UNIVERSITY OF RAJASTHAN
JAIPUR

SYLLABUS

MASTER OF LAW (LL.M.)

(SEMESTER SCHEME)

I & II SEMESTER  2015-2016
III & IV SEMESTER  2016-2017

Proposed by

Asstt. Registrar (Acad-I)
University of Rajasthan
JAIPUR
A candidate who has passed the Bachelor of Laws (three years or 5 years B.A., LL.B. or 5 years B.A., LL.B. (Hons.) degree examination of the University or an examination of some other University recognized by the Syndicate as equivalent thereto securing a minimum of 55% marks in the aggregate or a candidate who holds the degree of Bachelor of Laws (three years or 5 years B.A., LL.B. or 5 years B.A., LL.B. (Hons.) or has also passed any of the Diploma courses of this University in the Faculty of Law with 55% marks in the aggregate at the Diploma Examination shall be eligible for admission to LL.M.-I Semester Examination.

2. Scheme of Examination:

(1) Each theory paper at EoSE shall carry 100 marks. The EoSE will be of 3 hours duration. Part ‘A’ of theory paper shall contain 10 Short Answer Questions of 20 marks in one or two sentences each, based on knowledge, understanding and applications of the topics/tests covered in the syllabus. Each question will carry two marks for correct answer.

(2) Part ‘B’ of paper will consisting of Four questions with internal choice (except in cases where a different scheme is specifically specified in the syllabus) of 20 marks each. The limit of answer will be five pages.

(3) Each EoSE will involve viva-voce on recent legal developments in respective subject and dissertation with presentation thereon.

34. Course Structure:

The details of the courses with code, title and the credits assign are as given below.

Abbreviations Used

Course Category
CCC: Compulsory Core Course
ECC: Elective Core Course
OEC: Open Elective Course
SC: Supportive Course
SSC: Self Study Core Course
SEM: Seminar
PRJ: Project Work
RP: Research Publication

Contact Hours
L: Lecture
T: Tutorial
P: Practical or Other
S: Self Study

Relative Weights

[Signature]
IA: internal Assessment (Attendance/Classroom Participation/Quiz/Home Assignment etc.)
ST: Sessional Test
EoSE: End of Semester Examination

**FIRST SEMESTER (LL.M.)**

<table>
<thead>
<tr>
<th>S.No.</th>
<th>Sub. Code</th>
<th>Course Title</th>
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<th>Credit</th>
<th>Contact Hours Per Week</th>
<th>EOSE Duration Hrs.</th>
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<tbody>
<tr>
<td>1.</td>
<td>LLM 101</td>
<td>Legal Theory I</td>
<td>CCC</td>
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<td>LLM 102</td>
<td>Legislation Principle I</td>
<td>CCC</td>
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<td>3.</td>
<td>LLM 103</td>
<td>Legal Research Methodology- I</td>
<td>CCC</td>
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<td>4.</td>
<td>LLM 104</td>
<td>Constitutional Law of India - I</td>
<td>CCC</td>
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<td>5.</td>
<td>LLM 111</td>
<td>Recent Legal Development and Cases</td>
<td>CCC</td>
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**SECOND SEMESTER (LL.M.)**

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<tr>
<td>1.</td>
<td>LLM 201</td>
<td>Legal Theory II</td>
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<td>2.</td>
<td>LLM 202</td>
<td>Legislation Methods and Interpretation-II</td>
<td>CCC</td>
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<td>3.</td>
<td>LLM 203</td>
<td>Legal Research Methodology II</td>
<td>CCC</td>
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<td>4.</td>
<td>LLM 204</td>
<td>Constitutional Law of Law II</td>
<td>CCC</td>
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<td>5.</td>
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<td>CCC</td>
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**ELECTIVE PAPERS**

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<th>S.No.</th>
<th>Sub. Code</th>
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<td>LLM A.01</td>
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<td>General Principles of Contract-I</td>
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<td>CBC</td>
<td>Special Contracts I</td>
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<td>LLM A.03</td>
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<td>Corporate Law I</td>
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<td>LLM A.04</td>
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<td>Law Relating to Negotiable Instrument Act</td>
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<td>III</td>
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<td>LLM A.05</td>
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<td>Recent Legal Development in Contract, Business &amp; Corporate Law</td>
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<td>LLM A.06</td>
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<td>General Principle of Contract-II</td>
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<td>General Principles of Torts</td>
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<td>LLM BO 2</td>
<td>TC</td>
<td>General Principles of Crimes and Offences relating to State and Public tranquility, morality</td>
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<td>III</td>
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<td>Law Relating to Rehabilitation and Treatment of Offenders (I)</td>
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<td>III</td>
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<td>Recent Legal Development in Tort &amp; Crime</td>
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<td>III</td>
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<td>LLM BO 6</td>
<td>TC</td>
<td>Specific Wrongs</td>
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</table>

Specialization Clusters

A. CONTRACT, BUSINESS & CORPORATE LAW (CBC)
B. TORT & CRIME (TC)
C. PERSONAL LAW (PL)
D. CONSTITUTIONAL LAWS (CL)
E. INTERNATIONAL LAW (IL)
F. LABOUR LAW (LL)
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<td>LLM B07</td>
<td>TC</td>
<td>Law Relating to Specific offences under the Indian Penal Code</td>
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<td>Law Relating to Rehabilitation and Treatment of Offenders (II)</td>
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<td>Law Relating to Special Penal Legislations Relating to Women</td>
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<td>LLM C01</td>
<td>PL</td>
<td>Hindu Jurisprudence and Law Relating to Joint Family</td>
<td>III</td>
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<td>LLM C02</td>
<td>PL</td>
<td>Gender Justice Hindu Law Relating to Adoption and Maintenance</td>
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<td>LLM C03</td>
<td>PL</td>
<td>Muslim Jurisprudence and Matrimonial Laws</td>
<td>III</td>
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<td>LLM C04</td>
<td>PL</td>
<td>Personal Laws relating to Indian Christian</td>
<td>III</td>
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<td>LLM C05</td>
<td>PL</td>
<td>Recent Legal Developments in personal Law</td>
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<td>PL</td>
<td>Un-Codified and Codified Hindu Law relating to Marriage</td>
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<td>Hindu Law relating to Minority, Guardianship and Succession</td>
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<td>PL</td>
<td>Muslim Law relating to Property</td>
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<td>LLM C09</td>
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<td>Laws relating to Civil Marriages, Foreign Marriages and will</td>
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<td>Constitution, constitutional law and Rule of Law</td>
<td>III</td>
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<td>Administrative Law Basic Principles and Applications</td>
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<td>Constitutional Law of USA</td>
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<td>Law and Social Transformation</td>
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<td>Protection of Human Rights under International</td>
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<td>IL</td>
<td>Public International Law I</td>
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<td>International Organization I</td>
<td>III</td>
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<td>LLM E05</td>
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<td>Recent Legal Developments in International Law</td>
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<td>International Humanitarian Law</td>
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<td>Labour Law and Labour Management in India and Industrial Adjudication Part I</td>
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<td>Comparative Labour Law and Labour Management I</td>
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<td>Legislation and Practice Relating to Social Security, Labour Welfare and Wages</td>
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<td>LLM FO 4</td>
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<td>International Labour Organization, Central Organization of Trade Unions: Indian Tripartite System</td>
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<td>Recent Legal Developments in Labour Law</td>
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<td>Labour Law &amp; Labour Management in India and Industrial Adjudication Part II</td>
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LLM 101-Legal Theory -I

Nature, Sources and Schools
Suggested Readings:

1. Holmes: The Common Law
2. Austin: Lecture on Jurisprudence
3. Allen: Law in the Making
4. Holland: Jurisprudence
5. Salmond: Jurisprudence
7. Julius Stone: The Province & Function of Law
8. Pound: An Introduction to the Philosophy of Law
9. Goodhart: Modern Theories of Law
10. Vinegradoff: Common sense in Law
12. Goodhart: English Law and the Moral Law
13. Friendmann: Legal Theory
15. Henry Maine: Ancient Law
16. Dias: Jurisprudence
17. Dhyanl, S.N.: law, Morality and Justice Indian Development
18. Lon Fuller: Morality of Law
19. Hart HLA: The Concept of Law, 1961
22. Julious Stone: Social Dimensions of Law and Justice
23. Julious Stone: Legal System and Lawyers Reasoning
24. Llyod: Introduction to Jurisprudence
25. John Rawls: Theory of Justice
26. Finch: Introduction to Legal Theory
27. Dworkin: Taking Rights seriously
LLM 102- Legislation-Principles -I

Suggested Readings:
1. Bentham : Theory of Legislation
3. Dicey : Law and Public Opinion in England
4. Illbert : Legislative methods and Forms
5. Illbert : Mechanism of Law making

LLM 103-Legal Research Methodology- I

Part I General
i. Nature and Scope of Legal Research
ii. Formulation of research problem
iii. Survey and legal research
iv. Research design : Facts and hypothesis, problem of objective

II Methodology
i. Methodological orientation and logic of enquiry
ii. Dialectic materialism
iii. Comparative Methods
iv. Historical method
v. Analytical method
vi. Field work
vii. Inductive and deductive methods
viii. Other research methods.

Suggested Readings:
1. S.K. Agarwal, Legal Education in India (1973)
3. M.O. Price, Elective legal research
4. Pauline V.Y., Scientific social survey and research
5. Payne, The art of asking questions
6. Erwin C. Surrency, A guide to legal research
7. Morris L. Cohan., Legal research in nutshell
8. LL Publication, Legal research and methodology
9. R.M. Deepak Kumar, Social Research Methodology
10. Jaya Prakash, Research Methodology
11. H.N. Tiwari, Legal Research methodology
12. C.R. Kothari Research Methodology, Methods and Techniques

LLM- 104- Constitutional Law of India: New Challenges -I

The Constitution of India is an organic, developing and changing system established over five decades ago. Through the years it has been in force the constitutional law enacted through the Constitution has shown adaptability to the changing new social order and the institutions of national life. The processes of judicial interpretation precedents, amendment, conventions, political change have interacted to provide necessary catalysts for growth of the constitutional jurisprudence. The paper encourages the post graduate student to study, analyze and articulate the essential features and principles, rules of the basic frame work of the constitutional system.

I. Basic Framework : Essential features:
2. Indira Gandhi V. Raj Narain, A.I.R. 1975 S.C. 2299

II. Quasi Federalism:

III. Fundamental Rights, Duties and Directive Principles:

Equality
2. In-re-Reference Special Bill, A.I.R., 1979, S.C. 585

Freedom of Speech, Expression (Press)
2. K.A. Abbuse v. Union of India A.I.R., S.C. 481

Personal Liberty:

Religious Freedom:

Minority Rights: Cultural & Educational

Property:

Article 300a

Suggested Readings:

7. Kagzi M.C.J. Kesavananda's Case  
8. Basu : Shorter Constitution of India  
9. Ville Austin : Indian Constitution  
10. Ville Austin : Cornerstone of a Nation  
11. Anville Williams : Working a Democratic Constitution-The Indian Experience  

LLM- 111- Recent Legal Development and Cases -I  

LLM 201- Legal Theory II  

Concept of Law  

Suggested Readings:  

1. Holmes : The Common Law  
2. Austin : Lecture on Jurisprudence  
3. Allen : Law in the Making  
4. Holland : Jurisprudence  
5. Salmond : Jurisprudence  
7. Julius Stone : The Province & Function of Law  
8. Pound : An Introduction to the Philosophy of Law  
9. Goodhart : Modern Theories of Law  
10. Vicereadoff : Common sense in Law  
12. Goodhart : English Law and the Moral Law  
13. Friendmann : Legal Theory  
15. Henry Maine : Ancient Law  
16. Dias : Jurisprudence  
17. Dhyani, S.N. : law, Morality and Justice Indian Development  
18. Lon Fuller : Morality of Law  
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22. Julious Stone : Social Dimensions of Law and Justice  
23. Julious Stone : Legal System and Lawers Reasoning  
24. Llyod : Introduction to Jurisprudence  
25. John Rawls : Theory of Justice  
26. Finch : Introduction to Legal Theory  
27. Dworkin : Taking Rights seriously  

LLM -202-Legislative Methods and interpretation-II  

Suggested Readings  

1. Maxwell : The interpretation of Statutes  
2. Beal : Rules of Interpretation  
3. Oedges : Interpretation of Statutes  
4. Narasimhan : Interpretation of States in British, India  
5. Wigmore : Panorama of World Legal System  
6. Eraskine May : Parliamentary Practice
LLM 203-Legal Research Methodology-II

Part I Techniques of Data Collection
i. Types
ii. Sources
iii. Techniques of data collection: observation, interview, questionnaire, interview schedule
iv. Case study method
v. Content analysis
vi. Data analysis: Classification, tabulation, graphic representation

Part II
i. Analysis of data: Processing of data: Classification of data
ii. Interpretation of data: Necessity of interpretation: Methods of interpretation

Suggested Readings:

1. S.K. Agarwal, Legal Education in India (1973)
2. N.P. Madhava Menon, A handbook of clinical legal education
3. M.O. Price, Elective legal research
4. Pauline V.Y., Scientific social survey and research
5. Payne, The art of asking questions
6. Erwin C. Surrency, A guide to legal research
7. Morris L. Cohan, Legal research in nutshell
8. ILJ Publication, Legal research and methodology
9. R.M. Deepak Kumar, Social Research Methodology
10. Jaya Prakash, Research Methodology
11. H.N. Tiwari, Legal Research methodology
12. C.R. Kothari Research Methodology, Methods and Techniques

LLM 204-Constitutional Law of India: New Challenges -II

I. Union/State Constitution

1. The President and the Council Minister:
i. S.K. Singh v. V.V. Giri, A.I.R., 1970 S.C. 2097

2. Parliament
iv. In re-Delhi Laws Act, A.I.R. 1951,332

3. The Judiciary, Supreme Court:
4. Inter-state Trade, Commerce:

5. Emergency:

6. Creation of New States, Democratic Process:
   i. Nexus of Politics with criminals and business
   ii. Electoral reforms
   iii. Coalition Government, Stability, Durability, Corrupt practices
   iv. Grass-root democracy

7. Constitutional Power: Amendments

Suggested Readings:

2. Jain M.P.: Constitutinal Law, N.M. Tripathi Ltd.
7. Kagzi M.C.J. Kesavananda’s Case
8. Basu: Shorter Constitution of India
9. Ville Austin: Indian Constitution
10. Ville Austin: Cornerstone of a Nation
11. Anville Williams: Working a Democratic Constitution- The Indian Experience

LLM 211-Recent Legal Development and Cases –II

LLM A01-General Principles of Contract-I

Section 1 to 36 - Indian Contract Act, 1872

Suggested Readings:
1. Leak: Contract
2. Pollock: Indian Contract and Specific Relief Acts
5. Ogders: Introduction to the Law of Contract
7. Pollock & Mulla: Indian Contract and Specific Relief Acts
8. Treitel-Law of Contracts

LLM A02-Special Contracts-I

(a) Indian Contract Act, 1872 Section 124 to end
(b) Indian Partnership Act, 1932

Suggested Readings:
2. Blackburn: On Sale
3. Beal: The Law of Bailments
4. Story: Bailments
6. Lindley: partnership
8. Desai: Contracts Sale of Goods and partnership
10. Dutt: Law of Contract

LLM A03-Corporate Law-I

Corporate Personality, Registration & Incorporation Memorandum of Association, Articles of Association, Prospectus, Promoters, Shares, Share Holders & Members, Share Capital Dividends, Accounts & Audit, Borrowing, Lending, Investments and Contracts, Debentures.

Suggested Readings:
1. K.M. Gosh: Indian Companies
2. Palmer on Company Law
3. Gower: Principles of Company Law
4. Dutt: Company law

LLM A04- Law Relating to Negotiable Instrument Act

Suggested Readings:
1. Byles: Bill of Exchange
2. Chalmers: Negotiable Instrument
3. Bhashyam and Adiga: The Negotiable Instrument Act
4. Legal and e-commerce Environment-Today
5. Sen Gupta: Negotiable Instrument Act

LLM A05-Recent Legal Development in Contract, Business & Corporate Law
LLM A06- General Principles of Contract-II

Section 37 to 75

Suggested Readings:
1. Leak : Contract
2. Pollock: Indian Contract and Specific Relief Acts
5. Odgers : Introduction to the Law of Contract
7. Pollock & Mulla: Indian Contract and Specific Relief Acts
8. Treitel-Law of Contracts

LLM A07- Special Contract II

(a) Limited Liability Partnership Act, 2008
(b) Sale of Goods Act 1930

Suggested Readings:
2. Blackburn : On Sale
3. Beal : The Law of Bailments
4. Story : Bailments
6. Lindley : partnership
8. Desai : Contracts Sale of Goods and partnership
10. Dutt : Law of Contract

LLM A08-Corporate Law II


Suggested Readings:
1. K.M. Gosh : Indian Companies
2. Palmer on Company Law
3. Gower : Principles of Company Law
4. Dutt : Company Law
LLM A09-Law Relating to Bankruptcy

Suggested Readings:
1. Williams on Bankruptcy
2. Mulla: The Law of Insolvency in India
3. P.S. Narayan: Recovery of Debts due to Banks
4. Srivastava: Debt Recovery Law
5. Bansal, B.L.: Debt Recovery Law

LLM B01- General Principles of Torts

Definition and nature; foundation of tortuous liability; general conditions of liability in tort; mental elements in law of torts; general exceptions to liability in tort; discharge of tort; remedies for torts; doctrine of remoteness of damages and nervous shock; joint tort feasors and vicarious liability.

Suggested readings:
2. Street: Torts
3. Pollock: on Torts
4. Salmon: The law of Torts
7. Restatement of the Law of Torts
9. Ramaswami Iyer: The Law of Torts
11. Dias & Markensisis: Tort Law
13. Row C.M.: Lawa of Damages and Compensation
15. Charlesworth: Negligence
16. Darett: Laaw of Nuisance

LLM B02- General Principles of Crimes and offences relating to State and Public tranquillity, morality.

Suggested Readings:
1. Bhattacharya T.B. Indian penal Code
2. Harris: Principles & Practice of the criminal Law
5. Raghvan: Law of Crimes
7. Gaur: Penal Law of India
8. Gaur K.D.: Criminal Law Cases and Material
LLM B03- Comparative Criminal Procedure

Organization of Courts and Prosecuting Agencies: Hierarchy of Criminal Courts and their Jurisdiction, Nyaya Panchayats in India. Panchayats in tribal areas, Organization of Prosecuting agencies for prosecuting criminal cases: prosecutors and the police, withdrawal of prosecution.

Preventive Measures in India: Provisions in the Criminal Procedure Code, Special enactments, Public Interest Litigation: Directions for Criminal Prosecution.

Pre-trial Procedures: Arrest and questioning of the accused. The rights of the accused. The evidentiary value of statements/articles and the judicial officer in the Police, Right to counsel, Roles of the prosecutor system of trial and the inquisitorial system, role of the judge, the judge, the prosecutor or and defense attorney in the trial. Admissibility and inadmissibility of evidence, expert evidence, Appeal of the Court awarding appropriate punishment, plea-bargaining.

Suggested Readings:

1. Ceylia Hampton: Criminal Procedure
2. Wikins and Cross : Outline of the Law of Evidence
4. Sankar : Law of Evidence
5. K.N. Chandrasekharan Pillai (ed); R.V. Kelkar’s : Outlines of Criminal Procedure
6. Patric Devlin : The Prosecution in England
10. Joel Samaha

LLM B04- Law Relating to Rehabilitation and Treatment of offenders (I)


LLM B05- Recent Legal Development in Tort & Crime

LLM B06- Specific Wrong (Law of Torts)

1. Negligence, Contributory Negligence
2. Defamation
3. Strict and Absolute liability
4. Nuisance
5. Assault Battery False imprisonment
6. Tort of Malicious Abuse of Legal Process
7. Tort Relating to immovable
8. Tort Relating to Movable Property
9. Tort Affecting contractual and Business Relations
10. Tort of Injurious falsehood.

LLM B07-Law Relating to Specific Offences under the Indian Penal Code

Offences against human body, offences against human property; offences against marriage; offences relating to defamation.

Suggested Readings: As mentioned before Paper II

LLM B08-Law Relating to Rehabilitations and Treatment of offenders (II)

Punishment : Constitutionality of Capital Punishment, Judicial Attitudes through the statue law and case law towards capital punishment in India-An inquiry, Law Reforms Proposals.

Approaches to Sentencing: Alternatives to Imprisonment Probation, Corrective Labour, Fines, Collective fines, Reparation of the offenders by the court.

Sentencing : Principle to sentencing, Main types of sentences in the Panel Code and Special laws, sentencing for white collar crime, Pre-sentence hearing, sentencing for habitual offender, summary punishment, plea bargaining.

Suggested Readings for Paper IV and VII:

5. Law Commission of India, Forty-Second Report, Ch. 3 (1971)

LLM B09- Law Relating to Special Penal Legislations Relating to Women

LLM C01- Hindu Jurisprudence and Law Relating to Joint Family

Sources, Schools and Application of Hindu Law; Coparcenery, Coparcenery Property, its Incidents, Management and Alienation – Karta and its Powers; Partition; and Religious and Charitable Endowments.

Suggested Reading:
1. Raghvachariar : Hindu Law
2. Sahary H.K. : Law of Marriage and Divorce
3. Paras Diwan : Modern Hindu Law
4. Mitra Principles of Hindu Law
5. Mulla : The Principles of Hindu Law
6. G.S.S. Sastri and Bhular : Hiindui Law
7. Manu’s Institutes : Chapter i, III, VII, VIII and IX (Sacred Books of the East)
8. Yagnavalkya Smriti with Mitakshara, Book I, II, III
9. Vyavahara Majukha
10. Smriti Chandrika
11. The Dayabagha
12. P.V. Kane : History of Dharmasastras
13. Ganganath Jha : Hindu Law in its Sources
14. Maynes : Treatise on Hindu Law and Usage
15. West and Bhuler : Hindu Law
17. Sharma B.K. : Law of Divorce
18. Kesri U.P.D. : Hindu Law

LLM C03- Gender Justice Hindu Law Relating to Adoption and Maintenance

Adoption: Its meaning, nature and essential conditions and effects.


Suggested Reading:
1. Paras Diwan : Modern Hindu Law
2. Mitra : Hindu Law
3. Mulla : The Principles of Hindu Law
4. Dattak Mimansa
5. Dattak Chandrika
6. G.S.S. Sastri and Bhular : Hindu Law
7. Ganganath Jha : Hindu Law in its sources
8. Mynes : Treatise on Hindu Law & Usage
9. West & Bhuller : Hindu Law
10. Derrett Duncan : Essay on classic and Modern Hindu Law
11. All Acts of the Indian Legislature
12. Tagore Law Lectures on Marriage, Adoption and Stridhana
LLM C03- Muslim Jurisprudence and Matrimonial Laws

Various phases and development of Muslim Law; sources, schools and application of Muslim Law; Marriage; Dower; Dissolution of marriage; Guardianship and Custody of minor children; Acknowledgement of paternity and Legitimacy of Children.

Suggested Reading:

1. Tyabji : Mohammedan Law
2. Ameer Ali : Mohammedan Law
3. Abdur Rahim : The Principle of Mohammedan Jurisprudence
4. Sharma Bharu Sarkar : Mohammedan Law
5. B.R. Verma : Mohammedan Law
6. Mulla : Mohammedan Law
7. Fyze A.A. : outlines of Mohammedan Law
8. Schacht : Islamic Jurisprudence
9. Tahir Mehmood : Muslim Law

LLM C04- Personal Laws relating to Indian Christian, Parasi and Jews

The Indian Christian Marriage Act, 1872; Indian Divorce Act, 1869; Parsi Marriage and Divorce Act, 1936. Customary Laws of the Jews relating to marriage and Matrimonial causes.

Suggested Reading:

1. Commentaries and cases of the Supreme Court and High Court of India
3. Desai Kumud : Indian Law of Marriage and Divorce
5. Relevant Legislative Enactments

LLM C05- Recent Legal Development in Personal Law

LLM C06- Un-Codified and Codified Hindu Law relating to Marriage

Nature of Hindu Marriage; Essential Conditions and Solemnization of a valid Hindu Marriage; Nullity of Marriage Restitution of Conjugal Rights, Judicial Separation and Divorce- its various theories and grounds; Maintenance a pendent and Permanent Alimony.

Suggested Reading:

1. Raghvachair : Hindu Law
2. Saharary H.K. : Law of Marriage and Divorce
3. Paras Diwan : Modern Hindu Law
4. Mitra : Principles of Hindu Law
5. Mulla : The Principles of Hindu Law
6. G.S.S. Sastrī and Bhular : Hindu Law
7. Manu's Institutes: Chapter I, III, VII, VIII and IX (Sacred Books of the East)
8. Yagnavalkya Smriti with Mitakohara; Book, I, II, III
9. Vyarahara Majukha
10. Smriti Chandrika
11. The Dayabhaga
12. P.V. Kane : History of Dharmasastras
13. Ganganth Jha : Hindu Law in its sources
14. Sankhla U.C. Fundamental of Divorce Law
15. Majnes : Treatise on Hindu Law and Usage
16. West & Bullers: Hindu Law
17. Derrett Ducan : Essays on Classic and Modern Hindu Law; and Death of a Marriage Law
19. Tagore Law Lecture on Marriage, Adoption and Stridhana
20. Sen, P.N. : Hindu Jurisprudence
23. Kesri UPD : Hindu Law

**LLM C07- Hindu Law relating to Minority, Guardianship Succession :**

Minority and Guardianship- Definition of Hindu Minor and Guardianship; Kinds and Powers of Guardians

Succession, Meaning of Succession, Devolution of Mitakshasa Coparcener Property. Succession in respect of the separate property of a Male Hindu during intestate- Heirs and Distribution of property among them. Hindu Women Property; Succession in respect of Female Hindu during intestate. Heir and Distribution of Property among them; General Rules relating to succession and Disqualification of heirs.

**Suggested Reading:**

1. Paras Diwan : Modern Hindu Law
2. Mitra : Hindu Law
3. Mulla : The Principles of Hindu Law
4. Datta M. Miminansa
5. Datta Chandrika
6. G.S.S. Sastri and Bhular : Hindu Law
7. Ganganath Jha : Hindu Law in its sources
8. Majnes : Treatise on Hindu Law and Usage
9. West & Bullers : Hindu Law
10. Derrett Duncan : Essays on Classic and Modern Hindu Law
11. All Acts of the Indian Legislature
12. Tagore Law Lectures on Marriage Adoption and Stridhana

**LLM C08- Muslim Law relating to Property**

Pre-Emption; Hiba; Will; Wakf; Inheritance

**Suggested Reading :**

[Handwritten notes]
1. Tyabji: Mohammedan Law
2. Amer Ali: Mohammedan Law
3. Abdur Rahim: The Principles of Mohammedan Jurisprudence
4. Sharma Bharan Sarkar: Mohammedan Law
5. B.R. Verma: Mohammedan Law
6. Mulla: Mohammedan Law
7. Fyzeer AAA: outlines of Mohammedan Law
8. Schacht: Islamic Jurisprudence
9. Tahir Mehmood: Muslim Law

**LLm C09-Laws relating to Civil Marriages, Foreign Marriages and Will**

Suggested Readings:
1. Commentary and cases of Supreme Court and High Court of India
3. Desail Kumud; Indian Law of Marriage and Divorce
4. Ben B.P.; Law of Marriage and Divorce in India
5. Relevant legislative enactments.

**Paper III: Constitutional Law of United States of America**


The sources of constitutional law; constitution, institutional laws, ordinary laws, other legislative and executive acts, international and internal treaties, judicial precedents, constitutional traditions and customs, prevailing in American Constitutional Law.

Constitutional Formation system around the globe; American, Rule of law and Separation of Power Models in Constitutional Law of U.S.A.

**Selected Bibliography**

1. D.D. Basu’s World Constitutions
2. Bhagabati Prosad Banshees World Constitutions
3. B.M. Gandhi: World Constitutions
4. Ralph A.: American Constitutional Law
5. Original Meanings: politics and Ideas in making of the constitution by jack N, Remove.
Semester III : D 01

Paper I : Constitution, Constitutionalism and Rule of Law : Principles and Applications

The Concept of Constitutionalism

Essential Principles of Constitutionalism, Constitutionalism and Rule of Law, Dimensions of Rule of Law and Constitutionalism. Constitutionalism in the Indian Legal Order

Federalism as an aspect of Constitutionalism


New challenges to Constitutionalism: some social issues


Justice Delivery System in India

PIL movement : Promises and Perils

Independence of Judiciary.

Judicial Reforms.

Selected Bibliography:

Suggested Readings:
A.B. Keith: Constitutional History of India
C.H. Alexandrovica: Constitutional developments
A.C. Banerjee: Indian Constitutional Documents
M.P. Jain: Outline of Indian Legal History
Tasawwul Langmead: English Constitutional History
Dunning: Freedom under the Law

Semester III: D 02

Paper III: Administrative Law: Basic Principles and Comparative Analysis

Evolution and significance of Administrative Law in various systems of governance—from ancient to modern.

a) England and USA
b) France
c) Other systems

Rule of Law: Changing dimensions, Regulation of administrative process.


Processual Fairness: Evolution and Significance of Natural Justice, England: Judicial Process,

Doctrine of fairness and doctrine of legitimate expectation. U.S.: Due process and judicial decision, India: Through judicial decision-Doctrine of Fairness (Art.14, 19, 21)-Doctrine of Legitimate Expectation, Privilege against disclosure, official secrecy, Access to information and Right to Information Act.

Select Bibliography
1. Peter H. Schunk, (1994) Foundation of Administrative Law,
2. Friedman, The State and Rule of law in a mixed Economy.
3. Ivor Jennings, Law & the Constitution
4. Schwartz and Wade, Legal Control of Government
5. De Smith, 1998 Judicial Review of Administrative Action,
6. D.D. Basu, 1998 Comparative Administrative Law,
8. Jain & Jain, Principles of Administrative Law

The sources of constitutional law: constitution, institutional laws, ordinary laws, other legislative and executive acts, international and internal treaties, judicial precedents, constitutional traditions and customs, prevailing in American Constitutional Law.

Constitutional Formation system around the globe: American, Rule of law and Separation of Power Models in constitutional Law of U.S.A.

Selected Bibliography

1. D.D. Basu’s World Constitutions
2. Bhagabati Prosad Banatee World Constitutions
3. B.M. Gandhi, World Constitutions
4. Ralph A.: American Constitutional Law
5. Original Meanings: Politics and Ideas in making of the constitution by Jack N. Rakove
7. Constitutional law in America, Vol1 and Vol2 by David Schultz
SEMESTER III : D04

Paper- IV: LAW AND SOCIAL TRANSFORMATION IN INDIA-I

Law and Social Change:
Law as an instrument of social change: A Jurisprudential Discussion of Sociological approach to Law Law as the product of traditions and culture.
Role of law in bringing social change: success and failure
(a) Pre-Constitutional laws
(b) Post- Constitutional law

The Constitution of India and Social Transformation:
Preamble and the Rights of People in the constitution
Directive Principles of State Policy
Modernization as a value reflected in Fundamental duties
Public Interest litigation as a tool of social change.
Economic, Social and Political Reforms and the Law.

Modern Indian Approaches to law
M K Gandhi's Approach and B. R. Ambedkar's Approach
Socialist thought on law and justice
Indian Marxist critique of law and justice.

Modernisation of social institutions through law
Industrial reform: Free enterprise and State regulation - Industrialisation and environmental protection.
Reform of court processes.
Criminal law: Plea bargaining; compounding and payment of compensation to victims.
Civil law: (ADR) Confrontation v. consensus; mediation and conciliation; Lok adalats.
Democratic decentralisation and local self-government.

Select Bibliography:
2. Robert Lingat, 1998 The Classical Law of India,

Semester III : D 05

Recent Legal Development in Constitutional Law in India
Semester IV: D 06

Paper I: Constitution, Constitutionalism and Rule of Law: Principles and Applications

Federalism: Creation of new states, Allocation and share of resources - distribution of grants-in-aids, The inter-state disputes on resources, Rehabilitation of internally displaced persons, The issue of special status of the states, Centre’s responsibility and internal disturbance within states, Direction of the Centre to the State under Article 356 and 365, Federal Comity-Relationship of trust and faith between Centre and State.

The Statehood In Indian Constitution The Executive: Constitutional status, Powers and functions of the President vis-a-vis form of Government.
The Judiciary: Status, Power, functions and contemporary developments, Power of judicial review.


Selected Bibliography

1. H.M. Seervai: The Constitutional law of India
Semester IV : D 07

Paper-VI: Administrative Process and Judicial Control

Administrative process: Nature and Meaning, the role of civil service, the role of administrative agencies, Constitutional standards: Doctrine of Police Power, Doctrine of Eminent Domain, taxing power, Responsibility and accountability

Judicial Review of Administrative action in India: Historical development, power of Supreme Court, Powers of High Courts, Role of Subordinate Courts, Jurisdiction

Ground of Judicial Review: Doctrine of Ultra vires, Unreasonable discretionary power: discretion and Justifiability, violation of fundamental rights, Extraneous consideration and /or irrelevant ground, delegation acting under dictation, Malafides and Bias, Lack of rationality and proportionality, oppressing decision.

Limits of Judicial Review: Locus standi and PIL, Laches, Res judicata, alternative remedies, Remedies Writs, injunction and declaration

Select Bibliography

1. Pater H. Schunk, 1994 Foundation of Administrative Law,
2. Friedman, The State and Rule of law in a mixed Economy.
3. Ivor Jennings, Law & the Constitution
4. Schwartz and Wade, Legal Control of Government
5. De Smith, 1998 Judicial Review of Administrative Action,
6. D.D.Basu, 1998 Comparative Administrative Law,
7. Jain & Jain, Principles of Administrative Law
Semester IV : DO8

Paper III: British Constitutional Law

Historical Background of British Constitutional Law

Development of British Constitutional Law


The principles of Rule of Law, Parliamentary Superimacy and Constitutional Conventions in England.

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**Selected Bibliography**

1. Bhagabati Prosad Banahee World Constitutions
2. B.M. Gandhi : World Constitutions
3. Ralph A. : American Constitutional Law
5. A basic guide to English constitutional Law principles and governance
Religion and the law
Religion as a divisive factor.
Secularism as a solution to the problem.
Reform of the law on secular lines: Problems.
Freedom of religion and non-discrimination on the basis of religion.
Religious minorities and the law.

Community and the law
Caste as a divisive factor
Social Inequality and the Law
Non-discrimination on the ground of caste.
Protective discrimination: Scheduled castes, tribes and backward classes.
Reservation; Statutory Commissions, Statutory provisions.

Woman and Law:
Gender justice and social transformation: National and International perspective
The Protection of Women from Domestic Violence Act, 2005
The Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013

Children and Law:
Children and education
Child labor, exploitation and abuse
The Protection of Children from Sexual Offences Act, 2012 (POCSO)

Selected Bibliography:
11. J.B. Kripalani, Gandhi: His Life and Thought, (1970) Ministry of Information and
Broadcasting, Government of India
13. Agnes, Flavia, (1999), Law and Gender Inequality: The Politics of Women's Rights in India
Oxford
Administrative, Legislative, Political and International matters

Suggested Readings:
1. H.M. Seervai: Constitutional Law of India
2. Jain M.P.: Constitutional Law
3. Kagzi MCJ: Segregation and Untouchables Abolition
4. Kagzi MCJ: Commentaries on the Constitution of India
5. Shukla V.N.: Commentaries on the Constitution of India
6. D.D. Basu: Commentary on the Constitutional of India
7. Kagzi MCJ: Kesavananda's Case
8. DD Basu-Shorter Constitution of India
9. Glenville Austin- Indian Constitution
10. Glenville Austin-Cornerstone of a Nation
11. Glenville Williams-Working a Democratic Constitution-The Indian Express

LLM E01- Protection of Human Rights under International Law


LLM E02- Public International Law

Definition, Nature and History of International Law
Sources of International Law, Subject of International Law
The Relation between International Law and Municipal Law
Recognition of States and Governments
Territory of States,
Jurisdiction of States,
The Law of the Sea.
The Law of Air and Space
International Environmental Law,
The Law of Treatice,
Diplomatic and Consular Relations and International Economic and Trade Law

LLM E03- Private International Law

Definitions, Nature and scope of Private International Law,
Historic Development and current theories,
LLM E04-International Organization

Origin and Development of International Organisations,
Classification of International Organisation, Legal Personality,
Law-making by International Organization,
The Leque of Nations
The United Nations : Origin, The preamble, Purpose and Principles, Doctrine of
Sovereign Equality, The Obligations of Non-Members,
Principles of Domestic Jurisdiction, Membership of the U.N., Organs of the U.N., The
General Assembly, The Security Carnival, The Economic and Social Council, The
International Court of Justice, The Secretariat.

LLM E05- Recent Legal Development in International Law

LLM E06- International Humanitarian Law

International Humanitarian Law-Origin and Development,
Principle of International Humanitarian Law,
Implementation Mechanism in Humanitarian Law,
International Refugee Law-Origin and Development,
Protection Mechanism for Refugees,
Human Rights Vulnerable groups; Women, Children, Old-age person,
Minority, Disabled person, aboriginal and tribes,
International System for Protection of Vulnerable groups.
LLM E08- Private International Law-II

Family Law: Marriage, Matrimonial Causes, Legitimacy and Legitimation, Adoption, Guardianship and Custody of Children.

Law of Property: The Distinction between movables and immovable Property, the Transfer of Tangible and Movables, the Assignment of Intangible Movables, Insolvency succession.


Law of Person: Corporation.

LLM E09-International Organization-II


LLM F01- Labour Law and Labour Management in India and Industrial Adjudication-Part I

- Concept and aspects of Industrial Relations
- Definition of Industrial Relations – Aspects, Content and Objectives of I.R. – Historical View of I.R. – Indian outlook.

LLM F02- Comparative Labour Law and Labour Management


**LLM F04- International Labour Organisation, Central Organisation of Trade Unions: Indian Tripartite System**


**LLM F05-Recent Legal Development in Labour Law**

**LLM F06- Labour Law and Labour Management in India and Industrial Adjudication Part II**

- Definition - Principles, Significance, objective and functions of Trade Unions. History of Trade Union in Indian Context.
- Meaning of worker’s participation in Mgt- Forms of participation – Objectives of worker’s participation – worker’s participation in Mgt. In India
- Employee Grievances – causes & its effects – Handling Grievances – steps – Do’s and Don’ts in Grievance Handling.

**LLM F07- Comparative Labour Law and Labour Management**


[Handwritten notes: 32]
LLM F08- Legislation and Practice Relating to Social Security, Labour Welfare and Wages

- The Payment of Wage Act, 1936: Applications of the Act-Definitions-Rules for payment of wages-Deduction from Wages-penalty for offences
- The Workmen Compensation Act, 1923: Scope and coverage of the Act-Rules regarding the workmen’s compensation-Amount of compensation-Distribution of compensation.

LLM F09-International Labour Organisation, Central organisation of Trade Unions: India Tripartite System

- Central Trade Union’s Organisation: Aims and Objectives, Philosophies and their role in Trade Union Movement in India : Role of ILO Industrial Democracy, Indian Tripartite Systems, Human Rights, Environmental protection etc.