

SCHEME OF EXAMINATION

&

DETAILED SYLLABUS

for

BA LLB

Five Year Integrated Course
(w.e.f. 2008 – 2009)



**GURU GOBIND SINGH
INDRAPRASTHA
UNIVERSITY**

UNIVERSITY SCHOOL OF LAW AND LEGAL STUDIES
Guru Gobind Singh Indraprastha University
Kashmere Gate, Delhi – 110403

**FIVE-YEAR LAW COURSE
BA LLB (H) PROGRAMME
w.e.f. Academic Session 2008 – 2009**

FIRST YEAR

First Semester

Paper Code	SUBJECTS	L	Credit
LLB 101	Legal Method	4	4
BA LLB 103	History-I (Indian History)	4	4
BA LLB 105	Political Science-I	4	4
LLB 107	Law of Contract – I	4	4
LLB 111	English and Legal Language	4	4
BA LLB 113	Sociology-I (Introduction to Sociology)	4	4
BA LLB 115	Economics-I (Microeconomic Analysis)	4	4
	Total	28	28

Second Semester

Paper Code	SUBJECTS	L	Credit
LLB 102	History – II (Legal History)	4	4
BA LLB 104	Political Science – II	4	4
LLB 110	Law of Contract – II	4	4
LLB 112	Techniques of Communication, Client Interviewing and Counselling	4	4
BA LLB 114	Environmental Studies	4	4
BA LLB 116	Sociology-II (Indian Society)	4	4
BA LLB 118	Economics – II (Macroeconomic Analysis)	4	4
	Total	28	28

SECOND YEAR

Third Semester

Paper Code	SUBJECTS	L	Credit
LLB 201	Business Law	4	4
LLB 203	Family Law – I	4	4
LLB 205	Constitutional Law – I	4	4
LLB 207	Law of Crimes – I	4	4
LLB 209	Advocacy Skills	4	4
BA LLB 213	History – III (History of Modern Europe: 1740-1947)	4	4
BA LLB 215	Political Science – III	4	4
	Total	28	28

Fourth Semester

Paper Code	SUBJECTS	L	Credit
LLB 202	Law of Torts and Consumer Protection	4	4
LLB 204	Family Law – II	4	4
LLB 206	Constitutional Law – II	4	4
LLB 208	Law of Crimes – II	4	4
LLB 210	Administrative Law	4	4
BA LLB 214	Economics–III (Economic Development and Policy)	4	4
BA LLB 216	Sociology–III (Sociology and Law)	4	4
	Total	28	28

THIRD YEAR

Fifth Semester

Paper Code	SUBJECTS	L	Credit
LLB 301	Code of Civil Procedure – I	4	4
LLB 303	Code of Criminal Procedure – I	4	4
LLB 305	Law of Evidence	4	4
LLB 307	Corporate Law	4	4
LLB 309	Jurisprudence – I	4	4
LLB 311	Human Rights Law	4	4
BA LLB 313	French / German	4	4
BA LLB 315	Summer Training Project*	-	4
	Total	28	32

*At the end of 2nd year, B.A. LL.B. Students shall undergo a summer training (during summer vacations) either with a corporate or a Law Firm. They will submit a Report at the end of it and the marks will be added in the 5th semester.

Sixth Semester

Paper Code	SUBJECTS	L	Credit
LLB 302	Code of Civil Procedure – II	4	4
LLB 304	Code of Criminal Procedure – II	4	4
LLB 306	Public International Law	4	4
LLB 308	Investment and Competition Law	4	4
LLB 310	Property Law	4	4
LLB 312	Jurisprudence – II	4	4
BA LLB 314	French / German	4	4
	Total	28	28

FOURTH YEAR

Seventh Semester

Paper Code	SUBJECTS	L	Credit
LLB 401	Land Laws	4	4
LLB 403	Law and Technology	4	4
LLB 405	Intellectual Property Rights	4	4
LLB 407	Labour Law – I	4	4
LLB 409	Environmental Law	4	4
LLB 411	Tax Law	4	4
	Total	24	24

Eighth Semester

Paper Code	SUBJECTS	L	Credit
LLB 402	Alternative Dispute Resolution	4	4
LLB 404	International Trade Law	4	4
LLB 406	Law, Poverty and Development	4	4
LLB 408	Labour Law – II	4	4
LLB 410	Interpretation of Statutes	4	4
LLB 412	Optional Subjects (Any one of the following): a. Women and Law b. Air and Space Law c. Election Law d. International Commercial Law	4	4
	Total	24	24

FIFTH YEAR

Ninth Semester

Paper Code	SUBJECTS	L	Credit
LLB 501	Legal Ethics and Court Craft	4	4
LLB 503	Drafting, Pleading and Conveyancing	4	4
LLB 505*	Legal Writing and Research (Seminars and Research paper) Internal	-	10
LLB 507	Optional Subjects (Any two of the following): a. Banking and Insurance Law b. International Humanitarian Law c. Indirect Taxes d. International Refugee Law e. Criminology f. Socio-Economic Offences g. International Economic Law h. Private International Law i. Law of International Organisations j. Health Care Law k. Security Law l. Forensic Sciences m. Comparative Law	4 4 4 4 4 4 4 4 4 4 4 4 4 4	4 4 4 4 4 4 4 4 4 4 4 4 4
	Total	16	26

*NUES – Non University Evaluative Subject

Tenth Semester

Paper Code	Subject	L	Credit
LLB 502**	Dissertation	-	14
LLB 504**	Internship (Lawyers / Law firms) (100 marks)	-	10
	Total	-	24

** LLB 502/LLB 504 (75+25) Viva-voce

NOTE:

1. The total number of Credits of the BA LLB (H) / BBA LLB (H) programme are 270 Credits.
2. Each student shall be required to appear for examination in all the papers of the course however for the award of a degree a student shall be required to earn the minimum of 260 Credits.
3. This relaxation of 10 credits is restricted to exam papers like History, Economics, Sociology, Political Science, German/French for BA LLB (H) course and Managerial Economics, Socio-Political System in India, Economic Environment of Business, Organizational Behaviour, Human Resource Management for BBA LLB (H) course.

Objective: This paper focuses on orientation of students to legal studies from the point of view of basic concepts of law and legal system.

Unit – I: Meaning and Classification of Laws (Lectures– 10)

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

Unit – II: Sources of Law (Lectures– 09)

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

Unit – III: Basic Concepts of Indian Legal System (Lectures– 10)

- a. Common Law
- b. Constitution as the Basic Law
- c. Rule of Law
- d. Separation of Powers
- e. Judicial system in India

Unit – IV: Legal Writing and Research (Lectures – 10)

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

Text Books:

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

References:

1. Benjamin N. Cardozo, The Nature of Judicial Process
2. ILI Publication – Indian Legal System
3. ILI Publication in Legal Research and Methodology

Essential Case Law:

1. Raj Kishore Jha v. State of Bihar, AIR 2003 S.C. 4664
2. Commissioner of Income Tax, Hyderabad v. P.J. Chemicals, 1994 Suppl. (3) S.C.C. 535
3. Air India v. Nargesh Mirza, AIR 1981 SC 1829
4. Geeta Hariharan v. Reserve Bank of India, AIR 1999 S.C. 1149
5. Neera Mathur v. L.I.C. 1992 (1) S.C.C. 286
6. D.K. Basu v. State of W.B., 1997 (1) SCC 417
7. Dwrka Prasad Aggarwal v. B.D. Aggarwal, AIR 2003 S.C. 2686
8. Commissioner of Wealth Tax, Meerut v. Sharvan Kumar Swarup & Sons, 1994 (6) SCC 623
9. Shikhar Chand Falodia v.S.K. Sangneria, AIR 2004 Gau. 19.
10. Grandphone Company v. B.B. Pandey, AIR 1984 S.C. 667
11. Peoples Union for Civil Liberties v. Union of India 1997 (1) S.C.C. 301
12. Lachman v. Nand Lal, AIR 1914 Oudh. 123
13. R.K. Tangkhul v. R. Simirei, AIR 1961 Manipur 1
14. Balusami v. Balkrishna, AIR 1957 Mad. 97
15. Tekaha A.O. v. Sakumeeran A.O. AIR 2004 S.C. 3674
16. Superintendent and Remembrancer of Legal Affairs West Bengal v. Corporation of Calcutta AIR 1967 S.C. 997
17. Nath Bros. Exim. International Ltd. v. Best Roadways Ltd. 2000 (4) S.C.C. 553
18. State of Bihar v. Sonawati AIR 1961 S.C. 221, 231
19. Samta Vedike v. State of Kar2003 CR.L. J. 1003 Kar H.C.
20. Ram Jawaya Kapur v. State of Punjab, AIR 1955 S.C. 549, 556

Objective: This paper focuses on broad features of legal institutions and administration in ancient, medieval and modern India.

Unit –I: Introduction (Lectures – 08)
a. History – Meaning and Methodology
b. Relationship between Law and History

Unit – II: Polity, State and Administration (Lectures– 10)
a. Ancient India
i. Vedic Polity
ii. Mauryan State
iii. Gupta Polity
b. Medieval India
i. Chola Village Administration
ii. Delhi Sultanat
iii. Mughal State (Mansabdari System and Administrative Apparatus)
c. Theory of Kingship and Nature of State in Ancient and Medieval India
i. Brahmanic
ii. Buddhist
iii. Kautilyan
iv. Balban
v. Alauddin Khilji
vi. Turko-Afgan Concept
d. Political Movements of Gandhi – Non-Cooperative, Civil Disobedience, and Quit India Movements

Unit – III: Society and Economy (Lectures–10)
a. Social Institutions in Ancient India
i. Varna
ii. Jati
iii. Gotra
iv. Pravara
v. Family
vi. Slavery
vii. Position of Woman
viii. Changes in Medieval period
b. Reformation in Medieval and Modern Times
i. Nanak
ii. Kabir
iii. Raja Ram Mohan Roy
iv. Aligarh Movement and Backward Caste Movements (B.R. Ambedkar, Jotiba Phule and Naicker)

c. Economic Structure

- i. Feudalism
- ii. Post- Mauryan Economy
- iii. Gupta Economy
- iv. Iqtadari System
- v. Agrarian Reforms of Alauddin Khalji and Mohammed-bin Tughlaq
- vi. Market Reforms of Alauddin Khalji
- vii. Drain of Wealth and Stages of Colonialism

4. Legal Systems and Institutions Ancient India and Medieval India (Lectures– 10)

- a. Sources: Vedic Texts, Brahmanas, Sutras (Kalpa and Dharma), Dharma Shastra, Asthashastra, custom
- b. Thinkers – Manu, Brihaspati, Yajnavalkya, Narada, Katyayan
- c. Judicial System
 - i. Types of court: Pratishita, Apratishta, Mudrita, Sasita, Guilds, Panchayats, Kantakasodhana, Dharmasthiyaa
 - ii. Procedures: Appointment of judges, Trial, Witness, Pleaders, Secret agents, wergild and Punishment, Role of Judges and Investigation
- d. Sources of Islamic Law: **Sharia** and **Hadis**
- e. Salient features of Islamic Criminal Law
- f. Judicial organization: King, Chief Qazi, Judicial Officers, Investigative Process and Punishments
- g. Law with regard to non-Muslims
- h. Evolution of Judicial Setup – changes introduced by Akbar

Text Books:

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

References:

1. Bipan Chandra – India’s Struggle for Independence (Penguin)
2. A.S.Tripathi – Jurisprudence
3. T.Rama Jois – Ancient Legal thought
4. A.L. Basham – Wonder that was India, Part-I
5. S.A.A. Rizvi – Wonder that was India, Part –II

Objective: This paper focuses on understanding the basic concepts, theories and functioning of state.

Unit – I: Introduction and theories

(Lectures– 10)

- a. Introduction**
 - i. What is Political Science- definition, aims and scope
 - ii. Relationship between Political Science and Law

- b. Theories of State**
 - i. Divine and Force theory
 - ii. Organic theory
 - iii. Idealist theory
 - iv. Individualist theory
 - v. Theory of social Contract

- c. Indian Context**
 - a. Santiparva and Kautilaya's Saptang theory
 - b. Development of concept of Hindu State
 - c. Islamic concept of state

Unit – II: Liberalism and Totalitarianism

(Lectures – 08)

- a. Liberalism**
 - i. Liberalism meaning and features
 - ii. Merits and demerits

- b. Totalitarianism**
 - i. Totalitarian state – meaning and features
 - ii. Merits & demerits of Totalitarian state
 - iii. Fascism & Nazism

Unit – III: Socialism and Marxism

(Lectures– 10)

- a. Socialism**
 - i. Socialism- meaning and features
 - ii. Schools of Socialism
 - Fabianism
 - Syndicalism
 - Guild socialism

- b. Marxism**
 - i. Concept of Marxism
 - ii. Historical and dialectical materialism
 - iii. Concept of class and class struggle
 - iv. Merit and demerits of Marxism

Unit – IV: Political Thinkers

(Lectures– 10)

- a. Western Political Thinkers- Plato, Aristotle, St. Augustine, St. Aquinas, J.S. Mills and T.H. Green
- b. Indian Political thinkers – Gokhale, M.N. Roy, Jay Prakash Narayan, Gandhi and Nehru

Text Books:

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

References:

1. Myneni, Political Science for Law Students, Allahabad Law Agency
2. R.L. Gupta, Political Theory
3. Vishoo Bhagwan, Indian Political thinker
4. Amal Ray & Bhattacharya, Political Theory: Ideas and Institution

Objective: The objective of this paper is to make students familiar with various principles of contract formation enunciated in the Indian Contract Act, 1872.

Unit – I: Formation of Contract

(Lectures – 10)

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

Unit – II: Consideration and Capacity

(Lectures – 10)

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

Unit – III: Validity, Discharge and Performance of Contract

(Lectures – 10)

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

Unit – IV: Remedies and Quasi Contracts

(Lectures– 10)

- a. Remedies
 - i Damages
 - ii Kinds
 - iii Remoteness etc.

- iv Injunction
- v Specific performance
- vi Quantum Merit

b. Quasi Contracts (Sections 68-72)

Text Books:

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

References:

1. Anson's - Law of Contract
2. Bangia - Law of Contract and Specific Relief
3. Cheshire and Fifoot - Law of Contract

Objective: The Objective of this course is to develop a student capability to write and speak in English correctly.

Unit – I: Grammar and Usage (Lectures – 10)

- a. Tense and Composition
- b. Basic Transformations
 - i Active/Passive
 - ii Negatives
 - iii Questions
- c. Simple, Complex and Compound Sentences
- d. Reported Speech
- e. Some Common errors

Unit – II: Comprehension and Composition (Lectures – 10)

- a. Reading Comprehension
- b. Comprehension of Legal Texts
- c. Paragraph and Precis writing
- d. Formal Correspondence
- e. Note Taking
- f. Drafting of Reports and Projects
- g. Abstracts

Unit – III: Legal Language (Lectures – 08)

- a. Legal maxims
- b. Foreign words
- c. Drafting of moot memorials

Unit – IV: a. Common Hindi and Urdu words used in Courts (Lectures – 06)
b. Translation from Hindi to English and Vice Versa

Text Books:

1. Legal Language and Legal Writing – P.K. Mishra
2. English Grammar – Wren and Martin

References:

1. Legal Language, Writing and General English – J.S. Singh

Objective: The objective of this paper is to focus on basic concepts of sociology relevant for understanding of society and various social issues.

Unit I : Introduction

(Lectures – 10)

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

Unit II: Contributions of eminent sociologists

(Lectures – 12)

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

Unit III: Basic concepts

(Lectures – 10)

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

Unit IV: Research Methods

(Lectures – 12)

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

Text Books:

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

References:

1. Davis, K. **Human Society**; Surjeet Publications, India; 2000
2. Desai, N. and M. Krishnaraj **Women and Society in India**; Ajanta Publications; 1987
3. De Mellow, R.C. **Identity and Social Life: Psychological Issues**; International University Press, 1978
4. Mac Iver and Page Society: **An Introductory Analysis** ; Mac Millan India Ltd. , New Delhi
5. Myneni **Sociology**; Allahabad Law Agency, Faridabad; 2004Goode, W.J. and P.K. Hatt **Methods in Social Research**; McGraw- Hills; New York; 1952

Objective: The objective of this paper is to provide broad understanding of basic concepts of economics and understanding of relationship between economics and law.

Unit - I: Introduction to Economics

(Lectures – 10)

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

Unit - II: Demand and Supply

(Lectures – 12)

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

Unit - III: Production Analysis, costs and market structure

(Lectures – 12)

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

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

(Lectures – 12)

- a. Labour supply and wage determination
- b. Role of trade unions and collective bargaining in wage determination; minimum wage legislation
- c. Exploitation of labour
- d. The theory of rent, interest and profits

Text Books:

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

Reference:

1. Bilas Microeconomic theory; Mc Graw Hill Intedn; 2nd edition
2. Hirshleifer Price Theory and Applications; Prentice Hall; 1978
3. Hal Varian Intermediate Micro-economics; Norton & Co.
4. Myneni, S.R. Principles of Economics; Allahabad law Agency; Faridabad
5. Dewett, K.K.Modern Economic Theory;

Objective: The course is to develop understanding of evolution of modern legal system in India.

Unit I: Early Developments (1600- 1836) (Lectures – 10)

- a. Charters of the East India Company: 1600, 1661, 1726 and 1753
- b. Settlements: Surat, Madras, Bombay and Calcutta
- c. Courts: Mayor's Court of 1726 and Supreme Court of 1774
- d. Statutes: Regulating Act, 1773; Pitts India Act, 1784; The Act of Settlement 1781
- e. Conflict: Raja Nanad Kumar, Kamaluddin, Patna Case, and Cossijurah
- f. Warren Hastings: Judicial Plans of 1772, 1774 and 1780
- g. Lord Cornwallis: Judicial Plans of 1787, 1790 and 1793
- h. Lord William Bentinck (With special focus on Appraisal of Criminal law)

Unit II: Evolution of Law and Legal Institutions (Lectures – 10)

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

Unit III: Legal Profession and Education (Lectures– 10)

- a. Early Developments though Major's Court, Supreme Court, Company's Adalat, High Court, Legal Practitioners Act of 1879, The Chamier and Indian Bar Committer of 1951
- b. The Advocates Act of 1961: Provisions and Disciplinary powers
- c. Law Reporting: Theory of Precedents, Features of Law reporting from 1773 to 1950
- d. Legal Education: History and Basic Aims of Legal Education

Unit IV: Constitutional History (Lectures – 10)

- a. The Indian Councils Act, 1861
- b. The Indian Councils Act, 1892
- c. The Indian Councils Act, 1909
- d. The Government of India Act 1919
- e. The Government of India Act, 1935

Text Books:

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

References:

1. M.P. Singh – Outlines of Indian Legal History
2. Abdul Hamid – Constitutional History of India

Objective: This paper focuses on understanding of theories of state and basic concepts and functioning of state & government.

Unit – I: Concept of State and its organs (Lectures – 10)

- a. Concept of state and its elements
- b. Government and its relation with state
- c. Constitution – features and classification
- d. Legislature – Concept, types and functions
- e. Executive: Concept and functions
- f. Judiciary- functions, judicial review and independence of judiciary
- g. Separation of powers

Unit – II: Unitary and Federal Form of Government (Lectures – 09)

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

Unit – III: Parliamentary and Presidential form of Government (Lectures – 09)

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

Unit – IV: Sovereignty, Rights and Duties (Lectures– 10)

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

Text Books:

1. Eddy Asirvatham & K.K. Misra ‘Political Theory’; S.Chand & Company Ltd., Delhi
2. A.C. kapur ‘Principles of Political Science’; S.Chand & Company Ltd., Delhi

References:

1. Myneni ‘Political Science for Law Students’; Allahabad Law Agency
2. R.L. Gupta ‘Political Theory’
3. Vishoo Bhagwan ‘Indian Political thinker’;
4. Amal Ray & Bhattacharya ‘Political Theory: Ideas and Institution

Objective: This paper is to impart knowledge various special contract, law of agency and partnership and specific reliefs.

Unit – I: Indemnity and Guarantee/Bailment and Pledge (Lectures– 08)

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

Unit – II: Agency (Lectures – 10)

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

Unit – III: Specific Relief Act, 1963 (Lectures – 08)

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

Unit – IV: The Indian Partnership Act, 1932 (Lectures– 10)

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

Text Books:

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

References:

1. Pullock & Mulla, Indian Contract and Specific Relief Acts
2. Avtar Singh - Law of Partnership
3. K. Sukumaran, Pollock & Mulla - The Indian Partnership Act

LLB

**Subject: Techniques of Communication, Client Interviewing
and Counseling**

Paper Code: 112

L4 C4

Objective: This paper is to develop in the student art of communication, client interviewing and counseling advocacy skill in them.

Unit – I: Communication

(Lectures – 10)

- a. Meaning
- b. Types and Directions to Communication
- c. Approaches to Communication
- d. Barriers to Communication
- e. Communication Process
- f. Channels of Communication

Unit – II: Client Interviewing

(Lectures – 10)

- a. Meaning and significance
- b. Different Components: listening, types of questions asked, Information gathering, Report formation, Ethical consideration

Unit – III: Legal Counseling

(Lectures– 10)

- a. Definition and its differentiation from general counseling
- b. Different types of counseling
- c. Approaches to Counseling
- d. Training Skills: Simulated exercises

Unit – IV: Legal Reasoning

(Lectures– 10)

- a. Legal Reasoning: Definition, Components of Legal Reasoning, Deductive and Inductive Reasoning, Levi's and Bodenheimer's Model of Legal Reasoning
- b. Law and Logic: Aristotelian Logic and Syllogism
- c. Significance of mootings to law students

Text Books:

1. N.R. Madhava Menon, Clinical Legal Education

References:

1. Jenny Chapman, Client Interviewing and Counselling
2. Stephens P. Robbins, Organizational Behaviour
3. Morgan, Introduction to Psychology

Objective: Objective of this paper is to familiarize students of law with the basic concepts in environmental studies and to sensitize them towards the issues of environmental management. The paper will also incorporate fieldwork.

Unit I: Introduction

(Lectures – 8)

a. Multidisciplinary nature of environmental studies

- i Definition, scope and importance
- ii Need for public awareness

b. Basic Concepts of Ecology

- i Concept of an ecosystem
- ii Structure and function of an ecosystem
- iii Producers, consumers and decomposers
- iv Energy flow in the ecosystem
- v Ecological succession
- vi Food chains, food webs and ecological pyramids
- vii Characteristic features, structure and function of the following ecosystem:
- viii Forest ecosystem; Grassland ecosystem; Desert ecosystem; Aquatic ecosystems (ponds, streams, lakes, rivers, oceans, estuaries)

Unit II: Natural Resources & Biodiversity

(Lectures – 12)

a. Renewable and non-renewable resources:

- i Forest resources: Use and over-exploitation, deforestation.
- ii Timber extraction, mining, dams and their effects on forest and tribal people.
- iii Case study.
- iv Water resources: Use and over-utilization of surface and ground water, floods, drought, conflicts over water, dams-benefits and problems. Cases.
- v Mineral resources: Use and exploitation, environmental effects. Cases
- vi Food resources: World food problems, changes caused by agriculture and overgrazing, effects of modern agriculture, fertilizer-pesticide problems, water logging, salinity, case studies. Concept of Food Security.
- vii Energy resources: Growing energy needs, Energy crisis, Renewable and non renewable energy sources, use of alternate energy sources, Case studies.
- viii Land resources: Land as a resource, land degradation, man induced landslides, soil erosion and desertification.

b. Biodiversity and its conservation

- i Definition: genetic, species and ecosystem diversity
- ii Bio-geographical classification of India
- iii Value of biodiversity: consumptive use, productive use, social, ethical, and aesthetic and option values
- iv Biodiversity at global, national and local levels

- v India as a mega-diversity nation
- vi Hot spots of biodiversity
- vii Threats to biodiversity: Habitat loss, poaching of wildlife, man-wildlife conflicts
- viii Endangered and endemic species of India
- ix Conservation of biodiversity : In-situ and ex-situ conservation of biodiversity

Unit III: Problems of Environmental Pollution, Control Measures and Acts (Lectures – 12)

a. Causes and effects

- i Air pollution
- ii Water pollution
- iii Soil pollution
- iv Marine pollution
- v Noise pollution
- vi Thermal pollution
- vii Nuclear hazards

b. Control measures of pollution

- i Environment Protection Act
- ii Air (Prevention and Control of Pollution) Act
- iii Water (Prevention and Control of Pollution) Act
- iv Wildlife Protection Act
- v Forest Conservation Act

c. Management of environmental problems

- i Solid waste Management: Causes, effects and control measures of urban and industrial wastes.
- ii Role of an individual in prevention of pollution
- iii Pollution case studies
- iv Disaster management : floods, earthquake, cyclone and landslides
- v Climate change, global warming, acid rain, ozone layer depletion, nuclear accidents and holocaust. Case Studies.
- vi Concept of Sustainable development

Unit IV : Social Issues and the Environment

(Lectures - 12)

- a. Urban problems related to energy
- b. Water conservation, rain water harvesting, watershed management
- c. Resettlement and rehabilitation of people; its problems and concerns. Case Studies
- d. Wasteland reclamation
- e. Consumerism and waste products
- f. Population growth- variation among nations and population explosion- Family Welfare programme
- g. Environment and human health- HIV/AIDS.
- h. Human Rights and environment
- i. Role of Women and Child in environmental protection
- j. Environmental ethics: Issues and possible solutions
- k. Value Education
- l. Problems in enforcement of environmental legislation

m. Role of Information Technology in Environment and human health

Text Books:

1. Verma, Sneha Lata **Environmental Problems: Awareness and Attitude**; 2007; : Academic Excellence Publishers & Distributors; Delhi

References:

1. Saxena, Karunesh and Nityesh Bhatt (ed.) **Environment Management Practices: An Indian Outlook**; 2007; Himanshu Publications, Delhi
2. Rosencranz, Armin and Shyam Divan **Environmental Law and Policy in India: Cases, Materials and Statutes** 2001; Oxford University Press, New Delhi
3. Uberoi, N.K. **Environmental Management**; 2004; Excel Books, Delhi
4. Kumar, Mukul, Mitra Prasenjit Sarkar et al (eds.) **Environmental Change and its Impact** ; 2006; Classique Books, Kolkata
5. Chatterjee, Sanjoy **Encyclopaedia of Ecology**; 2006; Anmol Publications, New Delhi
6. Bhatt, S. **International Environmental Law**; 2007; A.P.H Publishing Corporation, New Delhi

Objective: The Objective of this paper is to focus on basic concepts of sociology relevant for better understanding of Indian Society.

Unit I : Features of Indian Society **(Lectures- 10)**

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

Unit II : Marriage, family and kinship **(Lectures- 12)**

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

Unit III: Identity, dignity and social justice in India **(Lectures- 10)**

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

Unit IV: Social Change in India **(Lectures- 10)**

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

Text Books:

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

References:

1. Mandelbaum, D.G. Society in India; Volume I and Volume II; Popular Prakashan, Mumbai; 1992
2. Bhushan, V. and D.R. Sachdeva An Introduction to Sociology; Kitab Mahal, Allahabad; 1999
3. Prabhu, H.P. Hindu Social Organisation: A study in Socio-Psychological and Ideological Foundations; Popular Prakashan, Bombay; 1963

4. Beteille, A. Caste, Class and Power: Changing Patterns of Stratification in a Tanjore Village; Oxford University Press, New Delhi; 2002
5. Singh, Y. Social Change in India : Crisis and Resilience; har-Anand Publications Pvt. Ltd. New Delhi; 1993
6. Srinivas, M.N. Social Change in Modern India; Orient Longman Ltd. 1980
7. Sabharwal, G. Ethnicity and Class: Social Divisions in an Indian City; Oxford University Press; New Delhi; 2006
8. Vir, Dharam Kinship, Family and Marriage: Changing Perspectives (Edited); New Academic Pub. New Delhi; 2006.

Objective: The objective of this paper is to provide broad understanding of basic concepts of economics and understanding of relationship between economics and law.

Unit – I: Overview of Macroeconomics

(Lectures: 10)

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

Unit – II: Theory of Money and Banking

(Lectures: 12)

- a. Functions for money, classification, supply and demand for money
- b. Effects of money on output and prices
- c. Inflation and deflation
- d. Monetary policy
- e. Money markets and capital markets
- f. Commercial Banking-functions organization and operations
- g. Central Banking- functions and credit control
- h. Non-Banking Financial Institutions-meaning, role; distinction between banks and NBFIs

Unit – III: Principles of Public Finance

(Lectures: 10)

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

Unit – IV: Poverty, Business Cycles and Unemployment

(Lectures: 10)

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

Text Books:

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

Reference:

1. Dewett, K.K. Modern Economic Theory;
2. Myneni, S.R. Principles of Economics: Allahabad Law Agency; Faridabad
3. Bhatia, H.L. Public Finance;
4. Mishra, S.K. and V.K. Puri Modern Macroeconomic Theory; Himalaya Publishing House; 2003
5. Jhingan, M.L. Macroeconomic Theory;

Objective: This paper is to provide understanding about the important statutes governing transfer of property in goods and negotiable instruments.

Unit – I: Sale of Goods: Definition, Conditions and Performance (Lectures – 08)

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

Unit – II: Sale of Goods Act: Right of parties and remedies (Lectures– 07)

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

Unit – III: Negotiable Instruments (Lectures – 08)

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

Unit – IV: Negotiable Instruments: Presentation and Liability (Lectures– 07)

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

Text books:

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

References:

1. Chalmers – Sale of Goods
2. Benjamin, Sale of Goods
3. Khergamwala - Law of Negotiable Instruments
4. Aithayah - Sale of Goods

Objective: The objective of the paper is to apprise the students with the laws relating to family matters applicable to different communities in India.

Unit – I: Marriage Laws

(Lectures– 10)

- a. Hindu Marriage Act, 1955
 - i. Evolution of the institution of marriage
 - ii. Concept of marriage
 - iii. Forms, validity, voidability
- b. **Nikah** (Muslim Marriage)
 - i. Definition, objects and nature
 - ii. Essentials and validity
 - iii. Obligations arising out of marriage – Mahr, Maintenance etc.
- c. Laws governing Christian and Parsi marriages
- d. Civil Marriages

Unit – II: Dissolution of Marriage

(Lectures– 10)

- h. Theories of Divorce
- i. Separation and Dissolution of Marriage under Hindu Law
 - i. Judicial separation
 - ii. Grounds of Divorce
 - iii. Divorce by mutual consent
 - iv. Jurisdiction and procedure
- c. Dissolution of Marriage under Muslim Law
 - i. By death
 - ii. By the act of either party
 - iii. By mutual consent
 - iv. By court
 - v. Indian Divorce Act and **Parsi** Marriage Act

Unit – III: Adoption and Maintenance

(Lectures – 10)

- a. Hindu Adoption and Maintenance Act, 1956
- b. Adoption
 - (i) Ceremonies
 - (ii) Capability
 - (iii) Effect
- c. Maintenance
 - i. Entitlement
 - ii. Enforcement
- d. Muslim Women (Protection of Rights on Divorce) Act, 1986
- e. Maintenance under the Code of Criminal Procedure, 1973

Unit – IV: Guardianship

(Lectures – 10)

- a. Hindu Minority and Guardianship Act, 1956
- b. Guardianship – Meaning
- c. Kinds of Guardianship
- d. Right, obligations and disqualification of guardian
- e. Guardianship under Muslim Law
- f. Entitlement to guardianship
- g. Rights, obligations and disqualification of a guardian

Text books:

1. Hindu Law - Paras Diwan
2. Muslim Law of India - Tahir Mahmood
3. Paras Diwan – Family Laws

Objective: The Objective of this paper is to provide understanding of basic concepts of Indian Constitution and various organs created by the constitution including their functions.

Unit – I: Constitution

(Lectures – 10)

- a. Definition and Classification
- b. Sources of Constitution
- c. Constitutional Conventions
- d. Salient features of Indian Constitution
- e. Rule of Law
- f. Separation of powers

Unit – II: Distribution of Powers between Center and States

(Lectures – 10)

- a. Legislative Powers
- b. Administrative Powers
- c. Financial powers

Relevant Doctrines: (a) Territorial Nexus (b) Harmonious Construction (c) Pith and Substance (d) Repugnancy

Unit – III: Constitutional Organs

(Lectures – 10)

- a. Parliament
- b. Parliamentary Sovereignty
- c. Parliamentary Privileges
- d. Anti Defection Law
- e. Executive Power
- f. Collective Responsibility of Cabinet
- g. Judiciary - Jurisdiction of Supreme Court and High Courts
- h. Independence of Judiciary
- i. Public Interest Litigation
- j. Power of Judicial Review
- k. Doctrine of Political Question

Unit – IV: Emergency Provisions

(Lectures – 10)

Amendment of Constitution
Doctrine of Basic Structure

Text books:

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

Essential Case Law:

1. R.K. Dalmia v. Justice Tendulkar AIR 1958 S.C. 538
2. In Re Article 143, Constitutional of India AIR 1951 S.C. 332
3. Ram Jawaya Kapur v. State of Punjab AIR 1955 S.C. 549
4. Indira Gandhi v. Raj Narain AIR 1975 S.C. 2299
5. Scora v. U.O.I. 1993 (4) S.C.C. 441
6. State of H.P. v. Umed Ram Sharma AIR 1986 S.C. 847
7. S.R. Bommai v. Union of India, 1994(3) S.C.C. 1
8. A.D.M. Jabalpur v. Shiv Shankar Shukla, 1976 Suppl. S.C.R. 172
9. India Cements Ltd & Anr v. State of Tamil Nadu, 1990 (1) S.C.C. 12
10. A.P. Sampoorna Madhya Nished Samithi & Ors. v. State of A.P., AIR 1997 A.P. 312
11. U.N. Rao v. Indira Gandhi, AIR 1971 S.C. 1002
12. Keshavanad Bharati v. State of Kerala, 1976(2) S.C.R. 347, 523
13. National Human Rights Commission v. State of Arunachal Pradesh, AIR 1996 S.C. 1234
14. Minerla Mills v. Union of India AIR 1980 S.C. 1804
15. Samta Vedike v. State of Karnataka 2003 CR.L.J. 1003 Kar N.C.
16. Tikaramji v. State of U.P. AIR 1968 S.C. 1286
17. Calcutta Gas Co. v. State of W.B. AIR 1962 S.C. 1044
18. Gujarat University v. Sri Krishna AIR 1963 SC 702
19. DAV College v. State of Punjab AIR 1971 SC 1737
20. Prafulla Kumar v. Pramfil of Commerce AIR 1947 P.C. 60
21. State of Rajasthan v. G.Chawla AIR 1959 SC 544
22. Union of India & Ors. V. Shah Govardhan Lal Kabra 2000 (7) Scale 435
23. Zayerbhai v. State of Bombay AIR 1954 SC 752
24. Union of India v. V.H.S. Dhillon AIR 1972 SC 1061
25. Jayanti Lal Amrit Lal Rana v. F.N. Rana AIR 1964 S.C. 648
26. State of Haryana v. Ram Kishan AIR 1988 SC 1301
27. K. Nagraj v. State of A.P. 1985 (1) SCC 527
28. K.T. Plantantion v. State of Karnataka, AIR 2002 (Oct) Kar 365
29. Gunupati v. Nafisul Hasan AIR 1954 SC 636
30. Pandit MSM Sharma v. Sri Krishna Sinha AIR 1959 SC 395
31. In powers, privileges and Immunities of State Legislature Re: AIR 1965 SC 745
32. P.V. Narsimha Rao v. State 1998 (94) SCC 626
33. Tej Kiran v. Sanjiva Reddy AIR 1970 SC 1573
34. Roop Ashok Hurrah v. Ashok Hurrah 2002 (3) SCC 406
35. Tirupathi Balaji Developers (P) Ltd. v. State of Bihar AIR 2004 SC 2351
36. A.K. Roy V. UOI 1982 (2) SCR 272
37. State of Maharashtra v. A. Lakshmirutty AIR 1987 SC 331
38. Kihoto Hollohah v. Zachillu 1992 Suppl (2) SCC 651
39. Ravi Naik v. UOI AIR 1994 SC 1558
40. G. Vishwanathan v. Speaker T.N. Assembly 1996 (2) SCC 353
41. M. Kashinath Jalmi v. Speasker Legislative Assembly Goa 1993 (2) SCC 703
42. D.C. Wadhwa v. State of Bihar 1987 (1) SCC 379
43. Krishan Kumar v. State of Bihar 1998 (5) SCC 643
44. Makhan Singh v. State of Punjab AIR 1964 SC 381
45. A.D.M. Jabalpur v. Shivshankar Shukla AIR 1976 SC 1207

Objective: This paper is to deal with the basic principles of criminal law determining criminal liability and punishment.

Unit – I: Introduction to Substantive Criminal Law (Lectures – 10)

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

Unit – II: General Explanations and Exceptions (Lectures– 10)

- a. Definitions
- b. Constructive joint liability
- c. Mistake
- d. Judicial and Executive acts
- e. Accident
- f. Necessity
- g. Infancy
- h. Insanity
- i. Intoxication
- j. Consent
- k. Good faith
- l. Private defence

Unit – III: Abetment and Criminal Conspiracy (Lectures – 08)

Unit – IV: Punishment (Lectures– 08)

- a. Theories: Deterrent, Retributive, Preventive, Expiatory and Reformatory Theory
- b. Punishment under the IPC: Fine, Imprisonment, Capital Punishment

Text books:

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

References:

1. Glanville Williams – Textbook of criminal law
2. Russel on Crime

Essential Case Law:

1. Barendra Kumar Ghosh v. King Emperor – AIR 1925 PC
2. Moti Singh v. State of U.P. – AIR 1964 SC 900
3. Joginder Singh v. State of Punjab – AIR 1979 SC 1876
4. Basdev v. Stat of Pepsu – AIR 1956 SC 488

5. State of Gujrat v. Kousara Monilal – AIR 1964 SC 1893
6. State of Maharashtra v. M H George – AIR 1965 SC 722
7. Sarjoo Prasad v. State of U.P. – AIR 1961 SCC 631
8. State of West Bengal v. Shew Mangal Singh – AIR 1981 SC 1917
9. Sheo Narain v. State of rajasthan – 199(2) Crimes 169 (Raj)
10. Delhi Judicial Service Association, Tis Hazari Court v. State of Gujrat AIR 1991 SC 2176
11. M Naughton's Case – (1843) 4St Tr (NS) 847
12. Paras Ram v. State of Punjab – (1981) 2 SCC 508
13. Puran Singh v. State of Punjab – AIR 1975 SC 1674
14. Wassan Singh v. State of Punjab – 1996 Cr LJ 878 SC
15. Sukaroo Kabiraj v. Express – 1877 ILR (14) Cal 566
16. Rupan Deol Bajaj v. KPS Gill – AIR 1996 SC 309
17. Kanwar Singh v. Delhi Administration – AIR 1965 SC 871
18. Jaidev v. State of Punjab – AIR 1963 SC 612 (617)
19. Abyanand Misra v. State of Bihar – AIR 1961 SC 1698
20. Sudhir Kumar Mukherjee v. State of W.B. – AIR 1973 SC 2655
21. State of Maharashtra v. Mohd. Yahub
22. R v. shivpuri – 1986 2 All El 334
23. Mahaboob Shah v. King Emperor – AIR 1945 pc 118
24. B.N. Shreekantiah v. Mysore State AIR 1958 SC 672
25. Pandurang Tukia v. State of Hyberabad – AIR 1955 SC 216
26. Shreekantiah Ramayya v. State of Bombay - AIR 1955 SC 287
27. Haradhan Chakrabarty v. Union of India – AIR 1990 SC 1210
28. Bimbadhar Pradhan v. State of Orissa - AIR 1956 SC 469
29. Kehar Singh v. State (Delhi Administrator) – AIR 1988 SC 1883
30. State of T. N v. Nalini – AIR 1999 SC 2640
31. C.B.I. v. V.C. Shukla – AIR 1998 SC 1406

Objective: The paper seeks to develop personality of students as lawyers.

Unit – I: Personality: Meaning and Definition

(Lectures – 10)

- a. Determinants of personality
- b. Heredity, Environment and Situational Factors
- c. Theories of personality: Trait Theory, Type Theory, Psycho Analytic Theory, Meemastic Theory and Learning Theory

Unit – II: Attitude

(Lectures – 10)

- a. Meaning and Definition
- b. Types of Attitude
- c. Formation of Attitude
- d. Negative Attitude and objective
- e. Building positive attitude
- f. Situational Analysis of Attitude
- g. Perception
- h. Biases, Prejudices and blind Spots

Unit – III: Motivation

(Lectures – 10)

- a. Theories of Motivation
- b. Various motives: Biological and social Motives
- c. Motives to know and Be effective
- d. Frustration and conflict of Motives

Unit – IV: Leadership and Team- Building

(Lectures – 10)

- d. Definition
- e. Theories
- f. Characteristics of leadership
- g. Team Building

Text books:

1. Introduction to Psychology – Morgan's
2. Social Psychology – R.A. Baron
3. Psychology /: An Introduction – J.R. Gnow
4. Organizational Behaviour – Stephens P. Ronnins

Objective: The objective of this paper is to familiarize students of law with the history of Europe as many international laws/ human rights/ humanitarian laws emanate from developments in Europe.

UNIT – I: Europe from 1740-1815 **(Lectures – 10)**

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

UNIT - II: Europe from 1815-1850 **(Lectures – 14)**

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

UNIT III: Europe from 1850-1871 **(Lectures -10)**

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

UNIT IV: Europe from 1871-1945 (Imperialism and Colonialism) **(Lectures – 20)**

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

Text Books:

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

Reference:

1. Burns, Edward McNall, et.al, **World Civilizations**, Volumes B and C

1. This paper focuses on understanding international relations and emerging issues in the relations between states.

II. Power

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

(Lecture – 10)

III. United Nations

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

(Lecture – 10)

IV. Diplomacy

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

(Lecture – 10)

V. Contemporary Global concerns

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

(Lecture – 10)

Compulsory Readings:

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

Further Readings:

1. Hans J. Morgenthau, Politics Among Nations: The Struggle for Power and Peace, Revised, (New York: Alfred A. Knopf), 1978.
2. J.G. Starke, An Introduction to International Law, Butterworths, (Revised 1993).
3. Prof. M.P. Tandon, International Law and Human Rights, Allahabad Law Agency, 2005.
4. Joshua S. Goldstein, International Relations, Sixth Edition, Pearson Education, 2008.
5. J.N. Dixit, India's Foreign Policy and its Neighbours, Gyan Books, 2001.

Objective: This paper is to make students understand the nature of tort and conditions of liability with reference to established case law. Further, it covers the Consumer Protection Act, 1986.

Unit – I: Introduction and Principles of Liability in Tort (Lectures – 12)

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

Unit – II: Justification in Tort (Lectures – 10)

- a. Volenti non-fit Injuria
- b. Necessity, Plaintiff's default
- c. Act of God
- d. Inevitable accidents
- e. Private defences
- f. Judicial and Quasi – Judicial Acts
- g. Parental and quasi-parental authority

Unit – III: Specific Torts (Lectures– 10)

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

Unit - IV: Consumer Protection (Lectures– 06)

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

Text books:

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

Essential Case Law:

1. Bhim Singh v. State of J & K and Others
2. Rudul Sah v. State of Bihar
3. Rylands v. Fletcher 1868 LR HL 330
4. M.C. Mehta v. Union of India 1987 1 SCC 395
5. Union Carbide Corporation v. Union of India AIR 1989 SC 248
6. Donoghue v. Stevenson 1932 SC 31
7. State of Rajasthan v. Mst. Vidyawati & Others AIR 1962 SC 1039
8. M/s Kasturilal RaliaRam Jain v. State of U.P. AIR 1965 SC 1039
9. Cassidy v. Daily Mirror Newspapers Ltd.
10. Bird v. Jones 1845 7 QB 742
11. Lucknow Development Authority v. M.K.Gupta, (1949) ISCC 243.
12. A.C. Modagi v. cCrosswell Tailor, (1991) II CPJ 586
13. Indian Medical Assn. v. V.P. Shantha (1995) 6 SCC 651
14. Consumer Unity and Trust society v. St. of Rajasthan (1991) II CPJ 56 Raj.
15. Poonam Verma v. Ashwin Patel (1996) 4SCC 332
16. Laxmi Engg. Works v. P.S.G. Industrial Institute, AIR (1995) SC 1428
17. Spring Meadows Hospital v. Harjol Ahluwalia, AIR (1998) SC 1801
18. Morgan Stanley Mutual Fund v. Kartick Das (1994) 4SCC 225

Objective: The objective of the paper is to apprise the students with the laws relating to family matters governing succession, partition and religious endowments.

Unit – I: Joint Hindu Family

(Lectures – 12)

- a. Mitakshara and Dayabhaga
- b. Formation and Incident under the coparcenary property under **Dayabhaga** and **Mitakshara**
- c. Karta of Joint Family: Position, Powers and privileges; Alienation of property by Karta
- d. Debts – Doctrine of pious obligation and antecedent debts

Unit – II: Partition

(Lectures – 08)

- a. Meaning, Division of right and division of property
- b. Persons entitled to demand partition
- c. Partition how effected; Suit for partition
- d. Re-opening of partition; Re-union
- e. Points of similarity and distinction between the Mitakshara and the Dayabhaga Laws

Unit – III: Principles of Inheritance

(Lectures – 10)

- a. The Hindu Succession Act, 1956 General rules of succession of a Hindu male and female dying intestate under the Hindu Succession Act
- b. **Stridhan** and Women's estate
- c. Principles of inheritance under Muslim Law (**Sunni Law**)

Unit – IV: Religious and Charitable Endowments

(Lectures – 10)

- a. Endowments
 - iii. Meaning, kinds and essentials.
 - iv. Math – Kinds, Powers and obligations of **Mahant** and **Shefait**
 - v. Removal and replacement of Idol
- b. **Waqf**
 - i. Meaning, Kinds, Rights and Characteristics,
 - ii Advantages and disadvantages
- c. Objects and purpose
 - iii. Mosques – objects, kind, requisites
 - iv. Methods of creation of **waqf**
- d. Pre-emption – Origin, Definition, Classification, Subject matter, formalities, effects, constitutional validity

Text books:

1. Modern Hindu Law – Paras Diwan
2. Outlines of Mohammadan Law – AAA Fyzee

Objective: This paper is to orient students with constitutional rights and duties: perspective as well as remedies.

Unit – I Fundamental Rights – I

(Lectures - 10)

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

Unit – II: Fundamental Rights – II

(Lectures – 10)

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

Unit – III: Right to Constitutional Remedies

(Lectures – 10)

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

Unit – IV: Directive Principles, Fundamental Duties and Social Justice (Lectures – 10)

- a. Directive Principles of State Policy – Nature and justiciability of the Directive Principles – Inter-relationship between Fundamental Rights and Directive Principles – Fundamental Duties
- b. Social justice under the Indian Constitution – Compensatory discrimination for backward classes – Mandal Commission’s case and other cases – **Protective discrimination doctrine**

Text books:

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

Essential Case Law:

3. Electricity Board Rajasthan v. Mohan Lal AIR 1967 SC 185
4. Sukhdev v. Bhagat Roy AIR 1975 SC 1331
5. R.D. Shetty v. International Airport Authority AIR 1979 SC 1628
6. M.C. Mehta v. UOI 1987 (1) SCC 395
7. Mysore Paper Mills v. Mysore Paper Mills Officers Association AIR 2002 SC 609
8. Bhikaji Narain v. State of M.P. AIR 1955 SC 781
9. Kailash Chand Sonkar v. Smt. Maya Devi AIR 1984 SC 600
10. Sikkim Subba Associates v. State of Sikkim 2001 (5) SCC 629
11. Olga Teelis v. Bombay Mumcp. Corp. 1985 (2) SCR 51
12. State of W.B. v. Anwar Ali Sarkar AIR 1952 SC 75
13. Deepak Sibbal v. Punjab University AIR 1989 SC 903
14. Competroller and Auditor General v. K.V. Mehta 2003 (1) SCALE 351
15. E.P. Royapra v. State of T.N. AIR 1974 SC 555
16. Rattan Lal v. State of Haryana 1985 (4) SCC 43
17. Narmada Bachao Andolan v. Union of India 1999 (8) SCC 308
18. S. Rangarajan v. P. Jagjivan Ram 1989 (2) SCC 574
19. Communist Party of India v. Bharat L. Pasricha AIR 1998 SC 184
20. Union of India v. Motion Pictures 1999 (6) SCC 150
21. Railway Board v. Niranjan Singh 1969 (1) SCC 502
22. Himmat Lal K. Shah v. Commissioner of Police AIR 1973 SC 87
23. OK Ghosh v. Ex. Joseph AIR 1963 SC 812
24. Rupinder v. State AIR 1983 SC 65
25. P.N. Kaushal v. UOI AIR 1978 SC 1456
26. A.K. Gopalan v. State of Madras AIR 1950 SC 27
27. Maneka Gandhi v. Union of India AIR 1978 SC 597
28. Hussainara Khatoon v. State of Bihar AIR 1979 SC 1369
29. M.H. Hoskot v. State of Maharashtra
30. Sunil Batra v. Delhi Administration AIR 1978 SC 1675
31. State of H.P. v. Umed Ram AIR 1986 SC 847
32. Narmada Bachao Andolan v. Union of India 2001 (2) SCC 62
33. N.S. Sahni v. Union of India 2002 (8) SCC 211
34. M.P. Human Rights Commission v. State of M.P.
35. L. Pochanna v. State of Maharashtra AIR 1985 SC 389
36. Fatehchand v. State of Maharashtra AIR 1977 SC 1825
37. Air India Statutory Corporation v. United Labour Union 1997 (9) SCC 377
38. M.R. Balaji v. State of Mysore AIR 1963 SC 648
39. Indira Sawney v. Union of India AIR 199 SC 477
40. Kihoto Hollohan v. ZACHILLU AIR 1993 SC 412
41. State of Madras v. Champak Dorai Rajan AIR 1951 SC 226
42. MRF Ltd. V. Inspector Kerala AIR 1999 SC 188
43. Keshavnar Bharaji v. State of Kerala AIR 1973 SC 1461
44. Minerva Mills v. UOI AIR 1980 SC 1784
45. State of T.N. v. L. Abu Kavvr AIR 1984 SC 326
46. A.I.I.M.S. Students Union v. AIIMS 2002 (1) SCC 428
47. West Bengal Headmasters Association v. Union of India AIR 1987 CAL. 448
48. Javed and Ors. V. State of Haryana 2003 (5) SCALE 602
49. Dasrathi v. State AIR 1985 A.P. 136

50. State of Gujrat v. Hon'ble High Court of Gujrat 1998(7) SCC 392
51. Peoples Union for Democratic Rights v. Union of India AIR 1982 SC 1473
52. University of Mysore v. Govind rao AIR 1965 SC 491
53. State of Haryana v. Haryana Co-operative Transport Ltd. AIR 1977 SC 237
54. B.R. Kapur v. State of T.N. AIR 2001 SC 3435
55. S.I. Syndicate v. UOI AIR 1975 SC 460
56. Union of India v. C. Krishna Reddy 2003 (10) SCALE 1050
57. Ananda Mukti Sadguru Trust v. V.R. Rudani AIR 1989 SC 1607
58. East India Commercial Co. v. Collector of Customs AIR 1962 SC 1893
59. Syed Yakoob v. K.S. Rashakri AIR 1964 SC 477
60. In Re Kerala Education Bill AIR 1958 SC 956
61. Ahemdabas St. Xavier College Society v. State of Gujrat AIR 1974 SC 1389
62. St. Stephens College v. university of Delhi AIR 1992 SC 1630
63. T.M.A. Pai Foundation v. State of Karnataka AIR 1994 SC 13
64. R.B. Rajbhar v. State of W.B. AIR 1975 SC 623
65. A.K. Roy v. Union of India AIR 1982 SC 710
66. S.R. Bommai v. Union of India 1994 (3) SCC 1
67. ARUNA Roy v. Union of India AIR 2002 SC 3176
68. M. Ismail Faruqui v. Union of India AIR 1995 SC 605

Objective: This paper is to focus on the study of substantive crimes under the Indian Penal Code

Unit – I : Offences affecting the Human body (Lecture – 12)

- a. Offences affecting life, causing miscarriage, or injuries to unborn children
- b. Offences of hurt, of wrongful restraint and wrongful confinement
- c. Offences of criminal force and Assault, offences of kidnapping and Abduction

Unit – II: Offences against Women (Lectures – 10)

- a. Obscene acts and songs
- b. Outraging the modesty of women
- c. Rape
- d. Cruelty by husband or relatives of husband
- e. Offences relating to marriage

Unit – III: Offences against Property (Lectures – 10)

- a. Theft, Extortion, robbery and decoity
- b. Criminal misappropriation and criminal breach of trust
- c. Cheating
- d. Mischief
- e. Criminal trespass

Unit- IV: Defamation and offences relating to documents and property marks (Lectures – 08)

- a. Defamation
- b. Forgery
- c. Counterfeiting

Text books:

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

Essential Case Law:

2. Govinda's Case – (1876), Bom 342
3. State of A.P. v. R. Punnayya – 1977 Cr LJ 1(SC)
4. K.M. Nanavati v. State of Moharashtra – 1962 (Bom) LR 488 (SC) - AIR 1962 SC 605
5. Bachan Singh v. State of Punjab (1980) 2 SCC 684
6. Shashi Nayar v. Union of India – 992 Cr LJ 514
7. Virsa Singh v. State of Punjab – AIR 1958 SC 465
8. Harjinder Singh v. Delhi Administration – AIR 1968 SC 867
9. Mahesh Balmiki v. State of M.P. – 2000 (1) SCC 319
10. Tukaram v. State of mahrashtra – AIR 1979 SC 185
11. State of Punjab v. Gurmit Singh – AIR 1996 SC 1393
12. Bodhisattwa Gautam v. Miss Subhra Chakrabarty – AIR 1996 SC 922
13. Biswanath Mallick v. State of Orissa – 1995 Cr LJ 1416 (ori)

14. State OF MADRASv. Vardarajan – AIR 1965 SC 942
15. State of Haryana v. Raja Ram – AIR 1973 SC 819
16. Vishwanath v. State of U.P. – AIR 1960 SC 67
17. State of HP v. Nikku Ram – 1995 Cri LJ 4184 (SC)
18. P. Rathinam v. Union of India – AIR 1994 SC 1844
19. Gian Kaur v. State of Punjab – AIR 1996 SC 946
20. State v. Lekhraj – 2000 (1) SCC 247
21. Sikhar Behera v. State of Orissa – 1993 Cr LJ 3664
22. Dhananjai v. State of U.P. – AIR 1996 SC 556
23. Shanti v. State of Haryana
24. State of Kerela v. Mathai Verghese – (1986) 4 SCC 746

Objective: The purpose of this paper is make students aware of various aspects of administrative law including quasi-legislative, quasi-judicial and other ministerial functions of administration and control thereof.

Unit – I: Evolution and Scope of Administrative Law (Lectures – 08)

- a. Nature, Scope and Development of Administrative Law
- b. Rule of law and Administrative Law
- c. Separation of powers and its relevance
- d. Relationship between Constitutional law and Administrative Law
- e. Administrative Law vis-à-vis privatization
- f. Classification of functions of Administration

Unit – II: Legislative Functions of Administration (Lectures – 10)

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

Unit-III: Judicial Functions of Administration (Lectures– 10)

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

Unit – IV: Administrative Discretion and Judicial Control of Administrative Action (Lectures – 10)

A. Administrative Discretion

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

B. Judicial Control of Administrative Action

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

C. Methods of judicial review

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

Text books:

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

References:

1. Administrative Law – Wade
2. Lectures on Administrative Law – C.K. Takwani
3. Administrative Law – S.P. Sathe

Essential Case Law:

1. Ram Jawaya v. State of Punjab (AIR 1955 SC 549)
2. Asif Hameed v. State of J & K (AIR 1989 SC 1899)
3. A.N. Parasoraman v. State of Tamil Nadu AIR 1990 SC 40, (Administrative discretion)
4. State of Punjab v. V.K. Khanna, AIR 2001 SC 343 (Mala fide exercise of power)
5. State of Bombay v. K.P. Krishnan AIR 1960 SC 1322 (irrelevant considerations)
6. Shrilekha Vidyarthi v. State of U.P. (AIR 1991 SC 537) (Reasonableness)
7. Delhi Laws Act case, AIR 1951 SC 332
8. Lachmi Narain v. Union of India AIR 1976 SC 714 (Modification)
9. A.V. Educational Society v. Govt. of A.P. Educational Department (AIR 2002 A.P. 348) (Judicial Control of delegated Legislation)
10. M/s Atlar Cycle Industry Ltd. v. State of Haryana (Legislative Control)
11. Govind Lal Chagga Lal Patel v. The Agriculture Produce Market Committee (AIR 1976 SC 236) (Procedural Control)
12. Kiran Gupta v. State of U.P. (AIR 2000 SC 3299) (Delegated Legislation)
13. Indian National Congress (1) v. Institute of Social Welfare (AIR 2002 SC 2158) (Classification of Administrative Action)
14. A.K. Kraipak v. Union of India (AIR 1950 SC 150)
15. Hira Nath v. Rajendra Medical College (AIR 1973 SC 1260)
16. Maneka Gandhi v. Union of India (AIR 1978 SC 597)
17. S.N. Mukherjee v. Union of India (AIR 1990 SC 1986)

18. Kumaon Mandal Vikas Nigam Ltd. v. Girja Shankar Pant (AIR 2001 SC 24) (Natural Justice, Test of Bias)
19. State of U.P. v. Johrimal (AIR 2004 SC 3800) (Judicial Review) Johri Mal
20. Sayed Yakoob v. Radha Krishan (AIR 1974 SC 477) (Writ Jurisdiction)
21. Shri Anadi Mukta Sadguru Trust v. V.R. Rudani (AIR 1989 SC 1607) (Mondemus)
22. R.K. Singh v. Union of India (AIR 2001 Delhi 12) (Mandemm)
23. Kanhaiya Lal Sethia v. Union of India (AIR 1998 SC 365) (Judicial review cannot be on policy matters)

Objective: The objective of this paper is to provide broad understanding of basic concepts of economics and understanding of relationship between economics and law.

Unit – I Economies of Development (Lectures: 10)

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

Unit – II Issues in Economic Development (Lectures: 12)

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

Unit – III International Trade (Lectures:10)

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

Unit – IV : Liberalization, globalization and related issues (Lectures: 10)

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

Text Books:

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

References:

1. Jhingan, M.L. Development Economics;
2. Dhingra, I.C. Indian Economy;
3. Mishra, S.K. and V.K. Puri Indian Economy ; Himalaya Publishing House;
4. Mathur, B.P. Public Enterprise Management;
5. Myneni, S.R. Indian Economics; Allahabad Law Agency; Faridabad

Objective: The Objective of this paper is to focus on basic concepts of sociology relevant for understanding law and bring out the relationship between law and society.

Unit - I: Social Basis of Law

(Lectures: 10)

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

Unit II: Social Problems and Social Legislation

(Lectures: 10)

- a. Issues of ethnic and inter – caste conflicts
- b. Communalism and fundamentalism
- c. Alcoholism and drug addiction
- d. Terrorism
- e. Poverty

Unit III: Social Control

(Lectures: 12)

- a. Social Control- its meaning; mechanisms and agents of social control, functions and dysfunctions of social control
- b. Distinction between formal and informal social control
- c. Informal Agencies of social control-customs, folkways, mores and religion
- d. Formal Agencies- public opinion, media, propaganda and law

Unit IV: Social Deviance

(Lectures: 12)

- a. Meaning and types of deviance
- b. Forms of crime-violent crime, property crime, white collar crime, organized crime, sex crimes, environmental crime, cyber crimes
- c. Issues of domestic violence and juvenile delinquency
- d. Some important theories of deviance-biological, psychological, anomie, sub-culture, learning and social disorganization

Text Books:

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

References:

1. Prasad, S.K. Social Problems in India; Mohit Publications Ltd. India; 2000
2. Anleu. S. and N.L. Roach Law and social changes; Sage Publications Ltd. Delhi; 2000
3. Saxena, D.r. Law, Justice and Social Change; Vedam Books, Delhi; 1996

4. Fanon, F. Wretched of the Earth; Penguin, London; 1965
5. Laqueur, W. The Age of Terrorism; George Weidenfeld and Nicholson Ltd. London; 1987
6. Williams, K.S. Criminology; Universal Law Publication (Indian Reprint); Delhi, 2001.

Objective: This paper is to help a law student to acquire a thorough knowledge of procedural aspects of working of civil courts and other machineries.

Unit – I: Introduction (Lectures – 10)

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

Unit – II: Initial steps in a suit (Lectures – 10)

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

Unit – III: Interim Orders (Lectures – 10)

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

Unit – IV: Suits in Particular Cases (Lectures – 10)

- c. Suits by or against Government
- d. Suits by Indigent persons
- e. Interpleader Suit
- f. Summary Procedure
- g. Suits relating to public nuisance

Text books:

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

Reference:

1. Ganguly – Civil Court, Practice and Procedure
2. M.P. Tandon – Code of Civil Procedure

Essential Case Law:

1. Topandas V/s Gorakhram, AIR 1964 SC 1348
2. Dhulabhai V/s State of H.P., AIR 1969 SC 78
3. Premier Automobile V/s Kamlakar, 1976 (1) SCC 496
4. Rajasthan State Road Transport Corpn. V/s Krishna Kant – 1995 (5) SCC 75
5. Pandurang V/s Shantibai, AIR 1989 SC 2240
6. Workmen C.P. Trust V/s Board of Trustee, 1978 (3) SCC 119
7. Razia Begum V/s Anwar Begum, AIR 1958 SC 886 (895)
8. B.K.N. Pillai V/s P. Pillas, AIR 2000 SC 614
9. Sangram Singh V/s Election Tribunal, AIR 1955 SC 425
10. Martin Burn Ltd. V/s Banerjee, AIR 1958 SC 79
11. Dalpat V/s Prahlad, 1992 (1) SCC 719
12. Gujrat Battling Co. Ltd. Coca Cola Co., 1995 (5) SCC 545
13. Morgan Stanly V/s Kartick Das, 1994 (4) SCC 225
14. Bihari Chordhary V/s State of Bihar, 1984 (2) SCC 627
15. Raj Duggal V/s Ramesh Kumar, AIR 1990 SC 2218

Objective: This paper is to give students thorough knowledge of procedural aspects of working of criminal courts and other machineries.

Unit – I: Introduction **(Lectures– 06)**

- a. Definitions
- b. Constitution and powers of Criminal Courts and Offices

Unit – II: Provisions for Investigations **(Lectures– 10)**

- a. Arrest and Bail provisions
- b. Information to the Police and their powers to investigate

Unit – III: Process to Compel Appearance and Production of things **(Lectures – 12)**

- a. Summons for Appearance
- b. Warrant of arrest
- c. Proclamation and attachment
- d. Other rules regarding processes
- e. Summons procedure
- f. Search Warrants
- g. General provisions as to search
- h. Miscellaneous

Unit-III: Proceedings before Magistrate **(Lectures– 10)**

- a. Conditions requisite for initiation of proceedings
- b. Complaints to Magistrates
- c. Commencement of proceedings before Magistrates
- d. Security Proceedings

Text Books:

1. Rattan Lal & Dhirajlal – Code of Criminal Procedure
2. R.V. Kelkar – Code of Criminal Procedure

References:

1. S.N. Mishra – Code of Criminal Procedure
2. Ganguly – Criminal Court, Practice and Procedure

Objective: This paper is to orient students with importance of evidence for establishment of claims and the related rules and principles.

Unit – I: Introduction and Relevancy (Lectures– 10)

- a. Evidence and its relationship with the substantive and procedural laws
- b. Definitions – Facts, facts in issue, relevant, evidence proved, disproved, not proved, oral and documentary evidence
- c. Relevancy and admissibility
- d. Doctrine of **res gestae**
- e. Conspiracy

Unit – II: Statement – Admissions / Confessions and Dying Declarations (Lectures – 10)

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

Unit – III: Method of proof of facts (Lectures – 12)

- a. Presumptions
- b. Expert opinion
- c. Character
- d. Oral and documentary evidence
- e. Rules relating to Burden of proof
- f. Estoppel
- g. Privileged Communications

Unit – IV: Presumptions regarding discharge of burden of proof (Lectures – 10)

- a. Evidence by accomplice
- b. Judicial notice
- c. Dowry Death
- d. Certain Offences

Text books:

1. Rattan Lal Dheeraj Lal – Evidence
2. Avtar Singh – Evidence
3. Monir – Evidence

Objective: The paper aims to provide insight into formation and winding up of companies besides Corporate Administration.

Unit-I: Formation, Registration and Incorporation of company (Lectures – 10)

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

Unit-II: Capital Formation (Lectures – 08)

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

Unit – III: Corporate Administration (Lectures– 10)

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

Unit-IV: Winding up of Companies (Lectures – 08)

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

Text books:

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

Further Readings:

1. Palmer - Company Law
2. Ramiya: Guide to Companies Act
3. Gower: Principles of Modern Company Law

Objective: The course aims at developing an analytical approach to understand the nature of law, development of law and working of a legal system in different dimensions with reference to popular legal theorists.

Unit – I: Introduction (Lectures – 10)

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

Unit – II: Schools of Jurisprudence – I (Lectures– 09)

- a. Natural Law
- b. Analytical positivism, Pure Theory
- c. Historical Jurisprudence

Unit – III: Schools of Jurisprudence – II (Lectures – 08)

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

Unit – IV: Indian Perspectives in Jurisprudence (Lectures – 06)

- a. Classical Approach
- b. Medieval Influences
- c. Modern Trends

Text books:

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

Objective: The objective of this course is to lay the foundation of the Human Rights law and acquaint the students with basic human rights institutions.

Unit – I: Introduction (Lectures – 09)

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

Unit – II: UN Charter and Human Rights (Lectures – 09)

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

Unit – III: Human Rights under the Indian Constitution and their Enforcement (Lectures– 10)

- a. Fundamental Rights
- b. Directive Principles of State Policy

Unit – IV: Role of Judiciary (Lectures– 09)

- a. NHRC
- b. NGOs

Unit - V: Group Rights (Lectures – 09)

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

Text books:

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

References:

1. D.D. Basu – Human Rights
2. Upender Baxi – Human Rights
3. Thomas Buergenthal – Human Rights
4. Henry Steiner & Philip Alston – International Human Rights Law
5. B.G. Ramcharan – International Human Rights (Oxford, 1998)
6. Y.K. Tyagi – British Yearbook (2001).

Objective: The objective of this paper is to make students understand the French language so that they can easily understand the French legal system and the French terms generally used in law.

Unit – I: (1) Introduction in French (Lectures – 12)

- a) Verb: S'appeler
Être
Avoir
Habiter
- b) Article / Préposition: à, en, au
- c) Name of some common Countries and Nationality
- d) To talk about different professions

(2) How to talk about one's liking and disliking

- a) Verb: Aimer
Adorer
Préférer
Detester
- b) Some common vocabularies like music, cinema, theatre etc.
- c) Article: un, une, des / le, la, les

Unit- II: (1) How to talk about the activities of week- end and vacations.... etc.

(Lectures – 10)

- a) Verb: Aller
Venir
Rester
Se reposer
Regarder
- b) Preposition / Article : au, à la,/ du, de laetc.

(2) How to talk about the activities of the day:

- a. Pronominal verb: Se réveiller
Se lever etc.

(3) To know about time and seasons:

- A) Verb: Faire
Être

**Unit – III: (1) How to take permission / express one’s wishes:
(Lectures – 10)**

- a. Verb: vouloir
Pouvoir
Voir
- b. Pronoun: moi, toi, etc.

(2) How to locate some thing / some place or some person

- a. Préposition: à côté de , à gauche de , sur etc.

(3) How to ask questions / Different form of questions:

- a. Qu’est-ce que c’est?
- b. Qui est-ce?
- c. Comment, pourquoi, Où, Combien etc.

Unit – IV: (1) How to describe a person: (Lectures – 10)

- a. Adjective: tall / short
Fat / thin

(2) How to write Informal letter

Text: Nouveau Sans Frontières-1 (Only concerned lessons which cover the syllabus)

Reference book:

- (1) Le Français du Droit – J. L. Penfornis
Campus – Jacky Girardet & Jacques Pecheur

Objective: To enable the students to converse, read and write in the language with the help of the basic rules of grammar, which will later help them to strengthen their language. To give the students an insight into the culture, geography, political situation and economic opportunities available in Germany.

Module – 1: Introduction

Self Introduction, Greetings, family tree

Module – 2: Articles

The definite and indefinite articles in masculine, feminine and neuter gender. Professions in both genders, countries and nationalities.

Module – 3: Numbers and Time

The counting, plural structures and the time.

Module – 4: More about time periods

Weekdays, months, seasons
Adverbs of time and time related prepositions.

Module – 5: Pronouns

Personal pronouns and the simple possessive pronouns, the use of my, your with the family members.

Module – 6: Irregular Verbs

Module – 7: Accusative Case, pronouns and prepositions

Module – 8: Translations

Text & References:

Moment Mal 1: Chapter 1 – 3

BA LLB
Subject: Summer Training Project

Paper Code: 315
L - C4

Each student shall undergo practical training of eight weeks during the vacations after fourth semester either with a corporate or a law firm and submit at least two copies of the Summer Training Report to the Dean/Director of the Institution within two weeks of the commencement of the Fifth Semester. It shall be evaluated by a Board of Members consisting of (i) Dean/ Director of the Institute (ii) two faculty members and an invitee from outside School/Institute.

Objective: This paper is to give to a law student a thorough knowledge of procedural aspects of working of civil courts and other machineries.

Unit –I: Judgment and Decree

(Lectures – 09)

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

Unit-II: Execution

(Lectures – 09)

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

Unit-III: Appeals

(Lectures – 09)

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

Unit-IV: Reference, Review and Revision

(Lectures – 09)

- a. reference to High Court
- b. review
- c. revision

Text books:

1. Mulla – Code of Civil Procedure
2. Sarkar’s Code of Civil Procedure

References:

1. Code of Civil Procedure, 1908 (Relevant Provision)
2. M.P. Tandon – Code of Civil Procedure

Objective: This paper focuses on procedures dealing with criminal cases.

Unit-I: Introduction to Trial Procedures (Lectures – 09)

- a. The charge
 - i. Form of charges
 - ii. Joinder of charges
- b. Evidence in inquiries and trials
- c. General provisions as to inquiries and trials
- d. Provisions as to accused persons of unsound mind.

Unit-II: Trials and Execution Proceedings (Lectures – 09)

- a. Trial before a court of session
- b. Trial of warrant cases by magistrates
- c. Trial of summons – cases by Magistrates
- d. Summary Trials
- e. Judgement
- f. Submission of death sentences for confirmation
- g. Execution, suspension, remission and commutation of sentences

Unit-III: Review Procedures (Lectures – 09)

- a. Appeals
- b. Reference and Revisions

Unit-IV: Miscellaneous (Lectures – 09)

- a. Maintenance of wives, children and parents
- b. Transfer of criminal cases
- c. Irregular proceedings
- d. Limitations for taking cognizance

Text books:

1. Rattan Lal & Dhirajlal – Code of Criminal Procedure
2. R.V. Kelkar – Code of Criminal Procedure

References:

1. S.N. Mishra – Code of Criminal Procedure
2. Ganguly – Criminal Court, Practice and Procedure

Objective: The objective of this paper is to acquaint the students with the basics of Public International Law and practice.

Unit – I: Introduction **(Lectures – 10)**

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

Unit –II: Sources of International law **(Lectures – 10)**

- a. Custom
- b. Treaties
- c. General Assembly Resolutions
- d. General Principles
- e. Juristic Works
- f. Other Sources

Unit-III: Recognition, Extradition and Law of the Sea **(Lectures– 10)**

a. Recognition

- (i) Theories of Recognition
- (ii) De facto, De jure recognition
- (iii) Implied Recognition
- (iv) Withdrawal of Recognition
- (v) Retroactive Effects of Recognition

b. Extradition

- i. State Jurisdiction
- ii. Customary Law basis
- iii. Treaty Law
- iv. The nature of obligation

c. Law of the Sea

- i. Territorial Sea
- ii. Contiguous Zone
- iii. Exclusive Economic Zone
- iv. Continental Shelf
- v. High Sea

Unit – IV. International Organizations **(Lectures – 10)**

- a. UN
- b. ICJ
- c. IMF and IBRD
- d. WTO
- e. ICAO
- f. IAEA
- g. UNEP

Text books:

1. Starke – Introduction to International Law
2. Oppenheim - International Law

References:

1. Brownlie – Principles of International Law
2. Shaw - International Law

Objective: This paper focuses on the investment and competition laws of India in the contest of new economic order.

Unit – I: Competition Law (Lectures – 09)

- h. Background
- i. Prohibitions
- j. Competition Commission of India

Unit-II: Corporate Finance and regulatory framework (Lectures – 09)

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

Unit-III: Regulatory framework for foreign trade, multinational companies, (Lectures – 09)

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

Unit – IV: Foreign Exchange Management (Lectures – 09)

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

Text books:

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

Objective: The Objective of this paper is to focus on concept and classification of property as well as principles governing transfer of immoveable property.

Unit-I: Concept of Property and General Principles Relating to Transfer of Property (Lectures – 10)

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

Unit-II: General Principles Governing Transfer of Immoveable Property (Lectures– 10)

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

Unit – III: Specific Transfers – I (Lectures – 10)

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

Unit – IV: Specific Transfer – II (Lectures – 10)

- a. Lease and License
- b. Easements

Text books:

1. Mulla D.F. – Transfer of property
2. H.N. Tiwari – Transfer of property Act

Objective: The objective of the course is to create an understanding of basic legal concepts like state, sovereignty, rights, possession, ownership, liability, which are basic to the study of law.

Unit-I: State, Sovereignty and Law (Lectures – 08)

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

Unit-II: Sources of Law (Lectures – 08)

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

(Emphasis on Indian perspective)

Unit – III: Concepts of Law (Lectures– 08)

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

Unit-IV: Principles of Liability (Lectures – 08)

- a. Liability and Negligence
- b. Absolute Liability
- c. Immunity

Text books:

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

Objective: This paper is to make students understand the French language so that they can easily understand the French legal system and the French terms generally used in the legal literature.

Unit- I: (1) Revision of Present Tens **(Lectures – 10)**
(2) How to narrate a story / past event:
a) Verb: Passé Composé
Imparfait

Unit - II. (1) **How to talk about future plan:** **(Lectures – 10)**
a) Verb: Simple future

(2) **How to talk about family members:**
a. Verb: Se presenter

Unit – III: (1) **Letter writing:** **(Lectures – 10)**
f. Formal / Informal

Unit – IV: (1) **Use of legal terms through simple sentences:** **(Lectures– 10)**
Example: court, tribunal court, advocate, judge, crime etc.
(Co-ordination among the teachers is necessary to teach this topic)
(2) **Translation based on legal documents:**
a. English – French
b. French – English

Text: Nouveau Sans Frontières-1 (Only concerned lessons which cover the syllabus)

Reference books:

1. Le Francais du Droit – J. L. Penfornis
2. Campus – Jacky Girardet & Jacques Pecheur

Objective: To enable the students to converse, read and write in the language with the help of the basic rules of grammar, which will later help them to strengthen their language. To give the students an insight into the culture, geography, political situation and economic opportunities available in Germany.

Introduction to Advanced German Language and Professional Jargon.

Module – 1: Separable Verbs

To comprehend the change in meaning that the verbs undergo when used as such treatment of such verbs with separable prefixes.

Module – II: Model Verb

Model Verb with conjugations and usage.
Imparting the finer nuances of the language.

Module – III: Dativ Personal Pronouns

Nominative, accusative and dativ pronouns in comparison

Module – IV: Dativ Prepositions

Dativ prepositions with their usage both theoretical and figurative use.

Module – V: Past Tense

Introduction to simple past tense
Learning the verb forms in past tense
Making a list of all verbs in the past tense and the participle forms

Module – VI: Dialogues

Dialogue reading : In the restaurant
In the Class room

References:

- Schulz Griesbach, Deutsche Sprachlehr für Auslander
- Moment Mal – 1

Objective: The object of this paper is to focus on land reforms besides land acquisition procedures enunciated in the Act of 1894 and the rent laws.

Unit – I: Land Reforms

(Lectures – 06)

- a. Constitutional Provisions on Agrarian Reform Legislation
- b. Abolition of private landlordism
- c. Land Ceiling Legislation
- d. State enactments prohibiting alienation of land by tribals to non-tribals
- e. Consolidation of holdings

Unit – II: Land Acquisition

(Lectures – 10)

- a. Purpose
- b. Procedure
- c. Compensation

Unit – III: Rent Law: Concepts, Terms and Processes

(Lectures – 07)

- a. Rent Legislation in India
- b. Definitions, Land Lord, Tenant, Land and Fair Rent.
- c. Fixation of fair rent

Unit – IV: Eviction and Dispute Settlement Mechanism

(Lectures – 07)

- a. Grounds of eviction : Non-payment of Rent, Sub-letting, Change of user, Material, alterations, Non-occupancy, Nuisance, Dilapidation, Bonafide requirement of the landlord, Alternative accommodation, Building and re-construction and Limited Tenancy
- b. Settlement of rent disputes

Text books:

1. Constitution of India – Mr. V.N. Shukla
2. Law of Acquisition of land in India – Mr. P.K. Sarkar
3. Delhi Rent Law – Jaspal Singh
4. Law of Rent Control in India – K.T.S. Tulsi

Objective: The object of this paper is to keep pace with legal developments in the context of emerging Technology in various fields.

Unit – I: E-COMMERCE (Lectures– 09)

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

Unit – II: Cyber Crimes (Lectures – 09)

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

Unit – III: Genetic and Medical Technologies (Lectures – 09)

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

Unit –IV: Broadcasting (Lectures – 09)

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

Text books:

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

Objective: The objective of this course is to acquaint the students with basics of intellectual property rights with special reference to Indian law and practice.

Unit – I: Copyright (Lectures – 09)

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

Unit – II: Patents (Lectures – 09)

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

Unit –III: Trademarks (Lectures – 09)

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

Unit –IV: Designs (Lectures – 09)

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

Text books:

1. Paris Convention for the Protection of Industrial Property, 1883;
2. Berne Convention for the Protection of Literary and Artistic Works, 1886;
3. Indian Copyright Act, 1957;
4. Indian Patents Act, 1970;
5. Agreement on Trade-Related Aspects of Intellectual Property Rights, 1994 (the TRIPS Agreement);
6. Indian Trademarks Act, 1999;
7. Indian Designs Act, 2000.

References:

1. Cornish, W. R., **Intellectual Property** (London: Sweet & Maxwell, 1996);
2. Correa, Carlos M., **Intellectual Property Rights, the WTO and Developing Countries: The TRIPS Agreement and Policy Options** (Penang: Third World Network, 2000);
3. Pratap, Ravindra, **India at the WTO Dispute Settlement System** (New Delhi: Manak, 2004), Chapters 4 and 5.
4. Adelman, Martin J. and Baldia, Sonia, “Prospect and Limits of the Provision in the TRIPS Agreement: The Case of India”, **Vanderbilt Journal of Transnational Law**, vol. 29, no. 3 (1996), 507.
5. Beier, Friedrich-Karl and Schricker, Gerhard, eds., **From GATT to TRIPS—The Agreement on Trade-Related Aspects of Intellectual Property Rights** (Weinheim: VCH, 1996).
6. Bronkers, Marco C. E. J., “The Impact of TRIPS: Intellectual Property Protection in Developing Countries”, **Common Market Law Review**, vol. 31, (1994), 1245.
7. C. Wadlow, **Enforcement of Intellectual Property in European and International Law** (London: Sweet & Maxwell), 1998).
8. Canada – Patent Protection of Pharmaceutical Products, Report of WTO Panel, WT/DS114/R, adopted 7 April 2000.
9. Chimni, B. S., “The philosophy of patents: Strong regime unjustified”, *Journal of Scientific & Industrial Research*, vol. 52 (1993), 234.
10. Chisum, Donald A, **Principles of Patent law** (New York: Foundation Press, 2001).
11. Damodaran, “EMR for Glivec: A TRIPS-dictated ‘Cure’?”, *Financial Express*, Jan. 9, 2004, I.
12. David Lange, Mary La France and Gary Mayers, **Intellectual Property: Cases and Materials** (St. Paul: West Group, 1998).
13. Dhar et al., **Regime of Intellectual Property Protection for Biodiversity: A Developing Country Perspective** (N. Delhi: RIS, 2001);
14. Dhavan, Rajeev, Harris, Lindsay and Jain, Gopal, “Conquest by Patent: The Paris Convention Revisited”, *32 Journal of Indian Law Institute* (1990), 131.
15. *Diamond v. Chakrabarty*, Supreme Court of the United States, 1980. 447 U.S. 303, 100 S. Ct. 2204, 65 L. Ed. 144, 206 USPQ 193.
16. Dutfield, G., **Intellectual Property Rights and the Life Science Industries** (London: Ashgate, 2002).

17. Festo Corp. v. Shoketsu Kinzoku Kogyo Kabushiki Co. Ltd., et al., Supreme Court of the United States, May 28, 2002.
18. Gana, "Has Creativity Died in the Third World? Some Implications of the Internationalization of Intellectual Property", 24 Denver J of Int. L. & Policy (1995), 109;
19. Gervais, Daniel, *The TRIPS Agreement: Drafting History and Analysis* (London: Kluwer, 1998).
20. Griffith v. Kanamaru, US Court of Appeal for the Federal Circuit, 1987, 816 F. 2d 624.
21. Henderson, Elizabeth, "TRIPs and the Third World: The Example of Pharmaceutical Patents in India", *European Intellectual Property Review*, vol. 19, no. 11, (1997), 651.
22. Jayagovind, A., "The International Patent System and Developing Countries", *Indian Journal of International Law (IJIL)*, vol. 20, no. 1 (1980), 47;
23. Juma, C., "Intellectual Property Rights and Globalization: Implications for Developing Countries", *Science, Technology and Innovation, Discussion Paper no. 4*, Center for Int. Dev., Harvard Univ., (1999);
24. Maggs, P. B., et al., *Internet and Computer Law: Cases, Comments and Questions* (St. Paul, Minn.: West Group, 2001);
25. Menon, Usha, "The Convention on Biodiversity, Intellectual Property Rights and Policy Options", *Social Action*, vol. 40, no. 2 (1992), 120.
26. Mishra, "Biodiversity, Biotechnology and Intellectual Property Rights: Implications for Indian Agriculture", 3 *Journal of World Intellectual Property* (2000), 211;
27. Nair and Kumar, eds., *Intellectual Property Rights* (N. Delhi: Allied, 1994);
28. Narayanan, P., *Patent Law* (Kolkata: Eastern Law House, 1998);
29. Patel, Surendra J., "Intellectual Property Rights in the Uruguay Round: A Disaster for the South", *EPW*, May 6 (1989), 978;
30. Ravishankar A. and Sunil Archak, "Intellectual Property Rights and Agricultural Technology: Interplay and Implications for India", 35 *EPW* (2000), 2446.
31. Robert A. Gorman and Jane C. Ginsburg, *Copyright: Cases and Materials* (New York: Foundation Press, 2002).
32. Sahai, "TRIPS Review: Basic Rights Must be Restored", 36 *Economic and Political Weekly (EPW)* (2001), 2918;
33. Saxena, R. B., "Trade-Related Issues of Intellectual Property Rights and the Indian Patents Act—A Negotiating Strategy", *World Competition*, vol. 12, no. 2 (1988), 81;

34. Stewart, S.M., *International Copyright and Neighbouring Rights* (London: Butterworths, 1983);
35. Twinomukunzi, Charles, “The International Patent System—A Third World Perspective”, *Indian Journal of International Law*, vol. 22 (1982), 31;
36. United States – Section 110(5) of the US Copyright Act, Report of WTO Panel, WT/DS160/R, adopted 27 July 2000.
37. Watal, *Intellectual Property Rights in the WTO and Developing Countries* (Delhi: OUP, 2001);
38. Zutschi, “Bringing TRIPS into the Multilateral Trading System”, in Bhagwati and Hirsch, eds., *The Uruguay Round and Beyond: Essays in Honour of Arthur Dunkel* (Heidelberg: Springer, 1998), 37.

Objective: This paper focuses on various aspect of management of labour relation and dispute settlement bodies and techniques.

Unit – I: Trade Unions and Collective Bargaining (Lectures – 10)

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

Unit – II: Standing Orders (Lectures – 09)

- a. Concept and nature of standing orders
- b. Scope and coverage of the Industrial Employment (Standing Orders) Act, 1946
- c. Certification process
 - i) procedure for certification
 - ii) appeals against certification
 - iii) Condition for certification
 - iv) Date of operation of standing orders
 - v) Building nature and effect of certified standing orders
 - vi) Posting of standing orders
- d. Modification and temporary application of model Standing Orders
- e. Interpretation and enforcement of Standing Orders
- f. Penalties and procedure

Unit – III: Resolution of Industrial Dispute (Lectures – 09)

- a. Industrial dispute and individual dispute
- b. Arena of interaction and Participants– Industry, workman and employer
- c. Settlement of industrial dispute
 - i) Works Committee
 - ii) Conciliation Machinery
 - iii) Court of Enquiry
 - iv) Voluntary Arbitration
 - v) Adjudication – Labour Court, Tribunal and National Tribunal

- d. Powers of the appropriate Government under the Industrial Disputes Act, 1947
- e. Unfair Labour Practice

Unit – IV: Instruments of Economic Coercion

(Lectures– 10)

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

- b. Lay-off
 - i. Retrenchment
 - ii. Transfer and closure – Definition of lay-off and retrenchment compensation
 - iii. Compensation to workmen in case of transfer of undertaking closure
 - iv. Closure - Prevention and regulation
 - v. Conditions – precedent for retrenchment
 - vi. Special provisions relating to lay-off, retrenchment and closure in certain establishments
 - vii. Procedure for retrenchment and re-employment of retrenched workmen and penalty
- c. Disciplinary action and domestic enquiry
- d. Management’s prerogative during the pendency of proceedings
- e. Notice of change

Text books:

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

References:

1. O.P. Malhotra, Industrial Disputes Act, Vol. I & II
2. Indian Law Institute – Cases and Materials on Labour Law and Labour Relations

Objective: The objective of this paper is to acquaint the students with the environmental issues and the measures taken for its protection alongwith the norms prevailing at international and national level.

UNIT – I: Environmental Law: International and National Perspective

(Lectures – 10)

i. Introduction

- i. Environment – Meaning
- ii. Environment Pollution – Meaning and Issues

b. International Norms

- i. Sustainable Development – Meaning and Scope
- ii. Precautionary Principle
- iii. Polluter pays Principle
- iv. Public Trust Doctrine

c. Constitutional Guidelines

- i. Right to Wholesome Environment – Evolution and Application
- ii. Relevant Provisions – Art. 14, 19 (1) (g), 21, 48-A, 51-A(g)
- iii. Environment Protection through Public Interest Litigation

d. Other Laws

- i. Law of Torts
- ii. Law of Crimes
- iii. Environmental Legislations

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

(Lectures – 10)

a. The Water (Prevention and Control of Pollution) Act, 1974

- i. Water Pollution - Definition
- ii. Central and State Pollution Control Boards – Constitution, Powers and Functions
- iii. Water Pollution Control Areas
- iv. Sample of effluents – Procedure; Restraint order
- v. Consent requirement – Procedure, Grant/Refusal, Withdrawal
- vi. Citizen Suit Provision

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

- i. Air Pollution – Definition
- ii. Central and State Pollution Control Boards – Constitution, Powers and functions
- iii. Air Pollution Control Areas
- iv. Consent Requirement – Procedure, Grant/Refusal, Withdrawal
- v. Sample of effluents – Procedure; Restraint order
- vi. Citizen Suit Provision

UNIT – III: Protection of Forests and Wild Life

(Lectures – 08)

a. Indian Forest Act, 1927

- i. Kinds of forest – Private, Reserved, Protected and Village Forests
- ii. The Forest (Conservation) Act, 1980

b. The Wild Life (Protection) Act, 1972

- i. Authorities to be appointed and constituted under the Act
- ii. Hunting of Wild Animals
- iii. Protection of Specified Plants
- iv. Protected Area
- v. Trade or Commerce in wild animals, animal articles and trophies; Its prohibition.

UNIT – IV: General Environmental Legislations

(Lectures – 10)

i. Environmental (Protection) Act, 1986

- i. Meaning of ‘Environment’, ‘Environment Pollutant’, ‘Environment Pollution’
- ii. Powers and Functions of Central Govt.
- iii. Citizen Suit Provision

b. Principle of ‘No fault’ and ‘Absolute Liability’

- i. Public Liability Insurance Act, 1991
- ii. The National Environment Tribunal Act, 1995

c. The National Appellate Environmental Authority Act, 1997

- i. Constitution, powers and functions

Text Books

1. Environmental Law & Policy in India – Shyam Diwan, Armin Rosencranz
2. Environmental Law in India – P. Leelakrishnan

Statutes

1. The Water (Prevention and Control of Pollution) Act, 1974
2. The Air (Prevention and Control of Pollution) Act, 1981
3. The Indian Forest Act, 1927
4. The Forest (Conservation) Act, 1980
5. The Wild Life Protection Act, 1972
6. The Environment (Protection) Act, 1986
7. The Public Liability Insurance Act, 1991
8. The National Environment Tribunal Act, 1995
9. The National Environment Appellate Authority Act, 1997

References:

1. Environmental Law in India – Gurdip Singh
2. Environmental Administration, Law and Judicial Attitude – Paras Diwan, Peeyushi Diwan

Essential Case Law:

1. Subhash Kumar v. State of Bihar, AIR 1991 SC 420
2. M.C. Mehta v. Union of India, AIR 1997 SC 734
3. M.C. Mehta v. Kamal Nath, AIR 2000 SC 1997
4. M/s Abhilash Textiles v. Rajkot Municipal Corprn., AIR 1988 Guj. 57
5. Indian Council for Enviro-Legal Action v. Union of India, AIR 1996 SC 1446
6. Vellore Citizen Welfare Forum v. Union of India, AIR 1996 SC 2715
7. A.P. Pollution Control Board v. M.V. Nayudu, AIR 1999 SC 812
8. Narmada Bachao Andolen v. Union of India, AIR 2000 SC 3751
9. M.C. Mehta v. Union of India, AIR 2002 SC 1696
10. M.C. Mehta v. Union of India, AIR 1988 SC 1037
11. M.c. Mehta v. Union of India, AIR 1988 SC 1115
12. M/S. Delhi Bottling Co. Pvt. Ltd. v. Central Board for the Prevention and Control of Water Pollution, AIR 1986 Del. 152
13. Tata Tea Ltd. v. State of Kerala, 1984 K.L.T. 645
14. M.C. Mehta v. Union of India, AIR 2001 SC 1948
15. M.C. Mehta v. Union of India, 1998 (4) SCALE 196
16. Orissa State Pollution Control Board v. M/s. Orient paper Mills, AIR 2003 SC 1966
17. Tarun Bharat Singh v. Union of India (1994) 2 SCALE 68
18. T.N. Godavarman Thirumulkpad v. Union of India, AIR 1998 SC 769
19. Vellore Citizens Welfare Forum v. Union of India, AIR 1996 SC 2715
20. S. Jagannath v. Union of India, AIR 1997 SC 811
21. M.C. Mehta v. Union of India, AIR 2002 SC 1696
22. M.C. Mehta v. Union of India, AIR 1987 SC 965
23. M.C. Mehta v. Union of India, AIR 1987 SC 982
24. M.C. Mehta v. Union of India, AIR 1987 SC 1086
25. M.C. Mehta v. Union of India, (Relocation of Industries in Delhi), AIR 1996 SC 2231
26. A.P. Pollution Control Board v. M.V. Nayudu, AIR 1999 SC 812

Objective: Concept of income tax, heads of income, including foreign income assessment procedures, adjudication and settlement of tax disputes are the focus points of study in this paper.

Unit – I: Introduction

(Lectures – 09)

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

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

(Lectures – 09)

- a. Incomes not included in total income
- b. Special provision in respect of newly established industrial undertaking in free trade zones
- c. Special provision in respect of newly established hundred per cent export-oriented undertaking
- d. Income from property held for charitable or religious purpose
- e. Income of trusts or institutions from contributions
- f. Conditions as to registration of trusts, etc.
- g. Section 11 not to apply in certain cases
- h. Special provision relating to incomes of political parties

Unit – III: Heads of Income

(Lectures – 09)

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

Unit – IV: Tax Authorities

(Lectures – 10)

- i. Powers
- j. Procedure for Adjudication and Settlement

Text books:

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

References:

1. N.A. Palkwllah's Income Tax Act (Two Volume)
2. Iyer's Income Tax Act
3. Chaturvedi's Direct Tax Act (Three Volume)

Objective: The objective of this paper is to acquaint students with various modes of ADR.

Unit – I: Introduction

(Lectures – 09)

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

Unit – II: Techniques of ADR – I

(Lectures – 08)

- Negotiation / Consultation
- Mediation
- Good offices

Unit – III: Techniques of ADR – II

(Lectures – 09)

- Conciliation: Nature, Scope and Methods
- Arbitration – Arbitration agreement / Clause, Jurisdiction of the arbitral tribunal, Applicable Law; IIC, UNCITRAL, KSID.
- The Arbitration and Conciliation Act 1996

Unit- IV: Recognition and Enforcement

(Lectures – 08)

- a. Indian Practice
- b. International Practice

Text books:

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

Objective: The objective of the course is to introduce the subject to the students with special reference to India's role and place in the multilateral trading represented by the WTO.

Unit – I: Trade in Goods I (Lectures– 09)

- a. General Agreement on Tariffs and Trade (GATT)
- b. Agreement on Agriculture
- c. Agreement on Sanitary and Phytosanitary Measures
- d. Agreement on Technical Barriers to Trade

Unit-II: Trade in Goods II (Lectures – 09)

- a. Agreement on Trade-Related Investment Measures
- b. Agreement on Subsidies and Countervailing Measures
- c. Anti-dumping Agreement
- d. Agreement on Safeguards

Unit – III: Trade in Services (Lectures– 09)

- a. General Agreement on Trade in Services
- b. Ongoing Multilateral Negotiations

Unit – IV: International Trade Dispute Resolution (Lectures – 09)

- a. Nullification or impairment
- b. Dispute settlement
- c. Enforcement and Remedies

Text books:

1. *Results of the Uruguay Round of Multilateral Trade Negotiations: The Legal Texts* (Geneva: GATT Secretariat, 1994).

References:

1. Hudec, Robert E., **Developing Countries in the GATT Legal System** (London: Gower Press for the Trade Policy Research Centre, 1987).
2. Jackson, John H., **World Trade and the Law of GATT** (Indianapolis: Bobbs-Merrill, 1969).
3. Pratap, Ravindra, **India at the WTO Dispute Settlement System** (New Delhi: Manak Publications, 2004).
4. Srinivasan, T. N., **Developing Countries and the Multilateral Trading System: From the GATT to the Uruguay Round and the Future** (Delhi: Oxford University Press, 1998).

5. Akakwam, Philip A., "The Standard of Review in the 1994 Antidumping Code: Circumscribing the Role of GATT Panels in Reviewing National Antidumping Determination", **Minnesota Journal of Global Trade**, vol. 5, no. 2 (1996), p 277.
6. Bhagwati, Jagdish and Hudec, Robert E, Fair Trade and Harmonization: Prerequisites for Free Trade (Cambridge, Mass.: MIT Press, 1996) vol. 2 (Legal Analysis).
7. Bierwagen, Rainer M., GATT Article VI and the Protectionist Bias in Anti-Dumping Law (Deventer: Kluwer, 1990).
8. Chimni, B. S., "WTO Dispute Settlement and Sustainable Development", World Wide Fund for Nature-India, Discussion Paper, May 1999, p 1.
9. Chua, Adrian T. L., "Reasonable Expectations and Non-Violation Complaints in GATT/WTO Jurisprudence", **JWT**, vol. 32, no. 2 (1998), p 27.
10. Cortés, Claudia Jiménez, **GATT, WTO and the Regulation of International Trade in Textiles** (Dartmouth: Ashgate, 1997) (translated by Christopher D. Tulloch).
11. Covelli, Nick, "Public International Law and Third Party Participation in WTO Panel Proceedings", **JWT**, vol. 33, no. 2 (1999), p 125.
12. Croome, John, Reshaping the World Trading System: A History of the Uruguay Round (The Hague: Kluwer, 1999).
13. Dam, Kenneth. W., **The GATT: Law and International Economic Organization** (Chicago: University of Chicago Press, 1970).
14. Eglin, Richard, "Surveillance of Balance-of-Payments Measures in the GATT", **World Economy**, vol. 10, no. 1 (1987), p 1.
15. Frank, Isaiah, Import Quotas, the Balance of Payments, and the GATT", **World Economy**, vol. 10, no. 3 (1987), p 307.
16. Hoekman, Bernard and Kostecki, Michel, The Political Economy of the World Trading System: From GATT to WTO (Oxford: OUP, 1995).
17. Hudec, Robert E., The GATT Legal System and World Trade Diplomacy (London: Praeger, 1975).
18. Jackson, John H., The World Trading System, Law and Policy of International Economic Relations (Cambridge, Mass.: MIT Press, 1997).
19. Junichi, G., "The Multifibre Arrangement and Its Effects on Developing Countries", **World Bank Research Observer**, vol. 5, no. 2 (1989), p 203.

20. Krueger, A. O., ed., **The WTO as an International Organization** (Chicago: University of Chicago Press, 1997).
 21. Lawrence, Robert Z., **Regionalism, Multilateralism, and Deeper Integration** (Washington, D.C.: Brookings Institution, 1996).
 22. Long, Olivier, **Law and its Limitations in the GATT Multilateral Trade System** (Dordrecht: Martinus Nijhoff, 1985).
 23. Martha, Silvestre J., “Precedent in World Trade Law”, **Netherlands International Law Review**, vol. 44, no. 3 (1997), p 346.
 24. Martin, W. and Winters, L. Alan, **The Uruguay Round and the Developing Countries** (Cambridge: Cambridge University Press, 1996).
 25. Onyejekwe, Kelé, “GATT, Agriculture and Developing Countries”, **Hamline Law Review**, vol. 17, no. 1 (1993), p 77.
 26. Palmetier, David and Petros C. Mavroidis, **Dispute Settlement in the World Trade Organization: Practice and Procedure** (The Hague: Kluwer, 1999).
 27. Pauwelyn, Joost, “Evidence, Proof and Persuasion in WTO Dispute Settlement: Who Bears the Burden”, **Journal of International Economic Law**, vol. 1 (1998), p 227.
 28. Pescatore, Pierre, Davey, William J. and Lowenfeld, Andreas F., **Handbook of WTO/GATT Dispute Settlement** (Deventer: Nijhoff, 1991).
 29. Petersmann, E-U., “Violation Complaints and Non-violation Complaints in Public International Trade Law”, **German Yearbook of International Law**, vol. 34 (1991), p 175.
 30. Pratap, Ravindra, “WTO and Tariff Preferences: India Wins case, EC the law”, 39 **Economic and Political Weekly** (EPW), (2004), p. 1788;
- “WTO: The Cancún Ministerial”, 43 **Indian Journal of International Law** (IJIL) (2003), 758;
- “WTO and Rules of Origin: Issues for India”, 38 **EPW** (2003), p. 3454;
- “WTO Panel Report on Indian Steel Plate, Issues of Interpretation”, 38 **EPW** (2003), p. 1021;
- “Trade and Environment: Trends in International Dispute Settlement”, 42 **IJIL** (2002), p. 451;
- “Carriage of Goods and Documentation in International Transactions”, in **Participants’ Review**, (Turin: University Institute of European Studies, 2000), p. 61;
- “Remedial Jurisprudence of the Multilateral Trading System: A Perspective”, 39 **IJIL** (1999), p. 251;

31. Qureshi, Asif H., “Extraterritorial Shrimps, NGOs and the WTO Appellate Body”, **ICLQ**, vol. 48 (1999), p 199.
32. Rege, Vinod, “GATT Law and Environment-Related Issues Affecting the Trade of Developing Countries”, **JWT**, vol. 28, no. 3 (1994), p 95.
33. Sacerdoti, Giorgio, “Appeal and Judicial Review in International Arbitration: The Case of the WTO Appellate Review”, in Petersmann, ed., **International Trade Law and the GATT/WTO Dispute Settlement System** (The Hague: Kluwer, 1997), p 247.
34. Schede, C., “The Strengthening of the Multilateral System: Article 23 of the WTO Dispute Settlement Understanding: Dismantling Unilateral Retaliation under Section 301 of the 1974 Trade Act?”, **World Competition**, vol. 20, no. 1 (1996), p 109.
35. Sinjela, A. Mpazi, “Developing Countries Perceptions of Environmental Protection and Economic Development”, **IJIL**, vol. 24 (1984), p 489.
36. Steinberg, Richard H., **The Uruguay Round: A Legal Analysis of the Final Act** (Berkeley, 1994).
37. Stewart, Terence P., **The GATT Uruguay Round: A Negotiating History 1986–1992** (Deventer: Kluwer, 1993), **vol. 1**.
38. Trachtman, Joel P., “The Domain of WTO Dispute Resolution”, **Harvard International Law Journal**, vol. 40, no. 2 (1999), p 333.
39. Trela, I. and Whalley, J., “Global Effects of Developed Country Trade Restrictions on Textiles and Apparel”, **Economic Journal**, no. 100 (1990), p 1190.
40. Valles, Cherise M. and McGivern, Brendan P., “The Right to Retaliate under the WTO Agreement: The “Sequencing” Problem”, **JWT**, vol. 34, no. 2 (2000), p 63.
41. Vermulst, Edwin, Mavroidis, Petros C. and Waer, Paul, “The Functioning of the Appellate Body After Four Years, Towards Rule Integrity”, **JWT**, vol. 33, no. 2 (1999), p 1.
42. Weiss, Friedl, “Third Parties in GATT/WTO Dispute Settlement Proceedings”, in Denters and Schrijver, **Reflections on International Law from Low Countries** (The Hague: Kluwer, 1998), p 458.
43. Yusuf, Abdulgawi, **Legal Aspects of Trade Preferences for Developing States** (The Hague: Kluwer, 1982).
44. Zeiler, Thomas W., **Free Trade, Free World: The Advent of GATT** (Chapel Hill: University of North Carolina Press, 1999).

Objective: The Objective of this paper is to provide an understanding of basic concepts of poverty and development and their relationship with law.

Unit – I: Understanding Poverty and Development (Lectures – 09)

- (a) Poverty
 - i. Meaning and Concept
 - ii. Relative Dimensions
 - iii. Measurement and Determinants
 - iv. Issues related to Poverty in India

- (b) Development
 - i. Perspectives
 - ii. Developmental index

Unit – II: Constitutional Guarantees for the Poor (Lectures – 10)

- a. Equality and Protective Discrimination
- b. Right to Basic Needs and Welfare
- c. Abolition of Untouchability and Protection of Civil Rights
- d. Right to Development

Unit – III: Criminal Justice System and the Poor (Lectures – 09)

- a. Treatment of the poor by Police
- b. Inability to get Bail
- c. Problems of Poor Under trials
- d. Working of free legal aid schemes

Unit – IV: Impoverishment of Women, Children and Disabled Persons (Lectures – 10)

- a. Deprivations of women under family laws
- b. Problems of women workers in organized and unorganized sectors
- c. Child labour
- d. Approaches to disability and rights of the disabled persons
- e. Right to education and dignity

Text books:

1. Law, Poverty and Development – Upendra Baxi
2. State and Poverty in India – Atul Kohli
3. The Poverty Question (Search for Solution) – Yogesh Atal
4. Poverty, Rural Development and Public Policy - Amarendra

Objective: The paper is to focus on wage policies, compensation for learn caused during the course of employment and working conditions of employees.

Unit – I: Minimum Wages Act , 1948 (Lectures – 08)

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

Unit-II: Payment of Wages Act, 1936 (Lectures – 08)

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

Unit –III: Workmen’s Compensation Act, 1923 (Lectures – 08)

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

Unit – IV: Factories Act, 1948 (Lectures – 06)

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

Text books:

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

Objective: The paper is to equip the students with various tools of interpretation of statutes.

Unit – I: Introduction (Lectures – 08)

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

Unit – II: Different parts of a Statute (Lectures– 04)

Unit – III: Rules of Interpretation (Lectures– 10)

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

Unit – IV: External and Internal aids of construction (Lectures – 06)

Text books:

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

References:

1. Craies on Interpretation
2. Crawford on Interpretation

Optional

LLB
Subject: Women and Law

Paper Code: 412 (a)
L4 C4

Objective: The paper aims at creating awareness as to importance and role of women in society through the medium of law. It also focuses on women welfare laws.

Unit - I. A. Introduction

(Lectures– 08)

- i. Status of Women in India
- ii. Status of Women – Position abroad

B. Constitution of India & Women

- i. Preamble
- ii. Equality Provision

Unit – II: Personal Laws and Women

(Lectures – 08)

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

Unit – III: Criminal Laws and Women

(Lectures – 08)

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

Unit – IV: Women Welfare Laws

(Lectures– 10)

- a. The Dowry Prohibition Act, 1961
- b. Pre-conception and pre-natal diagnostic techniques (Prohibition of Sex Selection) Act, 1994
- c. Indecent Representation of Women (Prohibition) Act, 1986
- d. Immoral Traffic (Prevention) Act, 1987
- e. Family Courts Act, 1984
- f. Labour Welfare Legislations: Maternity Benefit Act, Factories Act, Equal Remuneration Act, Implementation of Wage Laws and Legislation on Women Employment

Text books:

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

Further Readings :

1. Women and Law – Prof. Nomita Aggarwal
2. Women and Law – Dr. Manjula Batra
3. Women and Law – G.P. Reddy

Optional

LLB
Subject: Air and Space Law

Paper Code: 412 (b)
L4 C4

Objective: The paper aims at introducing students to main current of air and space law with special references to India.

Unit – I: Introduction (Lectures – 06)

- a. Origin
- b. Structure

Unit – II: The Warsaw Convention (Lectures – 08)

- a. The freedoms
- b. Regulation
- c. ICAO

Unit – III: Definition and Delimitation of Outer Space (Lectures – 08)

- a. Activities
- b. Regulation

Unit – IV: Telecommunication (Lectures – 08)

- a. Other peaceful uses

Text books:

1. I.H. Diederiks – Verschoor, An Introduction to Air Law (The Hague, 1997)
2. C.Q. Christol, Space Law (Deventer, 1991)
3. Mani, Bhatt and Reddy, Air and Space Law (Lancer, 1999)

Optional

LLB
Subject: Election Law

Paper Code: 412 (c)
L4 C4

Objective: The objective of this paper is to acquaint the students with the election laws governing the elections to the Houses of the Parliament and the State legislatures as well as to the offices of President and Vice-President.

Unit – I: Introduction **(Lectures– 08)**

- a. Election: Meaning and Process
- b. Constitutional Mandate
- c. Laws governing elections
- d. Election disputes
- e. Election to the Offices of the President and Vice President

Unit –II: (A) Election Commission **(Lectures – 08)**

- a. Composition
- b. Functions
- c. Powers

(B) Delimitation of Constituencies

(C) Preparation and Revision of Electoral Rolls

Unit-III: (A) Qualifications and Disqualifications of Candidates **(Lectures – 08)**
Constitutional and Statutory Provisions

(B) Disqualifications of sitting members

(C) Nomination and Candidature

(D) Voters Right to Information

Anti Defection Law (Tenth Schedule to the Constitution of India)

Unit – IV: (A) Corrupt Practices in the Election Law **(Lectures – 08)**
(B) Electoral Offences

Text Books:

1. Manual of Election Law in India – Dev Inder
2. Chawla's Elections Law & Practice - P.C. Jain & Kiran Jain.

References:

1. Election Laws and Practice in India- R.N. Choudhry.
2. Corrupt Practices in Election Law – K.C. Sunny
3. How India Votes – Election Laws, Practice and Procedure – V.S. Rama Devi & S.K. Mendiretta.
4. V.N. Shukla's The Constitution of India – M.P.Singh.

Statutes

1. Relevant Provisions of the Constitution of India.
2. The Representation of the People Act, 1951.
3. The Representation of the People Act, 1950.

4. The Presidential and Vice-Presidential Elections Act, 1952.
5. The Election Commission (Condition of service of Election Commissioners and Transaction of Business) Act, 1991.
6. The Delimitation Act, 2002.

Essential Case Law:

4. N.P. Poonuswami v. Returning Officer, AIR 1952 SC 64
5. Mohinder Singh Gill v. Chief Election Commissioner, AIR 1978 SC 851
6. Election Commissioner v. Shivaji, (1988) 1 SCC 277
7. K. Jyoti Basu v. Debi Goshal, AIR 1982 SC 983
8. T.N. Seshan v. Union of India & Others, 1995 (4) SCC 611
9. S.S. Dhanoa v. Union of India, AIR 1991 SC 1745
10. S.R. Bommai v. Union of India, AIR 1994 SC 1918
11. A.C. Jose v. Sivan Pillai and others, AIR 1984 SC 921
12. Kanhiya Lal Omar v. R.K. Trivedi, AIR 1986 SC 111
13. Guru Gobinda Basu v. Shankari Prasad, AIR 1968 SC 254
14. Joti Prasad v. Kalka Prasad, AIR 1962 All. 128
15. Ashok K. Bhattacharya v. Ajay Biswas, 1985 (1) SCC 151
16. L.P. Sahi v. Bateshwar Prasad, AIR 1966 SC 580
17. Kanappa R. Nadgonda v. Vishvanath Reddy, AIR 1969 SC 447
18. Kihota Hollohon v. Zachilhu, AIR 1993 SC 412
19. Rangilal Choudhary v. Dahu Sah & Others, AIR 1962 SC 1248
20. Lalji Bhai v. Vinod Chandra, AIR 1963 Guj. 297
21. N.T. Veluswami v. Raja Nainer AIR 1959 SC 422
22. Vashist Narain Sharma v. Dev Chandra, AIR 1954 SC 513
23. Cheddi Ram v. Jhilmit Ram AIR 1984 SC 146
24. Union of India v. Association for Democratic Reforms and Anr., AIR 2002 SC 2112.
25. People's Union for Civil Liberties (PUCL) v. Union of India, AIR 2003 SC 2363
26. Dev Kanta Barooch v. Golak Chandra Baruah & Others AIR 1970 SC 1231
27. Narbada Prasad v. Chhagan Lal, AIR 1969 SC 395
28. Krishan Kumar v. Krishan Gopal AIR 1965 SC 141
29. S. Harcharan Singh v. S. Sajjan Singh 1985 (1) SCC 370
30. Dr. Ramesh Yeshwant Prabhoo v. Prabhakar Kashinath Kunte, AIR 1996 SC 1113
31. Manohar Joshi v. Niten Bhaurao Patil AIR 1996 SC 796

Optional

LLB
Subject: International Commercial Law

Paper Code: 412 (d)
L4 C4

Objective: This paper is to acquaint the students with the tools and techniques of international commercial law.

Unit – I: International Sales Contracts (Lectures – 08)

- a. Formation of the Contract
- b. Rights and Duties of Buyers and Sellers
- c. Case Law

Unit – II: Bills of Lading and Incoterms (Lectures – 06)

- a. Kinds of Bills of Lading
- b. Incoterms
- c. Case Law

Unit – III: Letters of Credit (Lectures – 08)

- a. Uniform Customs and Practice
- b. Types of Letters of Credit
- c. Case Law

Unit – IV: Settlement of International Commercial Disputes (Lectures – 10)

- a. Arbitration
- b. Mediation
- c. Conciliation
- d. Recognition and Enforcement
- e. Case Law

Text books:

1. Convention on Agency in the International Sale of Goods, 1983.
2. International Convention for the Unification of Certain Rules of Law relating to Bills of Lading signed at Brussels on 25 August 1924, as amended by the Protocol signed at Brussels on 23 February 1968.
3. New York Convention on the Recognition and Enforcement of Foreign Arbitral Awards, 1958.
4. Vienna Convention on Contracts for the International Sale of Goods, 1980.

References:

1. Goode, R., **Commercial Law** (London: Penguin, 1995).
2. **Schmitthoff's Export Trade: The Law and Practice of International Trade** (London: Sweet and Maxwell, 2000).
3. Bianca, C.M. and Bonnel, M.J., **Commentary on the International Sales Law: The 1980 Vienna Sales Convention** (1987).
4. Honnold, J.O., **Uniform Law for International Sales** (The Hague: Kluwer, 1999).
5. ICC's Incoterms, 2000.
6. Reynolds, F., "Some Reservations about CISG", in **New Trends in International Trade Law: Contributions on the Occasion of the 10th Anniversary of the International Trade Law Course** (Torino: G. Giappichelli Editore, 2000), 287.
7. Schmitthoff, C.M., **Commercial Law in a Changing Economic Climate** (London: Butterworths, 1981).
8. Todd, P., **Bills of Lading and Banker's Documentary Credits** (London: Sweet and Maxwell, 1998).

Objective: The paper aims to imbue students with importance of Ethics in Legal profession. It also focuses on Court craft as part of Legal Profession.

- Unit – I** (a) Supreme Court Rules, 1966 (Lectures – 10)
(b) Delhi High Court Rules, 1967
- Unit – II** (a) Limitation Act, 1963 (Lectures – 8)
(b) Indian Registration Act, 1908
- Unit – III** Bench – Bar Relations (Lectures – 8)
a. Reciprocity as Partners in Administration of Justice
b. Professional Misconduct
c. Rights and Privileges of Advocates
- Unit – IV** Legal Ethics (Lectures– 08)
a. Ethics in present Era
b. Ethics and statutory sanctions
c. Ethics and Professional Duty
d. Conflicts between Interest and duty
e. Duty to court
f. Duty to client
g. Duty to opponent
h. Duty to colleague
i. Duty towards society and obligation to render legal aid

Text books:

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

References:

1. P. Ramanatha Iyer- Legal and Professional Ethics
2. B.B. Mitra – The Limitation Act

Essential Case Law:

1. A.M. Mathur v. Pramod Kumar Gupta, 1990 (2) SCC 533
2. Bar Council of Maharashtra v. M.V. Dabhulkar 1976(1) SCR 306 also 1976 (2) SCR 48
3. Hanraj L. Chulani v. Bar Council of Maharashtra, 1996 (3) SCC 342
4. K. Daniel v. Hymavathy Amma, AIR 1985 Ker. 233
5. Advocate Genl Bihar v. Patna High Court, 1986 (2) SCC 577
6. P.D. Gupta v. Ram Murti, 1997(7) SCC 147
7. H.D. Srivastava v. G.N. Verma 1977(2) SCR 6011

8. Mangilal v. State of M.P. 1994(4) SCC 564
9. Harish Uppal v. Union of India, AIR 2003 SC 739
10. Copeland v. Smith 2000(1) All. E.R. 457
11. In the matter of 'P' an advocate AIR 1963 SC 1313
12. R.D. Saxena v. Balram Prasad AIR 2000 SC 2912
13. Indian Council of Legal Aid v. Bar Council of India, AIR 1995 SC 691
14. In Re Sanjiv Dutta 1995 (3) SCC 619
15. Vikas Deshpande v. Bar Council AIR 2003 SC 309

Objective: The object of this paper is to train students in the art of drafting both for court purposes as well as for other legal forums.

Unit – I: Fundamental Rules of Pleadings (Lectures – 06)

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

Unit – II: Ordinary suit for Recovery (Lectures – 06)

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

Unit – III: General Principles of Criminal Pleadings (Lectures – 06)

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

Unit – IV: Model Draft (Lectures – 15)

Forms

- i. Notice to the tenant under section 106 of Transfer of Property Act
- ii. Notice under section 80 of CPC
- iii. Reply to notice
- iv. General Power of Attorney
- v. Will
- vi. Agreement to SELL
- vii. Sale – deed
- viii. Suit for Dissolution of Partnership
- ix. Petition for grant of probate / Letters of Administration
- x. Application for appointment of receiver/Local Commissioner
- xi. Application for Compromise of Suit
- xii. Application for Appointment of Guardian
- xiii. Application to sue as an indigent person under Order 33 CPC
- xiv. Appeal from original decree under Order 41 of CPC
- xv. Appeal from orders under order 43 of CPC
- xvi. Revision Petition
- xvii. Review Petition
- xviii. Application under section 5 of Limitation Act

- xix. Application for execution
- xx. Application for caveat section 148A of CPC
- xxi. Writ Petition
- xxii. Application under section 482 of CPC
- xxiii. Compounding of offences by way of compromise under section 320(i) Cr.P.C.
- xxiv. Lease deed
- xxv. Special Power of Attorney
- xxvi. Relinquishment Deed
- xxvii. Partnership Deed
- xxviii. Mortgage Deed
- xxix. Reference to Arbitration and Deed of Arbitration
- xxx. Deed of gift
- xxxi. Notice under section 434 of the Companies Act
- xxxii. Notice for Specific Performance of Contract

Text books:

1. Conveyancing – N.S. Bindra
2. Conveyancing – A.N. Chaturvedi
3. Mogha's Law of Pleading
4. Conveyancing – D'Souza

LLB
Subject: Legal Writing and Research
(Seminars and Research paper) Internal

Paper Code: 505
L - C10

- ❖ In this paper the students will be required to write a research paper on any current topic of legal importance as may be decided by the School Research Committee. Each student will have to work under the supervision of respective supervisors.

Optional

LLB
Subject: Banking and Insurance Law

Paper Code: 507 (a)
L4 C4

Objective: In this paper the students will be taught the kinds of banks, their functions, and relationship with customers and the banking frauds, law relating to recovery of debts due to banks recovery of debts. Kinds of insurance and the body regulating the insurance sector will also be taught.

Unit – I: Banking System in India **(Lectures – 9)**

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

Unit – II: Lending, Securities and Recovery by Banks **(Lectures – 9)**

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

Unit – III: Banking Frauds **(Lectures – 06)**

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

Unit – IV: : Insurance Law **(Lectures – 10)**

- a. Nature of Insurance Contracts
- b. Kinds of Insurance:
 - (i) Life Insurance
 - (ii) Medi claim
 - (iii) Property Insurance
 - (iv) Fire Insurance
 - (v) Motor Vehicles Insurance (with special reference to third party insurance.

- c. Constitution, Functions and Powers of Insurance Regulatory and Development Authority
 - (i) Application of Consumer Protection Act, 1986

Text books:

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

References:

1. Banking Law & Practice in India – M.L. Tannan

Optional

LL.B
Subject: International Humanitarian Law

Paper Code: 507(b)
L4 C4

Objective: The objective this paper is to make students aware of the principles of international humanitarian law and enable them to specialize in the field of Human Rights Law and Humanitarian Law.

Unit – I: Introduction (Lectures – 08)

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

Unit – II: Geneva Conventions Systems (Lectures – 08)

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

Unit – II: Armed Conflicts (Lectures – 08)

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

Unit – IV: Enforcement Machinery (Lectures – 08)

- a. International Criminal Court
- b. ICRC

Text books:

1. Ingrid Detter, *The Law of War*, (Cambridge, 2000)
2. A. Roberts and R. Guelff, eds. , *Documents on the Laws of War* (Oxford, 2000)
3. *Legality of the Threat or Use of nuclear weapons*, Advisory Opinion, ICJ Reports (1996)
4. M.K. Balachandran and Rose Verghese (eds.) – *International Humanitarian Law ICRC* (1997)
5. Ravindra Pratap, “India’s Attitude towards IHL”, in Mani (ed.) *International Humanitarian Law in South Asia* (Genava: ICRC, 2003)

Optional

LLB
Subject: Indirect Taxes

Paper Code: 507 (c)
L4 C4

Objective: Focus of this paper is to orient students with various indirect taxes such as central excise, customs and sales Tax. This optional paper will enable students to specialize in tax laws.

Unit – I: Central Excise (Lectures– 08)

- a. Background and introduction to Excise Law in India
- b. Structure of Excise Law in India
- c. Meaning of ‘Manufacture’ under section 2(f) and ‘Manufacturer’ under section 2(f)
- d. Classification of goods :
 - Central Excise Tariff Act 1985
 - Rules for Interpretation of CETA
 - Other aspects of Classification
- e. Valuation
 - Study of section 4 and section 4 A alongwith Rules for Valuation
- f. CENVAT
 - Basic meaning
 - MODVAT
 - CENVAT on inputs
 - CENVAT on Capitals goods
- g. Administrative structure of excise department

Unit – II: Customs (Lectures – 08)

- a. Background and Introduction to Customs Law in India
- b. Structure of Customs Law in India
- c. Administrative structure of Customs department Sections 3 to 6
- d. Territorial Waters of India
- e. ‘Goods’ under Customs Act
- f. Types of Duties
- g. Valuation:
 - Section 14
 - Rules for valuation
- h. Restrictions on import and export under the Customs Act 1962
- i. Introduction to Duty Drawback
- j. Introduction to Baggage Rules and Import by Post and Courier

Unit – III: Sales Tax & Vat (Lectures – 08)

- a. Introduction to Central Sales Tax
- b. Constitutional Provisions on taxes on Sales of Goods
- c. Charging Section
- d. Inter-state sale
- e. Movement of Goods
- f. Stock Transfer
- g. Meaning of goods and Sales

h. Introduction to VAT

Unit – IV: Service Tax

(Lectures – 08)

- a. Introduction and Background
- b. Constitutional Validity
- c. Provisions regarding:
 - Registration
 - Records
 - Self Assessment and verification
 - Interest on Delayed Payment
 - List Services included

Text books:

1. V.S. Dubey – Taxman
2. R.K. Gupta – Excise Law
3. S.S. Gupta – Service Tax: How to meet your obligation

References:

1. Rakesh Bhargava Mukesh Bhargava – Central Excise Tariff
2. D.N. Kohli – Manual of Central Excise Law and Procedure in India

Optional

LLB
Subject: International Refugee Law

Paper Code: 507 (d)
L4 C4

Objective: The objective of the paper is to enable the students specializing in human rights to be acquainted with laws governing the refugees.

Unit – I: Introduction **(Lectures – 6)**

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

Unit – II: Rights, obligations and privileges of refugees under the Refugee Convention 1951 **(Lectures – 8)**

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

Unit – III: The Refugee problem in Asia and Africa **(Lectures– 9)**

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

Unit – IV: Implementation & Monitoring **(Lectures – 9)**

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

Text books:

1. Guy S. Goodwin – The Refugee in International Law (Oxford, 2000)
2. A. Vibeke Egli, Mass Refugee Influx and the Limits of Public International Law (The Hague : Nijhoff, 2002)

Optional

LLB
Subject: Criminology

Paper Code: 507 (e)
L4 C4

Objective: The object of this paper is to discuss the causative factors of crime and treatment of criminals and victims.

Unit – I: Understanding Crime

(Lectures– 8)

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

Unit – II: Deviations

(Lectures – 9)

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

Socio-Economic Crimes

- a. White collar crimes
- b. Drug Abuse

Unit – III: Punishment

(Lectures – 8)

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

Unit – IV: Victimology

(Lectures – 6)

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

Text books:

1. Sutherland and Crssey – Criminology
2. Ahmed Siddique – Criminology
3. Mrs. Vedkumari – Juvenile Justice

Optional

LLB
Subject: Socio-Economic Offences

Paper Code: 507 (f)
L4 C4

Objective: This paper aims at creating awareness about laws which are meant for prevention of socio-economic offences including corruption in public offices, hoarding, adulteration etc.

Unit – I: Hoarding and Profiteering (Lectures– 8)

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

Unit – II: Adulteration (Lectures – 8)

- a. Prevention of food adulteration
- b. Control of Spurious Drugs

Unit – III: Corruption (Lectures– 8)

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

Unit – IV: Investigation and Prosecution (Lectures– 8)

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

Text books:

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

Optional

LL.B
Subject: International Economic Law

Paper Code: 507 (g)
L4 C4

Objective: The objective of this course is to make students aware of the importance of international economic laws and governing principles with special references to India.

Unit – I: Introduction **(Lectures – 6)**

- a. Definition
- b. New International Economic Order

Unit – II: Subjects of International Economic Law **(Lectures – 8)**

- a. States
- b. Multinational Enterprises
- c. Individual

Unit – III: Major Economic Rights of States **(Lectures – 8)**

- a. Permanent Sovereignty
- b. Non-intervention in domestic Affairs

Unit – IV: Dispute Settlements in International Economic Law **(Lectures– 8)**

- c. International Organisations
 - IMF
 - WTO
 - EC
- d. Between States and Foreign Investors
 - ICC
 - ICSID

Text books:

1. A.F. Lowenfeld – International Economic Law (New York Mathew Bender, 1979)
2. M. Bedjaoui – Towards a New International Economic order (Paris : UNESCO, 1979)
3. I.F.I.. Shihata – Legal Treatment of foreign Investment (Dordrecht: Nijhoff, 1993)

Optional

LLB
Subject: Private International Law

Paper Code: 507 (h)
L4 C4

Objective: The objective of this course is to study the basic principles governing conflict of laws in their application to various situations.

Unit – I: Introduction (Lectures – 9)

- a. Application and subject matter of Private International Law,
- b. Distinction with Public International Law,
- c. Characterization and theories of characterization,
- d. Concept of Renvoi,
- e. Application of foreign law.
- f. Domicile,
- g. Jurisdiction of courts

Unit – II: Family Law matters (Lectures – 9)

- a. Material and formal validity of marriage under Indian and English law
- b. Choice of law and jurisdiction of courts in matrimonial causes : dissolution of marriage, grounds of divorce, restitution of conjugal rights, recognition of foreign judgments

Unit – III: Adoption: (Lectures – 9)

- a. Recognition of foreign adoptions,
- b. Adoption by foreign parents,
- c. Jurisdiction under Indian and English law.

Unit – IV: Indian Law relating to foreign judgment (Lectures– 9)

- a. Basis of recognition, recognition,
- b. Finality, Failure
- c. Direct execution of foreign decrees,

Text books:

1. Dr. Paras Diwan. *Private International Law*

❖ **Statutes**

- *Civil Procedure Code, 1973*
- *Hindu Succession Act, 1925*
- *The Hague Draft Convention on the Recognition and Enforcement of Foreign Judgments in Civil and Commercial Matters*
- *Guidelines for Inter Country Adoptions, 1994*

- ❖ **References:** (i) Cheshire (ii) Morris

Optional

LLB
Subject: Law of International Organizations

Paper Code: 507 (j)
L4 C4

Objective: The paper is to enable students of international laws to specialize in the subject by having a detailed study of the structure, purpose and functioning of international organizations.

Unit – I : Introduction (Lectures – 9)

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

Unit – II: Legal Personality (Lectures – 8)

- a. The Reparations case (ICJ Report 1949)

Unit – III: Relations with States (Lectures –8)

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

Unit – IV: Law – Making and Enforcement (Lectures– 8)

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

Text books:

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

Optional

LLB
Subject: Health Care Law

Paper Code: 507 (j)
L4 C4

Objective: This paper focuses on various aspects of health care law including the constitutional perspective, obligations and negligence of medical professionals and remedies available to consumers of health care.

Unit – I: Medicine and Healthcare (Lectures – 9)

- a. Healthcare as an issue at the national and international level
- b. Constitutional provisions
 - Right to Health as a Fundamental Right
 - Remedies available under the Indian Constitution
 - Right to health vis-à-vis the right to confidentiality
 - Access to medical records

Unit – II: Professional Obligations of Doctors (Lectures – 9)

- a. Transplantation of Human Organs Act, 1994
- b. Pre Conception & Pre Natal Diagnostic Techniques (Prohibition of sex selection) Act, 1994
- b. International Code of Medical Ethics
- c. Indian Medicine Central Council Act, 1970
- d. Dentists Act, 1948
- e. The Homeopathy Central Council Act, 1973
- f. The Drugs and Cosmetics Act, 1940

Unit – III: Medical Negligence (Lectures – 9)

- a. Ingredients
- b. Role of consent in medical practice
- c. Error of judgment and gross negligence
- d. Wrongful diagnosis and negligent diagnosis

Unit – IV: Remedies for Medical negligence (Lectures – 9)

- a. Law of Torts
- b. Law of Crimes
- c. Consumer Protection Law

Text books:

1. Vijay Malik – Drug and Cosmetic Act, 1940
2. Anoop K. Kaushal – Medical Negligence & Legal Remedies

References:

1. Dr. Jagdish Singh – Medical negligence Compensation
2. B.K. Dutta – Drug Contro

Objective: The paper introduces comparative law to the LL.B. student. It focuses on the civil and common law traditions and comparative approaches to law, while introducing other legal traditions and discussing trends of convergence, reconciliation and transitions in legal traditions and approaches.

- I. The Concept, Functions and Aims of Comparative Law** (Lecture – 02)
- II. Comparative Legal Traditions** (Lectures – 20)
- a. Chthonic or African
 - b. Talmudic or Jewish
 - c. Hindu
 - d. Chinese
 - e. Civil Law
 - i. Romanistic
 - ii. Germanic
 - iii. Nordic or Scandinavian
 - f. Islamic
 - g. Common Law
 - h.
 - i. English
 - ii. United States
- III. Comparative Legal Approaches** (Lectures – 05)
- a. Capitalist
 - b. Socialist
 - c. Third World
- IV. Comparative Legal Traditions and Approaches :** (Lectures – 13)
Trends of Convergence, Reconciliation and Transitions
- a. Major Agencies
 - i. International Labour Organization
 - ii. UNIDROIT
 - iii. International law Commission
 - iv. World Intellectual Property Organization
 - v. World Trade Organization
 - vi. UN Human Rights Council
 - b. Contemporary Issues
 - i. Legal Systems and Elimination of Child Labour
 - ii. Jurisdiction and Regulation of the Internet
 - iii. International Video Conferencing and National Evidence Laws
 - iv. The Criminal Law and Terrorism
 - v. Transnational Intellectual Property Litigation
 - vi. International trade Liberalization and Approximation of National Environment Laws
 - vii. Legal System Reforms and the Reception of Common Law in Bhutan
 - viii. Comparative Law Aspects of the Operationlization of the Indo-U.S. Nuclear Deal
 - ix. Emergence of a Global Administrative law / International Rule of Law?

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LLB

Subject: Dissertation

(100 marks) (75 + 25 Viva) Internal

Paper Code: 502

L - C14

Evaluation Pattern:

The Dean/Directors will propose a panel of examiners to the Controller of Examination for evaluation of the dissertation and for conducting the viva. The examiners approved by the university will evaluate dissertation in consultation with the supervisor followed by a viva to be conducted by a Board consisting of: (i) The External Examiner; (ii) Dean/Director of the Institute; (iii) Supervisor of the candidate; (iv) one faculty member of the institute.

LLB
Subject: Internship (Lawyers / Law firms)
(100 marks) (75 + 25 Viva) Internal

Paper Code: 504
L - C10

Evaluation Pattern:

As regards the internship, after the completion of internship by the students, the work done by the candidate as recorded in his/her daily diary along with a consolidated placement report would be evaluated by a Board of examiners consisting of (i) Dean/Director of the Institute; (ii) two faculty members and; (iii) an invitee from outside school/institute. The same Board would also conduct the viva on internship also.

NOTE:

1. The total number of Credits of the BA LLB (H) programme are 270 Credits.
2. Each student shall be required to appear for examination in all the papers of the course however for the award of a degree a student shall be required to earn the minimum of 260 Credits.
3. This relaxation of 10 credits is restricted to exam papers like History, Economics, Sociology, Political Science, German/French for BA LLB (H) course.