian Journal of International Law*, vol. 22 (1982), 31.
36. United States – Section 110(5) of the US Copyright Act, Report of WTO Panel, WT/DS160/R, adopted 27 July 2000.
37. Watal, *Intellectual Property Rights in the WTO and Developing Countries* (Delhi: OUP, 2001);
38. Zarsch, "Bringing TRIPS into the Multilateral Trading System", in Bhagwati and Hirsch, eds., *The Uruguay Round and Beyond: Essays in Honour of Arthur Dunkel* (Heidelberg: Springer, 1998), 37.


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SEMESTER- X

Code of Civil Procedure and Limitation

Paper : 10.46

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam
10 Project & Viva)

MODULE-I

- Introduction, Definitions (Decree, Decree Holder, Foreign Judgment, Foreign Court, Judgment, Judgment Debtor, Mesne Profit, Legal Representative, Order etc.)
- Suits of civil nature s.9, *res sub judice* s.10

MODULE-II

- Doctrine of *Res judicata* s.11, comparison between s.10 and s.11
- Foreign judgment and presumption as to foreign judgment ss.13&14

MODULE-III

- Place of suing ss.15 to 20, objection to place of suing s.21 and 21-A
- Transfer of suits ss.22 to 25

MODULE-IV

- Institution of Suit S.26, O.IV, Plaint O.VII, Parties to Suit O.I, Framing of Suits O.II
- Summon. Mode of Service ss.27-29, O.V

MODULE-V

- Written Statement O.VIII, Pleading O.VI
- Appearance of Parties, Examination, Production of Documents, Admission, O.IX-XIII and s.30

MODULE-VI

- Framing of issues O.XIV, Hearing of parties O.XV
- Summon to Witnesses ss.31-32 and O.XVI, Adjournment O.XVII, Hearing of the Suit O.XVIII, Affidavits O.XIX

MODULE-VII

Judgment and Decree, Interest, Costs. Ss.33-35-B and O.XX and O.XX-A

Judgments

- Firm Radha Krishnan v. Ludhiana Municipality, AIR 1963 SC 1547
- Aziz Ahmed v. State Bank of India, Vinyaambedi, AIR 1995 AP 166
- Ram Chander Pandurang Sonar v. Murlidhar Ram Chander, AIR 1990 SC 1973
- Tilak Ram v. Nathu and other, AIR 1967 SC 935
- Ram Lal v. Reva Coal Fields, AIR 1969 SC.
- Iftikhar Ahmed v. Syed Meharban Ali, AIR 1974 SC 749
- Bihari Lal v. Bhuri Devi, AIR 1997 SC 1879
- Teharoo Chahn v. Suraj Mal Nagar Mal. AIR 1984 Cal. 82
- Kanodiba Dagadu Kadam v. Savitri Bai Sopan, AIR 1999 SC 2213
- Ajaib Singh v. Shital Puri, AIR 1993 All. 138

Books Referred

- The Code of Civil Procedure – Mulla
- Civil Procedure Code – C.K. Takwani

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SEMESTER- X

Drafting, Pleading and Convincing & Rules of Court

Paper :10.47

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam
10 Project & Viva)

Aims and Objectives :

Drafting is a primary stage of writing. A good writing is an outcome of a good draft, similarly Pleadings being the backbone of Legal Profession and paramount requirement of a good lawyer. Whole case of the party depends upon how skillfully it is drafted by an advocate. So a great care should be exercised while drafting the pleadings. So this subject will help to make good lawyers with proficient art of pleadings.

Module – 1

- (a) Drafting
 - i. General principles of drafting
 - ii. What are deeds and its kinds?
- (b) i. Components of deeds
 - ii. Kinds of writs

Module – 2

- (a) Pleadings
 - i. What are pleadings?
 - ii. Functions of Pleadings
 - iii. When Pleadings will be Dispensed with?
 - iv. Forms of modern pleadings
 - v. Cardinal rules of pleadings
 - vi. Material facts
- (b) Civil Suits:
 - i. Suits in contracts
 - ii. Suits in Torts

Module – 3

- (a) i. Suits for others: Part civil miscellaneous
 - ii. Written statements for contracts
 - iii. Written statement for torts
- (b) i. Written statement for others (miscellaneous)
 - ii. Interlocutory Application
 - iii. Petition for the Winding up of the company

Module – 4

- (a) i. Affidavit
 - ii. Execution application for final decree
 - iii. Memo of appeal
- (b) i. Memorandum of revision
 - ii. Writ of Certiorari
 - iii. Writ of Habeus Corpus.

Module – 5

- (a) Criminal
 - i. complaints
 - ii. Application for exemption from appearance
- (b) i. Bail Application
 - ii. Memo of appeal
 - iii. Memo of revision

Module – 6

- (a) Conveyancing
 - i. What is conveyancing ?
 - ii. Things to be considered while conveyancing
 - iii. Sale deed.
- (b) i. Mortgages deed
 - ii. Lease deed
 - iii. Gift deed

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Module - 7

- (a)
 - i. Promisory Note
 - ii. Power of Attorney
 - iii. Will
- (b)
 - i. Separation deed
 - ii. Service contracts
 - iii. Hire-Purchase Agreements
 - iv. Patents

Suggested Readings:

1. Pleading, Drafting and Conveyancing by R.N. Chaturvedi
2. The law of Pleadings, drafting and conveyancing by R.D. Srivastava law of pleadings in India by Mogha
3. Indian Conveyance by Mogha

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SEMESTER- X

Competition Law

Paper :10-48

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam
10 Project & Viva)

This Course comprises of seven Modules of eight hour teaching duration. Each Module has been divided into two units again to be discussed in four hours in one week.

Module - 1

- The Competition Act, 2002
- Origin of Anti-Trust Laws
- Global developments on Competition Law
- Abuse of dominant position

Module - 2

- (i) Consumer interest and public interest
- (ii) Mergers and efficiency
- (iii) Entry barriers
- (iv) Exist barriers
- (v) Price Controls

Module - 3

- (i) Liberalization
- (ii) Delicensing
- (iii) State monopolies
- (iv) Privatization and regulation
- (v) Cartel
- (vi) Predatory pricing mechanism
- (vii) Corporate Governance and competition

Module -4

- Objects and reasons of the Competition Act, 2002
- Anti-competitive agreements
- Abuse of dominant position
- Regulation of combination

Module -5

- (i) Composition of Competent Commission of India
- (ii) Duties, powers and functions of the Commission

Module - 6

- (i) Enquiry into agreements and dominant position of enterprise
- (ii) Procedure for investigation of combinations

Module- 7

- (i) Penalties for contravention of orders of commission
- (ii) Competition advocacy

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SEMESTER- X

Public Interest Lawyering and Para Legal Services

Paper 10.49

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam
10 Project & Viva)

Module-I

- A- I. Public Interest Litigation: It is origin and meaning
- II. Scope and nature and object of public interest litigation

- B- I. Difference between public interest litigation and private interest litigation
- II. Doctrine of Locus Standi

Module-II

- A- I. Judicial Activism. It's emergence
- II. Judicial activism and Public Interest Litigation in changing societal needs

- B- I. Judicial process and procedure in writ jurisdiction and public interest litigation

Module-III

- A- Dynamics and trades of public interest litigation in India:-
 - I. Right to life
 - II. Right of accused and prisoners
 - III. Bonded labour

- B- I. Woman and children
- II. Right to education
- III. Ecological balance

Module-IV

- A- Problems of practice of Public Interest Litigation in India
 - I. Effective implementation of public interest litigation decision
 - II. The need for clarity, certainty and efficacy in public interest litigation adjudication

- B- Regulation of public interest litigation

Module-V

- A- Legal Service and legal education in India concept and functionaries

- B- Para legal service in India

Module-VI

- A- I. Legal Services under the
 - i. Constitution
 - ii. Code of criminal procedure
 - iii. Code of civil procedure
- II. The Legal Service Authorities Act 1987, Legal Aid and Legal Profession

- B- LokAdalts- Jurisdiction working and powers under the Legal Services Authorities Act 1987

Module-VII

- A- Writing of public interest litigation

- B- Writing of application for legal aid

Leading cases

1. Bandhua Mukti Morcha v. Union of India (1984) 3 SCC 161
2. Olga Tellis v. Bombay Municipal Corporation (1985) SCC 545
3. Sheela Barse v. State of Maharashtra, AIR 1988 SC 378
4. M.C. Mehta v. Union of India (2000) 5 SCC 525
5. Nilabati Bahera v. State of Orissa, AIR 1993 SC 1960
6. Peoples Union for Civil Liberties v. Union of India (1997) 3 SCC 433
7. Vishakha v. State of Rajasthan, AIR 1997 SC 241

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SEMESTER- X

Cyber Laws

Paper :10.50

Total Marks: 100 (80+20)

External Exam: 80

Internal Marks: 20 (10 Internal Exam
10 Project & Viva)

Aims and Objectives

- To understand emerging issues in cyber space
- To provide effective mechanism for resolution of cyber issues

Module- 1

- (a) i. Genesis object and scope of IT Act
- ii. Definitions
- (b) i. E-Commerce and Digital Signature
- ii. E-Governance

Module- 2

- (a) i. Dispatch and Receipt of Electronic Records
- ii. Security and Receipt under IT Act
- (b) i. Regulation of Certifying Authorities
- ii. Digital Signature Certificate

Module- 3

- (a) i. Duties of Subscriber
- ii. Penalties and Adjudication
- (b) i. Cyber Regulation Appellate Tribunal

Module- 4

- (a) i. Offences under IT Act
- ii. Tampering with Computer Source documents
- (b) i. Hacking with Computer System
- ii. Publishing of obscene Information in electronic form

Module- 5

- (a) i. Breach of confidentiality and privacy
- ii. Offences related to digital signature certificate
- (b) i. Computer Forensic and Process of confirmation
- ii. Liability of network service providers

Module- 6

- (a) i. Power of Police Officer
- ii. Miscellaneous provisions under IT Act
- (b) i. Amendment to IPC 1860
- ii. Amendment to Evidence Act 1872
- iii. Amendment to Banker's Books Evidence Act 1891
- iv. Amendment to Reserve Bank of India Act 1934

Module- 7

- (a) i. Issue of jurisdiction of Cyber Space
- ii. Issue of Online defamation
- (b) i. Copyright issue in digital medium
- ii. Trade Mark in online medium

References



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2. Information Technology and Cyber Law : S.R. Bhansali


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3. Cyber Law in India - Dr. Farooq Ahmed
4. Information Technology Law and Practice - Vakil Sharma

Cases referred

1. United States v. Simpson 152 F. 3d 1241 (10th Cir. 1998) USA
2. United States v. 1992 U.S. App. 11 XIS 9562 (4th Cir. May 4, 1992)
3. Miller v. California 413 U.S. 1524 (1973)
4. Ranjit D. Udeshi v. State of Maharashtra AIR 1965 SC 881
5. United States v. Moris, 928 F. 2d 504, 505 (2nd Cir. 1991)
6. Director of Public Prosecutions v. M. A. J. (1993) IVR 406


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