

RADHA GOVIND UNIVERSITY
RAMGARH, JHARKHAND



SYLLABUS FOR B.A. LL.B (HONS.) FIVE YEARS DEGREE COURSE
DEPARTMENT OF LEGAL STUDIES

CHOICE BASED CREDIT SYSTEM (CBCS)

RADHA GOVIND UNIVERSITY
RAMGARH, JHARKHAND

RADHA GOVIND UNIVERSITY, RAMGARH

THE REGULATION FOR B.A., LL.B. (Hons.) FIVE YEARS INTEGRATED-DEGREE COURSE

1ST SEMESTER PAPERS

Subject	Paper number
Contract -I	101
Law of Torts including Motor Vehicle Act and consumer Protection Act	102
Legal English and Communication Skill-I	103
Legal Method	104
Sociology-I	105
Political Science-I	106

2ND SEMESTER PAPERS

Subject	Paper number
Contract –II including SRA	201
Constitution-I	202
Legal English and Communication Skill -II	203
Economics -I	204
Sociology –II	205
Political Science -II	206

3RD SEMESTER PAPERS

Subject	Paper number
Family Law -I	301
Law of Crimes –I	302
Constitution –II	303
Administrative Law	304
History –I	305
Economics-II	306

4TH SEMESTER PAPERS

Subjects	Paper number
Family Law –II	401
Law of Crimes –II	402
Professional Ethics & Professional	403
ADR & Arbitration And Conciliation Act	404
History –II	405
Legal Language	406

5TH SEMESTER PAPERS

Subjects	Paper number
Jurisprudence	501
Media Law	502
Investment and Competition Law	503
Law & Emerging Technology With Information & Technology Act	504
Public International Law	505
Indian Legal History	506

6TH SEMESTER PAPERS

Subject	Paper number
Civil Procedure Code including Limitation Law -I	601
Criminal Procedure-I	602
Banking Law with NI Act	603
Insurance law	604
Labour and Industrial Law -I	605
Interpretation of Statute and Principles of Legislation	606

7TH SEMESTER PAPERS

Subjects (Optional)	Paper number
Civil Procedure Code including Limitation Law -II	701
Criminal Procedure-II	702
Labour and Industrial Law -II	703
Affirmative Action and Discriminative Justice	704
Gender Justice and Feminist Jurisprudence	705
Right to Information Law	706

8TH SEMESTER PAPERS

Subjects	Paper number
Intellectual Property Rights	801
Law of Evidence	802
Principles of Taxation Law	803
Corporate Governance	804
Company Law	805
Election Law	806

9TH SEMESTER PAPERS

Subject	Paper number
Criminology, Penology and Victimology	901
Moot Court Exercise and Internship	902
Service Law	903
International Human Rights	904
International Trade Law	905
Private International Law	906

10TH SEMESTER PAPERS

Subject	Paper number
Offence against the child and juvenile justice	10.1
Land law including CNT Act and tenancy system	10.2
Environmental Law	10.3
Property Law	10.4
International Humanitarian Law	10.5
Drafting, Pleading and Conveyance	10.6

SEMESTER: I

NAME OF SUBJECT: CONTRACT-I

PAPER N0- 101

UNIT-I

1. Formation of Contract- Proposal and Acceptance (Sec 1 to 10) Standard Form Contracts, Electronic Contract
2. Consideration (Sec 2 (d), 25)
3. Capacity to Contract (Sec. 11, 12, 68)
4. Free Consent (Sec. 13 to 22)
5. Lawful object (Sec 23, 24)
6. Void Agreements (Sec 26 to 30)

UNIT-II

7. Contingent Contracts (Sec. 31 to 36)
8. Performance of contract and Anticipatory breach of Contract (Sec 37 to 55) Impossibility of performance (Sec. 56 to 61)
9. Contracts which need NOT to be performed (Sec 62 to 67)

**NAME OF SUBJECT: LAW OF TORTS INCLUDING MOTOR
VEHICLE ACCIDENT ACT AND CONSUMER**

PAPER NO: 102

UNIT-I

1. Nature and Definition of Torts
2. General Defences: Volenti non fit injuria; Inevitable accident; Act of God; Necessity; Statutory Authority
3. Vicarious Liability including vicarious liability of state Negligence
4. Contributory Negligence and Composite Negligence including Nervous Shock Nuisance, Defamation
5. Trespass to Person and Property

UNIT-II

6. The Motor Vehicles Act, 1988
7. Chapter X – Liability without Fault in certain cases
8. Chapter XI – Insurance of Motor Vehicle Against Third Party Risks
Chapter XII – Claims Tribulation
9. Consumer Protection Act Consumer and Consumer Rights Concept of Goods and Services
10. Consumer Disputes Redressal Agencies and Remedies
11. Competition Act 2002

Suggested Readings:

- R.K. Bangia: Law of Torts, Allahabad Law Agency, Faridabad, 2010
Ratanlal and Dhirajlal: The Law of Torts, Wadhwa and Company, New Delhi, 2008
Winfield and Jolowicz: Torts, Sweet and Maxwell, London, 2002
Salmond and Heuston: Law of Torts, Universal Law Publishing, New Delhi, 2004
Clerk and Lindsell: Torts, Sweet and Maxwell, London, 2008
D.D. Basu : The Law of Torts, Kamal Law House, Kolkata, 2008
V.K. Aggarwal : Consumer Protection Act : Law and Practice, BLH Publisher, New Delhi, 2008
P.K. Sarkar: The Motor Vehicles Act, 1988, Eastern Law House, Kolkata, 2006

NAME OF SUBJECT: LEGAL ENGLISH AND COMMUNICATION

SKILL

PAPER NO: 103

Unit-I : Skills of Communicative English

Unit-II: Language of the Law

- Distinctive Feature of Legal Language, Problems of Language in the Drafting of Statutes, Other Legal Documents Representations and the Language of the Judgments
- Official Language : The Constitutional Provisions(Articles 343 to 347)
- Language of the Supreme Court and the High Courts (Article 348 of the Constitution). Language of the representations for the redress of grievances (Article 350) and the development of the Hindi Language (Article 351).

Unit-III: Essay –Writing(In Hindi and English Languages)

Essay using legal expressions on socio-legal problems and legal concepts (Democracy, socialism, secularism, social justice, Human rights, Environment, Consumer Protection, Uniform Civil Code, Panchayati Raj)

Unit IV : Translation(Of passages from legal documents: Law books, constitution of India and Act (Indian Penal Code) and Indian Contract Act.)

Unit-V: Legal Maxims, Legal Words and Phrases (used in law-teaching, law-courts, legal-documents and enactments)

Legal Maxims:

1. Actio personalis mantur cum persona
2. Actus non facit reum, nisi mens sit rea
3. Delegatus non potest delegare
4. Ex turpi causa, non oritur action
5. Ignorantia legis neminem excusat
6. Jura non remota cause, sed proxima, spectator
7. Nemo dat quod non habet
8. Par in parem imperium non habet
9. Ubi jus ibi remedium
10. Ut res magis valeat quam pereat
11. Volenti non fit injuria

Legal Terms and Phrases:

Ab initio, Ab idem, Ad valorem, Alibi, Ambiguitas latens, Ambiguitas patens, Amicus Curiae, Animus possidendi, Audi alteram partem, Bonafide, Caveat, emptor, Corpus delicti, Cy pres, De facto, De jure, De novo, Ex abundanti cautela, Ex-officio, ex parte, ex-post facto, factum valet, tunc accompti, tunc de se, fiat justitia, functis officio, in limine, in loco parentis in pad delicio, in pari material, jus ad rem, letter rogatory, locus standi, mutatis mutandis, medium pactum, ortus probandi, parens patriae, plenum dominum prima facie, pro bono publico, quid pro quo, res integra, res nullum, sine qua non, ultra vires.

NAME OF SUBJECT: Legal Method

PAPER NO: 104

Unit - I : Meaning and Classification of Laws

- a) Meaning and definition
- b) Functions of law
- c) Classification of laws:
 - Public and Private Law
 - Substantive and Procedural Law
 - Municipal and International Law

Unit -II : Sources of Law

- a) Custom
- b) Precedent
- c) Legislation

Unit – III : Basic Concepts of Indian Legal System

- a) Common Law
- b) Constitution as the Basic Law
- c) Rule of Law

- d) Separation of Powers
- e) Judicial system in India

Unit – IV: Legal Writing and Research

- a) Legal materials – Case law
- b) Statutes, Reports, Journals, Manuals, Digests etc.
- c) Importance of legal research
- d) Techniques of Legal Research
- e) Legal writings and citations

Text Books:

Glanville Willains – Learning the law

Nomita Aggarwal – Jurisprudence (Legal Theory)

B.N.M. Tripathi – An Introduction to Jurisprudence and Legal theory

References:

Benjamin N. Cardozo, The Nature of Judicial Process ILI Publication – Indian Legal System

ILI Publication in Legal Research and Methodology

Essential Case Law:

Raj Kishore Jha v. State of Bihar, AIR 2003 S.C. 4664

Commissioner of Income Tax, Hyderabad v. PJ. Chemicals, 1994 Suppl. (3) S.C.C. 535
Air India v. Nargesh Mirza, AIR 1981 SC 1829

Geeta Hariharan v. Reserve Bank of India, AIR 1999 S.C. 1149
Neera Mathur v. L.I.C. 1992 (1) S.C.C. 286

D.K. Basu v. State of W.B., 1997 (1) SCC 417

Dwrka Prasad Aggarwal v. B.D. Aggarwal, AIR 2003 S.C. 2686

Commissioner of Wealth Tax, Meerut v. Sharvan Kumar Swarup & Sons, 1994 (6) SCC 623

Shikhar Chand Falodia v.S.K. Sangneria, AIR 2004 Gau. 19. Grandphone Company v. B.B. Pandey, AIR 1984 S.C. 667

Peoples Union for Civil Liberties v. Union of India 1997 (1) S.C.C. 301
Lachman v. Nand Lal, AIR 1914 Oudh. 123

R.K. Tangkhul v. R. Simirei, AIR 1961 Manipur 1 Balusami v. Balkrishna, AIR 1957 Mad. 97

Tekaha A.O. v. Sakumeeran A.O. AIR 2004 S.C. 3674

Superintendent and Remembrancer of Legal Affairs West Bengal v. Corporation of Calcutta AIR 1967 S.C. 997

Nath Bros. Exim. International Ltd. v. Best Roadways Ltd. 2000 (4) S.C.C. 553
State of Bihar v. Sonawati AIR 1961 S.C. 221, 231

Samta Vedike v. State of Kar2003 CR.L. J. 1003 Kar H.C. Ram Jawaya Kapur v. State of Punjab, AIR 1955 S.C. 549, 556

NAME OF SUBJECT: SOCIOLOGY-I

PAPER NO: 105

UNIT-I

Sociology- Meaning, Relevance of Sociology to Law,

Law as an Instrument of Social Change.

Theoretical foundations

Auguste Comte (Social Statics, Social Dynamics, Law of Three Stages)

Karl Marx (Class and Class Struggle)

Max Weber (Class, Status and Party)

Emile Durkheim (Mechanical and Organic Solidarity, Concepts of Repressive and Restitutive Laws)

Recent trends in Sociological Theory

Theory of Structuration: Anthony Giddens

Postmodernism: Jean Baudrillard

UNIT-II

Basic Concepts of Sociology

Society, Community, Institution, Association (Meaning, Features and Differences)

Group:

Meaning, Features, Types of Groups: Primary, Secondary, in group, Out Group, Reference Group.

Status:

Ascribed and Achieved, Key Status, Status Set, Symbolized Status

Role:

Meaning, Role Conflict, Role Set

Institutions and Societies

Family: Meaning, Types: Joint and Nuclear, Changing Structure and Functions.
Religion: Meaning, Function and Dysfunctions, Morality Education

Marriage: Meaning, Social implication of Hindu Marriage Act, 1955. Society:
Rural, Urban and Tribal: Meaning and Features.

Suggested Readings:

Adams, Bet N and Sydi, R.A. 2001 (a) Sociology Theory, Pine Forge Press, California

(b) Contemporary Sociological Theory 2002, Pine Forge Press, California. Baxi Upendera, 1986, Towards the Sociology of Law, Satwahan Publications.

Bottomore, T.B. 1972, Sociology, A Guide to Problems and Literature, Bombay: George Allen and Unwin (India).

Craib, Ian 1984, Modern Social Theory, Harvester Press, Brighton.

Giddens, A and J.H. Turner (eds.) 1987, Social Theory Today. Cambridge, Polity Press. Giddens Anthony, 2001, Sociology, Blackwell Publishers.

Inkeles, Alex, 1987, What is Sociology? New Delhi: Prentice- Hall of India
Krishna Chakraborty, 2002, Family in India, Rawat Publications, Jaipur.

Maclver and Page, 1998, Society and Introductory Analysis, Macmillan Publishers. Oommen, T.K, 2002, Pluralism Equality and Identity, Oxford.

M.N. Srinivas: Caste in Modern India and other Essays, Asia Publish in House, Bombay.

M.N. Srinivas: The Dominant Caste and other Essays, Oxford University Press, New Delhi.

M.Haralambos: Sociology: Themes & Perspectives, Oxford University Press, New Delhi.

MSA. Rao: Social Movements in India, Manohar Publications, New Delhi.

NAME OF SUBJECT: POLITICAL SCIENCE -I

PAPER NO: 106

UNIT-I

1. Introduction to the study of Political Science/Politics

Origin, different meanings, definitions Scope of Politics- Ancient/Greek view, Traditional view and Modern View.

2. Significance of study of Political Science for Law State

Definitions; essential elements; distinction between State and Government, State and Nation and State and Society

Theories of the origin of state, Social Contract Theory: Views of Hobbes, Locke and Rousseau: Critical appraisal of the theory.

Historical/Evolutionary Theory Marxist Theory

3. Sovereignty

Definitions and meaning

Internal and External Sovereignty Types of Sovereignty Characteristics of Sovereignty

John Austin's theory of Sovereignty Pluralist Theory of Sovereignty

UNIT-II

4. Major Political Theories

Liberalism: Classical and Contemporary; Principles of Liberalism Principles of Marxism

5. Theory or Principle of Separation of Powers

Basic principles of the Theory of Separation of Powers Montesquieu's contribution to the Theory of Separation of Powers Merits and Demerits of the Theory of Separation of Powers

6. Forms of Government

Unitary and Federal; Parliamentary and Presidential

Characteristics of Unitary and Federal; parliamentary and Presidential forms of Government Merits and Demerits of Unitary and Federal; Parliamentary and Presidential forms of Government

Suggested Readings:

Asirvatham Addi, Political Theory (New Delhi, S. Chand and Co. 1988)

Barker, E. Principles of Social and Political Theory, (Calcutta, Oxford Uni. Press 1976) Gauba, O.P., An Introduction to Political Theory (New Delhi, Macmillan 2005) Heywood, Andrew, Politics (New York, Palgrav, 2002)

Hobbes, Leviathan (ed) R-Tuck, Cambridge, (Cambridge University Press, 1991)

Johari, J.C. Principles of Modern Political Science (New Delhi, Sterling Publisher, 2005) Kapur, A.C., Principles of Political Science (New Delhi, S. Chand and Co. 2005)

Leftwich, Adrian, What is Politics (Cambridge, Polity Press, 2005)

MacIver, R.M, The Modern State (Oxford, Oxford University Press, 1926)

Marx, K.H, The Communist Manifesto C Moscow, Progress Publishers, 1975)

Ramaswamy, Sushila, Political Theory: Ideas and Concepts (Delhi, Macmillan, 2003) Tansey, S.D., Politics: The Basics (London, Routledge, 2000)

White, S.K and J. Donald Moon, What is Political Theory (New Delhi, Sage Publications, 2004)

SECOND SEMESTER

NAME OF SUBJECT: CONTRACT-II INCLUDING SRA

PAPER NO: 201

I. Contract of indemnity, Guarantee, bailment and pledge

II. Contract of Indemnity :- Nature and definition of contract of indemnity and extent of indemnifier's liability.

III. Contract of Guarantee :-Meaning of contract of guarantee, nature and extent of surety's liability and discharge of surety under the contract of guarantee.

IV. Contract of Bailment :- Meaning , essential condition and rights and duties of bailor and bailee.

Contract of Bailment of Pledge :-Meaning , essential condition and pledge by persons other than the owner.

V. Contract of Agency :-

(a) Meaning and Nature of contract of agency.

(b) Modes of creation of agency relationship.

(c) Rights and duties of principal and agent.

(d) Rights and liabilities of undisclosed principal towards third party.

(e) Personal liability of agent.

(f) Modes and termination of agency relationship.

VI. Specific Relief (specific relief act 1969)

Definition

- Recovering possession of property
- Specific performance of contract
- Rectification of instruments
- Rescission of contracts
- Cancellation of instruments
- Declaratory decree
- Preventive Relief

Suggested readings:

Mulla, Indian Contract Act, Lexis Nexis, New Delhi, 2006

R.K. Bangia, Indian Contract Act, Allahabad Law Agency, Faridabad, 2010

Anson, Law of Contract, Oxford University Press, New York , 2002

Pollock and Mulla, Indian Contract, Lexis Nexis, Butterworth, London (2 Vol.)

2001 Avtar Singh, Law of Contract, Eastern Book Company, Lucknow, 2010

Jill Poole, Textbook on Contract Law, Oxford University Press, New York, 2004

R.K. Bangia, Specific Relief Act, Allahabad Law Agency, Faridabad, 2010

Avtar Singh, Law of Contract Specific Relief Act, Eastern Book Company, Lucknow, 2010

➤ Statutory Material:

Bare Act:-

Indian Contract Act 1872 Bare Act

Specific Relief Act, 1963

NAME OF SUBJECT: CONSTITUTIONAL LAW-I

PAPER NO: 202

Unit -I

SECTION-I

Preamble

Citizenship including provisions of the Indian Citizenship Act, 1955 Union and State Judiciary

Writs

Union and State Executive

SECTION II

Union and State Legislature

Legislative Relations between the Centre and States, Administrative Relations
Emergency Provisions

Amendment of the Constitution

Unit -II

1. Meaning and nature of Constitutional Law
2. Preamble and Basic Features of Indian Constitution.
3. Doctrine of Separation of Power
4. Executive Power: Nature of executive in India, relationship between the President and the council of Minister.
5. Legislative Power: Legislative Procedure, Legislative privileges
6. Judicial ;Power: Organization of Judiciary: Jurisdiction of the Supreme Court of India
7. Federal Idea: Nature of Indian Polity, Cooperative federalism

8. Role of Judiciary in a federal system, Rule of pith and substance, Rule of territorial nexus, Rule of repugnancy, Residuary Power of Legislation.
9. Freedoms of Inter-State Trade and Commerce
10. Impact of Emergency on Centre State Relations.

Unit -III

1. Fundamental Rights - General :

Scheme of Fundamental Rights, Who can Claim Fundamental Rights : Against whom Fundamental Rights are Available ? Suspension of Fundamental Rights. Definition of State, Principle of Judicial Review.

2. Fundamental Rights - Specific : Special Emphasis shall be Placed on the Following Rights :

(a) Right to Equality (Articles 14 to 18)

(b) Right to Freedom of Speech and Expression (Article 19(1)(a)); Freedom of Press

(c) Right to Life and Personal Liberty (Article 21)

(d) Right to Freedom of Religion (Articles 25 to 28)

(e) Right to Constitutional Remedies (Article 32)

3. Directive Principles of State Policy. Their Importance and Relationship with Fundamental Rights.

4. Fundamental Duties; Importance and its Effectuation.

5. Union Judiciary : Supreme Court of India. Composition and Jurisdiction

6. Amendment of the Constitution. Power and Procedure; Basic Structure of the Constitution.

Suggested Readings:

D. Basu, Introduction to the Constitution of India (Wadhwa, Nagpur, 2008) Dr. M.P. Jain, Indian Constitutional Law (Lexis Nexis, Butterworths, 2002)

H.M. Seervai , Constitutional Law of India (Universal Law Publishing Co., 2005)

Dr. V.N. Shukla, The Constitution of India (Eastern Book co., 2008 with supplement)

NAME OF SUBJECT: LEGAL ENGLISH AND COMMUNICATION

SKILL-II

PAPER NO: 203

UNIT-I

1. Introduction to communication:
 - a. Definition: importance of communication skills for legal professional
 - b. Verbal
 - c. non-verbal
 - d. para linguistic communication
 - e. Characteristics of the language of Law
2. Phonetics and phonology
 - a. The Phonetic script
 - b. Consulting a dictionary for pronunciation – exercise with audio aids.
3. Slice of life (Edited by Meera Malik, Panjab University, Publication).
4. The students will be tested on questions based on character sketch and theme from the short story, reference to the context, central idea and summary from poetry and fact-based detailed questions from the essays.

UNIT– II

5. Paragraph writing
6. Letter writing (all types)
7. Legal terms and their usage:
 - a. Complaint
 - b. Written statement
 - c. Plaintiff
 - d. Appeal
 - e. Defence
 - f. Petition

- g. Magistrate, Judge
- h. Court
- i. Tribunal
- j. Divorce
- k. Judicial separation
- l. Litigation
- m. Public, Private
- n. Matrimonial home
- o. Legal Rule, Illegal Rules, Regulations
- p. Legitimate, Illegitimate
- q. Adoption, Maintenance, Alimony
- r. Monogamy, Bigamy, Polygamy,
- s. Will, Deed,
- t. Agency,
- u. Agreement
- v. Bail, Bailable, Non-Bailable, Bailment
- w. Minor
- x. Mis- statement, Pledge.

NAME OF SUBJECT: ECONOMICS -I
PAPER NO: 204

UNIT-I

1. Introduction:

- a. Definition and Subject matter of Economics
- b. Nature and scope.
- c. Relevance of Economics to Law

2. Basic Demand and supply Analysis:

- a) Concept of Market
- b) Law of Demand
- c) derivation of Market Demand Curve
- d) Law of Supply
- e) derivation of Market Supply Curve
- f) determination of equilibrium price and quantity
- g) shifts in demand and supply curves and market equilibrium
- h) Elasticity of Demand

3. Theory of Consumer Behaviour:

- a) Concept of Utility
- b) Cardinal Utility Approach
- c) Law of Diminishing Marginal Utility and Law of Equip -Marginal Utility
- d) determination of equilibrium
- e) Indifference Curve Analysis;
- f) Determination of equilibrium
- g) Changes in equilibrium due to a change in income and due to a change in Prices (Hicksian approach)
- h) Compensated demand curve
- i) Griffin goods.

4. Consumer Surplus:

- a) Introduction and measurement of consumer surplus through Marshallian and Hicksian approaches
- b) Uses of Consumer Surplus and comparison of the two approaches

UNIT-II

1. Theory of Production:

- a. Concept of Production Function
- b. Law of Variable Proportions
- c. Laws of Returns to Scale
- d. Equilibrium in one and two commodity case.

2. Theory of Costs:

- a. Short run and long run costs of Traditional theory
- b. Economies and Diseconomies of Scale

3. Theory of Markets

4. Price and Output determination under:

- a. Perfect competition (determination of long run supply curve under increasing, decreasing and constant cost industry)
- b. Monopoly
- c. Discriminating Monopoly

5. Microeconomics and Law:

- a. State of Consumer Protection in India
- b. Monopolies
- c. Restrictive and Unfair Trade Practices in India and evolution of Govt. policy in India (brief mention of MRTP Act and Competitions Act)

Suggested Readings:

Elbert V. Bowden Economics- The Science of Common sense, South Western Pub. Co., Brighton, England, 1974.

E.K. Hunt and Howard J. Sherman, Economics-An Introduction to Traditional and radical views and Row Publishers, New York, London, 1975

R.G. Lipsey and K. Alex Chrystal, Economics, Oxford Uni. Press, New Delhi, 10th Edition, 2004.

A. Koutsoyiannis, Modern Microeconomics, MacMillan Press Limited, London, 2nd Edition, 2005.

Dominick Salvatore, Micro Economics, Theory and Applications, Oxford University Press, New Delhi, 4th Edition, 2003.

Robert S. Pindyck and Daniel L. Rubinfeld, MicroEconomics, Pearson Education Pvt. Ltd, Delhi, 5th Edition, 2003.

John P. Goulds, Edward P. Lazear, Micro Economic Theory, Richard D Irwin, Inc, Delhi

NAME OF SUBJECT: SOCIOLOGY-II

PAPER NO: 205

UNIT-I

1. Sociology of Caste:

- a) Meaning, features by G.S. Ghurye
- b) Sanskritisation, Westernization, Secularization, Modernization
Problems faced by Scheduled Castes
- c) Scheduled Caste with special reference to Constitutional Provisions:
(Article 14, 15, 16, 17, 23,
- d) 24, 25, 29, 46, 330, 332, 341, 342), The Scheduled Castes and
Scheduled Tribes (Prevention of
- e) Atrocities) Act, 1989
- f) Dr. B.R. Ambedkar on Caste in India Scheduled Tribes: Features

UNIT-II

2. Gender and Law:

- a) The Social construction of Gender
- b) Domestic Violence with special reference to the Protection of
Women from Domestic Violence Act, 2005
- c) Sexual Harassment of Women at work place with special reference
to The Sexual Harassment of Women at work place (Prevention,
Prohibition & Redressal) Act, 2013
- d) Status of Women in India with reference to Khap Panchayats and
Honour Killings Impediments to legal reform: Patriarchy and Culture

3. Social problems related with children

- a) Child Marriage: Reasons and Consequences Juvenile Delinquency
- b) Meaning
- c) Factors Child Abuse
- d) Child Labour Child Malnutrition

Suggested Readings:

➤ **Bare Acts:**

The Prohibition of Child Marriage Act, 2006

The Juvenile Justice (Care and Protection of Children) Act, 2000 The Dowry Prohibition Act, 1961

The Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 The Child Labour (Prohibition and Regulation) Act, 1986

The Domestic Violence Act, 2005

Sexual Harassment of Women at Work Place (Prevention, Prohibition & Redressal) Act, 2013

➤ **Books:**

Agrawal Girish, Colin Gonslanes, 2005, Dalits and the Law, Human Rights Law Network, New Delhi.

GopalKrishnan 2004- Rights of Children Aavishkar Publishers, distributors, Jaipur, India.

Bhargava H. Pramila 2003, The Elimination of Child Labour Whose Responsibility? Sage Publications, London.

Chaudhary Anjana, 2004, Rural Sociology, Dominant Publishers and Distributors. Cobley Cathy, 1995, Child Abuse and the Law, Cavendish Publishing Ltd.

Dannenbaum Tom and Jayrrsam Keya, 2005, Combatting Sexual harassment at the Work Place A. Handbook for Women, employees and NGO's, India Centre for Human Rights and Law. Combat Law Publications.

NAME OF SUBJECT: POLITICAL SCIENCE -II

PAPER NO: 206

UNIT-I

1. Rights

- a) Meaning, Definition, Characteristics, kinds of Rights
- b) Theories of Rights:
- c) Laski's Theory of Rights
- d) Marxist Theory of Rights

2. Equality

- a) Meaning of equality
- b) Characteristics of equality
- c) Kinds of equality
- d) Relationship between liberty and equality
- e) Liberal Theory of Equality
- f) Marxist Theory of Equality

3. Liberty

- a. Meaning, Definitions
- b. concept of Positive and Negative Liberty
- c. Forms/Kinds of Liberty
- d. Safeguards of Liberty

UNIT -II

4. Property

- a) Nature of Property
- b) Liberal Perspective
- c) Social Democratic Perspective
- d) Marxist Perspective

5. Justice

- a) Meaning, definition,
- b) various types of Justice
- c) Relationship between Liberty, equality, property and justice.

- d) Liberal perspective- Rawl's theory of Justice
- e) Libertarian Perspective-Nozick theory of Justice
- f) Marxist perspective

6. Democracy

- a) Meaning, characteristic and types of Democracy.
- b) Theories of Democracy-Liberal, Elite, Marxist.

.

Suggested Readings:

Asirvatham Addi, Political Theory (New Delhi, S. Chand and Co. 1988) Berlin, Isaih, Four Essays on Liberty (Oxford, O.U.P., 1975)

Bottomore Tom, Dictionary of Marxist Philosophy (Oxford, Basill Blackwell, 1985) Gauba, O.P., An Introduction to Political Theory (New Delhi, Macmillan 2005) Held, David, Political Theory Today (Cambridge, Polity Press; 1991)

Held, David, Models of Democracy (Cambridge, Polity Press, 1987)

Johari, J.C. Principles of Modern Political Science (New Delhi, Sterling Publisher, 2005) Kapur, A.C., Principles of Political Science (New Delhi, S. Chand and Co. 2005)

Laski, Harold, A Grammar of Politics (London, Goerge Allen and Unwin, 1951) Macpherson, C.B., Democratic Theory (Oxford Clarendon Press, 1973)

Marx, Karl, Economic and Philosophical Manuscripts of 1844 (Moscow, Progress Publishers, 1974)

Mill, J.S., On Liberty (London, Watts and Co., 1948)

Ramaswamy, Sushila, Political Theory: Ideas and Concepts (Delhi, Macmillan, 2003) Rawls, John; A Theory of Justice (London, O.U.P, 1972)

Tawney, R.H. Equality (London, George, Allen and Unwin, 1931)

Johari, J.C. Contemporary Political Theory: New Dimensions, Basic Concepts and Major Trends (New Delhi, Sterling Publisher, 2005)

M.P. Jain: Political Theory (Liberal & Marxian), Authors' Guild Publications, Delhi

S.P. Verma : Modern Political Theory, Vikas Publishing House, New Delhi

O.P. Gauba : An Introduction to Political Theory, Mayur Paperbacks, New Delhi

THIRD SEMESTER

NAME OF SUBJECT: FAMILY LAW-I

PAPER NO: 301

UNIT-I

1. Application of Hindu Law

2. Sources of Hindu Law:

a) Modern and Ancient sources

3. Schools of Hindu Law:

- a. Mitakshara and Dayabhaga
- b. Marriage and Divorce under the Hindu Marriage Act, 1955 ,Changing Nature of Marriage- Live in Relationship
- c. Matrimonial remedies under the Hindu Marriage Act, 1955 Restitution of conjugal rights
- d. Judicial separation
- e. Nullity of marriage
- f. Grounds of Divorce
- g. Legitimacy of children Bars to matrimonial relief
- h. Ancillary relief under the Hindu Marriage Act, 1955
- i. Alimony Pendente lite
- j. Permanent alimony and maintenance Custody of children

UNIT- II

1. Muslim Law

- Marriage Dower Divorce
- Maintenance with reference to the Muslim Women (Protection of Rights on Divorce), Act, 1986

- Guardianship
- Legitimacy and Acknowledgement

➤ **Suggested Readings:**

Dr. Paras Diwan, Modern Hindu Law, 20th Ed., 2009, Allahabad Law Agency. Dr. B.K. Sharma, Hindu Law, 3rd Ed. 2011, Central Law Publication, Allahabad. Mulla, Hindu Law, 20th Ed., 2007, Lexis Nexis, Butterworths

Aqil Ahmed, Mohammedan Law, 23rd Ed, 2009, Central Law Agency

Dr. Paras Diwan, Muslim Law in Modern India, 9th Ed., 2004, Allahabad Law Agency. Dr. Paras Diwan, Customary Law of Punjab and Haryana Publication Bureau, Panjab University, 2002 (4th Ed.)

Mayne's Treatise on Hindu Law and Usage, 15th ed., 2003, Bharat Law House, New Delhi

Fyzee, Outlines of Mohammedan Law, 5th Ed., 2008, Oxford University Press. Ratigan's Customary Law, 16th Ed, 2007, Universal Law Publishing, Co.

NAME OF SUBJECT: LAW OF CRIMES -I

PAPER NO: 302

UNIT-I

1. Constituents of Crime Actus Reus
2. Mens rea
3. Concurrence between Actus Reus and Mens ea Following General Principles of criminal liability Principle of Legality
4. Corporate liability
5. Vicarious liability specially referring to Sec. 34, 114, 149 of IPC
Strict liability
6. Jurisdiction of IPC (Sec-2-5)

General exceptions:

1. Judicial Acts (Sec.77, 78)
2. Mistake of Fact (Sec. 76-79)
3. Defence of Accident (Sec.80)
4. Defence of Necessity (Sec.81)
5. Defence of Minority (Sec. 82,83)
6. Defence of Insanity (Sec.84)
7. Defence of Intoxication (Sec. 85,86)
8. Consent (Sec. 87-92)

UNIT - II

- i. Defense of Coercion (Sec. 94)
- ii. Trifling Act (Sec. 95)
- iii. Private Defence (Sec. 96-106)
- iv. Abetment (Sec. 107-120)
- v. Criminal Conspiracy (Sec. 120-A and 120-B)
- vi. Giving False Evidence (Sec. 191,193)
- vii. Fabricating False Evidence (Sec. 192,193)
- viii. Offences against State (Sec. 124-A, 153-A)
- ix. Unlawful Assembly and Offences Relating to it (Sec. 141-145, 149-151)
- x. Rioting (Sec. 146-148)
- xi. Affray (Sec. 159-160)
- xii. Public Nuisance (Sec. 268)
- xiii. Defamation (Sec. 499)
- xiv. Concept of attempt (Sec.307, 308, 309, 511)
- xv. Criminal intimidation and other related offences chapter XXIII (Sec. 503-510)

Suggested Readings:

The Indian Penal Code, 1860 – Prof. T. Bhattacharya, 6th Ed., Central Law Agency, First Ed. – 1994, Reprint 2010

The Indian Penal Code, 1860 – K.D. Gaur, 4th Ed., Universal Law Publishing Co. Pvt. Ltd, 2013

Commentary on the Indian Penal Code, 1860 – Batuk Lal's, 1st Ed., Orient Publishing Co., 2006-07, Reprint 2012

Sarkar's – Commentary on the Indian Penal Code, 1860 – S.C. Sarkar, Jain Book Depot, 2011

The Indian Penal Code, 1860 – Rattan Lal and Dhiraj Lal, Lexis Nexis Butterworths Wadhwa, 32nd Ed., 2013

Commentary on the Indian Penal Code, 1860 – Dr. Sir H.S. Gour's, 12th Ed., Law Publishers (India) Pvt. Ltd., 2005

Text Book of Criminal Law – Glanville Williams, 2nd Ed., Universal Law Publishing Pvt. Ltd., Ed. 1978, Reprint 2009

Russell on Crime – J.W. Cecil Turner, 12th Edition, First Indian (1819), University Law Publishing, Reprint 2001

Indian Penal Code, 1860 – S.N. Mishra, 17th ed. Central Law Publication Company, 2012

Essay on Indian Penal Code, 1860 – K.N. Chandrashekar, Pillai, Universal Law Publication, 2012.

NAME OF SUBJECT: CONSTITUTION -II

PAPER NO: 303

UNIT-I

1. Fundamental Rights under Articles 12 to 21
2. Article 21 (A) with special reference to Right to Education Act, 2009
Articles 22 to 32
3. Constitutional Right to Property under Article 300-A

UNIT- II

1. Fundamental Duties, Article 51-A
2. Directive Principles of State Policy,
3. Articles 36-51 Freedom of Trade and Commerce
4. Articles 301-307
5. Constitutional Safeguards to Civil Servants, Articles 309-311

Suggested Readings:

D. Basu, Introduction to the Constitution of India (Wadhwa, Nagpur, 2008) Dr. M.P. Jain : Indian Constitutional Law (Lexis Nexis, Butterworths, 2002)

H.M. Seervai : Constitutional Law of India (Universal Law Publishing Co., 2005)

Dr. V.N. Shukla : The Constitution of India (Eastern Book co., 2008 with supplement 2012)

Granville Austin : The Indian Constitution : Cornerstone of a Nation (Oxford University Press, 1999)

M.C.J. Kagzi : The Constitution of India (India Law House, 2001)

P.M. Bakshi : Constitutional Law (Universal Law Publishing Co., 2012)

Narender Kumar : Constitutional Law of India (Allahabad Law Agency, 2010)
Constituent Assembly Debates

NAME OF SUBJECT: ADMINISTRATIVE LAW

PAPER NO: 304

UNIT-I

1. Nature and scope of Administrative Law,
2. Droit Administrative
3. Relationship between Constitutional Law and Administrative Law
4. Doctrine of Separation of Powers
5. Concept of Rule of Law
6. Liability of Administration
7. Privilege to withhold the documents
8. Promissory Estoppel and Legitimate Expectation
9. Delegated Legislation

UNIT – II

9. Administrative Tribunals:

- a) Need and reasons for their growth
- b) Characteristics
- c) Jurisdiction and procedure of administrative Tribunals.

10. Judicial Review of Administrative Action

- i. Scope of Judicial Review
- ii. Exclusion of Judicial Review
- iii. Finality clause
- iv. Conclusive evidence clause
- v. Limits of Judicial Review
- vi. Exhaustion of Administrative Remedies

- vii. Locus standi
- viii. Laches
- ix. Res Judicata
- x. Grounds of Judicial Review:
 - Jurisdictional error/Ultra vires
 - Abuse and non exercise of jurisdiction
 - Error apparent on the face of record
 - Unreasonableness, Doctrine of proportionality
 - Legitimate Expectation

3. Principles of Natural Justice Statutory Public Corporations

Suggested Readings:

Cann, Steven J, Administrative Law 3rd Ed., 2002

Kesari, U.P.D, Lectures on Administrative Law, 15th Ed, 2005, Central Law Agency, Allahabad

Massey, I.P., Administrative Law, 5th Ed. 2003, Eastern Book Company, Lucknow
Stott, David and Felix, Alexandra Principles of Administrative Law, Cavendish Publications, London, 1997

Takwani, Thakker, C.K Lectures on Administrative Law, 3rd Ed. 2003, Eastern Book Company, Lucknow

Wade and Forsyth, Administrative Law, 9th Ed., 2004, Oxford University Press, Oxford
Jain, M.P. and Jain, S.N. Principles of Administrative Law, 5th Ed. 2007 Wadhwa and Co. Delhi

Upadhyaya, JJR, Administrative Law, Central Law Agency, 7th Ed. (2006)

NAME OF SUBJECT: HISTORY- I

PAPER NO: 305

UNIT -I

1. Definition and early Indian History
2. What is History? Sources of Indian History Indus Valley Civilization
3. Social, Economic, Political and Religious Life during Rig Vedic and Later Vedic
4. Period Jainism and Buddhism
5. State Formation-The First Territorial States:
 - a) The Mahajanapadas; the Rise of Magadha
 - b) Basis and features of Monarchical states and Central
 - c) Provincial and Local government
6. Revenue system and Economic Life;
 - a) Society and Religion
 - b) Asoka's law of piety
 - c) Decline of the Mauraya Empire

UNIT -II

7. Gupta Empire:
 - a) Structure of the Gupta polity
 - b) Economy; Society and Religion
 - c) Developments in art and architecture
8. Administration of Justice in Ancient India
 - a) Legal literature produced by Kautilya, Manu, Narada, Brihaspat and Yajnavalkya.

- b) Its bearing on caste, gender Ordeals, Crimes and Punishments and contract.
- c) Evolution of Judicial Institutions and Procedures

Suggested Readings:

P.L. Gupta, The Imperial Guptas, 2 Volumes, Varanasi, 1974

Shireen Ratnagar, Enquiries into the Political Organization of Harappan Society, Pune, 1991

Romila Thapar, From Leneage to State, OUP, New Delhi, 1984

Romila Thapar, The Maurayas Revisited, K.P. Bagchi, New Delhi, 1987.

E.H. Carr, What is history, Pelican Books, Harmondsworth, (Rep.) 1990.

Romila Thapar, The Penguin History of Early India, Penguin Books India, New Delhi, 2002.

Romila Thapar, Asoka and the Decline of the Maurayas, OUP, Delhi (2nd Edition), 1997.

D.N Jha, Ancient India in Historical Outline, Manohar, New Delhi (Revised Ed), 2001. Radha K.Mookerji, The Gupta Empire, Motilal Banarsidas, New Delhi (Rep.)

A.L. Basham, Wonder that was India, Vol. 1, Rupa, New Delhi (Rep.) 1998. R.S.Sharma, Aspects of Political Ideas and Institutions in Ancient India

P.V Kane, The History of Dharmashastras

NAME OF SUBJECT: ECONOMICS-II

PAPER NO: 306

UNIT -I

1. National Income:
 - a) Definition, methods of measurement and difficulties in National Income Consumption Function:
 - b) Concept and Keynesian theory of Consumption

2. Investment:
 - a) Meaning
 - b) Types and determinants of Investment
 - c) Marginal Efficiency of Capital

3. Keynesian Multiplier:
 - a) Concept
 - b) Operation and limitations and dynamic multiplier
 - c) Say's Law and Classical (comprehensive) Theory of Income
 - d) Employment Determination Keynesian Theory of Income
 - e) Employment Determination

UNIT -II

4. Money:
 - a) Functions and Role of Money
 - b) High Powered Theory of Money Supply
 - c) Demand for Money:
 - d) Classical Quantity Theory (Fisher's and Cambridge equation) and Keynes Demand for Money Theory

5. Interest Rates:
 - a) Classical Theory of Interest Rate
 - b) Neo-Classical theory
 - c) Keynesian Liquidity Preference Theory

6. Money Market and Capital Market:
 - a) Credit instruments

- b) composition, constituents
- c) Features of developed money
- d) Capital market.

7. Inflation:

- a) Meaning, causes (Cost Push and Demand Pull)
- b) Consequences and Measures to control.

8. Banking:

- a) Commercial Banking
- b) Functions and role
- c) Process of credit creation Central Banking: functions and role
- d) Credit control

9. Balance of Payments:

- a) Meaning and structure
- b) Disequilibrium and Measures to correct disequilibrium

10. Foreign Exchange Rate:

- a) Meaning, Theories of Foreign Exchange Rate
- b) The Mint Parity Theory
- c) The Purchasing Power Parity Theory
- d) The Balance of Payments Theory

11. Fixed Exchange Rate Policy

- a) Fixed and Flexible Exchange Rates
- b) Arguments in favour and against
- c) FERA (1973), FEMA (1999)

Suggested Readings:

Froyen R.T (1999), Macroeconomics, Pearson Education, Singapur, 6th Edition. Mankiw N.G (2001): Macroeconomics, Macmillan U.K.,4th Edition

Dornbusch R. Fischer S and Startz R (1999): Macroeconomics Tata-Mc Graw-Hill, New Delhi, 7th Edition

Branson W. H (2002), Macroeconomic Theory and Policy, AITBS, Delhi 2nd Edition Macroeconomics by Rangarajan, C, Tata-McGraw Hill

Monetary Economics, Theory and Policy, by S.B. Gupta, Pub by s. Chand and Co. International Economics by Meier, Gerald, Oxford University, Press Oxford.

International Economics by Soderston, McMillan Press International Economy by Kennen, Cambridge Uni. Press

FOURTH SEMESTER

NAME OF SUBJECT: FAMILY LAW -II

PAPER NO: 401

UNIT –I

1. Adoption under the Hindu Adoption and Maintenance Act, 1956

- a) Who may take in adoption Who may give in adoption Who may be taken in adoption
- b) Other conditions and ceremonies of adoption Effect of adoption
- c) Relationship of adopted child
- d) Maintenance under the Hindu Adoption and Maintenance Act, 1956
Maintenance of wife
- e) Maintenance of widowed daughter-in-law Maintenance of children and aged parents Amount of maintenance
- f) Maintenance of dependents

2. Guardianship under the Hindu Minority and Guardianship Act, 1956

- a) Natural Guardian Testamentary guardian
- b) Guardianship of minor's property Custody of minor
- c) Consideration for appointment of guardian The Family courts Act, 1984.

UNIT -II

3. Joint family and Coparcenary

- a) Classification of property Joint Family Property
- b) Separate or self-acquired property Alienation of Joint family property

4. Partition:

- a) Reopening and Re-union

5. The Hindu Succession Act 1956

- a) Devolution of interest in Mitakshara Coparcenary Succession to property of a Hindu male dying intestate
- b) Succession to property of a Hindu female dying intestate General provisions relating to succession
- c) Disqualifications relating to succession

Suggested Readings:

Dr. Paras Diwan, Modern Hindu Law, 20th Ed., 2009, Allahabad Law Agency. Dr. B.K. Sharma, Hindu Law, 2nd Ed. 2008, Central Law Publication, Allahabad. Mulla, Hindu Law, 18th Ed., 2004, Lexis Nexis, Butterworths

Srinivasan's, Commentaries on Hindu Succession Act, 5th Ed., 2010, Law Publisher (India), Pvt. Ltd., Allahabad.

NAME OF SUBJECT: LAW OF CRIMES -II

PAPER NO: 402

UNIT -I

1. Culpable Homicide (Sec. 299, 304)
2. Murder (Sec. 300, 302)
3. Causing Death by Negligence (Sec. 304-A) Dowry Death (Sec. 304 B)
4. Attempt to Commit Suicide (Sec. 309) Hurt (Sec. 319-323)
5. Grievous Hurt (Sec. 320, 325-338)
6. Wrongful Restraint (Sec. 339, 341)
7. Wrongful Confinement (Sec. 340, 342)
8. Force (Sec. 349)
9. Criminal Force (Sec. 350) Assault (Sec. 351)
10. Outraging the Modesty of Women and Sexual Harassment (Sec. 354, 354-A- 354-D)
11. Kidnapping (Sec. 359, 360, 361, 363)
12. Abduction (Sec 362, 364-374)

UNIT- II

13. Rape (Sec. 375-376E)
14. Unnatural Offences (Sec. 377) Theft (Sec. 378-379)
15. Extortion (Sec. 383-384)
16. Robbery (Sec. 390, 392, 393) Criminal Misappropriation (Sec 403)
17. Criminal Breach of trust (Sec. 405, 409) Dacoit (Sec. 391, 395, 396)
18. Receiving Stolen Property (Sec. 410-411) Cheating (Sec. 415, 416, 417)
19. Mischief (Sec. 425-426) Criminal Trespass (Sec. 441-447)
20. Forgery (Sec. 463, 465)
21. Bigamy (Sec. 494)
22. Adultery (Sec. 497) Cruelty (Sec. 498-A)

Suggested Readings:

The Indian Penal Code, 1860 – Prof. T. Bhattacharya, 6th Ed., Central Law Agency, First Ed. – 1994, Reprint 2010

The Indian Penal Code, 1860 – K.D. Gaur, 4th Ed., Universal Law Publishing Co. Pvt. Ltd, 2013

Commentary on the Indian Penal Code, 1860 – Batuk Lal's, 1st Ed., Orient Publishing Co., 2006-07, Reprint 2012

Sarkar's – Commentary on the Indian Penal Code, 1860 – S.C. Sarkar, Jain Book Depot, 2011

The Indian Penal Code, 1860 – Rattan Lal and Dhiraj Lal, Lexis Nexis Butterworths Wadhwa, 32nd Ed., 2013

Commentary on the Indian Penal Code, 1860 – Dr. Sir H.S. Gour's, 12th Ed., Law Publishers (India) Pvt. Ltd., 2005

Text Book of Criminal Law – Glanville Williams, 2nd Ed., Universal Law Publishing Pvt. Ltd., Ed. 1978, Reprint 2009

Russell on Crime – J.W. Cecil Turner, 12th Edition, First Indian (1819), University Law Publishing, Reprint 2001

Indian Penal Code, 1860 – S.N. Mishra, 17th ed. Central Law Publication Company, 2012

Essay on Indian Penal Code, 1860 – K.N. Chandrashekhar, Pillai, Universal Law Publication, 2012.

**NAME OF SUBJECT: PROFESSIONAL ETHICS &
PROFESSIONAL ACCOUNTING SYSTEM**

PAPER NO: 403

UNIT –I

1. Professional ethics for advocates:
2. Meaning and importance of professional ethics with regard to legal profession, Advocates Act 1961 (sec. 35-45)
3. The Bar Council of India Rules on standards of professional ethics (Part VI and VII)
4. Duty to the court Duty to the client Duty to opponent Duty to colleagues
5. Duty in imparting training Duty to render legal aid
6. Restriction on other employments Conditions for right to practice How to address the court
7. Dress to be worn by advocates.
8. Professional or other misconduct
9. Powers of the Disciplinary committee of the Bar Council of India
Procedure of complaints against advocates
10. Punishments for misconduct and Remedies against order of punishment 50
selected opinions of the disciplinary committees of the bar council.

11. Judgments related with professional misconduct:

- Ex. Capt. Harish Uppal v. Union of India A.I.R. 2003 S.C 739
- P.D. Gupta v. Ram Murthi AIR 1998 SC 283
- Shambhu Ram Yadav v. Hanuman Das Khattri AIR 2001SC 2509
Harish Chandra Tiwari v. Baiju AIR 2002 SC 548
- Bar Council of Andhra Pradesh v. Kurapati Satyanarayana AIR 2003
SC 175.

UNIT –II

12. Law of contempt:

- The contempt of Courts Act, 1971 Meaning of contempt Kinds of contempt
- Defences available to contemner Nature and extent of punishment Remedies
- Contempt by Lawyers, Judges State and Corporate Bodies

13.Accountancy for lawyers:

- Accounting system
- Accounts and recording mechanism

14.Judgments regarding contempt of court:

- Re: Ajay Kumar Pandey, A.I.R 1997 SC 260 SC bar Association v. U.O.I AIR 1998 SC 1895
- Nirmaljit Kaur v. State of Punjab AIR 2006 SC 605
- Zahira Habidullah Sheikh v. State of Gujarat AIR 2006 SC 1367 Rajendra Sail v. M.P High Court Bar Association AIR 2005 SC 2473

Suggested Readings:

Aiyar Ramanath: Legal Professional /Ethics, 3rd Ed. 2003, Indian Law Books.

Mallick: Advocates Act, Professional Ethics/Bench and Bar Relationship, 2007, Indian Law Books.

Kailash Rai, Accountability for Lawyer and Bench, 9th Ed. 2008, Central Law Publication.

J.P.S. Sirohi, Professional Ethics, Accountancy for Lawyers and Bench Bar Relations, Latest Ed., Allahabad Law Agency.

P. Ramanatha Aiyar, Legal and Professional Ethics – Duties and Privileges of a Lawyer, 3rd Ed. 2003, reprint 2009, Lexis Nexis Butterworths, Wadhwa, Nagpur Subramanyam, Advocates Act, Commentaries on Advocates Act with Bar Council Rules (Central and States) with Professional Ethics and Allied Laws, 3rd Ed. 2010, Kumar Law Publication Limited, Delhi

Advocates Act 1961 Contempt of Courts Act 1971

Bar Council of India Trust (publication) Selected Judgements on Professional Ethics

**NAME OF SUBJECT: ADR & ARBITRATION AND
CONCILIATION ACT**

PAPER NO: 404

UNIT -I

- Concept of Alternate Dispute Resolution
- Meaning and Characteristics of Alternate Dispute Resolution
- Legislative recognition of Alternate Dispute Resolution Advantages
- Limitations of Alternate Dispute Resolution ADR Techniques and processes

Negotiation:

- Meaning and Scope

Mediation:

- Meaning, Basic rules of Mediation, Selecting Mediator,

Restrictions of Mediator Conciliation:

- Meaning, Scope
- Difference between Mediation and Conciliation

Arbitration:

- Meaning, Scope
- Types,
- International Arbitration,
- Distinction between Arbitration and Conciliation

Other Alternative Dispute Resolution Systems:

- Gram Nyayalayas; ODR;
- Lok Adalats;
- Family Courts;
- Section 89 and Order X, Rules 1A, 1B and 1C of The Civil Procedure Code.

UNIT-II

The Arbitration and Conciliation Act, 1996, (as amended by) The Arbitration and Conciliation, (Amendment) Act 2015, 2018

- Historical Background and Objectives of the Act Domestic Arbitration:
- Definitions of Arbitration, Arbitrator,
- Arbitration Agreement;
- Composition of Arbitral Tribunal;
- Jurisdiction of Arbitral Tribunal;
- Conduct of Arbitral Proceedings;
- Making of Arbitral Award and Termination of Proceedings;
- Setting aside of Arbitral Award;
- Finality and Enforcement of Award;
- Appeals
- Enforcement of Certain Foreign Awards:
- International and Commercial Arbitration;
- New York Convention Awards;
- Geneva Convention Awards

UNIT –III

CONCILIATION:

- Appointment of Conciliators;
- Procedure of Conciliation;
- Settlement of disputes through Conciliation;
- Termination of Conciliation Proceedings

NAME OF SUBJECT: HISTORY -II

PAPER NO: 405

UNIT-I

1. The Delhi Sultanate:

- Theories of Kingship;
- Powers and Functions of the Sultan;
- Central, Provincial and Local administration;
- Features of the Judicial System;
- Position of Women with special reference to their legal status and property rights.

2. Taxation in the Delhi Sultanate:

- Beginings in the form of a tribute;
- imposition of land tax and other kinds of taxation;
- changes under successive rulers;
- Features of the Iqta System

3. State under Afghan Rule:

- Polity under the Lodhis;
- Land Revenue system of Sher Shah Suri

UNIT –II

4. The Mughal State:

- New concept of monarchy, Mansabdari and Jagirdari systems;
- crises on the jagirdari system;
- the administration of justice, state and religion;
- caste and gender

5. Land Revenue system of the Mughals:

- Method of assessment and machinery of collection;
- Agrarian community;
- Agrarian crises Different explanations for the decline of the Mughal Empire

6. The State and Economy under the Marathas:

- Agrarian Land System,
- Taxation,
- Role of Deshmukhs.

Suggested Readings:

Satish Chandra, Medieval India: From Sultanate to the Mughals, 2 vols, Har-Anand Publications, New Delhi, 2003.

J.F. Richards, The Mughal Empire, CUP/Foundation Books, New Delhi.

I.H.Qureshi, The Administration of the Sultanate of Delhi, Munshiram Manoharlal, New Delhi, (Rep.), 1971.

I.H.Qureshi, The Administration of the Mughal Empire, Janaki Prakashan, Patna, (Rep.), 1979.

A.L. Srivastava, History of India 1000-1707, Central Book Depot, Allahabad, 1972. Ishwari Prasad, History of Medieval India, Central Book Depot, Allahabad, 1945.

K.S. Lal, History of the Khaljis, Central Book Depot, Allahabad, 1950.

Jadunath Sarkar, A Short History of Aurangzib, Orient Longman, Calcutta, 1979.

S.A.A. Rizvi, The Wonder that was India, Vol. II, Rupa, New Delhi, (Rep.) 2002. Irfan Habib, The Agrarian System of Mughal India, OOP, New Delhi, 1999.

Ibn Hasan, The Central Structure of the Mughal Empire, Munshiram Manoharlal, New Delhi, 1971.

Irfan Habib and Tapan Ray Chaudhari (Eds), The Cambridge Economic History of India, Vol-I, Orient Longman, Hyderabad, 1984.

Satish Chandra, Parties and Politics at the Mughal court 1707-1740, Peoples Publishing House, New Delhi. 1979

Ander Wink, Land and Sovereignty in India: Agrarian Society and Politics under the Eighteenth Century Maratha Svarajya, Cambridge University Press, Cambridge, 1986.

K.M. Ashraf, Life and Conditions of the People of Hindustan, Munshiram Manoharlal, New Delhi, 1970

Kiran Pawar (Ed.)- Women in Indian History, Vision and Venture, Patiala, 199

NAME OF SUBJECT: LEGAL LANGUAGE

PAPER NO: 406

UNIT –I

General Requirement Of Deeds Transfer

- Description of the deed and the terms by which each part is described
- Registration of Deeds
- Delivery of Deeds
- Arrangements of different parts of deed

UNIT – II

Concept And Definition

- Grant of Receipt
- Deed of Lease
- Agreement of Sale
- Deed of Conveyance
- Characteristic of Will and Requisite of a valid Will

UNIT – III

Drafting of Notice

- Suit against Government
- Tenant to Landlord for repairing of the premise
- Landlord to tenant for Conversion
- Demand for repayment of loan or mortgaged money

- Public notice for sale of business or property
- Assignment of debt
- Claim of Compensation
- Removal of Nuisance

UNIT –IV

Meaning of Legal terms and making sentences

- Ad idem
- Animus Possidendi
- Affidavit
- Amicus Curiae
- Attorney
- Bail
- Bailment
- Charge
- De-Facto
- De-Jure
- Ex-Postfacto
- Ejusdem Cuneris
- Ex-parte
- Fiduciary
- Foreclosure
- Gratuitous
- Hear-Say
- Inter-alia
- In Toto

- Modus Operandi

UNIT- V

Meaning of the maxims in English

- Actus Non Facit Reum
- Nisi Mens Sit Rea
- Vis Major
- Delegatus Non Potst Delegame
- Ex-Turpi Causa Non Oritur Actio
- Interest Republicae Ut Sit Finis Litium
- Qui Facit Per Alium Facit Per Se
- Vigilantibus Non Dormientibus Jura Subveniunt
- Res Judicata Pro Veritage Accipitur
- Ubi Jus Ibi Remedium
- Salas Popali Suprema Lex

FIFTH SEMESTER

NAME OF SUBJECT: JURISPRUDENCE

PAPER NO: 501

MAXIMUM MARKS: 30+70= 100

TIME ALLOWED: 3 HRS INTERNAL ASSESSMENT- 30 MARKS
THEORY EXAMINATION- 70 MARKS

UNIT - I

- Meaning of Jurisprudence,
- Nature, need and scope Notion of Law,
- Justice and Morality
- Sources of Law
- **Custom:** meaning, origin and essentials of a valid custom
- **Precedent:** definition, importance, merits and demerits
- **Legislation:** meaning, types of legislation, place of legislation in modern times.
- **Schools of Thought:** Command theory of Law by John Austin Rule Theory of Law by H.L.A. Hart
- Law as a manifestation of the spirit of the people by Savigny Natural Law School: origin and development through times Law as a means of Social Engineering by Roscoe Pound

UNIT --II

Rights and Duties

- Meaning and definition of right Theories of right

- Elements of legal right Classification of rights Meaning and definition of duty Classification of duty
- Co-relation between rights and duties
- Legal Personality
- **Personality**- meaning, definition and nature of legal personality Status of unborn person
- **Dead man and animals:** status and capacity
- **Legal person:** Corporate personality; theories of corporate personality
- Possession
- Meaning and definition
- De facto possession and de jure possession
- Analysis of possession, its kinds, rights of the possessor, acquisition of possession
- Ownership
- Meaning and definition Rights of owner Classification of ownership
- Modes of acquisition of ownership

Suggested Readings:

Dias R.W.N, Jurisprudence, Eastern Book Company, Lucknow, 1994

Hijam N.K. Singh, Jurisprudence Explained, Hind Publishing House Delhi, 1999 Mani and Tripathi, Jurisprudence, Allahabad Law Agency, Allahabad, 2008 Fitzgerald P.J., Salmond on Jurisprudence, Universal Law Publisher, Delhi, 2004 Friedman, Legal Theory, Columbia University Press, Columbia 1967

S.N. Dhyani , Jurisprudence, Central Law Agency, Allahabad 1997

G.W. Paton, A Text Book of Jurisprudence, Oxford University Press, Oxford, 2004

NAME OF SUBJECT: MEDIA LAW

PAPER NO: 502

UNIT –I

1. Freedom Of Speech And Expression And Its Expanding Scope Including Right To Information
2. Constitutional Restrictions on Press and Media
3. Privacy vis-à-vis Media
4. Need of Strict Social Media Law
5. Broadcasting Media with reference to The Cable TV Network (Regulation) Act 1995 and Role of BCCC
6. Media and Sensorship with reference to Cinematograph Act, 1952
7. Media Trial and Judiciary

UNIT –II

8. Right to Information with Special Reference to Right to Information Act, 2005
9. Significance of Right to Information in Democracy
10. Right to Information and role of media
11. Role and Protection of Whistleblowers

Suggested Readings :

Durga Dass Basu, Commentary on the Constitution of India, Lexis Nexis Butterworths Wadhwa, (2011).

Dr. M.P.Jain, Indian Constitutional Law, Lexis Nexis Butterworths Wadhwa, 6th Edition (2010).

V.N. Shukla, Constitution of India, Eastern Book Company, 12th Edition, (2013).

H.M. Seervai, Constitutional Law of India, Universal Law Publishers, (2005).

Eric Barendt, Freedom of Speech, Oxford University Press, (2006).

Madabhushi Sridhar, Madabhushi Sridhar Acharyulu's Right to Information, Lexis Nexis, (2007).

P.K. Saini, R. K. Gupta, Right to Information Act, 2005: Implementation and Challenges, Deep and Deep Publications, (2009).

Madhavi Divan, Facets of Media Law, Eastern Book Company, Lucknow(2006)

Dr. Umar Sama, Law of Electronic Media, Deep & Deep Publication Pvt. Ltd., (2007)

Vikram Raghavan, Communications Law in India (Legal Aspects Of Telecom, Broadcasting And Cable Services), Lexis Nexis, (2007).

Robertson and Nicol, Media Law, Sweet & Maxwell, 4th edition (2002).

Soli. J. Sorabjee, The Law of Press Censorship in India, N.M. Tripathi Pvt Ltd., (1976)

V.Nelson, The Law of Entertainment and Broadcasting, Sweet & Maxwell, 2nd Edition, (2000)

Bare Acts:

Right to Information Act, 2005

The Cable Television Network (Regulation) Act, 1995

Cinematograph Act, 1952

NAME OF SUBJECT: INVESTMENT AND COMPETITION LAW

PAPER NO: 503

UNIT- I

1. Aims and object of competition Act, 2002 and its relationship with monopolies and Restrictive Trade Practices Act, 1969

2. Definition and meaning

- Acquisition
- Agreement
- Consumer
- Enterprise
- Person
- Service

3. Law relating to Prohibition of certain agreements

4. Abuse of dominant position and Regulation of Combinations.

5. Competition Commission of India

- Powers
- Duties
- Functions

6. Benches of Competition Commission

- Composition
- Distribution of business amongst Commission and Benches
- Jurisdiction of Benches
- Procedure for Adjudication of matters before it

7. Penalties for Offences under Competition Act .2002

NAME OF SUBJECT: LAW AND EMERGING TECHNOLOGY
WITH INFORMATION & TECHNOLOGY ACT

PAPER NO: 504

UNIT –I

1. The Information Technology Act, 2002

- History
- Object
- Scope
- Commencement of the Act
- Overview of the Computer
- Computer Network
- Internet

2. E- Governance

3. Attribution

4. Acknowledge and Dispatch of Election Records

5. Digital Signature and Secure Digital Signature

6. Authorities

- Controller
- Certifying Authorities
- Adjudicating Officer
- Cyber Appellate Tribunal

UNIT- II

7. Contravention and Offences

8. Power of Police Officer and Jurisdiction

9. Cyber Space – Intellectual Property Right

10. Amendments to the various enactments

- The Indian Penal Code, 1860
- The Indian Evidence Act, 1872
- The Reserve Bank of India Act, 1934

11. Liability of Network Service Providers

- U.S.A
- U.K
- INDIA

NAME OF SUBJECT: PUBLIC INTERNATIONAL LAW

PAPER NO: 505

Unit I :

1. Definition and Nature of International Law.
2. Origin and Development of International Law including its codification.
3. Sources of International Law.
4. Subjects of International Law.
5. Relationship between International Law and Municipal Law.

Unit II :

6. State recognition and state succession.
7. International Rive and canals. International law of the sea, air, space and aerial navigation, outer space Exploration and use of outer space.
8. Nationality Statelessness.
9. State jurisdiction. Basis of jurisdiction, jurisdictional immunity.
10. Extradition and Asylum.
11. Diplomatic and consular relations.

Unit III :

12. Law of treaties:
 - Formation
 - Application
 - Termination of treaties.

Unit IV :

13. State responsibility.
 - Settlement of international Disputes:
 - Peaceful procedures for settlement of international disputes
 - Diplomatic
 - Adjudicative and institutional Compulsive

- Procedures for settlement of international disputes
- Restoration, Reprisals
- Armed Intervention with the role of United Nations.

Unit V :

14. War and use of force in International law.

- Law of Contraband & Blockade.
- Concept of War and Legality of war and use of force
- Legal effects of the outbreak of war and Enemy character.

Suggested Readings:

J.G Starke, Introduction to International Law, Oxford University Press, New Delhi, 11th Ed., 2007

H. Oppenheim, International Law, Pearson Edu. New Delhi, 9th Ed., 2005, Vol-I and II.

J.L. Brierly, Law of Nations, Oxford University Press, New Delhi, 6th Ed., 2008

Blackstone, Documents on International Law and Human Rights, Universal Law Publication, 2001

Dr. S.K. Kapoor, Public International Law and Human Rights, Central Law Agency, Allahabad, 16th Ed., 2007

M.P. Tandon, Public International Law and Human Rights, Allahabad Law Agency, Faridabad, 15th Ed., 2004

Malcom Shaw, International Law, Cambridge University Press, 5th Ed., 2005

D.J. Harris, Case and Material on International Law, Oxford University Press, 2000

H.O Aggarwal, International Law, Central Law Publication, Allahabad, 2009

NAME OF SUBJECT: INDIAN LEGAL HISTORY

PAPER NO: 506

UNIT -I:

1. The East India Company and its early settlements
 - The early Charters (Charters of 1600 and 1687)
 - Administration of Justice in Madras, Bombay and Calcutta before 1726
 - Charter of 1726 and Establishment of Mayor's Court
 - Distinction between Charter of 1687 and 1726
 - Charter of 1753

UNIT –II

2. The Beginning of the Adalat System
3. The Judicial Plans of 1772 and 1774 introduced by Warren Hastings

UNIT- III

4. The Supreme Court at Calcutta
 - The Regulating Act, 1773 and the Establishment of Supreme Court at Calcutta
 - Conflict between Supreme Court & Governor General and his Council
 - Cases:
 - Trial of Raja Nand Kumar
 - Patna Case, and
 - Cossijurah Case
 - The Act of Settlement, 1781

UNIT –IV

5. Adalat System

- Adalat System under Lord Cornwallis,
- Judicial Plans of 1787, 1790, 1793

UNIT –V

6. The High Court

- Dual Judicature before 1861
- Indian High Courts Act, 1861
- Codification of Law: First, Second and Third Law Commissions
- The Lex Loci Report

UNIT –VI

7. The Government of India Act

- The Government of India Act, 1858
- Indian Councils Act, 1861
- Indian Councils Act, 1892
- Indian Councils Act, 1909 (Morely Minto Reforms)
- Government of India Act, 1919
- Government of India Act, 1935

UNIT –VII

8. The Indian Independence Act, 1947

- Effects of the Indian Independence Act
- Constitutional Position of the Indian States after the Independence Act, 1947

UNIT –VIII

9. Shaping of the Indian Constitution

10. Constituent Assembly of India

Suggested Readings:

Legal & Constitutional History of India: Ancient Legal, Judicial and Constitutional System by Justice M. Rama Jois, Universal Law Publishing Co.

Outlines of Indian Legal & Constitutional History by M.P. Jain, Lexis Nexis

Legal & Constitutional History of India: An essential revision aid for law student by Universal law series

V.D. Kulshrestha's Landmark in Indian Legal & Constitutional History by B.M.Gandhi, Eastern Book Company

Indian Legal & Constitutional History, Prof. Kailash Rai, Central Law Agency

Indian Legal & Constitutional History, Dr. N.V. Paranjape; Central Law Agency

Indian Legal & Constitutional History, J.K. Mittal, Allahabad Law Agency

SIXTH SEMESTER

NAME OF SUBJECT: CIVIL PROCEDURE CODE INCLUDING LIMITATION LAW

PAPER NO: 601

UNIT -I

1. Nature, scope and significance of Civil
2. Procedure Definitions
3. Meaning of suit
4. Parties to a suit
5. Frame of suit
6. Joinder, Non-Joinder Misjoinder of parties Representative suits Joinder of causes of action
7. Split of cause of action and Res-judicata

8. Jurisdiction

- Meaning
- Lack of jurisdiction and irregular exercise of jurisdiction Decision as to jurisdiction
- Courts to try all suits of civil nature unless barred
- Place of suing
- Objections to jurisdiction Res judicata
- General conditions of Res judicata Matters directly and substantially in issue Constructive Res judicata
- Res judicata and estoppel

9. Res judicata and Res subjudice Foreign Judgements
10. Conclusiveness, Enforcement and Execution

11. Judgement and Decree, Distinction between Decree and Order

UNIT- II

1. Summons-

- Issues and services of Summons to defendants
- Summons to witness
- Appearance of parties and consequence of non appearance
- Dismissal of suit for default,
- Ex parte proceedings;
- Setting aside ex-parte decree

2. Interim orders

3. Commissions

4. Arrest and Attachment before Judgment

5. Temporary injunctions

6. Appointment of Receiver

7. Duties of receiver

8. Security for costs

9. Supplemental Proceedings

10. Suits in particular cases and special proceedings

11. Suits by or against Government and Public Officer

12. Suits by Alien and Foreign Rulers etc

13. Interpleader Suits

14. Suits by Indigent Persons

15. Special case (S. 90, order XXXVI)

16. Suits relating to public nuisance and public charities

17. Caveat

18. Inherent powers of the Court

Suggested Readings:

Mulla; The Code of Civil Procedure (17th Ed.), 2007 Lexis Nexis
Butterworths Publications

C.K. Takwani; Civil procedure (7th Ed),2013, Eastern Book Company
Lucknow.

Sarkar; Code of Civil Procedure (11th Ed), 2006 Wadhawa
Publications Nagpur.

M.P.Jain; The Code of Civil Procedure (2007), Wadhawa
Publications, Nagpur

A.K. Nandi and S.P. Sen Gupta, The Code of Civil Procedure, 3rd Ed.,
2009, Kamal Law House, Kolkata.

NAME OF SUBJECT: CRIMINAL PROCEDURE CODE –I

PAPER NO: 602

UNIT -I

1. The Rationale of Criminal Procedure and the importance of fair trial
2. Role of Various Authorities in administration of criminal justice such as Police, Public Prosecutor and Defence Counsel
3. Distinction between Cognizable and Non-cognizable Offences
Conceptual Contours of Arrest
4. Arrest without warrant by Police
5. Constitutional and Statutory Rights of the Arrested Person Steps to Ensure the Presence of the Accused at Trial
6. Meaning, Form and Service of Summons
7. Meaning, Form and execution of Arrest Warrants Proclamation and Attachment
8. Concept and Objectives of Bail
9. Distinction betweenailable and Non-ailable Offences Bail as a matter of Right and as a Discretion Cancellation of Bail

UNIT-II

1. Concept of FIR
2. Procedure for recording of FIR
3. Affect of Delay in Recording of FIR Evidentiary Value of FIR
4. Concept of Search and Seizure Search with and Without Warrant
5. When the Search Warrants Could Be issued General Principles Related to Search

6. Territorial Jurisdiction of the Criminal Courts in Enquiries and Trials:
Basic Rule of Territorial Jurisdiction with Exceptions Thereof

7. Power of the Court to hold Inquiry in Cases Where it Lacks the
Territorial Jurisdiction Trial of Offences Committed Outside India

8. Constitution of Criminal Courts

9. Magistrate's Power to Take Cognizance of Offences Meaning and
Verification of Complaint

Suggested Readings:

Bare Act

K N Chandrasekharan Pillai (ed): Kelkar's Lectures on Criminal Procedure,
4th Ed. Reprint, Eastern Book Company, Lucknow

Ratanlal and Dhirajlal: Criminal Procedure Code, 18th Ed, 2006, Wadhwa
and Co. Nagpur.

S C Sarkar : The Law of Criminal Procedure, 2nd (Reprint), 2010, Dwivedi
Law Agency, Allahabad

K N Chandrasekharan Pillai (ed): R V Kelkar's Criminal Procedure, 5th
Ed. 2008, Eastern Book Company, Lucknow

Woodroffe: Commentaries on Code of Criminal Procedure, 2 vols. 3rd Ed.,
2009.

NAME OF SUBJECT: BANKING LAW WITH NI ACT

PAPER NO: 603

UNIT-I

1. Origin and Development of Banking System
2. Relationship of Banker and Customer and their rights and duties
3. E-Banking System and Legal Aspects
4. Laws Relating to the Banking Companies in India
5. Their types and functions,
6. Management and organizational setup of commercial banks,
7. Credit Creation by Commercial Banks: Process and limitations,
8. Management of deposits, advances and loans in commercial banks.
9. Basel and RBI regulation regarding NPA and provisioning norms
10. Central Bank- their role, objectives and functions, Reserve Bank of India and its monetary policy since 1951.
11. Reforms and Indian Banking, Structure, Organization and regulation of Indian Money Market and Capital Market, E-Banking,
12. Introduction to Mutual funds

13. Reserve Bank of India Act, 1934

- i) Evolution of Reserve Bank of India
- (ii) Compositions and functions of Reserve Bank of India
- (iii) Reserve Bank as a banker's bank and advisor to the Government

14. Banking Regulation Act, 1949

- (i) Business of Banking Companies
- (ii) Prohibited Banking functions
- (iii) Suspension of Business and Winding Up of Banking Companies
- (iv) Application to Co-operative Banks

UNIT –II

15. Negotiable Instrument Act

- Meaning and kinds of Negotiable Instruments
- Endorsement, Negotiability and Assignability
- Holder and Holder in due course
- Rights and Liabilities of Paying and Collecting Banker
- Dishonour of Negotiable Instruments Including Criminal Liability of Drawer and Protection of Collecting Banker
- Bill of Exchange, Promissory Note, Dishonour of Cheque

16. Negotiable Instruments Act 1881 as amended by Negotiable Instruments (Amendment) Act 2018

Suggested Readings:

Bashyam and Adiga, The Negotiable Instruments Act, Bharath Law House, New Delhi, 1997.

Baye, Jansen: Money, Banking and Financial Markets: An economic approach. AITBS Publishers and Distributors, New Delhi, 1999.

Dean.: Money and Banking-A Policy Oriented Approach, Houghton Muffin Company, New York, 2007.

G.S.N. Tripathi (ed.) Sethi's Commentaries on Banking Regulation Act, 1949 and Allied Banking Laws Law Publishers, Allahabad, 2000.

M.L.Tannen, Tannen's Banking Law and Practice in India, India LawHouse, New Delhi, 2000.

M.S. Parthasarathy (ed.), Kherganvala on the Negotiable Instruments Act), Butterworths, New Delhi. 1998.

Mishra. M.N. and S.B. Mishra, Insurance – Principles and Practice, 18th revised edition,

S. Chand and co. Ltd., New Delhi.2011.

Mithani. D. M: Money, Banking ,International Trade and Public Finance,11th revised edition, Himalaya Publishing house,Mumbai,1998.

Pande, G.S. Principles and Practice of Insurance, Kalyani Publishers, New Delhi, 2006. Bangia,R.K ,Negotiable Instrument Act, Allahabad Law Agency,Allahabad.2018

Nainta. R.P, Negotiable Instrument Act, Allahabad Law Agency, Allahabad. Singh .Avtar, Negotiable Instrument Act, Eastern Book House, Lucknow.

NAME OF SUBJECT: INSURANCE LAW

PAPER NO: 604

UNIT-I.

1. Nature of Insurance Contracts
2. Objects and scope of Insurance
3. Development of the Insurance Law
4. Kinds of Insurance

Unit - II Life Insurance

1. History, Definition and Nature of Life Insurance
2. Kinds of Life Insurance (Classification of Life Insurance Policies)
3. Insurable Interest
4. Premium
5. Risk
6. Certificate of Insurance
7. Doctrine of Subrogation and Contribution
8. Rights and Liabilities of Insurer and Insured Person
9. Life Insurance Contract
10. Policy and conditions or construction of Life Insurance Policy
11. Personal Accident Insurance
12. Establishment and Functioning of Life Insurance Corporation (LIC) of India

Unit - III Marine Insurance

5. General Insurance
6. Nature and Scope of Marine Insurance
7. Classification of Marine Insurance
8. Marine Insurance Policies and Kinds of Marine Policies
9. Voyage
10. Losses
11. The Perils of the Sea
12. Implied Warranties in Marine Insurance Contract
13. Assignment of Marine Policy
14. Other Provisions of Marine Insurance Act

Unit - IV Fire Insurance

15. Nature of Fire Insurance Contract

16.Scope of Fire Policy

17.Cover Note

18.Right to Contribution and Right to Average

19.Principle of Reinstatement

20.Double Insurance and Reinsurance

21.Doctrine of Approximation

22.Burglary Insurance

NAME OF SUBJECT: LABOUR AND INDUSTRIAL LAW-I

PAPER NO: 605

UNIT-I

1. Concept of Social Justice vis-a-vis exploitation and human rights of labour Working conditions in Unorganized sector with special reference to the Constitution of India and the Unorganized Worker's Social Security Act, 2008.
2. Industrial relations and the philosophy of labour welfare Terms of employment with special reference to the Industrial Employment (Standing Orders) Act, 1946
3. Wages under the Payment of Wages Act, 1936 and the Minimum Wages Act, 1948
4. Social Security under the Employees Compensation Act, 1923

UNIT- II

5. The Industrial Dispute Act, 1947:
6. The concept of industry, industrial dispute, workman.
7. Threshold control by the Government: Reference.
8. Dispute Resolution Agencies: Works Committee, Conciliation Officers, Board of Conciliation, Labour Court, Industrial Tribunal, National Industrial Tribunal and Voluntary Arbitration.
9. Meaning of Award, its commencement, binding nature, enforceability and judicial review of Award.
10. Strike and Lock Out
11. Lay Off and Retrenchment

STATUTORY READINGS:

The Constitution of India, 1950

The Industrial Dispute Act, 1947

The Payment of Wages Act, 1936

The Minimum Wages Act, 1948

The Employees Compensation Act, 1923

The Unorganized Worker's Social Security Act, 2008

The Industrial Employment (Standing Orders) Act, 1946

Suggested Readings:

V.K. Kharbanda & M.P. Shrivastav, Industrial Employment (Standing Orders) Act, 1946

K.D. Shrivastva, Commentaries on the Payment of Wages Act, 1936

K.D. Shrivastva, Commentaries on the Minimum Wages Act, 1948

Rao, Law and Practice on Minimum Wages Meenu Paul, Labour and Industrial Law

Srivastva, Social Security and Labour Laws, 1985: Eastern Harry Calvert, Social Security Laws, 1978

Administration of Workmen Compensation Law: A Socio Legal Study, 1987

P.R. Bagri, Law of Industrial Disputes

O.P. Malhotra, Law of Industrial Disputes

P.L. Malik, Industrial Law

D.D. Seth, Commentaries on Industrial Dispute Act, 1947

J. K. Soonavala, Supreme Court on Industrial Law

**NAME OF SUBJECT: PRINCIPLES OF LEGISLATION AND
INTERPRETATION OF STATUTES**

PAPER NO: 606

UNIT-I

1. Statute: Meaning and classification Interpretation: Meaning, object and necessity General Principles of Interpretation:
2. The Literal or Grammatical Interpretation The Golden Rule
3. The Mischief Rule (Rule in the Heydon's case) Harmonious Construction
4. The Statute should be read as a whole Construction ut-res-magis valeat- quam-pereat
5. Identical expressions to have same meaning Construction noscitur a sociis
6. Construction ejusdem generis
7. Construction expression unius est exclusion alterius Construction contemporanea exposition est fortissimo in lege

UNIT- II

8. Beneficial Construction Construction of Penal Statutes Construction of Taxing Statutes Aids to Interpretation of Statutes:
9. Need to invoke Aids to Construction Internal Aids to Construction External Aids to Construction
10. Commencement, Repeal, Revival of Statute Prospective and Retrospective Operation of Statutes

Suggested Readings:

Maxwell on the Interpretation of Statutes- P.St. Langan, Lexis Nexis, New Delhi (2004) Principles of Statutory Interpretation- G.P. Singh, Wadhwa and Co., New Delhi (2008) Interpretation of Statutes- V.P. Sarathi, Eastern Book Co., Lucknow (2003)

The Interpretation of Statutes- T. Bhattacharyya, Central Law Agency, Allahabad (2009) Interpretation of Statutes- D.N. Mathur, Central Law Publications, Allahabad (2008) Interpretation of Statutes and Legislation- M.P. Tandon and J.R. Tandon, Allahabad Law Agency, Faridabad (2005)

Interpretation of Statutes- P.M. Bakshi, Orient Pub., New Delhi (2008)

SEVENTH SEMESTER

NAME OF SUBJECT: CIVIL PROCEDURE CODE INCLUDING LIMITATION LAW-II

PAPER NO: 701

UNIT-I

1. Concept of Execution:

- Who may apply for execution?
- Against whom execution may be sought;
- Definition of court which passed a decree for execution (Ss. 36-42 and Order XXI)
- PRECENT (sec 46)
- Scope of S. 47;
- Execution against transferee and legal representatives (Ss. 49-50); Stay of execution (Order XXXI, Rules 26-29);
- Modes of execution (SS. 51-54, Order XXI, Rules 30-36); Arrest and Detention (Ss. 55-59 and Order XXI Rules 37-40)
- Attachment of property in execution of a decree; Non-attachable property; Transfer of property under attachment (Ss 60-64, Order XXI Rules 41-57) Notice to a Garnishee (Order XXI, Rule 46-A, 46-B);
- Objections to attachment (Order XXI Rules 58, 59);
- General procedure for sale of attached property (Order XXI, Rules 64-69); Who cannot bid at sale (Order XXI Rules 72, 72A, 73);

- Sale and resale of immovable property in execution (Order XXI Rules 82-87) Setting aside and confirmation of execution sale (Order XXI, Rules 89-94); Ratable distribution of Assets (S. 73);
- Resistance to delivery of possession in execution and (S. 74, Order XXI rules 97-106)

UNIT-II

2. APPEALS

- Nature of right of appeal;
- Appeals from original decrees (Section 96-99),
- Appeals from Appellate Decrees (Ss. 100-103, Order XIII), Appeals from Order (Ss. 104-106, Order XLII)
- Appeals to the Supreme Court (Sections 109-112, Order XL V); Procedure of Appeals and Powers of Appellate Court (S. 107, Order XLI) Reference (Section 113, Order XLVI);
- Review Section 114, (Order XLVII) of the Court (S. 151)

3. Limitations Act, 1963

- Definitions
- Suits, Appeals and Application (Ss. 3-11) Computation of period of Limitation (Ss. 12-24) Acquisition of Ownership by possession (Ss. 25-27)

Suggested Readings:

Mulla; The Code of Civil Procedure (17th Ed.), 2007 Lexis Nexis Butterworths Publications

C.K. Takwani; Civil procedure (7th Ed), 2013, Eastern Book Company Lucknow.

Sarkar; Code of Civil Procedure (11th Ed), 2006 Wadhawa Publications Nagpur.

M.P. Jain; The Code of Civil Procedure (2007), Wadhawa Publications, Nagpur

A.K. Nandi and S.P. Sen Gupta, The Code of Civil Procedure, 3rd Ed., 2009, Kamal Law House, Kolkata.

Basu's; Law on Limitation Act (6th Ed.) Delhi Law House

B.B Mitra; The Limitation Act (21st Ed.) Eastern Law House

J.D. Jain; Indian Limitation Act, Allahabad Law Agency

NAME OF SUBJECT: CRIMINAL PROCEDURE CODE –II

PAPER NO: 702

UNIT-I

1. Charge

- Basic Principles Related to Charge Contents of Charge
- Principles Related to Alternation and Addition of Charges

2. Trial before a Court

- Committal Proceedings
- Different Stages of the Trial, Types of Trial:
 - Sessions Trial,
 - Warrant Trial,
 - Summons Trial
- Hearing of the Accused on the Question of the Sentence Summary Trial
- Pleas of Autrefois Acquit and Autrefois Convict Compounding of Offences and Plea Bargaining Bars of Limitation

UNIT- II

3. Judgment

- Meaning and Contents of Judgment Modes of Delivery of Judgment
- Meaning and Nature of Appeal and Rationale of Appeal Forums of Appeal
- No Appeal in Certain Cases State Appeals

4. Probation of Offenders Act, 1958

- Duties of Probation Officer Concept and Utility of Probation
- Dispositional Alternatives under Probation of Offenders Act, 1958
Duties of Probation Officer

5. The Juvenile Justice (Care and Protection of Children) Act 2015

- Nature and Causes of Juvenile Delinquency
- Authorities to deal with Juveniles in Conflict with Law and
Dispositional

Suggested Readings:

Bare Act

K N Chandrasekharan Pillai (ed): Kelkar's Lectures on Criminal Procedure, 4th Ed. Reprint , Eastern Book Company, Lucknow Ratanlal andDhirajlal: Criminal Procedure Code, 18th Ed, 2006, Wadhwa and Co. Nagpur.

S C Sarkar : The Law of Criminal Procedure, 2nd (Reprint), 2010, Dwivedi Law Agency, Allahabad

K N Chandrasekharan Pillai (ed): R V Kelkar's Criminal Procedure, 5th Ed. 2008, Eastern Book Company, Lucknow

Woodroffe: Commentaries on Code of Criminal Procedure, 2 vols. 3rd Ed., 2009.

NAME OF SUBJECT: LABOUR AND INDUSTRIAL LAW -II

PAPER NO: 703

I. Evolution of Industrial Legislation in India.

II. Industrial Disputes Act, 1947

1. Scope and Object, Main Features, Important Definition
2. Industry
3. Industrial Dispute and Individual Dispute
4. Workman and Employer
5. Reference of Disputes
6. Voluntary Arbitration (Section 10A)
7. Award
8. Authorities under the Act Procedures, Powers and Duties of
9. Authorities
10. Strike
11. Lock-Out
12. Retrenchment
13. Transfer and Closure

14. Regulation of Management's Prerogative During Pendency of Proceedings.

III Trade Unions Act, 1926

1. Growth of Unions
2. Important Definitions
3. Registrations of Trade Unions
4. Rights and Liabilities of Registered Trade Unions
5. Collective Bargaining

IV The Payment Of Wages Act, 1936

Scope and Applicability of the Act.

2. Important Definitions
3. Payment of Wages and Deductions from Wages
4. Authorities Under the Act

Suggested Readings:

V.K. Kharbanda & M.P. Shrivastav, Industrial Employment (Standing Orders) Act, 1946

K.D. Shrivastva, Commentaries on the Payment of Wages Act, 1936

K.D. Shrivastva, Commentaries on the Minimum Wages Act, 1948

Rao, Law and Practice on Minimum Wages Meenu Paul, Labour and Industrial Law

Srivastva, Social Security and Labour Laws, 1985: Eastern Harry Calvert, Social Security Laws, 1978

Administration of Workmen Compensation Law: A Socio Legal Study, 1987

P.R. Bagri, Law of Industrial Disputes

O.P. Malhotra, Law of Industrial Disputes

P.L Malik, Industrial Law

D.D. Seth, Commentaries on Industrial Dispute Act, 1947

J. K. Soonavala, Supreme Court on Industrial Law

**NAME OF SUBJECT: AFFIRMATIVE ACTION AND
DISCRIMINATIVE JUSTICE**

PAPER NO: 704

1. Equality Rights and Justice
2. Reservation policy of the Government in General and Public Employment.
3. Women Protection and Child Protection.
4. Abolition of Racial Discrimination and begar system.
5. Economic democracy in India.

Books Recommended :

J. N. Pandey

V.N. Sukla

M.P. Jain

Abolition of Bonded Labour by S.K. Singh

NAME OF SUBJECT: GENDER JUSTICE AND FEMINIST

JURISPRUDENCE

PAPER NO: 705

UNIT -I

1. Gender Justice and Feminism: Concepts and Dimensions

- Distinction between 'sex'(nature) and 'gender'(culture)
- Notion of patriarchy, notion of discrimination, notion of division of labour, notion of discrimination
- Concept of women welfare and empowerment social political, economic and cultural perspectives, Eradicating Injustice
- Historical Background on Feminism
- Growth of feminism and Feminist Jurisprudence Impact and Contribution of Feministic Jurisprudence

2. Gender Justice: Constitutional and Legal Perspective

- Equality provisions in the Constitution of India - Preamble, Fundamental Rights and Directive Principles
- Unequal position of the women in personal laws: an overview
Hindu Laws: Marriage and Property
- Muslim Laws: Marriage and Property Christian Laws: Marriage and Property Uniform Civil Code towards gender justice

3. Concept of Gender Justice: International Perspective

- Convention on the political rights of women
- Convention of elimination of all kind of discrimination against women, 1979 Convention on traffic in women and children, 1949
- Recommendation of WTO on sex oriented Tourism

4. Women and Inheritance Rights: An Overview

UNIT-II

5. Varieties of Feminist Theory

- Liberal Feminism: Equality and Stereotypes Cultural Feminism: Difference and Devaluation
- Radical Feminism: Dominance and power
- Postmodern Feminism: Questioning Identity

6. Law: Vehicle of Discrimination, Specific Issues

- Reproduction and Motherhood:
- Fetal Rights': A New Assault on Feminism Right to Abortion promoting Equality Surrogate Motherhood: Consent Brought
- Rape Laws: unfavorable towards women Marital Rape
- Rape: A property Crime Problem of Consent
- Rape in the Feminist Eyes
- Exploitation and sexual harassment at workplace
- Feminist Perspectives on Environment issues and Legal Response Courts and Feminism

Suggested Readings:

Universal Declaration of Human Rights 1948

Convention for the Suppression of the Traffic in Persons and of the Exploitation of the Prostitution of Others, 1949

Convention on the Political Rights of Women, 1953

Convention on the Elimination of All Forms of Discrimination against Women, 1979

Jennifer Pierce, *Gender Trials: Emotional Lives in Contemporary Law Firms*, University of California Press, 1996, 978-0520201088

D. Kelly Weisberg, *Feminist Legal Theory: Foundations*, Temple University Press, 1993, 978-1566390293 (FLT on syllabus)

Anne M. O. Griffiths, *In the Shadow of Marriage: Gender and Justice in an African Community*, University of Chicago Press, 1998, 978-0226308753

Adrien Wing, *Critical Race Feminism: a Reader*, 2nd edition, NYU Press, 2003, 978-0814793947

Vandana Shiva, 1989 *Staying Alive: Women, Ecology and Development*. London: Zed Books.

Nomita, Agarwal, *Women and Law in India*, New Century Publications, Delhi, 2002.

Rashm Agarwal, and B.V.L.N. Rao, *Gender Issues- A Road Map to Empowerment*, Shipra Publication, New Delhi, 2004.

Kamala Bhasin,, *Understanding Gender*, Kali for Women, New Delhi, 2000.

Maitrayee Choudhry, (ed.), *Feminism in India*, Kali for Women, New Delhi, 2004

Anjani Kant, *Women and the Law*, A.P.H. Publishing Corporation, New Delhi, 1997

NAME OF SUBJECT: RIGHT TO INFORMATION LAW

PAPER NO: 706

UNIT-I

1. Conceptual Background: Right to know, Open Government and Transparency in Governance
2. Privilege to withhold disclosure of Documents/Informations:
3. Comparative analysis of Laws in other Common Law – countries with special reference to (a) England (b) U.S.A.
4. Privilege to withhold documents and the law in India – with special reference to:
 - (a) Indian Evidence Act, 1872
 - (b) Indian Telegraph Act, 1885
 - (c) The Official Secret Act, 1923
 - (d) The Atomic Energy Act, 1962

UNIT -II

1. Right to Information and Legislative Measures in India
2. Efforts/attempts made to legislate right to Information
3. Right to Information Act, 2005
4. Right to Information and Judiciary
5. Electoral reforms, transparency in governance, privilege and immunities of journalist involved in legal reporting
6. Extent of liability for Contempt of Court, scope of defences under the Contempt of Court Act, 1971 and the Right to Information Act, 200

EIGHTH SEMESTER

NAME OF SUBJECT: INTELLECTUAL PROPERTY RIGHTS

PAPER NO: 801

UNIT-I

1. Origin and development of Intellectual Property Concept of Corporeal and Incorporeal Property
2. Meaning and Concept of Different kinds of Intellectual Property- Copyrights, Trademarks, Industrial Designs and Patents
3. Copyrights- Registration of Copyright under the Copyright Act 1957,
4. Rights conferred by Copyright,
5. Doctrine of Fair-use, Infringement of Copyright,
6. Trademarks: Registration of Trademarks;
7. Difference between infringement of Trademark and Passing off, Remedies

UNIT- II

8. **Industrial Designs:** Registration of Designs; Infringement in Industrial Designs, under Indian Design Act, 2000

9. **Patents:** Patentable and non Patentable Inventions; Process of obtaining a patent, Revocation of patent; Compulsory Licensing; Duration of Patent Grant; Infringement

10. International Protection- Important Provision relating to Protection of Copyrights under Berne Convention 1886;

Protection of Trademarks under Madrid Agreement 1891; Patent Filing under Patent Cooperation Treaty 1970; Protection of Industrial Design under the Hague System 1925

Suggested Readings:

Narayanana, P: Intellectual Property Law. Eastern Law House
Cornish W.R: Intellectual Property Law, Sweet and Maxwell, 1996
Gopal Krishan N.S: Cases and Material on Intellectual Property Law, National Law School, Bangalore

T.R. Srinivasa: The Copyright Act, 1957
Meenu Paul: Intellectual Property Laws

M.K. Bhandari: Law relating to Intellectual Property Rights, Central Law Publication, Allahabad

NAME OF SUBJECT: LAW OF EVIDENCE

PAPER NO: 802

UNIT-I

1. Introductory

- The main features of the Indian Evidence Act 1872
- Other acts which deal with evidence (special reference to CPC, CrPC) Proceedings under other Acts and of other Tribunals etc
- Administrative Tribunals Industrial Tribunals Commissions of Enquiry Court-martial
- Disciplinary authorities in educational institutions

2. Central conceptions in Law of Evidence (Sections 3-4)

- Section 3: Definitions; Distinction-Facts-Relevant facts/Facts in issue Evidence: oral and documentary
- Circumstantial evidence and direct evidence Presumption (Section 4)
- “Proved”, “not proved” and “disproved” Witness
- Appreciation of evidence

3. Facts: relevancy (Sections 5-16)

- The Doctrine of res gestae (Section 6,7,8,10) Evidence of common intention (Section 10)
- The problems of relevancy of “Otherwise” irrelevant facts (Section 11) Relevant facts for proof of custom (Section 13)
- Facts concerning bodies and mental state (Section 14, 15)

4. Admissions and confessions (Sections 17-31)

- General principles concerning admission (Section 17-20, 23)
Differences between “admission” and “confession”
- The problems of non-admissibility of confessions caused by “any inducement, threat or promise’ (Section 24)
- Inadmissibility of confession made before a police officer (Section 25)
- Admissibility of custodial confessions (Section 26) Admissibility of “information” received from accused person in custody; with special reference to the problem of discovery based on “joint statement” (Section 27) Confession by co-accused (Section 30)
- The problems with the judicial action based on a “retracted confession”

5. Dying declarations

- The justification for relevance of dying declaration (Section 32 (1))
- The judicial standards for appreciation of evidentiary value of dying declarations

6. Other Statements by Persons who cannot be called as Witnesses (Ss 32- 39)

- General Principles

7. Relevance of Judgments (Sections 40-44)

- General Principles
- Admissibility of judgments in civil and criminal matters (Section 43) “Fraud” and “Collusion” (Section 44)

8. Expert Testimony (Sections 45-51)

- General principles
- Who is an expert? Types of expert evidence
- Opinion on relationship especially proof of marriage (Section 50)
The problems of judicial defence to expert testimony

9. Character when relevant (Sections 52-55)

- In civil cases
- In criminal cases

UNIT-II

10. Facts which need not be proved (Sections 56-58)

- General Principles concerning oral evidence (Sections 59-60)
- General principles concerning Documentary Evidence (Sections 61-90) General principles regarding Exclusion of Oral by Documentary Evidence (Ss91-100)

11. Witnesses, Examination and Cross Examination (Sections 118-166)

- Competency to testify (Section 118-121) Privileged communications (Section 123-132) Accomplice (Section 133)
- Number of Witnesses (Section 134)
- General principles of examination and cross examination (Section 135-166) Leading questions (Section 141-143)
- Lawful questions in cross examination (Section 146) Compulsion to answer questions put to witness Hostile witness (Section 154)
- Impeaching of the standing or credit of witness (Section 155) Questions of corroboration (Section 156-157)
- Refreshing Memory (Section 159-161)

12. Burden of Proof (Sections 101-114)

- The general conception on onus probandi (Section 101-106) General and special exceptions to onus probandi
- The justification of presumption and of the doctrine of judicial notice (Section 107-114)

13. Estoppel

- Why estoppel?
- The rationale (Section 115) Estoppel, res-judicata and waiver and presumption Estoppel by deed
- Estoppel by conduct
- Equitable and promissory estoppel

- Improper admission and rejection of Evidence in civil and criminal cases (S. 167)

14. Special problems: re-hearing evidence

- Issue estoppel
- Tenancy estoppel (Section 116)

Suggested Readings:

Sarkar and Manohar, Sarkar on Evidence (1999), Wadhwa and Co. Nagpur

Indian Evidence Act, (Amendment up to date)

Rattan Lal, Dhiraj Lal: Law of Evidence (1994) Wadhwa, Nagpur
Polein Murphy, Evidence (5th Edn. Reprint 2000) Universal Delhi
Albert S. Osborn, The problem of Proof

Avtar Singh, Principles of the Law of Evidence (2008) Central Law Agency,
New Delhi

Ameer Ali and Woodroffe- Law of Evidence, Butterworths 18th Ed. (2009)

Phipson and Elliot Manual of Law of evidence, Universal publishing, New
Delhi, 2001

Wigmore on Evidence, Tillers (revised ed. 1983), Kluwer India Pvt. Ltd.,
2008

NAME OF SUBJECT: PRINCIPLES OF TAXATION LAW

PAPER NO: 803

UNIT- I

1. Definitions
2. Income (Section 2 (24))
3. Agriculture Income [Section 2(1A)] Assessee [Section 2(7)]
Assessment Year [Section 2(9)] Person [Section 2(31)]
4. Previous Year [Section 3] Basis of Charge [Sections 4 - 9]
5. Charge of Income Tax [Section 4] Total Income [Section 5]
Residential Status [Section 6]
6. Income Deemed to accrue or rise in India [Section 9]
7. Incomes, which do not form part of Total Income [Sections 10(1),
10(2), 10(2A), 10(7),10(10), 10(10A), 10(10AA), 10(10B),
10(10C), 10(10CC),
8. 10(10D), 10(11), 10(12), 10(13), 10(13A), 10(14), 10(16), 10(17),
10(17A),
9. 10(18), 10(23C), 10(32), 10A, 10B]
10. Salary [Sections 15-17]
11. Income from house property [Sections 22-27]
12. Profit and Gains of business or profession [Sections 28, 29, 30, 31,
32 and 37]

UNIT- II

1. Capital Gain [Sections 2(14), 2(47), 45-48, 51, 54-54H, 55]
Income from other sources [Sections 56-59]
2. Income of other persons to be included in Assessee's total income [Sections 60-65]
3. Aggregation of Income [Sections 68-69-D]
4. Set off or Carry Forward and Set off of Losses [Sections 70-80]
“Meaning of gross Total Income [Section 80B]
5. Main Deductions under Chapter VI A Section 80 C
6. Section 80 CCC
7. Section 80 CCD
8. Section 80 U
9. Deduction of Tax at Source [Sections 192, 194B, 194C, 194I]
Advance Tax [Sections 207-211]”
10. Return of Income [Section 139]

Suggested Readings:

Kailash Rai: Taxation Laws, 9th Edition, Allahabad Law Agency, 2007

Kanga and Palkhiwals: The Law and Practice of Income Tax, The Law and Practice of Income Tax- 7th Edition, N.M.Tripathi, 1976 Grish Ahuja, Direct taxes law and practice, Bharat, 18th Edition, Bharat Publisher (2008-09).

Vinod K. Singhanian: Direct Taxation: Law and Practice of Income Tax, Taxman, 36th Editio, (2007).

Income Tax Act, 1961 : Bare Act Income Tax Rules 1962 : Bare Act

NAME OF SUBJECT: CORPORATE GOVERNANCE

PAPER NO: 804

1. Concept of Corporate Governance
 - i. Corporate Governance - Historical Perspective
 - ii. Corporate Governance and Role of Institutional Investors
 - iii. Principles of Corporate Governance – OECD Guidelines :
2. The right of shareholders and equitable treatment of shareholders The Role of Stakeholders in Corporate Governance
3. Disclosure and Transparency
4. Mechanism and Control :
 - i. Internal Corporate Governance Control External Corporate Governance Control
 - ii. The legal obligation of Board of Directors in Corporate Governance and Board –Management relationship
 - iii. The Concept of Corporate Social Responsibility (CSR) in India

Books Recommended :

Subhas Chandra Das – Corporate Governance in India: An Evaluation.

Sanjay Bhayana – Corporate Governance Practice.

Robert A.G.Monks – Corporate Governance. Avtar Singh – Company Law

Darryl Reed and Sanjay Mukherjee - Corporate Governance, Economic Reforms and development.

Sanjay Agarwal – Corporate Social Responsibility in India.

Ravi pullani I and Mahesh Pullani (ed) - Bharat's Manual of Companies Act and Corporate Laws : including SEBI Rules, Regulations, etc

NAME OF SUBJECT: COMPANY LAW

PAPER NO: 805

UNIT-I

1. Company – Meaning, Definition and kinds of companies Theory of Corporate Personality, Lifting of Corporate Veil
2. Incorporation of Companies: position of promoters, pre-incorporation contracts
3. Memorandum of Association: Clauses, alteration, doctrine of ultra vires Articles of Association: Contents and alteration
4. Certificate of incorporation and its Consequences; Commencement of Business
5. Doctrine of Constructive Notice and Indoor Management
6. Prospectus – Definition; contents; Statement in lieu prospectus; Shelf prospectus and Red herring prospectus; Liability for mis-statements in prospectus
7. Shares: Kinds of share capital; general principles and statutory provisions related to allotment; share certificate and share warrant
8. Dematerialized form of securities; transfer and transmission of securities

UNIT-II

1. Debt Capital: Debentures – meaning, kinds; Charge – Floating and fixed charge,
2. Difference between share-holders and debenture-holders
3. Membership in a Company: Modes of acquiring membership, who can be a member, cessation of membership and Register of Members

4. Directors: position, appointment, qualifications, disqualifications, powers and duties of directors; Director Identification Number
5. Meetings: Kinds and Procedure – Notice, Quorum, Chairman, Proxies and Voting
6. Majority rule and minority protection and its exceptions
7. Prevention of Oppression and Mismanagement: who can apply, powers of Central Government
8. Winding up: modes of winding up – by court, voluntary winding up by members and creditors, winding up subject to supervision of courts

Statutory Material:

The Companies Act, 1956

The Companies Act, 2013 (as per the Notification of the Ministry of Corporate Affairs, Govt. of India, dated September 12, 2013 and March 26, 2014)

Suggested Readings:

Bharat's Companies Act, 2013, Ravi Puliani and Mahesh Puliani, Bharat Law House Pvt. Ltd., New Delhi, 2014

Company Law: Piercing the Corporate Veil, D.S. Chopra and Nishant Arora, Eastern Law House, New Delhi, 2013

Indian Company Law, Avtar Singh, Eastern Book Company, Lucknow, 2009

Taxmann's Company Law and Practice, A.K. Majumdar, Taxmann Publications (P) Ltd. New Delhi, 2009

Guide to Companies Act, A. Ramaiya, Wadhwa and Co., Agra, 2004
Company Law, H.K. Saharay, University Law Publishing Co., Delhi, 2008

Indian Company Law, M.J. Sethna, Modern Law House, Allahabad, 2010

Companies Act, 1956, P.S. Naryana, ALT Pub., Hyderabad, 2006
Company Law, D.S.R. Krishnamurti, Taxmann Allied Services, New Delhi

Company Law, N.V. Paranjape, Central Law Agency, Allahabad, 2006

Principles of Company Law, Kailash Rai, Allahabad Law Agency, Faridabad, 2006

NAME OF SUBJECT: ELECTION LAW

PAPER NO: 806

UNIT-I

1. Election And Democratic Process

- i. Part XV of Constitution Articles 324 to 329
- ii. Concept of representation through people participation- Election to State and Union Legislatures
- iii. Superintendence, direction and control of election to be vested in an Election Commission, Article 324
- iv. No person to be ineligible for inclusion in, or to claim to be included in a special, electoral roll on grounds of religion, race, caste or Sex, Article 325
- v. Elections to the House of the People and to the Legislative Assemblies of States to be on the basis of adult suffrage, Article 326
- vi. Power of Parliament to make provision with respect of elections to Legislatures, Article 327
- vii. Power of Legislature of a State to make provision with respect of election to such Legislature, Article 328
- viii. Bar to interference by courts in electoral matters, Article 329

2. The representation of the People Act, 1950 Electoral Process

- i. Allocation of Seats (Section 3, 4)
- ii. Delimitation of Constituencies (Sections 8 to 13)

3. Preparation of Electoral rolls for Assembly and Parliamentary Constituencies

- i. The registration of Election Rules 1960

- ii. Article 341- The Constitution (Scheduled Castes) Order, 1950

UNIT-II

4. The Representation Of The People Act, 1951

- i. Qualifications for members of the House of People and State Legislative Assemblies
- ii. Disqualifications for membership of the House of People and State Legislative Assemblies
- iii. Notification for general election to the House of the People-Section 14 Notification for general election to a State Legislative Assembly-Section 15 Administrative Machinery for conduct of Elections
- iv. Election Commission- a constitutional entity
- v. Wide ambit of power under Article of Constitution
- vi. Jurisdiction of the High Courts under Article 226 of the Constitution
- vii. Disputes regarding election petitions (Sections 79 to 116) Presentation of election petitions to Election Commissioners Trial of Election Petition
- viii. Cost and Security for Costs Corrupt Practices

5. Conduct Of Election Rules 1961

- i. Qualifications for being enrolled as a voter (Rule 16 to 27) Preparation of draft rolls (Rule 10)
- ii. Manner of Lodging claims and objections (Rule 14) Rule 27
- iii. Electoral Reforms

Suggested Readings:

Chawla, D.D: Elections Law and Practice Choudhry, R.N.: Election Laws and Practice in India Abhinav Prakash: Law relating to Election H.M.Seervai: Constitutional Law of India

M.P.Jain: Indian Constitutional Law

Prof. Dr. M.C. Jain: The Constitution of India Rameshwer Dayal: Election Law

B.S. Chaudhre: The Law of Elections in the Indian Republic Doakia H.S: Supplement to Law of Elections

S.K. Ghosh: Commentaries on the Representation of the Peoples Act

NINTH SEMESTER

NAME OF SUBJECT: CRIMINOLOGY, PENOLOGY AND VICTIMOLOGY

PAPER NO: 901

UNIT-I

1. Criminology-

- Its Importance,
- Nature and Scope,
- Phases of Criminology
- Modernism and Post Modernism

2. Theories of Criminology

- Classical Theory of Criminology
- Neo-Classical Theory of Criminology
- Positive Theory of Criminology- Cesare Lombroso, Enrico Ferri, Gabriel De Tarde
- Sociological Theory of Criminology- Differential Association Theory Biological and Psychological Theory of Criminology
- Critical criminology

3. Future Trends in Criminology

- Green Criminology Media Criminology

4. Measurement in Criminology

- Crime Mapping
- Crime Reports and Statistics Crime Classification System
Offender Classification

5. Correlates of Crime and Victimization

- Age (Elderly and Juvenile), Aggression, Race/Ethnicity, Migration, Drug Addiction, Alcoholism and Poverty
- White Collar Crime and Organized Crime

UNIT-II

6. Victimology

- Meaning,
- Nature and Scope of Victimology:
- Emerging trends in Victimology
- Victimization and Criminal Justice System Approaches to Victim and Victimization

7. Penology.

- Restorative Justice: Theory and Practice Compensation to Victims of Crime Penology
- Meaning, Nature and Scope
- Penology- The Global Perspective
- Punitive Approach and the Contemporary Role of Punishment Crime Prevention

Suggested readings:

Handbook of Criminology, Ramakand Purvi, Dominant Publishers and Distributors, Delhi, 2006

The Sage Handbook of Criminological Theory, Eugene McLaughlin & Tim Newburn, Sage Publications India Private Limited, Delhi, 2010
21st Century Criminology, J. Mitchell Miller, Sage Publications India Private Limited, Delhi, 2009

An Introduction to Criminological Theory, Roger Hopkins Burke, Willian Publishing, USA, 2008

The Critical Criminology Companion, Thalia Anthony & Chris Cunneen, Hawkins Press, Sydney, 2008

Crime and Criminology, Rob While & Fiona Haines Oxford University Press, Australia, 2004

Criminological Theory, Stephen G. Tibbetts & Craig Hemmens, Sage Publications India Private Limited, Delhi, 2010

Criminology: Problems and Perspective, Ahmed Siddique, Eastern Book Company, Lucknow, 2008

Principles of Criminology, Edwin Sutherland, J.B. Lippincott, Philadelphia, 1971

Criminology An Interdisciplinary Approach, Anthony Walsh and Lee Ellis, Sage Publications, New Delhi, 2007

Criminology, Stephen Jones, Oxford University Press, New Delhi, 2007

Criminology, Piers Beirhe, James W. Messerschmidt, Roxburg Publishing Company, L.A., 2006.

Criminological Theory, Stephen G. Tibbetts , Craig Hemmens, Sage,

L.A. 2010

Criminal Law and Criminology, K.D.Gaur, Deep and Deep Publications, New Delhi, 2002

Criminology and Penology, N.Y. Paranjpe, Central Law Publications, Allahabad, 2008

Victims of Crime, Robert C Davis, Arthur Lurigio and Susan Harman, Sage Publications, London 2007

Victimology, Parkash Talwar, Isha Books, Delhi, 2006

Victims, Crime and Society, Davis Pamela and Francis Peter, Greer Chir, Sage Publications, L.A. 2007

Victims of Crime, Davis Robert, Sage Publication, L.A. 2007

Law Relating Plea Bargaining, Sumain Rai, Orient Publishing Company, 2007

**NAME OF SUBJECT: MOOT COURT EXERCISE AND
INTERNSHIP**

PAPER NO: 902

Moot Court :

1. Every student will do at least three moot courts in a year. The moot court work will be on assigned problems.

2. Observance of Trial in Two Cases, One Civil and One Criminal. Students will attend Two Trials. They will maintain a record and enter the various steps observed during their attendance on different days in the court assignment.

3. Interviewing Techniques and Pre-Trial Preparations:

Each student will observe two interviewing sessions of clients at the lawyers office / legal aid office and record the proceedings in a diary. Each student will further observe the preparation of documents and court papers by the Advocate and the procedure for the filing of the suit / petition.

Note – This paper is totally a practical paper and no external examination shall be held but Viva Voce examination in the paper shall be conducted by the University. The total marks shall be 100 and student shall be marked for observance of trial in court and maintenance of trial record.

NAME OF SUBJECT: SERVICE LAW

PAPER NO: 903

UNIT-I

1. Constitutional right of equality (Articles 14 to 16) in relation to service matters (excluding reservation in the services),
2. Compassionate Appointment,
3. Principles of equal pay for equal work Article 323-A of the Constitution,
4. Administrative Tribunals,
 - Constitution
 - Powers
 - Jurisdiction and procedure under the Administrative Tribunals Act, 1985 (along with the provisions of the Tribunals (Amendment) Act 2006.
5. Services under the Union and the States (Articles 309-311) including applicability of Article 311 to various categories of non-permanent employee and Article 320,
6. Compulsory retirement probation, status and rights of adhoc employees and daily wagers and their regularization.

UNIT-II

7. Suspension and subsistence allowance (with special reference to CCS (CCA) rules 1965,
8. Principles for determination of seniority including
 - a) Seniority based on the date of confirmation,

b) Seniority based on quota rota rule, Annual Confidential Report (ACR), Deputation.

9. Major and Minor Penalties, Conduct and procedure of disciplinary departmental enquires (including charge sheet, inspection and supply of copies of documents, production of evidence, enquiry report, hearing if any on the question of penalty and final competent authority (with special reference to CCS (CCA) Rules, 1965).

Suggested readings:

A.S. Bhatnagar: Guide to Departmental Problems Enquiries, Punishment and appeal

G.V. Singh: Law of Suspension, Penalties and Departmental Enquiries Muthu Swami: Departmental proceedings

A.S. Ramchandaran: Law relating to Departmental Enquiries

Narinder Kumar: Law relating to Government Services and Management of Discipline Proceedings

NAME OF SUBJECT: INTERNATIONAL HUMAN RIGHTS

PAPER NO: 904

UNIT-I

1. Meaning and Evolution of concept of Human Rights Sources of International Human Rights Law
2. Human Rights and UN Charter Human Rights Council
3. Office and Functions of United Nations High Commissioner of Human Rights (OHCHR)
4. International Protection of Human Rights under: Universal Declaration of Human Rights 1948
5. International Covenant on Civil and Political Rights, 1966 International Covenant on Economic, Social and Cultural Rights, 1966

UNIT- II

6. International Convention on Prevention and Punishment of Genocide 1948 International Convention on suppression and Punishment of Crime of Apartheid 1973
7. International Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment 1984
8. International Convention on Elimination of All Formsof Racial Discrimination 1965
9. International Convention on Elimination of All Forms of Discrimination against Women 1979
10. International Convention on the Rights of the Child, 1989 along with Optional Protocols
11. The Millennium Development Goals

Suggested Readings:

Alston, Phillip, *The United Nations and Human Rights: A Critical Appraisal*, Oxford: Clarendon Press, 1992.

Baehr, Peter R., *Human Rights: Universality in Practice*, New York: Palgrave, 1999.

Baxi, Upendra, *The Future of Human Rights*, New Delhi: Oxford University Press, 2002

Freeman, Michael, *Human Rights: An Interdisciplinary Approach*, Cambridge: Polity Press, 2003

Langley, Winstone E., *Encyclopedia of Human Rights Issues since 1945* London: Fitzroy Dearborn Publishers, 1999

Lauterpacht, Hersch, *An International Bill of the Rights of Man*, New York: Columbia University Press, 1945.

Morsink, Johannes, *The Universal Declaration of Human Rights: Origins, Drafting and Intent*, Philadelphia: University of Pennsylvania Press, 1999.

Aggarwal, HO. *International Law and Human Rights* Kapoor, S.K. *International Law and Human Rights*

NAME OF SUBJECT: INTERNATIONAL TRADE LAW

PAPER NO: 905

UNIT- I

1. International Trade Theories

- Ricardian Theory Smith Theory
- Hechscher-Ohlim Model Specific Factor Theory Granity Model

2. Important Definitions and Terms used in International Trade

- Balance of Payments, Current Account (Balance of Trade),
- Capital Account,
- Foreign Exchange Reserves,
- Sovereign,
- Wealth funds,
- Net Capital Outflow,
- comparative advantage,
- absolute advantage,
- import substitution,
- Protectionism,
- Free Trade, Trade Barriers,
- Import quota,
- Mercantilism
- Most Favoured Nation
- Principle of National Treatment

- Foreign Direct Investment
- Import substitution

3. Multilateral Trading System

- GATT- its salient features
- Marrakesh Agreement-Need for WTO
- Agreements on Anti-Dumping and competition policy under WTO
Salient features of tariff Agreement

UNIT- II

- Kinds of Agreements
- Bilateral Trade Agreements
- Free Trade Agreements
- Bilateral Investment Treaties Regional Trade Agreements
- Customs Union
- Case studies NAFTA ASEAN
- International Trade Agreements
- Convention on Law applicable to Contracts for International Sale of goods (1985)
- U.N. Convention on E-Commerce
- Unidroit Principles of International Commercial Contracts
- Payment Mechanisms and Guarantees-International Transfer
- Letters of Credit Dispute Settlement in International Trade Law
- WTO Dispute Settlement
- International Commercial Arbitration
- ICSID

Suggested Readings:

Simone Schnitzer, Understanding International Trade Law, Law Matters, 2006

Indira Carr, International Trade law, Routledge Cavendish, 2010 Mavroidis, Petros C. and Sykes, Alan O. (eds.), The WTO and International Trade Law Dispute Settlement, Edward Elgar Publishing, Inc, 2005

Ralph H. Folsom, Michael Wallace Gordon, John A. Spanogle, International trade and economic relations in a nutshell, St. Paul, MN: Thomson West, c2009. 4th ed.

Raj Bhala, Dictionary of international trade law, Newark, NJ : LexisNexis : Matthew Bender, 2008.

NAME OF SUBJECT: PRIVATE INTERNATIONAL LAW

PAPER NO: 906

UNIT-I

1. Introduction

- Difference between Public and Private International Law
Unification effects: In Europe and America
- Stages in a Private International law case

2. Choice of jurisdiction (First stage)

- Meaning, bases of jurisdiction,
- Limitations like effectiveness principles- relevant CPC provisions regarding jurisdiction –ss/ 15-20, 83, 84 and 86

3. Kinds of jurisdiction:

- Action in personam- contract and tort
- Actions in rem- such as matrimonial causes and probate Admiralty action- SVI of Admiralty Courts Act
- Actions under assumed discretionary jurisdiction (inherent jurisdiction) (Indian context: ss 10 and 151 of CPC)

4. Choice of Law-Lex Causae (Second stage)

Classification/characterization/categorization-

- Allocation of juridical category to the foreign element case
- Necessity for classification-different legal concepts with different content- matters like domicile, talaq and dower in different legal systems

- Various theories- leading cases

5. Connecting factor

- What is connecting factor
- lex fori to determine

6. Selection of lex cause through connecting factor

- Application of lex causae-three meanings of Lex Causae- Renvoi partial and total (foreign court theory) -critical analysis of Renvoi- Indian position

7. Limitation on application or exclusion of foreign law

- When foreign law is excluded: grounds- Public Policy
- Revenue Laws and Penal Law

8. Incidental question and time factor in private international law

Concept of domicile

- General principles/fundamental principles Elements: intention and residence
- Domicile of Origin Domicile of Choice
- Domicile of dependence: married women's position in English and Indian Laws
- Domicile of corporation

9. Status

- What is Status? Incidents
- What law governs status? Universality of status

10. Marriage

- Marriage as a contract and also status how different from other contracts (Social personal contract)

- Questions of formal and essential validity Formal validity by lex loci celebrations
- Essential/material/intrinsic validity
- Capacity to marriage
- Consent, Not within prohibited degrees
- Polygamous marriages, of proper Age.

11. Matrimonial causes

- Concept of matrimonial cause (Relief) English and Indian positions Available reliefs
- Polygamous marriages and matrimonial relief Divorce
- Nullity,
- Judicial separation
- Restitution of Conjugal Rights (in English Law)
- Choice of Jurisdiction and Choice of Law to be examined

12. Adoption, custody and Guardianship of Children

- Bases of Jurisdiction- Residence, order etc.
- Jurisdiction-guardian
- Parental responsibility and Inherent Jurisdiction Hague Convention on Civil Aspects of International Child Abduction (1980)

UNIT- II

- Property Distinction between movable and immovable property
- Immovables governed by lex situs-exceptions in English law- S.16 CPC lex situs rule
- Succession to immovable property- lex patrae

- Movables: tangible and intangible-choses in possession and choses in action in English Law- Choses in action as actionable claims in India Law with some exceptions (Ss 3 and 130 Transfer of Property Act 1882)
- Transfer of Tangible Movables (Particular Assignment) Different theories
- Assignment of Intangible Movables
- Kinds of assignment-voluntary and involuntary Formal and essential validity

13. Succession

- Testate and intestate (Involuntary Assignment)- relevant provisions of Indian Succession Act, 1925
- Intestate Succession
- Wills- Formal and Essential Validity
- Capacity-lex domicile to make will (movables generally),
- In case of immovable , lex situs governs

14. Contracts

- Contract-a leading relationship in private international law system
Validity of contracts
- Capacity to contract
- Main four theories Lex Loci,
- Lex Domicilii, lex situs and proper law
- Formal validity- lex loci contractus governs
- Essential validity- proper law is usually accepted as governing
Discharge of contract- Lex loci solutionis governing
- Doctrine of ‘proper law’ of contract subjective and objective theories

15. Torts

- Traditional Theories
- Torts of recent importance in Private International Law such as environments, transport and satellite communication

16. Recognition and enforcement of Foreign Judgments

- Need for recognizing foreign judgments Limitations in recognizing and enforcement
- Section 13, 14 and 44 of CPC and S. 41 of Indian Evidence Act

Suggested Readings:

Atul M Setalvad: Conflict of Laws, 1st Ed., Lexis Nexis, Butterworths, New Delhi, 2007.

Cheshire and Norths, Private International Law, Oxford University Press, 13th Ed, 2006.

Dicey, Morris and Collins on the Conflict of Laws, 14th Ed, Sweet and Maxwell, 2006.

Paras and Peeyushi Diwan: Private International Law, Deep and Deep Publications, 4th Ed, 1998.

**NAME OF SUBJECT: OFFENCES AGAINST CHILD AND
JUVENILE JUSTICE**

PAPER NO: 10.1

UNIT-I

1. Historical background of juvenile delinquency
2. Meaning of juvenile delinquency
3. Causes of juvenile delinquency
4. Theoretical foundations of juvenile delinquency with special reference to-
5. Sutherland's Differential Association theory and
6. Albert K. Cohen's Delinquent subculture theory

UNIT-II

7. United Nations efforts on elimination of juvenile delinquency
8. Cross-cultural perspective on juvenile delinquency with special reference to laws relating to juvenile delinquency in Common Law countries and civil law countries
9. Offences against child
 - Sexual abuse
 - Drug abuse
 - Forced prostitution
 - Offences against juveniles under Juvenile Justice (Care and Protection) Act, 2015
10. Treatment of Juveniles under the Juvenile Justice (Care and Protection) Act, 2015

**NAME OF SUBJECT: LAND LAW INCLUDING CNT ACT AND
TENANCY SYSTEM**

PAPER NO: 10.2

UNIT- I

1. Definitions
2. Classes of tenants
3. Tenure holders
4. Occupancy Raiyat
5. Incidents of occupancy-right
6. Enhancement of rent
7. Reduction of rent
8. Raiyats having khunthati rights
9. Non-occupancy-Raiyats
10. Leases and transfers of holdings & tenures
11. Bar to acquisition of right of occupancy in landlord's privileged lands and certain other lands

UNIT- II

12. Presumption as to fixity of rent
13. Payment of rent
14. Arrears of rent
15. Commutation of rent payable in kind
16. Ejectment
17. Surrender and abandonment

Bihar Land Reforms Act, 1950

Bihar Land Ceiling (Acquisition of Surplus)

Suggested Readings:

C.N.T. ACT, 1908, Pandey R.N. Roy Satish Kumar Singh, S.P. Singh
Malhotra Brothers Fazal

Bihar Land Reforms Act, 1950, Ashok Priyadarshi (Malhotra Bros.)

Land Ceiling

Srinath Prasad Srivastava

A.B. Mitra Vs. Tata Iron & Steel Co. Ltd. and Others Bhagat Sharma &
Others Vs. Bijath Sharma & Others Maheshwar Pd. Verma & Dulain Manraj
Kuer

Bibi Kaniz Fatma Vs. S.K. Masainuddin Ahmad & Others.

NAME OF SUBJECT: ENVIRONMENTAL LAW

PAPER NO: 10.3

UNIT-I

1. Introduction:
2. Environment Law –An Overview
3. Sources of Environment Law
 - Law of Treaties
 - Customary International Law
 - General Principles of Law
 - Judicial Decisions and Qualified Teachings
4. Sovereignty over Natural Resources
5. Obligation Notto Cause Damage
6. Principles of Preventive Actions and Precaution
7. Polluter Pay Principles and Equitable Sharing of Cost
8. Public Trust Doctrine
9. Sustainable Development
10. Equitable Utilization
11. Common but Differentiated Responsibilities
12. Access to and Benefit Sharing regarding Natural Resources
13. Common Heritage and Common Concern of Humankind
14. Good Governance

UNIT- II

15. U.N. Stockholm Declaration 1972, Rio-Declaration 1992
16. Johannesburg Declaration 2002 – Basic principles evolved.
17. Environment Policy in India – Constitutional mandates,
18. Enlargement of interpretation of Article 21 of the Constitution.
19. **Environment (Protection) Act, 1986-**

- Definitions and other provisions of the Act.

20. **Air (Prevention and Control of Pollution) Act, 1981**

- Definitions and other provisions of the Act

21. **Water (Prevention and Control of Pollution) Act, 1974**

- Definitions and other provisions of the Act

22. **Administration and functioning of Pollution Control Board:**

- For human being pertaining to water, Air, Noise & Nuclear radiation.
- For non-human being pertaining to wild life, land use, irrigation, forests etc.
- Laws relating to the role of Courts to protect environmental pollution – Enlargement of locus standi and concept of Public Interest litigation; Principles evolved.

23. Legal sanctions and strategies to Control pollution – with reference to E.P. Act, Water Act, Air Act & Public Liability Insurance Act, 1991 National Environment Tribunal Act, 1995.

- Prevention of cruelty to Animals Act 1960.
- Wild Life (Protection) Act 1972.

Suggested Readings :

Birnie, P. and Boyle, A. E.(2002) *International Law and the Environment*, 2nd edition, Oxford: Oxford University Press.

Sands Phillippe, Jacqueline Peel, Adriana Fabra Aguila ,(2012), *Principles of International Environmental Law*, Oxford: Oxford University Press.

Weiss, Edith Brown. "International Environmental Law: Contemporary Issues and the Emergence of A New World Order." *Georgetown Law Journal*, Vol. 81, No. 3 (March, 1993): pp. 675-710.

Petsonk, Carol Annette. "Role of the United Nations Environment Programme (UNEP) in the Development of International Environmental Law." *American University Journal of International Law and Policy*, Vol. 5, No. 2 (1990): pp. 351-392.

Schrijver Nico, *Sovereignty Over Natural Resources Balancing Rights and Duties* , Cambridge University Press (2008).

Robinson F Daniel, *Biodiversity, Access and Benefit- Sharing: Global Case Studies*, Routledge (2015)

Paras Diwan & Parag Diwan – Environment Management, Law & Administration

P. Leelakrishnan – Environment and the Law Biswajit Mukherjee – Law and Environment

K. Thakur - Environment Protection Law & Policy in India

Armin Rosencranz, Shyam Diwan, Marth L, Noble – Environment Law and policy in India – Cases, Materials and Statutes.

Ball and Bell – Environment Law.

NAME OF SUBJECT: PROPERTY LAW

PAPER NO: 10.4

UNIT-I

1. Transfer of Property Act, 1882:

- Preliminary (Sections 1 – 4)
- Of Transfers of Property by Act of Parties (sections 5 – 53 A)

UNIT - II

Sale of immovable property : (Sections 54 – 57)

Rights and liabilities of seller and buyer before and after completion of sale.

- Difference between sale and contract for sale.

Leases of immovable property : Definition – Scope – creation of lease – rights and liabilities of lessor and lessee – Determination and holding over (Sections 105 – 117)

UNIT-III

1. Mortgages of Immovable property (Sections 58 – 104)

Definition – Kinds of mortgages and their features

- Rights and liabilities of mortgagor and mortgagee – Priority of securities
- Marshalling and contribution – Charges.

UNIT – IV

Exchange : (Sections 118 – 121)

Definition and mode – Actionable Claims

Gifts : Scope – meaning – mode of transuniversal gifts –onerous gifts.
(Sections 122 – 129)

Suggested Readings

Transfer of Property Act 1882

Mulla's transfer of Property Act Ed. VII

G. P. Tripathi, The Transfer of Property Act

R. K. Sinha , The Transfer of Property Act Vepa Sarathi, Law of Transfer of Property

S.N. Shukla, Transfer of Property Act

NAME OF SUBJECT: INTERNATIONAL HUMANITARIAN LAW

PAPER NO: 10.5

Unit – I:

1. Introduction

- Evolution Growth

2. Geneva Conventions Systems

- Geneva Convention I, II, III, IV

Unit – II:

3. Armed Conflicts

- Internal armed conflicts International armed conflicts
- Non-international armed conflicts

4. Enforcement Machinery

- International Criminal Court ICRC

Suggested Readings

Ingrid Detter, *The Law of War*, (Cambridge, 2000)

A. Roberts and R. Guelff, eds. , *Documents on the Laws of War*
(Oxford, 2000)

Legality of the Threat or Use of nuclear weapons, Advisory Opinion, ICJ Reports (1996)

M.K. Balachandran and Rose Verghese (eds.) – *International Humanitarian Law* ICRC (1997)

Ravindra Pratap, “India’s Attitude towards IHL”, in Mani (ed.) *International Humanitarian Law in South Asia* (Genava: ICRC, 2003)

NAME OF SUBJECT: DRAFTING, PLEADING AND CONVEYANCE

PAPER NO: 10.6

UNIT-I

PLEADING AND DRAFTING

- Introduction
- Fundamental Rules of Pleadings (Order 6, C.P.C) Plaint Structure (Order 7 C.P.C)
 - Written statement (order 8 CPC)
- Suit for recovery under XXXVII of the Code of Civil Procedure, 1908 Suit for permanent injunction
- Suit for specific performance
- Petition for dissolution of marriage under the Hindu Marriage Act, 1955 Petition for eviction under the Rent Control Act
- Petition for grant of probate/letters of administration
Application for grant of succession certificate
- Application for grant of compensation under Section 166 of the Motor Vehicles Act, 1988
- Application for temporary injunction under Order 39 Rules 1 and 2 of the Code of Civil Procedure, 1908
- Application under Order 39 Rule 2A of the Code of Civil Procedure, 1908 Caveat under Section 148 of the Code of Civil Procedure, 1908 Application for maintenance under Section 125 of the Code of Criminal Procedure, 1973

- Application for grant of Anticipatory bail and Regular bail
Application for execution of a decree
- Criminal complaint
- Memorandum of Appeal in civil cases Appeal/Revision in criminal cases
- Writ petition under Art. 226 and Art. 32 of the Constitution of India including
- Public interest Litigation
- Special leave petition under Article 136 of the Constitution of India

UNIT –II

CONVEYANCING

- Components of a Deed Forms of Deeds and Notices Will
- Agreement to sell Sale-deed Indemnity Bond Lease Deed
- General power of attorney Special power of attorney
Relinquishment deed Partnership deed
- Deed for dissolution of partnership Mortgage deed
- Trust Deed
- Deed of reference to arbitration Notice to the tenant
- Notice under Section 80 Code of Civil Procedure, 1908 Notice under Section 434 of the Companies Act, 1956 Reply to the notice
- Professional Ethics

Suggested Readings:

Jaibhave, D.T- Pleading Conveyancing and Advocacy Monga, D.C- The Law of Pleading in India

Chaturvedi A.N.- Pleading, Conveyancing and Drafting and Legal

B.P. Singh Pleading Conveyancing and Drafting Punjab and Haryana High Court Rules and Orders

Advocates Act, 1961 and Rules Bindra N.S Pleading and Practice Sen, B Conveyancing (D'Souza)

Rose William M Pleading without Tears Evans Keith Advocacy in Court

Evans Keith Golden Rules of Advocacy Mitra, S.K. Law of Notices