H.N.B. Garhwal University, Srinagar, Garhwal
School of Law
(LL.B. Three Years Course)
Applicable from Academic Session: 2015-16

Important Instructions

1. The admission to the above mentioned courses shall be made in accordance with the guidelines laid down by the Bar Council of India (as amended from time to time) and the Ordinances of the University (as amended from time to time).

2. The examination shall be conducted to the above mentioned courses as per the rules/guidelines laid down under the ordinances of the University.

3. Each Theory paper and Practical paper shall be of four (4) credits.

4. There will be 70 marks for written examination and 30 marks for the sessional work in each paper.

5. The division of marks of the practical paper as coming under this syllabus shall be as per the guidelines prescribed by the Bar Council of India.

6. Each theory paper will be divided in two Parts i.e. Part A and Part B. There will be seven (07) short Answer type questions in Part A out of which a student will have to attempt five questions and each question will carry five (05) marks. In Part B there will be Six (06) Long Answer type questions out of which a student will have to attempt three (03) questions.

7. The duration of theory examination shall be Two (2) hours.

8. The total number of credits for LL.B. Three Year Course shall be 120.

9. The curriculum of study for the LL.B. Degree shall be spread over three academic years, and shall be divided into six semesters for the examination purposes, called as First, Second, Third, Fourth, Fifth and Sixth semesters.
H.N.B. Garhwal University, Srinagar, Garhwal
School of Law
(LL.B Three Years Course)
Applicable from Academic Session: 2015-16

Model Question Paper

LL.B. --------Semester Examination Year--------

Paper No.

Name of the Paper

Time : Two Hours

Maximum Marks : 70

Note : Attempt any five questions from Part A (Short Answers) .Each question carries 5 marks. Attempt any Three questions from Part B(Long Answers) and each question carries 15 marks

(Part A-Short Answer Type Questions)

1. Question in Hindi medium
   Question in English medium

2. Question in Hindi medium
   Question in English medium

3. Question in Hindi medium
   Question in English medium

4. Question in Hindi medium
   Question in English medium

5. Question in Hindi medium
   Question in English medium

6. Question in Hindi medium
   Question in English medium

7. Question in Hindi medium
   Question in English medium
(Part-B Long Answer Type Questions)

8. Question in Hindi medium
   Question in English medium

9. Question in Hindi medium
   Question in English medium

10. Question in Hindi medium
    Question in English medium

11. Question in Hindi medium
    Question in English medium

12. Question in Hindi medium
    Question in English medium

13. Question in Hindi medium
    Question in English medium
H.N.B. Garhwal University, Srinagar, Garhwal
School of Law
COURSE – STRUCTURE
LL.B. (Three Year Degree Course)
Applicable from Academic Session: 2015-16

The LL.B. Course shall be divided into six semesters. The following course of study is based on the revised guidelines of the Bar Council of India and as per Ordinances of the University.

Semester-I

<table>
<thead>
<tr>
<th>Subject Code</th>
<th>Title of Course</th>
<th>Credit</th>
<th>Max. Marks</th>
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</thead>
<tbody>
<tr>
<td>SOL/LL.B./ C-01</td>
<td>Constitutional Law-I</td>
<td>4</td>
<td>100</td>
</tr>
<tr>
<td>SOL/LL.B./ C-02</td>
<td>Law of Contract (Contract-I)</td>
<td>4</td>
<td>100</td>
</tr>
<tr>
<td>SOL/LL.B./ C-03</td>
<td>Law of Crimes-I (Indian Penal Code)</td>
<td>4</td>
<td>100</td>
</tr>
<tr>
<td>SOL/LL.B./ C-04</td>
<td>Law of Torts, M V Act and Consumer Protection Laws</td>
<td>4</td>
<td>100</td>
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<tr>
<td>SOL/LL.B./ C-05</td>
<td>English</td>
<td>4</td>
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Semester-II

<table>
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<th>Credit</th>
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<tr>
<td>SOL/LL.B./ C-06</td>
<td>Constitutional Law -II</td>
<td>4</td>
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</tr>
<tr>
<td>SOL/LL.B./ C-07</td>
<td>Special Contract (Law of Contract-II)</td>
<td>4</td>
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<tr>
<td>SOL/LL.B./ C-08</td>
<td>Family Law-I (Hindu Law)</td>
<td>4</td>
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<tr>
<td>SOL/LL.B./ C-09</td>
<td>Family Law-II (Muslim Law)</td>
<td>4</td>
<td>100</td>
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<tr>
<td>SOL/LL.B./ C-10</td>
<td>Company Law</td>
<td>4</td>
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Semester- III

<table>
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<tr>
<td>SOL/LL.B./ C-11</td>
<td>Jurisprudence</td>
<td>4</td>
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<tr>
<td>SOL/LL.B./ C-12</td>
<td>Property Law ( T P Act and Easement Act)</td>
<td>4</td>
<td>100</td>
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<tr>
<td>SOL/LL.B./ C-13</td>
<td>Labour and Industrial Law - I</td>
<td>4</td>
<td>100</td>
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<tr>
<td>SOL/LL.B./ E-01</td>
<td>Land Laws Including Tenure and Tenancy System</td>
<td>4</td>
<td>100</td>
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<tr>
<td>SOL/LL.B./ E-02</td>
<td>Law of Insurance</td>
<td>4</td>
<td>100</td>
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<tr>
<td>SOL/LL.B./ P-01</td>
<td>Professional Ethics and Professional Accounting System (Clinical/Practical Paper)</td>
<td>4</td>
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### Semester- IV

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<th>Credit</th>
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<tr>
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<td>Administrative Law</td>
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<tr>
<td>SOL/LL.B./ C-15</td>
<td>Environmental Law</td>
<td>4</td>
<td>100</td>
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<tr>
<td>SOL/LL.B./ C-16</td>
<td>Labour and Industrial Law - II</td>
<td>4</td>
<td>100</td>
</tr>
<tr>
<td>SOL/LL.B./ E-03</td>
<td>Equity, Trust and Fiduciary Relations or Banking Law</td>
<td>4</td>
<td>100</td>
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<tr>
<td>SOL/LL.B./ E-04</td>
<td>Alternative Dispute Resolution (Clinical/Practical Paper)</td>
<td>4</td>
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### Semester-V

<table>
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<th>Subject Code</th>
<th>Title of Course</th>
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<tr>
<td>SOL/LL.B./ C-17</td>
<td>Law of Evidence</td>
<td>4</td>
<td>100</td>
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<tr>
<td>SOL/LL.B./ C-18</td>
<td>Law of Crimes-II (Criminal Procedure Code)</td>
<td>4</td>
<td>100</td>
</tr>
<tr>
<td>SOL/LL.B./ C-19</td>
<td>Civil Procedure Code and Limitation Act</td>
<td>4</td>
<td>100</td>
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<tr>
<td>SOL/LL.B./ E-05</td>
<td>Offences Against Children and Juvenile Offences or Women and Law</td>
<td>4</td>
<td>100</td>
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<tr>
<td>SOL/LL.B./ E-06</td>
<td>Drafting, Pleading and Conveyancing (Clinical/Practical Paper)</td>
<td>4</td>
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</table>

### Semester - VI

<table>
<thead>
<tr>
<th>Subject Code</th>
<th>Title of Course</th>
<th>Credit</th>
<th>Max. Marks</th>
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<tr>
<td>SOL/LL.B./ C-20</td>
<td>Interpretation of Statutes &amp; Principles of Legislation</td>
<td>4</td>
<td>100</td>
</tr>
<tr>
<td>SOL/LL.B./ C-21</td>
<td>Public International Law</td>
<td>4</td>
<td>100</td>
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<tr>
<td>SOL/LL.B./ C-22</td>
<td>Principles of Taxation</td>
<td>4</td>
<td>100</td>
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<tr>
<td>SOL/LL.B./ E-07</td>
<td>Intellectual Property Rights Law or Human Rights Law and Practice</td>
<td>4</td>
<td>100</td>
</tr>
<tr>
<td>SOL/LL.B./ E-08</td>
<td>Moot Court Exercise and Internship (Clinical/Practical Paper)</td>
<td>4</td>
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</table>

**Internship** – Each student will have to complete minimum of 12 weeks internship for Three years course during the entire period of studies, provided that internship in any year cannot be for a continuous period of more than 4 weeks. The students may do their internship during winter and summer vacations.
Constitutional Law-I

UNIT-I :
Sources of the Indian Constitution
Preamble of the Indian Constitution
Nature of the Indian Constitution
Salient Features of the Indian Constitution
Rule of Law
Separation of Power
Citizenship

UNIT – II : Fundamental Rights
Definition of State for enforcement of fundamental rights- Article 12
Justiciability of fundamental rights
Article 13- Doctrine of eclipse, severability, waiver, distinction between Pre-constitutional law and post-constitutional law
Article 14- Right to equality: Doctrine of reasonable classification and Principle of absence of arbitrariness
Article 15- Prohibition of discrimination on grounds of religion, race, caste, sex or place of birth
Article 16- Equality of opportunity in matters of public employment

UNIT –III : Fundamental Rights
Article 17- Abolition of untouchability, Article 18- Abolition of titles
Article 19(1)(a) to Article 19(1)(g)- Right to Freedoms
Article 20- Protection in respect of conviction for offences
Article 21- Protection of life and personal liberty,
Article 21-A ï Right to Education.

UNIT – IV : Fundamental Rights
Article 22- Protection against arrest and detention in certain cases
Articles 23 & 24- Right against exploitation
Article 25 to Article 28- Right to freedom of religion
Articles 29 & 30- Cultural and Educational rights
Article 32 to Article 35 ï Right to Constitutional Remedies
Public Interest Litigation

Suggested Readings :
Constitution of India D.D. Basu
Constitution of India H.M. Seervai
Constitution of India M.P. Jain
Constitution of India V.N. Shukla
Constitutional Law of India J.N. Pandey
Constitutional Law of India Narender Kumar
Introduction to Constitution of India B K Sharma
Unit- I
Formation of Contract
Meaning and nature of contract
Offer/Proposal: Definition, Communication, Revocation, General/Specific offer, Invitation of treat
Acceptance: Definition, Communication, Revocation, Provisional acceptance, Tenders/Auctions

Unit -II
Consideration and Capacity
Consideration: Definition, Essentials, Privity of Contract, Exception Section 2(d) 25
Capacity to enter into a contract; Minor’s Position, Nature/effect of minor’s agreements.

Unit-III
Validity, Discharge and Performance of Contract
Free Consent
Coercion, Undue influence, Misrepresentation, Fraud, Mistake
Unlawful consideration and object
Effect of void, voidable, valid, illegal, unlawful and uncertain agreement/contracts, Contingent Contract
Discharge of Contracts
Performance
Time and Place of performance
Agreement
Impossibility of performance and frustration
Breach: Anticipatory & Present

Unit-IV
Quasi Contracts and Remedies
Law Relating to certain Relations resembling those created by contract with special emphasis on doctrine of unjust enrichment (Quasi Contract, Section 68-72), Remedies available under Indian Contract Act, 1872: Compensation: Meaning and nature, Damages, Kinds, Remoteness etc., Injunction, Specific Performance, Quantum Merit

Suggested Readings:
Indian Contract Act, 1872 (Bare Act)
Law of Contract - Anson
Indian Contract Act - Pollock and Mulla
Law of Contract - Avtar Singh
Samvidha Vidhi (Hindi) - S. K. Kapoor
Law of Contract- Kailash Rai
Law of Crimes-I (Indian Penal Code)

Unit I:
- a. Definition and Nature of Crime
- b. Common Intention and Common Object
- c. Joint and Constructive Liability
- d. Preliminary Offences (Abetment, Attempt, Criminal Conspiracy)
- e. Offence of Public Nuisance

Unit II:
**General Exceptions**
- (i) Mistake
- (ii) Accident
- (iii) Necessity
- (iv) Infancy
- (v) Unsoundness of Mind
- (vi) Intoxication
- (vii) Right of Private Defence

Unit III:
**Offences Against Human Body**
- (i) Culpable Homicide
- (ii) Murder
- (iii) Hurt and Grievous Hurt
- (iv) Wrongful Restraint and Wrongful Confinement
- (v) Criminal Force and Assault
- (vi) Kidnapping and Abduction
- (vii) Rape
- (viii) Unnatural Offence

Unit IV:
**a. Offences Against Property**
- (i) Theft
- (ii) Extortion
- (iii) Robbery and Dacoity
- (iv) Criminal Misappropriation of Property
- (v) Criminal Breach of Trust
- (vi) Cheating
- (vii) Mischief
- (viii) Criminal Trespass

**b. Offences Against Marriage**
- (i) Bigamy
- (ii) Adultery

**c. Offences Against State and Public Tranquility**
- (i) Unlawful Assembly
- (ii) Sedition
- (iii) Rioting
- (iv) Affray

**d. Defamation**

Suggested Readings:
- The Indian Penal Code, 1860 (Bare Act)
- Criminal Law - P.S.A. Pillai
- Principles of Criminal Law - Jeroma Hall
- Criminal Law - R.C. Nigam
- Indian Penal Code - Ratan Lal & Dhiraj Lal
- Criminal law, Cases and Materials - K.D. Gaur
- The Indian Penal Code - M.P. Tandon
Law of Torts, M.V. Act and Consumer Protection Laws

UNIT – I : General Principles of Tort

a. Tort: Definition, Nature and Distinction from Crime, Contract and quasi contract
b. Constituents of Tort : Wrongful Act, Injuria sine damnum, Damnum sine injuria, Ubi jus ibi remedium
c. General Principle of Tortious Liability: Two Competing Theories- pigeon hole theory,
d. Justification in Tort- Volenti non fit injuria, Act of God, Inevitable Accident , Necessity, Plaintiff’s Default , Private Defence
e. Mental Elements in Tort- Motive, Intention, Malice, Malfeasance, Misfeasance and Non-feasance, Fault

UNIT – II : Specific Torts( Torts against Person, Property, Freedom & Reputation) & MV Act

a. Tresspass to Person: Assault, Battery, False Imprisonment, Malicious Prosecution
b. Trespass to Land, Nuisance
c. Torts related to Reputation: Defamation
d. Negligence, Contributory Negligence, Res ipsa loquitur
e. Salient Feature of MV Act with special reference to Compulsory Insurance
e. Third party liability of owner under the Motor vehicle Act

UNIT – III : Principles of Liability in Torts and Legal Remedies

a. Vicarious Liability
b. Strict Liability and Absolute Liability
c. Kinds of Damages, Remoteness of Damages, Novus Actus Interveniens, Nervous Shock
d. General Remedies in Tort- Judicial and Extra legal Remedies
e. Joint Tort Feasors

UNIT – IV : Concept of Consumer and Consumer Protection Act

a. Definition of Consumer and Object of Consumer Protection Act
b. Rights and duties of Consumers
c. Unfair Trade Practices, Defects in Goods
d. Services: Types of Services , Deficiency-meaning
e. Consumer Protection Councils
f. Consumer Disputes Redressal Agencies: District Forum, State Commission, National Commission

Suggested Readings:

Consumer Protection Act, 1986
Law of Torts- Salmond & Heuston
Tort- Winfield & Jolowiz
. The Law of Torts- Ratan Lal & Dhiraj Lal
Law of Torts - R.K. Bangia
Law of Tort - P S A pillai
UNIT – I : Introduction
a. Need and Importance of Legal Language
b. One word Substitution
c. Homonyms, antonyms, Synonyms
d. Some Common Errors in English

UNIT – II : Proficiency in General English
a. Parts and Types of Sentences
b. Parts of Speech- A Brief Introduction
c. Tenses- Forms and Uses
d. Active and Passive Voice
e. Direct and Indirect (or Reported) Speech

UNIT – III : Legal Terminology
Meaning and use of the following shall be explained:
b. Actus non facit reum mens sit rea, Bonafides non paitur ut bisidemexigatur Damnum sine injuria esse potest, Extra territorium jus dicenti impune Nonparentur, Actus non facit reum nisi mens sit rea, Audi alteram partem, Commodum ex injuria sua memo habere debet, Delegatus non potest Delegare, Pacta sunt servanda, Res ipsa loqitor, Ubi jus ibi remedium, Executio juris non habet injurium, Nemo dat quod non habet, Quid pro quo

UNIT – IV : Factor Pricing
a. Essay Writing in English on Topic of Legal Interest
b. Letter Writing in English

Suggested Readings :
English Grammar - Wren & Martin
Legal Language and Legal Writing - P.K. Mishra
Legal Language, Writing and General English - J.S. Singh
A Solution of Legal Maxims - Herbert Brown
Legal Language, Legal Writing and General English- G.S. Sharma
Legal Glossary - Ministry of Law Justice and Company Affairs government of India
UNIT-I :

**Directive Principles of State Policy and Writs**

a. Article 36 to Article 51- Directive Principles of State Policy
   Nature and Justiciability of Directive Principle of State Policy, Interrelationship between
   Fundamental Rights and Directive Principles of State Policy
b. Article 51-A Ī Fundamental Duties
c. Article 226 Ī Power of High Court to issue certain Writs
   Writs- Habeas Corpus, Mandamus, Certiorari, Prohibition and Quo-Warranto

UNIT – II:

**Distribution of Powers Between Centre and States**

a. Legislative Powers
   Doctrine of Territorial Nexus
   Doctrine of Harmonious Construction
   Doctrine of Pith and Substance
   Doctrine of Repugnancy
   Doctrine of Colorable Legislation
b. Administrative Powers
   c. Financial Powers

UNIT – III:

**Constitutional Organs**

a. Union Parliament and State Legislature
   Constitution and Function
   Parliamentary Sovereignty
   Parliamentary Privileges
   Anti Defection Law
   Collective Responsibility of Cabinet
b. Union and State Executive
   c. Supreme Court and High Court
   Constitution and Jurisdiction
   Power of Judicial Review
   Independence of Judiciary

UNIT – IV:

Contractual and Tortious Liability of State
Services under the Union and States
Emergency Provisions
Amendment of the Constitution

**Suggested Readings :**

Constitution of India D.D. Basu
Constitution of India H.M. Seeravi
Constitution of India M.P. Jain
Constitution of India V.N. Shukla
Constitutional Law of India J.N. Pandey
Constitutional Law of India Narender Kumar
Special Contract (Law of Contract –II)

Unit-I
Contract of Indemnity and Guarantee (Sections 124-147)
Indemnity-definition, essential elements, difference between Indian law and English law, Right and liabilities of Indemnifier and Indemnity-Holder, Nature of indemnity clauses, difference between indemnity contract and Contingent contract, distinction between contract of indemnity and guarantee
Guarantee- sections 126-147 : definition, essential elements, co-existence of surety and principal debtor’s liabilities, joint and separate liability of surety, continuing guarantee, discharge of liability of the surety, discharge of liability of co-surety and joint co-surety, rights of surety.

Unit-II
Contract of Bailment and Pledge (Sections 148-181)

Unit-III
Contract of Agency (Sections 182-238)
Meaning and definition of agency, difference between agent and servant, Essential elements of valid agency, Mode for creation of agency, mutual Relation between principal, original agent and sub-agent, meaning of Substituted agent, difference between sub-agent and substituted agent, Rights and duties of an agent, Agent’s lien on principal’s property, Relation between the principle and third person, undisclosed agent, pretended agent Termination of agency.

Unit-IV
Sales of Goods Act, 1930 (Sections 1-66)
Indian partnership Act, 1932 (sections 1-74)

Suggested Readings:

Indian Contract Act 1872 (Bare Act)
Law of Contract - Anson
Indian Contract Act - Pollock and Mulla
Law of Contract - Avtar Singh
Samvidha Vidhi (Hindi) - S.K. Kapoor
Sale of Goods Act 1930 (Bare Act)
The Indian Partnership Act 1932 (Bare Act)
Samvidha Vidhi II - R.L. Rathi
Partnership and Sale of Goods Act - Avtar Singh
Family Law - I (Hindu Law)

Unit I: General

Concept and Development of Family Law, Sources of Hindu Law ⎯ Ancient and Modern, Application of Hindu Law Schools of Hindu Law, Joint Family - Mitakshara joint family, Karta of Joint family-his position, powers, privileges and obligations, Coparcenary-formation, characteristics, Dayabhag Coparcenary; Property-Self acquired and Coparcenary property, Alienation of Property- Separate and Coparcenary; Partition, reunion; Debts; Stridhan, Women’s Estate; Religious and Charitable Endowments; Gifts

Unit II: Marriage and Matrimonial Disputes and Remedies

Essentials of Valid Marriage, Nullity, Void and voidable marriage and their effects, Guardianship in marriage and Regulation over child marriage. Matrimonial Remedies-Restitution of Conjugal Rights, Judicial Separation, Dissolution of Marriage by divorce, Theories of divorce, Emerging concept of Irretrievable breakdown of Marriage

Unit III: Maintenance, Adoption and Guardianship In Hindu Law


Guardianship-Hindu Minority and Guardianship Act, 1956- Meaning, Kinds and Powers of guardian, Disabilities to act as Guardian

Unit IV: Inheritance and Succession

Hindu Succession Act, 1956 -Features, Succession to the property of Hindu male and Hindu female dying intestate under the provisions of the Hindu Succession Act, 1956
Devolution of interest in Mitakshara Coparcenary under the provisions of the Hindu Succession Act, 1956 and Hindu Succession (Amendment)Act, 2005

Suggested Readings:

- Hindu Law past and present - J D M Derrett
- Hindu Law - Mulla
- Family Law - Paras Diwan
- Hindu Law (English & Hindi) - U.P. D. Kesri
- Lecture on Hindu Law - Kusum & P.P Saxena
- Hindu Marriage Act, 1955- (Bare Act) Hindu Adoption and Maintenance Act, 1956 (Bare Act) Hindu Minority and Guardianship Act, 1956 (Bare Act) Hindu Succession Act, 1956 (Bare Act)
Family Law II (Muslim Law)

Unit I:
Introduction
Origin of Muslim Law, Development of Muslim Law, Application of Muslim Law, Definition of Muslim, Sources of Muslim Law, Schools of Muslim Law

Unit II:
Marriage—The legal effect of a valid marriage, Muta or Temporary Marriage, Judicial Proceedings
Dower (Mahr)—Definition, Concept, Kinds, Objects and Subject matter, Enforcement of Dower, Wife’s Right on non-payment of dower, The Widow’s right of retention of dower

Unit III:

Unit IV:
Gift (Hiba)—Definition, How Gifts are made, Capacity, Object, Subject, Gift of Musha, Conditional gift and Future Gift, Life Estate or Life Interest, Hiba-bil-iwaj, Hiba-ba-shart-ul-Ibaz
Will—Form of Will, Competence of Testator and Legatee, Valid subjects of Will, Testamentary limitations, Formalities of a Will and abatement of legacy, Guardianship—Guardianship of the Person, Guardianship of the Property, Guardianship in Marriage Wakf—Definition, Classification, Who can make Wakf, Completion, Subject, Object, Administration
Pre-Emption—Origin, Application, Definition, Classification, Conflict of Laws, Formalities, Subject Matter, Legal Effects

Suggested Readings:
Muslim Law - Mulla
Outlines of Muhammadan Law - Asaf A. A. Fyzee
Mohammadan Law (English & Hindi) - Aqil Ahmad
Muslim Law - M.A. Qureshi
Muslim Vidhi - R.R.
Company Law

Unit I:
Formation, Registration and Incorporation of Company
Meaning of Corporation, Nature and Kinds of Company, Promoters-Positions, Duties and Liabilities, Registration, Mode and Consequences of incorporation, Uses and Abuses of the Corporate Form, Lifting the Corporate Veil, Theory of Corporate Personality, One Man Company.

Unit II:
Memorandum of Association- Name, Registered office, Objects and Powers, Doctrine of ultra vires, Alteration of objects, Registration of alteration Articles of Association-Forms, Signature and Contents of Articles, Prospectus-Definition, Issues, Contents, Kinds, Liabilities for Misrepresentation, Remedies for Misrepresentation, Statement in lieu of Prospectus Dividends, Payments, Capitalization profit, Audit to Account.

Unit III:

Unit IV:
Reconstruction and Amalgamation-Winding Up- Types of winding up- Compulsory Winding up, Voluntary Winding up, Reasons of Winding up, Consequences, Winding up by Courts, Liability of past members, Payments of liabilities Offences į Cognizance, Composition, Jurisdiction to try offences, Penalty. Offences į Cognizance, Composition, Jurisdiction to try offences, Penalty, National Financial Regulatory Authority (NFRA), Serious Fraud Investigation Office (SFIO).

Suggested Readings:-
Principle of Modern Company Law - L.C.B. Grower
PalmerÔs Company Act - Palmer
Guide to the Companies Act - A. Ramaiya
Company Law - Avtar Singh
Company Law - R.K. Bangia
Indian companies act 2013
Jurisprudence

Unit I:

Unit II:
Sources of Law: Classification of Sources, Custom, Legislation, Judicial Precedent.

Unit III:

Unit IV:

Suggested Readings:
Jurisprudence and Legal Theory - Mahajan Dr. V. D.

An Introduction to Jurisprudence - Mani Tripathi Dr. B. N.

Jurisprudence - Salmond J.W.

A Text Book of Jurisprudence - Paton G. W.

Jurisprudence - Dias R. W. M.

Legal Theory - Friedmann W.
Property Law (Transfer of Property Act & Easement Act)

UNIT – I
General Principles
Definitions
Essentials of valid transfer
Condition restraining alienation
Transfer for benefit of unborn person
Rule against perpetuity
Vested & Contingent interest
Conditional Transfer

UNIT – II
General Principles
Election
Apportionment
Ostensible owner
Doctrine of Lis-pendence
Fraudulent transfer
Part performance

UNIT – III
Specific Transfers
Sale: Definition and Essential
Rights & liabilities of buyer and seller
Mortgage: Definition and types of Mortgage
Rights & Liabilities of Mortgage and Mortgagee
Exchange
Gift
Actionable claims

UNIT – IV
Lease and Easement
Lease
Nature & Kinds of Easement
Imposition & Acquisition
Disturbance
Extinction, Suspension & Revival
Difference between License and Easement

Suggested Readings:
The Transfer of Property Act - Lahiri S.M.
The Transfer of Property Act İ Mulla
The Transfer of Property Act - Shukla S.N.
The Transfer of Property Act - Tripathi G.P.
The Transfer of Property Act - Sinha R.K.
The Transfer of Property Act - Tripathi T.P.
Labour & Industrial Law – I

Unit – I: Trade Unions Act, 1926
a. Trade Unionism in India
b. Definition of trade union and trade dispute
c. Registration of trade unions
   i) Legal status of registered trade union
   ii) Mode of registration
   iii) Powers and duties of Registrar
   iv) Cancellation and dissolution of trade union
   v) Procedure for change of name
   vi) Amalgamation and dissolution of trade union
d. Disqualifications of office-bearers, Right and duties of office-bearers and members
e. General and Political funds of trade union
f. Civil and Criminal Immunities of Registered trade unions
g. Recognition of trade union
h. Collective bargaining

Unit – II: The Industrial Dispute Act, 1947
Resolution of Industrial Dispute
a. Industrial dispute and individual dispute
b. Arena of interaction and Participants Industry, workman and employer
c. Settlement of industrial dispute
   i) Works Committee
   ii) Conciliation Machinery
   iii) Court of Enquiry
   iv) Voluntary Arbitration
   v) Adjudication Labour Court, Tribunal and National Tribunal settlement bodies and techniques.
d. Powers of the appropriate Government under the Industrial Disputes Act, 1947
e. Unfair Labour Practice

Unit – III: The Industrial Dispute Act, 1947
Instruments of Economic Coercion
a. Concept of strike
   i. Gherao
   ii. Bandh and Lock-out
   iii. Types of strike
   iv. Rights to strike and Lock-out
   v. General Prohibition of strikes and lock-outs
   vi. Prohibition of strikes and lock-outs in public utility services
   vii. Illegal strikes and lock-outs
   viii. Justification of strikes and lock-outs
   ix. Penalties for illegal strikes and Lock-outs
   x. Wages for strikes and lock-outs
Unit – IV: Employee’s State Insurance Act, 1948
a. i. Historical Background
   ii. Aims, Objects & Application
   iii. Definitions
   iv. Security Measures (Benefits Available)
   v. Employment Injury
   vi. General Rules concerning benefits
   vii. Authorities under the Act

b. The Employees Provident Funds & Miscellaneous Provisions Act, 1952
   i. Historical Background
   ii. Aim, Object & Application
   iii. Definitions
   iv. Authorities under the Act

Suggested Readings
Statutory Material - Trade Union Act, 1926, Industrial Employment (Standing Orders) Act, 1946
and Industrial Dispute Act, 1947
S.C. Srivastava, Industrial Relations and Labour Law, Vikas Publishing House, New Delhi
Dr. S.C. Srivastava, Labour Law and Industrial Relations
Dr. S.K. Puri, Labour and Industrial Laws
Dr. V.G. Goswami, Labour Law and Industrial Law
S.N. Misra, Labour and Industrial Law
O.P. Malhotra, Industrial Disputes Act, Vol. I & II
Indian Law Institute Cases and Materials on Labour Law and Labour Relations
Land Laws Including Tenure & Tenancy System

Unit – I:
U.P. Zamindari Abolition and Land Reforms Act, 1950
a. Aims and object of the Act
b. Salient features of the Act
c. Reasons for abolition of Zamidari system
d. Definitions
(i) Agriculture year
(ii) Estate
(iii) Gram Panchayat
(iv) Improvement
(v) Intermediary
(vi) Land
(vii) Rent free guarantee
(viii) Sir and Khudkast
e. Acquisition of the interest of intermediaries and its consequences
Consequences of Vesting

Unit – II:
U.P. Zamindari Abolition and Land Reforms Act, 1950
a. Acquisition of the interest of intermediaries and its consequences
   i) Rights retained by intermediaries
   ii) New land tenures
   iii) Status conferred on Old Tenants
b. Compensation and Rehabilitation grant
c. Gram Panchayat and Land Management Committee
d. Allotment of Land and declaratory suit

Unit – III:
U.P. Zamindari Abolition and Land Reforms Act, 1950
a. Tenure-Holders
   i) Classes of Tenure holders
   ii) Rights of Tenure holders
   iii) Ejectment of Tenure holders
b. Abandonment, surrender, extinction and lease.
c. Succession

Unit – IV:
Land Revenue
a. Liability to pay, First charge, Collection and Recovery, Settlement of land Revenue
b. The U.P. Land Revenue Act, 1901
   i) Maintainance of maps and records
   ii) Revision of maps and records
   iii) Procedure of Revenue Courts and Revenue Officers
   iv) Appeal, Revision, Review and Reference

Suggested Readings:
Uttar Pradesh Land Laws. - R.R. Maurya
The Uttar Pradesh Imposition of - Yatindra Singh
Ceiling on Land Holding Act, 1960
U.P. Zamindari Abolition and Land Reforms Act, 1950
The U.P. Land Revenue Act, 1901
LL.B. Semester – III  
Paper : XV  
M. M: 100  
Code: SOL/LL.B./E-02  
Theory: 70  
Credit-4  
Sessional: 30  

Law of Insurance

Unit I
Introduction, Meaning of Insurance, Historical Aspect, Characteristic of Insurance, Nature of Insurance Contract

Unit II
Theory of Cooperation, Theory of Probability, Principles of Insurance, Utmost Good Faith, Insurance Interest

Unit III
Life Insurance, Marine Insurance, Fire Insurance.

Unit IV
Indemnity, Subrogation, Causa Proxima, Mitigation of Loss, Attachment of Risk, Constitution, Function and Powers of Insurance Regulatory and Development Authority

Suggested Readings:
Law of Insurance  
M.N.Mishra
Handbook of Insurance and Allied Laws  
C.Rangarajan
Professional Ethics & Professional Accounting System

(Clinical/Practical Paper)

Meaning of Ethics, Object of Legal Ethics, Necessity for an Ethical Code

Rights, Privileges, Duties, Disabilities and Social Responsibilities of an Advocate
Standard of Professional Conduct and Etiquette.
Professional and other Misconducts.

Powers and Procedure of Disciplinary Committees of the Bar.
Accountancy for Lawyers.
Bench Bar Relations.

Legality of Lawyers Strike in the Right-Duty Discourse.

Note: - There will be a written examination of 60 marks. There will be a total of eight questions out of which the student will have to attempt any four. Each question shall carry 15 marks. The written examination will be conducted at the department/college level and viva-voce of 10 marks. The sessional will be of 30 marks conducted by department/college. The students will be required to submit a file and also to give a presentation in the sessional work.

Suggested Readings:

C.L. Anand: Professional Ethics of the Bar

B.K. Goswani: Legal Profession and Its Ethics

Anirudh Prasad: Principles of the Ethics of Legal Profession in India
Sunil Deshta and Kiran Deshta: Practical Advocacy of Law.
Administrative Law

UNIT – I :
a. Meaning, Nature and Scope of Administrative Law
b. Reason for the growth of Administrative law.
c. Relation between Administrative Law and Constitutional Law.
d. Droit Administratif
e. Rule of Law
f. Separation of Powers

UNIT – II :
b. Delegated Legislation.
i) Meaning, Kinds and causes of its growth.
ii) Constitutionality
iii) Control Mechanism: Legislative Control, Procedural Control and Judicial Control

UNIT – III :
Administrative Tribunals
Difference between Tribunal and Court
Principle of Natural Justice and exclusion of Natural Justice
Liability of Administration in Tort and Contract

UNIT – IV :
a. Administrative Discretion
b. Writs
c. Exclusion of Judicial Review
d. Ombudsman
e. Central Vigilance Commission

Suggested Readings:

- Administrative Law - H.W.R. Wade
- Administrative Law - P.P. Craig
- Judicial Review of Administrative Action - De. Smith
- Administrative Law - C.K. Thakkar
- Administrative Law - I.P. Massey
- Principles of Administrative Law - Jain & Jain
Environmental Law

Unit I:

Unit II:
Environmental Protection Act 1986,
National Environment Appellate Authority Act 1997,

Unit III:
Water (Prevention and Control of Pollution) Act 1974,
Air (Protection and Control of Pollution) Act 1981.

Unit IV:
Wildlife (Protection) Act 1972,
Indian Forest Act, 1927.

Suggested Readings:
Armin Rosencraouz, Syam Diwan - Environmental Law & Policy in India: Cases
Marthal L. Noble Material & Statements
Rama Krishna - The Emergence of Environmental Law in Developing Countries- A Case Study of India
P. S. Jaswal and Nishta Jaswal - Environmental Law
Labour & Industrial Law –II

Unit – I: Minimum Wages Act, 1948
a. Concept of minimum wage, fair wage, living wage and need based minimum wage
b. Constitutional validity of the Minimum Wages Act, 1948
c. Fixation of minimum rates of wages by time rate or by piece rate
d. Procedure for hearing and deciding claims

Unit-II: Payment of Wages Act, 1936
a. Object, scope and application of the Act
b. Definition of wages
c. Responsibility for payment of wages
d. Fixation of wage period
e. Time of payment of wage
f. Deductions which may be made from wages
g. Maximum amount of deduction

Unit –III: Workmen’s Compensation Act, 1923
a. Definition of dependant, workman, partial disablement and total disablement
b. Employer’s liability for compensation
   - Scope arising out of and in the course of employment
   - Doctrine of Notional Extension
   - When employer is not liable
c. Employer’s Liability when employee is employed under any contract or is engaged independently or by an independent contractor
d. Amount of Compensation
e. Distribution of Compensation
f. Procedure in proceedings before Commissioner
g. Appeals

Unit – IV: A) Factories Act, 1948
a. Concept of “factory”, “manufacturing process”, “worker” and “occupier”
b. General duties of occupier
c. Measures to be taken in factories for health, safety and welfare of workers
d. Working hours for adults
e. Employment of young persons and children
f. Annual leaves with wages
g. Additional provisions regulating employment of women in factories

B) Maternity Benefits Act, 1961 (30 sec)
(i) Aims and Objects & Application, Definitions
(ii) Restriction of work
(iii) Right to Payment
(iv) Forfeiture of Maternity Benefits
(v) Other Provision (Leaves etc)
(vi) Authorities
(vii) Powers & Duties of Inspectors
(viii) Penalty

Suggested Readings:
H.L. Kumar, Workmen’s Compensation Act, 1923
Dr. S.C. Srivastava, Labour Law and Industrial Relations
Dr. S.K. Puri, Labour and Industrial Laws
Dr. V.G. Goswami, Labour Law and Industrial Law
S.N. Misra, Labour and Industrial Law
Unit – I:
History, Definition of Trust and its comparison with other analogous relations.
Kinds of Trust- Simple Trust, Special Trust, Private Trust, Public Trust, Express Trust, implied Trust, Constructive Trust, Resulting Trust, Precatory Trust, Secret Trust, Voluntary Trust, Illusory Trust, Discretionary Trust, Charitable Trust.
Distinction between express and constructive trust, implied trust. Creation of Trust

Unit – II:
Duties and Liabilities of Trustees, Rights and Powers of Trustees, Disabilities of Trustees.
Rights of beneficiaries, Liabilities of beneficiaries. Remedies open to beneficiaries
The Charitable and Religious Trusts Act, 1920
Appointment - Rules for selecting new trustees. Discharge of Trustees
Extinction of trust, its revocation, obligations is the nature of trust, Fiduciary relationship -Definition, Nature, objects and its kinds

Unit – III:
Equity, Concept, Definition, Historical background of Equity.
Equity relation with common law and the Judicature Act, 1873
Equitable rights, Interests, Nature and Classification
Election, conversion, Performance, Satisfaction and Mistake, Ademption. Fraud, Accident and Liens

Unit – IV:
The maxims of equity, Meaning, Its application and cases,
Limitations of the maxim, recognition in India.
The Maxims of Equity:

i. Equity will not suffer a wrong to be without a remedy.
ii. Equity follows the law
iii. Where equities are equal the law shall prevail
iv. Where equities are equal the first in time shall prevail
v. He who seeks Equity, must do Equity
vi. He who comes to Equity, must come with clean hands
vii. Delay defeats Equity
viii. Equality is Equity
ix. Equity looks to the intent rather than the form
x. Equity imputes an intention to fulfill an obligation
xi. Equity looks of that as done which ought to have been done
xii. Equity Acts in personam

Suggested Readings:
Principles of Equity - G.P. Singh
Principles of Equity - T.R. Desai
The Indian Trusts Act - S.N. Aiyyer
Principle of Equity - E.H.T. Snell
Equity - Maitland
Modern Equity - H.G. Hanbury
Equity - D.D. Basu
Equity and Trust - B.M. Gandhi
Banking Law

Unit – I:
Banking System in India
a. Kinds of banks and their functions
b. Banking Regulation Laws
i Reserve Bank of India Act, 1934
ii Banking Regulation Act, 1949

Unit-II
Relationship between banker and customer
- Legal Character
- Contract between banker & customer
- Banks duty to customers
- The Banking Ombudsman Scheme, 1995
- Liability under Consumer Protection Act, 1986

Unit – II:
Lending, Securities and Recovery by Banks
a. Principles of Lending
b. Position of Weaker Sections
c. Nature of Securities and Risks Involved
d. Recovery of debts with and without intervention of courts / tribunal:
i Recovery of Debts due to Banks and Financial Institutions Act, 1993

Unit – IV:
Banking Frauds
a. Nature of Banking Frauds
b. Legal Regime to Control Banking Frauds
c. Recent Trends in Banking: Automatic Teller Machine and Internet Banking, Smart Cards, Credit Cards

Suggested Readings:
Banking Law & Negotiable Instruments Act Ĥ Sharma and Nainta
Banking System, Frauds and Legal Control Ĥ R.P. Namita
Banking Law & Practice in India Ĥ M.L. Tannan
Alternative Dispute Resolution (Clinical/Practical Paper)

Outline of Course

1. Negotiation Skill to be learned with simulated program
2. Conciliation Skill
3. Arbitration Law and practice including international Arbitration

The course is required to be conducted preferably by practicing lawyer through simulation and case studies.

Each student will prepare a project/file on the following topics of 60 marks followed by viva-voce of 10 marks at the time of end semester examination. Before that a sessional examination of 30 marks will be conducted by the department/college.

(i) Arbitration ï Case study of one leading cases decided under The Arbitration and Conciliation Act, 1996 and one leading case related to International Arbitration.
(ii) Conciliation, Mediation and Negotiation.
(iii) Section 89 of Code of Civil Procedure, 1908.
(iv) Plea Bargaining
(v) Indian Council of Arbitration (ICA) and International Centre for Alternative Dispute Resolution (ICADR) ï its system and working.
(vi) Reports on participation in Legal Awareness Camps organized by department /college.
(vii) Reports on participation in Lok Adalat.

Suggested Readings:

B.P. Saraf Junjhanwala, S.M: Law of Arbitration and ADR in India
International Dispute Settlement ï J.G. Merrills
Legal Services Authority Act, 1987
Unit I:
Introduction and Relevancy
a. Introduction
Definition Nature, Functions and relationship of Law of evidence with the substantive and procedural laws.
Lex fori
b. Definitions (Sections 3 and Section 4)
c. Judgements of Court of Justice, opinion of third persons and character when relevant (Sections 40 to 55).
d. Doctrine of res gestae (Sections 6, 7, 8, 9, 14).
e. Conspiracy (Section 10).

Unit II:
Statements - Admissions/Confessions/Dying Declaration
a. Admission (Sections 17–23)
b. Confessions (Sections 24–30)
c. Statements (Sections 32–39)

Unit III:
Method of proof of facts & Production and effect of Evidence
a. Facts which need not to be proved (Sections 56–58)
b. Oral and Documentary Evidence (Sections 59–78)
d. Exclusion of oral by documentary evidence (Sections 91)
e. Burden of proof (Sections 101–114A)
f. Facts Prohibited from proving
   • Estoppel (Sections 115–117)
   • Privileged communications (Sections 122–129)
g. Witnesses (Sections 118–121, 130–134)

Unit IV:
Productions and Effect of Evidence
a. Examination of witness (Sections 135–166)
b. Improper Admission and rejection of evidence (Section 167)
c. Digital Signatures & Digital Certificates
   • The Concept
   • How Digital Signatures and Digital Certificates work
   • Applications of Digital Signatures in an e-business Scenario
   • Cryptography and Cryptosystems
   • Public Key Infrastructure (PKI)

Suggested Readings:
The Law of Evidence - Ratan Lal and Dhiraj Lal
Principle of the Law of Evidence - Dr. Avtar Singh
The Text Book on The Law of Evidence - Chief Justice M. Monir
Law of Evidence - Vepa P. Sarathi
Wigmore on Law of Evidence - Richard D. Friedman.
The Law of Evidence (In 2 Volumes)- Chief Justice M. Monir
Law of Evidence- Batuk Lal
UNIT – I :
Introduction
a. Object, extent and scope of Criminal Procedure Code
b. Definitions
c. Constitution and powers of Criminal Courts
d. Jurisdiction of Criminal Courts in enquiries and trials

UNIT – II :
Provisions for Investigations
a. Information to Police and their power to investigate
b. Provisions regarding arrest, warrant of arrest, search warrant
c. Summons
d. Proclamation and attachment
e. Security for keeping the peace and for good behavior

UNIT – III :
Process to compel appearance and production of things
a. Complaint to Magistrate
b. Commencement of proceeding before Magistrate
c. The charge
d. Maintenance of wives, children’s and parents

UNIT – IV :
Execution of Proceedings and Trials & Judgement
a. Trial before Court of Session and High Court
b. Trial of warrant cases by Magistrates
c. Trial of summons cases by Magistrates
d. Summary trials
e. The Judgment
f. Appeals, Reference and revision
e. Bail

Suggested Readings:
The Code of Criminal Procedure -Ratan Lal and Dhiraj Lal
R.V. Kelkar's Criminal Procedure -Dr. K.N. Chandrasekharan Pillai
The Code of Criminal Procedure 1973 -S.N. Mishra
Code of Criminal Procedure - S.C. Sarkar (Two Volumes)
Civil Procedure Code and Limitation Act

UNIT – I Definitions; Suits in general: Jurisdiction; Res- subjudice- (stay of suit); Res-Judicata, Foreign Judgment; Judgment and decree.

UNIT – II Place of suing; Summons and Discovery; Costs; Parties to suits; Framing of suit; Issue of summons; Pleadings; Plaint; Written Statement; Set-off; Counter Claim.

UNIT – III Appearance of Parties; Summoning and Attendance of Witnesses; Execution of Decree; Incidental Proceedings: Commissions; Suits in a particular cases; Suits by Indigent Persons, Arrest and Attachment before Judgment, Temporary Injunction and Interlocutory orders, Receivers; Appeal, Reference, Review and Revision,

UNIT –IV The Limitations Act 1963- Preliminary; Limitation of suits; Appeal and Application (Sections 3 to Section 11); Computation of Periods of Limitation (Section 12 to Section 24); Acquisition of Ownership by Possession (The Schedule of period of Limitation is excluded)

Suggested Readings:
Civil Procedure Code D.F. Mulla
The Code of Civil Procedure M.P. Jain
Code of Civil Procedure Justice T.S. Doabia
The Indian Limitation Act, 1963 BARE ACT
Civil Procedure C.K. Takwani
Civil Procedure Code T.P. Tripathi
Offences Against Children and Juvenile Offences

UNIT – I :
Constitutional ad International Legal Status of Child:
1. Constitutional concern - Articles 15(3), 21(A), 24, 39(e) & (f) and 45
2. International concern and endeavour for ht welfare of the children:

UNIT – II :
Legal Control of Child Labour:
1. International conventions and recommendations of the ILO
2. The Factories Act, 1948
3. The Child Labour (Prohibition and Regulation) Act, 1986

UNIT – III :
Child and Criminal Liability: Statutory provisions:
2. Section 27 of the Cr.P.C.
3. The Prohibition of Child Marriage Act, 2006
4. The Children Act, 1960
5. The Child Abuse Prevention and Treatment Act, 1974

UNIT – IV :
Juvenile Offence, Juvenile Delinquency and Sexual Abuse of Children
1. Concept of Juvenile Delinquency
2. Legal Position in India
   i) The Juvenile Justice (Care and Protection of Children) Act, 2000
   ii) Probation of Offenders Act, 1958 (benefit of Section 6 of the Act)
3. Sexual Abuse of Children
   i) Meaning, Definition, Nature and different types of Sexual Abuses
   ii) Protection of Children from Sexual Offences

Suggested Readings:
Ajnes, Flavia, Law as Gender Inequality, New Delhi, Oxford (1999)
(Section IV: General Conclusions & Recommendations)
S.C. Tripathy, Law relating to Women & Children
Anjani Kant, Law relating to Women & Children
Mamta Rao, Law relating to Women & Children
Agarwal & Agarwal, Law relating to Women & Children
S.N. Jain Ed, Child and Law (1979), Indian Law Institute, New Delhi
Women and Law

Unit - I.
A. Introduction
i. Status of Women in India
ii. Status of Women – Position abroad
B. Constitution of India & Women
i. Preamble
ii. Equality Provision

Unit – II:
Personal Laws and Women
a. Unequal position of women – different personal laws and Directive principles of State Policy
b. Uniform Civil Code towards gender justice
c. Sex inequality in inheritance
d. Guardianship

Unit – III:
Criminal Laws and Women
a. Adultery
b. Rape
c. Outraging Modesty
d. Domestic Violence

Unit – IV:
Women Welfare Laws
a. The Dowry Prohibition Act, 1961
b. Pre-conception and pre-natal diagnostic techniques (Prohibition of Sex Selection) Act, 1994
c. Indecent Representation of Women (Prohibition) Act, 1986
d. Immoral Traffic (Prevention) Act, 1987
e. Family Courts Act, 1984
f. Labour Welfare Legislations: Maternity Benefit Act, Factories Act, Equal Remuneration Act,
Implementation of Wage Laws and Legislation on Women Employment

Suggested Readings:
Law relating to Women – Dr. Sayed Maqsood
Law relating to Women – Dr. S.C. Tripathi
Women and Law – Prof. Nomita Aggarwal
Women and Law – Dr. Manjula Batra
Women and Law – G.P. Reddy
Drafting, Pleading and Conveyancing (Clinical/Practical Paper)

The Course shall include:

(1) General principles of drafting and pleading

(2) Criminal:
   a) Bail Application
   b) Complaint
   c) Criminal Revision
   d) Criminal Appeal

(3) Civil:
   a) Plaint
   b) Written Statement
   c) Interlocutory Applications
   d) Original Petition
   e) Execution Petition
   f) Memorandum of Civil Appeal
   g) Civil Revision:  
      h) Petition Under Article 226 and Article 32 of The Constitution of India.

(4) Conveyancing:
   a) Essentials of Deeds
   b) Sale Deed
   c) Mortgage Deed
   d) Lease Deed
   e) Gift Deed
   f) Affidavit
   g) Promissory Note
   h) Power of Attorney (General)
   i) Power of Attorney (Special)
   j) Will
   k) Agreements
   l) Partnership Deed

The course will be taught through class instructions and simulation exercises, preferably with assistance of practising lawyers/retired judges. Apart from teaching the relevant provisions of law, the course may include not less than 15 practical exercises in drafting carrying a total of 30 marks (2 marks for each) and 15 exercises in conveyancing carrying another 30 marks (2 marks for each exercise) remaining 10 marks will be given for viva-voce at the time of end semester examination. There will be sessional examination of 30 marks conducted by the department/college.
UNIT I - General and Rules of Statutory Interpretation

A. Meaning of the term Statute, Commencement, Operation and repeal of Statutes, Amending, Consolidating, and Codifying Statutes

B. Purpose and importance of Interpretation of Statutes

C. Meaning of Interpretation and Construction

D. Rules of Statutory Interpretation-
   (a) Literal Rule. (b) Regard to subject & object- Heydonâ€™s Rule (Mischief Rule)
   (c)Regard to Consequencesâ‘ Golden Rule

UNIT II- Secondary rules of interpretation and presumptions in Statutory Interpretation

A. Secondary Rules-
   (a) Ex-viscertibus Actus, (b) Ut res magis valeat quam pareat, (c). Noscitur a Socisis, ejsdem Generis, (d)Expressio Unius est exclusion, (e) Raddendo Singula Singulis

B. Presumptions and consideration in Interpretation

C. Prospective Operation of Statutes

UNIT III - Aids to the Interpretation

A. Internal Aids to Interpretation
   a.Title, Preamble, Heading, Marginal Note,
   b. Section, Sub-section, Punctuation,
   c.Illustration, Exception, Proviso, Explanation, Saving Clause, Schedule

B. External Aids to Interpretation-
   a. Constituent Assembly debate for Constitutional Interpretation,
   b. Legislative History: Legislative intention,
   c. Statement of objects and reasons,
   d. Legislative Debate, Law Commission Reports,
   e. Stare Decisis, Contemporana Expositio

UNIT IV- Interpretation with reference to the subject matter, purpose and principles of Constitutional interpretation & General Clauses Act

A Interpretation of Penal statutes
B. Interpretation of Taxing Statutes
C. Interpretation of the Constitution-
D. General Clauses Act, 1897

Suggested Readings:
Interpretation of Statutes - Maxwell
Interpretation of Statutes - Bindra N.S.
Interpretation of Statutes - Singh G.P.
Interpretation of Statutes - Bhattacharya T.
Interpretation of Statutes - Mathur D.N.
Public International Law

UNIT – I :
Definition, Nature & Basis of International Law.
Sources of International Law.
Subjects of International Law.
Relationship between International Law & Municipal Law.
Position of Individual in International Law.

UNIT – II :
Nature of State.
Recognition.
Succession.
Acquisition & Loss of Territory.
Intervention.

UNIT – III :
Nationality.
Extradition.
Asylum.
Diplomatic Agents.
Treaties.

UNIT – IV :
International Organizations
United Nations Organizations
Security Council
International Court of Justice
International Criminal Court

Suggested Readings :
1. An Introduction to International Law - J.G. Starke
2. Cases and Material on International Law - D.J. Harris
3. Public International Law - H.O. Aggarwal
4. Public International Law - S. K. Kapoor
5. International Law - Oppenheim
Principles of Taxation

Unit – I:
a. Definitions
b. Basis of Income
- Charge of Income Tax
- Scope of total Income
- Residential status of an assessee
- Dividend Income
- Income deemed to accrue or arise in India
- Foreign income and its taxability

Unit – II:
Incomes which do not form part of total Income
a. Incomes not included in total income
b. Special provision in respect of newly established industrial undertaking in free trade zones
c. Special provision in respect of newly established hundred per cent export-oriented undertaking
d. Income from property held for charitable or religious purpose
e. Income of trusts or institutions from contributions
f. Conditions as to registration of trusts, etc.
g. Section 11 not to apply in certain cases
h. Special provision relating to incomes of political parties

Unit – III:
Heads of Income
a. Salaries
b. Income from house property
c. Profits and gains of business or profession
d. Capital gains
e. Income from other sources

Unit – IV:
Tax Authorities
a. Powers
b. Procedure for Adjudication and Settlement
c. Collection and recovery of taxes
d. Appeal, Reference and Revision

Suggested Readings:
Singhania, Student Guide to Income Tax,
Taxation Laws-Kailash Rai
Intellectual Property Rights Law

Unit – I:
Introduction-
Meaning, nature and types of intellectual properties; development of law of intellectual property and impact of international law on it; international treaties and conventions- TRIPs and GATT.

Unit – II:
Copyright Act, 1957-
Nature, object, subject matter and modes of copyright; ownership of copyright and rights and obligation of owner; registration of copyright; copyrights of societies and broadcasting organization; international copyrights; term of copyright; infringement of copyrights; authorities, remedies and appeals under copyright Acts, 1957.

Unit – III:
Patents Act, 1970-
Nature and object of patent law and its scope in India; applications for patents; publication & examination of applications; amendments and revocation of patents; issue of compulsory licenses; rights and Government to use invention; establishment of patent office; maintenance of register of patents; powers of controller; patent agents; terms of patent; infringement of patent rights; authorities remedies and appeal under the Patents Act, 1970.

Unit – IV:
Trade Marks Act, 1999-
Nature and scope of trade marks law; application and registration of trade mark; certification of trade marks; maintenance of register of trade marks; office of registrar, his powers and functions; assignment and transmission of trade marks; rights of registered users; provisions relating to collective marks, service marks and textile goods; infringement of trade marks; authorities penalties and appeals under Trade Marks Act, 1999.

Suggested Readings:
Intellectual Property - W.R. Cornish
Intellectual Property Law - R.K. Nagarajan
Copyright Law - P. Narayana
Indian Patents Law & Procedure - D. P. Mittal
Patent Law - P. Narayanan
Law Relating to Intellectual Property - Dr. B.L. Wadehra
Human Rights Law and Practice

UNIT – I:
a. History, Evolution and Growth of Human Rights
b. Concept of Human Rights
c. Development of Human Rights in International Law
d. Human Rights & U.N. Charter

UNIT – II:
a. Universal Declaration on Human Rights
b. International Covenant on Civil & Political Rights 1966
c. International Covenant on Social, Cultural and Economic Rights 1966
d. Optional Protects
e. Other UN Conventions against Torture, Inhuman and Degrading Behaviour

UNIT – III:
a. Enforcement of Human Rights
b. Development of Human Rights in India
c. Human Rights under the Indian Constitution and their Enforcement
   i) Fundamental Rights
   ii) Directive Principles of State Policies

UNIT – IV:
Human Rights Act, 1993

Suggested Readings:
The World of Women in Pursuit of Human Rights - Patanjali Nandan Chaturvedi
The United Nations & The Human Rights - Patanjali Nandan Chaturvedi
Judicial Review of Administrative Actions - De. Smith
Human Rights for Children in Indian Evolution - Sudip Chakraborty
Policies and Publications
Human Rights Ĥ An Introduction - Darren J.Døyne
Human Rights - D.D. Basu
Human Rights - Thomas Buergenthal
Moot Court Exercise and Internship (Clinical/Practical Paper)

This paper will have three components of 30 marks each which will be prepared by the student in the form of a project/file including a sessional examination of 30 marks conducted by the department/college.

(A) Moot Court

Every student will do at least three moot courts during this semester with 10 marks for each. The moot court work will be on assigned problems and it will be evaluated for 5 marks for written submissions (to be recorded in a diary of the sessional work) and 5 marks for oral Advocacy.

(B) Observance of Trial in two cases – One Civil and one Criminal

Students will attend two trials in the VI Semester. They will maintain a record and enter the various steps observed during their attendance on different days in the Court assignment. Every student will attend the court for two weeks in the whole semester. This scheme will carry 30 marks.

(C) Interviewing techniques and Pre-trial preparations

Each students will observe two interviewing sessions of clients at the Lawyer’s Office/Legal Aid Office and record the proceeding in a diary which will carry 15 marks. Each student will further observe the preparation of documents and court papers by the advocates and the procedure for the filing of the suit/petition. This will be recorded in the diary, which will carry 15 marks.

(D) The fourth component of this paper will be viva-voce examination on all the above three aspects. This will carry 10 marks.