



SARASWATI VIDYA MANDIR LAW COLLEGE

SARASWATI VIHAR, SHIKARPUR (BULANDSHAHR) 202395

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CH. CHARAN SINGH UNIVERSITY

B.A.LL.B. 5 YEAR (TEN SEMESTER) INTEGRATED COURSE

AMENDED SYLLABUS

(w.e.f. : 2017 – 18 Session)

Semester – I

(Syllabus)

PAPER – I

GENERAL ENGLISH-I (Paper Code : BL – 1001)

1. Grammar and Usage

- (a). Use of tenses, verbs, determiners (including articles), Prepositions ;Agreement of verb with the subject.
- (b). Common errors in English.
- (c). Basic transformation : Passive, Negative, Interrogative, Reported speech.

2. Question tags and short responses, Punctuation.

3. Legal Comprehension.

4. Translation from Hindi to English and from English to Hindi.

5. **Writing Skills:** Report Writing, Writing resume and Letter or application.

BOOKS RECOMMENDED

Henson , J.B.& Turton, *Longman Dictionary of Common Errors*, (Longman).

Hornby , G.S., *Guide to patternms and Usage in English*, O.U.P.

Quirk ,R & Green Baum, S., *A University Grammar of English*, Longman. Sharma

G.S., *Guide to patternms and Usage in English*, Sheel Sores, Jaipur. Singh, S.B.,

Communication Skills in English, Bharat Bharti Prakashan , Meerut.

PAPER – II
SOCIOLOGY - I
(Paper Code : BL – 1002)

- 1. Basics Concepts**
 - (a). Society – Human & Animal
 - (b). Community
 - (c). Association
 - (d). Social groups
- 2. Social Institutions**
 - (a). Marriage, family and kinship
 - (b). Economic Institutions
 - (c). Political Institutions
 - (d). Religious Institutions
 - (e). Educational Institutions.
- 3. Social and Legal systems**
 - (a). Social system
 - (b). Law as a sub system of society
 - (c). Structure and function.
- 4. Major Social Institutions of Indian Society**
 - (a). Caste
 - (b). Tribe
 - (c). Traditional
 - (d). Village Panchayat
 - (e). Sources of Village Panchayat
- 5. Social Stratification**
 - (a). Social status and role
 - (b). Socialisation
 - (c). Social control

BOOKS RECOMMENDED

Botomore T.B., *N Sociology : A Guide to problems and Literature.*
Davis, A.R., *Rural Sociology in India*, 1991.
Davis, Kingley, *Human Society.*
Maciver, R.M. & Page C.H. N., *Social Anthropology*, 1990.
Oommen, T.K. & Venugopal C.N., *Sociology for Law Students*, 2001.

PAPER – III
POLITICAL SCIENCE – I
(Political Theory) (Paper
Code : BL – 1003)

1. (a). Definition, Nature & scope of Political Science and its relevance to Law.
(b). **Concept of State** – The State and its elements, Distinction between State, Society and Government.
(c). Theories of origin, nature and functions of State.
2. (a). **Major Political Ideologies** – Liberalism, Socialism, Marxism, Utilitarianism, and Gandhism .
(b). **Sovereignty** – Concept of Political and Legal Sovereignty.
3. (a). The concept a of power, Authority and Legitimacy.
(b). Liberty, its meaning and kinds, Liberty and Equality, Liberty and Law, Safeguards of Liberty.
4. (a). **Organization of Government** - Democracy and Dictatorship .
(b). Unitary and Federal System
(c). Parliamentary and Presidential form of Govt.
5. (a). **Organs of Government** - Executive, Legislature and Judiciary.
(b). The Doctrine of Separation of powers
(c). **Concept of Representation** - Public opinion and public participations.

BOOKS RECOMMENDED

Appado Rai, A., *Substances of Politics*.
Asirvatham, A, *Political Theory*.
Joad, C.E.M, *Political Theory*.
Rathore L.S., Haqqi , S.A.H., *Political Science And Organization*. Ray
& Bhattacharya, M., *Political Theories ,Ideas And Institutions*.
Sabine, G.H., *A History of Political Theory*.
Singh, G.N., *Fundamental of Political Science And Organization*.
Verma, S.P., *Modern Political Theory*.

PAPER – IV

ECONOMICS – I

(Paper Code : BL – 1004)

1. General Principles

- (a). Economics as a science and its relevance to Law.
- (b). Economics as a basis of social welfare and social justice.
- (c). Free enterprise, planned economy and mixed economy.

2. General Principles of Economics

- (a). Demand and Supply.
- (b). Saving, consumption, investment.
- (c). Theories of Economic growth and problems of development.
- (d). **Banking and fiscal policy** – Changing profile of Indian Banking, RBI and its challenging policy.

3. Indian Economics

- (a). Introduction to Indian Economics.
- (b). Trends in population growth.
- (c). Estimates of national income in India.
- (d). Post independence economic policies in India.

4. The Logic of India's development strategy

- (a). Planning process.
- (b). Priorities between agriculture and Industry.
- (c). Choice of technology.

- 5. (a). The role of public, private and joint sector
- (b). Large, medium and small industries
- (c). Role of capital formation, credit and banking system

BOOKS RECOMMENDED

Dhingra, M.L., *Principles of Economics*.

Roger Leroy Miller, *Principles Of Economics Today*, Prentice – Hall, India. Roger

Leroy Miller , *Economics Today*, Canfield Press, San Francisco.

Seth, M.L., *Principles of Economics*.

Singh, S.P., *Principles of Economics*.

Soloman, *Economics*, Prentice – Hall, India.

PAPER – V
INDIAN HISTORY – I
(Ancient & Medieval Indian History)
(Paper Code : BL – 1005)

1. Survey of political History of Ancient Indian, concept of Kinship and Republics in Ancient India with special reference to Ramayan and Mahabharat period.
2. Rise and growth of Political ideas in Ancient India with special reference to Kautilya, Manu, Shukra , Administration of Mauryas and Guptas.
3. (a). Concept of State and government in Ancient India. (b). Concept of Justice and Law in Ancient India. (c). Concept of Dand in Ancient India.
4. A Brief survey of the Political History of Medieval India, Administration of Ala-ud-din Khilji, Shershah, Akbar, Shivaji and Raja Suraj Mal.
5. Society in Medieval India with special emphasis on the condition of women, Agrarian system, Socio- economic problems in Medieval India e.g. Sati and Untouchability.

BOOKS RECOMMENDED

Basham A.L., *The Wonder that was India.*

Mojumdar R.C., Datta & Raychaudhry : *An Advanced History of India.* Sharma

R.S., *Some Aspects of Political ideas and Institutions in Ancient India.* Sharma

V.P., *Political Ideas and Institutions in Ancient India.*

Tripathi R.S., *An History of Ancient India.*

Semester – II

(Syllabus)

PAPER – I
GENERAL ENGLISH – II
(English Language And Legal Writing)
(Paper Code : BL – 2001)

1. Common Legal Vocabulary in English

- (a). Use of Legal terms
- (b). Use of Legal idiomatic expressions
- (c). Proverbs and stock sayings

- 2.** (a). Foreign legal words and phrases (b). Use of Legal Latin maxims
(c). One word substitution

3. Essay writing on a topic of Legal interest

- 4.** (a). Formal and informal correspondence (b). Report Writing (Legal)
(c). Abbreviations of common Legal expressions.

5. Study of Literary Text; Fiction.

David Copperfield by Charles Dickens;- Two textual questions with Internal choice.

BOOKS RECOMMENDED

Born S., *Dictionary of Law*, Lengman.

Green, David, *Contemporary English Grammar*, Mac Millan

Legal Glossary, Govt. of India Publication.

Sharma, G.S., *Legal Language , Legal Writing and General English*, Sheel Sons, Jaipur.

PAPER – II
SOCIOLOGY- II
(Legal System and Society)
(Paper Code : BL – 2002)

1. Basic concept

- (a). Meaning: Caste, Class and Varna.
- (b). Scheduled Castes and Tribes and their Place in Indian Society.

2. Law and Society

- (a). Customs and law
- (b). Basis of Legitimacy
- (c). Evolution of legal System
- (d). Significance of Law in Indian Society
- (e). Law in Relation of Social Order

3. Occupation and Profession

- (a). Meaning: Distinction between Work and Leisure
- (b). Division of Labour and Jajmani System
- (c). Legal Profession in India- An Introduction

4. Social Change

- (a). Meaning
- (b). Modes of Sanskritization, Westernization, urbanization.
- (c). Factors of Social Change.
- (d). Law and Social Changes in India.

5. Social Evils and Movements

- (a). Communalism
- (b). Regionalism
- (c). Castism
- (d). Social Movements

BOOKS RECOMMENDED

Davis, A.R., *Rural Sociology in India*, 1991. Davis, Kingley,
Human Society.

Maciver R.M. & Page C.H., *Social Anthropology*, 1990.

Oommen, T.K. & Venu Gopal C.N., *Sociology For Law Students*, 2001.

PAPER – III
POLITICAL SCIENCE - II
(International Relations)
(Paper Code : BL – 2003)

1. **(a). International Relations:** its meaning and nature, Role of National interest & Ideology in Formation of Foreign Policy.
(b). Diplomacy: Its meaning, nature & its Objectives. Types of Diplomacy & its Importance.
2. (a). U.N.O. and it's Organs.
(b). Concept of World Community and World Government.
(c). Disarmament.
3. (a). Cold War: Its origin, causes, nature and impact on International Relations. (b). Terrorism in International Relations.
(c). Deterrence: its meaning and impact on International Relations.
4. (a). International Economic Order & Role of IMF, , WTO and World Bank.
(b). Regional Organizations: OAS, SAARC, ASEAN EU.
5. (a). Non- Alignment: its meaning.
(b). Indian Foreign Policy with Special reference to its neighboring Countries.

BOOKS RECOMMENDED

Jha L.K., *North South Debate*.

Mahendra Kumar, *The Theoretical Aspects of International Politics*.

Sprout & Sprout, *Foundations of International Politics*, Van Nostrand, NY. UN Charter.

PAPER – IV
ECONOMICS - II
(Economic Problems and Politics in India)
(Paper Code : BL – 2004)

1. Introduction

- (a). Structural Changes in Indian Economy in Post 1991 period.
- (b). New Economic policy, Liberalizations and Privatization.

2. Agriculture Sector

- (a). Features and problems in Indian Agriculture.
- (b). Land Reforms in India, Consolidation of Holdings and its impact on poverty elevation in India.

3. Industrial Sector

- (a). Industrial Policy in India since 1948 and recent Changes in with reference to economic Problems.
- (b). Industrial Sickness, Causes and its remedies.
- (c). Industrial relations and Trade unionism.

4. Economic Institutions in India

- (a). Single Proprietorship, Partnership. (b). Trust and Cooperative Societies. (c). Multinational Corporations.

5. Foreign Trade & Investment

- (a). Foreign Trade Policy, major problems of Indian Export Sector.
- (b). Foreign Investment; FDI.
- (c). Globalization and New International Economic order.

BOOKS RECOMMENDED

Aggarwal A.N., *Indian Economy*, Vikas Publication, New Delhi.
Hanumanta Rao C.H. & Joshi F.C., *Reflections of Economic Development and Social Changes*.
Rudder Dutt & KPM Sundaram, *Indian Economy*, S. Chand & Co.

PAPER – V
Law of Torts And Consumer Protection
(Paper Code : BL – 2005)

1. Torts and Tortious Liability Introduction

- Definition, Nature and Characteristics of Torts
- Constituents of Tort
- Fault – Damnum sine injuria, Injuria sine damnum
- Mental element – Malice, Negligence, Motive
- Who ,may sue, who may not be sued ?
- Strict and Absolute Liability

2. Justification in Tort

- Volenti non fit injuria
- Necessity
- Inevitable accident and Act of God
- Statutory authority

3. Liability for Torts Committed by Others

- Vicarious Liability
- Liability of the State – Doctrine of sovereign Immunity
- Joint Tort- feasers

4. Specific Torts

- Negligence
- Nuisance
- Trespass
- Defamation

5. Consumer Protection Act

- Consumer definition and concept
- Contract of service and contract for service
- Enforcement of Consumer rights.

BOOKS RECOMMENDED

Aggarwal V.K., *Law on Consumer Protection* (students edition).

Bangia R.K., *The Law of Torts*.

Kapoor S.K., *Law of Torts*.

Lal Rattan & Lal Dhiraj, *The Law of Torts*.

Paranjape N.V., *Law of Torts*.

Salmond W.G., *Law of Torts*.

Winfield and Jolowicz, *Torts*.

Semester – III

(Syllabus)

PAPER – I
GENERAL ENGLISH – III
(Communication Skills)
(Paper Code : BL – 3001)

1. Elementary Knowledge of units of Sounds in English Language { British R.P}

- (a). Phonetics, symbols {44} for vowels, Consonants and diphthongs.
- (b). Syllable: number of syllables in a word, division in the words into syllables. Structure and types of syllable

2. (a). Word Stress, Sentences Stress: their use and importance in English.

- (b). Pitch or intonation: Elements, Tone Group, T / Ionic Syllable and Tone (Tonality, Tonicity & Tone).

3. (a). Note making and Note

taking (b). Preparing

Bibliography

- (c). Consulting Dictionary: thesaurus and Encyclopedia

4. Communication – Meaning importance, process type, Non verbal Communication, Barriers to Communication, Oral presentation Skills, Groups discussions, interviews.

5. Study of Literary Text : Short stories of Eminent Writers

- | | |
|-------------------------------|----------------|
| (a). The Gift of the Magi | O. Henry |
| (b). The Eyes are not here | Ruskin Bond |
| (c). The Lament | Anton P Chekov |
| (d). The Rocking Horse Winner | D H Lawrence |
| (e). The Barber's Trade union | Mulk Raj Anand |

BOOKS RECOMMENDED

Jones David, *Cambridge English Pronouncing Dictionary*. Allen

W.S., *Living English Structure*.

Pryse R. Elizabeth, *Successful Communication Illustrations*.

PAPER – II
हिंदी – 1
(भाषा और साहित्य)
(वैकल्पिक प्रश्नपत्र)
(Paper Code : BL – 3002)

1. हिन्दी भाषा का सामान्य परिचय और स्वरूप
(क) भाषा, बाली, राजभाषा और राष्ट्र भाषा – सामान्य परिचय ।
(ख) हिन्दी भाषा का उद्भव और विकास ।
2. विश्व हिन्दी भाषा की वर्तमान स्थिति और भावी सम्भावनाएँ ।
3. हिन्दी की शब्द-सम्पदा
तद्भव-तत्त्व शब्द, भिन्नार्थक शब्द, पर्यायवाची शब्द, विलोम शब्द तथा शब्द
युग्म एवं वाक्यांश के लिए शब्द ।
4. साहित्य से आशय और उद्देश्य
(क) साहित्य का सामान्य परिचय, साहित्य के प्रेरक तत्व और साहित्य का उद्देश्य ।
(ख) हिन्दी साहित्य का संक्षिप्त इतिहास काल विभाजन : आदिकाल, पूर्व मध्यकाल,
उत्तर मध्यकाल, आधुनिक काल: परिस्थितियाँ और प्रवृत्तियाँ ।
5. (क) साहित्य के आधार पर कबीर का काव्य सौष्ठव और प्रासंगिकता ।
(ख) रामचरित मानस के आधार पर तुलसीदास का काव्य सौष्ठव और
प्रासंगिकता ।
6. ध्रुव स्वामिनी के आधार पर जयशंकर प्रसाद की नाट्यकला ध्रुव स्वामिनी पर
आलोचनात्मक प्रश्न ।

सहायक पुस्तकें

डॉ. भोलानाथ तिवारी, हिंदी भाषा
आचार्य रामचंद्र शुक्ल, हिंदी भाषा का इतिहास
शिव कुमार शर्मा, हिंदी साहित्य - युग और प्रवृत्तियाँ
तुलसीकृत रामचरित मानस
जयशंकर प्रसादकृत, ध्रुव स्वामिनी

PAPER – II

LAW AND MEDIA (Optional Paper) [Paper Code : BL – 3002 (A)]

1. **Different Facets of Media** – Concept of Media, Theories of Communication, Evolution of Media.
2. **Media in Constitutional Framework** – Freedom of expression in Indian Constitution, Right to Privacy, Right to information under the Constitution of India and the Right to Information Act.
3. **Legal dimensions of Media**
 - (a). Media and Criminal Law (Defamation / Obscenity / Sedition).
 - (b). Media and Law of Torts (Defamation and Negligence).
 - (c). Media and Legislature – Privileges of Legislature.
4.
 - (a). Media and Judiciary – Contempt of Court.
 - (b). Media and Executive – Official Secrets Act.
 - (c). Media and Journalists – Working Journalists (Conditions of Service Act).
5. **Self Regulation And other Issues** – Media and Ethics, Media and Human Rights.

BOOKS RECOMMENDED

Basu D.D., *Law of the Press*, Wadhwa and Company, Nagpur.
McQuil Denis, *McQuil's Mass Com Theory*, Sage Publication, London.
Nayyar Shamsi, *Journalism : Ethics And Code*, Anmol Publication, New Delhi.

PAPER – III
POLITICAL SCIENCE – III
(Public Administration)
(Paper Code : BL – 3003)

1. **Public Administration:** its meaning, nature, scope & importance, Private & Public Administration, Politics & Public Administration
2. **Bureaucracy-** Meaning and changing concept of Bureaucracy, Rise & Characteristics of Bureaucracy; Theory of Bureaucracy – Marxist, Max Weber, Plurist theory and Technocratic view; Bureaucracy & Democracy.
3. (a). **Local Government-** meaning, Characteristics, importance & Problems.
(b). Urban Local Government and Panchayati Raj (73rd & 74th Amendment of the Constitution).
(c). District Level- Organization, Administration Personnel & Sources of Revenues.
4. Financial Administration, Formation & Execution of BUDGET, Control of Parliamentary Committees.
5. **Planning & Policy:** meaning, policy- making process, who makes policy basis of policy- Making; Factors influencing Policy Formulation; Policy making in India; Planning- Meaning, type, Machinery, Personnel & Techniques.

BOOKS RECOMMENDED

Avasthi & Avasthi, *Indian Administration*.

Kapoor, *Public Administration*.

Maheshwari, *Public Administration in India*.

Sharma M.P. & Sadhna B.C., *Public Administration in Theory and Practice*, Kitab Mahal.

PAPER – IV
CONTRACT – I
(General Principles of Contract)
(Paper Code : BL – 3004)

1. Purpose, Evolution and Scope of Law of Contracts.
2. Proposal and Promise Including Communication of Proposal, Acceptance and Communication of the Revocation of Proposal and Acceptance.
3. Consideration and Doctrine of Privity of Contract.
4. Lawful Object and Consideration.
5. Capacity to Contract : Minors, Persons of Unsound Mind and Others Disqualified by Law ; Nature and Effects of Minor's Agreements; Doctrine of Restitution.
6. Consent and Free Consent.
7. Standard Form of Contracts.
8. Agreements Declared Void and Voidable Under the Contract Act.
9. Contingent Contracts.
10. Law Relating to Certain Relations Resembling those Created by Contracts, viz., Quasi-Contracts.
11. Discharge of contracts with special reference to the doctrine of frustration.
12. Remedies in the form of compensation

BOOKS RECOMMENDED

Anson's *Law of Contract*.

Bangia R.K. (Dr.), *Indian Contract Act*

Desai S.T., *The Indian Contract Act*

Kapoor S.K., *Contract*

Moitra A.C., (Dr.), *Principles and Digest of Indian Contract Act*.

Pollock and Mulla, *Indian Contract and Specific Relief Act* Singh

Avtar (Dr.), *Law of Contract*

PAPER – V
INDIAN LEGAL AND CONSTITUTIONAL HISTORY
(Paper Code : BL – 3005)

This course is intended to introduce students to the Legal and Constitutional History of India (1600-1950). Emphasis will be laid on the following :

I. Legal History :

The Early Charters and the Administration of Justice by the East India Company, the Mayor's Courts; Judicial Reforms of Warren Hastings and the Advent of Adalat System; the Regulating Act, Pitts India Act, and the Act of Settlement; Judicial Reforms of Cornwallis and Lord William Bentick; the High Courts; Privy Council; the Supreme Court of India; the Law Commissions and Codification, Development of Criminal Law, Law of Contract and Law of Evidence in India; Personal Laws of Hindu and Mohammedans.

II. Constitutional History :

Position of Native States and the development of the Doctrine of Paramountcy, Development of Legislative Institutions, Indian Council Act 1861, Government of India Act 1909, Government of India Act 1919, Government of India Act 1935, Independence Act, 1947, The story of Framing of Indian Constitution.

BOOKS RECOMMENDED

Jain, M.P., *Outlines of Indian Legal History*
Kulshreshtha, V.D., *Landmarks in Indian Legal and Constitutional History*
Pranjpe, N.V., *Legal and Constitutional History of India*
Puri, S.K., *Legal and Constitutional History of India*
Ramajois, M., *Legal and Constitutional History of India, Volume-I,II*
Shilwant, S.S., *Turning Points in Indian Legal and Constitutional History*
Singh, M.P., *Outlines of Indian Legal and Constitutional History*

Semester – IV

(Syllabus)

PAPER – I
GENERAL ENGLISH – IV
(Paper Code : BL – 4001)

1. Study of Literary Text – The Merchant of Venice : Shakespeare

- (a). One Passage for Explanation with reference to the context only from the IV AND V act.
- (b). One textual question with internal choice.
- 2. Synonyms; Antonyms ; Confused Words – Paronyms, Homonyms.
- 3. Paragraph Writing ; Writing Paragraph of 150 to 200 words on a topic.
- 4. The ways of Words (use of the same words as parts of speech); Formation of words (noun to verb adjective to verb etc. by using affixes); Phrasal Verbs; One word substitution.
- 5. Précis writing.

BOOKS RECOMMENDED

Hill Tata Mcgraw, *Objective English*.

Lewis Norman, *Word Power*

Nesfield, J.O., *English Grammar, Composition and Usage*.

The Merchant of Venice: Text.

PAPER – II
हिन्दी -2
(विधिक संचार एव हिन्दी भाषा ज्ञान)
(वैकल्पिक प्रश्नपत्र)
(Paper Code : BL – 4002)

1. हिंदी वाक्य विचार - वाक्य से आशय, वाक्य के प्रकार, वाक्य रूपांतरण भाषा, अशुद्ध वाक्यों को शुद्ध करना (Correction of Sentence)।
2. विराम चिह्नों का प्रयोग, शुक्ति वाक्यों का पल्लवन, साक्षीपीकरण (प्रॉसी)
3. पत्रलेखन - औपचारिक कार्यालयीय पत्रों का प्रारूप
4. विधिक शब्दावली- विधिक शब्दों का अँग्रेज़ी से हिन्दी में अनुवाद, विधिक शब्दों का हिन्दी से अँग्रेज़ी में अनुवाद।
5. विधिक विषय पर संक्षिप्त / विस्तृत / शैक्षिक विधिक विषय पर रिपोर्ट।

सहायक पुस्तकें

Legal Glossary - Govt. of India Publication

विधिक शब्दावली, भारत सरकार प्रकाशन

अग्रवाल विजय, अपनी हिन्दी सुधारे, सूचना एव प्रसारण मंत्रालय, भारत सरकार, नई दिल्ली।

वर्मा रामचंद्र, अच्छी हिंदी

बाहरी हरदेव, शुद्ध हिंदी।

PAPER – II

LAW AND MEDIA – II

(Optional Paper)

[Paper Code : BL – 4002 (A)]

1. Understanding Broadcast Sector; Evolution of Broadcast Sector.
2. **Legislative efforts on Broadcasting Sector** – Prasar Bharti Act, 1990; Cinematography Act, 1952.
3. **Media – Advertisement And Law** – Concept of Advertisement; Advertisement Act of 1954; Indecent Representation (Prohibition) Act, 1986.
4. **Ethical Issues in Entertainment** – Violence; Offensive material; Censorship.
5. Press Council of India Act, 1978; Press Commission of India.

BOOKS RECOMMENDED

Luthera H.R., *Indian Broadcasting*, Publication Division, Ministry of Information & Broadcasting, Government of India.

Media Press and Telecommunication Laws, Eastern Book Company, Lucknow.

Mehta D. S., *Mass Communication and Journalism in India*, Allied Publisher, New Delhi.

PAPER – III
POLITICAL SCIENCE – IV
(Indian Government And Polities)
(Paper Code : BL – 4003)

1. Indian Political system; Political and Constitutional Development from 1919-1947.
2. The Constituent Assembly and Framing of the Constitution; The Main Features of the Constitution.
3. Indian Federation Centre – State Relations; The Union and Its territories; Citizenship.
4. Fundamental Rights and Duties; Directive Principles of State Policy; The union Executive; The Council of Ministers and prime Minister.
5. The Supreme Court of India; The State High- Courts; Regionalism, Communalism and Casteism in India.

BOOKS RECOMMENDED

MacMillon, *The Indian Political System*.

Dass H.H., *Indian Democratic Government and Politics*.

Prof. Fadiya, *Indian Democratic Government and Politics*, Sahitya Sadan, Agra.

PAPER – IV
INDIAN HISTORY – II
(Modern Indian History)
(Paper Code : BL – 4004)

1. Problems of Indian societies during 19th \20th Century Renaissance Cultural, Social , Political
2. Uprising 1857, Social and Religious Movements, Arya Samaj, Brahmo Samaj, Theosophical Society, Ramkrishnan Mission.
3. Emergence of nationalism & Congress Moderates, Extremists, Revolution in India & abroad; Movements of 1920, 1930, 1942 by M K Gandhi.
4. Personalities of national movements- Tilak, Gokhale, M K Gandhi, Subhash, Nehru, Dr. Ambedkar, Ch. Charan Singh.
5. Problems of Indian Society- Regionalism, Casteism, terrorism, Fundamentalism.

BOOKS RECOMMENDED

Sarkar Sumit, *Modern India*, (Eng. & Hindi). Grover
& Yashpal, *Modern India*, (Eng. & Hindi).
Desai A.R., *Social Background of Indian Nationalism*.
Spear P., *Oxford History of Modern India*.

PAPER – V
LAW OF HUMAN RIGHTS
(Paper Code : BL – 4005)

1. Meaning and Definition of Human Rights, Concept of Human Rights.
2. Human Rights and the United Nations.
 - (a) Charter Provisions.
 - (b) International Protection of Human Rights.
3. Universal Declaration of Human Rights.
- 4. Generations of Human Rights (Three Generations) :**
 - (a) International Covenant on Civil and Political Rights and Two Protocols.
 - (b) International Covenant on Economic, Social and Cultural Rights.
 - (c) Collective Rights.
5. European Convention on Human Rights and Fundamental Freedoms.
6. American Convention on Human Rights.
7. National Human Rights Institutions with Special reference to National Human Rights Commission (NHRC) and National Commission for Women (NCW).
8. Inclusion of Human Rights Jurisprudence Under the Constitution of India through Judicial Interpretation.

BOOKS RECOMMENDED

Agrawal H.O., *Human Rights*.
Basu D.D., *Human Rights in Constitutional Law*.
Khera S.C., *Human Rights and United Nation*.

Semester – V
(Syllabus)

PAPER – I
LAW OF CRIMES
(Indian Penal Code)
(Paper Code : BL-5001)

- **General Principles of Crime** : Concept of crime; Elements of crime ; stages of crime; Concept of Strict Liability, Constructive Liability, Common Intention and Common Object.
- **Inchoate Crime/ Preliminary offences**: Abetment, conspiracy and attempt
- **General Exception**: Mistake, accident , necessity, Young age, unsoundness of mind, drunkenness, Right of Private Defence.
- **Specific Offences** :
 1. **Offences Affecting Human Body** : Culpable Homicide, Murder, Homicide by Rash and Negligent Act, Hurt and Grievous Hurt; Kidnapping and Abduction, Wrongful Restraint and Wrongful Confinement, Assault, Criminal Force.
 2. **Offences Against Property** : Theft Extortion; Robbery; Dacoity; Cheating;
 3. **Offences Against State and Public Tranquility** : Sedition; Unlawful Assembly; Rioting and Affray.
 4. **Offences Against Marriage** : Bigamy and Adultery

BOOKS RECOMMENDED

Gaur Hari Singh (Dr.), *Penal Law of India*. Gaur
K.D., *Criminal Law cases and materials*. Lal
Rattan Lal Dhiraj, *Indian Penal Code*.
Misra S.N., *Indian Penal Code*.
Nigam R.C., *Principles of Criminal Law*.

PAPER – II
FAMILY LAW - I
(Hindu Law)
(Paper Code : BL-5002)

1. Sources of Hindu Law.
2. Schools and Sub-Schools of Hindu Law.
3. Marriage : Essentials of a Valid Marriage, Void and Voidable Marriage.
4. Matrimonial Relief : Concept and Grounds of Various Matrimonial Reliefs *viz.*
 - Restitution of Conjugal Rights
 - Judicial Separation
 - Nullity of Marriage
 - Divorce
5. Legitimacy - Legal Status of Children Born of Void and Voidable Marriage.
6. Adoption
7. Hindu Minority and Guardianship Act, 1956
8. Law of Maintenance – Hindu Adoption and Maintenance Act, 1956.
9. Law of Succession under The Hindu Succession Act, 1956 – Devolution of interest of coparcenary property (Section 6), General rules of succession in the case of male Hindus (Section 8), General rules of succession in the case of female Hindus (Section 15), Testamentary succession (Section 30).

BOOKS RECOMMENDED

Mulla, *Principles of Hindu Law*.
Diwan Paras (Dr.), *Modern Hindu Law*.
Mayne's, *Hindu Law and Usage*.
Kesari U.P.D. (Dr.), *Modern Hindu Law*.
Sharma B. K., *Modern Hindu Law*.

PAPER – III
CONSTITUTIONAL LAW OF INDIA - I
(Nature of The Constitution And Fundamental Rights)
(Paper Code : BL -5003)

1. Nature of the Indian Constitution. Special emphasis shall be placed on (a). Federal Structure and (b). Form of the Government.
2. Preamble of the Constitution.
3. Fundamental Rights –
 - (a). **General** : Scheme of Fundamental Rights, Who can claim Fundamental Rights : Against whom Fundamental Rights are available ? Suspension of Fundamental Rights.
 - (b). **Specific Fundamental Rights-**
 - Right to Equality (Articles 14 to 18)
 - Right to Freedom of Speech and Expression (Article 19(1)(a))
 - Protection in respect of Conviction for offences (Article 20)
 - Right to Life and Personal Liberty (Article 21)
 - Right to Education (Article 21A)
 - Right against Exploitation (Articles 23 to 24)
 - Right to Freedom of Religion (Articles 25 to 28)
 - Cultural and Educational Rights of Minorities (Articles 29 to 30)
 - Right to Constitutional Remedies (Article 32)
5. Directive Principles of State Policy, their importance and relationship with Fundamental Rights.
6. Fundamental Duties.

BOOKS RECOMMENDED

Chander Pal, *Centre State Relations and Indian Cooperative Federalism*.
Chander Pal, *State Autonomy in Indian Federation: Emerging Trends*.
Hidayatullah M., *Constitutional Law of India*.
Jain M.P., *Constitutional Law*.
Pandey J.N., *Constitutional Law of India*.
Seervai H.M., *Constitutional Law of India*.
Shukla V.N., *Constitutional Law of India*. Tope
T.R., *Constitutional Law of India*.

PAPER – IV
CONTRACT–II
(Specific Contract And Law of Partnership)
(Paper Code : BL–5004)

1. Contract of Indemnity, Contract of Guarantee, Bailment and Pledge.
2. Contract of Agency.
3. Definition of Sale, Essentials of Contract of Sale and Agreement to Sale, Duties of Sellers and Buyers, Sale by Sample, Sale by Description, Conditions and Warranties, Rule of Caveat Emptor.
4. Transfer of Title, Passing of Property in Goods, Delivery of Goods – Rules regarding Delivery of Goods, Unpaid Seller and his Rights, Remedies for the Breach of Contract.
5. Network of Partnership, Difference between Partnership and a Company, Mutual relationship between Partners, Authority of Partners, Dissolution of Partnership, Minor as Partner, Effect of non-registration of Firm.

BOOKS RECOMMENDED

Anson, *Law of Contract*.
Bangia R.K. (Dr.), *Indian Contract Act*.
Desai S.T., *The Indian Contract Act*.
Kapoor S.K., *Contract*.
Moitra A.C., (Dr.), *Principles and Digest of Indian Contract Act*.
Narayana P.S., *The Law of Partnership*.
Pollock and Mulla, *Indian Contract and Specific Relief Act*.
Singh Avtar (Dr.), *Introduction to Law of Partnership*.
Singh Avtar (Dr.), *Law of Contract*.

PAPER – V
JURISPRUDENCE - I
(Legal Theory)
(Paper Code : BL-5005)

- 1. Introduction :** Definition, Nature and Scope of Jurisprudence, Importance of the Study of Jurisprudence.
- 2. Natural Law School :** Classical Natural Law, Revival of Natural Law : Rudolf Stammler and Kohler.
- 3. Analytical School :** John Austin, Hans Kelsen, And H.L.A. Hart.
- 4. Historical School :** Frederick Karl Von Savigny, Sir Henry Sumner Maine.
- 5. Sociological School :** Background and Characteristics, Roscoe Pound, Leon Dugit.
- 6. American Modern Realis**
- 7. Economic Approach of Law :** Marxist Economic Approach on Law.

BOOKS RECOMMENDED

Bodenheilmer : *Jurisprudence*.
Dias, *Jurisprudence*.
Friedman, *Law in Changing Society*.
Llyoyd, *Introduction of Jurisprudence*.
Mahajan V.D., *Jurisprudence*.
Paton : *Jurisprudence*.
Salmond : *Jurisprudence*.

Semester – VI

(Syllabus)

PAPER – I
ENVIRONMENTAL LAW
(Paper Code : BL-6001)

1. Meaning and definition of environment and pollution, kinds of pollution, sources and consequences of pollution, Ancient Indian Philosophy relating to environment protection.
2. Constitutional provisions, concerning environment pollution under Code of Criminal Procedure, Indian Penal Code Environment and development, Current environment problems, Public Interest Litigations.
3. Present regulations and enactments regarding environmental pollution – Definitions and Measures that have been adopted through different legislation –
 - (i). The Environment (Protection) Act, 1986.
 - (ii). The Air (Prevention and Control of Pollution) Act, 1981.
 - (iii).The Water (Prevention (Prevention and Control of Pollution) Act, 1974
 - (iv).The Forest Act,1927.
4. Polluter Pays Principle, Precautionary Principle, Public Trust Doctrine, Sustainable Development, cases at National Green Law Tribunal, Powers and functions of NGT.

BOOKS RECOMMENDED

Diwan Paras, *Environment Administration, Law and Judicial Attitude.*

Jaswal P.S., *Environmental Law.*

Kumar Naresh : *Air Pollution and Environment Protection.*

Pal Chandra, *Environmental Pollution & Development.*

Singh Gurdip, *Environmentl Law.*

PAPER – II
FAMILY LAW - II
(Muslim Law)
(Paper Code : BL-6002)

1. Introduction to Muslim Law
2. Sources of Muslim Law
3. Schools of Muslim Law
4. Applicability of Muslim Law
5. Marriage
6. Mahr (Dower)
7. Talaq and its kinds, Dissolution of Marriage (Divorce) under Muslim Women Protection of Rights on Divorce Act, Maintenance of Wives (125 Cr.P.C, Shah Bano Case etc.)
8. Wills
9. Gifts
10. Wakf
11. Pre-emption
12. Acknowledgement and Guardianship.

BOOKS RECOMMENDED

Ahmad Aqeel, *Mohammdan Law*.
Ali Ameer, *Principles of Mohammadan Law*.
Fyzee, *Outlines of Mohammedan Law*.
Mahmood Tahir, *Muslim Law of India*.
Mulla, *Principles of Mohammadan Law*.
Rashid Khalid, *Muslim Law*.
Wilson, *Muslim Law*.

Cental Acts : *Dissolution of Muslim Marriage Act, 1939*.
 : *Family Courts Act, 1984*.
 : *Muslim Personal Law(Shariat) Application Act,1937*.
 : *Muslim Women (Protection of Rights on Divorce) Act, 1986*.

PAPER – III
CONSTITUTIONAL LAW OF INDIA - II
(Structure And Working of The Indian Constitution)
(Paper Code : BL-6003)

1. **Union Parliament** : Organization, Procedure regarding Enactment of Legislation, Parliamentary Privileges.
2. **Union Executive** : The President, his Powers and Position including Ordinance Making Power.
3. Prime Minister and the Cabinet. Is the Prime Minister Real Head?
4. Distribution of Legislative Powers between Union and the States. Territorial and Topical Distribution of Powers. Power of Parliament to Legislate on State Matters. Doctrine of Territorial Nexus. Doctrine of Pith and Substance, Doctrine of Colourable Legislation.
5. Emergency Provisions with Special References to Proclamation of Emergency and President's Rule.
6. **Union Judiciary** : Supreme Court of India. Composition and Jurisdiction.
7. Amendment of the Constitution. Power and Procedure; Basic Structure of the Constitution.

BOOKS RECOMMENDED

Chander Pal, *Centre State Relations and Indian Cooperative Federalism*.
Chander Pal, *State Autonomy in Indian Federation: Emerging Trends*.
Hidayatullah M., *Constitutional Law of India*.
Jain M.P., *Constitutional Law*.
Pandey J.N., *Constitutional Law of India*.
Seervai H.M., *Constitutional Law of India*.
Shukla V.N., *Constitutional Law of India*. Tope
T.R., *Constitutional Law of India*.

PAPER – IV
PUBLIC INTERNATIONAL LAW
(Paper Code : BL-6004)

1. **Theoretical Foundation of International Law:** Definition, Nature and Scope.
2. **Sources of International Law:** Custom, International Conventions, General Principles of Law, Judicial Decisions and Juristic Works.
3. **Relation between International Law and Municipal Law:** Theories of Relationship, Indian and British Practices.
4. **State :** State Sovereignty, State Territories and Jurisdiction, Recognition, Succession, Intervention, Nationality, Diplomatic Agents, Extradition and Asylum.
5. **Laws of War :** War Crimes and Crime against Peace, Settlement of International Disputes – Pacific and Coercive, Hijacking Narcotics, Treatment of Aliens, Enemy Character, Contraband, Blockade, State Jurisdiction on Terrorism.
6. **Law of the Sea:** Maritime Belt, Contiguous Zone, EEZ, Continental Shelf Jurisdiction.

BOOKS RECOMMENDED

Aggarwal, H.O., *Public International Law and Human Rights*.
Greig, D.W., *International Law*.
Harris, D.J., *Cases and Material on International Law*.
Kappor, S.K., *International Law*.
Starke, J.G., *An Introduction to International Law*.

PAPER – V
JURISPRUDENCE - II
(Legal Concepts)
(Paper Code : BL-6005)

1. **Legal Person** : Nature and Concept, Theories of Legal Personality.
2. **Legal Rights And Duties** : Definition, Basis and Characteristics and Kinds of Legal Rights, Relationship between Rights and Duties, Wider sense of right.
3. **Possession**: Theories of Possession, Possession in Fact and Possession in Law, Kinds of Possession.
4. **Ownership** : Definition, Kinds of Ownership, Relationship between Ownership and Possession.
5. **Liability** : Remedial and Penal Liability, Strict and Vicarious Liability, Mens rea and Negligence.
6. **Law and Justice** : Administration of Justice, Theories of Punishment.
7. **Concept of State and Sovereignty**.
8. **Law and Morality** : Relation between Law and Morals, Legal Enforcement of Morality.
9. **Sources of Law** : Custom, Precedent, and Legislation.

BOOKS RECOMMENDED

Bodenheilmer : *Jurisprudence*.
Dias, *Jurisprudence*.
Friedman, *Law in Changing Society*.
Llyoyd, *Introduction of Jurisprudence*.
Mahajan V.D., *Jurisprudence*.
Paton : *Jurisprudence*.
Salmond : *Jurisprudence*.
Tripathi B.N.M., *Jurisprudence*.

Semester – VII

(Syllabus)

PAPER – I
LABOUR AND INDUSTRIAL LAW
(Paper Code : BL- 7001)

- 1. Evolution of Industrial Legislation in India**
- 2. Industrial Disputes Act 1947.**
 - (a) Scope Object & Main Features.
 - (b) Industry
 - (c) Industrial Dispute and Individual Dispute
 - (d) Workman and Employee
 - (e) Authorities under the Act & Grievance Redressal Machinery
 - (f) Strike
 - (g) Lock – Out
 - (h) Retrenchment
 - (i) Lay - off
 - (j) Transfer and Closure
- 3. Trade Unions Act, 1926**
 - (a) Growth of Unions in India
 - (b) Definitions
 - (c) Registration of Trade Unions
 - (d) Rights and Liabilities of Registered Trade Unions
 - (e) Concepts of Collective Bargaining, Recognition, Multiplicity of Trade Unions & Role of outsiders in Trade Unions.
- 4. Payment of Wages Act, 1936**
- 5. Workmen Compensation Act, 1923.**
- 6. Employees Provident Funds Act, 1911.**
- 7. Maternity Benefits Act, 1961 with recent Amendments.**

BOOKS RECOMMENDED

Bangri P.R., *Law of Industrial Disputes*.
Dhingra L.C., *Law on Industrial Adjudication in India*.
Goswami V.G., *Labour & Industrial Law*.
Kothari G.M. (Dr.), *A Study of Industrial Law*.
Malhotra O.P., *Law of Industrial Disputes*.
Mishra S.N., *Labour and Industrial Law*.
Puri S.K., *Labour and Industrial Law*.
Srivastav K.D., *Law relating to Trade Unions & Unfair Labour Practices in India*.

PAPER – II
COMPANY LAW
(Paper Code : BL-7002)

1. Formation of Companies :

- (1) History of Company Legislation in India.
- (2) Meaning and Nature of Company with Emphasis on its Advantages and Disadvantages over other forms of Business Organizations.
- (3) Kinds of Companies.
- (4) Corporate Personality and Lifting the Corporate Veil.
- (5) Promotion of Companies – Promoters and Pre- Incorporation Contracts.
- (6) Memorandum of Association and Articles of Association :
 - (a) Meaning, Nature and Contents and Relationship Between the two.
 - (b) Objects Clauses and Doctrine of *Ultra – vires*, Doctrine of Indoor Management.
- (7) Prospectus and Statement in Lieu of Prospectus.
- (8) Membership of Company – Its Acquisition and Termination.

2. Corporate Capital :

- (1) Share and Share Capital : Meaning, Nature and Kinds ; Various rights and Duties Attached to these Shares.
- (2) Issuance and Allotment of Shares.
- (3) Alteration of Share Capital :
 - (a) Increase in Share Capital
 - (b) Reduction of Share Capital
 - (c) Pre- Emptive Rights and Variation of Class Rights

3. Company Management and Administration:

- (1) Company and its Various Organs Including Division of Powers between Board of Directors and Company in General Meeting.
- (2) Company Meetings and Resolution : Types / Kinds of Meetings, Essential Conditions of a Valid Meeting, Procedure for Calling Company Meetings, Resolution Kinds and Procedures relating thereto.
- (3) Directors and Managing Director : Appointment and Legal Position.
- (4) Oppression and Mismanagement Majority Rule and Minority Protection.
- (5) Investigation into the Affairs of Companies.
- (6) Reconstruction and Amalgamation.
- (7) **National Company Law Tribunal** : Composition and Powers.

4. Winding up of Company: Modes of Winding Up, Compulsory Winding Up – Conditions and Positions, Voluntary Winding Up: Kinds and Distinctions, Officials Liquidator and Liquidator, Appointment and Powers.

Note – All above topics shall be discussed as per provisions of the recent Companies Act.

BOOKS RECOMMENDED

Majumdar A.K., *Company Law and Practice*.
Kapoor G.K. (Dr.) & Gower L.C.B., *Principles of Modern Company Law*.
Singh Avtar (Dr.), *Indian Company Law*.
Ramayya A., *A Guide to Companies Act*.
Rai Kailash, *Principles of Company Law*.
Dhingra L.C. (Dr.), *Principles of Company Law*

PAPER – II

Tripathi S.C. (Dr.), *Modern Company Law.*

PAPER – III
INTERPRETATION OF STATUTES
(Paper Code : BL-7003)

1. **Introductory** : Meaning, Purpose and Scope of Interpretation of Statutes; Nature of Statutes and their Classification.
2. **Internal Aids to Interpretation** : Title; Preamble; Headings and Marginal Notes. External Aids to Interpretation; Parliamentary History; Stare Decisis (Judicial Precedents); Dictionaries.
3. **Rules of Statutory Interpretation** : Primary (Basic) Rules; Secondary (Subsidiary) Rules; Literal Rule; Golden Rule; Mischief Rule.
4. **Judicial Activism** : Nature and Scope.
5. **Presumptions in Statutory Interpretation** : Presumption as to Jurisdiction; Presumption as to Prospective Operation of Statutes; Presumption Against Violation of International Law.
6. **Maxims of Statutory Interpretation** : Ejusdem Generis; Expressio Unius Est Exklusio Alterius; Ut Res Magis Valeat Quam Paraeat, Noscitur a sociis, Raddendo singular singularis.
7. **Interpretation with Reference to the Subject Matter and Purpose of Statutes** : Penal Statutes; Taxing Statutes, Welfare Legislation, Prospective and Retrospective Operation.
8. **Principles of Constitutional Interpretation** : Harmonious Construction; Doctrine of Pith and Substance; Doctrine of Colourable Legislation; Occupied Field; Repugnancy.

BOOKS RECOMMENDED

Langan P.St., *Maxwell on the Interpretation of Statutes*.
Mathur D.N., *Interpretation of Statutes*.
Miers David R., *Sweet & Maxwell (Interpretation of Statute)*.
Sarathi V.P., *Interpretation of Statutes*.
Singh Avtar (Dr.), *Interpretation of Statutes*.
Singh G.P., *Principles of Statutory Interpretation*.
Srivastva R.D., *Interpretation of Statutes and Legislation*.

PAPER – IV
INSURANCE LAW AND ACCIDENT CLAIMS
(Optional Paper)
(Paper Code : BL-7004)

1. Nature of Insurance, Concept of Insurance, General Principles of Insurance, Proposal Policy and Parties, Insurable Interest and Risk, Indemnity.
2. **Life Insurance** – Meaning, Nature and Scope, Central Principles of Life Insurance Policy, Insurance contract, Persons entitled to payment, Settlement of claim and payment of money.
3. **Marine Insurance** – Meaning, Nature and Scope, Marine Insurance Policy, Conditions and express Warranties, Exemption Clauses and construction of terms of Marine Insurance Policy, Marine Insurance Act, 1963.
4. **General Insurance** – Property Insurance against Fire and emergency risks, Insurance against third party risks, Cattle Insurance, Baggage Insurance, Crop Insurance, The Motor Vehicle Act, 1988.
5. **Social Insurance in India** – Meaning, Important elements in Social Insurance, various kinds of Social Insurance, Group Life Insurance, Health Insurance, Old Age Insurance, Unemployment Insurance, Insurance of Weaker Section.

BOOKS RECOMMENDED

Benerji B. N., *Law of Insurance*.
Fredrick G. Crane, *Insurance Principles And Practice*.
Jagannath Y., *Social Insurance in India*.
Murty K. S., *A Modern Law of Insurance in India*. Sharma
R. S., *Insurance Principles And Practice*. Srinivasan M. N.,
Law and the Life Insurance Contract.

Statutes Prescribed

Employees State Insurance Act, 1948.
Insurance Act, 1938.
The Life Insurance Corporation Act, 1956.
The Marine Insurance Act, 1963.
The Motor Vehicle Act, 1938.

PAPER – IV
CRIMINOLOGY AND PENOLOGY
(Optional Paper)
[Paper Code : BL-7004(A)]

1. **Criminology** – Definition, Nature and scope of Criminology, Method of studying Criminology
2. Schools of Criminology.
3. Factors in Causation of Crimes.
4. **Specific Crime** – Organized Crime, White Collar crime, socio – Economic Crime, Juvenile Delinquency.
5. New Dimensions of criminology.
6. **Penology** - Concept and definition of punishment, Concept of Treatment , Object of Punishment.
7. Schools of Penology, Theories of Punishment.
8. Capital Punishment.
9. Prison Reform.
10. **Alternatives to Imprisonment**- Probation, Parole, Open Prison etc.

BOOKS RECOMMENDED

Sutherland E. and Cressy, *Principles of Criminology*.
James Teary, *Introduction of Criminology*.
Sethna S.M., *Society and Criminology*.
Pannanan M., *Criminology and Penology*.
Siddique Ahmad, *Criminology: Problems and Perspectives*.
Paranjape N.V. , *Criminology and Penology*.
Sirohi J.P., *Criminology and Criminal Administration*.

PAPER – IV
PROFESSIONAL ETHICS, ACCOUNTANCY OF LAWYERS AND BAR BENCH RELATION
(Practical Training)
(Paper Code : BL-7005)

This course will be taught in association with the practicing Lawyers / retired Judges / retired Law Teachers. This paper will carry **Maximum 100 Marks**. The written examination on this paper (Theory Paper) will be in **descriptive form** and of **three (03) hours duration** and will carry **50 Marks**. The written examination (Theory Paper) shall be held by way of paper with the other theory papers. **The Practical / Viva-voce Examination will carry 50 Marks**. The students will be given **Assignment** by the subject teacher. Students will record answer to all the Assignment by preparing a **Project File**. **The Project File will carry 30 Marks. The Project File will be evaluated by the consensus of Board of Examiners (Internal & External Examiners) at the time of Practical / Viva-voce examination.** The **Viva-voce** will carry **20 Marks**.

1. Historical Perspective and Regulation of Legal Profession.
2. Admission, Enrolment and Rights of Advocate, Bar Councils.
3. Nature and Characteristics of :
 - (a). Ethics of Legal Profession,
 - (b). Legal Profession
4. Contempt of Court :
 - (a). Civil Contempt (b). Criminal Contempt
 - (c). Punishment for Contempt**
 - (d). Defences Against Contempt.
 - (e). Constitutional Validity of Contempt Law.
 - (f). Contempt by Lawyers, Judges, State, and Corporate Bodies
5. Strike by the Lawyers.
6. Extent of Professionalization of Legal Profession
 - (a). Code of Ethics for Lawyers
 - (b). Professional Misconduct and its Control
 - (c). Bar-Bench Relations
 - (d). Accountability of Lawyers towards Court, Clients and Society
 - (e). Role of Law and Legal Profession in Social Transformation

BOOKS RECOMMENDED

Gupta S.P., *Professional Ethics, Accountancy for Lawyers & Bench Bar Relations*. Rai Kailash, *Professional Ethics, Accountancy for Lawyers & Bench Bar Relations*. Sirohi (Dr.), *Professional Ethics, Accountancy for Lawyers & Bench Bar Relations*.

Semester – VIII

(Syllabus)

PAPER – I
ADMINISTRATIVE LAW
(Paper Code : BL-8001)

1. Evolution of Administrative Law, Causes, Definition and its Scope.
2. Rule of Law.
3. Separation of Powers
4. **Delegated Legislation** : Necessity of Delegated Legislation; Constitutionality of Delegated Legislation; Control Over Delegated Legislation – Judicial Control, Parliamentary Control, and Procedural Control.
5. **Principles of Natural Justice** : Nemo judex in sua causa (Rule Against Bias), Audi alteram partem, Reasoned decision, Doctrine of Legitimate Expectation.
6. **Writs with Special Reference to** : Writ of Habeas Corpus, Writ of Prohibition, Writ of Certiorari, Writ of Mandamus, Writ of Quo-Warranto.
7. Public Interest Litigation.
8. Ombudsman (Lokpal) in India & Lokayukta in State of U.P.,
9. **Administrative Tribunals** - With Special Reference to Central Administrative Tribunals.

BOOKS RECOMMENDED

Basu D.D., *Comparative Administrative Law*.
Jain M.P. & Jain S.N., *Principles of Administrative Law*.
Joshi K.C., *Administrative Law*.
Massey I.P., *Administrative Law*.
S.P.Sathe, *Administrative Law*.
Takwani C.K., *Lectures on Administrative Law*.
Thakkar C.K., *Administrative Law*.
Wade H.P.W., *Principles of Administrative Law*.

PAPER – II
LAW OF PROPERTY AND EASEMENT
(Paper Code : BL-8002)

1. Preliminary (Sections 1 - 4)
2. Transfer of Property whether movable or immovable (Sections 5 – 37), Transfer of Immovable Property [Sec 38 – 53(A)]
3. Sales of Immovable Property (Sec 54 - 57)
4. Mortgages of Immovable Property and charges (Sections 58 – 104)
5. Leases of Immovable Property (Sections 105 – 117)
6. Exchanges (Sections 118 - 121)
7. Gifts (Sections 122 - 129)
8. Transfer of Actionable Claims (Sections 130-137)
9. The Indian Easement Act

BOOKS RECOMMENDED

Diwan Paras, *Transfer of Property*.
Lahri S.M., *Transfer of Property*. Mulla
D.F., *Transfer of Property Act* .
Shah S.M., *Lecturers of Transfer of Property*.
Shukla S.N., *Transfer of Property*.
Shukla V.N., *Transfer of Property*.
Sinha S.N., *Transfer of Property*.
Tripathi G.P., *Transfer of Property*.

PAPER – III
INTELLECTUAL PROPERTY LAW
(Optional Paper)
(Paper Code : BL-8003)

1. **Concept of Property vis-à-vis Intellectual Property** – Concept of Property - An overview, Need for Protecting Intellectual Property – Types of Intellectual Property Origin and Development – an Overview
2. **Role of International Institutions** – Agreements & treaties World Intellectual Property Organization (WIPO), Function of WIPO, TRIPS, PARIS & BERN convention & other important conventions & treaties.
3. **Copyright** – Copyright what and why, Works Protected Under Copy Right Act, Rights Conferred by the act, Author's Special Rights, Term of Copy right, Infringements and Remedies - Civil, Criminal and Administrative.
4. **Trademarks** – Definition of Trade Marks, Service Marks, Property Marks, Conditions for Registration, Duration of Registration, Effect of Registration, Rights of the Trade mark owner, Passing – Off and Infringement of Trade Mark, Appellate Board, Offences, Penalties and Procedure.
5. **Patent** – Meaning of Patent, Subject Matter of the patent, Inventions - Concept of Novelty, Inventive Step and Utility, Inventions not Patentable, Process and Product Patent, Acquisition of Patent, Rights of Patentees and other 's, Term of Patent, Infringement of patent and Remedies.

BOOKS RECOMMENDED

Ahuja, V.K., *Intellectual Property Rights in India*.

Bently, Lionel & Sharman BRAD., *Intellectual Property Law*.

Narayanan P., *Intellectual Property Law*.

Wadehra, B.L., *Law Relating to Intellectual Property*.

Prescribed Acts

The Patent Act, 1970.

The Copyright Act, 1957.

The Trade Marks Act 1999.

PAPER – III
LAW RELATING TO WOMEN AND CHILD
(Optional Paper)
[Paper Code : BL-8003(A)]

(A) Law Relating to Women :

1. Legal Position of Women in Pre-Independence Period :

- (a) Legal Position of Women in Ancient India,
- (b) Legal Position of Women in Medieval India,
- (c) Legal Position of Women in British India

2. Women's Right and Indian Constitution :

Constitutional Provisions Concerning Equality and Protection of Women in Chapters of Fundamental Rights and Directive Principles.

- 3. U.N. Convention on Elimination of Discrimination Against Women, 1979.
- 4. U.N. Machinery for Advancement of Women's Equality and Women's Welfare.
 - (a) International Commission on Status of Women, (b) CEDAW
- 5. Social Legislation for Women : Dowry Prohibition Act, 1961,
- 6. Penal Remedy to Indian Women –
 - (a) Dowry Crimes and I.P.C. 1860.
 - 1. Cruelty Against Married Women (Section 498 A)
 - 2. Offence of Dowry Death (Section 304 B)
 - (b) Rape and Sexual Crimes –
 - 1. Criminal Law Amendment Act 2013 (Nirbhaya Act 2013),
 - 2. The Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013.
- 7. Stree Dhan and Matrimonial Property
- 8. Women's Right to Control their Re-Productivity

(B) Law Relating to Child : Legal protection to child, Child and criminal liability, State responsibility for the education of child, Family relations and child, Legal control of child labour, Discrimination against female child, child and contracted liability.

BOOKS RECOMMENDED

Jain S.N., *Child And The Law*.

Mukherjee Roma, *Legal Status And Remedies For Women In India*.

Saxena Shobha, *Crime Against Women And Protective Laws*.

Swaroop K. (Dr.), *Legal Protection to Children*.

PAPER – IV
BANKING LAW INCLUDING NEGOTIABLE INSTRUMENT ACT
(Optional Paper)
(Paper Code : K-8004)

1. Nature and Development of Banking.
2. Relationship of Banker and Customer:
 - (a). Banks, Banking Business, Meaning of Customer, Types of Accounts, Banker as Borrower
 - (b). Contract Between Banker and Customer - Their Rights and Duties
 - (c). Banker's Lien
 - (d). Banking Instruments
 - (e). Banking Services.
3. Laws Regulating the Business of Banking (Salient Features Only) :
 - (a). Banking Companies Act, 1949
 - (b). Reserve Bank of India Act, 1934
 - (c). Foreign Exchange Management Act, 1998
4. Meaning and Kinds of Negotiable Instruments.
5. Indorsement, Negotiability and Assignability.
6. Holder and Holder in Due Course.
7. Rights and Liabilities of Paying and Collecting Banker.
8. Dishonour of Negotiable Instruments Including Criminal Liability of Drawer and Protection of Collecting Banker.

BOOKS RECOMMENDED

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

PAPER – V
ARBITRATION, CONCILIATION AND ALTERNATE DISPUTE RESOLUTION
(Practical Training)
(Paper Code : BL-8005)

The Course will be taught partly through class room lectures including simulating exercise and partly through extension programme like Lok-Adalat, etc. This paper will carry **Maximum 100 Marks**. The written examination on this paper **(Theory Paper)** will be in **descriptive form** and of **three (03) hours duration** and will carry **50 Marks**. The written examination (Theory Paper) shall be held by way of paper with the other theory papers. **The Practical / Viva-voce Examination will carry 50 Marks**. The Course will be taught in association with **practicing lawyers / retired Judges / retired Law Teachers**. The Class room instructions shall include lessons on the concepts and practice of Arbitration, Conciliation and Alternate Dispute Resolution. Students shall be required to maintain the **Diary of the Sessional Work** for this paper in which they shall **record the written exercises assigned to them** by the subject teacher during the session and their observations about the field work / training work of Lok Adalat etc. organized by the Law Department of the College / University and attended by them. **This Paper will carry Maximum 100 Marks**. The **Sessional Diary** will carry **20 Marks** and will be **evaluated by the Board of Examiners at the time of Semester Practical / Viva-voce examination**. **Twenty (20) Marks** are assigned for the **legal field work** assigned by his / her subject teacher / supervisor carried on by student during the Session. **Such field work will be evaluated by consensus of Board of Examiners (Internal & External Examiners)**. The marks earned by the students for the legal field work during the Session will be conveyed to the Ch. Charan Singh University, Meerut by Board of Examiners to be held at the time of Practical / Viva-voce examination. **The Viva-voce will carry 10 Marks.**

Guidelines : It is advisable that the Law Department of the College / University should organize field work in such a manner that all the students get an opportunity to participate in field work so that each candidate may be able to attend at least two such field assignments.

The course shall comprise the followings:

1. **ARBITRATION**– Definition, Nature, Scope and importance of Arbitration; Arbitration Agreement, Composition of Arbitral Tribunal; Jurisdiction of Arbitral Tribunals, Conduct of Arbitral Proceedings; Making of Arbitral Award, Termination of Proceedings; Resource against Arbitral Award, Finality and enforcement of Arbitral Awards; Appeal and Revision.
2. **FOREIGN AWARDS** – New York Convention Awards; Geneva Convention Awards.
3. **CONCILIATION** – Application, Scope, Commencement of Proceedings; Appointment of Conciliators, Submission of statement to conciliators; Role of Conciliator, Communication between Conciliator and Parties; Settlement Agreement, Termination of Conciliation Proceedings; Costs and Deposits of Conciliation Proceedings.
4. **RULE- MAKING POWERS** – High Courts, Central Government.
5. **ALTERNATE DISPUTE RESOLUTION SYSTEM**
 - (i) Development, Meaning, Objective and Advantages of A.D.R. System.
 - (ii) **Types of A.D.R. System** – Mediation, Arbitration, Negotiation, Mini-Trial, Judicial Settlement, Fast Track Arbitration, Final Offer Arbitration, Multi door Court House, Medola, Online Dispute Resolution, Family Settlements etc.
 - (iii) **Lok Adalats** – Organization, Cognizance of Cases, Awards and Powers of Lok Adalats.
 - (iv) Any two Cases of Arbitration and Conciliation

BOOKS RECOMMENDED

Rao P.C., *Alternative Dispute Resolution*.
Basu N.D., *Law of Arbitration and Conciliation*.
Kwatra G.K., *The Arbitration and Conciliation Law of India*.
Bansal A.K., *Law of International Commercial Arbitration*.
Saraf B.P.& Jhunjhnuwala M., *Arbitration and Conciliation*.
Malhotra O.P., *The Law and Practice of Arbitration and Conciliation*

Law Commission of India Report :

Law Commission of India Report on Grama Nyayalayas
Law Commission of India Report on Urban Litigation- Mediation

Statutes

The Arbitration and Conciliation Act, 1996.
The Legal Services Authorities Act, 1987.

Semester – IX

(Syllabus)

PAPER – I
CODE OF CRIMINAL PROCEDURE
(Paper Code : BL-9001)

1. Definitions Constitution of Criminal Courts and their Powers & Jurisdiction
2. Arrest of persons and the rights of arrested persons ; Bail
3. Information to the police and their powers to investigate.
4. Cognizance of offences by the magistrate and court of sessions.
5. Complaints to Magistrates and commencement of Proceedings before Magistrates
6. The Charge:
 - (a). Form of Charges
 - (b). Joinder of Charges
7. Principal features of fair trial. Trial Procedures –
 - (a). Sessions Trial
 - (b). Warrant Trial
 - (i) Cases Instituted upon a Police Report
 - (ii) Cases Instituted otherwise than on a Police Report
 - (iii) Conclusion of Trial
 - (c). Summons Trial by Magistrates
 - (d). Summary Trial
8. Appeal, Revision & Reference.
9. Maintenance of wives, children and parents (Section 125 to 128).

BOOKS RECOMMENDED

Banerjee P.C., *Criminal Trial and Investigation*.
Kelkar R.V., *Criminal Procedure Code*.
Kelkar R.V., *Lecturers on Criminal Procedure*.
Lal Ratan & Lal Dhiraj, *The Code of Criminal Procedure*.
Mishra S.N., *The Code of Criminal Procedure*.
Sarkar S.C., *Law of Criminal Procedure*.

PAPER – II
CIVIL PROCEDURE CODE AND LIMITATION ACT
(Paper Code : BL-9002)

1. Preliminary, Definitions, Suits of civil nature, Principles of Res-judicata and Res subjudice, Foreign judgement, place of suing.
2. Parties to suit, Frame of suit, Pleading : Complaint, Written statement, Set-off, Counter claim, Suits by indigent persons, Suits in particular cases.
3. Summons and Discovery, Issues of Summons, Appearance of parties, Summoning and Attendance of witness, Execution of Decrees.
4. Incidental proceedings : Commission, Letter of request, Supplemental proceedings : Arrest and Attachment before judgement, Temporary injunction, Interlocutory orders, Receiver appeals, References, Review, Revision, Restitution, Caveat, Inherent powers of court.
5. Limitation of suits, appeals and applications, Period of Limitation, Continuous running of time, Effect of sufficient cause for not preferring appeals or making applications within the period of limitation, Legal disability, Computation of period of Limitation and Execution of time in legal proceedings, Effect of Death, Fraud, Acknowledgement in writing, Acquisition of ownership by possession.

BOOKS RECOMMENDED

Mulla, *Code of Civil Procedure*.
Takwani C.K., *Civil Procedure*.
Mathur D.N., *The Code of Civil Procedure*.
Jain J.D., *Indian Limitation Act*.

PAPER – III
LAW OF EVIDENCE
(Paper Code : BL-9003)

1. Fact In-Issue; Relevant Facts; Document.
2. Evidence : Proved; Disproved; Not proved;
3. May Presume, Shall Presume, and Conclusive Proof.
4. Circumstantial Evidence.
5. Relevancy and Admissibility; Res Gestae (Sections 6 to 13).
6. Admission ; Confession (Sections 17 to 31).
7. Dying Declaration [Section 32(1)].
8. Relevancy of Judgments (Sections 40 to 44).
9. Opinion of Experts; Opinion of Third Persons (Sections 45 to 47).
10. Conduct and Character of Parties (Sections 52 to 55).
11. Judicial Notice (Sections 56 to 57).
12. Estoppel (Sections 115 to 116).
13. Means of Proof : Oral Evidence; Documents - Public Document, Private Document, Primary and Secondary Evidence; (Sections 59 to 65 and 74 to 78); Exclusion of Oral by Documentary Evidence (Sections 91 to 92).
14. Burden of Proof (Sections 101 to 106).
15. Witnesses : Competency and Compellability of Witnesses; Examination of Witnesses; Privileges : State Privilege and Private Privilege (Sections 118 to 155).

BOOKS RECOMMENDED

Lal Batuk, *Law of Evidence*.
Ratanal & Dhiraj Lal, *The Law of Evidence*.
Sarathi Vepa P, *Law of Evidence*.
Sarkar M.C. & Sarkar S.C., *Law of Evidence in India*.
Sarkar S. & Ejaz Ahmed, *Law of Evidence*.
Singh Avatar (Dr.), *Law of Evidence*.

PAPER – III

CONSUMER PROTECTION LAWS AND COMPETITION ACT (Paper Code : BL-9004)

1. Aims objectives and reasons of the Consumer Protection Act, 1986. Definitions and Scope of the Act, Protection of Consumers in Other Laws (Law of Torts, Sales of Goods Act).
2. Meaning and Scope of deficiency in service in the Consumer Protection Act, 1986. Consumerism, Consumer and Consumer Protection Councils (Composition, Powers and Functions).
3. Consumer disputes redressal agencies, Composition, Jurisdiction, Powers and Function of District Forum, State Commission, National Commission, Appeals, Finality of Order, Limitation period, Enforcement of Orders, Powers to make rules.
4. Aims, Objectives and reasons of the Competition Act, 2002, Definitions, Anti competitive agreements, Abuse of dominant position, Regulations of Combinations.
5. Establishment and Composition of Competitive Commission of India, Appointment and Removal of Chairperson and other members of Commission, Duties, Powers and Functions of Commission. Duties of Director General, Penalties of Contravention of Commission Orders, Powers to make rules.

BOOKS RECOMMENDED

Bangia R. K., *The Consumer Protection Act*. Dugar,
Competition Law of Consumer Protection. Singh
Avatar (Dr.), *Law of Consumer Protection*.
Tripathi S.C. (Dr.), *The Consumer Protection Act*.

PAPER – III
DRAFTING OF PLEADING AND CONVEYANCING
(Practical Training)
(Paper Code : BL-9005)

This paper will carry **Maximum 100 Marks** which will be divided into **Theory Paper** and **Practical / Viva-voce examination carrying 50 Marks each**. The Theory paper will be conducted at the time of other Theory papers. This course will be taught through class instructions and simulation exercises, preferably with the assistance of practicing Lawyers / retired Judges. Apart from teaching the relevant provisions of law, the course will include **10 written exercises in Drafting of Pleading carrying 20 Marks (2 Marks for each exercise)** and **10 written exercises in Conveyancing carrying 20 Marks (2 Marks for each exercise)**. Each student will maintain a **Sessional Exercise Book** for the purpose and write down all the exercise in Pleading and Conveyancing during regular classes. **It will be assessed by the consensus of Board of Practical / Viva-voce Examiners (Internal & External Examiners). The Viva-voce will be of 10 Marks.**

The course shall comprise the following :

I. Drafting :

General Principles of Drafting and Relevant Substantive Rules shall be taught.

II. Pleadings :

(1) Civil

- (a) Complaint
- (b) Written Statement
- (c) Interlocutory Application
- (d) Original Petition
- (e) Affidavit
- (f) Execution Petition
- (g) Memorandum of Appeal
- (h) Memorandum of Revision
- (i) Petition under Articles 226 and 32 of the Constitution of India.

(2) Criminal

- (a) Complaints
- (b) Criminal Miscellaneous Petition
- (c) Bail Application
- (d) Memorandum of Appeal and Revision.

III. Conveyancing : Essentials of Deed, Sale Deed, Mortgage Deed, Lease Deed, Gift Deed, Promissory Note, Power of Attorney, Will, Agreements.

BOOKS RECOMMENDED

Chaturvedi A.N., *Pleadings, Conveyancing and Drafting and Legal Professional Ethics*.
Chaturvedi R.N., *Pleading, Drafting and Conveyancing*.
Moga P.C., *The Law of Pleadings in India*.
Singh B.P., *Pleadings, Conveyancing and Drafting*.

Semester – X

(Syllabus)

PAPER – I
LAND LAWS
(U.P. Revenue Code, 2006)
(Paper Code : BL-9006)

1. Division and Constitution of U.P. into Revenue Areas, Powers and Function of Revenue Board, Commissioners, Collectors, Additional Collectors, Tahsildar and Lekhpal.
2. Boundary and Boundary Marks – Fixation, Demarcation, Repair and Renewal, Penalty for Damage and destruction, Settlement of Boundary disputes.
3. Maintenance and Revision of Village Records – Record of Rights, Mutation Proceedings, Record and Survey Operation, Preparation of New Record of Rights.
4. Management of Land and Other Properties by Gram Panchayat, Land Management Committee, Gaon Fund, Consolidated Gaon Fund.
5. Classes and Rights of Land Tenures – Bhumidhar with Transferable Rights, Bhumidhar with non Transferable Rights and Asami. Declaration, Bequeth, Transfer, Exchange, Lease, Mortgage, Division.
6. Devolution – Order of Succession and Survivorship.
7. Abandonment, Surrender, Ejectment and Declaratory Suit and Rent.
8. Land Revenue – Liability, First Charge, Process of Collection of Land Revenue.
9. Revenue Courts – Jurisdiction and Procedure, First Appeal, Second Appeal, Board's Power of Review.

BOOKS RECOMMENDED

Maurya R.R., *Uttar Pradesh Land Laws*.

Singh D.P. Kanwal , *Land Laws (Including Land Acquisition and Rent Laws)*

Singh Yatindra, *The Uttar Pradesh Imposition of Ceiling of Land Holding Act, 1960*.

Uttar Pradesh Revenue Code, 2006 as amended by U.P. Revenue Code (Amendment) Act, 2016 (4 of 2016) (w.e.f. 18-12-2015 & 11-02-2016).

PAPER – II

LAW OF TAXATION

(Paper Code : BL-9007)

1. **Introduction** : History and Objects of Taxation, Direct and Indirect Taxes, Concept of Tax and Fee.
2. **Definitions** : Assessee, Assessment Year, Previous Year, Business, Agricultural Income, Income, Person.
3. Residence (Sections 6, 7 and 9).
4. Salaries (Sections 15 to 17).
5. Income from House Property (Sections 22 to 27).
6. Profits and Gains of Business or Profession (Section 28).
7. Depreciation Allowance (Section 32).
8. Business Expenditure and Loss (Section 37).
9. Capital Gains (Sections 45, 46 and 54).
10. Income from other Sources (Sections 56 to 58).

BOOKS RECOMMENDED

Rai Kailash (Dr.), *Taxation Law*.
Singhania V.K. (Dr.), *Students Guide to Income Tax*.
Kanga & Palkiwala, *Law of Income Tax*.
Taxman, *Three Direct Taxes*.

PAPER – III
INDIAN JUDICIAL SYSTEM
(Optional Paper)
(Paper Code : BL-9008)

1. Administration of Justice – Its Meaning and Kinds, Law and Justice, Judiciary and Constitutional obligation, Independence of Judiciary, Appointment of Judges in supreme Court, High Courts.
2. Judicial Structure, Hierarchy of Courts (Criminal and Civil Courts), Legal Professionals responsibilities, Obligation and their role, Public Interest Lawyering.
3. Access to Judicial system, Public participation in judicial process, Poverty and Judicial system, Cost of litigation, Court fee, Advocate fee, Legal Aid, Mechanism and its effectiveness.
4. Delay in justice, Speedy justice (Criminal and Civil Courts), Judicial accountability.
5. **Writs** : Habeas Corpus, Mandamus, Prohibition, Certiorari, Quo-warranto.

BOOKS RECOMMENDED

Baxi Upendra, *The Crisis of Indian Legal System*, Vikas Publication, New Delhi, 1982.
Cardozo B.N., *The Nature of Judicial Process*, New Haven, Yale University Press, 1995.
Chakraborti N.K.(ed.), *Administration of Criminal Justice- The Correctional Services*, Deep & Deep Publications, New Delhi, 1997.
Jain M.P., *Constitutional Law*.
Pandey J.N., *Constitutional Law of India*.
Seervai H.M., *Constitutional Law of India*.
Shukla V.N., *Constitutional Law of India*.
Tope T.R., *Constitutional Law of India*.
Law Commission of India Report No. 14, 31st, 79th, 80th, 120th and 124th.

PAPER – III
LAW OF TRUST, EQUITY AND FIDUCIARY RELATION
(Optional Paper)
[Paper Code : BL-9008(A)]

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

(1) Equity

- (a) Nature of Equity, (b) History of Courts of Equity, (c) Relations of law of Equity, (d) The maxims of equity, (e) Different Equitable remedies.

(2) Trust & Fiduciary Relations :

- (a) Essentials of Trust.
- (b) Fiduciary Relationship— Concept, kinds *vis-a-vis* Trusteeship.
- (c) Trust and contract, Power, condition, charge and personal obligations— distinguished.
- (d) Classification of Trust and its importance.
- (e) Private Trusts.
- (f) Public Trusts.
- (g) Appointments, Retirement and removal of Trustee.
- (h) Rights, Power, Discretion and control of Trustees.
- (i) Duties of trustee in relation to : (i) Trust property; and (ii) Beneficiary.
- (j) The Administration of Trust.
- (k) Liability for Breach of Trust.
- (l) Rights and Remedies of the Beneficiary.
- (m) Constructive Trusts.

BOOKS RECOMMENDED

Ahmad Aquil, *Equity, Trusts and Specific Relief*.
Desai S.T., *Equity, Trusts and Specific Relief*.
Hansbury & Mousley, *Modern Equity*.
Jhabwala N.H, *Elements of Equity, Trusts and Specific Relief*.
Rao GCV Subha, *Equity, Trust and Fiduciary Relation*.
Singh G.P., *Principles of Equity*.
Snell, *Principles of Equity*.
Tondon M.P., *Principles of Equity and Trusts*.

PAPER – IV
LAW RELATING TO RIGHT TO INFORMATION
(Optional Paper)
(Paper Code : BL-9009)

1. Meaning and Scope of Right to Information.
2. Historical Background : Indian Perspective, Global Perspective.
3. Media Access to Official Information.
4. Right to Information and Human Rights Violations.
5. Right to Information different from Right to Obtain Information.
6. Basic Elements of Right to Information Law.
7. Factors Restricting Free Flow of Information.
8. **THE RIGHT TO INFORMATION ACT, 2005** : Preliminary (Section 1 to 2), The Central Information Commission (Section 12 to 14), Right to Information and Obligations of Public Authorities (Section 3 to 11), The State Information Commission (Section 15 to 17), Powers & Function of the Information Commission, appeals & penalties (Section 18 to 20), Miscellaneous (Section 21 to 31).
9. **JUDICIARY ON RIGHT TO INFORMATION** : (a). Free flow of Information for Public Record. (b). Right to information: Fundamental Right.
(c). Disclosure of Information.
(d). Right to Know.
(e). Right to Acquire & Disseminate Information. (f). Direction on Voter's Right to Information.
(g). Right to Information and Community Participation.
(h). Third Party Information.
(i). Public Authority under Article 12 of the Indian Constitution.

BOOKS RECOMMENDED

Das P.K., *The Right to Information Act*.

Jain N.K., *Right to Information Concept Law and Practice*.

Khandelwal Dheera & Khandelwal Krishana K., *The Right to Information Act, 2005*.

Niraj Kumar Dr., *Treatise on Right to Information Act, 2005*.

PAPER – IV
INFORMATION TECHNOLOGY AND CYBER LAWS
(Optional Paper)
[Paper Code : BL-9009(A)]

(A). INTRODUCTION

- 1. Basic concept of Technology and Law :** Understanding the Technology, Scope of Cyber Laws, Cyber Jurisprudence
- 2. Understanding Electronic Contracts :** The Indian Law of Contract, Types of Electronic Contracts, Construction of Electronic Contracts

(B). IPR IN CYBER SPACE

- 1. Copyright in Information Technology:** Copyright in internet, Software Piracy, Multimedia and copyright issues.
- 2. Patents :** Indian position on computer related patents, International context of patents.
- 3. Trademarks :** Trade mark Law in India, Infringement and passing off.

(C). INFORMATION TECHNOLOGY ACT 2000 : Digital Signature, E-Governance, Regulation of Certifying Authorities, Duties of Subscribers, Penalties and Adjudication, Offences under the Act, Making of Rules and Regulation.

(D). CYBER CRIMES

- 1. Understanding Cyber Crimes :** Crime in context of Internet, Types of Crime in Internet
- 2. Indian Penal Law & Cyber Crimes :** Fraud, Hacking, Mischief, Trespass, Defamation, Stalking, Spam
- 3. Issues of Internet Governance :** Freedom of Expression in Internet, Issues of Censorship, Hate Speech, Sedition, Libel, Subversion, Privacy Issues, International position on Free Speech in Internet

BOOKS RECOMMENDED

Gerold R.Ferresc, *Cyber Law*(Text & Cases) Prof.
S.R. Bhansali, *Information Technology Act*
Rodney D.Ryder, *Guide to Cyber Law*
Vakul Sharma , *Cyber Crime*.

PAPER – V
MOOT COURT, PRE-TRIAL PREPARATIONS AND PARTICIPATION IN TRIAL PROCEEDINGS
(Practical Training)
(Paper Code : BL-9010)

(A). Moot Court : The **Maximum Marks to this Paper will be 100**. Each student will do **at least Two Moot Courts** in a Semester with **10 Marks each**. The Moot Court work will be on assigned problem and will be evaluated for **5 Marks** for written submissions (to be recorded in Sessional Diary) and **5 Marks** for Oral Advocacy.

Guidelines : For the purpose of Moot Court, groups will be formed of 8/10 students and cases involving several issues shall be assigned in Court practice *i.e.* Operation of Courts and legal professionals on panel of the College / University may be sought, especially in the matter of getting copies of paper books of cases which have been decided by various Courts.

The Course shall emphasize points of Court craft and decorum. The **male students shall wear white pant – shirt** and a **Black Tie** and **female students shall wear white dress with black scarf** while addressing a Moot Court and during their visits to the Court / Advocates chambers and other practical training programmes.

Practice Moots shall be held as a routine in the class itself and the three compulsory test Moots for examination shall be held after such practice Moots near the end of semester term. Attendance at such practice Moot Courts shall be counted. Each student shall be required to maintain a regular record of his / her preparation for all the Moot Courts attended by him / her in the Sessional Diary. **The Sessional Diary will carry 15 Marks (5 Marks for each Test Moot).**

(B). Court Assignments : Observation of Trial in **Four Cases** *i.e.* **Two Cases in Civil** and **Two in Criminal**. Each student will attend **Four Trial Courts during the Semester term**. He / She will maintain record of his / her visits in his / her Diary of Sessional Work and enter the various steps observed during his / her attendance on different days in the Court assignment. This Scheme will carry **25 Marks**.

(c). Interviewing Techniques And Pre-Trial Preparation :

(i). Each student will observe for Interviewing Sessions of Clients at the Lawyer's Office / Legal Aid Office and record the proceedings in the Diary of Sessional Work, which will carry **10 Marks**.

(ii). Each student will further observe the preparation of documents and Court Papers by the Advocate and procedure for filing the Suit / Petition. This will be recorded in Sessional Diary which will carry **10 Marks**.

Guidelines : To make the training meaningful, students visits have to be organized for a continuous period, sufficiently long to observe and understand the process taking place in their proper context. Efforts should be directed to acquaint the students in the different branches of legal practice including **Civil, Criminal, Revenue, and Labour Court Practice**. Besides the legal Professionals on the College / University Panel, the students should regularly be supervised and helped by the subject teacher / tutor. It is desirable that besides Advocates Chambers the students are taken for academic Family Court / Revenue Court / Income Tax & Sales Tax Offices and other venues where judicial administrative proceedings are held. The **Indian Law Institute, Parliament, Supreme Court, and High Courts, Tribunals etc.**, may be visited to make the training academically multifarious. This programme can be intellectually and professionally challenging if properly organized and integrated with Curriculum.

(D). Viva-voce : The **Fourth Component** of this Paper will be **Viva-voce examination** by the **consensus of Board of Practical / Viva-voce Examiners (Internal & External Examiners)** on the above three aspects. This will carry **10 Marks**.

BOOKS RECOMMENDED

Rai Kailash (Dr.), *Moot Court, Pre-Trial Preparations & Participation in Trial Proceedings*.
Awasthi S.K. (Prof.), *Practical Training of Law, Moot Court & Viva-Voce*.

