

# **J S UNIVERSITY, SHIKOHABAD**

**(DEPARTMENT OF LAW)**



**SYLLABUS FOR**

**(LL.B) 3 YEARS**

**(SIX SEMESTER) COURSE**

**AS APPROVED BY THE BOARD OF STUDIES**

**(Effective from 2017-18 to onwards)**

# J S UNIVERSITY, SHIKOHABAD

## COLLEGE OF LAW

SYLLABUS FOR (LL.B.) 3 YEAR COURSE

1<sup>st</sup> YEAR

SEMESTER-I (COMPULSORY PAPERS)

SI. NO.	PAPER	CODE	SUBJECT	MAX. MARKS 100	
				INTERNAL	EXTERNAL
1.	PAPER-I	LA-101	JURISPRUDENCE	30	70
2.	PAPER-II	LA-102	LAW OF TORT AND CONSUMER PROTECTION ACT	30	70
3.	PAPER-III	LA-103	CONTRACT-I AND SPECIFIC RELIEF ACT	30	70
4.	PAPER-IV	LA-104	CONSTITUTION-I	30	70
5.	PAPER-V	LA-105	INDIAN PENAL CODE	30	70
6.	PAPER-VI	LA-106	SPORTS (INDOOR & OUTDOOR) PRACTICAL ONLY	100	

SEMESTER-II (COMPULSORY PAPERS)

SI. NO.	PAPER	CODE	SUBJECT	MAX. MARKS 100	
				INTERNAL	EXTERNAL
1.	PAPER-I	LA-201	HINDU LAW	30	70
2.	PAPER-II	LA-202	REVENUE LAWS	30	70
3.	PAPER-III	LA-203	CONTRACT-II	30	70
4.	PAPER-IV	LA-204	CONSTITUTION-II	30	70
5.	PAPER-V	LA-205	ADMINISTRATIVE LAW		
6.	PAPER-VI	LA-206	SPORTS (INDOOR & OUTDOOR) PRACTICAL ONLY	100	

**2<sup>ND</sup> YEAR****SEMESTER-III****(COMPULSORY PAPERS)**

SI. NO.	PAPER	CODE	SUBJECT	MAX. MARKS 100	
				INTERNAL	EXTERNAL
1.	PAPER-I	LA-301	MUSLIM LAW	30	70
2.	PAPER-II	LA-302	TRANSFER OF PROPERTY ACT, EASEMENT ACT	30	70
3.	PAPER-III	LA-303	CRIMINAL PROCEDURE LAW	30	70
4.	PAPER-IV	LA-304	PUBLIC INTERNATIONAL LAW	30	70
5.	PAPER-V	LA-305	DRAFTING OF PLEADING AND CONVEYANCING	50 (Theory)	50 (Practical)
6.	PAPER-VI	LA-306	SPORTS (INDOOR & OUTDOOR) PRACTICAL ONLY	100	

**SEMESTER-IV****(COMPULSORY PAPERS)**

SI. NO.	PAPER	CODE	SUBJECT	MAX. MARKS 100	
				INTERNAL	EXTERNAL
1.	PAPER-I	LA-401	CIVIL PROCEDURE CODE AND LIMITATION ACT	30	70
2.	PAPER-II	LA-402	PROFESSIONAL ETHICS AND LAW OF CONTEMPT OF COURTS	50 (Theory)	50 (Practical)
3.	PAPER-III	LA-403	LABOUR LAWS	30	70
4.	PAPER-IV	LA-404	COMPANY LAW AND SEBI ACT	30	70
5.	PAPER-V	LA-405	ENVIRONMENTAL STUDIES AND ENVIRONMENTAL LAWS	30	70
6.	PAPER-VI	LA-406	SPORTS (INDOOR & OUTDOOR) PRACTICAL ONLY	100	

**3<sup>rd</sup> YEAR****(COMPULSORY PAPERS)****SEMESTER-V**

SI. NO.	PAPER	CODE	SUBJECT	MAX. MARKS 100	
				INTERNAL	EXTERNAL
1.	PAPER-I	LA-501	UTTAR PRADESH LOCAL LAWS	30	70
2.	PAPER-II	LA-502	LAW OF EVIDENCE	30	70
3.	PAPER-III	LA-503	ARBITRATION, CONCILIATION AND ADR SYSTEM	50 (Theory)	50 (Practical)
4.	PAPER-IV	LA-504	INTERPRETATION OF STATUTES	30	70
5.	PAPER-V	LA-505	HUMAN RIGHTS	30	70
6.	PAPER-VI	LA-506	SPORTS (INDOOR & OUTDOOR) PRACTICAL ONLY	100	

**SEMESTER-VI****(COMPULSORY PAPERS)**

SI. NO.	PAPER	CODE	SUBJECT	MAX. MARKS 100	
				INTERNAL	EXTERNAL
1.	PAPER-I	LA-601	MOOT COURT, PRE-TRIAL PREPARATIONS AND PARTICIPATION IN TRIAL PROCEEDINGS	50 (Theory)	50 (Practical)
2.	PAPER-II	LA-602	ELECTION LAWS	30	70
3.	PAPER-III	LA-603	CRIMINOLOGY, PENOLOGY, VICTIMOLOGY AND TREATMENT OF OFFENDER	30	70
4.	PAPER-IV	LA-604	INTELLECTUAL PROPERTY RIGHTS, COPYRIGHTS AND TRADE MARKS ACT	30	70
5.	PAPER-V	LA-605	BANKING LAW	30	70
6.	PAPER-VI	LA-606	SPORTS (INDOOR & OUTDOOR) PRACTICAL ONLY	100	

# (SEMESTER – I)

## Paper-I

### Jurisprudence

(Paper Code: LA-101)

The course shall comprise of the following:

#### Unit-I

1. Introduction: Definition, nature, scope and importance of Jurisprudence.
2. Concept and nature of law, Scope and kinds of law.
3. Sources of Law: Customs, Precedents and legislation.
4. Schools of Jurisprudence.

#### Unit-II

5. Juristic concepts: Rights, Duties, Liberty, Liability, Title, Property, Possession, Ownership, Person including theories and Corporate personality.

#### Unit-III

6. Law and Morals
7. Law and State.

Suggested readings:

1. Salmond: Jurisprudence
2. Mahajan V.D.: Jurisprudence and Legal Theory
3. Paton G.W.: Jurisprudence
4. Dias D.M.W.: Jurisprudence
5. Pranjape N.V.: Jurisprudence and Legal Theory
6. Myneni S.R.: Jurisprudence
7. Bodenheimer: Jurisprudence

## **Paper-II**

### **Law of Torts and Consumer Protection Act**

**(Paper Code: LA-102)**

The course shall comprise of the following:

#### **Unit-I**

1. Evolution, Definition, Nature and Scope of Torts.
2. Development of Law of Torts by Courts in England and India.
3. Wrongful act-Legal Damage
  - (a) Damnum sine injuria
  - (b) Injuria sine Damnum
4. Joint and several tortfeasors.
5. Tort distinguished from Crime and Contract.
6. Tort distinguished from Quasi Contract.
7. Comparison between tort and criminal law

#### **Unit-II**

1. General defences in torts and relevant cases
2. Vicarious Liability
3. Strict and absolute liability

#### **Unit-III**

1. Torts based on international and negligent wrong doing
  - a) Nervous shock
  - b) Nuisance
  - c) False commercial advertisements
  - d) Malicious prosecution: Defamation, libel and slander.
  - e) Trespass to land and goods
2. Remoteness of damages

## Unit-IV

### Consumer Protection Act, 1986

1. Objects and scope
2. Definitions
3. Consumer dispute redressal agencies: at district level, at state level, at national level.

### Suggested readings:

1. Aggarwal V.K., Law on Consumer Protection (students edition)
2. Consumer Protection Act, 1986
3. Bangia R.K., The Law of Torts
4. Kapoor S.K., Law of Torts
5. Lal Rattan & Lal Dhiraj, The Law of Tort
6. Paranjape N.V., Law of Torts
7. Salmond W.G., Law of Torts
8. Winnfield and Jolowicz, Torts

## **Paper-III**

### **(Contract-I and Specific Relief Act)**

#### **(Paper Code: LA-103)**

The course shall comprise of the following:

#### Unit-I

##### General Principles of Contract

1. Nature of contract
2. Definition, Essentials for valid Contract
3. Agreement:
  - a) Definition of agreement
  - b) Definition of Offer, Essentials, Kinds and lapse of offer
  - c) Definition of Acceptance, Essentials of a valid acceptance, Revocation of acceptance.
  - d) Standard Forms of Contracts
4. Consideration: Definition, Essentials of Consideration, Kinds of Consideration, Agreements without Consideration, Exceptions to the rule, privity of Contract, Indian and English Concept of Privity.
5. Capacity: Agreements without Consideration, Exceptions to the rule, Privity of Contract, Indian and English concept of Privity.
6. Free Consent Voidable contracts: Coercion, undue influence, Misrepresentation, Fraud and Mistake.
7. Legality of Object Effect of Illegal Agreements, Various Illegal Agreements and Agreements opposing public policy.
8. Void Agreements: Effect of Illegal Agreements, Various Illegal Agreements opposing public policy.
9. Contingent Contracts
10. Discharge of Contracts:
  - a) Discharge by performance: reciprocal promises and its performance, Joint promises, nature and liability of Joint promises.
  - b) Discharge by Impossibility: Kinds of Impossibility, Doctrine of frustration, Position in India and Exceptions to Doctrine of Frustration.



- c) Discharge by Agreement : Novation and Remission of performance
  - d) Discharge by Breach: Kinds of breach and effect of breach of contract.
11. Remedies for Breach of Contract: a Kinds of Remedies b. Damages: Remoteness of Damages, Measure of damages, Kinds of damages, Quantum Meruit.
12. Quasi Contracts: a. Basis for quasi-contractual relations, Kinds of quasi contracts.

#### Unit-II

1. Government Contracts
2. Essentials of Government Contracts
3. Contractual Liability of Government Application of principles of quasi contracts in Government Contracts.
4. Relationship between SRA and CPC

#### Unit-III

1. Specific Relief Act: Definitions
2. Recovering Possession of Property
3. Specific Performance of Contracts
4. Rectification of Instruments
5. Rescission of Contracts
6. Cancellation of Instruments
7. Declaratory Decrees
8. Injunction: Kinds of Injunctions.

#### Suggested readings:

1. Mulla : Indian Contract Act
2. Dossai : Indian Contract Act
3. Avtar Singh : Law of Contract
4. Ponnuswami : Cases and materials on contract
5. Anson : English law of contract
6. R.K. Bangia : Law of Contract and Specific Relief Act
7. Jain M.P. : Indian Constitutional Law
8. Shukla V.N.: The Constitution of India

## **Paper-IV**

### **Constitution-I**

**(Paper Code: LA-104)**

The course shall comprise of the following:

#### Unit-I

1. Salient features of the Indian Constitution
2. Nature of the Constitution
3. Preamble
4. Citizenship

#### Unit-II

1. Definition of State: Judicial pronouncements on meaning of other authorities
2. Fundamental Rights in India
3. Right to Equality: Reasonable classification-Basis for classification
4. Right against discrimination: Special provisions for Women, children and Backward Classes.
5. Equality of Opportunity: Reservations of Posts for Backward Classes 79<sup>th</sup> and 85<sup>th</sup> Amendment Acts
6. Abolition of Untouchability
7. Abolition of Titles
8. Rights to Freedom: Freedom of Speech and Expression: Right to know, Freedom of Press Reasonable Restrictions, Test for reasonableness
9. Freedom of Assembly, Reasonable restrictions
10. Freedom to form Associations, Reasonable restrictions
11. Freedom of Profession, Occupation, trade and Business, Reasonable restrictions
12. Rights of the Accused Ex-post facto laws. Right against Double Jeopardy, Right against Self-Incrimination
13. Right to Life and Personal Liberty: Meaning and Scope
14. Protection against Arrest and Detention: Safeguards against Arrest made under the ordinary law, preventive detention, safeguard against detention made under the preventive detention laws.
15. Right against Exploitation: Right against trafficking in human beings, safeguards against Begging and other forms of forced labour.

16. Secularism: Right to Freedom of Religion, Reasonable restrictions, Right to establish and maintain Religious Denominations, Freedom from payment of Taxes, Prohibition of religious Instructions in Educational Institutions.
17. Cultural and Educational Rights: Right to admission to Educational institutions. Right of Minorities to Establish and Administer Educational institutions, No discrimination in granting aid.
18. Right to Constitutional Remedies: Right to move to the Supreme Court prerogative Remedies,
19. Rule of locus standi, Public Interest Litigation, Res-judicata, Delay and Laches, Alternative Remedy, Suspension of Fundamental Rights, Effect of Emergency on fundamental rights.

### Unit-III

1. Directive Principles of State Policy
2. Saving of laws giving effect to certain Directive Principle of State policy
3. Relation between Fundamental Rights and Directive Principles of State Policy
4. Fundamental duties
5. Independence of Judiciary
6. Functions of Lower Courts

#### Suggested readings:

1. Chander Pal, Centre State Relations and Indian Cooperative Federalism
2. Chander Pal, State Autonomy in Indian Federation: Emerging Trends
3. Hidayatullah M., Constitutional Law of India
4. Jain M.P., Constitutional Law
5. Pandey J.N. Constitutional Law of India
6. Seervai H.M., Constitutional Law of India
7. Shukla V.N., Constitutional Law of India
8. Tope T.R., Constitutional Law of India

## **Paper-V**

### **Indian Penal Code**

**(Paper Code: LA-105)**

The course shall comprise of the following:

#### **Unit-I**

1. General Principles of Criminal Law
2. Elements of Crime, Stages in the commission of a crime, Difference between Crime, Tort and Contract
3. Inter and Extra territorial Operations

#### **Unit-II**

1. General Explanations: Good faith, dishonesty illegal, fraudulently, offence, etc.
2. Common intention and common object
3. Punishment
4. Kinds of punishments
5. General Exceptions: Mistake of fact, mistake of law, accident infancy, insanity, consent, trifling acts, private defence
6. Abetment-conspiracy-offences against State

#### **Unit-III**

1. Offences against public tranquillity-Unlawful Assembly, Rioting and Affray
2. Contempt of lawful authority of public servants
3. False evidence, Fabricating false evidence and offences against public justice
4. Offences relating to coin and Government stamps and weights and measures
5. Offences affecting public health, safety convenience, decency and morals public Nuisance, Obscenity etc.
6. Offences relating to religion
7. Offences affecting Human body: Murder, suicide, hurt, kidnapping, rape. Etc.
8. Offences against property, Documents and property marks-theft, extortion, robbery, dacoity, forgery false documents etc.
9. Criminal breach of contract of service.

## Unit-IV

1. Offences relating to marriage
2. Cruelty on wife-Bigamy, Adultery etc.
3. Defamation, criminal intimidation, insult and annoyance
4. Attempt to commit offences
5. New kinds of offences like terrorism, pollution etc.

### Suggested readings:

1. Ratanlal and Dhirajlal : Indian Penal Code
2. Atchuttan Pillai : Criminal Law
3. M.P. Tandon : The Indian Penal Code
4. Kenny : Outlines of Criminal Law
5. Srivastava : Elements of Criminal Law
6. Saxena : Indian Penal Code
7. Gaur K.D. : Cases and Materials on Criminal Law

# (SEMESTER – II)

## Paper-I

### Hindu Law

(Paper Code: LA-201)

The course shall comprise of the following:

#### Unit-I

1. Introduction and Application of Hindu Law
2. Sources of Hindu Law: Ancient and modern
3. School of Hindu Law
4. Joint Hindu family

#### Unit-II

1. Marriage: Essentials of a Valid Marriage, Void and Voidable Marriage
2. Matrimonial Relief: Concept and Grounds of Various Matrimonial Reliefs viz.
  - a) Restitution of Conjugal Rights
  - b) Judicial Separation
  - c) Nullity of Marriage
  - d) Divorce
3. Legitimacy-Legal status of children Born of Void and Voidable Marriage.

#### Unit-III

1. Hindu Minority and Guardianship Act, 1956
2. Hindu Adoption and Maintenance Act, 1956

#### Unit-IV

1. The Hindu Succession Act, 1956

Suggested readings:

1. Mulla, Principles of Hindu Law
2. Diwan Paras (Dr.), Modern Hindu Law
3. Mayne's Hindu Law and Usage
4. Kesari U.P.D. (Dr.), Modern Hindu Law
5. Sharma V.K.-Modern Hindu Law

## **Paper-II**

### **Revenue Laws (As amended upto 2016)**

**(Paper Code: LA-202)**

The course shall comprise of the following:

#### **Unit-I**

U.P.Z.A. and L.R. Act, 1950

1. The Political, Socio-economic factors responsible for the U.P.Z.A and L.R. Act, 1950 and its object
2. Definitions: Agriculture year, Date of vesting, Estate, Intermediary, Khud kast land, Sir
3. Acquisition of the interest of intermediaries and its consequences
4. Mines and minerals
5. Assessment of compensation and payment of compensation
6. Tenure: Classes of tenure
  - a) Bhumidhar with transferable rights
  - b) Bhumidhar with non transferable rights
  - c) Acquisition of bhumidhari rights
  - d) Adhivasi: Conferment of sirdari rights on adhivasi
  - e) Asami: Their rights and liabilities
  - f) Change of the land use
  - g) Transfer
  - h) Devolution, surrender, abandonment, extinction and acquisition
  - i) Ejectment
7. Declaratory suits
8. Succession under U.P.Z.A. Act

#### **Unit-II**

Revenue Act, 1950 and Rules, 1952

1. Division and Constitution of U.P. into Revenue Areas, Powers and Function of Revenue Board
2. Commissioners, Collectors, Additional Collectors, Tahsildar and Lekhpal
3. Boundary and Boundary Marks – Fixation, Demarcation, Repair and Renewable, Penalty for Damage and destruction, Settlement of Boundary disputes.

4. Maintenance and Revision of Village Records – Maps, Record of Rights, Mutation Proceedings, Record and Survey Operation, Preparation of New Record of Rights
5. Management of Land and other Properties by Gram Panchayat, Land Management Committee, Gaon Fund, Consolidated Gaon Fund.
6. Declaration, Bequeath, Transfer, Exchange, Lease, Mortgage.
7. Division
8. Devolution: Order of Succession and Survivorship.
9. Abandonment, Surrender, Ejectment and Declaratory Suit and Rent.
10. Land Revenue: Liability, First Charge, Process of Collection of Land Revenue.
11. Revenue Courts: Jurisdiction and Procedure, First Appeal, Second Appeal, Board's Power of Review.

Suggested readings:

1. Maurya R.R., Uttar Pradesh Land Laws.
2. Singh D.P. Kanwal, Land Laws (Including Land Acquisition and Rent Laws)
3. Uttar Pradesh Revenue Code, 2006 as amended by U.P. Revenue Code (Amendment) Act, 2016 (w.e.f. 18-12-2015 & 11-02-2016).



**Paper-III**  
**Contract-II**  
**(Paper Code: LA-203)**

The course shall comprise of the following:

Unit-I

Special Contracts

1. Contracts of indemnity & guarantee
2. Bailment: Bailor's duty, Rights & duties of bailee, Position of finder of goods
3. Pledge and its relevant case laws
4. Agency: Kinds of agents, Ratification duties of agent, Rights and duties of agent & duties of principal, Liability of agent and Principal, Termination of agency.

Unit-II

Indian Partnership Act

1. Introduction: Meaning and definition of partnership, Basic essentials of partnership, Mode of determining existence of partnership, Comparison between partnership and co-ownership, Comparison between partnership and joint family business, Comparison between partnership and company
2. Partnership at will
3. Rights, Duties and obligations of partners
4. Relations of partners to third persons: Liability of firm for acts of partners Liability of the partners towards third parties.
5. Implied authority of a partner. Scope of such implied authority
6. Doctrine of holding out
7. Minor
8. Incoming partners: Modes of introduction, liability, Retirement of a partner, Expulsion of a partner.
9. Dissolution of firm: Liability, accounts, public notice, Rights, payment of debts, Restraint of trade, Good will
10. Registration of firm: Advantages of registration, Effects of non registration, Registration
11. Subsequent to filling of suit

## Unit-III

### Sale of Goods Act

1. Introduction: Definition and essentials of sale, Define Goods and Different kinds of goods Difference between contract of sale and agreement to sell, Differentiate between hire-purchase and contract of sale.
2. Implied conditions and Warranties in a contract of sale.
3. Transfer of property and Title: Transfer of property in Specific Goods, and Unascertained goods.
4. Transfer of title: Rule of Nemo det quod non habet, Exceptions of the rule.
5. Performance of Contract: Kinds of delivery, Rules regarding delivery.
6. Rights of Unpaid Seller: Rights to LIEN, Right to stoppage in transit and right to resale.
7. Suits for breach of Contract.

### Suggested readings:

1. Mulla: Indian Contract Act
2. Avtar Singh: Law of Contract
3. Anson: English Law of Contract
4. Avtar Singh : Principles of Mercantile Law
5. Bangla R.K. : Principles of Mercantile Law

## **Paper-IV**

### **Constitution-II**

**(Paper Code: LA-204)**

The course shall comprise of the following:

#### Unit-I

1. Union Executive: The President, his powers and position including ordinance making power.
2. Prime Minister's powers and the Cabinet.
3. Union Judiciary: Supreme Court of India-Composition and Jurisdiction.
4. Union Parliament: Organization, Procedure regarding Enactment of Legislation, Parliamentary Privileges.
5. State Executive: The Governor, his powers and position including ordinance making power.
6. Chief Minister's powers and the Cabinet.
7. State Judiciary: High Court-Composition and Jurisdiction.
8. State Legislature: Organization, Procedure regarding Enactment of Legislation, Parliamentary Privileges.

#### Unit-II

1. Distribution of Legislative Powers between Union and the states: Concept of Federalism, Legislative relations, Administrative Relations, Financial Relations, Cooperative Federalism.
2. Freedom of trade commerce and intercourse.
3. Territorial and Topical distribution of powers.
4. Power of Parliament to legislate on state matters.
5. Doctrine of Territorial Nexus, Doctrine of Pith and Substance, Doctrine of Colourable Legislation.

#### Unit-III

1. Emergency Provision with special references to proclamation of emergency and Presidents's Rule.
2. Amendment of the Constitution: Power and Procedure.
3. Theory of basic structure of the Constitution.

Suggested readings:

1. Chander Pal, Centre State Relations and Indian Cooperative Federalism.
2. Chander Pal, State Autonomy in Indian Federation: Emerging Trends.
3. Hidayatullah M., Constitutional Law of India.
4. Jain M.P., Constitutional Law of India.
5. Pandey J.N., Constitutional Law of India
6. Seervai H.M., Constitutional Law of India.
7. Shukla V.N., Constitutional Law of India.
8. Tope T.R., Constitutional Law of India.
9. Basu D.D.: Shorter Constitution of India
10. Kazgi : Constitutional Law Vol I & II

## **Paper-V**

### **Administrative Law**

**(Paper Code: LA-205)**

The course shall comprise of the following:

#### **Unit-I**

1. Definition, Nature and scope of administrative law, reasons for the growth of administrative law.
2. Rule of law in England, America and India.
3. Separation of powers and development in the United States and India.

#### **Unit-II**

1. Delegated legislation:
2. Development, restraint on delegation.
3. Control over delegated legislation: Judicial control, Legislative control, Parliamentary control.
4. Classification of Administrative Action: Legislative, Judicial, Quasi Judicial and Administrative Actions.
5. Principles of Natural Justice:
  - a) Rule against Bias, Kinds of Bias.
  - b) Rule of Fair Hearing: Contents
  - c) Effect of failure of natural justice, Exceptions to the Principles of natural justice.

#### **Unit-III**

1. Administrative Adjudication: Reasons for the Growth, Structure and Procedure of Adjudicatory Bodies, Kinds of Tribunals.
2. Administrative Discretion: Failure to exercise discretion, Excess of Abuse of discretion.
3. Judicial Control of Administrative Action:
  - a) Rule against Bias, Kinds of Bias.
  - b) Rule of Fair Hearing: Contents
  - c) Effect of failure of natural justice, Exceptions to the Principles of natural Justice.

### Unit-III

1. Administrative Adjudication: Reasons for the Growth, Structure and Procedure of Adjudicatory Bodies, Kinds of Tribunals.
2. Administrative Discretion: Failure to exercise discretion, Excess or Abuse of discretion.
3. Judicial Control of Administrative Action:
  - a) Prerogative Writs, Laches and delay, Rejudicata
  - b) Statutory Judicial Remedies: Civil Suits and Appeals
  - c) Equitable Remedies: injunctions and Declaratory Actions
4. Doctrine of Estoppel and Waiver

### Unit-IV

1. Government Liability: Government Contracts, Government Tortious Liability.
2. Ombudsman and Central vigilance Commission.
3. Public Undertakings: Reasons for the growth, Features, Control over Public undertakings.

#### Suggested readings:

1. Sathe S.P. : Administrative Law
2. Jani M.P. : Principles of Administrative Law
3. Massey I.P. : Administrative Law
4. Philip and Wade : Administrative Law
5. Takwani C.K. : Lectures on Administrative Law
6. Basu D.D. : Comparative Administrative Law
7. Wade: Principles of Administrative Law

# (SEMESTER – III)

## Paper-I

### Muslim Law

(Paper Code: LA-301)

The course shall comprise of the following:

#### Unit-I

1. Historical background of Muslim law
2. Sources of Muslim law
3. Schools of Muslim law
4. Operation of Muslim law
5. Conversion to Islam: Right to inheritance-Effect of renunciation of Islam

#### Unit-II

1. Marriage: Definition, kinds, object and nature of Muslim marriage.
2. Void, Voidable and Irregular marriage.
3. Legal effects of marriage.
4. Effect of apostasy on marriage.
5. Iddat
6. Dowar: Its object, importance, wife's rights and remedies on non-payment of dower.
7. Suits for dower and limitation thereto
8. Kharch-i-paan dan.
9. Talak: Its kinds

#### Unit-III

1. Parentage and legitimacy.
2. Guardianship.
3. Maintenance: With special reference to Section-125 Cr.P.C. and latest case laws of Supreme Court on maintenance of Muslim wife.
4. Gift: Requisites of gift, Extent of donour's right to gift, Void gifts, Oral gifts, Registration.

5. Wills: Nature and meaning of will, Revocation of will, Distinction between will and Gift.
6. Trust: Definition, Essentials of wakf, kinds of wakf, Mutawalli, Waqf Boards, Administration of wakf property.

### Unit-III

1. Pre-emption: Definition, Basis and nature of Rights, To whom it is applicable, Constitutional validity of Pre-emption.
2. Inheritance: Difference between Shia and Sunni inheritance, Doctrine of Return, Doctrine of Increase.
3. Succession: Distant kindred in order of succession.

### Suggested readings:

1. Ahmad Aqeel, Mohammdan Law
2. Ali Ameer, Principles of Mohammadan Law
3. Fyzee, Outlines of Mohammedan Law
4. Mahmood Tahir, Muslim Law of India
5. Mulla, Principles of Mohammadan Law
6. Rashid Khalid, Muslim Law
7. Wilson, Muslim Law
8. Cental Acts : Dissolution of Muslim Marriage Act, 1939
9. Family Courts Act, 1984
10. Muslim Personal Law (Shariat) Application Act, 1937
11. Muslim Women (Protection of Rights on Divorce) Act, 1986



## **Paper-II**

### **Transfer of Property Act and Easement**

**(Paper Code: LA-302)**

The course shall comprise of the following:

#### Unit-I

1. Definitions
2. Kinds of Property – Movable and Immovable property, tangible and intangible property, Intellectual property-copyright, patents and designs, trademarks.
3. Possession, Ownership and Desposition of property.

#### Unit-II

1. General principles of transfer of property: Movable and Immovable property.
2. Conditional transfers
3. Vested and Contingent interests.
4. Transfer Lis-Pendens.
5. Doctrine of Part Performance.

#### Unit-III

1. Sale
2. Mortgage
3. Charges
4. Leases
5. Exchanges
6. Gifts
7. Actionable claims

#### Unit-IV

1. Indian Easement Act: Easement, acquisition of easement, kinds, extinguishment of easement.
2. Distinction between Lease, License, Acquisition, Transfer and Suspension.

Suggested readings:

1. Mulla : Transfer of Property
2. Shah : Transfer of Property
3. Jain J.D. : Transfer of Property

## **Paper-III**

### **Criminal Procedure Code**

**(Paper Code: LA-303)**

The course shall comprise of the following:

#### **Unit-I**

1. Definitions- Bailable and Non-Bailable offences, Cognizable and Non-Cognizable, Summons and Warrant case, etc.
2. Constitution of criminal courts and offences
3. Powers of court
4. Powers of superior officers of police
5. Aid to the magistrates and the police
6. Arrest of persons
7. Process to compel appearance
8. Process to compel production of things
9. Procedure for attachment and forfeiture
10. Security for keeping the peace and for good behaviour

#### **Unit-II**

1. Order for maintenance of wives, children and parents
2. Maintenance of public order and tranquillity
3. Preventive action of police
4. Information to police and their powers to investigate
5. Jurisdiction of criminal courts and enquiry and trial
6. Conditions requisite for initiation of proceedings

#### **Unit-III**

1. Complaints to magistrates
2. Commencement of proceedings before magistrates
3. The Charge
4. Trial before Court of Session
5. Trial of warrant cases and summons cases by magistrate
6. Summary trial
7. Attendance of persons confined or detained in prison
8. Evidence and inquiries and trials

9. General provision as to enquiry and trial
10. Provisions as to accused persons of unsound mind
11. Provisions as to affecting the administration of justice

#### Unit-IV

1. The judgment and Order
2. Submission of death sentence for confirmation
3. Appeals, Reference, Revision and transfer of cases
4. Execution, Suspension, Remission and commutation of sentences
5. Provisions as to bail and bond
6. Disposal of properties
7. Irregular proceedings
8. Limitations for taking cognizance of certain offences
9. Miscellaneous.

#### Suggested readings:

1. Banerjee P.C., Criminal Trial and Investigation.
2. Kelkar R.V., Criminal Procedure Code.
3. Kelkar R.V., Lecturers on Criminal Procedure.
4. Lal Ratan & Lal Dhiraj, The Code of Criminal Procedure.
5. Mishra S.N., Law of Criminal Procedure.

## **Paper-IV**

### **Public International Law**

**(Paper Code: LA-304)**

The course shall comprise of the following:

#### Unit-I

1. Historical and theoretical foundation of International law
2. Basic Principles of International Law: Sovereign equality of states, Non intervention, Non use of force, International cooperation, Peaceful settlement of disputes.
3. Sources of International Law: Treaties, Customs, General Principles of Law recognized by Civilized Nations, Judicial & Arbitral decisions and Jusristic Opinions, UN General Assembly Resolutions
4. Relationship between International and Municipal Law: Theories, State Practice with special reference to India and United Kingdom
5. Subjects of International Law: State, International organizations, Individuals/People, MNCs and other private entities.

#### Unit-II

1. The Law of Recognition: Recognition of States, Recognition of Governments, Recognition De-jure and De-facto, Legal effects of Recognition, Stimson's doctrine of non-recognition
2. Jurisdiction of States: Territorial Jurisdiction, Personal jurisdiction, Protective jurisdiction, Universal jurisdiction ( terrorism, hijacking, narcotics, war crime and crimes against peace)
3. Diplomatic immunities and privileges: State immunity
4. Law of State Responsibility: Nature and kinds of responsibility, Responsibility for breach of treaty and expropriation of property including the Calvo clause and the law relating to debts
5. Responsibility for international delinquencies
6. Treatment of aliens
7. Situation of dispute between Local Law and International Law

#### Unit-III

1. The Law relating to the acquisition and loss of Nationality
  - a) International importance of nationality
  - b) Nationality of corporations and un-incorporated associations

2. Laws of war
3. Law of sea and maritime belt

#### Unit-IV

1. Peaceful Settlement of International Disputes(with reference to Article 33 of UN Charter)
2. U.N.O. and its organs
3. The development of International Law through the International Court of Justice

#### Suggested readings:

1. J.G Starke: Introduction to International Law
2. S.K. Kapoor : Public International Law
3. M.P. Tandon : Public International Law
4. Greig, D.W. : International Law
5. Harris, D.J.: Cases and Material on International Law

## **Paper-V**

### **Drafting of Pleading and Conveyancing**

**(Paper Code: LA-305)**

The course shall comprise of the following:

#### **Unit-I**

**Drafting:**

General principles of drafting and relevant substantive rules shall be taught

#### **Unit-II**

**Pleadings:**

1. Civil:-

(i) Plaint

(ii) Written Statement

(iii) Interlocutory Application

(iv) Original Petition

(v) Affidavit

(vi) Execution Petition and

(vii) Memorandum of Appeal and revision

(viii) Petition under Article 226 and 32 of the Constitution of India

2. Criminal:-

(i) Complaint

(ii) Criminal Miscellaneous Petition

(iii) Bail Application and

(iv) Memorandum of Appeal and Revision

#### **Unit-III**

**Conveyancing:**

(i) Sale Deed

(ii) Mortgage Deed

(iii) Lease Deed

(iv) Gift Deed

(v) Promissory Note

(vi) Power of Attorney

(vii) Will

Suggested readings:

1. Moga P.C. : The Law of Pleadings in India
2. Chaturvedi R.N. : Pleading, Drafting and Conveyancing

# (SEMESTER – IV)

## Paper-I

### Civil Procedure Code and Limitation Act

(Paper Code: LA-401)

The course shall comprise of the following:

#### Unit-I

#### C.P.C.

1. Definitions: Decree, Order, Mesne profits, Foreign Judgment, etc.
2. Suits in general
3. Jurisdiction of courts, Res Judicata
4. Place of suing, Institution of Suits, Summons and discovery, Judgement and Decree, Interest, Costs
5. Execution: Court by which a Decrees may be executed, Transferees and Legal Representative, procedure in execution, Arrest and detention, attachment, sale, Distribution of Assets
6. Commission
7. Suits in particular cases: By or against Government of Public Offices, by alien and by or against Foreign Rulers of Ambassadors, Interpleader suit, Suits by indigent persons
8. Special proceedings: Arbitration, Special Case, Public nuisance
9. Supplemental proceedings
10. Appeals from Original Decree, from Appellate Decree, from Orders, appeal to Supreme Court
11. Reference, Review, Revision
12. Special provisions relating to the High Court
13. Miscellaneous-Caveat, Inherent powers of Court etc.
14. Party to suits
15. Frame of suit
16. Recognized agents and pleaders
17. Issue and service of summons
18. Pleadings generally
19. Plaint
20. Written statement, Set off and Counter Claim
21. Appearance of parties and consequence of non-appearance
22. Examination of parties by the court



23. Discovery and inspection
24. Admissions
25. Production, impounding and return of documents
26. Settlement of issues and determination of suits on issues of law
27. Disposal of suits at the first hearing
28. Summoning and attendance of witnesses
29. Attendance of witnesses
30. Adjournments
31. Hearing of the suit and examination of witnesses
32. Affidavits
33. Judgment and Decree
34. Death, Marriage and insolvency of parties
35. Withdrawal and Adjustment of suits
36. Payment into Court
37. Security for costs
38. Commissions
39. Suits by or against Minors and persons of unsound mind etc.
40. Suits relating to mortgages of immoveable property
41. Summary procedure
42. Arrest and attachment before judgement
43. Temporary Injunction and interlocutory order
44. Appointment of Receivers

## Unit-II

### Indian Limitation Act

1. Definitions
2. Limitation of suits appeals and application
3. Computation of period of limitation
4. Acquisition of ownership by possession
5. Miscellaneous

### Suggested readings:

1. C.K. Takawani : Code of Civil Procedure
2. Mulla : Code of Civil Procedure
3. M.P. Tondon : Code of Civil Procedure
4. J.D Jain : Limitation Act
5. D.N. Mathur : The Code of Civil Procedure
6. Civil Procedure Code, 1908

## **Paper-II**

### **Professional Ethics and Law of Contempt of Courts (Civil and Criminal)**

**(Paper Code: LA-402)**

The course shall comprise of the following:

#### **Unit-I**

1. Background of legal profession in India
2. Meaning and necessity of professional ethics
3. Standards of professional conduct and etiquette
4. The Advocate Act, 1961 and accompanying rules

#### **Unit-II**

1. Status and virtues of an advocate
2. Qualifications and disqualifications for enrolment as an advocate
3. Rights and duties of an advocate
4. Bench-Bar relations

#### **Unit-III**

1. Establishment of Bar Council of India
2. Functions and powers of Bar Council of India
3. Establishment of State Bar Council
4. Functions and powers of State Bar Council

#### **Unit-IV**

1. Meaning of professional and other misconducts
2. Background to law of Contempt
3. Categories of contempt of courts
4. Contempt by lawyers and judges
5. Appeals from State Bar Council to Bar Council of India and Supreme Court
6. Powers of High Court to punish contempt of subordinate Courts
7. Powers of the Court of Record to punish for contempt of Court, Suo-motto

Cases:

1. D.C. Saxena v. Chief Justice of India, AIR 1996 SC 2481
2. M.B. Sanghi v. Punjab and Haryana High Court, AIR 1991 SC 1834

3. Harish Chandra Tiwari v. Baiju, (2002) 2 SCC 67
4. Bhupendra Kumar Sharma v. Bar Council, Pathankot (2002) 1 SCC 470
5. Smt. Harbans Kaur v. P.C. Chaturvedi, (1969) 3 SCC 712
6. Charan Lal Sahu v. Union of India, AIR 1988 SC 107
7. Re Vinay Chandra Mishra, AIR 1995 SC 2348
8. Supreme Court Bar Association v. Union of India, AIR 1998 SC 1895
9. Subroto Roy v. Union of India, AIR 2014 SC 1434

Suggested readings:

1. S.P. Gupta : Professional Ethics, Accountability for Lawyers and Bench-Bar Relations
2. Kailash Rai : Professional Ethics, Accountability for Lawyers and Bench-Bar Relations
3. Dr. Sirohi : Professional Ethics, Accountability for Lawyers and Bench-Bar Relations

## **Paper-II**

### **Labour Laws**

**(Paper Code: LA-403)**

The course shall comprise of the following:

#### **Unit-I**

##### **Trade Union Act, 1926**

1. Trade unionism in India
2. Definition of Trade union and trade dispute
3. Registration of a trade union
  - a) Legal status of registered trade union
  - b) Mode of registration
  - c) Powers and duties of registrar
  - d) Cancellation and dissolution of trade union
  - e) Procedure for change of name
  - f) Amalgamation and dissolution of trade union

#### **Unit-II**

##### **Industrial Employment (Standing Orders) Act, 1946**

1. Concept and nature of standing order
2. Scope and coverage of the Act
3. Certification process
  - a) Procedure for certificate of standing order
  - b) Appeals against certification
  - c) Condition for certification
  - d) Date of operation of standing order
  - e) Building, nature and effect of certified standing orders
  - f) Posting of standing orders
4. Modification and temporary application of model standing orders
5. Interpretation and enforcement of standing orders
6. Penalties and procedure

## Unit-III

### Industrial Disputes Act, 1947 (Part-I)

1. Concept and scope of Industrial dispute
2. Industrial dispute and individual dispute
3. Arena of interaction and participants: Industry, Workman and Employer
4. Settlement of Industrial dispute
  - a) Works committee
  - b) Conciliation machinery
  - c) Court of inquiry
  - d) Voluntary arbitration
  - e) Adjudication: Labour Court, Tribunal and National Tribunal
5. Powers of the appropriate government under the Act
6. Unfair labour practice

## Unit-IV

### Instruments of Economic concern

1. Concept of Strike
  - a) Gherao
  - b) Bandh and lock-out
  - c) Types of strike
  - d) Rights to strike and lock-out
  - e) General prohibition of strike and lock-out
  - f) Prohibition of strike and lock-out in public utility services
  - g) Illegal strike and lock-out
  - h) Justification of strike and lock-out
  - i) Penalties for illegal strike and lock-out
  - j) Wages for strike and lock-out
2. Lay-off and Retrenchment
  - a) Lay-off : Meaning, concept, implications and procedures
  - b) Retrenchment: Meaning, concept, implications and procedures
  - c) Re-employment of retrenched workmen and penalty
  - d) Transfer : Compensation to workmen in case of transfer of undertaking closure
  - e) Closure : Prevention and regulation
  - f) Special provisions relating to lay-off, retrenchment and closure in certain establishments

3. Disciplinary action and domestic inquiry
4. Management's prerogative during pendency of proceedings
5. Notice of change

Suggested readings:

1. Statutory material: Trade Union Act, 1926, Industrial Employment (Standing Orders) Act, 1946 and Industrial Disputes Act, 1947
2. Dr. S.C. Srivastava : Industrial Relations and Labour Law, Vikas Publishing House, New Delhi.
3. O.P. Malhotra, Industrial Disputes Act, Vol I & II
4. Indian Law Institute- Cases and Materials on Labour Law and Labour Relations (edited by Dr. S.C. Srivastava) revised edition 2007
5. Mishra S.N : Labour Law
6. Mallik : Industrial Law

## **Paper-IV**

### **Company Law and SEBI Act**

**(Paper Code : LA-404)**

The course shall comprise of the following:

#### **Unit-I**

1. Definition and attributes of Company- Distinction between Partnership Firm and Company
2. Kinds of Companies including Multinational Companies – Advantages and Disadvantages of Incorporation – Consequences of non-compliance of the provisions of the Companies Act in matters of incorporation
3. Formation of Company: Promoters-Meaning, duties and liability; Registration and Incorporation-Memorandum and Article of Memorandum, & Article of association, Binding force of Memorandum and Articles of Association, Doctrine of Constructive Notice, Doctrine of Indoor Management ; Prospectus – Meaning and contents, Statement in lieu of prospectus, Remedies for misrepresentation, Criminal liability

#### **Unit-II**

1. Shares-Definition, Types, Dematerialized shares (DEMAT), Allotment, Statutory restrictions
2. Transfer of shares and Buy back of shares-procedure, practice and Government and SEBI guidelines
3. Debentures – Definition, Kinds, Fixed and Floating charges, remedies of debenture holders, shareholders and debenture holders Shareholder’s democracy-protection of shareholders against oppression and mismanagement, globally changing profile of corporate ownership.

#### **Unit-III**

1. Management of Company- Concept of Corporate Governance-Directors and other Managerial persons – Position, Qualification, Disqualification, Appointment and Removal, Powers, Duties, Remuneration and Liability; Company Secretary – Definition, Qualification, Statutory Duties and liabilities.; Sole Selling and Buying Agents; Meetings – Kinds, procedure, Voting; emerging trends- E-Governance, E-Filing

2. Minority Protection – Protection of Minority rights, Rule in Foss vs. Harbottle; Prevention of Oppression and Mismanagement; Company Law Board, & its powers.
3. Amalgamation, Take over, Margers – Winding up of Company – Meaning and Types, Grounds for compulsory winding up; Appointment, Powers and Duties of Liquidator, Contributories, Contemporary issues in Company Law
4. Legal liability of company-civil and criminal, Remedies against them – Civil, Criminal and Tortuous – Specific Relief Act, Writs, Liability under special statutes

#### Unit-IV

#### SEBI Act with Regulations

#### Suggested readings:

1. Ashwin Labnnai Shah, Lectures on Company Law, Tripathi Pvt. Ltd,; Mumbai
2. Avtar Singh, Indian Company Law, Eastern Book Company, Lucknow
3. Ramaiya, Guide to Companies Act (Vol. 1 & 2), Wadhwa & Company, Nagpur
4. S.M. Shah, Lectures on Company Law, Tripathi Bombay
5. S.S Gulshan, Company Law, Excel Books
6. Dr. N.V. Paranjape, Company Law, Central Law Agency
7. B.K. Sen Gupta, Company Law, Eastern Law House, Kolkata
8. R.R. Pennigton, Company Law, Butterworths



## **Paper-V**

### **Environmental Studies and Environmental Laws**

**(Paper Code: LA-405)**

#### Unit-I

##### Environmental Protection: International and National Perspective

- a) Introduction
- b) Environment : Meaning
- c) Environment Pollution: Meaning and Issues
- d) Constitutional provisions
- e) Right to Wholesome Environment: Evolution and Application
- f) Relevant Provisions of Indian Constitution: Art 14,19 (1) (g), 21, 48-A, 51-A(g)
- g) Environment Protection through Pubic Interest Litigation
- h) Law of Torts in relation to environment
- i) Law of Crimes in relation to environment

#### Unit-II

1. Prevention and Control of Water, Air, Noise and Land Pollution
  - a) The Water (Prevention and Control of Pollution) Act, 1974
  - b) Water Pollution: Definition
  - c) Central and State Pollution Control Boards: Constitution, Powers and Functions
  - d) Water Pollution Control Areas
  - e) Sample of effluents: Procedure; Restraint Order
  - f) Consent requirement: Procedure, Grant/Refusal, Withdrawal
  - g) Citizen's Power to file complaints in pollution matters in PIL
2. Air (Prevention and Control of Pollution) Act, 1981
  - a) Air Pollution: Definition
  - b) Central and State Pollution Control Boards: Constitution, Powers and Functions
  - c) Air Pollution Control Areas
  - d) Consent Requirement: Procedure, Grant/Refusal, Withdrawal
  - e) Sample of Effluents: Procedure; Restraint Order
  - f) Citizen Suit Provision
  - g) Noise Pollution Control Order, 2000
  - h) Land Pollution

### Unit-III

1. Environmental (Protection) Act, 1986
  - a) Meaning of 'Environment', 'Environment Pollutant', Environment Pollution'
  - b) Powers and Functions of Central government
  - c) Prevention, control and abatement
2. The Wild Life (Protection) Act, 1972
  - a) Authorities to be Appointed and Constituted under the Act
  - b) Hunting of Wild Animals
  - c) Protection of Specified Plants
  - d) Protected Area
  - e) Trade or Commerce in Wild Animals, Animal Articles and Trophies; Its Prohibition

### Unit-IV

1. International Environment Laws and Current Trends
  - a) Introduction to International Environmental Laws
  - b) Environmental Law: Human Rights Perspective
  - c) Stockholm Declaration: Brief overview
  - d) Rio-Declaration: Brief Overview
  - e) Important Doctrines: Sustainable Development – Meaning and Scope –  
Precautionary Principle: Polluter pays Principle-Public Trust Doctrine
  - f) UNEP

### Unit-V

1. National Green Tribunal Act, 2010
  - a) National Green Tribunal
  - b) Constitution of National Green Tribunal
  - c) Functions and Powers of National Green Tribunal
2. The Prevention of Cruelty to Animals Act, 1960

#### Suggested readings:

1. Shyam Diwan & Armin Roxencranz, Environment Law and Policy in India, Oxford University Press, 2<sup>nd</sup> Edition, 2001.
2. P. Leelakrishnan, Environmental Law in India, Lexis Nexis, 3<sup>rd</sup> Edition, 2008
3. P. Leelakrishnan, Environmental Law Case Book, Lexis Nexis, 2<sup>nd</sup> Edition, 2006
4. S.C. Shastri, Environmental Law, Eastern Book Company, 4<sup>th</sup> Edition, 2012
5. Gurudip Singh, Environmental Law in India, MacMillan Publisher, 2005

# (SEMESTER – V)

## Paper-I

### Uttar Pradesh Local Laws

(Paper Code: LA-501)

#### Unit-I

Uttar Pradesh Urban Building (Regulation of Letting and Eviction) Act, 1972

- a) Preliminary: Definitions
- b) The Development Authority and its objects
- c) Master Plan and Zonal Development Plan
- d) Arterial Roads in Development Area
- e) Amendment of the Master Plan and Zonal Development Plan
- f) Developments of Lands
- g) Acquisition and Disposal of Land
- h) Finance, Accounts and Audit
- i) Supplemental and Miscellaneous Provisions
- j) The Uttar Pradesh Development Authorities (Alternative Land or Accommodation for Rehabilitation of Persons Belonging to Weaker Sections) Rules, 1997

#### Unit-III

- a) Preliminary: Definitions
- b) Establishment and constitution of Gram Sabhas
- c) Disqualification of members of Gram Panchayat and electoral rolls
- d) The Gram Sabha: Its meetings and functions
- e) Gram Panchayat
- f) Powers, Duties, Functions and administration of Gram Panchayat
- g) Acquisition of Land, Gaon Fund and Property
- h) The Nyaya Panchayat
- i) Penalties and Procedure
- j) Rules, Bye-Laws and Repeals

#### Unit-IV

- a) Preliminary: Definitions
- b) Constitution and Governance of Municipalities

- c) Declaration of Municipalities
- d) Delimitation
- e) Electoral Rolls
- f) Conduct of Election
- g) Election petitions
- h) Control of Municipality
- i) Municipal members: President and Vice-Presidents
- j) The Executive Officer and Medical Officer
- k) Municipal meetings and proceedings
- l) Municipal Funds and property
- m) District Planning Committee and Finance Commission
- n) Municipal taxation
- o) Recovery of certain Municipal Claims
- p) Power and penalties in respect of buildings, public drains, streets, extinction of fires, scavenging and water supply
- q) Rules, Regulation and Bye-Laws
- r) Procedure under the Act
- s) Supplementary provisions
- t) Notified areas

#### Unit –V

Uttar Pradesh Consolidated of Holdings Act, 1953 as amended up to date along with rules there under

- a) Preliminary: Definitions
- b) Revision and correction of Maps and Records
- c) Preparation of Consolidation Scheme
- d) Enforcement of the Scheme
- e) Miscellaneous Provisions under the Act

Suggested readings:

1. Uttar Pradesh Urban Building (Regulation of Letting and Eviction) Act, 1972
2. The Uttar Pradesh Urban Planning and Development Act, 1973
3. Uttar Pradesh Panchayat Raj Act, 1947
4. The U.P. Municipalities Act, 1916
5. Uttar Pradesh Consolidation of Holdings Act, 1953

## **Paper-II**

### **Law of Evidence**

**(Paper Code: LA-502)**

#### Unit-I

1. Evidence and its kinds
2. Definitions
3. Fact In-Issue
4. Proved, Disproved and Not proved
5. May Presume, Shall Presume, and Conclusive Proof
6. Relevant Facts
7. Res Gestae

#### Unit-II

1. Admission; Confession
2. Dying Declaration and its relevance
3. Relevancy of Judgment
4. Opinion of Experts; Opinion of Third Persons
5. Conduct and Character of Parties
6. Judicial Notice
7. Presumption : Of facts and of law

#### Unit-III

1. Estoppel
2. Proof : Facts which need not be proved, Means of proof : Oral Evidence; Documents – Public Document, Private Document, Primary and Secondary Evidence
3. Exclusion of Oral by Documentary Evidence
4. Burden of Proof
5. Witnesses : Competency and Compellability of Witnesses; Examination of Witnesses
6. Privilege communications
7. Improper admission or rejection of evidence

#### Suggested readings:

1. Lal Batuk, Law of Evidence
2. Ratanal & Dhiraj Lal, The Law of Evidence
3. Sarathi Vepa P, Law of Evidence
4. Sarkar M.C. & Sarkar S.C., Law of Evidence
5. Sarkar S. & Ejaz Ahmed, Law of Evidence

## **Paper-III**

### **Arbitration, Conciliation and ADR System**

**(Paper Code: LA-503)**

The course shall comprise the following:

#### **Unit-I**

1. The concepts of ADR's : Negotiation, Mediation, Conciliation and Arbitration
2. The need for ADR's
3. Detects of existing dispute resolution system
4. Arbitration Agreement
5. Power at parties to refer the matter for arbitration

#### **Unit-II**

1. Interim measures by court and arbitrator
2. Composition of arbitral tribunal: Number of arbitrator
3. Appointment of arbitrator
4. Grounds for challenge of appointment
5. Challenge procedure, failure to act, termination of mandate, and substitution of arbitrator
6. Jurisdiction of Arbitral Tribunal Competence of arbitral tribunal to rule its own jurisdiction
7. Conduct of arbitral proceedings
8. Place of arbitration, commencement of arbitral proceedings, fixing of language of arbitral proceedings, procedure for making claim and defence, effect of default by a party
9. Other important powers of arbitrator Equal treatment of parties
10. Determination of rules of procedure
11. Other important powers of arbitrator
12. Appointment of expert by arbitral tribunal, court assistance in taking evidence

#### **Unit-III**

1. Rules applicable to substance of dispute
2. Making of arbitral award and termination of proceedings
3. Decision making by panel of arbitrators
4. Form and contents of arbitral award, termination of proceedings

5. Correction and interpretation of arbitral award; additional award
6. Settlement, Duties of arbitrator, advantages of settlement
7. Recourse against arbitral award Setting aside arbitral award
8. Finality and enforcement of arbitral award
9. Appeals

#### Unit-IV

1. Enforcements of foreign awards
2. New York convention awards
3. Geneva convention awards
4. Conciliation
5. Lok Adalat: Constitution, Jurisdiction, Power and utility
6. The Legal Services Authorities Act, 1987

#### Suggested readings:

1. B.P. Saraf and M. Jhunjhunwala, Law of arbitration and Conciliation (2000), Snow White, Mumbai
2. Gerald R. Williams (ed.), The new Arbitration and Conciliation Law of India, Indian Council of Arbitration (1998), New Delhi
3. A.K. Bansal, Law of International Commercial Arbitration (1999), Universal, Delhi
4. P.C. Rao & William Sheffield, Alternative Disputes Resolution-What it is and How it works? (1997) Universal Delhi
5. Avatar Singh : Arbitration and Conciliation Act, 1996
6. G.K. Kwatra, The Arbitration and Conciliation Law of India 2000 Universal, Delhi
7. Johari, Commentary on Arbitration and Conciliation Act 1996 (1999)
8. Markanda P.C., Law relation to Arbitration and Conciliation (1998) Universal Delhi
9. Basu N.D. Law of Arbitration and Conciliation (9<sup>th</sup> edition reprint 2000)
10. Bachawat J : Arbitration and Conciliation Act, 1996

## **Paper-IV**

### **Interpretation of Statutes**

**(Paper Code: LA-504)**

The course shall comprise the following:

#### **Unit-I**

1. Introduction
2. Meaning of Interpretation
3. Need for Interpretation
4. Act, Enactment, Statutes, Ordinances, Rules, etc.
5. Certain presumptions and considerations in interpretation
6. Process of Interpretation
7. Discovery of Legislative intent and object as the ultimate goal of interpretation
8. Basic principles of Interpretation
9. Mandatory and Directory provisions of the statute
10. Repugnancy, commencement, revival, repeal by express provision and impliedly

#### **Unit-II**

1. Internal Aids to Interpretation : Title, Preamble, Heading, Marginal Note, Section, Sub-section, Punctuation, Illustration, Exception, Proviso, Explanation, Saving Clause, Schedule
2. External Aids to Interpretation
3. Constituent Assembly Debates for Constitutional Interpretation
4. Constitution of India
5. Legislative History: Legislative Intention
6. Statement of Objects and Reasons
7. Legislative Debates
8. Committee Reports, Law Commission Reports
9. Principles of incidental, ancillary, implied, expressed, occupied field

#### **Unit-III**

1. Rules of Interpretation and its applicability: Literal Rule, Golden Rule, Mischief Rule
2. Legal Fiction
3. Doctrine of Stare-Decisis And Re-Judicata
4. Doctrine of Ratio-Decindi



5. Doctrine of Pith and Substance
6. Principle of Severability
7. Principle of Prospective over-ruling
8. Principle of Eclipse
9. Ejusdem Generis
10. Noscitur a sociis
11. Reddendo singular singularis
12. Generalia Specialibus Non Derogant
13. Expressio Unius Est Exclusion Alterius
14. Colourable Legislation
15. Strict Construction: Taxing or fiscal statute, Penal statutes
16. Interpretation of welfare and beneficial statutes
17. Temporary and perpetual statutes: their applicability and scope
18. General Law and Special Law: their applicability and scope
19. Prospective and retrospective interpretation of statutes
20. Interpretation of delegated and conditional legislations
21. Extent of delegated powers
22. Sustentative and subordinate legislation and their distinction

#### Unit-IV

1. Interpretation of deeds and will
2. Will and documents of insurance policy
3. Precedent: its meaning, deductive and inductive approach in judicial interpretation
4. Theories of Interpretation: Binding nature of judicial precedents
5. Conflict between various High Court decisions: which is to be followed?
6. Public policy legislation and the function of courts
7. Law relating to National security not to be interpreted beyond the object of legislation
8. General Clauses Act 1897, its applicability and scope
9. Special provisions under Constitution during emergency shall be protected
10. Inconsistent legislation

#### Suggested readings:

1. P. St. J. Langan, Maxwell's on the Interpretation of Statutes, Lexis Nexis, 12<sup>th</sup> Edition, 1969
2. V.P. Sarthi, Interpretation of Statutes, Eastern book Company, 5<sup>th</sup> Edition, 2010
3. G.P. Singh, Principles Statutes, Eastern book Company, 5<sup>th</sup> Edition, 2010

## **Paper-V**

### **Human Rights**

**(Paper Code: LA-505)**

#### **Unit-I**

1. Introduction: Concept of Human Rights
2. Kinds of Human Rights
3. Right to Development
4. Right to Self determination
5. Right to safe Environment
6. Nature Origin and Evolution
7. Development of Human Right Regime
8. Codification of the law of Human Rights
9. Monitoring Human Rights

#### **Unit-II**

1. International Human Rights Law
2. Universal Declaration of Human Rights
3. UN Charter
4. United Nation Department of Human Rights
5. Human Rights Consciousness
6. International Covenants on Human Rights
7. International Conventions on Inhuman acts
8. International Conferences on Human Rights
9. Regional Conventions on Human Rights
10. India and International Covenants
11. India and Human Right Conventions
12. Supreme Court on Human Rights under Article 21 of the Constitution
13. Optional Protocols

#### **Unit-III**

1. National Human Rights Law
2. Constitutional Provisions
3. Fundamental Rights
4. Directive Principles of State Policy
5. Protection of Human Rights under Human Rights Act, 1993

6. NHRC : Composition, Powers and Functions
7. Role of State HRC, NCW, NCM, SC/ST Commission
8. Role of Civil Societies and Media
9. Human Rights and NGO (Amnesty International, People's Union of civil Liberties)

#### Unit-IV

1. Venerable group and Human Rights
2. Group
3. Prisoners
4. Women and Children
5. Indigenous People
6. Disabled Person
7. Senior Citizens
8. Refugees
9. Critical areas of concern in Human Rights: poverty, education, health, violence, armed conflicts, economic disparity, enforcement of International Human Right Charter and treaties

#### Unit-V

Some measures of protection of Human Rights under Indian Law

- a) Protection of Civil Rights Act, 1955
- b) National Commission for Women Act, 1990
- c) The Schedule Cast and Schedule Tribes (Prevention of Atrocities) Act, 1989
- d) National Commission for Minorities Act, 1992
- e) National Commission for Backward Classes Act, 1993
- f) The Person with Disabilities (Equal opportunities, Protection of Rights and Full Participation) Act, 1995
- g) The Schedule Tribes and other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006

Suggested readings:

1. D.D. Basu, Human Rights in Constitutional Law, Lexis Nexis
2. Upendra Baxi, The Future of Human Rights, Oxford University Press
3. Thomas Buergenthal, International Human Rights in a Nutshell, West Publisher Company

# (SEMESTER – VI)

## Paper-I

### Moot Court, Pre-trial Preparations and Participation in Trial Proceedings

(Paper Code: LA-601)

The course shall comprise the following:

The performance of the students for this paper will be assessed on annual basis for semester V & VI/IX & X and at the end of the academic year viva voce examination will be conducted.

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

**(a) Moot court (30 Marks):**

Every students will do at least three moot courts in a year with 10 marks for each. The moot court work will be on assigned problem and it will be Evaluated for 5 marks for written submission and 5 marks for oral advocacy.

**(b) Observance of Trial in Two cases, one civil and one criminal (30 marks)**

Students will attend two trials in the course of the last 2 or 3 years of LL.B. studies. They will maintain a record and enter the various steps observed during their attendance on different days in the court assignment. This scheme will carry 30 marks.

**(c) Interviewing techniques and pre-trial Preparations (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 students will further observe the preparation of documents and court papers by the advocate and the procedure for the filling of the suit/petition. This will be recorded in the diary which will carry 15 marks.

**(d) The fourth component of this paper will be Viva- voce examination on all the above three aspects (10 marks).**

## **Paper-II**

### **Election Laws**

**(Paper Code: LA-602)**

#### **Unit-I**

1. Meaning and Concept of Election and Election Dispute
2. Challenge to Election: Whom and How to made
3. Forum for filing Election Petition
4. Parties to Election Petition
5. Contents of Election Petition
6. Grounds of Challenge to Election
7. Trial of Election Petition
8. Recriminatory Petition
9. Withdrawal, Abetment and Appeal
10. Election to President and Vice President
11. Composition and Powers of Election Commission (Part XV – Article 324-329 of the Constitution of India)

#### **Unit-II**

1. Qualification and Disqualification of Candidates
2. Meaning and Distinction Between Qualification and Disqualification
3. Qualifications and Disqualifications Provisions under Indian Constitution and the Representation of Peoples' Act, 1951 as amended up to 2016 and rules framed by the Election Commission of India under the Act
4. Office of Profit
5. Government Contract
6. Disqualifications on Convictions under the Representation of Peoples' Act, 1951
7. Anti-Defection Law

#### **Unit-III**

1. Nomination (Sections 30-39, s100 (1)(d) of the Representation of Peoples' Act, 1951
2. Meaning of Valid Nomination
3. Procedure for Filling of Nomination Security Deposits etc.
4. Grounds of Rejection of and Withdrawal of Nominations
5. Voter's Right to Know Antecedent of the Candidates
6. Recognition of Political Parties and Election Symbols

## Unit-IV

1. Corrupt Practices
2. Meaning and Distinction between Corrupt Practices and Electoral Offences
3. Meaning of corrupt practice-Soliciting, convincing by candidate and its representative agents and political parties or by any other person on the basis of caste, religion, gender shall amount of corrupt practice on the basis of which the Election Commission can set aside the candidature as propounded by a Constitution Bench in Jan 2017, Supreme Court
4. Substantive Corrupt Practice: Bribery, Undue Influence, Character, Assassination of Candidates, Appeal on the Grounds of Religion, Race, Caste, etc.
5. Needs of Educational Qualification for Candidates
6. Criminalization of Politics
7. Election Expenses
8. Model Code of Conduct
9. Use of Government/Private Electronic Media and Social Media by Political Parties
10. Opinion and Exit polls
11. Defacement of Public and Private Properties
12. Reservation for women in Parliament and State Legislatures

### Suggested readings:

1. V.S. Rama Devi & S.K. Mehendiratta, Election Law, Practice and Procedure, Butterworths Publishers, 2013
2. P.C. Jain & Kiran Jain, Election Law and Practice, Chawla Publishers, 2012
3. P.M. Bakshi, The Constitution of India Universal Publishing Company Ltd., 2014
4. The Representation of Peoples' Act, 1950 (Bare Act), Universal Publishing Company Ltd. 2014
5. The Representation of peoples' Act, 1951 (Bare Act), Universal Publishing Company Ltd., 2014
6. The Presidential and Vice-Presidential (Election) Act, 1952 (Bare Act), Universal Publishing Company Ltd., 2014
7. The Registration of Elector Rules, 1960 (Bare Act), Universal Publishing Company Ltd. 2014
8. The Conduct of Election Rules, 1961 (Bare Act), Universal Publishing Company Ltd., 2014

## **Paper-III**

### **Criminology, Penology, Victimology and Treatment of Offender**

**(Paper Code: LA-603)**

#### Unit-I

1. Introduction
2. Criminology-Definition, Scope and Importance
3. Difference between Penology and Victimology
4. Difference between Criminology and Penology
5. Brief introduction to
6. Schools of Criminology-
  - a) Pre-classical and Classical
  - b) Typological
  - c) Ecological/Geographical
  - d) Socialistic
  - e) Sociological: differential association, sub-culture, ecological and anomie
  - f) Multifactor

#### Unit-II

1. Nature of Crime
2. Radical theories of crime
3. Causation of Crime
4. Types of crime
5. Crime and economic conditions
6. Crimes against children (nature, extent and legal provisions)
7. Crimes against women (nature, extent and legal provisions)
8. Special types of crimes in India: honour killing, female feticide, witch-hunting, sexual offences, alcoholism, drug addiction
9. Other types-organized crime, white collar crime, terrorism, juvenile delinquency

#### Unit-III

1. Punishment
2. Punishment: Definition and Types, Capital punishment and its constitutionality
3. Theories of Punishment
4. Substantive Provisions of Punishment under India Penal Code and other Act
5. Non-institutional Treatment of Offenders: Probation, Temporary Release and Parole

6. Institutional Treatment of Offenders
7. Doctrine of proportionate punishment
8. Police system
9. Criminal law courts
10. Prison administration system
11. Parole
12. Probation

#### Unit-IV

1. Juvenile Delinquency and Juvenile Justice
2. Probation of Offender Act, 1958
3. Juvenile Justice (Care and Protection of Children) Act, 2000
4. Commutation of sentence
5. Recidivism in India and Supreme Court on recidivism
6. Crime prevention
7. UN Declaration on Basic Principles of Justice for Victims of Crime and Abuse of Power
8. Victimology: Its Expanding dimension
9. Victimological Research in India
10. Victim Compensation Scheme
11. Rape victim compensation scheme read with Article 21 of the Constitution

#### Suggested readings:

1. Roger Hopkin Burke, An Introduction to Criminological Theory; 2001, Willian Publishing Katherine S. Williams, Textbook on Criminology; 2004, Oxford Press, Oxford
2. Frank A. Hagan, Introduction to Criminology: Theories, Methods and Criminal Behaviour; 1978, Sage Publications Ltd., London
3. Larry Seigel, Criminology, 2008 Thomson Wadsworth, Canada
4. Sue Titus Reid, Crime and Criminology; 2008; Oxford University Press, Oxford
5. Mark Tunic, Punishment: Theory and Practice; 1992 University of California Press, Berkeley Robert Elias, Victims Still: Politicla Manipulation of Crime Victim, 1993, sage Publications Inc.
6. R.I. Mawby & S. Walkate, Critical Victimology; 1995, Sage Publications Ltd., London
7. Sutherland E. and Cressy, Principles of Criminology



## **Paper-IV**

### **Intellectual Property Rights, Copyrights and Trade Marks Act**

**(Paper Code: LA-604)**

#### Unit-I

##### Intellectual Property

1. Introduction of Intellectual Property
2. National and International dimension of Intellectual Property Rights
3. International Conventions
4. TRIPS
5. WTO

##### The Copyrights (Indian Copyrights Act, 1957)

1. Introduction to Copyrights Law
2. Brief Introduction to related International Treaties and Conventions
3. Subject Matter of Copyright, Economic and Moral Rights
4. Authorship and Ownership
5. Term of Copyright and Assignment-Licencing
6. Infringement and Remedies
7. Exceptions: Fair Dealing
8. International Copyright Order
9. Issues in Digital Copyrights

#### Unit-II

##### Trademarks (The Trademarks Act, 1999)

1. Introduction to Trademark Law
2. Brief Introduction to related International Treaties and Conventions
3. Definitions, Registration of Trademarks, Procedure, Grounds of Refusal and Well known Trademarks
4. Passing Off, Infringement and Exceptions to Infringement Actions, Remedies
5. Assignment and Licensing
6. Intellectual Property Appellate Board
7. Conflicts of Trademarks with Domain Name
8. Unconventional Trademarks

### Unit-III

#### Patent (The Patents Act, 1970)

1. Introduction to Patent Law
2. Brief Introduction to related International Treaties and Conventions
3. Definitions, Criteria for Patents, Patentable Inventions
4. Non-Patentable Inventions
5. Procedure for Filing Patent Application
6. Revocation of Patent, Licensing, Compulsory Licensing
7. Parallel Import
8. Right of Patentee, Patent Infringement and Defences

### Unit-IV

#### Industrial Design (The Designs Act, 2000)

1. Introduction to Designs Law
2. Brief Introduction to related International Treaties and Conventions
3. Definitions, Registration of Designs and Procedure
4. Cancellation of Registration of Design
5. Piracy of Registered Design and Remedies
6. Overlapping Between Designs Copyrights and Trademark

#### Suggested readings:

1. N.S. Gopalakrishnan & T.G. Ajitha, Principles of Intellectual Property, Eastern Book Company, 2014 (2<sup>nd</sup> Edn)
2. B.L. Wadhwa, Law Relating to Intellectual Property, Universal Law Publishing 2014 (5<sup>th</sup> Edn)
3. S. Narayan, Intellectual Property Law in India, Gogia Law Agency, Hyderabad, 2005 (3<sup>rd</sup> Edn)
4. V.K. Ahuja, Law Relating to Intellectual Property Law, Lexis Nexis, 2013 (2<sup>nd</sup> Edn)
5. Elizabeth Verky, Law of Patents, Eastern India Company, 2012 (2<sup>nd</sup> Edn)
6. Jayashree Watal, Intellectual Property Rights in the WTO and Developing Countries, Oxford University Press, 2001
7. P. Narayanan, Law of Trademarks (The Trademarks Act 1999) and Passing Off, Eastern Law, Calcutta, 2006

## **Paper-V**

### **Banking Law**

**(Paper Code: LA-605)**

#### Unit-I

Banking Regulation Act, 1949

1. Concept of Bank and Banker, Functions of Banks
2. Classification of Banks, Relationship between Bank and Customer
3. Control by government and its agencies, Management of Banking companies
4. On account and audit, Reconstruction and reorganization of banking companies
5. Suspension and winding up of business of banking companies
6. Social control over banking
7. Banking Ombudsman
8. Recent Trends in Banking: Automatic Teller Machine and Internet Banking, smart Credit Cards, Banking Frauds

#### Unit-II

1. Incorporation, Capital, Management and Business of Banking Company, Central Banking
2. Function of Reserve Bank of India, Collection and furnishing of Credit Information
3. Control of Reserve Bank of India over Non-banking Institutions and Financial Institutions
4. Credit Control by Reserve Bank of India
5. General provisions and penalties

#### Unit-III

Negotiable Instrument Act, 1881

1. Definition and essential of Negotiable Instruments
2. Promissory note: Definition, Nature and Essentials of Promissory Note
3. Bill of exchange: Definition and essential of a bill of exchange. Bills in sets Distinction between Bill of exchange and Promissory Note
4. Cheque: Definition and essentials of a cheque
5. Distinction between Cheque and Bill of exchange
6. Negotiation: Endorsement and its kinds, Definition of holder

7. Holder in due course: Rights and privileges of a holder in due course of a negotiable instrument, Payment in due course
8. Parties to negotiable instruments and their liability
9. Modes of discharge from liability: Payment cancellation, release, non-presentment
10. Crossing of cheques AND Dishonour of cheques: Criminal liability of drawer for issuing cheques with insufficient funds
11. Presentment: Presentment for payment
12. Dishonour: Non acceptance, non-payment, Notice of dishonour
13. Punishment and cognizance of offences, limitation for prosecution, jurisdiction of courts
14. Rules of evidence and compensation.

Suggested readings:

1. Bashyam and Adiga, The Negotiable Instrument Act, 1997
2. M.L. Tannen, Jannen's Banking Law & Practice in India, 2000
3. Dr. Avtar Singh, Negotiable Instrument Act.
4. S.N. Gupta, The Banking Law in Theory & Practice, 1999
5. Sharma and Nainta, Banking Law & Negotiable Instruments Act  
Mull : Negotiable Instruments Act
6. B.M. Prasad and Manish Mohan : Negotiable Instruments Act