

**NETAJI SUBHAS UNIVERSITY
JAMSHEDPUR (JHARKHAND)
UPDATED 2023**

**SYLLABUS OF LL.B. I SEMESTER
LAW CC-111
PAPER-I
CONSTITUTIONAL LAW-I**

Unit-I:

Constitution-Meaning and Significance - Evolution of Modern Constitutions - Classification of Constitutions- Indian Constitution - Historical Perspectives - Government of India Act, 1919-Government of India Act, 1935-Drafting of Indian Constitution - Role of Drafting Committee of the Constituent Assembly

Unit-II:

Nature and Salient Features of Indian Constitution - Preamble to Indian Constitution - Union and its Territories-Citizenship - General Principles relating to Fundamental Rights(Art.13) - Definition of State.

Unit-III:

Right to Equality(Art.14-18) – Freedoms and Restrictions under Art.19 - Protection against Ex-post facto law - Guarantee against Double Jeopardy - Privilege against Self-incrimination - Right to Life and Personal Liberty - Right to Education – Protection against Arrest and Preventive Detention

Unit-IV:

Rights against Exploitation - Right to Freedom of Religion - Cultural and Educational Rights - Right to Constitutional Remedies - Limitations on Fundamental Rights(Art.31-A,B and C)

Unit-V:

Directive Principles of State Policy – Significance – Nature – Classification - Application and Judicial Interpretation - Relationship between Fundamental Rights and Directive Principles - Fundamental Duties – Significance - Judicial Interpretation

Suggested Readings:

1. M.P.Jain, Indian Constitutional Law, Wadhwa & Co, Nagpur
2. V.N.Shukla, Constitution of India, Eastern Book Company, Lucknow
3. Granville Austin, Indian Constitution-Cornerstone of a Nation, OUP, New Delhi
4. H.M.Seervai, Constitutional Law of India (in 3 Volumes), N.M.Tripathi, Bombay
5. G.C.V.Subba Rao, Indian Constitutional Law, S.Gogia & Co., Hyderabad
6. B.Shiva Rao: Framing of India's Constitution (in 5 Volumes), Indian Institute of Public Administration, New Delhi
7. J.N.Pandey, Constitutional Law of India, Central Law Agency, Allahabad

LAW- CC 112

PAPER-II

LAW OF CONTRACT-I & SPECIFIC RELIEF ACT

Unit -I

Definition and essentials of a valid Contract - Definition and essentials of a valid Offer - Definition and essentials of valid Acceptance - Communication of Offer and Acceptance - Revocation of Offer and Acceptance through various modes including electronic medium - Consideration - salient features - Exception to consideration - Doctrine of Privity of Contract - Exceptions to the privity of contract - Standard form of Contract.

Unit-II

Capacity of the parties - Effect of Minor's Agreement - Contracts with insane persons and persons disqualified by law - Concepts of Free Consent - Coercion - Undue influence - Misrepresentation - Fraud - Mistake - Lawful Object - Immoral agreements and various heads of public policy - illegal agreements - Uncertain agreements - Wagering agreements - Contingent contracts - Void and Voidable contracts.

Unit-III

Discharge of Contracts - By performance - Appropriation of payments - Performance by joint promisors - Discharge by Novation - Remission - Accord and Satisfaction - Discharge by impossibility of performance (Doctrine of Frustration) - Discharge by Breach - Anticipatory Breach - Actual breach.

Unit-IV

Quasi Contract - Necessaries supplied to a person who is incapable of entering into a contract - Payment by an interested person - Liability to pay for non- gratuitous acts - Rights of finder of lost goods - Things delivered by mistake or coercion - Quantum merit - Remedies for breach of contract - Kinds of damages - liquidated and unliquidated damages and penalty - Duty to mitigate.

Unit-V

Specific Relief - Recovering possession of property - Specific performance of the contract - Rectification of instruments - Rescission of contracts - Cancellation of instruments-Declaratory Decrees-Preventive Relief-Injunctions - Generally - Temporary and Perpetual injunctions - Mandatory & Prohibitory injunctions - Injunctions to perform negative agreement.

Suggested Readings:

1. Anson: Law of Contract, Clarendon Press, Oxford.
2. Krishnan Nair: Law of Contract , S.Gogia & Co., Hyderabad.
3. G.C.V. Subba Rao: Law of Contract, S.Gogia & Co., Hyderabad.
4. T.S.Venkatesha Iyer: Law of Contract, revised by Dr.V.Krishnama Chary, S. Gogia & Co.
5. Avatar Singh: Law of Contract , Eastern Book Company, Lucknow.

LAW- CC-113
PAPER-III
FAMILY LAW–I (Hindu Law)

Unit-I

Sources of Hindu Law – Scope and application of Hindu Law – Schools of Hindu Law - Mitakshara and Dayabhaga Schools – Concept of Joint Family, Joint Family Property and Coparcenary Property. Powers and Functions of Karta - Pious Obligation.

Unit-II

Marriage - Definition - Importance of institution of marriage under Hindu Law – Conditions of Hindu Marriage – Ceremonies and Registration – Monogamy – Polygamy-Recent Trends in the institution of marriage.(Hindu Marriage Act 1955)

Unit-III

Matrimonial Remedies under the Hindu Marriage Act, 1955 - Restitution of Conjugal Rights – Nullity of marriage – Judicial separation – Divorce – Maintenance pendente lite – importance of conciliation- Role of Family Courts in Resolution of matrimonial disputes.

Unit-IV

Concept of Adoption – Historical perspectives of adoption in India – In country and inter- country adoptions - Law of Maintenance - Law of Guardianship – The Hindu Adoption and Maintenance Act, 1956 – The Hindu Minority and Guardianship Act 1956.

Unit-V

Succession – Intestate succession – Succession to the property of Hindu Male and Female; Dwelling House – The Hindu Succession Act, 1956 & the Hindu Succession (Amendment) Act, 2005, Classes of heirs – Enlargement of limited estate of women into their absolute estate. Daughter's right to inherit ancestral property and impact of recent changes in law.

Suggested Readings:

1. Paras Diwan : Modern Hindu Law, Allahabad Agency, Delhi.
2. Paras Diwan : Family Law, Allahabad Agency, Delhi.
3. Mayne: Hindu Law - Customs and Usages , Bharat Law House, New Delhi.
4. Sharaf: Law of Marriage and Divorce.
5. G.C.V. Subba Rao, Family Law in India, S. Gogia & Company, Hyderabad.
6. Mayne's Treatise on Hindu Law & Usage, Bharath Law House.
7. Y.F.Jaya Kumar, Horizons of Family Law in India-Select Essays(2017),Spandana Publications, Secunderabad

LAW CC-114
PAPER-IV
LAW OF TORTS
(Including Motor Vehicle Accidents And
Consumer Protection Laws)

Unit-I

Nature of Law of Torts - Definition of Tort - Elements of Tort - Development of Law of Torts in England and India - Wrongful Act and Legal Damage - Damnum Sine Injuria and Injuria Sine Damno - Tort distinguished from Crime and Breach of Contract - General Principles of Liability in Torts - Fault - Wrongful intent - Malice - Negligence - Liability without fault - Statutory liability - Parties to proceedings.

Unit-II

General Defences to an action in Torts – Vicarious Liability - Liability of the State for Torts – Defence of Sovereign Immunity – Joint Liability – Liability of Joint Treadors – Rule of Strict Liability (Ryland’s V Fletcher) – Rule of Absolute Liability (MC Mehta vs. Union of India) – Occupiers liability – Extinction of liability – Waiver and Acquiescence – Release – Accord and Satisfaction - Death.

Unit-III

Specific Torts - Torts affecting the person - Assault – Battery - False Imprisonment – Malicious Prosecution - Nervous Shock - Torts affecting Immovable Property - Trespass to land - Nuisance - Public Nuisance and Private Nuisance - Torts relating to movable property – Liability arising out of accidents (Relevant provisions of the Motor Vehicles Act).

Unit-IV

Defamation - Negligence - Torts against Business Relations - Injurious falsehood - Negligent Misstatement - Passing off - Conspiracy - Torts affecting family relations. Remedies - Judicial and Extra-judicial Remedies – Damages – Kinds of Damages – Assessment of Damages – Remoteness of damage - Injunctions - Death in relation to tort - Action personalis moritur cum persona.

Unit-V

Consumer Laws: Common Law and the Consumer - Duty to take care and liability for negligence - Product Liability - Consumerism - Consumer Protection Act, 1986. Salient features of the Act - Definition of Consumer - Rights of Consumers - Defects in goods and deficiency in services – Unfair trade practices- Redressal Machinery under the Consumer Protection Act - Liability of the Service Providers, Manufacturers and Traders under the Act – Remedies.

Motor Vehicle Act

1. Types of Accident, at road intersections, collision, involving children, excessive speed, in floods, pedestrian, Running over cyclist and Hit and run case.
2. Compensation and Right to Just Compensation.
3. Claims and Claim Tribunal – Composition, Powers, Procedure and appeal against its orders.
4. Liability – insurance Company, Third Party, Vicarious Liability Fault and no Fault liability, Right to fixed compensation

Suggested Readings:

1. Winfield & Jolowicz : Law of Tort, Sweet and Maxwell, London.

LL.B SYLLABUS

2. Salmond and Heuston : Law of Torts, edition, 2nd Indian reprint, Universal Book traders, New Delhi.
3. Ramaswamy Iyer: The Law of Torts, LexisNexis Butterworths, New Delhi.
4. PSA Pillai's: Law of Tort, Eastern Book Company, Lucknow.
5. Durga Das Basu: The Law of Torts, Prentice Hall of India, New Delhi.
6. Ratanlal & Dhirajlal: The Law of Torts, LexisNexis.
7. R.K.Bangia: Law of Torts, Allahabad Law Agency, Allahabad.
8. Vivienne Harpwood: Law of Torts, Cavendish Publishing Ltd. London.
9. Hepple & Mathews: Tort - Cases and Materials, Butterworth, London.
10. D.N.Saraf: Law of Consumer Protection in India, Tripathi, Bombay.

LAW CC -115 PAPER-V GENERAL ENGLISH

UNIT-I

Part of Speech, Determent and its use, Direct and Indirect speech: Subject- Verb Agreement & Transformation. Some Common errors

UNIT- II

Main clause, Co-coordinating Clause, Sub- ordinate Clause. One word substitution, Synonyms, Antonyms, Homophones. types of sentence, Idioms & Latin phrases, words often confused and misused.

UNIT- III

Comprehension of Legal texts and maxim, Common logical fallacies, legal passages through queries, Tense and its forms. Translation form English to Hindi and vice versa.

UNIT- IV

Vocabulary:- Certain set expressions & phrases Foreign words & phrases

UNIT-V

Correspondence - Letter & Essay writing, Note Taking f. Drafting of Reports and Projects Notice Writing, Application writing, Report writing & Notes taking, Classroom speech and Group discussion.

Suggested Reading:

1. M.K.Gandhi : The Law December, Bhartiya Vidya Bhawan, Bombay.
2. Ganguli and Wood : General English for Three Years Degree Course, Macmillan India.
3. Wren & Martin : English Grammar.
4. Material drawn from legal notices, petitions, appeals, court orders, statutes, bills, rules, etc. English-I - S.R. Myneni
5. English-II - S.R. Myneni
6. English-III - S.R. Myneni
7. and the Lawyer, Navjivan Publications, Ahmedabad, 1962. Ishtiaque Abidi : Law and Language, University Publishers, Aligarh, 1978. G. Kumara Pillai : A Handbook of English Grammar and Composition. Denning : Due Process of Law, Butterworth Publication.
8. M.C.Chagla : Roses in

**LAW CC-116
PAPER VI
PROPERTY LAW INCLUDING TRANSFER OF PROPERTY ACT
AND
EASEMENT ACT**

UNIT-I

Introduction:

Concept and meaning of property, Various definitions given under Transfer of Property Act, Kinds of property, movable and immovable property, Registration, Notice, Attestation and other interpretation.

UNIT-II

Law relating to Transfer of Property under Transfer of Property Act, 1882

General principles of transfer of property whether movable or immovable (Sec. 5 to 37), What may be transferred and its exception, Competency of transfer, operation of transfer, conditions of restraining, alienation and repugnant to interest, Other Conditions – determinable on insolvency,

UNIT -III Transfer to unborn person, Rule against perpetuity, Accumulation, Transfer for benefit of Public in perpetuity Conditional transfers – Condition precedent and subsequent, Vested and Contingent interest, Void condition, Election – Doctrine and Apportionment. Doctrine of Election, Doctrine of part performance, Doctrine of Lis Pendence etc.

UNIT-IV

Transfers of Immovable Properties and Movable Properties

Sale , Mortgage, Gift, Leases, Exchanges, Actionable claims(essentials and types, differences).

UNIT V

LAW OF EASEMENT

Easements, Nature, characteristics and extinction, Creation of easements, Riparian rights, Licenses, Recordation of Property Rights.

Suggested Reading:

1. Mulla : Transfer of Property Act
2. V.P. Sarthy : Transfer of Property
3. R.K. Sinha : Law of Transfer of Property
4. Mulla : *Transfer of Property*, Butterworth's Publications.
5. Subba Rao GCV: *Commentaries on the Transfer of Property Act*.
6. Krishna Menon: *Law of Property*.
7. Upadhyaya's *Common Matrix of Transfer of Property*.
8. Avatar Singh, *Textbook on The Transfer of Property Act*, Universal Law Publishing Company.

SYLLABUS OF LL.B. II SEMESTER

LAW-CC-211 PAPER I CONSTITUTIONAL LAW-II

Unit-I

Legislature under Indian Constitution - Union and State Legislatures - Composition, Powers, Functions and Privileges - Anti-Defection Law - Executive under Indian Constitution - President and Union Council of Ministers, Governor and State Council of Ministers - Powers and position of President and Governor.

Unit-II

Judiciary under Constitution - Supreme Court - Appointment of Judges, Powers and Jurisdiction – High Courts - Appointment and Transfer of Judges - Powers and Jurisdiction - Subordinate Judiciary - Independence of judiciary - Judicial Accountability.

Unit-III

Centre State Relations - Legislative, Administrative and Financial Relations - Cooperation and Coordination between the Centre and States - Judicial Interpretation of Centre-State Relations - Doctrines evolved by Judiciary.

Unit-IV

Liability of State in Torts and Contracts - Freedom of Interstate Trade, Commerce and Inter course - Services under the State - All India Services - Public Service Commissions.

Unit-V

Emergency – Need of Emergency Powers - Different kinds of Emergency - National, State and Financial emergency - Impact of Emergency on Federalism and Fundamental Rights - Amendment of Indian Constitution.

Suggested Readings:

1. M.P.Jain, Indian Constitutional Law, Wadhwa & Co, Nagpur
2. V.N.Shukla, Constitution of India, Eastern Book Company, Lucknow
3. Granville Austin, Indian Constitution-Cornerstone of a Nation, OUP, New Delhi
4. H.M.Seervai, Constitutional Law of India (in 3 Volumes),
5. N.M.Tripati, Bombay
6. G.C.V.Subba Rao, Indian Constitutional Law, S.Gogia & Co., Hyderabad
7. B.Shiva Rao, Framing of India's Constitution (in 5 Volumes),
8. Indian Institute of Public Administration, New Delhi
9. J.N.Pandey, Constitutional Law of India, Central Law Agency, Allahabad

**LAW-CC-212
PAPER II
CONTRACT LAW II**

Unit-I

Indemnity

Methods of creating indemnity obligations. Definition of Indemnity Nature and extent of liability of the indemnifier, Commencement of liability of the indemnifier, Situations of various types of indemnity creations.

Guarantee

The concept, Definition of guarantee: as distinguished from indemnity.

Basic essentials for a valid guarantee contract, Position of minor and validity of guarantee when minor is the principal debtor, creditor or surety, Continuing guarantee, Nature of surety's liability, Duration and termination of such liability, Illustrative situations of existence of continuing guarantee, Creation and identification of continuing guarantees, Rights of surety: Position of surety in the eye of law, Various Judicial interpretations to protect the surety, Co-surety and manner of sharing liabilities and rights., Extent of surety's liability, Discharge of surety's liability.

Unit-II

Bailment

Identification of bailment contracts in day today life ,Manner of creation of such contracts, Definition of bailment, Kinds of bailors and bailees, Duties of Bailor and Bailee towards each other, Rights of bailor and bailee, Finder of goods as a bailee, Liability towards the true owner, Obligation to keep the goods safe ,Right to dispose off the goods.

Pledge

Pledge: comparison with bailment, Definition of pledge under the Indian contract Act, Rights of the pawner and pawnee, Pawnee's right of sale as compared to that of an ordinary bailee, Pledge by certain specified persons mentioned in the Indian Contract Act.

Unit-III

Agency

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

Unit-IV

Partnership Act

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

Unit-V

1. Sale of Good Act

Concept of sale as a contract, Essentials of contract of sale, Effect and meaning of conditions and Warranties in a sale, Implied terms in contract of sale, The rule of caveat emptor and the exceptions thereto under the Sale of Goods Act, Unpaid seller and his rights

Suggested Reading

1. Pollock and Mulla – Indian Contract Act
2. T.R. Desai – Contract, Sale of Goods and Partnership
3. Avtar Singh – Merchantile Law

LL.B SYLLABUS

4. Kailash Rai – Law of Contract – I
5. Shri Ram Singh – Law of Contract – I
6. Aslam M.J. - Law of Contracts (2 Vol.)
7. Rega Surya Rao (Dr.) - Contract-I (2nd Edn.)
8. Rega Surya Rao (Dr.) - Contract-II (2nd Edn.)
9. Prabhat K. Gupta - Contract-I with Specific Relief (2th Edn.)
10. S.S. Shrivastava:- Merchantile Law

MSU

LAW-CC-213
PAPER III
FAMILY LAW-II
(Muslim Law and Other Personal Laws)

Unit-I

Origin and development of Muslim Law - Sources of Muslim Law - Schools of Muslim Law – Difference between the Sunni and Shia Schools – Sub-schools of Sunni Law - Operation and application of Muslim Law - Conversion to Islam - Effects of conversion - Law of Marriage, nature of Muslim Marriage - Essential requirements of valid Marriage - Kinds of Marriages - distinction between void, irregular and valid marriage - Dower (Mahr) - Origin, nature and importance of dower, object of dower and classification of dower.

Unit-II

Divorce - Classification of divorce - different modes of Talaq - Legal consequences of divorce - Dissolution of Muslim Marriage Act, 1939 - Maintenance, Principles of maintenance, Persons entitled to maintenance - The Muslim Women (Protection of Rights on Divorce) Act, 1986 - Effect of conversion on maintenance and difference between Shia and Sunni Law.

Unit-III

Maternity and Paternity - Legitimacy and acknowledgment - Guardianship - Meaning – Kinds of guardianship - Removal of guardian - Difference between Shia and Sunni Law. Gift - Definition of Gift - Requisites of valid gift - Gift formalities - Revocation of gift - Kinds of gift. Wills - Meaning of Will - Requisites of valid Will - Revocation of Will - Distinction between Will and Gift - Difference between Shia and Sunni Law.

Unit-IV

Waqf _ Definition - Essentials of Waqf - Kinds of Waqf – Creation of Waqf - Revocation of Waqf - Salient features of the Waqf Act, 1995 – Mutawalli - Who can be Mutawalli - Powers and duties of Mutawalli - Removal of Mutawalli and Management of Waqf property. Succession - Application of the property of a deceased Muslim - Legal position of heirs as representatives - Administration - Waqf Tribunals and Jurisdiction.

Unit-V

Special Marriage Act, 1954 - Salient features of Indian Divorce Act, 1869 - Domicile - Maintenance to dependents/ Spouses - Intestate succession of Christians under the Indian Succession Act, 1925.

Suggested Reading:

1. Tahir Mahmood: The Muslim Law of India, Law Book Company, Allahabad.
2. Aquil Ahmed: Text Book of Mohammadan Law, Central Law Agency, Allahabad.
3. G.C.V. Subba Rao: Family Law in India, S.Gogia & Company, Hyderabad.
4. Asaf A.A.Fyze: Outlines of Mohammadan Law, Oxford University Press, Delhi.
5. Mulla: Principles of Mohammedan Law.
6. Paras Divan: Family Law (Hindu, Muslim, Christian, Parsi and Others), Allahabad Law Agency, Allahabad.
7. M.A. Qureshi: Text Book on Muslim Law, Central Law Publications, Allahabad.
8. B.R. Varma, Mohammedan Law, Delhi Law House, New Delhi.

**LAW-CC-214
PAPER IV
JURISPRUDENCE**

Unit-I

1.Introduction

Meaning, Nature, Scope and Definition of Law and Jurisprudence, Kinds of Law , Classification of Law, Law and morals, State and Sovereignty

2. Sources of Law

Customs , Legislation, Precedents and its kind, importance: concept of stare decisis, Juristic Writing. Other sources of Law

Unit-II

Schools of Jurisprudence

Natural law school (Exponent and its contribution), Analytical School (Exponent and its contribution), Historical School (Exponent and its contribution) , Sociological School (Exponent and its contribution) ,Realistic (Exponent and its contribution)

Unit-III

Rights and Duties Rights

kinds, theories of rights, Classification of rights and duties, Power and Liability Immunity and Disability, Right duty correlation(Hohfield relation)

Persons

Nature of Legal Personality and its theory, Status of the unborn, minor, lunatic, drunken and dead persons Corporate personality, Dimensions of the modern legal personality : Legal personality of non- human beings

Liability

Nature of liability, Kinds of Liability ,Conditions for imposing liability, Wrongful act Mens rea, Intention, Malice, Motive

Unit-IV

The Concept of Property

Property: Kinds, Theories, Acquisition, Intellectual Property, Possession: Kinds, Theories, Acquisition, Ownership: Kinds, Theories, Acquisition, Difference between possession and Ownership, Title

Unit-V

Law and Social Change

Socio – economic Changes – Legislation, Supreme Court and Socio Economic Changes
The Constitution and Socio – Economic Philosophy, Recent development in jurisprudence

Suggested Reading-

1. B.N.Mani Tripathi : Jurisprudence.
2. Indrajit Singh : Jurisprudence.
3. N.V.Paranjpe : Vidhishastra aur Vidhi ke Siddhanta 4. A.P.Singh : Vidhishastra.
4. S.N.Dyani : Fundamentals of Jurisprudence.
5. Jurisprudence and indian legal theory - prof. s.n. dhyani
6. Jurisprudence (fundamentals) - prof. v.n.Paranjape
7. Jurisprudence and Legal Theory, 5th Edition, Reprinted 2014 (P/B) - MahajanV.D.
8. Vidhishastra ke Mool Siddhant (Principles of Jurisprudence in Hindi) 4th Edi. 2010 (P/B) - Prasad, Aniruddha

**LAW CC-215
PAPER V**

LAW OF CRIME (I.P.C1860)

Unit-I

General: Conception of crime, Macaulay's draft based essentially on British notions. State's responsibility to detect, control and punish crime. Distinction between crime and other wrongs. IPC: a reflection of different social and moral values. Applicability of I.P.C. Salient features of the I.P.C.

Elements of criminal liability - Definition of crime,- natural and legal person Mens rea-evil intention, Importance of mens rea. Recent trends to fix liability without mens rea in certain socio-economic offences.

Stages of a crime - Intention- mere intention not punishable, Preparation not punishable Exception in respect of certain offences of grave nature or of peculiar kind such as possession of counterfeit coins, false weights and measures .Attempt: Attempt when punishable, Commission, specific provisions of IPC, Tests for determining what constitutes attempt- proximity, equivocally.

Unit-II

Group liability:Stringent provision in case of combination of persons attempting to disturb peace., Common Intention, Abetment, Instigation, Aiding and Conspiracy, Criminal Conspiracy, Unlawful Assembly, Basis of liability, Rioting as a specific offence, Affray. Common Intention and Common object.

Unit-III

Types of punishment:Death, Alternatives to capital punishment, Imprisonment-for life, with hard labour, simple imprisonment, Forfeiture of property, Fine, Discretion in awarding punishment. Minimum punishment in respect of certain offences.

Factors negative guilty intention -Mistake of fact, Minority, Necessity., Mental capacity, Insanity – impairment of cognitive faculties, emotional imbalance ,Medical and legal insanity Intoxication – involuntary, Right of Private Defence – justification and limits

Unit-IV

Specific offences against human body: Causing death of human being Culpable homicide., Murder, Distinction between culpable homicide and murder., Situation justifying treating murder as culpable homicide not amounting to murder, Grave and sudden provocation., Exceeding right to private defense ,Public servant exceeding legitimate use of force, Death in sudden fight ,Death caused by consent of the deceased- euthanasia and surgical operation, Death caused of person other than the person intended, Miscarriage with or without consent, Rash and negligent act causing death Hurt- grievous and simple, Assault and criminal force, Wrongful restraint and wrongful confinement, kidnapping from lawful guardianship and from outside ,Insulting the modesty of women India, Abduction

Offences against women (Special Provisions relating to women)-Assault or criminal force with intent to outrage the modesty of woman, Kidnapping or abducting woman to compel her to marry or force her to illicit intercourse, Rape (sexual assault), Custodial rape, Marital rape ,Cruelty by husband or his relatives. Dowry Death

Unit-V

Offences against Property:Theft, Extortion Robbery and Dacoity, Cheating, Mischief, Criminal Misappropriation and Criminal Breach of Trust

DEFAMATION: Meaning, imputation, distinguishes between character and reputation and its exception.

Suggested Readings:

1. Ratanlal Dheerajlal :Indian Penal Code
2. S. N. Mishra : Indian Penal Code
3. K.D. Gaur : Criminal Law
4. Indian Penal Code, 3th Edition, 2014 R/P (P/B) : Gandhi B.M.
5. INDIAN PENAL CODE - DR. S.S. SRIVASTAVA
6. INDIAN PENAL CODE - PROF. T. BHATTACHARYYA
7. Indian Penal Code (Crimes) (2nd Edn.) - Myneni SR

NSU

LAW –CC-216
PAPER VI
Administrative Law

Unit-I

Nature and scope of Administrative Law, Meaning, Definition and Evolution of Administrative Law, Reasons for the growth of Administrative Law, Relationship between Administrative Law and Constitutional Law.

Unit-II

Basic concepts of Administrative Law , Dicey's Principle of Rule of Law, Modern trends ,Theory of Separation of Powers — Position in India, UK and USA

Unit-III

Classification of Administrative functions, Legislative, Quasi-judicial, Administrative and Ministerial functions, Delegated Legislation -Meaning, Reasons for the growth and Classification of delegated legislation, Judicial and Legislative Control of Delegated litigation.

Unit-IV

Judicial Control of Administrative Action - Grounds of Judicial Control — Principles of Natural Justice — Administrative discretion and its control - Wednesbury Principle (Doctrine of Proportionality) – Doctrine of Legitimate Expectation.

Unit-V

Remedies available against the State — Writs — Lokpal and Lokayukta —Right to Information- Liability of the State in Torts and Contracts — Rule of Promissory Estoppels —Administrative Tribunals - Commissions of Inquiry — Public Corporations.

Suggested Readings:

1. Griffith and Street: *Principles of Administrative Law*.
2. H.W.R.Wade: *Administrative Law*, Oxford Publications, London.
3. De Smith: *Judicial Review of Administrative Action*, Sweet and Maxwell.
4. S.P. Sathe: *Administrative Law*, Butterworths.
5. I.P.Massey: *Administrative Law*, Eastern Book Company.

SYLLABUS OF LL.B. III SEMESTER

LAW CC -311

PAPER I

Labour Law and Industrial Law I

Unit-I

Trade Unions Act, 1926

Development of Trade Union Law in India, Legal status of registered trade union, Mode of registration, Powers and duties of Registrar, Amalgamation and dissolution of trade union, General and Political funds of trade union. Civil and Criminal Immunities of Registered trade unions. Recognition of Trade Unions. Collective Bargaining.

Unit-II

The Industrial Disputes Act, 1947

Development of Industrial Dispute law. Definitions of Employer, Industry, Layoff, Retrenchment, Strike, Unfair Labour Practice. Industrial Dispute and Individual Dispute, Settlement of industrial dispute Works Committee, Court of Enquiry, Voluntary Adjudication – Labour Court, Tribunal and National Tribunal. (as proposed amendment in 2020)

Unit-III

The Factories Act, 1948

Nature and object of Factory Act. Definitions-Factory, Manufacturing Process, Hazardous Process, Worker and Occupation, Provisions relating to Health. Provisions relating to Safety, Provisions relating to Hazardous Process, Provisions relating to welfare, Working hours of adults, Employment of young person and children, Provisions relating to employment of women in factory, Penalties. (as proposed amendment in 2020)

Unit-IV

Payment of Wages Act, 1936

Object, scope and application of the Act, Definition of wage, Responsibility for payment of wages, Fixation of wage period, Time of payment of wage, Deductions which may be made from wages Maximum amount of deduction. (as proposed amendment in 2020) The Minimum wages Act, 1948, Definitions – Employer, Wages, Employee, Wage Structure, Procedure for fixation and revision of minimum wages and working hours, Fixation of minimum rates of wage by time rate or by piece rate Procedure for hearing and deciding claims etc. (as proposed amendment in 2020)

Unit-V

The Payment of Bonus Act, 1965

Historical development of concept of Bonus Act. Object of Act Meaning of Bonus, Constitutional Validity of the Act, Computation of and Disqualification for bonus, Recovery of bonus due from an employer Penalties and all Sections of the Act. (as proposed amendment in 2020)

Suggested Reading:

1. S.N.Mishra : Labour and Industrial Law, Central Law Publication, Allahabad,
2. S.C. Srivastava: Industrial Relations and Labour Law, Vikas Publishing House, New Delhi
3. Khan and Khan's: Commentary on Labour and Industrial Law, Asia Law House, Hyderabad
4. V.G.Goswami: Labour and Industrial Laws, Central Law Agency, Allahabad

5. P.L. Malik : Labour and Industrial Laws, Eastern Book Company, Lucknow
6. Labour Law-Journal: Lexisnexis Publisher, Gurgaon, Haryana
7. Labour Law-I - Myneni SR
8. Labour and Industrial Law - K.M. Pillai
9. Labour and Industrial Law (New Edition) - S.K. Puri

LAW CC-312
PAPER II
CRIMINAL PROCEDURE CODE,
(LAW OF JUVENILE JUSTICE AND PROBATION OF OFFENDERS)

Unit-I

The Code of Criminal Procedure, 1973: Nature and feature of Cr.P.c, Composition of criminal courts. The organization of Police, Prosecutor and Defence Counsel ,Arrest and mode of arrest. Distinction between “cognizable” and “non-cognizable” offences ,Warrant and Summons cases, Arrest with and without Warrant, Right of Arrested person and constitutional provision with decided case law .

Unit-II

Information to police and its evidentiary value.(F.I.R)Search and Seizure, Search with and without warrant , Police search during investigation ,General Principles of Search ,Seizure , Constitutional aspects of validity of Search and Seizure proceedings, Information to Magistrate(complaint), Dismissal of Complaint, Bail able and Non-bailable Offences ,Bail in case of non- bailable offence.Cancellation of Bails, Anticipatory Bail, General principles concerning Bail Bond.

Unit-III

Preliminary pleas to bar trial ,Jurisdiction ,Time Limitations , Pleas of Autrefois Acquit and Autrefois Convict , Concept of fair trial ,Cognizance,

Venue of trial —Jurisdiction of Criminal Courts —

Trials : (a) Trial before a court of session. (b) Trial of warrant-cases by Magistrate. (c) Trial of summons-cases by Magistrate. (d) Summary Trials.

Charge ,Form and content of Charge ,cancellation of charge, joinder and misjoinder of charge.

Unit-IV:

Compounding of offences, Plea Bargaining, Judgment: Form and content ,Modes of providing judgement copy — appeals, review and revisions – Role of Victim in Criminal process – compensation to crime victim. Inherent power of court.

Unit-V:

Probation and Parole: Authority granting Parole ,Supervision , Conditional release- suspension of sentence, Procedure under Probation of Offenders Act, 1958 , Salient features of the Act. Juvenile Justice System, Juvenile Justice (Care and Protection of Children) Act(amended), Procedure under Juvenile Justice Act, Treatment and Rehabilitation of Juveniles ,Protection of Juvenile Offenders, Legislative and Judicial Role.

Suggested Readings:

1. Kelkar R. V.: *Criminal Procedure*, Eastern Book Co., Lucknow.
2. Ratanlal and Dhirajlal: *The Code of Criminal Procedure*, Wadhwa & Co., 3.Padala Rama
3. Reddi: *The Code of Criminal Procedure*, 1973, Asia Law House,Hyderabad.
4. S.N. Misra: *The Code of Criminal Procedure*, Central Law Agency.
5. M.P. Tandon: *Criminal Procedure Code*, Allahabad Law Agency.
6. Shoorvir Tyagi: *The Code of Criminal Procedure*, Allahabad Law Agency.

**LAW CC 313
PAPER III
LAW OF EVIDENCE**

Unit-I

The Salient features of the Act – Meaning and kinds of Evidence , Interpretation clause — May Presume, Shall presume and Conclusive proof - Fact, Fact in issue and Relevant facts ,Distinction between Relevancy and Admissibility, Doctrine of Res gestae, Motive, preparation and conduct , Conspiracy ,When Facts not otherwise relevant become relevant , Right and custom, Facts showing the state of mind etc.

Unit -II

Admissions & Confessions: General Principles concerning Admissions, who can make admission, Differences between "Admission" and "Confession", Relevant and Irrelevant Confession, Type of Confession, Dying Declarations and their evidentiary value ,Other Statements by persons who cannot be called as Witnesses ,Admissibility of evidence of witnesses in previous judicial proceedings and subsequent judicial proceedings, Confession by Co-accused.

Unit- III

Relevancy of Judgments, Expert's opinion and its relevancy, General Principles concerning oral evidence and documentary evidence ,Primary and Secondary evidence, Modes of proof of execution of documents, Principles regarding Exclusion of Oral by Documentary Evidence ,Relevancy of character, Public and Private document,

UNIT-IV

Witness Examination and cross Examinations

Competency to testify as witness, Communication privileges, State privilege, Professional privilege,marriage,judge and magistrate,to produce document or electronic record, Approval testimony, General principles of examination and Cross examination, Lawful questions in Cross-examination. Re-examination, Leading question, Compulsion to answer questions put to witness, Hostile witness, Impeaching of the standing or credit of witness. Who cannot be called as witness. Accomplice.

UNIT-V

Burden of Proof

General principles regarding conception of onus probandi Burdon of proof in civil and criminal alter, Life, relationship, legitimacy, suicide by married women/dowry death, The justification of presumption and of the doctrine of judicial notice, Justification as to presumption as to certain offences, Rape

Estoppel

Estoppels-types, Difference between res-judicata, waiver, admission and presumption, Estoppel of tenant, licence, and person in possession, bill of exchange Improper admission and of witness in civil and criminal cases.

Suggested Readings:

1. Sarkar and Manohar, Sarkar on evidence (1999), Wadhwa & Co. Nagpur
2. Ratanlal, Dhirajlal: Law of Evidence (1994), Wadhwa Nagpur
3. Polein Murphy, Evidence (51h Reprint 2000), Universal Delhi
4. Avtar Singh, Principles of Law of evidence (1992), Central Law Agency, New Delhi
5. Batuk Lal: The Law of Evidence, Central Law Agency, Allahabad.
6. M. Monir: Principles and Digest of the Law of Evidence, Universal Book Agency, Allahabad.

7. V. Krishnama Chary: The Law of Evidence, S.Gogia & Company Hyderabad.
8. V. Nageswara Rao: The Evidence Act, LexisNexis.

LAW CC -314.
PAPER IV
INTERPRETATION OF STATUTES

UNIT-I

Interpretation of Statutes

Meaning of the term statute, Kinds of statutes, Commencement, operation, repeal of statutes, Purpose of interpretation of statutes, Meaning of construction and interpretation – their difference.

UNIT-II

Aids to Interpretation

Internal aids Titles, Preamble, Heading and marginal notes, Sections and sub- sections, Punctuation marks, Illustrative exceptions, provisos and saving clauses, Schedules, Non - obstante clause.

External aids Dictionaries, Translations, Travaux preparatoires, Statutes in pari material, Contemporaneous Exposition, Debates, inquiry commission reports and Law commission reports, General Clauses Act.

Unit-III

Principles and Rules of Statutory Interpretation

Primary rules, Literal rule, Golden rule, Mischief rule (rule in the Heydon's case), Rule of harmonious construction, Noscitur a sociis, Ejusdem generis, Reddendo singula singulis.

UNIT-IV

Interpretation with reference to the subject matter and purpose

Restrictive and beneficial construction, Taxing statutes, Penal statutes, Welfare legislation and principles of legislation, Presumption.

Unit-V

Principle of Constitutional Interpretation

Harmonious constructions, Doctrine of pith and substance, Colorable legislation, Ancillary powers, "Occupied field", residuary power, Doctrine of repugnancy.

Suggested Reading:

1. G.P. Singh, Principle of Statutory Interpretation,(7th ed.), 1999 Wadhwa Nagpur.
2. P.S. Langan (ed.), Maxwell on The interpretation of Statutes (1976, N.M. Tripathi, Bombay
3. K. Shanmukham, N.S. Bindras' Interpretation of Statutes (1997) The Law Book Co. Allahabad.
4. V. Sarathi, Interpretation of Statutes (1984), Eastern & Co.
5. M.P. Jain, Constitutional Law of India, (1994) Wadhwa & Co.

**LAW CC 315
PAPER V
LEGAL AND PROFESSIONAL ETHICS
(PRACTICAL PAPER) 70+30**

Unit-I

Admission, Enrolment & Rights of Advocate

Importance of Legal Profession., Persons who may be admitted as advocate on a State roll., Disqualification for enrolment, Rights of Advocates, State Bar Councils, Establishment and Organisation, Powers and Functions, Bar Council of India, Organisation, Powers and Functions.

Unit-II

Ethics of Legal Profession

Meaning, Nature and Need, Duty to the Client, court and colleague

Unit-III

Punishment for Professional or Other Misconduct

Professional or other Misconduct- Meaning and Scope, The Body or Authority empowered to punish for professional or other misconduct, State Bar Council and its disciplinary committee, Bar Council of India- and its disciplinary committee, Complaint against advocates and procedure to be followed by the Disciplinary Committee, Remedies against the order of punishment.

Unit-IV

Bench Bar Relation

Role of Judge on Maintaining Rule of Law, Mutual Respect, Maintenance of orderly society, Invaluable aid of advocates to Judges, Privilege of Advocates, Duty to avoid interruption of Council, Administration of Justice clean & Pure, Uncourteous conduct, Misconduct of lawyers and Insulting Language.

Unit-V

Meaning and Categories of Contempt of Court

Contempt of Court- Its meaning and Nature, Kinds of Contempt, Criminal Contempt, Civil Contempt, Contempt by Lawyers, Contempt by Judges, Magistrates or other persons acting judicially, Contempt by State, Corporate bodies & other officers.

Suggested Reading:

1. J.P.S. Sirohi : Professional Ethics, Lawyer's Accountability, Bench- Bar Relationship.
2. Kailash Rai : Legal Ethics, Accountability, for Lawyer's , Bar-Bench Relation.

**LAW CC-316
PAPER VI
SOCIO ECONOMIC OFFENCE**

UNIT-I

Conceptions

Nature of “White Collar Crimes”, Southerland’s analysis, critique of it, and applicability to Indian conditions Distinction between ‘Social’ and ‘Economic’ Crimes, Corruption, General conceptions of ‘corruption’, ‘nepotism’, ‘favoritism’ and ‘bribery’, Concept of ‘corruption’ under the Indian penal Code (161-165) and the Prevention of Corruption Act-feature and important provision.

UNIT-II

Santhanam Committee Analysis.

The Special legal regime, Investigation (Under Criminal laws Amendment Act, 1952) Law, Sanction for prosecution (under 197 Cr.P.C., prevention of corruption Act), The category of ‘Public Servants’ liable for prosecution for corruption offences., Relevant aspects of the Antulay Case, Central Vigilance Commissioner, “Causes of corruption”, Sentencing Policies and Patterns.

UNIT-III

Black Money

Meaning of black money, Legal Provisions for investigating into black money, Disproportionate Assets, The Role of the Central Vigilance Commission, Sentencing Policies and Patterns, Amnesty - retroactive legalization of black money (through voluntary disclosure)

UNIT-IV

Organized Crime

Drug addiction and abuse and its causes, Smuggling, Chit Fund swindles, Prostitution, Begging, Buying and of women across state borders, Crimes Against Consumers of Goods and Services, Food Adulteration, Drug Adulteration, Offences relating to weights and measures, Pollution offences, Medical Malpractice Law.

UNIT-V

Crimes against Disadvantaged and Vulnerable Groups

Dowry Murders, Offences and atrocities against Untouchables, Offences against bonded labour, Offences against child labour., Legal Regimes of Investigation and Enforcement agencies, Strict and vicarious liability, The quantum of punishment, Problems of recidivism, Ombudsman, Tax reforms, Electoral reform, Reform of Prosecution Structures, Alternate Sanctioning Policies.

Suggested readings:

1. Upendra Baxi (ed.) Law & Poverty: Critical Essays (1988)
2. Upendra Baxi, Liberty and Corruption Antulay case and Beyond (forthcoming 1989)
3. P.R.Rajagopal, Violence and Response: A critique of Indian Criminal Justice System (1988)
4. Law Commission of India, (i) One Hundred and Fifty Fourth report on Code of Criminal Procedure 1973, (1996); (ii) One Hundred and Fifty Fifth Report on then Indian Penal Code, 1860 (1997)

SYLLABUS OF LL.B IV SEMESTER LAW

CC -411

PAPER I

Labour and Industrial Law II

Unit-I

The Contract Labour (Regulation and Abolition) Act, 1970

Historical background of the Act, Definition: Contractor, Workmen, Principalemmployer, Registration of establishment employing contract labour, Provisions relating to welfare and health of contract labour, Penalties.

The Bonded Labour System (Abolition) Act, 1976 Historical background of the Act, Definitions: Bonded Labour, Bonded Labour System and nominal wages, Abolition of bonded labor system, Implementing Authorities, Offences and Procedure. (as amended)

Unit-II

The Payment of the Gratuity Act 1972

Historical Background of the Act, Necessity of Payment of Gratuity Act, Salient features of the Act, Continuous Service, Provision relating to payment of gratuity, Determination of the amount of gratuity, Nomination and recovery of gratuity, Penalties and all Sections of the Act. (as amended)

Unit-III

The Employee's Compensation Act, 1923.--Historical background of the Act, Definitions: dependant, workman, partial disablement and total disablement, Employer's liability for compensation, Scope of arising out of and in the course of employment, Doctrine of notional extension, When employer is not liable, Amount of compensation, Distribution of Compensation, Procedure in proceedings before Commissioner, Appeals and all other Sections of the Act. (as amended)

Unit-IV

The Employee's State Insurance Act, 1948.

Object of the Act, Definitions: Dependant, Family, Factory, Insured Person, Corporation, Standing Committee and Medical Benefit Council, Provision relating to benefits, Adjudication of disputes and claims, Penalties and all Sections of the Act. (as amended)

Unit-V

Employee's Provident funds and Miscellaneous Provisions Act, 1952.

Object of the Act, Authorities under the Act, Schemes under the Act, Adjudication of disputes under the Act, Penalties and all Sections of the Act.

The Maternity Benefit Act,1961

Object and Scope of the Act, Definitions: maternity benefit, employer, wages and women, Right to Payment of maternity benefit, All Sections of the Act(as amended)

Suggested Reading:

1. S.N.Mishra : Labour and Industrial Law, Central Law Publication, Allahabad,
2. S.C. Srivastava: Industrial Relations and Labour Law, Vikas Publishing House, New Delhi
3. Khan and Khan's: Commentary on Labour and Industri
4. V.G.Goswami : Labour and Industrial Laws, Central Law Agency, Allahabad
5. P.L. Malik : Labour and Industrial Laws, Eastern Book Company, Lucknow
6. Labour Law Journal: Lexisnexis Publishe

LAW CC-412
PAPER II
PUBLIC INTERNATIONAL LAW & HR

Unit-I

Definition, Nature, Scope and Importance of International Law, Relation of International and Law to Municipal Law, Sources of International Law, Codification.

Unit-II

State Recognition and various type, State Succession, Responsibility of States for International delinquencies, State Territory, Modes of acquiring State Territory.

Unit-III

Position of Individual in International Law, Nationality, Extradition, Asylum, Privileges and Immunities of Diplomatic Envoys, Treaties, Formation of Treaties - Modes of Consent, Reservation and termination of treaty.

Unit-IV

The Legal Regime of the Seas, Evolution of the Law of the Sea, Freedoms of the High Seas, United Nations Convention on the Law of the Sea – Legal Regime of Air – Important Conventions relating to Air – Paris, Havana, Warsaw and Chicago Conventions – Five Freedoms of Air – Legal Regime of Outer **International Organizations** — League of Nations and United Nations –organ of UN, International Court of Justice, Specialized agencies of the UN — WHO, UNESCO, ILO, IMF and WTO

Unit-V

Meaning and definition of Human Rights - Evolution of Human Rights, classification of Human Rights – World Perspectives of Human Rights. Adoption of Human Rights by the UN Charter - U.N. Commission on Human Rights – Universal Declaration of Human Rights - International Covenants on Human Rights (Civil and Political; Economic, Social and Cultural). Human Rights Protection in India - Human Rights Commissions - Protection of Human Rights Act - National Human Rights Commission (NHRC) - State Human Rights Commissions – Composition, power, and function

Suggested Readings:

1. J.G. Starke: Introduction to International Law, Aditya Books, 10th Edition, 1989.
2. J.I. Brierly: The Law of Nations, Oxford Publishers, London.
3. Ian Brownlie: Principles of Public International Law, Oxford Publishers, London. S.K. Kapoor, Public International Law, Central Law Agencies, Allahabad.
4. H.O. Agarwal, International Law and Human Rights, Central Law Publications, Allahabad.
5. S.K. Verma, An Introduction to Public International Law, Prentice Hall of India.

**LAWCC -413
PAPER III
CIVIL PROCEDURE CODE AND LAW OF LIMITATION**

Unit-I

Introduction to CPC , features of the Civil Procedure Code

Concepts-Affidavit order, judgment, decree, plaint, restitution, execution. Decree- holder , judgment-debtor, mense profits, written statement., Distinction between decree and judgment and between decree and order.

Suits - Parties to Suit , Framing of Suit ,Institution of Suits , Bars of Suit , Doctrines of Sub- Judice and Res Judicata , Place of Suing ,Transfer of suits ,Territorial Jurisdiction , ‘Cause of Action’ and Jurisdictional Bars , Summons ,Service of Foreign summons.

Unit-II

Pleadings , Contents of pleadings ,Forms of Pleading, Striking out / Amendment of Pleadings , Plaint, Essentials of Plaint, Rejection of Plaint, Production and marking of Documents-Written Statement, Counter claim , Set off, Application of Sec. 89, Framing of issues.

Unit-III

Appearance and Examination of parties & Adjournments , Ex-parte Procedure Summoning and Attendance of Witnesses ,Examination ,Admissions, Production, Impounding, Return of Documents ,Hearing ,Affidavit ,Judgment and Decree , Concepts of Judgment, Decree, and Interim Orders and Stay ,Injunctions , Appointment of Receivers and Commissions, Costs – Execution, Concept of Execution ,General Principles of Execution ,Power of Execution , Power of Executing Courts , Procedure for Execution , Modes of Execution , Arrest and detention, Attachment and Sale.

Unit-IV

Suits in Particular Cases ,Suits by or against Government ,Suits relating to public matters, Suits by or against minors, persons with unsound mind, Suits by indigent persons, Inter-pleader suits ,Incidental and supplementary proceedings - Appeals, Reference, Review and Revision, Inherent power of court.

Unit-V

Law of Limitation Act 1963-Concept and Object of limitation, General Principles of Limitation, Extension, Condonation of delay , Sufficient Cause , Computation of limitation , Acknowledgment-essential requisites and Part -payment- Legal Disability , Continuing tort and continuing breach of contract, Foreign rule of limitation.

Suggested Readings:

1. Mulla, Code of Civil procedure (1999), Universal Delhi
2. C.K. Thakker, Code of Civil Procedure (1999), Universal Delhi
3. M.R. Mallick (ed.) B.B. Mitra on Limitation Act (1998), Eastern Lucknow.
4. Majumdar P.K. and Kataria R.P. Commentary on the Code of Civil Procedure.1908 (1998), Universal Delhi.
5. Saha A.N. The Code of Civil Procedure (2000) Universal Delhi
6. Sarkar Law of Civil Procedure Vols. (2000) Universal Delhi.
7. Universal’s Code of Civil Procedure (2000).
8. C.K. Takwani: *Civil Procedure*, Eastern Book Co., Lucknow.
9. Sarkar’s Civil Court Practice and Procedure, LexisNexis.
10. B.B. Mitra: *Limitation Act*, Eastern Law House, Calcutta, Allahabad

LAW CC 414
PAPER IV
Intellectual property right-I

Unit-I

Patent Law : Concept and Subject Matter

Concepts of Patents, Origin of the term patent, Meaning of the term 'Patent', Historical view of the Patent Law in India., Protectable Subject Matter – Patentable Invention. Interpretation of Patent Act.

Unit-II

Rights and duties of Patentee—Rights of patentee, The right to exploit the patent. Right to licence .Right to assign. The right to surrender, the patent. Right to sue for infringement, Exceptions and Limitations

Transfer of Patent .Forms of transfer of Patent Rights. Assignment, The difference between assignment and license. Assignee. Kinds of assignment. Legal assignment. Equitable assignment. Mortgage. Conditions to create a valid assignment, Licence. The kinds of licence. Voluntary Licence ,Statutory Licence ,Exclusive/Limited Licensee, Express/Implied Rights conferred on a licence, Transmission of Patent by operation of Law. Registration of assignment /licence is essential.

Unit-III

Revocation and Surrender of Patents, Infringement of Patents--What can amount to infringement., Doctrine of pith and marrow.

Action for Infringement—Where a suit is to be instituted, Procedure followed in the suit, When can a suit be instituted, Period of limitation for instituting a suit, Whether a notice of the suit to be served on the defendant ,Who is entitled to sue ?Persons who can be sued, Onus of establishing infringement, Acts not to be considered as infringement, Defence which may be set up by the defendant, Plaintiff not entitled to sue, Denial of infringement, Estoppel or res judicata. Relief's available in an action for infringement, Injunction. Final injunction, Damages or accounts of profits.

Unit-IV

Introduction to Copyright

Characteristics of Copy Right, International Conventions/Treaties, The Law of Copy Right in India (The Copy Right Act, 1957), Characteristics of Copy Right

Unit-V

Subject matter of copyright works, Ownership of Copy Right, Term of Copy right, Infringement and remedies against copyright.

**LAW CC -415
PAPER V
DRAFTING AND PLEADING
(Clinical)**

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

Pleadings:-

(i) Civil: Plaint, Written Statement, Interlocutory Application, Original, Petition, Affidavit, Execution Petition, Memorandum of Appeal and Revision, Petition under Article 226 and 32 of the Constitution of India.

(ii) Criminal: Complaint, Criminal Miscellaneous petition, Bail Application, Memorandum of Appeal and Revision.

Conveyance : Sale Deed, Mortgage Deed, Lease Deed, Gift Deed, Promissory Note, Power of Attorney, Will, Trust Deed, Drafting of writ petition and PIL petition

Suggested Reading:

1. Murli Manohar : Art of Conveyancing & Pleading
2. Shiv Gopal : Conveyancing, Precedents & Forms
3. Mogha's : Pleading
4. Mogha's : Pleading and Practice
5. Jharkand High Court : Rules and Orders (Civil)
6. Jharkand High Court : Rules and Orders (Criminal)
7. Pleadings & Practice (Civil & Criminal) (10th Edn.) - Narayana Justice PS

**LAW CC 416
PAPER VI
(OPTIONAL) A.
MEDIA AND LAW**

UNIT-I

Mass Media – Types of Press Films, Radio Television

Concept of media ,Ownership Patterns: Press – Private-public A. Films, Private; Radio and Television, Difference Between Visual and Non-visual Media- Impact on People's minds.

UNIT-II

Press-Freedom of Speech Expression- Article 19(a)

Freedom of the Press, Law of Defamation, Obscenity, Blasphemy and Seditious, Price and Pages Schedule Regulation, Newsprint Control Order, Advertisement- is it included within freedom of Speech and Expression?, Press and Monopolies and Restrictive Trade Practices Act, the working Journalist (Fixation of Rates of Wages) Act, 1958

UNIT-III

Films- It Included in Freedom of Speech and Expressions?

Censorship of films - Constitutionality, Differences between films and press – Why pre-censorship valid for films but not for the press, Censorship Under the cinematograph Act and limitation and case law.

UNIT-IV

Ratio and Television – Government Policy?

The Press Council Act, 1978, Regulatory Code of Conduct, Government Policy 36, Commercial Advertisement, Internal Security of Serials etc. and case law

UNIT-V

Constitutional Restrictions

Radio and Television subject of law of defamation and obscenity, Power of Legislature – Article 246 read with the seventh schedule, Power of Impose tax – Licensing and license fee, Contempt's of Court Act

Suggested Reading:

1. V.N. Shukla Constitution of India
2. J.N. Pandey Constitutional law of India
3. D.D. Basu Constitution of India
4. M.P. Jain Constitution of India
5. Press Council Act, 1978

**LAW CC -416
PAPER VI
(OPTIONAL) B.
INFORMATION TECHNOLOGY LAW**

Unit-I

Concept of Information Technology and Cyber Space- Interface of Technology and Law - Jurisdiction in Cyber Space and Jurisdiction in traditional sense - Internet Jurisdiction - Indian Context of Jurisdiction Enforcement agencies - International position of Internet Jurisdiction - Cases in Cyber Jurisdiction

Unit-II

Information Technology Act, 2000 - Aims and Objects — Overview of the Act

– Jurisdiction –Electronic Governance – Legal Recognition of Electronic Records and Electronic Evidence -Digital Signature Certificates - Securing Electronic records and secure digital signatures - Duties of Subscribers - Role of Certifying Authorities - Regulators under the Act -The Cyber Regulations Appellate Tribunal Internet Service Providers and their Liability– Powers of Police under the Act – Impact of the Act on other Laws .

Unit-III

E-Commerce - UNCITRAL Model - Legal aspects of E-Commerce - Digital Signatures - Technical and Legal issues - E-Commerce, Trends and Prospects - E- taxation, E-banking, online publishing and online credit card payment - Employment Contracts - Contractor Agreements, Sales, Re-Seller and Distributor Agreements, Non- Disclosure Agreements- Shrink Wrap Contract ,Source Code, Escrow Agreements etc.

Unit-IV

Cyber Law and IPRs-Understanding Copyright in Information Technology

Software – Copyrights vs. Patents debate - Authorship and Assignment Issues - Copyright in Internet - Multimedia and Copyright issues - Software Piracy – **Patents** - Understanding Patents - European Position on Computer related Patents - Legal position of U.S. on Computer related Patents - Indian Position on Computer related Patents –Trademarks :Trademarks in Internet - Domain name registration - Domain Name Disputes & WIPO -Databases in Information Technology - Protection of databases - Position in USA,EU and India

Unit-V:

Cyber Crimes -Meaning of Cyber Crimes –Different Kinds of Cyber crimes ,Cyber crimes under IPC, Cr.P.C and Indian Evidence Law - Cyber crimes under the Information Technology Act, 2000 - Cyber crimes under International Law – Hacking, Child Pornography, Cyber Stalking, Denial of service Attack, Virus Dissemination, Software Piracy, Internet Relay Chat (IRC) Crime, Credit Card Fraud, Net Extortion, Phishing etc - Cyber Terrorism - Violation of Privacy on Internet - Data Protection and Privacy.

Suggested Readings:

1. Kamlesh N. & Murali D.Tiwari(Ed), IT and Indian Legal System, Macmillan India Ltd, New Delhi
2. K.L.James, The Internet: A User's Guide, Prentice Hall of India, New Delhi
3. Chris Reed, Internet Law-Text and Materials, Universal Law Publishing Co., New Delhi
4. Vakul Sharma, Hand book of Cyber Laws, Macmillan India Ltd, New Delhi
5. S.V.Joga Rao, Computer Contract & IT Laws (in 2 Volumes), Prolific Law Publications, New Delhi
6. T.Ramappa, Legal Issues in Electronic Commerce, Macmillan India Ltd, New Delhi

LL.B SYLLABUS

7. Indian Law Institute, Legal Dimensions of Cyber Space, New Delhi
8. Pankaj Jain & Sangeet Rai Pandey, Copyright and Trademark Laws relating to Computers, Eastern Book Co, New Delhi
9. Farouq Ahmed, Cyber Law in India
10. S.V.Joga Rao, Law of Cyber Crimes and Information Technology Law, Wadhwa & Co, Nagpur

MSU

SYLLABUS OF LL.B. V SEMESTER

LAW CC-511

PAPER-I

ENVIRONMENTAL LAW

Unit-I

The meaning and definition of environment – Ecology - Ecosystems-Biosphere(Biotic and Non biotic). Need for the preservation, conservation and protection of environment - Ancient Indian approach to environment- Environmental degradation and pollution - Kinds, causes and effects of pollution.

Unit-II

Common Law remedies against pollution - trespass, negligence, and theories of Strict Liability & Absolute Liability - Relevant provisions of I.P.C. and Cr.P.C. and C.P.C., for the abatement of public nuisance in pollution cases - Remedies under Specific Relief Act ,

Unit-III

The law (Act) relating to the preservation, conservation and protection of forests, wild life and endangered species, marine life, coastal ecosystems and lakes etc. - Prevention of cruelty towards animals - The law relating to prevention and control of water pollution - Air Pollution - Environment pollution control mechanism - Law relating to environment protection – Role of National Environmental Tribunal, National Environmental Appellate Authority and National Green Tribunal.

Unit-IV

Art. 48A and Art. 51A(g) of the Constitution of India - Right to wholesome environment - Right to development - Restriction on freedom of trade, profession, occupation for the protection of environment – Immunity of Environment legislation from judicial scrutiny(Art.31C) - Legislative powers of the Centre and State Government - Writ jurisdiction - Role of Indian Judiciary in the evolution of environmental jurisprudence.

Unit-V

International Environmental Regime - Transactional Pollution - State Liability - Customary International Law - Liability of Multinational corporations/Companies. Stockholm Declaration on Human Environment, 1972 - The role of UNEP for the protection of environment - Ramsar Convention 1971 – Bonn Convention (Migratory Birds) 1992 - Nairobi Convention, 1982 (CFCC) - Biodiversity Convention (Earth Summit), 1992 - Kyoto Protocol 1997, Johannesburg Convention 2002.

Suggested Readings:

1. Armin Rosencranz and Shyam Divan: Environmental Law and Policy in India.
 2. Manoj Kumar Sinha (Ed), Environmental Law and Enforcement: The Contemporary Challenges, Indian Law Institute, New Delhi, 2016.
 3. A.Agarwal (Ed.): Legal Control of Environmental Pollution
 4. Chetan Singh Mehta: Environmental Protection and Law
 5. V.K. Krishna Iyyer: Environment Pollution and Law
 6. Paras Diwan : Environmental Law and Policy in India,1991
 7. Dr. N. Maheshwara Swamy, Environmental Law, Asia Law House, Hyderabad.
- P.Leela Krishnan, Environmental law in India, LexisNexis.

**LAW CC 512
PAPER II
COMPANY LAW
(COMPANY ACT, 2013)**

Unit-I

Law relating to companies- Public and Private, Formation of a company, when a private company become public company, Difference between private and public company, Registration and Incorporation of company, Doctrine of Lifting of Corporate veil. Doctrine of ultravires.

Unit-II

Article of Association- meaning, binding force- alteration, its relation with Memorandum of Association- Doctrine of Constructive notice and doctrine of indoor management- exceptions. Prospectus - issue- contents- liability for misstatements- statements in lieu of prospectus. Promoters- position- duties and liabilities. Position under the Companies Acts of 1956 and 2013

Unit-III

Share-its type, General principles of Allotment, statutory restrictions- share certificate its objects and effects- Transfer of Shares- Restrictions on transfer, procedure for transfer- refusal of transfer, role of public finance institutions- relationship between transferor and transferee- issue of shares at premium and discount- depository receipts- dematerialized shares (DEMAT).

Shareholder- who can be and who can not be shareholder- modes of becoming shareholder- calls on shares- forfeiture and surrender of shares- lien on shares.

Share capital- kinds- alteration and reduction of share capital- further issue of capital- conversion of loans and debentures into capital- duties of courts to protect the interests of creditors and share holders. Debentures- meaning Kinds- fixed and floating charge, shareholder and debenture holder- remedies of debenture holders. Position under the Companies Acts of 1956 and 2013

Unit-IV

Management and Control of Management

Directors- positions- appointment- qualifications- vacation of office removal, resignation- powers and duties of directors, types of directors. Meeting, registers, loans- remuneration of directors, role of nominee directors- compensation for loss of office- managing directors and other managerial personnel.

Meetings- kinds- procedure- voting, Dividends- payment- capitalization- profit, Audit and Accounts, Protection of Minority shareholder rights, Borrowing powers- powers- effect of unauthorized borrowing, charges and mortgages- loans to other companies- investments- contracts by companies, Protection of Oppression and Mismanagement, Investigation- power. Position under the Companies Acts of 1956 and 2013

Unit-V

Corporate Liability and Winding up.

Winding up: Types of Winding up- Grounds- Procedure- Powers, liability of past members- Payments of liabilities- preferential payment, unclaimed dividends- winding up of unregistered company, Legal Liability of companies civil and criminal, Remedies against them civil , criminal and tortuous- Specific Relief Act, writs, liability under special statutes. Position under the Companies Acts of 1956 and 2013

Suggested Readings:

1. Companies Act, 2013
2. Avtar Singh : Mercantile Law
3. Avtar Singh : Company Law N.V.Paranjpe : Company Law
4. Kailash Rai : Company Law
5. Companies Act, 1956

**LAW CC-513
PAPER-III
INTELLECTUAL PROPERTY LAW- II**

Unit-I

Historical evolution of Trade Mark Act 1958, Comparative study of Trade Mark Act 1958, 1999, 2017. Salient feature, Principles of Registration of Trade Marks, Rights Conferred by Registration of Trade Marks Infringement of Trade Mark and action against Infringement.

Unit-II

Procedure of Registration and Duration of Trade Mark, Licensing in Trade Mark, Effect of non-registration of trade mark, correction of trade mark.

Unit-III

Intellectual Property Appellate Board, Miscellaneous Provisions of Assignment and Transmission of trade mark, certification of trade mark, offence and penalties and procedure.

Unit-IV

Design Act 2000- salient feature, Concept of design, Registration of Designs, Rights of Design Holder, Infringement And Legal Remedies, Copy Right in Registered Design, Power of Central government to make law.

Unit-V

The Geographical Indications of Goods Act 1999-salient feature. Registration process and effect of non registration. offence and penalty

Suggested Reading:

1. N.S. Gopalakrishnan & T.G. Agitha, Principles of Intellectual Property (2009), Eastern Book Company, Lucknow
2. B.L. Wadehra; Law Relating to Patents, Trade Marks, Copyright, Designs & Geographical Indications; Universal law Publishing Pvt. Ltd., India 2015.
3. S.K. Verma and Raman Mittal (Ed.) - Intellectual Property Right : A Global Vision (2006) Indian Law Destitution publication, New Delhi.
4. P. Narayanan; Law of Copyright and Industrial Designs; Eastern law House, Delhi, 2010
5. Jayshree Watal : Intellectual Property Rights. S.K. Singh : Bodhik Sampada Adhikar Vidhi.
6. Basanti Lal Babel : Bodhik Sampada Kanoon.
7. M.K. Bhandari : Intellectual Property Rights
8. J.P. Mishra : Intellectual Property Rights
9. Ishita Chatterjee : Copyright Law (1th Edn.)
10. Fundamentals of Intellectual Property (FUN IP) - Kalyan (Dr.)
11. Intellectual Property Law in India - Ramappa T
12. An Introduction to Intellectual Property Rights - J.P. Mishra
13. Law Relating to Intellectual Property Rights - M.K. Bhandari Intellectual Property Rights Laws - S.K. Singh

**LAW CC-514
PAPER IV
PUBLIC INTEREST LAWYERING, LEGAL AID
AND
PARA LEGAL SERVICES
(Clinical)**

Class Room teaching – 60 Marks

Public Interest Lawyering, Concept of Lok Adalat, Meaning, Definition, Nature, Use of Computer in Legal Works, Legal Research, Writing of Case Judgment, Editing of Law Journal, Law office management.

Extension Programme – 40 marks

Para Legal Training, Participation in Lok Adalat, Legal Aid Camp and Legal Literacy Camp, Negotiation Counselling.

Essential Reading

1. Kailash Rai : Public Interest Lawyering
2. Basantilal Babeal : Public Interest Lawyering

**LAW CC-515
PAPER V
ARBITRATION, CONCILIATION
AND
ALTERNATE DISPUTE RESOLUTION SYSTEM**

Unit-I

Concept

Arbitration : Meaning scope and types, Arbitration Agreement- Essentials, Kinds, Who can enter into arbitration agreement ?, Validity, Reference to arbitration, Interim measures by court.

Unit-II

Arbitration Tribunal

Composition, Jurisdiction, Grounds of challenge, Powers, Procedure, Court assistance, Award, Rules of guidance, Form and content, Correction and interpretation. Grounds of setting aside an award-Want of proper notice and hearing, Contravention of composition and procedure., Impartiality of the arbitrator, Bar of limitations, res judicata, Consent of parties, Enforcement, Appeals.

Unit-III

Conciliation

Distinction between “conciliation”, “mediation”, and “arbitration”., Appointment of conciliator Interaction between conciliator and parties, Communication, disclosure and confidentiality, Suggestions by parties, Settlement agreement and its effect, Resort to judicial proceedings, legal effect, Costs and deposit.

Unit-IV

International Arbitration

Enforcement of Foreign Award, New York convention Award, Geneva Convention Award.

Unit-V

Rulemaking Power

Legal Service Authorities Act, 1987, Lok Adalat, Legal Literacy and Legal Aid Camp.

Suggested Reading :

1. Avtar Singh : Arbitration and Conciliation
2. Goyal : Arbitration and Conciliation Act
3. Shukla : Legal remedies
4. Jhabvala : Law of Arbitration and Conciliation

LAW CC-516(Optional)
PAPER VI (A) INSURANCE LAW

Unit-I

Introduction

Definition, nature and history of development of insurance law in India , Meaning, definition and function of Insurance, Role and importance of insurance, Principle of insurance, difference between insurance and assurance.

Unit-II

General Principles of law of Insurance.

Contract of Insurance - classification of contract of insurance, nature of various insurance contracts, parties thereto, Principle of good faith-non-disclosure-misrepresentation in insurance contract, Insurable interest.

Unit-III

Life Insurance.

Nature and scope of life insurance, definition, kinds of life insurance, the policy and formation of a life insurance contract, Establishment of corporation, Risk and Premium calculation, Event insured against life insurance contract, Settlement of claim and payment of money

Unit-IV

Marine Insurance and Fire Insurance.

Nature and scope, Essential and Procedure of marine policies, The Marine Insurance Act1963, Insurable interest, insurable value. Different legal aspect of Fire Insurance. Condition and Procedure for effecting fire insurance,

Unit-V

Insurance against Third Party Risks.

The Motor Vehicles Act, 1988 (Chapter VIII), Nature and scope, persons governed, definitions of 'use', 'drives', 'motor vehicle', requirements of policy, statutory contract between insurer and drive rights of third parties, limitations on third party's rights duty to inform third party ,Double Insuranc and Reinsurance and its method,

Suggested Reading:

1. Singh, Bridge Anand, New Insurance Law (2000) Union Book Publishers, Allahabad.
2. Ivamy, Case Book on Insurance Law (1984), Butterworths.
3. Ivamy, General Principles of Insurance Laws (1993), Butterworths
4. John Birds, Modern Insurance Law (1988), Sweet and Maxwell
5. Sreenivasan. M.N., Principles of Insurance Law (1997), Ramaniya Publishers, Bangalore.

**LAW CC-516(Optional)
PAPER VI
CYBER LAWS**

Unit – I: Introduction to Cyber Laws and Cyber Space

- a) Definition of Cyber Law, Cyber Space and Netizen
- b) Origin/history & functioning of internet
- c) Cyber World and the rule of Law in Cyber World
- d) Significance of Law in Dealing with Challenges Faced by Cyber World.
- e) Issues of Jurisdiction and Applicable Law in Cyberspace
- f) International Treaties, Conventions and Protocols Concerning Cyberspace

Unit – II: Intellectual Property Rights in Cyberspace

- a) Concept of Property in Cyber Space
- b) Implication on Intellectual Property Rights – International & National Legal Preparedness.
- c) Interface with Copyright Law, Patent Law, Trademarks & Domain Names Related issues
- d) The ICANN Uniform Domain Name Dispute Resolution Policy

Unit – III: Information Technology Act, 2000 – Cyber Law in India

- a) Historical background & Objectives
- b) Legal Recognition of Electronic Records and Procedures
- c) Legal Recognition of Digital Signature
- d) Electronic & Digital Signatures – legal issues
- e) Certifying Authority and its Role
- f) Cyber Appellate Tribunal
- g) Grey Areas of Information Technology Act, 2000

Unit – IV: Cyber Crimes & Legal Framework

- a) Kinds of Offences and Penalties defined under the IT Act, 2000
- b) Cyber Crime against – Person, Property & Government
- c) E-Evidence and Computer Forensic
- d) Concept of E-Litigation
- e) Right to Privacy and its Legal Framework
- f) National & International Legal Framework for Protecting Privacy.
- g) Freedom of Speech & Expression vis-à-vis Cyber Law (Sec 66A of IT Act- Declared unconstitutional by Supreme Court)

Suggested Readings:

1. Textbook on Cyber Law – PavanDuggal. (Universal Law Publishing Co; 2014)
2. PavanDuggal, Cyber Law- The Indian Perspective. (Saakshar Law Publications, 2009)
3. Bharat's Cyber Laws & Information Technology – Dr.Jyoti Rattan. (Bharat Law House Pvt. Ltd. 2014)
4. Cyber Crimes – Dr.Talat Fatima. (Eastern Book Company, 2011)
5. The Information Technology Act, 2000 as amended by 2008 Amendments
6. Law Relating to Computers Internet & E-commerce - A Guide to Cyber laws & the Information Technology... by NandanKamath. (Universal Law Publishers 2012)

SYLLABUS OF LL.B. VI SEMESTER

LAW CC-611

PAPER I

BANKING LAWS

INCLUDING NEGOTIABLE INSTRUMENTS ACT & NI ACT

UNIT-I

Introduction

Evolution of Banking institution in India, Banking definition, Banking legislation in India- common law and statutory, System and Classification of banks – essential functions, Types of bank, E- Banking and recent trends in banking system.

UNIT-II

Banker and Customers

Customer, Banker – definition and nature, Legal character of banker - customer relationship, Special types of customers: Lunatics, minors, agent's administrators and executors. Partnership firms and companies, Duties and liabilities of banks and customers toward each other..

UNIT-III

Negotiable Instrument

Negotiable Instrument, Promissory Note Bill of Exchange, – Meaning, characteristics and essential element , Difference between them, type of bill of exchange,

Cheque- Meaning ,characteristics ,and types of cheque, payment of cheques by bank ,Dishonour of cheque, liabilities of the banker in case of dishonor, protection of paying banker - forged cheques, alteration of cheque, protection of collecting banker. Crossing of cheques and types.,

Hundi- definition, types of hundi, notary public noting protest, acceptance for honour, payment for honour,

Holder and holder in due course- Definition and distinction between a holder and holder in due course, **Endorsement** and its kinds, Acceptance, Rule of Presentment for Payment, Dishonour of negotiable instrument,

UNIT-IV

Central Banking Theory and RBI

Characteristics and function of central banks, The Reserve Bank of India as central bank of India, Objectives and organizational structure of RBI, Functions, Regulations of the monetary system, Monopoly of note issue, Credit control, Determination of bank rate policy, Open market operations, Banker's Bank, Banker of Government, Control over non- banking financial institutions, Economic and statistical research, Staff training, Control and supervisions of other banks.

UNIT-V

Merchant Banking

Merchant banking in India. SEBI (Merchant Bankers) Regulations. 1992., Recovery of Debts Due to Bank and Financial institutions Act. 1993.

1. **Suggested Reading:** M.S. Parthasarthy (ed.) Kherganvala on the Negotiable Instruments Act (1998), Butterworth, New- Delhi
2. M.L. Tanaon, Tannon's Banking Law and Practice in India, (2000) India Law House, New Delhi.
3. S.N. Gupta, The Banking Law in Theory and Practice, (1999), Universal New Delhi.
4. G.S.N. Tripathi (ed.), Sethi's Commentaries on Banking Regulation Act 1949 and Allied Banking Laws (2000),Allahabad

**LAW CC -612
PAPER II**

LAW OF TAXATION

Unit-I

Historical development of tax law in India, Constitutional provision of taxation system in India — Article 265 of Constitution of India - Basic concept of Income Tax — Outlines of Income Tax Law - Definition of Income and Agricultural Income under Income Tax Act — Residential Status - Previous Year — Assessment Year — Computation of Income.

Unit-II

Heads of Income and Computation — Income from Salary, Income from House Property. Profits and Gains of Business or Profession, Capital Gains and Income from other sources.

Unit-III

Law and Procedure — P.A.N. — Filing of Returns — Payment of Advance Tax -- Deduction of Tax at Source (TDS) -- Double Tax Relief — Law and Procedure for Assessment, Penalties, Prosecution, Appeals and Grievances -- Authorities.

Unit-IV

GST ACT, 2017 – Goods and Services Tax Act, 2017: Introduction – Background, Basic Concepts – salient features of the Act – Kinds of GST - CGST, SGST & IGST – Administration officers under this Act – Levy and collection of tax – scope of supply – Tax liability on composite and mixed supplies – Input tax credit

GST ACT, 2017:- Registration – persons liable for registration – persons not liable for registration – procedure for registration – returns – furnishing details of outward and inward supplies – furnishing of returns – payment of tax, interest, penalty and other amounts – tax deducted at source – collection of tax at source – Demand and Recovery – Advance Ruling – Definitions for Advance Ruling – Appeals and revision – Appeals to Appellate Authority – Powers of revisional authority - Constitution of Appellate Tribunal and benches thereof – offences and penalty.

UNIT-V

Custom Act

Background Of Custom Law, Meaning Of Custom Duty ,Types of Custom Duty ,Additional Custom Duty, Classification Of Goods ,Powers, Control And Procedure of Custom duty officer, Adjudication Enforcement, Confiscation And Penalty

Suggested Reading:

1. Kailash Rai : Taxation Law
2. Vinod K. Singhanian : Taxman Student's Guide to Income Tax
3. H.C.Mehrotra & B.P.Agrawal : Apratyaksh Kar
4. V.S.Datey : Taxman's Indirect Tax.
5. Taxmann : Three Taxes

**LAW CC-613
PAPER III**

Land Law Including Tenancy and Tenure Act

Unit-I

Land reforms before and after independence – Zamindari settlement, Ryotwari Settlement, Mahalwari system, Intermediaries, Constitutional Provisions- Abolition of Zamindari, Jagirs and Inams- Tenancy Laws- Conferment of ownership on Tenants/ ryots. Different types of Raiyat and land.

Unit-II

Clarification and classification of Lands- ownership of Land- Absolute and Limited ownership (Tenancy, Lease etc.) – Doctrine of Eminent Domain – Doctrine of Escheat – Doctrine of Bona Vacantia- Maintenance of Land records and issue of Pattas and Title deeds.

Unit-III

Chotanagpur Tenancy Act, 1908.

Chapter – I to IX Section 51A, 55, 56, 57, 58, 59, 60, 61, 61A, 62, 63.

Chapter – X Whole, except Sec. 75 amended up to date.

Chapter – XII Section 83, 84, 91, 92.

Chapter – XIV Whole.

Chapter – XV Section 127, 134.

Chapter – XVI Section 137, 139, 139A, 143, 144, 172, 173, 177, 178, 179, 182, 196, 206, 208, 210, 211, 212, 213, 213A, 215, 217, 218, 224.

Chapter – XVIII Whole.

Chapter – XIX Section 257, 258.

Unit-IV

Santhal Pargana Tenancy (Supplementary Provisions) Act 1949

Unit -V

Acquisition, Rehabilitation & Settlement Act 2013

**LAW CC-614
PAPER IV
CRIMINOLOGY
(PENOLOGY AND VICTOMOLOGY)**

Unit-I

1. Objectives of the study of Criminology and Penology.
2. Criminology.
 - (a) Nature and Scope.
 - (b) Inter-relation between Criminology Penology & Etiology.
 - (c) Fundamentals of Criminal Law.
 - (d) Possibility of science of Criminology.

Unit-II

3. Schools of Criminology.
 - (a) Pre-classical School of Criminology.
 - (b) Classical School of Criminology.
 - (c) Typological School of Criminology.
 - i. Italian School
 - ii. Mental Tester School
 - iii. Psychiatric School
 - (d) Sociological School of Criminology
 - (e) Cartographic School.

Unit-III

4. Methods of Study of Criminology.
 - (a) Statistics of Crimes.
 - (b) Individual case study method.
 - (c) Limited case method
5. Causation of Crime.
 - (a) Heredarity and Crime.
 - (b) Biophysical factors and criminality.
 - (c) Freuds Theory of Criminal behaviour-psychological concept.
 - (d) Deferential Association Theory.
 - (e) Anomie.

Unit-IV

6. Crime and Economic Condition.
7. White Collar Crime.
 - (a) Nature and Crime in India.
 - (b) General approaches to crime control.
 - (c) Crimes of the powerful organised and white collars-crimes in the profession viz. medical, legal, engineering etc.
 - (d) Organised crime, sexual offences, prostitution & drugs abuse.
 - (e) Perpetrators of ordinary crimes, the situational criminals, chronic offenders and criminal gangs.

LAW CC-615
PAPER V
MOOT COURT AND INTERNSHIP
(Clinical)

The paper shall have three components of 30 marks each (Total 90 marks) and a viva-voce for 10 marks, to be conducted by a teacher nominated by the Head of Department/Principal.

1. **Moot Court (30marks)**. Every student may be required to do at least three moot courts in a year with 10 marks for each. The moot court work will be on assigned problem and it will be evaluated for 5 marks for written submissions and 5 marks for oral advocacy.
2. **Observance of Trial in two cases, one Civil and one Criminal (30 marks)**.
This will be recorded in the diary, which will carry 15 marks. Students may be required to attend two trials. They will maintain a record and enter the various steps observed during their attendance on different days in the court assignment. This scheme will carry 30 marks
3. **Interviewing Techniques and Pre-trial preparations and Internship diary (30 marks)**. Each student will observe two interviewing sessions of clients at the Lawyer's Office /Legal Aid Office and record the proceedings in a diary, which will carry 15 marks. Each student will further observe the preparation of documents and court papers by the Advocate and the Procedure for the filing of the suit/petition.
4. **Viva- Voce examination** on all the above three aspects. This will carry 10 marks.

LAW CC -616(Optional)
PAPER VI
(A)Local Self Government and Panchayat Administration

UNIT-I

Concept

Local self Government- meaning, evolution of panchayat system, Thought of thinker on panchayat system . Nature, Doctrine of distribution of power.

UNIT-II

Constitutional Provisions

Constitutional Provisions-Directive principles, 73rd and 74th Amendment;, Panchayats Constitution and Composition., Powers and responsibilities., Election, (Article 243. 243A-O) and 12th schedule.

UNIT-III

Municipalities

The Municipalities- Constitution and Composition, Reservation of seats, Powers and responsibilities Election., Wards Committees, Finance Commission (relating to Municipalities) (Article 243 P, ZG and 280)

UNIT-IV

Panchayati Raj Act 1993, Gram Panchayat Administration, composition,power and function.

UNIT-V

Nagar Palika Adhiniyam, Nagar Panchayat power and function.

Suggested Readings:

1. Dr. J.N. Pandey Constitution Law of India
2. V. N. Shukla Constitution Law of India
3. M.P. Jain Indian Constitution
4. Basanti Lal Babel Constitution of India
5. Panchayati raj adhiniyam

LAW CC-616(Optional)
PAPER VI
(B) WOMEN AND LAW

UNIT-I

International concerns and conventions

Women in India, Pre-independence period, Social and legal inequality, Social Reform Movement in India, Karachi Congress - Fundamental Rights Resolution, International status of women

UNIT-II

Women in post independence India

Preamble of the Constitution: equality provisions in Fundamental Rights and Directive Principles of State Policy, Personal laws - unequal position of women, Uniform Civil Code towards gender justice.

UNIT-III

Sex Inequality in Inheritance Rights

Feudal institution of joint family - women's inheritance position, Hindu Law, Muslim Law Matrimonial property, Movement Towards Uniform Civil Code, Guardianship, Right of women to adopt a child, Problems of women guardianship, Divorce, Indian Divorce Act, Christian Law, Muslim Law, Criminal Law,.

UNIT-IV

Social Legislation

Dowry Prohibition, Prevention of immoral traffic, Woman participation in democratic government, Parliament, State Legislation, Local bodies, Women and Employment.

UNIT-V

Protection and enforcement agencies

Courts, Family courts, Commission for women, NGOs., Social Constitutional .U.N. Declaration of the rights of the child, 1924, 1959., Problems of conception, birth and nourishment and health of the child, State responsibility for the education of children, Evaluation of the efforts of the State towards the provision of education to children, Pre-primary and nursery education - elementary education. Contribution of UNESCO, UNICEF.

Suggested Reading:

1. Gandhi to the Women (ed. Hingorani) 1941, Position of Women .12 Tear Down the Purdah p. 213, Young India 1918.
2. Jawaharlal Nehru thoughts on women-economic bondage of Indian women (Produced Memorialand Library) 7th Plan. Ch. 14 Socio economic programmes for women.Relevant case Law
3. Revasia & Revasia, Women Social Justice & Human Right (1998) PP.H. Publishing, New Delhi
4. Ajnes, Flavia, Law as Gender inequality, N.Delhi, Oxford (1999)
5. Sumithra Vishnu V. Union of India 1985 SC 1618.
6. 42nd Report Law Commission, the Dissenting Note of Justice Anna Chandy on provision of adultery, p.366.
7. Towards Equality - Report of the Committee on the Status of Women (Govt. of India), Chapters IV & Section IV General Conclusions & Recommendations.
8. Balram - Women workers the labour legislation in India 1984(2) I.L.J.1527.
9. Lotika Sarkar, The Law Commission of India (1988).
10. Indian Law Institute, Child and the Law (1979, S.N. Jain ed.)
11. U.Baxi, Law and Poverty: Critical Essays(1988), Eastern, Luknow