

Ph.D. Course Work In Law

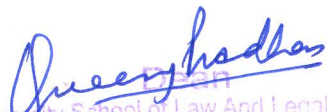
Proposed course work on the basis of revised UGC guidelines and Ordinance 12, 2022 of GGSIPU for PHD scholars of Law to be applicable from academic session 2023-24.

Total Credits- 16

SEMESTER-I			
S.No.	Course Code	Course Title	Credits
1	911001	LEGAL RESEARCH & METHODOLOGY	L, PSDA-2,2Credits-04
2	911002	PHILOSOPHY OF LAW	L, PSDA-2,2 Credits- 04
3	911003	RESEARCH AND PUBLICATION ETHICS	L, PSDA-2,1 Credits-02
SEMESTER -II			
4	911004	TEACHING PEDAGOGY IN LAW	Credits- 02
5.	911005	SEMINAR PAPER	Credits- 04

- In each Semester, examination for each course shall be of 100 Marks in two parts as per the University Ph.D Ordinance to be 60:40.
(a). Mid-Semester Examination (b). End- Semester Examination
- Mid-Semester Examination for each course shall be an Internal Examination of 40 Marks to be held in the 7th week of the course from its commencement.
- End- Semester Examination shall be of 3 hours duration with 60 Marks to be held in the 15th week of the course from its commencement.
- Each Question paper for End- Semester Examination shall be of eight questions taking two from each unit of the prescribed syllabus.
- All questions shall be of equal marks though there may be different parts in each question carrying separate marks as expressly mentioned in the question paper.
- The student shall have to attempt at least one question from each unit.
- 75% attendance is compulsory for the course work.

Revised syllabus of Ph.D Coursework in Law w.e.f. Academic Session 2023-24 in the light of UGC Notification for Ph.D Programmes was approved in 56th Academic Council vide Agenda Item AC 56.47.


University School of Law And Legal Studies,
Guru Gobind Singh Indraprastha University
Sector-16C, Dwarka, New Delhi-110078

May Dispatch No. 1146 /USLLS/2023
Date 06/09/2023

Legal Research and Methodology

Course Code:

LT- Credit: 4

Objectives of the course : This paper aims to (a) familiarise students the need for legal research & the use of scientific method in research and (b) develop in students necessary skills of data interpretation, analysis and processing (c) train the students on 'critical legal writing'.

Unit - I

Introduction to Research

1. Definition and meaning of research; Scientific research methods and their characteristics
2. Types of Research- Theoretical and empirical, descriptive and analytical research, Fundamental and applied research, qualitative and quantitative research
3. Approaches in Research- mono- disciplinary, transdisciplinary, inter- disciplinary and intradisciplinary, multidisciplinary approaches
4. Types of Legal Research, Current Trends in Legal Research
5. Classification of Research: Mono disciplinary and trans disciplinary; quasi disciplinary, inter-disciplinary (multi- disciplinary) research

Unit - II

Legal Research

1. Legal Research- definition and meaning, objectives, motivation and significance
2. Structured legal writing, critical legal writing, organization of legal material
3. Doctrinal Research methods- meaning, characteristics and merits and demerits of doctrinal research
4. Non- doctrinal/ empirical Research- meaning, characteristics and merits and demerits of empirical research in law
5. Research grants and ethical considerations in research

Unit - III

Methods and tools of Data Collection in Law


1. Survey method- census and sample survey
2. Historical and comparative method
3. Ethnographic and experimental methods
4. Observation and interview; questionnaires and schedule
5. Case study method, Narratives, Life histories

Unit - IV

Major steps in Legal Research

1. Research Problem: Identifying and defining the Research Problem, Steps in Problem Formulation
2. Review of Literature - Identification of relevant literature; tips and skills involved in literature review; key words and defining search parameters; Steps involved in Review of Literature; organizing the literature review
3. Formulation of research objectives, research questions and hypothesis- their relevance in legal research,

Revised syllabus of Ph.D Coursework in Law w.e.f. Academic Session 2023-24 in the light of UGC Notification for Ph.D Programmes was approved in 56th Academic Council vide Agenda Item AC 56.47.


Dean
University School of Law And Legal Studies
Guru Gobind Singh Indraprastha University,
Sector-16C, Dwarka, New Delhi-110078

4. Data Collection in Doctrinal and Non- doctrinal Research: Meaning of Data, Types of Data, Primary and Secondary Sources of Data; Data Analysis, Data Interpretation and Drawing of inferences
5. Sampling- importance and types of Sampling; Sampling procedure; merits and demerits of sampling

Recommended References

1. Berg, Bruce L. *Qualitative Research Methods For The Social Sciences* (London: Allyn and Bacon, 2001)
2. Bryman, A. *Social Research Methods* (Oxford: Oxford University Press, 2016)
3. Cohen, M. R. and Nagel, E. *An Introduction to Logic and Scientific Method* (Simon Publication, 1934)
4. Das, B. K. *Legal Education and Research Methodology* (Mangalam Publishers and Distributors, 2012)
5. Festinger, L. (ed.) *Research Methods in Behavioral Sciences* (New York: Holt, Rinehart and Winston, 1953).
6. Galtung, J. *Theory and Methods of Social Research* (London: George Allen & Unwin Ltd., 1970).
7. Goode, W. J. & Hatt, P. K. *Methods in Social Research* (McGraw-Hills Book Company, Inc, 1952)
8. Herskowitz, S. *Legal Research Made Easy* (Sphinx Publishing; 4th edition , 2005)
9. Kothari, C R *Research Methodology: Methods and Techniques* (New Age International (P) Publishers, 2014)
10. Singh, R. *Legal Research Methodology*, (New Delhi: LexisNexis, 2013)
11. Sinha, M. K. and Kharab, D. (ed.) , *Legal Research Methodology*, (New Delhi: Lexis Nexis- 2017)
12. Sloan, A. E. *Basic Legal Research: Tools and Strategies* (Aspen Opco, Llc 7th Edn, 2018)
13. Stone, J. *Social Dimensions of Law and Justice* (Stanford: Stanford University Press, 1966)
14. T. Padma, *Legal Research Methodology* (2014)
15. Vibhute, K. and Aynalem, F. *Legal Research Methods* (Teaching material, Ethiopia: Prepared under Justice and Legal System Research Institute, 2009)
16. Volokh, E. *Academic Legal Writing: Law Review Articles, Student Notes, Seminar Papers, and Getting on Law Review* (Foundation Press, 2010)
17. Wendy Laura Belcher, *Writing your Journal article in 12 Weeks: A Guide to Academic Publishing Success* (Sage Publications Inc, 2009)
18. Wilkinson, T S & Bhandarkar, P L *Methodology and Techniques of Social Research* (Himalaya Publishing House, 2016)
19. Young, P. V. *Scientific Social Surveys and Research* (New Delhi : Prentice Hall of India Pvt. Ltd., 1984)

Rrevised syllabus of Ph.D Coursework in Law w.e.f. Academic Session 2023-24 in the light of UGC Notification for Ph.D Programmes was approved in 56th Academic Council vide Agenda Item AC 56.47.


Dean

University School of Law And Legal Studies
Guru Gobind Singh Indraprastha University
Sector-16C, Dwarka, New Delhi-110078

Philosophy of Law

Course Code: 911002

LT- Credit:4

Objectives of the course: During recent years, the debates about the nature of law have become increasingly fine tuned. The debates as to legal concepts and theories which tend to be portrayed as timeless and which often seem interminable and incapable of resolution, are better understood as reflecting specific responses in legal philosophy. This paper involves approached to legal issues in the light of conditions in which they manifest themselves in view of the legal professionalization in most of the common law world. The enduring problematic of legal controversies, the appeal of legal positivism in its various forms the ebb and flow of natural law theories and character of certain varieties of skeptical theories in legal philosophy and above all the way Indian system appreciates and responds to such approaches would be major foci of his paper. Apart from making students aware as to the traditional understanding of law and legal discipline, the student shall also be exposed to modern/emerging trends in law.

Unit-I

Legal Positivism and Sociological Approaches to Law

1. Positivism, John Austin, Hart and Kelson
2. Sociological theory of Rudolf Von Ihering and Eugene Ehrlich
3. Theory of Social Engineering, Roscoe pound
4. Law and Justice : Theories of John Rawls, John Sandle and Amartya Sen

Unit-II

Constitutionalism


1. Constitutionalism: Rule of Law and its applicability , in Indian Scenario.
2. Federalism : Concept, Federal Governments, USA, Australia, Canada and India, Role of Courts in preserving Federalism
3. Pluralism and Equality: Ethnic, linguistic, cultural and political pluralism and rights available.
4. Constitutionalism and challenges ahead: Marginalised groups and human rights available, role of Courts.

Unit-III

Law and Social Transformation

1. Law and Social Change : Law as an Instrument of social Change and its limitations, Law as a product of tradition and culture, impact of law on socio-legal system in India
2. Community Religion and Law, Religion and Caste as divisive factors, freedom of religion and secularism
3. Reservation and protective discrimination.
4. Law and Morality: Hart-Dworkin and Hart Develin debate on law and morality, enforcement of morality, issues like suicide, homosexuality, euthanasia and obscenity.

Revised syllabus of Ph.D Coursework in Law w.e.f. Academic Session 2023-24 in the light of UGC Notification for Ph.D Programmes was approved in 56th Academic Council vide Agenda Item AC 56.47.


Dean

University School of Law And Legal Studies
Guru Gobind Singh Indraprastha University
Sector-16C, Dwarka, New Delhi-110078

Unit-IV

Indian Approaches to the Philosophy of Law

1. Ancient India (Manu and Chanakya)
2. Medieval Phases
3. Contemporary discourse – Gandhi & Ambedkar
4. Project of Modernity and its impact
5. Post-independence evolution : From Positivism to idealist and utilitarian trends

Recommended References

1. R.W.M. Dias, Jurisprudence
2. HLA Hart, The Concept of Law, 2nd Edition (Clarendon Press, 1994)
3. Dennis Lloyd, Introduction to Jurisprudence (Paper back 2001)
4. John Rawls, Theory of Justice (1972)
5. Amartya Sen, The Idea of Justice (2009)
6. Upendra Baxi, Towards Sociology of Indian Law (1986)
7. Hans Kelson : Pure Theory of Law, Berkley University Press (1967)
8. Rudolf Von Ihering : Law as Means to an end, Boston Book company Boston (1963)
9. Roscoe Pound : An Introduction to the Philosophy of Law, Yale University Press (1972)
10. Politics of Jurisprudence, A Critical Introduction to Legal Philosophy, Roger Cotterrel, Oxford University Press, 2003.
11. Marc Gallanter (ed) Law and Society in Modern India, Oxford New Delhi, 1997.
12. Robert Lingat, The classical Law of India, Oxford, New Delhi 1998.
13. Upendra Baxi, The Crisis of Indian Legal System, Vikas Publications (1982)
14. H.M. Seervai, Constitutional Law of India, Tripathi, Bombay (1996)
15. Manushi, A journal about women and society.
16. Duncan Derret, The State, Religion and Law in India, Oxford, New Delhi (1999)

Revised syllabus of Ph.D Coursework in Law w.e.f. Academic Session 2023-24 in the light of UGC Notification for Ph.D Programmes was approved in 56th Academic Council vide Agenda Item AC 56.47.



Dean

University School of Law And Legal Studies
Guru Gobind Singh Indraprastha University
Sector-16C, Dwarka, New Delhi-110078

Research and Publication Ethics

Course Code: 911003

Credit: 2

Objective: The course is sensitizing students about philosophy of science and ethics, research integrity, publication ethics and the latest trends in research and publications.

Pedagogy: Class room teaching of theoretical and practical training.

Unit I

Law & Ethics

(½ credit)

1. Ethics: Meaning & Importance, Relation between Law & Ethics
2. Moral, Ethical commitment & Responsibility to Legal Research, Society, Employer, College/University
3. Public interest in Research, Conflict and Variance of interest
4. Research ethics: Ethical issues & Challenges like Deception, Plagiarism, Fabrication, Sabotage, Falsified Data
5. Ethics in legal research, recent trends
6. Diminishing ethical standards in legal research

Unit II

Ethics with respect to Science and Research

(½ credit)

1. Intellectual honesty and research integrity
2. Scientific misconduct: Falsification, Fabrication and Plagiarism (FFP)
3. Redundant publications, selective reporting and misrepresentation of data
4. Publication ethics, best practices guidelines: COPE, WAME etc.
5. Conflict of interest in publication, publication ethics, publication misconduct
6. Predatory publication and journals


Unit III

Open Access Publishing

(½ credit)

1. Open access publications and initiatives
2. SHERPA/RoMEO online resource to check publisher copyright & Self archiving policies
3. Software tool to identify predatory publications developed by SPPU
4. Journal finder/journal suggestion tools viz. JANE, Elsevier Journal Finder, Springer Journal Suggested etc.

Revised syllabus of Ph.D Coursework in Law w.e.f. Academic Session 2023-24 in the light of UGC Notification for Ph.D Programmes was approved in 56th Academic Council vide Agenda Item AC 56.47.


Dean
University School of Law And Legal Studies
Guru Gobind Singh Indraprastha University
Sector-16C, Dwarka, New Delhi-110078

Unit IV

Publication Misconduct


(½ credit)

1. Subject specific ethical issues, FFP, Authorship
2. Conflict of interest
3. Complaints and appeals: examples and Fraud from India and abroad
4. Use of plagiarism software like Turnitin, Urkund and other open source resources
5. Indexing databases
6. Citation databases: Web of Science, Scopus etc.
7. Impact factor of journal as per journal citation report, SNIP, SJR, IPP, Cite Score
8. Metrics: h-index, i10 index, altmetrics

Recommended References

1. Wendy Laura Belcher, *Writing your Journal article in 12 Weeks: A Guide to Academic Publishing Success* (2009)
2. Amy E. Sloan, *Basic Legal Research: Tools and Strategies* (Aspen, 5th Edn, 2012)
3. Eugene Volokh, *Academic Legal Writing: Law Review Articles, Student Notes, Seminar Papers, and Getting on Law Review* (Foundation Press, 2010)
4. Lorella Congiunti, Francesco Lo Piccolo, Antonio Russo, Mario Serio, *Ethics in Research: Principles and Practical Considerations* (Springer, 2023)
5. *Bluebook a Uniform System of Citation (Bluebook: Uniform System of Citation)* (Columbia Law Review, 2021)
6. *University Grants Commission (Promotion Of Academic Integrity And Prevention Of Plagiarism In Higher Educational Institutions) Regulations, 2018* (https://www.ugc.gov.in/pdfnews/7771545_academic-integrity-Regulation2018.pdf)
7. University Grants Commission, *Self-Plagiarism*
8. *Ethics in Research & Publication* (Elsevier, 2019) (https://www.elsevier.com/_data/assets/pdf_file/0012/856659/Ethics-in-Research-and-Publication-March-2019.pdf)
9. Vasudevan S, Mehta A. *Predatory publishing: what a researcher should know about.* J Curr Oncol. 2020;3:4-7.
10. Shubha Singhall & Bhupinder Singh Kalra, *Publication ethics: Role and responsibility of authors* Indian Journal of Gastroenterology ((January-February 2021) 40(1):65-71

Revised syllabus of Ph.D Coursework in Law w.e.f. Academic Session 2023-24 in the light of UGC Notification for Ph.D Programmes was approved in 56th Academic Council vide Agenda Item AC 56.47.


Dean
University School of Law And Legal Studies
Guru Gobind Singh Indraprastha University
Sector-16C, Dwarka, New Delhi-110028

TEACHING PEDOGOGY IN LAW

Course Code: 911004

Credit: 2

The course is designed for research Scholar to join higher education institutions as professionals. A Researcher engages in the teaching – learning process during their Research and participates in teaching- learning as teaching assistant. Therefore they need to be exposed to teaching skills required to teach law subjects. The teaching pedagogy shall include

- a. Pedagogical Skills – Starting a session, time management, participation of students
- b. Case Analysis
- c. Lesson Plans
- d. Preparation of Study Material
- e. Communication Skills including group discussions in contemporary issues in Law
- f. Use of technology linked teaching aids – familiarizing with the use of different tools of technology.
- g. Assessment

Seminar Paper


Course Code: 911005

Credit: 4

- 1) Research scholars have to do literature survey of relevant books and research articles from his/her area of research and present and submit a well organized research paper on literature review before SRC within first 2 months of the semester.
- 2) The research scholars is expected to cover the following number of materials for the purpose of his paper on literature review--
 - a) 10 Books
 - b) 20 Articles

*This paper shall be in the nature of NUES.

Rrevised syllabus of Ph.D Coursework in Law w.e.f. Academic Session 2023-24 in the light of UGC Notification for Ph.D Programmes was approved in 56th Academic Council-vide Agenda Item AC 56.47.


Dean
University School of Law And Legal Studies,
Guru Gobind Singh Indraprastha University
Sector-16C, Dwarka, New Delhi-110078