



Guru Gobind Singh Indraprastha University
Sector – 16C Dwarka, New Delhi – 110078

(Coordination Branch)

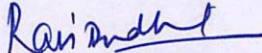
Ph:011-25302135-136, Email: coordination112@gmail.com,
Website: www.ipu.ac.in

F.No.: GGSIPU/Co-ord./49th AC/2019/211

Dated: 21st December 2020

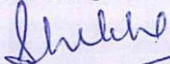
Circular

Please find enclosed herewith the final Minutes of the 49th meeting of the Academic Council of the Guru Gobind Singh Indraprastha University held on 09/11/2020 at 11:00 AM on Cisco Webex platform.


(Ravi Dadhich)
Registrar

To

1. Dean- USBAS/ USBT/ USCT/ USEM/ USICT/ USHSS/ USMC/ USLLS/ USM&PMHS/ USMS/ USAP/ USE, GGSIP University.
 2. Director- Academic Affairs/ Coordination/ Students' Welfare/ CDMS/ Development/ International Affairs/ CEPS/ Research and Consultancy/ Legal Aid / IUIIC, GGSIP University
 3. Librarian, GGSIP University
 4. Prof. P.K. Jhulka, (Retired), Max Institute of Cancer Care, 26-A Ring Road, Nirmal Puri, Nirmal Colony, Block -2, Lajpat Nagar-IV, New Delhi-110024
 5. Prof. M.C. Sharma, 109, Nav Shakti Sadan, Sector 13, Rohini, New Delhi-110085
 6. Prof. Karmeshu, (Retired), 150, Deepali, Road No. 42, Pitampura, Delhi-110034
 7. Sh. Arvind Misra, 5/101, Mathura Road, Agra-282002
 8. Shri. Sandeep Gupta, 100 UB Jawahar Nagar, Delhi-110007
 9. Prof. Rajiv Bhat, School of Biotechnology, Jawaharlal Nehru University, New Delhi
 10. Prof. (Dr.) Pradeep Kulshrestha, Dean, School of Law, Sharda University, Plot No. 32 & 34, Knowledge Part-III, Greater Noida-201306 (UP)
 11. Ar. Rupal S. Randhawa, 204-A, Pocket B, Mayur Vihar, Phase-2, New Delhi-110091
 12. Dr. Jagdish Lal Gupta, CP-18, Maurya Enclave, Pitam Pura, Delhi-110034.
 13. Prof. Sanjiv Mittal, University School of Management Studies, GGSIP University
 14. Prof. U.K. Mandal, University School of Chemical Technology, GGSIP University
 15. Prof. Udyan Ghosh, University School of Information Communication & Technology, GGSIP University
 16. Dr. Nimisha Sharma, Associate Professor University School of Biotechnology, GGSIP University
 17. Dr. Gulshan Dhamija, Asst. Professor, University School of Basic and Applied Science, GGSIP University.
 18. Prof. M.N. Hoda, Director, Bharti Vidhyapeeth's Institute of Computer Application & Management, A-4, Paschim Vihar, Rohtak Road, New Delhi-63.
 19. Prof. (Dr.) Sonia Jindal, Principal, Gitarattan Institute of Advanced Studies and Training, Rohini, Delhi-85.
 20. Dr. Ravi K. Dhar, Director, Jagannath International Management School, OCF, Pocket-9, Sector-B, Vasant Kunj, New Delhi-110070.
 21. Dr. Surendra Kumar, Principal, Delhi Institute of Rural Development, Holamb Khurd, Delhi.
 22. Dr. Maharaj Krishen Bhat, Director, Maharaja Agrasen Institute of Management Studies, Maharaja Agrasen Camp, Plot No. 1, Sec-22, Rohini, Delhi.
- Copy for information of the Competent Authority:
1. AR to the Vice Chancellor Secretariat for kind information of Hon'ble Vice Chancellor, GGSIPU
 2. AR to the Registrar office for information of Registrar, GGSIPU


(Shikha Agarwal)
Dy. Registrar (Coordination)

**GURU GOBIND SINGH INDRAPRASTHA UNIVERSITY
SECTOR – 16 C, DWARKA, NEW DELHI - 110078**



**GURU GOBIND SINGH
INDRAPRASTHA
UNIVERSITY**

FORTY NINETH (49th) MEETING OF THE ACADEMIC COUNCIL

DATE: 9th NOVEMBER, 2020 (MONDAY)

TIME: 11:00 A.M.

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Raw

Additional Agenda Item No. AC49.18: Consideration and approval for Eligibility / Admission Criteria for starting of B.Sc. (Medical Imaging Technology) (BMIT) Programme

The Academic Council considered and approved the Eligibility / Admission Criteria for starting of B.Sc. (Medical Imaging Technology) (BMIT) programme from Academic Session 2020-21 and onwards.

Additional Agenda Item No. AC 49.19: Approval of the revised Scheme and Syllabus of BA LLB (Hons) and BBA LLB (Hons), to be implemented from the Academic Session 2021-2022.

The Academic Council considered and approved the revised Scheme and Syllabus of BA LLB (Hons) and BBA LLB (Hons) to be implemented from the Academic Session 2021-2022. It was also directed that the nomenclature of the programme shall be as per the approved nomenclature by UGC's notified regulation and accordingly the nomenclature shall be finalized as per applicable regulation of the University.

Additional Agenda Item No. AC 49.20: Ratification of Syllabus of M.Voc. (Interior Design) of 2nd, 3rd and 4th Semester.

The Academic Council considered and approved the ratification of Syllabus of M.Voc. (Interior Design) of 2nd, 3rd and 4th Semester.

Additional Agenda Item No. AC 49.21: To consider and approve regarding incorporating the course on Research and Publication Ethics of two credit in the Scheme and Syllabi for Ph.D. Programme for Centre of Excellence in Pharmaceuticals Sciences (CEPS).

The Academic Council considered and approved the Agenda Item regarding incorporating the course on Research and Publication Ethics of two credit in the Scheme and Syllabi for Ph.D. Programme for Centre of Excellence in Pharmaceuticals Sciences (CEPS). The Academic Council decided that the course/paper be included by all the schools / centers of the University in the Course Work of Ph.D. Programme for Academic Session 2020-21.



SCHEME OF EXAMINATION

&

DETAILED SYLLABUS

for

Integrated BA LLB (Honours)

(Five Year Integrated Course)

(w.e.f. Batch of 2021 – 2026)



**GURU GOBIND SINGH
INDRAPRASTHA
UNIVERSITY**

UNIVERSITY SCHOOL OF LAW AND LEGAL STUDIES

Guru Gobind Singh Indraprastha University

Dwarka, Sector-16 C, New Delhi-110078

Introduction:

The objective of the integrated BA LLB (H) Programme is to upgrade legal education in the graduation courses for the students fresh out of school. The effort is to give them intensive and integrated approach in law learning. The attempt is to upgrade the standards of professional legal education along the lines laid down by the Bar Council of India. The main thrust of higher education is on multidisciplinary approach and the curriculum of the five-year integrated programme has always emphasized on the interdisciplinary model.

Legal education endeavours to combine value-laden professional education, with specialized knowledge. A study of law involves both dispute resolution and social justice. It is not possible to update or 'modernise' the syllabus without the component of social relevance and an interdisciplinary or multi-disciplinary awareness. Legal education in India has always been sensitive to the challenges and requirements of the Indian society and an element of social justice remains at the heart of legal curriculum. Herein, the interdisciplinary manner of law teaching exposes students to the study of science, social science, engineering, literature, behaviour sciences, technology, management, medicine, along with knowledge in different branches of legal knowledge and procedures. This integrated knowledge system has given a sound basis for creating good judges, jurists, academicians and advocates with varying specialization. Only a very high degree of quality education will produce competent legal professionals coming out from the Universities.

With these objectives in mind, the USLLS offers two integrated graduate programmes: Law and social science and law and management, based on the current requirements in the field of law. An important component of the legal curriculum at the USLLS is a convergence of knowledge and practice. At every level of learning, practical applications of law are also integrated in the curriculum for students to have hands on experience of law - be it drafting petitions and memorials, skills of advocacy, working in courts as researchers, corporate law internships, working on online petitions, etc. Different practical skills are imparted at the different stages of learning from the first to the final year. The USLLS has a distinctive edge in this regard. It has to be remembered by the students that legal education is not merely understanding legal skills. Law has to be applied in real

life social setups. Law in books provides the necessary theoretical knowledge and law in practice is the practical knowledge, and both have to navigate the challenges of the Indian social structures which have their complexities and intricacies. The University legal curriculum has an additional requirement of developing human resources for the Law Schools/Colleges and carry on higher studies and research in legal courses.

The Law Curriculum has been framed keeping in mind all such requirements, encouraging students in the field of law and legal research.

Programme outcome

The relationship between law and social science is very old. Law is considered to be social science, with its primary focus on professional learning in the past. There has been a shift from this focus on only learning to enter into the legal profession. The integrated programme of BA LLB (H) helps the students to (i) grow personally and professionally, (ii) think critically and innovatively, and (ii) apply theoretical knowledge of law and art into practice and in diverse areas requiring legal acumen. Social science brings the social reality and social experiences in the law classrooms, sensitizing students to the terms like equality, discrimination, marginalization, resistance, etc. It familiarizes students with India's legal institutions and sociopolitical systems of the past and India's colonial experience and freedom struggle to the social protests in the present times. Students' horizon are broadened into the areas of history, literature, political science, international relations, sociology, economics, gender issues, etc. Social Science subjects, integrated with law, play an important role in imparting ethical values and in shaping the conscience of the students. The integrated BALLB (H) intends to integrate, regional, national and international trends and orientations in the learning process so that our students are competent law professionals in any environment – be global professionals. On successful completion of the programme, the students can find niche in addition to judicial, consultancy, legal, administrative and para legal professions. The interdisciplinary programme instills in the students in-depth and expertise knowledge on multiple social science disciplines in consonance with diverse traditional and modern laws - Intellectual Property Rights, Emerging Technologies, Constitutional Law, different Criminal and civil Procedural Laws, Contract Laws, Labour Laws, Property Laws, Jurisprudence, Interpretation of Statues, Banking and Insurance Laws, Competition Laws, ADR techniques, client management

and counselling, etc. Social Science disciplines lays down the basic foundations of the law courses of national and international relevance. This interdisciplinary approach, with internationally relevant courses on IPR, information technology, cyber laws, International trade, commercial laws, competition laws, tax laws, etc. offers global job opportunities and makes the students competent and confident to think globally and respond innovatively to contemporary and fast-changing trends in legal profession and industry. Inclusive training on human rights, justice, rule of law, fundamental duties etc. will sensitise them towards social issues and make them explore socially relevant solutions by applying and interpreting laws to enhance community welfare and also to prepare themselves to avail avenues opened by globalisation. The programme will thus provide an excellent training to evaluate, assess, synthesise and choose between competing alternatives in life and profession; develop research, writing and oratory skills; infuse professional responsibility, perseverance and commitments in their real life and competitive profession and a spirit of *pro bono* service.

FIRST YEAR

First Semester

Paper Code	SUBJECTS	L	Credit
LLB 101	Legal Method	5	5
LLB 103	Law of Contract-I	5	5
LLB 105	English I: Language, Law and Literature(Western)	5	5
BA LLB 107	History-I: Ancient and Medieval India	5	5
BA LLB 109	Sociology-I: Introduction to Sociology	5	5
BA LLB 111	Political Science-I: Introduction to Political Science	5	5
BA LLB 113	Economics-I: Micro Economic Analysis	5	5

Second Semester

Paper Code	SUBJECTS	L	PSDA	Credit
LLB 102	Law of Contract -II	5	-	5
LLB 104	Law of Torts & Consumer Protection	5	-	5
LLB 106	Constitutional Law-I	5	-	5
LLB 108	Legal History	5	-	5
BA LLB 110	Sociology II: Indian Society	5	-	5
LLB 112	English II: Language, Law and Literature(Indian)	5	-	5
LLB 114	Legal Research and Moot Court	4	3	5

SECOND YEAR

Third Semester

Paper Code	SUBJECTS	L	PSDA	Credit
LLB 201	Family Law-I	5	1	5
LLB 203	Law of Crimes-I	5	1	5
LLB 205	Constitution Law -II	5	1	5
BA LLB 207	History – II: Rise and Growth of Indian National Movement	5	1	5
BA LLB 209	Economic-II: Macro Economic Analysis	5	1	5
BA LLB 211	Political Science –II: Political Systems and Political Thought	5	1	5

Fourth Semester

Paper Code	SUBJECTS	L	PSDA	Credit
LLB 202	Family Law-II	5	1	5
LLB 204	Law of Crimes-II	5	1	5
LLB 206	Administrative Law	5	1	5
BA LLB 208	History-III: History of Modern Europe, 1740 -1947	5	1	5
BA LLB 210	Economics-III: Economic Development and Policy	5	1	5
BA LLB 212	Political Science III: International Relations	5	1	5

THIRD YEAR

Fifth Semester

Paper Code	SUBJECTS	L	PSDA	Credit
LLB 301	Environmental Laws and Environmental Studies	5	1	5
LLB 303	Code of Civil Procedure - I	5	1	5
LLB 305	Code of Criminal Procedure - I	5	1	5
LLB 307	Human Rights	5	1	5
LLB 309	ADR: Arbitration, Mediation and Conciliation	4	3	5
BA LLB 311	Sociology -III: Sociology of Law and Deviance	5	1	5
LLB 351*	Summer Internship**	-	-	2

Sixth Semester

Paper Code	SUBJECTS	L	PSDA	Credit
LLB 302	Jurisprudence	5	1	5
LLB 304	Law of Evidence	5	1	5
LLB 306	Code of Criminal Procedure - II	5	1	5
LLB 308	Property Law	5	1	5
LLB 310	Civil Procedure Code - II	5	1	5
LLB 312	Public International Law	5	1	5

FOURTH YEAR

Seventh Semester

Paper Code	SUBJECTS	L	PSDA	Credit
LLB 401	Labour Law-I	5	1	5
LLB 403	Competition Law	5	1	5
LLB 405	Company Law	5	1	5
LLB 407	Law and Emerging Technology	5	1	5
LLB 409	Intellectual Property Rights – 1	5	1	5
LLB 411	a. Election Laws b. Socio – Economic Offences c. Private International Laws d. Law poverty and development	5	1	5
LLB 451*	Summer Internship**	-	-	2

Eighth Semester

Paper Code	SUBJECTS	L	PSDA	Credit
LLB 402	Intellectual Property Rights – II	5	1	5
LLB 404	Interpretation of Statutes	5	1	5
LLB 406	Labour Law -II	5	1	5
LLB 408	International Trade Law	5	1	5
LLB 410	Income Tax Law	5	1	5
LLB 412	a. Criminology and Victimology b. Socio-Political System in India c. Women and Law	5	1	5

	d. International Commercial Laws e. Comparative Constitutional Law			
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FIFTH YEAR

Ninth Semester

Paper Code	SUBJECTS	L	PSDA	Credit
LLB 501	Legal Ethics and Court Crafts	4	3	5
LLB 503	Drafting, Pleading and Conveyancing	4	3	5
LLB 505	Land and Real Estate Laws	5	1	5
LLB 507	a. Banking, Insolvency and Insurance Laws b. Legal Research and Methodology c. Health Care Laws d. Tele Communication Laws	5	1	5
LLB 509	a. Indirect Tax Laws b. International Humanitarian and Refugee Laws c. Socio Legal Dimensions of Gender Justice d. Right to Information, Vigilance and Whistle Blowers Protection	5	1	5
LLB 511	a. Law of International Organizations b. Sports & Media Laws c. Public Employment and Service Laws d. Law and Empowerment of the Marginalized People	5	1	5

LLB 513*	Developing Entrepreneurial Mindset*	2	2
LLB 551*	Summer Internship**	-	2

Tenth Semester

Paper Code	SUBJECTS	L	PSDA	Credit
LLB 502	Dissertation	-	-	20
LLB 504	Internship (Lawyers / Law firms)	-	-	10

Elective Papers from Seventh to Ninth Semester

These shall be the elective courses to be taught with the purpose of developing specializations. These papers are to cover upcoming and specialized subjects of law which will offer a choice to the students to develop expertise in the areas of their interest/choice. The following papers will be offered as elective papers as may be decided by the APC for each batch.

Cluster – 1 7 th Semester	Cluster – 2 8 th Semester	Cluster – 3 9 th Semester
e. Election Laws f. Socio-Economic Offences	f. Criminology, Victimology and Penology	e. Banking, Insolvency and Insurance Laws f. Indirect Tax Laws

<p>g. Private International Laws</p> <p>h. Law, Poverty and Development</p>	<p>g. Socio-Political System in India</p> <p>h. Women and Law</p> <p>i. International Commercial Laws</p> <p>j. Comparative Constitutional Law</p>	<p>g. Law of International Organizations</p> <p>h. Legal Research and Methodology</p> <p>i. Socio Legal Dimensions of Gender Justice</p> <p>j. Sports and Media Laws</p> <p>k. Health Care Laws</p> <p>l. Right to Information, Vigilance and Whistle Blowers Protection</p> <p>m. Public Employment and Service Laws</p> <p>n. Tele Communication Laws</p> <p>o. International Humanitarian and Refugee Laws</p> <p>p. Law and Empowerment of the Marginalized People</p>
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Explanations:

PSDA - Professional Skill Development Activities

* - NUES – Non University Evaluative Subject

** - After 4th, 6th and 8th Semester, students have to undergo a Compulsory Summer Internship for one month and on that a report has to be submitted by each student separately. The same shall be evaluated by a board of examiners constituted by the Academic Program Committee of the USLLS. In case of Affiliated Colleges, the board of examiners shall be constituted by a committee comprising of all faculty members of respective institutions involved in teaching LL.B Students. The same board shall conduct the comprehensive viva of this semester.

Note for PSAD in 1st & 2nd Semesters:

Considering the volume of papers offered and the interest of students, there is no PSDA hours assigned in the scheme except for Paper Id LLB 114. However, the illustrated PSDA activities in

the respective papers will be carried out by the concerned teachers during their designated lecture hours or other modes which should be worked at the respective institutional level.

Mode of Evaluation and Distribution of Marks:

Each course shall carry total of 100 marks. There shall be semester end written examination for all the courses conducted by Examination Division of the University for 75 Marks. In each course in each semester there shall be Internal-examinations of 10 marks and 15 marks through written and PSDA evaluation respectively as continuous assessment by the subject teacher concerned.

Note:

1. The total number of Credits of the BA LLB (H) Programme is 318 Credits. However, a relaxation of 3 credits may be given in case a student opts -for open MOOC Elective Papers as per the list of MOOC/Swayam Courses approved by the USLLS from time to time.
2. Each student shall be required to appear for examination in all the papers of the course for the award of a degree.

Evaluation of Tenth Semester Dissertation (Internal)

The tenth semester dissertation shall carry 100 (75+25 Viva) marks. They shall be evaluated by the Board of Examiners consisting of Dean, an External Examiner, one faculty member nominated by APC and the supervisor concerned.

Evaluation of Tenth Semester Internship (Internal)

After the completion of internship by the students, the work done by the candidate as recorded in his/her daily diary along with a consolidated internship report would be evaluated by a Board of examiners consisting of Dean, an External Examiner, one faculty member nominated by APC.

First Semester

LLB
Subject: Legal Method

Paper Code: LLB 101
L5 C5

Objectives: This paper aims to enable students to (i) acquire essential lawyering skills such as, research, writing, analytical thinking, and oral advocacy; and (ii) have practical exposure and to acquire skills that are necessary to be an effective, ethical, and professional member of the legal community.

Course Outcome: (i) Trained in identifying legal problems and issues in a client-centered legal environment, with an approach towards problem solving; (ii) be able to exhibit a comprehensive understanding of a variety of methods and materials for conducting effective legal research; and (iii) prepare briefs and summaries.

Unit-I: Introduction to Law

(Lectures-10)

- a. Definition of Law by various thinkers: John Austin, Jeremy Bentham, H.L. A Hart, Savigny, Sir Henry Maine, Roscoe Pound, Ehrlich, L.L.Fuller
- b. Concept of law under Article 13 of the Constitution of India
- c. Functions of Law
- d. Law, Justice and Morality
 - i. Concept of Justice and its kind
 - ii. Concept of Morality: Social Morality and Constitutional morality
 - iii. Nexus between law and morality
- e. Classification of Laws:
 - i. Municipal and International Law
 - ii. Public and Private Law
 - iii. Substantive and Procedural Law
 - iv. Civil Law and Criminal Law
 - v. Common law and Civil Law

Unit-II: Sources of Law

(Lectures-10)

- a. Custom
 - i. What is custom? Kinds of customs
 - ii. Essentials of a valid Custom to become a law
- b. Precedent
 - i. Concept of Precedents
 - ii. Types-
 - a) Authoritative and Persuasive
 - b) Original and Declaratory
 - iii. Difference between Custom, Precedent and Legislation
- c. Legislation
 - i. Legislation and kinds of legislation
 - ii. Delegated legislation and its Kinds
 - iii. Reasons for growth of Delegated
 - iv. Legislation and its permissible limits in India

Unit III: Basic Principles of Law and Indian Legal System

(Lectures-10)

- a. Principle of Natural Justice and Rule of equity
- b. Rule of Law:
 - i. Dicey's Rule of Law
 - ii. Application of Rule of Law in India

- c. Separation of Powers:
 - i. Montesquieu's Doctrine of separation of power
 - ii. Position in India
- d. Indian Constitution: Salient Features
- e. Judicial System in India:
 - i. Hierarchy of Courts
 - ii. Jurisdiction of the Courts

Unit IV: Legal Writing and Research

(Lectures-10)

- a. Legal Research and Kinds of Legal Research
 - i. Doctrinal Research
 - ii. Non-Doctrinal Research
- b. Importance of Legal Research
- c. Sources of Legal Research
- d. Techniques of Legal Research
- e. Citations, Bibliography and footnoting

PSDA (Professional Skill Development Activities)

1Hr/Week

- ❖ Statutes and Judgments Analysis
- ❖ Preparation of one Research paper
- ❖ Access to Legal Resources: Library and Online Data Base
- ❖ Participation in Debate/Seminar/Symposium/Group Discussion / Youth Parliament / Quiz.

Text Books:

1. A. T. H. Smith, Glanville William, *Learning the Law*, Sweet & Maxwell, London, 2016 (16thEdn.)
2. John William Salmond, *Jurisprudence*, Sweet & Maxwell, UK, 1966 (12thEdn.)
3. Ian McLeod, *Legal Method*, Palgrave Law Mastres, Palgrave Macmillian, UK, 2013 (9thEdn.)
4. V.D Mahajan, *Jurisprudence and Legal Theory*, Eastern Book Company, Lucknow, 2020 (5thEdn.)

References:

1. S.K. Verma and M. Afzal Wani, *Legal Research and Methodology*, The Indian Law Institute, New Delhi, 2001 (2nd Edn.). Also available on the following link:
https://www.academia.edu/38460017/Legal_Research_and_Methodology.pdf?auto=download
2. J.C. Dernbach, R.V Singleton, et.al., *A Practical Guide to Legal Writing and Legal Method*, Aspen Publishers, New York, 2017 (6th Edn.)
3. D.D. Basu, *Introduction to the Constitution of India*, Lexis Nexis, Delhi, 2019 (24thEdn.)
4. Nomita Aggarwal, *Jurisprudence-Legal Theory*, Central Law Publications, Delhi, 2014, (10th Edn.)
5. Joseph Minattur, *Indian Legal System*, ILI Publication, New Delhi, 2006 (2nd Edn.)
6. Robert Watt, *Concise Legal Research*, Universal law publication Co. Pvt. Ltd., Delhi, 2012 (6thEdn.)
7. H.L.A Hart, *The Concept of Law*, Oxford Indian Paperbacks (OUP), 2014 (3rd Edn.)

List of Cases:

1. *Navtej Singh Johar v. Union of India*, AIR 2018 SC 4321.
2. *Joseph Shine v. Union of India*, 2018 SC 1676.
3. *Regina v. Dudley and Stephens*, 14 Q. B. D 274.
4. *Suresh Kumar Kaushal v. NAZ Foundation and Others*, AIR 2014 SC 563.
5. *Ratanlal Alias Babulal Chunilal Samsuka v. Sumdarabal*, AIR 2017 SC 5797.
6. *Union of India and Another v. Raghubir Singh (Dead) Through LRs*, (1989) 2 SCC 754.
7. *In re Delhi Laws Act*, AIR 1951 SC 332.

8. *ADM Jabalpur v. Shivkant Shukla*, AIR 1976 SC 1207.
9. *A.K. Kraipak v. Union of India*, AIR 1950 SC 150.
10. *H.L. Trehan v. Union of India*, AIR 1989 SC 568.
11. *Menaka Gandhi v. Union of India*, AIR 1978 SC 597.
12. *L.Chandra Kumar v. Union of India*, AIR 1997 SC 1125.
13. *Union of India v. R. Gandhi*, (2010) 11 SCC 1.
14. *Ram Jawaya v. State of Punjab*, AIR 1955 SC 549.

First Semester

LLB

Subject: Law of Contract-I

Paper Code: LLB 103

L5 C5

Objectives: This course aims to (i) develop understanding of conceptual and operational parameters of the general principles of contractual relations; (ii) trace the evolution of law of contract with a view to appreciate the relevance of widely used different forms of contracts such as tenders, auction, online contracts, etc.; (iii) understand the importance of concept of consideration and the necessity of the same to form a valid contract; (iv) analyze judicial reasoning to distill rules of contract law; (v) analyze the role of the state in regulating freedom of contract in order to understand the need for such interference; and (vi) examine the remedies available under the law of contract for the concerned violations.

Course Outcome: The subject is designed (i) to inculcate skills into students to solve real life contractual problems applying legal acumen; (ii) to enable them to produce a clear, rational, coherent and professional written responses to a contract law question using appropriate legal authority and citation; (iii) to wisely select from a range of approaches to written communication, and critically think to bring about creative solutions to complex legal problem in the area of contract law; and (iv) to formulate and draft well-structured written agreements in response to a given set of facts

Unit-I: Formation of Contract

(Lectures-10)

- a. Meaning, Nature and Scope of Contract
- b. Offer / Proposal: Definition, Communication, Revocation, General/ Specific Offer
- c. Invitation to Treat
- d. Acceptance: Definition, Communication, Revocation, Tenders /Auctions
- e. Effect of Void, Voidable, Valid, Illegal, Unlawful Agreements
- f. Standard Form of Contract
- g. Online Contracts

Unit-II: Consideration and Capacity

(Lectures-10)

- a. Consideration- Definition, Kinds, Essentials, Privity of Contract
- b. Capacity to Enter into a Contract
- c. Minor's Position
- d. Nature/ Effect of Minor's Agreements

Unit-III: Validity, Discharge and Performance of Contract

(Lectures-10)

- a. Free Consent
- b. Coercion, Undue Influence, Misrepresentation, Fraud, Mistake
- c. Unlawful Consideration and Object
- d. Discharge of Contracts
- e. Performance, Impossibility of Performance and Frustration
- f. Breach: Anticipatory and Present

Unit-IV: Remedies and Quasi-Contracts

(Lectures-10)

- a. Breach
- b. Remedies:
 - i. Damages: Kinds
 - ii. Quantum Meruit
- c. Quasi Contracts

- ❖ Contract Formation Exercise – Impact of IT & E-Contract
- ❖ Judgement Analysis
- ❖ Drafting of a Contract
- ❖ A class-based Moot Court Competition in Contract Law

Text Books:

1. Anson, *Law of Contract*, Oxford University Press, 2010 (29th Edn.)
2. Pollock & Mulla, *The Indian Contract and Specific Relief Act*, Lexis Nexis, 2013 (14th Edn.)

References:

1. Avtar Singh, *Law of Contract and Specific Relief*, Eastern Book Company, 2013 (11th Edn.)
2. Pollock & Mulla, *The Indian Contract and Specific Relief Act*, Lexis Nexis, 2013 (14th Edn.)
3. Cheshire and Fifoot, *Law of Contract*, Lexis Nexis, 2010 (10th Edn.)

List of Cases:

1. *Carlill v. Carbolic Smoke Ball Co.* (1893) All ER Rep. 127
2. *Pharmaceutical Society of Great Britain v. Boots Cash Chemist (Southern) Ltd.* (1952) 2 All ER Rep. 456
3. *Balfour v. Balfour* (1918-19) All ER 860 (CA).
4. *Lalman Shukla v. Gauri Datt* (1913) XL ALJR 489 (All.).
5. *Bhagwandas Goverdhandas Kedia v. M/s. Girdharilal Parshottam Das & Co.* AIR 1966 SC 543.
6. *Harvey v. Facey* (1893) AC 552.
7. *Felthouse v. Bindley* (1862) 11 CB 869.
8. *Kedarnath Bhattacharji v. Gorie Mahomed* (1886) 7 I.D. 64 (Cal.)
9. *Mohori Bibee v. Dharmodas Ghose* (1903) 30 I.A. 114
10. *Khan Gul v. Lakha Singh*, AIR 1928 Lah. 609

First Semester

LLB

Subject: English I: Language, Law and Literature(Western)

Paper Code: LLB 105

L5 C5

Objectives: The course objective is to (i) refine the cognitive and comprehension skills of law students; (ii) Learn tools of communication, reading, speaking and writing, which are vital in lawyering;(iii) enhance their communication skills, based on reasoning and logic for practical application in their professional life; (iv) The grammar part of the course aims at enhancing the accuracy, clarity and precision in their expression and write correct formal legal language; and (iii) The literary component focuses on the classical western literature to acquaint the students to the finer nuances of the English language and to develop human sensitivity, and awareness about social issues.

Course Outcome: The syllabus is designed to (i) provide command over language, legal terms and terminologies are of primary importance in legal profession; (ii)The course will enable the student to polish his speaking, writing, listening, and reading abilities into the kind of multifaceted, communicative skill-set that is expected from legal professionals; and (iii) to understand the complexity of any society.

Unit-I: Comprehension and Composition

(Lectures-10)

- a. Reading Comprehension of General and Legal Texts
- b. Basic Grammar: Sentence; subject and predicate; phrase and clause; Case, Number; Person; Gender; Tense; Active-Passive; Modals; Prepositions; Infinitives; Articles; Gerunds; Degrees of Comparisons; Editing and Omission
- c. Essay/Story Writing, Paragraph & Précis Writing
- d. Abstract Writing
- e. Note Taking

Unit-II: Communication and Law

(Lectures-10)

- a. Meaning of Communication, Communication Approaches, Types, Directions and Challenges, Formal and Informal Communication
- b. Written and Oral Communication: brevity, clarity, simplicity, accuracy and appropriateness
- c. Verbal,Nonverbal and Paralinguistic Communication
- d. Barriers to Communication and how to avoid them, Cultural and Language Sensitivity
- e. Legal Maxims, Foreign Words, Urdu and Hindi Words

Unit-III: Advocacy Skills and Legal Reasoning

(Lectures 10)

- a. Skills of Advocacy, Court Etiquette and Decorum
- b. Law and Logic: Aristotelian Logic and Syllogism
- c. Legal Reasoning: Definition, Components of Legal Reasoning
- d. Deductive and Inductive Reasoning,
- e. Levi's and Bodenheimer's Model of Legal Reasoning

Unit-IV: Law and Literature (Western)

(Lectures-10)

- a. *Justice* (1910) by John Galsworthy
- b. *To Kill a Mocking Bird* by Harper Lee (Film and Book)
- c. *The Merchant of Venice* (Act-IV, the court scene) by William Shakespeare
- d. *The Handmaid's Tale* (1985) by Margaret Atwood

- ❖ Regular collection of columns of newspapers
- ❖ Act over different portions of play Justice, to enhance verbal and nonverbal communication skills/
Analysis of legal perspective of the play
- ❖ Group discussions, debates, extempore, Advocacy Skills
- ❖ Mock interviews, Personality Development

Text Books:

1. Krishna Mohan & Meera Banerji, *Developing Communication Skills*, Trinity Publishing House, Delhi, 2017
2. Bryan A. Garner, *The Winning Brief: 100 Tips for Persuasive Briefing in Trial and Appellate Court*, OUP USA, 2014 (Hardcover)
3. David Pope & Dan Hill, *Mooting and Advocacy Skills*, Sweet & Maxwell, 2015 (Paperback)
4. M.A. Yadugiri & Geetha Bhasker, *English for Law*, Foundation Books (Cambridge) Delhi, 2005
5. J.S. Singh & Nishi Behl, *Legal Language, Writing and General English*, Allahabad Law Agency, 2009
6. Glanville Williams, *Learning the Law*, Sweet & Maxwell, Hong Kong, 2013 (Indian Economy Reprint)
7. Julius Stone, *Legal System and Lawyers' Reasoning*, Stanford University Press, 1964
8. Edgar Bodenheimer, *On Jurisprudence: The Philosophy and the Method of Law*, Harvard University Press, US, 1962

References:

1. Stephens P. Robbins, *Organizational Behaviour*, Pearson Education India, 2013 (15thEdn)
2. Varinder Kumar, Raj Bodh, et.al., *Business Communication*, Oscar Publication, Delhi, 2010
3. S.C. Tripathi, *Legal Language, Legal Writing and General English*, Central Law Publication, Allahabad, 2014 (6th Edition)
4. John Gibbons, *Language and the Law*, Pearson, New York, 1999
5. Wren and Martin, *English Grammar and Composition*, Blackie ELT Books, New Delhi, (Latest Edition)
6. H.K. Mukherjee, *Legal Language, Legal Writing and General English*, Lawpoint Publication, Kolkata, 2011
7. Herbert Brown, *A Selection of Legal Maxims*, Sweet and Maxwell, London, 1998 (Reprint)
8. John Galsworthy, *Justice*, Fredonia Books, NL, 2001
9. Harper Lee, *To Kill a Mocking Bird*, Grand Central Publishing, US, 1988
10. Margaret Atwood, *The Handmaid's Tale*, The Classic Collection, Brilliance Audio, 2014

First Semester

BA LLB

Subject: History-I: Ancient and Medieval India

Paper Code: BA LLB 107

L5 C5

Objectives: (i)The primary objective of this paper is to explore the interdisciplinary approach in law and History; (ii) to expose students to debates in History and Historical Method; (iii) to study the nature of the state and administrative apparatus to give law students proper understanding of the legal systems in ancient and medieval India. and (iv)The paper will offer a close study of select themes, focussing specifically on the intersections in history and law.

Course Outcome: The course will (i) encourages students in critical thinking, identify myths and stereotypes, embedded meanings and discourses; (ii) study past in the light of its present to make it meaningful; and (iii) help them to understand the socio, economic and political context in which Indian legal system emerged and evolved in Ancient and Medieval India; and (iv) to enable students to critically appreciate how law and legal institutions work in any society and how they transform with changing social, political and economic conditions.

UNIT-I: History and Law

(Lectures-08)

- a. Interdisciplinary Approach in Law and History and its relevance
- b. History, Debates in History and Historical Method
- c. Sources of Ancient Indian History and Historiography: A Sense of History in Ancient India, Vedas, Epics and Itihasa-Puranas, Jain and Buddhist Traditions and Sangam Literature, Banabhatta and Kalahan
- d. Sources of Medieval Indian History: Al-biruni, Minhaj, Amir Khusrau, ZiauddinBarani, Baburnama, AbulFazl,Badauni, Time in Medieval period and Communal Reading of History

UNIT-II: Ancient India

(Lectures-10)

- a. State, Polity and Governance in Vedic Age, Age of Mauryas and Guptas
- b. Theories of Kingship: Brahminic and Buddhist, Critical Study of Kautilya's *Arthashastra* and Kamandaka's *Nitisara*
- c. Social Differentiation: *Varnashrama dharma* (*Varna, Jati, Gotra, Privara*, Family Slavery and Untouchability)
- d. Women and Society: Education, Marriage, Property

UNIT-III: Medieval India

(Lectures-10)

- a. Cholas Administration and the Local Self-Government
- b. Delhi Sultanate: Administrative System, Iqtadari System, The Vijayanagara State
- c. The Mughal Empire: Revenue System, Mansabdari System and Mughal Administration
- d. Theory of Kingship under the Sultanate and Mughals, Influence of the Bhakti-Sufi Tradition on medieval state polity

UNIT-IV: The Concept of Justice and Judicial Institutions in Ancient and Medieval India

(Lectures-12)

- a. Sources of Law in Ancient India: Concept and Sources of *Dharma*, Vedas, *Dharmasutra*, *Dharma Shastra*, Types of Courts and Procedures
- b. *Smritis* and *Smritikaras* of Ancient India: Manu and Manusmriti and Yajnavalkya
- c. Sources of Law in Medieval India (with special reference to Quran, *Hadis, Ijma, Qiyas*) and Islamic Schools of Jurisprudence
- d. Law and Justice under the Delhi Sultanate and Mughals

- ❖ Screening Rashomon (1950): A Film by Akira Kurosawa (1910-1998) and discussion on the multiple interpretations in History
- ❖ Visit to National Museum, New Delhi/Any Historical Place
- ❖ Historical Walks
- ❖ Interpretation of Historical Sources through paintings, Sculptures, etc.
- ❖ Seminar on the concept of Dharma, Law and Justice in Ancient and Medieval Worlds

Text Books:

1. H.V. Sreenivasa Murthy, *History of India*, Eastern Book Company, India, 2019
2. RomilaThapar, *Early India: From the Origins to AD 1300*, University of California Press, 2004
3. Satish Chandra, *History of Medieval India*, Orient Blackswan, Delhi, 2009
4. E. Sreedharan, *A Textbook of Historiography*, Orient Blackswan, Delhi, 2004

References:

1. E.H. Carr, *What is History*, Penguin,UK, 2008
2. RomilaThapar, *Time as a Metaphor of History*, OUP, India, 1996
3. Satish Chandra, *Medieval India*, Vol. I, Har-Anand, New Delhi, 2000, (2ndEdn.)
4. Satish Chandra, *Medieval India*, Vol. II, Har-Anand, New Delhi, 2004, (3rdEdn.)
5. T. Rama Jois, *Legal and Constitutional History of India: Ancient Legal, Judicial and Constitutional System*, Universal Law Publishing Co., Delhi, 2004(Reprint)
6. A.L. Basham, *The Wonder that was India*, Part-I, Rupa& Co.,Delhi,1993 (20thEdn.)
7. S.A.A. Rizvi, *The Wonder that was India*, Part –II, Prakash Books, Delhi, 2004(Reprint)
8. Robert Lingat, *The Classical Law of India*, OUP, Oxford, 1998(Reprint)

First Semester

BA LLB

Subject: Sociology-I: Introduction to Sociology

Paper Code: BA LLB 109

L5 C5

Objectives: This paper's objective is to: (i) familiarize the students with the basic understanding of the functionality of law and the normative structures in a society from the perspective of Sociology; (ii) undertake detailed discussion on social stratification, and social change as discussed by different theorists; (iii) draw a connection between environment and sociology, with special reference to culture and community; and (iv) critically study globalization, liberalization and urbanization.

Course Outcome: The course will cultivate (i) among students an inclination for appreciation about human behaviour; (ii) acceptance of diversity, changing scenarios of human co-existence; and (iii) respect for the vulnerable and the marginalized.

Unit-I: Field of Study and Basic Concepts

(Lectures-10)

- a. Definition, aim and scope of Sociology, and its application
- b. Relation with other social sciences
- c. Basic concepts- society, community, association, social groups, status and role

Unit-II: Social Stratification

(Lectures-10)

- a. Key factors of stratification
- b. Conceptual understanding of differences and inequality, natural and social inequality, rise of meritocracy
- c. Perspectives of Parsons, Karl Marx and Max Weber
- d. Basis of stratification- class, race and gender
- e. Stratification in capitalist and socialist societies

Unit- III: Social Change

(Lectures-10)

- a. Causes and features of change
- b. Liberalization and privatization, globalization
- c. Urbanization, exurbanization and suburbanization
- d. Modernization and post modernization
- e. Changes introduced in society due to these processes
- f. Development, planning and change
- g. Social movements and change

Unit- IV: Environment and Society

(Lectures-10)

- a. Inter relationship between society and environment- Nature- Man- Spirit Complex
- b. Culture as adaptive Screen
- c. Community participation and environment management
- d. Environmental movements- forest based, water based and land-based movements
- e. Indigenous knowledge and conservation

- ❖ Symposium on Judicial Activism and Social Action Litigation
- ❖ Study of any popular group formation such as a laughing club, etc. / Review Soldiers in Sarong. This movie is about the archaic army rules prevailing in North East Part of India. It is a portrayal of Peoples' resistance Movement for Human Rights.
- ❖ Evaluation of Law as an agency of Social Transformation
- ❖ Review of 'Neem ka ped'. The story starts in pre-independent India and ends in post independent India, showing the vagaries of both the feudal and democratic systems in India with its darker side 'New Delhi Times'. The film tells the story of an honest journalist who moves to Delhi to run a newspaper, and soon uncovers a political assassination, and in the process, falls prey to a corrupt system and the nexus between politicians and media barons.

Text Books

1. C. Wright Mills, *The Sociological Imagination*, Chapter 1, Oxford University Press, London, 1959
2. Paul B. Horton, & Chester L. Hunt, *Society*, McGraw-Hill Book Company, US, 1984
3. Anthony Giddens, *Sociology*, Polity Press, UK, 2009
4. Kingsley Davis, *Human Society*, The Macmillan Company, US, 1949
5. Robert M. MacIver and Charles H. Page (ed.), *Society: An Introductory Analysis*, Holt, Rinehart and Winston, New York, 1949

References:

1. Amita Baviskar, *In the Belly of the River: Tribal Conflicts over Development in the Narmada Valley*, Oxford University Press, India, 1999
2. Lalit Prasad Vidyarthi, *The Maler: A Study in Nature- Man – Spirit Complex in a Hill Tribe*, Bookland Private Ltd., Calcutta, 1963
3. Anthony Giddens, *Runaway World*, Routledge, England, 2002
4. Piotr Sztompka, *Sociology of Social Change*, Wiley- Blackwell, New Jersey, 1993
5. Garth Massey, *Ways of Social Change: Making Sense of Modern Times*, Sage Publication, US, 2015
6. Ramchandra Guha, "Chipko: Social History of an Environment Movement" in Ghanshayam Shah (ed.) *Social Movements and the State* (Vol. 4), Sage Publications Pvt Ltd., Delhi, 2002
7. D.Howes, *Cross-cultural Consumption: Global Markets and Local Realities*, Routledge, London, pp 1-16, 1996
8. Robert Bierstedt, "The Social Order", in *The Problem of Social Change*, McGraw Hill, US pp 527-567, 1974
9. George Ritzer, 2004 *The McDonaldization of Society*, Pine Forge Press, US, 2004
10. Robert Redfield, "How Human Society Operates" in Harry L Shapiro (ed.) *Men, Culture and Society*, Oxford University Press, New York, pp 345- 368, 1956

First Semester

BA LLB

Subject: Political Science – I: Introduction to Political Science

Paper Code: BA LLB 111

L5 C5

Objective: The paper aims to enable the students to: (i) understand the intricate relationship between Law and Political Science; (ii) examine state as a concept and various theories associated with it; (iii) build an aptitude for other disciplines of law such as constitutional law, public international law and administrative law; (iv) critically analyse the various models of government; (v) analyse the functioning of various organs of government; and (vi) critically appreciate doctrine of judicial review and judicial activism.

Course Outcome: (i) to think creatively and devise ways to ensure independence of judiciary; (ii) to appreciate the role and influence of different political groups and institutions; and (iii) to be able to use the acquired knowledge in professional practice.

Unit-1: Understanding the Concepts

(Lectures-10)

- a. What is Politics: Theorizing the ‘Political’
- b. Approaches to Political Theory-
 - i. Normative,
 - ii. Institutional,
 - iii. Behavioural
- c. What is Political Science- definition, aims and scope.
- d. Relationship between Political Science and Law

Unit II: Political Theory

(Lectures-10)

- a. What is State? Concept, Evolution, Development and Elements
- b. State, government and law
- c. Theories of State:
 - i. Divine and Force Theory
 - ii. Organic Theory
 - iii. Idealist and Individualist Theory
 - iv. Theory of Social Contract
 - v. Kautilya’s Saptang theory
 - vi. Islamic concept of State

Unit III: Organs of Government

(Lectures-10)

- a. Legislature: Concept, Functions and Types
- b. Executive: Concept, Functions and Types
- c. Judiciary: Concept, Functions,
- d. Independence of Judiciary
- e. Judicial Review and Judicial Activism (Overview)

Unit IV: Institutional Functioning

(Lectures-10)

- a. Parliamentary Form of Government
- b. Presidential Form of Government
- c. Political Process-
 - i. Political Parties and Pressure Groups
 - ii. Changing Trends and Party System

- ❖ Parliamentary Debate
- ❖ Mock Elections
- ❖ Quiz
- ❖ Political Debates/Discussions

Text Books:

1. R. Bhargava, *What is Political Theory: An Introduction*, Pearson Longman, New Delhi, 2008
2. O.P.Gauba, *An Introduction to Political Theory*, Macmillan, Delhi, 2009
3. Z. Hasan (ed.), *Parties and Party Politics in India*, Oxford University Press, New Delhi, 2002

References:

1. Andrew Heywood, *Politics*, Palgrave Macmillan, New York, 2011
2. D.Glaser, 'Normative Theory', in Marsh, D. And Stoker, G. (eds), *Theory and Methods in Political Science*, Macmillan, London, pp. 21-40, 1995
3. D.Sanders, 'Behavioral Analysis', in Marsh, D. And Stoker, G. (eds), *Theory and Methods in Political Science*, Macmillan, London, pp. 58-75,1995
4. T. Ball, 'History and the Interpretation of Texts', in Gerald F. Gaus and ChandranKukathas(eds), *Handbook of Political Theory*, Sage Publications, London, Thousand Oaks, New Delhi,pp. 18-30, 2004
5. B. Shankar and V. Rodrigues 'The Changing Conception of Representation: Issues, Concerns and Institutions', *The Indian Parliament: A Democracy at Work*, Oxford University Press, New Delhi,pp. 105-173, 2011
6. J. Manor 'The Prime Minister and the President', in B. Dua and J. Manor (eds.) *Nehru to the Nineties: The Changing Office of the Prime Minister in India*, University of British Columbia Press, Vancouver, pp. 20-47,1994
7. U. Baxi, *The Indian Supreme Court and Politics*, The Eastern Book Company, Lucknow,1989
8. B. Chakrabarty, *Indian Constitution, Text, Context and Interpretation*, Sage, New Delhi, Ch.17, Judiciary in India, pp.269-293, 2017
9. G. Austin, *The Indian Constitution: Cornerstone of a Nation*, Oxford University Press, New Delhi (15thprint) [Chapter 6: The Legislature – Unity Through Popular Government, pp.144-163, 2010]
10. L. Rudolph and S. Rudolph 'Judicial Review Versus Parliamentary Sovereignty', in *Explaining Indian Institutions: A Fifty-Year Perspective, 1956-2006*, Volume 2: *The Realm of Institutions: State Formation and Institutional Change*, Oxford University Press, New Delhi, pp. 183-210, 2008

First Semester

BALLB

Subject: Economics-I: Micro Economic Analysis

Paper Code: BA LLB 113

L5 C5

Objectives: The objectives of the course is to (i) critically appreciate the interface between law and economics (ii) provide students thorough knowledge and understanding of the foundations of economics, current economic models and economic problems; (iii) make them grasp concepts related to demand and supply, production, cost, and market structure; (iv) provide fair understanding of the market mechanism as a means of allocating scarce resources; and (v) enable them to think analytically about real world economic phenomena.

Course Outcome: To make students appreciate (i) application of microeconomic principles to develop accurate assessments of markets; (ii) to train them to analyse how individual decision-makers, both consumers and producers, behave in a variety of economic environments; (iii) to become aware about labour exploitation, wage determination and role of trade unions; and (iv) make them competent for fiscal decision-making.

Unit-I:Introduction to Economics

(Lectures-10)

- a. Definition, methodology and scope of Economics
- b. Forms of economic analysis – Micro vs. macro, partial vs. general, static vs. dynamic, positive vs. normative, short run vs. long run
- c. Basic concepts and precepts – economic problems, economic rationality, optimality
- d. Economic organization – market, command and mixed economy
- e. Relation between economics and law – various dimensions.

Unit-II:Demand and Supply

(Lectures-10)

- a. Theories of demand - demand function, law of demand Concept of utility and utility theory-utility approach, indifference curve approach
- b. Law of supply, supply function
- c. Price determination; shift of demand and supply
- d. Elasticity of demand and supply; consumer surplus
- e. Applications of demand and supply –tax floor and ceilings; applications of indifference curves-tax, work

Unit III:Production Analysis, costs and market structure

(Lectures-10)

- a. Concepts of Production- production isoquants, returns, returns to factor, returns to scale
- b. Cost and revenue concepts
- c. Classification of markets-pure & perfect competition; monopolistic and imperfect competition; monopoly, duopoly and oligopoly; cartels; Concept of Dumping

Unit IV:Theory of determination of factor prices, rent, interest, wages and profit

(Lectures-10)

- a. Labour supply and wage determination
- b. Role of trade unions and collective bargaining in wage determination; minimum wage legislation
- c. Exploitation of Labour

- ❖ Interrelation between Micro and Macro Economics/Goals of Economics for both micro and macro/ Economics and Law
- ❖ Applications of demand and supply – Tax, Floor and Ceilings/ Identification of different cases of floors, ceilings, taxes implemented by the State (Government) through legislation/ Exercises to be given to the students to identify the demand and supply of various professions/institutions / Usefulness of the concept of Elasticity through Case Study methods.
- ❖ Symposium on different market structures, Competition Law, Competition Commission of India (CCI)/ Role play on role of Trade Unions, Collective bargaining/ Presentations on Consumer Protection, Consumer as a ‘King’.
- ❖ Workshop on the working of money markets and capital markets, different financial assets, financial instruments/ Showing documentaries

Text Books:

1. J.P. Gould & C.P. Lazear, *Micro Economic Theory*, McGraw-Hill, US, 1989
2. Richard G. Lipsey, *Introduction to Positive Economics*, ELBS, Oxford University Press, UK, 1995
3. P.A. Samuelson, *Economics*, Mc-Graw-Hill, Irwin, 2005

References:

1. Bilas Richard, *Microeconomic Theory*; Mc Graw Hill, New York, 1971 (2nd Edn.)
2. Amihai Glazer, David Hirshleifer & John Hirshleifer, *Price Theory and Applications*, Cambridge University Press, Cambridge, 2005 (7th Edn.)
3. Hal Varian, *Intermediate Micro-economics*, Norton & Co., 2010, (8th Edn.)
4. K.K. Dewett, *Modern Economic Theory*, Sultan Chand & Sons, New Delhi (Latest Edition)

Second Semester

LLB
Subject: Law of Contract-II

Paper Code: LLB102
L5 C5

Objectives: This course aims to: (i) enable students understand the basic concepts of indemnity, guarantee and agency in details to further enhance their knowledge as to special kinds of contracts existing under contract law regime; (ii) study the nature of rights and duties of indemnifier/bailor/bailee/principal/agent to appreciate existing similarities and difference between stated kinds; (iii) apprise students about the nuances of partnership laws and sale of goods laws as extended contracts covered under different statutes owing to their own peculiarities; (iv) impart knowledge as to negotiable instruments and related laws for grasp over the various instrumental modes of payments.

Course Outcome: The course is designed to (i) to encourage students to critically think, identify and appreciate the special kind of contracts differently titled and serving different purposes; (ii) being aware of the nuances and peculiarity of particular kind of contract (indemnity, agency, etc.) would enable them to draft better contracts as professionals; (iii) to enhance their knowledge as to drawing and operations of negotiable instruments grooming them to tackle business-transaction related issues which are critical to the economy.

Unit-I: Indemnity, Guarantee and Agency (Conceptual Study)

(Lectures-08)

- a. Indemnity and Guarantee
- b. Right and Duties of Indemnifier
- c. Discharge of Surety
- d. Rights and Duties of Bailor/Bailee, Lien, etc
- e. Definitions of Agent and Principal, Creation of Agency and its Termination

Unit-II: The Indian Partnership Act, 1932

(Lectures-10)

- a. Nature of Partnership Firm
- b. Rights /Duties of Partners *inter se*
- c. Incoming and Outgoing Partners, Position of Minor
- d. Dissolution and Consequences

Unit-III: The Sale of Goods Act, 1940

(Lectures-10)

- a. Definitions and Distinction between Sale and Agreement to Sale
- b. Conditions and Warranties
- c. Passing off, Property
- d. Rights of Unpaid Seller and Remedies for Breach of Contract

Unit-IV: The Negotiable Instrument Act, 1881

(Lectures-12)

- a. Definition and Kinds of Negotiable Instruments
- b. Holder and Holder-in-Due Course
- c. Material Alterations and Crossing of Cheque, etc.
- d. Dishonour of Negotiable Instruments

- ❖ Drafting of one document about Indemnity/Guarantee/Agency
- ❖ Preparation of a Partnership Deed
- ❖ Preparation of Pleading for Negotiable Instruments
- ❖ Visits to banks etc. for examination of documents

Text Books:

1. Pollock & Mulla, *Indian Contract and Specific Relief Act*, Lexis Nexis, Delhi, 2013(14th Edn.)
2. Avtar Singh, *Law of Partnership*, Eastern Book Company, Lucknow, 2012 (4thEdn.)
3. Avtar Singh, *Law of Contract and Specific Relief*, Eastern Book Company, Lucknow 2013 (11th Edn.)
4. S. P. Sengupta, *Commentaries on Negotiable Instruments' Act*, Central Law Agency, Allahabad, 2008 (3rd Edn.)

References:

1. Avtar Singh, *Sale of Goods*, Eastern Book Company, Lucknow, 2011 (7th Edn.)
2. MichaelG.Bridge(ed.),Benjamin's*SaleofGoods*, Sweet&Maxwell, London, 2013(8thEdn.)
3. P.S. Atiyah, *Sale of Goods*, Pearson Education, India, 2010 (12thEdn.)
4. B.M. Prasad and Manish Mohan, *Khergamvala on the Negotiable Instrument Act*, 2013, Lexis Nexis, New Delhi, 2013 (21stEdn.)
5. P. Mulla, *The Sale of Goods and Indian Partnership Act*, Lexis Nexis, New Delhi, 2012 (10th Edn.)

List of Cases:

1. *Vancouver Malt & Sake Brewing Co. v. Vancouver Breweries Ltd.*, AIR 1934 PC 101
2. *Kores Mfg. Co. Ltd. v. Kulok Mfg. Ltd.* (1958) 2 All ER 65
3. *A.V.M. Sales Corporation v. Anuradha Chemicals Pvt. Ltd.* (2012) 2 SCC 315
4. *Hungerford Investment Trust v. HaridasMundhra*, AIR 1972 SC 1826
5. *State of West Bengal v. B K Mondal & Sons.*, AIR 1962 SC 779
6. *Hadley v. Baxendale*, [1854] EWHC J70
7. *Bank of Bihar Ltd. v. Damodar Prasad*, AIR 1969 SC 297
8. *State Bank of Saurashtra v. ChitranjanRangnath Raja*, AIR 1980 SCR (3) 915
9. *Kaliaperumal Pillai v. Visalalakshmi*, AIR 1938 Mad 32
10. *Bolton v. Lambert* (1889) 41 Ch. D. 295

Second Semester

LLB

Subject: Law of Torts and Consumer Protection¹

Paper Code:LLB-104

L4 PSDA1 C5

Objective (New): This course aims to enable the students to (i) study and understand the fundamental principles of law of torts; (ii) analyse the theoretical background of torts along with significant principles of liability; (iii) study and evaluate the specific torts against the individual and property; (iv) learn the affirmative defences available in an action for torts; (v) be conversant with emerging questions and policy issues in consumer protection regime; (vi) develop comprehensive understanding about the basic procedures for handling consumer disputes.

Course Outcome: (i) to be efficient to identify and apply the elements of all the major torts while helping clients solving the legal disputes ; (ii) to critically analyse best avenues for relief available to both the sides and to ascertain which defences are most likely to lead to success; (iii) to evaluate the usage of tort law in providing relief for victims of large-scale disasters; (iv) to develop the skill of critical self-reflection and evaluation of the policy issues in consumer law to find solutions to practical issues and problems occurring in the professional practice.

Unit-I: Introduction and Principles of Liability in Tort

(Lectures-12)

- a. Definition of Tort
- b. Development of Law of Torts
- c. Distinction between Law of Tort, Contract, Quasi-Contract and Crime
- d. Constituents of Tort: *Injuria sine damnum, Damnum sine injuria*
- e. Justification in Tort, *Volent non-fit Injuria*, Necessity, Plaintiff's default, Act of God, Inevitable Accidents, Private Defense

Unit-II: Specific Torts-I

(Lectures-10)

- a. Negligence
- b. Nervous Shock
- c. Nuisance
- d. False Imprisonment and Malicious Prosecution
- e. Judicial and Quasi: Judicial Acts
- f. Parental and Quasi-Parental Authority

Unit-III: Specific Torts-II

(Lectures-08)

- a. Vicarious Liability
- b. Doctrine of Sovereign Immunity
- c. Strict Liability and Absolute Liability
- d. Defamations

¹ The revised scheme and syllabus of different programs of USLLS and IP affiliated Law Colleges has been approved by 32nd Board of Studies of USLLS, GGSIPU on 12th June, 2024 and Sub-Committee of Academic Council for USLLS, GGSIPU held on 27th July, 2024. The revised scheme and syllabus will be applicable for every batch from Academic Session 2024-25.

- a. Definitions of Consumer/e-consumer, Goods and Services
- b. Rights and Duties of Consumer/e-consumer
- c. Authorities for Consumer/e-consumer Protection
- d. Limitations for consumer/e-consumer Protection
- e. Remedies

PSDA (Professional Skill Development Activities)

1 Hr/Week

- ❖ Pictorial Demonstration of Torts
- ❖ Case Comments
- ❖ Consumer Literary Camp
- ❖ Tracing old cases and discussing the Judgments

Text Books:

1. W.V.H. Rogers, *Winfield and Jolowicz on Tort*, Sweet & Maxwell, London, UK, 2010 (18th Edn.)
2. Ratanlal & Dhirajlal, *The Law of Torts*, Lexis Nexis, India, 2013 (26thEdn.)

References:

1. B.M. Gandhi, *Law of Torts with Law of Statutory Compensation and Consumer Protection*, Eastern Book Company, Lucknow & Delhi, 2011 (4thEdn)
2. R.K. Bangia, *Law of Torts including Compensation under the Motor Vehicles Act and Consumer Protection Laws*, Allahabad Law Agency,Allahabad, 2013
3. Ramaswamy Iyer's , *The Law of Torts*, Lexis Nexis, India, 2007 (10thEdn.)

List of Cases:

1. *Donoghue v. Stevenson* (1932) A.C. 562:147 L.T. 281: 48 T.L.R. 494
2. *Klaus Mittelbachert v. East India Hotels Ltd.*, 1997 AIR 201 Delhi (Single Judge)
3. *Ashby v. White* (1703) 2 Lord Rayn, 938: (1703) 1 Sm.L.C. 13thEdn., 253
4. *Bhim Singh v. State of J& K*, 1986 AIR 494
5. *Gloucester Grammar School Case* (1410) Y.B. Hill 11 Hen, 4 of 47, p. 21, 36
6. *Hall v. Brooklands Auto Racing Club* (1932) All E.R. Rep. 208: (1932) 1 K. B. 205
7. *Cassidy v. Ministry of Health* (1951) 1 All E.R. 574
8. *D.P. Choudhary v. Manjulata*,1997 AIR 170 Raj.
9. *King v. Phillips* (1953) 1 Q.B. 429
10. *Kasturi Lal v. State of U.P.*, AIR 1965 SC 1039

Second Semester

LLB

Subject: Constitutional Law-I

Paper Code: LLB 106

L5 C5

Objectives: This paper aims to: (i) provide understanding of basic concepts of Indian Constitution and various organs created by the Constitution and their functions; and (ii) undertake elaborate discussions on preamble, constitutionalism and constitutional organs to develop interpretive skills in understanding every aspect of the Constitution.

Course Outcome: The course designed to (i) equip students with ability to interpret and appreciate the constitutional issues; (ii) enable students to develop multicultural competence appreciating the operation of Indian legal system within society having diverse outlook with global perspectives; (iii) enrich their outlook as a future professionals to appreciate and respect the co-relation and differences among the various organs and machineries of state administration; and (iv) inculcate the letter and spirit of the Constitution for application in tasks of nation building undertaken by them as responsible citizens of this nation.

Unit-I: Meaning and Concept of Constitution and Constitutionalism (Lectures-08)

- a. Definition of Constitution, Constitutionalism and its Classification
- b. Sources and Framing of the Indian Constitution
- c. Preamble
- d. Salient features of Indian Constitution
- e. Is Indian Constitution Federal in nature?

Unit-II: Constitutional Organs of the Government (Lectures-10)

- a. Parliament
 - i. Composition
 - ii. Parliamentary Sovereignty
 - iii. Parliamentary Privileges
- b. Executive Power: Position and Power of President and Governor
- c. Judiciary
 - i. Jurisdiction of Supreme Court and High Courts
 - ii. Appointment and Independence of Judiciary

Unit-III: Distribution of Powers between Union and States (Lectures-10)

- a. Legislative Relations between Union and the States
- b. Administrative Relations between Union and the States
- c. Financial Relations between Union and the States
- d. Relevant Doctrines:
 - i. Territorial Nexus
 - ii. Harmonious Construction
 - iii. Pith and Substance
 - iv. Doctrine of Repugnancy
 - v. Colourable Legislation

Unit-IV: Emergency, Amendments and Freedom of Trade and Commerce etc

(Lectures-10)

- a. Freedom of Trade, Commerce and Intercourse
- b. Emergency Provisions: Articles 352- 360
- c. Amendment of Constitution
 - i. Procedure of Amendment of the Constitution
 - ii. Doctrine of Basic Structure

PSDA (Professional Skill Development Activities)

1 Hr/Week

- ❖ Visit to Parliament
- ❖ Intra-Parliamentary Proceedings/ Legislative Process
- ❖ Moot Court
- ❖ Judgment Analysis, etc.

Text Books:

1. V.N. Shukla, *Constitution of India*, Eastern Book Agency, Lucknow, 2017 (13th Edn.)
2. M.P. Jain, *Indian Constitutional Law*, Lexis Nexis, New Delhi, 2018

References:

1. D.D. Basu, *Introduction to the Indian Constitution of India*, Prentice Hall of India Private Ltd., New Delhi, 2019
2. H. M. Seervai, *Constitutional Law of India*, Universal Law Publishing Co, Delhi, 2016
3. Glanville Austin, *Indian Constitution-Cornerstone of the Nation*, Oxford University Press, UK, 1999
4. P.M. Bakshi, *The Constitution of India*, Universal Law Publishing Co., Delhi, 2015.

List of Cases:

1. *Keshavananda Bharati v. State of Kerala*, AIR 1973 SC 1461
2. *Indira Nehru Gandhi v. Raj Narain*, AIR 1975 SC 2299
3. *Minerva Mills Ltd. v. Union of India*, AIR 1980 SC 1789
4. *SR Bommai v. Union of India*, AIR 1994 SC 1918
5. *In re Berubari v. Union of India*, AIR 1960 SC 51
6. *Gujrat University v. Sri Krishna*, AIR 1963 SC 703
7. *D.C. Wadhwa v. State of Bihar*, AIR 1987 SC 579
8. *Hoechst Pharmaceuticals Ltd. v. State of Bihar*, AIR 1983 SC 1019
9. *In re Presidential Reference*, AIR 1999 SC 1
10. *A.K. Roy v. Union of India*, AIR 1982 SC 1126
11. *D. C. Wadhwa v. State of Bihar* (1987) ISCC 378
12. *B.R Kapoor v. State of Tamil Nadu* 2001(6) Scale 309
13. *In re Special reference No 2002*, AIR 2003 SC 87
14. *Golaknath v. State of Punjab*, AIR 1967 SC 1643
15. *Union of India v. H.S Dhillon*, AIR 1972 SC1061
16. *Prafull Kumar Mukherjee v. Bank of Khulna*, AIR 1947 PC 60
17. *State of Bihar v. Kameshwar Singh*, AIR 1952 SC 316
18. *M. Karunanidhi v. Union of India*, AIR 1979 SC 898
19. *G.K Krishna v. State of Tamil Nadu*, AIR 1975 SC 583
20. *M. Nagraj v. Union of India*, AIR 2007 SC71

21. I.R. *Coehlo v. State of Tamil Nadu*, AIR 2007 SC 8617

Second Semester

LLB
Subject: Legal History

Paper Code: LLB 108
L5 C5

Objectives: History II will provide (i) understanding to the students as to the developments of modern legal procedures, laws and institutions and how they impacted the Indians and their old legal systems; (ii) detailed study of Anglo-Indian Legal System in India, tracing its historical developments from colonial times and its legacy in the present judicial system; and (iii) provide an in-depth knowledge to the students on important events in the Indian legal history such as colonial and post-colonial legal developments in India.

Course Outcome: The course (i) enable the students to appreciate how the shaping of law occurs through historical experiences of a country and its people; (ii) to understand the concepts of imperialism, and colonialism in Indian context; and (iii) foreground the historical context of the Indian Constitution.

UNIT-I: Early Developments (1600- 1836)

(Lectures-10)

- a. Charters of the East India Company of 1600 and 1661 and Early Settlements in Surat, Madras and Bombay
- b. Introduction of Authoritative and Uniform Judicial Pattern (1726-1773) Mayor's Court of 1726 and Establishment of Supreme Court in Ccutta under the Regulating Act, 1773 and the cases of Raja Nand Kumar, Kamaluddin, Patna, and Cossijurah; The Act of Settlement 1781
- c. Establishment of Adalat System: Warren Hastings's Judicial Plans of 1772, 1774 and 1780; Lord Cornwallis's Judicial Plans of 1787, 1790 and 1793; Lord William Bentinck's Judicial Reforms

UNIT-II: Evolution of Laws and Legal Institutions

(Lectures-10)

- a. The great debate on the introduction of the English Laws in India: The Whigs, The Paternalists and the Utilitarians and the Codification of Laws: Charters of 1833 and 1853
- b. Establishment of High Courts under the Indian High Courts Act, 1861, The Indian Councils' Act, 1861
- c. Privy Council and Federal Court: An Appraisal
- d. Development of Legal Profession and Law Reporting

UNIT-III: Social and Constitutional Policies and Legislations

(Lectures-10)

- a. The Colonial Land Laws: Colonial Land Policies and Emergence of Land as a Commodity
- b. Development of Personal Laws and their administration by the British; and the Development of Criminal Law (Salient Features of Islamic Criminal Law and the changes introduced by the English Law)
- c. Progressive Social Legislations: The Abolition of Sati Act 1828, Abolition of Slavery Act 1833, Caste Disability Removal Act 1850, Hindu Widow's Remarriage Act 1856, Female Infanticide Prevention Act 1870
- d. The Government of India Acts, 1909, 1919 and 1935, the Indian Independence Act, 1947

UNIT-IV: The Framing of Indian Constitution and Contemporary India

(Lectures-10)

- a. The Constituent Assembly Debates and the Making of Indian Constitution: A Brief History
- b. Constitutional Position of the Princely States
- c. Present Judicial System: Postcolonial Developments
- d. A Postcolonial Discourse on the Changing notions of Social Justice in Modern India with emphasis on Dalits and Women

PSDA (Professional Skill Development Activities)

1 Hr/Week

- ❖ Discussions on the historical legal cases: *The Queen Empress Vs. Bal Gangadhar Tilak*, 1897, *Dadaji Bhikaji vs Rukma Bai*, 1885 and *Bhagat Singh vs Emperor*, 1931.
- ❖ Seminar on Social Justice in Modern India
- ❖ Film Screening: 12 Angry Men
- ❖ Debates on the Age of Consent

Text Books:

1. M.P. Jain, *Outlines of Indian Legal and Constitutional History*, LexisNexis, India, 2014
2. Sumit Malik, *V.D. Kulshreshtha's Landmarks of Indian Legal and Constitutional History*, Eastern Book Company, 2016, Greater Noida (UP), (11th Edn.)
3. M.P. Singh, *Outlines of Indian Legal History*, Universal Law Publishing Co., Delhi, 2010
4. Abdul Hamid, *A Chronicle of British Indian Legal History*, University of California, 1991 (Hardcover)
5. A.B. Keith, *Constitutional History of India, 1600-1935*, Pacific Publication, Delhi, 2010

References:

1. Granville Austin, *The Indian Constitution: Cornerstone of a Nation*, OUP Paperback, New Delhi, 1999
2. Granville Austin, *Working in a Democratic Tradition: A History of the Indian Experience*, Oxford India Paperbacks, New Delhi, 2003
3. Marc Galanter, *Law and Society in Modern India*, Oxford University Press (Oxford India Paperbacks), New Delhi, 1989
4. J. Duncan M. Derett, *Religion, Law and State in India*, Oxford, Reprint India, 1999
5. Radha Kumar, *The History of Doing: An Illustrated Account of Movements for Women's Rights and Feminism in India, 1800-1990*, Zubaan, Delhi, 1993
6. Rama Jois, *Legal and Constitutional History of India*, Vol. II., Universal Law Publishing - An imprint of LexisNexis, India, 2017 (Reprint)
7. Radhika Singha, *A Despotism of Law: Crime and Justice in Early Colonial India*, OUP India, 1998
8. Flavia Agnes, *Law and Gender Inequality: The Politics of Women's Rights in India*, Oxford University Press, India, 2001
9. Upendra Baxi and Bhiku Parekh, *Crisis and Change in Contemporary India*, SAGE Publications Pvt. Ltd., Delhi, 1995 (First Edn).
10. Rohit De, *A People's Constitution: The Everyday Life of Law in the Indian Republic*, Princeton University Press, Princeton, 2018
11. Mithi Mukherjee, *Indian in the Shadows of Empire: Legal and Political History (1774-1950)*, OUP India, 2009
12. Lauren Benton, *Law and Colonial Cultures: Legal Regimes in World History, 1400-1900*, Cambridge University Press, Cambridge, 2009
13. Elizabeth Kolsky, *Colonial Justice in British India: White Violence and the Rule of Law*, Cambridge University Press, Cambridge, 2011
14. Ranajit Guha, *A Rule of Property for Bengal: An Essay on the Idea of Permanent Settlement*, Duke University Press, Durham, 1996

Second Semester

BA LLB.
Subject: Sociology II: Indian Society

Paper Code: BA LLB 110
L5 C5

Objectives: The objective of this paper is to: (i) formally introduce the students to the significant social institutions, their importance and issues in the Indian society; (ii) to assess the prevalent social structures and issues of class, gender and tribe; (iii) understand social challenges like poverty, naxalism, inter-ethnic conflict among others; (iv) introduce them to concepts like 'sanskritization,' mainstreaming of tribes, and 'melting pot approach'.

Course Outcome: The paper will help in (i) developing 'learning lifelong' approach where students are made to 'learn how to learn'; and (ii) better understanding of modern sociological trends in the Indian society.

Unit-I: Family, Marriage and Kinship

(Lectures-10)

- a. Kinship studies: Alliance and Descent Approaches
- b. Principles of Descent and Descent Groups: patrilineal and matrilineal principles & groups
- c. Family: Basic Concept, Functions and Dysfunctions, Types and Trends
- d. Hindu joint family: features and trends
- e. Marriage: Basic Concept, Types and trends, Functions and Dysfunctions
- f. Live-in relationships, Same sex marriages, Divorce

Unit-II: Social Structure

(Lectures-10)

- a. Caste: Concept and features, relation with power, trends and mobility within caste structure
- b. Change through sanskritization, Civil Disabilities
- c. Class: Marxian and Weberian Concept, Classification of Indian Society- rural and urban
- d. Gender: Sex and gender, Women as weaker gender, third gender, gender justice
- e. Tribe: Concept and features, Mainstreaming of tribes

Unit-III: Religion

(Lectures-10)

- a. Concept and function of religion
- b. Religion as social institution and as part of Social organization
- c. Concept of Profane and Sacred, Rituals, *Rites- de- Passage*
- d. Context of Religious Pluralism
- e. Secularism, communalism and fundamentalism

Unit IV: Social Challenges

(Lectures-10)

- a. Issues of unity in diversity: the Melting Pot approach and Bowl of Salad approach
- b. Ethnic identities, Inter- ethnic and inter-caste conflicts
- c. Naxalism and terrorism as major threats to national integrity
- d. Problems of senior citizens and people with special needs
- e. Poverty as a social issue

- ❖ Debate on changing trends in family and marriage such as single parent, live-in relationships, surrogacy, etc.
- ❖ Review Tamas. The film is about the massacre and exodus at the time of Partition of India and shows a gruesome side of politics and the compassionate side of humanity that survives any carnage.
- ❖ Social Audit of Reservation Policy in India/ Review Gulaal. The film explores themes such as pursuit of power, quest for legitimacy, perceived injustices and hypocrisy of the powerful.
- ❖ Critical Writings on various types of Crimes: Violent, White-Collar, Cyber, Environmental and Organized

Text Books:

1. M. Holborn and M. Haralambos, *Sociology: Themes and Perspectives*, Harper Collins Publishers, London, 2004
2. Patricia Uberoi, *Family, Kinship and Marriage*, Oxford University Press, Delhi, pp 50- 73, 1994
3. RamAhuja, *Society in India: Concepts, Theories and Recent Trends*, Rawat Publications, Jaipur & Delhi, 1999
4. S. C. Dube, *Indian Society*, National Book Trust, India, 1992
5. M. N. Srinivas, *Social Change in Modern India*, Orient Longman, Delhi, 1995

References:

1. S. C. Dube, *Indian Society*, National Book Trust, India, 1992
2. K. L. Sharma, *Indian Social Structure and Change*, Rawat Publications, Jaipur & Delhi, 2007
3. A. Beteille, *Caste, Class and Power: Changing Patterns of Stratification in a Tanjore Village*, Oxford University Press, India, 1996
4. Dipankar Gupta, *Social Stratification (Sociology and Social Anthropology)*. Oxford University Press, India, 1997
5. M. Holborn, and M. Haralambos, *Sociology: Themes and Perspectives*, Harper Collins Publishers, London, 2004
6. Patricia Uberoi, "Feminine Identity and National Ethos in Indian Calendar Art", *Economic and Political Weekly*, Vol 25 (17), 1990
7. T. N. Madan, *Modern Myths, Locked Minds*, Oxford University Press, Delhi, 1997
8. A. Varshney, *Ethnic conflict and Civic Life: Hindus and Muslims in India*, Yale University Press, New Haven, 2002
9. Sudhir Kakar, *Colours of Violence: Cultural Identities, Religion and Conflict*, University of Chicago Press, Chicago, 1996
10. N. Menon, *Gender and Politics in India*, Oxford University Press, New Delhi, 1999
11. V. Kumar and Ketaki Dwivedi, 'Sociology of Disability in India: A Victim of Disciplinary Apathy', in *Social Change* (August 14), 2017
12. Nilika Mehrotra, *Disability, Gender and State Policy: Exploring Margins*, Rawat Publications, Delhi & Jaipur, 2013

Second Semester

LLB

Subject: English II: Language, Law and Literature (Indian)

Paper Code: LLB 112

L5 C5

Objectives: This paper aims to enable students to: (i) develop their interpersonal communication skill which is of utmost importance in legal profession, and to provide better understanding of communication strategies, i.e., to read and write analytically, and present complex information in a clear and concise manner; (ii) examine the sources of law including statutes and case laws, and learn about the components of a case-citations, parties, causes of action, facts etc. along with related key vocabulary and their application in practice through drafting various legal documents; (iii) understand techniques of client counselling; and (iv) sensitise them on socio-legal concerns of the Indian society through popular Indian literature..

Course Outcome: The course enable the students to (i) Role enactments prepare students for better interpersonal communications; and (ii) Literature helps in understanding a particular society to make law students socially informed.

Unit -I: Legal Writing and Language

(Lectures10)

- a. Fundamental Principles and Guidelines on Research Writing
- b. Reading of case laws, Case presentation and Analyses
- c. Law and Language: Writing Research Project and Research Paper in Law
- d. Problems of Legal Language in Drafting
- e. Constitutional Provisions Relating to Language

Unit- II: Client Interviewing and Counselling

(Lectures 10)

- a. Meaning and significance
- b. Different Components: listening, types of questions asked, Information gathering
- c. Definition and its differentiation from general counselling
- d. Different types of Counselling
- e. Approaches to Counselling
- f. Training Skills: Simulated Exercises

Unit- III:Professional Communication

(Lectures 10)

- a. Group Discussion
- b. How to face an Interview
- c. Presentation Techniques
- d. Preparing Resume
- e. Writing for Employment – drafting cover and professional letters
- f. Nonverbal communication: Physical arrangement in meeting, hearing and listening

Unit-IV: Law and Literature (Indian)

(Lectures-10)

- a. *A Fine Balance* by Rohinton Mistry
- b. “Draupadi” by Mahashweta Devi (on Gender Inequality)
- c. “Silence! The Court is in Session” (Play) by Vijay Tedulkar
- d. “Panch Parmeshwar” (short story) by Premchand

- ❖ Memorial Writing, writing of Contract, Judgement Writing
- ❖ Drafting of Notice and Written Statements
- ❖ How to write a case comment
- ❖ Judgment Writing and collecting portions of famous judgments and discussing them
- ❖ Debates
- ❖ Role enactment of the Plays in Unit IV

Text Books:

1. Madabhushi Sridhar, *Legal Language*, Asia Law House, Hyderabad, 2019 (Paperback)
2. Anirudh Prasad, *Outlines of Legal Language in India*, Central Law Publication, Allahabad, 2019 (Paperback)
3. N.R. Madhava Menon, *Clinical Legal Education*, Eastern Book Company, Delhi, 2011 (Reprint)
4. Jenny Chapman, *Interviewing and Counselling*, Routledge, Cavendish, 2000 (2nd Edn.)
5. Glanville Williams, *Learning the Law*, Universal Law, New Delhi, Chapter 14, 2000.
6. M.A. Yadugiri & Geetha Bhasker, *English for Law*, Foundation Books (Cambridge India), New Delhi, 2005

References:

1. Ashok K. Ganguly, *Landmark Judgements that Changed India*, Rupa Publications, India, 2015
2. Professor Peter M. Tiersma, 'What is Language and Law? And does anyone care', in *Legal Studies Paper*, 33, Nos. 2009-11, March 2009
3. A.G. Noorani, *The Trial of Bhagat Singh: Politics of Justice*, Oxford India, 2005
4. Rohinton Mistry, *A Fine Balance*, Faber, London (UK), 2006
5. R. L. Gibson & M. H. Mitchell, *Introduction to Counseling and Guidance*, Pearson Education, India, 2015 (7th Edn.)
6. V.R. Parti, *Counselling Psychology*, Authors Press, New Delhi, 2009 (7th Edn.)

Second Semester

LLB
Subject: Legal Research and Moot Court

Paper Code: LLB 114
L4 PSDA3 C5

Objectives: The course on Legal Research and Moot Court aims to (i) hone students' written and oral advocacy skills (ii) enable them to conduct proper research to prepare written submissions and present briefs, (iii) give guidance and practical training about the court practices and etiquettes (iv) familiarize students with the working of an actual court

Course Outcome: The course is designed to (i) train students in identification of issues in legal problems, research method, framing and advancing arguments convincingly; (ii) make them confident enough to argue in actual courts; (iii) equip students with the attributes of an effective and successful professional lawyer; and (iv) prepare them in legal research techniques.

Unit-I:Introduction

(Lectures-08)

- a. Meaning of Mooting
- b. Relevance of Mooting in law School
- c. Difference between Moot Court & Court
- d. Judicial System in India
- e. Hierarchy of Courts
- f. Jurisdiction of the Courts

Unit-II:Structure of Moot Court

(Lectures-12)

- a. Moot Problem
- b. The Team
- c. Memorial
 - i. How to approach a problem.
 - ii. Identifying the issues using different resource authorities to substantiate the arguments framed for both sides.
 - iii. How to quote cases and other authorities in the memorial.
 - iv. Bibliography.
- d. Oral Pleadings
 - i. Qualities of good mooter
 - ii. Language
 - iii. Court Manners
 - iv. Appearance & Presentation
 - v. Emphasis on the Law

Unit III: Techniques of Legal Research

(Lectures-12)

- a. Scientific Research in Law: The nature of scientific research, applicability of scientific research in social science and law
- b. Research Approach: Historical, Comparative, Social Surveys and case Study
- c. Formulation of a Research Problem and preparing a Hypothesis
- d. Tools of Data Collection: Document and Content Analysis, Questionnaire, preparing for field interviews and guidelines for interviews, nature and types of interviews
- e. Research Ethics

f. Processing of Data and Research Findings

Unit IV: Tools of Legal Research

(Lectures-08)

- a. Use of Law Library
- b. Reading Legal Materials: Statutes, Reports, Journals, Manuals, Bill, Act, Books, Law Reports, Law Commission Reports, Legislative and Constitutional Assembly Reports
- c. Computer and Internet
- d. Case Analysis
- e. Legal Writing and Drafting Skills: Avoid repetitions, Avoid legalese in writing, Passive voice minimalization, removing unnecessary words, use of parallel constructions, fixing remote relative pronouns, use of symbols and abbreviations, sexist language, dashes, quotation marks, spelling out numbers one to ten

PSDA (Professional Skill Development Activities)

1 Hr/Week

- ❖ Statutes and Judgment Analysis
- ❖ Reading of Case Laws, Case Presentation and Analyses
- ❖ Dissertation/Thesis Writing
- ❖ Mock Moot Court exercises
- ❖ Access to Legal Resources: Library and Online Data Base
- ❖ Debate/Seminar/Symposium/Group Discussion

Text Books:

1. N.R. Madhava Menon, *Clinical Legal Education*, Reprinted, EBC India, 2019 (1st Edn.)
2. Bryan A. Garner, *The Winning Brief: 100 Tips for Persuasive Briefing in Trial and Appellate Court*, OUP (USA), 2014 (Hardcover)
3. Kailash Rai, *Moot Court, Pre-Trial Preparations & Participation in Trial Proceedings*, Central Law Publications, Allahabad, 2019 (5th Edn.)
4. Nomita Aggarwal & Mukesh Anand, “*Beginners Path to Moot Court*”, Universal Law Publishing Co. Pvt. Ltd, Delhi, 2008 (2nd Edn.)

References:

1. David Pope & Dan Hill, *Mooting and Advocacy Skills*, Sweet & Maxwell, London, 2015 (Paperback)
2. Kailash Rai, *Legal Ethics – Accountancy for Lawyers and Bench and Bar Relations*, Central Law Publications, 2020 (11th Edn.)
3. R. E. Riggio, *Introduction to Industrial/Organizational Psychology*, New Jersey: Prentice-Hall, 2003 (4th Edn.)

Third Semester

LLB

Subject: Family Law -I²

Paper Code: LLB 201

L5 PSDA1 C5

Objectives: This paper aims to enable students to (i) analyse and critically understand the concept of marriage as a social institution and compare and contrast it to its changing form such as live-in relationships and same sex marriages; (ii) critically examine the provisions related to judicial separation, divorce and maintenance with help of decided case laws both in Hindu and Muslim laws; and (iii) analyse it from sociological perspective thereby understanding the importance of adoption law.

Course Outcome: The course help to (i) develop independent thinking on Uniform Civil Code in pragmatic sense (ii) critically assess the present status of women and children in family relations; and (vi) mould them into professionally qualified persons to handle and resolve family matters such as divorce, maintenance, adoption, and custody of children

Unit-I: Hindu Marriage and Dissolution

(Lectures -10)

- a. Institution of Marriage under Hindu Law
 - i. Evolution and Concept of the Institution of Marriage
 - ii. Forms, Validity and Voidability of Marriage
- b. Matrimonial Remedies
 - i. Restitution of Conjugal Rights
 - ii. Judicial Separation
 - iii. Dissolution of Marriage: Theories, Forms of Divorce, Grounds
 - iv. Divorce by Mutual Consent
 - v. Irretrievable Breakdown as a Ground for Dissolution

Unit-II: Muslim Marriage and Dissolution of Marriage

(Lectures -10)

- a. Nikah (Muslim Marriage)
 - i. Definition, Object and Nature
 - ii. Essentials for Validity
 - iii. Kinds, Restitution of Conjugal Rights, Muta Marriage, Distinction between Nikah and Muta
- b. Dissolution of Marriage
 - i. *Talaq*: Introduction, Conditions, Modes, Talaq-i-Ahsan, Talaq-i-Hasan, Talaq-i-Biddat, Ila, Zihar, Talaq-ul-Tafweez, Khulla, Mubarrat, Lian, Faskh
 - ii. Dissolution of the Muslim Marriage Act, 1939

Unit-III: Adoption, Maintenance and Guardianship

(Lectures -10)

- a. Adoption
 - i. Nature

² The revised scheme and syllabus of different programs of USLLS and IP affiliated Law Colleges has been approved by 32nd Board of Studies of USLLS, GGSIPU on 12th June,2024 and Sub-Committee of Academic Council for USLLS,GGSIPU held on 27th July,2024. The revised scheme and syllabus will be applicable for every batch from Academic Session 2024-25.

- ii. Law on adoption
 - iii. Conditions and Effect
 - iv. Ceremonies
 - v. Capability
 - vi. Effect
 - vii. Inter Country Adoption
- b. Maintenance Under Hindu Adoption and Maintenance Act, 1956
- i. Definition
 - ii. Maintenance of Wife
 - iii. Maintenance of Widowed Daughter in law
 - iv. Maintenance of Children and aged parents, Dependants
 - v. Determining Amount of Maintenance
- c. Maintenance (Nafaqa)
- i. Definition
 - ii. Maintenance of Wife
 - iii. Maintenance of Children and Parents
 - iv. Maintenance under the Bhartiya Nagarik Suraksha Sanhita ,2023
- d. Guardianship Under Hindu Minority and Guardianship Act, 1956
- i. Natural Guardian and his Powers
 - ii. Testamentary Guardians and Powers
 - iii. Certified Guardians and Powers
 - iv. Guardian by Affinity
 - v. De Facto Guardian
- e. Guardianship Under Muslim Law
- i. Guardianship of Person (Walayat-e-Nafs)
 - ii. Guardianship during Marriage (Walayat-e- Nikah)
 - iii. Guardianship of Property (Walayat-e- Mal)
 - iv. Testamentary Guardian and Powers
 - v. Certified Guardians and Powers
 - vi. De Facto Guardian

Unit -IV: Civil Marriage and Emerging trends in Family Law

(Lectures-10)

- a. Important Provisions of Special Marriage Act, 1954
- b. Emerging Trends:
 - i. Surrogacy: Meaning and Types, Causes, Arguments against Surrogacy, Surrogacy Bill, Surrogacy throughout world
 - ii. Live-in Relationship: Meaning, Reasons Associated, Live in Relationship in India
 - iii. Domestic Violence: Definition, Causal Factors, Domestic Violence Act, 2005
 - iv. Same Sex Marriage: Historical Background, Homosexuality: For and Against, Same sex Marriage in India, Homosexuality, Homosexuality and Same sex Marriage in Other Countries

PSDA (Professional Skill Development Activities)

1 Hrs/Week

- ❖ Field Study
- ❖ Visit to Family Court
- ❖ Family Counselling
- ❖ Visit to CARA

Text Books:

1. Paras Diwan, Modern Hindu Law, Allahabad Law Agency, 2019
2. Mulla, Principles of Hindu Law, Lexis Nexis India, 2018
3. Shivani Goswami, Family Law I, Central Law Publications, Allahabad, 2018
4. Mulla, Principles of Mohammadan Law, Lexis Nexis India, 2017

References:

1. M. Afzal Wani, Social Dynamics & Legal Control of Child Marriage In India, Fehmi Computers, Delhi, 2014
2. Kanwal DP Singh and Shivani Goswami (ed.), Vulnerability of Women in Contemporary Times: A Socio-Legal Perspective, Satyam Law International, New Delhi, 2020
3. Kumud Desai & Kusum, Indian Law of Marriage and Divorce, Lexis Nexis India, 2020
4. B.M. Gandhi, Family Law, Eastern Book Company, Delhi, 2019
5. Tahir Mahmood and Saif Mahmood, Introduction to Muslim Law, Universal Law Publishing, 2017
6. Aqil Ahmad, Mohammedan Law, Central Law Agency, Allahabad, 2016
7. Paras Diwan, Family Law, Allahabad Law Agency, 2018

List of Cases:

1. T. Sivakumar v. Inspector of Police, Tiruvallur Town Police Station, AIR 2012 Mad 62
2. Gullipillisowria Rai v. Bhandaru Pavani, AIR 2009 SC 1085
3. Ghulam Kubra Bibi v. Md. Shafi Mohammad Din, AIR 1940 Peshawar 2
4. Goutam Kundu v. State of West Bengal, AIR 1993 SC 2295
5. Smt. Pinki Jain v. Sh. Sanjay Jain, AIR 2005 Delhi 273
6. Parveen Mehta v. Inderjit Mehta AIR 2002 SC 2582
7. Smt. Asha Gupta Alias Anju Gupta v. Rajiv Kumar, AIR 2005 P H 134
8. Narayan Ganesh Dastane v. Sucheta Narayan Dastane, 1975 AIR 1534
9. Bipin Chander Jaisinghbhai Shah v. Prabhawati, AIR 1957 SC 176
10. Rupa Ashok Hurra v. Ashok Hurra & Anr, AIR 2002 SC 177
11. Mohammed Ahmed v. Shah Bano and Anr., 1985 SCR (3) 84
12. Shayara Bano v. Union of India and others, 1985 (2) SCC 556
13. Danial Latifi and another v. Union of India, (2001) 7 SCC 740
14. Sarla Mudgal v. Union of India, AIR 1995 SC 1531

Third Semester

**Paper Code: LLB 203
L5 PSDA1 C5**

Subject: Law of Crimes-I*

Objectives : This paper aims to enable students to (i) build conceptual foundations of crime with the basic underlying philosophy of the Bhartiya Nyaya Sanhita, 2023; (ii) analyze the role and importance of criminal liability in various classes of offences (iii) understand exceptions under the criminal law; (iv) expound on offences against State, Public tranquility etc. to maintain peace and order in the society; and (v) evaluate criminal law jurisprudence in light of constitutional and human rights law.

Course Outcome: The course aims to (i) form independent thinking on crime and criminality associational phenomena and their social impact; (ii) develop the skillset required for criminal lawyering through PSD activities; and (iii) Make them aware of socially relevant jurisprudential concerns.

Unit-I: Introduction to Substantive Criminal Law

(Lectures-10)

1. Definition of Crime.
2. Extent and operation of the Bhartiya Nyaya Sanhita, 2023
3. Constituents Elements of Crime: Actus Reus and Mens rea
4. General Explanations (Section 2 and 3 BNS)
5. Punishments (Section 4 – 13 BNS), Sentencing policy in India

Unit-II: General Exceptions (Sections 14-44 BNS, 2023)

(Lectures-10)

1. Mistake
2. Judicial and Executive acts
3. Accident
4. Necessity
5. Infancy
6. Insanity
7. Intoxication
8. Consent
9. Good Faith
10. Private Defense against Body and Property

Unit-III: Incoherent Forms of Crime

(Lectures-10)

1. Joint and Constructive Liability, Riot, Affray.
2. Criminal Conspiracy
3. Attempt
4. Abetment of offences including suicide.

Unit-IV: Offences against State, Public Tranquility, Religion, Public health and Morals **(Lectures-10)**

* The revised scheme and syllabus of different programs of USLLS and IP affiliated Law Colleges has been approved by 32nd Board of Studies of USLLS, GGSIPU on 12th June, 2024 and Sub-Committee of Academic Council for USLLS, GGSIPU held on 27th July, 2024. The revised scheme and syllabus will be applicable for every batch from Academic Session 2024-25.

1. Waging war (Sec. 147, 148), Act endangering sovereignty, unity and integrity of India (Sec. 152 BNS)
2. Promoting enmity between different groups (Sec. 196)
3. Offences against religion (Sec 298- 302)
4. Public Nuisance (Sec. 270) Offences affecting the Public Health, safety, Convenience, Decency and Morals (Sec 271-297).

PSDA (Professional Skill Development Activities)

1

Hrs/Week

1. Awareness Camp
2. Moot Court
3. Case Study

Text Books:

- A. Glanville Williams, Text Book of Criminal Law, Universal Law Publishing Co., New Delhi, 2012
- B. Ratanlal Dhiraj Lal, The Indian Penal Code, Lexis Nexis, Butterworths Wadhwa, Nagpur, 2012
- C. K.D. Gaur, Textbook on Indian Penal Code, Universal Law Publishing Co., New Delhi, 2012

References:

- A. J.W. Cecil Turner, Russel on Crime ,Vol I &2, Universal Law Publishing Co., New Delhi, 2012
- B. K.I. Vibhuti, PSA Pillai's Criminal Law, Lexis Nexis, Butterworths Wadhwa, Nagpur, 2012
- C. Glanville Williams, Text Book of Criminal Law, Universal Law Publishing Co., New Delhi, 2012
- D. Ratanlal Dhiraj Lal, The Indian Penal Code, Lexis Nexis, Butterworths Wadhwa, Nagpur, 2012
- E. K.D. Gaur, Textbook on Indian Penal Code, Universal Law Publishing Co., New Delhi, 2012
- F. Dr. H.S. Gaur, Penal Law of India, Law Publishers , Allahabad, 2013
- G. John Dawson Mayne, Mayne's Criminal law of India, Gale, Making of Modern Law, 2013
- H. Bare Act of BNS, 2023

Third Semester

LLB
Subject: Constitutional Law-II

Paper Code: LLB 205
L5 PSDA1 C5

Objectives: This paper aims to: (i) orient students on constitutional rights and duties including expansive judicial interpretation of various rights, enforcement and remedies for their violations;(ii) enable students to critically appreciate the interface between fundamental rights and directive principles of state policies; and (iii) develop rational thinking while dealing with the various Constitutional issues.

Course Outcome: The course is designed to (i) Sensitize students about the vulnerable groups' rights and the related constitutional protections; (ii) apprise students about the ideals and objectives of good governance incorporated in Constitution; and (iii) change their perception towards violations of constitutional rights taking place in society through concepts like public interest litigation and various writs.

Unit-I: Fundamental Rights – I

(Lectures-12)

- a. Evolution of Concept of Fundamental Rights
- b. Definition of 'State' for Enforcement of Fundamental Rights: Justifiability of Fundamental Rights, Doctrine of Eclipse, Severability, Waiver
- c. Right to Equality (Articles 14-18): Doctrine of Reasonable Classification and the Principle of Absence of Arbitrariness, Legitimate Expectations, Principle of Compensatory Discrimination
4. Fundamental Freedom (Article 19): Freedom of Speech and Expression, Freedom of Press, Judicial Interpretation of Article 19; Reasonable Restrictions (Article 19 clause (2) to (6))

Unit-II: Fundamental Rights – II

(Lectures-15)

- a. Right to Life and Personal Liberty (Articles 20-22): Scope and Content
- b. Right to Education (Article 21A): RTE Act, 2009
- c. Right against Exploitation (Articles 23-24): Forced Labour, Child Employment and Human Trafficking
- d. Freedom of Religion (Articles 26-28)
- e. Educational Rights of Minorities (Articles 29-30)

Unit-III: Right to Constitutional Remedies

(Lectures-7)

- a. Article 32 and Article 226
- b. Writ Jurisdiction, Its Genesis
- c. Writs: *Habeas Corpus*, *Mandamus*, *Certiorari*, Prohibition and *Quo-warranto*
- d. Public Interest Litigation

Unit-IV: Directive Principles and Fundamental Duties

(Lectures-06)

- a. Nature and Justifiability of the Directive Principles of State Policies
- b. Detailed Analysis of Directive Principles (Articles 37-51)
- c. Fundamental Duties

- ❖ Visit to Supreme Court of India/NHRC/NCW
- ❖ Drafting of a Writ Petition
- ❖ Research for a PIL
- ❖ Awareness about Fundamental Rights and Duties of Citizens

Text Books:

1. V.N. Shukla, *Constitution of India*, Eastern Book Agency, Lucknow & Delhi, 2017
2. M.P. Jain, *Indian Constitutional Law*, Lexis Nexis. New Delhi, 2018

References:

1. D.D. Basu, *Introduction to the Constitution of India*, Lexis Nexis, India, 2018
2. H. M. Seervai, *Constitutional Law of India*, Universal Law Publishing Co., Delhi, , 2013(Reprint)
3. Glanville Austin, *Indian Constitution-Cornerstone of the Nations*, Oxford University Press, UK, 1999
4. P.M. Bakshi, *The Constitution of India*, Universal Law Publishing Co., Delhi, 2015

List of Cases:

1. *Rajasthan State Electricity Board v. Mohan Lal and Ors.*, AIR 1967 SC 1857
2. *Sukhdev Singh & Ors. v. Bhagatram Sardar Singh Raghuvanshi & Anr.*, AIR 1975 SC 1331
3. *Sabhajit Tewary v. U.O.I and Ors.*, AIR 1975 SC 1329
4. *Ramana Dayaram Shetty v. The International Airport Authority of India & Ors.*, AIR 1979 SC 1628
5. *Ajay Hasia and Ors. v. Khalid Mujib Sehravardi and Ors.*, AIR 1981 SC 487
6. *State of West Bengal v. Anwar Ali Sarkar and Anr.*, AIR 1952 SC 75
7. *MR Balaji v. State of Mysore*, AIR 1963 SC 649
8. *Devadasan v. Union of India*, AIR 1964 SC 179
9. *E.P. Royappa v. State of Tamil Nadu*, AIR 1974 SC 555
10. *Air India v. Nergesh Meerza* (1981) 4 SCC 335
11. *D.S. Nakara v. Union of India*, AIR 1983 SC 130
12. *Indra Sawhney v. Union of India*, 1992 Supp.2 SCR 454
13. *Vishakhav. State of Rajasthan*, AIR 1997 SC 3011
14. *Ashok Kumar Thakur v. Union of India*, 2008 6 SCC 1.
15. *Bennet Coleman Co v. UOI*, AIR 1973 SC 106
16. *R Rajgopal v. St of TN* AIR, 1995 SC 264
17. *Justice K.S. Puttaswamy v. Union of India*, AIR 2017 SC 4161
18. *Indian Young Lawyers Association v. State of Kerala*, 2018 SCC Online 1690
19. *Joseph Shine v. Union of India*, AIR 2018 SC 4898
20. *Pramati Educational & Cultural Trust v. Union of India*, (2014) 8 SCC 1

Third Semester

LLB

Subject: History -II: Rise and Growth of Indian National Movement

**Paper Code: BA LLB 207
L5 PSDA1 C5**

Objectives: The objective of the course is to (i) impart in-depth knowledge to students on the historical movements that shaped the present India and various political and socio-religious thoughts that facilitated the historical reform movements in India; (ii) provide a critical understanding amongst students on the Indian freedom struggle and the relevance of a non-violent mass movement for independence; (iii) enable them to reflect on the contributions by Bhagat Singh and Mahatma Gandhi during the pre-independent struggle; and (iv) make them appreciate contributions by these two leaders and also B R Ambedkar and Nehru for the creation of an Indian Nation state.

Course Outcome: The course outcome is to (i) learn to appreciate the present constitution and representative democracy; and (ii) understand the contemporary challenges of the present Indian state and its governance.

Unit I: Colonialism and its impact

(Lectures-08)

- a. Nationalism, Colonialism and Imperialism
- b. Modern Indian Historiography: Imperialist School (including the Orientalist and Utilitarian Thought), Nationalist, Marxist, Marxist-Nationalist, Subaltern, Communalist and Regional Histories
- c. Impact of Colonial Rule on Indian Economy
- d. Socio-religious reform movements in the Nineteenth Century: Brahma Samaj, Arya Samaj, Vivekanand and R K Mission, Jotiba Phule's lower caste movement, Parsi and Muslim Reform Movements

Unit II: Early Years of Indian National Movement

(Lectures-08)

- a. Revolt of 1857 and its Impact
- b. Causes for the rise of Indian Nationalism and the social basis of Indian National Movement
- c. Indian National Congress: Its Genesis, Aims and Objectives
- d. Moderates and Extremists, Partition of Bengal, Swadeshi Movement, Lucknow Pact

Unit III: Revolutionary Movements and Mass Struggle

(Lectures-12)

- a. The First World War and its Effect on India
- b. Emergence of Mahatma Gandhi: Non-cooperation and Khilafat Movement, Civil Disobedience Movement and Quit India Movement
- c. The rise of revolutionary and socialist ideas: contribution of Gadar Movement, HSRA, Bose and Nehru
- d. Second World War and Transfer of Power: The Simla Conference, The Cabinet Mission Plan, Lord Mountbatten's Plan

UNIT-IV: Post-colonial India

(Lectures-12)

- a. Growth of Communalism and Partition
- b. Postcolonial Readings of Gandhi, Bhagat Singh and B.R. Ambedkar
- c. Nehru's India: An Idea of a Nation State (1947-1962)
- d. Challenges of a Nation State: Left Politics, Populism and Emergency, Liberalization and Rise of New Political Organizations

PSDA (Professional Skill Development Activities)

1 Hrs/Week

- ❖ Seminar on Changing Religious Traditions in modern times
- ❖ Retrospective of films on Partition: Pinjar, 1947: The Earth, Garam Hawa, Mammo
- ❖ Research paper/Workshop on Gender and Modernity
- ❖ Discussion on the contribution of Women Social Reformers: Pandita Ramabai, Savitribai Phule
- ❖ Visit to Mutiny Memorial near Bara Hindu Rao hospital and make the students understand the changing meanings of monuments.
- ❖ Reading of *The Trial of Bhagat Singh: Politics of Justice* by A.G. Noorani

Text Books:

1. Bipan Chandra, *India's Struggle for Independence*, Penguin India, 2016 (Reprint)
2. Sekhar Bandyopadhyay, *From Plassey to Partition and After: A History of Modern India*, Paperback, Orient Blackswan, Delhi, 2015
3. Ramachandra Guha, *India after Gandhi: The History of the World's Largest Democracy*, Macmillan India, 2009
4. Bipan Chandra, Mridula & Aditya Mukherjee, *India Since Independence*, Penguin India, 2008
5. Sumit & Tanika Sarkar, *Women and Social Reform Movement in India: A Reader*, Indiana University Press, Indiana, 2008 (Paperback)

References:

1. Sabyasachi Bhattacharya (ed.), *Approaches to History: Essays in Indian Historiography*, Primus Books, Delhi, 2013
2. A.R. Desai, *Social Background of Indian Nationalism*, Sage Publications India Private Limited, Sixth edition, 2016
3. Bipan Chandra, *Nationalism and Colonialism*, Orient Blackswan Private Limited, New Delhi, 1981.
4. Bipan Chandra, *Communalism in Modern India*, HarAnand Publications, New Delhi, 2009.
5. K.N.Panikkar, *Culture, Ideology, Hegemony: Intellectuals and Social Consciousness in Colonial India*, Anthem South Asian Studies, London & New York, 2002
6. Gyanendra Pandey, *Construction of Communalism in Colonial North India*, Oxford University Press, 2012 (3rdEdn.)
7. Shahid Amin, *Event, Metaphor, Memory: Chauri-Chaura, 1922-1992*, University of California Press, 1995
8. Sunil Khilnani, *The Idea of India*, Penguin India, 2004
9. Ania Loomba, *Colonialism/Postcolonialism*, Routledge India, 1992
10. David Ludden, *India and South Asia: A Short History (Including Bangladesh, Bhutan, Nepal, Pakistan and Sri Lanka)*, One World Publications, Oxford, UK, 2004

Third Semester

LLB

Subject: Economics-II: Macro Economic Analysis

Paper Code: BA LLB 209

L5 PSDA1 C5

Objectives: The objective of this course is to enable the students: (i) to develop critical thinking on behaviour of overall economy and individual units, and on wide range economic phenomena such as fluctuations, inflation, and deflation; (ii) to test, compare, and quantify macroeconomic theories including theories of money and banking, (iii) to familiarise with principles of public finance and interface between business cycles, poverty and unemployment.

Course Outcome: The successful completion of this course will impart the student's (i) knowledge, ability and skill to examine how economy of a country works, relate it with economies of other countries in the world and accurately predict economic future. (ii) The knowledge and skill, in addition to the legal skills, is essential for corporate and business management in financial sectors including banking, investment and insurance. (iii) This course fulfills specialist requirements in the Law programme.

Unit-I: Overview of Macroeconomics

(Lectures-10)

- a. Interdependence of micro and macro economics
- b. Development of macroeconomics-Schools of Thought-Classical, Keynesian and Post-Keynesian
- c. Goals of macroeconomic policy
- d. Basic concepts-Stocks and Flows, National Product and Domestic Product, Aggregate Consumption, Circular Flow of Income
- e. Alternative measures of National Output, Real and Nominal GNP
- f. The Principle of Effective Demand-Aggregate Demand and Aggregate Supply

Unit-II: Theory of Money and Banking

(Lectures-10)

- a. Functions for money, classification, supply and demand for money
- b. Effects of money on output and prices
- c. Inflation and deflation
- d. Monetary policy
- e. Money markets and capital markets
- f. Commercial Banking-functions organization and operations
- g. Central Banking- functions and credit control
- h. Non-Banking Financial Institutions-meaning, role; distinction between banks and NBFIs

Unit-III: Principles of Public Finance

(Lectures-10)

- a. Tax system- its meaning and classification
- b. Public Finance vs. Private Finance
- c. Fiscal Policy- concept, objectives and instruments
- d. Central Budget
- e. Burden of deficits and debts

Unit-IV: Poverty, Business Cycles and Unemployment

(Lectures-10)

- a. Concept, causes and policy measures of poverty

- b. Features of business cycles
- c. Economic interpretation of unemployment

PSDA (Professional Skill Development Activities)

1 Hr/Week

- ❖ Class room discussion on the trade-off between different economic goals/ Exercises on stock and flow variables/ Case Study on Business Cycles
- ❖ Symposium on Various Development Models/ Role of Economic Planning
- ❖ Presentations on comparative analysis of Budgets/ Class room seminar/ discussion on fiscal deficit and debt: implication for growth

Text Books:

1. D.N. Dwivedi, *Macroeconomics*, Tata Mc Graw-Hill, Delhi (Latest Edn.)
2. E. Shapiro, *Macroeconomic Analysis*, Tata Mc Graw-Hill, Delhi, 1996
3. M.L. Seth. *Money, Banking, International Trade and Public Finance*, Lakshmi Narian Agarwal Educational Publishers, India (8thEdn.)

References:

1. K.K.Dewett, *Modern Economic Theory*, S Chand Amp Co., Delhi, 2006
2. H.L. Bhatia, *Public Finance*, Vikas Publishing House Pvt. Ltd., Noida, 2017 (29th Edn.)
3. S.K. Mishra and V.K. Puri, *Modern Macroeconomic Theory*, Himalaya Publishing House (Latest Edn.)
4. M.L. Jhingan, *Macroeconomic Theory*, Vrinda Publications P. Lt., Delhi, 2016 (13th Edn.)

Third Semester

BA LLB

Paper Code: BA LLB 211

Subject: Political Science –II: Political Systems and Political Thought L5 PSDA1 C5

Objective: This course aims to enable students to: (i) differentiate among multiple forms of governments and ideologies; (ii) reflect on the ideas and practices related to democracy; (iii) explore contemporary issues by exposing the students to theories of comparative politics; and (iv) evaluate different western and Indian political science perspectives in the context of politico-legal experiences.

Course Outcome: Demonstrate the ability to (i) outline a vision of politics in areas such as justice and democracy; (ii) be in a position to critically evaluate law, policy and power dynamics in contemporary times; and (iii) apply political acumen to contemporary legal cases.

Unit-1: Types of Government

(Lectures-10)

- a. Democracy: Concept, Features, Merits and Demerits
- b. Forms of democracy: India and USA- Comparative Study
- c. Mobocracy (in brief/a passing reference) and Constitutional Democracy
- d. Federal form of Government: Concept, Features, Merits and Demerits
- e. Confederal and Quasi Federal Form(IndianFederalism)
- f. Decentralization and Local Self Government

Unit II: Constitution and Sovereignty

(Lectures-12)

- a. Constitution: Purpose, Features and classification, Indian Constitution (Distinctive features)
- b. Fundamental Rights and Directive Principles (Relationship)
- c. Relationship between Rights and Duties
- d. Sovereignty: Definition and Types (Political, Popular and Legal)
Sovereignty and Constitutional Law - Sovereignty in International Law and Globalisation

Unit III: Political Ideologies

(Lectures-10)

- a. Liberalism: Concept, Elements and Criticisms; Types: Classical and Modern
- b. Socialism: Concept, Elements and Criticisms; Schools of Socialism: Fabianism, Syndicalism and Guild Socialism
- c. Marxism and Concept of State
- d. Totalitarianism: Concept, Elements and Criticisms; Types: Fascism and Nazism
- e. Feminism: Political Dimensions

Unit IV: Political Thought

(Lectures-12)

- a. Aristotle on Government and Citizenship
- b. Rawls on Distributive Justice
- c. Gandhi's Concept of State, Swaraj and Nationalism
- d. Tagore's Nationalism
- e. Nehruvian Socialism
- f. Ambedkar on Social Justice and Democracy

- ❖ Parliamentary debate on Centre- State relationship
- ❖ Debates on Contemporary Issues

Text Books:

1. R. Bhargava, *What is Political Theory: An Introduction*, Pearson Longman, New Delhi, 2008
2. Andrew Heywood, *Political Ideologies: An Introduction*, Macmillan International Higher Education, London, 2017 (6th Edn.)
3. D. D. Basu, *Introduction to the Constitution of India*, Lexis Nexis, New Delhi, 2012

References:

1. R. Bellamy, 'Introduction: The Demise and Rise of Political Theory', in R. Bellamy (ed.) *Theories and Concepts of Politics*, Manchester University Press, New York, pp. 1-14, 1993
2. Andrew Heywood, *Politics*, Palgrave Macmillan, New York, 2011
3. U. Baxi, 'The Judiciary as a Resource for Indian Democracy', *Seminar*, Issue 615, pp. 61-67, 2010
4. L. Rudolph and S. Rudolph, 'Judicial Review Versus Parliamentary Sovereignty', in *Explaining Indian Institutions: A Fifty Year Perspective, 1956-2006: Volume 2: The Realm of Institutions: State Formation and Institutional Change*, Oxford University Press, New Delhi, pp. 183-210, 2008
5. O.P. Gauba, *An Introduction to Political Theory*, Macmillan, Delhi, 2009
6. M. Singh, and R. Saxena (eds.), 'Towards Greater Federalization,' in *Indian Politics: Constitutional Foundations and Institutional Functioning*, PHI Learning Private Ltd., Delhi, pp. 166-195, 2011
7. P. DeSouza, 'Decentralization and Local Government: The Second Wind of Democracy in India', in Z. Hasan, E. Sridharan and R. Sudarshan (eds.) *India's Living Constitution: Ideas, Practices and Controversies*, Permanent Black, New Delhi, pp. 370-404, 2002
8. V. Mehta and T. Pantham (eds.), 'A Thematic Introduction to Political Ideas in Modern India: Thematic Explorations, History of Science, Philosophy and Culture in Indian civilization' Vol. 10, Part: 7, Sage Publications, New Delhi, pp. xxvii-ixi, 2006
9. V. Rodrigues, 'Good society, Rights, Democracy Socialism', in S. Thorat and Aryama (eds.), *Ambedkar in Retrospect - Essays on Economics, Politics and Society*, IIDS and Rawat Publications, Jaipur & Delhi, 2007
10. A. Nandy, 'Rabindranath Tagore & Politics of Self', in *Illegitimacy of Nationalism*, Oxford University Press, Delhi, pp. 1-50, 1994

Fourth Semester

LLB
Subject: Family Law-II

Paper Code: LLB 202
L5 PSDA1 C5

Objectives: This paper aims to enable the students to (i) critically analyse both codified and uncodified portions of Hindu Law and Mohammedan Law relating to inheritance, intestate and testamentary succession, gifts, wills etc. in India; (ii) appraise the nature of property transaction that exist in Hindu family relations and the importance of ancestral property and *Karta* in Hindu family; and (iii) develop critical understanding of the property relations in a family, legal incidence of joint family and testamentary succession and intestate succession according to the Personal Law of different communities with practical approach.

Course Outcome: The course designed to (i) promote independent thinking on a Uniform Civil Code and equality among sexes in property relations within the family; (ii) gain requisite knowledge and lawyering skills to handle family law matters of different communities.

Unit-I: Joint Hindu Family

(Lectures-10)

- a. *Mitakshara* and *Dayabhaga* Schools
- b. Formation and Incident under the Coparcenary Property under *Dayabhaga* and *Mitakshara*
- c. *Karta* of Joint Family: Position, Powers and Privileges
- d. Debts: Doctrine of Pious Obligation and Antecedent Debts

Unit-II: Partition

(Lectures-10)

- a. Meaning, Division of Right and Division of Property
- b. Persons Entitled to Demand Partition
- c. Partition how Effected; Suit for Partition
- d. Re-opening of Partition; Re-union

Unit-III: Principles of Inheritance under Hindu and Muslim Law

(Lectures-10)

- a. The Hindu Succession Act, 1956 General Rules of Succession of a Hindu Male and Female dying Intestate under the Hindu Succession Act, 1956, Hindu Succession (Amendment) Act, 2005
- b. *Stridhan* and Women's Estate
- c. Principles of Inheritance under Muslim Law (Sunni Law)

Unit-IV: Muslim Law of Property

(Lectures-10)

- a. *Hiba*: Concept, Formalities, Capacity, Revocability
- b. *Wasiyat*: Concept, Formalities.
- c. *Marz-ul- Maut*

PSDA (Professional Skill Development Activities)

1 Hrs/Week

- ❖ Exercises on Distribution of Property
- ❖ Drafting a Deed of *Hiba/Wasiyat*
- ❖ Preparation of Pleading for a Partition Suit

Text Books:

1. Paras Diwan, *Modern Hindu Law*, Allahabad Law Agency, 2019
2. Mulla, *Principles of Hindu Law*, Lexis Nexis India, 2018
3. Tahir Mahmood and Saif Mahmood, *Introduction to Muslim Law*, Universal Law Publishing, 2017
4. Paras Diwan, *Muslim Law in Modern India*, Allahabad Law Agency, 2016

References:

1. RK Aggarwal, *Hindu Law*, Central Law Agency, 2019
2. Paras Diwan, *Family Law*, Allahabad Law Agency, 2018
3. Mulla, *Principle of Mahomedan Law*, Lexis Nexis, 2017
4. Poonam Pradhan Saxena, *Family Law- II Lectures*, Lexis Nexis, 4th Edn., 2018
5. U.P.D Kesari, *Modern Hindu Law*, Central Law Publications, 2018
6. Kanwal DP Singh and Shivani Goswami (ed.), *Vulnerability of Women in Contemporary Times: A Socio-Legal Perspective*, Satyam Law International, 2020

List of Cases:

1. *Dipo v. Wassan Singh*, AIR 1983 SC 846
2. *CWT v. Chander Sen*, AIR 1986 SC 1753
3. *Guramma v. Mallappa*, AIR 1964 SC 510
4. *Puttrangamma v. MS Ranganna*, AIR 1968 SC 1018
5. *A Raghavamma v. Chenchamma*, AIR 1964 SC 136
6. *Ruchika Tomar v. State of Uttarakhand*, 2019 SCC Online Utt. 483
7. *Prakash v. Phulavati*, Civil Appeal No, 7217 of 2013
8. *Vineeta Sharma v. Rakesh Sharma*, SLP Nos. 17661767 of 2020
9. *Mangammal v. TB Raju*, Civil Appeal No 1933 of 2009
10. *Sujata Sharma v. Manu Gupta* (2016) 226 DLT 647

Fourth Semester

Subject: Law of Crimes-II*

**Paper Code: LLB 204
L5 PSDA1 C5**

Objectives: The paper aims to enable students to:(i) understand the nature of various crimes against body, women and property; (ii) acquaint themselves with crime as a phenomenon in a multidisciplinary manner in order to make criminal justice serve the goals of social defense.

Course Outcome: (i)The study of this paper will provide fair understanding of crime in society; (ii) instill analytical skills and expertise to take up and prosecute criminal matters in courts of law

Unit- I Offences Affecting Human Body-I

(Lectures:10)

1. Culpable Homicide and Murder
2. Causing Death by Negligence.
3. Attempt to Murder
4. Organized Crime, Petty Organized crime, Terrorist Act,

Unit-II: Offences Affecting Human Body- II

(Lectures:10)

1. Hurt and Grievous Hurt
2. Criminal Force and Assault
3. Wrongful Restraint and Wrongful Confinement
4. Kidnapping ,Abductions and Forceful Labour.

Unit-III: Offences against Women and Child

(Lectures:10)

1. Offences against Women and Child.
2. Criminal Force and Assault against Women.
3. Offences relating to marriage.
4. Offences relating to Miscarriage.
5. Offences against Child

Unit-IV Offences against Property

(Lectures:10)

1. Theft, Extortion, Robbery and Dacoity
2. Criminal Misappropriation of Property and Criminal Breach of Trust
3. Cheating and Forgery
4. Mischief, Criminal Trespass.

PSDA (Professional Skill Development Activities)

1 Hrs/Week

1. Awareness Camp
2. Moot Court
3. Case Study

* The revised scheme and syllabus of different programs of USLLS and IP affiliated Law Colleges has been approved by 32nd Board of Studies of USLLS, GGSIPU on 12th June,2024 and Sub-Committee of Academic Council for USLLS,GGSIPU held on 27th July,2024. The revised scheme and syllabus will be applicable for every batch from Academic Session 2024-25.

Text Books:

1. K.D. Gaur, Textbook on Indian Penal Code, Universal Law Publishing Co., New Delhi, 2012
2. Dr. H.S. Gaur, Penal Law of India, Law Publishers , Allahabad, 2013

References:

1. J.W. Cecil Turner, Russel on Crime ,Vol I &2, Universal Law Publishing Co., New Delhi, 2012
2. K.I. Vibhuti, PSA Pillai's Criminal Law, Lexis Nexis, Butterworths Wadhwa, Nagpur, 2012
3. Glanville Williams, Text Book of Criminal Law, Universal Law Publishing Co., New Delhi, 2012
4. Ratanlal Dhiraj Lal, The Indian Penal Code, Lexis Nexis, Butterworths Wadhwa, Nagpur, 2012
5. John Dawson Mayne, " Mayne's Criminal law of India", Gale, Making of Modern Law, 2013
6. Bare Act of Bhartiya Nyaya Sanhita, 2023.

Fourth Semester

LLB

Subject: Administrative Law

Paper Code: LLB 206

L5 PSDA1 C5

Objectives: This paper aims to enable the students to (i) understand how administrative law relates to other areas of public law; (ii) apply advanced principles of administrative law in complex legal and factual situations; (iii) understand the scope and operation of delegated power in governance and its control mechanisms; (iv) critically evaluate government accountability for the exercise of public power; and (v) critically appreciate the practice of judicial review of administrative action by courts and tribunals.

Course Outcome: The course is designed to enable students to (i) interpret statutes upholding principles of natural justice; ii) analyze the impact and operation of administrative law from policy perspectives; (iii) successfully challenge unfair/malafide administrative actions; and (iv) examine their potentialities to own responsibility as an efficient administrative decision maker with procedural fairness.

Unit-I: Meaning and Concept of Administrative Law

(Lectures-10)

- a. Nature, Scope and Development of Administrative Law
- b. Relationship between Constitutional Law and Administrative Law
- c. Classification of Administrative Law
- d. Rule of Law and Administrative Law
- e. Separation of Powers and its Relevance

Unit-II: Delegated Legislation, Constitutionality and Control Mechanism

(Lectures-10)

- a. Meaning and Concept of Delegated Legislation
- b. Constitutionality of Delegated Legislation
- c. Control Mechanism
 - i. Parliamentary Control of Delegated Legislation
 - ii. Judicial Control of Delegated Legislation
 - iii. Procedural control of Delegated Legislation

Unit-III: Judicial Functions of Administration and Principal of Natural Justice

(Lectures-10)

- a. Need for Devolution of Adjudicatory Authority on Administration
- b. Problems of Administrative Decision Making
- c. Nature of Administrative Tribunals: Constitution, Powers, Procedures, Rules of Evidence
- d. Principles of Natural Justice
 - i. Rule against Bias
 - ii. *Audi Alteram Partem*
 - iii. Speaking Order (Reasoned Decisions)

Unit-IV: Administrative Discretion and Judicial Control of Administrative Action

(Lectures-10)

- a. Meaning and Concept of Administrative Discretion
- b. Judicial Review of Administrative Action and Grounds of Judicial Review
 - i. Abuse of Discretion
 - ii. Failure to Exercise Discretion

- iii. Illegality, Irrationality, Procedure Impropriety
- iv. Doctrine of Legitimate Expectations, Law of Estoppel
- v. Evolution of Concept of *Ombudsmen*
- vi. *Lokpal* and *Lokayukta* Act and other Anti-Corruption Bodies and their Administrative Procedures

PSDA (Professional Skill Development Activities)

1 Hr/Week

- ❖ Application for seeking relief from government, its agencies and instrumentalities
- ❖ Writs (all five)
- ❖ Application before CCI, SEBI, TRAI for filing cases
- ❖ Application for issuing VISA and cases of rejecting of visas

Text Books:

1. I.P. Massey, *Administrative Law*, Eastern Book Company, Lucknow, 2020 (9th Edn.)
2. C.K. Takwani, *Lectures on Administrative Law*, Eastern Book Company, Lucknow, 2014, (4thEdn.)
3. S.P. Sathe, *Administrative Law*, Lexis Nexis Butterworths Wadhwa, Nagpur, 2004

References:

1. H.W.R. Wade & C.F. Forsyth, *Administrative Law*, Oxford University Press, UK, 2000
2. M.P. Jain & S.N. Jain, *Principles of Administrative Law*, Lexis Nexis, Delhi, 2013

List of Cases:

1. *Ramjawaya v. State of Punjab*, AIR 1955 SC 549
2. *Tata Cellular v. U.O.I* (1994) 6 SCC 651
3. *Vineet Narain v. U.O.I* (1998) 1 SCC 226
4. *In Re Delhi Laws Act*, AIR 1951 SC 332
5. *Lachmi Narain v. U.O.,I* (1976) 2 SCC 953
6. *RajNarain v. Chairman, Patna administration committee*, AIR 1954 SC 519
7. *Govind Lal v. A.P.M. Committee*, AIR 1976 SC 263
8. *Atlas Cycle Industries Ltd v. State of Haryana*, AIR 1979 SC 1149
9. *State of T.N. v. P. Krishnamurthy*, AIR 2006 SC 1622
10. *Secy. Ministry of Chemicals & Fertilizers v. Cipla Ltd.*, AIR 2003 SC 3078
11. *A.K. Kraipak v. U.O.I*, AIR 1970 SC 150
12. *Ashok Kr. Yadav v. State of Haryana* (1985) 4 SCC 417
13. *Amar Nath Chaudhary v. Braithwaite & Co. Ltd.* (2002) 2 SCC 290
14. *Hira Nath Mishra v. Principal, Rajendra Medical College*, AIR 1973 SC 1260
15. *Canara Bank v. V. K. Awasthy*, AIR 2005 SC 2090
16. *Swadeshi Cotton Mills ltd. v. U.O.I* (1981) 1 SCC 664
17. *Maneka Gandhi v. U. O. I.* (1978) 1 SCC 248
18. *H. L. Trehan v. U.O.I* (1989) 1 SCC 764
19. *M.D., ECIL, Hyderabad v. B. Karunakar* (1993) 4 SCC 77
20. *State of U.P. v.Harendra Arora* (2001) 6 SCC 392
21. *Rajendra Consumer Co. v. M. H A. Development Authority*, AIR 2005 SC 3701

Fourth Semester

LLB

Subject: History-III: History of Modern Europe, 1740 -1947

Paper Code:BA LLB 208

L5 PSDA1 C5

Objectives: The objectives of this paper is to: (i) analyse key historical changes and revolutions that shaped the modern Europe; (ii) develop critical evaluation of different movements in Europe from 1815 to 1850; (iii) critically examine the expansion of international laws/ human rights/ humanitarian laws across the world in post wars scenario in Europe; and (iv) analysing imperialism and colonialism in shaping the modern world, including the emergence of international organizations during post-colonial world.

Course Outcome: The course is expected (i) to make students aware of the emergence of the international institutions in a historic and global context; and (ii) to lay the foundations for the papers on International and Humanitarian Laws and International Public Law.

UNIT-I: Europe from 1740-1815

(Lectures-08)

- a. Industrial Revolution in England
- b. The French Revolution: Reasons, Girondins and Jacobins, The Directory
- c. Napoleonic Era and Europe
- d. The Treaty of Paris, 1814, The Vienna Settlement, 9 June 1815

UNIT-II: Europe from 1815-1850

(Lectures-12)

- a. Metternich and the Concert of Europe and the Congress System: Congress of Aix-La-Chapelle (1818), Congress of Troppau (1820), Congress of Laibach (1821), Congress of Verona (1822), London Conference (1830), Holy and Quadruple Alliances
- b. The Democratic and Nationalist Aspirations in Europe: Independence of Belgium, Great Britain, France, Portugal, Italy, Germany, Austria-Hungary
- c. Working Class Movement: 1848 Revolution, Socialism and Marx
- d. Women's Movement

UNIT-III: Europe from 1850-1871

(Lectures-08)

- a. Crimean War (1853-56), Treaty of Paris (30 March 1856) and the Declaration of Paris (15 April 1856)
- b. Russia under Alexander II (1855-1881) and the Emancipation of Serfs in 1861
- c. The Unification of Italy, Geneva Convention (1864)
- d. The Unification of Germany

UNIT-IV: Europe from 1871-1945 (Imperialism and Colonialism)

(Lectures-12)

- a. France after 1870: Third Republic and its Constitution, The German Empire
- b. The Hague Conventions (1899, 1907), Declaration of London (1909), First World War (Near East, Partition of Africa, Militant Nationalism and the Armament Race)
- c. The League of Nations, Interwar years and the reasons for the Second World War
- d. The United Nations and the postcolonial world

- ❖ Film *Les Miserables* and discussion on the changing concept of justice in modern times
- ❖ Review of popular Historical Fiction: Leo Tolstoy's *War and Peace*, Charles Dickens's *Hard Times*.
- ❖ Understanding the Second World War through the Nuremberg Trials after the Second World War (Film and Book), Robert E. Conot, Justice at Nuremberg. New York: Harper & Row, 1983; Screening the film *All Quiet on the Western World* (Roman Polanski).
- ❖ Seminar on the legacy of European imperialism in present day postcolonial countries.

Text Books:

1. John Merriman, *A History of Modern Europe: From the Renaissance to the Present*, W.W. Norton, New York & London, 2009 (3rd Edn.)
2. Vandana Joshi, *Revisiting Modern European History: 1789-1945*, Pearson India, 2016 (First Paperback Edition)
3. James Joll, *Europe since 1815: An International History*, Penguin, UK, 1990 (4th Edn.)
4. C.D.M. Ketelby, *A History of Modern Times from 1789*, Surjeet Publication, Delhi, 2000
5. David Thomson, *Europe Since Napoleon*, Penguin Books, UK, 1990

References:

1. Edward McNall Burns, et.al, *World Civilizations from Ancient to Contemporary*, Volumes II and III, W.W. Norton, New York & London, 1990 (4th Edn.)
2. Henry Dunant, *A Memory of Solferino*, The International Committee of the Red Cross, Switzerland, 1959 (Reprint)

Fourth Semester

BALLB

Subject: Economics-III: Economic Development and Policy

Paper Code: BA LLB 210

L5 PSDA1 C5

Objectives: This paper aims to enable the students to (i) understand the fundamental concepts of economics, economic developments, international trade and new economic policies; (ii) critically analyse the issues and challenges faced by economies for development; and (iii) examine the specific problems and prospects in economic development of the developing countries.

Course Outcome: The course outcome is (i) to appreciate the dynamics of economic principles in legal system and vice versa; (ii) to critically think and find ways to maximise country's economic potential in the era of globalisation and liberalization; (iii) to appreciate dynamism involved in and the role of international institutions in international trade; and (iv) to undertake economic planning strategically.

Unit-I: Economies of Development

(Lectures-10)

- a. Concepts of Economic Development and Growth
- b. Factors of Economic Growth – Economic and Non-economic
- c. Obstacles of Economic Development
- d. Inequalities of income
- e. Concepts of Different Indices of measuring economic development
- f. Physical Quality Life Index (PQLI), Human Development Index (HDI), Green Index, Gross National Happiness, Happy Planet Index, Index of Sustainable Economic Welfare (ISEW), Multidimensional Poverty Index (MPI)

Unit-II: Issues in Economic Development

(Lectures-10)

- a. Debates on States vs. Markets
- b. Public vs. Private Sectors
- c. Economic Planning; Meaning and Significance of Planning
- d. Comparative Economic Development – Different growth models (Harrod Domar, Solow, Ragnar Nurkse, Albert Hirschman, Schumpeter, Rostow)
- e. Infrastructure and Development
- f. Purchasing Power Parity

Unit III: International Trade

(Lectures-10)

- a. Free Trade and Protection
- b. Fixed and Flexible Exchange Rates
- c. Balance of Trade and Balance of Payments
- d. International Institutions- IMF, WB, WTO

Unit IV: Liberalization, Globalization and related issues

(Lectures-10)

- a. New Economic Policy- Structural Adjustment Programme (SAP)
- b. Second Generation Reforms and related issues
- c. Regional Trading Blocks and Bilateral Trade Treatise
- d. SEZ, FDI, Inclusive Growth
- e. Movement from Millenium Development Goals to Sustainable Development Goals

- ❖ Class-room discussions on Second Generation Reforms- need and challenges/ Public vs. Private Sector/ Discussion on case laws related to WTO/ Articles in Media related to IMF and WB and thereafter preparing a Bibliography for the same

Text Books:

1. Todaro, P. Michael, and Smith, C. Stephen, (2008) *Economic Development*, Pearson, USA, 2015, (12th Edn.)
2. Jere R. Behrman and T.N. Srinivasan, *Handbook of Development Economics*, Volume I, II, III, Elsevier, Amsterdam, Boston, 2008(Latest Edn.)
3. Debraj Ray, *Development Economics*, Princeton University Press, Princeton (Latest Edn.)
4. H. Myint, *The Economics of Developing Countries*, Hutchinson University Library, London, UK, 1973
5. *Economic Survey* (Latest Issue)

References:

1. M.L, Jhingan, *The Economics of Development and Planning*, Vrinda Publications, 2014 (40thEdn.)
2. I.C. Dhingra, *Indian Economy*, Cosmos Bookhive, Gurugram, 2019
3. S.K. Mishra and V.K. Puri, *Indian Economy*, Himalaya Publishing House, Mumbai, 2015(33rdEdn.)
4. B.P. Mathur, *Public Enterprise Management*, MacMillan, US 1999

Fourth Semester

BALLB
Subject: Political Science III: International Relations

Paper Code: BA LLB 212
L5 PSDA1 C5

Objectives: This course aims to enable students to: (i) learn and understand conceptual tools to understand national and global predicaments; (ii) critique, analyse, and synthesise dominant views for understanding international relations; (iii) comprehend problems of global domain such as balance of power.

Course Outcome: The course outcome is to equip students (i) with the basic intellectual tools for understanding International Relations and global political concerns; (ii) to enable law students to work in collaboration with international agencies; (iii) to formulate creative ideas on important international topics, and express and write personal opinions on international relations issues; and (iv) to apply acquired knowledge and skills in the national and cross-border legal practice.

Unit-I: Theoretical perspective on International Relations **(Lectures-10)**

- a. Realism
- b. Liberalism
- c. Contemporary mainstream approaches: Neo-realism and Neo-liberalism
- d. Globalisation

Unit-II: Key Concepts in International Relations **(Lectures-10)**

- a. Power, Elements of National Power: Population, Geography, Resources, Economy, Technology and Military
- b. Limitations on National Power: International morality, Public Opinion and International Law
- c. Balance of Power

Unit-III: United Nations and International Relations **(Lectures-10)**

- a. Diplomacy: Old World and New World, Legal conflicts
- b. UN Principal Organs: General Assembly, Security Council and International Court of Justice
- c. Peaceful Settlement of Disputes: Negotiations, Mediation, Conciliation, Arbitration and Judicial Settlement
- d. Collective Security Mechanism

Unit-IV: Critical Global Concerns **(Lectures-10)**

- a. Cold War: Causes, Phases and Case Studies (Korean Crisis, Vietnam Crisis, Cuban Crisis and Gulf War)
- b. Post-Cold War: Iraq War, US Hegemony, Rise of Japan and China
- c. Non-Aligned Movement
- d. Regional Organizations: EU, SAARC and ASEAN, BRICS
- e. International Terrorism: Non- state Actors and State Sponsored Terrorism, post 9/11 developments.

❖ Analysing Balance of Power in International events

Text Books:

1. J. Baylis, S. Smith and P. Owens, *The Globalization of World Politics: An Introduction to International Relations*, Oxford University Press, New York, 2008
2. Peu Ghosh, *International Relations*, Prentice Hall of India, New Delhi, 2009
3. Rumki Basu, *The United Nation: Structure and Function of an International Organisation*, South Asia Books, India, 2008

References:

1. Moore and Pubantz, *The New United Nations*, Pearson Education, India, 2008
2. E. H.Carr, *International Relations between Two World Wars 1919-1939*, Macmillan, Delhi, 2004
3. Shakti Mukherjee, and Indrani Mukherjee, *International Relations*, World Press Pvt. Ltd., Kolkata, 1986
4. Hans J. Morgenthau, *Politics Among Nations: The Struggle for Power and Peace*, Alfred A.Knopf, New York, 1948
5. J.G. Starke, *An Introduction to International Law*, Butterworths, London 1993(Revised)
6. Joshua S. Goldstein, *International Relations*, Pearson Education, US 2013
7. J.N. Dixit, *India's Foreign Policy and its Neighbours*, Gyan Publishing House, Delhi, 2001
8. Peter Calvocoressi, *World Politics:1945-2000*, Pearson Education, US, 2013
9. Pushpesh Pant, *International Relations in the 2^{1st} Century*, Tata McGraw Hill Education Private Limited, New Delhi, 2011
10. J. Baylis, S. Smith and P. Owens, *The Globalization of World Politics: An Introduction to International Relations*, Oxford University Press, New York, 2008
11. A. Vanaik, *Masks of Empire*, pp. 103-128, Tulika, New Delhi, 2007
12. R. Keohane and J. Nye Jr, 'Globalization: What's New? What's Not? (And So What?)', in *Foreign Policy*, No. 118, pp. 104-119,2007
13. McGrew, 'Globalization and Global Politics', in J. Baylis, S. Smith and P. Owens (eds.) *Globalization of World Politics: An Introduction to International Relations*, Oxford University Press, New York, pp. 14-31, 2011
14. Peter Calvocoressi, *World Politics:1945-2000*, Pearson Education, USA, 2013

Fifth Semester

Paper Code: LLB 305
L5 PSDA1 C5

Subject: Bharatiya Nagarik Suraksha Sanhita-I*

Objectives: This paper's objective is to: (i) enhance the understanding of criminal courts and the judicial process; and (ii) help students nurture professional attitudes by acquiring procedural knowledge about criminal courts' structural set-up and working operations.

Course Outcome: The course is designed to (i) undertake an in-depth study of procedures adopted before magistrate courts; and (ii) develop the capacity to solve real-life problems through PSD activities rendering a valuable addition to the administration of criminal justice system.

Unit-I Introduction

(Lectures: 10)

1. Object and Importance of Bharatiya Nagarik Suraksha Sanhita, 2023, Basic concepts under BNSS.
2. Functionaries under BNSS.
3. Constitution of criminal courts and offices, power of courts.
4. Powers of superior officers of police and aid to the magistrates and the police.
5. Information to the Police and their powers to investigate

Unit-II Process to compel appearance and Production of things

(Lectures: 10)

1. Punitive and Preventive Arrest (with or without warrant) and Provision for Bail under the BNSS.
2. Summons, warrant, proclamation and attachment
3. Search (with or without warrant)
4. Illegal search, arrest, and allied rights and remedies

Unit-III Proceeding before Magistrate-I

(Lectures: 10)

1. Condition Requisites for Initiation of Proceeding
2. Complaint to Magistrate
3. Commencement of Proceeding before Magistrate
4. Provisions as to Accused Persons of Unsound Mind

Unit-IV Proceeding before Magistrate-II

(Lectures: 10)

1. Security for Keeping Peace and Good Behaviour
2. Maintenance of Public Order and Tranquility
3. Proceedings for Maintenance of 'wife' 'children' and 'parents'

PSDA (Professional Skill Development Activities)

1 Hrs/Week

1. Mock Trial
2. Visit to Police Station/Court/Prosecution Office

* The revised scheme and syllabus of different programs of USLLS and IP affiliated Law Colleges has been approved by 32nd Board of Studies of USLLS, GGSIPU on 12th June,2024 and Sub-Committee of Academic Council for USLLS, GGSIPU held on 27th July,2024. The revised scheme and syllabus will be applicable for every batch from Academic Session 2024-25.

3. Visit to Jail
4. Symposium on Sentencing
5. Exercise on Plea Bargaining
6. Drafting a complaint

Text Books:

- I. Ratanlal & Dhirajlal, Criminal Procedure, Lexis Nexis Butterworths Wadhwa, Nagpur, 2012
- II. S.C. Sarkar, The Law of Criminal Procedure, Wadhawa & Co. , Nagpur, 2007

References:

- I. K.N. Chandrasekharan Pillai, R.V. Kelkar's Lectures on Criminal Procedure, Eastern Book Company, 2013
- II. K.N. Chandrasekharan Pillai, Criminal Procedure, Eastern Book Company, 2004
- III. Aiyer, Mitter, Law of Bails- Practice and Procedure, Law Publishers(India) Pvt. Ltd., 2012
- IV. P.V. Ramakrishna, Law of Bail, Bonds, Arrest and Custody, Lexis Nexis, 2008
- V. P.K. Majumdar, Law of Bails, Bonds and Arrest, Orient Publication, 2012
- VI. Justice P.S. Narayana, Code of Criminal Procedure, ALT Publications, 2012
- VII. Bare Act of Bhartiya Nagarik Suraksha Sanhita, 2023.

Fifth Semester

LLB

Subject: Environmental Studies and Environmental Laws

Paper Code: LLB 301

L5 PSDA1 C5

Objectives: This paper aims to enable the students to (i) generate sensitivity towards the environmental issues;(ii) critically evaluate the role of law, policy and institutions in the conservation and management of natural resources as well as pollution control; (iii) examine critically the environment laws and policies both at the national and international level; and (iv) interpret landmark rulings relating to environment.

Course Outcome: the course is designed to (i) create critical awareness on contemporary environment and allied topics such as trans-boundary pollution, carbon trading, sustainable development, waste management; and (ii) incept pro bono environmental lawyering skills through PSD activities.

UNIT-I: Introduction to Environmental Studies & Legal Framework for Environmental Protection: International and National Perspective (Lectures-10)

- a. Introduction to Environmental Studies
 - i. Environment: Meaning & Concept
 - ii. Environment and human interface: An Overview
 - iii. Religion and Environment - An Overview
 - iv. Pollution, Environment Pollution: Meaning, Kinds and Issues
- b. International Legal Framework
 - i. Environmental Law: Human Rights Perspective
 - ii. Stockholm Declaration & Rio-Declaration: Brief Overview
 - iii. Introduction to Sustainable Development – SDGs -MDGs
 - iv. UNEP
- c. Introduction to Indian Legal Framework
 - i. Constitutional Guidelines
 - ii. Pre -Environmental Legislations - Law of Torts, Law of Crimes, Cr. P.C, etc.
 - iii. Emergence of Environmental Legislations

UNIT-II: Prevention and Control of Water, Air, Noise and Land Pollution (Lectures-10)

- a. The Water (Prevention and Control of Pollution) Act, 1974
 - i. Water Pollution: Definition
 - ii. Central and State Pollution Control Boards: Constitution, Powers and Functions
 - iii. Water Pollution Control Areas
 - iv. Sample of effluents: Procedure; Restraint Order
 - v. Consent requirement: Procedure, Grant/Refusal, Withdrawal
 - vi. Citizen Suit Provision
- b. Air (Prevention and Control of Pollution) Act, 1981
 - i. Air Pollution: Definition
 - ii. Central and State Pollution Control Boards: Constitution, Powers and Functions
 - iii. Air Pollution Control Areas
 - iv. Consent Requirement: Procedure, Grant/Refusal, Withdrawal
 - v. Sample of Effluents: Procedure; Restraint Order
 - vi. Citizen Suit Provision
- c. Noise Pollution Control Order, 2000
- d. Land Pollution

UNIT-III: General Environment Legislations and Protection of Forests and Wild Life & Remedies
(Lectures-10)

- a. Environmental (Protection) Act, 1986
 - i. Meaning of “Environment”, “Environment Pollutant”, “Environment Pollution”
 - ii. Powers and Functions of Central Govt.
 - iii. Important Notifications U/s 6: Hazardous Substance Regulation, Bio-Medical Waste Regulation and Coastal Zone Management, EIA
 - iv. Public Participation & Citizen Suit Provision
- b. Laws Related to Forest
 - i. Forest Act, 1927: Kinds of forest – Permitted Activities – Authorities and Offences
 - ii. The Forest (Conservation) Act, 1980
 - iii. Forest Conservation *vis-a-vis* Tribals’ Rights – FRA, 2007
- c. The Wild Life (Protection) Act, 1972
 - i. Authorities to be Appointed and Constituted under the Act
 - ii. Hunting of Wild Animals
 - iii. Protection of Specified Plants
 - iv. Protected Area
 - v. Trade or Commerce in Wild Animals, Animal Articles and Trophies; Its Prohibition
- d. National Green Tribunal
 - i. Constitution
 - ii. Functions and Powers

UNIT-IV: Current Trends

(Lectures-10)

- a. Global Warming - Climate Change
- b. International Trade and Environment
- c. Sustainable Development
- d. Trans-boundary Pollution
- e. Natural Resources Conservation
- f. Waste managements
- g. Green GDP
- h. Carbon Trading

PSDA (Professional Skill Development Activities)

1Hr/Week

- ❖ Field Trip to Ecologically Sensitive Places/Tribal Areas
- ❖ Visit to Pollution Control Boards/Yamuna Bank & Riverside Pollution/Biodiversity Park/ Zoos/ NGT, Delhi and Preparation of Projects
- ❖ Preparation of plans for Water, Air Pollution
- ❖ Interaction with Eminent Environmental Activist /Invited Talks & Lectures

Text Books:

1. S. C. Shastri, *Environmental Law*, Eastern Book Company, Lucknow , 2018 (6thEdn.)
2. P. Leelakrishnan, *Environmental Law in India*, Lexis Nexis, India, 2018 (6thEdn.)

References:

1. Shyam Diwan & Armin Rosencranz, *Environmental Law and Policy in India*, Oxford University Press, India, 2001 (2nd Edn.)
2. Gurdip Singh, *Environmental Law in India*, EBC, Lucknow, India, 2016
3. Snehlata Verma, *Environmental Problems: Awareness and Attitude*, Academic Excellence Publishers & Distributors, Delhi, 2007
4. Benny Joseph, *Environment Studies*, Tata McGraw-Hill, New Delhi, 2009

List of Cases:

1. *Municipal Council, Ratlam v. Shri Vardhichand & Ors.*, AIR 1980 SC 1622
2. *Vellore Citizen Welfare Forum v. Union of India*, AIR 1996 SC 2715
3. *Subhash Kumar v. State of Bihar*, AIR 1991 SC 420
4. *M.C. Mehta v. Union of India*, AIR 1987 SC 1086
5. *M/s Abhilash Textiles v. Rajkot Municipal Corporation.*, AIR 1988 Guj. 57
6. *M.C. Mehta v. Union of India*, AIR 1988 SC 1115
7. *M.C. Mehta v. Kamal Nath*, AIR 2000 SC 1997
8. *Indian Council for Enviro-Legal Action v. Union of India*, AIR 1996 SC 1446
9. *A.P. Pollution Control Board v. M.V. Nayudu* (2001) SCC 62
10. *Church of God [Full Gospel] in India v. KKR Majestic Colony Welfare Association*, AIR 2000 SC 2773
11. *Narmada Bachao Andolan v. Union of India*, AIR 2000 SC 3751
12. *T.N. Godavarman Thirumulkpad v. Union of India* (1997) 2 SCC 267
13. *S. Jagannath v. Union of India*, AIR 1997 SC 811
14. *Sachidananda Pandey v. State of West Bengal & Ors.*, AIR 1987 SC 1109
15. *The Goa Foundation and Another v. The Konkan Railway Corporation And Ors.*, AIR 1992 Bom. 471

Fifth Semester

LLB

Subject: Code of Civil Procedure – I

Paper Code: LLB 303

L5 PSDA1 C5

Objectives: The objective of this paper is to: (i) help law students to acquire a thorough knowledge of procedural aspects of working of civil courts and other associated machineries in India; (ii) Make them aware about the nuances of suit filing, rules as to pleadings, specific requirements of plaint and written statements, counter-claims; and (iii) understand some crucial concepts like *res judicata*, *res-subjudice*, inherent powers of courts, jurisdiction which are *sine qua non* for proceeding with civil matters before the courts.

Course Outcome: The course is designed (i)to familiarise them with important concepts and practical application of the same in the courts which would enable them to harvest skills applicable in litigations;(ii) to enhance their drafting skills; and (iii) to prepare students for practically applying judicial procedures.

Unit – I: Introduction

(Lectures – 10)

- a. Definitions: Decree, Judgement, Order, Foreign Court, Foreign Judgement, Mesne Profits, Affidavit, Suit, Plaint, Written Statement
- b. Important Concepts: Res Sub-Judice, Resjudicata, Restitution, Caveat, Inherent powers of courts, e-courts
- c. Institution of Suit

Unit – II: Initial steps in a suit

(Lectures – 10)

- a. Jurisdiction and place of suing
- b. Pleadings: Meaning, Object, General rules, Amendment of pleadings
- c. Plaint and written statement
- d. Rejection of Plaint
- e. Discovery, Inspection and production of documents
- f. Appearance and non-appearance of parties
- g. First hearing
- h. Framing of Issues

Unit – III: Interim Orders

(Lectures – 10)

- a. Commissions
- b. Arrest before judgement
- c. Attachment before judgement
- d. Temporary Injunctions
- e. Interlocutory orders
- f. Receiver
- g. Security of costs

Unit – IV: Suits in Particular Cases

(Lectures – 10)

- a. Suits by or against Government
- b. Suits by Indigent persons
- c. Interpleader Suit
- d. Summary Procedure

- e. Suits relating to public nuisance

PSDA (Professional Skill Development Activities)

1Hr/Week

- ❖ Court Visit
- ❖ Case Comments
- ❖ Group Discussions
- ❖ Movie Review
- ❖ Research Paper

Text Books:

1. Code of Civil Procedure, 1908
2. C.K. Takwani, *Civil Procedure with Limitation Act*, Eastern Book Company, Lucknow & Delhi, 2017 (8thEdn.)
3. Mulla, *Code of Civil Procedure*, Lexis Nexis, India 2017, (19thEdn.)
4. Sarkar, *Code of Civil Procedure*, Lexis Nexis, India, 2016, (12thEdn.)

References:

1. M.R. Mallick & Sukumar Ray Ganguly's *Civil Court, Practice and Procedure*, Eastern Law House, Delhi, 2016 (14thEdn.)
2. S.K Raghuvanshi (ed.), *Tandon's Code of Civil Procedure*, Pioneer Printers, Delhi, 2016

List of Cases:

1. *Topandas v. Gorakhram*, AIR 1964 SC 1348
2. *Dhulabhai v. State of H.P.*, AIR 1969 SC 78
3. *Premier Automobile v. Kamlakar*, 1976 (1) SCC 496
4. *Rajasthan State Road Transport Corpn. v. Krishna Kant*, 1995 (5) SCC 75
5. *Pandurang V/s Shantibai*, AIR 1989 SC 2240
6. *Workmen C.P. Trust v. Board of Trustee*, 1978 (3) SCC 119
7. *Razia Begum v. Anwar Begum*, AIR 1958 SC 886 (895)
8. *B.K.N. Pillai v. P. Pillas*, AIR 2000 SC 614
9. *Sangram Singh v. Election Tribunal*, AIR 1955 SC 425
10. *Martin Burn Ltd. v. Banerjee*, AIR 1958 SC 79
11. *Dalpat v. Prahlad*, 1992 (1) SCC 719
12. *Gujrat Battling Co. Ltd. v. Coca Cola Co.*, 1995 (5) SCC 545
13. *Morgan Stanly v. Kartick Das*, 1994 (4) SCC 225
14. *Bihari Chordhary v. State of Bihar*, 1984 (2) SCC 627
15. *Raj Duggal v. Ramesh Kumar*, AIR 1990 SC 2218

Fifth Semester

LLB
Subject: Human Rights

Paper Code: LLB 307
L5 PSDA1 C5

Objectives: This paper aims to (i) expose students to the history, theory, law and practice of human rights protection both in international and national framework (ii) provide them improved ability to critically evaluate the implementation and enforcement of human rights law; (iii) make them critically examine the functioning of Human Right Commissions and the multifaceted commissions formulated for protecting the vulnerable groups; and (iv) critically analyse the functioning of NHRC.

Course Outcome: The course is designed (i) to sensitise students towards handling all legal matters with human right approach; (ii) to undertaking pro-bono lawyering in human rights matters by applying critical thinking and problem solving skills gained through PSD activities; (iii) to make them apply their knowledge of Human Rights Law in their profession;(iv) to equip the students with sufficient knowledge and tools for human rights lawyering to fight against human right violations; and (v) to enable them to evaluate the effectiveness of statutes in its implementations and formulate pragmatic suggestions.

UNIT-I: Concept, Evolution and Development

(Lectures-10)

- a. Meaning, Nature and Significance
- b. Evolution (Global): From Ancient Period to League of Nations; World Wars to UDHR
- c. Evolution (National): Indian History of Human Rights: From Vedic Period to Constitution
- d. Universalism v/s Cultural Relativism
- e. Modern Developments
- f. Generations of Human Rights

UNIT-II: Treaty Bodies and International Bill of Human Rights

(Lectures-10)

- a. Office of UN High Commissioner for Human Rights, Human Right Council, Commissions on Human Rights; other Committees: CESCR, CCPR, CEDAW, CAT, CERD, CRC, CMW, SPT, CRPD, CED
- b. International Bill of Human Rights and International Implementation Mechanism: UDHR, ICCPR and its Protocols, ICESCR and its Protocol

UNIT-III: Human Right Protection in India

(Lectures-10)

- a. Constitutional Provisions (Fundamental rights and Directive Principles)
- b. Application of International Human Rights Law in India
- c. Role of judiciary in Protecting Human rights
- d. Permissible Limitations on human rights
- e. The Protection of Human Rights Act, 1993
- f. NHRC and State Human right Commissions: Composition, Powers and Functions
- g. NCW, NCM, NCSC and NCST
- h. Role of Civil Societies and Media

UNIT-IV: Human Rights of Vulnerable Group and Contemporary Challenges

(Lectures-10)

- a. Vulnerable Group: International and National perspective; Governmental, Judicial and Civil society initiatives
 - i. Women
 - ii. Children
 - iii. Disabled
 - iv. Refugees
 - v. Senior Citizens
 - vi. Prisoners
- b. Contemporary Challenges
 - i. Terrorism and Narco Terrorism
 - ii. Technological and scientific development

PSDA (Professional Skill Development Activities)

1 Hr/Week

- ❖ Moot courts
- ❖ Field visits in groups and reporting back
- ❖ Visit to Commissions
- ❖ Minor Projects on contemporary challenges and threats to Human Rights
- ❖ Drafting of Writs to enforce Human rights

Text Books:

1. H.O. Agarwal, *Human Rights*, Central Law Publications, Allahabd, 2018
2. M. K. Sinha, *Implementation of Basic Human Rights*, Lexis Nexis, India, 2013
3. J. Symonides, *Human Right: International Protection, Monitoring and Enforcement*, Reissued by Roulledge, New York, 2003.V.K.Sircar, *Protection of Human Rights in India*, Asia Law House, Hyderabad. 2006

References:

1. Thomas Buergenthal, *International Human Rights in a Nutshell*, West Publisher Company,US, 2002
2. Henry Steiner & Philip Alston, *International Human Rights in Context: Law, Politics, Morals: Text and Materials*, Oxford University Press, New York, 2008
3. Jack Donnelly, *Universal Human Rights in Theory and Practice*, Cornell University Press, US., 2013
4. S. K. Kapoor, *International Law and Human Rights*, Central Law Agency, Allahabad,2017 (7thEdn.)
5. Surya Deva, David Bilchitz (ed.), *Human Rights Obligations of Business*, Cambridge University Press, 2013
6. Susan Easton, *Prisoners' Rights: Principles and Practice*, Taylor & Francis, New York, 2011
7. Anna Arstein-Kerslake, *Disability Human Rights Law*, MDPI, 2018 (Open Access)
8. Mamata Rao, *Law Relating to Woman and Children*, Eastern Book Co., Lucknow, 2018 (4thEdn.)
9. D.D. Basu, *Human Rights in Constitutional Law*, Lexis Nexis, India, 2016 (16thEdn.)
10. Upendra Baxi, *The Future of Human Rights*, Oxford University Press, New Delhi, 2002

List of Cases:

1. *Indian Young Lawyers Assn. v. State of Kerala*, 2018 SCC OnLine SC 1690
2. *Romila Thapar v. UOI* (2018) 10 SCC 802
3. *National Legal Services Authority v. Union of India* (2014) 5 SCC 438

4. *Shreya Singhal v. UOI* (2013) 12 SCC 73
5. *Naz Foundation v. Government of NCT of Delhi and Ors.* (2009) 160 DLT 277
6. *Olga Tellis & Ors v. Bombay Municipal Council Corpn.*, 1985 SCC (3) 545
7. *Sarla Mudgal President, Kalyani and Ors. v. UOI*, AIR 1995 SC 1531
8. *Vishaka and others v. State of Rajasthan and Ors.*, AIR 1997 SC 3011
9. *Selvi v. State of Karnataka and Ors.* (2010) 7 SCC 263
10. *The Chairman, Railway Board & Ors. v. Chandrima Das & Ors.* (2000) 2 SCC 465
11. *Maneka Gandhi v. Union Of India*, AIR 1978 SC 597
12. *Air India v. Nergesh Meerza*, AIR 1981 SC 1829
13. *S.P. Gupta v. Union of India and Ors.*, AIR 1982 SC 149
14. *Sunil Batra (I) v. Delhi administration*, AIR 1978 SC 1675
15. *Kishore Singh v. State of Rajasthan*, AIR 1981 SC 625
16. *D.K. Basu v. State of West Bengal* (1997) (1) SCC 416
17. *Veena Sethi v. State of Bihar*, AIR 1983 SC 339
18. *Nilabati Behara v. State of Orissa and Ors.*, AIR 1993 SC 1960

Fifth Semester

LLB
Subject: ADR: Arbitration Mediation and Conciliation

Paper Code: LLB 309
L4 PSDA3 C5

Objectives: This course aims to (i) provide students theoretical and practical insight into the subtle art of dispute resolution; (ii) familiarize them with the use of available ADR models; (iii) train students in specialized techniques of mediation, arbitration and negotiation; (iv) introduce students to basic conceptual framework on which the entire edifice of ADR mechanism is founded; and (v) familiarize students to the contemporary needs of developing pragmatic approaches.

Course Outcome: The course (i) trained future professionals in the area of alternative dispute resolution to ease out the burden of litigation in courts; (ii) encourage them to learn procedural complexities, specific hard and soft skills and techniques tailored to suit specific ADR models; and (iii) to encourage them to focus towards incorporating therapeutic paradigms of legal practice.

UNIT-I: Introduction, Meaning, Objectives and Importance of ADR (Lectures- 10)

- a. Genesis and kinds of dispute resolution process
- b. Evolution of ADR in India, Objectives and Importance of ADR
- c. Various kinds of ADR mechanisms: Arbitration, Mediation, Conciliation, Expert Determination, Negotiation, Early Neutral Evaluation (ENE), Fact-finding, Med-Arb, or Mediation-Arbitration, Judge hosted settlement conference, MEDOLA, Ombudsman etc.
- d. Evolution of Legal Aid Movement in India
- e. Constitution, Powers and Functions of the Legal Services Authorities
- f. Salient features of Legal Services Authority Act
- g. Access to Justice through *Lok Adalat* and Permanent *Lok Adalat*

UNIT-II: Mediation, Conciliation and Negotiation (Lectures- 10)

- a. Concept of Mediation
- b. Evolution and Process of Mediation in India
- c. Conciliation
- d. Good Offices
- e. Negotiation theories, types and strategies

UNIT-III: Arbitration: Meaning, Agreement, Essentials, Appointment of Arbitrator (Lectures- 12)

- a. Essentials and kinds of Arbitration Agreement, Rules of Severability
- b. Role of Courts in Reference to arbitration
- c. Extent of judicial intervention
- d. Composition and Jurisdiction of Arbitral Tribunals
- e. Interim measures by Courts and Arbitral Tribunals
- f. Conduct of Arbitral proceedings and place of arbitration
- g. Arbitral Awards, Setting aside the arbitral awards and enforcement of domestic awards

UNIT-IV: Enforcement of Foreign Awards (Lectures- 08)

- a. New York Convention awards
- b. Geneva Convention awards
- c. International Commercial Arbitration

- ❖ Mock Arbitration/Mediation/ Negotiation Session
- ❖ Visit to Court/ Mediation Centres
- ❖ Participation of students in *Lok Adalats*
- ❖ Conducting Mediation Awareness Programmes in collaboration with DLSA in rural areas.
- ❖ Community Outreach Programmes
- ❖ Drafting session on Arbitration agreements/Mediation agreements in association with industry experts
- ❖ Simulation exercises

Text Books:

1. Dr. N. V. Paranjape, *Law Relating to Arbitration & Conciliation in India*, Central Law Agency, Allahabad, 2016(9thEdn.)
2. Avtar Singh, *Arbitration & Conciliation Act*, Eastern Book Company, New Delhi, 2014
3. Shriram Panchu, *Mediation Practice Law: The Path to Successful Dispute Resolution*, LexisNexis, 2015 (2ndEdn.)
4. S. Muraleedar, *Law Poverty and Legal Aid, Access to Criminal Justice*, LexisNexis Butterworths, Nagpur, 2004
5. Madabhushi Sridhar, *ADR Negotiation and Mediation*, LexisNexis Butterworths, New Delhi, 2010(1stEdn.)
6. J. G. Merrills, *International Dispute Settlement*, Cambridge University Press, U.K., 2005(5thEdn.)
7. Henry J. Brown & Arthur Marriott, *ADR Principle and Practice*, Sweet & Maxwell, Thomson Reuter, 2013 (South Asian Edn)

References:

1. P.C.Markanda, *Law Relating to Arbitration and Conciliation*, LexisNexis, India 2013(8th Edn.)
2. B.P. Saraf and M. Jhunjhunwala, *Law of Arbitration and Conciliation*, Snow white, Mumbai, 2000
3. Gerald R. William (ed.), *The New Arbitration and Conciliation Law of India*, Indian Council of Arbitration, New Delhi, 1998
4. A.K. Bansal, *Law of International Commercial Arbitration*, Universal, Delhi, 1999
5. P.C. Rao & William Sheffield, *Alternative Disputes Resolution- What it is and How it Works?* Universal, Delhi, 2000
6. G.K. Kwatra, *The Arbitration and Conciliation Law of India*, Universal, Delhi, 2000
7. N.D.Basu, *Law of Arbitration and Conciliation*, Universal, Delhi, 2000 (Reprint 9th Edn.)
8. Johari, *Commentary on Arbitration and Conciliation Act*, Universal, Delhi, 1996 (Reprint 1999)
9. Carrie J. Menkel-Meadow et. al., *Dispute Resolution: Beyond the Adversarial Model*, Aspen Publishers, US, 2011
10. Jacqueline M. Nolan-Haley, *Alternative Dispute Resolution in a Nutshell*, Thomson West, US, 2013(4th Edn.)
11. Robert J. Niemic, Donna Stienstra and Randall E. Ravitz (ed.) *Guide to Judicial Management of Cases in ADR*, Federal Judicial Centre, 2001, (Available at <https://www.fjc.gov/sites/default/files/2012/ADRGuide.pdf>)
12. J. Auerbach, *Justice Without Law?*, Oxford University Press, New York, 1983
13. Abraham P. Ordover and Andrea Doneff, *Alternatives to Litigation: Mediation, Arbitration, and the Art of Dispute Resolution*, National Institute for Trial Advocacy, Notre Dame, 2002
14. R. S. Bachawat, *Law of Arbitration & Conciliation*, (5th Edn.), LexisNexis Butterworths Wadhwa, Nagpur, 2010

15. InduMalhotra, *The Commentary on the Law of Arbitration*, , Wolters Kluwer India Pvt. Ltd., Gurgaon, Haryana, 2019(4thEdn.)

List of Cases:

1. *Hussainara Khatoon v. State of Bihar* (1980) 1 SCC 81 (Legal Aid)`
2. *Salem Advocate Bar Association v. Union of India*, AIR 2005 (6) SCC 344 (Section 89 CPC, 1908)
3. *Afcons Infrastructure Ltd. v. Cherian Varkey Construction Co. (P) Ltd.*, (2010) 8 SCC 24 (Section 89 CPC, 1908)
4. *MR Krishna Murthiv. New India Assurance Co. Ltd.*, Civil Appeal No. 2476-2477 of 2019 (Mediation)
5. *Haresh Dayaram Thakur v. State of Maharashtra*, AIR 2000 SC 2281 (Conciliation)
6. *Food Corporation of India v. JoginderlalMohinderpal*, 1989 (2) SCC 347
7. *Sukanya Holding Pvt. Ltd. v. Jayesh H. Pandya*, JT 2003 (4) SC 58
8. *Renusagar Power Plant Co. Ltd. v. General Electric Company*, AIR 1994 SC 860
9. *Bharat Aluminium Company v. Kaiser Aluminium Technical ServiceInc.*, (2012) 9 SCC 522 (Domestic award)
10. *Oriental Insurance Company Limited v. M/s Narbheram Power and Steel Pvt. Ltd.*, Civil Appeal No. 2268 of 2018 (Arbitral Clause to be strictly constructed)
11. *Bhatia International v. Bulk Trading SA*, AIR 2002 SC 1432
12. *ONGC v. Saw Pipes*, (2003) 5 SCC 705
13. *Venture Global Engineering v. Satyam Computers Services Ltd. &Anr.*, (2008) 1SCALE 214 & (2010) 8 SCC 660
14. *Shri Lal Mahal Ltd. v. ProgettaGranoSp*, (2013) (3) ARB LR 1 (SC)
15. *Vijay Kariav. Prysmian Cavi E*, 2020 SCC OnLine SC 177

Fifth Semester

BA LLB

Subject: Sociology III: Sociology of Law and Deviance

Paper Code: BA LLB 311

L5 PSDA1 C5

Objectives: The objective of this paper is to : (i) acquaint students with the fascinating interface of ‘society with law’ and ‘law with society’ which is of utmost importance for law students for rational thinking; (ii) make them aware about the inter-dependence of sociology and law; (iii) understand the dynamism of law in the context of dynamism of society; (iv) expose students to the revolutionary changes brought by courts, lawyers and sociologists in form of social and legal reforms in a society which can only be realized on the touchstone of reality when one is fully aware about them.

Course Outcome: The course outcome is to (i) Reflect upon the inter-disciplinary approach throwing light upon the ‘law’ and ‘society’; (ii) undertake teaching of sociology in close connection with allied subjects like cyber crime, domestic violence, drug abuse, juvenile delinquency, and white collar crimes; and (iii) enhancing analytical skills; and (iv) train law students in handling cases of social delinquency.

Unit-I: Law and Society

(Lectures-10)

- a. Interface and interrelationship between law and society
- b. Customs, Customary rights and customary Laws
- c. Perspective of W. G. Sumner, Emile Durkheim, Karl Marx and Max Weber on law
- d. Social engineering of Roscoe Pound
- e. Courts as social institutions; role of courts and lawyers in society

Unit-II: Deviance and Control

(Lectures-10)

- a. Crime and Deviance; Legal and normative approach to crime
- b. Causes of crime in modern society- technological, economic, ecological
- c. Types of crime- crime against property and individuals
- d. Formal control and crime- role of law
- e. Informal control and crime- role of customs, primary groups, religion and media

Unit- III: Important theories of crime and victimology

(Lectures-10)

- a. Sociological theories- Functional, Sub-Culture and Interactionist Theories (Labelling Theory)
- b. Biological Theories- Lombroso, Genetic theory, Body Type Theory
- c. Psychological Theories-Social Learning, Psycho-Analytical Theories
- d. Victimology Theories- Routine activity, victim precipitation, life style and Deviant place theory

Unit- IV: Social Problems

(Lectures-10)

- a. Organized crime and white-collar crime
- b. Crimes against women- domestic violence, sexual abuse
- c. Crimes against children- sexual abuse, child labour, pornography
- d. Juvenile delinquency- Juvenile justice, Children in need for care and Protection, Juveniles in conflict with law
- e. Cyber crime
- f. Drug abuse and alcoholism

- ❖ Write a research article on any social problem with specific reference to the women, children or the differently abled.
- ❖ Discuss the cinematic glamourization of manifest forms of patriarchy and latent forms of violence.

Text Books:

1. Larry J. Siegal, *Criminology: Theories, Patterns and Typologies*, Cengage Learning, USA, 2017
2. M. Holborn and M. Haralambos, *Sociology: Themes and Perspectives*. London, Harper Collins Publishers (Chapter on Deviance), London, 2004
3. M. Inderbitzin (Ed.), *Deviance and Social Control: A Sociological Perspective*, Sage Publications, Delhi, 2012
4. Katherine S. Williams, *Criminology*, Oxford University Press, UK, 2013 (7th Edn.)
5. Marc Galantar, *Law and Society in Modern India*, Oxford University Publication, Delhi, 1997

References:

1. P. I. Bhat, *Law and Social Transformation*, Lucknow, Eastern Book Company, Lucknow & Delhi, pp 1- 126, 2009
2. Upendra Baxi, *Towards a Sociology of Indian Law*, ICSSR/ Satvahana Publications, Delhi, 1985
3. Pratiksha Baxi, *Public Secrets of Law: Rape Trials in India*, Oxford University Press, Delhi, 2014
4. Srimati Basu, *The Trouble with Marriage: Feminists Confront Law and Violence in India*, University of California Press, 2015
5. Indra Dev (Ed.) *Sociology of Law*, Oxford University Press, New Delhi, 2005
6. S. Brickley and E. Comacked, *Social Basis of Law: Critical Readings in the Sociology of Law*, Garamond Publications, Toronto, 1986
7. Roger Cotterrell, *Sociological Perspectives on Law*, Aldershot, Ashgate, 2001
8. Ved Kumari, *The Juvenile Justice (Care and Protection of Children) Act 2015: Critical Analysis*, Universal Law Publication, Delhi, 2015
9. *Law Commission Report 131* on “Role of Legal Profession in Administration of Justice”, 1988
10. *Law Commission Report 266* on “The Advocates Act, 1961 (Regulation of Legal Profession)”, 2017

Fifth Semester

LLB

Subject: Summer Internship Assessment

Paper Code: LLB 351

C2

Students have to undergo a Compulsory Summer Internship for one month and on that a report has to be submitted by each student separately. The same shall be evaluated by a board of examiners constituted by the Academic Program Committee of the USLLS. In case of Affiliated Colleges, the board of examiners shall be constituted by a committee comprising of all faculty members of respective institutions involved in teaching LL.B Students. The same board shall conduct the comprehensive viva of this semester.

Sixth Semester

LLB
Subject: Jurisprudence

Paper code: LLB 302
L5 PSDA1 C5

Objectives: The objective of this course is to: (i) provide comprehensive knowledge about jurisprudence – the philosophy of law which besides providing disciplinary knowledge further enhances power of analytical reasoning of the students; (ii) explore the philosophical implications of understanding law as a cognitive process to encourage the research orientation among students; and (iii) inculcate an understanding of vocabulary, concepts, doctrines and various principles used in contemporary jurisprudential debates as well as a nuanced understanding of ideological and philosophical approaches in legal argumentation.

Course Outcome: The course outcome is (i) to develop a broad understanding of interplay of law & other social science subjects; (ii) to make students understand law from the perspective of societal relevance; and (iii) to develop the cognitive skills of a learned informed and responsive legal professional.

Unit-I: Clarificatory Jurisprudence

(Lectures-08)

- a. What is jurisprudence and why is jurisprudence?
- b. Descriptive, normative and critical legal theory
- c. Concept of law - Classical Indian and Islamic schools
- d. Why obey the law, law as an Anarchy or an Obligation or Law as a Social Fact
- e. Law and Morality
 - i. judicial morality, moral and semantic questions relating to judge's duty and choice, moral realism
 - ii. Hart v Fuller and Hart v Devlin
 - iii. Natural law v Legal Positivism

Unit-II: Jurisprudential Schools of Thought

(Lectures -12)

- a. Natural law
 - i. Classical natural law theory-Aristotle Plato St. Augustine and Thomas Aquinas
 - ii. Hard and Soft natural law
 - iii. Natural law in political philosophy-Hobbes, Locke, Rousseau
 - iv. Decline of natural law
- b. Legal positivism
 - i. Classical legal positivism - Sir Jeremy Bentham and John Austin, their comparison.
 - ii. Modern legal positivism- H.L.A Hart, Hans Kelson, Joseph Raz
- c. Legal Realism

Unit-III: Law and Social Theory

(Lectures -08)

- a. The Sociological Perspective
 - i. Roscoe Pound, Eugene Ehrlich , Emile Durkheim (social solidarity and law)
 - ii. Max Weber (typology of law, theory of legitimate domination, capitalism and law)

- iii. Karl Marx (ideology and legal fetishism); Jürgen Habermas (concept of modern state and law)
- iv. Agreement on Subsidies and Countervailing Measures
- b. Anthropological/Historical Jurisprudence
- c. Feminist Jurisprudence
- d. Post Modernism
- e. Why do legal systems differ?
- f. Savigny, Sir Henry Maine, Max Gluckman.

Unit -IV: Concepts

(Lectures-12)

- a. Rights and duties
 - i. What is a Right? Theories of Rights
 - ii. Hohfeld's Analysis
 - iii. Human rights, Animal rights
- b. Personality
- c. Property, Possession and Ownership
- d. Negligence
- e. Punishment: Retributivism-weak and strong, Consequentialism, restoration
- f. Theories of Justice- Utilitarianism, Libertarianism, Concept of equality and Social justice
- g. Effectiveness of Precedents

PSDA (Professional Skill Development Activities)

1 Hr/Week

- ❖ Jurisprudential analysis of one contemporary problem/issues
- ❖ Preparation of Biographies of an Eminent Jurist
- ❖ Watching the Movie Schindler's List about how a Sovereign becomes the one above Law
- ❖ Discussions and debates on contemporary jurisprudential issues

Text Books:

1. RWM Dias, *Jurisprudence*, Lexisnexis (2013) (5th Edition).
2. H.L.A. Hart, *The Concept of Law*, Oxford University Press, UK, 2012 (3rdEdn.)
3. Nigel Simmonds, *Central Issues in Jurisprudence*, Thomson Reuters, London, 2018(5th Edn.)
4. Brian Bix, *Jurisprudence: Theory and Context*, Sweet& Maxwell, London, 2019(8th Edn.)
5. Stephen Mulhall & Adam Swift, *Liberals and Communitarians*, Wiley Blackwell, USA, 1996(2ndEdn.)
6. Will Kymlicka, *Contemporary Political Philosophy*, Oxford University Press, Oxford, 2002(2ndEdn.)

References:

1. Joseph Raz, *The Authority of Law*, Oxford, 1979, (Chapter 1, a critique of Wolff's view)
2. Joseph Raz 'Government by Consent' in *Ethics in the Public Domain*, Oxford, 1994
3. John Mitchell Finnis, *Natural Law and Natural Rights*, Vol. & II, OUP, UK, 2011 (2ndEdn.). Read for prominent defenses of view (1) read either chapter 11, or John Finnis, 'Law as Coordination', in 2 *Ratio Juris* 301, 1989
4. Ronald Dworkin, *Law's Empire*, Harvard University Press, Cambridge, pp.190-216, 1986

5. Christopher H. Wellman & John Simmons, *Is there a Duty to Obey the Law?*, Cambridge University Press, Cambridge, 2005
6. N.E. Simmonds, 'Protestant Jurisprudence and Modern Doctrinal Scholarship' in 60(2), *Cambridge Law Journal*, pp. 271-300, July 2001(Focus on the chapter called 'A watershed')
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10. David Dyzenhaus, 'Hobbes and the Legitimacy of Law', in 20 *Law and Philosophy*, 2001, 483. <http://plato.stanford.edu/entries/hobbes-moral/>
11. Joseph Raz, *Practical Reason and Norms*, OUP, Oxford, pp. 129-48, 1990,(2ndEdn.)
12. A. Marmor, 'The Pure Theory of Law', *Stanford Online Encyclopaedia of Philosophy*. <http://plato.stanford.edu/entries/lawphil-theory/4. Law and Morality>
13. Neil MacCormick, *Legal Reasoning and Legal Theory*, H.L.A. Hart, Stanford, pp. 42-60, 2008 (2ndEdn.)
14. Hans Kelsen, *General Theory of Law and State*, Harvard University Press, Massachusetts, pp. 58-64, 123-36, 115-22, 1945
15. Hans Kelsen, *Pure Theory of Law*, Vol. I, (Translated by Knight), pp. 114-19, 221-36, 193-214, University of California Press, Berkeley, 1967, (2ndEdn.)
16. H.L.A. Hart, 'Positivism and the Separation of Law and Morals', 71(4), *Harvard Law Review*, pp.593-629, 1958
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20. Matthew Kramer, Nigel Simmonds, Hillel Steiner, *A Debate Over Rights*, OUP, Oxford, 2000
21. Roger Cotterill, *The Politics of Jurisprudence*, University of Pennsylvania Press, US, 2009
22. Denis J. Galligan, *Law in Modern Society*, Oxford University Press, UK, 2007
23. Brian Tamanaha, *A General Jurisprudence of Law and Society*, Oxford University Press, Oxford, 2001
24. Kitty Calavita, *Invitation to Law and Society*, University of Chicago Press, Chicago, 2010
25. David Nelken 'Law in Action or Living Law? Back to the Beginning in Sociology of Law', *Legal Studies* 4, pp152-174, 1984
26. Marc Hertogh (ed.) *Living Law: Reconsidering Eugen Ehrlich*, Hart Publishing, London, 2008

List of Cases:

1. *Deputy Commissioner of Income Taxv. Pahar Ganj GrihNirmanSahkari* (2006) 99 TTJ JP 549
2. *Union of India &Anrv. Raghbir Singh (Dead) By Lrs. Etc.*, AIR 1989 SC 1933: 1989 SCR (3) 316
3. *Salar Jung Sugar Nulls Ltd. Etc v. State of Mysore &Ors.*, 1972 SCR (2) 228
4. *State Of Gujarat v. GordhandasKeshavji Gandhi* AIR 1962 Guj 128: (1962) 0 GLR 269
5. *Nishikanta Roy v. Monmohon Sen Gupta*, AIR 1973 Cal 529, 77 CWN 424
6. *Late Nawab Sir Mir Osman Ali Khan vv. Commissioner of Wealth Tax*, 1987 AIR 522: 1986 SCR (3)1072

7. *Bandhua Mukti Morchav. Union of India*, AIR 1984 SC 802: 1984 SCR (2) 67
8. *Queen-Empress v. Maru and Anr.* (1888) ILR 10 All 207
9. *Debendra Narain Roy v. Jogendra Narain Deb And Ors.*, 167 Ind Cas 615
10. *Kanizak Husain And Ors. v. Jadu Rai And Anr.* (1886) ILR 8 All 576

Sixth Semester

**Paper Code:LLB 306
L5 PSDA1 C5**

Subject: Bharatiya Nagarik Suraksha Sanhita-II*

Objectives: The objective of this paper is to (i) expose the students to different procedures that are followed in the judicial system during the course of a criminal trial, and (ii) undertake detailed discussions related to charge framing, various kinds of trials, execution of sentences, appeals, etc. which would not only enable students to identify the channels and the machinery involved but also enhance their analytical skills with application of same to litigation field.

Course Outcome: The expected course outcome is : (i) To develop capacity building among students to tackle real-life legal problems through classroom teachings coupled with PSD activities of visiting courts, police stations, and mock trials; and (ii) to understand concepts like plea bargaining, framing of charges, compounding of offenses, the limitation for taking cognizance which has the potential to hone their professional skills and help them becoming smart legal professionals.

Unit-I: Introduction to Trial Procedures

(Lectures-10)

1. The charge: Form of charges, Joinder of charges, Joinder of Persons
2. Evidence in inquiries and trials
3. General provisions as to inquiries and trials
4. Plea Bargaining and Compounding of Offences

Unit-II: Trials and Execution Proceedings

(Lectures-10)

1. Trial before a court of session
2. Trial of warrant cases by magistrates
3. Trial of summons – cases by Magistrates
4. Summary Trials
5. Judgement
6. Execution, suspension, remission and commutation of sentences

Unit-III Review Procedures

(Lectures-10)

1. Reference
2. Revisions
3. Appeals
4. Submission of death sentences for confirmation

Unit-IV Miscellaneous

(Lectures-10)

1. Inherent Powers of Court
2. Transfer of criminal cases

* The revised scheme and syllabus of different programs of USLLS and IP affiliated Law Colleges has been approved by 32nd Board of Studies of USLLS, GGSIPU on 12th June,2024 and Sub-Committee of Academic Council for USLLS,GGSIPU held on 27th July,2024. The revised scheme and syllabus will be applicable for every batch from Academic Session 2024-25.

3. Irregular proceedings
4. Limitations for taking cognizance

PSDA (Professional Skill Development Activities)

1 Hrs/Week

1. Mock Trial
2. Visit to Police Station/Court/Prosecution Office
3. Visit to Jail
4. Symposium on Sentencing
5. Exercise on Plea Bargaining

Text Books:

1. Ratanlal & Dhirajlal, Criminal Procedure, Lexis Nexis Butterworths Wadhwa, Nagpur, 2012
2. S.C. Sarkar, The Law of Criminal Procedure, Wadhawa & Co. , Nagpur, 2007

References:

1. K.N. Chandrasekharan Pillai, R.V. Kelkar's Lectures on Criminal Procedure, Eastern Book Company, 2013
2. K.N. Chandrasekharan Pillai, Criminal Procedure, Eastern Book Company, 2004
3. Aiyer, Mitter, Law of Bails- Practice and Procedure, Law Publishers(India) Pvt. Ltd., 2012
4. P.V. Ramakrishna, Law of Bail, Bonds, Arrest and Custody, Lexis Nexis, 2008
5. P.K. Majumdar, Law of Bails, Bonds and Arrest, Orient Publication, 2012
6. Justice P.S. Narayana, Code of Criminal Procedure, ALT Publications, 2012
7. Bare Act of Bhartiya Nagarik Suraksha Sanhita, 2023

Sixth Semester

LLB

Subject: Law of Evidence⁷

Paper Code: LLB 304

L4 PSDA1 C5

Objective: This paper's objective is to (i) orient students with importance of evidence for establishment of claims and the related rules and principles on contemporary basis;(ii) enable students learn and understand the basic nuances of evidence collection, assessment of its nature and most importantly its appreciation using practical approach; and(ii)understand the difference between quantitative and qualitative analysis of piece of evidence for deciding a matter;

Course Outcome: The course is designed (i) to develop reflective thinking among students inculcating in them the critical sensibility as to life experiences gathered from societal interactions; (ii) to prepare them for court room practice of taking evidence on record, examination-in-chief, cross-examination and qualitative analysis of the evidences; and (iii) overall personality grooming to be smart lawyer capable of handling legal matters of all concerns.

Unit-I: Introduction and Relevancy

(Lectures-10)

- a. Evidence and its Relationship with the Substantive and Procedural Laws
- b. Definitions clause in Bharatiya Sakshya Adhiniyam,2023
- c. Principle of *res gestae*; Section 4 to 14 of Bharatiya SakshyaAdhiniyam,2023; Relationship between proof andevidence
- d. Types of Evidence, Theory of Relevancy, Admissibility, Reliability & Appreciationof Evidence in Court of Law, *factum probandum* and *factumprobans*, Evidence procured through illegal means
- e. Plea of Alibi, Test Identification Parade, Proving Conspiracy

Unit-II: Statement (confessions and Admissions) and its proof (Lectures-10)

- a. Admissions (types, nature, characteristics)
- b. Confessions (types, nature, characteristics)
- c. Oral Evidence, Documentary evidence(Primary & Secondary Evidence).
- d. Electronic evidence -Applications & Issues as per Bharatiya SakshyaAdhiniyam,2023.
- e. Dying Declarations.

Unit-III: Method of proof of facts

(Lectures-10)

- a. Presumptions (Nature, classifications)
- b. Burden of Proof, Reverse Burden of Proof, Estoppel.
- c. Expert Opinion
- d. Facts which need not be proved
- e. Privileged Communications.

⁷ The revised scheme and syllabus of different programs of USLLS and IP affiliated Law Colleges has been approved by 32nd Board of Studies of USLLS, GGSIPU on 12th June,2024 and Sub-Committee of Academic Council for USLLS,GGSIPU held on 27th July,2024. The revised scheme and syllabus will be applicable for every batch from Academic Session 2024-25.

Unit-IV: Emerging Areas in the Law of Evidence

(Lectures-10)

- a. Evidence by Accomplice [Rule of corroboration, Categories of accomplice]
- b. Definition of Witness, Witness Protection Scheme, Hostile Witness, Trap Witness
- c. Examination of Witness, Cross Examination, Leading Questions, Refreshing memory

PSDA (Professional Skill Development Activities)

1 Hrs/Week

- ❖ Visit to Court
- ❖ Case Study
- ❖ Visit to Forensic Lab
- ❖ Interaction with Stakeholders

Text Books:

1. M. Monir, *Law of Evidence*, LexisNexis, 2021
2. Rattan Lal Dheeraj Lal, *The Law of Evidence*, LexisNexis, 26th Edition, 2021.
3. Dr. V. Nageswara Rao, *The Indian Evidence Act*, LexisNexis Publication, 3rd Edition, 2023
4. Dr. S.R Myneni, *The Law of Evidence*, Asia Law House, 2023.

References:

1. Sudipto Sarkar & Prof. V.Kesava Rao, *Law of Evidence*, LexisNexis, 20th Edition, 2022
2. Avtar Singh, *Principles of Law of Evidence*, Central Law Publications, 2023.
3. Batuk Lal, *Law of Evidence*, Central Law Agency, 24th Edition, 2023.
4. S.S Wagh, *Basic Law Of Evidence: The Bharatiya Sakshya Adhinyam*, VinodPublication(P) Ltd., 2024
5. C D Field, *Commentary on Law on Oral and Documentary Evidence*, Delhi LawHouse, 4th Edition, 2024.

Sixth Semester

LLB
Subject: Property Law

Paper Code: LLB 308
L5 PSDA1 C5

Objectives: The objective of this paper is to: (i) focus on the study of classification of property and various related concepts in light of principles governing the transfer thereof; (ii) make them aware about the amendments and the interpretation of certain legal provisions by the courts taking place in property law regime through study of relevant case laws; and (iii) generate understanding and skills among students by acquainting them about ideals of transfer of property for critical assessment of wide range of property related issues.

Course Outcome: (i) to provide practical skills to handle property matters before courts; (ii) to polish drafting skills pertaining documents related to property like sale deed, gift deed, will, lease agreement, and mortgage, in the light of specific requirements of a particular kind of transfer; and (iii) update the students on the latest changes in law for handling such cases.

Unit-I: Concept of Property and General Principles Relating to Transfer of Property Interpretation Clause (Lectures-10)

- a. Definition of Transfer of Property
- b. Transferable and Non-Transferable Property
- c. Condition Restraining Transfer
- d. Transfer to an Unborn Person
- e. Rule against Perpetuity
- f. Vested and Contingent Interest
- g. Rule of Election

Unit-II: General Principles Governing Transfer of Immovable Property (Lectures-10)

- a. Transfer by Ostensible Owner
- b. Rule of Feeding Grant by Estoppel
- c. Rule of Priority
- d. Rule of *Lis Pendens*
- e. Fraudulent Transfer
- f. Rule of Part Performance

Unit III: Specific Transfe-I (Lectures-10)

- a. Mortgage
 - i. Definitions and Kinds of Mortgage
 - ii. Redemption and Foreclosure
 - iii. Contribution and Subrogation
- b. Sale
 - i. Meaning and Essentials of Sale
 - ii. Rights and Liabilities of Buyer and Seller
- c. Charge

Unit IV: Specific Transfer-II

(Lectures-10)

- a. Gift
- b. Lease
 - i. Meaning and Essential
 - ii. Types of Lease
 - iii. Duration of Lease
 - iv. Formation of Lease
 - v. Determination of Lease
 - vi. Provision as to 'Notice'
 - vii. Rights and duties of lessor and lessee
- c. Easement
 - i. Meaning and Essential
 - ii. Classification of Easement

PSDA (Professional Skill Development Activities)

1Hr/Week

- ❖ Drafting a Mortgage/Sale/Gift/Lease Deed
- ❖ Visit to Record Room
- ❖ Class Moot Court
- ❖ Awareness Camp

Text Books:

1. A.P. Singh and Ashish Kumar Srivastava, *Property Laws*, Lexis Nexis India, 2015
2. Rajni Malhotra Dhingra, *Transfer of Property Act, 1882 and Indian Easement Act, 1882*, Central Law Publication, Allahabad, 2017

Reference Books:

1. Mulla, *Transfer of Property Act*, Lexis Nexis, India, 2018
2. Poonam Pradhan Saxena, *Property Law*, Lexis Nexis, India, 2017
3. Vepa. P. Sarthi, (Rev.), G.C.V. Subha Rao, *Law of Transfer of Property Act*, Eastern Book Company, Lucknow & Delhi, 2012

List of Cases:

1. *Smt. Shanta bai. V. State of Bombay*, AIR 1958 SC 532: (1959) SCR 265
2. *Jumma Masjid, Mercara v. KodimaniandraDeviah*, AIR 1962 SC 847
3. *T. G. Ashok Kumar v. Govindammal*, (2010) 14 SCC 370
4. *Sardar Govind Rao v. Devi Sahai*, AIR 1982 SC 989
5. *Seth Ganga Dhar v. Shankar Lal*, (1959) SCR 509
6. *Pomal Kanji Govinji v. Vrajlal*, (1989) 1 SCC 458
7. *J.P Builders v. A Ramadas Rao*, (2011) 1 SCC 429
8. *Suraj Lamp & Industries Pvt Ltd. v. State of Haryana*, (2012) 1 SCC 656
9. *Associated Hotels of India v. R. N. Kapoor*, AIR 1989 SC 1262
10. *Delta Int. Ltd. v. Shyam Sunder Ganeriwalla*, AIR 1999 SC 2607

Sixth Semester

LLB

Subject: Code of Civil Procedure – II

Paper Code: LLB 310

L5 PSDA1 C5

Objectives: The objective of this paper is to: (i) enlighten the students as to procedural aspects relating to determination of civil litigation at trial level and recourses available thereafter; and (ii) provide systematic and coherent understanding regarding practical aspects and working of civil courts.

Course Outcome:(i) To train them in judgment writing, drawing of decree, execution proceedings, appeals, reference, review; and (ii) acquaint them about the after trial procedures like drawing of decree, execution petitions, appeals, review, revision, etc. preparing them to be profession ready.

Unit-I: Judgment and Decree

(Lectures – 10)

- a. Judgment: Definition, Essentials, Pronouncement, Contents, and Alteration
- b. Decree: Definition, Essentials, Types, Drawing up of a decree, Contents, and Decree in particular cases
- c. Interest
- d. Costs

Unit-II: Execution

(Lectures –10)

- a. Courts by which decree may be executed
- b. Payment under decree
- c. Application for Execution
- d. Mode of Execution
- e. Stay of Execution
- f. Questions to be determined by executing court

Unit-III: Appeals

(Lectures – 10)

- a. General provisions relating to appeals
- b. Appeals from original decree
- c. Appeals from appellate decrees
- d. Appeals from orders
- e. Appeals to the Supreme Court
- f. Appeals by Indigent persons

Unit-IV: Reference, Review and Revision

(Lectures – 10)

- a. Reference to High Court
- b. Review
- c. Revision

PSDA (Professional Skill Development Activities)

1 Hr/Week

- ❖ Judgment Writing
- ❖ Court Visit
- ❖ Group Discussions

Text Books:

1. Mulla, *Code of Civil Procedure* .Lexis Nexis , India 2017, (19thEdn)
2. Sarkar, *Code of Civil Procedure*, Lexis Nexis, India, 2016, (12thEdn.)
3. C.K. Takwani, *Civil Procedure with Limitation Act*, Eastern Book Company, Lucknow & Delhi, 2017 (8thEdn.)

References:

1. Code of Civil Procedure, 1908 (Relevant Provision)
2. S.K Raghuvanshi (ed.), *Tandon's Code of Civil Procedure*, Pioneer Printers, Delhi, 2016

List of Cases:

1. *Jalada Daland Uchha Bidyapith v. State of Orissa*, AIR 1993 Ori 257
2. *Judhistir v. Surendra*, AIR 1969 Ori 233
3. *Mahadeo Prasad Singh v. Ram Lochan* (1980)4 SCC354
4. *Shyam Singh v. Distt Collector Hamirpur*, 1993Supp(1) SCC693
5. *Manilal Mohanlal v. Sardar Sayed Ahmed*, AIR 1954 SC349
6. *Shivraj Patil v. Mahesh Madhaw*, AIR1987 SC 294
7. *Sarju Parsad v. S Jwaleshwari*, AIR 1951SC 120
8. *T D Gopalan v. Commerce HR& CE* , Madras, AIR 1972 SC 1716
9. *Madhusudan Das v. Narayani Bai*, AIR 1983 SC114
10. *Radha Madhav v. Gajadhar Singh*, AIR 1960 Sc 115
11. *State of Punjab v. Jagdev Singh Talwandi*, AIR 1984 SC 444
12. *Thungabhadra Industries Ltd. v. Govt of AP* , AIR 1964 SC 1372
13. *Major SS Khanna v. Brig FJ Dillon*, AIR 1964 SC 497
14. *Anil Rai v. State of Bihar*, AIR 2001 SC 3173

Sixth Semester

LLB

Subject: Public International Law

Paper Code: LLB 312

L5 PSDA1 C5

Objectives: This paper aims to enable students to (i) develop knowledge of the nature of public international law and the structure of the international legal system; (ii) define and understand the implications of the basic elements of public international law - its sources and subjects, the recognition and jurisdiction of States in international law and principles of State responsibility; and (iii) appreciate the significant differences and similarities of international law and domestic law

Course Outcome: (i) to develop a knowledge of several key areas of public international law including the law surrounding the use of force and treaty interpretation; (ii) critically examine the operation and application of international law in practical contexts; (iii) to undertake further specialization in the field of international law' and (iv) to develop requisite lawyering skills in public international law, preparing them as global professionals.

Unit-I: Introduction

(Lectures-10)

- a. Nature and Development of International Law
- b. Subject of International Law
- c. Concept of Subject of Law and of Legal Personality
- d. States: Condition of Statehood, Territory and Underlying Principles, Sovereignty
- e. International Organisation: Concept, Right and Duties under International Law
- f. Status of Individual
- g. Other Non-State Actors
- h. Relationship Between International Law and Municipal Law (UK, USA, India)
- i. Codification of International Law

Unit-II: Sources of International Law

(Lectures-10)

- a. Treaties
 - i. Nature, Scope and Types of Treaty
 - ii. Vienna Convention on Law of Treaties, 1969
 - iii. Accession to the treaty
 - iv. Ratification of Treaty
 - v. Reservation in the Treaty
 - vi. Termination of Treaty
- b. Custom
- c. General Principles of Law
- d. Jurist Works
- e. General Assembly Resolutions, Security Council Resolutions
- f. Other Sources

Unit-III: Recognition, Extradition and the Law of the Sea

(Lectures-10)

- a. Recognition
 - i. Theories of Recognition
 - ii. *Defacto*, *Dejure* Recognition
 - iii. Implied Recognition

- iv. Withdrawal of Recognition
- v. Retroactive Effects of Recognition
- b. Extradition and Asylum
 - i. State Jurisdiction
 - ii. Customary Law Basis
 - iii. Treaty Law
 - iv. The Nature of Obligation
- c. Law of The Sea
 - i. Territorial Sea
 - ii. Contiguous Zone
 - iii. Exclusive Economic Zone
 - iv. Continental Shelf
 - v. High Sea

Unit-IV: Contemporary International Issues

(Lectures-10)

- i. Prohibition of the Use of Force
- ii. Exceptions to the Prohibition: Individual and Collective Self Defence, Authorized or Recognized Military Actions
- iii. Responsibility to Protect
- iv. International Criminal Court

PSDA (Professional Skill Development Activities)

1Hr/Week

- ❖ Research Paper
- ❖ Moot Court
- ❖ Symposium on Contemporary Issues
- ❖ Analysis of International Treaties/Convention
- ❖ Discussion Forums

Text Books:

1. Oppenheim, *International Law*, Biblio Bazaar, LIC, 2010
2. James Crawford Brownlie, *Principles of International Law*, Oxford University Press, UK, 2019 (9th Edn.)

References:

1. Starke, *Introduction to International Law*, Butterworths Law, , UK, 2013 (11th Edn.)
2. Shaw, *International Law*, Cambridge University Press, 2008 (6th Edn.)
3. A. Boyle & C. Chinkin, *The Making of International Law, Foundations of Public International Law*, Oxford University Press, New York, 2007
4. R.P. Dhokalia, *The Codification of Public International Law*, Manchester University Press, United Kingdom, 1970
5. Mark Villiger, 'The Factual Framework: Codification in Past and Present', in *Customary International Law and Treaties*, Mark Villiger, pp.63-113, The Martinus Nijhoff, Netherlands, 1985
6. S.K. Kapoor, *International Law, Human Rights*, Central Law Agency, Allahabad, (8th Edn. 2018)
7. Brownlie, *International Law and the Use of Force by States*, Clarendon Press, Oxford, 1991

List of Cases:

1. *S.S. Lotus (France v. Turkey)*, PCIJ
2. *North Continental Shelf Case*, ICJ Rep., 1969
3. *Asylum Case*, ICJ Rep., 1950
4. *Right of Passage over Indian Territories (Portugal v. India)*, ICJ Rep., 1960
5. *Anglo Norwegian Fisheries Case*, ICJ Rep., 1951
6. *Vishaka v. State of Rajasthan*, AIR 1997 SC 3011
7. *Union of India v. Sukumar Sengupta*, AIR 1990 SC 1692
8. *Mubarak Ali Ahmed v. State of Bombay*, AIR 1957 SC 857
9. *Corfu Channel Case*, ICJ Rep., 1949
10. *Libya v. Tunisia Continental Shelf Case*, ICJ Rep., 1982

Seventh Semester

LLB

Subject: Labour Law –I

**Paper Code: LLB 401
L4 PSDA 1**

Objectives: This paper aims to enable the students to (i) appreciate the *raison d'être* behind the constitutional and legislative mandate for minimum wage; (ii) analyse the judicial delineation of an employer's liability, as against an accident arising out of and in the course of employment with special reference to the notional extension of employment, to pay compensation in certain cases; (iii) view the health, safety and welfare measures contemplated for workers in a comprehensive manner, especially in light of the LPG, and to suggest stock of the reforms needed; and (iv) analyse the insurance requirements of the workers from a multifarious perspective; (v) to appreciate the maternity benefit in a holistic perspective.

Course Outcome: Students will be in a position to (i) critically appraise the latest labour legislations; (ii) compare and contrast the positions of employer- employee in labour relations; and (iii) equip to handle labour disputes confidently.

Unit-I: The Industrial Relations Code, 2020

(Lectures- 10)

- a. Applicability
- b. Features
- c. Definitions
 - i. Appropriate Government
 - ii. Employer
 - iii. Employee
 - iv. Worker
 - v. Industry
 - vi. Industrial Dispute
 - vii. Certifying Officer
 - viii. Standing Order
 - ix. Trade Union
- d. Bi- Partite Forums (Chapter- II)
 - i. Work Committee (Section 3)
 - ii. Grievance Redressal Committee (Section 4)
- e. Trade Unions (Chapter- III)
 - i. Registration of Trade Union (Section 5)
 - ii. Criteria for registration (Section 6)
 - iii. Provision to be contained in constitution or rules of Trade Unions (Section 7)
 - iv. Application for registration, alteration of name and procedure thereof (Section 8)
 - v. Registration of Trade Union and cancellation thereof (Section 9)
 - vi. Appeal against non- registration or cancellation of registration (Section 10)
 - vii. Communication to trade union and change in its registration particulars (Section 11)
 - viii. Incorporation of a registered trade union (Section 12)
 - ix. Certain Acts not to apply to registered trade unions (Section 13)
 - x. Recognition of negotiating union or negotiating council (Section 14)
 - xi. Objects of general fund, composition of separate fund and membership fee of trade union (Section 15)
 - xii. Immunity from criminal conspiracy (Section 17)
 - xiii. Enforceability of agreement (Section 18)

- xiv. Right to inspect books of Trade Union (Section 19)
 - xv. Rights of minor to membership of trade union (Section 20)
 - xvi. Disqualification of office bearers of trade union (Section 21)
 - xvii. Adjudication of disputes of trade unions (Section 22)
 - xviii. Proportion of office bearers to be connected with industry (Section 23)
 - xix. Change of name, amalgamation, notice of change and its effect (Section 24)
 - xx. Dissolution (Section 25)
 - xxi. Annual Return (Section 26)
 - xxii. Recognition of trade union at Central and state Level (Section 27)
- f. Standing Orders (Chapter IV)
- i. Application of standing order and related provisions (Section 28-41)
 - ii. Making of model standing orders by central government and temporary application
 - iii. Preparation of draft standing orders by employers and procedure for certification
 - iv. Certifying officers and appellate authority to have powers of civil courts
 - v. Appeals and evidence

Unit-II: The Industrial Relations Code, 2020

(Lectures- 10)

- a. Voluntary reference of disputes to arbitration (Section 42)
 - i. Mechanism for resolution of industrial Disputes (Section 43) (Chapter VII)
- b. Conciliation Office
- c. Industrial Tribunal
- d. National Industrial Tribunal
- e. Procedure and powers of arbitrator, conciliation officer, tribunal and national industrial tribunal
 - i. Strike and Lock outs (Section 62-64) (Chapter VIII)
 - ii. Lay- off, Retrenchment and closure (Section 65- 76)
- f. Workers Re-skilling Fund (Section 83) (Chapter –XI)
 - i. Unfair labour practice (Section 84) (Chapter –XII)
 - ii. Offences and penalties (Chapter –XIII)

Unit-III: Code on Wages, 2020

(Lectures- 10)

- a. Applicability
- b. Definitions
 - i. Workers
 - ii. Wages
 - iii. Minimum wages
 - iv. Floor wages
 - v. Deduction
- c. Minimum wages (Chapter II)
- d. Fixation of minimum wages
- e. Components of minimum wages
- f. Procedure for fixing and revising minimum wages
- g. Power of central government to fix floor wage
- h. Wages of employee who work for less than normal working day
- i. Wages for two or more classes of work
- j. Minimum time rate wages for piece work
- k. Fixing hours of work for normal working day
- l. Wages for overtime work

Unit-IV: Code on Wages, 2020

(Lectures- 10)

- a. Payment of wages (Chapter III)
 - i. Mode of payment of wages (Section 15)
 - ii. Fixation of wage period (Section 16)
 - iii. Time limit for payment of wages (Section 17)
 - iv. Deductions which may be made from wages (Sections 18, 20- 25)
 - v. Fines (Section 19)
- b. Payment of Bonus (Chapter IV)
 - i. Eligibility for bonus etc
 - ii. Disqualification for bonus
- c. Advisory Board (Chapter V)
- d. Inspector cum –Facilitator (Chapter VII)
 - i. Appointment of inspectors-cum-facilitators and their powers
- e. Offences and penalties (Chapter VIII)

PSDA (Professional Skill Development Activities)

1 Hr/Week

- ❖ Student Lecture and Presentation: To support the development of theoretical construct.
- ❖ Case study Method: Better understanding of the case structure and interpretation of law and procedure.
- ❖ Group Discussions on the recent issues revolving the new concepts as per the new Act.
- ❖ Expert in the area will also be invited to speak to deal with the practical aspects.

Text Books:

1. S.N. Mishra, *Labour and Industrial Law*, Central Law Publication, Allahabad, 2013
2. Goswami, *Labour and Industrial Law*, Central Law Agency, Allahabad, 2011
3. GB Pai, *Labour Law in India*, Vol. 1., Butterworth's India, New Delhi, 2001,
4. The Industrial relations code ,2019-Ministry of Labour and Employment -labour.gov.in

Reference books:

1. BD Singh, *Labour Law for Managers*, Excel Books, New Delhi, 2007, (Chapter 1)
2. Bruce E. Kaufman, *Industrial Relations*, ILO, Geneva, 2006
3. EM Rao, *Industrial Jurisprudence*, Lexis Nexis, New Delhi, 2004, Chapter 1.
4. Indian Law Institute, *Cases and Materials on Labour Law and Labour Relations*
5. O.P. Malhotra, *The Law of Industrial Disputes (Volume-I)*, Lexis Nexis, 2015
6. S.C. Srivastava, *Industrial Relations and Labour Law*, Vikas Publishing House, New Delhi
7. ZMS Siddiqi and M. Afzal Wani, *Labour Adjudication in India*, ILI, New Delhi, 2001
8. Manupatra ,Labour Law Reforms :Labour Code on Industrial Relations

List of Cases:

1. *Banglore water supply v. A.Rajappa*, 1978 AIR 548
2. *State of Bombay v. Bombay Hospital Mazdoor Sabha*, 1960 AIR 610
3. *D.N. Banerjee v. P.R. Mukherjee*,1953 AIR 58
4. *In University of Delhi v. Ram Nath*, 1963 AIR 1873
5. *Workmen ofDimakuchi Tea Estate v. Management ofDimakuchi Tea Estate*, 1958 AIR 353

6. *Tamil Nadu N.G.O. Union v. Registrar Trade Unions*, 1962 AIR 234 Mad.
7. *State of Bihar v. Deodhar Jha*, 1958 AIR 51 Pat.
8. *Tata Iron and Steel Co. v. Workmen*, 1972 AIR 1917
9. *L.H. Factories and Oil Mills, Pilibhit v. State of U.P.* (1961) I LLJ 686.

Seventh Semester

LLB
Subject: Competition Law

Paper Code:LLB 403
L5 PSDA1 C5

Objectives: This paper aims to (i)offer a basic and effective grounding to students in Indian competition law and policy; and (ii) explore inter-relation of competition law with other areas of law.

Course Outcome: (i)Upon successful completion of this course, students will have advanced understanding of foundation principles, substantive provisions, economic concerns behind the anti-competitive conduct prohibitions, abuse of dominance, associated institutions like CCI, procedures involved in enforcement, penalties and remedies for breach of the rules; and (ii)students get job opportunities in related field; and (iii) synthesise and critically analyse international instruments and emerging issues at national and global level.

Unit-I: Introduction to the Competition Law

(Lectures-10)

- a. Definition of enterprise and competition and importance of competition in the market
- b. The evolving role of efficiencies in Competition Law
- c. Nature, Scope and Objectives of Competition Law
- d. Historical Development of competition law in USA, UK, Europe
- e. Overview of MRTP Act,1969 and Monopolies Inquiry Commission, 1965.
- f. Overview and analysis of Raghavan Committee Report
- g. Interface between Competition and IPR & between Competition and Trade

Unit-II: Anti-Competitive Agreement and Abuse of Dominant Position

(Lectures-10)

- a. Perspective of Appreciable Adverse Effect, Rule per se and Rule of Reason
- b. Nature and scope of horizontal and vertical agreements affecting competition under the Competition Act, 2002
- c. Cartelization, Bid-Rigging, collusive bidding
- d. Importance of Relevant market in context of Dominant position
- e. Exploitative and exclusionary abuses
- f. Predatory pricing, predatory behavior

Unit-III: Combination and Competition Commission of India

(Lectures-10)

- a. Regulation of combination in the competitive market and its challenges
- b. Scope and impact of merger and amalgamation
- c. Treatment of joint venture under Indian competition law
- d. Nature, scope, function of Competition Commission of India
- e. Powers of NCLT, Competition Advocacy

Unit-IV: International Instruments related to Competition Law and Emerging Trends

(Lectures-10)

- a. Competition law and practice in context of GATT, GATS , TRIMS and TRIPS
- b. Study of Competition policy and practice in context of UNCTAD, OECD
- c. Scope of European Competition law within Treaty on the Functioning of the European Union
- d. International Competition Network and Competition Law
- e. Economics in Competition law and practice; Oligopoly
- f. Competition in Cyberspace ; Cross-border competition issues

- ❖ Visit to CCI
- ❖ Study/Analysis of cases decided by CCI, NCLT
- ❖ Seminar & essay competition based on contemporary issues of competition law
- ❖ Interaction with Stakeholders

Text Books:

1. Richard Whish & David Bailey, *Competition Law*, Oxford University Press, US, 2015 (9thEdn.)
2. Vinod Dhall (ed.), *Competition Law Today: Concept Issues and Law in Practice*, Oxford University Press, New Delhi, 2019 (2ndEdn.)
3. S.C Tripathi, *Competition Law*, Central Law Agency, Allahabad, 2019
4. T Ramappa, *Competition Law in India: Policy, Issues and Developments*, Oxford University Press, New Delhi, 2014(3rdEdn.)
5. Srinivasan Parthasarathy, *Competition Law in India*, Kluwer Law International, The Netherlands, 2019(5thEdn.)

References:

1. D.P.Mittal, *Taxmann's Competition Law and Practice*, 2007 (3rdEdn.)
2. *Universal's Guide to Competition Law in India*, Universal Law Publishing Company, New Delhi, 2003
3. T. Ramappa, *Competition Law in India: Policy, Issues and Development*, Oxford University Press, US, 2014 (3rdEdn.)
4. Aditi P Talati & Nahar S. Mahala, *Competition Act, 2002: Law, Practice and Procedure*, Commercial Law Publishers, New Delhi, 2006
5. Avtar Singh & Harpreet Kaur, *Introduction to Law of Tort and Consumer Protection*, Lexis Nexis-Universal, India, 2020 (3rdEdn.)

List of Cases:

1. *BrahmDutt v. Union of India*, AIR 2005 SC 730
2. *CCI v. Steel Authority of India & Anr.* (2010) 10 SCC 744
3. *Excel Crop Care Ltd. v. CCI* (2017) 8 SCC47
4. *CCI v. Co-ordination Committee of Artists and Technicians of W.B Film and Television*, SC Civil Appeal no.6691 of 2014
5. *Builders Association of India v. Cement Manufacturers*, Case no.29/2010,CCI
6. *All India Tyres Dealers Federation v. Tyres manufacturers*, 2013 COMP LR 92 (CCI), http://www.cci.gov.in/sites/default/files/202008_0.pdf
7. *Exclusive Motors Pvt. Ltd. v. Automobile Lamborghini SPA*, Case no.52/2012,CCI.
8. *Shamsher Katariav. Honda Siel Cars India Ltd.*, 2014 Comp LR 1 (CCI)
9. *Belaire Apartment Owner's Association v. DLF Ltd & HUDA*, 2011 Comp LR 0239(CCI)
10. *Jagmohan Chhabra and Shalini Chhabra v. Unitech*, 2011 Comp LR 31(CCI)
11. *MCX Stock Exchange v. National Stock Exchange Ltd.*, 2011 Comp 129 (CCI)
12. *Sh. Surinder Singh Barmiv. Board for Control of Cricket in India (BCCI)*, (2013) 113 CLA579(CCI)
13. *Ajay Devgan Films Informant v. Yash Raj Films Private Limited & Others*, Case No. 66 of 2012 (CCI)

14. *Etihad Airways and Jet Airways Combination Order, CCI*, Order dated November 12, 2013 (Combination Registration No. C-2013/05/122), <https://www.cci.gov.in/sites/default/files/C-2013-05-122%20Order%20121113.pdf>
15. *PVR and DT Cinemas Combination Order, CCI*, Order dated May 4, 2016 (Combination Registration no. C-2015/07/288), <http://www.cci.gov.in/sites/default/files/event%20document/C-2015-07-288.pdf>

Seventh Semester

LLB
Subject: Company Law

Paper Code: LLB 405
L4 PSDA1

Objectives: This course aims to: (i) equip the students to get in-depth knowledge of various concepts, principles, procedures and statutory authorities in accordance with current legal requirements and professional standards under the Companies Act and other associated statutes; (ii) Define and demonstrate the basic concepts, nature and Doctrines of Corporate Law and understand the minimum standard for formation & incorporation of company; (iii) classify and analyse the fundamental, sources and classification of corporate financing; and (iv) critically evaluate the concept of Corporate Social Responsibility and Corporate Liquidation, and analyse the role of NCLT and IBC for winding up company.

Course Outcome: The expected course outcome is: (i) After the completion of the course, students will be able to take up legal issues related to company law; (ii) assess the role of NCLT/ NCALT to protect creditors or shareholders and investors; (iii) evaluate the contents of Management of Company, and corporate governance, incorporating new concepts of corporate accountability; (iv) Undertake company law matters before statutory authorities and courts of law

UNIT-I: Incorporation and Formation of Company

(Lectures-10)

- a. Definition, Nature and Concept of Corporate Personality
- b. Advantages and Disadvantages of Incorporation, lifting of corporate veil
- c. Different Kinds of Companies: One person Company, Foreign Company, Multinational, Transnational Corporations, Companies not for profit, Family business.
- d. Mode of Incorporation
 - i. Memorandum of Association
 - ii. Articles of Association
 - iii. Promotion, Incorporation, registration, commencement of company
- e. Doctrines
 - i. Doctrine of Constructive Notice
 - ii. Doctrine of Indoor Management
 - iii. Doctrine of Ultra Vires

UNIT-II: Corporate Financing

(Lectures-10)

- a. Prospectus and its Kinds
- b. Classification of Company Securities
- c. Shares and Share Capital - Concept, Nature and Kinds of Shares and Share Capital, Issue and Allotment of Shares.
- d. Debentures- Concept, Nature and Kinds, Debenture Bond, remedies of debenture holders.
- e. Transfer and Transmission of shares.
- f. Borrowing and Lending- Inter-Corporate Loans
- g. Financial Fraud- A Case Study of Vijay Mallya etc.
- h. Fraudulent Practices to Finance Family Business in India: A Case Study of Nirav Modi, Yes bank etc.
- i. Role of Court to Protect Interests of Creditors and Shareholders, Class Action Suits, Derivative Actions, Shareholders Rights- A Case Study of Tata Cyrus Mistry etc.

UNIT-III: Company Management and Corporate Governance

(Lectures-12)

- a. Company Management- Position, powers, duties of directors, appointment of directors, and removal of directors.
- b. kinds of directors- Independent Director, Women Director.
- c. Company Meetings- Kinds of Company Meetings and Procedure.
- d. Majority Rule, Prevention of Oppression and Mismanagement
- e. Investor Protection
- f. Insider Trading- Concept of Insider Dealings and its Prohibition
- g. Corporate Fraud
- h. Accounts and Audit, powers, duties and liabilities of auditors, appointment and removal of auditors.
- i. Corporate Governance- Meaning, Need, Current developments, corporate governance in India.

UNIT-IV: Corporate Social Responsibility and Corporate Liquidation (Lectures-8)

- a. Corporate Social Responsibility
 - i. Concept, Evolution and Emerging Trends of CSR
 - ii. CSR under Company Act
 - iii. Corporate legal liability - civil, criminal and environmental.
- b. Winding up of Company
 - i. Concept of winding up and Dissolution of Company
 - ii. Compulsory winding up of company
 - iii. Winding up of company under Insolvency and Bankruptcy Code 2016
 - iv. Role of NCLT/ NCALT in winding up
 - v. Consequences of winding up order, Role of Liquidator
 - vi. Liability of past members, preferential payments, unclaimed dividends

PSDA (Professional Skill Development Activities)

1 Hr/Week

- ❖ Preparation of document of registration of a Company
- ❖ One class based Moot Court competition
- ❖ Visit to a Corporate office

Text Books:

1. A.K.Majumdar & G.K Kapoor, *Company Law and Practice*, Taxmann Publications Pvt. Ltd., Delhi, 2019 (24th Edn.)
2. Avtar Singh, *Company Law*, Eastern Book Company, Lucknow, 2018 (17th Edn.)
3. Saleem Sheikh & William Rees, *Corporate Governance and Corporate Control*, Cavendish Publishing Ltd., London, 1995
4. Taxmann, *Companies Act*, Taxmann Publication Pvt. Ltd., New Delhi, 2019 (11th Edn.)
5. Taxmann, *A Comparative Study of Companies Act*, Taxmann Publication Pvt. Ltd., New Delhi, 2013
6. Paul L. Davies, *Gower and Davies: Principles of Modern Company Law*, Sweet & Maxwell, 2016 (10th Edn.)
7. C.R. Datta, *Datta on the Company Law*, Lexis Nexis, Butterworths Wadhwa, 2017(7th Edn.)
8. Ramaiya, *Guide to the Companies Act*, Lexis Nexis, Butterworths Wadhwa, 2015(18th Edn.)

Reference Books:

1. Brenda Hannigan, *Company Law*, Oxford University Press, UK, 2018 (5thEdn.)
2. C.A. Kamal Garg, *Bharat's Corporate and Allied Laws*, Bharat Law House Pvt. Ltd., Delhi, 2018 (8thEdn.)
3. Dr. Charles Wild & Dr. Stuart Weinstein Smith and Keenan, *Company Law*, Pearson, London, 2009
4. David Kershaw, *Company Law in Context*, Oxford University Press, UK, 2012
5. Institute of Company Secretaries of India, *Companies Act, 2013*, CCH Wolters Kluwer Business (The Netherlands), Delhi, 2015
6. J. P. Sharma, *An Easy Approach to Corporate Laws*, Ane Books Pvt. Ltd., New Delhi, 2015
7. J. Charlesworth & Geoffrey Morse, Charlesworth and Morse, *Company Law*, Sweet & Maxwell, London, 1995
8. Lexis Nexis, *Corporate Laws, 2013* (Palmtop Edition)
9. L. C. B. Gower, *Principles of Company Law*, R. Cambay & Co. Pvt. Ltd., Kolkata, 1997
10. Munish Bhandari, *Professional Approach to Corporate Laws and Practice*, Bharat Law House, Jaipur, 2018
11. S. Kannal & V.S. Sowrirajan, *Company Law Procedure*, Taxman's Allied Services (P) Ltd., New Delhi Year
12. K.C. Garg, R.C. Chawla, Vijay Gupta: *Company Law*, Kalyani Publishers, New Delhi 2014
13. V.S. Datey, *Guide to Tax and Corporate Laws*, Taxmann Publications Private Limited, Delhi, 2010
14. M.C. Kuchhal, *Modern Indian Company Law*, Mahavir Publications, Delhi, 2015
15. H.K. Saharay, *Company Law*; Universal Law Publishing Co., Delhi, 2016

List of Cases:

1. *Ganga Reddy v. MG-6 Wholesome Market (India) (P) Ltd.* (2019) 4 Comp LJ 451 (NCLT)
2. *Anant Rathi Commodities Ltd. v. Encore Natural Polymers (P) Ltd.* (2019) 4 Comp LJ 508 (Bom).
3. *Unitech Ltd. v. Registrar of Companies, Delhi and Haryana and Sunil Keswani* (2019) 4 Comp LJ 537 (Del).
4. *Atlas Cycles (Haryana) Ltd. and Ors. v. Vikram Kapur and Ors.* (2019) Comp LJ 543 (NCLAT)
5. *V.R.G. Healthcare (P) Ltd. and Ors. v. Ganesh Ramchandra Chakkarwar* (2019) 4 Comp LJ 561 (NCLAT)
6. *Shiv Kumar Agarwal v. Lal Chand Singhal and Moongipa Investments Ltd, and Others v. Lal Chand Singhal* (2019) 4 Comp LJ 577 (NCLAT)
7. *Man Industries (India) Ltd. v. State of Maharashtra* (2019) 151 CLA 309 (Bom.)
8. *SBI Global Factors Ltd. v. Official Liquidator of Minar International Ltd.* (2019) 151 CLA 337 (Bom.)
9. *Smiti Golyan and Anr. v. Nulon India Ltd. and Ors.* (2019) 151 CLA (Snr.) 5 (NCLAT)
10. *Manoj Bathla and Ors. v. Vishwanath Bathla and Anr.* (2019) 151 CLA (Snr.) 5 (NCLAT)
11. *Salomon v. Salomon & Co., Ltd.* (1897) A.C. 22 (H.L.); (1895-95) All ER Rep. 33 11
12. *Daimler Co., Ltd. v. Continental Tyre and Rubber Co. (Great Britain) Ltd.*, 1916 AC 307: (1916-17) All ER Rep. 191
13. *Lee v. Lee's Air Farming, Ltd.* (1960) 3 All E.R. 420
14. *Workmen v. Associated Rubber Industries Ltd.* (1985) 4 SCC 114: (1986) 59 Comp. Cas. 134 (SC) 65
15. *Ashbury Railway Carriage and Iron Co. Ltd. v. Riche* (1875) L.R.7 H.L. : (1874-80) All ER Rep. 2219 (HL) 79
16. *Dr. A. Lakshmanaswami Mudaliar v. Life Insurance Corporation of India*, AIR 1963 SC 1185
17. *Royal British Bank v. Turquand* (1856) 119 ER 886 : (1843-60) All ER Rep. 435
18. *Foss v. Harbottle* (1843) 2 Hare 461 : (1843) 67 ER 189 178
19. *Shanti Prasad Jain v. Kalinga Tubes Ltd.*, AIR 1965 SC 1535 199

Seventh Semester

Seventh Semester

LLB

Subject: Law and Emerging Technology*

Paper Code: LLB 407

L5 PSDA1 C5

Objectives: The objective of this paper is to inform students about various new technologies and their social, political aspects along with the regulations.

CO1 : To provide guidance for articulating the challenges posed by advancing technologies into the various realms of society including law and means to combat the same;

CO2: To provide a clear demonstration of inter-disciplinary approach of learning acquainting students about fundamental as well as procedural knowledge of amalgamation of law with technology helping them to attain relevant skills for employment opportunities; and

CO3: To undertake further researches into the fields of advancing technology which is novel to legal regime.

Unit-I: Introduction: Notion of Technology (Lectures-10)

- a) Emergence of Technology and Industrial Revolution
- b) Legal Order and Technological Innovation
- c) Law, Ethics and Technology
- d) Disruptive Technology – Nature, Scope and Impact on Society
- e) Artificial Intelligence – Emerging Legal Issues
- f) Blockchain, Internet of Things – Emerging Legal Issues

Unit-II: E-Commerce (Lectures-10)

- a) Model Law of E-Commerce
- b) Online Contracting
- c) Jurisdiction Issue in E-Commerce
- d) Digital Signature/Electronic Signature
- e) E-payment, E-Banking

Unit-III: Cyber Crime (Lectures-10)

- a) Jurisdiction Issue in Cyber Crime
- b) Cyber Crime under Information Technology Act: National Perspective
- c) Cyber Crime under Information Technology Act: International Perspective
- d) International Convention on Cyber Crime
- e) Mobile Phones Crimes

Unit - IV: Genetic and Medical Technologies (Lectures-10)]

- i. Genetic Technologies
 - a. Environment Effect: Environment Protection Act
 - b. Genetic Engineering and Plant Variety Act

* The revised scheme and syllabus of different programs of USLLS and IP affiliated Law Colleges has been approved by 32nd Board of Studies of USLLS, GGSIPU on 12th June,2024 and Sub-Committee of Academic Council for USLLS,GGSIPU held on 27th July,2024. The revised scheme and syllabus will be applicable for every batch from Academic Session 2024-25.

- c. Natural Resources and Bio-Diversity Act
 - ii. Medical Technologies
 - a. Medical Technologies and Forensic Science
 - i. DNA Profiling
 - ii. Brain Mapping
 - iii. Narco-analysis
 - iv. Handwriting
 - v. Any other new Forensic Science
 - b. Medical Technologies and Drugs
 - i. Patent Protection
 - ii. Life Saving Drugs
 - iii. Generic Drugs
 - iv. National Drugs Policies
 - c. Medical Technologies and New Areas
 - i. Organ Transplantation
 - ii. Experiment on Human Beings
 - iii. Sex Determination Test
 - iv. Designer Baby
 - v. Abortion
 - vi. Cloning
 - vii. Artificial Reproductive Technologies

PSDA (Professional Skill Development Activities)

1 Hrs/Week

- ❖ Practical Exercise on an E-Contract
- ❖ Trial of a Cyber Crime
- ❖ Visit to Cyber Forensic department of Cyber Cell
- ❖ Visit to a leading Hospital in Delhi
- ❖ Interaction with Service Provider

Text Books:

1. *UNCITRAL Model Law of Ecommerce, 1996*
2. Vakul Sharma, *Information Technology Law and Practice*, Universal Law Publishers, 2011 (3rd Edn)
3. Harish Chander, *Cyber Laws and IT Protection*, PHI Learning Pvt. Ltd., 2012
4. Nandan Kamath, *Law Relating to Computers, Internet and Ecommerce*, Universal Law Publishing Co., Ltd., 2006

References:

1. Bernard E. Rollin, *Science and Ethics*, Cambridge University Press, 2006
2. Nandita Adhikari, *Law and Medicine*, Central Law Publication, 2012
3. World Customs Organization, *Study Report on Disruptive Technologies*, (June 2019)
4. Cuntz, A., Fink C. and Stamm H. (2024), “*Artificial Intelligence and Intellectual Property: An Economic Perspective*”, WIPO Economic Research Working Paper No. 77, Geneva: World Intellectual Property Organization.
5. Pavan Duggal, *Mobile Law*, Universal Law Publishing Co., Ltd., 2012
6. UN Office on Drugs and Crime, *Comprehensive Study of Cyber Crime* (Report)
7. Arvind Kumar, Gobind Das, *Biodiversity, Biotechnology and International Knowledge: Understanding Intellectual Property Rights*, NarosaBook Distributors Pvt. Ltd., 2010

8. Jaiprakash G. Shevale, *Forensic DNA Analysis: Current Practices and Emerging Technologies*, 2013
9. Lori B. Andrews, Maxwell J. Mehlman, Mark A. Rothstein, *Genetics: Ethics, Law and Policy*, Gale Cengage, 2010 (3rd Edn)
10. Evanson C. Kamau, Gerd Winter, *Genetic Resources, Traditional Knowledge and the Law: Solutions for Access and Benefit Sharing*, Routledge, 2013
11. Sapna Rathi, *Sex Determination Test and Human Rights*, Neha Publishers & Distributors, 2011
12. Anja J. Karnein, *A Theory of Unborn Life: From Abortion to Genetic Manipulation*, Cambridge University Press, 2000
13. David Price, *Legal and Ethical Aspects of Organ Transportation*, Cambridge University Press, 2000
14. Kerry Lynn Macintosh, *Illegal Beings: Human Clones and the Law*, Cambridge University Press, 2005
15. Katarina Trimmings & Paul Beaumont, *International Surrogacy Arrangements*, 2013

Seventh Semester

LLB
Subject: Intellectual Property Rights-I

Paper Code: LLB 409
L5 PSDA1 C5

Objectives: This course objective is to: (i) acquaint the students with basics and fundamentals of intellectual property rights with special reference to Indian law and practice; (ii) initiate critical thinking as to grant or non-grant of IPRs; and (iii) enlighten students about the national and international concerns about granting protection to the intellectual property and its relevance in the globalized world; and (iv) cover specific kinds of IPRs in details.

Course Outcome: The expected course outcome is: (i) to equip students to handle practical operations on field; (ii) lay down the foundations of the subject for every student which would help them in future endeavors, academic and commercial; (iii) prepare students, with practical approach, to help clients/organization in the matters of acquisition, maintenance or infringement of such rights; and (iv) impart required skills to become IPR practitioner.

Unit-I: Fundamentals and Development of Intellectual Property **(Lectures-5)**

- a. Origin and Development of Intellectual Property Rights
- b. Nature, scope and concept of IPRs
- c. Justification of protection and theories of IPRs
- d. International Conventions and Treaties: Paris Convention, Berne Convention, WIPO and TRIPS

Unit-II: Copyright **(Lectures -15)**

- a. Introduction to Copyright Law
- b. Idea-expression dichotomy
- c. Subject matter of copyright
- d. Rights under copyright
- e. Ownership and authorship of Copyright
- f. Term of Copyright
- g. Assignment and Licensing
- h. Infringement and remedies
- i. Fair Use and Exceptions
- j. Neighbouring rights

Unit-III: Designs **(Lectures -10)**

- a. Industrial Design: Nature and Concept
- b. Brief outline of International Conventions
- c. Registration of Design
- d. Effect of registration
- e. Piracy in designs and remedies thereof
- f. Authorities and their powers
- g. Overlapping of designs with Copyright and trade marks

Unit -IV: Patents **(Lectures-10)**

- a. Meaning of Patent

- b. Brief Outline to International Conventions
- c. Conditions of Patentability
- d. Procedure for filing patent application
- e. Revocation and surrender of patents
- f. Compulsory Licensing
- g. Use of Patents by the Government for its own use
- h. Parallel Imports
- i. Infringement and Remedies
- j. Rights and limitations of patents
- k. Penal provisions

PSDA (Professional Skill Development Activities)

1 Hr/Week

- ❖ Writing Research Papers
- ❖ Case Presentations
- ❖ Filing the applications for registration

Text Books:

1. A.C. Kankanala, *Indian Patent Law and Practice*, Oxford India Paperbacks, 2012
2. Alka Chawla, *Law of Copyright: Comparative Perspective*, Lexis Nexis, Delhi 2013
3. B.L. Wadhwa, *Law Relating to Intellectual Property*, Universal Law Publishing, Delhi, 2014 (5th Edn.)
4. N.S. Gopalakrishnan & T.G. Ajitha, *Principles of Intellectual Property*, Eastern Book Company, Lucknow, 2014 (2nd Edn.)
5. P. Narayanan, *Intellectual Property Law*, Eastern Law House, Delhi, 2017 (3rd Edn.)
6. Siva Vaidhyanathan, *Intellectual Property: A Very Short Introduction*, Oxford University Press, New York, 2017
7. V. K. Ahuja, *Intellectual Property Rights*, Lexis Nexis, Delhi, 2017
8. W.R. Cornish, *Intellectual Property: Patents, Copyright, Trademark and Allied Rights*, Universal Law Publishing, Delhi, 2001
9. WIPO, *Intellectual Property Handbook: Policy, Law and Use*, Geneva, 2004 (2nd Edn.)
10. S. Sivakumar and Lisa P. Lukose, 'Broadcasting Reproduction Right in India : Copyright and Neighbouring Rights Issues', Indian Law Institute, New Delhi, 2013
11. Lionel Bently and Brad Sherman, *Intellectual Property Law*, Oxford University Press, Oxford, 2014, (4th Edn.)

References:

1. Jayashree Watal, *Intellectual Property Rights in the WTO and Developing Countries*, Oxford University Press, India, 2001
2. M. Sakthivel, *Broadcaster's Rights in the Digital Era: Copyright Concerns on Live Streaming*, The Brill-Nijhoff, The Netherlands, 2020
3. Catherin Colston and Jonathan Galloway, *Modern Intellectual Property Law*, Routledge, UK, 2010 (3rd Edn.)
4. Chris Reed, *Internet Law: Text and Materials*, Delhi: Universal Law Publishing Co. under special arrangement with Cambridge University Press, U.K., 2010 (2nd Indian Reprint)

List of Cases:

1. *Sap Aktiengesellschaft & Anr. v. Mr. Sadiq Pasha, Proprietor*, 2011 (46) PTC 335 (Del)

2. *R G Anand v. Deluxe Films*, AIR 1978 SC 1613
3. *University of London Press Ltd. v. University Tutorial Press Ltd.* (1916) 2 Ch. D 601)
4. *AmarNath Sehgal v. Union of India* (2005) 30 PTC 253
5. *Macmillan v. K J Cooper*, AIR 1924 PC 75
6. *John Wiley and Inc v. Prabhat Chander*, 2010 (44) PTC 675 (Del)
7. *UrmiJuvekar v. Global Broadcast News Ltd.* 2008 (36) PTC 377 (Bom)
8. *Eastern Book Company v. D.B. Modhak*, 2008 (36) PTC 1 (SC)
9. *Donoghue v Allied Newspapers Ltd*, (1937) 3 All ER 503
10. *Bharat Glass Tube Limited v. Gopal Glass Works Limited*, 2008 (37) PTC I (SC)
11. *Reckitt Benckiser (India) Ltd. v. Wyeth Limited*, 2010 (44) PTC 589 (Del (DB))
12. *Crocs Inc. USA v. Bata India Ltd.* CS (COMM) No. 772/2016)
13. *Bayer Corporation v. Natco Pharma Limited*, 2014(60) PTC 277 (BOM)
14. *Novartis AG v. Union of India* (2013) 6 SCC 1

Seventh Semester

LLB

Subject: Elective Paper - I

Paper Code: LLB 411

L5 PSDA1 C5

Any one of the following elective papers:

- a) Election Laws
- b) Socio – Economic Offences
- c) Private International Laws
- d) Law poverty and development

Seventh Semester

LLB
Subject: Election Law

Paper Code: LLB 411 (a)
L5 PSDA1 C5

Objectives: This paper's objective is to: (i) acquaint the students regarding various intricacies of the Elections Law such as Power and Function of Election Commission of India, Disqualification, Nomination including electoral corrupt practices, which will facilitate them to choose responsive representatives for good governance; (ii) discuss anti-defection law, NOTA, role of social media and electronic/print media and (iii) understand and appreciate historical evolution of election law in India to enrich disciplinary knowledge.

Course Outcome: The course is designed to (i) make Students aware of the current trends in election law regime, and also become informed citizens; and (ii) Learn about the procedures for filing election petitions and making them aware about the correct forum to approach.

UNIT-I: Meaning and Concept of Election and Election Dispute.

(Lectures-10)

- a. History of Election Law in India
- b. Brief Account of R.P. Act, 1950 and R.P. Act, 1951
- c. Election Commission of India: Its Composition and Power and Functions of Election Commission
- d. Challenge to Election: Whom and How to Make
- e. Forum for filing Election Petition
- f. Parties to Election Petition
- g. Contents of Election Petition
- h. Grounds of Challenge to Election
- i. Trial of Election Petition
- j. Recriminatory Petition
- k. Withdrawal, Abatement and Appeal

UNIT-II: Qualification and Disqualification of Candidates

(Lectures-10)

- a. Meaning and Distinction Between Qualification and Disqualification
- b. Qualifications and Disqualifications Provisions under Indian Constitution and the Representation of Peoples Act, 1951
- c. Office of Profit
- d. Government Contract
- e. Disqualifications on Convictions under the Representation of People Act, 1951
- f. Anti-Defection Law

UNIT-III: Nomination and Voter Right to Antecedent of the Candidates

(Lectures-10)

- a. Meaning of Valid Nomination
- b. Procedure for Filing of Nomination Security Deposits etc.
- c. Grounds of Rejection of and Withdrawal of Nominations
- d. Consequence of Improper acceptance and Improper Rejection of Nomination Paper
- e. Voter's Right to Know Antecedent of the Candidates
- f. Recognition of Political Parties and Election Symbols
- g. Election to President and Vice-President

UNIT-IV: Emerging Election Challenges

(Lectures-10)

- a. Meaning and Distinction between Corrupt Practices and Electoral Offences
- b. Substantive Corrupt Practice: Bribery, Undue Influence, Character, Assassination of Candidates, Appeal on the Grounds of Religion, Race, Caste, etc.
- c. Needs of Educational Qualification for Candidates
- d. Criminalization of Politics
- e. Election Expenditure and Financing of Election
- f. Model Code of Conduct
- g. Use of Government/Private Electronic Media and Social Media by Political Parties
- h. Opinion and Exit Polls; NOTA& its implications
- i. Defacement of Public and Private Properties
- j. Reservation for Women in Parliament and State Legislatures

PSDA (Professional Skill Development Activities)

1 Hr/Week

- | |
|--|
| <ol style="list-style-type: none">1. Drafting of Election Petition2. Preparing nomination papers and documents3. Visit to Parliament and State Legislature4. Voter Awareness-Debate/Discussions/Symposium |
|--|

Text Books:

1. V.S. Rama Devi & S.K. Mehendiratta, *How India Votes- Election Law, Practice and Procedure*, LexisNexis, India, 2007
2. P.C. Jain & Kiran Jain, *Election Law and Practice*, Chawla Publishers, Delhi, 1998
3. *The Representation of Peoples' Act, 1950* (Bare Act)
4. *The Presidential and Vice-Presidential (Election) Act, 1952* (Bare Act)
5. *The Registration of Elector Rules, 1960* (Bare Act)
6. *The Conduct of Election Rules, 1961*(Bare Act)

References:

1. P.M. Bakshi, *The Constitution of India*, Universal Publishing Company Ltd., LexisNexis,2019

List of Cases:

1. *T.N Seshan v. Union of India* (1995) 4SCC 611
2. *M.S Gills v. Chief Election Commissioner*, AIR 1978 SC 851
3. *S.S Dhanoha v. Union of India*, AIR 1991 SC 1745
4. *Union of India v. Association for Democratic Reforms*, AIR 2002 SC 2112
5. *Election Commission of India v. Dr. Subramanian Swami*, AIR 1996 SC 1810
6. *KihotaHollohon v. Zachillhu*, AIR 1993 SC 412
7. *Dr Mahachandra Prasad Singh V. Chairman, Bihar Legislative Council*(2004)3BLJR 2390 SC
8. *Rajendra Singh Rana v. Swami Prasad Maurya* (2007) 4 SCC 270
9. *Mayawati v. Markandeya Chand* (1998) 7 SCC 517
10. *Ravi S Naik v. Union of India*, AIR 1994 SC 1558
11. *Speaker, Haryana Vidhan Sabha v. Kuldip Bishnoi* (2015) 12 SCC 381
12. *KeishamMeghchandra Singh v. Hon'ble Speaker, Manipur Legislative Assembly*, 2020 SCC OnLine SC 55

13. *Jaya Bachchan v. Union of India* (2006) 5SCC266
14. *SmtKantaKathuria v. Manak Chand Surana* 1969 (3) SCC 268
15. *Shivamurthy Swami Inamdar v. AgadiSangannaAndanappa* (1971) 3SCC 870
16. *Guru Govind Basu v. Shankari Prasad Ghosal*, AIR 1964 SC 254
17. *Ramesh Yashwant Prabhu v. Prabhakar Kashinath Kunte* (1996) 1scc 130
18. *Manohar Joshi v. Nitin Bahurao Patil* (1996) 1SCC 384
19. *People's Union for Civil Liberties v. Union of India* (2003) 4SCC 399
20. *Resurgence India v. Election Commission of India* (2014) 14 SCC 189
21. *Subramaniyan Swami v. Election Commission of India* (2013) 10 SCC 500
22. *Common Cause v. Union of India* (1996) 2SCC 752

Seventh Semester

LLB

Subject: Socio-Economic Offences*

Paper Code: LLB 411(b)

L5 PSDA1 C5

Objectives: The objective is to (i) provide in-depth knowledge of law relating to socio economic offences and Legal control mechanisms of socio economic offences in the form of statutes to combat various socio economic offences; (ii) inform students on food safety measures to prevent adulteration, money laundering; and (iii) understand corruption related problems to foster anti-corruption culture amongst students.

Course Outcome: The course will (i) harness student's natural desire for fairness and equity; and (ii) sensitize students on public integrity with knowledge, skills and behaviors to fight corrupt practices and establish new behavioral norms and values for society

Unit-I: An Introduction to Socio-Economic Offences

(Lectures-10)

- a. Introduction to Socio-Economic Offences
- b. Nature and Scope of Socio-Economic Offences
- c. Distinction between Traditional and socio-economic crimes with reference to Mens Rea
- d. Concept of punishment and forms of punishment.

Unit-II: The Prevention of Money-Laundering Act, 2002.

(Lectures-10)

- a. Need for combating Money-Laundering, Magnitude of Money-Laundering, its steps and various methods
- b. Definitions. Offence of money laundering, Cognizance of offences.
 - c. Adjudication & attachment, Summons, searches & seizures
- d. Appellate tribunals, Special courts, Agreements with foreign countries
- e. Serious fraud investigation office, 2003
- f. PMLA amendment, 2019
- g. Hoarding and profiteering

Unit- III: The Food Safety and Standards Act, 2006.

(Lectures-10)

- a. Definitions of 'food', 'Adulterant', 'contaminant', 'food business', 'misbranded food'.
- b. Authorities under the Act: Food Safety and Standards Authorities of India: Establishment and functions
- c. General Principles to be followed for food safety under the Act (Section 18)
- d. Food Safety Officer- Power, Function and liabilities, Licensing and Registration of food business (Section 31)
- e. Food Analysis
- f. Provisions related to offence and penalties (Sections 48 to 67), Adjudication and Appeal procedures (Sections 68 & 76).
- g. Spurious Drugs

* The revised scheme and syllabus of different programs of USLLS and IP affiliated Law Colleges has been approved by 32nd Board of Studies of USLLS, GGSIPU on 12th June, 2024 and Sub-Committee of Academic Council for USLLS, GGSIPU held on 27th July, 2024. The revised scheme and syllabus will be applicable for every batch from Academic Session 2024-25.

Unit- IV: Corruption

(Lectures-10)

a. The Prevention of Corruption Act, 1988

- i. Need of the Act (read with Santhanam Committee Report)
- ii. Definitions of public servant
- iii. Offence and their Penalties (Section 7 to 15)
- iv. Sanction for prosecution (Sec. 19 r/w Sec. 218 of BNSS,2023)
- v. Presumption where public servant accepts gratification (Section 20)

b. Investigation and Prosecution

- i. Central Vigilance Commission (CVC)
- ii. Central Bureau of Investigation (CBI)
- iii. Criminal Investigation Department (CID)
- iv. Other Organizations

PSDA (Professional Skill Development Activities)

1 Hrs/Week

- ❖ Quiz Competition
- ❖ Practical enactments to understand corruption at the grassroots
- ❖ Discussion to become aware how little things we confront in life may constitute corruption and all of us are a party to it
- ❖ Activities ascertaining various ingredients of drugs and food items to find out real meaning of adulteration

Text Books:

1. J.S.P. Singh, Socio Economic Offences, Sri Sai Law Publication, New Delhi,2002
2. J.P.S. Sirohi, Criminology and Penology, Allahabad Law Agency, Allahabad,2010 (4thEdn.)
3. Kumar (Revised by Justice A.B. Srivastava and C.S. Lal), Commentaries on Prevention of Food Adulteration Act, 1954 with Central and States Rules alongwith Food Safety and Standards Act, 2006, 2009 (3rd Edn.)
4. Seth and Capoor, Prevention of Corruption Act with a treatise on Anti-Corruption Laws, Law Publishers, Allahabad, 2017.

References:

1. Ahmed Siddique, Criminology: Problems and Perspectives, Eastern Book Company, Lucknow, 2005 (5thEdn.)
2. K.N. Chandra Sekharan Pillai, Prevention of Money Laundering-Legal and Financial Issues, ILI, New Delhi, 2008
3. Giriraj Shah, White Collar Crimes, Eastern Book Company, New Delhi, 2002 (1stEdn.)
4. Geiss Gilbert and Scotland, White Collar Crime, London,1980
5. Bhartiya Nagarik Suraksha Sanhita,2023
6. Bhartiya Nyaya Sanhita,2023

Reports :

1. Law Commission of India 29th Report on Proposal to Include Certain Social and

- Economic Offences in Indian Penal Code.
2. Law Commission of India 47th Report on the Trial and Punishment of Social and Economic Offences.
 3. Santhanam Committee Report on Corruption 1963.
 4. Wanchoo Committee Report 1965
 5. Vohra Committee Report, Government of India.

List of Cases:

1. Nathulal v. State of M.P., AIR 1966 SC 43
2. Kisan Trimbak Kothula and others v. State of Maharashtra, AIR 1977 SC 435
3. Sarjoo Prasad v. State of UP., AIR 1961 SC 631
4. M/s Bhagwan Das Jagdish Chanderv. Delhi Administration, AIR 1975 SC 1309
5. Krishna Kumar v. Union of India, AIR 1959 SC 1390
6. Rup Singh v. State of Punjab, AIR 1991 SC 1125
7. State of Maharashtra v. Mayer Hans George, AIR 1965 SC 722
8. Indo-China Steam Navigation Co. Ltd. v. Jasjit Singh, Additional Collector of Customs, Calcutta and others, AIR 1964 SC 114
9. Balumal Jamnadas Batra v. State of Maharashtra, AIR 1975 SC 2083
10. Director of Enforcement v. M/s. MCTM. Corporation Pvt. Ltd, AIR 1996 SC 1100

Seventh Semester

LLB
Subject: Private International Law

Paper Code: LLB 411 (c)
L5 PSDA1 C5

Objective: The objective of this course is to: (i) study the basic principles governing conflict of laws in their application to various situations; (ii) understand the difference in public and private international law and its area of operation; (iii) appreciate the effects of legal decisions taken in different jurisdictions; (iv) deeper understanding among students about the selection and the application of relevant legal system wherein foreign parties/laws are involved.

Course Outcome: The course is designed to: (i) enhance clarity and vision as to core and principal concepts under private international law; (ii) students become aware about jurisdiction of courts in matters involving foreign parties or subject matters-legal or non-legal; (iii) acquaintance about choice of laws as well as jurisdictions in matrimonial disputes which would enable them to effectively guide their clients for the benefit; (iv) prepare them to handle foreign judgment related matters wherein execution of the same is sought in India; (v) groom students to be profession ready with in-depth knowledge as to core concepts related to trans-border operation of legal systems in certain specific cases which is of great importance in this globalized world; (vi) application of their disciplinary knowledge in solving real life intricate family law related issues wherein different nationalities, jurisdictions, citizenships, domicile status and legal systems are involved.

Unit – I: Introduction

(Lectures – 10)

- a. Application and Subject Matter of Private International Law
- b. Distinction with Public International Law
- c. Characterization and Theories of Characterization
- d. Concept of *Renvoi*
- e. Application of Foreign Law
- f. Domicile
- g. Jurisdiction of Courts

Unit – II: Family Law matters

(Lectures – 10)

- a. Material and Formal Validity of Marriage under Indian and English Law
- b. Choice of Law and Jurisdiction of Courts in Matrimonial Causes: Dissolution of Marriage, Grounds of Divorce, Restitution of Conjugal Rights, Recognition of Foreign Judgments

Unit – III: Adoption:

(Lectures – 10)

- a. Recognition of Foreign Adoptions
- b. Adoption by foreign Parents,
- c. Jurisdiction under Indian and English Law

Unit – IV: Indian Law relating to foreign judgment

(Lectures– 10)

- a. Basis of recognition, recognition
- b. Finality, Failure
- c. Direct Execution of Foreign Decrees

PSDA (Professional Skill Development Activities)

1 Hr/Week

Text Book:

1. Cheshire, *Private International Law*, Oxford University Press, 2008 (14thEdn.)

References:

1. Dr. Paras Diwan, *Private International Law*, Deep and Deep Publication, 1998 (4thEdn.)
2. Morris, *Private International Law*, Sweet and Maxwell, 2012
3. Lakshmi Jambholkar, *Select Essays on Private International Laws*, Universal Law Publishing, 2011

List of Cases:

1. *Udny v. Udny* (1869) LR 1 SC &Div 441
2. *Kedar Pandey v. Narayan Vikram*, AIR 1966 SC 160
3. *Sankar Govinadan v. Lakshmi Bharati*, AIR 1974 SC 1774
4. *Loicis De Raedt v. Union of India*, AIR 1991 SC 1886
5. *Ogden v. Odgen* (1908) LRP 492
6. *Khambatta v. Khambatta*, AIR 1935 Bom 5
7. *Sarla Mudgal v. Union of India* AIR 1995 SC 1531
8. *Parwatawwa v. Channawwa*, AIR 1966 Mys 100
9. *Narasimha Rao v. Venkatalakshmi* (1991) 3 SCC 451
10. *Anoop Beniwal v. Jagbir Singh Beniwal*, AIR 1990 Delhi 305
11. *Lakshamma v. Thayamma*, AIR 1974 AP 255
12. *Pires v. Pires* AIR 1967 Goa 113
13. *My Space v. Super Cassettes Industries*, [236 (2017) DLT 478]
14. *Shaligram v. Firm Daulat Ram Kundanwal*, AIR 1967 SC 739

Seventh Semester

LLB
Subject: Law, Poverty and Development

Paper Code: LLB 411 (d)
L5 PSDA1 C5

Objectives: The course on Law, Poverty and Development is designed to enable students to (i) critically analyze the legal effect to the phenomena of poverty and development in context of national and international sphere; (ii) develop critical thinking about development scheme and the interface of human, legal and social processes while suggesting law reforms as part of development; and (iii) make students understand how Poverty is inter-related to other problems of underdevelopment.

Course Outcome: The expected course outcome is: (i) to sensitize students to the crucial role of judiciary in protecting and empowering poor and vulnerable such as impoverished women, children and disabled persons so that they can proactively work for these underprivileged when they assume positions and power in their profession; and (ii) to find interface between various problems and issues associated with poverty, constitutional perspectives, criminal justice system.

Unit-I: Introduction to the terms Poverty and Development

(Lectures-10)

- a. Poverty
 - i. Concepts and Types of Poverty & Relative Dimensions
 - ii. Causes, Measurement and Determinants of Poverty
 - iii. Issues related to Poverty in India, Estimates of Poverty in India, Multidimensional Poverty in India, Poverty Alleviation schemes in India.
- b. Development
 - i. Meaning and Different Perspectives
 - ii. Indicators development
 - iii. Developmental Index

Unit-II: Constitutional Commitments for the Poor including Women Children and specially abled person

(Lectures-12)

- a. Constitutional Perspectives, Concept of Social Justice, Constitutional Provisions (Article 14,15,38 and 39-A), Equality and Protective Discrimination, Right to Basic Needs and Welfare, Legislations for Empowering the Weaker Sections, Right to Work, Social Security Legislation, Abolition of Untouchability, Protection of Civil Rights, Right to Development.
- b. Women: The Socio-economic status of women in India , Deprivations of women under family laws, Problems of women workers in organized and unorganized sectors and gender discrimination ,Constitutional provisions and reforms undertaken.
- c. Children; poverty, consequences, effects of Child Labor, Reforms, Right to education.
- d. *Divyang*: Approaches to disability, the Rights of Persons with Disabilities Act, 2016
- e. Human Rights Violations and Legal Protection for the Poor- prostitution, land acquisition and displacement etc.

Unit III: International Dimensions of Poverty: Policies, Programs and Mechanism

(Lectures-08)

- a. Global Multi-development Poverty Index
- b. Principles and role of international institutions in reduction of poverty - Role of UNO, ILO, WTO, World Bank in poverty reduction.
- c. OECD expressions and fourth world dimension

Unit IV: Judicial System and the Poor

(Lectures-10)

- a. Position of Poor and Indigent Persons under Criminal Justice System
- b. Treatment of the poor by Police
- c. Prosecution of the Poor for Attempt to Suicide
- d. Inability to get Bail
- e. The problems of poor under trials
- f. Legal Aid Concept, Free legal aid schemes, Evolution, Existing system of legal aid in India & role of Lok Adalat

PSDA (Professional Skill Development Activities)

1Hr/Week

- ❖ Analysis, evaluation and articulation of poverty removal schemes of Government of India and variety of legislations on the subject
- ❖ Obtaining variety of data from different agencies, including World Bank, Niti Aayog, and private agencies -to compare and interpret data on prevalence of poverty
- ❖ Visit police stations/courts/prosecution offices
- ❖ Visiting jails and understanding bail and legal aid issues

Text books:

1. Amarendra, *Poverty, Rural Development and Public Policy*, Deep & Deep Publications, India, 1999
2. Atul Kohli, *State and Poverty in India*, Cambridge University Press, Cambridge, UK, 1989
3. M. Govinda Rao (ed.), *Development, Poverty and Fiscal Policy Decentralization of Institutions*, Oxford, New Delhi, 2000
4. M. L. Upadhyaya, *Law, Poverty & Development*, Taxmann Publications Private Limited, New Delhi, 2000
5. S. Muralidhar, *Law, Poverty and Legal Aid: Access to Criminal Justice*, LexisNexis, India, Gurgaon, 2004
6. Yogesh Atal, *The Poverty Question: Search for Solution*, Rawat Publications, New Delhi, 2002

References:

1. Amartya Sen, *Development as Freedom*, Anchor Books, New York, 2000
2. Deepali Pant Joshi, *Poverty and Sustainable Development*, Delhi, Gyan Publication, 2006
3. Deepa Narayan (ed.), *Empowerment and Poverty Reduction: A Source Book*, Jaipur, Y Rawat, 2005
4. Frank Munger, *Law and Poverty*, Ashgate Publishing Limited, UK, 2006
5. G.S. Aurora, *Poverty and Economic Reforms*, New Delhi, Academic Foundation, 2008
6. *India Land Policies for Growth and Poverty Reduction*, New York, Oxford University Press, 2007
7. Khaja Ajamuddin, *Poverty in Urban Area*, Delhi, Adhyana Publishers & Distributors, 2006
8. Lucy Williams, AsbjornKjonstad& Peter Robson: *Law and Poverty: The Legal System and Poverty Reduction*, Zed Books Ltd., UK, 2003
9. Nilendra Kumar, *Law, Poverty and Development*, Universal Law Publishing Co. Private Limited, New Delhi, 2014
10. Radhakrishnan Ray, *Oxford Handbook of Poverty in India*, Oxford University Press, New York, 2005
11. S. R. Myneni, *Law & Poverty*, Allahabad Law Agency, Allahabad, 2012
12. Sadhana Arya & Anupama Roy, *Poverty, Gender and Migration*, Sage Publications, New Delhi, 2006

13. Upendra Baxi, *Law and Poverty: Critical Essays*, N.M.Tripathi, Bombay, 1988

List of cases:

1. *Indore Development Authority v. Manohar Lal Sharma*, S.L.P. (C) NOS.9036-9038 OF 2016), decided on 06.03.2020
2. *Punjab and Sind Bank and Others Appellants v. Mrs. Durgesh Kuwar*, Civil Appeal No 1809 of 2020
3. *Siddaraju v. State of Karnataka &Ors.*, 2020 (3) SCALE 99
4. *Kajal v. Jagdish Chand*, 2020 SCC OnLine SC 127
5. *Joseph v. State of Karnataka*, 2019 SCC OnLine Kar 422
6. *Ravi Agrawal v. Union of India*, 2019 SCC OnLine SC 5
7. *RajiveRaturi v. Union of India* (2018) 2 SCC 413
8. *Disabled Rights Group v. Union of India* (2018) 2 SCC 397
9. *Ruchika Tomar v. State of Uttarakhand*, 2019 SCC OnLineUtt 483
10. *Cochin Institute of Science and Technology v. JisinJijo*, 2019 SCC OnLine Ker 1800
11. *Anil Bansal v. State of H.P.* , 2018 SCC OnLine HP 1617
12. *Malati Sardar v. State of West Bengal*, 2017 SCC OnLine Cal 9536
13. *Inhuman Conditions in 1382 Prisons, In Re*, 2018 SCC OnLine SC 821
14. *Ankush Maruti Shinde v. State of Maharashtra*, 2019 SCC OnLine SC 317

Seventh Semester

LLB

Subject: Summer Internship Assessment

Paper Code: LLB 451

C2

Students have to undergo a Compulsory Summer Internship for one month and on that a report has to be submitted by each student separately. The same shall be evaluated by a board of examiners constituted by the Academic Program Committee of the USLLS. In case of Affiliated Colleges, the board of examiners shall be constituted by a committee comprising of all faculty members of respective institutions involved in teaching LL.B Students. The same board shall conduct the comprehensive viva of this semester.

Eighth Semester

LLB

Subject: Intellectual Property Rights-II

Paper Code: LLB 402

L5 PSDA1 C5

Objectives: The objective of this course is to: (i) familiarize the students with the working fundamentals of specific kinds of IPRs with focus on commercial aspects in reference to Indian practice and procedure; (ii) develop critical thinking among students by acquainting them about national IPR policy; and (iii) recognize and appreciate the emerging trends in IPRs, its relevance and application in academic, business and social contexts;

Course Outcome: The expected course outcome is: (i) develop research - oriented skills as to various upcoming areas in the field of IPR like- artificial intelligence, traditional knowledge; and (ii) confident professionals armed with knowledge to become an IPR lawyer/consultant.

Unit-I: Trademarks

(Lectures-14)

- a. Meaning, Kinds and Functions of Trademark
- b. Brief introduction to International Conventions
- c. Registration of Trade Mark
- d. Trademark Infringement
- e. Passing off
- f. Assignment and Licensing of Trademark
- g. Domain Names
- h. Remedies

Unit-II: Geographical Indications

(Lectures -08)

- a. Concept, nature, scope, kinds of geographical indications and appellations of origin
- b. Brief Introduction to International Treaties and Convention
- c. Conditions and prohibitions of registration of certain geographical indication
- d. Procedure for registration, duration, renewal, removal and restoration of registration
- e. Special provisions relating to Trademarks and prior users
- f. Infringement and Remedies

Unit-III: Other Intellectual Property Laws

(Lectures -08)

- a. Introduction to the Plant Varieties and Farmer's rights: Basic Statutory Provisions
- b. Undisclosed Information/ Trade secrets
- c. Integrated Circuits
- d. National IPR Policy

Unit -IV: Emerging Issues

(Lectures-10)

- a. Traditional Knowledge
- b. IPR and Artificial Intelligence
- c. Interface between IPR and Human Rights
- d. Interface between IPR and Competition Law

- ❖ Writing Research Papers
- ❖ Case Presentations
- ❖ Filing the applications for registration

Text Books:

1. A.K. Bansal, *Law of Trademark In India*, Thomson Reuters , Gurgaon, 2014
2. Vandana Pal and Ramya Seetharaman, 'Legal Protection on Trade Secrets', 1 SCC 22, 2004
3. B.L. Wadhwa, *Law Relating to Intellectual Property*, Universal Law Publishing, Delhi, 2014 (5thEdn.)
4. Elizabeth Verkey, *Law of Plant Varieties Protection*, Eastern Book Company, New Delhi, 2007 (1stEdn.)
5. N.S. Gopalakrishnan & T.G. Ajitha, *Principles of Intellectual Property*, Eastern Book Company, New Delhi, 2014 (2ndEdn.)
6. P. Narayanan, *Intellectual Property Law*, Eastern Law House, Lucknow & Delhi, 2017 (3rdEdn.)
7. R. R. Hanchinal and Raj Ganesh, *Plant Varieties and Farmer's Rights*, Eastern Law House, Delhi, 2018
8. Lisa P. Lukose, *Interface Between Traditional Knowledge and Intellectual Property*, LAP, Germany, 2013
9. K. Ahuja, *Intellectual Property Rights*, Lexis Nexis, Butterworths, Wadhwa, Nagpur, 2017
10. Vandana Singh, *The Law of Geographical Indications: Rising above the Horizon*, Eastern Law House, Delhi, 2017
11. W.R. Cornish, *Intellectual Property: Patents, Copyright, Trademark and Allied Rights*, Universal Law Publishing, Delhi, 2001
12. WIPO, *Intellectual Property Handbook: Policy, Law and Use*, Geneva, 2004 (2ndEdn.)

Reference Books:

1. W Jayashree Watal, *Intellectual Property Rights in the WTO and Developing Countries*, Oxford University Press, India, 2001
2. Catherin Colston and Jonathan Galloway, *Modern Intellectual Property Law*, Routledge, UK, 2010 (3rdEdn.)
3. Chris Reed, *Internet Law: Text and Materials*, Universal Law Publishing Co., Delhi, under special arrangement with Cambridge University Press, U.K., 2010 (2nd Indian Reprint)
4. Delphine Marie-Vivien, *The Protection of Geographical Indications in India: A new Perspective on French and European Experiences*, Sage Law, New Delhi, 2015
5. Digvijay Singh, *Farmer's Rights under Intellectual Property Law*, Satyam Law International, Delhi, 2018

List of Cases:

1. *N. R. Dongrev. Whirlpool Corporation* (1996) 5 SCC 714
2. *Satyam Infoway Ltd v. Sifynet Solutions Pvt. Ltd*, AIR 2004 SC 3540
3. *M/s Hindustan Development Corporation Ltd v. The Deputy Registrar of Trade Marks*, AIR 1955 Cal 319
4. *Geep Flash Light Industries v. Registrar of Trade Marks*, 18 AIR 1972 Del 179
5. *Sunder Parmanand Lalwani v. Caltex (India) Ltd*, AIR 1969 Bom 24
6. *K. R. Krishna Chettiar v. Sri Ambal & Co*, AIR 1970 SC 146
7. *Carrefour v. V. Subburaman*, 2007(35) PTC 225

8. *Parley Products v. J P & Co*, AIR 1972 SC 1359
9. *Cadila Health Care Ltd v. Cadila Pharmaceuticals Ltd*, 2001 PTC 541(SC)
10. *Balakrishna Hatcheries v. Nandos International Ltd*. 2007 (35) PTC 295 (Bom)
11. *Hawkins Cookers Limited v. Murugan Enterprises*, 2012(50) PTC 389 (Del)
12. *ITC Limited v. Philip Morris Products S.A.* 2010 (42) PTC 572 (Del)
13. *N Ranga Rao v. Anil Garg*, 2006 (32) PTC 15 (Del)
14. *Tea Board v. ITC Ltd.*(2019) 1 CAL LT 538
15. TK matters related to Indian *Neem*, *Turmeric* and *Basmati* in various foreign courts
16. *Scotch Whisky Association v. PravaraSahakarKarkhana Ltd.*, AIR 1992 Bom 294.

Eighth Semester

LLB

Subject: Interpretation of Statutes

Paper Code: LLB 404

L5 PSDA1 C5

Objectives: This course aims to (i) acquaint the students with the accepted tools and techniques of statutory interpretation by which judiciary explores the intention behind the statutes.

Course Outcome: The expected course outcome is: (i) students will acquire the required knowledge and skills of understanding, explaining, interpreting, distinguishing, constructing and applying the principles and process of statutory interpretation in professional practice; (ii) learn to compare, contrast and reflect on the theoretical concepts underlying the statutes on one hand, and plan, differentiate and prioritise approaches and materials to be used in statutory interpretation on the other hand.

Unit-I: Introduction

(Lectures-10)

- a. Meaning of Interpretation
- b. Need for Interpretation
- c. Interpretation *vis a vis* Construction
- d. Act, Enactment, Statutes, Ordinances, Rules, etc.

Unit -II: Internal Aids to Interpretation

(Lectures-10)

- a. Title
- b. Preamble
- c. Heading
- d. Marginal Note
- e. Section
- f. Sub-section
- g. Punctuation
- h. Illustration
- i. Exception
- j. Proviso
- k. Explanation
- l. Saving Clause
- m. Schedule

Unit-III: External Aids to Interpretation

(Lectures-10)

- a. Constituent Assembly Debates for Constitutional Interpretation
- b. Constitution of India
- c. Legislative History: Legislative Intention
- d. Statement of Objects and Reasons
- e. Legislative Debates
- f. Committee Reports, Law Commission Reports
- g. Dictionaries

Unit -IV: Rules of Interpretation

(Lectures-10)

- a. Literal Rule
- b. Golden Rule
- c. Mischief Rule
- d. Legal Fiction
- e. *Ejusdem generis*
- f. *Noscitur a sociis*
- g. *Reddendo singular singularis*
- h. *Generalis specialibus non derogant*
- i. *Expressio unius est exclusion alterius*
- j. Interpretation with reference to the subject matter of Statutes- Taxing Statutes, Penal Statutes & Remedial and Beneficial Statutes.

PSDA (Professional Skill Development Activities)

1Hr/Week

- ❖ Judgments and Statutes Analysis
- ❖ Judgment Writing
- ❖ Problem Solving
- ❖ Exercise of Drafting a Statute

Text Books:

1. G.P. Singh, *Principles of Statutory Interpretation*, Lexis Nexis, Delhi, 2015
2. N.S. Bindra, *Interpretation of Statutes*, Lexis Nexis, Delhi, 2017

References:

1. P. St. J. Langan, *Maxwell's on the Interpretation of Statutes*, Lexis Nexis, 1969 (12thEdn.)
2. V.P. Sarthi, *Interpretation of Statutes*, Eastern book Company, 2010 (5thEdn.)
3. P.M. Bakshi, *Interpretation of Statutes*, Orient Publisher, Hyderabad, 2008
4. P. Singh, *Principles of Statutory Interpretation*, Wadhwa, Nagpur (14th Edn.)
5. St. Langan (Ed.) *Maxwell on the Interpretation of Statutes*, Lexis Nexis Butterworths, New Delhi (12thEdn.)
6. S. Bindras' *Interpretation of Statutes*, Lexis Nexis Butterworths, New Delhi (12th Edn.)

List of Cases:

1. *Reserve Bank of India v. Peerless General Finance and Investment Company Ltd.* (1987) 1 SCC 424
2. *Maneka Gandhi v. Union of India*, AIR 1978 SC 597
3. *Kesavananda Bharati Sripadagalvaru and Ors. v. State of Kerala and Anr.*, AIR 1973 SC 1461
4. *S. Sundaram Pillai, etc. v. V.R. Pattabiraman*, AIR 1985 SC 582
5. *Carter v. Bradbeer* [1975] 3 All. E.R. 158
6. *State of Bombay & Ors. v. The Hospital Mazdoor Sabha & Others*, AIR 1960 SC 610
7. *Indra Sawhney v. Union Of India And Others*, AIR 1993 SC 477
8. *Smt. Selvi & Ors. v. State of Karnataka*, AIR 2010 SC 1974
9. *Supreme Court Advocates-on-Record Assn. v. Union of India* (2016) 5 SCC 1
10. *Lee v. Knapp* (1967) 2 Q.B. 442
11. *R.M.D.C. v. Union of India*, AIR 1957 SC 628
12. *Smith v. Hughes*, [1960] 1 WLR 830

13. *Calcutta Municipal Corpn. v. East India Hotels Ltd.*, AIR 1995 SC 419
14. *Godfrey Phillips India Ltd and another v. State of U.P. and Ors.* (2005) 2 SCC 515
15. *K.M. Nanavati v. The State Of Bombay*, AIR 1961 SC 112

Eighth Semester

LLB
Subject: Labour Law –II

Paper Code: LLB 401
L4 PSDA 2

Objectives: This paper aims to enable the students to (i) appreciate the raison d'être behind the constitutional and legislative mandate for minimum wage; (ii) analyse the judicial delineation of an employer's liability, as against an accident arising out of and in the course of employment with special reference to the notional extension of employment, to pay compensation in certain cases; (iii) view the health, safety and welfare measures contemplated for workers in a comprehensive manner, especially in light of the LPG, and to suggest stock of the reforms needed; and (iv) analyse the insurance requirements of the workers from a multifarious perspective; (v) to appreciate the maternity benefit in a holistic perspective.

Course Outcome: The course enable the Student (i) critically appraise the latest labour legislations; (ii) compare and contrast the positions of employer- employee in labour relations; and (iii) equip to handle labour disputes confidently.

Unit-I: The Occupational Safety, Health and Working Conditions Code, 2020

(Lectures-10)

- a. Applicability
- b. Features
- c. Definitions-
 - i. Manufacturing process
 - ii. Occupier
 - iii. Audio- visual worker
 - iv. Audio- visual production
 - v. Building workers
 - vi. Contract labour
 - vii. Dock work
 - viii. Building or other construction work
- i. Inter- state migrant worker
- d. Duties of Employers and Employees: Sections 6 to 13 (Chapter –III) & Section 33 (Chapter- VIII) & Section 78 (Chapter- XI, Part- VI)
- e. Rights of Employee: Section 14 (Chapter –III)
- f. Occupational Safety & Health: Sections 16 to 22 (Chapter IV)
- g. Health, Safety & working conditions: Section 23 (Chapter- V)
- h. Welfare provisions: Section 24 (Chapter- VI)
- i. Hours of work & Annual Leave with wages: Section 25-32 (Chapter- VII)

Unit-II: The Occupational Safety, Health and Working Conditions Code, 2020

(Lectures-10)

- a. Inspector-cum-Facilitator and other Authority: Section 34 (Chapter- IX)
- b. Special provision relating to employment of women: Section 43
- c. Contract workers: Sections 45 to 58 (Chapter- XI, Part- I)
- d. Inter- State Migrant workers: Sections 59 to 65 (Chapter- XI, Part- II)
- e. Audio- visual workers: Sections 66 (Chapter- XI, Part- III)
- f. Mines: Sections 67 to 73 (Chapter- XI, Part- IV)
- g. Beedi and Cigar Workers: Sections 74 to 77 (Chapter- XI, Part- V)
- h. Factories: Sections 79 to 91 (Chapter- XI, Part –VII)

- i. Plantation: Sections 92 – 93 (Chapter- XI, Part- VIII)
- j. Social Security Fund (Chapter –XIII)
- k. Offences & Penalties

Unit-III: The Code on Social Security, 2020

(Lectures-10)

- a. Applicability
- b. Features
- c. Definitions:
 - i. Factory
 - ii. Dependant
 - iii. Employment injury
 - iv. Occupational disease
 - v. Permanent total disablement
 - vi. Permanent partial displacement
 - vii. Self- employed worker
 - viii. Home- based worker
 - ix. Gig workers
 - x. Wage worker
 - xi. Social security
 - xii. Contribution
 - xiii. National Security Board
- d. Social Security Organization (Chapter II)
- e. Employees Provident Fund (Chapter III)
- f. Employees State Insurance Corporation (Chapter IV)
- g. Gratuity (Chapter V)
- h. Maternity Benefit (Chapter VI)
- i. Employee’s Compensation (Chapter VII)
- j. Social Security and CESS in respect of building and other construction workers (Chapter VIII)

Unit- IV: Social Security for Unorganized workers under Code on Social Security, 2020

(Lectures-10)

- a. Framing of scheme for unorganized workers and constitution of social security fund for gig workers, platform workers, etc (Section 109 & 110)
- b. Registration of unorganized worker. (Section 113)
- c. Schemes for gig workers & platform workers (Section 114)
- d. Offences & penalties (Chapter XII)
- e. Employment Information and monitoring (Chapter XIII)
- f. Miscellaneous (Chapter XIV)

PSDA (Professional Skill Development Activities)

1 Hr/Week

- ❖ Document Preparation for Claim of Beneficiary
- ❖ Judgment Analysis
- ❖ Interaction with Workmen
- ❖ Visit to Authorities

Text Books

1. S.N. Mishra, *Labour and Industrial Law*, Central Law Publication, Allahabad, 2013
2. Taxmann's Labour Law with Code on wages Edition: 2020

Reference books

1. Benjamin O. Alli, *Fundamental Principles of Occupational Health and Safety*, 2nd Edition, International Labour, Geneva, 2008.
2. The ILO Social Security (Minimum Standards) Conventions, 1952 (No. 102) – ilo.org
3. International Labour Standards as Social Security – ilo.org
4. Anitana Ghosh, *GIG Economy in India Rising (Gen X Millennial – Z)*, Evincepublishing, Bilaspr, Chattisgarh, 2020.
5. Eugene L. Meyer, *The Gig Economy. Is the trend towards Non – Staff Employees Good for Workers*, CQ Press, 2016

List of Cases

1. *U. Unichay v. State of Kerala*, 1962 AIR 12.
2. *Bank of India, Bombay and another v. T.S. Kelawala Bombay and others*, 1988 IIL.L.J. 264 (Bom.)
3. *State of Bombay v. Ali Saheb KashimTamboli*, 1995 IIL.L.J. 182
4. *State of Bombay v. ArdeshirHormasjiBhiwandiwalla*, 1956 IIL.L.J. 26
5. *Bijay Cotton Mills Ltd. v. State of Ajmer*, 1955 AIR 33.
6. *Kamini Metals and Alloys v. Their Workmen*, 1967 AIR 1175.
7. *Hydro (Engineers) Private Ltd. v. The Workmen*, 1969 AIR 182.
8. *S.A.F.L. Works v. State Industrial Court, Nagpur*, 1978 AIR 1113.
9. *People's Union for Democratic Rights v. Union of India*, (1992)2 LJ 545 (SC).
10. *Crown Aluminum Works v. Their Workmen*, 1958 AIR 30.

Eighth Semester

LLB

Subject: International Trade Law

Paper Code: LLB 408

L5 PSDA1 C5

Objectives: The course aims to enable students to (i) learn about legal operation and application of international trade agreements under the WTO multilateral trading framework (ii) identify key areas of international trade law and key roles played by international organizations; and (iii) understand India's response towards international trade and WTO policies.

Course Outcome: The course will enable students to (i) reflect on and critically examine the operation of international trade law in practical contexts; and (ii) gain understanding, knowledge and professional skills to handle legal matters relating to international trade law in legal and para legal fields.

Unit-I: Introduction of International Trade Law

(Lectures-10)

- a. Economic Theories:
 - i. Mercantilism
 - ii. Adam Smith's Absolute Cost Advantage Theory
 - iii. David Ricardo's Comparative Advantage Theory
 - iv. Heckscher: Ohlin's Factor Endowment Theory
 - v. Raymond Vernon's Product Life Cycle Theory
 - vi. National Competitive Theory (Porter's Diamond)
- b. *Lex Mercatoria* and Codification of International Trade Law
- c. Sources and Principles of International Trade Law

Unit-II: Development of International Trade: GATT, 1947 - WTO 1994

(Lectures -10)

- a. Historical Background of GATT 1947
- b. Uruguay Round and Marrakesh Agreement
- c. GATT 1994
- d. Trade Related Intellectual Property
- e. Dispute Settlement Understanding

Unit-III: WTO Agreements

(Lectures -10)

- a. Agreement on Agriculture
- b. Agreement on Sanitary and Phytosanitary Measures
- c. Agreement on Subsidies and Countervailing Measures
- d. Agreement on Anti-Dumping
- e. Agreement on Safeguards
- f. General Agreement on Trade in Services
- g. Agreement on Trade-Related Investment Measures

Unit -IV: Contemporary Issues: International Trade and Regionalism

(Lectures-10)

- a. Trade and Environment
- b. Trade and Human Rights
- c. Doha Development Agenda
- d. SAPTA & SAFTA

- ❖ Research Paper
- ❖ Analysis of an Agreement
- ❖ A symposium on an Issue of Contemporary Significance
- ❖ Discussion Forums
- ❖ Creating Documentary on Contemporary Issues

Text Books:

1. Raj Bhalla, *International Trade Law: Theory and Practice*, Lexis Nexis, Delhi, 2001 (2nd Edn.)
2. A.K. Kaul, *Guide to the WTO and GATT: Economics, Law and Politics*, Kluwer Law International, New Delhi, 2006
3. Craig Van Grasse, *The History and the Future of the WTO*, WTO Publications, Geneva, 2013

References:

1. WTO, Doha Development Agenda, WTO, 2013.
2. Peter Van den Bossche, *The Law and Policy of the WTO*, Cambridge Publications, Cambridge, 2013.
3. Gabriel Moens and Peter Gillies, *International Trade and Business: Law, Policy and Ethics*, Routledge, UK, 2015
4. Daniel, *Oxford Handbook on international Trade Law*, Oxford University Press, Oxford, 2009
5. Results of the Uruguay Round of Multilateral Trade Negotiations: The Legal Texts, GATT Secretariat, Geneva, 1994
6. Francesco Francioni, (ed.) *Environment, Human Rights & International Trade*, Hart, Oxford, 2001
7. J. Frank, *Trade, Inequality and Justice: Towards a Liberal Theory of Just Trade*, Transnational, New York, 2003
8. Anil Arora, Jai Narayan Sharma, *The International Trade Theories and Current Trend in the Globalised World*, Deep & Deep Publications Pvt. Ltd., Delhi, 2008
9. A. K. Dixit & V. Norman, *Theory of International Trade*, Cambridge University Press, Cambridge, 1980
10. Robert E. Hudec, *Developing Countries in the GATT Legal System*, Gower Press for the Trade Policy Research Centre, London, 1987
11. John H. Jackson, *World Trade and the Law of GATT*, Bobbs-Merrill, Indianapolis, 1969
12. Ravindra Pratap, *India at the WTO Dispute Settlement System*, Manak Publications, New Delhi, 2004
13. T. N. Srinivasan, *Developing Countries and the Multilateral Trading System: From the GATT to the Uruguay Round and the Future*, Oxford University Press, Delhi, 1998
14. Philip A. Akakwam, "The Standard of Review in the 1994 Antidumping Code: Circumscribing the Role of GATT Panels in Reviewing National Antidumping Determination", *Minnesota Journal of Global Trade*, vol. 5, no. 2. P.277, 1996
15. Jagdish Bhagwati and Robert E Hudec, *Fair Trade and Harmonization: Prerequisites for Free Trade, . 2 Legal Analysis*, Cambridge, Mass.: MIT Press, 1996
16. Rainer M. Bierwagen, *GATT Article VI and the Protectionist Bias in Anti-Dumping Law*, Kluwer, Deventer, 1990
17. B. S. Chimni, "WTO Dispute Settlement and Sustainable Development", p 1., World Wide Fund for Nature-India, May 1999 (Discussion Paper)
18. Nick Covelli, "Public International Law and Third Party Participation in WTO Panel Proceedings", 33. 2 *JWT*, p. 125- 139, 1999
19. John Croome, *Reshaping the World Trading System: A History of the Uruguay Round*, Kluwer, The Hague, 1999

20. Kenneth W. Dam, *The GATT: Law and International Economic Organization*, University of Chicago Press, Chicago, 1970

List of Cases:

1. *Argentina - Safeguard Measures on Imports of Footwear*, Panel Report, 2000
2. *Australia - Measures Affecting Importation of Salmon*, Panel Report, 1998
3. *European Communities - Measures Affecting the Importation of Certain Poultry Products*, Appellate Body Report, 1998
4. *India – Patent Protection for Pharmaceutical and Agricultural Chemical Products*, Panel Report, 1998
5. *Japan – Taxes on Alcoholic Beverages*, Appellate Body Report, 1996
6. *Korea – Safeguard Measures on Imports Of Certain Dairy Products*, Appellate Body Report, 2000
7. *United States – Import Prohibition of Certain Shrimp and Shrimp Products*, Appellate Body Report, 1998
8. *United States – Safeguards Measures on Imports of Wheat Gluten From European Communities*, Appellate Body Report, 2001
9. *India — Certain Measures Relating to Solar Cells and Solar Modules*, Appellate Body Report, 2016
10. *European Communities — Measures Affecting the Approval and Marketing of Biotech Products*, Panel Report, 2006

Eighth Semester

LLB
Subject: Income Tax Law

Paper Code: LLB 410
L5 PSDA1 C5

Objectives: This paper aims to enable the students to (i) understand the fundamental concepts of taxation; (ii) deal with the tax treatment under various heads of income; (iii) determine tax liability under the existing tax regime; and (iv) relate the economic policies and processes to tax and fiscal policies in different systems of economic administration keeping the constitutional goals in view.

Course Outcome: On completion, the students will be in position to (i) evaluate the system of tax assessment, recovery and administration, the incidence of tax in production, consumption saving and income distribution through provisions and case laws; (ii) develop sustained interest in tax law and keep abreast with new tax regulations and policies; and (iii) evolve into tax professionals competent to face the intricacies of profession.

UNIT-I: Income Tax Law: Basic Concepts

(Lectures-10)

- a. Types of Taxes and Distinction between Direct and Indirect tax, Evolution of Income Tax Law
- b. Tax Evasion and Tax Avoidance
- c. Previous Year and Assessment Year
- d. Definition of Certain Terms: Persons, Income, Application of Income and Diversion of Income by overriding Titles
- e. Assessee and Assessment
- f. Rates of Income Tax: Proportional and Progressive Rate of Taxation, Tax Slab
- g. Agricultural Income

UNIT-II: Residential Status, Heads of Income Chargeability

(Lectures-10)

- a. Meaning and Rules for Determining Residential status of an Assessee, Concept of Permanent Establishment
- b. Charge of Income Tax and Scope of Total Income
- c. Heads of Income and its Justification
- d. Tax Treatment to Salary, Perquisites etc
- e. Tax Treatment to Income from House property

UNIT-III: Heads of Income

(Lectures-10)

- a. Profits and Gains of Business & Profession
- b. Capital Gain Taxation; Capital Assets, Transfer Cost of Acquisition and Cost of Indexation
- c. Income from Other Sources, Dividend
- d. Set off and Carry Forward of Losses

UNIT-IV: Returns of Income, Procedures etc.

(Lectures-10)

- a. Set off and Carry Forward of Losses
- b. Return of Income and Assessment
- c. Search and Seizure Procedure, Rights and Duties of Assessee
- d. Penalty and Prosecution for Tax Evasion
- e. International Transfer Pricing

- ❖ Filing of Tax Returns
- ❖ Principle of Computation of Taxes
- ❖ Procedure for applying for PAN, TAN. Etc
- ❖ Analysis of the OECD Guidelines

Text Books:

1. Girish Ahuja and Ravi Gupta, *Professional Approach to Direct Taxes, Law and Practice*, Bharat Publishing House Delhi, 2014
2. Vinod Singhanian & Kapil Singhanian, *Direct Taxes Law and Practice*, Taxman, Delhi, 2018
3. Chaturvedi & Pithisaria, *Income Tax Act with Relevant Tax Allied Acts*, Lexis Nexis, Delhi, 2017

References:

1. Taxmann's *Income Tax Act as Amended by Finance Act*, Delhi, 2020
2. Reuven S. Avi-Yonah, Nicola Sartori, and Omri Marian, *Global Perspective on Income Taxation Law*, Oxford University Press, UK, 2011
3. B.B. Lal, *Income Tax*, Pearson, India, 2012

List of Cases:

1. *Commissioner of Income Tax v. Setaldas Terathdas* (1961) 41 ITR 367 SC
2. *Raja Bejoy Singh Dadhuria v. CIT* (1933) 1 ITR 135 PC
3. *Bacha F. Gujdar v. CIT Bombay* AIR 1955 SC 74
4. *CIT v. Raja Benoy Kumar Sahas Roy* (1957) 32 ITR 466 (SC)
5. *CIT v. Soundarya Nursery* (2000) 241 ITR 530
6. *CIT v. Maddi Venkatasubbayya* (1951) 20 ITR 151 Mad
7. *Dooars Tea Comp Ltd. v. CIT* (1962) 44 ITR 6 SC
8. *J.M. Casey v. CIT*, AIR 1930 PAT 44
9. *V.V.R.N.M. Subbaya Chettiar v. CIT*, AIR 1951 SC
10. *CIT v. Nandla Gandhlal* (1960) 40 ITR SC
11. *Subayya Chettiar v. CIT*, AIR 1951 SC 101
12. *Narottam P and Parekh Ltd. v. CIT Bombay City*, AIR 1954 Bom 67
13. *Ram Prasad v. CIT* (1972) 86 ITR 122 SC
14. *CIT v. Manmohan Das* (1966) ITR 699 SC
15. *East India Housing and Land Development Trust Ltd. v. Commissioner of Income Tax* (1961) 42 ITR 49 SC
16. *CIT v. Modi Industries Ltd.* (1994) 73 Taxman 691/210 ITR 1 (Del.) (FB)
17. *CIT v. Cawnpore Club* (1992) 195 ITR 142 SC
18. *Jodha Mal Kuthiala v. CIT* (1971) 82 ITR 570 SC
19. *CIT v. Maharani Usha Devi* (1998) 231 ITR 43 SC
20. *CIT v. Tata Iron and Steel Ltd. Co.* (1994) 206 ITR 196 (Bom)
21. *Vania Silk Mills Pvt. Ltd. v. CIT* (1991) 191 ITR 647
22. *Tuticorin Alkali Chemicals & Fertilizers Ltd. v. CIT* (1997) 227 ITR 172 (SC)
23. *CIT v. Kurji Jinabhai Kotecha* (1977) 107 ITR 101 (SC)
24. *CIT v. Podar Cement Pvt. Ltd.* (1997) 226 ITR 625 SC

Eighth Semester

LLB

Subject: Elective Paper - II

Paper Code: LLB 412

L5 PSDA1 C5

Any one of the following elective papers:

- a) Criminology, Victimology and Penology
- b) Socio-Political Systems in India
- c) Women and Law
- d) International Commercial Laws
- e) Comparative Constitutional Law

Eighth Semester

LLB

Subject: Criminology, Victimology and Penology

Paper Code: LLB 412 (a)

L5 PSDA1 C5

Objectives: This paper aims to enable the students to: (i) understand the nature and causes of crime, theoretical approaches of criminology, victimology, victimization process and penology; (ii) analyse and reciprocate the key criminological concepts, principles, theories and tools to tackle issues related to criminal behaviour; (iii) understand inter-related working of different wings of criminal justice system and their individual and collective impact on crime rate and prevention; (iv) develop an understanding about the anatomy of varied crimes and the related legal provisions; (v) deduce varied research areas in the subject and their future scope.

Course Outcomes: On the course completion, the students would be able to (i) Comprehend the characteristics of the criminal law, the extent of crime; the effects of crime on victims and society; the attributes of the criminals, methods of crime prevention, and the characteristics and working of the criminal justice system; (ii) Analyze and evaluate varied theoretical understandings and underpinnings of crime causation characterizing criminals and criminality; (iii) Construct a fresh perspective on the field of criminology and its current overall organization; (iv) Appreciate the difference between formal and informal sanction and their role in maintaining the social order; (v) Develop critical thinking about the form and extent of punishment ideal in contemporary times; (vi) Understand the fast-emerging concepts of victimology and the present challenges in the field.

Unit-I: Criminology – Definition, Terminology and Criminal Process

(Lectures: 12)

- a. Definition and Extent of Crime, Crime and Deviance, Public Conception and Mis-conception of Crime
- b. Schools of Criminology- Pre classical school, Classical school, Positive and Neo-classical school
- c. Theories of Crime causation: Psychological Explanation (Learning behavior, Psycho-analytical approach, mental disorder and criminality), Sociological Explanation (Ecological theory, Culture – conflict theory, Differential association, Anomie and strain, Labeling), Economic explanations of crime causation

Unit-II Understanding Typology of Crimes and Related Legal Provisions

(Lectures: 12)

- a. Typology of violent crimes and Legal & Judicial Interventions: Homicide, Honor Killing, Mob Lynching
- b. Typology of Crime against Women and Children in physical and cyber space: Legal & Judicial Interventions
- c. Juvenile Delinquency: Nature, form and Etiology of delinquency, legal and institutional framework, Preventing and controlling juvenile delinquency
- d. Positivist explanation of female criminality

Unit-III: Penology– Evolution and Latest Trends.

(Lectures: 8)

- a. Theories of Punishments: legal and judicial incorporations
- b. Substantive Penal Policy of India: Punishments, their execution, commutation and remission
- c. Alternative Punishments – Nature and Scope
- d. Prison and Police Reforms

Unit-IV: Victimology

(Lectures: 8)

- a. Definition, Nature, Scope and Theories of Victimology
- b. Victims of Crime and Abuse of Power
- c. Victims' Access to Justice.
- d. Victim Assistance Initiatives: national and international

PSDA (Professional Skill Development Activities)

3 Hrs/Week

- ❖ Jail visits.
- ❖ Visits to shelter houses for women and children.
- ❖ Comparative analysis of sentencing Policies in Common law countries.
- ❖ Workshop/ Talk by members of District legal services Authority for understanding application and ground realities of Victim Assistance Initiatives.

Text Books:

1. Roger Hopkin Burke, *An Introduction to Criminological Theory*, Willian Publishing, 2001
2. Katherine S. Williams, *Textbook on Criminology*, Oxford Press, Oxford, 2004

References:

1. Frank A. Hagan, *Introduction to Criminology: Theories, Methods and Criminal Behavior*, Sage Publications Ltd., London, 1978
2. Larry Seigel, *Criminology*, Thomson Wadsworth, Canada, 2008
3. Sue Titus Reid, *Crime and Criminology*, Oxford University Press, Oxford, 2008
4. Mark Tunic, *Punishment: Theory and Practice*, University of California Press, Berkeley, 1992
5. Robert Elias, *Victims Still: Politicla Manipulation of Crime Victim*, Sage Publications Inc., 1993
6. R. I. Mawby & S. Walkate, *Critical Victimology*, Sage Publications Ltd., London, 1995

List of Cases:

1. *The National Human Rights Commission v. State of Gujarat* (2009) 6 SCC 342.
2. *Arvind Yadav v. Ramesh Kumar*, 2003 Cr.L.J. 2552.
3. *Delhi Domestic Working Women's Forum v. Union of India* (1995) 1 SCC 14.
4. *Rudal Sah v. State of Bihar*, AIR 1983 SC 1086.
5. *Nilabati Behera v. State of Orissa* (1993) 2 SCC 746.
6. *Shri D.K. Basuv. State of West Bengal* (1997) 1 SCC 416.
7. *Vishakha & Ors. v. State of Rajasthan*, AIR 1997 SC 3011.
8. *Shatrughan Chauhan & Anrv. Union of India & Ors.*, Writ Petition (Criminal) NO. 55 OF 2013.
9. *Dannjay Chatterjee v. State of West Bengal* (2004) 9 SCC 757.
10. *Macchi Singh v. State of Punjab*, AIR 1983 SC 957.

Eighth Semester

LLB
Subject: Socio-Political Systems in India

Paper Code: LLB 412 (b)
L5 PSDA1 C5

Objectives: This paper's objective is to: (i) acquaint students about an intricate co-relation between society and law; (ii) understand basic units and tenets of societal framework for in-depth interdisciplinary knowledge by examining various crucial concepts like family, marriage, kinship, class system, caste system, and gender related; (iii) understand concept of state, its organs, functionaries, their roles in modern contemporary societies where law operates as this would enlighten them the context of their working; and study Indian political set-up with comparative approach.

Course Outcome: The course is designed to (i) enrich understanding of students about inter-disciplinary approach of studying law as social science subject for holistic comprehension; (ii) enhance exposure to social issues to Business Administration students to upgrade their multicultural competence to tackle socio-legal matters as professionals; and (iii) create political awareness would help in enlarging current global perspectives.

Unit-I: Human Society

(Lectures-10)

- a. Relationship between society and law
- b. Law and social transformation
- c. Family- functions, types and trends; Marriage- functions, types and trends; kinship- Principles of descent, Matrilineal and patrilineal systems
- d. Religion-Religion as uniting and divisive force; Secularism, fundamentalism and Communalism

Unit-II: Indian Society

(Lectures-10)

- a. Concept of Class (Karl Marx and Max Weber); Class stratification in rural and urban societies
- b. Caste – general concept and basic features. Class, caste and varna comparison; Changes and latest Trends
- c. Concept of Tribes- important issues and administrative approaches
- d. Scheduled Castes and Scheduled Tribes in India
- e. Gender issues, with reference to women
- f. Issues of Women – various forms of violence and gender discrimination
- g. Issues related to Children- various forms of exploitation and deprivation

Unit- III: Concept of State and its Organs

(Lectures-10)

- a. Government and its relation with state
- b. Constitution – features and classification
- c. Legislature – Concept, types and functions
- d. Executive: Concept and functions
- e. Judiciary- functions, judicial review and independence of judiciary

Unit- IV: Forms of Government and International Processes

(Lectures-10)

- a. Democratic Government
- b. Unitary and Federal Form of Government- features, merits and demerits
- c. Parliamentary and Presidential form of Government - features, merits and demerits
- d. International Processes - Diplomacy; Role of UN in International Peace

e. International Organizations in Global Politics; NGOs Political as Political Actor

PSDA (Professional Skill Development Activities)

1Hr/Week

- ❖ Visiting NGOs and write a report on the socio-political issues discussed
- ❖ Film Screening on socio-political issues, followed by discussions
- ❖ Seminar/Symposium on Social Transformations in Indian Society
- ❖ Parliamentary discussions

Text Books:

1. Harlambos , M. *Sociology: Themes and Perspectives*, Oxford University Press, UK, 1980
2. Bottomore, *Sociology: A Guide to Problems and Literature*, Blackie and Sons India Ltd. , 1981
3. P. B. and C. L. Hunt, *Sociology*, McGraw-Hill Book Company, Singapore, 1984
4. Giddens, *Sociology*, Polity Press, UK, 1993
5. Eddy Asirvatham& K. K. Misra, *Political Theory*, S. Chand & Company Ltd.,Delhi, 2010
6. C. Kapur, *Principles of Political Science*, S. Chand & Company Ltd, Delhi, 2014
7. RumkiBasu, *International Politics: Concepts, Theories and Issues*, Sage Texts, Delhi, 2019

References:

1. Ram Ahuja, *Society in India: Concepts, Theories and Recent Trends*, Rawat Publications, New Delhi, 1999
2. S. C. Dube, *Indian Society*, National Book Trust, India, 1992
3. K. L. Sharma, *Indian Social Structure and Change*, Rawat Publications, New Delhi, 2007
4. Dipankar Gupta, *Social Stratification (Sociology and Social Anthropology)*, Oxford University Press, Delhi, 1997
5. Baylis John and Steve Smith, *The Globalization of World Politics*, Oxford University Press, UK, 1997
6. Biswanath Chakraborty, *Role of International Organizations in World Politics*, Blue Roan Publishing House, Ahmedabad, (2019)
7. Bidyut Chakrabarty, and R. K. Pandey, *Indian Government and Politics*, Sage Publications, Delhi, 2008
8. T. B. Bottomore, *Sociology: A Guide to Problems and Literature*, Blackie and Sons India Ltd.,1971

Eighth Semester

LLB

Subject: Women and Law

Paper Code: LLB 412 (c)

L5 PSDA1 C5

Objectives: The objective of the course is to (i) expose students to the complex and multidisciplinary - social, political, economic, religious and legal problems women face in a male dominated society with focus on the issues specific to India; (ii) develop a critical understanding of the historical discrimination and victimization of women; (iii) make them to critically appreciate rights and protection provided for the women in the Constitution and in various laws and schemes - personal and general; and (iv) sensitize students on gender issues, to introspect on their attitudes and beliefs and question the gender discrimination.

Course Outcome: The knowledge that the students will gain from this course will help them to work for emancipation and empowerment of women to achieve gender equality.

Unit-I: Women and Constitution

(Lectures-10)

- a. Status of Women in India
 - i. Women in India during different periods: Vedic Period, Post Vedic Period, Medieval Period, British Period, Post Independent India
- b. Women under different Religions
 - i. Women in Hindu Religion
 - ii. Women in Islam
 - iii. Women in Christianity
 - iv. Women in Parsi Religion
- c. International Instruments on Rights of Women
 - i. Introduction
 - ii. Preamble of United Nations Charter
 - iii. Convention on the Political Rights of Women, 1953
 - iv. Convention on the Nationality of Married Women, 1957
 - v. Convention on Consent to Marriage, Minimum Age for Marriage and Registration of Marriages, 1962
 - vi. Convention on Elimination of All Forms of Discrimination against Women, 1979
 - vii. Format of the Convention
 - viii. Reservations
 - ix. Optional Protocol
 - x. Declaration on Elimination of Violence against Women, 1993
 - xi. Other Instruments
- d. Women and Constitution of India
 - i. Preamble,
 - ii. Equality Provisions and Fundamental Rights
 - iii. Equality and Directive Principles of State Policy
 - iv. Fundamental Duties related to Equality
 - v. Panchayat, Cooperative Societies, Reservation of seats: 73rd and 74th Constitutional

Unit-II: Women and Personal Laws

(Lectures-10)

- a. Inequality Provisions Pertaining to Divorce and Guardianship between Men and Women
- b. Inequality Provisions Pertaining to Adoption and Maintenance
- c. Inequality Provisions Pertaining Inheritance
- d. Uniform Civil Code
 - i. Historical Background and Constitutional aspect
 - ii. Uniform civil code and women under personal laws
 - iii. Judicial Trends
 - iv. Compulsory registration of Marriages
 - v. Opinion of the Law Commission

Unit III: Women and Law of Crimes

(Lectures-10)

- a. Laws related to Adultery
 - ii. Historical Perspective
 - iii. Scenario Prior to the Joseph shine Judgment
 - iv. Analysis of Joseph Shine v. Union of India
- b. Rape related Laws
 - i. Meaning, Scope, Judicial pronouncements
 - ii. Notable Changes in Rape laws after 2013
 - iii. Difference between Rape and Attempt to Rape
 - iv. Observation of Judiciary with Special Reference to Character of Victim
- c. Outraging the Modesty of Women
 - i. Section 509 and Section 354 of IPC
 - ii. What constitute outraging Modesty of women
 - iii. Related Case Laws

Unit IV: Women and Special Enactments/Legislations

(Lectures-10)

- a. The Immoral Traffic (Prevention) Act, 1956
 - i. The Scheme of the act
 - ii. Important Provisions
 - iii. Recent Developments
- b. Sexual Harassment at Work Place
 - i. Position before the Act
 - ii. Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013
 - iii. Recent Litigations
 - iv. IPC on Sexual Harassment
- c. Domestic Violence
 - i. Definition, Meaning, Type and Effects of Domestic Violence
 - ii. Important provisions and Related Case Laws
- d. Government Schemes Related to Women in India
 - i. Introduction
 - ii. National Perspective Plan for Women 1988 – 2000, Support to Training and Employment Programme for Women (STEP), Rashtriya Mahila Kosh – (National Credit Fund for Women), Indira Gandhi Matritva Sahyog Yojana (IGMSY) – Conditional Maternity Benefit (CMB) Scheme, SWADHAR (A Scheme for Women in Difficult Circumstances), Mother and Child Tracking System (MCTS), Pradhan Mantri Matritva Vandana Yojana (PMMVY), Rajiv Gandhi Scheme for Empowerment of Adolescent Girls – Sabla, Mahila E-haat, Beti Bachao Beti Padhao Scheme

(BBBP. One Stop Centre Scheme (OSC), Working Women Hostels, Swayamsiddha Scheme, Development of Women and Children in Rural Areas (DWCRA), Nai Roshni, Digital Gender Atlas, Nand-GharYojana

PSDA (Professional SkillDevelopment Activities)

1Hr/Week

- ❖ Visit to NCW/State Commission for Women
- ❖ Writing Judgement Analysis
- ❖ Writing a Research Paper

Text Books:

1. Mamta Rao, *Law Relating to Women and Children*, EBC, Delhi, 2019
2. Shivani Goswami & Neelu Mehra, *Women & Law*, Satyam Law Internationals, Delhi, 2020
3. Lalita Dhar Parihar, *Women and Law*, Eastern Book Company, Delhi, 2016

References:

1. Monica Chawla. *Gender Justice Women and Law in India*. New Delhi : Deep & Deep Publications Pvt. Ltd., 2006
2. Flavia Agnes, *Women and law in India*, Oxford, 2016
3. Dr S.C. Tripathi and Vibha Arora, *Law Relating to Women & Children*, Central Law Publications, Allahabad, 2017
4. Dr Anjani Kant, *Law Relating to Women and Children*, Central Law Publications, Allahabad, 2020
5. Dr SC Tripathi, *Women and Criminal Law*, Central Law Publications, Allahabad, 2014

List of Cases:

1. *Indian Young Lawyers Association v. State of Kerala*, 2018 SCC OnLine SC 1690
2. *Joseph Shine v. Union of India*, 2018 SCC OnLine SC 1676
3. *Gita Hariharan v. Reserve Bank of India*, AIR 1999 SC 1149
4. *Vineeta Sharma v. Rakesh Sharma and Others*, SLP Nos. 17661767 of 2020
5. *Mohd. Ahmed Khan v. Shah Bano Begum*, (1985) 2 SCC 556
6. *ShayaraBano v. Union of India and others*, 1985 (2) SCC 556.
7. *Danial Latifi v. Union of India*(2001) 7 SCC 740
8. *Vishaka and Others v. The State of Rajasthan*, AIR 1997 SC 3011
9. *Sarla Mudgal v. Union of India*, 1995 AIR 1531
10. *Air India v Nargesh Mirza*, (2011) 11 SCC 538

Eighth Semester

LLB
Subject: International Commercial Law

Paper Code: LLB 412 (d)
L5 PSDA1 C5

Objective: This paper aims to: (i) acquaint the students with the tools and techniques of International Commercial Law; (ii) inform them on international mode of payments; and (iii) discuss cases of international commercial arbitration.

Course Outcome: The course is designed to (i) Prepare students to global commercial economics exchange and law in a highly interconnected world; and (ii) training law students for international legal regime in commercial exchange.

Unit-I: International Sales Contracts **(Lectures – 10)**

- a. Formation of the Contract
- b. Breach of Contract and Avoidance of Contract, Doctrine of Frustration, Damage
- c. Rights and Duties of Buyers and Sellers
- d. Case Law

Unit-II: Carriage of Goods **(Lectures –10)**

- a. Uni-modal and Multi-modal Transportation of Goods
- b. Documents of Carriage of Goods by Sea
- c. Bills of Lading: Kinds, Nature, Features
- d. INCOTERMS 2010
- e. Case Law

Unit-III: International Payments **(Lectures – 10)**

- a. Methods of International Payments
- b. Uniform Customs and Practice 600
- c. Types of Letters of Credit
- d. Parties to Letter of Credit
- b. Case Law

Unit-IV: Settlement of International Commercial Disputes **(Lectures – 10)**

- a. Arbitration: Kinds
- b. Mediation
- c. Conciliation
- d. Recognition and Enforcement
- e. Investment Dispute Resolution (PCA, ICC, ICSID, Ad-hoc Arbitration and other
- f. Institutional Institution)
- g. Case Law

PSDA (Professional Skill Development Activities)

1 Hr/Week

- ❖ Judgment Analysis
- ❖ Applied Exercise- Moot Problem
- ❖ Debate
- ❖ Visit to Institute of Foreign Trade

Text Books:

1. Jason C T Chuah, Law of International Trade: Cross Border Commercial Transactions, Sweet & Maxwell, London, 2019 (4thEdn.)
2. Schmitthoff, Export Trade: The Law and Practice of International Trade, Sweet and Maxwell, London, 2000

References:

1. ICC's Incoterms, 2010
2. F. Reynolds, "Some Reservations about CISG", in New Trends in International Trade Law, contributions on the occasion of the 10th Anniversary of the International Sale of Goods and Transportation, PP. 287-297, Giappichelli, Torino, 2000
3. P. Todd, Bills of Lading and Banker's Documentary Credits, Sweet and Maxwell, London, 1998
4. Convention on Agency in the International Sale of Goods, 1983
5. International Convention for the Unification of Certain Rules of Law relating to Bills of Lading signed at Brussels on 25 August 1924, as amended by the Protocol signed at Brussels on 23 February 1968
6. New York Convention on the Recognition and Enforcement of Foreign Arbitral Awards, 1958
7. Vienna Convention on Contracts for the International Sale of Goods, 1980

Eighth Semester

LLB

Subject: Comparative Constitutional Law

Paper Code: LLB 412 (e)

L5 PSDA1 C5

Objective: The objective of this paper is to provide a comparative understanding of different themes of Indian Constitutional Law, presidential and parliamentary forms of government; (ii) compare the Constitutions of other countries with a view to assess their working in the last several decades; and (iii) make students aware about accountability and transparency.

Course Outcome: The course will make students (i) Well-informed on the different dimensions of governance as modern legal professionals; and (ii) Develop critical appreciation of different constitutions of the world.

Unit I: General

- a. Comparative Constitutional Law - Relevance, methodology, issues and concerns in comparison
- b. Various Forms of government – Presidential and Parliamentary; unitary and federal.
- c. Different Models of federalism – USA, Canada and India - Cooperative federalism

Unit II: Specific Themes

- a. Rule of law – Formal and substantive versions
- b. Separation of Powers – India, UK, USA, France
- c. Models of Secularism - USA, France, India
- d. Concepts of Social Justice – USA, South Africa and India

Unit III: Review of Constitution

- a. Systems of constitutional review – India, USA, Switzerland, France
- b. Amendment of Constitution – Manner and Limitations in India, USA and South Africa

Unit IV: Transparency and Accountability in governance

- a. Ombudsman – Sweden, UK and India (Lokpal&Lokayukt)
- b. Right to Information – Extent and its limits in USA, UK and India
- c. Independence of Judiciary – Appointment of Judges to higher judiciary, Judicial activism and accountability – India, UK and USA

PSDA (Professional Skill Development Activities)

1Hr/Week

- ❖ Case comments
- ❖ Parliament Visit
- ❖ Moot Court
- ❖ Intra-parliamentary Proceedings
- ❖ Research paper

Text Books:

1. Joseph Minattur, Indian Legal System, ILI Publication, 2006 (2nd Revised Edn.)
2. D.D. Basu, Comparative Constitutional Law, LexisNexus, 2014 (3rdEdn.)
3. M.V. Pylee, Select Constitutions of the World, Universal, 2016 (4thEdn.)

References:

1. A. V. Dicey, Introduction to the Study of Law of the Constitution, Liberty Fund Inc, U.K,1982
2. K. C. Wheare, Federal Government Ch. 1 & 2, Oxford University Press, London, 1970 (4th Edn.)
4. D.D. Basu, Comparative Federalism, LexisNexus, 2008 (2ndEdn.)
5. H.M. Seervai, Constitutional Law of India: A Critical Commentary, Universal, 2012 (4thEdn.)
3. V. N. Shukla, Constitution of India, Eastern Book Co., Lucknow, 2017, (13thEdn.)
4. M. P. Jain, Indian Constitutional Law, LexisNexis, 2017 (7thEdn.)

List of Cases:

1. *Atheist Society of India v. Govt of AP*, AIR1992 SC31
2. *Golak Nath v. State of Punjab*, AIR 1967 SC 1643
3. *I.R. Coelho v. State of Tamil Nadu*, AIR 2007 Sc 861
4. *Indra Nehru Gandhi v. Raj Narian*, AIR1975Sc 2299
5. *Keshavanand Bharti v. State of Kerala*, AIR 1973 SC 1461
6. *Kuldeep Nayyar v. UOI*, AIR 2006 SC 3127
7. *Maneka Gandhi v. UOI*, AIR 1978 SC 597
8. *Minerva Mills v. UOI*, AIR 1980 SC 1789
9. *Ram Jawayav. State of Punjab*, AIR 1955 SC 549
10. *S.C Advocate on Record Association v. UOI*, AIR 1994 SC268
11. *Sirros v. Moore* (1975) Q.B. 118

Ninth Semester

LLB

Subject: Legal Ethics and Court Craft

Paper Code: LLB 501

L4 PSDA3 C5

Objectives: This course aims to (i) impart knowledge about professionalism consistent with the legal profession's values and standards; and (ii) boost the ability of students to bridge the gap between law and society, exercising proper professional and ethical responsibilities to clients and the entire legal system.

Course Outcome: The course is designed to enable students to (i) take appropriate decisions when faced with any dilemma of professional ethics; and (ii) equip students to demonstrate a great commitment to professionalism, critical and pragmatic thinking, ethical behaviour, court crafts and leadership.

Unit-I: Growth and Evolution of the Legal Profession in India

(Lectures-12)

- a. Legal Education in India- Development and the Role of its Regulatory Authorities
- b. Importance of the legal profession
- c. Development of law relating to legal profession in India
- d. The Advocates Act, 1961- An overview
- e. Bar Council of India-
 - i. Its constitution
 - ii. Powers and Duties
- f. State Bar Councils-
 - i. Its constitution
 - ii. Powers and Duties
- g. Different Committees under Bar Council of India and State Bar Councils
- h. Admission and enrollment of advocates
- i. Disqualification for enrolment
- j. Rights to practice
- k. Professional and other misconduct- Meaning
- l. How to make a complaint against an advocate
- m. Procedure after a complaint has been referred to a Disciplinary Committee
- n. Punishments
- o. Review and Appeal against the order of the disciplinary committees
- p. Consumer Protection Act- Advocates Deficiency of Service

Unit-II: Professional Ethics and Emerging Issues in Advocacy

(Lectures-10)

- a. Duty to court
- b. Duty to client
- c. Duty to opponent
- d. Duty to colleague
- e. Duty towards society and obligation to render legal aid
- f. Deficiency of Service by Lawyers and the Consumer Protection Act
- g. Advertising in legal profession
- h. Lawyers strike
- i. Entry of Foreign law firms in India
- j. Women's place at the bar

Unit III: Bar-Bench Relation and Contempt of Court

(Lectures-08)

- a. Bench-Bar relation
- b. Contempt of Courts Act, 1971
- c. Contempt of court - meaning and nature
- d. Categories of contempt of court
- e. Basis and extent of contempt jurisdiction
- f. Procedure in case of contempt
- g. Punishment for contempt of court
- h. Defenses
- i. Remedies against punishment

Unit IV: Other Laws and Rules Essential for Advocacy

(Lectures-10)

- a. The Limitation Act, 1963.
 - i. Bar of Limitation
 - ii. Condonation of Delay
 - iii. Legal Disability
 - iv. Exclusion of Time of Proceeding in Good Faith in Wrong Court,
 - v. Acknowledgement
 - vi. Law of Prescription
 - vii. Adverse Possession
- b. The Registration Act, 1908.
 - i. Registration
 - ii. Compulsory Registered Documents s17
 - iii. Optional Registration s18
 - iv. Time and Place for Registration ss23-31
 - v. Effects of Registration and non-Registration ss47-50
- c. Supreme Court Rules
 - i. Advocates and their Course of Conduct
 - ii. Role of Single Judge and Registrar of the Supreme Court
 - iii. Types of Petition Entertained by the Supreme Court, Writ petition, Election Petition
- d. Delhi High Court Rules
 - i. Delhi High Courts Rules
 - ii. Advocates and their Course of Conduct
 - iii. Role and Power of Single Judge
 - iv. Civil and Criminal Jurisdiction of the Court

PSDA (Professional Skill Development Activities)

1 Hr/Week

- ❖ Client Counseling
- ❖ Mock Trial
- ❖ Moot Court
- ❖ Client Interview

Text Books:

1. Kailash Rai, *Legal Ethics*, CLP, Allahabad 2007, (7thEdn.)
2. Raju Ramachandran, *Professional Ethics for Lawyers-Changing Profession, Changing Ethics*, Lexis Nexis, Delhi, 2014
3. GCV Subba Rao, *Commentary on Contempt of Courts Act 1971*, ALT Publications, Delhi, 2014

References:

1. P. RamanathaIyer, *Legal and Professional Ethics*, Wadhwa, Nagpur, 2003 (3rdEdn.)
2. Chief Justice Dr B Malik, *Art of a Lawyer - (Cross Examination, Advocacy, Courtmanship)*, Lexis Nexis, Delhi, 2017 (12thEdn.)
3. N R Madhava Menon, David Annoussamy, D K Sampath, *Adjudication in Trial Courts—A Bench book for Judicial Officers*, Lexis Nexis, Delhi, 2012(1stEdn.)
4. N.R. Madhava Menon Murali Neelakantan Sumeet Malik, *An Idea of a Law School- Ideas from the Law*, EBC, Delhi, 2019
5. *Selected Judgments on Professional Ethics*, Vol. 1, Bar Council of India Trust, New Delhi, 2019(3rdEdn.)
6. *Selected Judgments on Professional Ethics*, Vol. 2, Bar Council of India Trust, New Delhi, 2019 (2nd Revised Edn.)
7. N.R. Madhava Menon (ed.), *Legal Profession*, B.C.I., Delhi, 1984
8. M.P. Singh, *Outlines of Indian Legal and Constitutional History*, Universal, Delhi, Chapter 13 (Legal Profession) (8thEdn.)
9. M.P Jain, *Outlines of Indian Legal History*, Wardha, Delhi (Chapter XXX, ‘Growth of Legal Profession in India’) (5thEdn.)
10. Thomas Morgan and Roland Rotunda, *Professional Responsibility, Problems and Materials*, Foundation Press, Delhi, (8thEdn.)
11. Sanjiva Row and Akshay Sapre, *The Advocates Act, 1961*, Lexis Nexis, Delhi, 2016

Act/ Rules/Regulations/Reports:

1. Legal Practitioners Act, 1879
2. Indian Bar Councils Act, 1926
3. India Bar Committee Report, 1923
4. All Indian Bar Committee Report, 1951
5. Law Commission of India 14th Report, 1958
6. The Advocates Act, 1961 Bare Act (Thomson Reuters)
7. The Contempt of Courts Act, 1971
8. The Limitation Act, 1963
9. The Registration Act, 1908
10. Supreme Court Rules, 2013
11. Delhi High Court Rules, 1967
12. Part VI of Bar Council of India Rules 1975, (As amended up to 31st January, 2001), Chapter III Conditions for right to practice.
13. Part VII of Bar Council of India Rules 1975, (As amended up to 31st January, 2001), Chapter-I Complaints against Advocates and Procedure to be followed by Disciplinary Committees of the State Bar Council and the Bar Council of India.
14. Part VII of Bar Council of India Rules 1975, (As amended up to 31st January, 2001), Chapter – II Review

List of Cases:

1. *Aswani Kumar Ghosh v. Arbind Bose*, AIR 1952 SC 362
2. *In re on advocate*, AIR 1957 SC 149
3. *Delhi Judicial Service Association v. State of Gujrat*, AIR 1991 SC 2176
4. *In re Dr. D.C. Sexenav. Hon'ble Chief Justice of India*, AIR 1996 SC 2481
5. *Supreme Court Bar association v. Union of India*, AIR 1998 SC 1895
6. *Bar Council of Maharashtra v. M.V. Dabhulkar* 1976(1) SCR 306 also 1976 (2) SCR 48
7. *Hanraj L. Chulaniv. Bar Council of Maharashtra* 1996 (3) SCC 342
8. *R.D. Saxena v. Balram Prasad*, AIR 2000 SC 2912
9. *Indian Council of Legal Aid v. Bar Council of India*, AIR 1995 SC 691
10. *Mahipal Singh Rana, Advocate v. State of Uttar Pradesh*, 2016 CRI. L. J. 3734 SC
11. *Bar Council of India v. High Court of Kerala* 2004 AIR SCW 2684
12. *R. K. Anand v. Registrar, Delhi High Court* 2009 AIR SCW 6876

Ninth Semester

LLB

Subject: Drafting, Pleading and Conveyancing

Paper Code:LLB 503

L4 PSDA3 C5

Objectives: This course aims at helping students: (i) to enhance their legal drafting skill which is one of the most intellectually demanding of all skills lawyers require;(ii) focus on the theory of effective drafting guidelines; (iii) emphasis on relevant formats to assist in understanding practical application of concepts and develop necessary skills for drafting legal documents; and (iv)to enable students to understand practical defects and difficulties in the legal drafting through critical assessment, scrutiny of documents and survey of cases.

Course Outcome: On completion, the student will (i) implement effective writing techniques to draft different types of legal documents in clear and concise way.

Unit-I: Fundamental Pleadings

(Lectures-10)

- a. Pleadings (Order 6 CPC)
- b. Complaint Structure
- c. Written Statement and Affidavit
- d. Difference between Writ, Complaint and Written Statement
- e. Fundamental Rules of Drafting
- f. Application under Section 5 of the Limitation Act
- g. Application for Setting aside *ex-parte* Decree
- h. Application for execution
- i. Application for caveat section 148A of CPC
- j. Application for Compromise of Suit
- k. Writ Petitions

Unit-II: Civil Pleadings

(Lectures-10)

- a. Suit for Recovery under Order XXXVII of CPC
- b. Suit for Permanent Injunction
- c. Suit for Dissolution of Partnership
- d. Petition for dissolution of Marriage
- e. Application for Temporary Injunction Order XXXIX of CPC
- f. Appeal from Original Decree under Order 41 of CPC
- g. Revision Petition
- h. Review Petition

Unit-III: Criminal Pleadings

(Lectures-10)

- a. Application under Section 156 CRPC
- b. Application for Bail
- c. Application under Section 125 CRPC
- d. Compounding of Offences by Way of Compromise under Section 320 (i) CRPC
- e. Complaint under Section 138, Negotiable Instruments Act, 1881
- f. Application under Section 482, CRPC

Unit-IV: Conveyancing

(Lectures-10)

- a. Notice to the Tenant under Section 106 of Transfer of Property Act
- b. Notice under Section 80 of CPC
- c. Notice for Specific Performance of Contract
- d. Reply to Notice
- e. General Power of Attorney
- f. Special power of Attorney
- g. Will
- h. Agreement to SELL
- i. Sale-Deed
- j. Lease-Deed
- k. Partnership Deed
- l. Mortgage Deed
- m. Relinquishment Deed
- n. Deed of Gift

Model Drafts

- i. Petition for Grant of Probate / Letters of Administration
- ii. Application for Appointment of Receiver/Local Commissioner
- iii. Application for Appointment of Guardian
- iv. Application to Sue as an Indigent Person under Order 33 CPC
- v. Appeal from orders under order 43 of CPC
- vi. Appeal from appellate decree
- vii. Reference to Arbitration and Deed of Arbitration

PSDA (Professional Skill Development Activities)

1 Hr/Week

- ❖ Drafting of Different types of Legal Document and Deeds, etc.
- ❖ Drafting of Notices
- ❖ Scrutiny of Documents
- ❖ Survey of Cases due to Drafting Defects

Text Books:

1. N.S. Bindra, *Conveyancing, Draftsman and Interpretation of Dates*, Delhi Law House, Delhi, 1985
2. G.C. Mogha & S. N. Dhingra, *Mogha's Law of Pleading in India with Precedents*, Eastern Law House, Delhi, 2013 (18th Edn.)

References:

1. R.N. Chaturvedi, *Conveyancing*, Eastern Book Company, Lucknow, 2011 (7thEdn.)
2. G.C. Mogha, *Indian Conveyancer*, Dwivedi Law, Allahabad, 2009 (14thEdn.)
3. C. R. Datta & M.N. Das, *D'Souza's Form and Precedents of Conveyancing*, Eastern Law House, Delhi, 2008 (13thEdn.)
4. Rodney D. Ryder, *Corporate and Commercial Agreements Drafting Guidelines, Forms and Precedents*, Universal Law Publishers, New Delhi, 2011
5. MC Agarwal & GC Mogha, *Mogha's Pleading*, EBC, Lucknow, 2017 (Latest Edn.)
6. KS Gopalakrishnan, *Pleadings and Practice*, ALT Publications, Hyderabad, 2014

Ninth Semester

LLB

Subject: Land and Real Estate Laws

Paper Code: LLB 505

L4 PSDA1

Objectives: The objective of the course is to (i) provide a strong foundation to students on laws related to real estate fields and legal matters related to real estate and property; and (ii) The course will impart sufficient knowledge on the issues such as real estate agreements, land acquisition, sale transactions, registration of new projects, building permits, compliance requirements, disputes over lease, illegal encroachment of property, *benami* transaction, disputes between builders and unpaid vendors, real estate agreements, housing society disputes etc.

Course Outcome: On completion of the course (i) students will be confident to handle real estate matters; and (ii) update themselves with the Real Estate Regulatory Act 2016, rent laws and dispute settlement mechanisms.

Unit-I: Land Reforms

(Lectures-12)

- a. Land Reforms in India: Mahalwari System, Ryotwari System, Zamindari System
- b. Agrarian Relations in Pre-Independent India, Constitutional Imperatives and Objectives relating to Agrarian Reforms: Constitutional Provisions and Amendments, Development of cooperative farming and reorganization of agriculture.
- c. Land consolidation
- d. Land ceilings
- e. Abolition of intermediaries
- f. State enactments prohibiting alienation of land by tribals to non tribals

Unit-II: Land Acquisition

(Lectures -08)

- a. Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013- Object and scope, Definitions- Affected Area, Affected Family, "Person Interested",
- b. Determination of social impact and public purpose, preliminary investigation, appraisal by expert group
- c. Notification and acquisition
- d. Process of Land Acquisition
- e. Rehabilitation and resettlement award
- f. Procedure and manner of rehabilitation and resettlement
- g. National monitoring committee for rehabilitation and resettlement
- h. Establishment of land acquisition, rehabilitation and resettlement authority
- i. Apportionment and payment of compensation
- j. Temporary occupation of land
- k. Offences and penalties
- l. Problems in implementation

Unit-III: Real Estate Development and Apartment Ownership

(Lectures-08)

- a. Real Estate Regulatory Act, 2016 (RERA)
 - i. Object and Scope
 - ii. Definitions and concepts- Carpet Area, Common Areas, Apartment, Building.

- iii. Registration of Real Estate Project and Real Estate Agents
 - iv. Functions of Real Estate Agents, Promoter, Allottees – Powers, duties and functions.
 - v. Authorities- Real Estate Regulatory Authority, Central Advisory Council, Real Estate Appellate Tribunal, Powers and Functions.
 - vi. Offences, Penalties and Adjudication
- b. Role of DDA and overview of Delhi Apartment Ownership Act, 1986

Unit-IV: Rent Laws

(Lectures-12)

- a. Introduction to the Delhi Rent Control Legislation: 1958 and 1995
- b. Definition and Concepts- Landlord, Premises, Tenant, Basic Rent and Standard Rent
- c. Rights of Tenant and Landlord
- d. Grounds of eviction
- e. Provisions Safeguarding Sub-Tenant-Recovery of Possession
- f. Dispute settlement mechanism - Summary Trial, Deposit of Rent, Special Obligations of Landlords and Penalties.

PSDA (Professional Skill Development Activities)

1 Hr/Week

- ❖ Research Paper/Project work
- ❖ Preparation of Rent Deed/ Notice of Eviction
- ❖ Visit to Land Acquisition and Rehabilitation Sites
- ❖ Visit to Rent Controller Office

Text Books:

1. Jaspal Singh, *Delhi Rent Control Act*, Pioneer Books, Delhi, 2007
2. V.N. Shukla, *Constitution of India*, Eastern Book Agency, Lucknow, 2014
3. P.K. Sarkar, *Law of Acquisition of Land in India*, Eastern Law House, Delhi, 2012
4. S.U. Khan, *Law of Rent Control in India*, Universal Law Publishing (a unit of Lexis Nexis), Delhi, 2017
5. D.P.S. Kanwal, *Land Laws (Including Land Acquisition and Rent Laws)*, Satyam Law International, New Delhi, 2014

References:

1. All India Rent Control Journal, Vinod Publication, Delhi, 1993
2. Commercial's The Real Estate (Regulation And Development) ACT, 2016 (2019-20Session) Paperback, Commercial Law House, Delhi, 2019

List of Cases:

1. *Indore Development Authority v. Manohar Lal Sharma*, S.L.P. (C) Nos. 9036-9038 of 2016), decided on 06.03.2020
2. *Chennai Metropolitan Development Authority v. D. Rajan Dev*, (2020) 2 SCC 483
3. *A. Mahalakshmi v. BalaVenkatram*, (2020) 2 SCC 531]
4. *Vidya Devi v. State of H.P.*, (2020) 2 SCC 569
5. *Bihar Industrial Area Development Authority v. Amit Kumar*, (2019) 10 SCC 733]
6. *Alok Ranjan v. State of Bihar*, 2019 SCC OnLine Pat 465
7. *Tejpal Singh v. State of U.P.*, Writ C No. 7218 of 2019

8. *Kapila Majhi v. State*, 2019 SCC OnLine Ori 181
9. *Gayatri Devi v. State of Uttar Pradesh*, Writ- C No. 14473 of 2019
10. *Binod Behera v. Tahasildar*, 2019 SCC OnLine Ori 283
11. *Flora Elias Nahoum v. Idrish Ali Laskar*, (2018) 2 SCC 485
12. *Maya Devi v. State of Haryana*, (2018) 2 SCC 474]
13. *Kuldeep Kaur v. MVL Ltd.*, Complaint No. RAJ-RERA-C-2018-2127
14. *Neelkamal Realtors Suburban Pvt. Ltd. v. Union of India*, 2017 SCC OnLineBom 9302

Ninth Semester

LLB

Subject: Elective Paper - I

Paper Code: LLB 507/509/511

L5 PSDA1 C5

Any three of the following elective papers:

- a. Banking, Insolvency and Insurance Laws
- b. Indirect Tax Laws
- c. Law of International Organizations
- d. Legal Research and Methodology
- e. Socio Legal Dimensions of Gender Justice
- f. Sports and Media Laws
- g. Health Care Laws
- h. Right to Information, Vigilance and Whistle Blowers' Protection
- i. Public Employment and Service Laws
- j. Tele Communication Laws
- k. International Humanitarian and Refugee Laws
- l. Law and Empowerment of the Marginalized People
- m. Enterprenurship Development

Ninth Semester

LLB

Subject: Banking, Insolvency and Insurance Laws

Paper Code: LLB 507/509/511 (a)

L5 PSDA1 C5

Objectives: This paper aims to enable students to (i) orient them towards emerging dimensions of the banking and insurance sectors bringing transformation in the role played by these sectors; (ii) develop comprehensive understanding of principles, practices and legal framework relating to banking and insurance; and (iii) study relevant statutes along with judicial interpretations which is focused towards encouraging critical and creative thinking.

Course Outcome: The course intends to (i) inculcate high quality academic rigour; (ii) be endowed with banking and insurance knowledge and skills together with technology-familiarity, customer-orientation and hands-on application skills; and (iii) up-to-date knowledge in the subject which can lead to systematic training of students for taking up banking and insurance related cases in today's globally competitive market.

Unit-I: Banking System in India

(Lectures-10)

- a. Historical Development of Banking System in India
- b. Bank Nationalization and Social Control
- c. Salient features of Banking Regulation Act, 1949 (Definitions, functions of banks and powers of RBI), Commercial & Investment Banking
- d. Relationship between Banker and Customer, KYC Norms,
- e. Banking Ombudsman and Application of Consumer Protection Law in Banking Services

Unit-II: Lending, Securities and Recovery Process by Banks

(Lectures-10)

- a. Principles of Lending
- b. Nature of Securities, Collateral and other Securities
- c. Scope, Nature and process of recovery under Recovery of Debts and Bankruptcy Act, 1993
- d. Non-performing Assets and Role of SARFAESI, 2002, Important Definitions and Enforcement of Security Interest
- e. Willful Defaulter and Nature of Bank Fraud (Applicable laws and RBI Guidelines)

Unit-III: Introduction to Insolvency and Bankruptcy Regime in India

(Lectures-10)

- a. Need, Rationale and objectives of Insolvency and Bankruptcy Code
- b. Role of Authorities and enforcement mechanism
- c. Creditors, Corporate Insolvency Resolution Process
- d. Contemporary Case Studies

Unit-IV: Insurance Law

(Lectures-10)

- a. Nature and Fundamental Principles of Insurance Contracts
- b. Kinds of Insurance: Life Insurance, Fire Insurance, Marine Insurance and Medi-claim Insurance
- c. Motor Vehicles Insurance (with reference to Third Party Insurance), MACT
- d. Powers, Duties of Insurance Regulatory Development Authority under IRDA Act 2002
- e. Application of Consumer Protection with reference to Insurance Services

- ❖ Visit to Debt Recovery Tribunal
- ❖ Study/Analysis of cases decided by IRBI, DRT
- ❖ Seminar & essay competition based on contemporary issues of banking law, Insolvency and Bankruptcy Laws
- ❖ Community Outreach Program on banking and Insurance Services

Text Books:

1. M.L. Tannan, *Banking Law and Practice in India*, Lexis Nexis, 2019 (23rdEdn.)
2. *Banking and Insurance Law and Practice*, Institute of Company Secretaries of India, Taxmann India, 2019
3. M.N. Mishra, *Law of Insurance*, Central Law Agency, Delhi, 2012, (9th Edn.)
4. V.S Datey, *Guide to Insolvency and Bankruptcy Code*, 2016, Taxmann India, 2018
5. Ashish Makhija, *Insolvency and Bankruptcy Code of India*, LexisNexis India, 2018

References:

1. K.C. Shekhar, &Lekshmi Shekhar, *Banking Theory and Practice*, VikasPublishing House, 2005 (19thEdn.)
2. J N Jain & R K Jain, *Modern Banking and Insurance: Principles and Techniques*, Regal Publications, 2008
3. JyotsanaSethi&Nishwar Bhatia, *Elements of Banking and Insurance*, PHI Publishers, 2012 (2ndEdn.)
4. John Birds, *Modern Insurance Law*, Universal Publishing Co., 2003
5. Shah, *Landmark Judgments on Insurance*, Universal Publishing Co., 2004
6. C. Rangarajan, *Handbook of Insurance and Allied Laws*, Taxmann India, 2015

List of Cases:

1. *Rustam Cawasjee Cooper v. Union of India*, AIR 1970 SC 564.
2. *All India Bank Officer's Confederation v. Union of India*, AIR 1989 SC 2045.
3. *Tara Chand Vyas v. Chairman Disciplinary Authority*, AIR 11997 SCC 565.
4. *Sajjan Bank (Pvt.) Ltd v. Reserve Bank of India*, AIR 1961 Mad.8.
5. *Canara Bank v. PRN Upadhyaya* (1998)6 SCC 526.
6. *Pink v. Fleming* (1890) 25 QBD396.
7. *Mithoolal Nayak v. Life Insurance Corporation of India*, AIR 1962 SC 814.
8. *Kasim Ali Bulbul v. New India Assurance Co.*, AIR 1968 J&K 39.
9. *Swiss Ribbons Pvt. Ltd. &Anr. v. Union of India*, WP(Civil) No. 99 of 2018.
10. *K. Kishanv. M/s Vijay Nirman Company Pvt. Ltd*, Civil Appeal No. 21824 of 2017.
11. *Nikhil Mehta & Sons (HUF) &Ors. v M/s AMR Infrastructures Ltd. (NCLT Delhi)*, C.P NO. (ISB)-03(PB)/2017.
12. *Anuj Jain Interim Resolution Professional for Jaypee Infratech Limited v. Axis Bank Ltd.*, Civil Appeal Nos. 8512-8527 of 2019.
13. *Tata Steel BSL Limited &Anr. v. Union of India &Anr.* W.P.(CrI) 3037/2019.

Ninth Semester

LLB
Subject: Indirect Tax Laws

Paper Code: LLB 507/509/511 (b)
L5 PSDA1 C5

Objectives: This paper aims to enable the students to (i) examine the recent tax reforms in India in the form of GST; (ii) understand its aims, objectives and benefits; (iii) know about the principles related to classification of goods and services under GST regime; and (iv) understand the administrative framework of GST.

Course Outcome: Enabling students to (i) Follow the procedural compliance under GST and its practical application; (ii) enhance their perceptive knowledge and augment their professional ambit in future under indirect taxes; and (iii) be confident to thrive as tax professionals.

UNIT I: Introduction and Basic Concepts

(Lectures- 10)

- a. Constitutional Frameworks of Good and Service Tax
- b. Rationale, objectives and Structure of GST
- c. Concept of CGST, SGST, IGST
- d. Administrative Structure : GST Council, GST Networks, State compensation Mechanism
- e. Registration, Its Procedure and Unit of Registration

UNIT II: Levy and collection of GST

(Lectures-10)

- a. Taxable Events: Concept of Supply of Goods and Services, Time and Place of Supply, Imports of Services
- b. Transaction Value, Its Inclusion and Exclusion
- c. Valuation Rules, Composite Levy Scheme
- d. Classification of Goods and Services

UNIT III: Input Tax Credit

(Lectures- 10)

- a. Meaning and Concept of Input Tax Credit, Eligibility and Exempted Goods
- b. Input tax credit of Capital Goods,
- c. Apportionment of Credit and Blocked Credit
- d. Payments of Taxes, Refund, Doctrine of Unjust Enrichment, TDS, TCS and Reverses Charge Mechanism

UNIT IV: Procedures and Customs Law

(Lectures- 10)

- a. Tax Invoice, Credit and Debit Notes, Returns and Audit
- b. Assessment : Self-Assessment, Provisional, Summary and Best Judgement Assessment
- c. Anti- Profiteering, E- Way bill, offences and Penalty
- d. Customs Law: Basic Concept, Types of Custom Duties, Valuation
- e. Territorial Waters, Exclusive Economic Zone, High Seas, Indian Custom Waters
- f. Baggage Rules and Exemption.

PSDA (Professional Skill Development Activities)

1 Hr/Week

- ❖ Comparative study of Classification of Goods-India and Global
- ❖ Registration Procedures
- ❖ Procedure of Allotment of GST Number
- ❖ Electronic filing GST Returns

Text Books:

1. SS Gupta, *GST Manual with GST Law Guide & Digest of Landmark Rulings*, Taxmann's Publication House, Delhi, 2020 (13thEdn.)
2. V.S. Datey, *Customs Law Practice & Procedures*, Taxmann's Publication House, Delhi, 2018 (21st Edn.)
3. V.K. Singhania, *A Students' Guide to GST and Customs Law*, Taxmann India, 2020 (5thEdn.)

References:

1. Divya Bansal, *Law Relating to GST: A Section wise Commentary on GST Law*, Taxmann, India, 2020
2. Milind Kumar, *Good and Service Tax*, EBC, Allahabad, 2020

Ninth Semester

LLB
Subject: Law of International Organizations

Paper Code: LLB 507/509/511 (c)
L5 PSDA1 C5

Objective: This course aims to enable the students to (i) understand the dynamics of the relationships between international organizations and their organs and the outside world; (ii) be proficient in understanding historical development and understanding the theoretical approaches related to international organizations and international law; (iii) get a concise account of the principles and norms of international law applicable to the main-types of international organization - the inter-governmental organizations; and (iv) have an insight into the interaction between universalism and regionalism.

Course Outcome: (i) Enable understanding of the impact and influence of international organizations which will provide better options especially in cross-border practice.

Unit –I: The Evolution of International Organization (Lectures-10)

- a. Rise of International Organisations
- b. League of Nations and United Nations
- c. The Bretton Woods Institutions: World Bank and IMF
- d. The International Labour Organization
- e. International Criminal Court
- f. Vienna Convention on the Law of Treaties between States and International Organizations

Unit – II: Functioning of International Organizations (Lectures-10)

- a. UN General Assembly
- b. Security Council
- c. Economic and Social Council
- d. International Court of Justice and its Jurisdiction
- e. Functions of WTO

Unit–III: Relations of International Organizations and States (Lectures-10)

- a. Members and Non-Members
- b. Municipal Law
- c. Rights and Immunities of International Organizations and their Personnel; Duties of Host Countries
- d. Dispute Settlement and Interpretative Powers
- e. Enforcement Techniques

Unit–IV: Human Rights and Humanitarian Interventions (Lectures-10)

- a. International Covenant on Civil and Political Rights
- b. UN Charter-based Human Rights System and UN Human Rights Council
- c. Protecting Human Rights through International Organization
 - i. The European Human Rights System
 - ii. The African Union and Human Rights
- d. Humanitarian Interventions: Issues of Sovereignty
- e. UN Peace Operations (Peace-keeping, Peace-making and Peace-enforcement): Principles,

- ❖ Critical Writing
- ❖ Case studies
- ❖ Seminars on Contemporary Conflicts

Text Books:

1. Jan Klabbers, *An Introduction to International Organizations Law*, Cambridge University Press, UK, 2015 (3rd Edn.)
2. L. Frederic, Jr. Kirgis, *International Organizations in Their Legal Setting*, West Publishing Co. Minnesota, 1994 (2ndEdn.)
3. Philippe Sands, Pierre Klein, *Bowett's Law of International Institutions*, Sweet & Maxwell, UK, 2009 (6thEdn.)
4. I. Hurd, *International Organizations: Politics, Law, Practice*, Cambridge: Cambridge University Press, Cambridge, 2017 (3rdEdn.)

Reference Books:

1. Nigel White, *The Law of International Organizations*, Manchester University Press, 2017 (3rd Edn.)
2. A.O. Kruger, *WTO as an International Organizations*, University of Chicago Press, Chicago, USA, 2000
3. J. Steiner, *Textbook on EEC Law*, OUP, Oxford, 2003
4. T.A. Hartley, *The Foundation of European Community Law*, Oxford University Press, UK, 2014 (8thEdn.)

Ninth Semester

LLB
Subject: Legal Research and Methodology

Paper Code: LLB 507/509/511. (d)
L5 PSDA1 C5

Objectives: The objective of the course on Legal Research and Methodology is to enable the student (i) to understand the relevance, nature, types and tools of legal research; (ii) get a firm grounding in research techniques and methodologies appropriate to legal research; (iii) critically analyse and engage with relevant primary and secondary sources; (iv) identify and formulate proper research problems; (v) acquaint themselves with the process of formulating and developing research questions and hypotheses suitable for designing research framework; and (vi) collect, interpret and analyse data accurately.

Course Outcome: (i) apply their learning in dissertation writing and future academic and professional research (ii) undertake and execute independent research work (iii) carry out advanced legal research, and (iv) reflect critically on their own learning.

Unit-I: Nature of Research – An Introduction

(Lectures-12)

- a. What is Research?
- b. Relevance of Legal Research
 - i. Objective of Legal Research
 - ii. Need for Legal Research and Importance of inter-disciplinary approach
 - iii. Significance of Legal Research in India
 - iv. Legal Research as a profession in India
- c. Types of Research
 - i. Doctrinal or Traditional Research
 - ii. Non-doctrinal or Empirical Research
 - iii. Descriptive and Analytical Research.
 - iv. Applied and Fundamental Research
 - v. Qualitative and Quantitative Research
 - vi. Law Reform Research
 - vii. Historical Research
 - viii. Sociological Research

Unit-II: Research Processes

(Lectures-10)

- a. Identification of Research Problems
- b. Review of Literature
- c. Formulation of a Hypothesis/ research questions
- d. Sampling techniques
- e. Research Design
- f. Research Report - Use of Citations (Blue Book Citations - ILI Format), Foot Notes, Reference, Bibliography, Indexes, Appendix, etc.
- g. E- Resources
- h. Plagiarism
- i. Copyright Infringement

Unit III: Methods of Investigation and tools for collection of data

(Lectures-10)

- a. Methods of Data Collection (Observation, Interview, Questionnaire, Schedules, Case Study)

- b. Tabulation and Evaluation of Data.
- c. Sampling (Advantages and Limitations of Sampling, Theoretical basis of Sampling, Classifications of sampling, Sampling and Non- sampling Error)
- d. Jurimetrics

Unit IV: Analysis and Interpretation of Data

(Lectures-08)

- a. Application of Content Analysis in Legal Research
- b. Analysis of aggregate Data
- c. Data Interpretation
- d. Legal input Analysis, the ideal and the practicable
- e. Data Processing- Summarizing of data, Codification and Tabulation

PSDA (Professional Skill Development Activities)

1Hr/Week

- ❖ Preparing a Questionnaire
- ❖ Identifying Research Material
- ❖ Writing a Hypothesis and preparing a synopsis
- ❖ Understanding legal research writing

Text Books:

1. L. Morris Cohen, *Legal Research in Nutshell*, West Publishing Co., Minnesota, 1996
2. C.K. Kothari, *Research Methodology: Methods and Techniques*, Wilsey Eastern Limited, New Delhi, 2009.
3. Dawn Watkins and Mandy Burton, *Research Method in Law* (eds.), Routledge Publishers, London, UK, 2013.
4. Tiwari H.N., *Legal Research Methodology*, Allahabad Law Agency, Haryana, 1997, 2003.
5. S.K. Verma & M Afzal Wani, *Legal Research and Methodology*, ILI Publications, New Delhi, 2001.
6. Manoj Kumar Sinha & Deepa Kharb, *Legal Research and Methodology*, Lexis Nexis, India, 2017 (1stEdn.)
7. Vijay.K.Gupta, *Decision Making in the Supreme Court of India: A Jurimetric Study*, Kaveri Books, Delhi, 1995.

References:

1. Williams J. Grade & Hatt K Paul, *Methods in Social Research*, McGraw-Hill Book Company, London & Singapore, 1985 (Reprint)
2. B.N. Ghosh, *Scientific Methods and Social Research*, Sterling, New Delhi, 2003
3. Michael J. Crotty, *The Foundations of Social Research: Meaning and Perspective in the Research Process*, Sage Publications, London, Thousand Oaks, Delhi, 2012
4. Alan Bryman, *Social Research Methods*, OUP, UK, 2008
5. Matthew B. Miles, *Qualitative Data Analysis: An Expanded Sourcebook*, 1994, Sage Publications (CA) (2ndEdn.)

Ninth Semester

LLB

Subject: Socio-Legal Dimensions of Gender and Gender Justice

**Paper Code: LLB 507/509/511. (e)
L5 PSDA1 C5**

Objectives: This paper's objective is to: (i) to sensitize the students about the changing dimensions of gender and also familiarizes them with the subtle manifestations of inequality rooted in our society; (ii) sensitize students about the importance of gender justice; (iii) make them aware about existing legal framework in the backdrop of social construct with a view to enable them to exhibit reflective thinking; and (iv) promote moral and ethical awareness in the existing legal system in India.

Course Outcome: (i) to reflect upon some specific gender related issues like witch hunting, honour killing, prostitution, trafficking, male victimisation to strive for betterment of society; and (ii) to assist legislator/policy makers with the issues of gender.

Unit-I: Introduction

(Lectures-10)

- a. Gender as a social construct, Gender stereotyping
- b. Production of masculinity and femininity, toxic masculinity
- c. Patriarchy, sexuality and control over sexuality, subordination of women
- d. Gender sensitization- problems and strategies
- e. Gender mainstreaming, Integrating gender into sustainable development
- f. Gender in media, Gender - Sensitive Indicators for Media (GSIM)

Unit-II: Feminist Jurisprudence

(Lectures-10)

- a. Constitution and Gender justice
- b. CEDAW, UN Conventions
- c. Perpetuation of Gender inequality
- d. Judicial Approaches to equality rights in India, with respect to gender
- e. Eco-feminism and feminism in bio-diversity

Unit- III: Social Issues and Related Laws

(Lectures-10)

- a. Honour killing
- b. Witch hunting
- c. Trafficking
- d. Female foeticide
- e. Prostitution
- f. Male victimisation

Unit- IV: Contemporary Gender Issues

(Lectures-10)

- a. Gender identities, social stigma and social exclusion
- b. Gendered bodies and sexualities
- c. Discrimination and violence against the third gender
- d. Emerging trends with respect to LGBT Community (Transgender Persons (Protection of Rights) Act, 2019)
- e. Global justice for third gender
- f. Transgenders Rights Act, legal gender recognition, Sec 377

- ❖ Pursue a project on various manifestations of gender justice. This could take the form of a research paper or a workshop or an AV presentation.
- ❖ Student could also do a case study on a Self Help Group which works towards the cause.

Text Books:

1. Nivedita Menon, (ed.), *Gender and Politics in India*, Oxford University Press, New Delhi, 1999
2. Madhu Kishwar, *Off the Beaten Track: Rethinking Gender Issues for Indian Women*, Oxford India Paperback, New Delhi, 2002
3. F. Agnes, (1999) *Law and Gender Inequality: The Politics of Women's Rights in India*, Oxford University Press, New Delhi, 1999
4. Amy. S. Wharton, *The Sociology of Gender: An Introduction to Theory and Research*, Wiley Blackwell, NJ, USA, 2004
5. Hines, Sally and Sanger, Tam (2010) *Transgender Identities: Towards a Social Analysis of Gender*.(ed) New York, Routledge, 2010
6. Laura Kramer, *The Sociology of Gender*, Roxbury Publishing Co., Los Angeles, 2005
7. Nandita Haskar, *Demystification of Law for Women*, Lancer Press Columbia, Distributed by South Asia Books, New Delhi, 1986

References:

1. Sherry Ortner, "Is male to female as nature is to culture?" M.Z. Rosaldo and L. Lamphere (eds.) *Women, Culture and Society*, Stanford University Press, Stanford, pp. 67- 87, 1974
2. Patricia Uberoi, "Feminine Identity and National Ethos in Indian Calendar Art" In *Economic and Political Weekly*, Vol. 25, No. 17, pp. WS41-WS48, Apr. 28, 1990
3. David Gauntlett, *Media, Gender and Identity: An Introduction*, London: Routledge, 2008
4. B. Agarwal, "Patriarchy and the 'Modernizing' State", in Agarwal B. *Structures of Patriarchy: The State, the Community and the Household*, Zed Press, London, 1998
5. Leslie Feinberg, *Transgender Liberation: A Movement Whose Time has Come*, World View Forum Pub., NY, pp 205-220, 1992
6. Susan Stryker, *Transgender History*, Berkley, Seal, 2008
7. Christopher A. Shelley, *Transpeople: Repudiation, Trauma, Healing*, Toronto, University of Toronto Press, 2008
8. Nadine Taub & Elizabeth Schneider, "Perspective on Women's Subordination and the Role of Law" in D . Kairys (ed) *The Politics of Law: A Progressive Critique*, pp 328-355, Basic Books, NY, 1998
9. Madhu Kishwar, "Some Aspects of Bondage: The Denial of Fundamental Rights to Women" in, A.R. Desai(ed.), *Expanding Government Lawlessness and Organised Struggles*, Popular Prakashan, Bombay, 1991
10. Tharu Susie, and Tejaswini Niranjana, "Problems for a contemporary theory of gender" in Nivedita Menon (ed.) *Gender and Politics in India*, Oxford University Press, New Delhi, pp 494-525, 1999
11. Radha Kumar, "From Chipko to Sati: The Contemporary Indian Women's Movement" , in Nivedita Menon (ed.), *Gender and Politics in India*, Oxford University Press, New Delhi, pp 342-369, 1999

List of Cases:

1. *Air India v. NargeshMeerza*, 1981 AIR 1829: 1982 SCR (1) 438
2. *Navtej Singh Johar v. Union of India* (2018) 10 SCC 1
3. *Shakti Vahini v. Union of India and Ors.* (2018) 7 SCC 192
4. *National Legal Services Authority v. Union of India and Ors.*(2014) 5 SCC 438 (SC)
5. *Naz Foundation v. Government of Delhi and Ors.*, 160 DLT 277
6. *State of Uttar Pradesh v. Kaushailaiya*,1964 SCR (4)1002
7. *Sareetha v. Venkata Subbahiah*,AIR 1983 AP 356
8. *Purananda Banerjee v. Sm. Swapan Banerjee and Anr.*AIR 1981 Cal 123
9. *Gaurav Jain v. State of Bihar and Ors.* (1996) 5 SCC 125
10. *Smt. Laxmi Kachhwaha v. The State of Rajasthan.* AIR 1999 Raj HC 254
11. *BudhadevKarmaskar v. State of West Bengal* (2011) 11 SCC 538
12. *ApneAap Worldwide Trust v. The State of Bihar and Ors*, 2015 (1) PLJR 268

Ninth Semester

LLB
Subject: Sports and Media Law

Paper Code: LLB 507/509/511 (f)
L5 PSDA1 C5

Objectives: The objectives of the course are to (i) appreciate the impact law has on the industry of sport and identify and critically analyse the legal issues sporting organizations and athletes face; (ii) analyse, critique, reflect upon and evaluate the effectiveness of various sports law, rules and provisions (iii) demonstrate, through cognitive, technical and creative skills a level understanding of the regulatory framework for sporting activity of India (iv) identify and analyse sports law issues from facts and offer modes of resolution; and (v) identify and evaluate links between the sports law and other areas of law such as IPR, ADR, Taxation, Human Rights, Competition laws etc.

Course Outcome: On completing the course, the students will be familiar with (i) commercialization of sports, legal hurdles created thereof and its solutions; (ii) one of fastest growing and upcoming career option; and (iii) gain adequate knowledge and skills to take up sports matters in their legal career.

Unit -I: Historical Perspective on Sports Regulations (Lectures-8)

- a. Introduction & Definition of sports
- b. Sociological and political aspects of sports
- c. Need for legal definition, Sports Integrity, Sportsmanship, Sports Culture
- d. Historical perspectives of sports regulatory and various regulatory regimes in India

Unit -II Commercialization of Sports and Models of Regulation (Lectures-8)

- a. Commercialization of sports (BCCI, IPL, ICC, FIFA, etc)
- b. Sports Contract and related labour law issues
- c. Juridification of sports – the role of law · Different types of sporting bodies
- d. Sports Authority of India: Role, Responsibilities and challenges
- e. Legal Issues in Cricket, Hockey, Soccer and other sports
- f. Sports Ombudsman
- g. ADR issues in various aspects of sports

Unit-III: Emerging Issues in Sports Law - I (Lectures-12)

- a. IPR issues in Sports (Trademark, Copyright, patent & importance of branding, ambush marketing, sports merchandising, player endorsement, etc.)
- b. Broadcasting rights, Media rights
- c. Doping issues in Sports- Legal Issues
- d. Sports Gambling and Betting- Contemporary legal issues and challenges

Unit-IV: Emerging Issues in Sports Law– II (Lectures-12)

- a. Competition Law and Sports Law
- b. Tortious principle and Sports Law
- c. Sports Corruption and criminal liability issues in sports
- d. Sports and Human Rights
- e. Sports and Public Health Safety
- f. Taxation and Sports

- ❖ Visit to Sports Authority of India
- ❖ Study/Analysis of leading legal cases related to sports in India and abroad
- ❖ Seminar & essay competition based on contemporary issues of Sports Law

Text Books:

1. Lovely Dasgupta & Shameek Sen (Ed.), *Sports Law in India*, Sage Publication, India, 2018
2. Mukul Mudgal, *Law and Sports in India: Developments, Issues and Challenges*, Lexis Nexis Publication, India, 2011
3. Mitten Davis and Smith Berry, *Sports Law and Regulations*, Aspen Publishers, Wolters Kluwer (Law and Business), USA, 2019
4. Mohammad Naseem, *Introduction to Sports Law*, Wolters Kluwer International Publications, USA, 2011
5. Anderson Jack, *Modern Sports Law*, Hart Publishing, Oxford, Portland & Oregon, 2010

References:

1. David Griffith Jones, *Law and the Business of Sports*, Butterworths Publishers, London, 1997
2. Simon Gardiner and Mark James, *Sports Law*, Cavendish Publishing Ltd., Leeds, 2012 (4th Edn.)
3. William J Stewart, T&T Clark, *Sport and the Law: The Scott Perspective*, Bloomsbury Professional, Edinburgh, 2000
4. Ian S. Blackshaw, *International Sports Law: An Introductory Guide*, TMC Asser Press, The Hague, 2017

List of Cases:

1. *Zee Telefilms Ltd. and Anr. v. Union of India (UOI) and Ors.*, Writ Petition (civil) 541 of 2004
2. *Secretary, Ministry of Information & Broadcasting, Government of India and Ors. etc. v. Cricket Association of Bengal and Ors. Etc.*, MANU/SC/0246/1995
3. *M.P. Triathlon Association through its Secretary and Anr. v. Indian Triathlon Federation and Ors.*, 1996 (8) SCALE 693
4. *Secretary, Madras Gymkhana Club Employees' Union v. Management of the Gymkhana Club*, AIR 1968 SC 554
5. *Bangalore Water Supply and Sewerage Board v. A. Rajappa and Ors.*, AIR 1978 SC 548
6. *K. Murugan v. Fencing Association of India, Jabalpur and Ors.*, 1991 (2) SCC 412
7. *Mr. Govindagiri S/o Shanmugam A.V. and Ors. v. The Government of Karnataka represented by its Secretary Education Department and Ors.*, MANU/KA/1171/2006
8. *Dr. K.R Lakshmanan v. State of Tamil Nadu*, AIR 1996 SC 1153
9. *State of Andhra Pradesh v. K. Satyanarayana*, AIR 1968 SC 825
10. *Dhanraj Pillay & Ors v. M/S Hockey India* (Case No. 73/2011(CCI))

Ninth Semester

LLB
Subject: Health Care Law

Paper Code: LLB 507/509/511. (g)
L5 PSDA1 C5

Objectives: This paper aims to focus (i) on various aspects of health care law; and (ii) discuss the constitutional perspective; (iii) highlight the obligations and negligence of medical professionals; and (iv) remedies available to consumers of health care.

Course Outcome: (i) It is one of the fastest growing disciplines in India and the students as legal experts will have an edge after doing this paper; and (ii) there is an urgency to upgrade and modernise health care systems, in which the law graduates with the knowledge of health care laws can play a crucial role.

Unit – I: Medicine and Healthcare (Lectures-10)

- a. Emerging Health issues: National and International perspective
- b. Constitutional Provisions
 - i. Right to Health be expressly made Fundamental Right by Constitutional Amendment
 - ii. Remedies Available under the Indian Constitution
 - iii. Right to Information vis-à-vis the Right to Confidentiality
 - iv. Clinical trials and Human Rights of participants undergoing clinical trials

Unit – II: Legal dimensions of Healthcare and Medical ethics (Lectures – 10)

- a. Transplantation of Human Organs Act, 1994
- b. Pre-Conception and Pre Natal-Diagnostic Techniques (Prohibition of Sex Selection) Act, 1994
- c. The International Code of Medical Ethics
- d. Mental Healthcare Act, 2017.
- e. The Drugs and Cosmetics Act, 1940

Unit – III: Medical Negligence (Lectures – 10)

- a. Ingredients
- b. Role of Consent in Medical Practice
- c. Error of Judgment and Gross Negligence
- d. Wrongful Diagnosis and Negligent Diagnosis

Unit – IV: Remedies for Medical Negligence (Lectures – 10)

1. Remedies:
 - a. Law of Torts
 - b. Law of Crimes
 - c. Consumer Protection Law
2. Lifesaving drugs: Balancing a private and public interest

PSDA (Professional Skill Development Activities)

1 Hr/Week

- ❖ Research paper / Project work on emerging health issues
- ❖ Drafting RTI seeking information from Government hospitals
- ❖ Visit rehabilitation centres or mental asylums
- ❖ Observation of Consumer court proceedings in the cases of Medical Negligence

Text Books:

1. Anoop K. Kaushal, *Medical Negligence & Legal Remedies*, Universal Law Publications, Delhi, 2004
3. Dr. Jagdish Singh, *Medical Negligence Compensation*, Bharat Law Publications, Delhi, 2014

References:

1. Transplantation of Human Organs Act, 1994
2. PNDT Act, 1994
3. Indian Medicine Central Council Act, 1970
4. Dentists Act, 1948
5. The Drugs and Cosmetics Act, 1940
6. Mental Health Care Act, 2017

List of Cases:

1. *Javed v. State of Haryana*, AIR 2003 SC 3057.
2. *Spring Meadow Hospital v. Harijot Ahluwalia*, AIR 1988 SC 180.
3. *Paschim Bangal Khet Mazdoor Samity & Others v. State of West Bengal & Other*, AIR 1996 SC 2426.
4. *State of Punjab v. Ram Lubhaya Bagga*, AIR 1988 SC 117.
5. *Pramanand Katara v. Union of India & Other*, AIR 1989 SC 2039.
- a. 6. *State of Karnataka v. Manjanna*, AIR 2000 SC 2231.
6. *CESE Ltd v. Subhash Chandra Bose*, AIR 1992 SC 573.
7. *Vincent v. Union of India*, AIR 1987 SC 990.
8. *Consumer Education & Research Centre & others v. Union of India*, AIR 1995 SC 42.
9. *In Re : Contagion of Covid 19 Virus in Prisons Petitioner v. Respondents*, Suo Motu Writ Petition (Civil) No.1/2020, https://main.sci.gov.in/pdf/LU/16032020_100611.pdf.

Ninth Semester

LLB

Subject: Right to Information, Vigilance and Whistle Blowers' Protection

**Paper Code: LLB 507/509/511(h)
L5 PSDA1 C5**

Objective: The object of this paper is to (i) make the students understand the procedures of Right to Information Act; (ii) ensure effective functioning of the civil society; and (iii) discuss the latest Acts and the Whistle Blowers Protection Act.

Course Outcome: Law students will be well-equipped (i) with the latest knowledge of the most recent Acts to protect disclosures by public servants in public interest; and (ii) be well-informed of the structure, powers and formalities of the Central Vigilance Commission.

Unit – I: Right to Information Act, 2005

(Lectures 12)

- a. Right to Information – Origin, nature, basis and scope
- b. Definitions – Appropriate Authority, Competent Authority, Information, Public Authority, Suo-moto disclosure by public authorities and Record
- c. Role of Public Information Officer (PIO) and APIO.
- d. Authorities under the Act – Central Information Commission, State Information Commission
- e. Obligations of Public Authorities

Unit – II: Right to Information Act, 2005: Information Accessed, Denied and Exempted

(Lectures 12)

- a. Procedure for making request
- b. Disposal of request
- c. Specific provisions of act which exempt certain kinds of information : Classification
- d. Application of public interest test with respect to exempted information.
- e. Partial disclosure or Doctrine of severability and exempted organisations
- f. Third party information
- g. Appeal

Unit – III: Central Vigilance Commission

(Lectures 08)

- a. Composition of Central Vigilance Commission.
- b. Functions and Powers of Central Vigilance Commission.
- c. Powers of Vigilance Commissioners and Central Vigilance Commissioners.
- d. Powers of the Central Vigilance Commission under the Lokpal and Lokayuktas Act, 2014.

Unit – IV: Whistle Blowers Protection Act, 2014

(Lectures 08)

- a. Competent Authority
- b. Public Interest Disclosure
- c. Procedure for dealing with Public Interest Disclosure
- d. Powers of Competent Authority

PSDA (Professional Skills Development Activity)

1 Hr/Week

- ❖ Draft of Right to Information Application, First Appeal, Second Appeal, Writ.
- ❖ Training session on the procedure for online submission of RTI applications
- ❖ Visit to the Central Information Commission
- ❖ Visit to the Central Vigilance Commission

Text Books:

1. Dr. J.N. Barowalia, *Commentary on the Right to Information Act*, Universal Law Publishing, Delhi, 2012 (3rdEdn.)
2. M. Sridhar Acharyulu, *Right to Information (Duty to Disclose)*, Allahabad Law Agency, 2015(1stEdn.)
3. Sudhir Naib, *The Right to Information Act 2005: A Handbook*, Oxford India Handbooks, India, 2011
4. Pankaj K. P. Sheryaskar, *RTI Act in India: Futures and Implications*, McGraw Hill Education (India) Private Limited , India, 2017

References:

1. Pankaj K. P. Sheryaskar, *Transparency and Right to Information*, Latvia, EU, 2012
2. Shailesh Gandhi and PrahladKachare, *RTI Act – Authentic Interpretation of Statute* , Vakils, Feffer And Simons Pvt. Ltd., Mumbai, 2016
3. P. K . Das,, *Handbook on RTI Act*, Universal Law Publishing, Delhi, 2016

List of Cases:

1. *Union of India v. Namit Sharma*(2013) 10 SCC 359 – Process of Appointment of Information Commissioners
2. *Subhash Popatlal Davev.Union of India and Anr.* (2012) 7 SCC 533 – Preventive detention and disclosure of grounds under the RTI Act
3. *Chief Information Commissioner and Anr v. State of Manipur and Anr.* (2011) 15 SCC 1 – Powers of the Commission under sections 18 and 19 of RTI Act
4. *Central Public Information Officer, Supreme Court of India v. Subhash Chandra Agrawal* - (2011) 1 SCC 496 – Disclosure of procedure adopted for appointment of Supreme Court Judges under RTI Act
5. *Public Information Officer, Syndicate Bank v. Central Information Commission*,2011 SCC OnLine AP 852 – Seeking exemption under section 8 (1) of RTI Act when proceeding under SARFAESI Act has been initiated
6. *Public Information Officer, Joint Secretary to Governor Raj Bhavan, Donapaula, Goa v. Shri. Manohar Parrikar Leader of Opposition, Goa State Assembly Complex, Porvorim, Bardez, Goa and Goa State Information Commissioner*, 2011 SCC OnLine Bom – Immunity granted to Governor under Article 361 and RTI Act
7. *Central Board of Secondary Education v. Sh. Anil Kumar Kathpal*, 2012 SCC OnLine Del 3043 – Disclosure of marks scored in examination under the RTI Act wherein a policy of awarding grades is in place
8. *Bharat Sanchar Nigam Ltd. v. Shri Chander Shekhar*, 2012 SCC OnLine Del 1776 – Tender process and disclosibilityof information
9. *Ankur Mutrejav. Delhi University*,2011 SCC OnLine Del 154 – Information seeker being a party to penalty proceedings under section 20 of the RTI Act.
10. *UPSC v. R. K Jain*, 2012 SCC OnLine Del 3642 – Disclosure of Information on disciplinary proceedings of third party under section 8 (1) (j) of the RTI Act.

Ninth Semester

LLB

Subject: Public Employment and Service Laws

Paper Code: LLB 507/509/511(i)

L5 PSDA1 C5

Objective: This paper will focus upon (i) the selection, opportunities, conduct, integrity and skills that are a unique resource for public employment in India; (ii) will reflect upon the role, management and the recourse aimed at resolving service issues; and (iii) the functions performed by or behalf of delegated authority to ensure accountability for its proper use.

Course Outcome: Prepare the students (i) for public service; and (ii) to take up service related matters.

Unit-I: Constitutional Framework of Public Employment & Service Law (Lectures-10)

- a. Service Laws
 - i. Historical background
 - ii. Scope of doctrine of pleasure
 - iii. Constitutional provisions (Articles 309, 310, and 311, Constitution of India, 1950).
- b. Opportunities in Public Employment
 - i. Articles 14, 15, 16, and 335 Constitution of India, 1950
 - ii. Equality and classification
 - iii. Reservation & Promotion
 - iv. Equal pay for equal work
- c. Role of Public Service Commission
 - i. Article 315 -319 & Article 320-321 of Constitution of India

Unit-II: General Aspects of Public Employment & Service Laws (Lectures-10)

- a. Stages of Employment
 - i. Recruitment & Appointment
 - ii. Regularization & Absorption
- b. Incidents of Employment
 - i. Remuneration & Pay
 - ii. Transfer & Deputation
 - iii. Seniority & Promotion
- c. End of Employment
 - i. Suspension & disciplinary Proceedings
 - ii. Principles of Natural Justice
 - iii. Discharge & dismissal
 - iv. Retirement & Voluntary Retirement

Unit-III: Civil Services Conduct, Classification, Control and Appeal Rules (Lectures-10)

- a. Central Civil Services (Conduct) Rules, 1964
- b. Central Civil Services (Classification, Control and Appeal) Rules, 1965
 - i. Application and classification of civil servants
 - ii. Rules on conditions of services, qualification and selection
 - iii. Appointing authority
 - iv. Suspension, Removal, Dismissal and Reinstatement
 - v. Penalties and disciplinary authorities

- vi. Procedure for imposing penalties
- c. Central Civil Service (Leave) Rules, 1972
 - i. Kinds of leaves (Earned leave, Holiday leave, Study leave, Half pay Leave, Commuted leave, Leave not due, Extraordinary leave, Leave Preparatory to retirement)

Unit IV: Administrative Authorities

(Lectures-10)

- a. Service Tribunals
 - i. Central Administrative Tribunals: Powers, jurisdiction and procedure
 - ii. State Administrative Tribunals: Powers, jurisdiction and procedure.
- b. Constitutional Remedies
 - i. Writ Remedies: Article 32 & 226
 - ii. Judicial Pronouncements

PSDA (Professional Skill Development Activities)

1Hr/Week

- ❖ Visit to Service Tribunals
- ❖ Judgment analysis
- ❖ Document preparation for claim of beneficiary
- ❖ Research paper

Text Books:

1. B.R. Ghaiye and Nirmala Malhotra, *Employment: Its Terms and Conditions*, Eastern Book Company, Lucknow, 1981
2. M.R. Mallick, *Service Laws*, Eastern Book Company, Calcutta, 2000
3. A.S. Ramachandra Rao, *Law Relating to Departmental Inquiries*, Universal Law Publishing, New Delhi, 1997
4. Samaraditya Pal, *Law Relating to Public Service*, LexisNexis, Gurgaon, 2013

References:

1. T.S. Doabia, *The Law Services and Dismissals, Vol. I & II*, LexisNexis, Nagpur, 2012
2. Randhir K. De, *Service Disputes: Cases and Materials in Public Services*, Eastern Book Company, Kolkata, 2012

List of Cases:

1. *State of Karnataka v. Umadevi* (2006) 4 SCC 1
2. *Kailash Chand Sharma v. State of Rajasthan* (2002) 6 SCC 562
3. *Nagaland Senior Govt. Employees Welfare Association v. State of Nagaland* (2010) 7 SCC 643
4. *Food Corporation of India v. Jagdish Bal* (2017) 8 SCC 670
5. *State of U.P. v. AudhNarain Singh* (1964) 7 SCR 89
6. *Surinder Prasad Tiwari v. U.P. Rajya Krishi Utpadan Mandi Parishad* (2006) 7 SCC 684
7. *Govt. of India v. ISRO Drivers Association*, 2020 SCC OnLine SC 634
8. *Nisha Priya Bhatia v. Union of India*, 2020 SCC OnLine SC 394
9. *Kakali Ghosh v. Andaman & Nicobar Admn.* (2014) 15 SCC 300
10. *Rajendra Singh Yadav v. State of U.P.* (1990) 2 SCC 763
11. *Kendriya Vidyalaya Sangathan v. Subhas Sharma* (2002) 4 SCC 145
12. *L. Chandra Kumar v. Union of India* (1997) 3 SCC 261

Ninth Semester

LLB
Subject: Telecommunication Laws

Paper Code: LLB 507/509/511 (j)
L5 PSDA1 C5

Objectives: The main purpose of the paper is to: (i) introduce the conceptual aspect of Telecommunications Law; and (ii) focus on the prevailing legal and regulating framework at national as well as International Level.

Course Outcome: (i) be well-prepared legal professional with expertise and specialisation in the upcoming and rapidly expanding Telecommunications; and (ii) be at the forefront in the advanced research in Telecommunication Laws.

Unit-I: Introduction

(Lectures-10)

- a. Historical Evolution of Telecommunications Law.
- b. Terrestrial and Satellite broadcasting
- c. Internet services
- d. Cable television
- e. Telecommunication Laws in India: The Indian Telegraph Act 1885 – Telecom Regulatory Authority of India

Unit -II: International Bodies

(Lectures-10)

- a. International Regulations
- b. ITU Reform
- c. ICANN
- d. World Trade Organization

Unit -III: Reforms in Telecommunication

(Lectures-10)

- a. Economic reform in Telecommunication
- b. Constitutional aspects of Telecommunication
- c. Liberalization and deregulation policies of Govt.
- d. Foreign Direct Investment Policy in Telecommunication
- e. Technological reforms: Satellite Communication, Internet

Unit- IV: Telecommunications: Issues and Challenges

(Lectures-10)

- a. Jurisdictional issues: National & International Aspects
- b. Cellular and mobile services
- c. Dispute Settlement under TRAI
- d. Consumer Protection
- e. Intellectual Property Rights
- f. Competition Law

PSDA (Professional Skill Development Activities)

1 Hr/Week

- ❖ Discussions/Symposium/Seminars on Policy Issues
- ❖ Research on frontier areas in Telecommunication Laws
- ❖ Moot court Problems/Arbitration/Online Dispute Mechanism

Text Books:

1. Global Legal Group, *The International Comparative Legal Guide to Telecommunication Laws and Regulations 2019: A Practical Insight to Cross-border Telecommunication Laws and Regulations*, Global Legal Group, London, UK, 2008
2. *India Telecom Laws and Regulations Handbook*, Volume1, International Business Publications, USA, 2010
3. Vikram Raghavan, *Communications Law in India: Legal Aspects of Telecom, Broadcasting, and Cable Services*, LexisNexis Butterworths Wadhwa, Nagpur,2007

References:

1. Media and Telecommunication Laws, Universal Law Publishing Company,2009
2. Department of Telecommunication, Ministry of Communication and Information Technology, website:<http://www.dot.gov.in/>.
3. Amit M. Schejter (ed.),*Telecommunications, Broadcasting, and Information: Law, Policy, and Regulation*,Cognella Academic Publishing, California, USA, 2012

Bare Acts:

1. The Indian Telegraph Act,1885
2. Telecom Regulatory Authority of India Act,2001
3. Information Technology Act, 2000

Ninth Semester

LLB
Subject: International Humanitarian and Refugee Laws

Paper Code: LLB 507/509/511. (k)
L4 PSDA 1

Objectives: The objective of the course is to enable the students to (i) comprehend the complex relationship between the IHRL, IHL, IRL treaties and the rules (ii) reflect on the ethical values as the foundation of humanitarian and refugee law, with special focus on contemporary challenges and (iii) develop respect for refugees and victims of armed conflicts armed stimulate sensitivity and constructive criticism in the students, which are necessary for life-long conflict earning and respect for human rights even in crises and conflicts

Course Outcome: The students shall (i) learn to apply international humanitarian law as an important component in present-day conflict management and resolution (ii) imbibe requisite knowledge as professionals in dealing with situations of international or internal armed conflicts.

Unit - I: Introduction

(Lectures – 10)

- a) Global standards of human rights
- b) Linkage between international human rights law (IHRL), International humanitarian law (IHL) and international refugee law (IRL)
- c) Evolution of humanitarian law – Causes and Response
- d) Evolution of International Refugee Regime – Causes and Response

Unit - II: International Humanitarian laws

(Lectures – 10)

- a) Geneva Conventions
- b) The concepts of international and internal armed conflicts
- c) Means and methods of warfare
- d) Protection of victims of war and armed conflicts
- e) Combatants and prisoners of war
- f) Terrorism and international humanitarian law
- g) Role of International Criminal Court, ICRC and UN Security Council

Unit -III: Refugee Laws –International Framework for Refugee Protection

(Lectures – 10)

- a) The Evolution of the International Refugee Regime
- b) The Statute of the UNHCR for Refugees
- c) Principles and Concepts of Refugee Law - (Asylum , Protection , Non-refoulement , Non-discrimination, Family Unity , Durable Solutions , International Cooperation etc.)
- d) Refugees vis a vis Migrants, Immigrants and Internally Displaced Persons
- e) The 1951 Refugee Convention and its 1967 Protocol
- f) Protection of refugees under UDHR and ICCPR

Unit - IV: Other Legal Frame works for Refugee Protection

(Lectures – 10)

- a) Other relevant conventions (The UN Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, The UN Convention on the Rights of the Child , The Geneva Conventions and Protocols: Minimum Standards in Times of War

- b) Special Forms of Protection and Status; Temporary Protection
- c) Cartagena Declaration 1984
- d) Issues associated with Refugee Crisis
- e) The Refugee Problem in Asia and Africa

PSDA (Professional Skill Development Activities)

1 Hr/Week

- ❖ Classification of situations of violence and of the actors encountered in armed conflict
- ❖ Selected case studies form International Criminal Court
- ❖ Discussions and debates on emerging topics such as Cyber war, new technologies and classification of conflicts, National Security vis a vis Refugees, environmental Refugees etc.

Text Books:

1. Marco Sassoli, *International Humanitarian Law: Rules, Controversies and Solutions to Problems Arising in Warfare*, Edward Elgar Publishing, 2019
2. B.S. Chimni, *International Refugee Law: A Reader*, Sage Publications, New Delhi, 2000

References:

1. Ingrid Detter, *The Law of War*, Cambridge University Press, Cambridge, 2000 (2ndEdn.)
2. Roberts and R. Guelff, (ed), *Documents on the Laws of War*, Oxford University Press, 2000, (3rdEdn.)
3. Gary D. Solis, *The Law of Armed Conflict: International Humanitarian Law in War*, Oxford University Press, 2010
4. Eran Shor and Stephen Hoadley (ed), *International Human Rights and Counter-Terrorism*, Springer, Singapore, 2019
5. M. Rafiqul Islam and Md. Jahid Hossain Bhuiyan, *An Introduction to International Refugee Law*, MartinusNijhoff Publishers, Belgium, 2013
6. B.S. Chimni, , “The Birth of a Discipline: From Refugee to Forced Migration Studies”, 22. 1 *Journal of Refugee Studies*, PP. 11-29 (2009).

List of Cases:

1. *Nicaragua v. United States*, ICJ Reports, 1986, 14
3. *Cyprus v. Turkey*, 120, ILR, 10
4. *United States v. List*, 15, Annual Digest, 632-653
5. *Jones v. Saudi Arabia* [2006] UKHL 26
6. *R v. Secretary of State for Defence* [2004] EWHC 2911
7. *Negusie v. Holder*, 555 U.S. 511 (2009)
8. *A v. Minister for Immigration & Ethnic Affairs* (1997) 142 A.L.R. 331 (Austl.)
9. *Fedorenko v. United States*, 449 U.S. 490 (1981)
10. *Fornah v. Secretary of State for the Home Department* [2006] UKHL 46
11. *B v. Refugee Appeals Tribunals and Minister for Justice, Equality and Law Reforms* [2011] I.E.H.C. 198
12. *Citizens for Democracy v. State of Assam*, 1995 SCC 743
13. *Peoples Union For Civil Liberties [PUCL] v. Union Of India and Anr*, AIR 1997 SC 568
14. *Croatia v. Serbia*, ICJ 2008 (GL No. 118)
15. *Belgium v. Senegal*, ICJ 2012 (GL No. 114)

16. *Ahmadou Sadio Diallo (Republic of Guinea v. Democratic Republic of the Congo)*, ICJ GL No 103, ICGJ 52 (ICJ 2007)
17. *Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory - Advisory Opinion* [2004] ICJ Rep 136

Ninth Semester

LLB
Subject: Law and Empowerment of Marginalised Sections

Paper Code: LLB 507/509/511. (I)
L4. PSDA1.

Objectives of the Course: This course aims at sensitizing the students (i) to the significance of the sociologic study of marginalized communities; (ii) to understand concepts of marginalisation and social justice, empowerment in the context of Human Rights; (iii) The focus would be on communities/groups suffering poverty, deprivation and discrimination; (iv) To identify structural barriers, inequalities and systemic changes existing in the society; and (v) To critically examine legal mechanisms available for protection of human rights of different vulnerable groups of the society

Course Outcomes: Students will be able to: (i) Gain a theoretical understanding of different approaches towards marginalisation and social justice; (ii) Apply human rights framework for understanding issues and understand empowering processes for the marginalized sections of the society; (iii) Acquire a critical understanding of institutional mechanisms and systems for attainment of social justice and protection of human rights.

Unit -I : Basic Concepts (Lectures – 10)

- a. Marginalisation: Concept and Definitions
- b. Types of Marginalisation
- c. Reasons of Marginalisation
- d. Social Justice: Concept and dimensions

Unit – II: Marginalised Communities/ Groups in India (Lectures – 10)

- a. Manifestations of social injustice in the Indian context: Exclusion, oppression and marginalization
- b. Scheduled Castes as a Weaker Section of Society
- c. Problems of Scheduled Tribes: Need for Assimilation and Integration
- d. Status of Women
- e. Socio-Economic Indicators of Marginalized Communities

Unit – III: Constitutional Rights for Marginalised Groups (Lectures – 10)

- a. Constitutional Rights for SCs & STs
- b. Constitutional Rights for Minorities
- c. Constitutional Rights for Women
- d. Constitutional base of social justice, positive and protective discrimination

Unit – IV: Empowerment Of Marginalised Sections (Lectures – 10)

- a. International Perspective-UDHR, ICCPR, ICESCR etc
- b. Role of Indian Constitution: Fundamental rights, Directive Principles of State Policy and fundamental duties
- c. Indian Legal system and protection of marginalized section of society - case illustrations
- d. Statutory bodies/organs for justice – NHRC, NCW, NCM, NC for SC/ST, OBC

PSDA (Professional Skill Development Activities)

1 Hr/Week

- ❖ Field Research on a nearby tribe and write a case report
- ❖ Internship with NHRC/NCW/NGOs working with the marginalized
- ❖ Classroom Debates/Discussions
- ❖ Data Collection and Data Analysis on the position of the marginalised

Text Books:

1. Ram Ahuja, *Rights of Women: A Feminist Perspective*, Rawat Publications, New Delhi, 1992
2. Granville Austin, *The Indian Constitution: Cornerstone of a Nation*, Oxford University Press, New Delhi, 1999
3. R. Bajpai, 'Constituent Assembly Debates and Minority Rights' *Economic and Political Weekly*, XXXV (21-22), pp. 1837-1845, 2005
4. Durga Das Basu, *Shorter Constitution*, Prentice Hall, New Delhi, 2003
5. U. Baxi, *The Future of Human Rights*, Oxford University Press, New Delhi, 2002
6. S. Banerjee, *Shrinking Space: Minority Rights in South Asia*, Manohar, New Delhi, 1990
7. A. Beteille, *The Backward Classes in Contemporary India*, Oxford University Press, Delhi, 1992

References:

1. Chandra, K. Suman et al. (eds.), *Strategies Towards Combating Dalit Marginalisation: Proceedings of a National Symposium*, National Institute of Rural Development and Panchayati Raj, Hyderabad, 2014
2. Chandrima Chatterjee & Gunjan Sheoran, *Vulnerable Groups in India*, pp. 1-21, The Centre for Enquiry into Health and Allied Themes (CEHAT), Mumbai, 2007
3. S. N. Chaudhari, *Changing Status of Depressed Castes in Contemporary India*, Daya Publishing House, Delhi, 1988
4. M. Clayton & A. Williams, (eds.) *Social Justice*, Blackwell Publishers, Oxford, 2004
5. Abhijit Dasgupta, *On the Margins: Tribes, Castes and Other Social Categories*, Sage Publications Pvt. Ltd., New Delhi, 2012
6. J. Ife, *Human Rights and Social Work: Towards Rights-based Practice*, Cambridge Publication of India (P) Ltd. University Press, UK, 2001
7. S.S. Jodhka, *Caste in contemporary India*, Routledge, New Delhi, 2015
8. P.S. Krishna, *Social Exclusion and Justice in India*, Taylor & Francis, 2017
9. Dastider Mollica, 'Marginalised as Minority: Tribal Citizens and Border Thinking in India', in *Economic and Political Weekly*, LI (25), pp. 49-54, 2016
10. Pulla Rao, *Empowering Marginalised Categories in India: Problems and Prospects*, Gurgaon (Haryana): Madhav Books, Gurgaon (Haryana), 2012
11. Yagati Chinna Rao & Sudhakara Karakoty, (ed.) *Exclusion and Discrimination: Concepts, Perspectives and Challenges*, New Delhi: Kanishka Publishers, Distributors, New Delhi, 2010
12. K. S. Singh, (ed.) *The Scheduled Caste*, Anthropological Survey of India, Delhi, Blackwell Publishing, USA, P. 2765, 1998
13. Debal K. Singharoy, (ed.) *Social Development and the Empowerment of Marginalized Groups: Perspectives and Strategies*, Sage Publication, New Delhi, 2001
14. H.C. Upadhyaya, (ed.) *Scheduled Caste and Scheduled Tribe in India*, Anmol Publication, Delhi, 1991

List of Cases:

1. *Indra Sawhney v. UOI*, AIR 1993 SC 477
2. *Indra Sawhney v. UOI*, AIR 2000 SC 498
3. *Ashok Kumar Thakur v. UOI* (2008)6 SCC 1

4. *Arun Kumar Agarwal v. National Insurance Co. Ltd.* (2010) 9 SCC 218
5. *M. Nagaraj v. UOI*, 2007 SC 71
6. *BK Pavitra v. UOI*, (2017) 4 SCC 620
7. *State of Kerala v. NM Thomas*, AIR 1976 SC 490
8. *EP Royappa v. State of Tamil Nadu*, AIR 1974 SC 555
9. *Indra Sawhney v. UOI*, AIR 2000 SC 498
10. *St. Xavier's College v. State of Gujarat*, AIR 1974 SC 1389
11. *TMA Pai Foundation v. State of Karnataka* (2002)8 SCC 481
12. *PA Inamdar v. State of Maharashtra*, AIR 2005 SC 3226

Ninth Semester

LLB
Subject: Entrepreneurship Development

Paper Code: LLB 513
L2 PSDA 1 C2

Course Objectives: The objective is to provide (i) Understanding basic concepts in the field of entrepreneurship; (ii) Knowing the role and importance of entrepreneurship for economic development; (iii) Developing personal creativity and entrepreneurial initiative; (iv) Adopting of the key steps in the elaboration of business idea; and (v) Understanding the stages of the entrepreneurial process and resources needed for the successful development of entrepreneurial ventures

Course Outcomes: On successful completion of this course, students should be able to: Define basic terms; (ii) Analyse the business environment in order to identify business opportunities; (iii) Identify the elements of success of entrepreneurial ventures; (iv) Consider the legal and financial conditions for starting a business venture; (v) Evaluate the effectiveness of different entrepreneurial strategies; (vi) Specify the basic performance indicators of entrepreneurial activity; (vii) Explain the importance of marketing and management in small businesses venture; and (viii) Interpret own business plan.

UNIT -I : Entrepreneurship, Creativity and Innovation

(5 Hours)

- i. Conceptual Definition of Entrepreneurs and Entrepreneurship
- ii. Entrepreneurship in Economic Theory. Historical Development of Entrepreneurship
- iii. Entrepreneurial Economy. Entrepreneurship And Economic Development
- iv. Entrepreneurial Practice. The Importance of Small Business
- v. Innovation and Entrepreneurship: Types and Sources of Innovation
- vi. Idea Generation, Screening, Selection and Managing Resources
- vii. Type of Entrepreneurship. Entrepreneur and Small Business
- viii. Features and Types of Businesses and Entrepreneurs
- ix. Sources of Business Ideas. The Role of Entrepreneurship in Economic Development
- x. The Life Cycle of a Small Company. Small Business Sector in India
- xi. Forms of Entrepreneurial Organization

UNIT -II : Financing The Entrepreneurial Ventures

(5 Hours)

- i. Sources of Capital. Entrepreneurial Process. Entrepreneurial Strategies. Arrangement of Funds
- ii. Starting a New Company. Buying an Existing Business. Franchising. Family Business
- iii. Entrepreneurial Project: An Entrepreneurial Venture and Entrepreneurial Development Chain
- iv. Defining the Business Concept. Writing a Business Plan
- v. Basics of Venture Marketing. Fundamentals of Entrepreneurial Management. Entrepreneurial Financing and Risk
- vi. Small Business Enterprises. Business Process: Product Design, Operational Art, Stock Management
- vii. Technical and Technological Analysis of Entrepreneurial Projects. Designing a Business Investment
- viii. Role of Commercial Banks in Financing Business Entrepreneurs
- ix. Incentives available Under MSME By GOI, Institutional Support
- x. Business Process: Product Design, Operational Art, Designing A Business Investment

UNIT- III : Legal Aspects of Entrepreneurship

(5 Hours)

- i. Issues In Contract Law. Legal Documentation Related to Private Equity Transactions
- ii. Company Law and Legal Forms of Business Organization, Legal Life Cycle of a Start-Up, Structuring and Financing Issues, Tax Considerations, Liquidity and Exit Issues
- iii. Intellectual Property Rights Aspects
- iv. Litigation Strategy- Trade Secrets
- v. Securities Laws
- vi. Key Aspects of Employment Laws, Restrictive Trade Practices, Financing, Securities and Bankruptcy.
- vii. LLP and Partnership Act

UNIT -IV: Developing Legal Entrepreneurship Attitude

(5 Hours)

- i. Turning Ideas into Action Plan, Extracting of Brilliant Ideas of Business through Research and Processing Valuable Ideas in Businesses
- ii. Exercise on Writing of Project Report, Team Work
- iii. Awareness of Opportunities in Business, Getting Familiar with Business Conditions
- iv. Entrepreneur Attitude Using Behavioral Scales, Entrepreneurship Scorecard for the Students.
- v. Interviews of Founders and Supporters. Benefiting from the Experience of Entrepreneurs.
- vi. Risk Taking and Logic

PSDA (Professional Skill Development Activities)

1 Hr/Week

Brainstorming, small group work/individual reflection, presentation, learning by doing, feedback from trainer's team, working together in small teams to create their entrepreneurial ideas, theoretical input, mind-mapping, open group discussion.

1. Free thinking exercises – get limbered up with exercises based on recent experiences you've had with businesses
2. Choose your own adventure – Select from numerous verticals and business types and work from the ideation process all the way through to execution and beyond! There are multiple sections including a laundry list of questions to get you thinking about how to structure the business, pitfalls, how to raise capital, market the business among many more.
3. Failed businesses – The grim reality is that most small businesses fail. In this section we examine why and explore ways to help proactively identify trends, pitfalls, how to avoid common mistakes and help equip you with strategic and objective thinking for the greatest chance of success!
4. If you build it will they come. – We want to turn you into an idea machine, able to recognize opportunity everywhere you look. We explore where ideas come from, what may best align with you based on your qualities, experience and working style, in addition to heavy emphasis on validation.
5. Build the business – In this section we explore atypical types of businesses to bring out your inner creativity. We include a full write up on over 20 businesses, putting you in the drivers seat to determine how you would validate, structure the business model, plan, monetize, raise capital, select systems / software, market and launch the business.
6. Problem solving – As an Entrepreneur problem solving is an integral part of your arsenal. We provide multiple situations both fictional and real world to see how you would handle it!
7. Perception – An open, creative exercise focused on first impressions and assumptions based on a series of images.
8. Real World Exercises – It's not all about sitting behind a book or PDF, it's time to venture out into the world and observe real businesses in action! We include a lengthy list of questions, observations and exercises as an opportunity for you to hone your craft!

9. Situational – We provide a specific situation, you determine the outcome! We touch on scenarios from key functional areas you'll encounter when you launch your own business!
10. Role Playing – Testing your ad-lib IQ for unexpected situations. We provide tips in addition to several scenarios you can work on with a partner to further develop your ability to think on your feet and make the best decision possible while under pressure.
11. On the Fly Anywhere Exercises – Similar to Real World Exercises, we take what we've learned and apply it in the real world. These exercises can be used anytime, anywhere to help keep your newly developed Entrepreneurial muscle in tip top shape!
12. free quizzes - questions and answers - trivia and general knowledge.
13. free motivational and amusing posters - ideas for themes and maxims to underpin team-building
14. body language theory - provides an excellent angle for exploring relationships and perceptions
15. brainstorming theory and tips
16. how to run workshops - tips for motivational, development and team-building workshops
17. role playing process and tips - for role play games and exercises
18. buddha maitreya'sjapanese garden and meditation centre - an example of an innovative venue for team activities and events
19. fantasticat - the Fantasticat ideas for motivating, teaching and developing young people - grown-ups too..
20. free puzzles and tricks - ideal for team building exercises
21. training and business acronyms for more team building and training sessions ideas.
22. Advice for Entrepreneurs (Video)
23. "Business Plan Know How" (Creative Thinking Questions)
24. Creativity Development (PDF list) (Exercises)
25. "Creativity, Innovation, and Problem Solving" (Webpage) - Lots of web pages to use in practicing business creativity
26. Famous Entrepreneur Scavenger Hunt (Activity)
27. Focused Mind (Activity) - Give each student a piece of thread with a paperclip tied on the end of it. Ask them to place their elbow on the table and hold it steady using the opposite hand. Then hold the string between their thumb and index finger dangling down from their hands. Finally they need to concentrate where they want the paper clip to move. (back and forth, in a circle, etc.) The paper clip will move if they really concentrate. Then ask them to think "I can't do this, this won't work. This will cause the paper clip to stop.
28. entrepreneur Challenge (Activity)
 - a. "entrepreneur Challenge" contest to help celebrate and encourage participation during Entrepreneurship Week. The purpose of this contest is to promote entrepreneurship Participants will be required to interview an entrepreneur and record a video response that answered thematic question.
29. Interactive Entrepreneurial Jeopardy Game (PowerPoint Game)
30. Kauffman Sketchbook: Magic Sauce (Video)
31. Lemonade Stand (Game)- This game helps students understand how running a business works
32. Problem Solving & Thinking Innovatively (Activity)
33. Visualizing The Goal (Activity)
34. "Visualize Your Future"
35. Entrepreneurship Crossword – Questions Sheet

Text Books :

1. Entrepreneurship, AlpanaTrehan, Dreamtech Management Textbooks, New Delhi (2011)
2. Essentials of Entrepreneurship and Small Business Management, Thomas W Z, Norman M S, PHI, New Delhi,(9th edition,2019)

3. Role and Challenges of Entrepreneurship Development, B Janakiraman, P V Raveendra, VK Srirama, Excel Books, New Delhi(2010)
4. Entrepreneurship Strategies and Resources, Marc J. Dollinger, Pearson Education, New Delhi, Prentice Hall (3rd edition ,2002)
5. Micro, Small and Medium Enterprises Development Act, 2006 (Law, Policies and Incentives), Abha Jaiswal, Bharat Law House Pvt. Ltd(3rd Edition ,2019)
6. Entrepreneurship Simplified ,From Idea to IPO – Ashok Soota , S.R. Gopalan, Portfolio (2016)

Reference Books:

1. Robble, K & Wright, M. (1996) Management buy-Ins: Entrepreneurship, activeinvestors and corporate restructuring. Manchester: MUP.
2. Shane, S& Venkataraman, S. (2000). The promise of entrepreneurship as a field ofresearch. Academy of Management Review, 25 (1), 217-226.
3. Ucbasaran, D. Westhead, P. & Wright, M. (2000). The focus of entrepreneurialresearch Contextual and process issues. Entrepreneurship Theory and Practice.
4. Venkataraman, S. (1997). The distinctive domain of entrepreneurship research: An editor’s perspective. In J. Katz & J. Brockhaus (Eds.), Advances in Entrepreneurship, Firm Emergence, and Growth, Greenwich, CT: JAI Press.
5. Wright, M. Thompson, S. &Robble, K. (1992). Venture capital and management- led, leveraged buy-outs. Journal of Business Venturing, 7, 47-
6. Audretsch, David and Lehmann, Erik. “ Does the knowledge Spillover Theory of
7. Entrepreneurship Hold for Regions? Research Policy, Vol. 34, No. 8, 2005, 1191-1202.
8. Hubbard, R. Glenn. “Nondestructive Creation: Entrepreneurship and Management Research in the Study of Growth.” Journal of Policy Modeling, Vol.30, No.4, 2008 595-602.
9. Kirzner, Israel. “The Alert and Creative Entrepreneur: A Clarification.” Small Business Economics, Vol. 32, No.2, 2008, 145-152.
10. Otani, Kiyoshi.”A Human Capital Approach to Entrepreneurial Capacity .” Economica , Vol. 63, No.250,1996,273-289,
11. Bednarzick, Robert W. “The Role of Entrepreneurship in U.S. and European Job Growth,” Monthly Labor Review , Vol. 123, No. 7, 2000, 3-16

Ninth Semester

LLB
Subject: Summer Internship Assessment

Paper Code: LLB 551
C2

Students have to undergo a Compulsory Summer Internship for one month and on that a report has to be submitted by each student separately. The same shall be evaluated by a board of examiners constituted by the Academic Program Committee of the USLLS. In case of Affiliated Colleges, the board of examiners shall be constituted by a committee comprising of all faculty members of respective institutions involved in teaching LL.B Students. The same board shall conduct the comprehensive viva of this semester.

Tenth Semester

LLB

Subject: Dissertation

(100 marks) (75 + 25 Viva) Internal

Paper Code: LLB 502

C20

Evaluation Pattern:

The tenth semester dissertation shall carry 100 (75+25 Viva) marks. They shall be evaluated by the Board of Examiners consisting of Dean, an External Examiner, one faculty member nominated by APC and the supervisor concerned.

Tenth Semester

LLB

Subject: Internship (Lawyers / Law firms)
(100 marks) (75 + 25 Viva) Internal

Paper Code: LLB 504
C10

Evaluation Pattern:

After the completion of internship by the students, the work done by the candidate as recorded in his/her daily diary along with a consolidated internship report would be evaluated by a Board of examiners consisting of Dean, an External Examiner, one faculty member nominated by APC and the supervisor concerned.