

SCHEDULE

1st SEMESTER

Paper-1

History-I (Indian History)

Unit-I: Introduction

- a. History-Meaning of History
- b. Relationship between Law and History

Unit-II: Polity, State and Administration

- a. Ancient India
- b. Medieval India
- c. Theory of Kingship and Nature of State in Ancient and Medieval India
- d. Freedom struggle and India Nationalist Movement

Unit-III: Society and Economy

- a. Social Institutions in Ancient India
- b. Reformation in Medieval and Modern Times

Unit-IV: Legal Systems and Institutions : Ancient and Medieval India

- a. Sources: Vedic Texts
- b. Judicial System in Ancient India
- c. Judicial System in Medieval India

Text Books:

- 1. H.V. Sreeniwasmurthy-History (for law students)
- 2. Habib & Nizami-Comprehensive History of India, Vol. V and VI

Paper-2

Political Science – I

Unit-I: Introduction and theories

- a. Introduction
 - i. What is Political Science-definition, aims and scope
 - ii. Relationship between Political Science and Law
- b. Theories of State
 - i. Divine and Force theory
 - ii. Organic theory
 - iii. Idealist theory

- iv. Individualist theory
- v. Theory of social Contract
- c. Santiparva and Kautilaya's Saptang Theory
- d. Development of concept of state in India

Unit-II: Liberalism and Totalitarianism

- a. Liberalism
 - i. Liberalism meaning and features
 - ii. Merits and demerits
- b. Totalitarianism
 - i. Totalitarian state-meaning and features
 - ii. Merits & demerits of Totalitarian state

Unit-III: Socialism, Marxism and Integral Humanism

- a. Socialism
 - i. Socialism-meaning and features
 - ii. Schools of Socialism
 - Fabianism
 - Syndicilism
 - Guid socialism
- b. Marxism
 - i. Concept of Marxism
 - ii. Historical and dialectical materialism
 - iii. Concept of class and class struggle
 - iv. Merit and demerits of Marxism
- c. Integral Humanism
 - i. Concept of Integral Humanism and its Impact in India

Unit-IV: Political Thinkers

- a. Western Political Thinkers-Plato, Aristotle, St. Augustine, St. Aquinas and J.S. Mills
- b. India Political thinkers-Gokhale, M.N. Roy, M.K. Gandhi, B.R. Ambedkar, R.M. Lohia, Pt. Deen Dayal Upadhyay.

Text Books:

1. Eddy Asirvatham & K.K. Mishra, Political Theory, S. Chand & Company Ltd., Delhi
2. A.C. Kapur, Principles of Political Science, . Chand & Company Ltd., Delhi
3. Integral Humanism- Pt. Deen Dayal Upadhyay

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Paper-3

Sociology – I (Introduction to Sociology)

Unit-I: Introduction

- a. Sociology-definition, aims and scope
- b. Relation with other social sciences-history, anthropology and psychology
- c. Important theoretical approaches-evolutionism, functionalism, conflict theory, inter-actionist theory

Unit-II: Contributions of eminent sociologists

- a. Saint
- b. August Comte
- c. Emile Durkheim
- d. Herbert Spencer
- e. Karl Marx
- f. Max Weber
- g. Talcott Parson
- h. Pareto

Unit-III: Basic concepts

- a. Society
- b. Community
- c. Association
- d. Social groups
- e. Status and role

Unit IV: Research Methods

- a. Types of methodology - comparative, descriptive, diagnostic, exploratory, experimental
- b. Research methods - documentary, empirical and survey method
- c. Tools of data collection- observation, interview, questionnaire and schedule, genealogy, case study, sampling
- d. Stages of data collection- conceptualizing problem, laying down hypothesis, defining the variables, choosing the tools of data collection, phase of data collection, data analysis

Text Books:

1. Harlambos, M. Sociology: Themes and Perspectives; Oxford University Press, 1980
2. Bottomore, T.B Sociology: A Guide to Problems and Literature; Blackie and Sons India Ltd; 1971

3. Horton. P.b. and C.L. Hunt Sociology; McGraw- Hill book Company, Singapore, 1984.
4. Giddens, A Sociology; Polity Press, UK; 1993.

Paper-4

Economics-I (Microeconomic Analysis)

Unit - I: Introduction to Economics

- a. Definition, methodology and scope of economics
- b. Forms of economic analysis - Micro vs. macro, partial vs. general, static vs. dynamic, positive vs. normative, short run vs. long run
- c. Basic concepts and precepts - economic problems, economic rationality, optimality
- d. Economic organization - market, command and mixed economy
- e. Relation between economics and law- economic offences and economic legislation

Unit - II: Demand and Supply

- a. Theories of demand- demand function, law of demand
- b. Concept of utility and utility theory-utility approach, indifference curve approach
- c. Law of supply, supply function
- d. Price determination; shift of demand and supply
- e. Elasticity of demand and supply; consumer surplus
- f. Applications of demand and supply -tax floor and ceilings; applications of indifference curves- tax, labor and work

Unit - III: Production Analysis, costs and market structure

- a. Concepts of Production- production isoquants, returns, returns to factor, returns to scale
- b. Cost and revenue concepts
- c. Classification of markets-pure and perfect competition; monopolistic and imperfect competition; monopoly, duopoly and oligopoly; cartels,
- d. Concept of Dumping- to be substantiated with the cases of International Courts of Justice, Competition law

Unit - IV: Theory of determination of factor prices, rent, interest, wages and profit

- a. Labour supply and wage determination
- b. Role of trade unions and collective bargaining in wage determination; minimum wage legislation

- c. Exploitation of labour
- d. The theory of rent, interest and profits

Text Books:

1. Gould and Lazear Micro Economic Theory; AITBS; 1989
2. Lipsey Introduction to Positive Economics; ELBS
3. Samuelson Economics

Paper- 5
Law of Contract – I

Unit - I: Formation of Contract

- a. Meaning and nature of contract
- b. Offer/ Proposal
 - Definition
 - Communication
 - Revocation
 - General/ Speciflc offer
 - Invitation to treat
- c. Acceptance
 - Definition
 - Communication
 - Revocation
 - Tenders/ Auctions

Unit - II: Consideration and Capacity

- a. Consideration
 - Definition
 - Essentials
 - Privity of contract
- b. Capacity to enter into a contract
 - Minor's position
 - Nature/ effect of minor's agreements

Unit- III: Validity, Discharge and Performance of Contract

- a. Free Consent
- b. Coercion, undue influence, Misrepresentation, Fraud, Mistake
- c. Unlawful consideration and object
- d. Effect of void, voidable, valid, illegal, unlawful and uncertain agreements contracts
- e. Discharge of Contracts
- f. Performance
- g. Time and Place of performance

- h. Impossibility of performance and frustration
- i. Breach - Anticipatory & Present

Unit - IV: Remedies and Quasi Contracts

- a. Remedies
 - i Damages
 - ii Kinds
 - iii Remoteness etc.
 - iv Injunction
 - v Specific performance
 - vi Quantum Meruit

- b. Quasi Contracts (Sections 68-72)

Text Books:

1. Avtar Singh - Law of Contract and Specific Relief
2. Mulla - Law of Contract and Specific Relief

Paper- 6 ENGLISH -I

UNIT-I

Basics of English: Parts of Speech, Word Classes, Grammatical Categories and use.

UNIT- II

Structure of Word Group - Phrase, Sentence, Clause, Subordination- Coordination, Expansion, Transformation, Concord.

UNIT- III

Use of Prepositions, Articles, Adverbs, Phrasal Verbs - Common Errors.

UNIT-IV

Reading Comprehension (Text)

Extracts from Law Textbooks, Legal Documents, Reports, Court Judgements etc.

2nd SEMESTER Paper- 7 History - II (Legal History)

Unit I: Early Developments (1600- 1836)

- a. Charters of the East India Company: 1600, 1661, 1726 and 1753
- b. Settlements: Surat, Madras, Bombay and Calcutta

Notes

- c. Courts: Mayor's Court of 1726 and Supreme Court of 1774
- d. Statutes: Regulating Act, 1773; Pitts India Act, 1784; The Act of Settlement; 1781
- e. Conflict: Raja Nanad Kumar, Kamaluddin, Patna Case, and Cossijurah
- f. Warren Hastings: Judicial Plans of 1772, 1774 and 1780
- g. Lord Cornwallis: Judicial Plans of 1787, 1790 and 1793
- h. Lord William Bentinck (With special focus on Appraisal of Criminal law)

Unit II: Evolution of Law and Legal Institutions

- a. Development of Personal Laws
- b. Development of Law in Presidency Towns
- c. Development of Civil law in Mufassil: Special Emphasis on Justice, Equity and Good Conscience
- d. Codification of Laws: Charter of 1833, The First Law Commission, the Charter of 1853, The Second Law Commission
- e. Establishment of High Courts, 1861
- f. Privy Council and Federal Court: Appeals and working of Privy Council, Appraisal of Privy Council; Features of Federal Court
- g. Evaluation: Special Reference to Racial Discrimination, Merit and Demerits

Unit III: Legal Profession and Education

- a. Early Developments though Major's Court, Supreme Court, Company's Adalat, High Court, Legal Practitioners Act of 1879, The Chamber and Indian Bar Committee of 1951
- b. Law Reporting: Theory of Precedents, Features of Law reporting from 1773 to 1950
- c. Legal Education: History and Basic Aims of Legal Education

Unit IV: Development of Legislature and Executive in India Text Books:

- 1. M.P. Jain - Outlines of Indian Legal History
- 2. V.D. Kulshrehta - Landmarks of Indian Legal and Constitutional History

Paper- 8 Political Science – II

Unit- I: Concept of State and its organs

- a. Concept of state and its elements
- b. Government and its relation with state
- c. Constitution - features and classification
- d. Legislature - Concept, types and functions
- e. Executive - Concept and functions

- f. Judiciary- functions, judicial review and independence of judiciary
- g. Separation of powers

Unit - II: Unitary and Federal Form of Government

- a. Unitary form of Government - features, merits and demerits
- b. Federal form of Government -features, merits and demerits
- c. Co-federal and Quasi Federal Government

Unit- III: Parliamentary and Presidential form of Government

- a. Parliamentary form - features, merits and demerits
- b. Presidential form- features, merits and demerits
- c. Other forms: One party democracy and military rule

Unit - IV: Sovereignty, Rights and Duties

- a. Sovereignty -definition and types (political, popular and legal)
- b. Rights - concept and types
- c. Duties- concept and types

Text Books:

1. Eddy Asirvatham& K.K. Misra - 'Political Theory'; S.Chand& Company Ltd., Delhi
2. A.C. Kapur - 'Principles of Political Science'; S.Chand& Company Ltd., Delhi

Paper- 9 Sociology-II (Indian Society)

Unit I : Features of Indian Society

- a. Diversity- linguistic, racial, ethnic and religious
- b. Unity-through processes of assimilation, accommodation, pilgrimage and political and administrative efforts
- c. Basis of social stratification in Indian society-caste, class and tribes;
- d. Scheduled caste, scheduled tribe and other backward classes: issue of reservation

Unit II : Marriage, family and kinship

- a. Marriage-definition, forms and trends; dowry and divorce
- b. Family-definition, forms and trends; universality of family; functions and dysfunctions of family
- c. Kinship- definition and forms, kinship system in north and south India- important features;

Unit III: Identity, dignity and social justice in India

- a. Children and youth

- b. Women
- c. Aged
- d. Physically challenged
- e. Religious and ethnic minorities

Unit IV: Social Change in India

- a. Internal social processes of change-sanskritization, universalization and parochialization
- b. External sources- modernization and westernization
- c. Change initiated through state agencies-education, administrative policies, development processes

Text Books:

1. Harlambos, M Sociology: Themes and Perspectives; Oxford University Press, 1980
2. Bottomore, T.B. Sociology: A Guide to Problems and Literature; Blackie and Sons India Ltd; 1971
3. Horton, P.b. and C.L. Hunt Sociology; McGraw- Hill book Company, Singapore, 1984.
4. Giddens, A. Sociology; Polity Press, UK; 1993

Paper-10 Economics-II (Macroeconomic Analysis)

Unit- I: Overview of Macroeconomics

- a. Interdependence of micro and macro economics
- b. Development of macroeconomics-Schools of Thought-Classical, Keynesian and Post-Keynesian
- c. Goals of macroeconomic policy
- d. Basic concepts-Stocks and Flows, National Product and Domestic Product, Aggregate Consumption, circular Flow of Income
- e. Alternative measures of National Output, Real and Nominal GNP
- f. The Principle of Effective Demand-Aggregate Demand and Aggregate Supply

Unit- II: Theory of Money and Banking

- a. Functions for money, classification, supply and demand for money
- b. Effects of money on output and prices
- c. Inflation and deflation
- d. Monetary policy

- e. Money markets and capital markets
- f. Commercial Banking-functions organization and operations
- g. Central Banking- functions and credit control
- h. Non-Banking Financial Institutions-meaning, role; distinction between banks and NBFI

Unit- III: Principles of Public Finance

- a. Tax system- its meaning and classification
- b. Public Finance vs. Private Finance
- c. Fiscal Policy- concept, objectives and instruments
- d. Central Budget
- e. Burden of deficits and debts

Unit - IV: Poverty, Business Cycles and Unemployment

- a. Concept, causes and policy measures of poverty
- b. Features of business cycles
- c. Economic interpretation of unemployment

Text Books:

1. Dwivedi, D.N. Macroeconomics; Tata Mc Graw Hill; 2005
2. Shapiro, E. Macroeconomic Analysis; Tata Mc Graw Hill; 2003
3. Seth. M.L. Money, Banking, International Trade and Public Finance

Paper-11 Law of Contract – II

Unit – I: Indemnity and Guarantee/Bailment and Pledge

- a. Meaning, Distinction between Indemnity and Guarantee
- b. Right/ Duties of Indemnifier, Indemnified and Surety
- c. Discharge of Surety
- d. Kinds of Guarantee
- e. Bailment and Pledge
 - Meaning and Distinction
 - Rights and Duties of Bailor/Bailee, Pawnor/Pawnee
 - Lien
 - Termination of Bailment

Unit – II: Agency

- a. Definitions of Agent and Principal
- b. Essentials of relationship of agency
- c. Creation of agency: by agreement, ratification and law.
- d. Relation of principal / agent, subagent and substituted agent
- e. Termination of agency

Unit – III: Specific Relief Act, 1963

- a. Recovery of property
- b. Specific performance of contracts
- c. Injunctions – Temporary and Perpetual, Mandatory

Unit – IV: The Indian Partnership Act, 1932

- a. Nature of partnership firm
- b. Relations of partners to one another and outsiders
 - i. Rights/Duties of partners inter se
 - ii. Partnership Property
 - iii. Relations of Partners to third parties
 - iv. Liability for holding out
 - v. Minor as a partner
- c. Incoming and outgoing partners
- d. Dissolution
 - i. By consent,
 - ii. By agreement,
 - iii. Compulsory dissolution,
 - iv. Contingent dissolution,
 - v. By notice,
 - vi. By Court,
 - vii. Consequences of dissolution,
 - viii. Registration of firms and effects of non registration

Text Books:

1. Avtar Singh, Law of Contract and Specific Relief
2. R.K. Bangia, Law of Contracts

Paper – 12 ENGLISH – II

UNIT I – GENERAL VOCABULARY OF ENGLISH & LEGAL TERMINOLOGY

a. General Vocabulary of English

Word and its parts; Roots; Affixation, Derivation; Inflexion and Compounding.

b. Legal Terminology

Word list drawn from Legal Discourse; Characteristics of Legal Language; Illustration Support Material; Analysis of Style and Language of Legal Discourse;

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UNIT II – PRODUCING LEGAL DISCOURSE

Writing Skills/Techniques; Applications; Abstracting Judgements;
Writing Case Diaries; Drafting Plaints.

UNIT – III – ENGLISH SPEECH SOUNDS

I.P.A. Symbols, Transcription, Syllable, Word Stress, Sentence, Stress, Rhythm.

UNIT IV – PRACTICE IN FREE SPEECH

Topics and Situations, Discussions, Strategies – initiating, Arguing, Moderating, Concluding, Academic and Professional Topics.

3rd SEMESTER

Paper – 13 Law & Legal Method

Unit – I: meaning and Classification of Laws

- a. Meaning and definition
- b. Functions of law
- c. Classification of laws:
 - i. Public and Private Law
 - ii. Substantive and Procedural Law
 - iii. 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

Unit – IV: Legal Writing and Research

- a. Statutes, Reports, Journals, Manuals, Digests etc.
- b. Importance of legal research
- c. Techniques of Legal Research
- d. Legal writings and citations

Text Books:

1. Glanville Willians – Learning the law
2. Nomita Aggarwal – Jurisprudence (Legal Theory)
3. B.N.M. Tripathi – An Introduction to Jurisprudence and Legal theory

Paper - 14 Family Law-I (Hindu Law)

UNIT - I

1. Sources of Hindu Law
2. Marriages amongst Hindus (With reference to Hindu Marriage Act)
 - (i) Nature of Marriage
 - (ii) Kinds of Marriage
 - (iii) Requirements of Marriage
 - (iv) Matrimonial Remedies
 - (a) Restitution of Conjugal Rights
 - (b) Judicial Separation
 - (c) Dissolution of Marriage
 - (d) Decree of Nullity

UNIT - II

1. Minority and Guardianship amongst Hindus.
2. Adoption amongst Hindus
3. Maintenance amongst Hindus

UNIT - III

1. Joint family:
 - (a) Coparcenary
 - (b) Alienation
 - (c) Debts
 - (d) Partition

Unit - IV

1. Succession: Testate and intestate succession amongst Hindus.
2. Stridhan and Women's Estate.
3. Religious and Charitable Endowments under Hindu Law.

Text Books:

1. Hindu Law – Paras Diwan
2. Hindu Law – R.K. Agrawal
3. Paras Diwan – Family Laws

Paper - 15 Constitutional Law – I

Unit - I: Constitution

- a. Definition and Classification
- b. Salient features of Indian Constitution
- c. Nature of Indian Constitution

d. Separation of powers

Unit - II: Distribution of Powers between Center and States

- a. Federalism
- b. Co-operative Federalism
- c. Legislative Power
- d. Administrative Power
- e. Financial powers
- f. Article 370 and State of J&K

Unit - III: Constitutional Organs

- a. Parliament
- b. Executive
- c. Judiciary

Unit-IV: Emergency Provisions

Amendment of Constitution

Doctrine of Basic Structure

Textbooks:

1. V.N. Shukla, Constitution of India
2. M.P. Jain - Indian Constitutional Law.
3. Nutshells - Constitutional and Administrative Law.

PAPER - 16

B.A. LL.B. IIIrd Semester

Law of Crimes – I

Unit – I: Introduction to Substantive Criminal Law

- a. Extent and operation of the Bharatiya Nyaya Sanhita
- b. Definition of Crime
- c. Fundamental elements of crime
- d. Stages in commission of a crime
- e. Intention, Preparation, Attempt

Unit – II: General Explanations and Exceptions

A. General Explanations

- a. Definitions
- b. Constructive joint liability

B. General Exceptions

- a. Mistake
- b. Judicial and Executive acts
- c. Accident
- e. Necessity
- f. Infancy
- h. Insanity
- i. Intoxication
- j. Consent
- k. Good faith
- l. Trivial acts
- m. Private defence

Unit – III: Abetment and Criminal Conspiracy

Unit – IV: Punishment

- a. Theories: Deterrent, Retributive, Preventive, Expiatory and Reformative Theory
- b. Punishments under the BNS: Fine, Imprisonment, Capital Punishment including Community Services

Bare Act:

Bharatiya Nyaya Sanhita, 2023

Text books:

- 1. Ratanlal & Dhirajlal – The Indian Penal Code
- 2. H.S. Gaur – Penal Law of India

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Paper-17

History-III (History of Modern Europe: 1740-1947)

UNIT I: Europe from 1740-1815

- a. Industrial revolution in England
- b. The French Revolution: Reasons, Girondins and Jacobins, The Directory
- c. Napoleonic Era and Europe

UNIT - II: Europe from 1815-1850

- a. Vienna Settlement and the Concert of Europe: Role of Metternich
- b. The Democratic and Nationalist aspirations of Europe: Independence of Belgium,
- c. Developments in Great Britain, France, Portugal, Italy, Germany, Austria-Hungary
- d. Working Class Movement, Socialism and Marx
- e. Women's Movement

UNIT -III: Europe from 1850-1871

- a. Crimean War (1853-56)
- b. Russia
- c. The Unification of Italy
- d. The Unification of Germany
- e. Near Eastern Question

UNIT – IV: Europe from 1871-1945 (Imperialism and Colonialism)

- a. France after 1870: Third Republic and its Constitution
- b. German Empire
- c. Partition of Africa, Militant Nationalism and the armament race
- d. International Relations and events leading to First World War: League of Nations
- e. Interwar years and the Second World War
- f. Humanitarian Concerns and United Nations

Text Books:

1. Joli, James, Europe since 1815
2. Ketelby, C.D.M., A History of Modern Times from 1789
3. Thomson, David, Europe Since Napoleon

Paper-18

Political Science – III

UNIT – I. Power

- a. Concept
- b. Components of National Power - population, geography, resources, economic organization, technology and military force.
- c. Limitations on National Power- International morality, public opinion and international law
- d. Balance of power

UNIT – II. United Nations

- a. UN - Six Principal Organs - General Assembly, Security Council, Economic and Social Council, Secretariat, Trusteeship Council and International Court of Justice
- b. Peaceful settlement of Disputes- Negotiations, mediation, conciliation, arbitration and judicial settlement.
- c. Collective Security Mechanism

UNIT - III. Diplomacy

- a. Cold War diplomacy- Causes, Phases and Case studies - Korean Crisis, Vietnam Crisis, Cuban Crisis, Afghanistan Crisis, Gulf War-I
- b. Post Cold War- Ongoing missions- Gulf War-II, Ethiopia, Somalia
- c. Foreign Policy- Alliances- NATO, CENTO, SEATO and WARSAW Pact and Non- Aligned Movement.

UNIT – IV. Contemporary Global Concerns

- a. Non -State Actors-
 - (i) NGOs
 - (ii) Inter- Governmental Organizations (IGOs)- IMF, WTO, OPEC and OAU.
- b. International Terrorism - Issues of Resources, Territorial Claims, Culture and Religion

Compulsory Readings:

1. Rumki Basu, The United Nation: Structure and Function of an International Organisation, South Asia Books, 1993.
2. Chandra Prakash and Prem Arora, International Relations, Cosmos Bookhive, 2008
3. E. H. Carr, International Relations Between Two World 1919-1939, Macmillan, 2004.
4. Shakti and Indrarn Mukherjee, International Relations, World Press Pvt.Ltd., 2001.

4th SEMESTER

Paper-19

Law of Torts and Consumer Protection

Unit-I: Introduction and Principles of Liability in Tort

- a. Definition of Tort
- b. Development of Tort actions in England and India - Tort distinguished from contract, Quasi-contract and crime
- c. Constituents of Tort- Wrongful Act, Damage and Remedy
- d. Strict Liability and Absolute Liability
- e. Vicarious Liability- Scope and Justification
- f. Doctrine of Sovereign Immunity

Unit-II: Justification in Tort

- a. Valenti non-fit inuria
- b. Necessity, Plaintiff's default
- c. Act of God
- d. Private defences

Unit-III: Specific Torts

- a. Defamation
- b. Negligence

- c. Nuisance
- d. Assault, battery and mayhem
- e. False imprisonment and malicious prosecution
- f. Nervous Shock

Unit – IV: Consumer Protection

- Basic Concepts: Consumer, Service, Goods
 - i. Authorities for consumer protection
 - ii. Remedies

Text books:

1. Tort: Winfield and Jolowicz
2. The Law of Torts: Ratanlal & Dhirajlal

Paper- 20

Family Law-II (Muslim Law)

UNIT-I Sources of Muslim Law and Marriages among Muslims

1. Source of Muslim Law
2. Marriages among Muslims in India
 - (i) Nature of Marriage
 - (ii) Kinds of Marriage
 - (iii) Requirements of Marriage (including Dower)

UNIT-II Matrimonial Remedies and Guardianship

1. Matrimonial Remedies
 - (a) Restitution of Conjugal Rights
 - (b) Dissolution of Marriage
2. Guardianship

UNIT-III Legitimacy and Maintenance

1. Legitimacy and parentage
2. Maintenance

UNIT-IV Wills, Gifts, Waqf and General Principles of Inheritance

1. Wills
2. Gifts
3. Waqf
4. General Principles of Inheritance (No specific rules of inheritance are to be taught)

Textbooks:

1. Muslim Law of India - Tahir Mahmood
2. Outlines of Mohammadan Law - AAAFyzee

Paper- 21

Constitutional Law - II

Unit - I Fundamental Rights - I

- a. Definition of 'State' for enforcement of fundamental rights - Justifiability of fundamental rights - Doctrine of eclipse, severability, waiver. Distinction between pre-constitutional law and post-constitutional law
- b. Right to equality - Doctrine of Reasonable classification and the principle of absence of arbitrariness
- c. Fundamental freedom. Freedom of speech and expression, freedom of association, freedom of movement, freedom to reside and settle, freedom of trade, business and profession - expansion by judicial interpretation - reasonable restrictions

Unit-II: Fundamental Rights - II

- a. Right to life and personal liberty - scope and content - (expansive interpretation)
- b. Preventive detention under the Constitution - Policy and safeguards - Judicial review
- c. Right against exploitation - Forced labour and child employment
- d. Freedom of religion

Unit - III: Right to Constitutional Remedies

Right to Constitutional Remedies - Judicial Review - Writs - Habeas Corpus, Mandamus, Certiorari, Prohibition and Quo-warranto - Art 32 and 226

Unit - IV: Directive Principles, Fundamental Duties and Social Justice

- a. Directive Principles of State Policy - Nature and justifiability of the Directive Principles - Inter-relationship between Fundamental Rights and Directive Principles - Fundamental Duties
- b. Social justice under the Indian Constitution

Text books:

1. M.P. Jain - Indian Constitutional Law
2. V.N. Shukla - Constitution of India
3. D.D. Basu - Constitutional Law of India

PAPER - 22

B.A.LL.B. IVth Semester

Law of Crimes - II

Unit-I : Offences against Woman and Child

- a. Rape
- b. Outraging the modesty of woman
- c. Sexual harassment, to disrobe, Voyeurism, Stalking, to insult modesty of woman
- d. Dowry death, Bigamy, Cruelty by husband or relatives of husband
- e. Miscarriage

- f. Hiring, employing or engaging a child to commit an offence, procuration of child, selling and buying of child for prostitution.

Unit - II : Offences affecting the human body

- a. Culpable Homicide, Murder, Causing death by negligence, Abetment of suicide, Attempt to murder, Organised Crime, Petty organised crime, Terrorist act.
- b. Offences of Hurt and Grievous Hurt, Acid attack, offences of Wrongful Restraint and Wrongful Confinement.
- c. Offences of Criminal Force and Assault, offences of Kidnapping and Abduction, Trafficking.

Unit - III: Offences against the State and the public tranquillity

- a. Waging war against Govt. of India and Its Conspiracy, act endangering sovereignty, unity and integrity of India.
- b. Unlawful Assembly, Common object, Rioting, Affray.

Unit - IV: Offences against Property and offences relating to documents, criminal intimidation, insult, annoyance and defamation

- a. Theft, Snatching, Extortion, Robbery and Dacoity
- b. Dishonest misappropriation of property and Criminal breach of trust, Stolen property.
- c. Cheating
- d. Mischief
- e. Criminal trespass, House trespass and house breaking
- f. Forgery
- g. Criminal intimidation, insult, annoyance.
- h. Defamation

Bare Act:

Bharatiya Nyaya Sanhita, 2023

Text books:

1. Ratanlal and Dhirajlal – The Indian Penal Code
2. H.S. Gaur – Penal Law of India

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Paper- 23

Economics-III (Economic Development and Policy)

Unit - I Economics of Development

1. Concepts of Economic Development and Growth
2. Factors of Economic Growth - Economic and Non-economic
3. Obstacles of Economic Development
4. Inequalities of income

Unit - II Issues in Economic Development

1. Debate on State vs. Markets
2. Public vs. Private Sectors
3. Economic Planning in India-meaning and significance of planning, size of the plans, strategy of the plans, pattern of resource allocation, assessment of performance during plans
4. Infrastructure and development

Unit - III International Trade

1. Free Trade and Protection
2. Fixed and Flexible Exchange Rates
3. Balance of Trade and Balance of Payments
4. International Institutions- IMF, WB, WTO

Unit - IV: Liberalization, globalization and related issues

1. New Economic Policy- Structural Adjustment Programme(SAP)
2. Second Generation Reforms
3. Regional Trading Blocks and Bilateral Trade Treatise
4. SEZ, FDI, Inclusive Growth

Text Books:

1. Todaro, M. Economic Development in the Third World;
2. Myint, H. The Economics of Developing Countries,
3. Economic Survey- Latest Issue

Paper- 24

Sociology - III (Law and Society)

Unit - I: Social Basis of Law

- a. Relation between law and society
- b. Customary law- some casestudies
- c. Role of courts and lawyers as social engineers
- d. Social legislation and social justice
- e. Social change and law

Unit II: Social Problems and Social Legislation

- a. Issues of ethnic and inter - caste conflicts
- b. Communalism and fundamentalism

Unit III: Social Control

- a. Social Control- its meaning; mechanisms and agents of social control; functions and dysfunctions of social control

- b. Distinction between formal and informal social control
- c. Informal Agencies of social control - customs, folkways, mores and religion
- d. Formal Agencies - public opinion, media, propaganda and law

Unit IV: Social Deviance

- a. Meaning and types of deviance
- b. Forms of crime - violent crime, property crime, white collar crime, organized crime, sex crimes, environmental crime, cyber crimes
- c. Issues of domestic violence and juvenile delinquency

Text Books:

1. Harlambos, M. Sociology: Themes and Perspectives; Oxford University Press, 1980
2. Bottomore, T.B. Sociology: A Guide to Problems and Literature, Blackie and Sons India Ltd; 1971
3. Horton, P.b. and C.L. Hunt Sociology; McGraw- Hill book Company, Singapore, 1984.
4. Giddens, A. Sociology; Polity Press, UK; 19

5th SEMESTER

Paper- 25

Business Law

Unit- I: Sale of Goods: Definition, Conditions and Performance

- a. Definition of 'goods' and 'sale'
- b. Essentials of sale
- c. Conditions and Warranties
- d. Passing of property
- e. Nemo dat quod non habet
- f. Performance of Contract

Unit- II: Sale of Goods Act: Right of parties and remedies

- a. Rights of unpaid seller
- b. Remedies for breach of contract

Unit - III: Negotiable Instruments

- a. Definition, essential kinds of negotiable instruments
- b. Holder and holder in due course
- c. Negotiation and assignment

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Page 1/2

Unit - IV: Negotiable Instruments: Presentation and Liability

- a. Presentation of Negotiable Instruments
- b. Crossing of cheques
- c. Discharge from Liability
- d. Noting and Protest
- e. Dishonour of negotiable instruments

Text books:

1. Avtar Singh - Sale of Goods
2. Bhashyam and Adiga - Law of Negotiable Instruments

Paper- 26

Administrative Law

Unit - I: Evolution and Scope of Administrative Law

- a. Nature, Scope and Development of Administrative Law
- b. Rule of law and Administrative Law
- c. Separation of powers and its relevance
- d. Classification of functions of Administration

Unit - II: Legislative Functions of Administration

- a. Necessity and Constitutionality
- b. Forms and requirements
- c. Control
 - i. Legislative
 - ii. Judicial
 - iii. Procedural
- d. Sub-delegation

Unit-III: Judicial Functions of Administration

- a. Need for devolution of adjudicatory authority on administration
- b. Nature of tribunals - Constitution, powers, procedures, rules of evidence
- c. Administrative Tribunals
- d. Principles of Natural Justice
 - i. Rule against bias
 - ii. Audi Alteram Partem
 - iii. Reasonable decisions
- e. Rules of evidence - no evidence, some evidence and substantial evidence

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f. Institutional Decisions

Unit IV: Administrative Discretion and Judicial Control of Administrative Action

A. Administrative Discretion

- a. Need and its relationship with rule of law
- b. Constitutional imperatives and exercise of discretion
- c. Grounds of judicial review
 - i. Abuse of discretion
 - ii. Failure to exercise discretion
- d. Doctrine of legitimate expectations

B. Judicial Control of Administrative Action

- i. Introduction
- ii. Court as the final authority to determine the legality of administrative action
- iii. Exhaustion of Administrative remedies
- iv. Locusstandi
- v. Laches
- vi. Resjudicata
- vii. Judicial review and its extent

C. Methods of Judicial Review

- i. Statutory appeals
- ii. Writs
- iii. Declaratory judgements and injunctions
- iv. Civil Suits for Compensation

Textbooks:

- 1. Principles of Administrative Law - M.P Jain & S.N.Jain
- 2. Administrative Law- I.P. Massey

Paper- 27

Jurisprudence - I

Unit - I: Introduction

- a. Nature and scope of Jurisprudence
- b. Need for study of Jurisprudence
- c. Linkage between Jurisprudence and other sciences

Unit II: Schools of Jurisprudence -I

- a. Natural Law
- b. Analytical positivism, Pure Theory

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- c. Historical Jurisprudence

Unit - III: Schools of Jurisprudence - II

- a. Sociology Jurisprudence
- b. Economic Approach
- c. Legal Realism

Unit-IV: Indian Approach

Textbooks:

1. R.W.M. Dias, Jurisprudence
2. Prof. (Mrs.) Nomita Aggarwal, Jurisprudence (Legal Theory)
3. B. N. Mani Tripathi, Legal Theory
4. Edgar Bodenheimer, Jurisprudence

Paper- 28

Human Rights Law

Unit - I: Introduction

- a. History
- b. Evolution
- c. Growth

Unit - II: UN Charter and Human Rights

- a. UDHR
- b. Covenants of 1966
- c. Optional Protocols

Unit-III: Human Rights under the Indian Constitution and their Enforcement

- a. Fundamental Rights
- b. Directive Principles of State Policy
- c. Role of Judiciary
- d. Role of NHRC
- e. Role of NGOs

Unit - IV: Group Rights

- a. Prisoners
- b. Women and Children
- c. Indigenous People
- d. Disabled

Text books:

1. UN Charter
2. Constitution of India
3. Human Rights Act, 1993
4. Sinha, M.K. - Implementation of Non-Derogation Human Rights (Delhi 1999)

Paper- 29

Code of Civil Procedure - I

Unit - I: Introduction

- a. Definitions: Decree, Judgement, Order, Foreign Court, Foreign Judgement, Mesne, Profits, Affidavit, Suit, Plaintiff, Written Statement
- b. Important Concepts: Res Sub-Judice, Resjudicata, Restitution, Caveat, Inherent powers of courts

Unit-II: Initial steps in a suit

- a. Jurisdiction and place of suing
- b. Institution of suit
- c. Pleadings: Meaning, object, General rules, Amendment of pleadings
- d. Plaintiff and written statement
- e. Discovery, Inspection and production of documents
- f. Appearance and non-appearance of parties
- g. First hearing

Unit-III: Interim Orders

- a. Commissions
- b. Arrest before judgement
- c. Attachment before judgement
- d. Temporary Injunctions
- e. Interlocutory orders
- f. Receiver
- g. Security of costs

Unit - IV: Suits in Particular Cases

- a. Suits by or against Government
- b. Suits by Indigent persons
- c. Inter-pleader Suit
- d. Suits relating to public nuisance

Text books:

1. Code of Civil Procedure, 1908 (Relevant Provisions)
2. C.K. Takwani, Code of Civil Procedure
3. Mulla - Code of Civil Procedure
4. Sarkar's Code of Civil Procedure

D.A.I.I.D. Vth Semester

Paper - 30

THE BHARATIYA NAGARIK SURAKSHA SANHITA, 2023
(Criminal Procedure - I)

UNIT I: INTRODUCTION

- A - DEFINITION
- B - CONSTITUTION OF CRIMINAL COURTS AND THEIR POWERS
- C - POWERS OF POLICE OFFICERS

UNIT II: PROVISIONS FOR INVESTIGATION

- A - ARREST AND BAIL PROVISIONS
- B - INFORMATION TO THE POLICE AND THEIR POWERS TO INVESTIGATE

UNIT III: PROCESS TO COMPEL APPEARANCE AND PRODUCTION OF THINGS

- A - SUMMONS FOR APPEARANCE
- B - WARRANT OF ARREST
- C - PROCLAMATION AND ATTACHMENT
- D - RECIPROCAL ARRANGEMENTS FOR ASSISTANCE IN CERTAIN MATTERS AND PROCEDURE FOR ATTACHMENT AND FORFEITURE OF PROPERTY
- E - OTHER RULES REGARDING PROCESSES
- F - SUMMONS TO PRODUCE DOCUMENT OR OTHER THING
- G - SEARCH WARRANTS
- H - GENERAL PROVISIONS RELATING TO SEARCHES
- I - MISCELLANEOUS

UNIT IV: PROCEEDINGS BEFORE MAGISTRATE

- A - JURISDICTION OF CRIMINAL COURTS IN INQUIRIES AND TRIALS
- B - CONDITIONS REQUISITE FOR INITIATION OF PROCEEDINGS
- C - COMPLAINTS TO MAGISTRATE
- D - COMMENCEMENT OF PROCEEDINGS BEFORE MAGISTRATES
- E - SECURITY FOR KEEPING PEACE AND MAINTAINING GOOD BEHAVIOUR

RECOMMENDED BOOKS:

1. Ratan Lal & Dheeraj Lal - Code of Criminal Procedure
2. R. V. Kelkar - Code of Criminal Procedure

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6th SEMESTER

Paper- 31

Corporate Law

Unit-I: Formation, Registration and Incorporation of Company

- a. Nature and kinds of company
- b. Promoters: Position, duties and liabilities
- c. Mode and consequences of incorporation,
- d. Uses and abuses of the corporate firm, lifting of corporate veil,
- e. Memorandum of Association, alteration and the doctrine of ultra vires,
- f. Articles of association, binding nature, alteration, relation with memorandum of association, doctrine of constructive notice and indoor management-exceptions.

Unit-II: Capital Formation

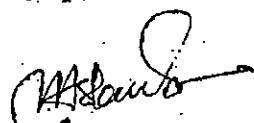
- 1. Prospectus: Issues, contents, Kinds, liability for misstatements, statement in lieu of prospectus,
- 2. The nature and classification of company securities,
- 3. Shares and general principles of allotment,
- 4. Statutory share certificate, its objects and effects,
- 5. Transfer of shares,
- 6. Share capital, reduction of share capital,
- 7. Duties of court to protect interests of creditors and share-holders.
- 8. Debentures, kinds, remedies of debenture holders.

Unit- III: Corporate Administration

- a. Directors - kinds, powers and duties,
- b. Insider trading,
- c. Meetings kinds and procedure,
- d. The balance of powers within companies - Majority control and minority protection, Prevention of oppression, and powers of court and central government,
- e. Emerging trends in Corporate social responsibility, legal liability of company - civil, criminal, tortious and environmental.

Unit-IV: Winding up of Companies

- a. Kinds, consequences and reasons of winding up,
- b. Role of the court,
- c. Liability of past members,
- d. Payment of liabilities,



e. Reconstruction and amalgamation.

Text books:

1. Avtar Singh: Indian Company Law
2. Shah S M.: Lectures on Company Law

Law of Evidence
(Bhartiya Sakshya Adhiniyam, 2023)

Paper - 32

B.A. LL.B. VIth Semester

Unit-I : Introduction and Relevancy

- a. Evidence and its relationship with the substantive and procedural laws
- b. Definitions – Facts in issue, relevant facts, evidence proved, disproved, not proved [oral and documentary evidence] etc.
- c. Relevancy and admissibility
- d. Proof of Conspiracy

Unit-II : Statements – Admissions/Confessions and Dying Declarations

- a. Admissions
- b. Confessions
- c. Dying Declarations

Unit-III : Method of proof of facts

- a. Presumptions
- b. Presumption as to Abetment of Suicide and as to Dowry Death
- c. Expert opinion
- d. Evidence as to Character
- e. Admissibility of – oral and documentary evidence, primary and secondary evidence
- f. Evidence relating to Electronic record and its admissibility
- g. Law relating to Burden of proof
- h. Privileged Communications

Unit-IV : Presumptions regarding discharge of burden of proof

- a. Evidence by accomplice
- b. Judicial notice
- c. Presumption as to Certain Offences
- d. Improper admission and rejection of evidence
- e. Examination-in-chief, cross examination and re-examination
- f. Estoppels

Recommended Books :

1. M. Monir – The Law of Evidence (Publisher – Universal Law Publishing Co., G.T. Karnal Road, Delhi, 2017)
2. Murlidhar Chaturvedi – Evidence Act (Publisher – Eastern Book Company, Lucknow)
3. Raja Ram Yadav – Indian Evidence (Publisher – Central Law Agency, Allahabad, 2017)
4. Batuk Lal – The Law of Evidence (Publisher – Central Law Agency, Allahabad, 2017)
5. Raghunath Prasad Verma – Indian Evidence Act (Publisher – Allahabad Law Agency, Allahabad, 2017)
6. Avtar Singh – Indian Evidence Act (Publisher – Central Law Publications, Allahabad, 2017)

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Paper- 33

Jurisprudence - II

Unit-I: State, Sovereignty and Law

- a. Nature and functions of a State and its relationship with law
- b. Nature and development of Sovereignty
- c. Nature and kinds of law and theories of justice

Unit-II: Sources of Law

- a. Custom
- b. Precedent
- c. Legislation

(Emphasis on Indian perspective)

Unit - III: Concepts of Law

- a. Rights and Duties
- b. Personality
- c. Possession, Ownership and Property

Unit-IV: Principles of Liability

- a. Liability and Negligence
- b. Absolute Liability

Text books:

1. Salmond's Jurisprudence
2. R. W.M. Dias, Jurisprudence
3. Prof. (Mrs.) Nomita Aggarwal, Jurisprudence (Legal Theory)

Paper- 34

Public International Law

Unit - I: Introduction

- a. Nature of International Law
- b. Subjects of International Law
- c. Relationship between International Law and Municipal Law

Unit -II: Sources of International Law

- a. Custom
- b. Treaties
- c. General Assembly Resolutions

- d. General Principles
- e. Juristic Works
- f. Other Sources

Unit-III: Recognition, Extradition and Law of the Sea

- a. Recognition
 - (i) Theories of Recognition
 - (ii) De facto, De jure recognition
 - (iii) Implied Recognition
 - (iv) Withdrawal of Recognition
 - (v) Retroactive Effects of Recognition
- b. Extradition
 - i. State Jurisdiction
 - ii. Customary Law basis
 - iii. Treaty Law
 - iv. The nature of obligation
- c. Law of the Sea
 - i. Territorial Sea
 - ii. Contiguous Zone
 - iii. Exclusive Economic Zone
 - iv. Continental Shelf
 - v. High Sea

Unit- IV. International Organizations

- a. UN
- b. ICJ

Textbooks:

1. Starke - Introduction to International Law
2. Oppenheim - International Law
3. S. K. Kapoor - International Law

Paper- 35

Code of Civil Procedure - II

Unit-I: Judgment and Decree

- a. Judgment. Definition, Essentials, Pronouncement, Contents, and Alteration
- b. Decree. Definition, Essentials, Types, Drawing up of a decree, Contents, and Decree in particular cases
- c. Interest

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d. Costs

Unit-II: Execution

- a. Courts by which decree may be executed
- b. Payment under decree
- c. Application for Execution
- d. Mode of Execution
- e. Stay of Execution
- f. Questions to be determined by executing court

Unit-III: Appeals

- a. Appeals from original decree
- b. Appeals from appellate decrees
- c. General provisions relating to appeals
- d. Appeals to the Supreme Court
- e. Appeals by Indigent persons

Unit-IV: Reference, Review and Revision

- a. Reference to High Court
- b. Review
- c. Revision

Text books:

- 1. Mulla - Code of Civil Procedure
- 2. Sarkar's Code of Civil Procedure

B.A.LL.B. VIth Semester

Paper - 36

(THE BHARATIYA NAGARIK SURAJKSHA SANHITA, 2023)

Criminal Procedure - II

UNIT I: INTRODUCTION TO TRIAL PROCEDURE

A - THE CHARGE

- FORM OF CHARGES
- JOINDER OF CHARGES

B - EVIDENCE IN INQUIRIES AND TRIALS

C - GENERAL PROVISIONS AS TO INQUIRIES AND TRIALS

D - PROVISIONS AS TO ACCUSED PERSONS OF UNSOUND MIND

UNIT II: TRIALS AND EXECUTION PROCEDURE

A - TRIAL BEFORE A COURT OF SESSION

B - TRIAL OF WARRANT CASES BY MAGISTRATES

C - TRIAL OF SUMMONS CASES BY MAGISTRATES

D - SUMMARY TRIALS

E - JUDGEMENT

F - SUBMISSION OF DEATH SENTENCES FOR CONFIRMATION

G - EXECUTION, SUSPENSION, REMISSION AND COMMUTATION OF SENTENCES

UNIT III: REVIEW PROCEDURE

A - APPEAL

B - REFERENCE AND REVISIONS

UNIT IV: MISCELLANEOUS

A - MAINTENANCE OF WIVES, CHILDREN AND PARENTS

B - TRANSFER OF CRIMINAL CASES

C - IRREGULAR PROCEEDINGS

D - LIMITATIONS FOR TAKING COGNIZANCE

E - INHERENT POWER OF THE HIGH COURT

RECOMMENDED BOOKS:

1. Ratan Lal & Dheeraj Lal - Code of Criminal Procedure

2. R. V. Kelkar - Code of Criminal Procedure

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7 th SEMESTER
Paper- 37
LAND LAWS -1

Unit-I:

- a. LandReform: The Historical Perspective
 - i. Hindu Period
 - ii. Muslim Period
 - iii. British Period
- b. Constitutional Provisions on Agrarian Reform
- c. Salient features of U.P.Z.A.L.R Act 1950

Unit- II:

- a. Chapter I of U.P. Revenue Code, 2006
- b. Chapter II of U.P. Revenue Code, 2006
- c. Chapter III of U.P. Revenue Code, 2006

Unit - III:

- a. Chapter IV of U.P. Revenue Code, 2006
- b. Chapter V of U.P. Revenue Code, 2006
- c. Chapter VI of U.P. Revenue Code, 2006

Unit- IV:

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- a. Chapter VII of U.P. Revenue Code, 2006
- b. Chapter VIII of U.P. Revenue Code, 2006

Text books:

- 1. Constitution of India - Mr. V.N. Shukla
- 2. U.P. Revenue Code, 2006

Paper- 38

Property Law

Unit-I: Concept of Property and General Principles Relating to Transfer of Property

- a. Concept of property - distinction between movable and immovable property
- b. Transferability of property
- c. Compartment transfer
- d. Conditions restricting transfer
- e. Definition of transfer of property
- f. Transfer and non-transfer property
- g. Transfer to an unborn person and rule against perpetuity
- h. Vested and Contingent interest
- i. Rule of Election

Unit-II: General Principles Governing Transfer of Immoveable Property

- a. Transfer by ostensible owner
- b. Rule of feeding grant by estoppel
- c. Rule of Lis pendens
- d. Fraudulent transfer
- e. Rule of part performance

Unit- III: Specific Transfers - I

- a. Sale and gift
- b. Mortgage and charge

Unit - IV: Specific Transfer - II

- a. Lease and License
- b. Easements

Text books:

- 1. Mulla D.F. - Transfer of property
- 2. H.N. Tiwari - Transfer of property Act
- 3. R. K. Sinha - Transfer of property Act

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Paper- 39

Environmental Law

UNIT - I: Environmental Law: International and National Perspective

- a. Introduction
 - i. Environment – Meaning
 - ii. Environment Pollution - Meaning and Issues
- b. International Norms
 - i. Sustainable Development - Meaning and Scope
 - ii. Precautionary Principle
 - iii. Polluter pays Principle
 - iv. Public Trust Doctrine
- c. Constitutional Guidelines
 - i. Right to Wholesome Environment - Evolution and Application
 - ii. Relevant Provisions -Art. 14, 19 (1) (g), 21, 48-A, 51-A(g)
- iii. Environment Protection through Public Interest Litigation
- d. Other Laws
 - i. Law of Torts
 - ii Law of Crimes
 - iii. Other Legislations

UNIT - II: Prevention and Control of Water and Air Pollution

- a. The Water (Prevention and Control of Pollution) Act, 1974
- b. Air (Prevention and Control of Pollution) Act, 1981

UNIT - III: Protection of Forests and Wild Life

- a. Indian Forest Act; 1927
 - i. Kinds of forest- Private, Reserved, Protected and Village Forests
 - ii. The Forest (Conservation) Act, 1980
- b. The Wild Life (Protection) Act, 1972
 - i. Authorities to be appointed and constituted under the Act
 - ii. Hunting of Wild Animals

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- iii. Protection of Specified Plants
- iv. Protected Area
- v. Trade or Commerce in wild animals, animal articles and trophies; Its prohibition.

UNIT - IV: General Environmental Legislations

- a. Environmental (Protection) Act, 1986
- b. National Green Tribunal Act, 2010

Text Books

- 1. Environmental Law & Policy in India - Shyam Diwan, Armin Rosencranz
- 2. Environment Law - P. S. Jaswal
- 3. Environment Law - Gurdip Singh

Paper- 40

Labour Law - I

Unit- I: Trade Unions and Collective Bargaining

- a. Trade Unionism in India
- b. Definition of trade union and trade dispute
- c. Registration of trade unions
 - i) Legal status of registered trade union
 - ii) Mode of registration
 - iii) Powers and duties of Registrar
 - iv) Cancellation and dissolution of trade union
 - v) Procedure for change of name
 - vi) Amalgamation and dissolution of trade union
- d. Disqualifications of office-bearers, Right and duties of office-bearers and members
- e. General and Political funds of trade union
- f. Civil and Criminal Immunities of Registered trade unions
- g. Recognition of trade union
- h. Collective bargaining

Unit - II: Standing Orders

- a. Concept and nature of standing orders
- b. Scope and coverage of the Industrial Employment (Standing Orders) Act, 1946

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Page 1 of 1

- c. Certification process
 - i) procedure for certification
 - ii) appeals against certification
 - iii) Condition for certification
 - iv) Date of operation of standing orders
 - v) Building nature and effect of certified standing orders
 - vi) Posting of standing orders
- d. Modification and temporary application of model Standing Orders
- e. Interpretation and enforcement of Standing Orders
- f. Penalties and procedure

Unit- III: Resolution of Industrial Dispute

- a. Industrial dispute and individual dispute
- b. Arena of interaction and Participants- Industry, workman and employer
- c. Settlement of industrial dispute
 - i) Works Committee
 - ii) Conciliation Machinery
 - iii) Court of Enquiry
 - iv) Voluntary Arbitration
 - v) Adjudication - Labour Court, Tribunal and National Tribunal
- d. Powers of the appropriate Government under the Industrial Disputes Act, 1947
- e. Unfair Labour Practice

Unit - IV: Instruments of Economic Coercion

- a. Concept of strike
 - i. Gherao
 - ii. Bandh and Lock-out
 - iii. Types of strike
 - iv. Rights to strike and Lock-out
 - v. General Prohibition of strikes and lock-outs
 - vi. Prohibition of strikes and lock-outs in public utility services
 - vii. Illegal strikes and lock-outs
 - viii. Justification of strikes and lock-outs
 - ix. Penalties for illegal strikes and Lock-outs
 - x. Wages for strikes and lock-outs
- b. Lay-off
 - i. Retrenchment

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- ii. Transfer and closure, Definition of lay-off and retrenchment compensation
- iii. Compensation to workmen in case of transfer of undertaking closure
- iv. Closure - Prevention and regulation
- v. Conditions - precedent for retrenchment
- vi. Special provisions relating to lay-off, retrenchment and closure in certain establishments
- vii. Procedure for retrenchment and re-employment of retrenched workmen and penalty

- c. Disciplinary action and domestic enquiry
- d. Management's prerogative during the pendency of proceedings
- e. Notice of change

Textbooks:

1. Statutory Material - Trade Union Act, 1926, Industrial Employment (Standing Orders) Act, 1946 and Industrial Dispute Act, 1947
2. S C. Srivastava, Industrial Relations and Labour Law, Vikas Publishing House, New Delhi.

Paper- 41

Tax Law

Unit - I: Introduction

- a. Definitions
- b. Basis of Income
 - Charge of Income Tax
 - Scope of total Income
 - Residential status of an assessee
 - Dividend Income
 - Income deemed to accrue or arise in India
 - Foreign income and its taxability

Unit - II: Incomes which do not form part of total Income

- a. Incomes not included in total income
- b. Special provision in respect of newly established industrial undertaking in free trade zones
- c. Special provision in respect of newly established hundred per cent export-oriented undertaking
- d. Income from property held for charitable or religious purpose

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- e. Income of trusts or institutions from contributions
- f. Conditions as to registration of trusts, etc.
- g. Section 11 not to apply in certain cases
- h. Special provision relating to incomes of political parties

Unit- III: Heads of Income

- a. Salaries
- b. Income from house property
- c. Profits and gains of business or profession
- d. Capital gains
- e. Income from other sources

Unit - IV: Tax Authorities

- a. Powers
- b. Procedure for Adjudication and Settlement

Textbooks:

1. Dinesh Ahuja and Ravi Gupta, Systematic approach to Income Tax, (Latest Edition)
2. Singhania, Student Guide to Income Tax, Taxmann (Latest Edition).

Paper- 42

Professional Ethics & Professional Accounting System

UNIT I – Legal Profession

1. Brief History of the Legal profession and Professionalization of the Legal Profession:
 - History and Development of Legal Profession in India
 - Professionalization of Legal Profession
 - Efforts towards the Unification of the Bar in India
2. Nature of Legal Profession
 - As a Noble Profession
 - As an Independent Profession

UNIT II – Professional Ethics

1. Professional Ethics:
 - Need and Importance of Professional Ethics

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- Lawyers Duty towards Court, Client, Opponent, Colleagues and Others (As prescribed by the Bar Council of India in its Rules, 1976).
- Code of Conduct for Lawyers (as prescribed by the International Bar Association).

2. Professional and Other Misconduct by the Lawyers:

- Meaning and Scope
- Misconduct which amounts to Contempt of Court
- Inquiry into misconduct and Punishment
- Powers of State Bar Councils and Bar Council of India in Relation to Punishment

3. Selected Opinions of the Disciplinary Committees of the Bar Councils and Judgements of the High Courts and Supreme Court on Professional and Other Misconduct by the Lawyers.

UNIT III - Accountancy for Lawyers

- Meaning of Accountancy and its Necessity
- Different Kinds of Accounts to be Maintained by the Lawyers.
- Receipt and Payment Accounts
- Income and Expenditure Account
- Balance Sheet

UNIT IV - Bench-Bar Relationship

- Ethical Equipment of Judges
- Judicial Misbehaviour and Conduct which amounts to Contempt of Court.
- Need to judge the judges (in special reference to Judges Inquiry Bill, 2006).
- Selected Judgements of the High Courts and Supreme Court on Judicial Misbehaviour and Contempt of Court by the judges.

Text books:

1. Dr. Kailash Rai - Legal Ethics - Accountancy for lawyers and bench and Bar relations
2. B.R. Aggarwal - Supreme Court Practice and Procedure

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8th SEMESTER
Paper-43 LAND LAWS -II

Unit- I:

- a. Chapter IX of U.P. Revenue Code, 2006
- b. Chapter X of U.P. Revenue Code, 2006

Unit- II:

- a. Chapter XI of U.P. Revenue Code, 2006
- b. Chapter XII of U.P. Revenue Code, 2006

Unit- III:

- a. Chapter XIII of U.P. Revenue Code, 2006
- b. Chapter XIV of U.P. Revenue Code, 2006

Unit- IV:

- a. Chapter XV of U.P. Revenue Code, 2006
- b. U. P. Consolidation of Holdings Act, 1954

Text books:

1. Constitution of India - Mr. V.N Shukla
2. U.P. Revenue Code, 2006.
3. U. P. Consolidation of Holdings Act, 1954

Paper-44
Investment and Competition Laws

Unit- I: Competition Law

- a. Background
- b. Prohibitions
- c. Competition Commission of India

Unit-II: Corporate Finance and re framework

- a. Security Contract (Regulation) Act 1956
- b. SEBI Act 1992
- c. Depositories Act 1996
- d. The Securitisation and Reconstruction of Financial Assets and enforcement of security Interest Act, 2002

Unit-III: Regulatory framework for foreign trade, multinational companies

- a. Foreign Trade (Development & Regulation) Act 1992,
- b. UNCTAD Draft Model on Trans - National Corporations
- c. Control and regulation of foreign companies in India,
- d. Foreign collaborations and joint ventures

Unit- IV: Foreign Exchange Management

- a. Background
- b. Policies
- c. Authorities

Text books:

1. Competition Act 2002
2. Security Contract (Regulation) Act 1956
3. SEBI Act 1992
4. Depositories Act 1996
5. Foreign Trade (Development & Regulation) Act 1992,
6. Foreign Exchange Management Act, 1999
7. Taxman's Student's Guide to Economic Laws

Paper-45

Intellectual Property Rights

Unit- I: Copyright

- a. Nature and Meaning
- b. Scope of protection
- c. Procedure for protection
- d. Enforcement and Remedies

Unit- II: Patents

- a. Nature and Meaning
- b. Scope of protection
- c. Procedure for protection
- d. Enforcement and Remedies

Unit-III: Trademarks

- a. Nature and Meaning
- b. Scope of protection
- c. Procedure for protection
- d. Enforcement and Remedies

Unit -IV: Designs

- a. Nature and Meaning
- b. Scope of protection
- c. Procedure for protection
- d. Enforcement and Remedies

Textbooks:

1. Paris Convention for the Protection of Industrial Property, 1883;

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2. Berne Convention for the Protection of Literary and Artistic Works, 1886;
3. Indian Copyright Act, 1957;
4. Indian Patents Act, 1970;
5. Agreement on Trade-Related Aspects of Intellectual Property Rights, 1994 (the TRIPS Agreement);
6. Indian Trademarks Act, 1999;
7. Indian Designs Act, 2000.

Paper-46 Labour Law-II

Unit-I: Minimum Wages Act 1948

- a. Concept of minimum wage, fair wage, living wage and need based minimum wage.
- b. Constitutional validity of the Minimum wages Act, 1948
- c. Procedure for fixation and revision of minimum wages
- d. Fixation of minimum rates of wage by time rate or by piece rate
- e. Procedure for hearing and deciding claims

Unit-II: Payment of Wages Act, 1936

- a. Object, scope and application of the Act
- b. Definition of wage
- c. Responsibility for payment of wages
- d. Fixation of wage period
- e. Time of payment of wage
- f. Deductions which may be made from wages
- g. Maximum amount of deduction

Unit-III: Workmen's Compensation Act, 1923

- a. Definition of defendant, workman, partial disablement and total disablement
- b. Employer's liability for compensation
 - Scope of arising out of and in the course of employment
 - Doctrine of notional extension
 - When employer is not liable
- c. Employer's Liability when contract or is engaged
- d. Amount of compensation
- e. Distribution of Compensation
- f. Procedure in proceedings before Commissioner
- g. Appeals

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Unit - IV: Factories Act, 1948

- a. Concept of "factory", "manufacturing process" "worker" and "occupier"
- b. General duties of occupier
- c. Measures to be taken in factories for health, safety and welfare of workers
- d. Working hours of adults
- e. Employment of young person and children
- f. Annual leave with wages
- g. Additional provisions regulating employment of women in factory

Text books:

- 1. S.C. Srivastava, Commentaries on factories Act, 1948, Universal Law Publishing House, Delhi
- 2. H.L. Kumar, Workmen's Compensation Act, 1923

Paper-47 Interpretation of Statutes

Unit - I: Introduction

- a. Meaning of Interpretation
- b. Need for Interpretation

Unit - II: Different parts of a Statute

Unit - III: Rules of Interpretation

- a. Literal Rule
- b. Golden Rule
- c. Mischief Rule

Unit - IV: External and Internal aids of construction etc.

- a. Aids to construction:
 - i. Internal Aids
 - ii. External Aids
- b. Effect and operation of Statutes:
 - i. Repeal of Statutes
 - ii. Retrospective operation of statutes
 - iii. Effect of Penal Statutes
- c. Construction of Penal & Tax Statutes

Text books:

- 1. Maxwell's on Interpretation
- 2. G.P. Singh's Interpretation

Paper-48

PROJECT-I Research Paper/ Case Comment (100 marks) (50 + 50 Viva)

In this paper the students will be required to write a research paper / case comment (in not more than 35 pages) on any current topic of legal importance as may be decided by the Supervisor / Departmental Committee. Each student will have to work under the supervision of respective supervisors

Evaluation Pattern:

The Head of the Department will propose a panel of examiners to the Controller of Examination for evaluation of the research paper / case comment and for conducting the viva-voce. The examiners approved by the university will evaluate research paper / case comment in consultation with the supervisor followed by a viva-voce to be conducted by a Board consisting of:

- (a) The Convenor, who shall be a faculty member of the University's (or affiliated aided College's) Law Department;
- (b) An external examiner; and
- (c) The Project in Charge of the Department I college concerned.

9 th SEMESTER Paper-49 Law and Technology

Unit- I: E-COMMERCE

- a. Online contracting
- b. Online securities offering
- C. E-Banking

Unit- II: Cyber Crimes

- a. Obscenity
- b. Defamation
- c. Hacking and Cracking
- d. Crime through Mobile Phones

Unit- III: Genetic and Medical Technologies

- a. Regulation of Genetic Technology
- b. Laws on Medical Technology

Unit -IV: Broadcasting

- a. Regulation and Control of Broadcasting
- b. Law relating to Cable Television Network

Text books:

1. Relevant Legislations and Conventions
2. Information Technology Act - Prof. S R. Bhansali
3. Cyber Law (Text and Cases), Gerald R. Ferrera, WEST THOMSON LEARNING
4. Cyber Crime - Vakul Sharma

Paper- 50

Women and Law

Unit - I. A. Introduction

- i. Status of Women in India
- ii. Status of Women - Position abroad
- iii. Constitution of India & Women
 - a. Preamble
 - b. Equality Provision

Unit - II: Personal Laws and Women

- a. Unequal position of women - different personal laws and Directive principles of State Policy
- b. Uniform Civil Code towards gender justice
- c. Sex inequality in inheritance
- d. Guardianship

Unit - III: Criminal Laws and Women

- a. Adultery
- b. Rape
- c. Outraging Modesty
- d. Domestic Violence

Unit - IV: Women Welfare Laws

- a. The Dowry Prohibition Act, 1961
- b. Pre-conception and pre-natal diagnostic techniques (Prohibition of Sex Selection) Act, 1994
- c. Indecent Representation of Women (Prohibition) Act, 1986

- d. Immoral Traffic (Prevention) Act, 1987
- e. Family Courts Act, 1984
- f. Labour Welfare Legislations: Maternity Benefit Act, Factories Act, Equal Remuneration Act, Implementation of Wage Laws and Legislation on Women Employment

Text books:

- 1. Law relating to Women - Dr. Sayed Maqsood
- 2. Law relating to Women - Dr. S.C. Tripathi

Paper- 51

Banking and Insurance Law

Unit- I: Banking System in India

- a. Kinds of banks and their functions
- b. Banking Regulation Laws
 - i Reserve Bank of India Act, 1934
 - ii Banking Regulation Act, 1949
- c. Relationship between banker and customer
 - Legal Character
 - Contract between banker & customer
 - Banks duty to customers
 - The Banking Ombudsman Scheme, 1995
 - Liability under Consumer Protection Act, 1986

Unit- II: Lending, Securities and Recovery by Banks

- a. Principles of Lending
- b. Position of Weaker Sections
- c. Nature of Securities and Risks Involved
- d. Recovery of debts with and without intervention of courts I tribunal:
 - i. Recovery of Debts due to Banks and Financial Institutions Act, 1993
 - ii. Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interests Act, 2002

Unit - III: Banking Frauds

- a. Nature of Banking Frauds
- b. Legal Regime to Control Banking Frauds
- c. Recent Trends in Banking: Automatic Teller Machine and Internet Banking, Smart Cards, Credit Cards

Unit - IV: : Insurance Law

- a. Nature & Scope of Insurance Contracts

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b. Kinds of Insurance.

- (i) Life Insurance
- (ii) Mediclaim
- (iii) Property Insurance
- (iv) Fire Insurance
- (v) Motor Vehicles Insurance (with special reference to third party insurance)

c. Constitution, Functions and Powers of Insurance Regulatory and Development Authority

- (i) Application of Consumer Protection Act, 1986

Textbooks:

- 1. Banking Law & Negotiable Instruments Act - Sharma and Nainta
- 2. Banking System, Frauds and Legal Control - R.P. Nainita
- 3. Law of Insurance - M.N. Mishra
- 4. Handbook of Insurance and Allied Laws - C. Rangarajan

Paper- 52

International Humanitarian Law

Unit - I: Introduction

- a. History
- b. Evolution
- c. Growth

Unit - II: Geneva Conventions Systems

- a. Geneva Convention I, II, III, IV

Unit - III: Armed Conflicts

- a. Internal armed conflict
- b. International armed conflicts
- c. Non-international armed conflicts

Unit - IV: Enforcement Machinery

- a. International Criminal Court
- b. ICRC

Text books:

- 1. Ingrid Detter, The Law of War, (Cambridge, 2000)
- 2. A. Roberts and R. Guelff, eds. , Documents on the Laws of War (Oxford, 2000)
- 3. Legality of the Threat or Use of nuclear weapons, Advisory Opinion, ICJ Reports (1996)
- 4. M.K. Balachandran and Rose Verghese (eds.) - International Humanitarian Law ICRC (1997)

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5. Ravindra Pratap, "India's Attitude towards IHL", in Mani (ed.) International Humanitarian Law in South Asia (Genava: ICRC, 2003)

Paper- 53 Criminology

Unit- I: Understanding Crime

- a. Crime: Definition and Concept
- b. Causal approaches to explanations and difficulties of applications of causal analysis to human behaviour
- c. Specific Theories: Bio-physical explanations, Psychodynamic approaches, Social learning theories of Crime causation, Social learning through sub-cultures of deviance, Social disorganization theories, and Economistc approaches

Unit - II: Deviations

- a. Legislation
- b. Treatment
- c. Judicial Approach

Socio-Economic Crimes

- a. White collar crimes
- b. Drug Abuse

Unit - III: Punishment

- a. Theories of Punishment: Deterrent, Retributive, Preventive and Reformative
- b. Alternatives to imprisonment: Probation, Open jail, Parole etc.
- c. Prison reform and the Judicial Response
- d. Capital Punishment

Unit - IV: Victimology

- a. Compensation, Restitution, Assistance and Rehabilitation
- b. compensation as a mode of punishment
- c. Constitutional perspective of compensation

Text books:

1. Sutherland and Crssey - Criminology
2. Ahmed Siddique - Criminology
3. Mrs. Vedkuman - Juvenile Justice

Paper- 54 Moot Court Exercise and Internship

Outline of the Course:

1. Moot Court: Every student may be required to do at least three moot courts

in a year. The moot court work will be on assigned problem.

2. Observation of Trial in two cases, One Civil and One Criminal: Students may be required to attend two trials in the course of study. 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 and Internship Diary: Each student will observe two Interviewing sessions of clients at the Lawyer's Office/Legal Aid Office and record the proceedings in a Diary. Each student will further observe the preparation of documents and courts papers by the Advocate and the procedure for the filling of the suit/petition. This will be recorded in the diary.

Mode of Assessment in Practical (in 100 marks):

The assessment in all the Components of the Practical in this Semesters shall be done by a Board Consisting of the following:

- (i) Convener: A Teacher of the University's (or affiliated aided College's) Law Department***
- (ii) External Examiner: Who shall either be a Lawyer of not less than 10 years standing at the Bar or a Retired Judicial Officer.***
- (iii) Practical Training Teacher: The Teacher concerned of the University/ College***

10 th SEMESTER

Paper- 55

Alternative Dispute Resolution

Unit - I: Introduction

- a. Alternative Dispute Resolution (ADR)· Concept and Need
- b. Legal Aid:
 - Concept, Dimensions and Practice
 - Constitutional Provisions
 - Legal Services Authority Act, 1987
 - Legal Literacy Mission

Unit- II: Techniques of ADR - I

- Negotiation I Consultation
- Mediation
- Good offices

Unit- III: Techniques of ADR - II

- Conciliation: Nature, Scope and Methods
- Arbitration - Arbitration agreement / Clause, Jurisdiction of the arbitral

tribunal, Applicable Law; IIC, UNCITRAL, KSID.

-The Arbitration and Conciliation Act 1996

Unit- IV: Recognition and Enforcement

- a. Indian Practice
- b. International Practice

Text books:

1. International Dispute Settlement - J G. Merrills
2. Legal Services Authority Act, 1987

Paper- 56

Law of International Organizations

Unit - I : Introduction

- a. IPU
- b. League of Nations
- c. ILO

Unit - II: Legal Personality

- a. The Reparations case (ICJ Report 1949)

Unit - III: Relations with States

- a. Members
- b. Non-members
- c. Municipal Law

Unit IV: Law Making and Enforcement

- a. UN
- b. WTO
- c. EU

Text books:

1. Bowett's Law of International Institutions (2001)
2. A.O. Kruger, WTO as an International Organizations (2000)
3. J Steiner, Textbook on EEC Law (London, 2003)
4. T.A. Hartley, European Community Law

Paper- 57

Socio-Economic Offences

Unit I: Hoarding and Profiteering

- a. Laws relating to maintenance of essential supplies
- b. Laws on maintenance of standards of weights and measures

Unit - II: Adultration

- a. Prevention of food adultration

- b. Control of Spurious Drugs

Unit - III: Corruption

- a. Practice and Dimensions of corruption
- b. Anti Corruption Laws

Unit- IV: Investigation and Prosecution

- a. Central Vigilance Commission (CVC)
- b. Central Bureau of Investigation (CBI)
- c. Criminal Investigation Department (CID)
- d. Other organizations

Text books:

1. Prevention of Corruption Act, 1988
2. Central Vigilance Commission Act, 2003
3. Essential Commodities Act, 1955
4. Prevention of Black Marketing and Maintenance of Supplies of Essential Commodities Act, 1980
5. Drugs and Cosmetics Act, 1940
6. Standards of Weight and Measures Act, 1976
7. Bureau of Indian Standards, 1986

Paper- 58

International Refugee Law

Unit - I: Introduction

- a. Position of refugees under Universal Declaration of Human Rights

Unit -II: Rights, obligations and privileges of refugees under the Refugee Convention 1951

- a. Who is a refugee?
- b. Judicial Status
- c. Administrative Measures
- d. The 1967 Protocol

Unit- III: The Refugee problem in Asia and Africa

- a. The AALCC Principles 1966
- b. The OAU convention 1969

Unit - IV: Implementation & Monitoring

- a. Statute of the UNHCR 1950
- b. Cartegena Declaration 1984.

Text books:

1. Guy S. Goodwin - The Refugee in International Law (Oxford, 2000)
2. A. VibekeEggli, Mass Refugee Influx and the Limits of Public International Law (The Hague; Nijhoff, 2002)

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Paper- 59
Drafting, Pleading and Conveyance

Unit - I: Fundamental Rules of Pleadings

- a. Plaintiff Structure
- b. Description of Parties
- c. Written Statement and affidavit
- d. Application for setting aside ex-part decree

Unit - II: Ordinary suit for Recovery

- a. Suit under Order XXXVII of CPC and the difference between the two suits
- b. Suit for Permanent Injunction
- c. Application for temporary injunction Order XXXIX of CPC
- d. Suit for Specific Performance
- e. Suit for eviction

Unit - III: General Principles of Criminal Pleadings

- a. Application for bail
- b. Application under Section 125 Cr P.C.
- c. F.I.R. - under Section 154 Cr.P.C.

Unit - IV: Model Draft Forms

- i. Notice to the tenant under section 106 of Transfer of Property Act
- ii. Notice under section 80 of CPC
- iii. General & Special Power of Attorney
- iv. Will
- v. Agreement to Sell
- vi. Sale - deed
- vii. Appeal from original decree under Order 41 of CPC
- xvi. Revision Petition
- viii. Review Petition
- xi. Application under section 5 of Limitation Act
- x. Application for caveat section 148A of CPC
- xi. Writ Petition
- xii. Lease deed
- xiii. Partnership Deed
- xiv. Mortgage Deed
- xv. Deed of gift

Text books:

- 1. Conveyancing - N.S. Bindra
- 2. Conveyancing - A.N. Chaturvedi

3. Mogha's Law of Pleading
4. Conveyancing - D'Souza

Paper- 60
PROJECT-II

Dissertation
(100 marks) (75 + 25 Viva)

In this paper the students will be required to write a dissertation (in not more than 125 pages) on any current topic of legal importance as may be decided by the Supervisor/ Departmental Committee. Each student will have to work under the supervision of respective supervisors.

Evaluation Pattern:

The Head of the Department will propose a panel of examiners to the Controller of Examination for evaluation of the dissertation and for conducting the viva-voce. The examiners approved by the university will evaluate dissertation in consultation with the supervisor followed by a viva-voce to be conducted by a Board consisting of:

- (a) The Convener, who shall be a faculty member of the University's (or affiliated aided College's) Law Department;
- (b) An external examiner; and
- (c) The Project in Charge of the Department / College concerned

DR. S. N. D.
10/4/22 *W. Adelso*