

C.S.J.M. University, Kanpur
General Rules for B.A. LL.B (Honours) Five Years (Ten Semester) Integrated Degree Course (Session 2013-14 and onwards)

WHEREAS, It is necessary to adopt and implement the curriculum and rules formulated by the Bar Council of India, C.S.J.M. University, Kanpur hereby adopts B.A. LL.B (Honours) Five Years (Ten Semester) Integrated Degree Course of Study and frames the following general rules for the implementation from the academic year 2013-14 onwards.

(i) Eligibility for Admission :

A candidate will be eligible for admission to B.A. LL.B (Honours) Five Years-Ten Semester Integrated Degree Course if he/she has passed Intermediate/10+2 or any other equivalent examination and has secured not less than 45% marks at Intermediate /10 +2 level. However, for SC/ST candidate minimum percentage of marks will be 40%.

(ii) Age on Admission :

Maximum age for admission in B.A. LL.B (Honours) Five Years-Ten Semester Integrated Degree Course for general candidates will not be more than 20 years on 1st July of the session and for OBC and SC/ST candidates, it will not be more than 22 years.

(ii) Admission Procedure :

Admission to B.A. LL.B. (Honours) First Semester will be made strictly by joint Entrance test to be conducted by the University.

(iii) Reservation and Weightage shall be as per University Rules .

(iv) Prohibition to Register for two regular courses of study :



No students shall be allowed to simultaneously register for a five years Law (Honours) Degree Programme with any other graduate or post graduate degree programme run by C.S.J.M. University, Kanpur or any other University or an Institute for academic or professional learning.

(v) Attendance :

No student of B.A. LL.B (Honours) Five Years (Ten Semester) Integrated Degree Course shall be allowed to take the end semester examination if the students concerned has not attended minimum of 75% of the classes held as also the moot court room exercise, tutorials and practical conducted in the subject taken together.

Provided that if a student for any exceptional reasons failed to attend 75% of the classes held in any subject, the Principal of the college may allow the student after approval from the Vice Chancellor of C.S.J.M. University, Kanpur, if he/she attended at least 66% of the classes held.

(vii) Overriding Effect :

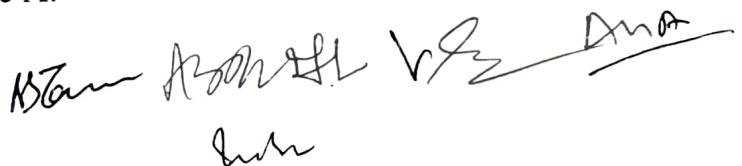
The relevant UGC /BCI Rules (as amended from time to time) shall be binding on the University

B.A. LL.B (Honours) Five Years (Ten Semester) Integrated Degree Course

Rules for Promotion, Exemption, Back Paper including Rules for Improvement etc. to be effective from Session 2013-14.

Curriculum and Duration of Studies :

1. The five years degree course in law, namely B.A. LL.B (Honours) Five Years (Ten Semester) Integrated Degree Course shall be divided in ten Semesters.
2. The curriculum of studies of the B.A. LL.B (Honours) Five Years (Ten Semester) Integrated Degree Course shall comprise of the courses set out hereinafter in schedule A.



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3. The course content of each paper of study shall be such as set out hereinafter in schedule B.

Provided that the Board of Studies in Law may make such changes in content of the course of study as and when it deems it necessary. The curriculum of study for the B.A. LL.B (Honours) Five Years (Ten Semester) Integrated Degree Course shall be spread over five academic years, and shall be divided into ten semesters for the examination purposes called as First, Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth and Tenth semesters. Each academic year shall be divided into two semesters.

4. Each Semester course shall be conducted in not less than 15 weeks with not less than 30 class hours per week, including tutorials, moot court, seminars, workshops and special lectures provided there shall be at least 24 lecture hours per week as prescribed by the Bar Council of India.

Examination

1. In every Semester in each paper/practical, as the case may be, maximum marks shall be 100 while minimum pass marks in each paper shall be 36% individually and 48% in aggregate i.e. total of all papers, as the case may be, of that semester taken together.
2. The four compulsory practical papers carrying 100 marks shall be examined as prescribed in the contents of the papers by two examiners, of which one shall be internal and one external.
3. Division shall be awarded on the combined result of examinations of all the semesters. Those of the successful candidates who obtain 48% and upwards and below 60% of the total marks obtainable shall be placed in the SECOND DIVISION and those of the successful candidates who obtain 60% and upwards of the total marks obtainable shall be placed in the FIRST DIVISION.

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4. Promotion :

A candidate who appears in at least 4 papers of the First semester, will be promoted to second semester. However, a candidate will not be permitted to join Third semester unless He or She clears at least Six papers in total of first and second semester with minimum 48% of aggregate marks. Similarly a candidate will be permitted to join fourth semester if he appears in at least 4 papers of third semester and remaining uncleared papers of first semester.

However, no candidate will be permitted to join fifth semester unless he clears all the papers of first and second semester and atleast six papers in total of third and fourth semester with minimum 48% of aggregate marks. A candidate will be promoted to sixth semester only if he appears in atleast 4 papers of fifth semester and remaining uncleared papers of third semester.

A candidate will be permitted to join seventh semester only when he/she clears all the papers of third and fourth semester and atleast six papers in total of fifth and sixth semester with minimum 48% of aggregate marks. A candidate will be promoted to eighth semester only if he appears in at least four papers of seventh semester and remaining uncleared papers of fifth semester.

A candidate will be permitted to join ninth semester only when he/she clears all the papers of fifth and sixth semester and atleast six papers in total of seventh and eighth semester with 48% of aggregate marks. A candidate will be promoted to tenth semester only if he appears in at least four papers of ninth semester and remaining uncleared papers of seventh semester.

A candidate who is allowed to reappear in the examination in accordance with above rules shall appear in the examination of those papers along with the regular examination of the semester to which he was promoted.

A candidates who has failed in the examination but is eligible for back paper facility may also be allowed to appear in the consecutive examination of the concerned semester .

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A candidate have to clear the B.A. LL.B.(Honours) five years (ten semester) integrated course in maximum of eight years. If he failed to pass the examination during this period he will be deemed to have abandoned the course and shall not be re-admitted to these courses.

6. Re-admission

1. There shall be no re-admission in the first, third, fifth, seventh and ninth semesters
2. A students who has failed in the examination or failed to appear in the examination and who is otherwise eligible to appear in the examination as an ex-student shall not be admitted as a regular student.

7. Improvement :

A candidate can re-appear at the rate of one paper in each semester, as back paper, for improving his marks/ division. But this facility will be available to those candidates only who pass the examination in one go and without availing the back paper facility. However the inter-se merits of the candidates shall be determined on the basis of marks obtained in the first examination.

The university will hold SPECIAL BACK PAPER examination for B.A. LL.B. (Honours) Tenth semester students as soon as possible after the results of B.A. LL.B. (Honours) Tenth semester have been declared and the outgoing student of B.A. LL.B. (Honours) Tenth semester will be provided an opportunity to clear Back Papers in different semesters.

All disputes regarding interpretation of provision of these rules shall be referred to the examination committee of the university whose decision shall be final.

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C.S.J.M. University, Kanpur
Syllabus for B.A. LL.B (Honours) Five Years (Ten Semester)
Integrated Degree Course (Session 2013-14 and onwards)

SCHEDULE-A

Semester Wise List of Papers

First Semester:

1. Political Science–I (Basic Principles of Political Science and Organizations)
2. English –I (General English -I)
3. Sociology –I (Introduction to Sociology)
4. Economics –I (Economics Theory)
5. Contract –I (General Principles of Contract)
6. Constitutional Law –I

Second Semester:

1. Political Science–II (Political Thought)
2. English –II (General English -II)
3. Sociology –II (Development of Indian Society)
4. Economics –II (Indian Economy)
5. Contract –II (Specific Contract)
6. Constitutional Law –II

Third Semester:

1. Political Science–III (Public Administration)
2. Legal Method (Elements of Research)
3. Sociology –III (Social Welfare & Social Legislation)
4. Economics –III (Development Economics)
5. Honours Paper (Right to Information)
6. Family law –I (Hindu Law)

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Fourth Semester:

1. Political Science–IV (Foundation of Political Obligations)
2. Public International Law
3. Jurisprudence
4. Administrative Law
5. Honours Paper (Interpretation of Statutes and Principles of Legislation)
6. Family Law-II (Muslim Law)

Fifth Semester:

1. Political Science–V (International Relations)
2. Law of Torts -I
3. Property Law
4. Labour Law -I
5. Honours Paper (Insurance Law)
6. Company Law

Sixth Semester:

1. Political Science–VI (International Organizations)
2. Law of Torts –II including C.P. Act & M.V. Act
3. Environmental Law
4. Labour Law -II
5. Honours Paper (Banking Law)
6. Law of Evidence

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Seventh Semester:

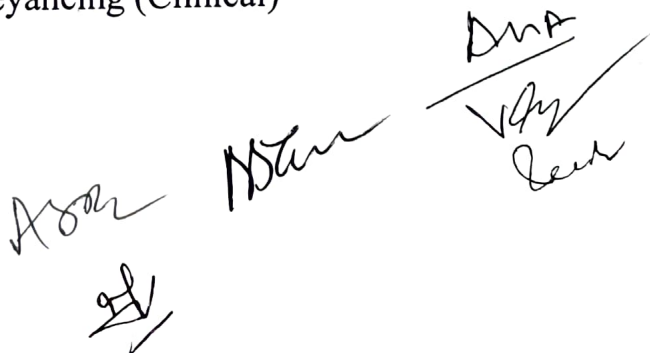
1. Law of Taxation
2. Criminal Law –I (Indian Penal Code)
3. Civil Procedure Code -I
4. Honours Paper (Equity, Trust and Fiduciary Relations)
5. Professional Ethics and Professional Accounting System (Clinical)

Eighth Semester:

1. Legal Language and Legal Writing
2. Criminal Law-II (Criminal Procedure Code)
3. Civil Procedure Code –II (Including Limitation Act)
4. Honours Paper (IPR Management)
5. Alternative Disputes Resolutions System (Clinical)

Ninth Semester:

1. Optional paper
2. Optional Paper
3. Optional paper
4. Honours Paper (Land Laws Including Tenure & Tenancy System)
5. Drafting, Pleading & Conveyancing (Clinical)


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Tenth Semester:

1. Optional paper
2. Optional Paper
3. Optional paper
4. Honours Paper (Information Technology law)
5. Moot Court Exercise and Internship (Clinical)

Optional Papers for Ninth Semester:

1. Gender Justice & Feminist Jurisprudence
2. Human Right Law & Practice
3. Law of Education
4. Local Self Government including Panchayat Administration
5. Health Law
6. Investment law
7. Copyright

Optional Papers for Tenth Semester:

1. Penology & Victomology
2. International Trade Economics
3. Offences Against Child & Juvenile Offences
4. Humanitarian & Refugee Law
5. Bankruptcy & Insolvency
6. Women & Criminal Law
7. White Collar Crimes

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C.S.J.M. University, Kanpur
Syllabus for B.A. LL.B. (Honours) Five Year Degree Course

SCHEDULE -B
Semester Wise List of Papers

First Semester :

Paper-1 : Political Science –I (Basic Principles of Political Science and Organizations)

The course shall comprise of the following:-

- I. Political Science : Definition, Nature and scope, relations with other Social Sciences, Geography, Psychology, Economics, Ethics and Law.
- II. Conception of State and Government-
 - (a) State (defined), nature of the state, elements of the state, state- society, state- association, state government.
 - (b) Sovereignty - meaning, aspects, attributes kinds (with special reference to political and legal sovereignty).
- III. Political Organization
 - a. Constitution - meaning, classification, condition of a good constitution.
 - b. Conventions - in unwritten and written constitutions - ex UK, USA, India
 - c. Unitary and federal Governments- features, relative merits and demerits - eg. U.K. USA, India, Switzerland.
 - d. Indian federation - features, how federal is India?
- IV. Organs of government.
 - a) Legislature-meaning, functions, role Unicameralism- arguments for and against Bicameralism - Organization, arguments for and against, direct legislation.
 - b) Executive-meaning, kinds, functions, Parliamentary vs. Non- parliamentary executive.
 - c) Judiciary - Organization, functions, Independence, judicial activism.
 - d) The Doctrine of Separation of Powers.
- V. Concept of Representation, Electorate, Constituencies, Single member vs. multi member, universal adult franchise, right to vote for women, Minority representation, Public opinion- meaning, nature, media.
- VI. Public relations - meaning, principles and role.

Books Recommended:

1. Lawrence O. Waalase. - Gettel's History of Political Thought
2. Mockenzle Brown - Indian Political Thought from Ranade to Bhave.
3. Strong, O.F. - Modern Political Constitutions.
4. Wheare K.C.- Modern Constitutions
5. Wheare K.C. - Federal Government (Oxford Uni. Press)
6. Sabine: A History of Political Theory.
7. Cater & Harz - Government and Politics in Twentieth Century.
8. Dr. Sinha, O.P. : Political Theory

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Paper-3 : Sociology –I (Introduction to Sociology)

The course shall comprise of the following:

- I. Sociology as a science
 - Date concepts and theory
 - The comparative method
 - Sociology and other social science
 - Sociology and History
 - Sociology and law
 - Sociology and psychology
- II. Basic Concept in Sociology
 - (a) Structure and social system
 - (b) Status and role
 - (c) norms and values
 - (d) Institutions and, community and association
- III. Social institution –
 - (a) Marriage, family and kinship
 - (b) Economic institution
 - (c) Political institution
 - (d) Religious institution
 - (e) Educational institution
- IV. Social Stratification:
 - Caste and class
 - Coercion, conflict and change
 - Social control, order and stability
- V. Sociology as a discipline: law and society, law and social change, sociology of legal profession

Books Recommended:

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|----------------------------|---|---|
| 1. S.R. Myneni | : | Sociology for Law Students |
| 2. Vidyabhusan and sachdev | : | A systematic Introduction to Sociology |
| 3. U.S. Singh | : | Hand Book on Sociology |
| 4. Mac Iver and Page | : | Society |
| 5. Bottomore. T.E. | : | Sociology, A guide to Problems and literature |
| 6. Johnson H. | : | Sociology- Asystematic Introduction |
| 7. R.N. Sharma | : | Introduction to Sociology |
| 8. Dr. Singh, B.R. | : | Sociology |

Paper-4 : Economics –I (Economic Theory)

The course shall comprise of the following:

- I. What is Economics? Definition of Economics
- II. Nature and Scope of Economics, Central Problem of an Economy
- III. Production Possibility, Curve and Opportunity cost.
- IV. Consumer behavior and demand
 - (a) Consumer's Equilibrium : Meaning and attainment of equilibrium through Utility approach : law of diminishing marginal utility indifference curve analysis
 - (b) Demand, market demands, determinants of demand, demand schedule, demand curve.
 - (c) Movement along and shift in demand curve.
 - (d) Elasticity of demand, Producer behavior and law of supply- supply schedule and supply curve
- V. Law of returns – increasing, constant and diminishing production function
- VI. Different facets of costs & revenues of Production
- VII. Law of returns – increasing, constant and diminishing production function
- VIII. Different facets of costs & revenues of Production
- IX. Forms of markets/competition, perfect competition, different forms of imperfect competition.
- X. Introductory macro economics, national income and related aggregates measurement of national income, expenditure method, national disposable income (gross & net), Private Income, personal Income and personal Disposable income, determination of income and Employment, aggregate demand, aggregate supply and their components, propensity to save and propensity to consume, determination of income and employment, Keynesian theory.

Books Recommended:

1. D.N. Dwivedi : Macro Economics
2. . Mishra & Puri : Economic Environment of Business
3. D.M. Mithani : Macro Economics
4. A.Koutsoyiannis : Modern Micro Economics
5. Bilas : Micro Economic Theory
6. J. Hirschleifer : Price Theory And Applications
7. Watson And Hallman : Price Theory and its Uses
8. E.A.G. Robinson : Monopoly

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Paper-5 : Contract –I (General Principles of Contract)

The course shall comprise of the following:

- I. Purpose, Evolution and scope of Law of Contracts
- II. Proposal and promise including communication of proposal, acceptance and communication of the revocation of proposal & acceptance.
- III. Consideration and doctrine of privity of contract.
- IV. Lawful objects and consideration.
- V. Capacity to contract; Minors, Persons of unsound Mind and Others Disqualified by Law: Nature and Effects of Minor's Agreements: Doctrine of Restitution.
- VI. Consent and free consent.
- VII. Standard form of contracts.
- VIII. Agreements declared void under the contract Act.
- IX. Contingent contracts.
- X. Law relating to certain relations resembling those created by contracts, viz. Quasi-Contracts.
- XI. Discharge of contract :
 - (a) Discharge by performance
 - (b) Discharge by Breach including Anticipatory Breach
 - (c) Discharge by agreement
 - (d) Discharge by impossibility of performance with particular reference to English Law doctrine of Frustration.
- XII. Remedies available under Indian Contract Act, 1872 Compensation : Meaning Nature & Kinds; Remoteness of Damage; Measure of Damages; Contracts Containing Stipulation by way of Penalty.
- XIII. Remedies available under specific relief Act, 1963:
 - (a) General principles of granting specific relief .
 - (b) Specific performance of contracts including contracts which cannot be specifically enforced.
 - (c) Injunctive relief.

Books Recommended:

1. Beatesen (ed.) – Anson's law of Contract : (27th Ed. 1998)
2. Anson-law of Contract (1998), Universal, Delhi
3. Pollock & Mulla – Indian Contract Act
4. Avtar Singh – Law of Contract, Eastern Book Co. (Lucknow)
5. S.K. Kapoor – Samvidha Vidhi (Hindi)
6. Kailash Rai – Law of Contract

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Paper-6 : Constitutional law of India –I**The course shall comprise of the following:**

- I. Nature of Indian Constitution, Salient features of the Constitution, Preamble.
- II. Union Parliament & State Legislative: Organization, Procedure regarding Enactment of Legislation, Parliamentary Privileges & Parliamentary Sovereignty.
- III. Union & State Executive: The President and the Governors, his Powers & Positions including Ordinance Making Power.
- IV. Prime Minister & The Council of Ministers: Is the Prime Minister real Head? Collective Responsibility of Council of Ministers.
- V. Judiciary: The Supreme Court, High Court, Judges. Appointment Removal, Transfer and condition of services, Judicial Independence, Judicial Review.
- VI. Distribution of Power between Centre & States Legislative Powers. Administrative Powers, Doctrine of Territorial Nexus, Doctrine of Pith & Substance, Doctrine of Colourable Legislation.
- VII. Brief studies of some Constitutional Institution Viz. Election Commission, CAG, SC/ST Commission.

Books Recommended:

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|---|---|--|
| 1. H.M. Seerwai | : | Constitutional Law of India |
| 2. V.N. Shukla (edited by Dr. M.P. Singh) | : | The Constitution of India |
| 3. D.D. Basu | : | Constitution of India |
| 4. J.N. Pandey | : | Constitution of India |
| 5. G. Austin | : | India's Constitution; Corner Stone of a Nation |
| 6. G. Subba Rao | : | Constitution of India |
| 7. M.P. Jain | : | Constitution of India |
| 8. P.K. Tripathi | : | Some Spotlights on Constitutional Interpretation |

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 S. S. H.

Second Semester**Paper-1 : Political Science –II (Political Thought)**

The course shall comprise of the following:-

- I. Main currents of western political thought (Ancient and Medieval)
 - (a) Aristotle
 - (b) Roman Legal system
 - (c) Natural Law and Natural rights- Cicero, St. Thomas Aquinas
 - (d) Machiavelli.
- II. Modern Western Political Thought
 - (a) Liberalism: In the west-features, merits and limitations, liberalist thinkers- Herbert Spencer, Bentham and J.S. Mills (a brief sketch)
 - (b) Socialism- meaning and features- Evolutionary, revolutionary, democratic.
 - (c) Marxism and Communism: Marxian and Modern Communism (a comparison)
- III. Indian Political Thought (Ancient & Medieval)
 - a) Hindu - concept of state : Elements of the state, Government and administration, justice and law, function and duties of a ruler (Vedic, Classic, Kautilyan)
 - b) Islamic thought & concept of the state, The Shariat as the basis of law, administration - Finance, welfare, Crime Punishment and justice.
- IV. Modern Political Thought - Western and Indian Gandhian thought-
 - a) Liberalism Vs Marxist thought in the east.
 - b) Totalitarianism - features, merits, demerits, Fascism & Nazism (a note)
 - c) Democracy - Meaning, Essentials, merits demerits, conditions for success.
 - (d) Satya, Ahimsa and Sarvodaya: Basic principles of his philosophy: influences on him and his thoughts.

Books Recommended:

1. Lawrence O. Waalase. - Gettel's History of Political Thought
2. Mockenzle Brown - Indian Political Thought from Ranade to Bhave.
3. Hyper C.L. - Political Thought

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Paper-2 : English –II (General English -II)

The Course shall comprise of the following:

- I. Certain set expressions and phrases in common use; Latin words and phrases; Words often confused; Reported Speech; Question tags and short responses; Conditionals; Some Common Errors;
- II. Comprehension exercises to pinpoint the logical argument; Reading comprehension of suitable narrative, descriptive, discursive and expository prose passages
- III. Precis writing-summarizing and briefing of legal notices, judgements, court orders etc.; Formal correspondence. Drafting of Reports / Briefs ; Taking notes
- IV. Translation from English to Hindi
- V. Long Essay (400 words) on general and legal topics.

Books Recommended:

1. Geoffrey Leech and Jan Svartvik-A Communicative Grammar of English.
2. A.J. Thomson and A.V. Martinet-A practical English Grammar.
3. Webster's New Dictionary of Synonyms.
4. AS. Hornby and R.M. Mackin-Oxford Progressive English alternative course book.
5. I.L.A Hill-English Language course for college Book.
6. Exercises in English Composition, Department of English Lucknow University.
7. Aiyer's Law Terms and Phrases.
8. Biswas Encyclopedia Law Dictionary.
9. Black's Law Dictionary.
10. LLA. Hill-English Language course for colleges, Book II and III.
11. Michael McCarthy and Felicity O'Dell-English Vocabulary in use.
12. Raymond Murphy-English Grammar in use intermediate to upper intermediate.
13. Martin Hewings-Advanced Grammar in use.
14. Michael McCarthy, Felicity O'Dell and Ellen Shaw- American English Vocabulary in use.
15. Cambridge International Dictionary of Idioms.
16. Denial Jones-English Pronouncing Dictionary.

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Paper-3 : Sociology –II (Development of Indian Society)

The course shall comprise of the following:

- I. The Development of Indian Society
 - Unity and Diversity
 - Continuity and Change, Ancient, Medieval and Modern India as a pluralistic society.
 - Verities of cultural diversities
 - Linguistic, religious, political, economic and cultural communities
- II. Major Institutions of Indian Society
 - (e) Family
 - (f) Caste
 - (g) Village
- III. Tribe and caste in the traditional order- caste and class in the contemporary India- the backward class
- IV. Trends of change in Indian Society ; Rural and Urban, Problems and Development Programmes
- V. Indian Cultural Values and Development – Impact of Muslim and British Cultures

Books Recommended:

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|-----------------------|---|---|
| 1. S.R. Myneni | : | Sociology and Law Students |
| 3. M.R. Srinivas | : | Study of Indian Society |
| 4. H.M. Johnson | : | Sociology A systematic Study |
| 5. N.K. Bose | : | The Structure of Hindu Society |
| 6. G.S. Ghurye | : | Caste, Class and Occupation |
| 7. Peter Worsley | : | Introducing Sociology |
| 8. Romesh Thapper | : | Tribe, caste and religion in India |
| 9. A.R. desai | : | Rural Sociology |
| 10. M.N. Srinivas | : | Social Change in Modern India |
| 11. D.M. Kapadia | : | Marriage and Family in India |
| 12. Kingsley Davis | : | Human Society |
| 13. Mac Iver and Page | : | Society |
| 14. Andre Beteille | : | The Backward Classes and the social order |
| 15. M.N. Srinivas | : | Caste in Modern India |

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Paper-4 : Economics –II (Indian Economy)**The course shall comprise of the following:**

- I. Economic Development & Growth: meaning of Economic Development and growth, indicators of economic development, indicators of economic growth
- I. Obstacles to development and growth: vicious circle of poverty, population explosion, low productivity of agriculture, scarcity of capital, inappropriate technology, socio-cultural obstacles, political and administrative obstacles, external bottlenecks, characteristic of Indian economy.
- II. Trade union movement in india
- III. Planning In india, progress under five year plan
- IV. Problems and prospects of Indian agriculture – green revolution Indian agriculture and WTO.
- V. Problems and prospects of Indian industry – large, medium and small, labour and trade union movement in india.

Books Recommended:

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| 1. Dutt R. & K.P.M. Sundharm | : | Indian Economy |
| 2. Mishra S.K. & V.K. Pure | : | Indian Economy |
| 3. Agrawal A.N. | : | Indian Economy Problem of Development and Planning |
| 4. Johnson P.A. | : | Development Issue of Indian Economy |
| 5. Kapila Uma (ed.) | : | Indian Economy since independence |
| 6. Dewett Kewal | : | Indian Economy |
| 7. B.N.P. Singh | : | Indian Economy today changing contours |
| 8. Memoria C.B. | : | Agricultural Problems in india |
| 9. Sharma, Meenakshi Dev | : | Indian Economy |

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| 7. Underhill | : | Law of Partnership |
| 8. Cheshire & Fifoot | : | Law of Contract |
| 9. Romnainger | : | The Sale of Goods Act |

Statutes Prescribed:

1. The Indian Contract Act, 1872
2. The Sale of Goods Act, 1950
3. The Indian Partnership Act, 1932

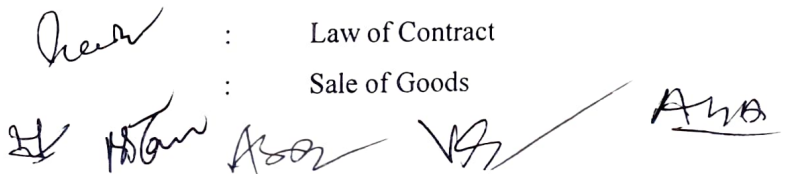
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Paper-5 : Contract –II (Specific Contract)**The course shall comprise of the following:**

- I. (a) Nature and Definition of Contract of Indemnity: Extent of Indemnifier's Liability.
(b) Nature and Definition of Contract of Guarantee : Rights, Liabilities and Discharge of Surety.
- II. Meaning and Definition of Contract of Bailment, Rights and Duties of Bailor and Bailee.
- III. Meaning of Bailment of Pledge : Pledge by Person other than the Owner.
- IV. Contract of Agency:
 - (a) Nature of Contract of Agency
 - (b) Modes of Creation of Agency
 - (c) Modes of Termination of Agency
- V. (a) Rights and Duties of Principal and Agent
(b) Rights and Liabilities of Undisclosed Principal
(c) Personal Liability of an Agent
- VI. Contract of Partnership:
 - (a) Nature and Definition of Contract of Partnership
 - (b) Non-Partnership Interest
 - (c) Formation of Partnership and Partner by Holding Out
 - (d) Minor and Partnership Firm
 - (e) Registration of Firms and Effects of Non-Registration
 - (f) Dissolution of Firms
- VII. Contract of Sale of Goods:
 - (a) Nature and definition of sale of goods
 - (b) Conditions and warranties
 - (c) Rule of Caveat Emptor
 - (d) Nemo dat quad non habet
 - (e) Definition and Rights of an Unpaid Seller

Books Recommended:

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| 1. R.K. Abhichandrani (Ed.) | : | Pollock and Mulla on Contract and Specific |
| 2. Relief Acts, Tripathi Pulication, Mumbai | | |
| 3. Desai T.R. | : | Indian Contract Act |
| 4. S.T. Desai | : | Indian Partnership Act |
| 5. Dr. Avtar Singh | : | Law of Contract |
| 6. Chalmers | : | Sale of Goods |

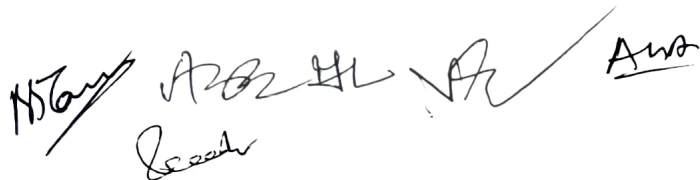


Paper-6 : Constitutional law of India –II**The course shall comprise of the following:**

- I. Fundamental Rights-General: Scheme of Fundamental Rights, Who can claim Fundamental Rights: Against whom Fundamental Rights are available? Suspension of Fundamental Rights.
- II. Fundamental Rights – Specific: Special Emphasis shall be Placed on the following Rights:
 - (a) Right to equality (Articles 14 to 18)
 - (b) Right to freedom of speech and expression (Articles 19)
 - (c) Protection in respect of Conviction for offences (Article 20)
 - (d) Right to life and personal liberty (Articles 21)
 - (e) Right against Exploitation (Articles 23 & 24)
 - (f) Right to freedom of religion (Articles 25 to 28)
 - (g) Cultural & Educational Rights (Articles 29 & 30)
 - (h) Right to constitutional remedies (Articles 32)
- III. Directive Principles of the State policy. Their Importance and Relationship with fundamental rights, Fundamental Duties
- IV. Emergency provisions with special reference to proclamation of National Emergency and Failure of Constitutional Machinery in State, Ground and effect of Emergency.
- V. Amendments in the Constitution. Power and Procedure: Basic structure of the Constitution.
- VI. Freedom of trade, commerce and intercourse

Books Recommended:

- | | | |
|---|---|--|
| 8. H.M. Seerwai | : | Constitutional Law of India |
| 9. V.N. Shukla (edited by Dr. M.P. Singh) | : | The Constitution of India |
| 10. D.D. Basu | : | Constitution of India |
| 11. J.N. Pandey | : | Constitution of India |
| 12. G. Austin | : | India's Constitution; Corner Stone of a Nation |
| 13. G. Subba Rao | : | Constitution of India |
| 14. M.P. Jain | : | Constitution of India |
| 15. P.K. Tripathi | : | Some Spotlights on Constitutional Interpretation |


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Paper-1 : Political Science –III (Public Administration)

The course shall comprise of the following:-

- I. Public Administration: its Nature, Meaning, Scope & Importance.
- II. Private & Public Administration.
- III. New Public Administration.
- IV. Politics & Public Administration.
- V. Methods and Approaches of Public Administration.
- VI. Bureaucracy - Meaning and changing concept of Bureaucracy.
- VII. Rise & Characteristics of Bureaucracy.
- VIII. Theories of Bureaucracy - Marxist, Max Weber, Plurist Theory and Technocratic view.
- IX. Bureaucracy and Democracy.
- X. Local Government- Meaning, Characteristics, Importance and Problems.
- XI. Urban Local Government and Panchayati Raj (73rd & 74th amendments of the Constitution).
- XII. District Level - Organization, Administrative Personnel & Sources of Revenues.
- XIII. Financial Administration
- XIV. Formation & Execution of Budget
- XV. Control of Parliamentary Committees
- XVI. Planning & Policy: Meaning Policy - Making process, who makes policy, basis of policy-Making.
- XVII. Factors Influencing Policy Formulation
- XVIII. Policy making in India.
- XIX. Planning - Meaning, Types, Machinery, Personnel & Techniques

Book Recommended:

1. Sharma M.P. & Sadana B.C.: Public Administration in Theory & Practice
2. Kapoor : Public Administration
3. Maheshwari : Public Administration in India.
4. Henery NICHOLAS: Public Administration and Public Affairs Prentice Hall on India.
5. Dr. Fadia and Dr. Fadia : Public Administration
6. Ramesh K. Arora & Rajni Goyal: Indian Public Administration
7. Avasthi and Avasthi : Indian Administration

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Paper-2 : Legal Method (Elements of Research)

The course shall comprise of the following :

- I. Various types of Law : civil law, criminal law, etc. Case Law Technique
- II. Legal materials - Enactments, notifications, judgments, reports of commissions, etc.
- III. Where to find and how to find these materials, how to check their validity.
- IV. Methods of study. Technical terms. Interpretation of statutes.
- V. Elements of Legal Research : Research problem, hypothesis, experimentation, analysis and interpretation of data, report writing.
- VI. Tools of Research : Use of Library, observation, questionnaire, interview, sampling, case study, participation.

Book Recommended:

1. Williams Glanville - Learning the law.
2. Kapoor : Public Administration
3. Good and Hatt - Social Science Research.

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Paper-3 : Sociology –III (Social Welfare & Social Legislation)

The course shall comprise of the following:

- I. Constitution of India: Fundamental Rights and duties- directive Principles of State Policy and related instruments of the constitution initiating the welfare goals of the states.
- II. Social legislation as an instrument of social welfare and as instrument of social change. Limitation of social legislation.
- III. Social Welfare needs Provision of Compulsory primary education – full employment – health care needs, welfare of women and children, welfare of disadvantaged groups (handicapped, elderly, dalits and tribes), and housing needs.
- IV. Social Legislations- Constitutional Provisions in favor of dalits tribes other backward classes, women and children, law relating Compulsory primary education, empoyement, labor legislation, health for all, social security, insuarance scheme, human rights, trafficking in women and children.
- V. Legislation initiated by state legislative bodies to meet regional and local social welfare needs.
- VI. Organizations promoting social welfare programmes: central and state government organization and their functioning, semi government and nongovernmental organization and their role in social welfare, their functioning
- VII. New approaches and efforts to reach the constitutional goals in the context of liberalization and globalization of Indian economy.

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 J. S. S.

- I. Theories of economic Development: classical theories- Adam smith, Ricardo and Malthus
Karl Marx's Theory of economic development, Schumpeterian theory of economic development
- II. Money and banking: evolution and function, central bank meaning and function, Role of Reserve Bank of India, Commercial Bank meaning and functions.
- III. WTO and its effects on Indian industry and agriculture, WTO basic History, WTO Evolution and Function, WTO Implications of India, Role of IMF and world bank foesting the development of less developed economies.
- IV. Government Budget and Economy: Government Budget meaning and its components, objectives of government budget, classification of receipt-revenue and capital, plan and non-plan, development and non-developmental, defferent forms of budgetary deficits, deficit financing
- V. Meaning of business cycles, phases of business cycles, types of business cycles, theories of business cycles and control of business cycles.

1. Adelman I. : Theories of Economic Growth and Development.
2. Behrman S. and Srinivasan T.N. : Handbook of Development Economics
3. Ghatak S. : An Introduction to Development Economics.
4. Hayami Y. : Development Economics.
5. Higgins B. : Economic Development
6. Kindleberger C.P. : Economic Development
7. Meier G.M. : Leading Issues in Economic Development
8. Myint Hla : The Economics of Underdeveloped countries.
9. Myint Hla : Economic Theory and Underdeveloped countries.
10. Thirlwall A.P. : Growth and Development

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Paper-5 : Honours Paper (Right to Information)

The course shall comprise of the following:-

- I. Right to information before Right to information Act, 2005, Significance in democracy, Constitutional basis, Supreme Court on right to information.
- II. Right to information Act- definition, Right to information and obligations of public authorities
- III. Central information commission, State information commission: powers and functions of information commissions, Appeals and penalties.
- IV. Other related laws- The Official Secrets Act, 1923, The Public Records Act, 1993, The Public Record Rules, 1997, The Fre 1952, The Commission of inquiry (central) Rules, 1972
- V. Best practices- A study of decisions rendered by state commissions and central commission in the following areas of - police, Revenue, PWD, Irrigation, Secretariat, BSNL, Posts and telegraphs, Scheduled Banks, CPWD, Income Tax Department, Central Excise, Department, Local Authorities

Books Recomend:-

1. J.H. Barowalia- Commentary on the right to information Act.
2. S.V. Joga Rao - Law Relating to right to information, Vol. 1
3. Sri Nivas Madhav : Right to Information
4. S.P. Sathe & Prof. A. Chandrashekharan : Right to Information
5. Dr. Krishna Pal Malick : Right to Information

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 2. A signature that appears to read "V. ...".
 3. A signature that appears to read "A. ...".
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Paper-6 : Family Law –I (Hindu Law)**The course shall comprise of the following:**

- I. Source of Hindu Law, Schools and Sub-Schools of Hindu Law.
- II. Marriage: essential of a valid marriage, Void and Voidable Marriage.
- III. Matrimonial relief
Concept and Ground of Various Matrimonial Reliefs Viz.
(a) Restitution of Conjugal Rights.
(b) Judicial Separation
(c) Nullity of Marriage
(d) Divorce
- IV. Legitimacy – Legal Status of Children Born of Valid and Voidable Marriage.
- V. Adoption.
- VI. Hindu Minority and Guardianship Act, 1956
- VII. Law of Maintenance – Hindu Adoption and maintenance Act, 1956
- VIII. Joint Hindu Family (Mitakshara and Dayabhaga)
(a) Coparcenary – its formation and incidents.
(b) Kinds of Property – obstructed and un-obstructed Heritage, coparcenary property and separate property.
(c) Rights and duties of karta.
(d) Alienation of coparcenary property, alienation of undivided coparcenary interest
- IX. Law of partition and re-union :
(a) Nature of partition
(b) Partition how effected and reopened
(c) Subject matter of partition
(d) Re-union
- X. Law of succession

Books Recommended:

- | | | |
|-----------------------|---|-------------------------------------|
| 1. N.R. Raghwa Charir | : | Hindu Law |
| 2. J.D.M. Derat | : | An Introduction to Modern Hindu Law |
| 3. D.F. Mulla | : | Principles of Hindu Law |
| 4. Dr. Paras Diwan | : | Modern Hindu Law |
| 5. A. Kuppaswami | : | Mayne Hindu Law & Usage |
| 6. A.M. Bhattacharya | : | Hindu Law and the Constitution |

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Fourth Semester**Paper-1 : Political Science –IV (Foundation of Political Obligations)****The course shall comprise of the following:-**

- I. Law- Meaning and Nature, Sources of Law, Kinds of law, Laws and Morality, Rule of Law, Administrative law, Delegated Legislation, the Concept of Justice.
Rights- Meaning, Nature, Kinds, Relationship between Rights and Duties, Kinds of duties, Human Rights in brief.
Liberty - Meaning, Importance, Kinds.
Equality - Meaning, Importance, Kinds.
Relationship between Liberty and Equality, Justice.
- II. Legitimacy of Power- The Classical Theory (Hobbes, Locke and Rousseau)- Modern approaches to the notation of political obligation (Max weber, Karl Marx, Emile Durkheim) - Theories of political legitimacy)
- III. The Problems of Civil Disobedience and Political Obligation with particular reference to Gandhian and Neo-Gandhian thought, Thoreau, Martin Luther King.
- IV. Utilitarianism as an approach to political obligation - Jeremy Bentham and J.S.Mill.
Foundation of Promissory and Contractual liability
Idealism - its Philosophy, Merits and Limitations- Kant, Hegel, T.H. Green.
- V. The problem of punishment - Use of force by State against the citizen-The basis of criminal sanction
 - a) Theories of Punishment
 - b) The contemporary crisis of legitimation.
 - c) Power vs. Authority, Authority and Responsibility, Legitimation.
 - d) Legitimation of Power-Classical Thought- Hobbes, Locks and Rousseau.
 - e) Max weber - theory of Bureaucracy and Authority.
 - f) Durkheim - Policy Obligation.

Books Recommended:

1. Rajni Kothari- Democratic Policy and Social Change in India, Crisis and Opportunities.
2. Karl Loewenstein - Political Power and The Government Process.
3. J.C. Johari - Contemporary Political Theory
4. Flatman - Political Obligation.
5. Leiser Burton (Ch. 12, Civil Disobedience,) Liberty, Justice and Morals.

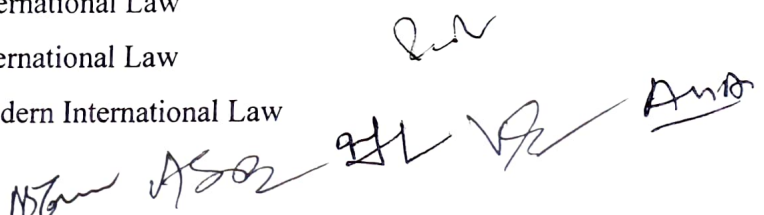
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Paper-2 : Public International Law**The course shall comprise of the following:**

- I. Theoretical foundation of international law:
 - (a) Definition
 - (b) Nature and scope
 - (c) Schools of international law
- II. Sources of international law :
 - (a) Custom
 - (b) International conventions
 - (c) General principles of law
 - (d) Judicial decisions and juristic works
- III. Relations between international law and municipal law
 - (a) Theories of relationship
 - (b) Indian and British practices
- IV. Recognition in international law :
 - (a) Concept, kind and theories
 - (b) Legal consequence of recognition
- V. State Territory:
 - (a) Law of the sea
 - (b) Air space
- VI. Jurisdiction :
 - (a) Territorial Jurisdiction.
 - (b) Extraterritorial Jurisdiction.
- VII. Asylum and extradition.
- VIII. Pacific settlement of international disputes.

Books Recommended:

- | | | |
|--------------------|---|-----------------------------------|
| 1. Starke | : | Introduction to International Law |
| 2. Rebecca Wallace | : | International Law |
| 3. Brownlie | : | Principles of International Law |
| 4. S.K. Kapoor | : | Public International Law |
| 5. M.P. Tandon | : | Public International Law, ALA |
| 6. K.C. Joshi | : | International Law |
| 7. J.G. Starke | : | International Law |
| 8. R.G. Hingorani | : | Modern International Law |



Paper-3 : Jurisprudence**The Course shall comprise of the following:**

- (1) Introduction
 - i. Definition, Nature and Scope of Jurisprudence
 - ii. Importance of the study of Jurisprudence
- (2) Analytical School
 - (a) Analytical Positivism
 - (b) Imperative Theory : John Austin
- (3) Historical School
 - (a) Frederick Karel Von Savigny
 - (b) Sir Henry Summer Maine
- (4) Natural Law School
 - (a) Classical Natural Law
 - (b) Revival of Natural Law : Rudolf Stammler
- (5) Sociological School
 - (a) Background and Characteristics
 - (b) Roscoe Pound
- (6) American Realist School
- (7) Legal Person :
 - (a) Natural and Concept
 - (b) Theories of Legal Personality
- (8) Legal Rights :
 - (a) Definition, Basis and Characteristics
 - (b) Kinds of Legal Rights
- (9) Possession and Ownership :
 - (a) Possession in Fact and Possession in Law
 - (b) Relation Between Possession and Ownership
- (10) Liability :
 - (a) Theory of Remedial Liability
 - (b) Theory of Penal Liability
- (11) Law and Morality :
 - (a) Relation between Law and Morals
 - (b) Legal Enforcement of Morality

Books Recommended:

- | | | |
|----------------------|---|------------------------------|
| 4. Dias R.W.M. | - | Jurisprudence |
| 5. S.N. Dhyani | - | Jurisprudence |
| 6. Mahajan .Dr. V.D. | - | Jurisprudence & Legal Theory |
| 7. Friedman | - | Legal Theory |
| 8. M.P. Tandon | - | Jurisprudence |
| 9. N.K. Jaya Kumar | - | Lectures in Jurisprudence |
| 10. P.S.A. Pillai | - | Jurisprudence & Legal Theory |

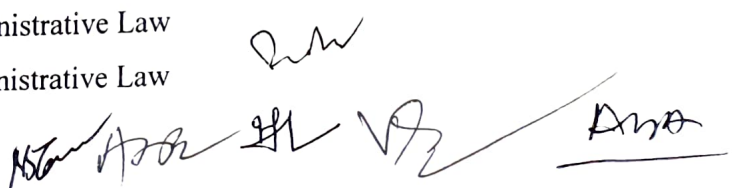
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Paper-4 : Administrative Law**The course shall comprise of the following:**

- I. Reasons for the Development of Administrative Law, Definition and its Scope.
- II. Rule of Law
- III. Separation of Powers
- IV. Delegated Legislation:
 - (a) Necessity of Delegated Legislation
 - (b) Constitutionality of Delegated Legislation
 - (c) Judicial Control
 - (d) Parliamentary Control
 - (e) Procedural Control
- V. Governments Liability in Torts
- VI. Government Contracts and Government Liability in Contracts
- VII. Promissory Estoppel
- VIII. Principles of Natural Justice
- IX. Writs with Special Reference to:
 - (a) Writs of Certiorary
 - (b) Writs of Mandamus
 - (c) Writs of Quo-Warranto
- X. Public Interest Litigation and Judicial Review of Administrative Action.
- XI. Ombudsman in India (Lokpal and Lokayukt)
- XII. Public Corporation

Books Recommended:

- | | | |
|--------------------|---|--|
| 1. C.K. Allen | : | Law and Orders (1985) |
| 2. D.D. Basu | : | Comparative Administrative Law (1998) |
| 3. M.A. Fazal | : | Judicial Control of Administrative Action in India, Pakistan and Bangladesh (2000) Butterworths- India |
| 4. M.P. Jain | : | Cases and materials on Indian Administrative Law Vol. I & II |
| 5. Jain & Jain | : | Principles of Administrative Law (1997) Universal, Delhi |
| 6. S.P. Sathe | : | Administrative law (1998) Butterworths-India, Delhi |
| 7. U.P.D. Kesari | : | Administrative Law |
| 8. J.J.R. Upadhyay | : | Administrative Law |
| 9. I.P. Massey | : | Administrative Law |



Paper-5 : Honours Paper (Interpretation of Statutes and Principles of Legislation)

The Course shall comprise of the following:

- I. Principles of Legislation : Law-making - the legislature, executive and the judiciary; Principle of utility; Relevance of John Rawls and Robert Nozick - individual interest to community interest; Operation of these principles upon legislation; Distinction between morals and legislation
- II. Interpretation of Statutes : Meaning of the term 'statutes'; Commencement, operation and repeal of statutes; Purpose of interpretation of statutes;
- III. Aids to Interpretation : Internal aids: Title: Preamble; Headings and marginal notes; Sections and sub-sections; Punctuation marks; Illustrations, exceptions, provisos and saving clauses; Schedules; Non-obstante clause; External aids; Dictionaries; Translations; Travaux Preparatoires; Statutes in pari material; Contemporanea Exposito; Debates, inquiry commission reports and Law Commission reports
- IV. Rules of Statutory Interpretation : Primary Rules; Literal rule; Golden rule; Mischief rule (rule in the Heydon's case); Rule of harmonious construction; Secondary Rules; Noscitur a sociis ; Ejusdem generis; Reddendo singula singulis
- V. Presumptions in statutory interpretation : Statutes are valid; Statutes are territorial in operation; Presumption as to jurisdiction; Presumption against what is inconvenient or absurd; Presumption against intending injustice; Presumption against impairing obligations or ermitting advantage from one's own wrong; Prospective operation of statutes
- VI. Maxims of Statutory Interpretation : Delegatus non potest delegare; Expressio unius exclusio alterius; Generalia specialibus non derogant; In pari delicto potior est conditio possidentis; Utres valet potior quam pareat; Expressum facit cessare tacitum; In bonam partem
- VII. Interpretation with reference to the subject matter and purpose : Restrictive and beneficial construction; Taxing statutes; Penal statutes; Welfare legislation ; Interpretation of substantive and adjunctival statutes; Interpretation of directory and mandatory provisions; Interpretation of enabling statutes; Interpretation of codifying and consolidating statutes; Interpretation of statutes conferring rights; Interpretation of statutes conferring powers.
- VIII. Principles of Constitutional Interpretation: Harmonious construction; Doctrine of pith and substance; Colourable legislation; Ancillary powers; "Occupied field"; Residuary power; Doctrine of repugnancy

Books Recommended:

1. G.P.Singh, Principles of Statutory Interpretation, (7th Edition) 1999, Wadhwa, Nagpur.
2. P. St. Langan (Ed.). Maxwell on The Interpretation of Statutes (1976) N.M.Tripathi, Bombay
3. K.Shanmukham, N.S.Bindras's Interpretation of Statutes, (1997) The Law Book Co. Allahabad.
4. V.Sarathi, Interpretation of Statutes, (1984) Eastern, Lucknow.
5. U.Baxi, Introduction to Justice K.K.Mathew's, Democracy Equality and Freedom (1978) Eastern,

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Paper-6 : Family Law –II (Mohammadan Law)

The course shall comprise of the following:

- I. Introduction : Who is Muslim, Conversion, Apostasy.
- II. Source of Muslim Law
- III. Schools of Muslim Law
- IV. Marriage : Definition, Nature Capacity, Classification and legal Effect of Marriage.
- V. Dower
- VI. Dissolution of Marriage under Muslim Law : (Divorce) Talaq, Ila, Khula, Mubarrat, Talaq-e-Tafweed, Lian, Faskh etc.
- VII. Dissolution of Muslim Marriage Act, 1939
- VIII. Maintenance of Wives with Special Reference to Section 125 Cr. P.C.
- IX. Shah Bano Case and the Ensuing Legislation.
- X. Parentage and Legitimacy: Acknowledgement of Legitimacy. Brief Study of Section 112 of the Evidence Act.
- XI. Will.
- XII. Gift.
- XIII. Hiba-Marz-Ul-Maut.
- XIV. Law of Pre-Emption
- XV. General Rule of Inheritance.

Books Recommended:

- | | | |
|---------------------------------|---|-------------|
| 1. Principles of Mohammedan Law | : | Mulla, D.F. |
| 2. Muslim Law | : | Paras Diwan |
| 3. Outlines of Mohammedan Law | : | Fyzee |
| 4. Muslim Law | : | Khalid |
| 5. Mohammedan Law | : | Tyabji |

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Fifth Semester**Paper-I : Political Science –V (International Relations)**

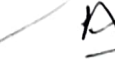
The course shall comprise of the following:-

- I. International Relation: Its meaning, nature and Practice. The role of National Interest and Ideology in formation of foreign policy.
 - II. Nationality - Definition and Meaning. Elements that help develop Nationality.
 - III. Nationalism- Definition, Meaning brief history (W. & E.) Features, Merits and Demerits.
 - IV. State, Nation, Nationality-mono-national and Multi-states.
 - V. Internationalism- Philosophy, reasons for growth, a brief history and scope. International relations and international relations and international politics.
 - VI. National Power- Meaning, Major Sources and Elements (Geography, population, Natural resources, food, raw materials, Scientific development, technology, Indus capacity) military preparedness, National character, morale leadership and quality of govt.
- Limitations of national power,-
- a) International morality
 - b) International public opinion
 - c) International law-definition, scope, source and limitations, codification
 - d) War - meaning, causes, advantages and disadvantages, Earlier and Modern Warfare-compared.
 - e) Economic Interdependence
- VIII. Diplomacy - an instrument of national policy - definition and importance, a brief history, types of diplomacy, functions, organization and protocol, privileges and immunities of diplomats. Subversion, propaganda and Terrorism.
 - IX. Peaceful Change:-
 - a) Balance of power- Meaning, Characteristics, Devices and Instruments, Balance of power in the modern world.
 - b) Collective security - Meaning, principles, features, problems, conditions for success- NATO, SEATO Alliances
 - c) Disarmament History, problems, success and failures - example.

Instrument of peaceful change -(a) Negotiation (b) Mediation (c) Arbitration (d) conciliation and (e) Judicial Settlement, (Each is to be defined, its features, highlighted, its limitations explained with suitable examples. Each instrument has to be compared and contrasted with the other.)

Books Recommended:

1. Sakti Mukherjee - International Organization.
2. Morgenthau: Politics among Nations
3. D.W. Boweet, International Institutions
4. C.P. Scchleicheor - International Relations.
5. Vermon Van Dyke - International Policies
6. Plamer and Porkins - International Relations
7. E.H. Hentment - The Relations of Nations

Paper-2 : Law of Torts-I (Principles of Torts)

The Course shall comprise of the following :

- I. Evolution of Law of Torts : England - forms of action - specific remedies from case to case; India - principles of justice equity and good conscience - uncoded character advantages and disadvantages
- II. Definition, Nature, Scope and Objects ;. A wrongful act- violation of duty imposed by law, duty which is owed to people generally (in rem) - damnum sine injuria and injuria sine damnum.; Tort distinguished from crime and breach of contract.
- III. Principles of Liability in Torts : Fault ; Wrongful intent; Negligence ; Liability without fault; Violation of ethical codes; Statutory liability; Place of motive in torts
- IV. Justification in Tort : Volenti non fit injuria; Necessity, private and public; Plaintiff's default; Act of God; Inevitable accident; Private defense; Statutory authority; Judicial and quasi-judicial acts; Parental and quasi-parental authority
- V. Extinguishment of liability in certain situations : Actio personalis moritur cum persona - exceptions ; Waiver and acquiescence; . Release; Accord and satisfaction; Limitation; Who may sue ; Who may not be sued ?
- VI. Doctrine of sovereign immunity and its relevance in India ;Vicarious Liability ; Express authorization; Ratification; Abetment;Special Relationships:. Master and servant; Principal and agent; Corporation and principal officer
- VII. Torts against persons and personal relations : Assault, battery, mayhem, False imprisonment; Defamation- libel, slander including law relating to privileges; Malicious prosecution; Shortened expectation of life; Nervous shock
- VIII. Wrongs affecting property : Trespass to land, trespass ab initio, dispossession; Movable property- trespass to goods, detinue, conversion; Torts against business interests - injurious falsehood, misstatements, passing off

Books Recommended:

1. Salmond and Heuston - On the Law of Torts (2000) Universal, Delhi.
2. D.D.Basu, The Law of Torts (1982), Kamal, Calcutta.
3. D.M.Gandhi, Law of Tort (1987), Eastern, Lucknow
4. P.S.Achuthan Pillai, The law of Tort (1994) Eastern, Lucknow
5. Ratanlal & Dhirajlal, The Law of Torts (1997), Universal, Delhi.
6. Winfield and Jolowiz on Tort (1999), Sweet and Maxwell, London.
7. Saraf, D.N., Law of Consumer Protection in India (1995), Tripathi, Bombay
8. Avtar Singh, The Law of Consumer Protection: Principles and Practice (2000), Eastern Book Co.,
9. J.N.Barowalia, Commentary on Consumer Protection Act 1986 (2000), Universal, Delhi.
10. P.K.Majundar, The Law of Consumer Protection In India (1998), Orient Publishing Co. New Delhi.
11. R.M. Vats, Consumer and the Law (1994), Universal, Delhi

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Paper-3 : Property Law

The Course shall comprise of the following :

- i. General Principles applicable to transfer of both Movable and immovable properties
- ii. General definitions- immovable properties, attestation, notice (a meaning of transfer of property) (sec 5).
- iii. Meaning of property including non transferable properties (section 6)
- iv. persons competent to transfer, incidents of transfer, oral transfer (Section 7, 8 & 9)
- v. Condition restraining alienation (section 10 to 12)
- vi. Transfer of benefit of unborn person and rule against Perpetuity (section 13 to 18)
- vii. Vested and contingent interest (section 19 & 21)
- viii. Conditional transfer (section 25 to 29)
- ix. Election (section 35)
- x. General Principles applicable to transfer of immovable properties only
- xi. Transfer by Unauthorised persons other than full owner (section 41 & 43)
- xii. Restrictive covenant and protection of third person's rights (section 39 & 40)
- xiii. Lis pendens (section 52)
- xiv. Fraudulent transfer (section 53)
- xv. Part-performance (section 53 A)
- xvi. Sale of Immovable property : definition and mode of sale and Exchange (section 54 & 118)
- xvii. Mortgage: definitions mortgage, Mortgagor, Mortgagee, Mortgage Money, Mortgage Deed (section 58) charge (section 100)
- xviii. Kind of Mortgage (section 58)
- xix. Mode of formalities of creation of mortgage (Section 59)
- xx. Right to redeem, Partial Redemption, Clog on Redemption (Section 60), Marshalling and contribution (section 81 & 82), Subrogation (section 91 & 92)
- xxi. Leases of Immovable property:
- xxii. Definition of Lease (section 105) and License.
- xxiii. Lease how made (section 107)
- xxiv. Determination of Lease (Section 111)
- xxv. Effect of Holding Over (Section 116)
- xxvi. Gift
- xxvii. Definition of Gift (section 122)
- xxviii. Transfer how effected (section 123)
- xxix. Onerous Gift (Section 127)
- xxx. Universal Donee (section 128)
- xxxi. Law of Easement:
- xxxii. Definition, Acquisition and Kinds of Easement (Section 4 to 18)

Books Recommended:

1. S.N. Shukla : Transfer of Property Act
2. Dr. H.N. Tiwari : Transfer of Property Act
3. Dr. Prem Nath : Transfer of Property
4. Dr. T.P. Tripathi :

The Course shall comprise of the following:

- I. Historical perspectives on Labour: Labour through the ages - slave labour -caste basis - labour during feudal days.; Colonial labour law and policy; From laissez faire to welfarism and to globalisation: transition from exploitation to protection; and from contract to status : changing perspectives on labour.
- II. The Trade Unions Act, 1926 : Trade unionism; Evolution and Growth of Trade Unions in India; Historical reasons for the formation of combinations of workers, legal impediments; Constitutional freedom to form associations and unions – Constitution of India, Articles 19(1)(c), (4) and 33; International Labour Organisation - its influence in bringing changes in national legislations. Trade Union – Definitions of ‘trade union’, ‘workman’ and ‘trade dispute’ ; Legal control and protection of trade union: registration, amalgamation, rights, immunities, liabilities and dissolution; Problems: multiplicity of unions, over politicisation – intra-union and inter-union rivalry, outside leadership, closed shop and union-shop recognition of unions; Immunities – Criminal and Civil
- III. Industrial Disputes - The Industrial Disputes Act, 1947 : Aims and Objects of the Industrial Disputes Act; Industry – Conceptual Analysis; The Industrial Disputes Act, 1947, S. 2(j); Industrial Dispute v. Individual Dispute - Contrast; The Industrial Disputes Act, 1947, S. 2(k), 2A; Concept of Workman Distinction between contract for services and contract of service: Due control and supervision test; Predominant nature of duty test; The Industrial Disputes Act, 1947, S. 2(s); Strike & Lock out; Concepts, legality and justification; The Industrial Disputes Act, 1947, Ss. 2(q), 2(l), 2(n), 10(3), 10A(3A), 22-28; Lay off, Retrenchment & Closure; The Industrial Disputes Act, 1947, Ss. 2(cc), 2(kkk), 2(oo), Chapters VA, VB
- IV. The Industrial Employment (Standing Orders) Act, 1946: The Essential Services Maintenance Act, 1981
- v. The Industrial Disputes Act : Investigation & Settlement of Industrial Disputes – General (sections 3 to 15) ; Dispute Settlement Machinery: Conciliation and Adjudication; Conciliation/Mediation as a Dispute Settlement Mechanism; Adjudication : Voluntary Adjudication/Arbitration and Compulsory Adjudication; Reference of the Industrial Dispute; Nature & Scope of the Power of the Appropriate Government under section 10; Jurisdiction of Adjudicatory Authorities; Awards and Settlements; Settlement : Nature, Duration and Termination; Awards : Nature and Duration; Judicial Review of Industrial Awards; Managerial Prerogative; Domestic Enquiry and Disciplinary actions with special reference to the Industrial; Powers of the Adjudicatory Authorities; Power in cases of Discharge/Dismissal (section 11A); Restraints on Managerial Prerogatives (section 33 and 33A).

Books Recommended:

1. John Bowers and Simon Honeyball, Text Book on Labour Law (1996), Blackstone, London
2. Srivastava K.D., Commentaries on Payment of Wages Act 1936 (1998), Eastern, Lucknow
3. Srivastava K.D., Commentaries on Minimum Wages Act 1948 (1995), Eastern, Lucknow
4. Rao.S.B., Law and Practice on Minimum Wages (1999) , Law Publishing House, Allahabad
5. Seth.D.D., Commentaries on Industrial Disputes Act 1947 (1998), Law Publishing House, Allahabad
6. Srivastava K.D., Disciplinary Action against Industrial Employees and Its Remedies (1990), Eastern, Lucknow
7. Lucknow
8. Srivastava. K .D., Commentaries on Factories Act 1948 (2000), Eastern, Lucknow
9. R.C. Saxena, Labour Problems and Social Welfare Chapters 1, 5 and 6.(1974)
10. V.V. Giri, Labour Problems in Indian Industry Chs. 1 and 15, (1972).
11. Indian Law Institute, Labour Law and Labour Relations (1987)
12. (1982) Cochin University Law Review, Vol. 6 pp. 153-210.
13. Report of the National Commission on Labour. Ch. 14-17, 22, 23 and 24.

14. O.P. Malhotra, The Law of Industrial Disputes (1998), Universal, Delhi.
15. S.C. Srivastava, Social Security and Labour Laws Pts. 5 and 6 (1985). Universal, Delhi.
16. S.C. Srivastava, Commentary on the Factories Act 1948 (1999) Universal, Delhi.

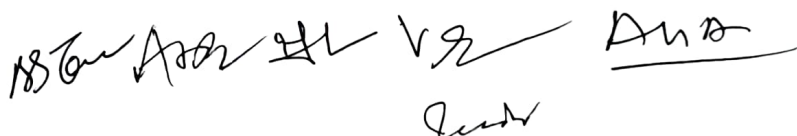
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Paper-5 : Honours Paper (Insurance Law)**The course shall comprise of the following:-**

- (1) Origin and History of Insurance Law:
Nationalization and Regulation of Insurance, Constitution , Power and Functions of IRDA
- (2) Insurance:
Definition, Essentials, Nature, Kinds and Application of Doctrine of Utmost Good Faith and Doctrine of Indemnity
 - (a) Insurable Interest- Definition, Essentials, Nature and Person having insurable Interest.
 - (c) Application of Doctrine of Causa Proxima.
 - (e) Warranty - Meaning, Characters, Kinds the Effect of Breach of Warranty, Warranty and Representation
- (3) Life Insurance - Definition, Essential, Nature, Scope, Event, Insured, Circumstances Affecting the Risk Including Suicide, Categories of Insurance Policies
- (4) Fire insurance : Definition, Nature, Scope, Meaning of the Term, Fire, Loss by Fire, Categories of Fire Insurance Policy and the Application of Special Doctrine - Reinstatement, Subrogation, Contribution etc.
- (5) Marine Insurance : Definition, Scope, Nature, Categories of Marine Insurance Policies, Insured Perils, Loss and Abandonment, Partial Losses and General Average, Measure of Indemnity.
- (6) Miscellaneous Insurance (Burglary, Liability and Motor Vehicle) Definition, Nature and Scope.
- (7) Double Insurance and Reinsurance.

Books Recommended:

1. K.S.N. Murthy & K.V.S. Sharma - Modern Law of Insurance
2. M.N. Mishra - Law of Insurance
3. Singh Dr. Avtar - Law of Insurance



The Course comprise of the following :

- I. Meaning of Company , Theories of corporate personality ; Creation and extinction of corporations.
- II. Forms of Corporate and Non-Corporate Organizations; Corporations, partnerships and other associations of persons, state corporations ; government companies, small scale, co-operative, corporate and joint sectors.
- III. Law relating to companies - public and private - Companies Act, 1956 ; Need of company for development formation of a company registration and incorporation ; Memorandum of association - various clauses - alteration therein -doctrine of ultra Virus; Articles of association - binding force - alteration - its relation with memorandum of association - doctrine of constructive notice and indoor management - exceptions; Prospectus - issue - contents - liability for misstatements - statement in lieu of prospectus ; Promoters - position - duties and liabilities;
- IV. Shares - general principles of allotment statutory restrictions - share certificate its objects and effects - transfer of shares - restrictions on transfer - procedure for transfer - refusal of transfer- role of public finance institutions - relationship between transferor and transferee - issue of shares at premium and discount - depository receipts - dematerialized shares(DEMAT) ; Shareholder - who can be and who cannot be a shareholder - modes of becoming a shareholder - calls on shares - forfeiture and surrender of shares - lien on shares. Share capital - kinds - alteration and reduction of share capital - further issue of capital - conversion of loans and debentures into capital - duties of courts to protect the interests of creditors and holders
- V. Directors - position - appointment - qualifications - vacation of office - removal -resignation - powers and duties of directors - meeting of Share of Holders, registers, loans - remuneration of directors - role of nominee directors - compensation for loss of office - managing directors - compensation for loss of office - managing directors and other managerial personnel
- VI. Borrowing powers - powers - effect of unauthorized borrowing - charges and mortgages - loans to other companies - investments - contracts by companies ; Debentures - meaning - fixed and floating charge - kinds of debentures - shareholder and debenture holder - remedies of debenture holders
- VII. Protection of minority rights; Protection of oppression and mismanagement - who can apply? - powers of the company , court and of the central government
- VIII. Winding up - types - by court -reasons - grounds - who can apply - procedure - powers of liquidator - powers of court - consequences of winding up order - voluntary winding up by members and creditors - winding up subject to supervision of courts - liability of past members - payment of liabilities - preferential payment, unclaimed dividends - winding up of unregistered company
- IX. Law and Multinational Companies ; International norms for control ; National law FEMA (Foreign Exchange Management Act 1999) ; Remedies against them civil, criminal and tortuous - Specific Relief Act, writs, liability under special statutes.

Books Recommended:

1. Avtar Singh, Indian Company Law (1999), EBC.
2. L.C.B. Gower, Principles of Modern Company Law (1997) Sweet and Maxwell, London
3. Palmer, Palmer's Company Law (1987), Stevens, London.
4. R.R. Pennington, Company Law (1990), Butterworths.
5. Ramaiya, Guide to the Companies Act, (1998), Wadha.
6. S.M. Shah, Lectures on Company Law (1988), Tripathi, Bombay

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Sixth Semester**Paper-1 : Political Science –VI (International Organization)**

The course shall comprise of the following:-

- I. League of Nations- history - formation and causes for failure.
- II. UNO - formation, preamble, character, aims, members, principal organs, ECOSOC and specialized agencies- IBRD, IMF, WHO, UNICEF, ILO, UNESCO, Achievements of the UNO-failures,
- III. Common wealth of Nations - Brief history, aims, members organization and working.
- IV. Major areas of conflict - East, West, North, South -a special emphasis on migration, balance of payment, international trade.
- V. Regional Organization – Arab-League, OAU, OAS, EC, CMEA (Comecon) - A brief sketch, SAARC- formation, aims, organization and working - a special reference to India's contribution.

Books Recommended:

1. Sakti Mukherjee - International Organization.
2. Morgenthau: Politics among Nations
3. D.W. Boweet, International Institutions
4. C.P. Scchleicheor - International Relations.
5. Vermon Van Dyke - International Policies
6. Plamer and Porkins - International Relations
7. E.H. Hentment - The Relations of Nations

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Paper-2 : Law of Torts –II including M.V. Act & C.P. Act**The course shall comprise of the following:-**

- I. Nuisance ; Absolute/Strict liability ; The rule in Rylands v. Fletcher; Liability for harm caused by inherently dangerous industries
- II. Legal remedies: Award of damages- simple, special, punitive: Remoteness of damage- foreseeability and directness; Injunction; Specific restitution of property; Extra-legal remedies- self-help, re-entry on land, re-capture of goods, distress damage feasant and abatement of nuisance.
- III. Negligence; Theories of negligence; Standards of care, duty to take care, carelessness, inadvertence; Doctrine of contributory negligence; Res ipsa loquitur and its importance in contemporary law; Liability due to negligence : different professionals;. Liability of common carriers for negligence
- IV. The Consumer Protection Act 1986 ; Consumer movements: historical perspectives ;. Consumerism in India: food adulteration, drugs and cosmetics – essential Commodities; Who is not a consumer? Unfair Trade Practices, Redressal Agencies.
- V. The M.V. Act 1988

Books Recommended:

1. Salmond and Heuston - On the Law of Torts (2000) Universal, Delhi.
2. D.D.Basu, The Law of Torts (1982), Kamal, Calcutta.
3. D.M.Gandhi, Law of Tort (1987), Eastern, Lucknow
4. P.S.Achuthan Pillai, The law of Tort (1994) Eastern, Lucknow
5. Ratanlal & Dhirajlal, The Law of Torts (1997), Universal, Delhi.
6. Winfield and Jolowiz on Tort (1999), Sweet and Maxwell, London.
7. Saraf, D.N., Law of Consumer Protection in India (1995), Tripathi, Bombay
8. Avtar Singh, The Law of Consumer Protection: Principles and Practice (2000), Eastern Book Co.,
9. J.N.Barowalia, Commentary on Consumer Protection Act 1986 (2000), Universal, Delhi.
10. P.K.Majundar, The Law of Consumer Protection In India (1998), Orient Publishing Co. New Delhi.
11. R.M. Vats, Consumer and the Law (1994), Universal, Delhi

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The Course shall comprise of the following:

- I. Concept of environment and Pollution ; Environment; Meaning and contents; Pollution; Kinds of pollution; Effects of pollution
- II. Legal control: historical perspectives ; Indian tradition : dharma of environment; British Raj - industrial development and exploitation of nature;. Nuisance: penal code and procedural codes; Free India - continuance of British influence; Old laws and new interpretations
- III. Constitutional Perspectives ; Constitution making - development and property oriented approach; Directive principles; Status, role and interrelationship with fundamental rights and fundamental duties ; Fundamental Duty; judicial approach; Fundamental Rights; Enforcing agencies and remedies; Courts ; Tribunal; Constitutional, statutory and judicial remedies; Emerging principles; Polluter pays: public liability insurance; Precautionary principle; Public trust doctrine; Sustainable development
- IV. Water and Air Pollution ;Meaning and standards; Culprits and victims; Offences and penalties; Judicial approach
- V. Noise Pollution ; Legal control: permissible and impermissible noise
- VI. Environment Protection ; Protection agencies: power and functions; Protection : means and sanctions; Emerging protection through delegated legislation; Hazardous waste; Bio-medical waste; Genetic engineering; Disaster emergency preparedness;. Environment impact assessment; Coastal zone management ; Environmental audit and eco mark; Judiciary : complex problems in administration of environmental justice
- VII. Forest and greenery : Greenery conservation laws; Forest conservation; Conservation agencies; Prior approval and non-forest purpose; Symbiotic relationship and tribal people; Denudation of forest : judicial approach; Wild life; Sanctuaries and national parks; Licensing of zoos and parks; State monopoly in the sale of wild life and wild life articles ;Offences against wild life;
- VIII. International regime : Stockholm conference; Green house effect and ozone depletion; Rio conference; Bio-diversity; U.N. declaration on right to development; Wetlands

Books Recommended:

1. Aarmin Rosencranz, et al., (eds.), Environmental Law and Policy in India.
2. R.B.Singh & Suresh Misra, Environmental Law in India.
3. Kailash Thakur, Environmental Protection Law and Policy in
4. Richard L.Riversz, et.al. (eds.) Environmental Law, the Economy and Sustainable Development
5. Christopher D.Stone, Should Trees Have Standing and other Essays on Law, Morals and the Environment
6. Leelakrishnan, P et. al. (eds.), Law and Environment
7. Leelakrishnan, P, The Environmental Law in India

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Paper-4 : Labour Law –II**The Course shall comprise of the following:**

- I. State Regulation of Industrial Relations : Theoretical foundations: social justice, labour welfare, public interest, productivity, industrial peace and development and price control.; Methods of regulation; Recognition of mutual arrangements ; State prescription of machinery: reference for adjudication, the adjudicatory mechanisms – comparison with courts, award and its binding nature, judicial review of awards.; State prescription of standards in lay off, strike, lockout, retrenchment, closure and transfer of undertakings; Workers' participation in Industrial management: Advantages and Disadvantages; Unfair labour practices
- II. Wage: National Wage Policy; Theories of wages : marginal productivity, subsistence, wages fund, supply; Kinds of wages- (a) Minimum Wage; (b) Fair Wage; (c) Living Wage; Components of wages : dearness allowance, principle of fixation.; Protection of wages : non-payment, delayed payment; Unauthorised deductions - remedial measures .; The Minimum Wage Act, 1948; Machinery under the Act for the Fixation of Minimum Wage; The Payment of Wages Act, 1936
- III. The Payment of Bonus Act, 1965 : Concept of Bonus - computation of bonus; Definitions; Minimum Bonus and Maximum Bonus; eligibility and Disqualification for Bonus
- IV. Health and Safety: legislative controls : factory, mines and plantations; The Workmen's Compensation Act, 1936; Entitlement for Compensation; Concept of injury "arising out of and in the course of employment"; Disablement : Partial and Total ; Temporary and Permanent; Quantum of Compensation – principles for determination;
- V. The Factories Act, 1948 : Definitions; Inspecting Staff; Health Safety and Welfare Measures; Working hours of adults; Employment of young person; Annual leave with wages
- VI. Employees States Insurance Act, 1948 : Historical Development ; object and application of the Act , Definitions; Employment injury; Liability of the Employers for Accident during and in the course of employment; Various benefits available under the Act.

Books Recommended:

1. John Bowers and Simon Honeyball, Text Book on Labour Law (1996), Blackstone, London
2. Srivastava K.D., Commentaries on Payment of Wages Act 1936 (1998), Eastern, Lucknow
3. Srivastava K.D., Commentaries on Minimum Wages Act 1948 (1995), Eastern, Lucknow
4. Srivastava. K .D., Commentaries on Factories Act 1948 (2000), Eastern, Lucknow
5. R.C. Saxena, Labour Problems and Social Welfare Chapters 1, 5 and 6.(1974)
6. V.V. Giri, Labour Problems in Indian Industry Chs. 1 and 15, (1972).
7. O.P. Malhotra, The Law of Industrial Disputes (1998), Universal, Delhi.
8. S.C. Srivastava, Social Security and Labour Laws Pts. 5 and 6 (1985).Universal, Delhi.
9. S.C.Srivastava, Commentary on the Factories Act 1948 (1999) Universal, Delhi. bibliography
10. V.V. Giri, Labour Problems in Indian Industry Chs. 1 and 15, (1972).
11. O.P. Malhotra, The Law of Industrial Disputes (1998), Universal, Delhi.
12. S.C. Srivastava, Social Security and Labour Laws Pts. 5 and 6 (1985).Universal, Delhi.
13. S.C.Srivastava, Commentary on the Factories Act 1948 (1999) Universal, Delhi

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Paper-5 : Honours Paper (Banking Law)

The Course shall comprise of the following:

1. Nature and Development of Banking
2. Relationship of Banker And Customer:
 - i. Banks, Banking Business, Meaning of Customers, Types of Accounts, Banker as Borrower.
 - ii. Contract Between Banker and Customer- Their Rights and Duties
 - iii. Banker's Lien
 - iv. Banking Instruments
 - v. Banking Service
3. Law Regulating the Business of Banking (Salient Features Only):
 - a. Banking Companies Act, 1949
 - b. Reserve Bank of India Act, 1934
 - c. Foreign Exchange Management Act, 1998
4. Meaning and Kinds of Negotiable Instruments Act,
5. Endorsement, Negotiability and Assignability
6. Holde and Holder in Due Course
7. Rights and Liabilities of Paying and collecting Banker
8. Dishonour of Negotiable Instruments including Criminal Liability of Drawer and Protection of Collecting Banker.

Books Recommended:

1. M.S. Parthasarathy (Ed.), Kherganvala on the Negotiable Instruments Act (1998) Butterworth, New Delhi.
2. M.L. Tannen, Tannen's Banking Law and Practice in India, (2000) India Law House, New Delhi
3. S.N. Gupta, The Banking Law in Theory and Practice, (1999) Universal, New Delhi.
4. G.S.N. Tripathi (Ed.) Sethi's Commentaries on Banking Regulation Act 1949& Allied Banking Laws (2000) Law Publishers, Allahabad.
5. Bashyam and Adiga, The Negotiable Instrument Act (1997), Barath Law House, New Delhi.
6. S.N. Gupta, Banks and the Consumer Protection Law (2000) Universal, Delhi.
7. Mukherjee. T.K., Banking Law and Practices (1999), Universal Delhi.
8. Singh Dr. Avtar : Law of Banking & Negotiable Instruments
9. Malick, Vijay : Law relating to Banking of Financial Institutions
10. Myneni S.R. : Banking Law

Paper-6 : Law of Evidence**The Course shall comprise of the following :**

- I. The main features of the Indian Evidence Act 1861 ; . Other acts which deal with evidence ; Problem of applicability of Evidence Act; Administrative ; Administrative Tribunals ; Industrial Tribunals; Commissions of Enquiry; . Court-martial ;Disciplinary authorities in educational institutions
- II. Central Conceptions in Law of Evidence : Facts ; relevant facts ; facts in issue ; Evidence ; Proved , not proved and disproved ; May Presume ; Shall Presume and Conclusive Proof ; Judicial Notice ; Appreciation of evidence.
- III. Relevancy of Facts: The Doctrine of res gestae (Section 6,7,8,9); Evidence of common intention (Section 10);. The problems of relevancy of "Otherwise" irrelevant facts (Section 11) ; Relevant facts for proof of custom (Section 13); Facts concerning bodies & mental state (Section 14, 15); Admissions and confessions ; Dying Declarations; Other Statements by Persons who cannot be called as Witnesses ; Relevance of Judgments ; Expert Testimony ; General principles; Who is an expert? : types of expert evidence; Opinion on relationship especially proof of marriage (Section 50); Relevance of Character (Ss.52-55)
- IV. Oral and Documentary Evidence : General principles concerning oral evidence (Sections 59-60) ; General principles concerning Documentary Evidence (Sections 67-90);. General Principles Regarding Exclusion of Oral by Documentary Evidence ;
- V. (5) Burden of Proof: The general conception of onus probandi (Section 101) ; General and special exceptions to onus probandi; The justification of presumption and of the doctrine of judicial notice; Justification as to presumptions as to certain offences (Section 111A) ; Presumption as to dowry death (Section 113-B) ; The scope of the doctrine of judicial notice (Section 114): Estoppel ; Why estoppel? The rationale (Section 115) ; Estoppel, res judicata and waiver and presumption ; Estoppel by deed ;. Estoppel by conduct ; Equitable and promissory estoppels ; Issue estoppels ; Tenancy estoppel (Section 116)
- VI. Witnesses, Examination and Cross Examination ; Competency to testify (Section 118) ; State privilege (Section 123) ; Professional privilege (Section 126, 127, 128) ; Approval testimony (Section 133) ; General principles of examination and cross examination ; Leading questions (Section 141-143) ; Lawful questions in cross-examination (Section 146) ; Compulsion to answer questions put to witness; Hostile witness (Section 154) ; Impeaching of the standing or credit of witness (Section 155) ; Questions of corroboration (Section 156-157) ; Improper admission and of witness in civil and criminal cases.

Books Recommended:

1. Indian Evidence Act, (Amendment up to date)
2. Rattan Lal, Dhiraj Law: Law of Evidence (1994), Wadhwa, Nagpur
3. Polein Murphy, Evidence (5th Edn. Reprint 2000), Universal, Delhi.
4. Albert S.Osborn, The Problem of Proof (First Indian Reprint 1998), Universal, Delhi.
5. Avtar Singh, Principles of the Law of Evidence (1992), Central Law Agency, New Delhi.
6. Sarkar and Manohar, Sarkar on Evidence (1999), Wadha & Co., Nagpur

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Seventh Semester**Paper-1 : Law of Taxation**

The Course shall comprise of the following:

- I. History of tax law in India ; Fundamental principles relating to tax laws ; Governmental financial policy, tax structure and their role in the national economy ; Concept of tax ; Nature and characteristics of taxes ; Distinction between: Tax and fee ; Tax and cess ; Direct and indirect taxes ; Tax evasion and tax avoidance ; Scope of taxing powers of Parliament, State Legislature and local bodies.
- II. Income Tax ; Basic Concepts ; Income ; Total income; Income not included in total income; Deemed income ; Clubbing of income ; Assessee ; Person ; Tax Planning ; Chargeable income ; Heads of income ; Salaries ; Income from house property ; Income from business or profession ; Capital gains ; Income from other sources ; Deductions, relief and exemptions ; Rate of income tax; Income Tax Authorities;; Power and functions ; Offences and penal sanctions ; Settlement of grievances ; Authorities, powers and functions
- III. Wealth Tax : Taxable wealth, determination of value of assets, exemptions and rate of wealth tax; Wealth tax authorities ; Offences and penalties ; Central Sales Tax and or State Sales Tax ; Sale or purchase of goods; Meaning of sale; Sale in the course of inter-state trade and commerce ; Sale to take place outside a state ; Sale in the course of export or import ; Charge of tax ; Exemption and rebate ; Sales tax authorities ; Offences and penalties
- IV. Service Tax : Taxable service ; Meaning and importance of service tax ; Constitutional perspective ; Salient provisions of the service tax law ; Valuation of taxable service ; Offences and penalties

Books Recommended:

1. Remesh Sharma, Supreme Court on Direct Taxes (1998), Bharath Law House, New Delhi.
2. Sampath Iyengar, Law of Income Tax (1998), Bharath Law House, New Delhi.
3. Kanga and Palkiwala, The Law and Practice of Income Tax (1999), Wadha, Nagpur.
4. K. Parameswaran, Power of Taxation under the Constitution (1987), Eastern, Lucknow
5. S.Bhattacharya & H.R. Garg, Handbook of Direct Taxes (1990) Eastern Law House, Calcutta.
6. C.A. Gularickar, Law and Practice of Wealth Tax and Valuation (1998), Gularikar, Mumbai.
7. Walter R. Mahler, Sales and Excise Taxation in India (1970) Orient Longman, Delhi.
8. R.V.Pattel, The Central Sales Tax Act (1966) Thripathi, Bombay.
9. S.D. Singh, Principles of Law of Sales Tax (1973), Eastern, Lucknow

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Paper-2 : Criminal Law- I (Indian Penal Code)**The Course shall comprise of the following :**

- I. Conception of crime; State's power to determine acts or omissions as crimes; State's responsibility to detect, control and punish crime ; Distinction between crime and other wrongs; Elements of criminal liability; Author of crime - natural and legal person ; Mens rea - evil intention , Importance of mens rea;
- II. . IPC: a reflection of different social and moral values ; Applicability of I.P.C.; Territorial; Personal; Salient features of the I.P.C; Act in furtherance of guilty intent; Common intention; Abetment: Unlawful assembly: Criminal conspiracy; Rioting and Affray as a specific offence
- III. Stages of a crime; Guilty intention ;Preparation; Attempt: Attempt when punishable - specific provisions of IPC; Tests for determining what constitutes attempt - proximity, equivocality and social danger; Impossible attempt
- IV. General Exceptions: Bound By Law; Mistake of Fact ; Judicial Act; Accident ;Necessity ; Minority; Insanity ; Intoxication ; Consent ; Compulsion; Trifling Act; Private defence
- V. Specific offences against human body:. Causing death of human beings ; Culpable homicide; Murder; Distinction between culpable homicide and murder; Death caused of person other than the person intended; Rash and negligent act causing death; Hurt- grievous and simple; Assault and criminal force; Wrongful restraint and wrongful confinement; kidnapping from lawful guardianship and from outside India ;. Abduction; Insulting the modesty of woman; Rape
- VI. Offences against Property :Theft ; Extortion; Robbery and dacoity ; Criminal misrepresentation ; criminal breach of trust ; Cheating ; Mischief;

Books Recommended:

1. K.D. Gaur, Criminal Law: Cases and Materials (1999), Butterworths, India
2. Ratanlal-Dhirajlal's Indian Penal Code (1994 reprint)
3. K.D.Gaur, A Text Book on the Indian Penal Code (1998), Universal, Delhi.
4. P.S.Achuthan Pillai, Criminal Law (1995) Eastern, Lucknow.
5. Hidayathullaw,M., et.al., Ratanlal and Dhirajlats The Indian Penal Code (1994 reprint), Wadhwa &
6. B.M.Gandhi, Indian Penal Code (1996), Eastern, Nagpur

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Paper-3 : Civil Procedure Code –I**The Course shall comprise of the following:**

- I. Introduction : Concepts; Decree, order, judgment, decree, plaint, restitution, execution, decree-holder, judgment-debter, mesne profits, written statement ; Distinction between decree and judgment and between decree and order
- II. Jurisdiction : Kinds; Hierarchy of courts; Suit of civil nature - scope and limits ; Res-judice and Resjudicata; Foreign judgment – enforcement; Place of suing;
- III. Institution of suit; Parties to suit: joinder, mis-joinder or non-joinder of parties : representative suit; Frame of suit : cause of action ; Summons ;
- IV. Pleadings ; Rules of pleading, signing and verification; Alternative pleadings; Construction of pleadings; Plaint : particulars; Admission, return and rejection; Written statement : particulars, rules of evidence; Set off and counter claim : distinction;
- V. Discovery, inspection and production of documents; Interrogatories ; Privileged documents; Affidavits ; Appearance, examination and trial ; appointment of receiver; Interests and costs
- VI. Execution : The concept; General principles; Power for execution of decrees; Procedure for execution (ss. 52-54); Enforcement, arrest and detention (ss. 55.59); Attachment (ss. 60-64); Sale (ss.65-97); Delivery of property; Stay of execution

Books Recommended:

1. Mulla, Code of Civil Procedure (1999), Universal, Delhi.
2. C.K.Thacker, Code of Civil Procedure (2000), Universal, Delhi.
3. M.R..Mallick(ed.), B.B.Mitra on Limitation Act (1998), Eastern, Lucknow
4. Majumdar.P.K and Kataria.R.P., Commentary on the Code of Civil Procedure, 1908 (1998), Universal, Delhi.
5. Saha.A.N., The Code of Civil Procedure (2000), Universal, Delhi.
6. Sarkar's Law of Civil Procedure, Vols.(2000) Universal, Delhi.
7. Universal's Code of Civil Procedure, (2000).

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Paper-4 : Honours Paper (Equity, Trust and Fiduciary Relations)

The course shall comprise of the following:-

History, nature and principles of Equity-Emergence of law of trust from Equity- The making of Indian Law of Trust and provisions of law of trust- religions, Trusts-Principles of Equity and Equitable Remedies, Equitable Relief in different branches of law with special reference to property law.

- I. Equity
 - (a) Nature of Equity
 - (b) History of Courts of Equity
 - (c) Relations of law of Equity
 - (d) The maxims of equity
 - (e) Different Equitable remedies
- II. Trust & Fiduciary Relations:
 - (a) Essentials of Trust
 - (b) Fiduciary Relationship - Concept, kinds vis-a-vis trusteeship
 - (c) Trust and contract, power, condition, charge and personal obligations - distinguished
 - (d) Classification of Trust and its importance
 - (e) Private Trusts
 - (f) Public Trusts
 - (g) Appointments, Retirement and removal of Trustee
 - (h) Rights, Power, Discretion and control of Trustees
- III. Trust property and
 - (i) Duties of Trustee relation to
 - (ii) Beneficiary
 - (iii) The Administration of Trust
 - (a) Liability for Breach of Trust
 - (b) Rights and Remedies of the Beneficiary
 - (c) Constructive Trusts

Books Recommended:

1. M.P. Tandon : Equity, Trust & Specific relief
2. G.P. Singh : Principles of Equity
3. Aiyer, S.N. : The Indian Trust Act
4. Desai, T.R. : Principles of Equity

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Paper-5 : Profession Ethics & Professional System (Clinical)

The course shall comprise of the following:

- I. Nature and Characteristics of :
 - (a) Professional Ethics
 - (b) Legal Ethics
- II. Historical Prospective and Regulation of Legal Profession, Constitution, Function, Powers and Jurisdiction of State of Bar Council and Bar Council of India Admission and enrollment of Advocates.
- III. Contempt of Court by the Lawyers ;
 - (a) Civil Contempt
 - (b) Criminal Contempt :
 - Punishment,
 - Defenses
- IV. Strike By the Lawyers
- V. Extent of Professionalisation of Legal Profession
- VI. Code of Ethics for Lawyers
- VII. Professional Misconduct and its Control
- VIII. Bar-Bench Relations
- IX. Accountability of Lawyers Towards :
 - (a) Court
 - (b) Clients
 - (c) Society
- X. Role of Law and Legal Profession in Social Transform
 - Viva-Voce
 - Cases
 - (a) Rajendra V Pai v Alex Fernandes AIR 2002 SC 1808
 - (b) In re : Mr. G a Senior Advocate of SC AIR 1954 SC 557
 - (c) In re : Lalit Mohan Das AIR 1957 SC 250
 - (d) Sheo Narayan jafa v Judge Allahabad H.C. AIR 1953 SC 368
 - (e) P.J. Ratnam v D. Kanik Ran AIR 1964 SC 244
 - (f) In re : "M" an Advocates AIR 1957 SC 149
 - (g) John D' Souza v Edward Ani (1994) 2 SCC 64
 - (h) In re : V.C. Mishra AIR 1995 SC 2348

Acts & Rule

1. The Advocate Act, 1961, The Bar Council of India Rules, 1961
2. Contempt of Court Act, 1971
3. The Advocate welfare Fund Act, 2001

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Eighth Semester**Paper-1 : Legal Language & Legal Writing**

The Course shall comprise of the following :

- I. Introduction to Legal Language: Characteristics of Legal Language ; History of Legal language ; Legal Language in India ; English as a medium of communication for legal transaction in India
- II. Introduction to oral communication skills : Passive and active listening - questioning - non-verbal communication ; Listening comprehension ; Passive and active listening - questioning - non-verbal communication
- III. Vocabulary: Consulting a dictionary - consulting a thesaurus ; Synonyms and antonyms - related words - regular vocabulary e pronunciation - exercise with audio aids
- IV. Phonetics theory and practice : The phonetic script ; Consulting a dictionary ; Reading exercises - stress, accent and intonation suitable for Indian speaker with emphasis on clarity of speech and felicity of expression ; Reading comprehension of principles and practice
- V. Legal terminology; Terms used in civil law and criminal law; Latin words and expressions - law register
- VI. Fundamental principles of Legal Writing ; Concision - clarity - cogency - simplicity of structure ; Attention and awareness of practical legal import of sentences ; Brief writing and drafting of law reports ; Writing of case comments ; Essay writing on topics of legal interest

Books Recommended:

1. Abbet Parry, Seven Lamps of Advocacy
2. Bhatnagar, R.P. & R.Bhargava, Law and Language, New Delhi: Macmillan,
3. Gibbons, John, (ed.) Language and the Law, Longman, 1996 London.
4. Kelkar, Ashok R. "Communication and Style in Legal Language", Indian Bar Review Vol.10(3): 1993
5. Lord Denning, "Command of Language", The Discipline of the Law, New Delhi: Aditya Books, 1993.
6. Williams, Glanville, Learning The Law, (2000), Universal, New Delhi.
7. Blacks' Law Dictionary, (2000), Universal, New Delhi.
8. Broom's Legal Magazines (2000), Universal, New Delhi.
9. James and Stebbings, A Dictionary of Legal Quotations(1997) Universal, New Delhi.
10. Latin For Lawyers, (1997), Sweet and Maxwell, Universal, New Delhi.

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Paper-2 : Criminal Law- II (Criminal Procedure Code)

The Course shall comprise of the following :

- I. Introductory : The rationale of criminal procedure: the importance of fair trial.; Constitutional perspectives: Articles 14, 20 & 21.; The variety of criminal procedures ;The organisation of police, prosecutor, defence counsel and prison authorities and their duties, functions and powers.
- II. Pre-trial process : arrest ; The distinction between cognisable and non-cognisable offences: relevance and adequacy problems ;Steps to ensure accused's presence at trial : warrant and summons ; Arrest with and without warrant (Section 70-73 and 41) ; The absconder status (Section 82, 83, 84 and 85) ; Right of the arrested person
- III. Pre-trial process: Search and Seizure ; Search warrant (Section 83, 94, 97, 98) and searches without warrant(Section 103); Police search during investigation (Section 165, 166, 153) :Seizure (Section 102) ; F.I.R. (section 154) ; Evidentiary value of F.I.R. (See Sections 145 and 157 of Evidence Act) ; Magisterial Powers to Take Cognizance units
- IV. Trial Process : Commencement of proceedings: (Section 200, 201, 202); Dismissal of complaints (Section 203, 204); Bail: concept, purpose : constitutional overtones ; Bailable and Non- Bailable offences (Section 436, 437, 439); Anticipatory bail (Section 438) ; Appellate bail powers (Section 389(1), 395 (1), 437(5))
- V. Fair Trial ; Conception of fair trial ; Presumption of innocence ; Venue of trial.; Right of the accused to know the accusation (Section 221-224);The right must generally be held in the accused's presence (Section 221-224); Right of cross -examination and offering evidence in defence: the accused's statement ; Right to speedy trial
- VI. Charge : Framing of charge ; Form and content of charge (Section 211, 212, 216); Separate charges for distinct offence (Section 218, 219, 220,221,223); Discharge - pre-charge evidence
- VII. Preliminary pleas to bar the trial : Jurisdiction (Section 26, 177-188, 461,462,479) ; Time limitations: rationale and scope (section 468-473); Pleas of autrefois acquit and autrefois convict (Section 300, 22D); Issue-Estoppel ;. Compounding of offences
- VIII. Trial Before a Court of Sessions: Procedural Steps and Substantive Rights ; Summary trial, Post-conviction orders in lieu of punishment: emerging penal policy (Section 360,361, 31); Compensation and cost (Section 357, 358)
- IX. Appeal, Review, Revision ; No appeal in certain cases (Section 372, 375, 376); The rationale of appeals, review, revision ;The multiple range of appellate remedies::Supreme Court of India (Sections 374, 379, Articles 31, 132,134,136); High Court (Section 374) ; Sessions court (Section 374) ; Special right to appeal (Section 380) Governmental appeal against sentencing (Section 377, 378) ; Judicial power in disposal of appeals (Section 368) ; Legal aid in appeals ; Revisional jurisdiction (Sections 397-405)
- X. Transfer of cases (Section 406, 407) ; Reform of criminal procedure

Books Recommended:

1. Retanlal Dhirajlal, Criminal Procedure Code (1999) Universal, Delhi.
2. Chandrasekharan Pillai ed., Kelkar Lectures on Criminal Procedure (1998) Eastern, Lucknow
3. Princip's, Commentaries on the Code of Criminal Procedure, 2 vol.(2000) Universal
4. Woodroffe: Commentaries on Code of Criminal Procedure, 2 vol. (2000) Universal.
5. Chandrasekharan Pillai (ed.) Kelkar's Outlines of Criminal Procedure (2001), Eastern, Lucknow.

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Paper-3 : Civil Procedure Code –II including Limitation Act

The Course shall comprise of the following:

- I. Introduction : Concepts; Affidavit, order, judgement, decree, plaint, restitution, execution, decree-holder, judgment-debter, mesne profits, written statement ; Distinction between decree and judgment and between decree and order.
 - II. Jurisdiction : Kinds; Hierarchy of courts; Suit of civil nature - scope and limits ; Res-subjudice and Resjudicata; Foreign judgment – enforcement; Place of suing;
 - III. Institution of suit; Parties to suit: joinder, mis-joinder or non-joinder of parties : epresentative suit; Frame of suit : cause of action ; Summons ;
 - IV. Pleadings ; Rules of pleading, signing and verification; Alternative pleadings; Construction of pleadings; Plaint : particulars; Admission, return and rejection; Written statement : articulars, rules of evidence; Set off and counter claim : distinction;
 - V. Discovery, inspection and production of documents; Interrogatories ; Privileged documents; Affidavits ; Appearance, examination and trial ; appointment of receiver; Interests and costs
 - VI. Execution : The concept; General principles; Power for execution of decrees; Procedure for execution (ss. 52-54); Enforcement, arrest and detection (ss. 55.59); Attachment (ss. 60-64); Sale (ss.65-97); Delivery of property; Stay of execution
 - VII. Suits in particular cases : By or against government (ss.79-82); By aliens and by or against foreign rulers or ambassadors (ss.83-87A); Public nuisance (ss.91-93); Suits by or against firm; Suits in forma pauperis; Mortgages; Interpleader suits; Suits relating to public charities
 - VIII. Appeals : Appeals from original decree; Appeals from appellate decree ; Appeals from orders ; General provisions relating to appeal; Appeal to the Supreme Court;. Review, reference and revision
 - IX. Miscellaneous : Transfer of cases; Restitution ; Caveat; Inherent powers of courts
 - X. Law of Limitation; The concept - the law assists the vigilant and not those who sleep over the rights.; Object ; Distinction with laches, acquiescence, prescription.; Extension and suspension of limitation; Sufficient cause for not filing the proceedings; Illness; Mistaken legal advise; Mistaken view of law; Poverty, minority and Purdha; Imprisonment; Defective vakalatnama; Legal liabilities; Foreign rule of limitation : contract entered into under a foreign law; Acknowledgement - essential requisites; Continuing tort and continuing breach of contract.
- (11). Law reform: Law Commission on Civil Procedure- amendments units 4

Books Recommended:

1. Mulla, Code of Civil Procedure (1999), Universal, Delhi.
2. C.K.Thacker, Code of Civil Procedure (2000), Universal, Delhi.
3. M.R..Mallick(ed.), B.B.Mitra on Limitation Act (1998), Eastern, Lucknow
4. Majumdar.P.K and Kataria.R.P., Commentary on the Code of Civil Procedure, 1908 (1998),
5. Universal, Delhi.
6. Saha.A.N., The Code of Civil Procedure (2000), Universal, Delhi.
7. Sarkar's Law of Civil Procedure, Vols.(2000) Universal, Delhi.
8. Universal's Code of Civil Procedure, (2000).

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Paper-4 : Honours Paper (IPR Management)

The Course shall comprise of the following:

- I. Basic Concept of Intellectual Property Rights
- II. The International Trade Organization and the GAIT: The GAIT, its working and salient features; Negotiating history' of the WTO, the Dunkel Draft and the Agreement stabilizing the WTO 1994 ; Paris Convention for protection of Industrial Property
- III. Agreement :Agreement on Agriculture; Agreement on Textiles and clothing; Agreement on Import licensing Procedure; The Agreement on Safeguards; General Agreement on Trade in Services;
- IV. The Agreement on Trade Related Aspects of Intellectual Property Rights [TRIPS]: General Provisions and Basic Principles; TRIPS and Patent Co-operation Treaty, 1970 ;Protection of Specific Intellectual Property Rights under TRIPS ; Copyrights and related Rights'; Trademarks; Geographical indications, protection plant, varieties; Industrial designs; Patents; Layout Designs; Undisclosed information; Control of anti-competitive Practices in Contractual Licenses
- V. Enforcement of Intellectual Property Rights : Civil and Administrative procedures and Remedies; Provisional Measures; Special Requirements Related to Border measures; Dispute Prevention and Settlement; Rules and procedure governing the Settlement of Disputes; Role of Intellectual Property in Economic Development

Books Recommended:

1. M. B. Rao, WTO and International Trade.
2. Michael Balkency, Trade Related aspects of Intellectual.
3. Property Rights, A Concise Guide to the Trips Agreement.

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Paper-5 : Alternative Disputes Resolutions System (Clinical)

The Course shall comprise of the following:

- A. Theoretical Paper through Written Examination conducted by Board of Examiners (50 marks)
- B. Internal Practical Exercises and evaluation incl. Viva Voce Examination (50 marks)

A. Theoretical Paper through Written Examination Theoretical Paper through Written Examination

- I. Arbitration : meaning, scope-importance and kinds ; Distinctions between 1940 law and 1996 law; UNCITRAL model law; Arbitration and conciliation; General Provisions (Ss.2-6) – Definitions; Waiver of right of object Extent of judicial intervention; Arbitration and expert determination; Arbitration agreement (sections 7-9); Essentials; Kinds; Who can enter into arbitration agreement; Validity; Reference to arbitration- power to refer parties to arbitration where there is an arbitration agreement; Interim measures by court;
- II. Arbitration Tribunal : Arbitration Tribunal; Composition of Arbitral Tribunal (Ss. 10-15); Number of arbitrators-appointment of arbitrators; Jurisdiction of arbitral tribunal (Ss.16-17); Powers- Competence of arbitral Tribunal to rule on its jurisdiction and Interim measures ordered by Arbitral Tribunal; Grounds for challenge; Conduct of arbitral proceedings (Ss.18-27) - Challenge procedure; Failure or impossibility to act, and termination of mandate and substitution of arbitrator; . Court assistance; Award : Rules of guidance ; Form and content; Correction and interpretation; Making of arbitral award and termination of proceedings (Ss. 28-33); Grounds of setting aside an award (S. 34); Finality and enforcement of arbitral awards (Ss.35-36); Appeal and revision (S. 37).
- III. International Commercial Arbitration : Foreign Awards under New York convention (S. 44); Geneva Convention awards (S. 53); Enforcement Foreign award (Ss. 49 and 58); Foreign Awards when binding and when enforcement may be refused (Ss.46, 48,55, 57).
- IV. Conciliation (Ss. 61-81) ; Distinction between "Conciliation", "negotiation", "mediation", and arbitration". Appointment; Statements to conciliator; Interaction between conciliator and parties; Communication Duty of the parties to co-operate; Suggestions by parties; Confidentiality; Resort to judicial proceedings; Legal Services Authorities Act, 1987

B: Internal Practical Exercises and Evaluation incl. Viva-Voce

The students are expected to research and write report of project work / practical exercises / persuasive memoranda on topics identified by the teacher concerned in a periodical written test/case study / field survey, participation in seminars and projects work. Fifteen marks for Case Study / Simulation programme/Seminar and Fifteen marks for Project /Dissertation writing/ Seminar participation report are reserved for Internal Evaluation.

Twenty marks for Viva voce examination conducted by University

Books Recommended:

1. O.P. Malhotra and Indu Malhotra, The Law and Practice of Arbitration and Conciliation (2006)
2. N.D. Basu, Law of Arbitration and Conciliation (2008), Universal, Delhi
3. Prafulla C. Pant, The Arbitration and Conciliation Act, 1996 (6th ed., 2001)
4. P.C.Rao & William Sheffield, Alternative Disputes Resolution- What it is and How it works?
5. David St. John Sutton, John Kendall and Judith Gill, Russell on Arbitration (21st ed., 1997)
6. H.C. Johari, Commentary on Arbitration and Conciliation Act, 1996, (2008 ed.), Universal, Delhi
7. B.P.Saraf and M.Jhunjhunwala, Law of Arbitration and Conciliation (2008), Snow white, Mumbai

8. Markanda.P.C, Law relation to Arbitration and Conciliation (2008) Universal, Delhi
9. Gerald R.Willame (ed.), The New Arbitration and Conciliation Law of India, Indian Council of
of
10. Arbitration (1998), New Delhi
11. A.K.Bansal, Law of International Commercial Arbitration (1999) , Universal, Delhi
12. David St. John Sutton, John Kendall and Judith Gill, Russell on Arbitration (21st ed., 1997)

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Ninth Semester**Any three of the following optional papers:**

1. Gender Justice and Feminist Jurisprudence.
2. Human Rights Law and Practice
3. Law of Education
4. Local Self Government including Panchayat Administration
5. Health Law
6. Investment Law
7. Copyright

1. Gender Justice & Feminist Jurisprudence**The Course shall comprise of the following:**

- (1) Concept of Gender Justice ; Women in Pre-Independence India ; Social and legal inequality ; Social Reform movement in India ; Gandhian Movement ; Nehru's views - Joint Family etc.; Karachi Congress - Fundamental Rights Resolution, Equality of Sexes.
- (2) Women in post-Independence India : Preamble of the Constitution - Equality provisions in Fundamental Rights and Directive Principles of State Policy. Negative Aspects of the Constitution - Exploitation of Sex not mentioned in Article 23; Different personal laws - unequal position of women.; Uniform Civil Code towards gender justice ; Indian tradition and family ideology: growth of feminism
- (3) Sex Inequality in inheritance Rights : Continuance of Feudal Institution of Joint family - Women's inheritance position; Right of inheritance by birth for sons/not for daughter; Inheritance right of women under Christian Law; Parsi law - daughter's share: half of that of the son; Parsi law - Mother's property: son and daughter equal share; Muslim law.; Movement towards Uniform Civil Code.
- (4) Guardianship; Divorce
- (5) Matrimonial Property; Law, concept and issues; Separation of property; Community of property; Maintenance different system of personal law; Occupational right in matrimonial home; Division of assets on divorce

Recommended Books:

1. Sivaramayya, B., Matrimonial property Law in India (1998), Oxford
2. Ratna Kapur and Brinda Cossman, Subversive Sites: Feminist Engagements with Law in India (1996), Sage
3. Patricia Smith (Ed.), Feminist Jurisprudence (1993), Oxford.
4. 42nd Report Law Commission Dissenting Note Anna Chandy on provision of adultery p.366.
5. Towards Equality - Report of the Committee on the Status of Women (Govt. of India), Chapters IV & Section IV: General Conclusions & Recommendations
6. Lotika Sarkar, The Law Commission of India (1988)
7. Sathe, S.P., Towards Gender Justice (1993), Research Centre for Women's Studies.
8. Flavia Agnes, State, Gender and the Rhetoric of Law reform (1985). Research Centre of Women's Studies. SNDT Women's University, Bombay.
9. Jaya Sagada, Law of Maintenance: An Empirical Study (1996), Tripathi.
10. Law Commission of India, One Hundred and Fifty Fifth Report on the Indian Penal Code, 1860

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2. Human Rights Law & Practice

The course shall comprise of the following:-

- I. Meaning and concept of Human Rights
- I. Evolution and Development of Human Rights Law
 - (a) Impact of Natural Law and Natural Rights
 - (b) Human Rights-Classification
- II. Human Rights and The United Nation
 - (a) Charter Provision
 - (b) International Protection of Human Rights
- III. Universal Declaration of Human Rights
- IV. International Covenants and the Protocols
 - (a) Civil and Political Rights
 - (b) Economic, Social and Cultural Rights.
- V. Human Rights in India, Human Rights and Indian Constitution
- VI. The protection of Human Rights Act, 1993
- VII. Judicial Activism & Protection of Human Rights in India, Role of Non Governmental Organization in the Protection and Protection of Human Rights, Refugees
- VIII. National Human Rights Commission
- IX. National Commission for Minorities, National Commission for Safai Karmacharies, National Commission for Women, National Commission for Backward Classes and National Commission for Scheduled Castes and Scheduled Tribes.

Books Recommended:

1. Gokulesh Sharma : Human Rights and Social Justice
2. Paras Diwan: Human Rights & The Law
3. Sehgal : Human Rights in India

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3. Law on Education

The Course shall comprise of the following:

- I. Education: Constitutional Allocation of Power : Articles 246 read with the Seventh Schedule; Concurrent List Entry 25; Union List Entries 63, 64, 65, and 66; Gujarat University v. Srikrishna A.I.R. 1963 SC 703; Why was education transferred from the State List to the Concurrent List?; Areas of Central legislation over Education, the UGC Act, etc.
- II. Constitutional Goals; Right to Education; . Free and compulsory education for children below 14 years; Equality of opportunity to education ; Articles 14, 15, 16, 21, 29(2), 41 and 45; Reasonable classification; Affirmative action and the deprived
- III. Minority and Education: Minority Rights - Right to conserve distinct script and culture; Right to establish and administer educational institutions of their choice; Minority Institutions - right to compensation; No discrimination in grant-in-aid.
- IV. Government Control and Educational Institutions: Chancellor – Governor; How are Vice-Chancellors appointed?. Government power to nominate members on various university bodies and the role of these bodies. Zilla Parishad and Primary-Secondary Schools Relationship; Funding of Education; Autonomy v. Social Control
- V. Fair Hearing in Educational Matters : Students - Discipline and Action, Mass copying, etc.; Staff v. Management; Grievances ; Rules of Natural Justice
- VI. Dispute settlement Mechanism for Educational Institution : Chancellor;. Educational Tribunals;. Judicial Review
- VII. Market economy, education and the law

Recommended Books:

- a) B.M. Sankhdher, Encyclopaedia of Education System in India 1999, Deep Publications.
- b) P.L.Mehta, R.Poonga, Free and Compulsory Education, (1997), Deep & Deep Publications.
- c) R.D.Agarwal, Law of Education and Educational Institutions (Higher, Secondary and Basic.
- d) Institutions - Govt., aided, Public Private institutions and Universities), 1999
- e) R.D.Agarwal, Law of Education and Educational Institutions in India, (1983).
- f) Upendra Baxi, "Mass copying : should Courts Act as Controllers of Examination?" 6& 7
- g) Delhi LawReview 144-153 (1978-79)
- h) Indian Law Institute, Minorities and the Law (1972)
- i) S.P. Sathe, "Fundamental Rights and Directive Principles of State Policy" in Constitutional
- j) Developments since Independence (Indian Law Institute) (1974)
- k) G.S.Sharma, (ed.), Educational Planning: Its Legal and Constitutional Implications in India, Sreenivas Rao "Writs Against Educational Institutions" 26 Journal of the Indian Law Institute 40
- l) Cases reported in Education and Educational Institutions Cases, Malhotra and Company.
- m) Students should consult relevant volumes of the Annual survey of India Law Published by the
- n) Indian Law Institute (Constitutional Law, I, II, Administrative Law and Education).

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4. Local Self Government

The Course shall comprise of the following:

- I. Historical Perspectives: Early period; Gram Swaraj: the Gandhian concept ; Constitutional Scheme : Directive Principles;
- II. Structure and powers of local bodies; Legislative Powers; Direct democracy and grass root planning; Municipalities and corporation; Gram Sabha;
- III. Quasi-legislative Powers: Rule making power of the State Government; Regulations and Bye-laws;
- IV. Financial Powers: Levying taxes; Licensing power; Financial resources and powers
- V. . Judicial and Quasi-judicial powers of the Local Bodies
- VI. Election to Local Bodies with reference to U.P.
- VII. Conduct of Meetings: Corporation, Municipal Council, Panchayat Committee and Gram Sabha with reference to U.P.
- VIII. Institutional and Judicial Control

Books Recommended:

1. Friedman, The State and the Rule of Law in a Mixed Economy
2. Neville L. Brown and J.F. Garner, French Administrative Law
3. Dicey, Introduction to the Law of the Constitution,
4. Ivor Jennings, Law and the Constitution
5. Schwartz & Wade, Legal Control of Government
6. Davis, Discretionary Justice
7. Jain & Jain, Principles of Administrative Law (1986), Tripathi, Bombay
8. De Smith, Judicial Review of Administrative Action (1995)
9. Indian Law Institute, Government Regulation of Private
10. W. Thornhill (ed.), The Growth and Reform of English Local Self-government (1971), Weidenfeld
11. and Nierlson, London
12. Radhakumud Mookerji, Local Government in Ancient India (1985), Daya Publishing Delhi.
13. M. Venketarangaiya & M. Pattabhiram, Local Government in India (1969) Allied, New Delhi.

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5. Health Law

The Course shall comprise of the following:

- I. The right to health as emergent from parts III and IV of the Constitution; National Health Policy, Indigenous and Allopathic Health Systems
- II. Duties of employer, community and state in - Industrial Accidents (e.g. Bhopal); Rail, Air, Eco Disasters (duties of carriers as well); Flood - related epidemics ;. Other epidemic situations;
- III. Organisation of public health care in India; Legal organization of public hospitals; Medico-legal cases and duties of hospitals; Liability for medical negligence in public hospitals; Mental health care in public hospitals : duties and liabilities; Rural health care
- IV. Organization of private health care: Legal aspects of private medical practice;. Medical negligence; Amniocentesis; Public service related situations - negligence of private doctors in eye campus ; sterilization camps, etc.; The problem of disposal of medical and surgical wastes and liabilities of private and public health care; Side effects
- V. Cost and Insurance: Types of Health Insurance in India; Employee's Health Insurance Corporation; Cost of Health Care and Weaker Sections of Society.; Medical Jurisprudence; Market economy, public health and law.
- VI. Right to Health; International Perspective, W.T.O., U.N. etc.

Books Recommended:

1. Nandita Adhikari – Law and Medicine
2. R.M. Jhala & K. Kumar (rev), Jhala & Raju's Medical Jurisprudence, (1997)

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6. Investment Law

The course shall consist of the following:-

- I. Meaning of Investment and Securities.
- II. Legal Regulations of Investment in Securities - Shares and Debentures of a Company:
 - (a) Private Company
 - (b) Public Company
 - (c) Other Companies
- III. Legal Regulations of Investment in Securities Listed at Stock Exchange:
 - (a) General Knowledge about Stock Exchange
 - (b) Procedure for Buying/Selling Corporate Securities through Stock Exchange.
 - (c) Role and Functions of Securities Exchange Board of India.
- IV. Legal Regulations of Portfolio Investment in Corporate Securities
- V. Legal Regulations of Fixed Deposits with Companies and Rights of Depositors
- VI. Legal Regulations of Fixed Deposits with Companies and Rights to Depositors;
- VII. Legal Regulations of Investment through Life Insurance Schemes, Unit-Linked Insurance Plan, Public Provident Fund, National Saving Schemes, Units, Post-Office Scheme, Deposits in Bank and Other Schemes in the Form of Bonds.
- VIII. Legal Regulations of Foreign Investment in Indian Securities and Indian Investments in Foreign Securities;
- IX. Law Relating to Protection of Investors
 - (a) Pre-Investment
 - (b) Post-Investment

Books Recommended:

1. Myneni, S.R. Investment & Securities

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7. Copyright

The course shall comprise of the following:-

- I. Concept of Copyright as Intellectual Property
- II. Origin and Development
- III. Role of International Institutions Copyright
- IV. World Intellectual Property Organization (WIPO) and Copyright
- V. Meaning of copyright
 - (a) Copyright in literary, dramatic and musical works
 - (b) Copyright in sound records and cinematograph films
 - (c) Copyright in computer programme
- VI. Term of Copyright
- VII. Ownership of copyright
- VIII. Assignments and Licensing
- IX. Author's special rights
- X. Registration and Regulatory Authority
- XI. Infringements and Remedies - Contractual, Civil, Criminal and Administration (Remedies, especially, the possibility of Anton pillar injunctive relief in India)

Books Recommended:

1. Lal's Copyright
2. I.L.T. : Intellectual Property Rights, Global Vision
3. Acharya N.K. : Text Book of Intellectual Property

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4. Honours Paper (Land Laws including Tenure & Tenancy System)

The course shall comprise of the following:

- (1) U.P. Zamindari Abolition and Land Reforms Act, 1950
 - (a) History and Development of the Land Tenure System in U.P.
 - (b) The Aims and Objectives of the U.P.Z.A. and L.R. Act, 1950 and its achievements.
2.
 - (a) Meaning and Definition of:
 - (i) Estate, (ii) Intermediary, (iii) Vesting, (iv) Date of Vesting, (v) Subject Matter of vesting.
 - (b) Consequences of Vesting
 - (c) Classes of Land Tenures
 - (i) Bhumidhar with Transferable Rights
 - (ii) Bhumindhar with Non-Transferable Rights
 - (iii) Asami
 - (d) Rights and Liabilities of the Classes of Land Tenures:
 - i) Transfer, (ii) Inheritance, (iii) Forfeiture and Extinction
 - e)
 - (i) Surrender, (ii) Abandonment
 - (f) Management and Allotment of Land under the U.P.Z.A. and L.R. Act, 1950.
3. U.P. Land Revenue Act, 1901.
 - (a) Constitution and Jurisdiction of the Board of Revenue.
 - (b) Officers and Courts under the U.P. Land Revenue Act, 1901.
 - (c) Maintenance of Maps and Record, (i) Sagara, (ii) Khasra (iii) Khatauni, (iv) Mutation
 - (d)
 - (i) Appeals (ii) Reference and (iii) Revision under the U.P. Land Revenue Act, 1901 (Statutory Materials)
4. Salient feature of the U.P. Consolidation of Land Holding Act, 1953
5. Salient feature of the U.P. Imposition of Ceiling on Land Holdings Act, 1961

Books Recommended:

1. R.R. Maurya : U.P. Land Laws
2. R.K. Sinha : U.P. Land Laws

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5. Drafting, Pleading & Conveyancing (Clinical)

The course shall comprise of the following:

- I. Drafting :- General Principles of Drafting and relevant substantive rule shall be taught
- II. Pleading:-
 - (a) Civil plaint, written statement, interlocutory application or petition, affidavit, execution petition memorandum of appeal revision, petition under Article 226 & 32 of the constitution.
 - (b) Criminal Complaint, Criminal miscellaneous petition, application, memorandum of appeal and revision.
 - (c) Conveyance Sale Deed, Mortgage, Deed, Leaes, Deed Gift, Promissory Note, Power of Attorney, Will, Trust, Deed.
 - (d) Drafting of writ petition and PIL petition.

The course will be taught through class instructions and simulation exercise, preferably with assistance of practicing lawyers/retired judges. Apart from teaching the relevant provision of law, the course may include not less than 15 practical exercises in drafting carrying a total of 45 marks (3 marks for each) and 15 exercises in conveyancing carrying another 45 marks (3 marks for each exercise) remaining 10 marks will be given for Viva-Voce.

Books Recommended:

1. Majumdar : Law of Pleading, Conveyancing & Drafting.
2. Dr. G.P. Tripathi ; law of Pleading

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Tenth Semester

Any three of the following optional papers :

1. Penology and Victimology
2. International Trade Economics
3. Offences against Child and Juvenile offence
4. Humanitarian & Refugee Law
5. Bankruptcy and Insolvency
6. Women and Criminal Law
7. White Collar Crime

1. Penology & Victimology

The Course shall comprise of the following:

- I. Introductory :: Definition of Penology; Theories of Punishment; Retribution; Utilitarian prevention: Deterrence ; Utilitarian: Intimidation; Behavioural prevention: Incapacitation; Behavioural prevention: Rehabilitation – Expiation; Classical Hindu and Islamic approaches to punishment.
- II. The Problematic of Capital Punishment: Constitutionality of Capital Punishment; Judicial Attitudes Towards Capital Punishment in India - An inquiry through the statute law and case law; Law Reform Proposals;
- III. Approaches to Sentencing; Alternatives to Imprisonment; Probation; Corrective labour; Fines; Collective fines; Reparation by the offender/by the court
- IV. Sentencing; Principal types of sentences in the Penal Code and special laws; Sentencing in white collar crime; Pre-sentence hearing; Sentencing for habitual offender; Summary punishment; Plea-bargaining
- V. Imprisonment: The state of India's jails today; The disciplinary regime of Indian prisons; Classification of prisoners; Rights of prisoner and duties of custodial staff.; Deviance by custodial staff;. Open prisons; Judicial surveillance - basis - development reforms
- VI. The Police System: Police Force in India ; The role of Police; Functions of Police
- VII. Victimology : Need for Compensation; Compensation and Rehabilitation; Compensation as a Mode of Punishment; Constitutional Perspective of Compensation

Books Recommended:

1. S. Chhabra, The Quantum of Punishment in Criminal Law (1970),
2. H.L.A. Hart, Punishment and Responsibility (1968)
3. Herbert L. Packer, The Limits of Criminal Sanction (1968)
4. Alf Ross, On Guilt, Responsibility and Punishment (1975)
5. Siddique, Criminology (1984) Eastern, Lucknow.
6. Law Commission of India, Forty-Second Report Ch. 3 (1971)
7. K.S. Shukla, "Sociology of Deviant Behaviour" in 3 ICSSR Survey of Sociology and Social
8. Anthropology 1969-179 (1986)
9. Tapas Kumar Banerjee, Background to Indian Criminal Law (1990), R.Campray & Co.,
10. Sethna, Society and Criminal

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2. International Trade Economics

The course shall comprise of the following :

- I. Historical perspectives of international trade, institutions - UNCTAD, UNCITRAL, GATT (1947-1994), World Trade organization - objectives, structure, power, most favored nation treatment and national treatment, Tariffs and safeguard measures.
- II. Technical Barriers to Trade : Sanitary and Phyto - Sanitary measures : Trade Related Investment Measures ((TRIMs), Anti-Dumping, Subsidies and Countervailing measures, Dispute Settlement Process:
- III. International sales of Goods Formation and Performance of International Contract, Various Forms and Standardization of Terms , Acceptance and Rejection of Goods, Frustration of Contract,
- IV. Exports - Insurance of Goods in Transit : Marine Insurance and kinds: law on carriage of goods by sea, land and air container transport, Pre-Shipment, Inspection, Licensing of Export and Import.
- V. Laws Governing Finance and Investments , Foreign Collaboration and Investment policy, Foreign Direct Investment in Industries and Governing Policies : Foreign Institutional Investors (FIIS) : Investment by Non - resident Indians (NRIs) and Overseas Corporate Bodies (OCBs) , Foreign Collaboration Agreement - Foreign Technology Agreement : Foreign companies and Foreign Nationals and Indian.

Books Recommended:

1. Indira Carr - Peter Stone - International Trade Law.
2. Myneni S.R. - The World Organization.
3. Civil M Schmithoff - Export Trade : The Law and Practice of International Trade.
4. Rajiv Jain - Guide on Foreign Collaboration : Politics and procedures.
Singhanian - Foreign Collaboration and investment in India : Law and Procedures.
5. Jayanta Bagachi - World Trade Organization : An Indian Perspective, Eastern Law House.

Manoj Kumar

3. Offences Against Childs & Juvenile Offence

The Course shall comprise of the following:

- I. Constitutional and International Legal Status of Child : Special status of child - national policy; Constitutional concern – Art. 15(3), 24 , 39(e) & (f) and 45; International concern and endeavour for the welfare of the children;; . Minimum Age conventions; Child rights conventions; U.N. Declaration of the rights of the child, 1924, 1959.; Contributions - UNESCO, UNICEF
- II. Legal Control of Child Labour ; Regulation of the employment: protection of the health and well-being; International conventions and recommendations of the ILO.; Recommendations of the National Commission of Labour.; Legislation relating to factories, plantation labour, mines, merchant shipping, motor transport workers, apprentices, shop & establishments and child labour;; The Factories Act, 1948;Apprentice Act, 1961; The Child Labour Act, 1986
- III. Child and Criminal Liability : Crimes committed by child; crimes committed by others in relation to children; Implementation of social policy through criminal sanctions in relation to child; 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; Sec 27 of the Cr. P.C.; Suppression of Immoral Traffic Act 1956 (SITA); Child Marriage Restraint Act 1929 as amended in 1978; Young Persons Harmful Publications Act 1956; The Children Act 1960; Reformatory Schools Act 1897
- IV. Juvenile Offence: Juvenile Delinquency : Concept of Juvenile Delinquency; Legal Position in India; Juvenile Delinquency Act,1986; The Juvenile Justice (Care and Protection of Children) Act, 2000
- V. Relevant Legislations: The Constitution of India (Relevant provisions); . Indian Penal Code (Relevant provisions- Ss. 82 , 83, 299 Exp.3, 363A, 372 and 376); Criminal Procedure Code (Relevant provisions- Sec 27); Indian Evidence Act(Relevant provisions); Child Marriage Restraint Act 1929 as amended in 1978; Young Persons Harmful Publications Act 1956; The Children Act 1960; Reformatory Schools Act 1897; The Juvenile Justice (Care and Protection of Children) Act, 2000

Books Recommended:

1. S.N. Jain ed, : *Child and the Law*
2. Hansaria Vijay & P.I. Jose : *Juvenile Justice System*
3. Bhargava, M.L. : *Child Laws*
4. Shaw, S.P. & Weiner, Myron : *Born Unfree Child Labour, Education etc.*

4. Humanitarian & Refugee Law

The Course shall comprise of the following:

- I. Humanization of Warfare : Amelioration of the wounded and sick; Armed forces in the field; Armed forces at sea: The shipwrecked; Protection and facilities; Prisoners of war; Civilians in times of War; Cultural properties
- II. Control of weapons: Conventional; Chemical; Biological; Nuclear
- III. Humanitarian law: Implementation; Red Cross ; National legislation
- IV. The Concept of refugees; Definition of refugees and displaced persons - their problems; The UN Relief and Rehabilitation Administration and other International Refugee organizations : international protection ; Protection under national laws; Strategies to combat refugee problem Repatriation, resettlement local integration and rehabilitation; UNHCR ; . UNHCR and India

Books Recommended:

1. B.S.Chimni, International Refugee Law, (2000).
2. Jean Yves Calier, Who is a Refugee A Comparative Case Law Study, (1997)
3. Kelly Dawn Askin, War Crimes Against Women, (1997).
4. M.K.Balachandran, Rose Varghese, Introduction to International Humanitarian Law, (1997).
5. Guy S. Goodwin-Gill, The Refugee in International Law, (1996).
6. Veral Gowlland- Debbas, The Problem of Refugees in the Light of Contemporary International
7. Anti-personnel Landmines Friend or Foe?, International Committee of Red Cross, (1996).
8. Resettlement Handbook, The United Nations High Commissioner for Refugees.
9. James C. Hathaway, Hohn A. Dent, Refugee Rights: Report on a Comparative Survey, (1995)

Manoj Kumar Varghese

5. Bankruptcy and Insolvency

The Course shall comprise of the following :

- I. Introductory: The concept: inability to pay debt ; India: concurrent jurisdiction - the central and state legislation
- II. . Insolvency jurisdiction ; Courts ; Powers of court ; Accts of Insolvency ; Transfer of property to a third person for benefit of creditors generally ; Transfer with intent to defeat creditors.; Fraudulent preferences in transfer of property; Absconding with intent to defeat the creditors ; Sale of property in execution of decree of court ; Adjudication as insolvent ; Notice to creditors about suspension of payment of debt ; Imprisonment in execution of a decree of a court ; Notice by creditor
- III. . Insolvency petition :. By creditor ; By debtor ; Contents of the petition ; Admission ; Procedure ; Appointment of interim receiver ; Interim proceedings against the debtor ; Duties of Debtors ; Release of debtor ; Procedure at hearing ; Dismissal of petition filed by a creditor ; Order of adjudication ; Effect ; Publication of order ; Proceedings, consequent on order of adjudication ; Protection order from arrest or detention ; Power to arrest after adjudication per attempt abscond ; Schedule of creditors ; Burden of creditors to prove the debt.
- IV. Annulment of adjudication : Power to annul ; Effect ; Failure to apply for discharge ; Post adjudicatory scheme for satisfaction of the debt ; Discharge of debtor ; Effect of insolvency on antecedent transaction ; On rights of creditor under execution ; Duties of court executing decree on the property taken in execution ; Avoidance of voluntary transfer; Avoidance of preference
- V. Realization of property ; Appointment of receiver ; Duties and powers ; Appeal against receiver ; Distribution of property ; Priority of debts ; Dividends ; Offences by debtors ; Disqualification of insolvent ; Appeal ; Indigent persons ; Suit by indigent persons

Books Recommended:

1. The Provincial Insolvency Act 1920
2. Insolvency Acts of various States
3. Halisbury's Laws of England, Vol.3(2) on Bankruptcy and Insolvency (1989)
4. Henry R. Cheeseman, Business Law, Ch.28 (1998), Prentice Hall, New Jersey
5. C.K.Thakker, Code of Civil Procedure (2000) Eastern, Lucknow.
6. Aiyar.S.K., Law of Bankruptcy (1998) Universal, Delhi.

1998) Universal, Delhi.

6. Women & Criminal Law

The Course shall comprise of the following:

- I. Introduction: Status of Women in India; Status of Women – International concerns; Constitution of India & Women; Preamble; Equality Provision;
- II. Personal Laws and Women : Unequal position of women – different personal laws and Directive principles of State Policy; Uniform Civil Code towards gender justice; Sex inequality in inheritance; Guardianship
- III. Criminal Laws and Women : Adultery; Rape; Outraging Modesty; Domestic Violence
- IV. Women Welfare Laws :General laws; The Dowry Prohibition Act, 1961; Pre-natal Diagnostic Techniques (Regulation & Prevention of Misuse) Act, 1994; Indecent Representation of Women (Prohibition) Act, 1986; Immoral Traffic (Prevention) Act, 1987; Family Courts Act, 1984; Labour Welfare Legislations; Maternity Benefit Act ; Factories Act,; Equal Remuneration Act; Implementation of Wage Laws and Legislation on Women Employment
- V. Prescribed Legislations: The Constitution of India (Relevant provisions); Dowry Prohibition Act(Relevant provisions); . Indian Penal Code(Relevant provisions); Criminal Procedure Code (Relevant provisions); Indian Evidence Act(Relevant provisions); Harassment at the Work Place and Public Place, Immoral Traffic (Prevention) Act, 1956; The Indecent Representation of Women (Prohibition) Act, 1986; The Medical Termination of Pregnancy Act, 1978; Equal Remuneration Act, 1988

Books Recommended:

1. 42nd Report of Law Commission [Dissenting note of Justice Anna Chandy on Adultery, P.366]
2. Towards Equality- Report of the Committee on the Status of Women (Govt. of India), Ch. IV
3. Balram - Women workers labour legislation in India 1984 (2) I.L.J. 1527.
4. Lotika Sarkar, The Law Commission of India (1988).
5. U.Baxi, Law and Poverty: Critical Essays (1988), Eastern, Luknow
6. S.N. Jain ed, Child and the Law (1979) Indian Law Institute, New Delhi
7. Revasia & Revasia, Women Social Justice & Human Right (1998), P.H. Publishing, New Delhi
8. Ajnes, Flavia, Law as Gender Inequality,(SecIV: Gen. Conl & Recomm) OUP,Delhi (1999)
9. Dr. Sayed Maqsood, Law relating to Women
10. Dr. S.C. Tripathi, Law relating to Women

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7. White Collar Crimes

The course shall comprise of the following :

- I. Introduction - concept of white collar crime - Indian approaches to socio - economic offences - forms of privileged class deviance -official deviance (Legislators, judges and bureaucrats), professional deviance, trade union deviants, land law deviance, upper class deviance, police deviance, gender based deviance, deviance by religious leaders and organizations.
- II. Official deviance: Prevention of Corruption Act, 1988.
- III. Police and politicians' deviance : N.N. Vorha Committee Report: Lokpal and Lokayukta Institutions.
- IV. Professional deviance : Medical professional - The Lentin Commission Report, Legal professional - Opinions of Disciplinary Committee of Bar Council of India.
- V. Gender based deviance - sexual harassment, offences against scheduled castes and scheduled tribes.

Books Recommended:

1. VIEdwin H. Sutherland - Criminology.
2. Ahmad Siddique. Criminology
3. Upendra Baxi - The Crisis of Indian Legal System
4. Upendra Baxi - Law and Poverty
5. Upendra Baxi - Liberty and Corruption.
6. A.R. Desai - Violation of Democratic Rights in India.

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4. Honours Paper (Information Technology Law)

The course shall comprise of the following :

1. Definitions
2. Digital Signatures and Electronic Records
3. Certifying Authorities
4. Digital Signature Certificates
5. Duties of Subscribers, Penalties and adjudication for non performance of duties.
6. Cyber Regulations Appellate Tribunal
7. Offences and penalties
8. Power of Police

Data Protection and Law

Information Technology related offences Under Indian Penal Code, 1860.

Books Recommended:

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|----------------------------|---|--|
| 1. Satya Prasad TVR | : | Information Technology (Cyber Law) |
| 2. R. Rider | : | Cyber Laws |
| 3. I.L.T. | : | Dimensions of Cyber laws |
| 4. Justice Yatindra Singh: | | Cyber laws |
| 5. Farooq Ahmad | : | Cyber Laws in India |
| 6. Krishna Pal Malick | : | Computer & Information Technology Cyber Law. |

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5. Moot Court Exercise & Internship (Clinical)

The Course shall comprise of the following:

- I. Moot Court (30 Marks): Every student will do at least 3 (three) moot court in a year with 10 marks for each. Each moot court work will be on assigned problem and it will be evaluated as follows: Written submissions : 5 marks and Oral advocacy : 5 marks
- II. Observance of Trial in two cases (30 marks): One Civil case : 15 marks and One Criminal case : 15 marks. Students in a group of not more than 10(ten) students will attend two trials in the course of the last two or three years of law course. They will maintain a record and enter the various steps observed during their attendance on different days in the court assignment.
- III. Interviewing techniques and Pre-trial preparations (30 marks): Two interviewing sessions of clients : 15 marks and Observation of the preparation of documents and court papers : 15 marks. Each student will observe 2 (two) interviewing sessions of clients at the Lawyers' 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 Advocate and the procedure for the filing of the suit/petition. This will be recorded in the diary which will carry 15 marks.
- IV. Viva Voce examination [on all the above three aspects] (10 marks) Conducted by University.

Books Recommended:

1. O.P. Mishra : Moot Court
2. Menon : Legal Clinical Education
3. Kailash Rai : Moot Court, Pre Trial etc.

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