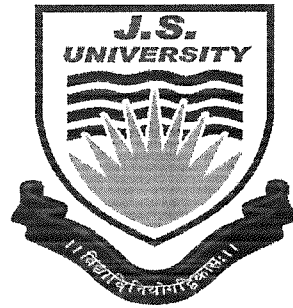


# **J.S. University, Shikohabad**

Established by UP Govt. Act No. 07 of 2015

Recognized by U.G.C. under section 2 (f) of Act-1956



## **Value Added Course**

**[VAC-169]**

### **Media and Law**

### **Department of law**



J.S. University, Shikohabad  
Department of Law

Value Added Course

AY: 2022-23

## Media and Law

[VAC-169]

### Duration:

30 Hours. ( Theory + Practical 30 hrs )

This course can also be offered as 06 days full time intensive course.

### Course Learning Outcomes

1. Students gain an understanding of laws pertaining to media
2. Students gain an analytical knowledge into ethical issues related to media
3. Students learn to apply media laws to case studies and evaluate the relative merits and demerits of laws and ethical questions pertaining to media
4. Creating an understanding among students about the importance of responsible Journalism which works within the framework of laws and ethics
5. Understand changing media landscapes and their possible legal implications

Sr.No	Content	Duration (30 Hrs)
1	Introduction	05
2	History of Press and Theories of Press	05
3	Constitutional Framework of Freedom of Media in India	05
4	Legal Dimensions of Media	05
5	Regulatory Framework of Media	05
6	Issue in Media Law	05

**Objectives of the Course :** Media is a social instrument which provides a platform to the people in the society to freely profess their right to freedom of speech and expression. The significance of media and its freedom can never be over emphasised in a participatory democratic setup like that of india , which regards 'Media' as the 'fourth estate' of democracy. The prima facie objective of this course is to study and analyse the historical background, present position and future prospects of the various

privileges, rights and freedoms guaranteed by the state to media through various laws and judicial interventions.

**Module 01 Introduction :**

1. Introduction to Media and Communication
2. Importance of Media in Democracy
3. Kinds of Media
4. Functions of Media- Information, surveillance, Service the economic system , Hold society together, Entertain ,Act as a community forum, service the political system , etc.

**Module 02 History of Press and Theories of Press :**

1. Historical Foundations of Media Laws in UK, USA and India (Pre and Post - Independence)
2. International Law and Freedom of Media (UDHR, ICCPR, ECOSOC etc.)
3. Theories of Press-
  - a) Authoritarian Theory
  - b) Libertarian Theory
  - c) Communist Theory
  - d) Theory of Social responsibility
  - e) Development Media Theory
  - f) Democratic Participant Media Theory

**Module 03 Constitutional framework of Freedom of Media in India :**

1. Free Speech and constituent Assembly debates in India
2. Freedom of Speech and Expression in Indian constitution
3. Facets of Freedom of Speech and Expression
  - a) Freedom of Speech and Expression includes Freedom of Press
  - b) Right to Circulation
  - c) Right to Receive Information
  - d) Right to Advertise
  - e) Right to Telecast/ Broadcast
  - f) Censorship
4. Law Commission of India: 101<sup>st</sup> Report on Freedom of Speech and Expression under Article 19 of the Constitution – an Overview
5. Reasonable Restriction
6. Legislative privileges and Media
7. Right to privacy and Media
8. Freedom of Media during emergency

#### **Module 04 Legal Dimensions of Media :**

1. Media and criminal Law (Sedition , Obscenity and Defamation)
2. Media and Law of Torts ( Civil Law of Defamation and Negligence)
3. Media and Judiciary (Contempt of Court)
4. Media and Executive – an overview (The Official Secrets Act, 1923, The Right to Information Act, 2005)
5. Media and Journalists – an Overview (The Working Journalists (Conditions of Service) Act, 1955)

#### **Module 05 Regulatory Framework of Media :**

1. Methods of Regulation (Self Regulation and Statutory Regulation)
2. The Cinematograph Act, 1952
3. The cable Television Networks (Regulation) Act, 1955
4. The Prasar Bharti Act, 1990
5. The Press Council of India Act, 1978
6. The Telecom Regulatory Authority of India Act, 1997
7. Advertising Standards Council of India and its codes
8. The Indecent Representation Of Women act, 1986

#### **Module 06 Issues in Media laws:**


1. Trial by Media (Law Commission of India : 200<sup>th</sup> Report on Trial by Media , Free Speech and Fair Trial under Criminal Procedure code , 1973- an Overview)
2. String Operation and Media
3. Broadcasting Rights
4. Taxation and Media
5. Media and convergence
6. Infringement of Intellectual Property Rights
7. Internet and freedom of media
8. Violence against media persons and Law
9. Role of media in electoral process (Press Council of India , Report on Paid News, 2010, Ministry of Law and Justice, Report of the Committee on Electoral Reforms, 2010- an Overview)

#### **Recommended Readings :**

1. P.M. Bakshi – “Press Law- An Introduction” BTRFI Publication, 1985.
2. D.D. Basu – “Law of the Press” , LexisNexis Butter worths’s Wadhwa, Nagpur.
3. Fred Seaton Siebert, Theodore Peterson and Wilbur Schramm , “Four Theories of Press : The Authoritarian , Libertarian, Social Responsibility , and Soviet

communist Concepts of what the Press should be and Do ”, University of Illinois Press, 1963.

4. Madhavi Goradia- Divan-“Facets of Media Law” Eastern Book Company.
5. M.P. Jain “Indian Constitutional Law” LexisNexis, Butterworths, Wadhwa, Nagpur.
6. Ram Jethmalani and D.S. Chopra – “Cases and Material on Media Law”, Thomson Reuters, New Delhi.
7. P.M. Bakshi ,“Law of defamation- Some Aspects”, N.M.Tripathi , Bombay.
8. Ursula Smartt, “Media and Entertainment Law”, Routledge, Frist Edition.
9. Kiran Prasad, Media Law in India , Kluwer Law International.
10. Vidisha Barua, Press and Media Law Manual, Universal Law Publishing, New Delhi.
11. B.A. Ahuja , “History of Press , Press Law and Communications”, Surjeet Publications, Delhi.
12. Gokhale, S.D., Sadhu, A. and Kuvalekar, V (Eds). “Press in India : On the Threshold of 21<sup>st</sup> Century ”, Sakal paper Trust , Pune.
13. M.E.Price (Ed) “Routledge Handbook of Media Law” , Routledge , London.

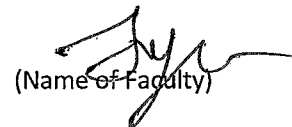
  
(Name of Faculty)

Course Coordinator

Mr. Anil Yedkar



Dean  
Academics  
Dr. AK Kiler

  
(Name of Faculty)

Director/Principle/Dean of

Faculty/Department

Dr. Jayendra Singh