

Revised Syllabus

(Strictly According to Bar Council of India, Legal Education Rules, 2008,
amended from time to time)

For

LL.B. (Professional)

3 Years

PROGRAMME

(Applicable w.e.f. 2024-25)



FACULTY OF LAW

**GURU JAMBHESHWAR UNIVERISTY OF
SCIENCE AND TECHNOLOGY,
HISAR- 125001 (HARYANA)**

Chartered and Verified

12/5/24

12/5/24

Scheme and Syllabus For LL.B. (Professional) 3- Year Programme (Application w.e.f. 2024-25)

SEMESTER-I

Course Code	Paper	Nomenclature	Internal	External	Total Marks
LL.B.-101	I	Law of Crimes -I (Bharatiya Nyaya Sanhita - 2023)	20	80	100
LL.B.-102	II	Law of Contract – I	20	80	100
LL.B.-103	III	Family Law – I	20	80	100
LL.B.-104	IV	Constitutional Law of India –I	20	80	100
LL.B.-105	V	Law of Torts including MV Accident and Consumer Protection Laws	20	80	100
LL.B.-106	VI	Seminars on Legal Issues - I	50	-	50
		Total	150	400	550

SEMESTER –II

Course Code	Paper	Nomenclature	Internal	External	Total Marks
LL.B.-201	VII	Law of Crimes–II (Bharatiya Nyaya Sanhita - 2023)	20	80	100
LL.B.-202	VIII	Law of Contract – II	20	80	100
LL.B.-203	IX	Family Law –II	20	80	100
LL.B.-204	X	Constitutional Law of India - II	20	80	100
LL.B.-205	XI	Administrative Law	20	80	100
LL.B.-206	XII	Seminars on Legal Issues – II	50	-	50
		Total	150	400	550

SEMSTER – III

Course Code	Paper	Nomenclature	Internal	External	Total Marks
LL.B.-301	XIII	Jurisprudence	20	80	100
LL.B.-302	XIV	Environmental Law	20	80	100
LL.B.-303	XV	Land Laws Including Tenure and Tenancy System	20	80	100
LL.B.-304	XVI	Labour and Industrial Laws- I	20	80	100
LL.B.-305	XVII	Public International law and Human Rights	20	80	100
LL.B.-306	XVIII	Clinical Course I Legal Dispute, Arbitration, Conciliation and Alternative Disputes Resolution System	50	-	50
		Total	150	400	550

SEMESTER – IV

Course Code	Paper	Nomenclature	Internal	External	Total Marks
LL.B.-401	XIX	Criminology, Penology and Victimology	20	80	100
LL.B.-402	XX	Property Law Including Transfer of Property Act	20	80	100
LL.B.-403	XXI	Labour and Industrial Laws – II	20	80	100
LL.B.-404	XXII	Interpretation of Statutes and Limitation Act 1963	20	80	100
LL.B.-405	XXIII	Intellectual Property Rights Management	20	80	100
LL.B.-406	XXIV	OR	20	80	100
		Competition Law and Cyber Law			
LL.B.-407	XXV	Clinical Course – II Professional Ethics and Professional Accountability	50	-	50
		Total	150	400	550

SEMESTER - V

Course Code	Paper	Nomenclature	Internal	External	Total Marks
LL.B.-501	XXV	Principles of Taxation	20	80	100
LL.B.-502	XXVI	Civil Procedure Code	20	80	100
LL.B.-503	XXVII	Law of Evidence (Bharatiya Sakshya Adhiniyam -2023)	20	80	100
LL.B.-504	XXVIII	Criminal Law – I (Bharatiya Nagarik Suraksha Sanhita – 2023)	20	80	100
LL.B.-505	XXIX	Banking Law including Negotiable Instrument Act OR	20	80	100
LL.B.-506	XXX	Law of Corporate Finance	20	80	100
LL.B.-507	XXXI	Clinical Course – III Drafting, Pleadings and Conveyance	100	-	100
		Total	150	400	500

SEMESTER -VI

Course Code	Paper	Nomenclature	Internal	External	Total Marks
LL.B.-601	XXXII	Company Law	20	80	100
LL.B.-602	XXXIII	Criminal Law –II (Bharatiya Nagarik Suraksha Sanhita – 2023)	20	80	100
LL.B.-603	XXXIV	Information Technology Law OR	20	80	100
LL.B.-604	XXXV	Air and Space Law	20	80	100
LL.B.-605	XXXVI	Law of Insurance OR	20	80	100
LL.B.-606	XXXVII	Law of Relating to Bankruptcy and Insolvency	20	80	100
LL.B.-607	XXXVIII	Gender Justice and Feminist Jurisprudence OR	20	80	100
LL.B.-608	XXXIX	International Organizations	20	80	100
LL.B.-609	XXXX	Law Relating to Juvenile Justice and Probation of Offenders OR	20	80	100
LL.B.-610	XXXXI	Forensic Law	20	80	100
LL.B.-611	XXXXII	Compulsory Clinical Course – IV Moot Court and Internship	100	-	100
		Total	220	480	700
		Grand Total	1020	2480	3500

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Chairman, BOSR and
Dean Faculty of Law and
Dean of Colleges, GJUS&T, Hisar (Haryana)

SEMESTER – I
LAW OF CRIMES (BHARATIYA NYAYA SANHITA- 2023) - I
(Paper – I, Code : LL.B.-101)

Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Crime: Definition, Nature, Elements of Crime, Stages of Crime, Territorial Jurisdiction; (Section- 1), Definitions (Section- 2) and General Explanations and expressions (Section 3); Punishments (Section 4-13), General Exceptions (Section 14-44), Abetment (Section 45-60)

UNIT-II

Criminal Conspiracy (Section 61-62); Offences against the State (Section 147-158); Offences against the Public Tranquility (Section 189-194)

UNIT-III

Contempt's of the Lawful Authority of Public Servants (Section 206-225); False Evidence (Section – 227-229), Offences affecting life (Section 100-110)

UNIT-IV

Causing miscarriage, etc. (Section 88-94); Hurt and Grievous hurt (Section 114-125) Wrongful Restraint and Wrongful Confinement (Section 126-127)

Leading Case :

1. Kehar Singh and others v. The State (Delhi Adm.) 1989 Cr. L.J.I. (SC)
2. Gyan Kaur v. State of Punjab, (1996) 2 SCC 648
3. Shri Bodhistwa Gautam v. Miss Subhra Chakroborty, AIR 1996 SC 922
4. Lily Thomas v. Union of India, AIR 2000 SC 1650

Statutory Material

Bharatiya Nyaya Sanhita 2023

Suggested Readings

- | | |
|---|---|
| 1. Adv. Sourabh Kansal, & Vageshwari Deswal | Bharatiya Nyaya Sanhita 2023 (Law & Practice) |
| 2. K.D. Gaur | Criminal Manual |

LAW OF CONTRACT -I
(Paper-II, Code: LLB-102)

Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

General features and nature of contractual obligations; Freedom of contract; contracts by Central and State Governments (Art. 299 of the Indian Constitution); Standard and Printed forms of **contract** - Their nature and unilateral character. **Agreement and Contract** - Definitions and essential elements, Proposal and Acceptance- Definition, their communication and revocation, postal, telephone and telex Communication (Section 2-9) ; Proposal and invitation for proposal; General offer; cross- offer, Standing offer.

UNIT-II

Capacity to contract- meaning-incapacity arising out of unsound mind; Minor's **Agreement**-Nature and scope definition of minor; Necessaries supplied to a minor, Minor's Agreement and Estoppel; Agreement beneficial and detrimental to the minor; ratification of minor's Agreement (Section 10-12, 68), **Consent and Free consent** - Definition and need of free consent, Voidability of Agreement without free consent (Section 19), factors vitiating free consent (Section 19A), **Coercion** - Definition - essential elements; doctrine of duress; Coercion and duress (Section 15), **Undue influence** - Definition - Essential elements, Illustrations of undue influence, Agreement with Pardanashin women (Section 16), **Misrepresentation** : Definition, misrepresentation of law and of fact, their effects and illustration (Section 18), **Fraud** - Definition - essential elements - when does silence amounts to fraud ? Active concealment of facts - importance of intention. Fraud and misrepresentation (Section 17). **Mistake** - Definition - Mistake of fact and mistake of Law - Effect of mistake (Section 20-22)

Consideration - nudum pactum, its need, meaning essential elements; privity of contract with Exceptions, adequacy of consideration, past, executed and executory consideration, Exception to consideration (Section -2(d) and 25)

Unlawful Agreements:- Lawful and unlawful considerations and objects; Void, Voidable and unlawful agreements and their effects.

UNIT-III

Void Agreements:-

Agreements without consideration (Section-25), Agreement in restraint of marriage (Section-26), Agreement in restraint of trade with exceptions (Section-27), Agreement in restraint of legal proceedings with exceptions (Section -28), Uncertain Agreements (Section-29), **Wagering Agreement** - Definition and essentials, with exceptions (Section-30), **Contingent contracts** - Definition and Enforcement (Section-31-36), Performance of Contracts, Joint promises, time and place of performance (Section 37-50), **Reciprocal Promises** - Their meaning, scope and performance (Section-51-54), **Time** - when essence of contract - meaning and illustrations (Section-55), **Impossibility of Performance** - meaning

and scope; Doctrine of Frustration with illustrations (Section -56), Appropriation of payments (Section 59-61); Contracts which need not be performed – novation, rescission and alteration of contract, dispensation and remission of performance (Section 62-67). Quasi Contracts or certain relations resembling those created by contract (Section 68-72). Breach of contract, anticipatory breach and consequences of breach, Damages – remoteness of damage, measures of damages, Kinds of damages, penalty and Liquidated damages (Section-73-75).

UNIT-IV

Specific Relief – Meaning and General Principles. Specific performance of contracts – Contracts specifically enforceable, parties in relation to specific performance (Section 9-25); Rectification and cancellation of instruments (Section 26, 31-33) Rescission of contracts (Section 27-30)

Leading Case :

1. Bhagwandas Goverdhandas Kedia v. Girdhari Lal Purshotamdas & Co. AIR 1966 SC 543
2. M.C. Chacko v. State Bank of Travancore, A.I.R. 1970 SC 504
3. Gujarat Bottling Co. Ltd. v. Coca-Cola Company, A.I.R. 1995 SC 2372
4. State of West Bengal v. B.K. Mondal & Sons., A.I.R. 1962 SC 779
5. State of M.P. v. Mangilal Sharma, A.I.R. 1998 SC 743.

Statutory Material

1. The Indian Contract Act, 1872 (Section 1-75)
The Specific Relief Act, 1963.
Constitution of India (Art. 299).

BOOKS RECOMMENDED

- | | | |
|--------------------|---|--|
| 1. Anson's | : | Law of Contract |
| 2. Chaturvedi A.N. | : | Lectures on Indian Contract Act, 1872 |
| 3. Desai, S.T. | : | Indian Contract Act, 1872 |
| 4. Pollock & Mulla | : | Indian Contract and Specific Relief Acts |
| 5. Avtar Singh | : | Law of Contract |

FAMILY LAW-I
(Paper-III, Code: LLB-103)

Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Hindu Law & Its Sources, Schools of Hindu Law, Hindu Joint Family, Features of Mitakshra and Dayabhaga Joint Families, Coparcenary, Classification of Property, Karta of Joint Family, Position, Liabilities and Powers of Karta. Karta's powers of Alienation, Coparcener's Power of Alienation, Coparcener's Right to Challenge Improper Alienation, Alienee's Rights and Remedies

Leading Case Harihar Prasad Vs Balmika Prasad AIR 1975 SC 733
K.S. Subhiah Pillai Vs Commissioner of IT AIR 1999 SC 1220

UNIT-II

Concept of Hindu Marriage-Its Evolution and nature, The Hindu Marriage Act, 1955, and its application: Essential Conditions for valid Hindu Marriage, Ceremonies of Marriage, Registration of Hindu Marriages, Remedy of Restitution of Conjugal Rights, Void and Voidable Marriages, Judicial Separation and Divorce, Grounds for Divorce and Judicial Separation, Fair Trial Rule, Legitimacy of Children, Jurisdiction, Bars to Matrimonial Remedies, Ancillary Reliefs, Permanent Alimony and Maintenance, Custody etc. **The Prohibition of Child Marriage Act, 2006.**

Leading Case Kailashwati Vs Ayodhya Parkash AIR 1977 PLR 216
Naveen Kohli Vs Neelu Kohli, (2006) 4 SCC 558

UNIT-III

The Hindu Succession Act, 1956: Effects of the Hindu (Succession) Amendment Act 2005, Rules of Succession to the Property of Hindu Male, Succession to the Property of Hindu Female, Succession to the Mitakshara Coparcener's Interest, General Rules of Succession, Partition, Subject Matter of Partition, Persons who have a Right to Partition & Right to Share, Persons who are entitled to Share if Partition takes place, Modes of Partition, How Partition is effected, Partial Partition, Reopening of Partition, Re-Union.

Leading Case Raghuvamma Vs Chenchamma AIR 1964 SC 136
Commissioner of Income Tax Vs Chandersen, AIR 1986 SC 1753

UNIT-IV

The Hindu Minority and Guardianship Act, 1956: Concept of Minority and Guardianship, Natural Guardians and their Powers, Testamentary Guardian, Appointment and Powers, Certified Guardian, Defecto Guardian, Guardian By Affinity, **The Hindu Adoptions & Maintenance Act, 1956:** Nature of Adoption, Essential Conditions for Valid Adoption, Effects of Adoption, Registration of Adoption, Maintenance As Personal Obligation, Maintenance of Dependents, Quantum of Maintenance, Maintenance as a Charge on Property

Leading Cases

G. Appaswami Chettiar Vs R.Sarangapani AIR 1978 SC 1051
Githa Hariharan Vs Reserve Bank of India (1999)2 SCC 228

BOOKS RECOMMENDED

- | | | |
|------------------------|---|-------------------------------------|
| 1. Mulla | - | Principles of Hindu Law |
| 2. Paras Diwan | - | Modern Hindu Law |
| 3. Mayne's | - | Hindu Law and Usage |
| 4. U.P.D.Kesari | - | Modern Hindu Law |
| 5. Basant Kumar Sharma | - | Modern Hindu Law |
| 6. E.L. Bhagirath Rao | - | Marriage Laws & Family Courts Act |
| 7. Kusum | - | Lectures on Family Law, Vol. I & II |

CONSTITUTIONAL LAW OF INDIA - I

(Paper - IV, Code : LLB-104)

Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Preamble; Citizenship; Fundamental Rights in General (Article 12-13); Right to Equality (Article 14-18)
Right to Freedom (Article 19)

UNIT-II

Right to Freedom (Article 20, 21, 22); Right against Exploitation Article 23-24)
Right to Freedom of Religion (Article 25-28); Cultural and Educational Rights (Article 29-30)

UNIT-III

Right to Property (Article 300-A, 31A-31-B); Fundamental duties (Article 51A)
Directive Principles of State Policy (Article 36-51). Writ Jurisdiction (Article 32 & 226)

UNIT-IV

Independence of the Judiciary; Supreme Court of India-Establishment jurisdiction and Powers (Article 124-145); High Courts in the States (Article 214-231)
Public Interest Litigation

Leading Cases:

1. Indra Sawhney v. Union of India, AIR 1993 SC 477
2. Valsamma Paul v. Cochin University, AIR 1996 SC 1011
3. Gaurav Jain v. Union of India, AIR 1997 SC 3021.
4. Supreme Court Advocates on Record Association v. Union of India AIR 1994 SC 268

BOOKS RECOMMENDED:

- | | | | |
|----|---------------|---|--|
| 1. | Basu, D.D. | : | Constitution of India. |
| 2. | Chander Pal | : | Centre-State Relations and Co-operative Federation. |
| 3. | Chander Pal | : | State Autonomy in Indian Federation |
| 4. | Diwan, Paras | : | Constitution of India. |
| 5. | Gupta, R.K. | : | Centre-State Fiscal Relations under Indian constitution. |
| 6. | Jain, M.P. | : | Indian Constitutional Law. |
| 7. | Seervai, H.M. | : | Constitutional Law of India, Vol. I, II & III. |

LAW OF TORTS INCLUDING MV ACCIDENT AND CONSUMER PROTECTION LAWS
(Paper-V, Code: LLB-105)

Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT - I

Definition, nature and development of Tort, General Defenses, Capacity, Remedies, Damages, Claim, Compensation, General conditions of tortious liability, General conditions negating tortious liability

UNIT - II

Trespass to person.
Battery, Assault and False Imprisonment
Malicious Prosecution, Defamation
Trespass to goods.
Death in Relation to Tort

UNIT - III

Liability for dangerous premises, chattels and animals
Trespass to immovable property
Nuisance
Negligence including contributory negligence
Vicarious Liability, Vicarious Liability of State
Strict Liability, Absolute Liability
Remoteness of Damage

UNIT - IV

Compensating provisions under Motor Vehicle Act, 1988;
Compulsory Insurance, Nature and Extent of Insurer's liability, Insurer's liability for use of the vehicle in public place, claims tribunal.
Consumer Protection Act, 2019 (with latest Amendments)
Meaning, Scope and Importance
Consumer Disputes Redressal Agencies (Section 9-25)
Remedies and Penalties (Section 26-27)

Leading Cases:

- i) Lucknow Development Authority v. M.K. Gupta, AIR 1994 S.C.787
- ii) Rudul Shah v. State of Bihar, AIR 1983 S.C. 1086
- iii) Ratlam Municipality v. Virdhichand, AIR 1980 S.C.1622
- iv) M.C. Mehta v. Union of India, AIR 1987 S.C.1086
- v) K.S.R.T.C. v. Arun, AIR 2004 Kant. 149 (F.B.).
- v) Indian Medical Association v. V.P. Shantha & Others, AIR 1996 S.C.550

BOOKS RECOMMENDED

- | | | | |
|-----|------------------------|---|---------------------------------------|
| 1. | Aggarwal, V.K. | : | Consumer Protection Law & Practice |
| 2. | Bangia, R.K. | : | Law of Torts |
| 3. | Desai, Kumud | : | Law of Torts (An outline with Cases)] |
| 4. | Garg, O.P. | : | The Consumer Protection Act, 1986 |
| 5. | Kapoor, S.K. | : | Law of Torts |
| 6. | Nayak, R.K. | : | Consumer Protection. |
| 7. | Pillai, P.S. Atehuthen | : | Law of Torts |
| 8. | Ratanlal & Dhiraj lal | : | Law of Torts |
| 9. | Salmond & Heuston | : | Law of Torts |
| 10. | Sarraf, D.N. | : | Law of Torts |
| 11. | Singh, Avtar | : | Law of Consumer Protection |

SEMINARS ON LEGAL ISSUES-I
(Paper-VI, Code: LLB-106)

Max. Marks: 50

Note :

Each student will make presentation on any topic given to him/her for presentation and the assessment will be made by a Committee consisting of not less than two teachers. The Committee will be constituted by the Chairman of the Department or the Principal of the College as the case may be. The marks will be awarded on the basis of hand-written assignment, presentation before the class, communication skills and question-answer handling by the presenter before the Committee.

SEMESTER – II
LAW OF CRIMES (BHARATIYA NYAYA SANHITA- 2023) - II
(Paper – VII, Code : LL.B.-201)

Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Criminal force and Assault (Section 128-136); Kidnapping, Abduction (Section 137-142)
Sexual offences (Section 63-68, 70-71), Theft, Extortion (Section 303-308)
Prescribed Case: Barendra Kumar Ghosh v. Emperor, (1925) 26 Cr. L.J. 431: AIR 1925 PCI.

UNIT-II

Robbery and Dacoity (Section 309-310); Criminal Misappropriation and Criminal Breach of Trust (Section 314-316), Receiving of Stolen Property (Section 317) Cheating (Section 318-319)
Prescribed Case: Kedar Nath v. State of Bihar, A.I.R. 1962 SC 955

UNIT-III

Mischief (Section 324-328); Criminal Trespass (Section 329-334),
Forgery (Section 336), Making a false document (Section 335), Forged documents
(Section 340), Offences relating to Property marks (Section 345-346)
Prescribed Case: Shyam Bihari v. State of U.P., AIR 1957 SC.320

UNIT-IV

Offences relating to marriage (Section 81-86); Defamation (Section 356), Criminal Intimidation
etc. (Section 351-355); Attempt (Section 62)
Prescribed Case: Wazir Chand v. State of Haryana, AIR 1989 SC. 378

Statutory Material

Bharatiya Nyaya Sanhita 2023

Suggested Readings

- | | |
|--|---|
| 1. Adv. Sourabh Kansal, &
Vageshwari Deswal | Bharatiya Nyaya Sanhita 2023 (Law&Practice) |
| 2. K.D. Gaur | Criminal Manual |

LAW OF CONTRACT-II
(Paper-VIII, Code: LLB-202)

Max. Marks: 80
Time: 3 Hours

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Contract of Indemnity- Definition and scope; Rights of indemnity-holder (Section 124-125)
Contract of Guarantee- Definition and scope; Essential features; Comparison of contract of guarantee and indemnity; Continuing Guarantee; Extent of surety's liability; Modes of Discharge of surety; Rights of Surety; Rights of surety against the creditor, principal debtor and co-sureties. (Section 126-147)

UNIT-II

Bailment- Definition and scope; Essential features of Bailment. Kinds of Bailee -Banker, Factor, Wharfinger, Attorneys, Policy-brokers and Carriers. Duties and rights of Bailor; Duties and rights of Bailee. Finder of lost goods (Section 148-171).
Pledge- Definition and scope; Pawnee's right to redeem; Rights of Pawnee. Who can pledge: Pledge by mercantile Agent, Pledge by person in possession under voidable contract; Pledge by Pledgee (Section 172-181). **Agency** Definition and scope; essential features of agency; Kinds of agent; delegation of authority-sub-agent and substituted agent; Modes of creation of agency; Agency by ratification; revocation of authority; Agents duty to Principal; Principal's duty to agent; Effects of Agency on Contracts with third persons; Personal Liability of Agent; Termination of Agency-revocation, renunciation by operation of Law (Section 182-238).

UNIT-III

Sale of Goods Act: Concept of Sale, formation of contract (Section 4-10); Sale and Agreement to sell; conditions and warranties including implied conditions and warranties (Section 11-17); Transfer of Property in goods and title (Section 18-30), Passing of risk, C.I. F Contracts, F.O.B. contracts and Ex-ship contracts. Performance of the Contracts (Section 31-44); Rights of unpaid seller against the goods-Right to Lien, Right of stoppage of goods in transit, Right of re-sale (Section 45-54), Suit for Breach of contract (Section 55-61);

UNIT-IV

Indian Partnership Act: Nature of Partnership; Essentials of Partnership (Section 4-8), Partnership compared with co-ownership; Company, Joint Hindu Family Business; Relations of Partners to one another (Section 9-17); Relations of partners to third parties including the principle

of "holding out" Minor admitted to the benefits of Partnership (Section 18-30); Incoming and Outgoing Partners (Section 31-38); Dissolution of Firms-meaning and scope; modes of Dissolution of firm; Registration and Non-Registration.

Leading Cases:

1. Aluminum Industries Ltd. v. Minerals and Metals Trading Corporation of India Ltd., AIR 1998 Mad.239
2. Harshed J. Shah v. L.I.C., (1997) 5 SCC 64
3. United Commercial Bank v. Hem Chandra Sarkar (1990) 3 SCC; AIR SC 1329
4. M.R. Chakrapani v. Canara Bank, AIR 1997 Kant 216
5. Loonkaran Sethiya v. Even E. John, AIR 1997 SC 337

BOOKS RECOMMENDED

- | | |
|--------------------|---|
| 1. Anson | : Law of Contract. |
| 2. Chaturvedi | : Lectures of Indian Contract Act, 1872 |
| 3. Desai, S.T. | : Indian Contract Act, 1872 |
| 4. Pallock & Mulla | : Indian Contract Act, 1872 |
| 5. Chalmer | : Sale of Goods Act, 1872 |
| 6. Pallock & Mulla | : The Sale of Goods and Partnership Acts. |

FAMILY LAW – II
(Paper – IX, Code : LL.B.-203)
w.e.f. 2024-2025

Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Sources of Muslim Law, Schools of Muslim Law. Marriage. Dower. Talaq, Divorce, Dissolution of Muslim Marriage Act. 1939. Muslim Women's (Protection of Rights on Marriage) Act, 2019.

Prescribed Case;

Shamim Ara V. State of Uttar Pradesh. 2002 SCC (Cri) 1814

Unit—II

Guardianship— Kinds of (Guardianship. Guardianship or the person. (Guardian the Property and Guardianship in Marriage. Gifts —how are made. who can make gifts-object of gift and subject matter of gift, Legitimacy and Acknowledgement.

Prescribed Case:

Salamat Ali V. Majju Begumm AIR 1985 All, 29

Unit—III

Maintenance of Muslim Women, the Muslim Womens (Protection of Rights on Divorce) Act. 1986, the Family Courts Act, 1984- Definitions. Establishment of Family Courts Appointment of Judges. Association of Social Welfare Agencies. Jurisdiction of the Family Courts, Procedure, Appeals and Miscellaneous.

Prescribed Case:

Daniel Latifi v. Union of India, AIR 2001 SC 3958

Unit—IV: Muslim Law

Special Marriage Act 1954 — Solemnization of Special Marriage. Registration of Marriage Celebrated in Other Forms. Consequence of Marriage under this Act. Restitution of Coniugal Rights and judicial Separation, Nullity of Marriage and Divorce.

Prescribed Case:

Asha Qureshi v. Alaq Qureshi. AIR 2002 MP 363

Books Recommended :-

- | | |
|--------------------|----------------------------------|
| 1. Derrett. J.D.M. | Introduction to Modern Hindu Law |
| 2. Diwan. Paras | Modern Hindu Law |
| 3. Diwan. Paras | Muslim Law in Modern India |
| 4. Fyzee, A.A.A | Outlines of Mohammedan Law |
| 5. Mulla, D.N. | Mohammedan Law |

omit delete

Unit—IV: Muslim Law

Special Marriage Act 1954 — Solemnization of Special Marriage. Registration of Marriage Celebrated in Other Forms. Consequence of Marriage under this Act. Restitution of Conjugal Rights and judicial Separation, Nullity of Marriage and Divorce.

Prescribed Case:

Asha Qureshi v. Alaq Qureshi. AIR 2002 MP 363

Books Recommended :-

1. Derrett. J.D.M.

2. Diwan. Paras

3. Diwan. Paras

4. Fyzee, A.A.A

5. Mulla, D.N.

Introduction to Modern Hindu Law

Modern Hindu Law

Muslim Law in Modern India

Outlines of Mohammedan Law

Mohammedan Law

CONSTITUTIONAL LAW OF INDIA - II

(Paper -X, Code : LLB-204)

Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Relations between the Union and the States (Art. 245-289) ; Legislative Relations (Art. 245-255); Administrative Relations (Art. 256-263); Financial Relations (Art. 268-289)

UNIT-II

Parliamentary Privileges (Art. 105 & 194); The Union Government (Art. 52-151)
The State Government (Art. 152-213) ; Amendment of the Constitution (Art. 368)

UNIT-III

Freedom of Trade, Commerce and Inter course (Art. 301 to 307); Services under the Union and the States (Art. 309-323); Emergency Provisions (Art. 352-360); and Article 370.

UNIT-IV

Elections- Superintendence, direction and Control of elections (Art. 324 to 329A)
Property, Contracts, Rights, Liabilities; Obligations and Suits (Art. 294 to 300);
Basic structure of the constitution; Various Constitutional Commissions; Definitions (Article 366); Official Languages (Art. 343-351)

Leading Cases:

1. Kihota Hollohon v. Zachilhu, AIR 1993 SC 412
2. Keshavananda Bharti v. Union of India, AIR 1973 SC 1461
3. S.R. Bommai v. Union of India, AIR 1994 SC 1918
4. Kasturi Lal v. State of Uttar Pradesh AIR 1965 SC 1039

BOOKS RECOMMENDED:

- | | | | |
|----|-----------------|---|---|
| 1. | Basu, D.D. | : | Constitution of India |
| 2. | Chander Pal | : | Centre-State Relations and Co-operative Federation |
| 3. | Chander Pal | : | State Autonomy in Indian Federation |
| 4. | Diwan, Paras | : | Constitution of India |
| 5. | Gupta, R.K. | : | Centre-State Fiscal Relations under Indian constitution |
| 6. | Narender Kumar: | | Indian Constitutional Law |
| 7. | Seervai, H.M. | : | Constitutional Law of India, Vol. I, II & III. |

ADMINISTRATIVE LAW
(Paper-XI, Code: LLB-205)

Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Introductory- Nature and Scope of Administrative Law, Rule of Law, Doctrine of Separation of powers
Delegated Legislation: Necessity, Scope, Legal forms, Reasons for growth and Constitutional limits of Delegated Legislation, Judicial, Parliamentary and other Controls over delegated legislation, Sub Delegation.

UNIT-II

The Concept of Natural Justice: The Rule against Bias-Personal bias, Pecuniary bias, Institutional bias, Tests of Bias, Exceptions to the Rule, Right of Fair Hearing -applicability, General Contents of fair hearing, exceptions to the Rule, Exclusion of Judicial Review, Reasoned Decision, The Doctrine of Legitimate Expectation, The Doctrine of Proportionality, Fair Hearing in Service matters, Relationship between Reasonableness and proportionality

UNIT-III

Discretionary powers- failure to exercise a discretionary power, Prevention of Abuse of Discretion, Scope of Wednesbury principle, **Administrative Tribunals:** Reason for growth of Administrative Tribunals, Judicial Control over Administrative Tribunals, **Judicial Review of Administrative Actions Through Writs:** Writ of Habeas Corpus, Writ of mandamus, Writ of Prohibition, Writ of Certiorari, Writ of quo warranto, High Court Powers of Superintendent

UNIT-IV

Liability of the State and Public Authorities in Tort, Misfeasance in public office, Contractual liability of the State, Promissory Estoppel, Government Privileges in legal proceedings, Public Undertakings: Types, Control (Parliamentary Judicial & Governmental), Ombudsman-Lokpal and Lokayukta, Central vigilance commission, Powers of Investigation and Enquiry.
Leading provisions of RTI Act 2005.

Leading Cases:

1. Maneka Gandhi v. Union of India, AIR 1978 SC 597
2. S.P. Gupta v. Union of India, AIR 1982 SC 149
3. Union of India v. Cynamide India Ltd. AIR 1987 SC 1802
4. Sukhdev Singh v. Bhagat Ram, AIR 1975 SC 1331

BOOKS RECOMMENDED:

1. Jain and Jain : Principles of Administrative Law.
2. Joshi, K.C. : Administrative Law
3. Wade, H.W.R. : Administrative Law
4. Garner : Administrative Law
5. Griffith and Street : Principles of Administrative Law, a case
book of Administrative Law.
6. De Smith : Judicial Review of Administrative Actions.
7. CRAIG PP : Administrative Law (4th Ed.).
8. Davender Singh : Administrative Law

SEMINARS ON LEGAL ISSUES-II
(Paper-XII, Code: LLB-206)

Max. Marks: 50

Note :

Each student will make presentation on any topic given to him/her for presentation and the assessment will be made by a Committee consisting of not less than two teachers. The Committee will be constituted by the Chairman of the Department or the Principal of the College as the case may be. The marks will be awarded on the basis of hand-written assignment, presentation before the class, communication skills and question-answer handling by the presenter before the Committee.

13 July, 2021

JURISPRUDENCE
(Paper-XIII, Code: L.L.B.-301)

Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Definition, Nature and province/scope of Jurisprudence ; Definition and Concept of Law
Sources of Law; Relation of Law and morality ; Elements of Law and Jurisprudence:

UNIT-II

Natural Law-its Development and relevance in modern times; Analytical School of law
Austin's Theory of Law ; Kelsen's Pure Theory of Law; Hart's Concept of Law; Historical School of Law

UNIT-III

Sociological School of law; Realist School of Law ; Socio Economic and Legal Philosophy
Poverty Jurisprudence and Legal Aid; Public Interest Litigation

UNIT-IV

Legal Rights and Duties; Ownership and possession; Concept of Person and Nature of legal personality;
Concept of Property, Obligation and Liability; Law and Administration of Justice

BOOKS RECOMMENDED

- | | |
|----------------|---------------------------------|
| 1. Salmond | : Jurisprudence |
| 2. Dias | : Jurisprudence |
| 3. Paton | : Jurisprudence |
| 4. Llyoyd | : Introduction of Jurisprudence |
| 5. Bodenheimer | : Jurisprudence |
| 6. Friedman | : Legal Theory |
| 7. P.V. Kane | : Hindu Jurisprudence |

11-11-20

ENVIRONMENTAL LAW
(Paper-XIV, Code: LL.B.-302)

Note:

Max. Marks: 80
Time: 3 Hours

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

Unit-I

(a) Meaning and Definition of environment, environmental pollution, factors responsible for environmental pollution. Provisions of following general laws for protecting environment in general;

- i) Constitution of India
- ii) Indian Penal Code, 1860
- iii) Criminal Procedure Code, 1973
- iv) The Factories Act, 1948
- (b) Noise-its definition, sources and its harmful effect, Remedies for noise pollution.
- (c) The Environmental (Protection) Act, 1986

Leading Cases:

- i) Ratlam Municipality Vs. Virdhi Chand & others AIR 1980 SC 1622
- ii) M.C. Mehta Vs Union of India (The Gang Pollution Case), AIR 1988 SC 115

Unit—II

The Water (Prevention & Control of Pollution) Act, 1974 The Air (Prevention & control of Pollution) Act, 1981,

Unit—III

Replaced by ↓
Role of Public Interest Litigation in Protection of Environment, Role of Judiciary in protection of Environment. National Green Tribunal Act, 2010.

Leading Cases:- Rural Litigation Kendra, Dehradun Vs. State of UP., AIR 1987, SC 305,

Unit—IV

The Doctrine of Strict liability, Sustainable Development, Polluter pays principle, Public Trust Doctrine. The Doctrine of Absolute Liability. The Public Liability Insurance Act, 1991

Leading Cases: M.C. Mehta Vs Union of India (SFFI case) AIR 1987 SC 965,
BOOKS RECOMMENDED

1. Diwan Paras : Environment Administration, Law and Judicial Attitude (1992)
2. Chandra Pal : Environmental Pollution & Development
3. Naresh Kumar : Air Pollution and Environment Protection
4. Gurdeep Singh : Environmental Law
5. P.S.Jaiswal : Environmental Law
6. The National Environment Tribunals Act, 1995
7. The Water (Prevention and control of Pollution) Act, 1974

LAND LAWS INCLUDING TENURE AND TENANCY SYSTEM
(Paper-XV, Code: LLB-303)

Max. Marks: 80

Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

PUNJAB LAND REVENUE ACT, 1887 (Chapters 1 to 9)

Definition of Key Words, Revenue Officers: Their Power and Functions, Preparation of Revenue Records: Like Documents of Jamabandi, Girdawarri, Mutation, Intkaal, Sijra Nasab (Pedigree Table) Sijra Axe (Map of the Village), Assessment of Land Revenue, Collection of Land Revenue, Concepts & Procedure of Partitions. Jurisdiction of Civil Courts under the Act.

UNIT-II

THE PUNJAB TENANCY ACT -1887 AND THE PUNJAB SECURITY OF LAND TENURES ACT, 1953:

Definition of Key Words under the Act, Classes of Tenants, Law relating to Rent, Law relating to Occupancy of Tenant, Law of Ejectment of Tenants, Relief for wrongful dispossession of tenant, Improvements and compensation, Evaluation of Tenancy Laws.

UNIT-III

THE HARYANA CEILING ON LAND HOLDING ACT, 1972

Principles of economic and social justice and Land Reforms, Definition of Key Words (Section-3), Concept of Permissible Area and Surplus Area (Section-4 to 6), Ceiling on Land, Land exempted from Ceiling Utilization and Disposal of Surplus Area (Section 7 to 15), Appeal by the Aggrieved Party (Section-18). Leading provisions of the Haryana Urban Rent Control Act, 1973 (with latest Amendments).

UNIT-IV

The Right of Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013

Preliminary, Definitions (Section 13), Determination of Social Impact and Public Purpose (Section 4-9), Special Provisions to Safeguard Food Security (Section 10), Notification and Acquisition (Section 11-30), Rehabilitation and Resettlement Award (Section 31-42), Procedure and Manner of Rehabilitation and Resettlement (Section 43-47), National Monitoring Committee for Rehabilitation and Resettlement (Section 48-50), Establishment of Land Acquisition, Rehabilitation and Resettlement Authority (Section 51-74), Apportionment of Compensation (Section 75-76), Payment (Section 77-80), Temporary Occupation of Land (Section 81-83), Offences and Penalties (Section 84-90), Miscellaneous (Section 91-114),

Leading Cases:

- i) Harish Vs Ghisa Ram AIR 1981 SC 695
- ii) Chandu Lal Vs Kalia and Gorla 1976 PLJ 548.
- iii) Chhote Khan & Others Vs Malkhan & Others AIR 1954 SC 575
- iv) Jaipal Singh Vs Kapoor Kaur 1967 PLR 852
- v) Jaswant Kaur Vs State of Haryana AIR 1977 (P&H) 221
- vi) Dalip Kaur Vs Union of India AIR 1994 (P&H) 140 : 1993(3) PLR 609

BOOKS RECOMMENDED

- 1. Jain : Haryana Ceiling on Land Holding Act, 1972
- 2. Doabia : Haryana Local Acts
- 3. The Punjab Land Revenue Act, 1887
- 4. The Punjab Tenancy Act, 1887
- 5. The Punjab Security of Land Tenures Act, 1953
- 6. The Haryana Ceiling on Land Holding Act, 1972
- 7. The Right of Fair Compensation and Transparency in

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

THE INDUSTRIAL DISPUTES ACT, 1947: Object and main features of the Act, Definitions: Appropriate Government, Employer, Industry, Industrial dispute, Workmen, Public utility service, industrial establishment or undertaking, Authorities under the Act (Section 3-9 and 11-15), Notice of change (Section 9-A), Reference of Disputes to Boards, Court and Tribunal (section 10), Voluntary Reference of Disputes to Arbitration (section 10-A), Power of Labour Court and Tribunal to give relief in case of discharge or dismissal of workmen (section 11-A), Awards and Settlements (section 2, 16-21)

UNIT-II

THE INDUSTRIAL DISPUTES ACT, 1947: Definition of strike and lockout (section-2), The other statutory provisions of Industrial Disputes Act, 1947 relating to strikes and lockouts (section 22-28), Layoff and Retrenchment (section 2, 25A-26E and 25F-25II), Compensation to workmen in case of transfer of undertaking (section 25 FF), 60 days notice to be given of intention to close down the undertaking (section 25 FFA), Compensation to workmen in case of closing down of undertaking (section 25 FFF), Special Provisions relating to Lay off, Retrenchment and Closure in certain establishments (section 25K-25S), Unfair Labour Practice (section 251-25U), Scope of section 33 and 36 of Industrial Disputes Act, 1947

UNIT-III

THE TRADE UNION ACT, 1926: Development of trade law in India, Definition: Executive Registrar, Trade Union, Registration of Trade Union, (Section 3-9) Cancellation of Registration of Trade Union (section-10), Appeals (section-II), Incorporation of registered trade union (Section 13), Right and Liabilities of registered trade union (section 15-18), Rights to inspect books of trade union (section 20), Right of minor to be membership of trade union (section 21), Disqualification of office bearers of trade unions (section-21A), Proportion of office bearers to be connected with an industry (section 22), Change of name and amalgamation of trade Union (section 23 to 26) dissolution and returns (section 27 & 28)

UNIT-IV

THE FACTORIES ACT, 1948 Definitions: Adult, Adolescent, Child, Hazardous Process, Manufacturing Process, Workers Factory, Approval of licensing and registration of factories (section 6), Notice by occupier and duties of occupier (section 7), Inspector and certifying surgeons (section 8 to 10), Statutory provisions relating to health and safety (section 11 to 41), Welfare (section 42 to 50), Working hours of adult (51 to 66), Employment of young persons (section 67 to 77), annual leave with wages (section 78 to 84)

Leading Cases:

- i) Bangalore Water Supply Vs A. Rajappa (AIR 1978 SC 548)
- ii) Management of Sfdarjung Hospital, New Delhi Vs Kuldeep Singh (AIR 1970 SC 1406)
- iii) Rohtak Industries Vs Rohtash industries Staff Union AIR 1976 SC 426
- iv) V.P. Gopal Rao Vs Public Prosecutor AP, (1995) LLJ 648 (SC)
- v) Hathras Municipality Vs Union of India (AIR 1975 All 264)

BOOKS RECOMMENDED

- | | | | |
|----|---------------|---|---|
| 1. | Malhotra O.P. | : | Industrial Dispute Act, 1947. |
| 2. | Mishra, S.N. | : | Labour and Industrial Laws. |
| 3. | Varandani, G. | : | Social Security for Industrial Worker in India. |
| 4. | Puri, S.K. | : | Labour and Industrial Laws |
| 5. | Goswami, V.G. | : | Labour and Industrial Laws. |
| 6. | Varandani, G. | : | Child Labour and Women Worker. |

PUBLIC INTERNATIONAL LAW & HUMAN RIGHTS
(Paper-XVII, Code: LLB-305)

Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Definition, Nature and Sanctions of International Law, Relationship between International Law and Municipal Law, Sources and subjects of International Law including position of individual

UNIT-II

State Territory, State Jurisdiction, Recognition of States and Governments, Acquisition and loss of State Territory, State Succession, Extradition, Asylum, Settlement of Disputes

UNIT-III

Nature, Definition and Effects of War, Belligerent Occupation, War Crimes, Contraband, Blockade, Prize Counts, Enemy Character, Rules of Warfare

UNIT-IV

Human Rights: Concept of Human Rights, Provisions of U.N. Charter relating to Human Rights, Universal Declaration of Human Rights, 1949 and its legal significance, Covenant on Civil and Political Rights, 1966 and Covenant on Economic, Social and Cultural Rights, National Commission on Human Rights in India.

State Human Rights Commission in India.

Leading Cases:

- i) Daimler Co. Ltd. Vs Continental Tyre and Rubber Co. Ltd (1916) 2 AC 307
- ii) Zambra Case (1916) 2 AC 77
- iii) Columbian Peruvian Asylum Case ICJ Report (1951) 71
- iv) Haile Selassie Vs Cable and Wireless Co. Ltd. (1939) CH 12

BOOKS RECOMMENDED

- | | |
|-------------------|---|
| 1. Starke, J.G. | : An Introduction to International Law |
| 2. Aggarwal, H.O. | : Public International Law and Human Rights |
| 3. Kappor, S.K. | : International Law |
| 4. Harris, D.J. | : Cases and Material on International Law |
| 5. Greig, DW | : International Law |
| 6. Nagender Singh | : Public International Law |
| 7. Davender Singh | : Human Rights and Women Laws |

CLINICAL COURSE-I
LEGAL DISPUTE, ARBITRATION, CONCILIATION AND ALTERNATIVE DISPUTES
RESOLUTION SYSTEM
(Paper-XVIII, Code: LLB-306)

Max. Marks: 50

Note:

Each student will make presentation on any contemporary topic on 'Legal Dispute, Arbitration, Conciliation and Alternative Disputes Resolution System' given to him/her for presentation and the assessment will be made by a Committee consisting of not less than two teachers. The Committee will be constituted by the Chairman of the Department or the Principal of the College as the case may be. The marks will be awarded on the basis of hand-written assignment, presentation before the class, communication skills and question-answer handling by the presenter before the Committee.

CRIMINOLOGY, PENOLOGY AND VICTIMOLOGY
(Paper-XIX, Code: LLB-401)

Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Concept of Crime, Concept of Criminology: Its nature, extent and scope in global and Indian context; Various theories of Crime Causation: Pre-classical, Classical and Neo-classical; Sociological, Economic, Tentative and Multiple factors' theories of crime causation

UNIT-II

Major crimes: Organised crimes, White collar crimes, Socio-economic offences, Sexual offences, Traffic in human beings, Alcoholism and Drug Addition, Cyber crimes, Terrorism, Juvenile Delinquency: The Juvenile Justice, (Care and Protection of Children) Act, 2015, Recidivism and Cannibalism

UNIT-III

Concept of Penology: Prevention and control of crimes, Various Theories of Punishment, Police system in Indian and global context, Administrative Reports of Reforms and Concerned commission, Modes and Forms of Punishments, Sentencing of offenders, Capital Punishment and Its relevance, Prison System and Reforms, Open Prisons

UNIT-IV

Concept of Bail and provisions for bail, Probation and Parole; Concept and Scope of Victimology, Concept of Compensation and Rehabilitation of Victims of crimes; Statutory Provisions and Judicial Decisions, Compensation and Rehabilitation of Victims in India.

Leading Cases:

- i) Sheela Barse Vs Union of India, AIR 1986 SC 1773
- ii) Sunil Batra Vs Delhi Administration, AIR 1978 SC 1675
- iii) Bachan Singh Vs State of Punjab, AIR 1980 SC 898

BOOKS RECOMMENDED

- | | |
|------------------------------|--|
| 1. Deepa Singh and K P Singh | : Criminology, Penology and Victimology |
| 2. James Teary | : Introduction of Criminology |
| 3. S.M. Sethna | : Society and Criminology |
| 4. M.Pannanan | : Criminology and Penology |
| 5. Ahmad Siddique | : Criminology: Problems and Perspectives |
| 6. N.V. Paranjape | : Criminology and Penology |
| 7. J.P.Sirohi | : Criminology and Criminal Administration. |

PROPERTY LAW INCLUDING TRANSFER OF PROPERTY ACT
(Paper-XX, Code: LLB-402)

Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Section 1 to 35 : Object and Scope of the Transfer of Property, 1882, Interpretation Clause, Definition of Transfer of Property, Subject Matter of Transfer, Persons competent to Transfer, Oral Transfer, Transfer for the benefit of Unborn Person, Rule against Perpetuity, Vested and Contingent Interests, Conditional Transfer, Doctrine of Election.

Leading Case:

Kokilambal & Others V. N.Raman, AIR 2000 SC 2468
Indu Kakkar V Haryana Industrial Development Corporation Ltd. & another AIR 1999 SC 296

UNIT-II

Section 36 to 53-A : Apportionment, Transfer of Property by Ostensible Owner, Transfer by unauthorized Person who subsequently acquires Interest in Property Transferred, Transfer by One Co-owner, Joint Transfer for consideration, Priority of Rights created by Transfer, Fraudulent Transfer, Doctrine of LIS-Pendens, Doctrine of Part-Performance

Leading Case:

Ram Prasad V Ram Mohit Hazara & others AIR 1967 SC 744
Jumma Masjid V Kodimaniandra Deviah AIR 1962 SC 847

UNIT-III

Definition of Sale, Rights and Liabilities of Buyer and Seller, Marshalling by Subsequent Purchaser, Definition of Mortgage and kinds of Mortgage (Section 58-59), Rights and Liabilities of Mortgagor (Section 60-66), Rights and Liabilities of Mortgagee (Section 67-77), Priority (Section 78-80). Marshalling and contribution (Section, 81-82), Deposit in Court (Section 83), Redemption (Section 91-96)

Leading Case:

Seth Ganga Dhar V Shanker Lal & others AIR 1958 SC 773
Commissioner of IT V M/s Motors & General Store Pvt. Ltd. AIR 1968 SC 200

UNIT-IV

Charge (Section 100) Definition of Lease, Rights and Liabilities of Lessor and Lessee (Section 105-108),
Different Modes of Determination of Lease (Section 111), Gift (Section 122-129)

Leading Case:

Technician Studio Pvt. Ltd. V Lila Ghosh AIR 1977 SC 2425
Sonia Bhatia V State of UP and Others AIR 1981 SC 1274

BOOKS RECOMMENDED

- | | | |
|------------------|---|--------------------------|
| 1. D.F. Mulla | - | Transfer of Property Act |
| 2. Shukla S.N. | - | Transfer of Property |
| 3. Lahri S.M. | - | Transfer of Property |
| 4. Sinha S.N. | - | Transfer of Property |
| 5. Shukla V.N. | - | Transfer of Property |
| 6. Diwan Paras | - | Transfer of Property |
| 7. Tripathi G.P. | - | Transfer of Property |

27

LABOUR AND INDUSTRIAL LAWS-II
(Paper-XXI, Code : LLB - 403)

Note:

Max. Marks: 80
Time: 3 Hours

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

Added / Replaced by

Unit-I

The Employee's Compensation Act, 1923: Definitions of dependant, workman, Partial disablement and Total disablement. 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. Distribution of Compensation. Procedure in proceedings before Commissioner, Appeals:

Leading Case: - M. Mackenzie v. 1. M. Issak AIR 1970 SC 1006

Unit-II - Replaced by

Maternity Benefit Act, 1961 Objective and scope, maternity leave and benefits, Eligibility criteria for maternity leave, prohibition of dismissal or termination during pregnancy, employer's obligation and penalties

The Unorganized Worker's Social Security Act, 2008 - Definition - (Section-2) Social Security Benefits (Section - 3 to 4), National Social Security Board, (Section -5) , State Social Security Board, (Section -6 to 9), Registration and Miscellaneous Provisions (Section - 10 to 17)

Leading Case: - Deepika Singh Vs. Central Administrative Tribunal 557 SCR 2022

Unit-III

Minimum Wages Act, 1948; Concept of minimum wage, fair wage, living wage and need based minimum wage. Theories of Wage. Procedure for fixation and revision of minimum wages. Fixation of minimum rates of wage by time rate or by piece rate. Procedure for hearing and deciding claims.

Leading Case: - Hydro (Engineers) Pvt. Ltd. Vs. The Workmen AIR 1969 SC182

UNIT-IV

Child Labour (Prohibition And Regulation) Act, 1986: Aims and Objects of Act Definition and scope of Child labour, Family, Prohibition of Children in certain Occupations and processes Regulation of conditions for work of children Bonded Labour System (Abolition) Act, 1976: Aims and Objects

Concept of Bonded Labour, Bonded Labourer, Bonded Labour System and Bonded debt Abolition of Bonded Labour System Extinguishments of Liability to repay bonded debt Implementing Authorities

Leading Case:- M.C.Mehta v. State of Tamil Nadu AIR 1991 SC 417

Statutory Material

BOOKS RECOMMENDED

1. Srivastava, S.C. : Labour and Industrial Laws
2. Goswami, V.G. : Labour and Industrial Laws
3. Mishra, S.N. : Labour and Industrial Law of India
4. Varandani, G. : Social Security for Industrial Workers in India
5. Paul Meenu : Labour and Industrial Laws

INTERPRETATION OF STATUTES AND LIMITATION ACT 1963
(Paper-XXII, Code: LLB-404)

Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Statute: Meaning and Classification, **Interpretation:** Meaning, Object, Purpose and Scope, Basic Principles of Interpretation, Difference between Interpretation and Construction, Rule of Construction- Literal, Golden and Mischief Rules, Limitations of the Court

UNIT-II

Internal Aids to Construction, External Aid to Construction, Interpretation of Mandatory and Director Provisions, Interpretation of Penal and Taxing Statutes.
Interpretation of Indian Constitution, Rule of Ejusdem Generis, Rule of Naschitu-a-sociis, Rule of Pari Materia, Rule of Stare Decisis, Contemporanea Expositio et optima Et Fortissima in Legge

UNIT-III

What is Legislation? Who Legislate? Restriction on the Legislature, Legislation is a Science, The Method of Law Reforms, Institutional Arrangements for the Parliamentary Legislation, Legislative Powers of President and Governor, Remedial or Beneficial Construction Statutes fetching Jurisdiction of the Courts.

UNIT-IV

Salient features of the Limitation Act; Limitation of Suits, Appeals and Application (Secs.3-11); Exclusion of Time(Secs.12-15); Effect of Death, Fraud, Acknowledgement, Payments etc. on Limitation (Secs.16-22); Acquisition of Ownership by Possession (Secs. 25-27)

Leading Case: Ram Lal v. Rewa Coal Fields Ltd., AIR 1962 SC 361

BOOKS RECOMMENDED

- | | |
|-------------------|---|
| 1. G.P.Singh | : Principles of Statutory Interpretation |
| 2. P.St. Langan | : Maxwell on the Interpretation of Statutes |
| 3. V.P. Sarathi | : Interpretation of Statutes |
| 4. David R.Miers | : Sweet & Maxwell (Interpretation of Statute) |
| 5. D.N.Mathur | : Interpretation of Statutes |
| 6. R.D. Srivastva | : Interpretation of Statutes and Legislation |
| 7. Bhattacharya | : Interpretation of Statutes |

INTELLECTUAL PROPERTY RIGHTS MANAGEMENT (PAPER - XXIII, Code : LLB-405)

Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Concept, Origin, Nature of Intellectual Property, International Character of Intellectual Property, International Protection of Intellectual Property

Overview of International Conventions:

Paris Convention for the Protection of Industrial Property, 1883

Berne Convention for the Protection of Literary and Artistic Works, 1886

Agreement on Trade Related Aspects of Intellectual Property Rights, 1994 (Trips Agreement); WIPO Copyright Treaty, 1996

Madrid Agreement, Madrid Protocol

UNIT-II

The Copyright Act, 1957 & The Copyright (Amendment) Act, 2012:

Meaning and Basis of Copyright, Subject matter of Copyright, Ownership and Assignment of Copyright, Infringement of Copyright and Remedies, Term of Copyright, Copyright Office and Copyright Board

UNIT - III

The Trade Marks Act, 1999

Trade Mark, Functions of Trade Mark, Registration of Trade Mark, Effects of Registration, Assignment and Transmission of Trademarks, Infringement and Remedies, Passing Off

UNIT-IV

The Patents Act, 1970 & The Patents (Amendment) Act, 2005:

Object of Patent, Procedure for obtaining Patent, Rights and Obligation of Patentee, Infringement of Patent, Revocation and Surrender of Patent.

The Geographical Indications of Good (Registration and Protection) Act, 1999:

Geographical Indications, Registration of Geographical Indications, Procedure and Duration of Registration

Leading Cases:

1. R.G. Anand v. M/sDelux Films AIR 1978 SC 1613
2. NajmaHeptulla v. M/s Orient Longman Limited AIR 1989 Delhi 63
3. Bajaj Auto Limited v. TVS Motor Company Limited JT 2009 (12) SC 103
4. Bayer Corporation v. Union of India 162 (2009) DLT 371
5. Wipro Cyprus Private Limited v. Zeetel Electronics 2010 (44) PTC 307 (Mad)
6. Colgate Palmolive Co. Limited and Another v. Mr. Patel and Others 2005 PTC (31) 583
7. Cadila Health Care Limited v. Cadila Pharmaceutical Limited 2001(5) SCC 73
8. The Chancellor, Masters and Scholars of the University of Oxford and Ors v. Rameshwari
9. Photocopy Services and Another CS(OS) 2439/2012 Date of Decision 16th September 2016 (Delhi)

Suggested Readings

- | | |
|---------------------|---|
| 1. P. Naraynan | : Law of Copy Right and Industrial Designs |
| 2. P. Naraynan | : Patent Law |
| 3. P. Naryanan | : Trade Mark and Passing Off (<i>Eastern Law House</i>) |
| 4. Nair R. Latha | : Geographical Indications: A Search for Identity |
| 5. Shiv Sahai Singh | : The Law of Intellectual Property Rights |
| 6. J.S. Sarkar | : Trade Marks: Law and Practice |

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Competition Act 2002 : Background, Prohibitions, Competition Commission of India, Competition Advocacy; SEBI Act, 1992, The Securitisation & Reconstruction of Financial Assets & Enforcement of Security Interest Act, 2002

UNIT-II

Regulatory Framework for Foreign Trade, Multinational Companies: Foreign Trade (Development Regulation) Act, 1992 and Foreign Exchange Management Act, 1999 with Background, Policies and Authorities.

UNIT-III

Basic concept of Technology and Law: Understanding the Technology, Scope of Cyber Laws, Cyber Jurisprudence. Understanding Electronic Contracts : The Indian Law of Contract, Types of Electronic Contracts, Construction of Electronic Contracts. Copyrights and Trademarks in Information Technology era.

UNIT-IV

Information Technology Act 2000 : Digital Signature, E-Governance, Regulation of Certifying Authorities, Duties of Subscribers, Penalties and Adjudication, Offences under the Act, Making of Rules and Regulation. Cyber Crimes : Understanding Cyber Crimes, Crime in context of Internet, Types of Crime in Internet, Indian Penal Law & Cyber Crimes.

BOOKS RECOMMENDED

1. Competition Law : Abir Rao & Jayant Kumar
2. Investor Guide to Stock Market : Sanjiv Agarwal
3. Investor Guide to Depositories : Sanjiv Agarwal, Pawan Kumar, Vijay Manisha (Bharat Law House)
4. SEBI Guidelines And Listing : V.A. Avadhani
5. Security Market in India : Bal Krishan
6. Capital Issues SEBI & Listing : Dr. Chandrate, Dr. S.D. Irrani

7. Indian Capital Market Challenges : B.L. Mathur
8. Foreign Trade (Development & Regulation) Act, 1992 FEMA 1999
9. Rodney D.Ryder : Guide to Cyber Law
10. Vakul Sharma : Cyber Crime
11. Gerold R.Ferresc : Cyber Law(Text & Cases)
12. Prof. S.R. Bhansali : Information Technology Act

CLINICAL COURSE-II
PROFESSIONAL ETHICS AND PROFESSIONAL ACCOUNTABILITY
(Paper-XXV, Code: LLB-407)

Max. Marks: 50

Note:

Each student will make presentation on any topic on 'Professional Ethics and Professional Accountability' given to him/her for presentation and the assessment will be made by a Committee consisting of not less than two teachers. The Committee will be constituted by the Chairman of the Department or the Principal of the College as the case may be. The marks will be awarded on the basis of hand-written assignment, presentation before the class, communication skills and question-answer handling by the presenter before the Committee.

14/07/2021

PRINCIPLES OF TAXATION

(Paper-XXV, Code: LLB-501)

Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Tax and Fee; Capital Receipt and Revenue Receipt; Scope of Tax Laws; Distribution of Tax Resources between Union and the States (Article 268-279); Surcharge; Grant-in-Aid; Constitution of Finance Commission and Functions; Principles Governing the Share of Income Tax; Inter-Government Tax Immunities (Article 285-289).

Leading Case: Commissioner, Hindu Religious Endowments v. Sri Lakshmindra Thirtha Swamiar of Sri Shirur Mutt, 1954 SCR 1005.

UNIT-II

Concept & Definition; Income (Section-2(24)), Total Income (Section 2(45)), Agriculture Income Section 2(1A), Assessee (Section-2(7)) Assessment Year & Previous Years 2(9), Assessing Officer. Income which do not form part of total income (Section-10-13A), Capital Receipt, Revenue Receipt, Capital Expenditure & Revenue Expenditure.

Leading Case: C.I.T. v. Raja Benoy Kumar Sahas Roy, 32 ITR 466 SC 1957.

UNIT-III

Income: Salary (Sections 15-17), Income from House Property (Sections 22-27), Profits & Gains of Business and Profession (Sections 28 & 32, 33, 33A, 34, 36-37), Capital Gains (Sections 45-55A), Income from Other Sources (Sections 56, 58).

Leading Case: Pradeep J. Mehta v. CIT; (2002) 256 ITR 647 (Guj.)

UNIT-IV

Set off and Carry forward of Losses (Sections 70-80) ; Income Tax Authorities (Sections 116-138),
Appeal Reference & Revision, Collection Recoveries and Refund (Sections 190-234, 237 to 245),
Penalties, Offences & Prosecution (S. 271-280).

Leading Case : K.C. Builders and Another v. Asstt. Commissioner Income Tax
(2004) 265 ITR 562 (SC)

SUGGESTED READINGS

- | | |
|-----------------------------|---|
| 1. Ahuja, Grish, | : Income Tax Law and Practice, Bharat Law House 2010. |
| 2. H C Mehrotra | : Income Tax Law & Accounts, Shahitya Prakashan |
| 3. Kailash Rai | : Taxation Laws, Bharat Law House |
| 4. N.A. Palkhivala | : Income Tax Law, Modern Law House |
| 5. Saxena, A.K. | : Income Tax Act, 1961 |
| 6. S R Myneni | : Law of Taxation, Allahabad Law Agency |
| 7. Vinod & Monica Singhania | : Income Tax, Taxmann |

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Short title, extent and commencement (section 1) Definitions (Section-2), Jurisdiction of the courts, Courts to try all civil suits unless barred (Section-9), Principle of Res-Subjudice (Section-10), Principle of Res-Judicata (Section-11), Bar of Suits (Section 12) Foreign judgment (Section 13-14) Place of Suing (Section-15 to 20), Objections to jurisdiction of courts (Section 21-21A), Transfer of Suits (Section 22-25)

Leading Cases:-

- i) State of UP Vs Nawab Hussain AIR 1977 SC 1680.
- ii) Begam Sahiba Sultan Vs Nawab Mohammad Mansoor Ali Khan (2007) 4 SCC 343

UNIT-II

Summoning and Attendance of Witnesses (Section 27-29, 31-32, Order XVI-XVI-A) Judgment and Decree (Section-33, Order-XX), Payment of Interest (Section-34), Payment of Costs (Section 35, 35A-35B, Order XXA-25)

Leading Cases:-

- i) Major S.S. Khanna v Brig. F.J. Dillon AIR 1964 SC 497
- ii) State of Maharashtra v Pitro AIR 1982 SC 1196
- iii) Ramchandra Pandurang Sonar v Murlidhar Ramchandra Sonar AIR 1990 SC 1973
- iv) Smt Vidyavati v Sri Devi Dar AIR 1977 SC 397

Execution of Decree (Section 36-50), Modes of Execution (Section 51-54), Arrest and Detention (Section 55-59 & O-21 Rules 37-40), Attachment of Property (Section-60-64), Sales of Attached Property (O-21 Rules 64-69), Apportionment (Section 70-73) & Misc. provisions (Section 132-152)

Leading Cases:

- i) Hira Lal Patni v Sri Kali Nath AIR 1962 SC 199
- ii) Smt Nirmla Gupta v Ravinder Kumar AIR 1996 MP 227
- iii) Ram Saroop v Daljit Singh AIR 1995 Delhi 351

UNIT-III

Parties to the Suit (O-I), Framing of Suits (O-II) Recognized Agents and Pleaders (O-III) Issuance and Service of summons to defendants (O-V) Pleadings (O-VI) Plaint (O-VII), Written Statement and Counter Claim (O-VIII)

Leading Cases:-

- i) Sinha Ramanuja v. Ranga Ramanuja AIR 1961 SC 1720
- ii) Munni Bibi v. Triloki Nath AIR 1931 PC 114

Suit by or against Govt. & Public Officer (Section 79-82), ADR (Section-89) Suit for abatement of Public Nuisance and against Public trusts. (Section 91-92) Suits against minors and unsound mind persons (Order-XXXII), Indigent persons (Order -XXXIII) Interpleader suit (Section-88 & Order -XXXV) Attachment before judgment (Section 94-95, Order-XXXVIII) and Ad-interim Injunctions (Order -XXXIX) Appointment of Receiver (Order -XL)

Leading Cases:-

- i) Amar Nath Dogra v. Union of India AIR 1963 SC 424
- ii) National Institute of Mental Health Vs C Permeshwara AIR 2005 SC 212

UNIT-IV

Effect of Appearance or non appearance of Parties (O-IX), Examination of parties at the first hearing (O-X), Discovery and Inspection (Section-30, Order-XI) Settlement of Issues (O-XIV-XV) Hearing of parties to the suit (O-XVIII, XIX) Abatement of Suits (O-XXII), Withdrawal of Suits (O-XXIII), Commission (Section 75 to 78 & Order-XXVI)

Registration Act 1908: Definitions; Registrable documents; Place of registration; presenting will and authority to adopt; Effect of registration and non-registration; duties and powers of registering officers.

Leading Cases:-

- i) Babbar Sewing Machine Co. v. Triloki Nath AIR 1978 SC
- ii) Manohar Lal vs. Seth Hira Lal AIR 1962 SC 527

BOOKS RECOMMENDED

- | | | |
|----|----------------|-------------------------------|
| 1. | Mulla | : Code of Civil Procedure |
| 2. | C.K. Takwani | : Civil Procedure |
| 3. | D.N. Mathur | : The Code of Civil Procedure |
| 4. | M.P. Tandon | : Code of Civil Procedure |
| 5. | N. H. Thabvala | : Code of Civil Procedure |

LAW OF EVIDENCE (Bharatiya Sakshya Adhiniyam - 2023)
(Paper – XXVII, Code : LL.B.-503)

Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
 2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.
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UNIT-I

Preliminary (Section 2), May Presume; shall Presume; Conclusive proof Relevancy of facts (Section 3-14), Admissions (Section 15-21,25); Confessions (Section 22-24)

UNIT-II

Statements by persons who cannot be called as a witness (Section 26-27) Statements made under special circumstances (Section 28-33), Judgments of courts of Justice; when relevant (Section 34-38), Opinion of third person when relevant (Section 39-45) Characters when relevant (Section 46-50) Facts need not be proved (Section 51-53), Oral evidence (Section 54-55), Documentary evidence (Section 56-72) Public Documents (Section 74-92)

UNIT-III

Exclusion of oral evidence by documentary evidence section (94-103), Burden of Proof (Section 104- 120), Presumptions as to certain offences (Section 115-120), Estoppel (Section 121-123)

UNIT- IV

Witnesses, privileged Communications (Section 127-137), Accomplice (Section 138), Number of witnesses (Section 139), Examination of Witnesses, Examination-in- of Chief, Cross examination, Reexamination, Leading Question when they may be asked and when they may not be asked, when witness to be compelled to answer, questions may or may not be asked during cross examination, question by the party to his own witness, Impeaching the credit of witness, Refreshing memory, Judge's power to put questions or order Production (Section 140-168) Improper admission or rejection of evidence (Section 168).

Leading Cases:

- i) Pakala Narayana Swami Vs Emperor, AIR 1939 PC 47
- ii) Nishikant Jha Vs State of Bihar, AIR 1969 SC 422
- iii) State of Punjab Vs Sodhi Sukhdev Singh, AIR 1961 SC 493
- iv) Salem Advocate Bar Association Vs UOI, AIR 2003 SC 189
- v) Retan Singh Vs State of Gujarat, AIR 2004 SC 23

Statutory Material

Bharatiya Sakshya Adhiniyam, 2023

Suggested Readings

1. S.S Wagh Basic Law of Evidence: The Bhartiya Sakshya Adhiniyam, 2023
2. Adv Sourabh Kansal & Bharatiya Sakshya Adhiniyam, 2023 (Law & Practice)
Prof. Vageshwari Deswal

Criminal Law -I
(Bhartiya Nagrik Suraksha Sanhita - 2023)
(Paper - XXVIII, Code : LLB- 504)

Paper-XXVIII
Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Purpose and importance of criminal procedures; Historical developments; Definitions (Section 2), Construction of References (Section - 3) Trail of Offences under Bhartiya Nyaya Sanhita 2023 and other laws (Section - 4) Saving (Section - 5) Constitution of Criminal Courts and Offices (Section 6-20) Power of Courts (Section 21-29) Power of Superior Officers of Police and Aid to the Magistrates and the police (Section 30-34) Arrest of Persons (Section 35-62)

UNIT-II

Process to compel appearance (Section 63-93) Search and Seizure (Section 94-110) Maintenance of wives, children and parents (Section 144-147) Difference between: Summon and Warrant, Compoundable Offences and Non Compoundable Offences.. Bailable and Non-Bailable Offences.

UNIT-III

Information to the Police and their powers to investigate (Section 173-196) Jurisdiction of Criminal Courts in Inquiries and Trials (Section 197-209) Conditions requisite for Initiation of Proceedings (Section 210-222) Complaints to Magistrates (Section 223-226) Commencement of Proceedings before Magistrates (Section 227-233).

UNIT-IV

The Probation of Offenders Act, 1958 (with latest Amendments)

Leading Cases:

1. D.K. Basu v. State of West Bengal(1997) 6SCC 642
2. Mohmad Ahmed Khan v. Shah Bano Begum 1985 Cr.L.J. 875 (SC)
3. State of Haryana v. Dinesh Kumar (2008) 3SCC 222
4. Amesh Kumar v. State of Bihar (20 14)8 SCC 273

Statutory Material

Bhartiya Nagarik Suraksha Sanhita,2023

SUGGESTED READINGS

- | | |
|---|---|
| 1. Adv. Sourabh Kansal,Vageshwari Deswal& Shruti Goel | Bharatiya Nagarik Suraksha Sanhita 2023(Law & Practice) |
| 2. K.D.Gour | Criminal Manual |

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Banking: Definition, Meaning, Bank, Banker Banking Company, Commercial Banks and Functions, Essential Functions, Agency Services, General Utility Services, Information Service, Emergence of Multi-Functional Dimensions, System of Banking-Unit Banking, Branch Banking, Group Banking and Chain Banking, Banking Companies in India

UNIT-II

Customer: Meaning, Legal Character of Banker-Customer Relationship, Rights and Obligation of Banks, Right of Set Off, Bankers Lien, Duty of Confidentiality, Exceptions to the Duty, Current Accounts, Deposits Accounts, Joint Accounts and Trust Accounts, Special Type of Customers-Lunatics, Minors, Agents, Administrators and Executors, Partnership Firms and Companies

UNIT-III

Control by Government and its Agencies, Need for Elimination of Systematic Risk, Avoidance Money Laundering, Control by Ombudsman, R.B.I., R.B.I. AS Central Bank of India, Evolution of Central Bank, Characteristics and Functions of Central Banks, Central Bank as Banker and Advisor of the State, Central Bank as Bankers Bank, Objectives and Organizational Structure of R.B.I., Regulations of the Monetary system, Monopoly of Note Issue, Credit Control, Determination of Bank Safe Policy, Control over Non-Banking Financial Institutions, Control and Supervision of other Banks, Life Insurance Policies as Security, Debenture as Security Guarantee as Security

UNIT-IV

Negotiable Instrument and its Kinds, Holder and Holder in Due Course, Parties, Payment in Due Course, Negotiation, Presentment and Discharge from Liability, Dishonour, Civil Liability, Procedure for Prosecution, Extent of Penalty, The Paying Bankers, Duty to Honour Customers Cheques, Exceptions to the Duty to Honour Cheques, Money Paid by Mistake, Good Faith and Statutory Protection to the Collecting Banker

Leading Cases:

- i) Sajjan Bank (P) Ltd Vs. R.B.I. 30 Comp. Cases 146
- ii) Bangal Bank Vs Satinder Nath AIR 1952, Col. 385
- iii) Great Western Railway Vs London and Country Banking Company 1901 AC-414
- iv) Lloyod Vs Grace Smith Company 1912 AC 716
- v) Bank of Bihar Vs Damodar Parsad AIR 1969 SC 297
- vi) Canara Bank Vs Canara Sales Corporation AIR 1987 SC 1603

BOOKS RECOMMENDED:

M.L. Tannen	: Banking Law and Practice in India
S.N. Gupta	: The Banking Law and Practice in India
S.N. Gupta	: Banks and the Customer Protection Law
Maurice Megrah	: Pagets Law of Banking
& F.R. Ryder	
Lord Chorley	: Law of Banking
O.P.Faizi	: The Negotiable Instrument Act (Butterworth)
M.S. Parthasarathy	: Negotiable Instrument Act
Avtar Singh	: Negotiable Instrument Act
R.K. Bangia	: Negotiable Instrument Act
Bashyam & Adiga's	: The Negotiable Instrument Act (Revised by Justice
Ranganath Mishra)	

LAW OF CORPORATE FINANCE
(Paper-XXX, Code : LLB-506)

Max. Marks: 80

Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Meaning, Importance and scope of Corporate Finance, Capital needs, capitalisation, working capital, securities borrowings, deposits, debentures, Share capital, issue and allotment, shares without monetary consideration, Non-opting equity shares, Payment of Commission and brokerage, Buy back of shares, New Financial Instruments

Leading Case: Vantech Industry Ltd. Re (1999) 2 Com.L.J.-47

UNIT-II

Debentures, Nature, Issue and class, Creation of Charges, Fixed and floating charges, Mortgages, Convertible debentures, Inter Corporate loans and investments

Leading Case: State Bank of India V Viswaniryal(P)Ltd. 1987, 3 Comp L.J.171

Panama New Zealand & Australia Royal Mail Co., Re -(1870) 5 Ch App 318: 22

LT 424

UNIT-III

Individual share holders rights, Corporate Membership Rights, Conversion, Consolidation and re-organisation of shares, Transfer and Transmission of Securities, Dematerialisation & Rematerialisation of Securities.

Leading Case: LIC Vs Escorts, 1986 SCC 264

UNIT-IV

Need for creditor Protection, Creditor self protection, Rights in making company decisions affecting creditors interests, Preference in payment, Incorporation of favourable terms in lending contracts, Right to nominate directors, Indian depository receipts(IDR) American depository receipts(ADR) Global Depository receipts(GDR), Mutual Fund and other collective investment schemes, Institutional investments (LIC, UTI, Banks, IMF, World Bank). Basic Provisions of SEBI Act and its Regulatory Powers in corporate finance.

Leading Cases: Allahabad Bank V Bengal paper Mills Co. Ltd. 1999(6) SRJ 396 SC
Anand Rathi V SEBI (2002) Comp. Cases (SAT) 1000

Books Recommended

1. Alastair Hundson : The Law on Financial Derivatives(1988), Sweet & Maxwell

2. R. Ramaiya : Guide to the Companies Act
3. Altman and Subrahmanyam : Recent Advances in Corporate Finance (1985) LBC
4. S.C. Kuchhal : Corporation Finance: Principles and Problems
5. V.G. Kulkarni : Corporate Finance
6. V.D. Kulshreshta : Government Regulation of Financial Management of Private Corporate Sector in Indian (1986)
7. A.K. Majumdar : Company Law and Practice

CLINICAL COURSE-III
DRAFTING, PLEADINGS AND CONVEYANCE
(Paper-XXXI, Code : LLB-507)

Max. Marks: 100

Note: Each student will make presentation on any topic on 'Drafting, Pleadings and Conveyance' given to him/her for presentation and the assessment will be made by a Committee consisting of not less than two teachers. The Committee will be constituted by the Chairman of the Department or the Principal of the College as the case may be. The marks will be awarded on the basis of hand-written assignment, presentation before the class, communication skills and question-answer handling by the presenter before the Committee.

COMPANY LAW

(Paper-XXXII, Code : LLB-601)

Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

History of Company Law in India and England, Nature Definition and characteristic of Company, Lifting of the Corporate Veil, Kinds of Companies, Formation and incorporation of a Company, **Promoter**-status, position, function and remuneration.

UNIT-II

Prospectus; Memorandum of association, its alteration, Doctrine of Ultravires, Article of Association, binding force, alteration, its relation with memorandum of association, Doctrine of Constructive notice, Doctrine of Indoor management and its exceptions, **Meeting**: meaning, kinds, resolutions, quorum and voting.

UNIT-III

Directors: position, appointment, qualification, vacation of office, Removal, Resignation, Powers and duties of Directors remuneration of directors, Role of nominee directors, Compensation for loss of office, Managing Director and other managerial personnel, Secretary, definition, qualification, position, appointment duties and qualities, **Share**: Its kind, different aspects; **Debentures**: its kind, different aspects; Dividends and its types.

UNIT-IV

Majority rules and minority protection, Prevention of Oppression and mis-management, **Winding up**: types, grounds, who can apply, procedure, Powers of Liquidator, consequences of winding up order, Members and Creditors winding up, Liability of past members-payment of liabilities, Preferential payment, Winding up of unregistered company, Receiver, power, appointment, duties and liabilities. National Company Law Tribunal (with latest Amendments)

Leading cases:

- i) Bennett Coleman & Com. Vs Union of India, AIR 1973 SC 106
- ii) Ashbury Railway Carriage and Iron Co. Ltd. Vs Riche, (1875) 44 LJ-185
- iii) Shanti Parsad Jain Vs Kalinga Tubes, AIR 1965, SC 1535
- iv) Foss Vs Harbottle(1843) 2 Hare 461
- v) Kedia Industries Ltd. Vs Star Chemical Ltd. (1999) 98 Co. Cases 233

BOOKS RECOMMENDED

- 1. L.C.B. Gower
- 2. Avtar Singh
- 3. N.D. Kapoor
- 4. A. Ramayya
- 5. Kailash Rai
- 6. Pennington
- 7. L.C. Dhingra

- : Principles of Modern Company Law
- : Indian Company Law
- : Company Law
- : A Guide to Companies Act
- : Principles of Company Law
- : Principles of Company Law
- : Principles of Company Law

Criminal Law –II
(The Bhartiya Nagrik Suraksha Sanhita 2023, Part – II)
(Paper – XXXIII, Code : LLB- 602)

Paper- XXXIII
Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Charge (Section 234-247), Trial before a Court of Session (Section 248-260), Trial of Warrant Cases by Magistrates (Section 261-273), Trial of Summon Cases by Magistrates (Section 274-282), Summary Trials (Section 283-288), General Provisions as to Inquiries and Trials (Section 337-366).

UNIT-II

Plea Bargaining (Section 289-300), Limitation for taking Cognizance of Certain Offences (Section 513-519), Transfer of Criminal Cases (Section 446-452), Provisions as to Bail and Bonds (Section 478- 496). Security for keeping the peace and for good behavior (Section 125-143), Maintenance of Public Order and Tranquility (Section 148-167), Preventive Action of Police (Section 168-172).

UNIT-III

Appeal (Section 4 13-435) Reference and Revisions (Section 436-445), Savings of Inherent Powers of High Court (Section 528), Execution, Suspension, Remission and Commutation of Sentences (Section 453-477), Provisions as to Offences affecting the administration of Justice (Section 379-391), Submission of Death Sentence for Confirmation (Section 407-412).

UNIT-IV

Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013 (with latest Amendments).

Leading Cases:

1. Mohamand AjmaJ Amir Kasab v. State of Maharashtra (2012)9 SCC I
2. State of M.P. v. Deepak (2014)105CC 285
3. Mohan Singh v. State of Bihar (201 1)9 SCC 272
4. Youth Bar Association of India v. Union of India and Others Writ Petition (Cr1) No 68 of 2016

Statutory Material

Bhartiya Nagarik Suraksha Sanhita,2023

SUGGESTED READINGS

1. Adv. Sourabh Kansal,Vageshwari Deswal& Shruti Goel
2. K.D.Gour

Bharatiya Nagarik Suraksha
Sanhita 2023(Law & Practice)
Criminal Manual

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Computer Fundamentals : Computer Software and Hardware, Operating System, Information System, Basics of Internet, How Internet works, How Information Travels on the Internet, Concept of Domain name, Use of Internet in Legal profession.

Leading Case: Yahoo Inc. v. AkashArora and Anr. 1999 (19) PTC 201

UNIT-II

Nature and scope of cyber crimes, Types of cyber crimes, Internet scams, Spreading Virus, Hacking and Cracking, Document Forging, Pornography on Internet, Domain Issues, Internet Security, Cryptography: Private Key and Public Key, Encryption Algorithms, Basics of Electronic Commerce, Making Contracts On-line.

Leading Case: United States v. Morris 928 F. 2d 504, 505 (2nd Cir. 1991)

UNIT-III

Concept of Cyber World and Intellectual Property in Cyber space, Freedom of Speech and Expression on the Internet, Privacy Issues and Threats in the Global Network Society,

Information Technology Act, 2000: Historical Background of the Act, Object and Scope of the Act, Digital signatures, Electronic Governance

Leading Case: Rediff Communication Ltd. v. Cyberbooth and another, AIR 2000 Bom.27.

UNIT-IV

Attribution, Acknowledgement and Dispatch of E-Records, Issuance, Acceptance, Suspension and Revocation of digital signature certificate, Regulation of Certifying Authorities, Power of Central Government to make rules, Offence under information Technology Act, 2000, Penalties and adjudication, Cyber Regulation Appellate Tribunal: Composition, Qualification, Term of office,

Leading Case: *Saptagiri Enterprises v. C.I.T., (1991) 189 ITR 705 (A.P.).*

Statutory material

1. Information Technology Act, 2000
2. Information Technology Manual

Suggested Readings

- | | | |
|--------------------|---|--|
| 1. Kamath, Nandan | : | Law relating to Computers Internet & E-Commerce. |
| 2. Sinha, P.K. | : | Computer Fundamentals |
| 3. Mishra | : | Cyber Crimes |
| 4. Kumar, A. | : | Information Technology |
| 5. Ram, B. | : | Computer Fundamentals |
| 6. Ryder, Rodney D | : | Guide to Cyber Laws |

Max. Marks: 80

Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Nature and Historical Development of Air and Space Law - Sovereignty over air space, Theories regarding air spaces, Role of space law in International System.
Aerial Navigation, Paris Convention on Aerial Navigation, 1919.

UNIT-II

Havana Convention, 1928; Warsaw Convention, 1929; Chicago Convention on International Civil Aviation, 1944; Air craft Hijacking- Meaning and Definition of Hijacking, Universal Jurisdiction in respect of crime of Hijacking.

UNIT-III

Outer Space- Meaning and Scope; Outer Space Treaty; Vienna Conference on the Exploration and Peaceful use of Outer Space, Demarcation between Air Space and Outer Space

UNIT-IV

Arms Control in Outer Space; Strategic Arms Limitation Treaty (SALT); Aero Space Weapons: Causes, Growing threats from Sophisticate Weapons; International Cooperation in Outer Space.

Suggested Readings

- | | | | |
|----|-------------|---|---|
| 1. | Bhatt,S | : | Studies in Aero space Law |
| 2. | KapoorS.K | : | Public International Law |
| 3. | Nicolas | : | Legal Implication Remote Sensing from Outer Space |
| 4. | Tandon,M.P. | : | Public International Law |
| 5. | Harris,D.J | : | Cases and Material of International law |

Max. Marks: 80

Time: 3 Hours

Note:

3. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
4. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

General Principles of Law of Insurance:

Nature and History of Insurance; Definition: Insurance, Insurable Interest, Premium, Risk and Insurance. Assignment of the Insurance Policy, Preparation of Policy, Conditions of Policy.

Life Insurance:

Definition, Nature of Life Insurance, Formation of Life Insurance Contract; General Nature of a Contract, Offer & Acceptance, Consideration, Competence of Parties, Legality of the Object, Free Consent of the Parties, Insurable Interest. Utmost Good Faith, Representation and Warranties, Performance of Insurance Contract: Preparation of Policy, Rights of Property in Life Insurance Contract.

Leading Case: Reserve Bank of India v. Peerless General Finance and Investment Co., AIR 1987 SC 1023

UNIT-II

The Life Insurance Corporation of India Act, 1956: Object, Policy, Establishment of L.I.C;

Functions of L.I.C;

Persons entitled to payment;

Settlement of Claim and Payment of Money; Policy holder as a consumer.

Leading Case: General Assurance Society Ltd. v. L.I.C. AIR 1964 SC 892.

UNIT-III

Motor Vehicles Act, 1988:

Necessity for Insurance Against Third Party Risk; Requirement of Policies and Limits of Liability; Validity of Policies of Insurance in Reciprocating Countries, Rights of Third Parties Against Insurance on Insolvency of the Insured; Duty to Give Information as to Insurance; Settlement between Insurers and Insured Person; Effect of Death on Certain Causes of Action; Claims Tribunal; Procedure and Powers of Claims Tribunals, Appeals, Recovery of Money from Insurer as arrears of Land Revenue.

Leading Case: New India Assurance Co. Ltd. v. Rulla and Others, AIR 2000 SC 1082.

UNIT-IV

Public Liability Insurance Act, 1991:

Nature, Scope and Object, Liability to Give Relief in certain cases on Principles of No Fault (Sec. 3); Duty of Owner to Take Out Insurance Policies (Sec. 4); Verification and Publication of Accident by Collector (Sec. 5); Application for Claim for Relief (Sec. 6); Award of Relief (Sec. 7); Establishment of Environment Relief Fund (Sec. 7 A); Provision as to Other Right to Claim Compensation for Death (Sec. 8); Powers of Collector (Sec. 9 to 13); Penalty for Contravention (Sec. 14); Penalty for Failure to Comply With Direction (Sec. 15); Offences by Companies and Government Departments (Sec. 16, 17).

Leading Case: Charan Lal Sahu v. Union of India, AIR 1990

SC 1480. Statutory Material

The Life Insurance Corporation of India Act, 1956

Motor Vehicles Act, 1988

Public Liability Insurance Act, 1991

Suggested Readings

- | | | |
|---------------------|---|---|
| 1. Srinivasan, M.N. | : | Law and the Life Insurance Contract. |
| 2. Banerjee, B.N. | : | The Law of Insurance. |
| 3. Jee Bhattacharya | : | The Life Insurance Corporation Act, 2002. |
| 4. Mishra, M.N. | : | Law of Insurance, 2000 |
| 5. Vats, R.M. | : | Law Relating to Insurance, rpt, 2001. |
| 6. Murthy & Sharma | : | Modern Law of Insurance |

Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-1

Concept of Insolvency and Bankruptcy:

The concept of insolvency; Inability to pay debt; Comparison between English and Indian Insolvency and Bankruptcy law.

Acts of Insolvency: Transfer of property to a third person for benefit of creditors; Transfer with intent to defeat the creditors; Fraudulent preference in transfer of property.

Leading Case: Raghunath K. Kharkar V. Ganesh and others AIR 1964 SC 234

UNIT-II

Insolvency Petition and Procedure of Court:

Definition; Jurisdiction and power of Court; Insolvency petition by creditors; Insolvency petitions by debtor; Contents of the petition; Admissions of petitions; Procedures of the Court on petitions; Adjudication as Insolvent; Imprisonment in execution of a decree of a Court; Appointment of interim receiver; Interim proceedings against the debtor.

Leading Case: Mrs N. Lakshmi V. The Official Assignee of Madras AIR 1950 Madras HC 410

UNIT-III

Duties of Debtor/ Effect of Insolvency:

Duties of debtors and Interim proceedings against the debtor; Offences by debtors; Release of debtor; Discharge of debtor; Indigent persons; Suits by indigent persons; Procedure at hearing; Dismissal of petitions filed by a creditors. Effect of insolvency on antecedent transaction; rights of creditors under execution; Duties of Court executing decree on the property taken in execution; Avoidance of voluntary transfer.

Leading Case: Bankey Lal and Others V. Durga Prasad and Others, AIR 1931 Allahabad HC 512

UNIT-IV

Adjudication and Consequences:

Order of Adjudication, Effect and publication of order, Proceedings, Consequent on order of Adjudication; Protection order from arrest or detention; Burden of Creditors to prove the debt, Annulment of Adjudication, power to annul, failure to apply for discharge; Post adjudicatory scheme for satisfaction of the debt; Discharge of debtor; Distribution of property, priority of debts; offences by debtors, Appeal

Leading Case: Mansa Ram V. Commissioner of Income Tax 1991 ITR,

192 All. Statutory Material:

Bankruptcy Reforms Act, 1994

The Provincial Insolvency Act, 1920

Companies (Second Amendment)

Act, 2002 Companies Bill, 2009

Indian Insolvency Act, 1848

Suggested Readings:

- | | | |
|-------------------|---|---|
| 1. Avtar Singh | : | Law of Insolvency |
| 2. Halsburys' | : | Laws of England on
Bankruptcy and Insolvency Volume- III
(2) 1989 |
| 3. S.K. Aiyar | : | Law of Bankruptcy |
| 4. Goyle | : | Law of Banking and Bankers. |
| 5. Tannan's | : | Banking Law and Practice in India |
| 6. Maheshwari | : | Banking Law & Practice |
| 7. Anjanikant | : | Lecture of Banking Law |
| 8. R.N. Chaudhary | : | Banking Law |
| 9. Mulla | : | Law of Insolvency in India |

J-1001

GENDER JUSTICE AND FEMINIST JURISPRUDENCE
(Paper-XXXVIII, Code : LL.B.-607)

Note:

Max. Marks: 80
Time: 3 Hours

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

Concept of Gender Justice and Feminist Jurisprudence; United Nations and Human Rights of Women, Universal Declaration of Human Rights, 1948; Convention on Elimination of All forms of Discrimination Against Women, 1979; Declaration on Elimination of Violence Against Women, 1993.

Leading Case : Vishakha v. State of Rajasthan AIR 1997 SC 3011

Unit—II

Constitutional Safeguards for the Protection of Women — Right to equality, Right to life and personal liberty, Right against exploitation, Directive Principles of State Policy, Protection of Women from Sexual Harassment at Workplace, National Commission for Women- Composition, Powers and Functions.

Leading Case: Air India v. Nargesh Mirza AIR 1981 SC 1929

Unit—III

The Dowry Prohibition Act, 1961- Definition of Dowry, Penalty for giving, taking and demanding dowry; Ban on advertisement; Dowry for the benefit of the wife or her heirs; Cognizance of offences; Dowry prohibition officers; Dowry Prohibition (Maintenance of Lists of Presents to the Bride and Bridegroom) Rules, 1985;

The Protection of Women from Domestic Violence Act, 2005— Definition of Domestic Violence, Powers and duties of Protection Officers, Service Provider etc.; Procedure for obtaining orders of reliefs.

Leading Case : Satish Chandra Ahuja Vs. Sneha Ahuja SSC, 373 2020 .

Unit—IV

The Pre-conception and Pre-natal Diagnostic Techniques (Prohibition of Sex Selection) Act, 1994 - Preliminary regulation of genetic counseling centers, Genetic laboratories and genetic clinics; Regulation of pre-natal diagnostic techniques; Central Supervisory Board; Appropriate authority and Advisory Committee; Offences and Penalties.

INTERNATIONAL ORGANIZATIONS
(Paper-XXXIX, Code : LLB-608)

Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

International organizations- Meaning, nature, scope and importance; Evolution of International Organization and their legal personality; Types of International organization-Membership and functions.

UNIT-II

United Nations as a constitutional system; Peace-keeping: Functions; Achievements and Failures; Problems of peace enforcement through U.N; Role of UN regarding Collective security and human rights.

UNIT-III

Special Agencies: UNESCO, IAEA, UNDP-Constitution and Functioning; International Economic Institutions: UNCTAD, WIPO, IFC- Constitution and Functioning; Collective Security Agencies: NATO, WARSAW PACT

UNIT-IV

International non-Government organizations: Transparency International, Human Rights Watch, Green Peace; Disarmament and Arms Control: CTBT, NPT, PNE; WTO and its role in Globalization; Kyoto Protocol and Environmental Protection.

Suggested Readings

- | | | |
|----------------------|---|---|
| 1. D.W. Bowett | : | Law of International Institutions (1982). |
| 2. Rigid Dettter | : | Law Making by International Organisation (1965). |
| 3. Wilferd Fenks | : | The Proper Law of International Organisation (1962). |
| 4. Inis L. Claude Jr | : | The Development of International Organisations in
The Nineteenth Century in Swords into Plowshares, 1971 |
| 5. B.S. Murthy | : | International Relations and Organisations |
| 6. S.R. Myneni | : | International Relations and Organisations |

**LAW RELATING TO JUVENILE JUSTICE AND
PROBATION OF OFFENDERS**
(Paper-XXXX, Code LL.B.-609)

Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT-I

History and development of Juvenile Justice System, Meaning, Nature & Scope of Juvenile Justice and Concept of protection of juvenile, Rights of juvenile
National Charter for Children, 2003; Juvenile Rights under Universal Declaration of Human Rights. Rights of the Child under UN Charter

Leading Case: Sheela Barse v. Union of India AIR 1986 SC 1773

Unit—II

Crimes committed by child; Crimes committed by others in relation to children; Variation of procedure in case of child offender;

Judicial proceedings in criminal cases relating to children;

Statutory provisions — Sections 82, 83, 299 Exp. 3, 363A. 372 and 376 of

IPC; Immoral Traffic Prevention Act, 1956 and 1986- Object, Purpose

And Salient Features;

Prohibition of Child Marriage Act 2006, Object Purpose and Salient Features

Salient Features; Young Persons Harmful Publications Act, 1956- Object, Purpose and Salient Features;

Leading Case: EeratiLaxman v. State of Andhra Pradesh 2009 (3) SCC 337

Unit—III

✓
The Juvenile Justice, (Care and Protection of Children) Act, 2015 : Definitions (Section – 2), General Principles of care and protection of children (Section 3), Juvenile Justice Board (Section -4 to 9), Processor in Relation to Children in conflict with Law (Section – 10 to 26), Child welfare committee (Section- 27 to 30), Processor in Relation to Children in Need of Care and Protection (Section 31 to 38), Rehabilitation and Social Reintegration (Section – 39 to 55), Adoption (Section 56 to 73), Offence Against Children (Section – 74 to 89), Miscellaneous (Section – 90 to 112)

Leading Case: Shabnam Hasmi Vs., Union of India and others (2014) 4 SCC 1

Unit—IV

The Probation of Offenders Act, 1958: Object, Purpose and Salient Features; Definitions; Powers of Courts, Sureties, Duties of Probation Officers under the Act **Leading Case:** Rattan Lal v. State of Punjab AIR 1965 SC 444

Statutory Material

The Juvenile Justice, (Care and Protection of Children) Act, 2015
The Probation of Offenders Act, 1958
Young Persons Harmful Publications, Act, 1956

Suggested Readings

- | | | |
|-----------------------------|---|---|
| 1. Paras Diwan | : | Children and legal protection. |
| 2. Prof. NV Paranjape | : | Criminology & Penology with victimology |
| 3. Prof. Ved Kumari | : | The Juvenile Justice System in India |
| 4. Sunil Kanta Bhattacharya | : | Juvenile Justice: An Indian Scenario |
| 5. N.V. Paranjape | : | The Law Relating to Probation of offenders in India |

FORENSIC LAW
(Paper-XXXXI, Code : LLB-610)

Max. Marks: 80
Time: 3 Hours

Note:

1. The list of cases and specific references including recent articles will be announced in the class at the time of launching of the course.
2. The examiner is required to set nine questions in all. The first question will be compulsory consisting of ten short questions covering the entire syllabus. In addition, eight more questions will be set comprising two questions from each unit. The students shall be required to attempt five questions in all selecting one question from each unit in addition to compulsory Question No. 1. The compulsory question will carry 20 marks and all questions shall carry 15 marks each.

UNIT- I

History and development of Forensic Science, Relationship between Law and Forensic Science, Role of Forensic Science in administration of justice
Organizational structure of Forensic Science Labs in India: Central forensic science laboratories, Forensic science laboratories, National Crime Records Bureau, National Institute of Criminology and Forensic science, Finger Print Bureau, Central Detective Training School
Leading Case: S.K. Viswambaran v. E. Koyakunju and Others, AIR 1987 SC 1436.

UNIT- II

Crime Scene evidences; Preservation of evidence;
Types of evidence: Physical evidence, Chemical evidence, Biological evidence;
Meaning of Expert Evidence, Presentation of Expert Evidence, Admissibility of Expert Evidence, Crime Scene Documentation and Lab Investigation
Leading Case: Shashi Kumar Banerjee and ors. v. Subodh Kumar Banerjee, AIR 1964 SC 529.

UNIT- III

Techniques of Investigation: Finger Printing, Brain Mapping, Lie detector, Poly graph Test, Voice Identification, Narco Analysis, DNA Test, Finger Printing, Legal admissibility of techniques of investigation. Forensic Ballistics: Firearms and their classification, Bullet, Weapon, Cartridge Case Identification, Nature of injuries – Entry and Exit wounds.
Leading Case: P.K. Narayanan v. State of Kerala, 1995 SCC (1) 142.

UNIT- IV

Chemical and Toxicological Analysis: Drugs of Abuse & Narcotic drugs, Toxicological examination of poisons & alcohol, Toxicological examination of Viscera, Petroleum Products, Food Adulteration Explosives: Definition of Explosion & Detonation, Chemistry of explosives, Disposal & Handling,
Fire Scene Investigation: Analysis & Interpretation of fire scenes, Fire Dynamics, Fire Debris Analysis & Analytical Methods for detection & Characterisation.
Leading Case: Jasbir Singh v. Vipin Kumar Jaggi and ors., AIR 2001 SC 2734.

Suggested Readings

- 1 Sharma, B.R. : Forensic science in Criminal investigation and Trial.
- 2 Dr. Veerraghavan : Handbook of Forensic Psychology
- 3 Dr. Rukmani : Crime Scene Management with Special Emphasis
Krishnamurthy
on National
- 4 Parikh : Level Crime Cases
: Text book of Medical Jurisprudence, Forensic Medicine and
Toxicology
- 5 Nanda, B.B. & : Forensic Science in India: A Vision
Tewari, R.K.
for the
Twenty First Century
- 6 James, S.H., : Forensic Science : An Introduction
Norby, J.J. : to Scientific and Investigative Techniques.

Compulsory Clinical Course - IV
Moot Court and Internship
(Paper - XXXXII, Code - 611)

M.M:100

Note: This paper will have three components of 30 marks each and a Viva-Voce for 10 marks.

a) Moot Court (30Marks):

Every Student will do at least three Moot Courts in a semester with 10 marks for each. The Moot Court work will be on assigned mock-problems and it will be evaluated for 5 marks for written submissions and 5 marks for oral advocacy.

b) Observance of Trial In two cases, one Civil and one Criminal (30marks):

Students will attend two trials of one week each. They will maintain a record and enter the various steps observed during their attendance on different days in the Court assignment.

c) Interviewing techniques and Pre-trial Preparations and Internship diary (30Marks):

Each student will observe two interviewing sessions of clients at the Lawyer's Office/Legal Aid Office and record the proceedings in a diary, which will carry 15 marks. Each student will further observe the preparation of documents and court papers by the Advocates and the procedure for the filing of the suit/petition. This will be recorded in the diary, which will carry 15 marks. Minimum period of internship: (a) each registered student shall have completed minimum of 20 weeks internship during the entire period of legal studies under NGO's, Trial and Appellate Judiciary, Legal Regulatory Authorities, Legislatures and Parliament, other Legal Functionaries, Law Firms, Companies, Local Self Government and other such bodies where Law is Practiced either in action or in dispute resolution or in management; as directed by the Head of the Institution.

Provided that internship in any year cannot be for a continuous period of more than four weeks and the Internship shall preferably be done during each summer vacation for four weeks during every year of course.

d) The fourth component of this paper will be Viva-Voce examination on all the above three aspects. This will carry 10 marks.

IMPORTANT NOTE:

The Subject teacher will assign problems to the students and award 5 marks for the written assignment and 5 marks for performance in the Moot Court bearing framing of issues, authorities cited and answering of questions.

For (b), (c) and (d) -- External expert, Director of Institute of Law and teacher concerned will constitute a panel and the presence of two persons shall constitute the quorum.

For all Practical training papers, students have to maintain separate records of Practical work done, as instructed by the Head of the Institution and the teacher concerned. The record shall be submitted to the teacher concerned before the end of the semester. Students shall not be admitted for the Viva- Voce examination without the completed record with the signature of the teacher.

SUGGESTED READINGS

- | | | |
|-----------------------------|---|--|
| 1. N.R.MadhavMenon | : | Clinical Legal Education |
| 2. Dr. T. Panda & K.P.C Rao | : | Moot Courts, Observation of Trial, Pre Trial Preparation and Internship |
| 3. Dr. Kailash Rai | : | Moot Court, Pre Trial Preparation And Participating in Trial Proceedings |
| 4. Prof. Nomita Agarwal | : | Moot Courts |