

MAHARAJA GANGA SINGH UNIVERSITY, BIKANER

NEW SYLLABUS

SCHEME OF EXAMINATION

AND

COURSE OF STUDY

WITH EFFECT FROM SESSION 2025-26

SCHOOL OF LAW

**B.A. LL.B. 5 YEAR INTEGRATED
(HONOURS COURSE)**

SEMESTER I AND II SESSION 2025-26



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**NOTE: FOR SEMESTER III/IV/V/VI/VII/VIII/IX/X THE OLD SYLLABUS AS PER
SESSION 2024-25 SHALL CONTINUE.**

**NOTE: THE QUESTION PAPER SHALL BE IN BOTH ENGLISH & HINDI AND IN CASE OF
ANY DISPUTE THE ENGLISH VERSION SHALL PREVAIL.**

LIST OF SUBJECTS

B.A.LL.B. (HONS)	SUBJECT CODE	SUBJECTS TITLE
SEMESTER I	1.1	ENGLISH LANGUAGE SKILLS I
SEMESTER I	1.2	HISTORY I
SEMESTER I	1.3	ECONOMICS I
SEMESTER I	1.4	SOCIOLOGY I
SEMESTER I	1.5	LEGAL METHODS
SEMESTER I	1.6	LAW OF CONTRACT I
SEMESTER II	2.1	ENGLISH LANGUAGE SKILLS II
SEMESTER II	2.2	POLITICAL SCIENCE I
SEMESTER II	2.3	ECONOMICS II
SEMESTER II	2.4	SOCIOLOGY II
SEMESTER II	2.5	LAW OF TORTS AND MV ACT
SEMESTER II	2.6	LAW OF CONTRACT II
SEMESTER III	3.1	COMPUTER I
SEMESTER III	3.2	HISTORY II
SEMESTER III	3.3	POLITICAL SCIENCE II
SEMESTER III	3.4	CONSTITUTION LAW I
SEMESTER III	3.5	PUBLIC INTERNATIONAL LAW
SEMESTER III	3.6	LABOUR AND INDUSTRIAL LAW I
SEMESTER IV	4.1	COMPUTER II
SEMESTER IV	4.2	HISTORY III
SEMESTER IV	4.3	POLITICAL SCIENCE III
SEMESTER IV	4.4	ENVIRONMENTAL LAWS
SEMESTER IV	4.5	CONSTITUTION LAW II
SEMESTER IV	4.6	LABOUR AND INDUSTRIAL LAW II
SEMESTER V	5.1	SOCIOLOGY III
SEMESTER V	5.2	COMMUNICATION SKILLS IN ENGLISH
SEMESTER V	5.3	PROPERTY LAW INCLUDING TRANSFER OF PROPERTY ACT AND EASEMENT ACT
SEMESTER V	5.4	COMPANY LAW
SEMESTER V	5.5	RIGHT TO INFORMATION ACT 2005
SEMESTER V	5.6	PROFESSIONAL ETHICS, LAWYER'S ACCOUNTABILITY AND BAR - BENCH RELATIONS.
SEMESTER VI	6.1	ECONOMICS III
SEMESTER VI	6.2	HISTORY IV

SEMESTER VI	6.3	FAMILY LAW I	
SEMESTER VI	6.4	FAMILY LAW II	
SEMESTER VI	6.5	TRUST EQUITY AND FIDUCIARY RELATIONSHIPS	
SEMESTER VI	6.6	LAND LAWS	
SEMESTER VII	7.1	INTERPRATION OF STATUTES AND PRINCIPLES OF LEGISLATION [COMPULSARY]	
SEMESTER VII	7.2	ADMNISTRATIVE LAW [COMPULSARY]	
SEMESTER VII	7.3	JURISPRUDENCE [COMPULSARY]	
		GROUP A CONSITUTIONAL LAW	GROUP B BUSINESS LAW
		OPTION FOR ANY ONE BRANCH	
SEMESTER VII	7.4	INDIAN FEDRALISM	BANKING LAW
SEMESTER VII	7.5	COMPARATIVE CONSTITUTION	INSURANCE LAW
SEMESTER VII	7.6	LOCAL SELF GOVERNMENT INCLUDING PANCHAYAT SELF- ADMINISTRATION	LAW ON CORPORATE FINANCE
SEMESTER VIII	8.1	BHARTIYA NYAYA SANHITA, 2023/IPC [COMPULSARY]	
SEMESTER VIII	8.2	PROCEDURAL LAW I (C.P.C) AND LIMITATION ACT 1963 [COMPULSARY]	
SEMESTER VIII	8.3	CRIMINAL MINOR ACTS [COMPULSARY]	
		GROUP A CONSITUTIONAL LAW	GROUP B BUSINESS LAW
		OPTION FOR ANY ONE BRANCH	
SEMESTER VIII	8.4	HUMAN RIGHT LAW AND PRACTICE	LAW OF TAXATION
SEMESTER VIII	8.5	MEDIA AND LAW	COMPETITION LAW
SEMESTER VIII	8.6	GENDER JUSTICE AND FEMINIST JURISPRUDENCE	INFORMATION TECHNOLOGY ACT
SEMESTER IX	9.1	PROCEDURAL LAW II (Cr.PC/BHARITYA NAGRIK SURAKSHA SANHITA, 2023)	
SEMESTER IX	9.2	ARBRITATION, CONCILIATION AND MEDIATION	
SEMESTER IX	9.3	BHARIYA SHASHYA ADHINIYAM, 2023	
SEMESTER IX	9.4	DRAFTING PLEADING AND CONVEYANCING	
SEMESTER IX	9.5	MOOT COURT AND MOCK TRAIL	
SEMESTER X	10.1	FORENSIC SCIENCE AND CRIMINAL INVESTIGATION	
SEMESTER X	10.2	COMPARATIVE CRIMINAL PROCEDURE	
SEMESTER X	10.3	INTELLECTUAL PROPERTY RIGHTS	
SEMESTER X	10.4	CRIMINOLOGY, PENOLOGY AND VICTIMOLOGY	
SEMESTER X	10.5	INTERNSHIP AND COURT VISIT	

NOTE: THIS IS TO BE NOTIFIED TO ALL THE STUDENTS THAT IN SEMESTER VII AND VIII, THERE IS AN OPTION REGARDING CONSTIUTIONAL LAW AND BUSINESS LAW BRANCH. A STUDENT HAS AN OPTION TO CHOOSE ANY ONE BRANCH WHICH SHALL CONTINUE IN THE NEXT SEMESTER ALSO.

**B.A. LL.B. 5 YEAR INTEGRATED
(HONOURS COURSE)
1st Year (Semester – I)**

Paper 1.1 English Language Skills I

Teaching Hrs.: L-06

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1: Phonetics, Word Formation and Punctuation

- I. Transcription of Phonetic Symbols
- II. Word formation: Roots, Prefixing, Suffixing
- III. Punctuation and Capitalisation

Module 2: Lexical Skills

- I. Synonyms and Antonyms
- II. One Word Substitution
- III. Confusable Words
- IV. Phrasal Verbs and Idioms

Module 3: Comprehension Skills

- I. Skimming, Scanning, Intensive Reading and Extensive Reading (The students will be tested through an unseen Comprehensive Passage on Poetry and Prose)
- II. Precise Writing and Summarising

Module 4: Compositional Skills

- I. Note- Making and Note-Taking
- II. Drafting of Petitions
- III. Essay Writing

Module 5: Legal Terms

- I. Legal Terms: Accused, Confession, Dying Declaration, FIR, Complaint, 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, gender, suicide, executive, legislature, judiciary, constitution, negligence, nuisance, precedent, mortgage, prospective, retrospective, ultra vires, will, summon, warrant, public & private.

Suggested Readings:

1. Sasikumar,V., Dutta and Rajeevan. *A course in Listening and Speaking-I*. Foundation Books, 2005.
2. Sawheny, Panja and Verma eds. *English at Workplace*. Macmillan, 2003.
3. Singh, R.P. *Professinal communication*. OUP, 2004.
4. Arthur Waldhorn and Arthur Zeiger. *English Made simple*. Rupa and co.
5. Gunashekar ed. *A Foundation English Course for Undergraduates Book I*.CIEFL,Hyderabad.
- Quirk and Greenbaum. *A University Grammar of English*. Longman,1973.
6. Thomoson, A.J. and A.V. Martinet. *A Practical English Grammar*. New Delhi OUP, 2005.

Paper 1.2 History – I
HISTORY OF INDIA FROM EARLIEST TIMES TO 1206 A.D.

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module: 1

- I. Main sources of Ancient Indian History;
- II. Different Samvat (era) prevalent (used) in Ancient Indian History;
- III. Impact of Geography on Indian History and Culture;
- IV. Features of Indus-Saraswati Civilization; Society, Polity, Economy, Culture and Religion as reflected in Vedic literature;
- V. the rise of Janpadas and Republics.

Module: 2

- I. Rise of Magadha upto the Nandas;
- II. Magadha Empire and contribution of Chandragupta Maurya;
- III. Ashoka – His Policies and Dhamma; Mauryan Administration,
- IV. Cultural Achievements of Mauryan period;
- V. Causes of decline of the Mauryan Empire.

Module: 3

- I. Different political powers in Pre-Gupta period - Sunga, Satavahan, Saka and Kushana;
- II. Prominent rulers and their contribution in Pre-Gupta Period - Pushyamitra Sunga, Gautamiputra Shatkarni, Rudradaman I and Kanishka I;
- III. Economic Progress in the Pre-Gupta period with special reference to trade and commerce.

Module: 4

- I. Early History of the Gupta Dynasaty upto Chandra Gupta-I;
- II. Prominent Rulers of Gupta Dynasty and their achievements - Samudra Gupta, Chandra Gupta-II, Skand Gupta;
- III. Features of Gupta Administration;
- IV. Cultural Revivalism and development of Science and Technology during Gupta Period.

Module: 5

- I. India in the Post-Gupta Period: Formation and Expansion of Vardhana Empire– Harsh;
- II. Features of Chola, Chalukya and Pallava administration; Sangam Age- Literature, Society and Culture;
- III. Tripartite Struggle, Contribution of Vigraharaja Chahamana, Kumara Pala Chalukya and Bhoja Parmara;
- IV. Factors leading to disintegration of Rajput states.

Suggested Readings:

1. R.S. Tripathi: History of Ancient India.
2. N.N. Gosh: Early History of India.
3. R.K. Mookerji: Man, and Thought in Ancient India.

4. R.C. Majumdar: The History and Culture of the Indian People. Relevant volumes, Bhartiya Vidya Bhawan, Bombay.

Paper 1.3 Economics-I (Micro Economics)

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1: Introduction

Meaning, Nature and Scope of Micro Economics, Basic Economic Problems. Utility Analysis: Law of Diminishing Marginal Utility, Equi-marginal utility.

Module 2: Analysis of Demand

Concept, Elasticity and their types, Determinants and Importance of Elasticity of Demand Supply Analysis: - Concept and Law of Supply, Factors Affecting Supply.

Module 3: Laws of Returns

Production Function in Short-Run and Long Run. Revenue Concepts - Total Revenue, Marginal Revenue, Average Revenue and their relationship. Cost Analysis: - Accounting Costs and Economic Costs, Short Run Cost Analysis: - Fixed, Variable and Total Cost Curves, Average and Marginal Costs.

Module 4: Pricing Under Various Market Conditions

Perfect Competition-Equilibrium of Firm and Industry under Perfect Competition. Monopoly: Price Determination. Monopolistic Competition: Price and Output Determination under Monopolistic Competition.

Module 5: Rent

Concept, Meaning, Types, Theories of Rent—Classical and Modern; Quasi Rent; Wages: Meaning, Kinds and Theories; Interest: Concept, Gross and Net Interest, Theories of Interest: Classical, Neo – Classical, Liquidity Preference and Modern; Profit: Meaning, Characteristics, Gross and Net Profit, Theories of Profit.

Suggested Readings:

1. Textbook of Economic Theory - Stonier and Hague; Longman Green and Co., London.
2. Introduction to Positive Economics - Richard G. Lipsey
3. Business Economics (Micro) - Dr. Girijashankar; Atharva Prakashan, Pune.
4. Principles of Economics - M. L. Seth; Laxmi Narain Agarwal, Agra.
5. Micro Economics - M. L. Jhingan; Vrinda Publications, New Delhi.
6. Managerial Economics - Theory and Application - D. M. Mithani
7. Micro Economic Theory – Dr. V. C. Sinha – Sahitya Bhawan, Agra.

Paper 1.4 Sociology-I

Teaching Hrs.: L-04

Exam Hrs. – 3

Total Marks: 100 (Internal 30 External 70)

Module 1: Basic Concepts

Sociology, Meaning, Scope and Subject matter. Society, Community, Association, Institutes, Mores Social Group: Meaning and Classification of Social groups, Family, Traditional and Modern

Module 2: Pioneers of Social Thought

Auguste Comte: Law of three stages, Positivism and Religion of humanity, Emile Durkhum: Social Solidarity, The theory of Division of Labour, theory of Religion and Suicide, Karl Marx:Maxim Concept of Social change, Class struggle, Division of Labour, Marweber : Sociology of Religion, The Concept of authority and the Concept of Social action

Module 3: Social Change and Social Control

Social Change, meaning, factors, Distinction between Social and Cultural Change, Social Control, Meaning and importance of Social control, Means of Social Control, Public opinion and propaganda, Renowned and Punishment, Agencies of Social Control: Religion, Family and State

Module 4: Sociology of Profession

Profession and Professionalisms, Distinction between Profession and Occupation. Society and Professional Ethics, Sociology of Law, Relationship between Law and Society.

Module 5 : Sociological School of Jurisprudence

Rosco Pound, Duguit, Ihering, Ehrlich

Select Bibliography:

1. Maclver & Page 'Society': An Introductory Analysis
2. M.Haralambos 'Sociology': Theme and Perspectives
3. T.B.Bottomore 'Sociology': A Guide to problems and Literature
4. David G. Mandelbaum 'Society in India'
5. Ram Ahuja, Society in India.
6. M.S.A. Rao, Urbanization and Social Change
7. Yogendra Singh, Modernization of Indian Tradition
8. Abraham: Social Thinkers
9. Roueek: Social Control
10. K.M. Kapadia :Marriage & Family in India.

Paper 1.5 Legal methods

Teaching Hrs. : L-04

Exam Hrs. – 3

Total Marks: 100 (Internal 30 External 70)

Module: 1

Concept of law, meaning and definitions, Concept of Justice, stability and peaceful change

Module: 2

Classification of law, kinds of law-International law and municipal law, Public law and Private law.

Module: 3

Principals and sources of Law: Basic concept of Indian legal system, Rule of Law, Separation of powers, Constitutionalism, Principles of natural justice, Sources of law: Custom, Legislation, Precedent and Equity as sources of law

Module: 4

Legislative Procedure: Kinds of Bills, Kinds of Legislations, Supreme and Subordinate, Meaning and kinds of delegated legislation, reasons for its growth conditional legislation, safeguards against delegated legislation

Module: 5

Legal clinical methods

Select Bibliography:

1. Avtar singh-Jurisprudence
2. A.K.Anthony- Law for laymen
3. B.M.Tripathi - Jurisprudence
4. Cardozo-Nature of Radical Process
5. Glanville Williams
6. I.L.I. Publication on Legal Research
7. N.R. Madhva Menon- Clinical legal Education
8. V.D. Mahajan--Jurisprudence

Paper 1.6 Law of Contract – I

Contract-I (General Principles of Contract and Consumer Protection Act, 2019)

Teaching Hrs.: L-04

Exam Hrs. – 3

Total Marks: 100 (Internal 30 External 70)

Module: 1

History and nature of contractual obligations, Agreement and contract: definitions, elements, characteristics and kinds. Proposal and acceptance - various forms, essential elements, communication and revocation - proposal and invitation to proposal, floating offers, tenders. Consideration - need, meaning, kinds, essential elements - Privity of contract and of consideration - its exceptions, adequacy of consideration, present, past and future Consideration, unlawful consideration and its effects.

Module: 2

Capacity to Contract - meaning - incapacity to contract - minor's Agreements definition of 'minor', necessities supplied to a minor, agreements beneficial and detrimental to a minor, affirmation-restitution in cases of minor's agreements, fraud by a minor, agreements made on behalf of a minor, minor's agreements and estoppels. **Consent -Free consent - Its need, definition and factors vitiating free consent.** Coercion-definition, essential elements, duress and coercion Various illustrations of coercion, doctrine of economic duress, effect of coercion, Undue Influence-definition, essential elements, parties between whom such influence is presumed, where liability to prove the existence of undue influence, independent advice, Pardahanashin women, unconscionable bargains, effect of undue influence, misrepresentation - definition, misrepresentation of law and of fact, their effects and illustration, Fraud-definition, essential elements-suggestions, when does silence amounts to fraud?, Active-concealment, importance of intention. Mistake - definition, kinds, fundamental error, mistake of law and of fact, their effects.

Module: 3

Legality of objects: Void and voidable agreements - void, voidable, illegal and unlawful agreements and their effects, Lawful and unlawful considerations and objects, Void Agreements - Agreements without consideration, Agreements in restraint of marriage, Agreements in restraint of trade, its exceptions - sale of goodwill, section 11 restrictions, exclusive dealing agreements, restraints on employees under agreements of service, Agreements in restraint of legal proceedings - its exceptions, Uncertain agreements, Wagering agreement-its exception. **Discharge of a contract and its various modes:** By performance-conditions of valid tender, Performance of reciprocal promises, time as essence of contract, By breach-anticipatory breach and present breach, Impossibility of performance - specific grounds of frustration-application to leases, theories of frustration, effect of frustration, frustration and restitution, By period of limitation, By agreement - rescission and alteration, their effect, remission and waiver of performance, extension of time - accord and satisfaction.

Module: 4

Quasi-contracts or certain relations resembling those created by contract. Remedies in contractual relations; Damages-kinds, remoteness of damages, ascertainment of damages, Injunction - Refund and restitution, Specific performance. **Government as a Contracting Party** Constitutional provisions - government power to contract -procedural requirements. **Standard**

Form Contracts: Nature, advantages - unilateral character, principles of protection against the possibility of exploitation, judicial approach to such contracts, exemption clauses, clash between two standard form contracts.

Module -5

The Consumer Protection Act - 2019

Leading Cases

1. Carlil v. Carbolic Smoke Ball Company (1883) I.Q.B.256.
2. Bhagwan Das v. Girdhari Lal & Company. AIR 1966. S.C.543.
3. Lalman Sukha v. Gauri Dutt All. IJ (1913) 409.
4. Mohri Bibi v. Dharmodas Ghose (1903) I.A.172.
5. Indian Medical Association v. V.P. Shantha, AIR 1996 SC 500
6. J.J. Merchant v. Shrinath Chaturvedi, AIR 2002 SC 2931

Select Bibliography:

1. Beatesen (ed.), Anson's Law of Contract (27th ed. 1998).
2. P.S.Atiya, Introduction to the Law of Contract 1992 reprint (Clarendon Law Series).
3. Shree Ram Singh – Law of Contract, Central Law Publication, Ed. 7, 2016
4. Kailash Rai – Law of Contract
5. R.K. Bangia – Law of Contract
6. Avtar Singh, Law of Contract (2000) Eastern, Lucknow.
7. G.C.Cheshire, and H.S. Fifoot and M.P. Furnston, Law of Contract (1992)
8. ELBS with Butterworths M.Krishnan Nair, Law of Contracts, (1998).
9. G.H. Treitel, Law of Contract, Sweet & Maxwell (1997 Reprint).
10. R.K. Abichandani, (ed.), Pollock and Mulla on the Indian Contract and the Specific Relief Act (1999), Tripathi.
11. Anson, Law of Contract (1998), Universal.
12. Avtar Singh - Law of Contract.
13. Gurbax Singh - Law of Consumer Protection.
14. P. Leela Krishna - Consumer Protection & Legal Contract.
15. Avtar Singh, Law of Consumer Protection.

B.A. LL.B. 5 YEAR INTEGRATED

(HONOURS COURSE)

1st Year (Semester – II)

Paper 2.1 English Language Skills II

Teaching Hrs.: L-06

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1: Transformations

- I. Affirmative to Negative
- II. Affirmative to Interrogative (Yes-No, Wh questions)
- III. Simple to Compound and Complex
- IV. Compound to Simple to Complex
- V. Complex to Compound and Simple
- VI. Active and Passive Voice
- VII. Direct and Indirect Narration

Module 2: Grammar & Usage

- I. Parts of speech: Nouns, Adjectives, Adverbs, Verbs, Pronouns, Auxiliaries, Determiners, Conjunctions, Prepositions, Enumerators, Interjections
- II. Tenses and their Sequence

Module 3: Comprehensional Skills

- I. Comprehension based questions from ***Emerald*** and ***RISE***

Module 4: Composition Skills

- I. CV and Job Application
- II. Writing of Legal Case Comments
- III. Report Writing (With an emphasis on reports related to legal issues)
- IV. Paragraph Writing on topics of Legal Interest

Module 5: Law & Literature (For non-detailed study)

- I. *To Kill a Mockingbird* by Lee Harper
- II. *Roses in December* by M.C.Chagla
- III. *The Autobiography of Martin Luther King*

Suggested Reading:

1. Agrawal, S.K. *RISE: COVID Stories of Hemang Rastra*. Jaipur: Baba Publication, 2020.
2. Agrawal, S.K.et al. *Emerald: A Coursebook for General English*. Macmillan Publishers India Private Ltd.
3. Judith Leigh. *CVs and job Applications*. OUP, 2004.
4. Quirk and Greenbaum. *A University Grammar of English*. Longman, 1973.
5. Leech, Geoffrey, Margaret Deuchar and Robert Hoogenraad. *English Grammar for Today*. Macmillan.
6. Thomason, A.J. and A.V. Martinet. *A Practical English Grammar*. New Delhi OUP, 2005.

Paper 2.2 Political Science- I

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1

Political Science: Meaning, Nomenclature and scope; Traditional and Contemporary Perspectives of Political Science, Behaviouralism and Post Behaviouralism, Relations of Political Science with other Social Sciences (Economics, History and Sociology)

Module 2

State: Theories of the Origin (Divine Origin, Social Contract, Evolutionary Theory and Marxist Theory), Nature of the State - Organic theory of the State, the Concept of Welfare State, Sovereignty: Monistic and Pluralistic theories.

Module 3

Basic Concepts: Power, Authority and Legitimacy, Rights, Liberty, Equality, Justice and Law.

Module 4

Democracy and Dictatorship, Parliamentary and Presidential Systems, Unitary and Federal Systems. Political Parties, Pressure Groups, the Concept of Minority Representation and Proportional Representation.

Module : 5

Organs of Government and their Functions with reference to recent trends, Theory of Separation of Powers. Good Governance and Globalization.

Paper 2.3 Economic – II
Macro – Economics

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1: Macroeconomics

Macroeconomics– An overview, Concept, Nature, Limitations, Significance, Static, Dynamic, Comparative. National Income – Meaning, Flow concept, Measurement, Problems

Module 2: Important Policies (elementary) New economic Policy

Liberalization – Concept, Impact and Extent. Privatization – Concept, Impact, Extent and Mode. Globalization – Concept, Impact and Extent. Monetary Policy – Meaning, Objectives, Significance. Fiscal Policy – Meaning, Objectives, Significance

Module 3: Theories of Macroeconomics

Classical Theory Income and Employment – Introductory analysis (Say's Law & Wage Price Flexibility) Keynesian Theory of Employment: An Overview. Balance of Payment & Balance of Trade: Meaning, Current Account & Capital Account

Module 4: Money

Nature and functions of Money. Supply of money and types of Money. Fisher's Quantity theory of Money.

Module 5: Banking

Commercial Banks – Meaning, Functions including Credit Creation. Central Bank: Meaning, Function and Methods of Credit Control.

Suggested Reading:

1. Jhingan M.L., Macro-Economic Theory, Vrinda Publication Ltd.
2. Vaish M.C. Vaish, Macro-Economic Theory, Vikas Pub.
3. Ahuja H.L., Macroeconomics- Theory and Policy, S. Chand & Company Ltd.

Paper 2.4 Sociology– II

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1

Development of Indian Society, Development from Vedic to Post Vedic Society, Indian traditional order, Ashram and Varna, System, Sanskars, Indian Cultural Values and their importance

Module 2: Composition of Indian Society

Rural and Urban Society, Meaning and their characteristics, Rural-Urban Linkage, Geographical determination, Social stratification and its traditional basis, Joint family : meaning, characteristics, merits and demerits, Caste: meaning, characteristic, merits and demerits and recent changes in the Caste System, Caste and class in India

Module 3: Weaker Sections of Society in India

Schedule Caste, Minorities, Tribes: Meaning, Features, Problem and their Classification, Other Backward Class.

Module 4: Trends of Social change in India

A Shift from Tradition to Modernity. Process of Westernization, Modernization, Globalization, Sanskritization, Liberalization, National building and Women empowerment

Module 5

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

Paper 2.5 LAW OF TORTS AND MOTOR VEHICLE ACT

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1: Evolution of Law of Torts

England- forms of action - specific remedies from case to case, India - principles of justice equity and good conscience - uncodified character, advantages and disadvantages. **Definition, Nature, Scope and Objects:** A wrongful act - violation of duty imposed by law, duty which is owed to people generally (in rem), damnum sine injuria and injuria sine damnum, Tort distinguished from crime, breach of contract and Quasi Contract, The concept of unliquidated damages, Changing scope of law of torts : Objects - prescribing standards of human conduct, redressal of wrongs by payment of compensation, prescribing unlawful conduct by injunction. **Principles of Liability in Torts:** Fault, Wrongful intent, negligence, Liability without fault, Violation of ethical codes, Statutory liability, Place of motive in torts.

Module 2: Justification in Tort

Volenti non fit injuria, Necessity, private and public, Plaintiff's default, Act of God, Inevitable accident, Private defence, Statutory authority, Judicial and quasi-judicial acts, Parental and quasi-parental authority. **Extinguishment of liability in certain situations:** Actio personalis moritur cum persona - exceptions, Waiver and acquiescence, Release, Accord and satisfaction, Limitation. **Standing:** Who may sue-aggrieved individual - class action - social action group, Statutes granting standing to certain persons or groups, Who may not be sued? **Doctrine of sovereign immunity and its relevance in India Vicarious Liability:** Basic, scope and justification, Express authorization, Ratification, Abetment, Special relationships: Master and servant - arising out of and in the course of employment - who is master? - the control test, who is servant? - borrowed servant, independent contractor and servant, distinguished - Principal and agent, Corporation and principal officer. **Absolute/Strict liability:** The rule in Rylands v. Fletcher, Liability for harm caused by inherently dangerous industries.

Module 3: Torts against persons and personal relations

Assault, battery, mayhem, False imprisonment, Defamation - libel, slander including law relating to privileges, Marital relations, domestic relations, parental relations, master and servant relations, Malicious prosecution, Shortened expectation of life, Nervous shock. **Wrongs affecting property:** Trespass to land, trespass ab initio, dispossession, movable property-trespass to goods, detinue, conversion, Torts against business interests- injurious falsehood, misstatements, passing off.

Module 4: Negligence

Basic concepts, Theories of negligence, Standards of care, duty to take care, carelessness, inadvertence, Doctrine of contributory negligence, Res ipsa loquitur and its importance in contemporary law, Liability due to negligence : different professionals, Liability of common carriers for negligence. **Nuisance:** Definition, essentials and types, Acts which constitute nuisance obstructions of highway, pollution of air, water, noise, and interference with light and air.

Module 5: Legal remedies

Legal remedies, Award of damages - simple, special, punitive, Remoteness of damage - foresee ability and directness, Injunction, Specific restriction of property, Extra-legal remedies -

self-help, re-entry on land, re-capture of goods, distress damage feasant and abetment of nuisance. **THE MOTOR VEHICLES (AMENDMENT) ACT, 2019**

Leading Cases:

1. Ushaben v. Bhagya Laxmi Chitra Mandir. AIR 1970. GUJ. 18.
2. Municipal Corpn. of Delhi v. Subhagwanti AIR 1966. S.C. page 1750.0
3. Rylands v. Fletcher (1869) IR HT 330.
4. Union Carbide Corporation v. Union of India, AIR 1992 SC248
5. M.C. Mehta v. Union of India, AIR 1987 SC 965

Suggested Reading:

1. Salmond and Heuston - On the Law of Torts (2000) Universal, Delhi.
2. D.D. Basu, The Law of Torts (1982), Kamal, Calcutta.
3. B.M. Gandhi, Law of Tort (1987), Eastern, Lucknow
4. P.S. Achuthan Pillai, The law of Tort (1994) Eastern, Lucknow.
5. Ratanlal & Dhirajlal, The Law of Torts (1997), Universal, Delhi.
6. Jai Narayan Pandey- Law of Torts
7. R.K. Bangia- Law of Torts
8. N.M. Shukla- Law of Torts
9. A.K. Dixit Law of Torts & Consumer Protection

Paper 2.6 Law of Contract – II
(SPECIFIC CONTRACTS, SALE OF GOODS ACT, 1930, INDIAN
PARTNERSHIP ACT, 1932 AND SPECIFIC RELIEF ACT, 1963)

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1: Indemnity

The concept, Need for indemnity to facilitate commercial transactions, Methods of creating indemnity obligations, Definition of Indemnity, Nature and extent of liability of the indemnifier, Commencement of liability of the indemnifier, Situations of various types of indemnity creations, Nature of indemnity clauses. **Guarantee:** The concept, Definition of guarantee: as distinguished from Indemnity, Basic essentials for a valid guarantee contract, The place of consideration and the criteria for ascertaining the existence of consideration in guarantee contracts, Position of minor and validity of guarantee when minor is the principal debtor, creditor or surety, Continuing guarantee, Nature of surety's liability, Duration and termination of such liability, Position of surety in the eye of law, Various judicial interpretations to protect the surety, Co-surety and manner of sharing liabilities and rights, Extent of surety's liability, Discharge of surety's liability.

Module 2: Bailment

Identification of bailment contracts in day today life, Manner of creation of such contracts, Definition of bailment, Kinds of bailees, Duties of Bailor and Bailee towards each other, Rights of bailor and bailee, Finder of goods as a bailee, Liability towards the true owner, Obligation to keep the goods safe, Right to dispose off the goods. **Pledge:** comparison with bailment, Commercial utility of pledge transaction, Definition of pledge transactions, Definition of pledge under the Indian contract Act, Rights of the pawner and pawnee, Pawnee's right of sale as compared to that of an ordinary bailee, Pledge by certain specified persons mentioned in the Indian Contract Act.

Module 3: Agency

Identification of different kinds of agency transactions in day to day life in the commercial world, Kinds of agents and agencies, Distinction between agent and servant, Essentials of a agency transaction, Various methods of creation of agency, Delegation, Duties and rights of agent, Scope and extent of agent's authority, Liability of the principal of acts of the agent including misconduct and tort of the agent, Liability of the agent towards the principal, Personal liability towards the parties, 10 Methods of termination of agency contract, Liability of the principal and agent before and after such termination. **Specific relief under Specific Relief Act, 1963:** Specific performance of contract, Contract that can be specifically enforced, Persons against whom specific enforcement can be ordered. Rescission and cancellation, Injunction-Temporary, Perpetual, Declaratory orders.

Module 4: Sale of Goods

Concept of sale as a contract, Illustrative instances of sale of goods and the nature of such contracts, Essentials of contract of sale, Essential conditions in every contract of sale, Implied terms in contract of sale, The rule of caveat emptor and the exceptions thereto under the Sale of Goods Act, Effect and meaning of implied warranties in a sale, Transfer of title and passing of risk, Delivery of goods: various rules regarding delivery of goods, Unpaid seller and his rights, Remedies for breach of contract, Concept of nemo dat quad non habet with exceptions.

Module 5: Partnership

Nature of partnership: definition, Distinct advantages and disadvantages vis-a-vis partnership and private limited company, Mutual relationship between partners, Authority of partners, Admission of partners, Outgoing of partners, Registration of Partnership, Dissolution of Partnership. Limited Liability Partnership Act, 2008.

Leading Cases:

1. National Bank of India Ltd. v. Sohan Lal, AIR 1962. Punjab 534.
2. Amrit Lal Gordhan Lallan v. State Bank of Travancore, AIR 1960 S.C.1432.
3. Patnaik & Company v. State of Orissa, AIR 1965 S.C. 1655.
4. State of Gujarat v. Maman Mohd., AIR 1967 S.C. 1885.

Suggested Reading:

1. R.K. Abhichandani (ed.), Pollock and Mulla on Contracts and
2. Specific Relief Acts (1999) Tripathi, Bombay.
3. Avtar Singh, Contract Act (2000), Eastern, Lucknow.
4. Krishnan Nair, Law of Contract, (1999) Orient
5. Avtar Singh, Principles of the Law of Sale of Goods and Hire Purchase (1998), Eastern, Lucknow.
6. J.P. Verma (ed.), Singh and Gupta, The Law of Partnership in India (1999), Orient Law House, New Delhi.
7. A.G.Guest (ed.), Benjamin's Sale of Goods (1992), Sweet & Maxwell.
8. Beatson (ed.), Ansons' Law of Contract, (1998), Oxford, London.
9. Saharay, h.k., Indian Partnership and Sale of Goods Act (2000), Universal
10. Ramnainga, The Sales of Goods Act (1998), Universal
11. Dasai S.T. The Law of Partnership in India and Pakistan.
12. Kapoor N.D. - Mercantile Law (Hindi & English).

B.A. LL.B. 5 YEAR INTEGRATED

(HONOURS COURSE)
2nd Year (Semester – III)

Paper – 3.1 Computer-I

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1

Introduction to operating system; functions of OS, Types of Operating system, Booting Procedure, system files, Windows XP/2000. Windows concepts, Features, Windows structure, Desktop, Taskbar, start menu, My Computer, Recycle Bin, Windows Accessories-Calculator, Notepad, Paint, WordPad, Character Map, Windows Explorer, Entertainment, Control panel, managing Hardware & Software- installation of Hardware and Software, System Tools, Communication.

Module 2

Introduction to Computer: Definition, Characteristics. Capabilities and Limitations. Evaluation of Computers Classification of computers, Microcomputers, Minicomputers, Mainframes, Supercomputers, Personal computers Desktop, Laptop, Palmtop, Tablet PC, Basic Components of a Computer System-Control Module, ALU, Input/output functions and characteristics. Memory Introduction, Classifications- Volatile Memory and Non- Volatile, Flash Memory, ROM, RAM, EPROM, PROM, EEPROM other types of memory

Module 3

Input, Output and storage units, Computer Keyboard, Pointing Devices: Mouse, Trackball, Touch Panel, and Joystick, Light Pen, Scanners, Various types of Monitors, Touch-sensitive screens, Optical Recognition System, Pen based systems, Digitizers, MICR, OCR, OMR, Bar-code Reader, digital camera. **Hard Copy Devices:** Impact and Non- Impact Printers- Daisy Wheel, Dot Matrix, Line Printer, Chain Printer, Comb Printers, Non-Impact Printers- DeskJet, Laser Printer, Thermal Transfer Printer, Barcode Printers, Electro static printers and plotters.

Module 4

High Level Language and Low-Level Language, Software and its different types- System Software, Application software. Hardware, Firmware Introduction to algorithm and Flow chart: - Representation of an algorithm, flowchart symbols and levels of flow chart, rules, advantage and limitations of flowchart

Module 5

Introduction to Networking Concepts, Types of networking (LAN, MAN AND WAN), Communication Media, Introduction to Database Management System and its uses. Introduction to internet, advantages limitations and services, Internet Tools include: email, ftp, E-commerce, telnet the World Wide Web, and search engines and Computer Virus.

Suggested Reading:

1. Computer Fundamentals: Pradeep K. Sinha. Priti Sinha BPB Publications

2. Fundamentals of Computers: V.Rajaraman ,Prentice Hall of India Private Ltd.
3. PC Software : Dr. Neeraj Bhargava, Mrs. Ritu Bhargava, Mr.Ajay Singh Gaur , Mr. Rajesh Kalra , University Book House Pvt. Ltd.

Computer Lab :

Computer Lab to be used for the following: Windows, managing windows, working with M S Word, M S Excel and M S Power Point

Introduction to M S Dos:

Internal Commands MD, CD, RD, COPY CON, TYPE, DATE & TIME, ,REN, PROMPT, CLS, DIR/P/W, COPY , DEL Etc. External commands - FORMAT, DISKCOPY, DISKCOMP, XCOPY, CHKDISK, SCANDISK, HELP, DEBUG, PRINT etc.

Introduction to M S Word:

1. Working with formatted text, Menu Bar, Shortcut keys, Formatting documents: Selecting text, Copying & moving data, Formatting characters, changing cases
2. Paragraph formatting, Page formatting, Header & footer, Bullets & numbering, forming tables. Finding & replacing text, go to (F5) command,
3. Printing documents, page, break, auto text, symbol, picture & word art.
4. Spelling & grammar, word count, auto correct and mail merge

Introduction to M S Excel:

1. Spreadsheets, workbooks, creating, saving & editing a workbook
2. cell entries (numbers, labels, and formulas)
3. Adding and deleting rows and columns Filling series
4. data sort, Formatting worksheet
5. Some useful Functions in excel (SUM, AVERAGE, COUNT, MAX, MIN, IF), Cell referencing
6. Introduction to charts: types of charts, creation of chart.

Introduction to M S Power Point:

1. Presentation tips, components of slide, templates and wizards, using template, choosing an auto layout, using outlines
2. adding subheadings, editing text, using master slide, adding slides, changing background and shading, adding header and footer, adding clip arts and auto shapes
3. Working in slide sorter view (deleting, duplicating, rearranging slides)
4. adding transition and animations to slide show
5. inserting music or sound on a slide, Inserting action buttons or hyperlinks for a presentation
6. set and rehearse slide timings, viewing slide show

Paper – 3.2 History – II
MEDIEVAL INDIA AND INSTITUTIONS (1526-1656 A.D)

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1

India's political system on the eve of Babur's invasion. Nature of Babar's achievements in India. Importance of Babarnama as a source of History. Humayun's relations with his brothers and the role of Nobility. Problem of Malwa and Gujarat.

Module 2

Mughal relations with Afghans (Shershah) and Rajputs under Babur and Humayun. Sher Shah –Sources of Study. Administration Reforms and Achievements.

Module 3

Akbar - Sources with special reference to the works of Nizamuddin, Abul Fazal and Badauni. Relations with Nobility and Rajputs. Relations with Central Asian power, Deccan Policy.

Module 4

Growth of Administrative machinery Central, Provincial, Revenue and Army Administration (Mansabdari system) Theory of sovereignty and growth of religious ideas & Suleh-kul.

Module 5

Jahangir- Parties and politics at Jahangir's Court and the Nurjahan 'junta'. Growth of Administration. Shah Jahan - North-West frontier and Central Asian policy. Relations with Rajputs and Deccan problem. Source- "Tuzuk-i-Jahangiri", Iqbalnama-i-Jahangiri and Badshahnama of Quzwini and Lahori.

Suggested Reading:

1. R.P.Tripathi: (i) Rise and Fall of Mughal Empire. (ii) Some Aspects of Muslim Administration in India.
2. Rushbrook Williams : An Empire Builder of the Sixteenth Century.
3. S.K. Bannerji : Humayun Badshah.vol I
4. William Erskine : History of India. Vol. I.
5. Ishwari Prasad : Life and Time of Humayun.
6. K.R. Qanungo : Sher Shah and his Times.
7. Harbans Mukhiya : Historians and Histrography during the reign of Akbar.
8. Moreland: India at the Death of Akbar.
9. Irfan Habib: The Agrarian system of the Mughal India.
10. Beni Prasad : History of Jahangir B.P. Saxena: Shahjahan of Delhi.

Paper – 3.3 Political Science– II
Modern Indian Social and Political Thought Duration

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1

The Nature and Content: Genesis of Indian Thought and Compulsion of National Movement, Synthesis of Thought and Activation, Contact with the west and the Nature of Impact. Thought of Socio-Religious Regeneration : Socio-Religious Reform proceeding, Political Evolution, Protest and Reforms- Institutional bases. Ram Mohan Ray, Social Justice, Religion and Humanism. Dayanand: Social Equality, Integration and Justice: Nationalism and Internationalism. Modern India & Swami Vivekanand.

Module 2

Liberal Foundations: The Vision of M.G. Ranade & G.K. Gokhale: The British connection, Loyalty and National Self Respect, Spiritualization of Politics, The issue of Purity and Primacy of Means of Protest: Modernization and Constitutionalism, Social Regeneration and National Consolidation, Secularism, Self Government. Economic Nationalism: Dadabhai Naoroji, Theory of Moral and material Drain. M.G.Ranade's Alternative, G.K. Gokhale's Views on Protection and Free Trade, Economic Regeneration and the States.

Module 3

Militant Nationalist Foundations: B.G.Tilak's Perspectives of The British connection, Means of Protest: Resistance, Boycott Non-Cooperation, The Concept of Swaraj, National Dignity and National Reconstruction thought, National Education and Swadeshi, Social Reforms, Political Evolution, Shift in view after 1915. The Moderate Perspectives. Lajpat Rai's Perspective of Social Justice and National Integration, Nationalism, Religion, Social Reforms and Political Evolution. Denominational Response to Nationalism : Syed Ahmed Khan and M.A. Jinnah: Views on the British Rule and Muslims in India, Inadequacies of Parliamentary-democrat Process, Secularism and Nationalism, Religion, Social- Order and Political Separatism, The Two Nation Theory.

Module 4

V.D.Savarkar's Concept of Hindutav, Bases of Integrative Nationalism: Aurobindo: Cultural Spiritual Basis of Nationalism, Militant Nationalism and Resistance: Humanism, Universalism. Rabindranath Tagore's Nationalism and Universalism. Bases of Socialism and democracy: M.N. Roy's Transition from Marxism to Radical Humanism, The New Social Order.

Module 5

Jawaharlal Nehru: Liberal and Socialist Influences: Nationalism and World Order, Social Integration, Secularism, Nation Building, Democracy, Socialism, Planned Economic Development and Industrial Growth. B.R. Ambedkar: Social Justice and Social Integration, Nationalism, Constitutional Framework, Rule of Law and Nation Building. M. K. Gandhi's Thought and the Legacy: Formative Influences of Thought Process. Religion and Politics, Truth, Non-Violence, Satyagraha, Non-Co-operation and Boycott, Perspective of Western Civilization, Parliamentary Democracy, Science and Technology, State and Statelessness, Bread Labour, Economics Justice and Trusteeship, Universal Humanism, Relevance of Gandhi's Alternatives;

Social, Economic and Political Base, of Sarvodaya : Views of Gandhi, Vinoba and Jayaprakash Narayan; Communist Thought and Activism in India : Major Ideological Dimensions and Contribution.

Suggested Reading:

1. Appadorai: Indian Political Thinking From Naoroji To Nehru
2. K.P. Karunakaran: Continuity and Change In Indian Political
3. V.P. Verma: Modern Indian Political Thought
4. P.L. Nagar: Adhunik Bharatiya Samajik Avam Rajnitik Chintan
5. O. P. Goyal: Studies In Modern Indian Political Thought
6. A.R. Desai: Social Background of Nationalism
7. V.R. Mehta: Ideology, Modernization and Politics In India
8. K.D. Damodaran: Indian Thought
9. Bhavani Sen Gupta: Communism In Indian Politics
10. K.P. Karuakaran: Continuity and Change In Indian Politics
11. Virendra Grover : Bal Gangadhar Tilak
12. Shyamlal and K.S. Saxena : Ambedkar and Nation Building(Ed.)
13. K.P Karunakaran : Religion and Political Awakening In India
14. B.R. Purohit : Hindu Revivalism and Indian Nationalism
15. Lal Bhadur : The Muslim League
16. V.V.Ramana Murti : Non-Violence In Politics
17. B.S.Sharma : The Political Philosophy of M.N. Roy
18. D.B.Mathur : Gopal Krishan Gokhale
19. Appadorai : Documents On Political Thought In Modern India
20. G.N. Dhawan : Political Philosophy of Mahatma Gandhi
21. K.P. Karuna Karan : Modern Indian Political Tradition
22. Karan Singh : Aurobindo - The Prophet of Indian Nationalism
23. M.A. Dass : The Political Philosophy of Jawahar Lal Nehru
24. M.M. Buch : Rise and Growth of Indian Liberalism : Rise and Growth of militant nationalism
25. Raman Murthy : Non-Violence In Politics
26. Shay : The Legacy of Lokmanya
27. V.R. Mehta : Foundations of Indian Political Thought
28. C.F. Andrews and G. Mukherjee : Rise and Growth of The Congress In India
29. S.A. Wolepert : Tilak and Gokhale

Paper 3.4 Constitutional Law – I

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1

Introductory: Making of Indian Constitution., Short Title, commencement of the constitution, authoritative text in the Hindi language, Nature and special features of the Indian Constitution. Challenges to Indian Federalism, Preamble, The Union & its territory Citizenship and state. **Fundamental Rights:** Concept of Fundamental Rights. Constitutional provisions relating to Fundamental rights. Articles 12 to 35

Module 2

The Union Executive The President Election, qualifications, salary and impeachment, Power: Legislative, Executive and dictionary power Constitutional provision. and Vice-President of India, Council of Ministers. Prime Minister- Cabinet system- Collective responsibility, Coalition Government. **The Union Legislature** Lok Sabha, Rajya Sabha, Legislative process privileges of the parliament & state legislature, legislative privileges and fundamental rights.

Module 3

Judiciary under the Indian Constitution: Judicial independence The Union and State Judiciary - The Supreme Court and High Courts. Subordinate Judiciary Judges: appointment, Removal transfer and condition of services. Judicial review – nature and scope.

Module 4

Services under the constitution - Doctrine of Pleasure (Article 310), Protection against arbitrary dismissal, removal or reduction in rank (Article 311) and exceptions to Article 311., Public Service Commission of the Union and the states.

Module 5

Emergency Meaning and scope., National, State and Financial emergency. Proclamation of Emergency- conditions, effect of emergency on centre - state relations. Emergency and suspension of fundamental rights.

Leading cases:

1. Keshvanand Bharti v. State of Kerala, AIR 1973 S.C.1461
2. Maneka Gandhi v. Union of India, AIR 1978 S.C. 597.
3. Indra Sawhney v. Union of India, AIR 1993, S.C. 477.
4. S.R.Bommai v. Union of India, AIR 1994, S.C. 1918.
5. Vishaka v. State of Rajasthan, AIR 1997, S.C. 3014.
6. Minerva Mils Ltd. v. Union of India, AIR 1978 SC 1789

Suggested Reading:

1. D.D. Basu, Introduction of the constitution of India, Prentice Hall of India, Delhi.
2. H.M.Seervai, Constitution of India, Vol.1-3, Tripathi, Bombay.
3. V.N.Shukla, Constitutional law of India, Oxford.
4. G.Austin, Indian Constitution : Cornerstone of a Nation.
5. M.P. Jain, Indian Constitutional Law, Wadhwa and Company, Nagpur.
6. Kagzi, The Constitution of India, India Law House, N.Delhi.
7. J.N.Pandey- Constitution of India (English)

Paper 3.5 PUBLIC INTERNATIONAL LAW

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module-I

Introduction: Nature, definition, origin and basis of International Law, Sources of International Law, Relationship between Municipal and International Law, Subjects of International Law.

Module- II

Nature of State : States in general, Recognition, State territory. Development and Environment.

Module –III

State Jurisdiction: Law of the sea, State Responsibility, State Succession, Intervention.

Module– IV

State and Individual: Extradition, Asylum and Nationality, treatment of Aliens, the agents of international business, diplomatic envoys, consuls and other representatives, the law and practice as to treaties, International criminal court.

Module – V

The United Nations Organisation: - Principal organs and their functions, The League of Nations, World Trade Organisation, International Labour Organisation, International Court of Justice.

Leading Cases:

- Civil Air Transport Inc. v. Central Air Transport Corporation, Judicial Committee of the Privy Council, (1953) AC 70.
- Corfu Channel case (French: Affaire du Déroit de Corfou) International Court of Justice (ICJ) between 1947 and 1949
- Colombia v Peru 1950 ICJ 6 (Asylum Case) International Court of Justice.
- North Sea Continental Shelf Case, ICJ Report 1969, P. 39
- Nuremberg Trial; The International Military Tribunal – Nuremberg, 1946 41 AJL 1947, P. 12.
- Re Castioni Case (1891) Q.B. 149
- S.S. Lotus Case (1927) PCIJ Series A No. 10\
- South West Africa Cases, 1949 - 1971
- United Kingdom v. Norway (Anglo-Norwegian Fisheries Case (ICJ Report) (1951) 116
- Zamora Case (1916) 2 AC 77

Leading Cases:

1. United Kingdom v. Norway (Anglo Norwegian fisheries case) ICJ Report 1951 p. 116
2. The Nuremberg judgment, International Military Tribunal, Nuremberg 1946 AJIL Vol. 41, 1947 p. 172
3. In Re Government of India and Mubarak Ali Ahmad 1952 1 II Er 2060
4. Khutch Tribunal award case- foreign affairs report volume XVII March 68.
5. Right to passage over Indian territory case ICJ Report 1957 p. 125

Select Bibliography:

J. G. Starke- An Introduction to International Law.

P.W. Bowett- International Institutions.
J. B. Brierly - The Law of Nations..
D. H. Harris - International Law (Cases and Materials).
Oppenheim - International Law(Volume I, Peace)
S. K. Kapoor - International Law.
Bhagirathlal Das – World Trade Organization

Paper 3.6 Labour and Industrial Law-I

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module – I

Introduction: Object, Nature and Development of Labour Legislation, Concept and Growth of Labour Welfare Jurisprudence, Natural Justice, Concept of Social Justice and Labour. Constitution of India, 1950 [Articles: 14, 19, 21, 23-24, 38, and 41-43A]. Labour and Judicial Process and Public Interest Legislation and judicial responses.

Module – II

The Trade Unions Act, 1926 (including the Amendment Act, 2001): Need, importance, objectives, definitions, concept and key features of the Act, Rights and Liabilities of Trade Unions, Registration, Immunities and Privileges of a Registered Trade Union, Trade Union Funds, Amalgamation and Dissolution of Trade Union and Collective Bargaining.

Module – III

The Industrial Disputes Act, 1947: [Limited to Basic Overview] Need, Importance, Objectives, Definitions, Concept, Key Features of the Act, Penalties & Procedures.

Module– IV

The Prohibition of Employment as Manual Scavengers and their Rehabilitation Act, 2013: [Limited to Basic Overview] Need, Importance, Objectives, Definitions, Concept, Key Features of the Act(s), Penalties & Procedures.

Module – V

International Labour Organization (I.L.O.): Need, Importance, Objectives, Definition, Concept, Key features and History of the Organization. I.L.O. Director General, Multilateral system, Partnering for Development Programmes and budget, Accountability and Transparency, Organizational Structure, Member States, 2030 Development Agenda, Mission and Impact of I.L.O., I.L.O. and Human Rights in India.

LEADING CASES:

- Excel Wear v. Union of India 1978, L.C.J. 527 SC
- National Textiles Workers Union v. Ram Krishna AIR 1983 S.C. 759.
- People Union for Democratic Rights & others. v. Union of India. 1982 II L.L.J. 454 S.C.
- Som Prakash v. Union of India. A.I.R. 1981 S.C. 212.
- The Delhi Cloth & General Mills Ltd. v. Sambhunath Mukerjee 1935 I.L.J. 36 S.C.
- Air India v. Nargesh Meerza, A. I. R. 1981 SC 1830.
- B. E. S. T. Undertaking Bombay v. Mrs. Agans AIR 1964 SC 193.
- D. S. Nakara v. Union of India A. I. R. 1983 SC 130.
- Express Newspaper Ltd. & others v. Union of India & others. AIR 1958 SC 578.
- Royal Talkies Hyderabad v. E.S.I. Corporation AIR 1978 SC19.

Select Bibliography:

1. O.P. Malhotra: Law of Industrial Disputes
2. S.C. Srivastava: Social Security and labour laws
3. V.V. Giri: Labour problems in Indian industry
4. R.C. Saxena: Labour problems and social welfare
5. S.N. Mishra: Labour and Industrial Laws
6. Anil Sachdeva: Industrial and Labour Laws
7. K.N. Pillai: Labour and Industrial Laws

8. Ganga Sahai Sharma: Shram Vidhi
9. N.D. Sharma : Shram Vidhi
10. Gopi Krishan Arora : Shram Vidhi

B.A. LL.B. 5 YEAR INTEGRATED

(HONOURS COURSE)

2nd Year (Semester – IV)

Paper 4.1 Computer – II

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1: Database Management System

Data, Data Processing, Merits and demerits of file organization. Database Overview, Purpose of the Database system, File systems Vs. Database Systems, View of Data: Data Abstraction, Instances, Schema, Data Models: Overview of Network, Hierarchical, and Relational Model, Database Architecture and Administrators, Codd's Rules.

Module 2

ER Model: Basic Terminology, Entity, Entity sets, attributes and keys, Relation and Relationship sets, Entity-Relationship Diagram, Weak and Strong entity types, Features of E-R Model, Specialization, Generalization Aggregation, Creating table from ER diagram. Basic Concept of Normalization up to BCNF.

Module 3

Implement Database concepts using Access, Creating Tables, Data Types, Entering Data, Table Design, Indexing, Importing Data, Operators and expressions, expression builder, various functions of Access, Import and Export Table, Creating Queries, Setting Relationship between Tables, Creating Forms, Controls and components of form, Master table and transaction table. Join property, various join options available in access, Creating & Printing Reports.

Module 4

Query Languages: DDL, DML, DCL, Introduction to SQL, Data Types, Basic SQL commands like Create, Alter, Drop, Truncate, Insert, Update, Delete etc, Basic SQL Queries, Union, Intersect and Except, Nested Queries.

Module 5

Transaction management and Concurrency control, Transaction management: ACID properties, serializability and concurrency control, Lock based concurrency control (2PL, Deadlocks), Time stamping methods, optimistic methods, database recovery management.

Suggested Reading:

1. Database Management System By A. Silberschatz, Henry F.Korth, S. Sudershan (McGraw- Hill)
2. An Introduction to Database System By C.J. Date (Addision Wesley)
3. Fundamentals of DBMS By Gupta, Dhillon, Magho, Sharma (Lakhanpal Publishers)
4. Teach yourself Access. Sieglel, BPB
5. Introduction to Computer Data Processing and System Analysis By V K Kapoor (Sultan Chand and Sons)

Paper 4.2 History – III
MODERN INDIAN HISTORY (1740-1956A.D.)

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1

Political and Economic Condition of India at the advent of Europeans; British Expansion in Bengal - Battle of Plassey and Buxer; Administrative changes during 1772-73 AD; Emergence of Regional powers - Mysore, Punjab and Awadh : their struggle with British and annexation in the British Empire in the British Empire.

Module 2

Third Battle of Panipat and its consequences; Marathas under Mahadaji Sindhia and Nana Phadnavis; Maratha struggle with British Power; Causes of the failure of the Marathas.

Module 3

Uprising of 1857 : Causes, Nature, Failure and Consequences; Growth of British paramountcy in the Princely states-1858-1947 A.D. Main features of Permanent settlement, Raiyyatwari and Mahalwari revenue settlements and their impact on Peasantry; Growth of English Education and Press.

Module 4

Economic Impact of British Rule; Drain of wealth and its consequences; Causes of the emergence of Indian Nationalism : Role of Moderates and Extremists; Salient features of Government of India Act of 1919 and 1935 A.D.

Module 5

India's struggle for Freedom from 1920 to 1947 A.D.; Growth of Communal Politics; Factors Leading to Partition of India; Main features of the Indian Constitution of 1950 A.D.: Problems and Process of the Integration of Princely States into Indian Union (1947-49 A.D.); Reorganization of Indian states in 1956 A.D.

Select Bibliography:

1. Bisheswar Prasad: Bondage and freedom.
2. G.S.Sardesai : New History of the Marathas.Vol.III (also in Hindi)
3. Sumit Sarkar : Modern Indian 1885 to 1947.
4. Bipin Chandra: Modern India.
5. A.R. Desai: Social Background of Indian Nationalism.
6. B.N. Pandey (ed.): Centenary History of the Indian National Congress (1885-1985) Vikas Publishing House. New Delhi 1985.
7. Tara Chand : History of freedom Movement in India, 4 vols Publication Division, New Delhi.
8. M.S.Jain : Adhunik Bharat ka Itihas (Hindi)
9. Bipin Chandra : Bharat ka Swatantrata Sangram (Hindi)
10. B.N. Lunia : Adhunik Bharat ka Rajnitik Awam Sanskritik Itihas (Hindi)
11. S.N. Paul : Growth of English Press in India.

**Paper 4.3 Political Science III
(State Politics in India)**

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1

Background: Trends in the growth of Nationalism and Democracy in British India and Princely states; integration of Princely States and Emergence of Modern Rajasthan, Princes in Rajasthan Politics; Linguistic States Structure - Organization and aftermath.

Module 2

Constitutional Framework, Governance of States: office of the Governor- Mode of Appointment, Powers and functions; Role of Governor in State politics and Constitutional position. The office of the Chief minister-powers and functions and emerging role in state politics, The Council of Ministers in State Politics; The State legislature- Its organization, functions and emerging role in State Politics.

Module 3

Defections and State politics in India with special reference to the study of the Politics of defections in Haryana, Rajasthan and Bihar. Coalition Politics in the Indian States with reference to the study of the working of coalition government in Kerala, West Bengal and Uttar Pradesh. Role of regional political parties in India with reference to the study of the Akali Dal, the Telugu Desham and AIADMK.

Module 4

Political Parties and general elections: The pattern of party alliances : gains and short fall in general elections; Political Parties in Rajasthan; Electoral politics and Political Developments in Rajasthan. Role of Opposition in Rajasthan Vidhan Sabha; Pattern of leadership in States.

Module 5

Determinants of State Politics; Major Pressure Groups in India with special reference to Trade Unions and Chambers of Commerce; Public Opinion in India; Role of Caste, Region and language in State Politics.

Suggested Reading:

1. B. L. Pangariya : State Politics In India
2. Hardgrave : The Dravidian Movement
3. I.N. Tewari : State Politics In India
4. Iqbal Narain (Ed) : State Politics In India
5. K.L. Kamal : Spotlight on Rajasthan Politics
6. Myron Weiner (Ed) : State Politics In India
7. Myron Weiner and John Os Good Field (Eds) : Electoral Politics In The Indian States
8. Paul Brass : Functional Politics In An Indian State
9. Paul Wallace and Surendra Chopra (Ed) : Political Dynamics of Punjab (4 Vol)
10. Richard Sission : The Congress Party In Rajasthan : Political Integration and Institution Building In An Indian State
11. Subhas Kashyap : The Politics of Defection : A Study of State Politics In India
12. Sudha Pai : State Politics - New Dimensions
13. V.P.Menon : The Story of Integration of Indian States

14. H.M.Jain : State Governments
15. A.R.Desai : Social Background of Indian Nationalism
16. C.H.Philips (Ed) : Politics and Society In India
17. Ramkrishan Nair : How The Communists Came To Power In Kerala
18. M.A.Jhangian : Jana Sangh and Swatantra
19. E.M.S.Nambodripad : The National Question In Kerala
20. L.P.Sinha : The Left In India

Paper 4.4 ENVIRONMENTAL LAW

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1

Concept of Environment and Pollution - Meaning and contents of environment, Meaning and contents of pollution, Kinds of pollution, Effects of pollution **Legal Control: Historical Perspective** - Indian tradition: Dharma of environment, British Raj - Industrial development and exploitation of nature Nuisance - Penal code and procedural codes Environmental Concerns in Modern India.

Module 2

Constitutional Protection to environment - Constitution making - development and property-oriented approach Fundamental Rights and Environment - Rights to clean and healthy environment, environment V/s development. Directive principles of state policy and environment Fundamental Duties and environment. Other provisions of the constitution relevant to environment Emerging Principles - polluter pays, precautionary principle, public trust doctrine, and sustainable development. Public Interest Litigation Judicial, Activism Pertaining to Environmental Pollution.

Module 3

The Water (Prevention and Control of Pollution) Act, 1974: Application of the Act, Definitions Constitution of central, state and joint boards Powers and functions of the Board, Qualification and disqualification of the members Prevention and control of water pollution and procedure thereof, Funds, account and audit Penalties

The Air (Prevention and Control of pollution) Act, 1981: Application of the Act, Definitions Constitutions of central, State and joint boards Powers and functions of the Board, Qualifications and disqualifications of the members Prevention and control of Air pollution and procedure thereof, Funds, account and audit Penalties.

Module 4

Environment Protection Act, 1986: Application of the Act, Definitions, General Powers of the central government including the powers to give directions Prevention and control of environmental pollutions and procedure thereof Penalties.

Noise Pollution: Meaning of Noise pollution, Sources of Noise pollution, Effects of Noise pollution, Legal Control.

Module 5: Forests and wild life protection

The Indian Forests Act, 1927: Salient features of the Act, Applicability, Power to reserve forests, power to declare forests land, powers and functions of forest settlement officer, protected forests, penalties and contraventions.

The Forest (conservation) Act, 1980: Objectives, application and salient features of the Act, definitions, Restrictions on the de-reservation of forests, advisory committee, offences and penalties.

Wild life (Protection) Act, 1972: Objectives, applicability and salient features of the Act, Authorities, Duties of wild life Advisory Board, Hunting of wild animals, sanctuaries, National Park, Closed areas, central Zoo authority, Trade or commerce in wild animals, Animal articles and trophies, Prevention and detection of offences, penalties.

International Regime UN declaration on right to development, Stockholm, Rio etc. conferences. Green House effect and Ozone depletion Bio-diversity.

Leading Cases:

1. M.C. Mehta v. Union of India, AIR 1987 SC 965
2. M.C. Mehta v. Union of India, AIR 1988 SC 1115
3. Vellore citizen's welfare forum v. Union of India, AIR 1996 SC 2715
4. Tarun Bharat Sangh, Alwar v. Union of India, AIR 1992 SC 514
5. A.P. Pollution control Board (II) v. Prof. M.V. Nayudu, (2001) 2 SCC 62.

Suggested Reading:

1. Aarmin Rosencraz, Environmental Law and policy in India, Oxford.
2. R.B. Singh & Suresh Mishra, Environmental Law in India, Concept Publishing Co., New Delhi.
3. Kailash Thakur, Environmental Protection Law and policy in India, Deep & Deep publications, New Delhi.
4. Leela Krishan, P, Law and Environment, Eastern, Lucknow
5. S.C. Shastri, Environmental Law, Eastern, Lucknow
6. S. Shantha Kumar, Introduction to Environmental Law, Wadhwa, Nagpur

Paper 4.5 Constitutional Law – II

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1

Directive Principles and Fundamental Duties: Directive Principles-directions for social change -A new social order. Interrelationship between fundamental rights and directive principles. Fundamental Duties – The need and status in constitutional set-up.

Module 2

The State Executive: The Governor, The Council of Ministers, Relationship between the Governor and the Council of Ministers. **The State Legislature:** Vidhan Sabha, Vidhan Parishad. The Panchyats the Municipalties.

Module 3

Union and State Relationship: Legislative relationship, administrative relationship financial relationship.

Module 4

State liability in contracts and Torts. Suits by and against the state. Property Rights (Article 300-A). **Freedom of Trade, Commerce and Intercourse**

Module 5

The Amendment of the Constitution: Necessity of Amending provisions in the constitution. ; Procedure for Amendment. Amendments of fundamental rights. Judicial review of amendment and the theory of Basic Structure. Temporary provision with respect of the state of J& K Union of India, AIR 1978 SC 1789

Suggested Reading:

1. D.D. Basu, Introduction of the constitution of India, Prentice Hall of India, Delhi.
2. H.M.Seervai, Constitution of India, Vol.1-3, Tripathi, Bombay.
3. V.N.Shukla, Constitutional law of India, Oxford.
4. G.Austin, Indian Constitution : Cornerstone of a Nation.
5. M.P. Jain, Indian Constitutional Law, Wadhwa and Company, Nagpur.
6. Kagzi, The Constitution of India, India Law House, N.Delhi.
7. J.N.Pandey- Constitution of India (English)

Paper 4.6 Labour & Industrial Law – II

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module I

The Factories Act, 1948: Need, Importance, Objectives, Definitions, Concept, Key Features of the Act, the Inspecting Staff, Health, Safety, Provisions Relating to Hazardous Processes, Welfare, Working Hours of Adults, Employment of Young Persons, Annual Leave With Wages, Special Provisions, Penalties And Procedure.

Module II

Maternity Benefits Act, 1961 (including the Amendment Act, 2017 Maternity): [Limited to Basic Overview] Need, Importance, Objectives, Definitions, Concept, Key Features of the Act(s), Penalties & Procedures.

The Payment of Wages Act, 1936 (including the Amendment Act(s) of 2005 and 2017:[Limited to Basic Overview] Need, Importance, Objectives, Definitions, Concept, Key Features of the Act(s), Penalties & Procedures.

Module III

The Minimum Wages Act, 1948: [Limited to Basic Overview] Need, Importance, Objectives, Definitions, Concept, Key Features of the Act, Penalties & Procedures.

National Wage Policy; Genesis of West Regulations; Concepts of Minimum Fair, Living and Need based Minimum Wages

Module IV

Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013: [Limited to Basic Overview] Need, Importance, Objectives; Definition, Concept, Key Features of the Act and Judicial Responses.

The Child and Adolescent Labour (Prohibition & Regulation) Act, 1986 (including the Amendment Act, 2016): [Limited to Basic Overview] Need, Importance, Objectives, Definitions, Concept, Key Features of the Act, Prohibition of Employment of Children In Certain Occupations And Processes, Regulation of Conditions of Work of Adolescents, Miscellaneous, Penalties & Procedures.

Module V

The Unorganized Workers Social Security Act, 2008: [Limited to Basic Overview] Need, Importance, Objectives, Definitions, Concept, Key Features of the Act, Penalties & Procedures.

Leading Cases:

- Balmer Lawrie Workers Union Bombay v. Balmer Lawrie & Co. Ltd. 1984 I. L.L. J. 314 (S.C.)
- Jay Engineering Work Ltd. V. State of West Bengal A.I.R. 1968 Cal. 406.
- L.I.C. of India v. D.T. Bahadur 1981 I L.L.J. I (S.C.)
- R.S. Ruikar v. Emperor A.I.R. 1935 Nag. 149.

- Rohtas Industries v. Its. Union A.I.R. 1967 S.C. 425.
- Alembic Chemical Works v. Its workman, A.I.R. 1961, S.C. 647.
- Labour working in Salal Hydel Project v. State J.K. A. I. R.1983 S. C. 177.
- Rural Litigation and Entitlement Kendra Dehradun v. State of U.P. A. I. R. 1985 S.C. 652.
- V.P. Gopala Rao. v. Public Prosecutor A. P. A. I. R. 1970 S.C. 66.
- Workmen of F.C. I. v. F. C. I. AIR 1985 SC 670
- Bandhua Mukti Morcha v. Union of India A. I. R. 1984 S.C. 802.

Suggested Reading:

1. O.P. Malhotra: Law of Industrial Disputes
2. S.C. Srivastava: Social Security and labour laws
3. V.V. Giri: Labour problems in Indian industry
4. R.C. Saxena: Labour problems and social welfare
5. S.N. Mishra: Labour and Industrial Laws
6. Anil Sachdeva: Industrial and Labour Laws
7. K.N. Pillai: Labour and Industrial Laws
8. Ganga Sahai Sharma: Shram Vidhi
9. N.D. Sharma : Shram Vidhi
10. Gopi Krishan Arora : Shram Vidhi

B.A. LL.B. 5 YEAR INTEGRATED

(HONOURS COURSE)

3rd Year (Semester –V)

Paper – 5.1 Sociology - III

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1: Social Research and Social Survey

Social Research and Social Survey – Meaning, Nature, Stages and types.

Module 2

Data, Forms and Sources. Hypothesis, Concept, type and Sources.

Module 3

Sampling - Concept, type, importance and limitations. Case Study Method.

Module 4

Techniques of Data Collection: Observation, Interview, Schedule & Questionnaire.
Questionnaire Construction

Module 5

Tabular presentation of Data, Bivariate and Multivariate. Average: Mean, Mode, Medium.

Suggested Reading:

1. Elehance D.N.: Principles of Statistics (Hindi & English Ed.)
2. Goode & Hatt: Methods in Social Research.
3. Jahoda & Others: Research Method in Social Relation.
4. Moser, C.A.: Survey Method in Social Investigation (English & Hindi Ed.)
5. P.V. Young. : Scientific Social Survey and Research (English & Hindi Ed.)

Paper 5.2 Communication Skills in English

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1

Principles of Communication: Types of communication, personal space, Gesture and posture, Facial expression, language affecting behaviour, personal qualities. Nonverbal communication. Listening skills, Requisites of an effective Letter. Use of words, phrases, clauses and balanced sentences. **Business Letters:** Formal and style; the heading, the data line Inside address, attention line, the opening, salutation, the body, the subject line, the message, the complementary closing signature, reference, initials, enclosure, notation, post script, spacing, continuation, page-punctuation style.

Module 2

Kinds of Business letters, planning the letter characteristics. Brevity, Completeness, tact and courtesy, routine request, requesting appointments, letters, responses to letters with sales potentials, refusal letters, claim letters, collection letters, mild and strong appeals.

Module 3

Sales letters, public relations, memos and other form of messages, informal and analytical reports, agenda and minutes of meetings, preparing classified advertisement, direct mail advertising, press release.

Module 4

Spoken communication: Telephone Techniques, interview applying for employment, grievances, handling complaints from customers, answering enquiries, preparation for giving talk information technology and the future uses of word processor telex and FAX.

Module 5

Letters for handling complex business situations e.g. transported goods held up at a check-post, conflicting views about taxability of the goods, asking extension of time for repayment of loan installment, asking an increase in the OD, limit sanctioned by the bank, replying to industrial customer who received goods not ordered for etc. (Assignments to be given on case situations), Management Communication, Time Management.

**Paper 5.3 PROPERTY LAW INCLUDING
TRANSFER OF PROPERTY ACT AND EASEMENT ACT**

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1

Jurisprudential control of property: Concept, meaning and kinds of property: Movable and immovable, tangible and intangible property. Intellectual property: Definition and Concept.

Preliminary: Definition, Essentials of Transfer, Competence of parties, subject matter of transfer, transfer to unborn child, registration of transfer, etc. **General Rules of Transfer:** (a) Restraints of alienation absolute or partial, Restraints of free enjoyment, Covenants affecting enjoyment, divesting on insolvency, perpetuities, Future estates, Doctrine of acceleration. Accumulation of income, exceptions, Covenants and Transfer. General Rules of Transfer (b) Conditional transfer: Condition precedent, condition subsequent; vested and contingent interest.

Module 2

Election, Priority of rights, Notice, Implied transfers by limited owners, transfer of property out of which maintenance claims have to be met, ownership by holding out, ownership by estoppels, feeding the grant by estoppels. Doctrine of Part performance (Ss. 35-53 A) Sale of immovable property (Ss. 54 to 57).

Module 3

Mortgage and Charge : Kinds of mortgage, Rights and liabilities of Mortgagor and mortgagee, Priority, marshalling, contribution and subrogation.

Module 4

Exchange, Lease, Gift, Actionable Claims.

Module 5: Easements

Indian Easements Act, 1882, Nature, Characteristics, Creation. Essentials of Easements, Imposition, Acquisition, Incidents, Disturbance, Extinction, Suspension and Revival of Easement, Riparian Rights, License, Difference between lease and license.

Leading cases:

1. Smt. Shanta Bai v. State of Bombay & Others, AIR 1958 SC 532
2. Rajender v. Santa Singh, AIR 1973 SC 2537
3. Kreglinger v. New Patagonia Meat and Cold Storage Comp. Ltd (1914) AC 25
4. Union of India Vs Sharda Mills Ltd, AIR 1973 SC 281
5. Nathu Lal v Phool Chand, AIR 1970 SC 546
6. Jumma Masjid v. Deviah AIR 1962 SC 847

Suggested Reading:

1. Mulla: Transfer of Property Act
2. S. Shah: Lectures on Transfer of Property
3. Vepa P Sarathi: Law of Transfer of Property
4. I.C. Saxena: Transfer of Property
5. B.B. Mitra: Transfer of Property
6. S.R. Bhansali and Sharma: Sampathi Antaran Adhiniyam
7. J.N. Kulshrestha: Sampathi Antaran Adhiniyam
8. S.N. Shukla: Sampathi Antaran Adhiniyam

9. G.P. Tripathi: Sampathi Antaran Adhiniyam
10. Dr. R.R. Gupta: Sampathi Antaran Adhiniyam and Sukhadhikar

Paper 5.4 COMPANY LAW

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1

General Introduction:- Theories of corporate personality, creation and extinction of corporations. Corporations, partnerships and other associations of persons, state corporations, government companies, small scale; cooperative, corporate and joint sectors. Holding and subsidiary companies. Public and private company. **Law relating to Public and Private Companies:** Companies Act 2013 Need of company for development, Kinds of Company, formation, registration and incorporation of a company.

Module 2

Memorandum of association- various clauses, alteration there in- doctrine of ultra vires **Articles of association-** binding force- alteration- its relation with memorandum of association- doctrine of constructive notice and indoor management and exceptions. Promoters-position- duties and liabilities.

Module 3

Prospectus- issue, contents, liability for misstatements, statement in lieu of prospectus **Shares-** general principles of allotment, statutory restrictions, share certificate- its objects and effects, transfer of shares, procedure for transfer, issue of shares at premium and discount, depository receipts-dematerialized shares (DEMAT). Calls on shares, forfeiture and surrender of shares; lien on shares **Share capital-** kinds, alteration and reduction of share capital, further issue of capital, conversion of loans and debentures into capital. **Borrowing powers-** charges, mortgages, contract by companies, debenture- meaning, kinds and remedies available to debenture holders.

Module 4

Directors- position, appointment, qualification, vacation of office, removal, resignation, powers and duties of directors. Managing directors and other managerial personnel. **Meetings:** kinds, procedure and voting. **Audit and accounts. Dividends:** payment, capitalization and profit. **Protection of minority rights. Protection of oppression and mismanagement:** who can apply? Powers of the court, company and the central government. Investigation of company affairs. **Reconstruction and amalgamation of company**

Module 5

Winding up of Company: Winding up-types: By court-grounds-who can apply? Procedure-powers of liquidator-powers of court, consequences of winding up. Voluntary winding up by members and creditors, winding up subject to supervision of courts, payment of liabilities, winding up of unregistered company. **Corporate liability:** (i) Legal liability of companies- civil and criminal (ii) Remedies against them civil, criminal and tortious- specific relief Act, writs.

Leading Cases:

1. Aron Soloman v. Soloman and Co. (1897) AC 22
2. Royal British Bank v. Turkund (1856) 119 ER 886
3. Bell House Ltd v. City Wall Properties Ltd (1966) SC 2 QB 656

4. Bajaj Auto Ltd v. N.K. Farodia & Others, AIR 1971 SC 321
5. Tata Engg and Locomotive Co Ltd v. State of Bihar AIR 1965 SC 40
6. Seth Mohan Lal v. Grain Chambers Ltd AIR 1968 SC 772
7. Vasudev Ram Chandra Shelat v. Pranolal Jaya Nand Thakur AIR 1974 SC 1728
8. Shanti Prasad Jain v. Kalinga Tubes Ltd AIR 1965 SC 1535

Suggested Reading:

1. Atiya: The companies act, 1956
2. Avtar Singh: Company law (English and Hindi)
3. L.C.B. Gower: Principles of Modern Company Law
4. Ramaiya: Guide to the Companies Act
5. R.R. Pennigton: Company Law
6. S.M. Shah: Lectures on Company Law
7. N.V. Paranjape- Company Law (amended upto date)

**Paper 5.6 PROFESSIONAL ETHICS, LAWYER'S ACCOUNTABILITY
AND BAR - BENCH RELATIONS.**

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module-I

Historical Evolution of Legal Profession: Legal Profession in Ancient India, Position of Legal Profession in Muslim Regime, Legal Profession during the British Regime.

Autonomy of Legal Profession: Indian Bar Committee, 1923, Indian Bar Councils Act, 1926, All India Bar Committee, 1951, Unified Bar - The necessity of time, 14th Report of the Law Commission.

Advocates Act, 1961: Image/Position of Legal Profession in Society, Advocacy is a profession not a business; Legal profession is a noble profession, Deterioration of Image in Legal Profession in present scenario, Role of Lawyers in Society.

Module -II

The necessity of Professional Ethics: The Art of Advocacy, Professional Ethics, Nature of Professional Ethics and the problems of the code of Ethics, Advantages of having codified professional ethics, Rules of Conduct.

Bar-Bench Relationship: General Concept., Advocates duty towards the Court, Duty of Judge towards the Advocate, Duty of the Bar towards the Bench, Grounds of disputes in Bar-Bench Relations , Suggestions to improve Bar-Bench Relations.

Module-III

Relationship between an Advocate and his client: Code of conduct, Lawyers-client Relationship.

Advocate's Duties towards colleagues and others: Advocates duty towards colleagues, opponents, witnesses and public, illustrations of other misconduct, disciplinary committee's approach in case of professional or other misconduct.

Module-IV

The Contempt of Courts Act, 1971:

Meaning of Contempt of Court., kinds of contempt, Punishment - Nature and Extent. disciplinary committee's approach and procedure in contempt cases & Safeguards available, The Bar Council of India, State Bar Council and their disciplinary committees. Remedies against the order of punishment.

Module-V

Pleading & Examination of Witness:

Pleading verification, framing of issue, examination of witnesses, examination in chief, cross-examination, Re-Examination.

Writ Jurisdiction:

Article 32 and Article 226, Kinds of Writs.

Leading Cases:

-Sardul Singh v. Pritam Singh & Others (1999) 3 SCC 522

-In Re Vinay Chandra Mishra, AIR 1995 SC 2348

-Supreme Court Bar Association v. Union of India AIR 1998 SC 1895

Suggested Reading:

1. The Bar Council Code of Ethics.
2. The contempt of Court Act.
3. Dr. Anirudh Prasad, Principles of the Ethics of Legal Profession in India.
4. Mamta Rao, Professional Ethics.
5. Raju Ramachandran, Professional Ethics : Changing profession, changing ethics, Butter worths, New Delhi.
6. Dr. Murlidhar Chaturvedi- Professional Ethics, Accountability of Lawyers and bench

B.A. LL.B. 5 YEAR INTEGRATED

(HONOURS COURSE)

3rd Year (Semester –VI)

Paper 6.1 Economics-III

MONEY, BANKING AND PUBLIC FINANCE

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1

Value of Money and Inflation Money-concept and Importance, quantity theory of money, cash transaction and cash balance approaches; The Keynesian approach, Inflation, deflation and reflection, definition, types. causes and effects of inflation on different sectors of the economy; Demand pull and cost-push inflation; Measures to control inflation, Philips curve, Determinants of money supply - High powered money and money multiplier.

Module 2

Commercial Banking Meaning types and Functions of commercial banks. The process of credit Creation. Evolution of commercial banking in India after independence. Recent reform in banking sector.

Module 3

Central Banking Functions of a central bank; quantitative and qualitative methods of credit Control- Bank rate policy, Open market operations, Variable reserve ratio and Selective methods, Role and functions of the Reserve Bank of India. Objectives and limitations of monetary policy with special reference to India.

Module 4

Nature and Scope of Public Finance Meaning and scope of public finance; Distinction between private and public finance; Public goods; The principle of maximum social advantage; Public Expenditure- Meaning, classification and principle of public expenditure; Canons and effects of public expenditure.

Module 5

Taxation and Public Debt Sources of public revenue; Taxation, canons and classification of taxes; Impact and incidence and shifting of taxes; Taxable capacity; Effects of taxation; Characteristics of a good tax system. Sources of public borrowing; Effects of public debt. Various concepts of budget deficits.

Suggested Reading:

1. Ackley, G. (1978), Macroeconomics: Theory and Policy, Macmillan Publishing Co., New York.
2. Gupta, S.B. (1994), Monetary Economics, S. Chand & Co., New Delhi.
3. Shapiro, E. (1996), Macroeconomic Analysis, Galgotia Publications, New Delhi.
4. S. Ganguly - Public Finance
5. Tyagi B.P - Public Finance
6. Bhatia H.L. - Public Finance
7. Lekhi RK. - Public Finance
8. Nathuramka L.N.- Money, Banking and Public Finance

Paper 6.2 History – IV

HISTORY OF RAJASTHAN HISTORY FROM EARLIEST TIMES TO 1956 A.D.

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1

Main Sources of History of Rajasthan; An outline of Proto-Historic Rajasthan with special reference to Kalibanga, Ahar and Bairath; Outline of Matsya Janapad; Origin of Rajputs; Prithvi Raj Chauhan-III and his achievements.

Module 2

The Policy of Collaboration and Resistance of the Rajput States with special reference to Hammir, Maharana Sanga, Maldeo, Maharana Pratap, Man Singh, Rai Singh of Bikaner, Jaswant Singh and Sawai Jai Singh.

Module 3

Causes and Results of Maratha penetration in Rajputana; Circumstances and consequences of the treaties of 1818 A.D. signed with Britishers with special reference to Mewar, Marwar and Kota; War of Independence of 1857 A.D. in Rajasthan–Causes and results; Causes of political awakening in Rajasthan.

Module 4

Peasant Movement in Bijolia; Tribal Movement under Govindgiri and Motilal Tejawat; Contribution of Prajamandals in the Freedom Movement with special reference to Bikaner, Jaipur and Marwar; Formation of Rajasthan in 1948-1956 A.D.

Module 5

Characteristics of Feudalism in Rajput States; Changes in the position of the Rajput Nobility under British Paramountcy, Fort and Temple Architecture of Rajasthan; Rajasthani Art and Literature.

Suggested Reading:

1. D.C.Shukla : Early History of Rajasthan
2. Dashrath Sharma : Rajasthan Through the Ages.Vol.-I,Rajasthan State Archives, Bikaner.
3. S.S. Saxena and Padmaja Sharma : Bijolia Kissan Andolan Ka Ithihas, Rajasthan State Archives Bikaner, 1972.
4. V.P.Menon : Integration of the Indian State.

Paper 6.3 Family Law – I (Hindu Law)

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module-I

Introduction - Sources, Schools and application, Religious and Charitable Endowment - Essentials of an Endowment, Kinds, Shebait and Mahant

Joint Family: Mitakshara joint family, Mitakshara coparcenary-formation and incidents, Property under Mitakshara law separate property and coparcenary property, Dayabhaga coparcenary formation and incidents, Property under Dayabhaga law, Karta of the joint family - his position, powers, privileges and obligations, Alienation of property separate and coparcenary, Debts doctrines of pious obligations and antecedent debt, Partition and re-union of Joint Hindu family.

Module -II

Customary practices and legislative policy regarding the concept of Marriage:

Conditions of Hindu Marriage, its ceremonies and Registrations, Void and Voidable marriage, Polygamy, Child marriage.

Matrimonial Remedies: Non-judicial resolution of marital conflicts - (a) Customary dissolution of marriage-unilateral divorce, divorce by mutual consent and other modes of dissolution, Judicial resolution of marital conflicts: the family court, Nullity of marriage, Option of puberty, Restitution of conjugal rights, Judicial separation, Desertion: a ground for matrimonial relief, Cruelty: a ground for matrimonial relief, Adultery: a ground for matrimonial relief, Other grounds for matrimonial relief, Divorce by mutual consent under: Hindu Marriage Act, 1955: Bar to matrimonial relief: Doctrine of strict proof, Taking advantage of one's own wrong or disability, Accessory, Connivance, Collusion, Condonation, Improper or unnecessary delay.

Module -III

The Hindu Succession Act, 1956: Historical perspective of traditional Hindu law as a background to the study of Hindu Succession Act, 1956, Succession to the property of a Hindu male. Succession to interest in coparcenary property, property of a Hindu female, Succession to the property of a Hindu female, General rules and disqualifications of succession, Escheat. The Hindu Succession (Amendment) Act, 2005.

Module -IV

Alimony and Maintenance: Maintenance of neglected wives, divorced wives, minor children, disabled children, and parents who are unable to support themselves; provisions under the Bharatiya Nagarik Suraksha Sanhita, 2023 Alimony and maintenance as an independent remedy and as an ancillary relief.

Child and the Family: Legitimacy, Adoption, Custody, maintenance and education, Guardianship and parental rights - Welfare of the child.

The Hindu Adoptions and Maintenance Act, 1956: Requisites of valid adoption, Capacity to take in adoption, capacity to give 'in' adoption, persons who may be adopted, other conditions for a valid adoption. Effects of adoption, miscellaneous provision.

Maintenance: wife, children and parents, widowed daughter- in-law, Dependents. Amount of maintenance, Miscellaneous provisions.

Module -V

The Hindu Minority and Guardianship Act, 1956: Natural guardians and their powers. Testamentary guardians and their powers, de facto guardian. General provisions of guardianship.

Partition: Meaning, property for partition, persons entitled to claim partition and allotment of shares, partition how effected, Determination of Share, Reopening of partition. Re-union, Debts-Doctrine of pious obligation. Antecedent Debts.

Family and its changing patterns: New emerging trends, Attenuation of family ties, working women and their impact on spousal relationship: composition of family, status and role of women, new property concepts, such as skill and job as new forms of property, Factors affecting the family.

Establishment of Family Courts: Constitution, power and functions, Administration of gender justice.

Uniform Civil Code: Need, Religious pluralism and its implications, Connotations of the directive contained in Article 44 of the Constitution, Impediments to the formulation of the Uniform Civil Code, The idea of Optional Uniform Civil Code.

Leading Cases:

1. Shastri Yagna Purushdasji v. Muldas, AIR 1966 S.C. 1153.
2. Hanooman Prasad v. Mussamat Babooee Mandraj Kunwaree (1856) 6 M.I.A. 305.
3. Gita Hariharan v. Reserve Bank of India, AIR 1999 S.C. 1149.
4. Bipin Chander v. Prabhavati, AIR 1957 S.C. 176.
5. Dr.N.G. Dastane v. Sucheta Dastane, AIR 1975 S.C. 1534.

Suggested Reading:

1. Mulla : Hindu Law
2. Paras Diwan, Law of Intestate and Testamentary Succession (1998), Universal.
3. Basu, N.D., Law of Succession (2000), Universal.
4. Kusem, Marriage and Divorce Law Manual (2000) Universal.
5. Manchanda, S.C., Law and Practice of Divorce in India (2000) Universal.
6. P.V.Kane, History of Dharmasastras Vol.2 pt.1 at 624-632 (1974).
7. A.Kuppuswami (ed.) Mayne's Hindu Law and Usage Ch.4(1986).
8. B.Sivaramayys, Inequalities and the Law, (1985).
9. K.C.Daiya, "Population control through family planning in India, "Indian Journal of Legal Studies, 85(1979).
10. J.D.M. Derrett, Hindu Law : Past and Present.
11. J.D.M. Derrett, Death of Marriage Law.
12. J.D.M. Derrett, A Critique of Modern Hindu Law, (1970).
13. Paras Diwan, Hindu Law (1985).
14. S.T.Desai (ed.) Mulla's Principles of Hindu Law, (1998) - Butterworths-India.
15. Paras Diwan, Family Law: Law of Marriage and Divorce in India, (1984).
16. A.M.Bhattachargee, Hindu Law and the Constitution (1994) Eastern Law House, Calcutta.
17. Paras Diwan, Law of Adoption, Ministry, Guardianship and Custody (2000), Universal.

Paper 6.4 Family Law – II (Mohammedan Law)

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module -I

Evolution and Application of Law:

Origin, Development, Sources, Schools, Application, Interpretation, Conversion

Marriage: Nature of marriage, Essentials of marriage, Khyar-ul-bulugh, Iddat, Khilwat-us-sahih Matrimonial Stipulations, Kinds of marriages, Effects of marriages

Module-II

Mahr: (Dower) Meaning, Nature, Kinds of Dower, Objects of Dower, Subject matter of Dower, Wife's right on non-payment of dower.

Dissolution of Marriage: Historical background of Talaq, Various kinds of Talaq, Sec.2 of the Dissolution of Muslim Marriage Act, 1939, Legal Effects of Divorce, The Muslim Women (Protection of Rights on Marriage) Act, 2019.

Module -III

Pre-Emption (Haq Shufa): Historical background of Pre-Emption, Meaning, Nature of Pre-emption, Classification of Pre-emption, Essential formalities. Right of Pre-emption when there is conflict of laws. Subject matter of pre-emption, Legal effect of pre-emption, Devices for evading pre-emption.

Gift (Hiba): Meaning, Requisites of valid gift., Gift of Mushaa, Conditional and future gift, Life estate and life interest, Hiba-bil-ewaj, Hiba-ba-shart-ul-ewaj.

Module-IV

Will (Wasiyat): Competency of testator and legatee., Valid subject of will., Testamentary limitation., Formalities of a will., Abatement of Legacy.

Legitimacy and Acknowledgement: Presumption of Legitimacy under Muslim Law. Presumption of Legitimacy under Sec.116 of the Bharatiya Sakshya Adhiniyam, 2023. Conditions for valid acknowledgement.

Maintenance: Meaning, Persons entitled to Maintenance of Divorced Muslim Women under the Muslim Women (Protection of Rights on Divorce) Act 1986, a critical review on Death Bed Transactions, Meaning of Marz-ul-maut., Effect on Transactions during Marz-ul-maut.

Module -V

Waqf: Meaning of waqf., Essentials of waqf. Kinds of waqf, Beneficiaries of waqf. Formalities for creating waqf, Waqf of musha, Administration of waqf, Mutawalli- Appointment, function, role, power, removal. Various muslim religious institutions. The waqf validating Act, 1913.

Inheritance: General Principles of Law of inheritance., Classification of heirs under Hanafi and their shares and distribution of property.

Leading cases:

-Maina Bibi v.Choudhary Vakil Anmad (1925) 52 La.145.

-Habibur Rahman v.Altaf Ali (1921) 481. A.114.

-Monshee Bazul-ul-Raheem v.Luteefutoon - Nissa (1861)8 MIA. 379.

-Abdul Fata v.Russmoy Chaudhary (1894) 2ZIA76.

-Mohd. Ahmad Khan v.Shah Bano Begum AIR 1985 S.C. 945.

Suggested Reading:

1. Fyzee, Muhammedan Law.

2. Mulla, Principles of Mohammedan Law.
3. A.M. Bhattacharygee, Muslim Law and the constitution.
4. Prof. B.L.Verma, Islamic law.
5. Dr. D.S. Thalore, Muslim Law, UBH Jaipur
6. Akil Ahamed - Muslim Law

Paper 6.5 TRUSTS, EQUITY & FIDUCIARY RELATIONSHIPS

Teaching Hrs. : L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module - I

Equity: Origin, Growth & Concept of Equity.

Development of law: Common law and Equity. Relation between Equity & Common Law, the Judicature Act, 1878 & 1875, Maxims of Equity.

Module– II

Trust: Origin & Development, Definition, Nature, Classification, Benefits of Trust, Creation of Trust.

Module- III

Trustees: Duties & liabilities of Trustees, Execution, Acquaintance with the nature of property, Duties in respect of title, Duty of care, Conversion, Impartiality, Prevention of waste, keeping of accounts and giving of information, Investment, Sale, Liability for breach of trust.

Rights: Title deed, Reimbursement, Indemnity, Seeking direction from court, Settlement of accounts, General authority.

Powers: Sale, varying of investment, Property of minors, giving receipts, Power to compound, compromise and settle, Exercising authority on death or disclaimer of one of the trustees, Suspension of trustee's power. Disabilities of trustees.

Module- IV

Rights of beneficiaries: Rents and profits, Specific execution, Inspection and information, Transfer, Suit for execution, to have proper trustees, right to compel the trustee to do the duties, Rights on wrongful purchase or acquisition by trustees, follow up of trust properties in the hands of third parties, Blending of property by trustee, Wrongful application of trust property by partner trustee, Liabilities of beneficiaries, Discharge of Trustees, Appointment of New Trustees.

Module - V

Constructive Trusts: The equitable and fiduciary Relationship. Transfer without intent to dispose beneficial interest. Trust incapable of execution and trusts executed fully without exhausting property, the Cypres Doctrine. Transfer and request for illegal purpose. Transfer pursuant to rescindable contract. Debtor becoming creditor's representative. Advantage from undue influence, Advantage by qualified owner. Property acquired with notice of existing contract. Purchase by person contracting to buy property to be held on trust. Possession of property without whole beneficial interest, Duties of constructive trustees and Rights to bonafide purchasers.

Fiduciary Relationship: General, Definition, Nature, important aspects, kinds.

Leading Cases:

-Hindu Religious Endowments, Madras v. Shri Lakshmindra Thirtha Swamiar of Shri Shirur mutt, AIR 1954 SC 282

-Durgah Committee, Ajmer v. Syed Hussain Ali AIR 1961 SC 1402

-Surajmal Singhvi v. State of Rajasthan, 1966 RLW 556

-Tilakayat Shri Govindlalji v. State of Rajasthan, AIR 1963 SC 1630.

6.6.LAND LAWS

7. Teaching Hrs. : L-04

Exam Hrs. – 3

8. Total: 100 Marks (Internal 30 External 70)

Module – I

Rajasthan Rent Control Act, 2001 (including the Amendment Act, 2017): Objectives, Definition, Concept, Key Features of the Act, Revision of Rent, Limited Period Tenancy, Eviction of Tenants, Right of Landlord to Recover Immediate Possession in Certain Cases, Restoration of Possession and procedure thereof, Tribunals, Appeal and Execution Amenities, Appointment of Rent Authority, Tenancy Agreement and Period of Tenancy, Revision of Rent In Certain Circumstances, Security Deposit and Deposit of Rent and Judicial Responses.

Module – II

Rajasthan Tenancy Act, 1955 (As Amended): Objectives, Concept, Key Features of the Act, Definitions-Khudkasht, Ijredars, Grove Holder etc., Classes of Tenants, Conferment of Rights on Sub-Tenants of Khudkasht, Primary Rights of Tenants, Lands on which Khatedari Rights do not Accrue, Surrender, Abandonment and Extinction of Tenancies, Improvements, Declaratory Suits, Determination and Modification of Rent, Payment and Recovery of Rent, Grounds for Ejectment of Tenants, Remedies for Wrongful Ejectment, Procedure and Jurisdiction of Court, Provisions for Injunction and Appointment of Receiver, Appeal, Review, Revision, Reference, Proprietary Rights in Revenue Courts, Rights in Civil Court, Conflict of Jurisdiction and Judicial Responses.

Module – III

The Rajasthan Land Revenue Act, 1956 (As Amended): Objectives, Definition, Concept, Key Features of the Act and Amendment The Board of Revenue, Revenue Courts and Officers, Appeal, Reference, Revision and Review, Land, Survey, Record of Rights, Maintenance of Maps and Record, Annual Registers, Settlement Operations, Rent Ratio, Determination of Rent, Term of Settlement, Collection or Revenue and Judicial Responses.

Module– IV

Real Estate (Regulation and Development) Act, 2016 (RERA) (As Amended): Objectives, Definition, Concept, Key Features, Salient Features, Definitions, Real Estate Regulatory Authority, Registration with the Regulatory Authority, Carpet Area, Bank Account and Guarantee by Allottee, Acceptance, Refusal, Revocation, Lapse of Registration, Regulatory Authority, Advertisement or Prospectus by the Promoter, Advance Payment, Addition and Alteration in the Plans, Structural Defect, Transfer and Assignment, Refund of Amount in Handing Over Possession, Real Estate Appellate Tribunal, Adjudicating Officer, Offences and Penalty, Overriding Effect and Judicial Responses.

Module - V

The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (As Amended): Objectives, Definition, Concept, Key Features, Definitions, Affected Family, Agriculture Land, Cost of

Acquisition, Displaced Family, Infrastructure Project, Marginal Farmer, Market Value, Person Interested, Public Purpose and Resettlement Area, Procedure of Land Acquisition, Determination of Social Impact, Consent of Land Owners, Award Inquiry and Public Purpose, Safeguard Provisions, Food Security, Rehabilitation and Resettlement Award and Procedure thereof, Rehabilitation and Resettlement Authority, Apportionment and Payment of Compensation, Offences and Penalties, Judicial Responses.

Leading Cases:

- Prabhu v. Ramdeo, AIR 1966 SC 172
- Kanaimal v. Kanhaiya Lal, 1966 RLW 179
- Bohra v. Ganesh, 1966 RRD 71 (FB) 1966 RLW
- Yasin Shah v. Munir Shah, 1967 RRD 37
- Mangi Lal v. Chottu, 1967 RRD 433
- Smt. Mulashi v. Rama Lal, 1976 RRD 88.
- Narmada Bachao Andolan v. Union of India II (2005) CLT 57 (SC)
- Chimanlal Hargovind Das v. Spl. Land Acquisition Officer, Poona AIR 1988 SC 1652.
- Karnataka Urban Water Supply and Drainage board, etc. v. K.S. Gangadharappa & Another, II (2009) CLT 309 (SC). : (2009) 11 SCC 164,
- Maj. Gen. Kapil Mehra v. Union of India (UOI) , 2014(145) DRJ497

Suggestive Readings:

- Anil Kaushik Rajasthan Land Laws (Hindi) 3rd Ed., Central Law Publications 2017
- Anupam Srivastava, Guide to The Right to Fair Compensation and Transparency in Land -Acquisition, Rehabilitation and Resettlement Act, 2013, CCH, Wolters Kluwer Business
- Ajar Rab, foreword by G.S. Singhvi, Real Estate (Regulation and Development) Act, 2016, Ed. 1st Edition, 2019 EBC
- Dr. Sanjeev Kumar, Real Estate (Regulation and Development) Act, 2016 Bharat Law House Pvt. Ltd. 2017
- Dr. K.K. Khandelwal, Real Estate (Regulation and Development) Act, 2016 (A Commentary & Digest) RERA, 2019 C.C.H., Wolters Kluwer Business.
- Om Prakash Aggarwala, The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, 9thed. Universal Publication, 2017
- Shambhu Kumar Thakur, Real Estate (Regulation & Development) Act, 2016
- Shikha Sachdeva, Rajasthan Land Laws Manual, Global Publishing House, 2017
- Sawantmal Mathur and Rajendra Bafna, Rajasthan Land Revenue Code, Bafna Publishing House; 10th edition 2017
- S.K. Dutt & B.N. Purohit, Rent Control Law in Rajasthan, Unique Traders, Jaipur, 2018

B.A. LL.B. 5 YEAR INTEGRATED

(HONOURS COURSE)
4th Year (Semester –VII)

Paper 7.1 INTERPRETATION OF STATUTES AND PRINCIPLES OF LEGISLATION [COMPULSARY PAPER]

Teaching Hrs. : L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module – I

Different Parts of Statutes: Classification of Statutes, Interpretation and Construction, Literal Interpretation, Mischief Rule, The Golden Rule, Harmonious Construction, Statute Should be Read as a Whole, Construction Ut Res Magis Valeat Quam Pereat, Identical Expressions to have Same Meaning, Construction Noscitur-a-Sociis, Construction Ejusdem Generis.

Module – II

Construction Expressio Unius Est Exclusio Alterius, Contemporanea Expositio Est Optima Et Fortissima in Lege, Casus Omissus, Reddendo Singula Singulis, Delegatus Non Potest Delegare, Beneficial Construction, Strict Construction of Penal Statutes, Strict Construction of Fiscal (Taxing) Statutes, Interpretation of Statutes in Pari Materia, Interpretation of Amending Statutes, Interpretation of Consolidating Statutes, Interpretation of Codifying Statutes, Mandatory and Directory Enactments, Conjunctive and Disjunctive Enactments.

Module – III

Internal Aids to Interpretation, External Aids to Interpretation, Presumptions Regarding Jurisdiction, Commencement of Legislation, Repeal of Legislation, Revival of Legislation, Retrospective Operation of Statutes.

Module- IV

Principle of Implied Powers, Principle of Incidental and Ancillary Powers, Principle of Implied Prohibition, Principle of Occupied Field, Principle of Pith and Substance, Principle of Colourable Legislation, Principle of Territorial Nexus, Principle of Severability, Principle of Prospective Over-Ruling, Principle of Eclipse.

Module– V

Bentham's Theory of Legislation: Principles of Legislation, Principle of Utility, the Ascetic Principle, the Arbitrary Principle (or the Principle of Sympathy and Antipathy) Different Kinds of Pleasure and Pain.

Principles of Civil Code: Objects of the Civil Law, Rights and Obligations, Ends of Civil Law.

Principle of the Penal Code: Classification of Offences, Subdivision of Offences and Other Divisions, Kinds of Punishments, Punishments Which Ought Not To Be Inflicted , Proportion between Offences and Punishments.

Leading Cases:

- Alamgir v. State of Bihar AIR1959 SC436
- Bengal Immunity Company v. State of Bihar AIR1955 SC 661
- Heydon's Case (1584) 76 ER 637
- K. M. Nanavati v. State of Bombay AIR1961 SC 112
- Lily Thomas v. Union of India AIR 2000 SC 1650
- Mangoo Singh v. Election Tribunal AIR1957 SC 871
- Motipur Zamindari Co. Pvt. Ltd. v. State of Bihar AIR1962 SC
- Ramavatar v. Assistant Sales Tax Officer AIR 1961 SC1325
- Ranjit Udeshi v. State of Maharashtra AIR 1965 SC 881
- Smith v. Hughes (1871) LR 6 QB 597

Suggestive Readings:

- Anirudh Prasad, Samvidhik Nirvachan Ke Siddhant, Ed.8th, C.L.P., 2019 (Hindi)
- Avtar Singh, Introduction to Interpretation of Statutes, LexisNexis, Butterworths Wadhwa, 2014
- Bhattacharya T., Interpretation of Statutes (Central Law Agency), 2017
- Bindra N.S., Interpretation of Statutes (LexisNexis, Butterworth Wadhwa), 2016
- Brandon J. Murrill, Modes of Constitutional Interpretation, Congressional Research Service, March 2018,
- Chopra, D.S., Interpretation of Statutes, 1st ed. New Delhi: Thomson Reuters, 2014.
- Dhanda, Amita (Ed)., N. S. Bindra's Interpretation of Statutes, 12thEd., New Delhi: Lexis Nexis,2017.
- Jeremy Bentham, Theory of Legislation, Lexis Nexis, 2010
- Jones, Oliver (Ed), Bennion on Statutory Interpretation 5th ed. London: Lexis Nexis, 2013
- Katju, Markandey, (Ed)., K. L. Sarkar's Mimansa Rules of Interpretation. 4th ed. New Delhi, Thomson Reuters, 2013.
- Langan, P. St. J.(Ed.), Maxwell on the Interpretation of Statutes. 12th ed. New Delhi: Lexis Nexis, 1969
- Maxwell, Interpretation of Statutes (Sweet and Maxwell), 1969
- Rupert Cross, Statutory Interpretation (Butterworth), 1976
- Sarathi, Vepa P., Interpretation of Statutes. 5th ed. New Delhi: Eastern Book Company, 2010.

Paper 7.2 ADMINISTRATIVE LAW [COMPULSARY PAPER]

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1

Evolution, nature and scope of Administrative Law- from a laissez faire to a social welfare state, evolution of administration as the fourth branch of government, conseil'detate, definition and scope of Administrative Law, relationship between Constitutional Law and Administrative Law, separation of powers and rule of law. **Civil services in India:** Nature and organization of civil services.

Module 2

Delegated Legislation: Necessity constitutionality of delegated legislation- and its limitations, powers of exclusion, inclusion and power to modify statute, procedure, Legislative and judicial control of delegated legislation, sub-delegation of legislative powers.

Module 3

Judicial powers of administration:

(i) Administrative tribunals-need, nature, constitution, jurisdiction and procedure. Distinction between quasi-judicial and administrative functions.

(ii) Principles of natural justice- the right to hearing- essential of hearing process, noman shall be judge in his own cause, no man shall be condemned unheard, reasoned decisions, the right to counsel.

Module 4

Judicial control of administrative action: grounds-jurisdictional error, ultravires, abuse and non exercise of jurisdiction, error apparent on the face of record, violation of principles of natural justice, violation of public policy, unreasonableness and legitimate expectation. Remedies in judicial review, writs, declaratory judgments and injunctions, specific performance and civil suits for compensation. **Administrative discretion:** Need for administrative discretion, administrative discretion and rule of law, limitations on exercise of discretion-malafide exercise of discretion, constitutional imperative and use of discretionary authority.

Module 5

Contractual and tortious liability of state: Tortious liability, sovereign and non sovereign functions, statutory immunity, act of state, contractual liability of government, government privilege in legal proceedings-state secrets, public interest, transparency and right to information.

Corporation and Public undertakings: State monopoly, liability of public and private corporations- departmental undertakings, legislative and governmental control, legal remedies, accountability- committee on public undertakings, estimate committee.

Public inquiries and commission inquiry, ombudsman: lokpal, lokayukta, vigilance commission, parliamentary committees.

Leading cases:

1. A.K. Kraipak v. Union of India AIR 1970 SC 150
2. In re Delhi Laws Act, AIR 1951 SC 332
3. Raj Narayan v. Chairman, Patna Administration Committee Patna AIR 1954 SC 569

4. Syed Yaqoob v. Radha Krishnan AIR 1964 SC 477
5. Rohtash industries Pvt Ltd v. S.D. Agarwal AIR 1969 SC 707
6. State of Karnataka v. Union of India AIR 1978 SC 68

Suggested Reading:

1. M.C.J kagzi- The Indian Administrative Law
2. I.P. Massey: Administrative Law
3. D.D. Basu: Administrative Law
4. M.A. Fazal: Judicial control of Administrative action in India, Pakistan and Bangladesh
5. Wade: Administrative Law
6. S.P. Sathe: Administrative Law
7. U.P.D. Kesari: Prashasnic Vidhi
8. Jain and Jain- Principles of Administrative Law
9. J.J.R. Upadhayay- Prashasnic Vidhi

Paper 7.3 JURISPRUDENCE [COMPULSORY PAPER]

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Unit -I

Introduction: Definition, Nature, Scope and Importance. Sources of Law- Legal and Historical Sources; Legislation- Definition, Classification and Principles of Statutory Interpretation & Codification

Precedent: Definition, Theories and Kinds of Precedent: Stare Decisis; Ratio Decidendi and Obiter Dicta.

Custom: Definition and Kinds of Custom, Requisites of a Valid Custom, Custom and Prescription.

Unit – II

Schools of Jurisprudence:

Analytical Positivism: John Austin, Hans Kelsen and H.L.A. Hart.

Historical: Von Savigny and Henry Maine.

Sociological: Ihering, Ehrlich, Roscoe Pound.

Natural Law School: Relation between Law and Morality; American Realism- Justice Holmes and Oliver Crona, Scandinavian Realism- Axel Hagerstorm and Jurist Alf Ross, Feminism- Radical Feminism, Desire Dominance Theory & Cultural Feminism.

UNIT - III

Rights and Duties:

Nature & Characteristics, Theories of Rights - Kinds of Legal Rights, Wesley Newcomb Hohfeld's Analysis of Legal Rights, Cognate Concepts like Liberty, Power, Immunity, Privilege etc. Duties- Nature & Characteristics, Classification of Duties, Correlation of Rights and Duties. Concept of Property- Definition and Kinds, Negligence, Civil and Criminal Liability.

UNIT - IV

Ownership and Possession:

Meaning of Ownership- Kinds, Definition, Relation between Ownership and Possession, Importance of Possession, Elements of Corporeal Possession and Problems, Acquisition and Theories of Possession, Possession in Law & Possession in Fact.

UNIT - V

Concept of Person: Person- Definition and Nature of Personality, Legal Status of Unborn Children, Minor, Lunatic, Drunken and Dead Persons, Legal Status of Animals, Legal Persons, State and Corporate Personality, Theories of Corporate Personality, Obligation and Liability, Definition and Nature of Obligation and Liability, Sources of Obligation and Liability, Kinds and Theories of Liability, General Conditions of Liability, Theories of Punishment & Constitutionality of Capital Punishment.

Leading Cases:

-Bengal Immunity Co. v. State of Bihar, AIR 1955 SC 561

- Keshvanand Bharti v. State of Kerala, AIR 1973 SC 1476

- Maharaja Shree Umaid Mills Ltd. v. Union of India, AIR 1963 SC 953

- Maneka Gandhi v. Union of India, AIR 1978 SC 597

- Minerva Mills v. Union of India, AIR 1978 SC 1789

- Smt. Indira Nehru Gandhi v. Raj Narain, AIR 1975 SC 2299
- Navtej Singh Johar & Ors. v. Union of India AIR 2018 SC 1933
- Naz Foundation v. Government of N.C.T. of Delhi 111 DRJ 1 / 160 Delhi Law Times 277 (2009) Delhi High Court.

Suggestive Readings:

- Anirudha Prasad Vidhi Shastra Ke Mool Siddhant: Principles of Jurisprudence (Hindi) Eastern Book Company, 2019
- B.N. Mani Tripathi, Jurisprudence (Hindi) 15th Ed., Central Law Publication, 2015
- Bodenheimer Jurisprudence; The Philosophy and Method of Law, Harward University Press, 2020
- Dias, Jurisprudence, 5th ed., Lexis Nexis Publication,2013
- H.L.A. Hart, The Concepts of Law, Oxford, Clarendon Press, 1970.
- Inderjeet Singh Jurisprudence An Introduction(Hindi) 3rd Ed., Central Law Publication,2017

GROUP A
(CONSTITUTION LAW BRANCH)
Paper 7. 4 INDIAN FEDERALISM

Teaching Hrs. : L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1

General Introduction: Introduction to Federalism: Meaning and Concept, Theories of Federalism, Federalism in India and Characteristics of Indian Federalism. Source of Indian Federalism, Comparative and Cooperative Federalism.

Module 2

Federalism under Indian Constitution: Democracy and Federalism, Challenges of Indian Federalism, State Autonomy and Centre Dominance, Administrative Relations, Financial Relations.

Module 3

Federalism and Centre-State Relation: Doctrine of Territorial Nexus, Scheme for Distribution of Legislative Powers, Commissions and Committees on Centre-State Disputes, Repugnancy and Residuary Power and its impact on Federalism.

Module 4

Federalism under Constitutional Dynamism: Role of Judiciary in Safeguarding Federal Features of Indian Constitution, Local Governance and Federal Character, Trade-Commerce Relation with Federalism, Emergency Provision and Federal Character of Constitution, Amendment Power and Federalism.

Module 5

Pattern of Federal Government: USA, Australia, Canada and India,

Comparative Study of distributions of power in other Federations, Canada, USA, Australia and India

Suggested Reading:

1. D.D Basu, Comparative Federalism, (Lexis Nexis)
2. D.D. Basu, Introduction to the Constitution of India, (Lexis Nexis)
3. M.P. Jain, Indian Federalism.
4. K.C. Wheare, Federal Governments
5. K.L. Bhatia, Federalism and Frictions in Centre-State Relations.

List of Cases

State of West Bengal v. Union of India, 1963 AIR 1241.

State of Rajasthan v. Union of India, 1977 AIR 1361

State of Karnataka v. Union of India, 1978 AIR 68.

Kesvananda Bharti v. State of Kerela, (1973) 4 SCC 225.

S.R. Bommai v. Union of India, 1994 AIR 1918, 1994 SCC (3).

**GROUP B
(BUSINESS LAW BRANCH)**

Paper 7.4 BANKING LAW

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module– I

Indian Banking Structure: Origin, nature and development of Banking in India, Types and functions of banks, Commercial banks, State Bank of India- UTI, IDBI, RRBs'-Local banks. **Banking Companies in India:** RBI, Constitution, Management and Functions, Banking Regulation Act, 1949.

Module – II

Employment of funds - Loans and Advances, Guarantees, Advances secured by Collateral securities, Agency Services, Financing of Exports, Special Banking Services, Advances to Priority Sectors and Credit Guarantee schemes Securitisation Act, 2002.

Module – III

Law relating to Negotiable Instruments, 1881 Act (Read with the amended Act of 2002):

Kinds of Negotiable Instruments, Holder and holder in due course, Parties of Negotiation, Endorsement, Liability of parties, Payment in due course Special rules of evidence, Material alteration, Noting and protest, paying banker and collecting banker, Bills in sets, Penal provisions under NI Act , Banker's book under Bharatiya Sakshya Adhiniyam, 2023.

Module – IV

Banker and customer Relationship: Definition of banker and customer, General relationship, Special relationship, Banker's duty of secrecy, banker's duty to honour cheques, banker's lien, and banker's right to set off, Appropriation of payments, Garnishee order, Customer's duties towards his banker. Opening of New Accounts, Special types of customers, Minor's A/C, Joint A/C, Partnership A/C, Company's A/C, Married women's A/C, Trust A/C, Joint Hindu family A/C. Illiterate persons A/C, lunatics A/C, Precautions for executors required in case of administrators, clubs, societies and charitable institutions to open an account.

Module – V

Ancillary Services and E- Banking: Remittances - General, Demand Draft, Mail Transfer, Telegraphic Transfer, Traveler's cheques, bank orders, credit card, debit/smart cards, safe deposit vaults, gift cheques, stock invest.

E-Banking: Definition, Internet banking, mobile banking, ATM banking, computerized banking, E- banking services, retail services, wholesale services, E-Cheque authentication, Banking Ombudsman.

Leading Cases:

State Bank Of India v. N.K. Modi

United Bank Of India v. Satyawati Tandon

Ramalingam Sugar Mills Ltd. v. Union of India

Laxmi Engineering Works v. State of Punjab

Suggestive Readings:

M. L. Tannan- Law of Banking.

M. S. Parthasarathy (Ed.), Khergamvala - Negotiable Instruments Act.

justice Bhaghabati Prasad Banerjee- Guide to Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002.

Avtar Singh – Negotiable Instruments Act.

A Review of Current Banking Theory and Practice: Basu, Subhash K

L. C. Goyle- The Law of Banking and Bankers.

GROUP A
(CONSTITUTION LAW BRANCH)
Paper 7.5 COMPARATIVE CONSTITUTION

Teaching Hrs. : L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module-1: Concept, Methods, Relevance and Challenges

Introduction to Comparative methods, Concept of Comparative Constitutional Studies, Historical Underpinnings of Comparative Constitutional Studies, Comparative Constitutional Studies: Universalization of Basic categories in Liberal Constitutions

Module-2: Perspectives on the Idea of Constitution

Relevance and Challenges in Comparative Constitutional Studies, General idea of (Liberal) Constitutions, Theories of Constitution, Constitution and the Problem of Social Order, Constitutional Moment and Constitutional Change

Module-3: State: Comparative Constitutional Perspectives

Constitution of India as a product of Comparative Studies, State and Sovereignty in Liberal Constitutions, Constitutional State and Legislative Formations, Constitutional State and Judicial Formations, State: Legal status of Social/Public goods

Module-4: Constitutional Borrowing: Rights, Rule of Law and Judicial Interpretations

Hindu Philosophy: Paradigms of a (Social) State and Law, Constitutional Borrowing and Judicial Interpretations, Impact of Borrowing on Rights' Interpretations: (Personal) Liberty and Freedom Speech

Module 5: Impact of Borrowing on Rights' Interpretations: Equality and Socio-Economic Rights and Justice, the emerging Concept of Rule of Law and Constitutional Borrowing, Rule of Law and Liberal constitutional Rights.

Suggested Readings:

Ran Hirschl, *Comparative Matters: The Renaissance of Comparative Constitutional Law*, (Oxford University Press, 2014).

Aharon Barak, *Comparative Law, Originalism and the Role of a Judge in a Democracy: A Reply to Justice Scalia* (Text of the Speech delivered on the occasion of 'The Fulbright Convention', January 29, 2006).

Sujit Choudhry (ed.), *The Migration of Constitutional Ideas* (2006).

M. Rosenfeld & A. Sajo, *The Oxford handbook of comparative constitutional law* (Oxford University Press, 2012).

Mark Tushnet & Vicki C. Jackson, *Comparative Constitutional Law* (Foundation Press, 1999),

Warner Menski, *Comparative law in a global context: The Legal Systems of Asia and Africa* (Cambridge University Press, 2006).

M. P. Singh, *Comparative Constitutional Law* (2nd edn., Eastern Book Co., 2011),

**GROUP B
(BUSINESS LAW BRANCH)**

7.5.INSURANCE LAW

Teaching Hrs. : L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module – I

Introduction: Nature of insurance, Indemnity, Subrogation, Contribution, History of Insurance and development of Insurance in India- Benefits of insurance, Insurance Act, 1938: Appointment of Administrator– Tariff Advisory Committee, Insurance Association of India, Reinsurance. Insurance Regulatory Authority: Its role and functions.

Module– II

Contract of Insurance: Classification of contract of Insurance- Nature of various Insurance Contracts, Parties thereto, Principles of good faith, extent of duty, non-disclosure, Misrepresentation in Insurance Contract, Insurable Interest.

Premium: Definition- method of payment, days of grace, forfeiture, return of premium.

The risk: Meaning and scope of risk Proximate Cause “Causa Proxima”.

Module– III

Life Insurance: Nature and scope of Life Insurance, Kinds of Life Insurance in India. The policy and formation of a life insurance contract, Event insured against Life Insurance contract, Circumstances affecting the risk, Amount recoverable under the Life Policy, Persons entitled to payment, Settlement of claim and payment of money, Assignment and nomination Insurance against third party rights.

The Motor Vehicles Act, 1988: Sec. (140-176), Nature and scope, Absolute or no-fault liabilities, third party or compulsory insurance of motors vehicles, Claims Tribunal, Own Damages Claims.

Module – IV

Fire Insurance: Nature and scope of Fire Insurance, Basic Principles, Conditions & Warranties, Rights & Duties of Parties, Claims, Public Liability Insurance. Introduction to Agriculture Insurance, History of Crop Insurance in India, Problems associated with Crop Insurance and Cattle Insurance in India.

Module– V

Marine Insurance: Nature and Scope, Classification of Marine policies, Insurable interest Insurable values, Marine insurance and policy, Conditions and express warranties, Voyage deviation, Perils of sea, Loss and kinds of Loss.

Leading Cases:

Reliance Life Insurance v. Rekhaven Nareshbhia Rathod

Mukund Dewangan v. Oriental Insurance Co.Ltd.

National Insurance co. Ltd. v. Swaran Singh & Ors.

National Insurance co. Ltd. v. Pranay Sethi

Suggestive Readings:

- E. R. Hardy Ivamy - General Principles of Insurance Law, relevant Chapters.
- Insurance Act, 1938.
- The Marine Insurance Act, 1963.
- General Insurance (Business) (Nationalization) Act, 1972.
- The Life Insurance Corporation Act, 1956.
- Motor Vehicles Act, 1988.
- K. S. N. Murthy and K. V. S. Sharma - Modern Law of Insurance in India.
- M. H. Srinivasan - Principles of Insurance Law

GROUP A
(CONSTITUTION LAW BRANCH)
**7.6. LOCAL SELF GOVERNMENT INCLUDING PANCHAYAT SELF-
ADMINISTRATION**

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module-1 Local Self Government

Concept of Local Self Government, Historical background of village administration in India, Theories of Local Self Government, Views of Mahatma Gandhi and Vinoba Bhave on Gram Swaraj and Panchayat Raj.

Module -2 Development of Local Self Government Institutions in Independent India

Major Efforts to develop viable Local Self Government in Independent India, Recommendations of Balwant Rai Mehta Committee (1957), Ashok Mehta Committee (1977-1978), Recommendations of GVK Rao Committee (1985), Prem Khandu Thungan Committee Report (1988), Law Commission Report on Gram Nyayalaya (1986) and Second Administrative Reforms Commission (2005), Bhuria Committee Report for Panchayat Extension to Scheduled Area Act, 1986 (PESA)

Module-3 Changing Pattern And Constitutional Status To Panchayat Raj

Self-Governance and the Panchayati Raj: Directive Principles in the Constitution, 73 Amendment and Eleventh Schedule of the Constitution, 74th Amendment and Twelfth Schedule of the Constitution, Powers and Functions of Local Self Governments in India, Changing Pattern of Panchayati Raj

Module 4: Rajasthan Panchayati Raj Act, 1994.

Module 5: Issues And Challenges in Local Self Government

Rural Development Programmes -Challenges and Issues in India Unit-XIII: Panchayat Raj Institutions Issues and Challenges-Causes for Failures of Panchayat Institutions Unit-XIV: Urbanisation Process - Challenges and Issues in India

Suggestive Readings:

1. Panchayati Raj: Oxford India Short Introductions (Oxford India Short Introductions Series) Paperback (2013, by Kuldeep Mathur (Author)
2. Local Government in India Paperback — (2011) by Pradeep Sachdeva
3. Local Self Government Including Panchayat Administration by Paridhi Sharma, Harsha Bhalse Amar Law Publication, Indore
4. Government of India, Report of the Committee on Panchayati Raj Institutions (1978)
5. Recommendations of Balwant Rai Mehta Committee (1957)
6. Ashok Mehta Committee (1977-1978)
7. Recommendations of GVK Rao Committee (1985)
8. Prem Khandu Thungan Committee Report (1988)
9. Law Commission Report on Gram Nyayalaya (1986)
10. Second Administrative Reforms Commission (2005)

GROUP B
(BUSINESS LAW BRANCH)
7.6 CORPORATE FINANCE

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1: Introduction

Meaning, importance and scope of corporate finance, Capital needs-capitalization working capital-securities borrowings- deposits debentures, Objectives of corporation finance-profit maximization and wealth maximization, Constitutional perspectives- the entries 37, 38, 43, 44, 45, 46, 47, 52, 82, 85 and 86 of List 1 Union List entry 24 of List 11- State List

Module 2: Equity Finance

Share Capital, Prospectus information disclosure, Issues and allotment, Shares without monetary consideration, non-opting equity share.

Module 3: Debt Finance

Debentures, Nature, issue and class, Deposits and acceptance, Creation or charges, Fixed and floating charges, Mortgages, Convertible debentures.

Module 4: Conservation of Corporate Finance

Regulation by disclosure, Control on payment of dividends, Managerial remuneration, Payment of commissions and brokerage, inter corporate loans and investments, pay back of share, other corporate spending

Module 5: Administrative Regulation on Corporate Finance

Inspection of accounts, SEBI, Central government control, Control of registrar of companies, RBI control Select bibliography.

Suggested Reading:

S.C. Kuchhal Corporation finance: Principles and Problems (6th ed. 1966)

V.G. Kulkarni, Corporate Finance (1961)

Y.D. Kulshreshtha, Government Regulation of Financial management of Private Corporate Sector in India (1986)

Journals - Journal of Indian Law Institute, Journal of Business Law, Chartered Secretary, Company Law Journal, Law and Contemporary Problems.

Statutory Materials - Companies Act and laws relating SEBI, depositories, industrial financing and information technology.

B.A. LL.B. 5 YEAR INTEGRATED

(HONOURS COURSE)
4th Year (Semester –VIII)

Paper 8.1 LAW OF CRIMES (BHARTIYA NYAYA SANHITA/IPC) [COMPULSORY PAPER]

Teaching Hrs. : L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module –I

Law of Crimes: Introduction, Origin and Definition of Crime and Principles of Criminal Liability, Essentials of Crime (Mens Rea and Actus Reus) and Stages of Crime Motive, Intention, Attempt (Section 62) and Preparation.

The Bhartiya Nyaya Sanhita, 2023: Introduction, Nature and Scope, Definitions and General Explanations (Section 02 & 03) Common Intention Section 3 (5) and Common Object (with reference to Unlawful Assembly, Riot and Affray) (Section 189) Mob-lynching Punishments including Community Service (Section 4). Salient features of the BNS, 2023 and comparison with IPC, General explanations and definitions.

Module-II

General Exceptions: Inchoate Crimes and Offences Against Women General Exceptions and Right of Private Defense (Section 14-44) Abetment and Criminal Conspiracy (Section 45- 61) Sexual Offences, Criminal force, and Assault against Women (Section 63-79) Offences Related to Marriage (Section 80-87) Offences related to Causing Miscarriage (Section 88-92) Offences Against Child (Section 93-99).

Module- III

Offences: Against Human Body, Against State, affecting Life, Homicide, Culpable Homicide & Murder, Death Caused by Negligence (Section 100-110), Hurt, Grievous Hurt and Acid Attack (Section 114-120, 124), Wrongful Restraint, Wrongful Confinement Criminal Force and Assault (Section 126-131), Kidnapping and Abduction (Section 137-143), Organized Crimes and Terrorist act (Section 111-113), Offences against the State (Section 147- 158) .

Module-IV

Offences Against Public Justice: Offences Related to Election (Sections 169-177), Offences by or Relating to Public Servant (Section 198-205), Offences Relating to Coin, Currency, Notes, Bank Notes and Government Stamps (Section 178- 182), Giving False Evidence (Section 227-229), Offences Affecting public Health, Safety, Convenience and Morals (Section 270-281), Sale of Obscene books and objects (Section 294-296) Keeping Lottery Office (Section 297).

Module-V

Offences Against Property and Reputation: Theft, Extortion, Robbery & Dacoity (Sections 303-313), Criminal Misappropriation of Property and Criminal Breach of Trust

(Section 314-316), Receiving Stolen Property, Cheating and Fraudulent Deeds (Section 317-323), Mischief (Sections 324-326) and Criminal Trespass (Sections 329-334), Offences Relating to Documents and Property Marks (Sections 336, 340, 344, 345-350), Criminal Intimidation (Sections 351-355), Defamation (Sections 356).

LEADING CASES:

- Arnesh Kumar v. State of Bihar & Anr. AIR 2014 SC 2756
- Barendra Kumar Ghosh v. King Emperor, AIR 1925 PC 1
- Bachan Singh v. State of Punjab AIR 1980 SC 898
- Basdev v. State of PEPSU, AIR 1956 SC 488
- I.C.I.C.I Bank Ltd. v. Prakash Kaur AIR 2007 SC 1349
- Independent Thought v. Union of India AIR 2017 SC 4904
- Joesph Shine v. Union of India AIR 2018 SC 4898
- K.M. Nanavati v. State Maharashtra AIR 1962 SC 605
- Laxmi v. Union of India & Ors. (2015) 2014 SCC 2 427
- Mahub Shah v. Emperor AIR 1945 PC 115
- Navtej Singh Johar v. Union of India AIR 2018 SC 4321
- R.V. Govinda (1876) ILR I Bom. 342.
- R v. McNaughten (1843) 8 E.R. 718
- Reg. v. Govinda (1876) I Bom. 342
- Shreya Singhal v. Union of India, 2015 Indlaw SC 211
- State (N.C.T. of Delhi) v. Navjot Sandhu 2005 Cr. L.J. 2950 SC
- Virsa Singh v. State of Punjab AIR 1958 SC 465

Paper 8.2 Procedure Law – I (C.P.C.)
THE CODE OF CIVIL PROCEDURE 1908 AND THE LIMITATION ACT, 1963
[COMPULSORY]

Teaching Hrs. : L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1

Definitions, suits in general, suits of civil nature, stay of suit, Res judicata, Res subjudice, Foreign Judgment.

Module 2

Place of trial, Transfer of suits, Joinder, non-joinder and mis-joinder of parties and causes of action, Service of Summon, Attachment before judgment, Arrest before Judgment. Supplemental proceedings.

Module 3

Execution in general: Courts by which decrees may be executed, powers of the court executing the decrees. Transfer of decrees for execution and modes of execution, Stay of execution, Suits in particular cases (Orders xxix to xxxiii). Abatement of suits, summary proceedings.

Module 4

Temporary injunction and Appointment of Receiver, Appeals-Appeals against order and appeal against decree, Review. Revision and Reference, Transfer of cases, Restitutions, Caveat, Inherent powers.

Module 5

The Limitation Act, 1963 (Omitting the Schedule) Definitions: Purpose, Policy, Scope, Applicant, bond, Defendant, easement, good faith, plaintiff, period of limitation Relationship between limitation, laches, acquiescence, estoppels and res judicata; Limitation of suits, appeals and applications, disability, computation of period of limitation, acknowledgement and part payment, acquisition of ownership by prescription

Leading Cases:

1. Shri Sinha Ramanuja v. Ranga Ramanuja, AIR 1961 SC 1720.
2. Seth Hukumchand v. Maharaja Bahadur Singh AIR 1933 PC 193
3. Narain Bhagwant Rao v. Gopal Vinayak AIR 1960 SC 100
4. Garikapati Veerava v. Subbiah Chaudhary, AIR 1957 SC 540.
5. Deoki Nandan v. Murlidhar, AIR 1957 SC 133.
6. Deity Pattabhirama Swamy v. Hanmayya, AIR 1959 SC 57.
7. S.M. jakati v. B.M. Borker, AIR 1959 S.C. 282.

Suggested Reading:

1. Mulla- Civil Procedure Code.
2. Singh S.N. - Civil Procedure Code.
3. Sahai on Civil Procedure.
4. Tandon, M.P. - Civil Procedure Code (English & Hindi)
5. C.K. Tekwani- Civil Procedure Code
6. T.P. Tripathi- Civil Procedure Code & Limitation ACT

Paper 8.3 CRIMINAL MINOR ACTS [COMPULSORY]
Teaching Hrs.: L-04 **Exam Hrs. – 3**
Total: 100 Marks (Internal 30 External 70)

Module-I

Narcotics Drugs Psychotropic Substance Act, 1985- Historical Background, Contribution Purpose, Preliminary, Authorities and officers, National Fund for Control of Drug Abuse, Prohibition, Control and Regulation, Offences and Penalties, Procedure, Forfeiture of Property etc. Punishment.

Module-II

The Scheduled Castes and The Scheduled Tribes (Prevention of Atrocities Act, 1989) Preliminary, Historical Background, Role, Purpose, Offenders, Victims, Offences, Punishments etc. Special Courts, Investigation, Rehabilitation.

Module-III

Protection of Child from Sexual Offences Act, 2012 – Historical Background, Purpose, Preliminary, Sexual Offences against children, using child for pornographic Purposes and Punishment, Abetment of an Attempt to commit offence, Procedure for Reporting, Procedures for Recording Statement of the Child, Special courts, Procedure and powers, Miscellaneous.

Module-IV

Information Technology Act., 2000 (A): Special Emphasis on Cyber Crimes. Historical Background, Preliminary Digital Signature, Attribution, Acknowledgement, Dispatch of Electronic Records, Secure Electronic, records and digital signatures, Regulations of Certifying Authorities.

Module-V

Information Technology Act., 2000 (B): Digital Signature certificates, Duties of Subscribers, penalties and Adjudication, Cyber Regulations Appellate Tribunal, Offences, Network service providers not to be liable in certain case, Miscellaneous cyber-crimes.

Suggesting Readings : [Bare Acts with latest Amendments and Commentaries]

Narcotics Drugs Psychotropic Substance Act, 1985

The Scheduled Castes and The Scheduled Tribes (Prevention of Atrocities Act, 1989

Protection of Child from Sexual Offences Act, 2012

Information Technology Act., 2000

(GROUP A)
CONSTITUTION LAW BRANCH
Paper 8.4 HUMAN RIGHT LAW AND PRACTICE
Teaching Hrs. : L-04 **Exam Hrs. – 3**
Total: 100 Marks (Internal 30 External 70)

Module – I

Human Rights: Concept and Theories of Rights, Natural Law and Natural Rights, Meaning, Concept and Classification, Historical Evolution and Theories.

Human Rights of First Generation: Meaning, Scope, Relevant Provisions in Universal Declaration of Human Rights, 1948, International Covenant on Civil and Political Rights, 1966 and its Optional Protocol, Convention on the Prevention and Punishment of Genocide, 1948, Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, 1984 and ILO Convention concerning the Abolition of Forced Labour, 1957, Enforcement and Challenges.

Module – II

Human Rights of Second Generation: Meaning, Scope, Relevant Provisions in Universal Declaration of Human Rights, 1948, International Covenant on Economic, Social and Cultural Rights, 1966 and ILO Convention No. 87, 98, 100 and 102; Role of UNESCO, Enforcement and Challenges.

Module – III

Human Rights of Third Generation: Concept of Collective Rights and Solidarity Rights, Relevant Provisions in Stockholm Declaration, 1972, Rio Declaration, 1992, Declaration on the Right to Development, 1986 and Millennium Development Goals; U.N.E.P., U.N.D.P., Enforcement and Challenges.

Module – IV

Human Rights and the UNO: Regional Protection of Human Rights, European Convention on Human Rights, 1950: Rights and Implementation Mechanisms under European Court of Human Rights, Inter-American Convention on Human Rights, 1969: Rights and Implementation Mechanisms under Inter-American Commission of Human Rights and Inter American Court of Human Rights.

Module – V

Human Rights of Disadvantaged Groups:

Women: CEDAW 1979: Rights of Woman, Obligation of States and the Committee on Elimination of Discrimination against Women.

Children: Convention on the Rights of the Child(1989), Obligation of States and the Committee on the Rights of the Child.

Refugees: Statute of the Office of the UN High Commissioner for Refugees, 1950- Scope (Article 6A) and Role of UNHCR; Convention on the Status of Refugees, 1951- Definition of Refugee and Obligation of the States, Definition of Refugees under the Protocol Relating to the Status of Refugees, 1967, Principle of Non-Refoulement, Climate Refugees and Internally Displaced Persons.

Indigenous People: ILO Convention No. 107 and 169 and Recommendation No. 104 and United Nations Declaration on the Rights of Indigenous Peoples, 2007.

Leading Cases:

- Lawless v. Ireland 1961 ECHR
- Kishore Chand v. State of H.P. 1991
- Air India Statutory Corporation v. United Labour Union 1997
- National Legal Services Authorities v. UOI 2014
- People's Union for Civil Liberties v. UOI 2005

Suggestive Readings:

- Daniel Moeckli, Sangeeta Shah, Sandesh Sivakumaran, and David Harris (eds), International Human Rights Law, (OUP 2013).
- Dinah Shelton, Analysis of African Commission for Human Rights Decision Regarding Communication 155/96, 96 A.J.I.L. 937 (2002).
- Brownlie and Guy Goodwin-Gill, Brownlie's Documents on Human Rights, (5th ed., OUP 2006).
- Nsongurua J. Udombana, CRITICAL ESSAY Can the Leopard Change Its Spots the African Union Treaty and Human Rights, 17 Am. U. Int'l L. Rev. 1177, (2002).
- Patrick Hayden, —The Philosophy of Human Rights (Paragon Issues in Philosophy) I, 2001.
- Philip Alston (Author), Ryan Goodman (Author), Harry J. Steiner (ed), International Human Rights in Context: Law, Politics, Morals, (3rd ed, OUP 2007).
- Rhona K.M. Smith, Textbook on International Human Rights, (6th ed, OUP 2014).
- Yannaras Christos, Human Rights and the Orthodox Church, Greek Orthodox Archdiocese of America, 2003.
- Human Right H. O. Agrawal
- Human Right and The Law -Paras Diwan - Peeyusi Diwan

(GROUP B)
BUSINESS LAW BRANCH
Paper 8.4 LAW OF TAXATION

Teaching Hrs. : L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module – I

Income Tax Act, 1961: Objectives, Definition, Concept, Key Features of the Act, Types of Tax Laws: Direct and Indirect Taxes, Residential Status of Persons, Heads of Income and Computation of Income, Income from Salaries, House Property, Self Occupied, Deductions and Computation of Income, Income from Let Out Exemption of Property income from tax, Capital Gains, Profits and gains of Business or Profession, Income from other Sources Clubbing of Income, Set off and Carry Forward of losses, Rebates and Reliefs, Taxation of Natural and Legal Persons. An Overview of Individuals, Hindu Undivided Family, Companies and Firms, Association of Persons, Trust and Cooperative Societies, Charitable and Religious Institutions.

Module – II

Assessment and Appeal Procedure under the Income Tax Act, 1961: Return of Income, Kinds of Assessment, Appellate Procedure. Authorities Under The Income Tax Act- Director General of Income Tax, Director of Income Tax, Additional Director, Joint Director, Deputy Director, Assistant Director, Income Tax Officer, Tax Recovery Officer, Inspector of Income Tax, Power and Functions of Various Authorities. Meaning and Distinction of Tax Avoidance, Tax Evasion and Tax Planning. Inspections, Search, Seizure, Penalties for Tax Evasion and Tax Avoidance.

Module – III

The Central Goods and Services Tax Act, 2017: Need, Importance, Objectives, Definition, Concept, Key Features for Enactment of the Act, Administration, Levy and Collection of Tax, Time and Value of Supply, Input Tax Credit, Registration, Tax Invoice, Credit and Debit Notes, Accounts And Records, Returns, Payment of Tax, Refunds, Assessment, Audit, Inspection, Search, Seizure and Arrest, Demands and Recovery, Liability To Pay in Certain Cases, Advance Ruling, Appeals and Revision, Offences and Penalties, Transitional Provisions, Miscellaneous, Judicial Responses.

Module– IV

The Integrated Goods and Service Tax Act, 2017: Need, Importance, Objectives, Definition, Concept, Key Features for Enactment of the Act, Judicial Responses, Administration, Levy and Collection of Tax. Determination of Nature of Supply, Place of Supply of Goods or Services or Both. Refund of Integrated Tax to International Tourist, Zero Rated Supply, Apportionment of Tax and Settlement of Funds and Miscellaneous.

Module – V

Union Territory Goods and Services Tax Act, 2017: Need, Importance, Objectives, Definition, Concept, Key Features for Enactment of the Act, Judicial Responses, The Taxation and Other Laws (Relaxation and Amendment of Certain Provisions) Act, 2020, Need, Importance, Objectives, Definition, Concept, Key Features for Enactment of the Act, Judicial Responses. *The Direct Tax Vivad se Vishwas Act*, 2020; Need, Importance, Objectives, Definition, Concept, Key Features for Enactment of the Act, Judicial Responses.

Suggestive Readings:

- Income Tax Act, 1961
- The Integrated Goods And Service Tax Act, 2017
- The Central Goods And Services Tax Act, 2017 (12 of 2017) as amended by the - The Central Goods And Services Tax (Extension To Jammu And Kashmir) Act, 2017 (NO. 26 of 2017)
- The Finance Act, 2018 (NO. 13 OF 2018)
- The Central Goods And Services Tax (Amendment) Act, 2018 (NO. 31 OF 2018);, The Finance (NO. 2) Act, 2019 (NO. 23 of 2019), The Finance Act, 2020 (NO. 12 of 2020)
- Vinod K. Singhania / Monica Singhania: Taxmann's Corporate Tax Planning & Business Tax Procedures with Case Studies-Legal Position(s) Amended up to 20th August 2020 (24th Edition September 2020)
- Atal Kumar, Taxation Laws, 3rd Ed. (Rep.), Central Law Publication, 2020
- Dr. H. C. Mehrotra , Prof. V.P. Agarwal, Goods and Services Tax (G.S.T) 5th Revised and Updated 5th edition (Hindi): Sahitya Bhawan Publications; (2018)
- The Constitution (One Hundred and First Amendment) Act, 2016:
- Union Territory Goods and Services Tax Act, 2017

GROUP A
CONSTITUTION LAW BRANCH
Paper 8.5 MEDIA AND LAW

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module - I

Introduction - Media and its Different Forms; Introduction to Media Law; Mass Media, Print and Electronic Media; Role of Media: Conditioning and socialization of community, addressing socio-cultural diversity, Media and Identity (disability and media);

Media Ownership - Public and Private; Media and Political control;

Module - II

Democracy and Media, Feminism and Media; Globalization & Mass Media; Freedom of Press: Constitutional Perspectives Freedom of Speech and Expression; Freedom of Press: Constitutional Perspectives; Power to legislate - Article 246 read with the Seventh Schedule.

Module - III

Advertisement - Its inclusion within freedom of speech and expression Emergency and Press Censorship. Media; Paid News and Privacy; Historical Background of Village Administration in India; Investigative Journalism & Sting operation; Trial by Media vis-a-vis Fairness, Contempt of Court; Privacy and Media; Laws of defamation, obscenity, blasphemy and sedition; Media Reporting and Hate Speech.

Module - IV

Media Censorship and Social Reactions Censorship: Print and Electronic Media; Social Media and Society; social media and Technology; Universality of social media and state regulation; social media as electoral stimulator; Ethical Journalism.

Module- V

Statutes that regulate and control the various media such as Broadband, Cable TV, Networks, Cinemas, Newspapers, DTH, Radio, Television, Video-Cassettes etc., The various Acts and Rules relating to the regulatory bodies (their constitution, functions, procedures, powers etc.) like the Prasar Bharati, Press Council, the Registrar of Newspapers, TDSAT, TRAI, etc.

Suggested Readings:

D. D. Basu, LAW OF THE PRESS, (LexisNexis, 2016).

Duncan Bloy and Sara Hadwin, LAW AND THE MEDIA, (Sweet & Maxwell, 2011).

Sarah Oates, INTRODUCTION TO MEDIA AND POLITICS, (2008).
Sebastian Paul, ETHICS AND THE MEDIA, (LexisNexis, 2015).

Ram Jethmalani and D. S. Chopra, MEDIA LAW, (Thomson Reuters, 2014).
Wouter de Been ef. al., CROSSROADS IN NEW MEDIA, IDENTITY AND LAW,
(Palgrave Macmillan, 2015).

(GROUP B)
BUSINESS LAW BRANCH
Paper 8.5- COMPETITION LAW

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module I- History and Development of Competition Law

History and Development of Competition Law, Constitutional vision of Social Justice/ Socialism – Liberalization and Globalization; Raghavan Committee Report, Competition Act 2002; an Overview of Competition Law in India, Important Definitions under the Competition Act, 2002.

Module II- Anti Competitive Agreements

Anti- Competitive Agreements under the Competition Act, 2002. Appreciable Adverse Effect on competition in the Market. Determination of Relevant Market – Rule of Reason and Perse. Illegal rule – Horizontal and Vertical restraints, Exemption, Penalties, Prohibition of Anti- Competitive Agreements. Cartel- Predatory Pricing, bid rigging.

Module III- Regulation of Abuse of Dominant Position and Regulation of Combinations

Introduction – Dominance in the Market – Relevant Market – Abusive Conducts under the Competition Act. 2002 – Penalties – Prevention of Abuse of Dominance. Combinations: Merger, Acquisition, Amalgamation and Takeover- Horizontal, Vertical and Conglomerate Mergers- Combinations covered under the Competition Act. 2002 – Regulations, Penalties.

Module IV- Enforcement Mechanisms

Enforcement Mechanisms under the Competition Act. 2002 – Competition Commission of India – Constitution of the CCI – Powers and Functions – Jurisdiction of the CCI adjudication and appeals- Director General of Investigation (DGI) – Competition Appellate Tribunal (CAT) – Enforcement Mechanisms.

Module V- Competition Advocacy and Emerging Trends in Competition Law (National and International)

Competition Advocacy in India and other foreign jurisdictions, Intellectual Property Rights and Competition Law, International Trade Law and Competition Law.

Suggested Readings:

1. Mittal D.P., Taxmann's Competition Law (2007) Universal Guide to Competition Law in India-2003, Universal Law Publishing Company, New Delhi.
2. Ramappa. T., Competition Law in India- Policy, Issues and Development 3rd ed.- 2013, Oxford University Press, New Delhi
3. Ad iP.Talati and Nahar S. Mhala, Competition Act, 2002- Law, Practice And Procedure, Commercial Law Publishers (India)Pvt.Ltd. (2006)
4. Dr. V.K. Agarwal Competition Act, 2002 – Principles and Practices
5. Barry J Rodger and Angus MacCulloch, Competition Law And Policy In The EU And UK , 293-295, Cavendish Publishing Limited, 3rd ed. (2004)
6. Cedric Ryngert, Ec Competition Law Giorgio Monti, Cambridge University Press(2007)
7. M. Dugar, Commentary on MRTP Law, Competition Law & consumer Protection Law, 4th ed. – 2006, Wadhwa Nagpur
8. Richard Whish, Competition Law, Oxford University press, 2008

(GROUP A)
CONSTITUTION LAW BRANCH
Paper 8.6 GENDER JUSTICE AND FEMINIST JURISPRUDENCE
Teaching Hrs.: L-04 **Exam Hrs. – 3**
Total: 100 Marks (Internal 30 External 70)

Module-I

Introduction to socio-legal dimensions of gender: Gender justice , Notions of sex and gender , Deconstructing , “Man”, “Woman”, “Other” , Private-public dichotomy; Women in ancient, medieval and modern India: An overview, Current status of women:- Indicators of status: Difference in - likelihood of survival; female foeticide, assigned human worth; and control over property valued goods and services, working conditions, knowledge and information, political processes, symbolic representation, one’s body, daily lifestyles, reproductive processes , Gender Justice in India: An overview

Module-II

Patriarchy and Feminist Jurisprudence: Understanding Patriarchy and feminism, Sameness and difference between masculine and feminine, Men’s rights against cruelty-misuse of 498A and Domestic Violence Act, 2005; Gender neutrality adjudication in case of sexual harassment. Liberal feminism Radical feminism, Socialist/Marxist feminist approaches

Module-III

International perception on human rights and women rights: Universal Declaration of Human Rights (UDHR), International Covenant on Economic, Social and Cultural Rights (ICESCR), International Covenant on Civil and Political Rights (ICCPR), UN Convention for the Elimination of Discrimination against Women, UN Human Rights Council Resolution on Human rights, sexual orientation and gender identity.

Module-IV

Women protection in India: Bharatiya Nyaya Sanhita 2023, gender proactive labour laws, Law Protecting Women against Sexual Harassment at Work Place, (Prevention, Prohibition and Redressal) Act 2013, Property Rights of Women, Medical Termination of Pregnancy Act, 1971; PC & PNDT Act 1994.

Module-V

LGBTQ Rights: Lesbian, gay, bisexual and transgender (LGBT) rights in India and other countries; living condition of LGBTQ, political rights, Recognition of same-sex relationships, Discrimination protection under Indian Constitution, Transgender Persons (Protection of Rights) Act, 2019.

Leading cases:

- Shayara Bano v. UOI 2017
- Mohammed Ahmed Khan v. Shah Bano Begum 1985
- Vishaka v. State of Rajasthan 1997

- Navtej Singh Johar & others v. Union Of India 2018
- Naz foundation v. Govt of NCT of Delhi 2009

Suggestive Readings:

- Monica Chawla, Gender Justice: Women and Law in India, EBC, 2016
- Subhash Chandra Singh, Gender Justice, Serials Publications, 2009
- Flavia Agnes, Law, Justice, and Gender: Family Law and Constitutional Provisions in India, Oxford University Press, 2011
- Related Bare Acts.

(GROUP B)
BUSINESS LAW BRANCH
Paper 8.6 INFORMATION TECHNOLOGY LAW

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module- I

Preliminary and Digital Signature and Electronic signature **(Section 1 to 3A)**

Module- II

Electronic Governance and Attribution, Acknowledgement and Dispatch of Electronic Records **(Section 4 to 13)**

Module- III

Secure Electronic Records and Secure Electronic Signature and Regulations of Certifying Authority **(Section 14 to 34)**

Module- IV

Electronic Signature Certificates and Duties of Subscribers **(Section 35 to 42)**

Module-V

Penalties, Compensation and Adjudication and Chapter X: The Appellate Tribunal and Offences. **(Section 43 to 78)**

Suggestive Readings :

Lawmann's Information Technology Act, 2000

Information Technology Act, 2000 (Bare Act)

Justice R N Pandey: Commentary on the Information Technology Act, 2000

Shikher Deep Aggarwal: Commentary on the Information Technology Act, 2000

B.A. LL.B. 5 YEAR INTEGRATED
(HONOURS COURSE)
5th Year (Semester –IX)

**Paper 9.1 PROCEDURAL LAW II (Cr.P.C/THE BHARATIYA NAGARIK SURAKSHA
SANHITA, 2023)**

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module- I

Introduction: The Bharatiya Nagarik Suraksha Sanhita, 2023. History, Enactment, and Implementation of the Sanhita, 2023. Key highlights of Bhartiya Nagrik Suraksha Sanhita, 2023 and comparison with Criminal Procedure Code, 1973. Objects, Extent & Commencement and Definitions under the Sanhita, 2023 (Section 01 – 03), Constitution of Criminal Courts and Offices (Sections 06-20), Power of Courts (Sections 21- 29), Organization of Police, Prosecutor, Defense Counsel and Prison Authorities and their Duties, Powers and Functions of Police (Section 30-34).

Distinction between: Cognizable and Non-Cognizable Offence, Warrant and Summons, Bailable and Non-bailable, Compoundable and Non-compoundable, Arrest with and without warrant. Rights of the Accused Person and the Concept of Fair Trial.

Module-II

Pre-trial Procedure (Investigation, Arrest and Bail): Procedure for Investigation, Inquiry and Inquest (Sections 173-184, 187, 190, 191, 193, 197, 198, 202), Cognizance and Committal Procedure (210-232), Arrest and Detention, Custody- Police and Judicial Custody (Section 35-62).

Bail: Types of Bail, Default Bail, Anticipatory Bail, Interim Bail, Cancellation of Bail and Bail Bond (section 478-496), Processes to Compel Appearance of Person, Production of Property/Things - Confiscation & Attachment of Property/ Proceeds of Crime (Section 63- 110).

Module-III

Trial Procedure (Framing of Charges and Trial before Court of Sessions): Maintenance of Public Order and Tranquility: Unlawful Assemblies and Public Nuisances (Sections 148-152,163), Preventive Action of the Police (Section 168-172). Framing of Charge: Addition and Alteration of Charges, Joinder of Charge/Trial, Withdrawal of Prosecution (Sections 227-259). Jurisdiction of the criminal courts in Inquiries and Trials (Sections 197, 198, 202). Commencement of proceedings before Magistrates and Trial before Court of Sessions (Sections 227, 228,230, 248-259).

Module-IV

Summary Trials, Judgment and Special Provisions for Maintenance: Trial of Warrant Cases and Trial of Summons Cases (Section 261-282), Summary Trials (Sections 283-288); Plea Bargaining (Sections 289-300), General Provisions as to Inquiries and Trials (Sections 337, 340, 341, 342, 343, 344, 345, 348, 349, 359, 360).

Judgement, Victim compensation and Witness Protection (Sections 392-406), Submission of Death Sentences for Confirmation (Sections 407-412). Special Provisions of Maintenance of Women, Children and Parents (Section 144-147).

Module-V

Appeal, Revision, Reference, and Miscellaneous Provisions: Appeals (Sections 413-424, 427-430, 434, 345), Reference and Revision (Sections 436-445; Transfer of Criminal Cases (Sections 446- 452), Remission and Computation of Sentences (Sections 461-462), General Provisions regarding Execution, Suspension, Remission and Commutation of Sentences (Sections 465, 466, 467, 468, 471-477). Limitation for taking cognizance of certain offences (Sections 513-519). Trial Before High Court, Power and Duties of High Court, Repeal and Savings (Section 520-531).

LEADING CASES:

- Arnesh Kumar v. State of Bihar & Anr. AIR 2014 SC 2756
- D.K. Basu v. State of West Bengal (1997) I SCC 416
- Danial Latifi & Anr. V. Union of India AIR 2001 SC 3958
- Kashmira Singh v State of Punjab, (1977) 4 SCC 291
- Lalita Kumari v. Govt. of U.P. (2014) 2 SCC I
- National Investigation Agency v. Zahoor Ahmad Shah Watali AIR 2019 SC 1734
- Pritam Singh v. State of Punjab, AIR 1956 SC 415
- Purshottam Das Dalmia v. State of West Bengal, AIR 1968 SC 1589
- Sakiri Vasu v. State of U.P. and Others (2008) 2 SCC 409
- Satwant Singh v. State of Punjab, AIR 1956 SC 286
- State of U.P. v. Singhara Singh, AIR 1964 SC 359
- Tahsildar Singh v. State of U.P., 1959 AIR SC 1012

Suggestive Readings:

- D.D. Basu, Criminal Procedure Code 1973, Vol. I & II, LexisNexis, 2017
- Sarkar on Criminal Procedure Code, Vol. I & II., LexisNexis 2013.
- Sir John Woodroffe, Commentaries on Code of Criminal Procedure (in 2 Vols.) Ed. 3rd edition, Law Publishers India Pvt. Ltd. Reprint 2018.
- Sohoni's Code of Criminal Procedure, 1973(Set of 5 Volumes) 22nd Ed, Lexis Nexis, 2018.

Paper 9.2 ARBITRATION, CONCILIATION AND MEDIATION

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module I

Understanding Conflict and Disputes: Modes of Dispute Resolution, Need and Importance of Mediation, Mediation and Restorative Justice, Theory of Restorative Justice and its Application, Gandhian Principles of NonViolent Conflict Resolution, Traditional Mediation Practices in India and Abroad, Concept of Alternate Dispute Resolution (ADR), Advantages and Disadvantages of ADR, Constitution of India (Article 39-A), 222nd Report of Law Commission (Basic Overview), Section 89 of Code of Civil Procedure.

Module II

Evolution of Mediation/Conciliation: As a Mode of Settlement of Disputes, Distinction Between Arbitration, Mediation, Conciliation, Negotiation; Nature, Scope, Limitations and Necessity of Alternative Modes of Disputes Resolution, Theory of Negotiation, Approaches to Negotiation Positional Bargaining, Interest-based Bargaining or Principled Negotiation Preparation for Negotiation Collaborative Communication Skills, Negotiating Skills, Negotiation Exercises, Mediation and Conciliation Project Committee.

Module III

Mediation and Conciliation: Theory of Mediation, Key Concepts in Mediation-Essential Elements, Process and Stages, Approaches to Mediation, Role of the Mediator (Court Annexed and Private), Preparation for Mediation/Conciliation Process, Confidentiality and Neutrality, How to Write An Award, Ethical Issues in Mediation /Conciliation Mediation in India, Institutions and Their Role. Enforcement Laws and Procedures Important Developments in Mediation, Growth of Virtual Dispute Resolution, Pre-Institution Mediation, UNCITRAL Model Law, Singapore Convention, Contemporary Developments. Judicial Interpretation and Relevant Case Law, Dispute Resolution Institutions in India.

Module– IV

Importance of Communication: Elements of Verbal and Non-Verbal Communication, Effective and Ineffective Communication Techniques, Conducting Effective Mediation, Decision-making Techniques, Problem-Solving Tactics, Ensuring Positive Outcomes Qualities and Skills of Mediators, Developing Mediation Skills, Code of Ethics, Confidentiality Requirements, Status of Mediated Agreements, Drafting of Agreements, Sanctity of Mediated Agreements.

Module – V

Arbitration: The Arbitration and Conciliation Act, 1996 (including the Amendment Acts of 2015, 2019 and 2021) Need, Importance, Objectives, Definition, Concept, Key Features of the Acts /Amendments; Judicial Responses, Kinds of Arbitration (Ad-Hoc

and Institutional), Concept of International Commercial Arbitration (Basic Overview), Conducting Mock Arbitration on a Decided Case.

Suggestive Readings:

- Sriram Panchu Mediation Practice & Law: The Path to Successful Dispute Resolution Lexis Nexis, 2015.
- Mediation and Conciliation Project Committee, Supreme Court of India, Mediation Training Manual of India; available at: <https://main.sci.gov.in/mediation>
- Stephanie P. Stobbe, et. al. Conflict Resolution in Asia, Mediation and Other Cultural Models, Lexington Books, 2020

Paper 9.3 THE BHARTIYA SAKSHYA ADHINIYAM, 2023

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module-I

Introduction: History, Nature, Scope and Applicability of Bhartiya Sakshya Adhiniyam, 2023, Definitions (Section 2), Relevancy and Admissibility, Rebuttable Presumptions, Irrebuttable Presumptions and Conclusive Proof, Types of Evidence and Admissibility of Circumstantial Evidence, Relevancy of Facts and Closely Connected Facts (Sections 3-14).

Module- II

Relevancy of statements and judgements: Admissions and Confessions (Sections 15-25), Statement of Persons who cannot be called as Witness (Sections 26-27), Dying Declaration (Section 26(a)), Statements under Special Circumstances (Sections 28-32) and Judgments of Courts when relevant (Sections 34-38).

Module- III

Expert Opinion Relevancy of Character and Types of Evidence: Opinions of Third Persons when relevant (Sections 39-45), Opinion of Forensic Science Expert and Evidentiary Value of D.N.A. Test, Narco-Analysis and Polygraph Test (Section 39), Character when relevant (Sections 46-50), Facts which need not to be proved (Sections 51-53), Oral and Documentary Evidence and Admissibility of Electronic Evidence (Sections 54- 73).

Module-IV

Documentary Evidence and Doctrine of Estoppel: Public Documents (Section 74-76) Presumptions as to Documents (Section 78-93), Exclusion of Oral Evidence by Documentary Evidence (Section 94-103), Burden of Proof and Presumptions relating to Burden of Proof (Section 104 -120), Doctrine of Estoppel (Section 121-123).

Module-V

Production And Effect of Evidences: Witnesses and Privileged Communications (Sections 124-139), The Oaths Act, 1969 and its relation with the Bhartiya Sakshya Adhiniyam, 2023, Examination of Witnesses (Sections 140-168), Witness Protection Schemes, Improper Admission and Rejection of Evidence (Sections 169).

Leading Cases:

- Aghnoo Nagesia v. State of Bihar AIR 1966 SC 119
- Anvar P.V v. P. K. Basheer & Ors. AIR 2015 SC 180
- Arjun Panditrao Khotkar v. Kailash Kushanrao Gorantyal and Ors. (2020) 7 SCC 1
- Dudh Nath Pandey v. The State of U.P. AIR 1981 SC 911
- Goutam Kundu v. State of West Bengal And Anr. AIR 1993 SC 2295
- Mahender Chawla & Others v. Union of India & Others 2018 SCC Online SC 2678
- M.C. Verghese v. T.J. Ponnan & Another 1969 SC
- Nishi Kant Jha v. State of Bihar 1969 SC
- Pakala Narayana Swami v. Emperor 1939 BOMLR
- Palvinder Kaur v. The State of Punjab 1952 SC
- Selvi & Others v. State of Karnataka & Another 2010 SC

-The State of Bombay v. Kathi Kalu Oghad & Others 1961 SC.

Suggestive Readings:

- Bhartiya Sakshya Adhiniyam, 2023 (Bare Act)

-Ram Jethmalani and D. S. Chopra, Law of Evidence: Concise Commentary, Thomson Reuters, 2015.

-Stephen Mason, Electronic Evidence, 4th Ed., 2017http://humanitiesdigitallibrary.org/index.php/hdl/catalog/book/electronic_evidence

-Stephen Mason, Electronic Signatures in Law, 4th Ed, 2016

Paper 9.4 DRAFTING, PLEADINGS AND CONVEYANCING

Teaching Hrs. : L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module – I

Pleadings Civil: Plaint, Written Statement, Interlocutory Application, Original Petition, Affidavit, Execution Petition, Memorandum of Appeal and Revision, Petition under Article 226 and 32 of the Constitution of India.

Module – II

Pleadings Criminal: Complaint, Criminal Miscellaneous Petition, Bail Application, Memorandum of Appeal, Reference and Revision.

Module – III

Drafting: General Principles of Drafting and Relevant Substantive Rules, Suit for Temporary Injunction, Interpleader Suit, Application for Maintenance under Section 144 BNSS, Notice for Eviction of Premises, Suit for Damages for Malicious Prosecution, Notice for Damages for Defamation.

Module - IV

Drafting of Writ Petition and PIL Petition.

Module - V

Conveyance: Sale Deed, Mortgage Deed, Lease Deed, Gift Deed, Will Deed, Trust Deed, Adoption Deed, Partnership Deed, Rent Deed, Promissory Note, Powers of Attorney.

Suggestive Readings:

- Bindra, M. S. Bindra's Pleading & Practice Vol. 1 & 2. New Delhi: Universal Law Publishing, 2010.
- Mogha G. C. Mogha's Law of Pleadings in India with Precedents. 17th ed. Lucknow: Eastern Book Company, 2009.
- Parimeswaran, S. Law of Affidavit. New Delhi: Universal Law Publishing, 2003.
- Sengupta, Ajit K. Maumdar's Law Relating to Notices. Kolkata: Eastern Law House Pvt. Ltd., 2005.
- Shrivastava J. M. Mogha's Indian Conveyancer, 14th ed. Lucknow: Eastern Book Company, 2009.
- Rathwade, Rajaram S. Legal Drafting, Pune: Hind Law House, 2010.
- H. L. Kumar Legal Drafting: Do it Yourself: 5th ed. Universal Law Publishing, An Imprint of LexisNexis; 2017
- Avasthi, Drafting and Conveyancing (Hindi) 2nd Ed. Central Law Publications, 2015

Paper 9.5 MOOT COURT AND MOCK TRIAL

Teaching Hrs. : L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 100)

Moot Courts The teacher teaching this course will supply three Moot Court problems to the students in the course of a single semester requiring them to work on all three problems assigned to them, prepare written submissions (memorials) and present oral arguments in a moot court setting. 30 marks for this component are divided equally between written submission and oral arguments.

Students may be asked to work in teams at the discretion of teacher. Each student will prepare a case only on one side.

A. Rules of Memorial submissions:

1. Each student/team must submit one typed and bound copy of the memorial on either side no later than the date fixed and announced in the class. Memorials will not be accepted after the prescribed date and time and the student will lose the marks assigned for that assignment.

2. Memorial specifications:

(a) Memorials must be printed on A4 size white paper with black ink on both sides of the paper.

(b) The body of the memorial must be in Fonts Times New Roman, Size 12 and footnotes in Fonts Times New Roman in Size 10.

(c) Each page must have a margin of at least one-inch on all sides. Do not add any designs or borders on the pages.

(d) Memorials should be submitted with differently colored Title Page for each side: Title page in red colour for Petitioner/Appellant. Title page in blue colour for respondent.

(e) The Memorial should not exceed 20 typed pages (line space 1.5) and shall consist of the following Parts:

- Table of Contents • Statement of Facts • Statement of Jurisdiction List of References and Cases

- Statement of Issues • Summary of Arguments • Detailed Pleadings • Prayer • Affidavit, if necessary

(f) Relevant Annexure may be kept by the student and may be used during oral arguments, if necessary.

B. Rules of Oral Arguments: • Court Language shall be English. • Each student would be given 10 minutes to present their oral arguments • Judges may, at their discretion extend oral argument time, up to a maximum of 5 minutes. • Rebuttal would be allowed only to the petitioner and they would have to specify in the beginning the time they want to set apart for rebuttal.

C. Evaluation: The oral performance will be evaluated on the basis of communication skills, application of facts, persuasion / use of authorities, and response to questions.

Mock Trial: The students would be required to conduct trial in a case, one Civil or one Criminal during the course of the semester. The students will be divided in teams of lawyers and witnesses. Each student will be required to function as a lawyer and witness in the trials being simulated in the classes. Students' performance will be evaluated on the basis of equal marks being assigned for case analysis, written submissions, Examination-in-chief, Cross-examination, and final arguments.

**B.A. LL.B. 5 YEAR INTEGRATED
(HONOURS COURSE)
5th Year (Semester –X)**

PAPER 9.1 FORENSIC SCIENCE AND CRIMINAL INVESTIGATION

Teaching Hrs. : L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module 1

1. Different areas of Forensic Science.
2. Role & Scope of Forensic Science
3. Forensic Identification
4. Forensic Toxicology
5. Post Mortem Investigation
6. Forensic Analysis in Criminal Investigation, Constitutional & Legal Issues Provisions Under BNSS
7. Medical Opinion: F.I.R., Evidently Value of statements recorded under section of BNSS., Confession, Dying Declaration, Case Diary, Expert Opinion, Value of Medical Opinion

Module 2

Medical Negligence & Consumer Protection Act: Negligence, Negligence & Its relation with 'Copra', Definitional Aspects, Civil & Criminal Negligence, Degree of Negligence. Human Right And Medicine: Forensic Science in the service of Human Rights, Forensic Science Services and the crime scene Investigation Process. Types of Torture: Impalement, Neck Torture, Crucifixion, Rape Torturer, Forens Readiness & Forensic Readiness

Module 3

1. Medico Legal Aspects of Injuries: Types of Injuries, Opinion of Medial Officer. Injuries caused by: Knife, Sharp edged weapon, Sharp edged heavy cutting weapon and built weapon like stone. Medico Legal Aspects of Wound: Incised wound, Lacerated wound / Inside wound distinction, Injuries of the head and spine cranio-cerebral injury.

Module 4

- 1. Death:** Definition, Notification certification, registration presumption Mode of Death: Asphyxia, Hanging, Strangulation, Suffocation Drowning, Throttling
- 2. Post-Mortem Examination:** Special Investigation in purified bodies, Staining, Method of making a post mortem examination for medico legal purpose, Internal Examination of Body, Post mortem Report

Module : 5

- 1. Test Tube Techniques:** Types, Issues of Adultery, Divorce, Nullity of Marriage (Voidable), Issues of morality or test tube insect, Issues of Legitimacy, Issues of Surrogacy, Issues of Health Risk to baby, ICMR Guidelines for IVF Clinics, Determination of states of the Child, IVF – ET, Invitro Culture Media.
- 2. DNA Legislation:** DNA Profiling, Evidence Examination, Importance of Profiling in forensic Science, DNA Profiling V/S Finger Prints, Identifying victims using DNA., U/S-53 Cr.PC:

Examination of accused, does not apply to complaint case, suggestion for legal reforms in effective application of DNA technology in our country.

3. **Narco Analysis:** Concept in view of constitutional law & Human Rights, Efficacy

4. **Polygraph Test:** Polygraph Test, Limitation of Polygraph text, Utility: in investigation & Judicial Process, Admissibility of Polygraph Test.

Paper 10.2 COMPARATIVE CRIMINAL PROCEDURE

Teaching Hrs. : L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module-I

Organization of Courts and Prosecuting Agencies

Criminal Courts – Hierarchy and their Jurisdiction

Nyaya Panchayats in India including Panchayats in Tribal areas.

Organization of prosecuting agencies for prosecuting Criminals: Prosecutors and the Police.

Withdrawal of Prosecution.

Module- II

Pre Trial Procedures

Rights of the accused

Arrest and questioning of the accused ; Evidentiary value of statements/articles seized/collected by the Police.

Right to counsel

Role of Prosecutor and judicial officer in investigation.

Module- III

Trial Procedures

Trial : Accusatory and inquisitorial systems.

Role of the Prosecutor, Defense attorney and the Judge in the trial.

Evidence : Admissibility, Inadmissibility; Expert Evidence.

Appropriate punishment; plea Bargaining

Module- IV

Correction and After care services

Institutional correction of offenders

After-care services in India and France General Comparison

Role of court in correctional programmes in India.

Module- V

Preventive measures in India

Provisions in the Bharatiya Nagarik Suraksha Sanhita, 2023;

Special enactments.

Public Interest Litigation

Directions for Criminal Prosecution

Preferably the Paper should be taught with reference to India, England, US, France, China and Russia wherever necessary.

The Malimath Committee Commission Report is to be referred for teaching this paper.

Suggestive Readings :

Patric Devlin, The Criminal Prosecution in England

American Series of Foreign Penal Codes, Criminal Procedure Code of People s Republic of China.

John N. Ferdico, Criminal Procedure (1996),

West Sanders & Young, Criminal Justice (1994)

Christina Van Den Wyngart, Criminal Procedure Systems in European Community

Joel Samaha, Criminal Procedure (1997), West
The Bharatiya Nagarik Suraksha Sanhita, 2023, The French Code of Criminal Procedure, 14th
and 41st Reports of Indian Law Commission.

Paper 10.3 INTELLECTUAL PROPERTY RIGHTS

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module - I

Introduction to Intellectual Property: Theories of Intellectual Property (Basic Concepts), Justifications for the Protection of Intellectual Property, Kinds of Intellectual Property Rights (Basic Overview), Copyright and Related Rights, Patents, Trademarks, Design, Plant Varieties, Farmer's Rights, Traditional Knowledge, Digital Library, Convention on Biological Diversity, Trade Secrets, the Semiconductor Integrated Circuits Layout-Design.

Module – II

International Institutions and Basic International Conventions related to Intellectual Property: International Copyright Protection, Berne Convention for the Protection of Literary and Artistic Works 1886, Rome Convention for the Protection Procedures of Phonograms and Broadcasting Organizations 1961.

International Protection of Industrial Property Rights: Paris Convention for the Protection of Industrial Property, 1883, International Agencies and Intellectual Property, World Intellectual Property Organization (WIPO), WIPO Copyright Treaty (WCT), WIPO Performances and Phonograms Treaty (WPPT).

Module– III

The World Trade Organization (WTO): Introduction to International trade and the law of the WTO, Sources of WTO Law, Basic rules and principles of WTO Law, Historical Background, Membership, Institutional Structure, WTO Dispute Settlement, TRIPS Agreement, IPR's covered by TRIP's, Indian response to the TRIP's.

The Patents Act, 1970: History, Enactment and Implementation etc., Interpretation Clause, Inventions Not Patentable, Applications for Patents, Publication and Examination of Applications, Opposition and Anticipation, Grant of Patents and Rights Conferred thereby, Restoration, Surrender and Revocation of Patents; Register of Patents, Patent Office and Its Establishment, Appellate Jurisdiction (As amended), Working of Patents, Compulsory Licenses and Revocation; Landmark Cases, Recent Developments in the Law (with Amendments, if any).

Module – IV

The Trademarks Act, 1999: History, Enactment and Implementation etc., Interpretation Clause, Kinds of Trademarks, The Register and Conditions for Registration, Procedure for and Duration of Registration, Effect of Registration, Use of Trademarks and Registered Users, Collective Marks and Certification Trademarks, Appellate Jurisdiction (As amended), Landmark Cases, Recent Developments in the Law (with Amendments, if any)

The Geographical Indication of Goods (Registration and Protection) Act, 1999: History, Enactment and Implementation etc., Interpretation Clause, The Register and Conditions for Registration, Procedure for and Duration of Registration, Effect of Registration, Special Provisions relating to Trademarks, Appellate Jurisdiction (As

amended), Landmark Cases, Recent Developments in the Law (with Amendments, if any).

Module – V

The Copyrights Act, 1957: History, Enactment and Implementation etc., Interpretation Clause , Copyright Office and Copyright Board, Copyright, Ownership of Copyright and the Rights of the Owner, Term of Copyright, Licences, Rights of Broadcasting Organization and of Performers, Registration of Copyright, Infringement of Copyright, Appellate Jurisdiction (As amended), Landmark Cases, Recent Developments in the Law (with Amendments, if any)

The Designs Act, 2000: History, Enactment and Implementation etc., Interpretation Clause, Registration of Designs, Copyright in Registered Designs, Legal Proceedings, Appellate Jurisdiction (As amended), Landmark Cases, Recent Developments in the Law (with Amendments, if any).

Leading Cases:

- Biocon Ltd. & Mylan Pharmaceuticals Pvt. Ltd. v. F. Hoffmann-La Roche AG & Ors.
- Eastern Book Company & Ors v. D.B. Modak & Anr.
- Gramophone Co. of India Ltd. v. Birendra Bahadur Pandey
- Monsanto Technology LLC & Ors. v. Nuziveedu Seeds Ltd. & Ors.
- Natco Pharma Ltd. v. Bayer Corp.
- Novartis A.G. v. Union of India 2013
- R.G Anand v. M/s. Delux Films & Ors.
- Tea Board India v. ITC Limited Kolkata HC
- The Coca-Cola Company v. Bisleri International Pvt. Ltd. Manu/DE/2698/2009

Suggestive Readings:

- Dev Gangjee, Relocating the Law of G.I., Cambridge University Press, 2012
- Elizabeth Verkey, Law of Patents, Eastern Book Company, 2nd Edition, 2012
- Feroz Ali Khader, The Law of Patents-With a Special Focus on Pharmaceuticals in India, LexisNexis, 2nd Edition, 2011
- Jayashree Watal, Intellectual Property Rights in the WTO and Developing Countries, Oxford University Press, 2001
- K. C. Kailasam and Ramu Vedaraman, Law of Trademarks including International Registration under Madrid Protocol and Geographical Indications, Lexis Nexis, 2013
- Kankanala, Kalyan C., Indian Patent Law and Practice, (2010), India, Oxford University Press
- Latha R Nair & Rajendra Kumar, Geographical Indications: A Search For Identity, Lexis Nexis, 2005
- Lionel Bently & Brad Sherman, Intellectual Property Law, Oxford University Press, 3rd Edition, 2008
- Prof. (Dr.) V.K. Ahuja and Dr. Archa Vashishtha, Intellectual Property Rights: Contemporary Developments, 1st Ed., Thomson Reuters 2020
- Vandana Shiva, Biopiracy: The Plunder of Nature and Knowledge, South Press, 1997

PAPER 10.4 CRIMINOLOGY, PENOLOGY AND VICTIMOLOGY

Teaching Hrs. : L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 30 External 70)

Module – I

Criminology: Definition, Nature and Scope, Importance and Classification of Crime. Criminal Behaviour Explanations. Psychological Theories, Alcoholisms and Drugs, Crime and Social Processes, Economic Motivation, Socio-cultural Movements, Crime and Community, Female Offender, Juvenile Delinquency, Influence of Mass-Media.

Module – II

Schools of Criminological Thought (Factors in Causation of Criminal Behaviour): The Pre-Classical School, The Classical School, Neo-Classical School.

Positivist Approach, Radical Positivism and Liberal Positivism: Cesare Lombroso, Enrico Ferri, Raffaele Garofalo, Gabriel Tarde.

Control of Crime: Police and Law Courts.

Prison System: Re-socialisation of the Offender, Rehabilitation of Discharged Prisoners in the Administration of Criminal Justice, Prevention of Juvenile Delinquency.

Module – III

Penology: Definition, Nature and Scope of Penology, Theories of Punishment, Crime Control Mechanism, Police system, Criminal Law Courts, Prison Administration, Open Prison, Parole, Probation of Offenders.

Factors affecting Crime: Biological, Environmental, Socio-Economic and Psychological, Impact of Religion, Political Parties, Media, Family etc. Different Kind of Criminals, Different type of Crimes, Recidivism.

Module – IV

Victimology: Definition, Nature and Scope, Meaning and Kinds of victims, Impact of Victimization, Physical, Economic and Psychological, Double / Secondary Victimization, Concept, Constituent Elements of Crime and Victimology, Development of Victimology, Status of Victim in Criminal Justice System, Rights of Victim, Rights of Victims During Trial, Legal Assistance to the Victims, Role of Victim at time of Granting Bail, Right of Victims to Appeal, Compensation to Victim of Crime, Statutory Provisions; Role of Judiciary, Rehabilitation of Victims of Crime.

Module – V

Punishment and Sentencing: Types of Punishment, Theories of Punishment, Retribution, Deterrence, Preventive, Prohibitory, Reformatory, Expiatory, Utilitarian, Alternatives to Punishment Sentencing Policy, Remission, Commutation, Pardoning.

Access to Justice: Malimath Committee Recommendations, Justice J. S. Verma Committee Report, Criminal Law Amendment Act, 2013 (Key Highlights), Victim Assistance Program.

Leading Cases:

- Bacchan Singh v. State of Punjab AIR 1980 SC 898
- Rajendra Prasad v. State of U.P. 1979 SC 916
- Lalita Kumari v. State of U.P. & others AIR 2014 SC 187
- Commissioner of State Education, Bangalore v. Nirupadi Virbhdrappa Shiva Simpi AIR 2001 Kant 504
- Ratanlal v. State of Punjab AIR 1965 SC 444

Leading Cases:

1. Gura Singh v. State of Rajasthan, 1984 Cr. LJ 1423 (1428)
2. Francis Coralie Mullin v. Union Territory Delhi, AIR 1981 SC. 746.
3. R.K. Garg v. Union of India (1981) 133 ITR 239.
4. Mithu v. State of Punjab, AIR 1983 SC 473.

Suggested Reading:

1. Barnes, H.B. - Teeters - New Horizons in Criminology.
2. Vold, G.S. - Theoretical Criminology.
3. Pillai, K.S. - Criminology.
4. R. Taft, Donald - Criminology.
5. Edwin, H. Sutherland and Donald R. Grussey- Principles of Criminology
6. Horman Mannheim - Pioneers in Criminology.
7. Hon, Barren, Mays - Crime and the Social Structure.
8. Ahmed Siddiqui - Criminology - Problems & Perspectives
9. Lord Pakenham - Causes of Crime.
10. S. Venugopala Rao - Facts of Crime in India.
11. Korm, R.R. and Mc Gorbale, LW - Criminology and Penology.
12. Grunhut - Penal Reforms.
13. Mandholm - Criminal Justice and Reconstruction.
14. Garden Rose - The Struggle for Penal reform.
15. I.L.I. - Essays on Indian Penal Code.
16. Ben - Penology - Old and New - Tagore Law Lectures.
17. Elliot - conflicting Penal Theories in Statutory in Criminal Law.
18. Shamsul Huda - Tagore Law Lectures on Criminal law.
19. Lawburse - Crime, Its causes and Remedies.
20. Dequires - Modern Theories of Criminology.
21. Gillin - Criminology and Penology.
22. Deccaria - Crime and Punishment.

Paper 10.5 INTERNSHIP AND COURT VISIT

Teaching Hrs.: L-04

Exam Hrs. – 3

Total: 100 Marks (Internal 100)

During the court visits, the students will be required to observe the following stages in cases: Framing of charges / issues

1. Examination-in-Chief
2. Cross-examination
3. Final Arguments

In the lawyer's chamber they are required to do the following:

1. Read minimum of four case files to learn how files are prepared and maintained
 2. Learn how to maintain records and accounts
 3. Do legal research in at least two cases
 4. Draft minimum of two documents in an ongoing case in the chamber
 5. Observe client interviewing and counselling with the permission of the lawyer and clients in at least two cases
- In court visits the students are required to observe the following stages and write reports of their observation in the diary:

• Framing of charges • Examination-in-Chief • Cross-examination • Final arguments

The students are expected to maintain a diary of their field visits, work done during placement and their observations. In the diary, keep a log of the time spent each day including factual accounting of your experience of what you are doing, seeing and hearing. However, the diary should not be only descriptive of each day but should focus on what you learnt during the day. What were you thinking and feeling about your experiences? What is exciting or surprising? What is bothering you? What are your questions or insights about lawyering and judging? What criticism or praise do you have for the legal system? What else would you like to be taking place in your experience? Please be careful that while writing your accounts you do not reveal any confidential information. The diary should contain two parts:

(a) the factual and analytical information about your internship; and

(b) two legal documents drafted by you during internship. Each part will be evaluated separately for 15 marks each. This part carries a total of 30 marks. The diary is an integral part of the course and you will be evaluated in terms of thoughtfulness and reflections about your learning experience. Be sure to write the journal in your own words even if you went with another class fellow or were in a group and observed the same things. If two students are found to have copied each other's language, both the students will be given a zero for that work. There is no written examination in this course at the end of semester. Students will be evaluated on the basis of their performance in the practical exercises conducted during the classes. The examination in this paper is divided in four parts.

Part A consists of Moot courts focused on appellate advocacy and carries 30 marks; Part B is dedicated to training the students in skills of trial advocacy and carries 30 marks; Part C aims at imparting practical experience to students through internship, court room and Chamber visits. This part carries 30 marks. Ten marks will be given for participating in 100% classes. Two marks will be deducted for each block of 5% attendance less than 100% to the maximum of minus ten marks. 96-100% attendance = 10 marks 91-95% attendance = 8 marks 86- 90% attendance = 6 marks 81-85% attendance = 4 marks 76-80% attendance = 2 marks Less than 76% = 0 marks

NAME AND SIGNATURES: -

S.NO.	DESIGNATION	NAME	SIGNATURE
1.	DEAN, FACULTY OF LAW		
2.	CONVENER		
3.			
4.			
5.			
6.			

- **However, It is advisable to all the students that the syllabus should be referred according to the latest amendments from time to time.**