

**REVISED CURRICULUM FOR THREE YEAR (SIX SEMESTERS) LL.B. DEGREE
COURSE TO BE IMPLEMENTED BY THE SESSION: 2022-2023**

WHEREAS, the Bar Council of India at its meeting held on 14th September, 2008 vide resolution No. 110/2008 has approved and adopted the revised rules of legal education and revised curriculum for LL. B. 3 year and LL. B. 5 year courses prescribing 20 compulsory papers, 4 clinical papers and 6 optional papers to be selected from a list of optional papers, and one paper on English as compulsory paper.

AND WHEREAS the Bar Council of India has communicated to all universities/centers of legal education along with letter no. BCI: D: 1518: 2008 (LE/RULES - PART IV) dated 24.12.2008 and has asked them to implement the revised curriculum from the academic year 2009-2010.

AND WHEREAS, the Bar Council of India has issued the circular No. BCI: LE: Cir. No. 1/2008 (LE: UNI) dated 27.02.2009 to all universities/centers of legal education in the country to remind and advise them to adopt and implement the revised curriculum and rules by the academic year 2009-2010.

NOW THEREFORE, it is expedient to revise the curriculum of LL.B. three year (six semesters) in the light of the revised curriculum approved and adopted by the Bar Council of India.

Proposed ordinance relating to the revised curriculum for LL.B. three year (Six semesters) degree course.

- 1- The MAHARAJA SUHEL DEV STATE UNIVERSITY (MSDSU) AZAMGARH (U.P.) 276001, may confer the Degree of Bachelor of Laws on such candidates who being eligible for admission have been admitted to the LL.B. Degree course, have received regular instructions in the prescribed courses of study, undergone required practical training, passed relevant examinations and being suitable by virtue of their character, have fulfilled such other conditions as may be laid down from time to time.
- 2- The curriculum of study for the LL.B. Degree shall be spread over three academic years and shall be divided into six semesters for the examination purposes, called as First, Second, Third, Fourth, Fifth and Sixth Semesters.
- 3- The candidates seeking admission to the LL.B. Degree course must be a graduate in any discipline of knowledge from a University established by an Act of Parliament or by a State Legislature or an equivalent National Institution recognized as a Deemed to be University or Foreign University recognized as equivalent to the status of an Indian University by an authority competent to declare equivalence, with 45% of marks. However a relaxation of 5% shall be admissible in favour of SC/ST candidates.
- 4- There shall be an Entrance Test conducted by the college for the admission in the LL.B. course. The admission shall be made in order of merit obtained by the candidates in the entrance test.

- 5- No candidate shall be admitted to LL.B. course if he/she has not obtained 35% marks in the Entrance Test and 45% marks in the graduation examination.
- 6- The maximum age for seeking admission in LL.B. Three year course has limited to thirty years, with right of the University to give concession of further 5 years for the applicant belonging to SC or ST or any other backward communities.
- 7- There shall be six semesters in the LL.B. Three years Degree Course viz. LL.B. Ist year (Ist & IIInd Semester), LL.B. II year (IIIrd & IVth Semester) and LL.B. III year (Vth & VIth Semester). The examination of Ist, IIIrd and Vth Semesters shall be held in the month of December and the examination IIInd, IVth and VIth Semester shall be held in the month of May positively.
- 8- A candidate shall be awarded the degree of Bachelor of Laws after he has been declared successful in all the papers of all the six semester examinations prescribed for the award of the above degree. The division of a candidate shall be determined on the basis of the aggregate of marks obtained at all the six semester examinations taken together. A candidate who has obtained 45% or more but less than 60% or marks in the aggregate shall be placed in second division and candidate who has secured 60% or more marks in the aggregate shall be placed in the first division.
- 9-
 - a- In order to pass the LL.B. Ist and IIInd Semester examination a candidate shall have to obtain not less than 36% marks in each paper of each semester and 45% marks of the aggregate of all papers in LL.B. Ist year. In order to pass the LL.B. IIIrd, IVth, Vth & VIth Semesters examination a candidate shall have to obtain not less than 36% marks in each of the theory papers and clinical courses separately in each semester and 45% marks of the aggregate of all such papers and the clinical papers in LL.B. II year and LL.B. III year as the case may be.
 - b- However, one mark grace shall be awarded to a candidate who has failed by one mark in aggregate or in one paper in LL.B. Ist year, IIInd year and IIIrd year.
- 10- No candidate shall be allowed to simultaneously register for a law degree program with any other graduate or post graduate or certificate course run by the same or any other university or an Institute or academic or professional learning excepting in the integrated degree program of the same institution.
 Provided that any short period part time certificate course in language, computer science or computer application of an Institute or any course run by a center for distance learning of a University however shall be expected.
- 11- A candidate who has passed the LL.B. Ist year (Ist & IIInd Semesters) or IIInd year (IIIrd or IVth Semesters) examination but thereafter he failed to take admission in LL.B. IIInd years (IIIrd Semesters) or LL.B. III years (Vth Semester) as the case may be, for two consecutive academic session shall not be admitted to LL.B. IIInd year (III Semester) or LL.B. IIIrd (Vth Semester) as the case may be.

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- a- A candidate for LL.B. Ist year, LL.B. IInd year or LL.B. IIIrd year examination, as the case may be, who has fulfilled all the required conditions for appearing in the said examination but has failed to pass or to appear in that examination shall not be eligible to be readmitted in the same class but maybe allowed to appear in LL.B. Ist year, LL.B. IInd year or LL.B. IIIrd year examination, as the case may be, as an ex-student for the next two consecutive sessions after his first failure to pass or to appear in such examination.
- b- The maximum span of time for completion of LL.B. Degree Course shall be six years.

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- a- A candidate who has failed in theory papers only in LL.B. IInd year of IIIrd year examination, as the case may be, and is appearing as an ex-student in the concerned examination, his clinical course Viva-Voce marks shall be reserved and added in the result of his examination as an ex-student.
- b- A candidate who has failed in theory and clinical papers both and is appearing as an ex-student shall be required to take admission in clinical course/courses only by depositing Rs. 200/- in the college office.

14- No regular student of LL.B. Ist year, IInd year or IIIrd year shall be allowed to appear in the examination unless he has attended at least 75% of lectures in the theory and practical classes held separately. Provided that on reasonable ground the requirement of attendance in individual case may be reduced to 66% by the Vice-Chancellor on the recommendation of the Dean, Faculty of Law.

15- Rules for conducting and Assessment of clinical courses and Viva-Voce examination:

For conducting Practical & Viva-Voce Examination there shall be A board of Three Examination:

Two internal and one external. One internal must be from amongst the whole time Law Teachers of the College concerned, to be appointed by the Principal at the recommendation of the Head of Law Faculty, on the basis of rotation. The other internal examiner must be a Law Teacher of any other affiliated college of this University having teaching experience not less than five years or retiredteacher of any affiliated college of this University to be appointed by the Vice Chancellor of the University at the recommendation of the Board of Studies, Law faculty on the basis of rotation in order of seniority of the university. The External Examiner shall be a permanent teacher of the University or from any other affiliated college of the University other than MAHARAJA SUHEL DEV STATE UNIVERSITY (MSDSU) AZAMGARH having 10 years teaching experience or a practicing lawyer having 20 years standing at the bar, to be appointed by the Vice Chancellor on the recommendation of Board of Studies.

(i) Clinical Course

Professional Ethics Accountability for lawyers and Bar Bench Relation, which has been allotted in LL.B. II year (III Semester) course as paper No. 4 will be examined by written examination for 80 marks conducted by the university like other theoretical papers and 20 marks shall be reserved for Viva-Voce examination to be examined by Board constituted under para 15.

(ii) Clinical Course

in Alternate Dispute Resolution, which has been allotted as paper No. 4 in LL.B. II year (IV semester) course will be assessed by a Board of Examiners which will be constituted as accordance with the rule contained in para 15. This paper shall contain four components:

- (i) Negotiation skills (25 marks),
- (ii) Conciliation skills (25 marks),
- (iii) Arbitration law and practice (30 marks) and
- (iv) Viva Voce (20 marks).

The assessment of this paper, shall be on the basis of the work done by the students in different programmes on the above components and their reports as maintained in DIARY.

(iii) Clinical Course

Drafting Pleading and conveyancing which has been allotted in LL.B. III year (V Semester) course as paper No. 4, will be examined and assessed by a Board of Examination which will be constituted as in accordance with the rule contained in Para 15. The assessment of this paper out of 100 marks, shall be on the basis of Diary maintained by the students and checked by the teacher concerned. Out of 100 marks divided as 45 marks for drafting (15 exercises of 3 marks each) and 45 marks for conveyancing (15 exercise of 3 marks each) and 10 marks for Viva-Voce on above two aspect allotted therefore.

(iv) Clinical Course

Moot Court exercise and internship in trial proceeding which has been allotted in LL.B. III year (VI Semester) course as paper no. 4 will examined and assessed by A Board of Examiners which will be constituted as in accordance with the rule contained in Para 15. The assessment of this paper shall contain 4 components, each component should be assessed separately on the basis of Diary maintained by the students and Viva Voce divided out of 100 marks as 30 marks for Moot court, 30 marks for trial in two cases, one civil and other criminal, 30 marks or interviewing techniques, pretrial preparation and internship diary and 10 marks for Viva voce on all the above three aspects.

16- One Board shall examine generally 250 students/examines.

- 17-** The assessment of Awards in triplicate in a sealed and confidential envelope shall be submitted to the Head of Law Faculty, for onward submission to the Registrar (Exam) MAHARAJA SUHEL DEV STATE UNIVERSITY (MSDSU) AZAMGARH and one copy of award shall be submitted to Head of Law Department. Principal of the college concerned to be kept as record of the college.
- 18-** All diaries and reports/records of clinical courses as prepared by the students, checked by the teacher concerned will be signed by the Board of examiners at the time of assessment and after assessment shall be sent through head law faculty to the Registrar MAHARAJA SUHEL DEV STATE UNIVERSITY (MSDSU) AZAMGARH in duly packed and sealed bundle.
- 19-** The Dean Faculty of Law may issue, through Registrar of the University, such directives to the college as may be necessary to maintain uniformities and for improvement of standard.
- 20-** There shall be no improvement (Back paper) examination in LL.B. Degree course.

21- Rules Regarding Promotion

- (i) Subject to the provisions of these ordinances, a candidate who has pursued a regular course of study for LL.B. I year (I and II Semesters) or LL.B. II year (III and IV Semesters) and appeared at the relevant examinations shall be eligible to be promoted for pursuing regular course of study for LL.B. II year (III and IV semesters) or LL.B. III year (V and VI semesters), as the case may be.
- (ii) A candidate of the first, third and fifth semesters shall be promoted to the second, fourth and sixth semesters respectively, irrespective of the number of papers in which he/she has appeared in the first, third and fifth semester examinations, as the case may be.
- (iii) A candidate shall be promoted to third semester if/she has passed at least in Eight papers (barring General English and Legal Language paper) and has obtained 45% marks in aggregate of all papers of LL.B. I year (I and II semesters taken together) and shall be allowed to appear in such two papers in which he/she has failed with the concerned semester examination.
- (iv) A candidate shall be promoted to fifth semester if he/she has passed at least in eight papers and has obtained 45% marks in aggregate of all papers of LL.B. II year (III and IV semester taken together) and shall be allowed to appear in such two papers in which he/she has failed with the concerned semester examinations.
- (v) A candidate who has secured minimum pass marks in all the papers and has failed to secure minimum pass marks i.e. 45% but has secured 42% marks in aggregate of LL.B. I year (I & II semester taken together) or LL.B. II year (III & IV semester taken together), as the case may be, shall be promoted to third and fifth semester

- respectively and shall be allowed to appear in any two papers of LL.B. I year or LL.B. II year, as the case may be with the concerned semester examination.
- (vi) A candidate who has passed at least in eight papers of LL.B. III year (V and VI semesters taken together) shall appear in such two papers, in which he/she has failed, with the concerned semester examination.
- (vii) A candidate who has secured minimum pass marks in all the papers but has failed to secure minimum pass marks i.e. 45% but has secured 42% marks in aggregate of LL.B. III year (V & VI semesters taken together) shall be allowed to appear in any two theory papers with the concerned semester examination.
- (viii) No candidate shall be promoted to fifth semester unless he/she has passed his/her LL.B. I year examination.

22- Course of Study

Every candidate appearing for the LL.B. Ist year, LL.B. IInd year and LL.B. IIIrd year shall be examined in the following papers which shall be spread over in six semesters:

LL.B. Ist Year Ist Semester

Sl.No.	Name of Papers	Max. Marks.	Min. Marks.
1.	Law of Contract I	100	36
2.	Constitutional Law I	100	36
3.	Law of Torts Including M.V. Accident & Consumer Protection Laws	100	36
4.	Family Law I	100	36
5.	Anyone of the Following :	100	36
	a) Indian Federalism		
	b) Human Rights Law and Practice		
	c) Banking Law		
6.	General English and Legal Language	100	36

**LL.B. Ist Year
IInd Semester**

S.No.	Name of Papers	Max. Marks.	Min. Marks.
1.	Special Contract	100	36
2.	Constitutional Law II	100	36
3.	Public International Law	100	36
4.	Family Law II	100	36
5.	Anyone of the Following :	100	36
	a) Right to Information		
	b) Insurance Law		
	c) Health Law		

**LL.B. IInd Year
IIIrd Semester**

S.No.	Name of Papers	Max. Marks.	Min. Marks.
1.	Jurisprudence	100	36
2.	Bhartiya Nyaya Sanhita, 2023	100	36
3.	Company Act, 2013	100	36
4.	Professional Ethics and Accountancy for lawyers and Bar-Bench Relations	80+20	29+7
5.	Anyone of the Following :	100	36
	a) Interpretation of Statutes and Principles of Legislation		
	b) Information Technology Law		
	c) Forensic Science		

**LL.B. IInd Year
IVth Semester**

S.No.	Name of Papers	Max. Marks.	Min. Marks.
1.	Civil Procedure Code	100	36
2.	Bhartiya Nagrik Suraksha Sanhita, 2023	100	36
3.	Property Law	100	36
4.	Alternate Dispute Resolution	25+25+30+20	36
5.	Anyone of the Following :	100	36
	a) Penology and Victimology		
	b) Private International Law		
	c) Copyright Law		

**LL.B. IIIrd Year
Vth Semester**

S.No.	Name of Papers	Max. Marks.	Min. Marks.
1.	Administrative Law	100	36
2.	Labour Law I	100	36
3.	Bhartiya Sakshya Adhinyam, 2023	100	36
4.	Drafting Pleading and Conveyance	45+45+10	36
5.	Anyone of the Following :	100	36
	a) Bankruptcy and Insolvency		
	b) Equity and Trust		
	c) IT Offence		

**LL.B. IIIrd Year
VIth Semester**

S.No.	Name of Papers	Max. Marks.	Min. Marks.
1.	Environmental Law	100	36
2.	Labour Law II	100	36
3.	Principles of Taxation Law	100	36
4.	Moot Court Exercise and Internship	30+30+30+10	36
5.	Anyone of the Following :	100	36
	a) Land Laws including Tenure and Tenancy System		
	b) Trade Marks and Design Law		
	c) Maritime Law		

23- This Change in curriculum was necessitated to give effect to the resolution of the BCI dated 20.05.2024 whereby the incorporation of three newly enacted criminal laws in IIIrd, IVth & Vth semesters was required. The curriculum of LL.B. (odd & even Semesters) shall come into force with effect from session 2024-25. This revised curriculum is hereby approved by the Board of Studies in its meeting held on September 04, 2024 at MSDSU, Azamgarh.

Note: The marks obtained by a candidate in the paper of English which is prescribed as paper no. 6 in LL. B. Ist year, I semester shall not be included towards his/her result. If a candidate fails to secure minimum pass marks in this paper he shall be allowed to reappear in the paper with the first semester examinations next year.

**LL.B. FIRST YEAR
I-SEMESTER**

DETAILED COURSE OF STUDY FOR BACHELOR OF LAWS LL.B. FIRST YEAR

I-SEMESTER

PAPER I: LAW OF CONTRACT- I

Unit-1 General Principles of Contract

- 1- Historical Background of Indian Contract Act
- 2- Contract: Meaning, Definition, Nature and types
- 3- Agreement: Definition of Agreement
- 4- Offer: Definition, Kinds and Lapse of Offer, Invitation to Treat, Revocation & Termination
- 5- Acceptance: Definition, Modes of Acceptance, Communication of Acceptance & Revocation, Intention to Create Legal Relation
- 6- Consideration: Definition, Essentials of Consideration, kinds of Consideration, Agreement without Consideration, Exception to the Rule. Privity of Contract, Standard form of Contract, E-Contract.

Unit-II Competency to Contract

- 1- Agreements with Minor, Unsound Mind & Person Disqualified by Law
- 2- Free Consent: Factors, Vitiating Free Consent, Coercion, Undue Influence, Misrepresentation, Fraud and Mistakes.

Unit-III Void Agreements

- 1- Mistake
- 2- Legality of Object: Effect of Illegal Agreements and Agreements opposing Public Policy.
- 3- Agreement Expressly Declared to be Void: Agreement in Restraint of Marriage, Trade and Legal Proceeding, Uncertain Agreement.
- 4- Wagering Agreement
- 5- Contingent Contracts
- 6- Quasi Contract
- 7- Govt. as a Contracting Party & Art. 299

Unit-IV Discharge of Contracts

- 1- Discharge by Performance: Reciprocal Promises, Appropriation of Payments
- 2- Discharge of Contract: Time and Place of Performance
- 3- Discharge by impossibility: Kinds of Impossibility, Doctrine of Frustration, Position in India, Exceptions to Doctrine of Frustration
- 4- Discharge by Agreement: Novation and Remission of Performance
- 5- Discharge by Breach: Kinds and Effect of Breach of Contract, Anticipatory and Actual Breach
- 6- Remedies for Breach of Contract: Kinds of remedies
- 7- Damages: Remoteness of Damages, Measure of Damages, Kinds of Damages and Quantum Meruit

Unit-5

- 1- Specific Relief Act: Specific Performance of Contract, Rescission and Cancellation, Injunction, Declaratory Orders.

Precribed Books:

- Beaten (ed.) Anson's Law of Contract (27th ed. 1998).
- P.S. Atiya, Introduction to the Law of Contract 1992 reprint (Clarendon Law Series)
- Avtar Singh, Law of Contract (2000) Eastern, Lucknow.
- G.C. Cheshire, and H.S. Fifoot and M.P. Furmston, Law of Contract (1992) ELBS with Butterworths.
- M. Krishnan Nair, Law of Contract, (1998).
- G.H. Treital, Law of Contract, Sweet & Maxwell (1997 Reprint).
- R.K. Abichandani, (ed.) Pollock and Mulla on the Indian Contract and the Specific Relief Act (1999), Tripathi.
- Shri Ram Singh-Samvida Vidhi I (Hindi)
- Indra Jeet Singh & Kamlesh Shukia- Samvida Vidhi (Hindi).
- Kailash Rai - Samvida Vidhi I (Hindi).

I-SEMESTER

PAPER II: CONSTITUTION LAW – I

UNIT-I CONSTITUTIONAL DEVELOPMENT AND KEY CONCEPT

1. Meaning and Nature of Constitutional law, Concept of Constitutionalism
2. Historical background of Indian Constitution
3. Essential Features of Indian Constitution
4. Preamble of Indian Constitution

UNIT-II THE EXECUTIVE

1. Separation of power Union and State Executive, Power and Functions of President and Governor
2. Removal of President and Governor
3. Prime Minister, Council of Ministers, Appointment of Ministers, Collective Responsibility
4. Constitutional Position of President and Governors and their Ordinance making power

UNIT- III

A. THE JUDICIARY

1. Appointment, Duration, Qualification and other conditions of services of the Judges of Supreme Court and High Courts
2. Power and Jurisdictions of Supreme Court and High Court
3. Independence of Judiciary and Judicial Activism

B. PARLIAMENT

1. Central and State Legislature.
2. Legislative Procedure- Ordinary bill, Money bill, Financial bill
3. Parliamentary Privileges
4. Constitutional Amendment, Doctrine of Basic Structure.

UNIT- IV CONCEPT OF FEDERALISM

1. Division or Distribution of Powers
2. Concept of Cooperative Federalism
3. Union and State Legislative Relations (Article 245-255)
4. Interstate Trade and Commerce, Emergency Provisions and Impact of Emergency on Federal System

UNIT- V FUNDAMENTAL RIGHTS- GENERALLY

1. The Concept of “State”
2. The Doctrine of Judicial Review
3. Pre and Post Constitutional Laws
4. Doctrine of:
 - a. Waiver
 - b. Eclipse
 - c. Severability
 - d. Prospective Over-ruling

Recommended Readings:

- Dr. M.D Chaturvedi: Bharat ka Samvidhan
- Dr. J.N Panday: Bharat ka Samvidhan
- D.D Basu: Constitution of India
- Dr. V.N Shukla: Constitution of India
- H.M Seervai: Constitution of India
- Austin: Indian Constitution: Cornerstone of Nation (1972)

I-SEMESTER

PAPER III: LAW OF TORTS AND CONSUMER PROTECTION ACT, 2019

Unit-1

1- Evolution of Law of Torts

2- Definition, Nature, Scope and Objects

A wrongful act- violations of duty imposed by law, *damnum sine injuria* and *injuria sine damnum*, Tort distinguished from crime and breach of contract, changing scope of law of torts.

3- Principles of Liability in Torts

Fault, Liability without fault, Violation of ethical codes, Statutory liability, Place of motive in torts

4- Justification of Tort

Volenti non fit injuria, Necessity, Plaintiff's default, Act of God, Inevitable accident, Private defence, statutory authority, Judicial and quasi-judicial acts, Parental and quasi-parental acts.

Unit-2

5- Extinguishment of liability in certain situations *Actio personalis mariture cum persona*- exceptions, Waiver and acquiescence, Release, Accord and satisfaction, Limitation.

6- Standing

Who may sue and who may not be sued?

7- Doctrine of sovereign immunity and its relevance in India.

8- Vicarious Liability.

Unit-3

9- Torts against persons and personal relations

Assault, battery, mayhem, False imprisonment, Defamation, Marital relations, domestic relations, parental relations, master and servant relations, Malicious prosecution, Shortened expectation of life, Nervous shock.

10- Wrong affecting property.

Trespass to land, Trespass *ab initio*, Trespass to goods, Detinue, Conversion, Injurious falsehood, Misstatements, Passing off.

Unit-4

11- Negligence.

12- Nuisance.

13- Absolute/Strict liability

The rule in Rylands v. Fletcher, Liability for harm caused by inherently dangerous Industries.

14- Remedies

Legal remedies - Award of damages, Injunction, Specific restitution of property, Extra-legal remedies-self-help, re-entry onland, re-capture of goods, distress damage feasant and abatement of nuisance.

Unit-5

15- Consumer Protection Act, 2019: Concept and Definitions

16- District Commission, State Commission and National Commission

Select Bibliography

- Salmond and Heuston, On the Law of Torts (2000) Universal, Delhi.
- D.D. Basu, The Law of Torts (1982), Kamal, Calcutta.
- D.M. Gandhi, Law of Tort (1987), Eastern, Lucknow.
- P.S. Achuthan Pillai, The Law of Tort (1994), Eastern, Lucknow.
- Ratanlal & Dhirajlal, The Law of Tort (1997), Universal, Delhi.
- Winfield and Jolowiz on Tort (1999), Sweet and Maxwell, London.
- Saraf, D.N., Law of Consumer Protection in India (1995), Tripathi, Bombay.
- Avtar Singh, The Law of Consumer Protection : Principles and Practice (2000), Eastern Book Co. Lucknow.
- J.N. Barowalia, Commentary on Consumer Protection Act 1986 (2000), Universal, Delhi.
- P.K. Majumdar, The Law of Consumer Protection in India (1998), Orient Publishing Co., New Delhi.
- R.M. Vats, Consumers and The Law (1994), Universal, Delhi.
- Dr. Ram Awtar Singh, Apkriya Vidhi (Hindi).
- Dr. M.D. Chaturvedi, Apkriya Ki Vidhi (Hindi).

I-SEMESTER

PAPER IV: FAMILY LAW – I

Unit-1

- A- (i) Sources of Hindu Law
- (ii) Schools of Hindu Law
- B- (i) Sources of Muslim Law
- (ii) Schools of Muslim Law

Unit-2

- A- (i) Concept and Nature of Hindu Marriage
- (ii) Marriage under Hindu Marriage Act, 1955
- B- (i) Concept and Nature of Muslim Marriage
- (ii) Essential and kinds of Marriage

Unit-3

- A- (i) Matrimonial remedies under Hindu law:
Restitution of conjugal Rights, Judicial Separation, Decree of Nullity
Dissolution of Marriage by Divorce
- (ii) Dowry Prohibition Act, 1961
- B- (i) Divorce under Muslim Law
- (ii) Dissolution of Muslim Marriage Act, 1939

Unit-4

- A- (i) Maintenance under the Hindu Adoption and Maintenance Act, 1956
- (ii) Kind and Power of Guardian under the Hindu Minority and Guardianship Act, 1956
- B- (i) Concept and Nature of Dower
- (ii) Classification of Dower
- (iii) Maintenance of Wife under Muslim Law, Muslim Women (Protection of Rights on Divorce) Act 1986 and Section 125 Cr.P.C.

Unit-5

- A- (i) Concept and Object of Adoption under Hindu Law
- (ii) Essentials and Effect The Hindu Adoption and Maintenance Act, 1956
- B- (i) Parentage, Legitimacy and Acknowledgment under Muslim Law
- (ii) Kind of Guardians, Guardianship and Power of Guardians

Recommended Books / Acts

D.F. Mulla, Hindu Law.

Mulla on Muslim Law.

Dr. Paras Diwan, Hindu Vidhi.

Aqil Ahmed, Mohammadan Law

R.R. Maurya, Hindu Vidhi.

R.R. Maurya, Muslim Vidhi.

Kamlesh Shukla, Hindu Vidhi.

J.D.M. Derret Hindu Law

U.P.D Kesari Hindu Law

Khalid Rasheed Muslim Law

Shariat Application Act, 1937

Hindu Marriage Act, 1955.

Hindu Minority and Guardianship Act, 1956.

Hindu Adoption and Maintenance Act, 1956.

Special Marriage Act, 1954.

Dowry Prohibition Act, 1961.

Muslim Marriage Dissolution Act, 1939.

Muslim Women (Protection of Rights on Divorce) Act, 1986

I-SEMESTER

Anyone of the Following:

PAPER V (A): INDIAN FEDERALISM

- 1- Introduction
Concept of Federalism with special reference to the Constitution of U.S.A. Objectives and features of Federalism
- 2- Distribution of Legislative Powers between the Union and the State- Territorial and Topical Distribution of powers, Various principles of interpretation i.e., Doctrine of Territorial nexus, Doctrine of Pith and Substance, Doctrine of colorable legislations
- 3- Administrative relation between the Union and the States- Obligation of the States and the Union, Control of Union over States, Power of the State to entrust functions to the States and adjudication of disputes.
- 4- Distribution of Financial Powers between the Union and the States -Distribution of Revenue, Consolidated Funds and Public Accounts of India and the States, Contingency Fund.
- 5- Centre and State Relations Revisited- Sarkaria Commission - Punchhi Commission
- 6- Indian Federalism: Emerging Issues- Cooperative Federalism, Challenges before Indian Federalism – perspective and prospects.

Select Bibliography

- Prof. V. N. Shukla: Constitution of India (Eastern Book Company)
- Prof. M. P. Jain: Indian Constitutional law, Wadhawa & Co. Nagpur
- Prof. H. M. Seervai: Constitutional of India, N M Tripathi Ltd. Bombay
- D D Basu: Constitution of India
- Mahendra Prasad Singh: Federalism in India.
- Dr. S K. Jain: Indian Federalism

I-SEMESTER

PAPER V (B): HUMAN RIGHTS LAW & PRACTICE

Unit-1

- 1- Concept
- 2- Origin and Development
- 3- Importance and Classification.

Unit-2

- 1- Fundamental Rights and International Instruments
- 2- Directive Principles of State Policy and International Instruments

Unit-3

- 1- Human Rights and Vulnerable Group
- 2- Women,
- 3- Children
- 4- Disabled,
- 5- Tribal and
- 6- Minorities

Unit-4

- 1- Enforcement of Human Rights
- 2- National Enforcement Mechanism:
 - a) National Human Right Commission
 - b) State Human Right Commission
- 3- Regional Enforcement Mechanism
- 4- International Enforcement Mechanism

Unit-5

- 1- International Humanitarian Law applicable to Armed Conflicts.
 - a- Civilian and Armed Conflicts
 - b- Prisoners of War
 - c- Punishment of War Crimes
- 2- Refugee Law
- 3- Origin,
- 4- Definition,
- 5- Development,
- 6- Right and Responsibilities,
- 7- Protection of Internally displaced persons.

Select Bibliography

- S.K. Avasthi and R.P. Kataria, Law Relating to Human Rights, Ch IV, V, VIII, XIV, XXIV and XXXIX (2000) Orient, New Delhi.
- S.K. Verma, Public International Law (1998), Prentice-Hall, New Delhi.
- Peter J. Van Krieken (ed.) The Exclusion Clause (1990), Kluwer.
- Human Rights Watch Women's Rights Project, The Human Rights Watch Global Report on Women's Human Rights (2000), Oxford.
- Ermacora, Nowak and Tretter, International Human Rights (1993), Sweet & Maxwell.
- Wallace, International Human Rights, Text & Materials (1996), Sweet & Maxwell.
- Muntarbhom, The Status of Refugees in Asia (1992), Oxford, Human Rights and Global diversity (2001), Frank Cass, London.
- Nirmal, B.C. (ed.), Human Rights in India (2000), Oxford.
- Nirmal, B.C., The Right to self-determination in International Law (1995), Deep & Deep.
- P.R. Gandhi, International Human Rights Document (1999) Universal, Delhi.
- Protection of Human Rights Act, 1993.
- S.D. Basu, Human Rights and Constitution Law.
- Sen, Human Rights in Developing Countries.

I-SEMESTER

PAPER V (C): BANKING LAW

1- Introduction

Banking, definition-common law and statutory, Commercial Banks and their functions.

2- Banks and Customers

Customer: meaning, Banker- customer relationship, Rights and obligations of banks, Account of customers, Special types of customers Lunatic, minors, agents, administrators and executors, partnership firms and companies.

3- Control over Banks

4- Central Banking Theory and RBI

5- Lending by banks

6- Merchant Banking

7- Letter of Credit and Demand Guarantee

8- Law Relating to Negotiable Instruments

Select Bibliography

- M.S. Parthasarthy (Ed.), Khergamvala on the Negotiable Instruments Act (1998) Butterworth, New Delhi.
- M.L. Tannen, Tannen's Banking Law and Practice in India (2000), India Law House, New Delhi.
- S.N. Gupta, The Banking Law in Theory and Practice, (1999), Universal, New Delhi.
- G.S.N. Tripathi (Ed.) Sethi's Commentaries of Banking Regulation Act 1949 and Allied Banking Law (2000) Law Publishers, Allahabad.
- Bashyam and Adiga, The Negotiable Instruments Act (1997) Bharath Law House, New Delhi.
- S.N.Gupta, Banks and the Consumer Protection Law (2000), Universal, Delhi.
- Mukherjee, T.K. Banking Law and Practice (1999), Universal, Delhi.

I Semester

PAPER IV: GENERAL ENGLISH AND LEGAL LANGUAGE

UNIT I

Tenses

Formation of Sentences

Simple Sentences, Active to Passive, Affirmative to Interrogative, Positive to Negative, Complex and Compound

UNIT II

Legal Terms: Words and Phrases

Ab Initio, Actus Reus, Ad Infinitum, Ad Interim, Ad Hoc, Amicus Curiae, Animus Possidendi, Causa Sine Qua Non, Caveat Emptor, De Facto, De Jure, De Novo, Ejusdem Generis, Ex Parte, Ex Post Facto, In Forma Pauperis, In Limine, In Personam, In Rem, Inter Alia, In Toto, Intra Vires, Ipso Facto, Lis Pendens, Locus Standi, Mala Prohibita, Mens Rea, Mesne Profits, Mutatis Mutandis, Nemo, Obiter Dictum, Onus Probandi, Pari Passu, Quid Pro Quo, Ratio Decidendi, Res Gestae, Res Judicata, Res Nullius, Rule Nisi, Stare Decisis, Sub Judice, Suo Motu, Ultra Vires.

UNIT III

Legal Maxims

Actus Curiae Neminem Gravabit, Actus Dei Nemini Facit Injuriam, Actus Non Facit Reum Nisi Mens Sit Rea, Audi Alteram Partem, Ex Nudo Pacto Non Oritur Actio, Falsus in Uno Falsus in Omnibus, Ignorantia Facti Excusat Ignorantia Juris Non Excusat, Nemo Dat Quod Non Habet, Nemo Debet Bis Vexari Pro Una Et Eadem Causa, Respondeat Superior, Res Ipsa Loquitur, Salus Populi Est Suprema Lex, Ubi Jus Ibi Idem Remedium, Ut Lite Pendente Nihil Innovetur, Vigilantibus Non Dormientibus Jura Subveniunt, Volenti Non Fit Injuria.

Abbreviations and One Word Substitution.

UNIT IV: COMPOSITION SKILLS

Paragraph Writing

Precis Writing

Letter Writing

UNIT V

Legal Essay: (at least 200 words) Fundamental Duties, Uniform Civil Code, Secularism, Public Interest Litigation, Judicial Activism, Globalization, Lok Adalat, Criminalization in Politics, Pollution and its Effects, Consumer Protection.

Translation: From English to Hindi and Hindi to English.

Prescribed Readings:

Wren and Martin, High School English Grammar & Composition, S Chand & Co. Ltd., New Delhi

Dr. Anirudh Prasad, Outlines of Legal Language in India, Central Law Publications, Allahabad.

R. P. Bhatnagar, Law and Language, Trinity Publications, New Delhi.

Gordon W Brown, Legal Terminology, Prentice Hall, New Jersey.

Michael Cochrane, Legal English, Cujas, France.

Martin Cutts, The Plain English Guide, Oxford University Press, 1995.

Bryan A. Garner, A Dictionary of Modern legal Usage, OUP, USA.

John Gibbons (ed.), Language and the Law, Routledge, London.

LL.B. FIRST YEAR
II-SEMESTER

II-SEMESTER

PAPER I: SPECIAL CONTRACT

Unit-1

1- Indemnity

The concept, Need for indemnity to facilitate commercial transactions, Methods of creating indemnity obligations, Definition of indemnity, Nature and extent of liability of the indemnified, Commencement of liability of the indemnified, Situations of various types of indemnity creations, Documents/agreements of indemnity, Nature of indemnity clauses, Indemnity in cases of International transactions, Indemnity by governments during interstate transactions.

2- Guarantee

The concept, Definition of guarantee : as distinguished from indemnity, Basic essentials for a valid guarantee contract, The place of consideration and the criteria for ascertaining the existence of consideration in guarantee contracts, Position of minor and validity of guarantee when minor is the principal debtor, creditor or surety, Continuing guarantee, Creation and identification of continuing guarantee, Rights of surety, Co-surety and manner of sharing liabilities and rights, Extent of surety's liability, Discharge of surety's liability.

Unit-2

3- Bailment

Definition of bailment, Kinds of bailees, Duties of Bailor and Bailee towards each other, Rights of bailor and bailee. Finder of goods as a bailee- Liability towards the true owner, Obligation to keep- the goods safe, Right to dispose off the goods.

4- Pledge

Pledge comparison with bailment, Commercial unity of pledges transactions, Definition of pledge under the Indian Contract Act, Rights of the Pawner and Pawnee, Pledge by certain specified person mentioned in the Indian Contract Act.

Unit-3

5- Agency

Different kinds of agency transactions in day to day life in the commercial world, Kinds of agents and agencies, Distinction between agent and servant, Essentials of a agency transaction, Various methods of creation of agency, Delegation, Duties and rights of agent, Scope and extent of agent's authority, Liability of the principal for acts of the agent including misconduct and tort of the agent, Liability of the agent towards the principle, Personal liability towards the parties, Methods of termination of agency contract, Liability of the principal and agent before and after such termination.

Unit-4

6- Sale of Goods-

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

Unit5

7- Partnership -

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

Select Bibliography

- R.K. Abhichandani (ed.) Pollock and Mulla on Contracts and Specific Relief Acts (1999) Tripathi, Bombay.
- Avtar Singh, Contract Act (2000), Eastern, Lucknow.
- Anson's, Law for Contract.
- J.P. Singhal, Contract Act
- Shri Ram Singh & Dr. T.B. Singh, Samvida Vidhi II.
- Dr. Awtar Singh, Sale of Goods Act.
- Dr. Awtar Singh, Partnership Act.
- Kamallesh Shukla & Indrajeet Singh, Vinijyik idhi.
- Kailash Rai, Samvida II.

II-SEMESTER

PAPER II: CONSTITUTIONAL LAW-II

Unit-1

A- Right to Equality

Equality before law and Equal Protection of Laws, Prohibition of discrimination, Equality in the matter of Public Employment, Abolition of Untouchability and Abolition of titles.

B- Right to Freedom

Freedom of speech and expression, right to assemble, to form union & Association, Right to movement, reside and settle, profession, occupation trade & business, reasonable restriction 19(2) to (6)

Unit-2

A- Personal Liberty

Retroactive punishment, double jeopardy, self- incrimination.
Right to life & personal liberty New Dimension
Preventive detention, rights against exploitation.

Unit-3

A- Freedom of religion,

Religious Freedom, scope, ground of restrictions, Denominational rights, and rights against the imposition of tax for the promotion of particular religion, right not to attend religious institutions and worship in educational institutions.

Unit-4

A- Right to Constitutional Remedies

Right to Move the Supreme Court and High Court for the enforcement of fundamental rights, Writ Jurisdiction,

B- PIL

Public Interest Litigations, Judicial Activism

Unit-5

A- Part IVth And Part IIIrd

Directive principles of State Policy and Relation with Fundamental Rights

B- Part IVth A and Part IIIrd

Fundamental Duties and Relation with Fundamental Rights.

Select Bibliography

- H.M. Seervai: Constitutional Law of India
- Dr. V.N. Shukla: Constitutional Law of India
- D.D. Basu : Constitutional Law of India
- Dr. J.N. Pandey: Bharat Ka Samvidhan
- V D Mahajan, Constitutional Law of India
- P M Bakhshi, Constitutional Law of India
- M P Jain, Indian Constitutional Law
- Austin, Indian Constitution: Cornerstone of The Nation

II-SEMESTER

PAPER III: PUBLIC INTERNATIONAL LAW

Unit-1

- 1- Historical Development of International Law
- 2- Definition
- 3- Nature of International Law.
- 4- Difference Between Public International Law and Private International Law
- 5- General and Particular International Law

Unit-2

- 1- Sources of International Law
 - a) Custom
 - b) Treaty
 - c) General Principles of Law Recognized by Civilized Nations
 - d) Judicial Decisions
 - e) Writing of Jurist
 - f) Equity
 - g) Resolutions of General Assembly
- 2- Relationship of International Law and Municipal Law.

Unit-3

- 1- Recognition of State and Government
- 2- Acquisition of Territory
- 3- Extradition
- 4- Asylum.

Unit-4

- 1- Law of Treaties
 - a) Definition
 - b) Vienna Convention on Law of Treaties
 - c) Formation of Treaties
- 2- Settlement of International Disputes:
 - a) Amicable Means
 - b) Compulsive Means

Unit-5

- 1- Diplomatic Agents:
 - a) Law on Diplomatic Agents
 - b) Classifications of Diplomatic Agents
 - c) Functions and Immunities of Diplomatic Agents
- 2- United Nations, Main Organs of United Nations.

Select Bibliography

- S.K. Verma, Public International Law (1998), Prentice Hall, New Delhi.
- Peter J. Van Krieken (ed.) The Exclusion Clause (1990), Kluwer.
- Nirmal, B.C., The Right to self-determination in international Law (1995), Deep & Deep.
- Starke, International Law.
- Fenwick, International Law.
- S.K. Kapoor, Antarrashtriya Vidhi.
- Bhattacharya, Antarrashtriya Vidhi.

II-SEMESTER

PAPER IV: FAMILY LAW – II

Unit-1

- C- (i) Hindu Joint Family and Coparcenary
- (ii) Partition, Debts and Alienation
- D- (i) Gift (Hiba)
- (ii) Will (Wasiyat)

Unit-2

- C- (i) Classification of Property
- (ii) Stridhan and Women Estate
- D- (i) Wakf
- (ii) Death Bed Transaction (Marz ul Maut)

Unit-3

- C- (i) Religious and Charitable Endowment
- (ii) Maths, Mahant and Shebait
- D- (i) Pre-Emption (Shufa)
- (ii) Administration of Estate of a Deceased Muslim

Unit-4

- C- (i) General Rules of Succession among Hindus
- (ii) Disqualification from succession among Hindus
- D- (i) General Principles of Inheritance under Muslim Law
- (iv) Rule of Exclusion among Muslim

Unit-5

- C- (i) Hindu Succession Act, 1956
- (ii) Doctrine of Representation
- D- (i) Inheritance under Sunni Law
- (ii) Doctrine of Aul and Radd
- E- (i) Indian Succession Act, 1925

Recommended Books / Acts

D.F. Mulla, Hindu Law.

D. F. Mulla Mohammadan Law.

Dr. Paras Diwan, Hindu Vidhi.

Aqil Ahmed, Mohammadan Law

R.R. Maurya, Hindu Vidhi.

R.R. Maurya, Muslim Vidhi.

Kamlesh Shukla, Hindu Vidhi.

J.D.M. Derret Hindu Law

U.P.D Kesari Hindu Law

Khalid Rasheed Muslim Law

Mustafa Ali Khan, Law of Inheritance A New Approach

Hindu Succession Act, 1956

Shariat Application Act, 1937

The Mussalman Wakf Act, 1923

Indian Succession Act, 1925

II-SEMESTER

Anyone of the Following

PAPER V (A): RIGHT TO INFORMATION

Unit-I

1. Freedom of Information- Meaning, Nature and Scope
2. Historical Background, Right to Know and Democracy
3. Concept of Open Government, Transparency and Accountability
4. Right to Information and Indian Constitution

Unit-II

1. Right to Information- International law and Human Rights Perspective
2. Important Conventions and Declarations Concerning Right to Information
3. Right to Information law under USA and UK

Unit-III

1. Right to Information India-Voter's Right to Know, Media Access to Official Information, Right to Privacy
2. Public Authority- meaning, obligations of public authorities
3. Procedure for obtaining information, disposal of request
4. Exception from disclosure of information
5. Severability, third part information

Unit-IV

Authorities under the RTI act:

- a. Central information commission: constitution, powers and functions
- b. State information commission: constitution, powers and functions

Unit- V

1. Appeal provision under RTI
2. Penalties
3. Bar of jurisdiction of court

Recommended readings:

- Dheera Khanelwal and K.K Khandelwal: Commentary on Right to Information Act, 2005
- NV Paranjape: Right to iInformation law in India
- SR Myneni: Right to Information law
- VK Diwan: Exhaustive Commentary on the Right to Information Act, 2005.

II-SEMESTER

PAPER V (B): INSURANCE

1- Introduction

Definition, Nature of Insurance, History and development of insurance in India, Insurance Regulatory Authority-role and functions.

2- General principles of law of Insurance:

Contract of Insurance, Principles of good faith, insurable interest, The risk, The policy, classification of policies-its form and content, its commencement duration, cancellation, alternation, rectification, renewal assignment, construction, Condition of the policy, Alternation of the risk, Assignment of the subject matter.

3- Life Insurance

Nature, definition and scope of life insurance, kinds of life insurance.

Event insured against life insurance contract, circumstances affecting the risk, Amounts recoverable under life policy, Persons entitled to payment, Settlement of claim and payment of money.

4- Marine Insurance

Nature and Scope, Classification of marine policies- The Marine Insurance Act 1963, Insurable interest, insurable value, Marine insurance policy - conditions - express warranties, Voyage - deviation, Perils of the sea, Partial loss of ship and freight, salvage, general average, particular charges, Measure of indemnity, total valuation liability to third parties.

5- Insurance Against Third Party Risks

The Motor Vehicles Act, 1988 (Chapter VIII), Nature and scope, Person governed definition of “use” “drives” “motor vehicle”, requirement of policy, statutory contract between insurer and drive rights of third parties, limitations on third party’s rights duty to inform third party, Effect of insolvency or death on claims insolvency and death of parties, certificate of insurance, Conditions to be satisfied, Claims tribunal, constitution, functions, application for compensation - who can apply? Procedure and powers of claims tribunal - its award, Co-operative insurance (Motor Vehicles Rules).

6- Social Insurance in India

Important elements in social insurance, its need, Commercial insurance and social insurance, Workmen’s compensation - scope, risks covered, industrial accidents, occupational diseases, cash benefits, incapacity, amount of compensation, nature of injuries, dependents, schedule, Sickness insurance, Adrakar Scheme, Stack and Rao scheme for wage earners and other, risks covered maturity and other benefits Old age, premature death and invalidity insurance or pension insurance, public provident fund

jeevandhara policy, Unemployment insurance, Social insurance for people like seaman, circus workers, and agricultural workers.

7- Public Liability Insurance

The scheme, Authorities.

8- The Emerging Legislative Trends

Select Bibliography

- Singh, Bridge Anand, New Insurance Law (2000) Union Book Publishers, Allahabad.
- Lavamy, Case book on Insurance Law (1984) Butterworths.
- Lavamy, General Principles of Insurance Laws (1993) Butterworths.
- John Birds, Modern Insurance Law (1988) Sweet and Maxwell.
- Sreeivasan M.N., Principals of Insurance Law (1997), Ramaiya Publishiers, Banglore.

II-SEMESTER

PAPER V (C): HEALTH LAW

- 1- Introduction: Concept and Importance of Health, Public Health in India -Ancient, medieval and modern perspectives and Human Rights Perspectives of Health – An overview.
- 2- Health and Constitutional Protections: Fundamental Rights - Right to Health, Right to Decent Environment, Right to Shelter, Reproductive Rights of Women. Directive Principles of State Policy and Health.
- 3- Health and Legal Protection – Relevant Provisions under following Laws: The Pre-natal Diagnostic Techniques (Regulation and Prevention of Misuse) Act, 1994, The Factories Act, 1948, Law on Mental Health, The Maternity Benefit Act, 1961, The Infant Milk Substitutes, Feeding Bottles and Infant Foods Act, 1992, The Transplantation of Human Organs Act, 1994. The Indian Penal Code, 1860 -Chapter XIV (Sections 269 to 278).
- 4- Right to Food and Nutrition in India:

(A)

- i- Fundamental Rights - Right to Food and Nutrition
- ii- Directive Principle of State Policy on Food and Nutrition
- iii- Human Rights Perspectives of Food and Nutrition - an Overview; The Food Safety and Standards Act, 2006.

(B)

- i- Need, Objects and Basic Concepts
- ii- Food Safety and Standards Authority of India
- iii- General Principles of Food Safety
- iv- General Provisions as to Articles of Food
- v- Provisions Relating to Import
- vi- Enforcement of the Act
- vii- Analysis of Food
- viii- Offences and Penalties
- ix- Adjudication and Food Safety Appellate Tribunal

- 5- The National Food Security Act, 2013:
- i- Need, Objects and Basic Concepts
 - ii- Provisions for Food Security and Food Security Allowance
 - iii- Identification of Eligible Households.
 - iv- Reforms in Targeted Public Distribution System.
 - v- Women Empowerment.
 - vi- Grievance Redressal Mechanism.
 - vii- Obligations of Central Government for Food Security.
 - viii- Obligations of State Government for Food Security.
 - ix- Obligations of Local Authorities.
 - x- Transparency and Accountability.
 - xi- Provisions for Advancing Food Security

Select Bibliography

R. Nayak (ed.), The Indian Law Institute, Global Health Law, (1998),
World Health Organization, Regional Office for South East Asia, New Delhi.

**LL.B. SECOND YEAR
III-SEMESTER**

III-SEMESTER

PAPER I: JURISPRUDENCE

1- Introduction

Meaning of the term jurisprudence, Norms and the normative system : Different types of normative systems, such as of games, languages, religious orders, unions, clubs and customary practices, Legal system as a normative order similarities and differences of the legal system with other normative systems Nature and definition of Law.

2- Schools of Jurisprudence

Analytical positivism, Natural Law, Historical School, Sociological School, Economic interpretation of law, The Bharat jurisprudence : The Ancient Concept of Dharma, The Modern: PIL, social justice, compensatory jurisprudence.

3- Sources of Law

Legislation, Precedents concept of stare decisis, Customs, Juristic writings.

4- Legal Rights

Concept, Kinds, Right duty correlation.

5- Persons

Nature of personality, Status of the unborn, minor, lunatic drunken and dead persons, corporate personality, Dimensions of the modern legal personality: Legal personality of non-human beings.

6- Possession

Concept, Kinds of possession.

7- Ownership

Concept, Kinds of ownership, Difference between possession and ownership, Title.

8- Property

Concept, Kinds of property

9- Liability

Conditions for imposing liability - Wrongful act, Damnum sine injuria, Causation, Mensrea, Intention, Malice, Negligence and recklessness, Strict liability, Vicarious liability.

Select Bibliography

- Bodenheimer Jurisprudence - The Philosophy and Method of Law (1996), Universal, Delhi.
- Fitzgerald, (ed.) Salmond on Jurisprudence (1999), Tripathi, Bombay.
- W. Friedman, Legal Theory (1999) Universal, Delhi.
- V.D. Mahajan, Jurisprudence and Legal Theory (1996 reprint), Eastern, Lucknow.
- M.D.A. Freeman (ed.), Lloyd's Introduction Jurisprudence, (1994), Sweet & Maxwell.
- Paton G.W., Jurisprudence (1972) Oxford, ELBS.
- H.L.A. Hart, The Concept of Law (1970), Oxford, ELBS.
- Roscoe Pound, Introduction to the Philosophy of Law (1998 Reprint) Universal, Delhi.
- Dias, Jurisprudence (1994 First Indian re-print), Aditha Books, New Delhi.
- Dhyani S.N., Jurisprudence, A study of Indian Legal Theory (1985), Metropolitan, New Delhi.
- Dr. Aniruddha Prasad - Vidhishastra Ka Mool Siddhant (Hindi).
- Dr. T.P. Tripathi - Vidhishastra (Hindi).
- Dr. B.N. Mani Tripathi - Jurisprudence (English-Hindi).

III-SEMESTER

PAPER II: Bhartiya Nyaya Sanhita, 2023

Unit-1

1- General

Concept of crime, Distinction between crime and other wrongs, Applicability and Salient features of B.N.S

2- Elements of Crime: Actus Reus, Mens Rea

3- Group liability: Common intention, Abetment, Criminal conspiracy, Unlawful assembly, Rioting as a specific offence.

Unit-2

1- Stages of crime: Guilty Intention, Preparation, Attempt

2- General Defences: ignorance or Mistake, Insanity or Mental Abnormality, Drunkenness, Right of Private Defence, Judicial Officers, Infancy, Accident,

3- Types of punishment: Death: Social relevance of capital punishment, Imprisonment for life with Hard Labour, simple imprisonment, Forfeiture of property, Fine, Discretion in awarding punishment, Minimum punishment in respect of certain offences, Community Service as a Punishment.

Unit-3

1- Specific offences against human body: Culpable homicide, Murder, Hurt-grievous and simple, Assault and criminal force, Wrongful restraint and wrongful confinement, Kidnapping and abduction.

2- Offences against women: Insulting the modesty of woman, Assault or criminal force with intent to outrage the modesty of women, Causing miscarriage without woman's consent, Kidnapping or abducting woman to compel her to marry or force her to illicit intercourse, Buying a minor for purpose of prostitution, Rape, Cruelty by husband or his relatives, Prohibition of indecent representation of woman.

Unit-4

1- Offences against Property

Theft, Extortion, Robbery, Dacoity, Cheating, Mischief, Criminal misappropriation, criminal breach of trust, Criminal Trespass, House Trespass.

Unit-5

New kinds of crimes as introduced by BNS 2023:

Human Trafficking, Organized Crime, Terrorism, Act endangering Sovereignty, unity and integrity of India, Snatching, Abetment outside India for offence in India,

Commission of offences through Electronic Means [Sec. 2(39) BNS]

Provisions related to Mob Lynching (Sec. 103 of BNS)

Grievous Hurt by Mob [Sec. 117(4)]

Selected Readings:

- Bhartiya Nayay Sanhita, 2023 (offences and penalties): A Commentary by JK Verma, 1st edition, 2024 EBC
- TAXMANN'S Bare Act, 2024 Bhartiya Nayay Sanhita, 2023 with comparative study of Bhartiya Nayay Sanhita, 2023 & Indian Penal Code
- TAXMANN'S Bhartiya Nayay Sanhita, 2023 Law & Practice
- Decoding the Bhartiya Nayay Sanhita, 2023 by Varun Soni, IRS Lawmann's New Delhi
- Concise Commentary on the Bhartiya Nayay Sanhita, 2023 by Anjana Prakash & Anuj Prakash Lexis Nexis
- K.D. Gaur, A text book on the Indian Penal Code (1998), Universal Delhi.
- P.S. Achuthan Pillai, Criminal Law (1995) Eastern, Lucknow.
- K.D. Guar, Criminal Law: Cases and Materials (1999), Butterworths, India.
- Hidayatulla, M., et.al. Ratanlal and Dhirajlals The Indian Penal code (1994 reprint), Wadhwa & Co., Nagpur.
- M.D. Chaturvedi, Bharatiya Dand Sanhita (Hindi).
- Sharatendu Chaturvedi, Bharat Ki Dand Vidhi (Hindi).
- S.N. Mishra, Bharatiya Dand Sanhita (Hindi).

III-SEMESTER

PAPER III: COMPLANY LAW

Unit-1

- 1- Basic Features of a Company.
- 2- Registration and Incorporation of a Company.
- 3- Kinds of Companies-
- 4- Promoters.
- 5- Memorandum of Association-
 - (a) The memorandum: its contents and alteration
 - (b) The Doctrine of Ultra-Vires
- 6- Article of Association-
 - (a) Article of Association: content and alteration
 - (b) Memorandum and Articles compared and distinguished
 - (c) Binding force of memorandum and articles
 - (d) The doctrine of constructive notice
 - (e) The doctrine of indoor management
- 7- Prospectus.
Civil and Criminal liability for misstatements in a prospectus

Unit-2

- 1- Shares-
 - (a) What is share; rights and liabilities of share holders
 - (b) Allotment of shares
 - (c) Share certificate and share warrant
 - (d) Transfer and transmission of shares
 - (e) Nomination of shares
 - (f) Issue of shares at a premium and discount
 - (g) Companies lien on shares
 - (h) Forfeiture and surrender of shares
- 2- Members and Shareholders.
- 3- Share Capital-
 - (a) Types of shares and share capital
 - i- Different types of share capitals of a company: authorized, issued , subscribed, called up and paid up capital
 - ii- Equity shares, sweet equity shares, bonus shares and preference shares
 - iii- Cumulative and noncumulative preference shares
 - iv- Participating and non-participating preference shares
 - v- Redeemable and non-redeemable preference shares
 - (b) Reduction of share capital

- (c) Variation of shareholders rights
- (d) Purchase by company of its own shares
- (e) By back of shares

Unit-3

- 1- Directors-
 - (a) Who is Director: legal position of directors
 - (b) appointments of directors
 - (c) Qualification and disqualification of directors
 - (d) Remuneration of directors (managerial remuneration)
 - (e) Meetings of directors
 - (f) Powers of directors
 - (g) Duties of directors
 - (h) Vacating the office of a directors
 - (i) Removal of directors
 - (j) Resignation of directors
- 2- Members, Meetings-
 - (a) Statutory meeting
 - (b) Annual general meeting
 - (c) Extra ordinary general meeting
 - (d) General provisions relating to meeting
- 3 Dividend.

Unit-4

- 4- Accounts, Audit and Auditors-
 - (a) Accounts and books of account
 - (b) Appointments of auditors
 - (c) Qualification of an auditor
 - (d) Restrictions on the numbers of auditor ship
 - (e) Remuneration of auditors
 - (f) Removal of an auditors
 - (g) Rights, duties and liabilities of an auditor
 - (h) Cost audit, audit committee, corporate social; responsibility (CSR)
- 5- Debentures
- 6- Rule of Majority: *Foss v. Harbottle*
- 7- Operation and Mismanagement
- 8- Compromise, Arrangements, Reconstruction and Amalgamation
 - (a) Companies and arrangements
 - (b) Reconstruction and amalgamation
 - (c) Powers of central government to order amalgamation in public interest

(d) Reservation of books and papers

Unit-5

9- Winding up of a Company-

(a) What is winding up: modes of winding up

(b) Contributories

(c) Winding up by the tribunal (compulsory winding up)

i- Grounds of compulsory winding up

ii- Persons who can file a winding up petition

iii- Powers of tribunal

iv- Powers and duties of the companies liquidator

v- The official liquidator and summary procedure

(d) Voluntary winding up

(e) Provisions applicable to both kinds of winding up

(f) Winding up subject to the supervision of the court

(g) Winding up of unregistered companies

(h) Consequences of winding up

10- The National Company Law Tribunal, Appellate Tribunal and Special Court

Select Bibliography

- Avtar Singh, Indian Company Law (1999), Eastern Lucknow.
- L.C.B. Gower, Principles of Modern Company Law (1997), Sweet and Maxwell London.
- Palmer, Palmer's Company Law (1987), Stevens, London.
- R.R. Penington, Company Law (1999), Butterworths.
- A. Ramaiya, Guide to the Companies Act, (1998), Wadhwa.
- S.M. Shah, Lectures on Company Law (1988), Tripathi, Bombay.
- Dr. N.V. Paranjapey, Company Vidhi (Hindi).
- Dr. Avtar Singh, Company Vidhi (Hindi).

III-SEMESTER

PAPER IV: PROFESSIONAL ETHICS, ACCOUNTANCY FOR LAWYERS AND BAR BENCH RELATIONS

Evaluation Methods

The examination consists of two parts:

(A) A written examination: Theory examination of 80 Marks.

(B) Viva Voce: Marks allotted for the Viva Voce is 20

Unit-1 Professional Ethics

- (i) Introduction to Law and Legal Profession:
 - (a) Meaning, concept, importance and necessity of Professional Ethics, Legal Ethics
 - (b) Right to Practice – a Right or Privilege
 - (c) Constitutional guarantee under Article 19 (1) (g) and its scope.

Unit-2 Advocacy (The Indian Advocates Act, 1961)

- i- Brief history of Legal Profession in India
- ii- Judge Edward Abbott Parry, the seven lamps of advocacy (1923)
 - (a) Chapter 1 (Sec 1 to 2) Definition, Advocate, Legal Practitioner and Law Graduate
 - (b) Chapter 2 (Sec. 3 to 15) Bar Councils Functions.
 - (c) Chapter 3(Sec. 16 to 28) Admission and Enrollment of Advocate
 - (d) Chapter 4 (Sec. 29 to 34) Right to Practice
 - (e) Chapter 5 (Sec. 35 to 44) Conduct of Advocate, Punishment of Advocate of Misconduct
 - (f) Chapter 6 (Sec. 45 Miscellaneous)
 - (g) Selected opinion of the Disciplinary Committee of BCI

Unit-3 Meaning and Categories of Contempt

- i- Contempt of Court: Its meaning and nature
- ii- Kinds of Contempt
 - (a) Civil Contempt
 - (b) Criminal Contempt
- iii- Defences
- iv- Constitutional validity of contempt law
- v- Contempt by lawyers, contempt by judges, magistrate and other person acting judicially
- vi- Contempt by state corporate bodies and other officers.

- vii- Punishment for contempt
- viii- Major judgments of Supreme Court on this Act.

Unit-4 Accountancy for Lawyers

- i- Definition, object, importance and utility of books keeping
- ii- Principles of book – keeping and accountancy concepts and accounting convention
- iii- Meaning and advantages of double entry book keeping
- iv- Classification of accounts and rules for debiting and creating the accounts, journal entries, ledger posting, subsidiary books
- v- Types of cash book:
 - (a) Simple cash books
 - (b) Cash book with cash and discount columns.
 - (c) Cash book with cash bank and discount columns.

Unit-5 Bar-Bench Relations

- i- Principle of judicial ethics & conduct.
- ii- Role of judges on maintaining rule of law
- iii- Mutual Respect
- iv- Advocate's duty to the court
- v- Duty of an advocate to his opponent
- vi- Advocate's duty to public
- vii- Advocate's duty to colleagues
- viii- Judicial ethics and etiquette
- ix- Uncourteous conduct, Misconduct of lawyers and Insulting language

Recommended Readings

- Dr. M.D. Chaturvedi, Professional Ethics, Lawyers' Accountability and Bar-Bench Relationships.
- Kailash Rai, Professional Ethics, Lawyer's Accountability and Bar-Bench Relationships.
- Anirudh Prasad, Professional ethics
- Mr. Krishnamurthy Iyer, Books on Advocacy
- Raju Ramchandran, Professional Ethics for Lawyers, Changing Profession, Changing Ethics, 2nd Edn., Lexis Nexis, 2014
- Samarditya Pal, The Law of Contempt – Contempt of Courts and Legislatures, 5th Edn., Lexis Nexis, 2012

III-SEMESTER

Anyone of the Following:

PAPER V (A): INTERPRETATION OF STATUTES AND PRINCIPLES OF LEGISLATION

Unit-1

Definition of interpretation and construction.
Nature of Judicial process judges as law makers.
Principles of statutory interpretation,

Unit-2

Rules of interpretation of statute and rules of law for interpretation,
The three rules, Primary rule, Mischief rule, Golden rule.

Unit-3

Intention of the legislature.
Aids to construction
Internal Aids and External Aids

Unit-4

Effect and operation of Statutes
Repeal of Statutes,
Retrospective operation of Statutes,
Effect of statutes on the State.

Unit-5

Construction of Penal Statutes.
Construction of Taxing Statutes.
Interpretation of Constitution.

Select Bibliography

- G.P. Singh, Principles of Statutory Interpretation, (7th Edition) 1999, Wadhwa, Nagpur.
- P.St. Langan (Ed.) Maxwell on the Interpretation of Statutes (1976) N.M. Tripathi, Bombay.
- K. Shanmkham, N.S. Bindras's Interpretation of Statutes, (1977) The Law Book Co. Allahabad.
- V. Sarthi, Interpretation of Statutes (1984), Eastern Lucknow.
- M.P. Jain, Constitutional Law of India, (1994) Wadhwa & Co.
- M.P. Singh, (Ed.) V.N. Shukla's Constitution of India, (1994), Eastern Lucknow.
- U. Baxi, Introduction to Justice K.K. Mathew's Democracy Equality and Freedom (1978) Eastern, Lucknow.

III-SEMESTER

PAPER V (B): INFORMATION TECHNOLOGY LAW

- 1- Information Technology (use of computers to store, retrieve, transmit and manipulate data); understanding cyberspace (cyberspace is a notional environment in which communication over computer network occurs; borderless environment), scope and regulation; internet, e-mail and world wide web; use – academics, e-commerce, social networking by individuals. Interface of information technology and law; current challenges – mobiles, cyber security, cloud computing and data privacy, misuse of social media, cybercrimes. Purpose and Object of Information – Technology Act, 2000 (to facilitate e-commerce to remove major hurdles of writing and signature requirement for legal recognition, providing regulatory regime for to supervise certifying authorities and digital signature certificates, to create civil and criminal liabilities for contravention of provisions, and consequential amendments in other Acts); applicability(S.1(4); overriding effect (S.81); Definitions– information 2(1)(v), computer s.2(1)(i), computer network S.2(1)(j), computer resource 2(1)(k) and computer system 2(1)(l).
- 2- Legal Recognition and Authorities of Electronic Records
UNCITRAL Model Law on Electronic Commerce, and e-signatures (1996 and 2001) Legal Recognition under IT Act (Ss,4-5); Authentication of records (S.3) – Digital signature (functional equivalent of paper based signatures) S.2(1)(p); function (confidentiality, authentication, integrity and non-repudiation); Authentication by use of asymmetric cryptosystem (S. 2(1)(f) , key pair (S.2(1)(x), public key(2(1)zc), private key(S.2(1)zd), hash function (S.3), electronic signatures (Ss.2(1)ta and 3A), affixing electronic signature S.2(1)(d); secured electronic record(S.14) and secure electronic signature(S.15); S.85B(2)(a), The Evidence Act, 1872 (Presumptions to electronic record and electronic signatures); S.67A and 73A the Evidence Act, 1872 (Proof as to electronic signature and proof of verification of digital signatures) Public key infrastructure and Hierarchy (Ss.17-26); Role of certifying authorities, Electronic signature certificates, its suspension and revocation (Ss.2(tb), 35-42); publishing false digital signatures and publication of digital signatures for fraudulent purposes are offences under the Act

(Ss.73, 74). Originator, addressee, Attribution, Acknowledgment and Dispatch of Electronic Records -Ss. 11-13

- 3- Civil Liability- Cyber Torts. Dispute Resolution under IT Act – Adjudicating officer and cyber appellate tribunal under the InformationTechnology Act, 2000 (S. 46 and S.57)Damage to computer and computer system – (S. 43 read with S.66) – access/facilitates access, data theft, virus attacks, email bombings, denial of service attack, damage to computer source code. Data Protection (Ss.43A r/w sensitive personal information rules, 45, 72, 72A) – Privacy issues-use of personal information- supplied to commercial sites, cookies, cloud computing; S. 67C (preservation of information by intermediaries).
- 4- Criminal Liabilities- Cyber Crimes – financial frauds (money laundering, credit card frauds, social crimes -cyber stalking, pornography, identity theft, IPR related crimes, cyber terrorism, defamation. Tampering with computer source code (S.65). Hacking (S. 43(a) read with S.66). Identity Theft and cheating by Personation (Ss.66C and 66D) (phishing, email spoofing, password theft etc.). Obscenity and Pornography (Ss.66E, 67, 67A, 67B, S.292 IPC). Cyber Stalking (Ss.354D, 509 IPC). Cyber Terrorism (S.66F). Admissibility of Electronic Evidence – Ss. 65A and 65B, The Evidence Act, 1872.
- 5- Internet Service Providers Liability- Intermediary(S.2(1)(w), cyber café (S. 2(1)n(a)), Exemption from liability, due diligence (S.79 r/w Intermediaries Guidelines Rules, 2011); S.72A.
- 6- Cyber Security- National Security- Interception, Blocking, Protected System (69-70B), procedure of Blocking and Interception under the rules, and its interface with freedom of speech and privacy, right to be forgotten.
- 7- E- Contracts- Kinds of Contracts -email, web contracts, Standard form contracts Formation of E-contracts – application of The Contract Act, 1872 viz a viz ss.10A,11- 13 IT Act United Nations Convention on the Use of Electronic Communications in International Contract 2005.
- 8- Trade Marks and Domain Names- Domain names – functions, use as trade mark, infringement/ passing off -reputed marks (cybersquatting, keywords sale by search engines); Dispute resolution under – ICANN Policy-UDRP, INDRP

- 9- Jurisdiction in Cyberspace- No geographical boundaries, applicability of traditional rules of jurisdiction on internet, rules of private international law; passive/interactive web sites; personal jurisdiction on defendant -Cause of action (S. 20 CPC (Ss. Criminal jurisdiction (the Code of Criminal Procedure, 1973 – Ss. 177-179 , 186,188 and 189) ; Extraterritorial Jurisdiction under IT Act (S. 1(2), S. 75, S.3 IPC)

Select Bibliography

- Kamath Nandan, Law Relating to Computers Internet & E-commerce – A Guide to Cyberlaws & The Information Technology Act, Rules, Regulations and Notifications along with Latest Case Laws (2012).
- Karnika Seth, Computers Internet and New Technology Laws (2013).
- Kamlesh K Bajaj, Debjani Nag, E-commerce: the cutting edge of business, 2nd Ed. (2005).
- Apar Gupta Commentary on Information Technology Act (2016).
- Aparna Viswanathan, Cyber Law (Indian & International Perspectives on key topics including Data Security, E-commerce, Cloud Computing and Cyber Crimes) (2012).
- Prashant Mali, Cyber Law and Cyber Crimes, 2nd Ed. (2015).
- Debrati Halder & H Jaishanker, Cyber Crimes Against Women, Sage Publications 1st Ed. (2017).
- Vakul Sharma, Information Technology Law & Practice (2014)'
- Chris Reed, Internet Law Text and Materials (2010).
- Ferrera et al, Cyber Law Text and Cases 3rd Ed. (2012).
- Internet Law and Practice by International Contributors, West Thomson Reuters, South Asian Edition (2013).
- SK Verma and Raman Mittal (Eds.), Legal Dimensions of Cyberspace, (2004).
- Lawrence Lessig, Code and Other Laws of Cyberspace 1999, Code version 2.0, Basic Books Publication (2006).

III-SEMESTER

PAPER V (C): FORENSIC SCIENCE

1- Interaction Of Science and Law

Nature and Need of Forensic Science: Forensic Science in Criminal Investigation
Forensic Science in Trials-Use of Forensic Science in Crime Control and Due Process
Models of Criminal Justice-Relevant Indian Laws-Ethical Concerns in using Forensic
Evidence.

2- Law Relating to Documents and Forgery

Documentary Evidence: Expert Evidence and Forensic Document Examination of
Handwriting,
Examination of Paper and Ink-Identification of Forgery in Signature-Examination of
Disputed Documents-Law relating to Fingerprints.

3- Advanced Forensic Science in Criminal Trials

DNA Profiling: Admissibility of DNA Evidence-Ethical, Legal and Social Concerns
about DNA Data Banking-Human DNA Profiling Bill 2015-Digital Image Forensic and
Detection of Forgery by Editing-Cell Phone Forensics-Voice Analysis-Digital Signature-
Forensic Psychology-Psychological Detection of Deception-Narco. Analysis
Interrogation-Criminal Profiling in Forensics-Forensic Anthropology Forensic.
Odontology-Forensic Entomology.

4- Law Related to Scene of Occurrence

Scene of Crime: Track Marks-Tool Marks-Firearms-Explosives and Explosion-Fires
Motor Vehicles-Micro Traces-Poisons-Narcotics-Alcohol-Hair-Body Fluids Elementary
Forensic Medicine.

Select Bibliography

- B. S. Nabar: Forensic Science in Crime Investigation, Asia Law House, Hyderabad.
- B. L. Saxena [A. K. Singla (ed.)]: Saxena's Law & Techniques Relating to Finger Prints, Foot Prints & Detection of Forgery, Central Law Agency, Allahabad.
- B. R. Sharma: Forensic Science in Criminal Investigation & Trials, Universal Law Publishing-An Imprint of LexisNexis, New Delhi.
- B. R. Sharma: Handwriting Forensics, Universal Law Publishing-An Imprint of LexisNexis, New Delhi.
- B. R. Sharma: Scientific Criminal Investigation, Universal Law Publishing-An imprint of LexisNexis, New Delhi.
- H. J. Walls: Forensic Science-An Introduction to Scientific Crime Detection, Universal Law Publishing Co. Pvt. Ltd, New Delhi.
- James Morton: Forensics-The History of Modern Criminal Investigation, Overlook Press, New York.
- Joytsna William Shana: Medical Jurisprudence -The Principles of Medicine as Applied in Law, PAL Publishing House, Delhi.
- Jyotirmoy Adhikary: DNA Technology in Administration of Justice, LexisNexis India, Gurgaon.

LL.B. SECOND YEAR
IV-SEMESTER

IV-SEMESTER

PAPER I: CIVIL PROCEDURE CODE

Unit-1

1- Introduction: Definition

Concepts: Affidavit, order, judgement, decree, plaint, restitution, execution, decree-holder, judgement-debtor, meanse profits, written statement.

2- Jurisdiction

Kinds, Res-subjudice and Resjudicata, Foreign judgement-enforcement, Place of suing, Institution of suit. Parties to suit, mis-joinder or non-joinder of parties: representative suit. Framing of suit: cause of action, Summons.

Unit-2

1- 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, Discovery, inspection and production of documents.

2- Appearance, examination and trial

Appearance, Ex-part procedure, Summary and attendance of witnesses, Trial, Adjournments, Interim orders: commission, arrest or attachment before judgement, injunction and appointment of receiver, Interest and costs.

Unit-3

1- Execution

The concept, General principles, Power for execution of decrees, Procedure for execution, Enforcement, Arrest and Detention, Attachment, Sale, Delivery of property, Stay of execution.

Unit-4

1- Suits in particular cases

By or against government, Public nuisance, Suits by or against firm, Suits in forma pauperis, Suit for minors, Interpleader suits, Suits relating to public charities.

Unit-5

1- Appeals

Appeals from original decree, Appeals from appellate decree, Appeals from orders, General provisions relating to appeal. Appeal to the Supreme Court.

2- Review, Reference and Revision.

3- Miscellaneous

Transfer of cases, Restitution, Caveat, Inherent powers of Courts.

Select Bibliography

- Mulla, Code of Civil Procedure (1999), Universal, Delhi.
- C.K. Thacker, Code of Civil Procedure (2000), Universal, Delhi.
- Majumdar, P.K. and Kataria, R.R. Commentary on the Code of Civil Procedure, 1908 (1998), Universal, Delhi.
- Saha, A.N., The code of Civil Procedure (2000), Universal, Delhi.
- Sarkar's Law of Civil Procedure, VDs. (2000), Universal, Delhi.
- Universal's Code of Civil Procedure, (2000).
- P.C. Vishwakarma, Civil Prakriya samhita (Hindi).
- T.P. Tripathi, Civil Prakriya Samhita (Hindi).

IV-SEMESTER

PAPER II: Bhartiya Nagrik Suraksha Sanhita, 2023

Unit-1 Object of Bhartiya Nagrik Suraksha Adhiniyam, Arrest and Investigation

- 1- Introduction to Bharatiya Nagarik Suraksha Sanhita and Its Importance
- 2- Classification of offences
- 3- Classes of Criminal Courts powers and jurisdiction.
- 4- Summons and Warrant of Arrest, Arrest with Warrant, Arrest without Warrant, Cognizable and Non-cognizable Offences, Manners of Arrest,
- 5- Rights of Arrestee.
- 6- Information of Offence to Police, First Information Report, Power and Duty of Police Officer to Investigate, Initiation of Investigation, Interrogation
- 7- Recording of Confession, Search Warrant and Search of places, Remand and Time Period for Completion of Investigation, Police report, Further investigation, Case Diary.

Unit-2 Cognizance and Charge

1. Cognizance by magistrate, Cognizance by Court of Session, Cognizance on Police report, Cognizance on Complaint, Suo moto Cognizance, 2. Limitation on taking Cognizance, Issuance of Process
2. Transfer and Committal of case for Trial.
3. Form and Content of Charge, Joinder of Charges, Alteration.

Unit-3 Maintenance & Condition requisite for initiation of proceedings

1. Maintenance of wife, children, and parents
2. Condition requisite for initiation of proceedings
3. Public Prosecutors
4. Complaints to Magistrates and commencement of proceedings

Unit-4 Trial and Bail,

5. Session Trial, Warrant Trial by magistrate in Case instituted on police report, Warrant Trial by Magistrate in Case Instituted on Complaint,
6. Summary Trials, Plea Bargaining
7. Commissions for the examination of witnesses
8. Circumstances When Bail is Imperative, Bail – in Bailable offences, Bail in Non–bailable offences – by magistrate, Court of Session and High Court,
9. Anticipatory Bail, Cancellation and Rejection of Bail.

Unit-5 Judgement, Appeals and Revisions etc.

1. Judgements.
2. Appealable and Un-appealable Orders, Appellate Courts, Appeal against Conviction, Appeal against Acquittal, Locus of Persons to File Appeals, Appeals Petition, Appeal Procedure,
3. Suspension of Sentence and other Orders passed by Trial Courts, Orders Passed by Appellate Court after disposal of Appeal petition, Power and Jurisdiction of Appellate Court.
4. Power and Jurisdiction of Revision Court and Procedure in Revision Proceeding.
5. Miscellaneous

(The course shall also include comparative study of CrPC and BNSS)

Referred Cases:

- 1. BrijNandanJaiswal Vs. Munna AIR 2009 SC 2001
- 2. Bridaban Das Vs. State of W.B. (2009) 3 SCC 329
- 3. Balbir Singh Vs. State of Delhi AIR 2007 SC 2397
- 4. State of Haryana Vs. Dinesh Kumar (2008) 3 SCC 222
- 5. ZahiraHabibullah H Shiekh Vs. State of Gujrat (2004) 4 SCC 158
- 6. Prahlad Singh Bhati Vs. NCT, Delhi (2001) 4 Sec 280
- 7. D K Basu Vs West Bengal
- 8. Nilawati Behera Vs State Of Orissa

IV-SEMESTER

PAPER III: PROPERTY LAW

Unit-1

- 1- Transfer of Property Act, 1882
Preamble, Immovable Property, Instrument, Attested, Attached to the oath, Actionable Claim, Notice
- 2- “Transfer of property” defined, what property can and what property can not be transferred, person competent to transfer, Effect of transfer, Conditions restraining Alienation, Restriction on free enjoyment of property, Transfer for benefit of unborn person, Vested interest, Contingent interest, Doctrine of Election.

Unit-2

- 1- Transfer by a person authorized only under certain circumstances to transfer
- 2- Transfer by an ostensible owner
- 3- Transfer by an unauthorized person who subsequently acquires interest in the property transferred (Doctrine of feeding the grant by estoppel)
- 4- Transfer of property pending suit relating thereto (Lis Pendens)
- 5- Fraudulent Transfer
- 6- Part-Performance

Unit-3

- 1- Sale of immovable property: ‘Sale’ defined, Sale how effected, ‘contract for sale’ defined, Rights and Liabilities of buyer and seller, Marshaling by subsequent purchaser.
- 2- Mortgages of Immovable property and charges: kinds of mortgage, mortgager’s rights, liabilities of the mortgager, rights of the mortgagee, liability of the mortgagee, Marshaling and contribution, charges-definition, Doctrine of Merger.

Unit-4

- 1- Leases of Immovable property: Definition, Duration and Termination of Leases, Rights and Liabilities of the Lessor, Rights of the Lessee, Liabilities of the Lessee, Determination of Lease, Forfeiture of Lease, holding over
- 2- Exchanges
- 3- Gifts

Unit-5

- 1- Transfer of actionable claim: Actionable claim defined, transfer how effected, rights of transferee of an actionable claim, rights of an assignee of marine and fire policies
- 2- The Indian Easement Act, 1882: “Easement” defined, continuous and discontinuous apparent and non-apparent easements, easements for limited times or on condition, who may impose easements, servient owners, Lessor and Mortgager, Lessee, who may acquire easements, easement of necessity, Extinction of easement.
‘License’ defined, license when transferrable, license when revocable.

Selected Readings:

- Mulla, Transfer of Property Act, (1999) Universal, Delhi.
- Subbarao, Transfer of Property Act, (1994), C. Subbiah Chetty, Madras.
- B. Sivaramayya, The equalities and the Law (1997), Eastern Book Co., Lucknow.
- P.C. Sen, The General Principles of Hindu Jurisprudence (1984 reprint) Allahabad Law Agency.
- B.H. Baden-Powell, Land Systems of British India, Vol. 1 to 3 (1892), Oxford.
- V.P. Sarathy, Transfer of Property (1995), Eastern, Lucknow.
- S.N. Shukla, Property Law.
- S.N. Shukla, Sampatti Antaran Adhinyam (Hindi).
- Dr. M.D. Chaturvedi, Sampatti Antaran Adhinyam (Hindi).
- Dr. G.P. Tripathi, Sampatti Antaran Adhinyam (Hindi).
- Dr. R.A. Singh, Indian Easements Act (Hindi).

IV-SEMESTER

PAPER IV: ALTERNATIVE DISPUTE RESOLUTION

- 1- Negotiation skills to be learned with simulated program.
- 2- Conciliation skills.
- 3- Arbitration Law and practice including International arbitration and Arbitration rules.

The course is required to be conducted by senior legal parishioners through simulation and case studies. Evaluation may also be conducted in practical exercises at least for a significant part of evaluation.

IV-SEMESTER

Anyone of the Following:

PAPER V (A): PENOLOGY AND VICTIMOLOGY

Unit-1

Definition and Nature of Penology
Relation with Criminal Law and Criminology.

Unit-2

Concept of Punishment
Evolution and kinds of Punishment
Theories of Punishment
Desirability to abolish capital punishment

Unit-3

Machineries of Criminal Justice
Police system,
Criminal court,
Juvenile court,
Probation with reference to probation of Offender Act, 1958,
Parole,
Pardon,
Prison administration,
Prospects of correction.

Unit-4

Statutory protection to criminals
Prevention of Crime-General prevention of crime and delinquency Statutory Premonition.

Unit-5

Victim
Kinds of victims
Self-victims
Compensation

Select Bibliography

- Kaherine S. Williams. Text Book on Criminology (1997), Blackstone, London.
- Loveland, The Frontiers of Criminally (1995), Sweet Maxwell.
- Martin Wasik, Emmins on Sentencing (1998), Black stone, London.
- Hall, J. Law, Social Science and Criminal Theory (1982).
- Manheim, H. Comparative Criminology: A Text Book (1965).
- Ross H. (Lawrence Ed.) Law and Deviance (1981).
- Sutherland, E and Cressy, Principles of Criminology (1978).
- Walker, N. Crime and Criminology: A Critical Introduction (1987).
- S. Rao, Crime in Our Society (1983).
- J.M. Sethna, Society and the Criminal (1980).
- Siddique, Criminology: Problems and Perspective (1997).
- E. Sutherland, White Collar Crime (1949).
- S. Kaldate, Society, Delinquent and Juvenile Courts (1982).
- W.C. Reckless, The Prevention of Juvenile Delinquency (1972).
- D.C. Pandey, Habitual Offenders and the law (1983).
- D. Abrahansen, David: Crime and the Human Mind (1979).
- Conard, John P.: Crime and its Correction: An international survey of Attitudes and Practices.
- Krishna Iyer report on Female Prisoners (1986).
- Mulla Committee Report (1983).
- P. Rajgopal, Violence and Response: A Critique of Indian Criminal Justice System (1988).
- Dr. Paranjape - Principles of Criminology.
- Dr. M.D. Chaturvedi - Apradh Shastra Evam Apradh Prashashan.
- Dr. Paranjape - Apradh Shastra Ke Sidhant.

IV-SEMESTER

PAPER V (B): PRIVATE INTERNATIONAL LAW

1- Introductory

Meaning, Nature and Scope of Private International Law, Difference between public and private international law, Unification effects : In Europe and America.

2- Choice of Jurisdictions (First stage)

3- Choice of Law-Lex Causes (Second Stage)

4- Limitations on applications or exclusion of foreign law.

5- Incidental Question and Time Factor in private International Law.

6- Concept of Domicile

Elements, Kinds

7- Status

8- Marriage

Marriage as a contract and also how different from other contracts (social personal contract), Kinds of Marriage. How in India, marriage as a concept moved from partially polygamous towards monogamous type and total sacrament to secularization to some extent, Questions of formal and essential validity, Capacity to marriage, Essential validity usually governed by *lex domicilii*, Matrimonial Reliefs.

9- Legitimacy and Legitimation.

10- Adoption

11- Custody and Guardianship

12- Property

Distinction between movable and immovable property, Immovables governed by *lex situs*-exceptions in English Law-s. 16 C.P.C. *lex situs* rule, Succession to immovable property- *lex patrae*, Movables; tangible and intangible, Transfer of Tangible Movables (Particulars Assignment).

13- Succession

Testate and intestate succession, Will - Formal and Essential Validity, Capacity-*lex domicilii* to make will (movables generally). In case of immovables, *lex situs* governs.

14- Contracts

Contracts, Validity of contracts, Capacity to contract-Main four theories Lex Loci, Lex Domicillii, lex situs and proper law, Formal validity, Essential validity.

15- Recognition and Enforcement of Foreign Judgments.

Select Bibliography

- Paras Diwan, Private International law (1998) Deep & Deep, New Delhi.
- Cheshire, Private International law.
- Scrumburg, Private International law.
- A.V. Dicey, Conflict of Laws.

IV-SEMESTER

PAPER V (C): COPY RIGHT LAW

- 1- Historical evolution of the law.
 - 2- Meaning of copyright, Copyright in literary, dramatic and musical works, Copyright in sound records and cinematography films, Copyright in computer programme.
 - 3- Ownership of copyright, Assignment off copyright.
 - 4- Authors special rights.
 - 5- Notion of infringement, Criteria of infringement, Infringement of copyright by films of literary and dramatic works, Importations and infringement.
 - 6- Fair use provisions.
- 1- Privacy in internet.
 - 2- Aspects of copyright justice
 - 3- Remedies, especially, the possibility of Anton Pillar injunctive relief in India.

Select Bibliography

- Cornish W.R. Intellectual Property, Patents, Trade Marks, copy rights, and Allied Rights (1999), Asia Law House, Hyderabad.
- Vikas Vashishth, Law and Practice of Intellectual Property (1999), Bharat Law House, Delhi.
- P. Narayanan, Intellectual Property Law (1999), (ed) Eastern Law House, Calcutta.
- Bibeck Debroy (ed.) Intellectual Property Rights (1998) Rajiv Gandhi Foundation, Delhi.
- W.R. Cornish, Intellectual Property (3rd ed.) (1996) Sweet and Maxwell.
- W.R. Mann, Transfer of Technology (1982).
- Mata Din, Law of Passing off and Infringement Action of Trade marks (1986).
- K. Thairani, Cpyright : The Indian Experience (1987).
- W.R. Cornish, Materials on Intellectual Property (1999). Sweet & Maxwell.

**LL.B. THIRD YEAR
V-SEMESTER**

V-SEMESTER

PAPER I: ADMINISTRATIVE LAW

Unit-1

Meaning and growth of Administrative Law.
Administrative Law and Constitutional Law,
Relation between Administrative Law and Constitutional Law

Unit-2

Principles of Rule of Law & Separation of Powers
Administrative action, Direction and Discretion and Direction,
Judicial control of Administrative Discretion.

Unit-3

Legislative Power of Administrative Agency.
Delegated Legislation, Control Mechanism on
Delegated Legislation.

Unit-4

Administrative Tribunal, Distinction Between Administrative Tribunal and a Court of
Law
Liability of and suit against union of India and State and other Public authority.

Unit-5

Power of Adjudication of Administrative Agency.
Control on Administrative Adjudication.
Principles of Natural Justice
Institution of Lokpal and Lok Ayukta.

Select Bibliography

- C.K., Allen, Law & Orders (1985).
- D.D. Basu, Comparative Administrative Action in India, Pakistan and Bangladesh (2000), Butterworths-India.
- Franks, Report of the Committee on Administrative Tribunals and Inquiries, MSO, 1959.
- Peter Cane, An Introduction to Administrative Law (1996), Oxford.
- Wade, Administrative Law (Seventh Edition, Indian print 1997), Universal, Delhi.
- J.C. Garner, Administrative Law (1989), Butterworths (ed. B.L. Jones).
- M.P. Jain, Case and Materials on Indian Administrative Law, Vol. I and II (1996), Universal, Delhi.
- Jain & Jain Principles of Administrative Law (1997), Universal, Delhi.
- S.P. Sathe, Administrative Law (1998), Butterworths-India, Delhi.
- De Smith, Judicial Review of Administrative Action (1995), Sweet and Maxwell with Supplement.
- B. Schwartz, An Introduction to American Administrative Law Indian Lawinstitutie, Cases and Materials on Administrative Law in India, Vol. I (1996), Delhi.
- Dr. I.P. Massey, Administrative Law.
- S.P. Sathe, Prashashi Vidhi (Hindi).
- Dr. J.J.R. Upadhyay, Prashashi Vidhi (Hindi).
- Dr. U.P.D. Keshari, Prashashi Vidhi (Hindi).

V-SEMESTER

PAPER II: LABOUR LAW-I

Objectives:

Labour is one of the principal factors of production in all kinds of establishment whether organized or unorganized, industrial or commercial. With a view to ensure job security and satisfaction to the labour, the course impart safeguards for prevention of exploitation of labour by the employers. Several legislations have been made covering a number of aspects of labour welfare. The course realizes that a fundamental knowledge of important labour laws is thus a basic requirement of every entrepreneur, manager and worker.

The following syllabus prepared with this perspective will comprise five units.

UNIT-I:

A. Historical perspective of Labour:

- (i). Labour through ages:-
 - a. Labour in ancient society.
 - b. Labour in middle ages
 - c. Labour in the beginning of Industrialization
 - d. Labour from Laissez faire to welfarism and to globalization

B. Trade Unionism:

- i. Concept and definition of Trade Union
- ii. History of trade union movement in India
- iii. Right to trade union as a part of human right to freedom of association
- iv. Registration of trade union
- v. Rights and liabilities of a registered trade union.

UNIT –II:

Collective bargaining

- i. The concept
- ii. Conditions precedents; merits and demerits
- iii. Bargaining process:- Negotiation
- iv. Place of Collective bargaining in the era of globalization

B. Strike and Lockout

- i. Concept and definition of strike and lockout
- ii. Kinds of strike
- iii. Legality and illegality of strike and lockout
 - a. In Utility services
 - b. In non utility services

UNIT-III:

A. State Regulation of Industrial Relations:-

- 1. Method of regulation:
 - i. conciliation

- ii. Adjudication
- iii. Arbitration
- B. Conceptual Conundrum:
 - i. Appropriate Government
 - ii. Industry
 - iii. Industrial dispute

UNIT – IV:

- A. Lay-off, Retrenchment and Closure:
 - i. Definition of lay-off, retrenchment and closure
 - ii. Conditions precedent to lay-off retrenchment and closure compensation
 - iii. Special provision relating to lay-off , retrenchment and closure
- B. Privatization and its effect of lay-off, retrenchment and closure.

UNIT-V:

- A. Discipline in Industry.
 - i. Concept of discipline
 - ii. Disciplinary Process:-
 - a. Fairness in disciplinary Process
 - b. The Right to know : The charge Sheet
 - c. The Right to defend: domestic enquiry,
 - d. Procedure of Enquiry.
 - e. Parental (Permission) and post natal (approval) control during pendency of proceeding (Sec. 33 of the Industrial Dispute Act, 1947.
 - iii. Misconduct
 - a. Meaning of Misconduct
 - b. Types of Misconduct
 - c. Punishment for Misconduct

Prescribed Readings:

- i. O.P. Malhotra : The Law of Industrial Disputes Vol.I,II
- ii. S.N. Dhyani : Trade Union and Strike
- iii. S.N. Misra : Labour and Industrial Laws
- iv. V.G. Goswami : Labour and Industrial Laws
- v. S.K. Puri : Labour and Industrial Laws
- vi. P.L. Malik : Labour and Industrial Laws
- vii. V.B. Continno : Lectures on Labour Law

Recommended Readings:

- i. N.D. Kamble : Bonded Labour in India
- ii. R.C. Saxena : Labour problems and social welfare
- iii. Ph.D. Thesis : Dr. Zaheeruddin
- iv. Dr. Zaheeruddin : Labour Welfare Laws and Employment Conditions in India
- v. K.N. Vaid : State and Labour in India
- vi. Meemu Paul : Labour and Industrial Law

- vii. K.D. Sirvastava : Disciplinary Action against Industrial Employees and it Remedies.
- viii. V.V. Giri : Labour Problems in Indian Industry.
- ix. Indian Law Institute : Labour Law and Labour Relations
- x. Reports of Ist and IInd National Commission on Labour

Cases:

1. Management of Kairbetta Estate, Kotagiri v. Rajamanickan 1960 SC 893
2. Radheyshyam v. Post Master General, AIR 1965 SC 311
3. All India Bank Employee's Association v. National Tribunal, AIR 1962 SC 171
4. Tata Iron and Steel Company Ltd. v. Workmen, AIR 1972, 2 SCC 383
5. Gujarat Steel Tubes Labour Ltd. v. G.S.T. Majdoor Sabha 1980 SC 1896
6. Ex Capt Harish Uppal v. Union of India AIR 2003, 2 SC 45
7. T.K. Rangarajan v. Govt. of Tamil Nadu AIR 2003, SCC 970
8. Communist Part of India (M) v. Bharat Kumar 1998 I SCC 201
9. P.G. Institute Employees Union v. Director, P.G. Institute of Medical Chandigarh, 2005, II LLJ.
10. Escort heart Institution and Research Centre Ltd. v. Delhi Mazdoor Sanghthan (2007) I LLJ
11. M/S Orchid Employees Union v. M/s Orchid Chemicals and Pharmaceutical Ltd. (2008) Lab I C
12. Baljeet Singh v. MGMT of State Farms MGMT of India (2009) I LLJ Delhi
13. Pradeep Stainless Steel India Pvt. Ltd. v. Joint Commissioner of Labour (2009) Lab.1.C Mad.
14. Jan Chowkidar v. State of Bihar (2009) Lab.1.C Patna
15. Bengal Chemical and Pharmaceutical works Ltd. v. Their workmen AIR 1959 SC
16. Sudhir Chandra Sarkar v. Tata Iron and Steel Co. Ltd. 1984, SCC 540
17. D.N. Banerjee v. P.R. Mukharji AIR 1953, SC 58
18. Baroda Barough Municipality v. Its Workermen, 1957, SC 110
19. Workmen v. Indian Standards Institute, 1976, SC 145
20. Coir Board Ernakulam Kerala State v. Indira Devi, 1998, SCC 806
21. Bombay Union if Journalists v. the Hindu Bombay AIR 1963, SC 318
22. Workmen of M/s Dharam Pal Premchand v. M/S Dharam Pal Premchand AIR 1966 SC 182
23. Workmen of Indian Express News papers Pvt. Ltd. v. The Management of Indian Express Newspapers Pvt. Ltd. AIR 1970 SC 737.
24. Rajasthan State Road Transport Corporation v. Krishna Kant 1995 SCC 1207
25. Chandre Kant Tukarani Nikam v. Municipal Corporation of Ahmedabad 2002, SS 317
26. Bharat Heavy Electricals Ltd. v. Anil and Others (2007) 1 SCC 432
27. B. Shrinivasa Reddy v. Karnataka Urban Water Supply and Drainage Board Employee's Association(2006) II SCC 731
28. Bangalore Water Supply and Sewerage Board v. A Rajappa (1978) 2SCC 213
29. East India Hotels Ltd. Oberoi Intercontinental Hotel Employee Union (1994) SCC 620
30. Indian Institute of Technology v. Labour Court (2008) 1536.

Course Outcome

The students who are interested in studying law, this course is best to get started because under this course students get two degrees. No requirement to go through graduation degree before venturing into law sector. This course can be pursued after 12th standard. This course develop the communication skills, confidence, logical and reasoning attitude, smartness, good memory, authoritative approach among the students which is important to cope the prolems of time. This course provide good career opportunities not only in the field of litigation but in the multinational enterprises.

Select Bibliography

- John Bowers and Simon Honeyball, Text Book on Labour Law (1996), Blackstone, London.
- Srivastava, K.D., Commentaries on Payment of Wages Act 1936 (1998), Eastern, Lucknow.
- Srivastava, K.D., Commentaries on Minimum Wages Act 1948 (1995), Eastern Lucknow.
- Rao, S.B., Law and Practice on Minimum Wages (1999), Law Publishing House, Allahabad.
- Seth, D.D. Commentaries on Industrial Disputes, Act 1947 (1998), Law Publishing House, Allahabad.
- Srivastava K.D., Disciplinary Action against Industrial Employees and Its Remedies (1990), Eastern, Lucknow.
- Srivastava K.D., Commentaries on Factories Act 1948 (2000), Eastern Lucknow.
- R.C. Saxena, Labour Problems and Social Welfare Chapter 1, 5 and 6 (1974).
- V.V. Giri, Labour Problems in Indian Industry Chs. 1 and 15 (1972).
- Indian Law Institute, Labour Law and Labour Relations (1987).
- (1982) Cochin University Law Review, Vol. 6, p. 153-210.
- Report of the National Commission on Labour, Ch. 14-17, 22, 23 and 24.
- O.P. Malhotra, The Law of Industrial Disputes (1998), Universal, Delhi.
- S.C. Srivastava, Social Security and Labour Laws Pte, S and 6 (1985), Universal Delhi.
- S.C. Srivastava, Commentary on the Factories Act 1948 (1999), Universal, Delhi.
- Chakrawarti- Workmen Comprehension Act.
- Indra Jeet Singh, Sharmik Vidhivan (Hindi).
- S.N. Mishra, Sharam Evam Audyogik Vidhi (Hindi).
- Dr. G.S. Sharma, Shram Vidhiyan (Hindi).
- Dr. V.G. Goswami, Industrial Law.

V-SEMESTER

PAPER III: BHARATIYA SAKSHYA ADHINIYAM 2023

UNIT I : INTRODUCTION

- 1.1 : Concept of Evidence
- 1.2 : Historical background, reason & objective of law of evidence.
- 1.3 : The fundamental principles of law of evidence.
- 1.4 : Nature and purpose of law of evidence in civil and criminal cases.
- 1.5 : Definitions
 - 1.5.1 Distinction between Proved, Disproved & Not Proved.
 - 1.5.2 Distinction between May Presume, Shall Presume & Conclusive Proof.
- 1.6 : Division of evidence – Direct, Indirect, Real, Personal, Original, Hearsay, Primary, Secondary, Oral, Documentary, Judicial & Extrajudicial.

UNIT II: RELEVANCY & ADMISSIBILITY OF FACTS

- 2.1 : Facts, Distinction between relevant facts and facts in issue, (See 3)
- 2.2 : Doctrine of Res Gestae (Sec 4) (Ss 5 – 7)
- 2.3 : Evidence of Common Intention – relating to conspiracy (Sec 8)
- 2.4 : Facts otherwise irrelevant when relevant. (Sec 9)
- 2.5 : Relevant facts for proof of custom. (Sec 11)
- 2.6 : Facts concerning mental state or body (Sec 12)
- 2.7 : Admission (Ss 15-21, 25)
- 2.8 : Confession (Ss 22-24)

UNIT III: RELEVANCY & ADMISSIBILITY OF FACTS

- 3.1 : Statements by persons who cannot be called as witnesses (s 26-27)
- 3.2 : Statements made under special circumstances (s-28-32)
- 3.3 : How much of a statement is to be proved (s.33)
- 3.4 : Relevance of judgement(s.34-3)
- 3.5 : opinion of third person when relevant(s.39)
- 3.6 : Character when relevant (Ss 46-50)

UNIT IV: ON PROOF & BURDEN OF PROOF

- 4.1 : Facts which need not be proved (Ss 51-53)
- 4.2 : Oral Evidence(Ss 54-55)
- 4.3 : Documentary Evidence (Ss 56-73)
- 4.4 : Presumptions as to documents(Ss 78-93)
- 4.5 : Exclusion of oral by documentary evidence (Ss 94 – 103)

4.6 : Burden of Proof (Ss 104 – 120)

UNIT V: ESTOPPEL & WITNESSES

5.1 : Estoppel (Ss 121 -123)

5.2 : Who may testify (Ss 124-126)

5.3 : Judicial privileges (Sec 127)

5.4 : Privileged Communication (Ss 128-134)

5.5 : Rules relating to production of title deeds& documents or electronic records (Ss 135 -136)

5.6 : Accomplice and rules regarding evidence of an accomplice (Sec 138)

5.7 : Examination of witnesses (Ss 140 -168)

5.8 : Appreciation of evidence

5.9 : Improper admission & rejection of evidence (Sec 169)

Referred cases :

1. State of Maharashtra V. Praful B. Desai (Evidence by means of electronic records)
2. Iqbal Singh Marwah V. MeenakshiMarwah (Degree of standard of Proof)
3. State of U.P. v. DeomanUpadhyaya (Presumption of Innocence)
4. State of Assam V. MahimBarkakati(Testimony of Police officer)
5. State of Karnataka V. Papanaiika(Post-mortem Report)
6. State of Maharashtra V. VasudeoRamchandraKaidalwar (Burden of Proof)
7. Rita PanditV. Atul Pandi(Examination in chief)
8. PakalaNarain Swami v. Emperor (Dying Declaration)
9. ArjunPanditraoKhotkar v. Kailash K Gorantyal&Ors (admissibility of e-evidence)
10. Bohda& Others v. State of J&K (Circumstantial Evidence)
11. Kalyan Kumar Gogoi v. AshtoshAgnihotri (Hearsay Evidence)

Recommended Books: (The latest edition)

- 1.Ratanlal and Dhirajlal's The Law of Evidence, Lexis Nexis.
2. Dr.Avtar Singh Indian Evidence Act, Central Law Publications.
3. BatukLal, Law of Evidence, Central Law Agency.
4. RameshwarDayal: Commentaries on Indian Evidence Act, Allahabad Law Agency.
5. V. P. Sarathi's Law of Evidence, Eastern Book Company.

V-SEMESTER

PAPER IV: DRAFTING, PLEADING AND CONVEYANCE

This course will be taught through class instructions and simulation exercises, preferably with assistance of practicing lawyers/retired judges. A part from teaching the relevant provisions of law, the course will include 15 exercise in Drafting carrying a total of 45 marks and 15 exercises in Conveyancing carrying another 45 marks. (3 marks for each exercise), remaining 10 marks will be given for viva-voce.

1- Drafting: General principles of drafting and relevant substantive rules shall be taught:

A- Civil:

- i- Plant.
- ii- Written Statement.
- iii- Interlocutory Application.
- iv- Original Petition.
- v- Affidavit.
- vi- Executive Petition.
- vii- Memorandum of Appeal and Revision.
- viii- Petition under Article 226 and 32 of the Constitution of India.

B- Criminal:

- i- Complaints.
- ii- Criminal Miscellaneous Petition,
- iii- Bail Application.
- iv- Memorandum of Appeal and Revision.

2- Conveyancing:

- i- Sale Deed.
- ii- Mortgage Deed.
- iii- Lease Deed.
- iv- Gift Deed.
- v- Promissory Note.
- vi- Power of Attorney.
- vii- Will.

The remaining 10 marks will be given in viva voce examination

Which will test the understanding of legal practice in relation to Drafting, Pleading and Conveyancing.

Select Bibliography

- Mogha, Principles of Pleading.
- Dr. P.C. Vishwakarma, Abhivachan Evam Hastanta Lekhan Prarupan.
- M.I. Singhal, Pleading, Charge and judgment writing.
- Dr. M.D. Chaturvedi, Abhivachan Hastantarn Ki Kala.

V-SEMESTER

Anyone of the Following

PAPER V (A): BANKRUPTCY AND INSOLVENCY

1- Introductory.

The concept: inability to pay debt, Comparative perspectives: England, United States and India.

2- Insolvency jurisdiction.

3- Courts and their powers.

4- Acts of Insolvency.

5- Insolvency Petition.

6- 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.

7- Order of adjudication, Proceedings consequent on order of adjudication, Annulment of adjudication.

8- Post adjudicatory scheme for satisfaction of the debt, Discharge of debtor.

9- Effect of insolvency on antecedent transaction, Realization of property, Distribution of property.

10- Offences by debtors.

11- Disqualification of insolvent.

12- Appeal.

13- Suit by Indigent Persons.

Select Bibliography

- The Provincial Insolvency Act 1920.
- Insolvency Acts of various States.
- Halesbury's Laws of England, Vol. 3(2) on Bankruptcy and Insolvency (1989).
- Henry R. Cheeseman, Business, Law, Ch. 28 (1998), Prentice Hall, New Jersey.
- Aiyar, S.K., Law of Bankruptcy (1998) Universal, Delhi.

V-SEMESTER

PAPER V (B): EQUITY AND TRUSTS

UNIT I

Nature History and Growth of Equity.
Maxims of Equity.

UNIT II

The Concept of Trust: Distinction with Agency and Contract.
Trusts: Definition, Nature and Classification, Creation of Trusts.

UNIT III

Rights, Duties, Powers and Disabilities of Trustees.
Rights and Liabilities of Beneficiaries.

UNIT IV

Discharge of Trustees.
Appointment of New Trustees.

UNIT V

Extinction of Trust.

Prescribed Readings:

S Krishnamurthy Aiyar, Commentary on the Indian Trusts Act, Universal Lexis Nexis, Gurgaon.

R. H. Maudsley and E. H. Burn, Trusts and Trustees: Cases and Materials, Butterworths, London.

R. E. Megarry and P. V. Baker, Snell's Principles of Equity, Sweet and Maxwell, London.

Philip H. Pettit, Equity and the Law of Trusts, Oxford University Press, London.

Aqil Ahmad, Equity Trusts and Specific Relief, Central Law Agency, Allahabad.

G. P. Singh, Principles of Equity, Central Law Agency, Allahabad.

V-SEMESTER

PAPER V (C): IT OFFENCES

A computer can be the means, target of, or the source of information about a crime, and increasingly, those interested in all aspects of criminal law must have some working knowledge of computer crime to effectively investigate, prosecute, and defend cases. This course will explore the policy and law of computer crime and consider how "cybercrimes" are different from and similar to transgressive behavior in physical space. Topics will include the Fourth Amendment, forensics, electronic surveillance, cyberbullying, identity theft, computer hacking and cracking, espionage, cyberterrorism, privacy, the era of "forced disclosure," and the challenge of cross-jurisdiction enforcement.

- 1- Workplace monitoring (extent of and types employed); Encryption; Types of search protocols.
- 2- Compelling passwords; Security breach notification; Border searches.
- 3- Child pornography: distribution; Child pornography; possession and viewing; Child pornography; proving image is a real child; Social networking sites and child predators; The Butner Study on CP viewing and child predation.
- 4- Online methods to commit copyright violations.
- 5- Spyware; The "Anonymous" hacking group; Phishing; Spam; The conficker worm; Stuxnet and flame
- 6- Bitcoin
- 7- "Cashing out" gains from computer crimes
- 8- Identity crimes
- 9- Cyberbullying; Threats; Cyberstalking
- 10- Defamation
- 11- Sentencing enhancements; Sentencing and child pornography; Sentencing and banning internet use.
- 12- Report on the privacy panel at ICSI's 10/6 event; Report on the technical methods panel at ICSI's 10/6 event.
- 13- "Hacking Back" AKA Active Defense

- 14- Advanced Persistent Threats
- 15- The NSA's Terrorist Surveillance Program.
- 16- The Edward Snowden Leaks (PRISM and a growing list of other programs)

Select Bibliography

- Joseph Menn, Fatal System Error (PublicAffairs) ISBN: 9781586487485
- Kevin Poulsen, Kingpin: How One Hacker Took Over the Billion-Dollar Cybercrime Underground (Crown) ISBN: 9780307588685
- Cybercrime Review the best blog on computer crime: <http://www.cybercrimereview.com/>
- National Institute for Justice, Investigations Involving the Internet and Computer Networks (2007)
- Susan Brenner's Cyb3rcrime: <http://cyb3rcrim3.blogspot.com/>
- Robert Cannon's Cybertelecom: <http://www.cybertelecom.org/>
- CCIPS, Searching & Seizing Computers and Obtaining Electronic Evidence in Criminal Investigations: <http://www.cybercrime.gov/ssmanual/index.html>
- CCIPS, Prosecuting Computer Crimes: <http://www.cybercrime.gov/ccmanual/index.html>

**LL.B. THIRD YEAR
VI-SEMESTER**

VI-SEMESTER

PAPER I: ENVIRONMENTAL LAW

Unit-1 Introduction to Environment and Environmental Law

- 1- The Idea of Environment: Historical Development
- 2- Environment: Meaning, Concept, Nature & Definition
- 3- Pollution - Meaning, Kinds of pollution, Effect of pollution.
- 4- Nuisance: under BNS, BNSS and CPC
- 5- Old Laws and New Interpretations: Absolute Liability and No Fault Liability under Environmental Law

Unit-2 principles of International Law and Their Relevance in India

- 1- From Stockholm to Rio Declaration and Johannesburg Declaration 2002
- 2- Bruntland Commission and Sustainable Development
- 3- Green House Gas, Global warming, Ozone depletion, Wetland Convention,
- 4- Conventions on Climate Change 2015

Unit-3 Environmental Policy and Law

- 1- Role of Governmental: Five Year Plans, Forest Policy and Water Policy
- 2- Constitution and Environment: Right to Environment, Constitutional Provisions on Environment and its Protection
- 3- Environment and Development
- 4- Enforcing Agencies and Remedies: Court, Tribunal under NGT, Constitutional, Statutory and Judicial Remedies.
- 5- Emerging Principles: Polluter Pays Principle, Precautionary Principle, Public Trust Doctrine, Inter-Generational Equity and Public Liability Insurance

Unit-4 Environmental Protection Laws

- 1- The Water Act, 1974, The Air Act, 1981
- 2- The Noise Pollution and its Control Rule, 2000
- 3- The EPA, 1986,
- 4- Environmental Audit and Eco Mark
- 5- Environmental impact Assessment
- 6- Coastal Zone Management
- 7- Hazardous Waste

Unit-5 Indian Legal Order

- 1- Bio-Diversity and Legal Regulation
- 2- Experimentation on Animal: Legal and Ethical Issues, Genetic Engineering
- 3- The wild Life Protection Act, 1972
- 4- The Forest Act 1927

Prescribed Books

- Aarmin Rosencranz, et.al. (eds). Environmental law and policy in India (2000), Oxford.
- R.B. Singh & Suresh Misra, Environmental Law in India (1996), Concept Publishing Co., New Delhi.
- Kailash Thakur, Environmental Protection Law and Policy in India (1997), Deep & Deep Publications, New Delhi.
- Richard L. Riversz, et.al. (ed.) Environmental Law, the Economy and Sustainable Development (2000), Cambridge.
- Christopher D. Stone, Should Trees have standing and other Essays on law, Morals and the Environment (1996), Oceana.
- Leelkrishnan, P. et.al. (eds), Law and Environment (1990), Eastern Lucknow.
- Leelkrishnan, P. The Environmental Law in India (1999), Butterworths- India.
- Report of the Committee for Recommending Legislative Measures and Administrative Machinery for Ensuring Environmental Protection (1980) (Tiwari Committee Report).
- Indian Journal of public Administration, Special Number on Environment and Administration, July-September 1988, Vol. XXXV, No. 3, pp. 353-801.
- Centre for science and Environment. The State of India's Environment 1982. The State of India's Environments, 1982. The State of India's Environments, 1982. The State of India's Environment 1984-85 and The state of Indian Environment, 1999-2000.
- World Commission on Environment and Development, Our Common Future (1987), Oxford.
- Dr. Anirudh Prasad - Parayanvarn Vidhi (Hindi).
- A.K. Dubey - Parayanvarn Vidhi (Hindi).
- Jai Jai Ram Upadhyay - Parayanvarn Vidhi (Hindi).

VI-SEMESTER

PAPER II: LABOUR LAW-II

Programme Outcome/Objectives:

In this era of industrialization, in addition to remuneration for workers the much needed are social security, social welfare, health and safety measures. The in-depth knowledge of labour laws is a sine qua non for business administration and personnel management as it sharpens the managerial excellence and enables to come to right decisions at the appropriate time. So this course curriculum has been design keeping in mind the demand of present scenario which educate to the students about the social security, social welfare, health and safety measures in addition to the provisions of wages and remuneration provided under different labour legislations.

The following syllabus prepared with this perspective will comprise five units

UNIT-I REMUNERATION FOR LABOUR

- A. Theories of Wages
 - i. Concept and importance of Theories of Wages
 - ii. Kinds of Theories
 - a. Subsistence Theory
 - b. Marginal Productivity Theory
 - c. Wage Fund Theory
 - d. Supply and Demand Theory
 - e. Residual Claimant Theory
- B. Concept of Wages:
 - a. Minimum Wages
 - b. Fair Wages
 - c. Living Wages
 - d. Need based minimum Wages
- C. Components of Wages
- D. Principle of Fixation and Revision of Minimum of Wages
- E. Protection of Wages
 - a. Non payment
 - b. Delayed Payment
 - c. Unauthorized deductions
 - d. Remedial measures

UNIT-II: HEALTH, SAFETY AND COMPENSATION

- A. Obligation for Health and Safety of workmen:
 - a. Legislative control:
 - i. Factory
 - ii. Mines
 - iii. Plantations

B. The Employees Compensation Act, 1923, [The workmen's compensation (Amendment) Act, 2009]

- a. Disablements
- b. Employer's Liability of pay compensation
- c. Notional Extension of Employer's Premises.
- d. Calculation of Compensation

UNIT-III: LABOUR WELFARE

- A. Definition and scope of Labour Welfare
- B. Statutory and Voluntary Scheme of Labour Welfare
- C. Social Security
 - a. Concept, Meaning and Scope of Social Security in India
 - b. Components of Social Security
 - i. Social Insurance
 - ii. Social Assistance
 - iii. Modern Components of Social Security.
- D. Social Security for unorganized Workers.(The Unorganized Worker's Social security Act, 2008)

UNIT - IV: A. EQUAL REMUNERATION ACT, 1970.

- a. Historical Development, Aims and Objects.
- b. Employer's Obligation to Pay Equal Remuneration to Men and Women Workers.
- c. Advisory Committee
- d. Remedial measures

B. MATERNITY BENEFIT ACT, 1961.

- a. Salient features of the Act
- b. Maternity Benefits
- c. Administration and Enforcement of the Act

C. CHILD LABOUR [CHILD LABOUR (PROHIBITION AND REGULATION) ACT 1986]

- a. Aims and Objects of the Act
- b. Contribution of ILO
- c. Prohibition of child labour
- d. Regulation of employment of children.

UNIT- V: PROTECTION OF WEAKER SECTION WORKERS

A. Bonded Labour [Bonded labour system (Abolition) Act, 1976].

- a. Aims and object of the Act.
- b. Bonded Labour:
 - i. International scenario
 - ii. Indian Scenario
 - iii. Abolition of Bonded Labour
- iv. Implementation of the Act.

B. Contract Labour [Contract Labour (Regulation and Abolition) Act, 1970]

- i. Aims and Object of the Act
- ii. Abolition and Absorption
- iii. Registration of Establishment and Procedure for licensing of Contractors.

Prescribed Readings:

- i. S.N. Misra : Labour and Industrial Laws
- ii. V.G. Goswami : Labour and Industrial Laws
- iii. S.K. Puri : Labour and Industrial Laws
- iv. AM Sharma : Aspect of Labour Welfare and Social Security
- v. K.K. Dewtt : Modern Economic theory.

C. Protection of Women at Workplace [Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013]

- i. Salient, Features of the Act
- ii. Complaint Mechanism
- iii. Loopholes of the Act

Recommended Readings:

1. S.K. Misra and V.K. Puri: Indian Economy
2. Rudar Dutt and KPM Sudharam: Indian Economy
3. Meenu Paul: Labour and Industrial Law
4. R.C. Saxena: Labour Problems and Social Welfare
5. Right of Children to Free and compulsory Education Act. 2009.

Cases:

1. U. Unichoyi v. State of Kerala AIR 1962 SC 12
2. Crown Aluminium Works v Their workmen AIR 1958 SC 30
3. Airfreight Ltd. v State of Karnataka 1999 SCC 1185
4. Probhu Dayal v Sahan Sakhari Samiti Majuri Vikas Khand (2008) 1 SCC 1069
5. Lingegowd Detective and Security Chamber v Mysore Kirloskar Ltd (2006) SCC 981
6. Secretary Podippu K.S. Sangam Ltd v Varghese (2007) 2 SCC 512
7. State of Karnataka v Ameerbi (2007) 1 SCC 975
8. Workmen v Reptakos Brett and Co. Ltd. Air 1992 SCC 271
9. Manager, UCO Bank v Ankur 2009 Lab IC Mad.
10. Div. Manager, National Insurance Company v Chinnammal, 2012 Lab IC Mad.
11. Ramji Pandey v Presiding Officer Labour Court, Gorakhpur 2012 Lab IC All
12. Mallikarjuna G Hinemath v Branch Manager Oriental Insurance Co. ltd. (2009) Lab IC SC
13. Dena Nath v National Fertilizer Ltd. AIR 1992, SCC 349
14. Secretary Haryana SEB v Suresh, Air 1999 SCC 765
15. Gammon India Ltd. v. Union of India 1974 Lab. I C, SCC 252
16. Air India Statutory Corporation v United Labour Union 1997, SCC 1344
17. Steel Authority of India Ltd. v National Union Water front workers, AIR 2001, SCC 1121
18. Sec. State of Karnataka v Umadevi, AIR 2006 SCC 753
19. M.C. Mehta v State of Tamil Nadu, AIR 1991, SC 417
20. Bandhua Mukti Morcha v Union of India AIR 1984, SC 802.
21. Bandhua Mukti Morcha v Union of India 2000 (9 SCC) 322.
22. Bandhua Mukti Morcha v Union of India 1991 (4 SCC) 174.
23. National Thermal Power Corporation v Badri Singh Thakur, 2008 2 SCC 903
24. Uma Shankar Mishra v Union of India 2007, Lab. I C Cal.
25. Bhagwan Das v State of Haryana AIR 1987 SC

26. Randhir Singh v Union of India 1982 (1) SCC 119
27. P. Savita vs Union of India 1985 supp. SCC
28. Bachpan Bachoo Andolan v Union of India decided on 18.04.2011 (Taken from Internet)
29. Bhilwara Dugdh Utpadak Sahkari v Vinod Kumar Sharma decided on 01.09.2011.
30. Balwant Rai Salju v. AIR India Ltd. (2014)9 SCC407
31. District Development Officer v. Satish Kantilal Amrella 2018 LLR159 SC
32. Netram Sahu v. State of Chattisgarh and Anothers 2018 LLR1051 SC

Select Bibliography

- John Bowers and Simon Honeyball, Text Book on Labour Law (1996), Blackstone, London.
- Srivastava, K.D., Commentaries on Payment of Wages Act 1936 (1998), Eastern, Lucknow.
- Srivastava K.D., Commentaries on Minimum Wages Act 1948 (1995), Eastern, Lucknow.
- Rao, S.B., Law and Practice on Minimum Wages (1999), Law Publishing House, Allahabad
- Seth, D.D. Commentaries on Industrial Disputes Act 1947 (1998), Law Publishing House, Allahabad.
- Srivastava K.D., Disciplinary Action against Industrial Employees and Its Remedies (1990), Eastern, Lucknow.
- Srivastava K.D., Commentaries on Factories Act 1948 (2000), Eastern Lucknow.
- R.C. Saxena, Labour Problems and Social Welfare Chapter 1, 5 and 6 (1974).
- V.V. Giri, Labour Problems in Indian Industry Chs. 1 and 15 (1972).
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- (1982) Cochin University Law Review, Vol. 6, pp. 153-210.
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- O.P. Malhotra, The Law of Industrial Disputes (1998), Universal, Delhi.
- S.C. Srivastava, Social Security and Labour Laws Pte. 5 and 6 (1985), Universal, Delhi.
- S.C. Srivastava, Commentary on the Factories Act 1948 (1999), Universal, Delhi
- Chakrawarti - Workmen Comprehension Act.
- Indra Jeet Singh, Shramik Vidhivan (Hindi).
- S.N. Mishra, Shram Evam Audyogic Vidhi (Hindi).
- Dr. G.S. Sharma, Shram Vidhiyan (Hindi).
- Dr. V.G. Goswami, Industrial Law.

VI-SEMESTER

PAPER III: PRINCIPLES OF TAXATION LAW

UNIT I- GENERAL PERSPECTIVE

History of Tax Laws in India

Fundamental Principles relating to Tax Laws

Nature and Characteristics of Taxes

Scope of Taxing Powers of Parliament, State Legislature and Local Bodies

Distinctions between Tax and Fee, Tax and Cess, Direct and Indirect Taxes, Tax Evasion and Tax Avoidance

UNIT II- INCOME TAX ACT, 1961

Important Concepts:

Assessee

Assessment Year

Previous Year

Person

Business

Basis of Charge and Residential Status

Income

Total Income

Deemed Income

Clubbing of Income

Set-off and Carry Forward of Losses

UNIT III- INCOME TAX ACT, 1961

Heads of Income

- Salaries
- Income from House Property
- Profits and Gains of Business or Profession
- Capital Gains
- Income from Other Sources

Rebates and Reliefs

UNIT IV- INCOME TAX ACT, 1961

Income Tax Authorities

Powers and Functions of Income Tax Authorities

UNIT V- GOODS AND SERVICES ACT, 2017

Constitutional framework of GST

Major defects in the structure of Indirect Taxes prior to GST

Important Definitions in GST Act

Structure of GST (SGST, CGST, UTGST and IGST)

State Compensation Mechanism

GST Council and its Functions

Prescribed Readings:

Ramesh C. Sharma, Supreme Court on Direct Taxes, Bharath Law House, New Delhi.

Sampath Iyengar's, Law of Income Tax, Bharath Law House, New Delhi.

Arvind P Datar (ed.), Kanga and Palkhivala, The Law and Practice of Income Tax, Lexis Nexis, Gurgaon.

K. Parameswaran, Power of Taxation under the Constitution, Eastern Book Company, Lucknow.

T A Ramakrishnan (eds), A N Aiyar's Indian Tax Laws, Company Law Institute of India Pvt. Ltd., Chennai.

Sukumar Bhattacharya & H. R. Garg, Handbook of Direct Taxes, Eastern Law House, Calcutta.

Kailash Rai, Taxation Laws, Allahabad Law Agency, Faridabad.

Dr. Girish Ahuja and Dr. Ravi Gupta, Systematic Approach to Taxation, Wolters Kluwer (India) Pvt. Ltd., Mohali.

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PAPER IV: MOOT COURT EXERCISE AND INTERNSHIP

This paper will have three components of 30 marks each and a viva for 10 marks.

- 1- Moot Court (30 marks). Every student will do at least three moot courts in a year with 10 marks for each. The moot court work will be on assigned problem and it will be evaluated for 5 marks for written submissions and 5 marks for oral advocacy.
- 2- Observance of Trial in two cases, one Civil and one Criminal (30 marks):
Student will attend two trials in the course of last 2 or 3 years of LL.B. Studies. They will maintain a record and enter the various steps observed during their attendance on different days in the court assignment. This scheme will carry 30 marks.
- 3- Interviewing techniques and Pre-trial preparations and internship diary (30 marks) : Each student will observe 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.
- 4- The fourth components of this paper will be Viva Voce examination on all the above three aspects. This will carry 10 marks.

Select Bibliography

- Mishra O.P., Moot Court
- Basanti Lal Babel, Moot Court.

VI-SEMESTER

Anyone of the Following:

PAPER V (A): U. P. LAND LAWS

Unit-1

- i- History and development of the Land Tenure system
- ii- Aim and Object of the U.P. Revenue Code 2006.
- iii- Meaning and definition of the terms used in the Code.
- iv- Board of Revenue and Revenue Authorities, Jurisdiction and Powers.

Unit-2

- i- Boundaries and Boundary Marks
- ii- Maintenance and Revision of Revenue Records
- iii- Mutation Proceeding on Succession and Transfer
- iv- Management of land by Gram Panchayat, and other Local Authorities.

Unit-3

- i- Classifications of Tenure Holders.
- ii- Transfer of Land by Different Tenure Holders
- iii- Rights of Tenure Holders
- iv- Consequences of Transfer in Contravention of the Code

Unit-4

- i- Surrender, Abandonment and Ejectment
- ii- Lease of Land by Gram Panchayat,
- iii- Declaratory Suits
- iv- Scheme of Succession

Unit-5

- i- Assessment and Collection of Land Revenue
- ii- Attachment and Sale
- iii- Appeal, Reference and Revision
- iv- Penalty

Recommended Books/Act

V.P. Srivastava, U.P. Land Law

R.R. Maurya, U.P. Bhumi Vidhi (Hindi).

Indra Jeet Singh, Bhoomi Vidhi (Hindi).

R.P. Singh, U.P. Bhoomi Vidhi (Hindi).

Ram Naresh Chaudhary, Commentary on Uttar Pradesh Revenue Code, 2006

U.P. Revenue Code, 2006

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PAPER V (B): TRADE MARK AND DESIGN

- 1- The rationale of protections of trademarks as (a) an aspect of commercial and (b) of consumer rights.
- 2- Definition and concept of trade marks.
- 3- Registration
- 4- Distinction between trademark and property mark.
- 5- The doctrine of honest Current use.
- 6- The doctrine of deceptive similarity.
- 7- Protection of well-known marks.
- 8- Passing off and infringement.
- 9- Criteria of infringement
- 10- Standard of proof in passing off action.
- 7- Remedies.

Select Bibliography

- Corish W.R. Intellectual Property, Patents, Trade Marks, copy rights and Allied Rights (1999). Asia Law House, Hyderabad.
- Vikas Vashisth, Law and Practice of Intellectual Property (1999), Bharat Law House, Delhi.
- P. Narayanan, Intellectual Property Law (1999), (ed) Eastern Law House, Calcutta.
- Bibeck Debroy (ed.) Intellectual Property Rights (1998) Rajiv Gandhi Foundation, Delhi.
- W.R. Cornish, Intellectual Property (3rd ed.) (1996) Sweet and Maxwell.
- W.R. Mann, Transfer of Technology (1982).
- Mata Din, Law of Passing off and infringement Action of Trade marks (1986).
- K. Thairani, Copyright: The Indian Experience (1987).
- W.R. Cornish, Materials on Intellectual Property (1999). Sweet & Maxwell.

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PAPER V (C): MARITIME LAW

1- Maritime Law

Sources- Custom, International conventions, Resolution and recommendation of international organizations, Decisions of courts: ICJ, international arbitration and national courts, State practices, Juristic writings.

2- Internal waters

Meanings, Maritime boundary, Innocent passage, Regime of maritime ports.

3- Territorial waters

Territorial sea: concept and development, Width, conflicting claims of coastal states, Coastal state jurisdiction, Access of ships to the territorial sea, Scientific research jurisdiction.

4- Contiguous Zone

Concept and relevance in present time, Coastal state jurisdiction over customs and law and other confined to contiguous or not.

5- Exclusive Economic Zone, Continental Shelf.

6- International straits and archipelagos.

7- International fisheries.

8- High Seas

Concept of patrimonial sea and common heritage of mankind, Access to high seas : conflict between maritime states and land locked states, Piracy, Hot pursuit, International sea bed authority : constitutional, power and jurisdiction, Exploration and exploitation of sea bed, Pioneer investors.

9- Conservation and Exploitation of Maritime Resources

Living and Non-living resources Importance, Kinds, Conservation and management of the resources, Exploitation of the resources, Marine pollution.

Select Bibliography

- Orrego Vicuna, *The Changing International Law of the high seas Fisheries* (1999), Cambridge.
- Ian Brownlie, *Principles of Public International Law* (1998), Clarendon press, Oxford.
- P. Chandrashekhara Rao, *The New Law of Maritime Zones* (1983) Miling Publications, New Delhi.
- Samir Mankababy, *The International Shipping Rules* (1986), Croom Helm, London.
- Nagendra Singh, *International Maritime Law Conventions, Vol. I, Navigation* (1983) Stevens & Maxwell, London.
- Myron H. Nordquist and John Norton Moor (eds.), *Ocean Policy - New Institutions, Challenges and Opportunities* (1999), Kluwer.