

**MATS UNIVERSITY**

**MATS LAW SCHOOL**



**BA LL.B**

**(Five Year Integrated Course)**

**Syllabus: (2024-29).**

## **PROGRAM OUTCOMES (POs)**

***PO1. Legal Knowledge:*** To acquire & apply legal knowledge to the complex Socio-legal problems.

***PO2. Professional Practice:*** to make students eligible to practice in Courts, Industries, Companies as legal practitioner.

***PO3. Professional Skills:*** To possess professional skills required for legal practice such as Argument, Pleading, drafting, conveyancing etc.

***PO4. Professional Ethics:*** To understand and apply principles of professional ethics of legal profession.

***PO5. Legal research & legal reasoning:*** to develop legal research skills & legal reasoning and apply it during programme & in Legal practice.

***PO6. Self-reflection & lifelong learning:*** To develop an attitude of self-reflection while learning & recognize the need for, and have the preparation and ability to engage in independent and life-long learning in the broadest context of changing legal contexts.

***PO7. Self-employability:*** To provide a platform of self-employability by developing professional skills in legal industry.

***PO8. Leadership skills:*** To develop leadership qualities amongst students.

## **PROGRAM SPECIFIC OUTCOMES (PSOs)**

**PSO1.** Should be *able to Demonstrate* understanding of substantive and procedural law sufficient to enter the legal profession and professions in which legal knowledge is an advantage.

**PSO2.** Should be *able to associate* the learning from the courses related to Law and Society.

**PSO3.** Should be *able to Gather and interpret* relevant facts and conduct legal research.

**PSO4.** Should have *the capability to understand* the laws at national and global level and to solve the client's problem.

**PSO5.** Should *possess the skills to communicate* in both oral and written forms and ability to formulate legal problems and using appropriate concepts and methods to solve them.

**PSO6** should *use skills in specific areas* (e.g., Criminal, industrial-organizational, clinical, counselling, social, community).

**PSO7** should be *analysing* social problems and understanding social dynamics.

Sl. No.	Course Codes	Subject Contents	Page No.
1.	BAL/101	Legal Writing and Research Methodology	
2.	BAL/102	Sociology-I	
3.	BAL/103	Law of Torts, Motor Vehicle Act & Consumer Protection Act	
4.	BAL/104	General English & Legal Language	
5.	BAL/105	Political Science-I	
6.	BAL/106	Legal History	
7.	BAL/ 201	Law of Contract –I(GeneralContract)	
8.	BAL/ 202	Family Law-I	
9.	BAL/ 203	Constitutional Law-I	
10.	BAL/ 204	Sociology- II	
11.	BAL/ 205	Jurisprudence – I	
12.	BAL/ 206	Political Science-II	
13.	BAL/ 301	Jurisprudence –II	
14.	BAL/ 302	Contract –II	
15.	BAL/ 303	Family Law –II	
16.	BAL/ 304	Law of Crimes ( Bharatiy Nyaya Sanhita)	
17.	BAL/ 305	Constitutional Law- II	
18.	BAL/ 306	Economics	
19.	BAL/ 307	Internship	
20.	BAL/401	Administrative Law	
21.	BAL/402	Law of Property	
22.	BAL/403	Bhartiya Sakshya Adhiniyam,2023	
23.	BAL/404	The Bharatiya Nagarik Suraksha Sanhita, 2023	
24.	BAL/405	Environmental Law	
25.	BAL/406	Political Sciences-III (Public Administration)	
26.	BAL/407	Internship	
27.	BAL/501	Civil Procedure codeand Law of Limitation	
28.	BAL/502	Interpretation of Statutes	
29.	BAL/503	Optional Paper-I	
30.	BAL/504	Optional Paper-II	
31.	BAL/505	Banking Law	
32.	BAL/506	Political Science-IV (International Relations)	
33.	BAL/507	Internship	
34.	BAL/601	Intellectual Property Rights-I (Copyrights, Trade Marks, Design (GI)	

35.	BAL/602	Company Law -I	
36.	BAL/603	Alternative Dispute Resolution	
37.	BAL/604	Optional Paper-III	
38.	BAL/605	Optional paper-IV	
39.	BAL/606	Political Science-V (International Organizations)	
40.	BAL/607	Internship	
41.	BAL/ 701	Intellectual Property Rights-II (Patent, Traditional Knowledge, Plant Variety & Farmer's Right & Biodiversity Act)	
42.	BAL/ 702	Company Law -II	
43.	BAL/ 703	Clinical Paper I- Moot Court & Trial Preparation	
44.	BAL/ 704	Optional Paper- V	
45.	BAL/ 705	Optional Paper- VI	
46.	BAL/ 706	Internship	
47.	BAL/ 801	Labour Law -I	
48.	BAL/ 802	Optional Paper -VII	
49.	BAL/ 803	Public International Law	
50.	BAL/ 804	Clinical Paper II- Professional Ethics & Professional Accounting System & Research	
51.	BAL/ 805	Optional Paper -VIII	
52.	BAL/ 806	Internship	
53.	BAL/901	Direct Taxation	
54.	BAL/902	Clinical Paper III- Drafting, Pleading and Conveyancing	
55.	BAL/903	Private International Law /Conflict of Law	
56.	BAL/904	Labour Law -II	
57.	BAL/905	Information Technology and Cyber Law	
58.	BAL/906	Internship	
59.	BAL/ 1001	C.G. Land Revenue Code and Other Local Laws	
60.	BAL/ 1002	Indirect Taxation	
61.	BAL/ 1003	Clinical Paper IV- Public Interest Lawyering, Legal Aid and Para Legal Services	
62.	BAL/ 1004	Human Rights	
63.	BAL/ 1005	Seminar Paper	
64.	BAL/ 1006	Internship	

**MATS LAW SCHOOL**

**BA.LL.B: 2024 -2029**

**SYLLABUS**

**SEMESTER -I**

S. N	Course Codes	Subject's	L	T	P	24 Credits	Assessment		TOTAL
							Pattern		
							IA	ETE	
1.	BAL/101	Legal Writing and Research Methodology	3	1		4 credit	30	70	100
2.	BAL/102	Sociology-I	3	1		4 credit	30	70	100
3.	BAL/103	Law of Torts, Motor Vehicle Act & Consumer Protection Act	3	1		4 credit	30	70	100
4.	BAL/104	General English & Legal Language	3	1		4 credit	30	70	100
5.	BAL/105	Political Science-I	3	1		4 credit	30	70	100
6.	BAL/106	Legal History	3	1		4 credit	30	70	100

Name of The Course	<b>Legal Writing and Research Methodology</b>			
Course Code	BA L/101			
	L	T	P	C
	3	1		4

**Course Objectives:**

1	This paper focuses on orientation of students to legal studies from the point of view of basic concepts of law and legal system and Legal writings
2	The Objective of this paper is to know the legal writing refers to the analysis of a fact, pattern or development and presentation of certain arguments or suggestions on the most important dimension of Research.
3	It will enable the students to develop the most appropriate methodology for their Research oriented Studies.
4	This course is expected to provide the knowledge on the technique of selection, collection and interpretation of primary and secondary data in socio-legal research.
5	To know about this doctrinal and non doctrinal methods of research methodology

**Course Outcome-**

To gain the primary knowledge about the scope and purpose of law -After successful completion of the course, the students were able to know:-

CO 1	The course will help the students understand the concept of legal writing and Research Methodology
CO2	To know the various sources of law and to develop an understanding of basic concepts of law To garner skills and acquire knowledge required in legal writing and research.
CO3	The students must aware about the various legal methods existing inside the judicial system of India as well as out of India
CO4	The students will be able to formulate Hypothesis as well as Hypothesis Testing's.
CO5	Students will be aware of research ethics through morality and method of data collection, report writing, References, bibliography, etc.

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

#### UNIT –I: Introduction

- Basic procedure of Writing and legal writings
- Sources of information and materials Legal materials –

Techniques of Legal writings and Research

- Legal essay writing,
- Legal news writing,
- Legal Blog writing

#### UNIT –II:

- Legal Method– Basic Concept, Nature and scope of studies Research:
- Meaning and significance of research • Conducting Research: Steps, developing a topic •
- Locating and collecting information: Primary and secondary sources •
- Evaluating and analyzing information and sources
- Using, organizing and communicating information
- Complying with legal, ethical and moral standards

#### UNIT-III :

- Objectives of research method and research methodology
- Meaning and significance of legal research methodology
- Types of legal research :doctrinal & non-doctrinal
- Merits and demerits of doctrinal and non-doctrinal legal research methodology
- Socio legal research and its prospectives.

#### Planning of Legal Research



- Identification of Research Problem.
- Selection of a Research Problem.
- Formulation of a Research Problem.
- Research Design: meaning and type

#### **UNIT - IV: Literature Review**

- Description on literature review
- Essentiality on review of literature
- How to carry out a literature review?
  - Methods of Data Collection
- Primary Sources & Secondary Sources.
- Case Study Method.
- Observation Method.
- Interview Method & Questionnaire Method

#### **UNIT –V:**

- Legal materials – Case law, Case law Statutes,
- Statutes, Reports, Journals, Manuals, Digests etc.
- Legal writings and citations
- Reports, Journals, Manuals, Digests etc
- judgments,
- Citations and Bibliography

#### **Recommended Book's:-**

1. Dr. Rhea Roy Mammen Handbook on Legal Research Methodology ( for law students and research scholars) 1st edition 2024
2. Dr. T. Padma and K P C Rao Legal Research Methodology, 1 January 2024
3. S.R Myneni Legal Education & Research Methodology, 1 January 2023
4. Raj Kishore Jha v. State of Bihar, AIR 2003 S.C. 4664
5. Commissioner of Income Tax, Hyderabad v. PJ. Chemicals, 1994 Suppl. (3) S.C.C. 535
6. Air India v. Nargesh Mirza, AIR 1981 SC 1829
7. Geeta Hariharan v. Reserve Bank of India, AIR 1999 S.C. 1149
8. Neera Mathur v. L.I.C. 1992 (1) S.C.C. 286
9. D.K. Basu v. State of W.B., 1997 (1) SCC 417
10. Dwrka Prasad Aggarwal v. B.D. Aggarwal, AIR 2003 S.C. 2686

11. Commissioner of Wealth Tax, Meerut v. Sharvan Kumar Swarup & Sons, 1994 (6) SCC 623

12. Shikhar Chand Falodia v.S.K. Sangneria, AIR 2004 Gau. 19

<b>Name of The Course</b>	<b>Sociology - I</b>			
<b>Course Code</b>	BA L/102			
	<b>L</b>	<b>T</b>	<b>P</b>	<b>C</b>
	<b>3</b>	<b>1</b>		<b>4</b>

### Course Objectives:

1	The main objectives of this course is to learnt about the basics of society and social structure of India and also to study the relationships of Sociology and other Social Sciences and also to understand the process of socialization and its prospectus..
2	This course introduces the discipline of sociology to law students. Law and legal systems are integral part of our society and they are always embedded in the socio-cultural context in which they operate.
3	The law is shaped by societal norms and at the same time defines those societal norms as well.
4	Sociology as a science and its concepts- its meaning definition and Origin and importance, etc,...
4	Basic concepts in Sociology - Society community group associations, value and norms.
5	Major concept's social structure and organization.

### Course Outcomes:

After successful completion of the course, the students will be able to:

CO1	To know how sociology differs from an dissimilar toothier social sciences, and give examples of these differences.
CO2	Cultivation of successful interactions among people of diverse racial and ethnic backgrounds.
CO3	Researching and analyzing data facility with both qualitative and quantitative data
CO4	Define theory and describe its role in building sociological knowledge.
CO5	Explain theoretical understanding to analyses issues on democracy and justice in contemporary era.

### Continuous Assessment Pattern

<b>Internal Assessment (IA)</b>	<b>End Term Exam (ETE)</b>	<b>Total Marks</b>
30	70	100

## **UNIT– I : Introduction**

- Subject matter and scope.
- Sociology as a Science(Data, concept sand theory)
- Branches of Sociology
- Methods of Sociology (Comparative Method)
- Sociology and ot her Social Sciences.
- Sociology and History
- Sociology and Law
- Sociology and Psychology

## **UNIT– II:**

- Concepts
- Social structure and social function
- Latent and manifest functions
- Role and Status
- Social Norms and Social values
- Institutions
- Community
- Association

## **UNIT– III: Individual and Society**

- Culture
- Socializations
- Socialization and culture
- Social groups and social process
- Agents of socialization
- Religion
- Educational Institutions: Formal and Informal Education,
- Education and Society, Sociological Perspectives of Education

## **UNIT-IV: Social Institutions**

- Marriage and family
- Kinship and usages of kinship
- Political Institution

- Power, Status and authority
- Economic Institutions: Property, Contract, Work, Division of Labour,
- Wages, Socialist, Capitalist and Mixed Economy
- Religious Institutions:
- Morality and Magic Theories of the origin of Religion
- Educational Institutions: Formal and Informal Education, Education and
- Society, Sociological Perspectives of Education

#### **UNIT– V : Sociological Implications of Major Laws**

- Sociological Implications of Major Laws: Impact of Social Laws on Indian Society positive and negative implications of social laws,
- Sociology as a discipline, Law and Society, Sociology of law, Law and social change, Sociology of legal profession and organizations.
- Relationship with the publicans society relationship with the court client, With the opponent party and colleagues.
- Legal literacy through camps by legal services authorities
- Legal Aid to the poor and weaker sections of the Society.

#### **Recommended Book's:-**

1. C.W. Mills, The Sociological Imagination, New York: Oxford University Press, (pp.3-24). 2000
2. Marc Galanter, Law and Society in Modern India, New Delhi: Oxford India, 1997
3. Andre Beteille, Sociology: Essays on Approach and Method, New Delhi: Oxford University Press, (pp. 13-27), 2009
4. Anthony Giddens, Duneier, Mitchell, Applebee, Richard, Introduction to Sociology, Sixth Edition, New York: W.W. Norton and company, apter1), 2007 Haralambos & Holborn,
5. MacIver and Page, Society: An Introductory Analysis, (pp. 3-22), McMillon India Ltd., 1937
6. Amita Baviskar ,ed., Contested Grounds: Essays on Nature, Culture and Power, New Delhi, OUP, PP. 1-12, 2008.
7. Immanuel M. Wallerstein, “The Construction of People hood: Racism, Nationalism, Ethnicity”, in I.M. Waller stein and E. Balibar (eds.), Race, Nation, Class: Ambiguous Identities, Verso: London, (pp 71-85), 1991
8. Ashutosh Varshney, Ethnic Conflict and Civic Life, Delhi: Oxford University Press, 2004
9. George Ritzer, The Mc Donaldization of Society, New Delhi: Sage Publications, 2004.
10. T.B. Bottomore, Sociology: A Guide to Problems and Literature, London: George Allen

<b>Name of The Course</b>	<b>Law of Torts, Motor Vehicle Act &amp; Consumer Protection Act</b>			
<b>Course Code</b>	BA L/103			
	<b>L</b>	<b>T</b>	<b>P</b>	<b>C</b>
	<b>3</b>	<b>1</b>		<b>4</b>

**Course Objectives:**

1	This course is to make students understand the nature of tort and conditions of liability with reference to established case law. Further, it covers the Motor Vehicle Act and Consumer Protection Act, 2019.
2	To know about the wrong to persons and Reputation- Assault, Battery.etc.,.
3	This paper is to make students understand the nature of tort and conditions of liability with reference to established case law
4	Its forms the foundation of tortious liability and duties. Similarly, fiduciary relationship of certain relations is the special provisions about tortious liability.
5	The student will understand the Strict liability- exceptions-Absolute liability-Vicarious liability - Doctrine of Common Employment -Joint tort feasons Remedies

**Course Outcomes:** After successful completion of the course, the students will be able to:

CO 1	To understand, interpret, and analysis the facts with the help principle of law on tort.
CO2	To Analyze the foundational principles of tort law and know about the principles of Tortious liability, The defenses available in an action for torts, the capacity of parties to sue and be sued and matters connection there with..
CO3	To Trace the judicial development and interpretation on law of torts.
CO4	To study and evaluate the specific torts against the individual and property. With rapid industrialization, inadequacy of the law to protect the individual is exposed.
CO5	Understanding new regulation of motor vehicles act.
CO6	To know several rights available to consumers under the Consumers protection Act and to understand the genesis of consumer protection laws in India.

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

#### UNIT-I:

- Development of Law of Torts in England
- Law of Torts and its early Developments in England with relevant Case laws.
- Un-codified and judge-made Law.
- Causes of slow development on law of torts in India.
- Tort: Meaning. - GENERAL PRINCIPLES.
- Origin and Development of Torts - Definition - distinction between Tort and Crime Features of torts.
- Law of tort or law of torts?
- Law of torts in India. Tort and Contract, Tort and Breach of Trust- basis of Tortious Liability.
- Essentials - Damnum sine injuria- injuria sine damno -relevance of malice.
- General Defences: Volenti Non-fit injuria, inevitable Accident, Act of God, Necessity,
- Private Defence, Mistake, Statutory Authority.

#### UNIT-II : Tort and other wrongs

- Wrong to persons and Reputation- Assault, Battery- false imprisonment- Nervous shock, Defamation,
- Status. Wrongs to Property to Land and Chattels.
- Negligence Nuisance- Nuisance and injury of Servitude's Highways etc. Conspiracy, interference with freedom of contractual and Business relationship injurious falsehood slander of title or of goods- Passing off- Abuse of legal procedure. Wrongful act or omission.
- Legal remedy (ubijusibiremedium).
- Mental element in tortious liability..

#### UNIT-III: Liability & Remedies

- Strict liability. Exceptions- Absolute liability- Vicarious liability –
- Doctrine of Common Employment - Joint tortfeasors Remedies- Damages- Negligence including contributory negligence.
- Defamation. Nuisance. injunction- self-help- specific restitution of property- abatement of nuisance
- Remoteness of damage- Novus Actus Interveniens, Capacity to sue and be sued.

#### **UNIT-IV: The Motor Vehicle Act, 2019.**

- Title, extent and commencement of the Act with modification, definitions, significance of the Act.
- Licensing of Drivers, Conductors and Registration of Motor Vehicle (Chapter - II, III & IV)
- Liability without fault, no fault liability in certain cases
- Insurance of Motor Vehicles- First Party and Third-Party Insurance
- Claims tribunals, offences, penalties and procedure, Power of police officer to impound documents and detain vehicles used without driving license, certificate of registration, permit, insurance and other etc.

#### **UNIT-V: Consumer Protection Act, 2019**

- Definitions of consumer, service, defect, deficiency, complaint, complainant, goods, manufacturer, misleading advertisement, restrictive trade practice, unfair contract, unfair trade practice.
- Three-tier Consumer Dispute Redressal Mechanism and enhancement of pecuniary jurisdiction. Provisions in the CPA, 2019.
- Rights and Duties of Consumer;
- Liabilities with special reference to Medical Negligence & Real Estate issues,
- Grievances under Consumer Protection Act- Appointment,
- Qualification, Disqualification, Jurisdiction, Powers and Function, E-filings.
- Remedies, Latest guidelines in Consumer protection laws

#### **Suggested Readings:**

1. Winfield: Law of torts
2. Salmond: Law of Torts
3. R.K. Bangia: Law of Torts
4. G.V Reddy: Law of Consumer Protection in India, Gogia Law agency, Hyderabad
5. Achutam Pillai : Law of Tort Eastern Book Company Lucknow
6. RatanLal & DhirajLal: Law of Torts Wadhwa and co. Nagpur.
7. Dr. Avtar Sigh & Prof. (Dr.) Harpreet Kaur: Introduction to the Law of Torts & Consumer Protection.
8. Universal's, the consumer protection act, 2019/bare act- 2024 edition/ universal's 2023
9. R.k. Bangia, consumer protection act, 2019 along with rules & regulations
10. R.k Bangia , law of torts with consumer protection act english paperback book edn. 2023.
11. Bare act consumer protection act, 2019, edition 2024, bare act, up-to-date 2023
12. Professional's , the motor vehicles act, 1988 latest 2024 edition professional's 2023
13. Universal, the motor vehicles act, 1988 edition 2024

14. Krishna pal malik the motor vehicle (amendment only) act, 2019 (diglot edition) english, hindi  
 15. Motor vehicle and railway accidents claim & compensation Act.2023.

<b>Name of The Course</b>	<b>General English &amp; Legal Language</b>			
<b>Course Code</b>	BA L/104			
	<b>L</b>	<b>T</b>	<b>P</b>	<b>C</b>
	<b>3</b>	<b>1</b>		<b>4</b>

**Course Objectives:**

<b>1</b>	The objectives of this course are to help students in understanding and communicating in English and to enhance the competence of students in English Language and to help the students of law in understanding legal terms and maxims.
<b>2</b>	To Experiment with and identify the various models and levels of interpretation
<b>3</b>	To know the theory and philosophy of texts and discover its value in texts and legal profession.
<b>4</b>	To Improve the language skits rough rules and illustrative sentences
<b>5</b>	To formulate skills of summarization, translation and examination of various occasions and material.

**Course Outcomes:** After successful completion of the course, the students will be able to:

CO1	To Interpret the importance and influence of communication in today’s world and its role in progress at personal level.
CO2	Focuses on developing preliminary legal knowledge which inter-alia helps to cope with learning the law.
CO3	Précis writing/drafting reports etc. Caters to Horne the interpretation skills and effective understating of judgments, law texts, etc
CO4	Essays written by eminent writers on law gives various dimensions on the legal professions and learning the law.
CO5	To understand the principles of law, its process and application in various streams in the legal world.

**Continuous Assessment Pattern**

<b>Internal Assessment</b>	<b>End Term Exam (ETE)</b>	<b>Total Marks</b>
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(IA)		
30	70	100

### **UNIT-I : Grammar and Usage**

- Tense and Composition
- Basic Transformations
- Active/Passive
- Negatives
- Questions
- Simple, Complex and Compound Sentences
- Reported Speech
- Some Common errors

### **UNIT-II: Comprehension and Composition**

- Reading Comprehension
- Comprehension of Legal Texts
- Paragraph and Precise writing
- Formal Correspondence
- Note Taking
- Drafting of Reports and Projects
- Abstracts

### **UNIT-III : Technical Writing**

- E-Mail Writing,
- Styles of Legal Writing
- Essay Writing on topics of Legal Interest
- Resume Writing
- Cover Letter

### **UNIT-IV : Legal Maxims, Legal Term**

- Audi Alterm Partem;
- Delegatus
- Nonn Potest Delegare;

- Res Ipsa Lioquitur;
- Actus Non-Facet Reum
- Nisi Sit Rea;
- Ignorata fact Excusat Ignorantia Juris
- Non Execusat;
- Actio Personalis Moritur Cum Persona
- Amicus Curie,
- Extradition
- For feriture,
- Habeas corpus,
- Hereditaments
- Impeachment,
  
- Inalienable,
- infanticide,
- Judgment debtor,
- Jurisprudence,
- Laches, Legacy,
- Letters of Administration,
- License, Moratorium,
- Notary Public,
- Null and Void,
- Privilege of Witness,
- Prosecution, Punishment,
- Preponderance of Probabilities,
- Void and Voidable.

#### **UNIT-V: Legal Terms and Concepts**

- Ab initio,
- Locus Standi,
- Abintra, Malafide,
- Adhoc,
- Modus operandi,
- AdInterim,
- Paripassu,
- Ad Volorem,

- Status quo,
- Bonafide,
- Sub judice,
- Sub poena,
- De facto,
- Versus,
- Denovo,
- Detanue,
- De Jure,
- Ex officio,
- Ex parte,
- En route.
- Plaint,
- Written statement,
- Plaintiff,
- Appeal,
- Defense,
- Petition,
- Magistrate,
- Judge Court,
- Tribunal,
- Divorce
- Judicial separation,
- Litigation,
- Public,
- Private,
- Matrimonial home,
- Adoption,
- Maintenance,
- Alimony,
- Valid,
- Monogamy,
- Bigamy,
- Polygamy



**Suggested Readings:**

1. P.K.Mishra , Legal Language and Legal Writing–
2. EnglishGrammar–WrenandMartinAspenBookSeriesforStylesofLegalWriting (theory)
3. H.K.Mukherjee Crystal, D.& Davy. D.(1986}Legal Language, An Intro).Investigating English Style. New York: Longman Tiersma, P. (1999).
4. Legal Language. London: The University of Chicago Press.
5. B.M. Gandhi, Legal Language, Legal Writing & General English published by Eastern Book Company.
6. Prof.H.D.Pithawalla, LegalLanguage, LegalWriting&GeneralEnglishpublishedb C. Jamna das & Co.
7. English Grammar – Wren and Martin
8. Legal Language, Writing and General English – J.S. Singh

Name of The Course	<b>Political Science - I</b>			
Course Code	BA L/105			
	L	T	P	C
	3	1		4

**Course Objectives:**

1	The main objectives of this course are to make understand students about the discipline of Political Science and its relationship with other social science
2	To understanding the various approaches of Political System and concepts like State, Sovereignty, Liberty Equality and Justice.
3	To know about an extensive understanding of democracy in globalized world.
3	To understands the world, their country, their society, as well as themselves and have awareness of ethical problems, social rights, values and responsibility to the self and to others.
4	To Understand different disciplines from natural and social sciences to mathematics and art, and develop interdisciplinary approaches in thinking and practice.
5	To known the innovations and developments in science and technology, demonstrate personal and organizational entrepreneurship and engage in life-long learning in various subjects.

**Course Outcomes:** After successful completion of the course, the students will be able to:

CO1	To acquire the knowledge of Political Science as a discipline and its relevancy with other social sciences.
CO2	To familiar with its approach and models designed to understand the political system.
CO3	To understanding concepts and approaches of of state, citizenship, political practice and procedure and adequate obligation, etc.,.
CO4	To understand on Political Theory and Democracy in globalised era; Constructivism; Political obligation and Feminism of values and theory.
CO5	To critically examine the theoretical understanding to analyses issues of democracy and justice in contemporary era.

## Continuous Assessment Pattern

<b>Internal Assessment (IA)</b>	<b>End Term Exam (ETE)</b>	<b>Total Marks</b>
30	70	100

### **UNIT-I ; Introduction to Political Science**

- What is 'Politics' and its significance?
- Approaches to study of Political Science-Traditional and Contemporary, Normative and Empirical
- Understanding and Comparison of Political Science to Political Theory, Political Thought, Political Philosophy and Ideology
- Relationship of Political science to other Social Sciences
- Approaches to Political Analysis- David Easton's 'System Analysis' and Almond & Powell 'Structural-Functional' models.

### **UNIT-II:**

- Meaning and nature of the State: Theories of the origin of the State, The State as conceived by different schools of Thought
- Conceptions of Political and Legal Sovereignty
- Concept of the State, Liberalism, Marxism, Gandhism and Sarvodaya
- Theories of the state: Liberal, Neoliberal, Marxist, Pluralist, Post-colonial and feminist.

### **UNIT –III:**

- Government: Forms of Government, Constitution of Government
- Organization of Government: Unitary, Federal, Quasi-Federal and Confederation
- One party Democracies, Military rule, Presidential and Parliamentary forms with reference to the Constitution of U.S.A, Switzerland, Australia, U.K,

### **UNIT –IV:**

- Justice: Conceptions of justice with special reference to Rawl's theory of justice and its Communitarian critiques.

- Equality: Social, political and economic; relationship between equality and freedom; Affirmative action.
- Rights: Meaning and theories; different kinds of rights; concept of Human Rights
- Democracy and its Meaning, types and debates
- Sustainable Development and Green Politics
- Political Theory and Democracy in globalised era.

#### **UNIT- V:**

- Political Ideologies: Liberalism, Socialism, Marxism, Fascism, Gandhism and Feminism.
- Indian Political Thought: Dharamshastra, Arthashastra and Buddhist traditions; Sir Syed Ahmed Khan, Sri Aurobindo, M.K. Gandhi, B.R. Ambedkar, M.N. Roy .
- Western Political Thought: Plato, Aristotle, Machiavelli, Hobbes, Locke, John, S. Mill, Marx, Gramsci, Hannah Arendt.
- Contemporary Indian Political Thought, Hindu concept of the state, Islamic Concept of the State,

#### **Recommended Books:-**

1. S.P. Verma – Modern Political Theory
2. H. Finer – The Theory and Practice of Modern Government
3. K.C. Wheare – Federal Government
4. Brecht – Political Theory
5. Gauba, P.O, An Introduction to Political Theory, MacMillan, New Delhi, 2009.
6. Dunning – History of Political Thought F.W.Coker – Recent Political Thought
7. H.J. Lakshi – The State in Theory and Practice
8. R.G. Gettell – History of Political Thought
9. Karl Loewenstein – Political Power and the Government Process.

Name of The Course	<b>Legal History</b>			
Course Code	BA L/106			
	L	T	P	C
	3	1		4

**Course Objective:**

<b>1</b>	The main objectives of this course are to assess the role of History in shaping of Legal Institutions in India and to study the legal system in British India and early Historical development in India.
<b>2</b>	To analyses of any event or phenomenon is key to understanding our past to present realities.
<b>3</b>	This subject is an important and helpful to know about the legal history.
<b>4</b>	To enable the students to develop historically sensitive ways of thinking with due regard to law and legal system..
<b>5</b>	To explain social reforms in India and supports the legal system and reforms to bring social change. And other dimensions of law.

**Course Outcome:** After successful completion of the course, the students will be able to:

CO1	To Identify reasons for success of East India Company succeeded in India.
CO2	To Analyzing the role of British Governance in evolution of court structure in India.
CO3	To understand and explaining the evolution of hierarchy of courts in India.
CO4	The students will be able to evaluate the development and importance of mayor courts
CO5	To Critically exploring the Indian Council Act's and Government India Act's under British rule and the hierarchy of courts..
CO6	To Appraise the importance of Legal education and courts in the Indian society.

**Continuous Assessment Pattern**

<b>Internal Assessment (IA)</b>	<b>End Term Exam (ETE)</b>	<b>Total Marks</b>
30	70	100



## **UNIT – I:**

- Judicial System in Ancient India
- Judicial System in Medieval India
- Administration of Justice-Muslim Period
- East India Company; Early Charters – charter of 1600, judicial charter of 1661, charter of 1683

## **UNIT – II:**

- Presidency Town
- Administration of Justice in Chennai, Calcutta, Mumbai From Recorder Court (1798) to High Court
- Royal Courts in India- charter of 1726 and charter of 1753 and working of Mayor Courts
- Warren Hasting and the court structure (1772-1785)
- Act of Settlement 1781
- Regulating Act, 1773
- Charter of 1774, Supreme Court at Calcutta and the three cases – trial of Maharaja Nand Kumar, Patna case, Caussijurah case and their importance in the legal history of India

## **UNIT-III:**

- Warren Hastings – the Court structure during his regime, judicial plan of 1772 and 1774
- Court Structure (Adalat System) during Cornwallis (1786-1793) judicial plan of 1787, 1790 and 1793, Cornwallis code 1793
- Court Structure (Adalat System) from Shore to Minto (1793-1813), judicial plan of 17984 modifying Cornwallis plan of 1793. 1795 and 1796 of Sir John Shore.
- Lord Wellesely known as Akbar of British regime, judicial plan of 1797, 1799, 1801, 1803, judicial plans of lord Minto 1808, 1810, 1812 and Lord Hasting's plan of 1814.

## **UNIT-IV:**

- History of Higher Court structures – High Courts Act 1861, Indian High courts Act 1911,
- Government of India Act 1935, Federal Court 1937-1950, Privy Council 1726-1949),
- Supreme Court of India under 1950 Constitution.
- History of Penal Law in India
- Development of Principles of Justice, Equity, and Good Conscience
- History of Racial Discrimination

- History of Legal Education
- History of Legal Profession

#### **UNIT – V:**

- Growth and development of the legislature – Charter of 1726, Regulating Act 1773, British Parliamentary Act 1797, Charter Act 1813, 1833, 1853 and 1858.
- Government of India Act 1909, 1919 and 1935
- Codification of laws in India Since 1833
- History of Law Reports
- History of Writs
- Constitution in Making; Documents
- Amendments to Indian Constitution

#### **Recommended Books:**

1. J. K. Mittal, Indian Legal History, Central Law Agency, Reprinted, Allahabad, 2011.
2. B. L. Grover, Modern Indian History, S. Chand & Company Ltd. New Delhi, 1998.
3. A.B. Keith, A Constitutional History of India (1600-1935), Methuen & Co. Ltd., London, 1936.
4. M P Jain ‘Legal history’
5. V.D. Kulshreshtha, rev. by B.M. Gandhi, Landmarks in Indian Legal and Constitutional History, 11<sup>th</sup> Eastern Book Co., Lucknow, 2016.
6. N.V. Paranjape, Indian Legal & Constitutional History, Central Law Agency, Allahabad,
7. M.P. Jain, Outlines of Legal History, 5<sup>th</sup> Edition, Tripathi, Bombay, 1990.
8. Percival Spear, Modern India, Penguin Books, New Delhi, 1992.
9. W. Dodewell, The Cambridge History of India, (Vol.V), S. Chand & Co., Delhi, 1990.
10. Mazumder, R.C, British Paramountcy and the Indian Renaissance, Bharatiya Vidya Bhavan, Pune,
11. Vincent Smith, The Oxford History of British India, Oxford University Press, New Delhi, 1999.
12. Bandyopadhyaya, Sekhar., From Plassey to Partition: A history of Modern India, Orient Longman Ltd., Hyderabad, 2004.
13. Bipin Chandra, India’s Struggle for Independence, Penguin Books, New Delhi, 2003.

**MATS UNIVERSITY  
MATS LAW SCHOOL**

**BA.LL.B: 2024 -2029**

**SYLLABUS**

**SEMESTER -II**

S. N	Course Codes	Subject's	L	T	P	24 Credits	Assessment		TOTAL
							Pattern		
							IA	ETE	
1.	BAL/201	Law of Contract –I (GeneralContract)	3	1		4 credit	30	70	100
2.	BAL/202	Family Law-I	3	1		4 credit	30	70	100
3.	BAL/203	Constitutional Law-I	3	1		4 credit	30	70	100
4.	BAL/204	Sociology- II	3	1		4 credit	30	70	100
5.	BAL/205	Jurisprudence-I	3	1		4 credit	30	70	100
6.	BAL/206	Political Science -II	3	1		4 credit	30	70	100

Name of The Course	<b>Law of Contract –I (General Contract)</b>			
Course Code	BAL/201			
	L	T	P	C
	3	1	0	4

### Course Objectives:

1.	To provide the conceptual understanding of the basic principles of Law of Contract
2.	To develop analytical skills with respect to various issues related to law of Contract
3.	To understand the judicial interpretation of the statute as the case analysis method of teaching will be mostly adopted.
4.	This subject would also endeavor to encourage reflective thinking and analytical legal reasoning skills of the students by cultivating the ability to move between the doctrinal analysis of the law and its application in practice.
5.	To being one of the first courses on statutory law administered to undergraduate law students, this subject offers the scope of delving into some of the foundational legal discourses on statutory interpretation.

### Course Outcomes:

CO1	The students shall develop a conceptual understanding of the basics of law of contract.
CO2	To familiarize with the legal aspects of a valid contract and consideration in detail.
CO4	To analyze and illustrate the circumstances and consequences of Discharge of Contract and various remedies available when a contract is breached.
CO5	To know and analyzing the concept of Specific Relief and related regulations.

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

**Course Content:**

PART-I: The Indian Contract Act, 1872.(Sections. 1-75).

**UNIT- I: Introduction**

- History and nature of contractual obligations;
- Law of Contract or Law of Contracts; Definitions;
- Proposal and acceptance - forms, essential elements, communication and revocation; Proposal and Invitations for proposal; Floating Offers; Tenders;
- Standard form contract- principles of protection against the possibility of exploitation, judicial approach to such contracts, exemption clauses; clash between two standard forms of contracts; Law Commission of India 199th Report 2006.

**UNIT- II: Consideration & Capacity to Contract**

- Meaning, Kinds, Essential Elements; Privity of contract and of consideration; Its exceptions; Adequacy of consideration; Present, past and adequate consideration;
- Unlawful consideration and its effects; Views of Law Commission of India on consideration; Evaluation of the doctrine of consideration.
- Incapacity arising out of status and mental defect; Minor's agreements; Definition of 'minor';
- Restitution in cases of minor's agreements; Agreements beneficial and detrimental to a minor; Agreements made on behalf of a minor; Fraud by a minor;
- Doctrine of Estoppel to minor's agreements; Evaluation of the law relating to minor's agreements; Other illustrations of incapacity to contract.

**UNIT- III: Free Consent**

- Definition of Consent and Free Consent;
- Factors vitiating free consent: Coercion – Definition, Essential elements, duress and coercion;
- Doctrine of Economic Duress, effect of coercion;
- Undue Influence – Definition, essential elements, presumptions relating to Undue Influence – independent advice, pardahanashin women, unconscionable bargains, effect of undue influence;
- Misrepresentation– Definition, misrepresentation of law and fact, their effects;

- Fraud – Definition, essential elements, suggestio falsi and suppressio veri, Silence as fraud, Active concealment of truth, importance of intention;
- Mistake – Definition, kinds, fundamental error, mistake of law and of fact, their effects, unilateral mistake.

#### **UNIT- IV: Legality of Object and Void Agreements**

- Void agreements, Object of contract and unlawful object,
- Unlawful consideration, Forbidden by law; Defeating the provision of any law;
- Fraudulent; Injurious to person or property;
- Immoral; against public policy; Distinction between void, voidable, illegal and unlawful agreements and their effects.
- Agreements without consideration; Agreements in restraint of marriage;
- Agreements in restraint of trade, its exceptions, Sale of goodwill, Partnership Act section 11 restrictions, trade combinations, exclusive dealing agreements,
- Restraints on employees under agreements of service;
- Agreements in restraint of legal proceedings, its exceptions;
- Uncertain agreements; Wagering agreement and exception.

#### **UNIT -V: Discharge of a Contract and Quasi-Contracts**

- Performance- conditions of valid tender of performance, Time as essence of contract; By breach, anticipatory breach and present breach; Impossibility of performance, theories of frustration, effect of frustration, frustration and restitution;
- Period of limitation; By agreement, rescission and alteration, their effect, remission and waiver of performance, extension of time, accord and satisfaction.
- Relations resembling contracts- supplies to person incompetent to contract, benefit received under voidable or void agreement,
- Damages- remoteness of damages, ascertainment of damages; Restitution;
- Injunction- when granted and when refused; Specific performance.

#### **UNIT- VI: Specific Relief Act.**

- Specific performance of contract;
- Contract that can be specifically enforced;
- Contract that cannot be specifically enforced;
- Persons against whom specific enforcement can be ordered;
- Rescission and cancellation;

- Injunction- Temporary and Perpetual; Declaratory orders; Discretion of court.

**Recommended Book's: -**

1. Singh Avtar, Textbook on Law of Contract & Specific Relief, 7th Ed., Eastern Book Co, 2019.
2. Pollock & Mulla, The Indian Contract and Specific Relief Act, LexisNexis, 15th ed., 2017.
3. Reynell, Sir William, et al. Anson's Law of Contract. 30th ed. Oxford University Press, 2016.
4. Richard Austen-Baker and Qi Zhou, Contract in Context, 4th Edition, Routledge, 2015.
5. Srivastava's Commentaries on Contract Act, 12th ed., Allahabad Law Publishers, 2014.
6. Farnsworth, et al., Cases and Materials on Contracts (8th ed. 2013).
7. D S Chopra, Cases and Materials on Contract Law & Specific Relief, 1st Edition, Thomson Reuters, 2012.
8. Stone, Richard, The Modern Law of Contract, New York Routledge 2011.
9. Akhileshwar Pathak, Contract Law, 1st edn., Oxford University Press, New Delhi, 2011.
10. Jaibhave, Law Relating to Agreements, 2nd Edn., Kamal Publishers, New Delhi, 2011.
11. G C V Subbarao, Law of Contracts I & II, 10<sup>th</sup> edn., S. Gosia & Co., Hyderabad, 2010.
12. Nilima Bhadbhade, Contract Law in India, Kluwer Law International, Great Britain, 2010.
13. Laurence Kofman, The Law of Contract, 7<sup>th</sup> edn., Oxford University Press, New York, 2009.
14. Stephen A. Smith, Atiya's Introduction to the Law of Contract, 6<sup>th</sup> edn., New Delhi, 2006.
15. V. Keshava Rao, Contracts I Cases and Materials, Lexis Nexis Butterworths, New Delhi, 2004.
16. M. Krishnan Nair, The Law of Contracts, 5<sup>th</sup> edn., Orient Longman, 2004.
17. Trietel, The Law of Contract, 11<sup>th</sup> edn., Thomson Sweet and Maxwell, London, 2003.
18. Simon Salzedo, Brunner et al, Brief case on Contract Law, London Cavendish 1995.
19. Sr. John Smith, Smith and Thomas, A Casebook on Contract Law, London Thomson Sweet & Maxwell.

Name of The Course	<b>Family Law-I</b>			
Course Code	BAL/202			
	L	T	P	C
	3	1	0	4

### Course Objectives:

1.	To provide the basic understanding of personal laws relating to family matters
2.	To provide the basic understanding of personal laws relating to family matters
3.	To enable students to identify relevant legislations and case laws relating to family law
4.	To inculcate basic research skills as a part of learning
5.	This course aims to explore critical principles relating to contemporary issues and nurture within the students the ability to draft on family law matters.

### Course Outcomes: After successful completion of the course, the students will be able to:

CO1	Students should be able to identify and describe the various sources and schools of different personal laws.
CO2	Students will be able to identify research areas, frame research questions and utilize the available on-line data basis
CO3	Students should be able to understand the core concepts of adoption laws and to analyze it from sociological perspective in the society.
CO4	Students should be able to examine and analyze the concept of marriage and relate it to the changing nature of marriage and matrimonial remedies.
CO5	To know the court proceeding and able to handle the cases on personal law.

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

### Course Content:

**UNIT- I: Nature and Scope of Personal Laws**



- Sources of Hindu Law
- Sources of Muslim Law
- Sources of Christian, Parsi law

#### **UNIT-II: Marriage Under Muslim Law**

- Capacity for marriage / Fasid and Batil marriage
- Mehr (Dower)
- Prohibition to Marriage
- Iddat and its duration
- Guardianship in marriage
- Option of puberty
- Muta marriage

#### **UNIT- III: Marriage Under Christian and Parsi Laws**

- The Indian Christian Marriage Act, 1872
- Procedure of Solemnization of Christian Marriage
- Registration of Marriage
- Marriages between Parsis
- Conditions for Parsi Marriage.

#### **UNIT- IV: Secular Provisions of Marriage Under Special Marriage Act, 1954.**

- Solemnization of Special Marriage
- Consequences of marriage under this Act
- Foreign Marriage Act.

#### **UNIT- V: Matrimonial Remedies Under Hindu, Muslim, Christian and Parsi Laws**

- Nullity of marriage
- Restitution of conjugal rights
- Judicial separation
- Divorce
- Divorce by Mutual Consent
- Divorce under Muslim Personal Law.

#### **Recommended Books: -**

1. Syed Khalid Rashid, Muslim law (Eastern Book Co, Lucknow, 2009)
2. Narendra Subramanian, Legal Change and Gender Inequality: Changes in Muslim Family Law in India: Law & amp; amp; Social Inquiry, Vol. 33, No. 3 (Summer, 2008), pp. 631-672.
3. Diwan, Paras (Dr). Law of Marriage & amp; Divorce, 5 th Ed. Delhi: Universal LawPublishing Co,

2008.

4. Mulla. Hindu Law, 20 th ed. New Delhi: LexisNexis Butterworths, 2007.
5. Kusum. Cases and Materials on Family Law. New Delhi: Universal Law PublishingCo., 2007.
6. Champappilly Sebastian (Dr). Christian Law of Divorce. Cochin: Southern LawPublishers, 2007.
7. Diwan, Paras (Dr). Dr. Paras Diwan on Hindu Law, 2 nd Ed. New Delhi: OrientPublishing Co. 2006.
8. Diwan, Paras (Dr). Law of Intestate and Testamentary Succession. 3 rd ed. NewDelhi: Universal Law Publishing, 2006.
9. Hidayatullah, M., and Arshad Hidayatullah. Mulla's Principles of Mohamedan Law,19 th ed. New Delhi: LexisNexis Butterworths, 2006.
10. Chmpappilly, Sebastian (Dr). Marriage, Adoption and Guardianship and Canon Lawon Marriage, Cochin: Southern Law Publishers.
11. Bakshi P. M. Law of Succession, 6 th Edition, 1997.
12. Asaf A. A. Fyzee, Muhammadan Law in India, Comparative Studies in Society and History, Vol. 5, No. 4 (Jul., 1963).

Name of The Course	<b>Constitutional Law-I</b>			
Course Code	BAL/203			
	L	T	P	C
	3	1	0	4

### Course Objective:

1.	The purpose of the course is to acquaint the students with the Basic Postulates of the Constitution like the Constitutional Supremacy, Rule of law, and Concept of Liberty.
2.	Give them a picture of Constitutional Parameters regarding the organization, Powers and Functions of the various Organs of the Government. The emphasis is also on the study of the nature of federal structure and it's functioning
3.	To enable the student to understand the supreme law of the land, the fundamental rights and the duties and the functions of the courts to redress the violation of such rights. It helps the student to be pro-active undertake 'judicial activism'
4.	The students should be able to articulate their independent views over contemporary crucial constitutional issues like constitutional supremacy, rule of law, and concept of liberty, organization, powers and functions of the various organs of the government.
5.	Finally, the students should be able to articulate their independent views over contemporary crucial constitutional issues.

**Course Outcomes:** After successful completion of the course, the students will be able to:

CO1	Understand the concept of state, citizenship in reference to Constitution of India.
CO2	Understand fundamental rights and the procedure for compliance of fundamental rights and writ jurisdictions of the Supreme Court and the High Court's under Article 32 and 226.
CO3	Analyze the fundamental duties of citizen and inter-relationship between fundamental rights and directive policies.
CO4	Have knowledge regarding different legal provisions related to union, executive and judiciary
CO5	Understand the provisions with respect to State Executive and State Legislature.

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

**Course Content:**

<p><b>UNIT-I:</b></p> <ul style="list-style-type: none"><li>• Philosophy of Constitution,</li><li>• Definition and Classification,</li><li>• Main features of Federal and Unitary Constitutions,</li><li>• Nature and Salient features of Indian Constitution,</li><li>• Welfare State,</li><li>• Preamble of the Indian Constitution,</li><li>• Union and its Territory (Art. 1-4),</li><li>• Formation of New States,</li><li>• Citizenship (Art. 5-11).</li></ul>
<p><b>UNIT-II:</b></p> <ul style="list-style-type: none"><li>• State, Fundamental Rights and their position under the Constitution,</li><li>• Right to Equality,</li><li>• Right to Freedom,</li><li>• Right against Exploitation,</li><li>• Right to Freedom of Religion,</li><li>• Cultural and Educational Rights,</li><li>• Right to Constitutional Remedies including Public Interest Litigation (Art.12-35)</li></ul>
<p><b>UNIT-III:</b></p> <ul style="list-style-type: none"><li>• Directive Principles of State Policy, their relevance, Comparison with Fundamental Rights,</li><li>• Classification of Directive Principles of State Policy,</li><li>• Correlation between Fundamental Rights (Art.36-51)</li><li>• Fundamental Duties (Art.51-A).</li></ul>
<p><b>UNIT-IV:</b></p> <ul style="list-style-type: none"><li>• Union Executive- President, Vice President, Council of Ministers,</li><li>• Attorney General and conduct of Government Business (Art. 52-78).</li><li>• Union Legislature (The Parliament)-Constitution, Composition, Duration of Houses,</li><li>• Qualification of Members and other General Provisions, Officers of the Parliament (Art. 79-104),</li><li>• Powers, Privileges and immunities of the members (Art. 105-106),</li><li>• Legislative Procedure including procedure in financial matters (Art. 107-122),</li><li>• Legislative Powers of the President (Art. 123),</li><li>• Union Judiciary- Supreme Court of India (Art. 124-144),</li></ul>

- Comptroller General of India (Art.148-151)

**UNIT-V:**

- State Executive-Governor, Council of Ministers, Advocate General for the State, Conduct of Government Business (Art. 152-167)
- State Legislature-Constitution, Composition, Powers, Privileges and immunities of State Legislatures and their Members, Legislative Procedure (Art. 168-212)
- Legislative Powers of Governor (Art. 213)
- State Judiciary- High Courts in the States and Subordinate Judiciary (Art. 214- 237):

**Recommended Books: -**

1. M.P.Jain, Indian Constitutional Law, Wadhwa & Co, Nagpur
2. V.N.Shukla, Constitution of India, Eastern Book Company, Lucknow
3. Granville Austin, Indian Constitution-Cornerstone of a Nation, OUP, New Delhi
4. H.M.Seervai, Constitutional Law of India (in 3 Volumes), N.M.Tripathi, Bombay
5. J.N.Pandey, Constitutional Law of India, Central Law Agency, Allahabad
6. D.D.Basu, Introduction to the Constitution of India published by LexisNexis.
7. Kagzi's The Constitution of India
8. M.D. Chaturvedi Bharat Ka Savindhan (Hindi)

**Leading Cases:**

1. J.R. Kohilo Vs. State of Tamilnadu, AIR 2007 SC 861
2. Hussainara Khatoon Vs. Home Secretary State of Bihar AIR 1979 SC 1396
3. Meneka Gandhi Vs. Union of India, AIR 1978 SC 597

Name of The Course	<b>Sociology- II</b>			
Course Code	BAL/204			
	L	T	P	C
	3	1	0	4

### Course Objectives:

1.	To know about the basics of social structure in India.
2.	To Study the various domestic institutions in India like Marriage, Family
3.	To study different aspects of social mobility in India
4.	To understand different forms of society
5.	To Study the various domestic institutions in India like Marriage, Family

**Course Outcomes:** After successful completion of the course, the students will be able to:

CO1	Knowledge about basics social structure in India.
CO2	Development of critical understanding of institutions in Indian context
CO3	Development of Idea about Social Mobility
CO4	Knowledge about transition from various types of society to modern one
CO5	Analysis of social problems in India

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

### Course Content:

#### UNIT – I:

- Introduction to Indian Society
- The study of Indian society through ages
- Impact of Vedas
- Impact of Buddhism on Indian Society

- Impact of Islam on Indian Society
- Impact of western value
- Negative and positive impacts of western contact on Indian society
- Continuity and change in Indian society

**UNIT – II:**

- Domestic institution in Indian Society
- Concepts of Marriage in Hindu and changes in recent times
- Factors affecting Hindu marriage
- Concept of Divorce
- Marriage in Muslims
- Changes in Indian Family system
- Journey from Joint to nuclear Family

**UNIT – III:**

- Social Mobility
- Definition and types of Social Mobility
- Need of social mobility in a caste ridden society
- Concept of Sanskritisation
- Concept of Westernisation
- Concept of modernisation
- Comparative views of three concepts

**UNIT-IV:**

- Types of Society
- Hunting and Gathering Society
- Pastoral Societies
- Horticultural Societies
- Agricultural Societies
- Industrial Societies
- Post Industrial societies

**UNIT – V:**

- Social Problems of Indian Society
- Communalism
- Casteism
- Crime against women
- Bonded labour

- Corruption
- Nepotism
- Illiteracy

**Recommended Book's: -**

1. Andre Beteille, Sociology: Essays on Approach and Method, New Delhi, 2009
2. Amita Baviskar, Contested Grounds: Essays on Nature, Culture and Power, New Delhi, 2008.
3. Anthony Giddens, Duneier, Mitchell, Applebee, Richard, Introduction to Sociology, Sixth Edition, New York: W.W. Norton and Company, 2007
4. Haralambos and Holborn, Sociology: Themes and Perspectives, 6th ed, Collins Educational, 2004
5. Ethnicity”, in I.M. Wallerstein and E. Balibar (eds.), Race, Nation, Class: Ambiguous Identities, Verso: London, 1991
6. MacIver and Page, Society: An Introductory Analysis, Mc Millon India Ltd.,1937
7. Immanuel M. Wallerstein, “The Construction of People hood: Racism, Nationalism,
8. Ashutosh Varshney, Ethnic Conflict and Civic Life, Delhi.
9. C.N. Shankar Rao, Sociology of Indian Society.
10. Navnendu K Thakur: An Introduction of Sociology for Pre Law students.



Name of The Course	<b>Jurisprudence -I</b>			
Course Code	BAL/ 205			
	L	T	P	C
	3	1	0	4

### Course Objectives:

1.	To understand the concepts and the inter-relation between the concepts.
2.	Learn correct application of concepts to legal problems and resolving them.
3.	To develop good analytical skills that is a pre-requisite for good advocacy.
4.	The course aims at developing an analytical approach to understand the nature of law, development of law and working of a legal system in different dimensions with reference to popular legal theorists.
5.	This course is designed primarily on English model but native India orientation is given wherever possible.

### Course Outcomes:

CO1	Identify and describe the concept taught in the respective module.
CO2	List out the essential characteristic of the concept
CO3	Apply the concept correctly to legal problems.
CO4	Evaluate as against other events of a similar nature and articulate the problem areas for the deficiency.
CO5	Devise a correct way of handling the legal problem.

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

**Course Content:**

**UNIT- I: Introduction and Theories of Law**

- Definition, nature and scope and objectives of jurisprudence
- Natural Law- meaning, Its development and relevance in modern times,.
- Natural Law in British, American and Indian Legal Systems.

**UNIT -II: School's of Jurisprudence**

- Analytical School.
- Austin's Theory of Law
- Kelsen's Pure Theory of Law
- Hart's Concept of Law
- Historical School
- Realist School
- Sociological School

**UNIT -III: Classification of Law**

- Law and Morals,
- State and sovereignty,
- Custom, obligation, profession, obsession,
- The nature and evolution of the institution of property,
- Contract and concept of torts.
- Procedural law and substantive law,.

**UNIT- IV: Sources and Concepts of Law**

- Sources of Law: Custom, Precedent and Legislation
- Rights & Duties
- Possession and Ownership
- Person, Title, Liability, Obligation, Property and Evidence.

**UNIT -V: Administration of justice**

- Administration of Justice
- Socio-economic approach and philosophy
- Law and Social Change
- Legal Aid
- Public Interest Litigation (PIL)

**Recommended Book's: -**

1. Fitzgerald (ed.) Salmond on Jurisprudence. Bombay: Tripathi, 1999.
2. Friedmann, W. Legal Theory. New Delhi: Universal, 1999.
3. Bodenheimer. Jurisprudence? The Philosophy and Method of Law. New Delhi: Universal, 1996.
4. V.D. Mahajan, Jurisprudence and Legal Theory. Lucknow: Eastern Book Co., 1996 (reprint).
5. Pound, Roscoe. Introduction to the Philosophy of Law. New Delhi: Universal, 1996 (reprint).
6. Dias R. W. M. Jurisprudence. New Delhi: Adithya Books. 1994 (First Indian re-print).
7. Freeman M. D. A. (ed.), Lloyd's Introduction to Jurisprudence, Sweet & Maxwell, 1994.
8. Dhyan S. N. Jurisprudence: A Study of Indian Legal Theory New Delhi: Metropolitan, 1985.
9. Paton G. W. Jurisprudence. Oxford: ELBS, OUP, 1972.
10. Paton G. W. Jurisprudence. Oxford: ELBS, OUP, 1972.
11. Hart, H. L. A. The Concepts of Law. Oxford: ELBS, OUP, 1970.
12. Hart, H. L. A. The Concepts of Law. Oxford: ELBS, OUP, 1970.
13. Mani Tripathi, B.N. – Jurisprudence (Legal Theory), Allahabad Law Agency.
14. Paranjape, N.V. - Vidhishastra Awam Vidhi Ke Shindhant (Hindi).

Name of The Course	<b>Political Science- II</b>			
Course Code	BAL/206			
	L	T	P	C
	3	1	0	4

**Course Objectives:**

1	This paper focuses on different approaches of Political Science
2	the relevance and development of some ideologies like Marxism and Liberalism
3	To understand the concept of Power, authority and legitimacy
4	To understand the debates on Democracy, Representation and Common Good
5	To study concept of Development in modern period

**Course Outcomes:** After successful completion of the course, the students will be able to:

CO1	To Understand and evaluate approaches in Political Science
CO2	A comparative and analytical understanding of some ideologies in present era-
CO3	Understanding concepts and approaches of Power, Authority and Legitimacy-
CO4	Understanding the debates of Democracy and Representation
CO5	Understanding the basis of Development

**Continuous Assessment Pattern**

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

**Course Content:****UNIT-I:**

- Concept and Approaches to the study of Political Science
- What is 'Politics' and its significance
- Approaches to study of Political Science-Traditional and Contemporary, Philosophical, Legal institutional Approach
- Behaviouralism in Political Science, David Easton's View, Post Behaviouralism
- Approaches to Political Analysis- 'System Analysis' and 'Structural-Functional' models.

**UNIT- II:**

- Political Ideologies and Relevance in present era
- Difference between Liberalism and Socialism
- Conceptions of Marxism, Neo-Marxism, Communism.
- Concept of Neo Liberalism in era of globalization
- Theories of Post modernism, critical theory

**UNIT- III:**

- Concept of Power, Authority and Legitimacy
- Concept of power in Political Science
- Three faces of power by Lucks
- Concept of Authority and legitimacy
- Relationship between Power, Authority and Legitimacy
- Concept of National Power

**Unit- IV:**

- Concepts of Democracy and Representation
- Concepts of Liberal Democracy
- Theories of Representation
- Electoral systems-Plurality system, Majoritarian system, Proportional Representation, Minority representation
- Conditions of Successful working for Democracy

**Unit -V:**

- Concept of Development
- Meaning of Development: Liberal view, Marxist view
- Alternative paths of development-Market(Capitalism) model, welfare(Socialism) state, Gandhian model
- Concept of Sustainable Development: Debate between developed and developing world

countries

- Concept of Environmentalism, Climate Change.
- Concept of Political Development.

**Recommended Book's: -**

1. Rajesh Mishra, Political Science: A Comprehensive Study, 2024
2. Koneru Ganesh, Political Science (topper with subject notes) year 2024
3. Anup Chand Kapur, Principles Of Political Science (Lpspe), 2022
4. N. Jayapalan, Indian Political Thinkers: Modern Indian Political Thought, 2022
5. M. Laxmikanth, Indian Polity, MacMillan, New Delhi, 2021.
6. Michael G. Roskin, Robert L. Cord, et al. Political Science, 14e. 2019
7. J. C. Johari, Principles of Modern Political Science, 2019
8. O.P. Gauba, An Introduction to Political Theory, MacMillan, New Delhi, 2009.
9. S.P. Verma – Modern Political Theory
10. Neelam Kant – An Introduction to Political Science
11. S R MYNENI: Political Science for Law students
12. Brecht – Political Theory

**SYLLABUS**

**SEMESTER –III**

S. N	Course Codes	Subject's	L	T	P	24 Credits	Assessment		TOTAL
							Pattern		
							IA	ETE	
1.	BAL/301	JURISPRUDENCE-II	3	1		4 credit	30	70	100
2.	BAL/302	CONTRACT – II	3	1		4 credit	30	70	100
3.	BAL/303	FAMILY LAW – II	2	1	1	4 credit	30	70	100
4.	BAL/304	LAW OF CRIME (BHARATIYA NYAYA SANHITA, 2023)	3	1		4 credits	30	70	100
5.	BAL/305	CONSTITUTIONAL LAW – II	3	1		4 credit	30	70	100
6.	BAL/306	ECONOMICS	3	1		4 credit	30	70	100
7.	BAL/307	INTERNSHIP		2	2	4 credit	-	-	100

Name of The Course	<b>Jurisprudence-II</b>			
Course Code	BAL/301			
	L	T	P	C
	3	1	0	4

### Course Objectives:

1.	Jurisprudence in its etymological sense means the science of law. It is the foundation on which the entire edifice of law is structured.
2.	It is therefore imperative to have a clear understanding of jurisprudence as it is sine qua non for the study of any law subject.
3.	The subject acquaints the students with the complexities of laws and introduces them to the means of solving them based on sound jurisprudential principles.
4.	In spite of there being several schools of thought on this subject, there is a general convergence of the fundamental principles. The study of jurisprudence aids the lawyer in the analysis of legal concepts, sharpens his technique of logical thinking and aids in understanding the assumptions upon which a statute rests.
5.	The study of concepts concretizes the study of jurisprudence and reduces its abstractness to a large extent.

### Course Outcomes:

At the end of the course students will be able to –

CO1	To Identify and describe the concept taught in the respective module.
CO2	To understand the essential characteristic of the concept.
CO3	To Apply the concept correctly to legal problems.
CO4	To Analyze the legal concept.
CO5	To Evaluate as against other events of a similar nature and articulate the problem areas for the deficiency.

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100



## Course Content:

### UNIT-I: Legal Rights And Duties

- Legal Rights:
  - Concept and meaning of Legal Rights.
  - Kinds of Legal Rights
  - Theories of Legal Rights.
- Right and duty correlation; Natural Rights and Fundamental Rights.
- Concept of Duty, Right and Duty Correlation.

### UNIT-II: Persons

- Nature of personality; Status of the unborn, minor, lunatic, drunken and dead persons.
- Corporate personality.
- Dimensions of the modern legal personality: Legal personality of non-human beings.

### UNIT-III: Possession and Ownership

- Possession: the Concept; Kinds of possession.
- Ownership: the Concept; Kinds of ownership.
- Difference between possession and ownership.
- Kinds of Property.
- Modes of acquiring Property.
- Emerging Issues- Changing nature of Property.

### UNIT-IV: Property, Title and Liability

- Various Property:
  - Concept of Property.
  - Kinds of property.

Conditions for imposing liability; Wrongful act; Damnum sine injuria; Causation; Mens rea; Intention; Malice; Negligence and recklessness; Strict liability; Vicarious liability.

### UNIT-V: Sources of Law

- Sources of Law
  - Legislation
  - Precedents:
    - Concept of Stare decisis
  - Customs
- Law and Morality.

**Recommended Books:**

1. Fitzgerald (ed.) Salmond on Jurisprudence. Bombay: Tripathi, 1999.
2. Friedmann, W. Legal Theory. New Delhi: Universal, 1999.
3. V.D. Mahajan, Jurisprudence and Legal Theory. Lucknow: Eastern Book Co., 1996 (reprint).
4. Bodenheimer. Jurisprudence—The Philosophy and Method of Law. New Delhi: Universal, 1996.
5. Pound, Roscoe. Introduction to the Philosophy of Law. New Delhi: Universal, 1996(reprint).
6. Dias R. W. M. Jurisprudence. New Delhi: Adithya Books. 1994 (First Indian re-print)
7. Freeman M. D. A. (ed.), Lloyd's Introduction to Jurisprudence, (1994), Sweet & Maxwell
8. Dhyani S. N. Jurisprudence: A Study of Indian Legal Theory New Delhi: Metropolitan, 1985.
9. Paton G. W. Jurisprudence Oxford: ELBS, OUP, 1972
10. Hart, H. L. A. The Concepts of Law. Oxford: ELBS, OUP, 1970

Name of The Course	<b>Law of Contract – II</b>			
Course Code	BAL/302			
	L	T	P	C
	3	1	0	4

### Course Objectives:

1.	This course should be taught after the students have studied the general principles of contract.
2.	To know about the specific contracts should initiate the students to different kinds of contracts with emphasis on the intricacies therein.
3.	The course also should provide an insight into the justification for special statutory provisions for certain kinds of contracts.
4.	To know this subject offers the scope of delving into some of the foundational legal discourses on statutory interpretation.
5.	This subject would also endeavour to encourage reflective thinking and analytical legal reasoning skills of the students by cultivating the ability to move between the doctrinal analysis of the law and its application in practice.

### Course Outcome:

On completion of this course, students will be able:

CO1	To enumerate the special rights and liabilities created by contract of indemnity.
CO2	To list out the necessary clauses to be incorporated in a contract of guarantee based on rights of surety, modes of discharge of surety, revocation of guarantee.
CO3	To state the elements required to form a valid contract of agency and determine whether the liability of the principal created by acts of the agent based on the authority, rights and duties of the parties.
CO4	To describe the various parts of a contract of sale of goods under the Sale of Goods Act and to identify the consequences of different kinds of clauses such as condition and warranty.
CO5	To determine the point of transfer of title and passing of property from the vendor to the buyer in such contract of sale.

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

**Course Content:**

**UNIT-I:**

**A. Indemnity -**

- Need for indemnity to facilitate commercial transactions;
- Methods of creating indemnity obligations;
- Definition; Nature and extent of liability of indemnifier;
- Rights and duties of indemnifier;
- Commencement of liability of the indemnifier;
- Indemnity in international transactions;
- Indemnity by governments during inter-state transactions.

**B. Guarantee-**

- Definition; Essential elements;
- Guarantee and indemnity;
- Consideration in guarantee contracts;
- Minor as party to guarantee contract;
- Continuing guarantee;
- Nature and extent of surety's liability;
- Letters of credit and bank guarantee;
- Rights and duties of surety;
- Discharge of surety's liability;
- Rights and duties of creditor;
- Termination of guarantee.

**UNIT-II:**

**A. Bailment-**

- Identification of bailment contracts in daily life;
- Commercial utility of bailment contracts;
- Definition of bailment;
- Kinds of bailment;
- Rights and duties of bailor and bailee;
- Finder of goods as a bailee.

**B. Pledge-**

- Comparison with bailment,
- commercial utility of pledge transactions;
- Definition of pledge;

- Rights of the pawnor and pawnee;
- Pledge by certain specified persons who are not owners of goods.

**C. Agency-**

- Agency in commercial world;
- Definition and elements of agency;
- Kinds of agents and agencies;
- Distinction between agent and servant;
- Modes of creation of agency;
- Rights, Duties, Liabilities of agent;
- Scope and extent of agent's authority;
- Liability of principal for acts, misconduct, torts of agent;
- Personal liability of the agent towards Principal and Third party;
- Modes of termination of agency.

**UNIT-III: Sale of Goods Act, 1930-**

- Concept of sale as a contract;
- Essentials of contract of sale,
- Implied terms in contract of sale;
- Conditions and Warranties;
- Rule of Caveat emptor & exceptions, changing concept of caveat emptor;
- Transfer of title and passing of risk;
- Delivery of goods; Rights of seller and buyer;
- Rights of unpaid seller;
- Remedies for breach of contract

**UNIT-IV: The Indian Partnership Act-**

- Nature and definition of partnership;
- Distinct advantages and disadvantages vis-à-vis partnership and private limited company;
- Mutual relationship between partners;
- Kinds of partner; Authority of partners: express, implied, ostensible;
- Rights and duties and liabilities of partner;
- Partnership property;
- Admission of partners;
- Outgoing partners;
- Continuation of partnership;
- Registration of partnership;
- Dissolution of partnership;

- Limited Liability Partnership.

#### **UNIT-V: Negotiable Instruments Act, 1881**

- Definition and essentials of Negotiable Instruments.
- Promissory note: Definition, Nature and Essentials of Promissory Note.
- Bill of exchange: Definition and essentials of a bill of exchange.
- Bills in sets Distinction between Bill of exchange and Promissory Note.
- Cheque: Definition and essentials of a cheque. Distinction between Cheque and Bill of exchange.
- Negotiation: Endorsement and its kinds, Definition of holder, and, holder in due course.
- Holder in due course: Rights and privileges of a holder in due course of a negotiable instrument
- Payment in due course.
- Parties to negotiable instruments and their liability.
- Modes of discharge from liability: payment cancellation, release, non-presentment, Crossing of cheques.
- Dishonour of cheques: Criminal liability of drawer for issuing cheques without funds.
- Presentment: Presentment for payment.
- Dishonour: Non acceptance, non-payment, Notice of dishonor.
- Noting and protest.
- Maturity of negotiable Instruments.

#### **Recommended Books:**

1. Singh Avtar, Law of Contract, Eastern Book Co., 12th Ed, 2017
2. Pollock & Mulla on Sale of Goods Act, 10th ed., LexisNexis 2017
3. Pollock & Mulla The Indian Contract Act, LexisNexis, 14th ed., 2014
4. Beatson, Sir Jack, et al. Anson's Law of Contract, 29th ed. Oxford: Oxford University Press, 2010
5. P. C Markanda on The Law of Partnership, LexisNexis, 2010
6. Pollock & Mulla The Indian Partnership Act, 6th ed., LexisNexis 2006
7. Singh Avtar, Principles of Law of Sale of Goods and Hire Purchase, 6th ed., Eastern Book Co., 2005
8. Saharay, H. K. Indian Partnership and Sale of Goods Act. New Delhi: Universal Publishing Co., 2000
9. Nair, Krishnan. Law of Contract. Orient, 1999
10. Gupta, Verma J. P. The Law of Partnership in India. New Delhi: Orient Law House, 1999
11. Parthasarathy M. S. (ed.), Benjamin's Sale of Goods, Sweet & Maxwell, 1992

Name of The Course	<b>Family Law – II</b>			
Course Code	BAL/303			
	L	T	P	C
	3	1	0	4

### Course Objectives:

1.	To provide the basic understanding of personal laws relating to family matters
2.	To enable students to identify relevant legislations and case laws relating to family law.
3.	This course aims to explore and critical principles relating to contemporary issues and nurture within the students the ability to draft on family law matters.
4.	To Know about Family law practice and procedure and comparative analysis on personal laws
5.	To understand and gain skills of thinking, analysis, written and verbal presentation of ideas of argument.

### Course Outcome:

CO1	The students will be able to explain the laws relating to adoption, guardianship and property matters.
CO2	This course will help students to differentiate between the practices adopted by personal laws in case of intestate and testamentary property matters
CO3	Students studying family law learn about concepts like Succession, Inheritance
CO4	Students will be able to identify research areas, frame research questions and utilize the available on-line data basis
CO5	Students should be able to understand the core concepts of adoption laws and to analyze it from sociological perspective in the society.
CO6	Students should be able to examine and analyze the concept of marriage and relate it to the changing nature of marriage and matrimonial remedies.

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

**Course Content:**

**UNIT-I : Inheritance - Hindus**

- Historical perspective of traditional Hindu Law as a background to the study of Hindu Succession Act
- Coparcenary - Joint family property concept under old Hindu Law
- Mitakshara and Dayabhaga School
- New trends in the concept of coparcenaries
- Hindu Succession Act, 1956 and Amendment Act of 2005- Daughters as coparceners.
- Devolution of interest in Mitakshara co-parcenary
- Succession to property of a Hindu male dying intestate
- Succession to property of a Hindu female dying intestate
- Concept of Stridhan, Married Womens property
- Disqualifications relating to succession
- Partition
- General rules of succession

**UNIT-II: Inheritance - Muslims**

- General rules of succession
- Classification of heirs under Hanafi and Ithana Ashria School

**UNIT-III: Indian Succession Act**

- General rules of Christian Inheritance
- General rules of Parsi inheritance
- Will and codicil
- Persons capable of making wills
- Formation of a will

**UNIT-IV: Adoption**

- Hindu Adoptions Under Hindu Adoption and Maintenance Act 1956,
- Doctrine of Nafaqa (Maintenance), Acknowledgement under Muslim Law.
- Adoption Rules for Christians
- Concept of Adoption under Juvenile Justice Act.
- Inter-country adoption
- Hague Convention on Inter-Country adoption 1993
- CARA guidelines, Adoption Regulation 2017

**UNIT-V: Minority and Guardianship**



- The Hindu Minority and Guardianship Act, 1956,
- Concept of Guardianship under Islamic and Christian Law
- Guardianship and Wards Act, 1869

#### **Recommended Books:**

1. Syed Khalid Rashid, Muslim law (Eastern Book Co, Lucknow, 2009)
2. Diwan, Paras. Law of Marriage & Divorce, 5thEd. Delhi: Universal Law Publishing Co, 2008.
3. Mulla. Hindu Law, 20thed. New Delhi: LexisNexis Butterworths, 2007.
4. Kusum. Cases and Materials on Family Law. New Delhi: Universal Law Publishing Co., 2007.
5. Champappilly Sebastian (Dr). Christian Law of Divorce. Cochin: Southern Law Publishers, 2007.
6. Diwan, Paras. Law of Intestate and Testamentary Succession. 3<sup>rd</sup> ed. New Delhi: Universal Law Publishing, 2006.
7. Diwan, Paras on Hindu Law, 2<sup>nd</sup> Ed. New Delhi: Orient Publishing Co. 2006.
8. Hidayatullah, M., and Arshad Hidayatullah. Mulla's Principles of Mohamedan Law, 19<sup>th</sup> ed. New Delhi: LexisNexis Butterworths, 2006.
9. Adoption Laws: Need to Reform, EPW Vol. 37, No. 38 (Sep. 21-27, 2002),
10. Bakshi P. M. Law of Succession, 6<sup>th</sup> Edition, 1997.
11. Paruck. The Indian Succession Act, 9thed. New Delhi: Lexis Nexis Butterworths, 1995.
12. Ali Raza Naqvi, Adoption in Muslim Law, Islamic Studies Vol. 19 No. 4 (winter 1980)
13. T. L. Venkatarama Aiyar, "Introduction to Modern Hindu School of Oriental and African Studies, University of London Vol. 29, No. 1 (1966).
14. Mary Ruth Colby, "Progress in Adoption Laws" Social Service Review Vol. 16, No. 1 (Mar., 1942).
15. Chmpappilly, Sebastian. Marriage, Adoption and Guardianship and Canon Law on Marriage, Cochin: Southern Law Publishers.
16. Ayan Roy, A study of Guardianship of person and property under muslim law.

Name of The Course	<b>Law of Crime (Bharatiya Nyaya Sanhita, 2023)</b>			
Course Code	BAL/304			
	L	T	P	C
	3	1	0	4

### Course Objectives:

1.	To know about the Law and Society i e complex subject that speaks of and deals with fundamental changes in society, its structure, method and manner of functioning. The role of Bharatiya Nyaya Sanhita to measure the depth of offence.
2.	In the process of making students appreciate the interplay between law and society, this course also educates them about the background of various issues of vital social significance and sensitizes them towards the same
3.	Analyze lacunas within the criminal justice system and suggest the amendments have to make to provide the justice according to the changing needs of the society
4.	Summarize the process of judicial review and identify criteria used by courts to evaluate the constitutionality of criminal law of India.
5.	Identify and synthesize social theory about crime, justice, and social deviance and explain and address various obstacles and barriers experienced by individuals before, during, and after internment.

### Course Outcome:

CO1	This course is designed to understand the meaning of crimes, methods of controlling them and the essential principles of criminal liability by a study of a range of offences under the of Bharatiya Nyaya Sanhita 2023.
CO2	To explain the different offences relating to State, public tranquillity and property.
CO3	To analyse and interpret the concept of different kinds of offences and punishments.
CO4	To interpret the concept of criminal liability in the eyes of law
CO5	To analyse inchoate crime and different offences affecting women and children before society.

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

**Course Content:**

**UNIT – I:**

- Evolution of Indian Penal Code (IPC) to Bhartiya Nyay Sanhita
- Objectives and goals of the BNS, 2023
- Definitions.
- General Explanations and expressions.

**UNIT – II:**

- Punishments
- Fractions of terms of punishment
- Amount of fine, liability in default of payment of fine
- Commutation of sentence of death or imprisonment for life.
- Solitary confinement.
- General Exceptions
- Mistake of Fact
- Judicial Acts
- Accident
- Doli Capax and Doli Incapax
- Importance of intent
- Mental Element in Crime
- Consent
- Right of Private Defence
- Right of private defence of the body and of property.
- Acts against which there is no right of private defence.
- When the right of private defence extends to causing death.
- When such right extends to causing any harm other than death.
- Commencement and continuance of the right of private defence.

**UNIT – III:**

- Abetment, Criminal Conspiracy And Attempt
- Offences Against Woman And Children
- Rape.
- Disclosure of identity of the victim of certain offences, etc.
- Assault or criminal force to woman with intent to outrage her modesty.
- Sexual harassment
- Assault or use of criminal force to woman with intent to disrobe.
- Voyeurism.

- Stalking.
- Dowry death.
- Bigamy
- Cruelty by husband and relatives of husband
- Miscarriage

#### UNIT – IV:

- Offences Affecting The Human Body
- Culpable homicide & Murder.
- Organized crime.
- Hurt & Grievous Hurt
- Wrongful restraint & Wrongful confinement.
- Criminal Force and Assault
- Kidnapping & Abduction.
- Offences Against The State
- Offences Against The Public Tranquillity
- Unlawful assembly.
- Rioting.
- Affray.
- False Evidence and Offences Against Public Justice
- Giving false evidence.
- Fabricating false evidence.
- Offences Affecting The Public Health, Safety, Convenience, Decency And Morals
- Public nuisance.
- Negligent act
- Obscenity
- Offences Relating To Religion

#### UNIT –V:

##### A. Offences Against Property

- Theft.
- Snatching.
- Extortion.
- Robbery and Dacoity
- Criminal Misappropriation of Property
- Criminal Breach of Trust
- Stolen property.
- Cheating

- Mischief.
- Criminal Trespass

### **B. Offences Relating To Documents And To Property Marks**

- Forgery.

### **C. Criminal Intimidation, Insult, Annoyance, Defamation**

- Criminal intimidation.
- Intentional insult with intent to provoke breach of peace.
- Misconduct in public by a drunken person.
- Defamation.
- If any of the provision of law.

### **Recommended Books:**

1. J K Verma, Bharatiya Nyaya Sanhita, 2023 (Offences and Penalties): A Commentary, Edition: 1st Edition, 2024
2. Taxmann Bharatiya Nyaya Sanhita 2023 Law & Practice By Vageshwari Deswal, Saurabh Kansal Edition 2024
3. Shailender Malik, Bharatiya Nyaya Sanhita, 2023, Edition: 1st Edition, 2024
4. K Swamyraj, Textbook on The Bharatiya Nyaya Sanhita, 2023, Edition: 1st Edition, 2024
5. Bare act universal publication, law of crimes- i (bharatiya nyaya sanhita, 2023)
6. KD Guar, Criminal Law cases and material, Butterworths India
7. Amar Singh Yadav - Bhartiya Dand Vidhan (in Hindi).
8. C.K.Takwani, Indian Penal Code, EBC Publishing.
9. Ratanlal and Dhirajlal, Indian Penal Code, Lexis Nexis
10. S.N. Mishra, Indian Penal Code, Central Law Publishing Agency

### **Referred Cases**

1. King v. Birendra kumar Ghosh (Common Intention)
2. Kehar Singh v. State of Delhi (Murder)
3. Vishakha v. State of Rajasthan (Sexual Harassment)
4. Nalwah Ali v. State of UP (Common object)
5. Pawan Kumar v. State of Haryana (Cruelty )
6. Roopa Deol Bajaj v. K.P.S. Gill (Outraging modesty of women)
7. Bachan Singh v. State of Punjab (Capital Punishment)
8. Gian Kumar v. State of Punjab (Euthanasia – Mercy Killing)
9. Satvir v. State of UP (Murder – Common Intention)

10. Shilpa Mittal v. State of NCT Of Delhi ( Juvenile – Henious Crime)
11. Navtej Singh Johar v. Union of India ( Unnatural Offences)
12. Subed Ali v. State of Assam ( Murder)
13. Satyam Dube v. Union of India (Hathras Rape case)
14. Joseph Shine v. Union of India (Adultery)
15. RC Nigam, Law of Crimes, Vol. I and II.

Name of The Course	<b>Constitutional Law – II</b>			
Course Code	BAL/305			
	L	T	P	C
	3	1	0	4

### Course Objectives:

1.	To bring out the importance of the system of Governance and the role of the executive in the Indian Constitution.
2.	To describe the composition of the Parliament and the members therein.
3.	To understand the role of Supreme Court as a Court of Justice.
4.	To give an overview about the role of Governments in entering into Contracts and the application of Doctrine of Pleasure.
5.	To demonstrate about the different types of emergency and the consequences of imposing it.

### Course Outcome:

At the end of the course students will be able to:

CO1	Concept of 'State' in reference to the fundamental rights
CO2	The fundamental rights and the procedure for compliance of fundamental rights and Writ jurisdiction of supreme court and high court under Article 32 and 226.
CO3	The duty of state and inter- relationship between fundamental rights and directive principles..
CO4	Demonstrate an idea about the unification of Tax in a federal state.
CO5	Explain about the different kinds of Government Contracts and the application of Doctrine of pleasure in U.K and India.

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

**Course Content:**

**UNIT- I:**

**A. Executive President of India –**

- Election, Powers and Functions,
- Vice-President,
- Legislative Powers,
- Advisory Opinion of Judiciary.

**B. Governors –**

- Appointment,
- Powers and Functions,
- Relationship Between State Government and Cabinet,
- Power to Make Laws-Relationship between Union and State Executives.

**UNIT -II: Legislature**

- Constitution,
- Compositions and Sessions,
- Powers and Privileges of Members of Parliament and state legislatures –
- Introduction and Passing of Bills,
- Joint Sitting, Money Bills, Budget.

**UNIT- III: Judiciary**

**A. Supreme Court – Establishment and Constitution,**

- Court of Record,
- Jurisdiction,
- Original and Appellate Jurisdiction,
- Special Leave Petition,
- Precedents.

**B. High Courts – Establishment and composition,**

- Writ jurisdiction,
- Power over lower courts
- Prerogative Writs –
- Habeas Corpus,
- Mandamus,
- Prohibition,
- Certiorari,
- Quo Warranto. –
- Writ Jurisdictions of Supreme Court and High Courts.



#### **UNIT- IV:**

##### **A. Relationship Between Central & State Government-**

- Federalism,
- Administrative Relations,
- Financial Relations,
- Finance Commission,
- Trade Relations.

##### **B. Contracts And Services-**

- Government Contracts,
- Recruitment And Conditions Of Service,
- Doctrine of Pleasure.

#### **UNIT -V: Elections, Emergency and Amendment**

##### **A. Election commission –**

- Composition,
- Powers and Functions,
- Role of EC in the Superintendence of Elections,
- Anti-defection Law, Representation of Peoples Act, 1951.

##### **B. Emergency –**

- National,
- State and financial,
- Suspension of Fundamental rights,
- Amendment – power and necessary procedure.

#### **Recommended Books:**

1. Lok Sabha Secretariat. Constituent Assembly Debates. 5 Vols. New Delhi: Lok Sabha Secretariat. 2020
2. Singh, M. P., and V. N. Shukla. Constitution of India. 11th ed. Lucknow: Eastern Book Co., 2010.
3. Jain, M. P. Indian Constitutional Law. 6th ed. Nagpur: Lexis Nexis Butterworths Wadhwa, 2010.
4. Jain, M. P. Indian Constitutional Law. 6th ed. Nagpur: Lexis Nexis Butterworths Wadhwa, 2010.
5. Basu, D. D. Casebook on Indian Constitution. 2nd ed. Kolkata: Kamal Law House, 2007.
6. Seervai, H. M. Constitutional Law of India: A Critical Commentary. 3 vols. 4th ed. New Delhi: Universal Law Publishers, 2006.
7. Seervai, H. M. Constitutional Law of India: A Critical Commentary. 3 vols. 4th ed. New Delhi: Universal Law Publishers, 2006.
8. Chandrachud, Y. V. Durga Das Basu Shorter Constitution of India. 13th ed. Nagpur: Wadhwa & Co., 2005.
9. De, D. J. Constitution of India. 2 Vols. 2nd ed. Hyderabad: Asia Law House, 2005.

10. Austin, Granville. *Working a Democratic Constitution: A History of the Indian Experience*. New Delhi: Oxford University Press, 1999.
11. Basu, D. D. *Constitutional Law of India*. 7th ed. Nagpur: Wadhwa, 1998.
12. Swarup, Jagdish. *Constitution of India*. 2 Vols. 2nd ed. New Delhi: Modern Law Publications.
13. Lok Sabha Secretariat. *Constituent Assembly Debates*. 5 Vols. New Delhi: Lok Sabha Secretariat.

Name of The Course	<b>Economics</b>			
Course Code	BAL/306			
	L	T	P	C
	3	1	0	4

### Course Objective:

1.	To acquire the knowledge of terms, facts, concepts, trends, principles, assumptions, etc. in microeconomics.
2.	To develop familiarity with the basic terminology and elementary ideas of microeconomics
3.	To provide basic understanding of micro economic theories and behavior
4.	To know the functioning of the financial institutions in India like central bank and commercial banks
5.	To acquire knowledge of contemporary economic issues like inflation, unemployment, business cycles etc

### Course Outcomes:

After successful completion of the course, the students will be able to:

CO1	Describe basic concepts and techniques of economic analysis and their applications to managerial decision-making to sustain the business in long-run.
CO2	Explain how demand and supply analysis helps in clearing markets and understand the concepts and determinants of demand and supply elasticities.
CO3	Use concepts of production, costs, and revenue in determining equilibrium of the producer.
CO4	Students would have knowledge about money and financial system of a country and legal aspects related to that. .
CO5	Students will be able to conceptualize and relate the theoretical model of employment and income, saving and investment in the economic system.

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

## Course Content:

### UNIT-I: Introduction to Micro Economics

- Definitions: Wealth, Welfare, Scarcity, Demand, Supply
- Methodology: Inductive and Deductive; Positive Vs Normative Economics, Micro Vs Macro Economics.
- Forms of Economic Analysis – Micro vs. macro, Partial vs. General, Static vs. Dynamic.
- Basic Economic Problems: What to Produce? How to Produce? and for whom to produce.
- Production Possibility Curve, Opportunity Cost, Marginal Rate of Transformation and Change in Resources and Economic Growth and Economic development.
- Economic Systems: Market Economy, Command Economy and Mixed Economy.
- Relation between Economics and Law- Economic Offences and Economic Legislation Act, FEMA (Foreign Exchange Management Act, 1999), FCRA (Foreign Contribution Regulation Act)

### UNIT – II: Demand and Supply

- Theory of Demand- Demand Function, Individual Vs Market Demand, Law of Demand.
- Elasticity of Demand: Price Elasticity, Income Elasticity, Cross Elasticity
- Theory of Supply- Supply Function, Individual Vs Market Supply, Law of Supply;
- Elasticity of Supply: Price Elasticity; Measurement of Elasticity of Supply, Market Equilibrium and Price Determination, Simultaneous change in Demand and Supply.
- Concept of Utility, Law of Diminishing Marginal Utility, Derivation of Demand Curve with Law of Diminishing Marginal Utility.

### UNIT-III : Production Analysis, Cost Revenue and Market Structure

- Theory of Production- Factors of Production: Fixed Factor Vs Variable Factor, Production Function: Short Vs Long run, Law of Variable Proportion: Total Product, Average Product, Marginal Product; Law of Returns to Scale: Iso-quants, Iso-cost Lines, Producers Equilibrium
- Short Run Costs: Fixed Cost and Variable Cost; Costs Concepts: Total Cost, Average Cost, Marginal Cost; Long Run Costs: LR-Total Costs, LT-Average Costs, LR-Marginal Costs.
- Revenue Concepts: Total Revenue, Marginal Revenue, Average Revenue

- Classification of Markets- Perfect Competition, Imperfect Competition (Monopolistic Competition and Oligopoly) and Monopoly.
- Characteristics of Different market Structures: Perfect Competition, Monopolistic Competition, Oligopoly and Monopoly.

#### **UNIT-IV: National Income Accounting**

- National Income Accounting concepts:
- Gross Vs Net,
- National Vs Domestic,
- Market Price Vs Factor Cost,
- Net factor Income from Abroad,
- Nominal GDP,
- Real GDP,
- Domestic Territory,
- Normal Resident;
- National Income Aggregates:
- Gross Domestic Product,
- Net Domestic Product,
- Net National Product,
- Private Income,
- Personal Income,
- Personal Disposable Income,
- National Disposable Income,
- Methods of Measurement of National Income:
- Product or Value-Added method,
- Income Method, Expenditure Method

#### **UNIT – V:**

##### **A. Money and Banking**

- Definitions and Functions of Money;
- Quantity Theory of Money;
- Keynesian Theory of Demand for Money;
- Liquidity Trap,
- Functions of Commercial Bank;
- Credit Creation,
- Money Multiplier,

- Functions of Central Bank.
- B. Macroeconomics Issues and Macroeconomic policies**
- Concept of Inflationary Gap,
- Demand Pull and Cost Push Inflation,
- Stagflation, Kinds of Unemployment,
- Natural Rate of Unemployment,
- The Phillips Curve; Different Phases of Business Cycles, Types of Business Cycles,
- Policy Measures: Monetary Policy and Fiscal Policy

**Recommended Books:**

1. Gaurav Jain, Economics on your tips - Indian economic development Macro economics, **2019**
2. Carl E and Ray C. Fair, Principles of Economics, Pearson Education, New Delhi, 2015.
3. Stiglitz, J.E, Economics: viva Books, New Delhi, 2014.
4. Steven D. Levitt, Freakonomics: A Rogue Economist Explores the Hidden Side of Everything, **2013**
5. D. N. Dwivedi, 'Macroeconomics – Theory and Policy', 3rd Edition, TATA McGraw Hill, 2011
6. Samuelson & Nordhaus, 'Economics', 19th Edition, TATA McGraw-Hill, 2010
7. Hal R. Varian, Intermediate Microeconomics: a Modern Approach, 8th edition, 2010.
8. Surbhi Arora, Economics for Law students, Central Law publications
9. S R Myneni, Principles of Economics, Allahabad Law Agency
10. M.L Seth, Principles of Microeconomics, Agrawal Publication.

**SYLLABUS**

**SEMESTER -IV**

S. N	Course Code's	Subject's	L	T	P	24 Credit	Assessment		TOTAL
							Pattern		
							IA	ETE	
1.	BAL/401	Administrative Law	3	1		4 credits	30	70	100
2.	BAL/402	Law of Property	3	1		4 credits	30	70	100
3.	BAL/403	Bhartiya Sakshya Adhinyam,2023	3	1		4 credits	30	70	100
4.	BAL/404	The Bharatiya Nagarik Suraksha Sanhita, 2023	3	1		4 credits	30	70	100
5.	BAL/405	Environmental Law	3	1		4 credits	30	70	100
6.	BAL/406	Political Sciences-III (Public Administration)	3	1		4 credits	30	70	100
7.	BAL/405	Environmental Law	3	1		4 credit	30	70	100

Name of The Course	<b>Administrative Law</b>			
Course Code	BAL/401			
	L	T	P	C
	3	1	0	4

### Course Objectives:

1	To understand the nature and scope of administrative law. To know about the delegated legislation.
2	The Students will learn about the Nature Development of law relating to administration and effective means of administrative control.
3	Analyze and predict how unresolved or ambiguous administrative law questions could be resolved by the courts through an analysis of case law and the judicial method
3	Identify, explain and apply the principles of administrative law covered in the course.
4	The Focus is on their role in protecting the rights of individuals against abuse of administration and adjudicatory powers of the administration and liability of administrative authorities.
5	To know about the administrative law principle of natural justice.

### Course Outcomes:

After successful completion of the course, the students will be able to:

CO1	Learn about the nature, and development of law relating to administration and effective means of administrative control and focus on the role in protecting the rights of -individuals against abuse of administration and adjudicatory powers of the administration and liability of administrative authorities.
CO2	Analyze and predict how unresolved or ambiguous administrative law questions could - be resolved by the courts through an analysis of case law and the judicial method.
CO3	Identify, explain and apply the principles of administrative law covered in the course.
CO4	Discuss in detail about the different agencies, which keep a check on administrative- authorities, and identify, explain and apply the principles of administrative law covered in the course.
CO5	Explain in depth the informal methods for settlement of administrative disputes.

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100



**Course Content:**

**UNIT-I:**

- Nature , Scope and significance on Administrative Law
- Rule of Law
- Separation of Powers
- Difference between Public Law and Private Law
- Evolution and Significance of Administrative Law in various forms of Government
- From Laissez Faire to a Social Welfare State
- Classification of Administrative Action
- Administrative Direction and Discretion
- Administrative Authorities – Government and Departmental Authorities – Statutory
- Authorities – Other Authorities under Article 12

**UNIT-II:**

- Delegated legislation, nature and importance in the present-day administration
- Legislative Power of Administration and its Necessity
- Extent of Delegation and Control over Delegated Legislation
- Ultra Vires
- Sub-Delegation
- Judicial and Parliamentary Control over Delegated Legislation

**UNIT-III:**

- Principles of Natural Justice
- Judicial Power of Administration
- Nature of Procedure
- Due Process in the US – Principles
- Effect of non-compliance with principles of Natural Justice
- Exceptions to the Principles of Natural Justice
- Doctrine of Bias

**UNIT-IV:**

- Judicial Control of Administrative Action
- Writs, Principles and Procedures
- Public Interest Litigation
- Administrative Finality and Exclusion of Jurisdiction of the Court
- Public Law Review and Private Law Review of Administrative Action
- Liability of State – Torts, Contracts, Promissory Estoppel
- Governmental Privileges
- Right to Information
- Doctrine of Legitimate Expectation
- Doctrine of Accountability
- Waiver
- Doctrine of Proportionality
- Doctrine of Pleasure

#### **UNIT-V:**

- Corporations and Public Undertaking
- Commission of Enquiry
- Ombudsman – Concept – In India
- Central Vigilance Commission
- Parliamentary Committees
- Civil Service in India - Accountability and Responsibility - Problems and Perspectives
- Administrative Deviance – Corruption – Maladministration
- Control Mechanism of Accountability.

#### **Recommended Book's: -**

1. M.A. Fazal - Judicial control of administrative action in India Pakistan & Bangladesh (2000), ButterworthIndia.
2. Bhagwati Prasad Banerjee - Writ Remedies (1999) Wadhwa, Nagpur.
3. Indian law institute - Cases and material on Administrative law in India vol. I (1996), Delhi.
4. De Smith - Judicial review of Administrative Action (1995) with supplement, Sweet &Maxwell.
5. M.P. Jain and S.N. Jain, Principals of Administrative Law, Wadhwa and Company, Nagpur.
6. Dr. S. P. Sathe, Administrative Law, Butterworths, New Delhi.
7. Durga Das Basu and A.K.Nandi, Administrative Law, Kamal Law House, Calcutta.

8. H.W.R. Wade and Christopher Forsyth, Administrative Law, Clarendon Press, Oxford
9. A. K. Shrivastav, Administrative Law (2 Vols.), Delhi Kamal Prakashan
10. Indian Law Institute, Cases and Materials on Administrative Law in India.
11. D.R. Saxena - Ombudsman, Deep & Deep Delhi.
12. Tusharkanti Saha - Administrative law - Kanishk Publication, New Delhi.
13. V.G. Ramchandran - Administrative law, Eastern Book Co. Lucknow.
14. Foulkes - Introduction to Administrative law, Butterworth.\

Name of The Course	<b>Law of Property</b>			
Course Code	BAL/402			
	L	T	P	C
	3	1	0	4

**Course Objective:**

1	To know about the law on transfer of property, the law of Equity and the law of Trust.
2	Transfer of Property is an important jurisprudential concept which has various facades.
3	The object of this subject is to explore into those various concepts by dealing various principles laid down in Transfer of Property Act, 1882 with a contemporary analysis
4	The subject would also deal with several other laws concerned with Real Estate, Trusts, Easements, Land Acquisition.
5	To know about Specific modes of Transfer; Sale- Rights and duties of seller and buyer, Marshalling; Mortgage-types of mortgage, Rights and liabilities of mortgagor, Rights and liabilities of Mortgagee, Priority, Marshalling and contribution, Foreclosure and redemption; Charge on the Property

**Course Outcomes:** After successful completion of the course, the students will be able to:

CO 1	Understand the immovable property ad a precious and transactions in connection with immovable property.
CO2	Appreciate the law that requires immovable property remain in circulation for the benefit of the society.
CO3	Analyze the varieties off transfer concerned with living persons and creation of trusts for the purpose.
CO4	To know about the various modes of transferring a property and get accustomed to the drafting of various deed such as sale deed, mortgage deed
CO5	To demonstrate and Understand the essentials of lease, gift, actionable claims and draft deeds and to recognise contemporary legal developments in areas like real estates, land acquisitions etc.

**Continuous Assessment Pattern**

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

## Course Content:

### Unit-I:

- Introduction of Transfer of property Act, 1882
- Concept and Meaning of Property
- Kinds of Property
- Right to property and the Constitution (Article 300A)
- Statutory Enactments on Property
- Definitions (S. 1-4)
- Immovable property
- Standing Timber
- Notice
- Actionable Claim
- Attestation
- Things attached to earth
- Concept of Transfer of Property – Section 5
- Exceptions to transferability – spessuccessionis
- Operation of transfer
- Oral transfer
- Persons Competent to Transfer
- Conditions restraining alienation (section 10)
- Conditions on mode of enjoyment (section 11)
- Transfer to unborn (section 13)
- Rule against perpetuity (section 14 and 18)
- Doctrine of Accumulation (Sec. 17)

### Unit-II:

- Conditional transfers
- Condition precedents – Sections 25, 26, 29
- Conditions restraining alienations
- Restrictions repugnant to interest created
- Conditions making interest determinable on insolvency or attempted transfers
- Condition subsequent – Sections 28, 29, 31
- Collateral conditions – Section 28
- Conditional limitations - Section 27
- Vested Interests
- Contingent Interests
- Doctrine of Election - Section 35

- Doctrine of Apportionment - Sections 36, 37
- Transfer of Immovable Property - Sections 48-53A

**Unit-III :**

- Mortgage
- Types of Mortgages
- General Consideration in relation to Mortgages
- Rights of Mortgagees
- Rights of Mortgagor
- Difference between Charge and Mortgage
- Lease
- Different Kinds of Lease
- Rights and Liabilities of Lessor and Lessee
- Duties of Lessor and Lessee
- Determination of Lease
- Statutory leases
- Forfeiture and Waiver of Forfeiture
- Holding out
- Sale
- Definition of Sale
- Parties to Sale
- Passing of ownership
- Disclosures, Title Deeds
- Discharge of encumbrances and Payment of Price

**Unit-IV:**

- Concept of Exchange
- Right of party deprived of thing received in exchange
- Rights and liabilities of parties
- Exchange of money.
- Gifts
- Types of Gifts
- Transfer how effected.
- Gift of existing and future property.
- When gift may be suspended or revoked.
- Onerous gifts
- Universal donee.
- Transfer of Actionable Claims.

**Unit-V:**

- Introduction of Indian Easement Act and Indian Trust Act 1882
- Easement in general
- Imposition and transfer of easements
- Incident of easements
- Distribution of easements Extinction, suspension and revival of easements
- Licenses and related Sections of Indian Easements Act
- Creation of Trust
- Rights, Powers, Duties and Liabilities of Trustee
- The Extinction of Trust
- Certain obligations in the nature of Trust

**Recommended Books:-**

1. Mulla, The Transfer of Property Act – 14th Edition 2024
2. Transfer of Property Act, 1882, Commercial Law Publishers 2023
3. Samarth Agrawal & Shreya Bhargava , Questions & Answers Transfer Of Property Act (First edition) in English 2023
4. S N Shukla ,Transfer of property act | Edition 2023 | publication :- Allahabad law agency. :
5. Vepa P. Sarathi's Law of transfer of property 6th edition 2021
6. V.P. Sarathi's Law of Transfer of Property, EBC, Lucknow, 2017
7. Mulla, Transfer of Property Act, Lexis Nexis, Nagpur, 2013.
8. Poonam Pradhan Saxena, Property Law, Lexis Nexis, Nagpur, 2011.
9. G. P. Tripathi, 'Transfer of Property Act' Central Law Publications, Allahabad
10. G P Tripathi, Indian Easement Act Allahabad Law Agency, Faridabad
11. R.K.Sinha, The Transfer of Property Act
12. Avtar Singh & Dr. Harpreet Kaur , Textbook on The Transfer of Property Act 6th Edition
13. G.P.Tripathi, Sampatti Antaran Adhinyam - Sampati Antaran Adhinyam
14. S.N.Shukla. S.T.Desai. Transfer of Property Act 1882
15. Transfer of property act, 1882, edition 2024, bare act, as such up-to -date.
16. Bare Act Transfer of Property Act 1882 (must read for everyone)
17. Bare Act of Property Indian Easement Act 1882 .

Name of The Course	<b>Bhartiya Sakshya Adhiniyam,2023</b>			
Course Code	BAL/403			
	L	T	P	C
	3	1	0	4

### Course Objective:

1	To know about the procedural law within the court. To know the extension of the law of evidence.
2	To explain the concept of proof and burden of proof and to describe the order of examinations, privileged communication and witnesses
3	To develop the understanding of fundamental concept of Evidence and substantive and procedural provisions of Law of Evidence (Bharat Sakshya Adhiniyam).
4	To define and clarify the role of Law of Evidence (Bharat Sakshya Adhiniyam) in civil and criminal proceedings.
5	To state the relevancy and admissibility of facts.

**Course Outcomes:** After successful completion of the course, the students will be able to:

CO1	To Analyse the concept and nature of different types of Evidence.
CO2	To evaluate the reliability of relevance of Evidence.
CO3	To Analyse the provisions relating to relevance of Evidence and admissibility of facts.
CO4	To Understand the burden of proof followed in civil and criminal cases.
CO5	To Analyse the rules of order of examinations and competency of witness, different kinds of witness involved in proceedings.

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

### Course Content:

<p><b>UNIT- I:</b></p> <ul style="list-style-type: none"> <li>The main features of the Bhartiya Sakshya Adhiniyam,2023</li> <li>Other acts which deal with evidence (special reference to CPC, BNSS.)</li> <li>Applicability of the Adhiniyamto:</li> <li>Administrative Tribunals</li> </ul>
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- Industrial Tribunals
- Commissions of Enquiry
- Court-martial
- Disciplinary authorities in educational institutions
- Types of Evidence
- Definitions
- Court
- Fact
- Evidence
- Document
- Conclusive proof
- Facts in Issue
- Proved, not proved, disproved
- Presumptions as to documents (87-93)

**UNIT- II:**

- Relevancy of facts
  - The Doctrine of resgestae (Section 4)
  - Evidence of common intention (Section 8)
  - The problems of relevancy of "Otherwise" irrelevant facts (Section 9)
  - Relevant facts for proof of custom (Section 11)
  - Facts concerning bodies & mental state (Section 12)
- Admissions and Confessions
  - General principles concerning admission (Section 15-21)
  - Differences between "admission" and "confession"
  - The problems of non-admissibility of confessions caused by "any inducement, threat or promise" (Section 22)
  - Inadmissibility of confession made before a police officer (Section 23)
  - Admissibility of custodial confessions
  - Admissibility of "information" received from accused person in custody; with special reference to the problem of discovery based on "joint statement"
  - Confession by co-accused (Section 24)
  - The problems with the judicial action based on a "retracted confession".

**UNIT –III:**

- Introduction of Dying Declarations

- The justification for relevance on dying declarations (Section 26)
- The judicial standards for appreciation of evidentiary value of dying declarations.
- Other Statements by Persons who cannot be called as Witnesses (Section 27)
- Dying disposition
  - Difference in dying declaration and dying disposition
- Relevance of Judgments (Section 34-38)
  - General principles
  - Admissibility of judgments in civil and criminal matters
  - "Fraud" and "Collusion"

#### **UNIT-IV :**

- Expert Testimony (Section 39-45)
  - General principles
  - Who is an expert? types of expert evidence
  - Opinion on relationship especially proof of marriage
  - The problems of judicial defense to expert testimony
- Oral and Documentary Evidence
  - General principles concerning oral evidence (Sections 54-55)
  - General principles concerning Documentary Evidence (Sections 56-93)
  - General Principles Regarding Exclusion of Oral by Documentary Evidence (Section 94-103)
    - Special problems: re-hearing evidence
- Burden of Proof (Section 104-120)
- Estoppels (Section 121-123)
- Competency to testify ( Section 124)
  - State privilege (Section 129)
  - Professional privilege
  - Approver testimony and Accomplice evidence (Section 138)

#### **UNIT-V:**

- General principles of examination and cross examination (Section 140-168)
  - Leading questions
  - Lawful questions in cross-examination
  - Compulsion to answer questions put to witness
  - Hostile witness
  - Impeaching of the standing or credit of witness
  - Refreshing Memory
  - Judge's power to put questions or order production

- Improper Admission and Rejection of Evidence
- Comparison between Indian Evidence Act, 1872 and Bhartiya Sakshya Adhinyam, 2023.

**Recommended Books:-**

1. Vivek Joshi Snowwhite's Diglot Edition - New Criminal Laws - Bharatiya Sakshya Adhinyam, 2023 (BSA) .
2. A.N.Singh Law Fighter Bhartiya Sakshya Adhinyam (BSA) 2023 Bare act in Diglot with Shorts notes one liner tips and Multiple Choice Question 2024
3. Whitesmann's The Bhartiya Sakshya Adhinyam, 2023 (Diglot) | Edition 2024
4. A.K.Gupte The Bhartiya Sakshya Adhinyam 2023
5. The Bhartiya Sakshya adhinyam, 2023 ( diglot edition) bare act Allahabad law publication 2024
6. Commercial's New Criminal Law Combo Covering - Bharatiya Sakshya Adhinyam 2023, Bharatiya Nagrik Suraksha Sanhita 2023, Bharatiya Nyaya Sanhita 2023, 2024
7. Ratanlal Dhirajlal - Law of Evidence, 21th Ed. 2004, PB, Wadhwa,Nagpur.
8. Sarkar - On Evidence (2 Vol.) 15th Ed. 2002, Wadhwa,Nagpur.
9. Avatar Singh - Principles of law of Evidence, Universal, Delhi.
10. VepaP. Sarathi - Law of Evidence EBC, Lucknow.
11. Ratan Lal and Dheeraj Lal - Indian Evidence Act, 19th Ed., (in Hindi)
12. Avtar Singh - Evidence Act (in Hindi)
13. Bare Act Bhartiya Sakshya Adhinyam, 2023 Edition 2024 Universal Lexis Nexis

Name of The Course	<b>The Bharatiya Nagarik Suraksha Sanhita, 2023</b>			
Course Code	BAL/404			
	L	T	P	C
	3	1	0	4

### Course Objectives:

1	To know about the procedural aspects of investigation, inquiry and trials. To know about the rights of arrested person.
2	To know about the steps to ensure the presence of accused person in the court of law.
3	To acquaint with the importance of Nagarik Suraksha Sanhita.
4	To provide knowledge about the procedural aspect of justice delivery system in India.
5	To explain the power, function and jurisdiction of different courts in the country .

**Course Outcomes:** After successful completion of the course, the students will be able to:

CO1	Develop a conceptual understanding about the nature and importance of Nagarik Suraksha Sanhita and criminal proceeding in the country.
CO2	Differentiate between various courts; their jurisdiction and powers.
CO3	Distinguish between bail- nonbailable, FIR-Complaint, Warrant-Summon
CO4	Analyse the provision for granting maintenance to wives, children and parents.
CO5	Understand the rights of arrested persons

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

### Course Content:

#### UNIT – I: General Provisions

- Introduction to The Bharatiya Nagarik Suraksha Sanhita, 2023
- History of Criminal Procedures in India
- Definitions under The Bharatiya Nagarik Suraksha Sanhita, 2023.
- Trial of offences under Bharatiya Nyaya Sanhita and other laws.
- Constitution Of Criminal Courts And Offices
- Power of Courts to award sentences and fines

#### UNIT – II : Pre-Trial Processes

- Pre-trial process: ARREST (Sec. 35-62)

- The distinction between cognizable and non-cognizable offences.
- Arrest without warrant.
- Procedure of arrest and duties of officer making arrest.
- Right of arrested person to meet an advocate of his choice during interrogation.
- Arrest how made.
- Examination of arrested person
- Identification of person arrested.
- Limit of Detention of persons arrested.
- Summons and Warrant of Arrest.
- Proclamation and Attachment.
- Security for keeping the peace and for good behaviour
- Maintenance of wives, children and parents.
- Maintenance of public order and tranquillity
  - Unlawful Assembly
  - Public Nuisance
- Bail and bonds (479-498)
  - In what cases bail to be taken
  - Bail in non-bailable offences
  - Anticipatory Bail
  - Cancellation of bond and bail bond.

### **UNIT – III: Inquiry, Investigation and Trials**

- Information to the police and their powers to investigate
  - FIR
  - Evidentiary value of FIR
- Jurisdiction of the criminal courts in inquiries and trials
- Initiation of proceedings
- Complaints to magistrates and Commencement of proceedings before magistrates
- Charges
- Trials
  - Before Court of Sessions
  - Trial of warrant cases by Magistrates
  - Trial of summons-cases by magistrates
  - Summary Trials
  - Trials before High Courts. (Sec. 522)
- Plea Bargaining
- Submission of death sentences for confirmation. (Sec. 407-412)
- Evidence in inquiries and trials

- General provisions as to inquiries and trials.

#### **UNIT – IV: Appeals and Other Relevant Proceedings**

- Appeals
- Reference and Revision
- Transfer of criminal cases
- Execution, suspension, remission and commutation of sentences
- Irregular proceedings

#### **UNIT - V :**

##### **A. Juvenile Justice Act, 2015**

- General principles of care and protection of children
- Juvenile justice board
- Procedure in relation to children in conflict with law
- Child Welfare Committee
- Procedure in relation to children in need of care and protection
- Rehabilitation and social re-integration
- Other offences against children
- Appeals and Revision.

##### **B. Probation of Offenders Act.**

- Probation of offender's law.
- The judicial attitude.
- Mechanism of probation: Standard of probation service.
- Reform procedure in the sentence system/suspended sentences.

##### **C. Miscellaneous**

- Provisions as to offences affecting the administration of justice
- Limitation for taking cognizance of certain offences
- Victim compensation scheme and other procedures.

#### **Recommended Book's:**

1. R.V. Kelkar: Outlines of Criminal Procedure Code
2. R. D. Agrawal: Code of Criminal Procedure
3. P. C. Sarkar: Criminal Procedure Code
4. M. P. Tondon: Code of Criminal Procedure
5. Vijay Malik: Dandniya Manual (Three Major Arts, Cr. P. C., I.P.C. & Evidence (in Hindi)
6. Murli Manohar: Dand Prakriya Vyakhyan (Code of Criminal Procedure)

7. Mahavir Singh: Code of Criminal Procedure (in Hindi)
8. Ratanlal Dhirajlal: Criminal Procedure Code
9. Ratanlal Dhirajlal: Criminal Procedure Code (in Hindi)
10. N. V. Paranjape: Code of Criminal Procedure, Juvenile Justice ACT and Probation of offenders Act, (in Hindi)
11. D. D. Basu: Criminal Procedure Code

Name of The Course	<b>Environmental Law</b>			
Course Code	BAL/405			
	L	T	P	C
	3	1	0	4

### Course Objectives:

1	To make aware the students about the environmental protection.
2	To know the laws for the environment protection in India.
3	It is essential to know the important principles in the field like inter-generation equity, carrying capacity; sustainable development, and precautionary principle, polluter pay principles are to be appreciated al to sensitize the students to environmental issues and the laws.
4	The law in practice is to be analyzed and evaluated in accordance to promotion and protection of Environmental law.
5	To know the role of Judiciary on Environmental issues - Doctrines of Environmental Pollution: Evolving new Principles – Absolute Liability -Polluter pays principle - Precautionary principle – Inter generational equity principle - Public trust doctrine.

**Course Outcomes:** After successful completion of the course, the students will be able to:

CO1	Analyse and evaluate the meaning and definition of environment.
CO2	Explain the various rules of environmental law.
CO3	Environmental Policy and Law: Pre & Post Independence Period - Constitutional provisions on Environment and its Protection: Right to Environment – Duty to protect environment
CO4	International Law and Environmental Protection: Sustainable Development - International conventions in the development of Environmental Laws and its Policy: Stockholm – Rio & Johannesburg Declaration - Trans-boundary Pollution hazards & Regulation; Common Law aspects of Environmental Protection – Criminal Law and environment.
CO5	To understand about the international protocols related to protection of environment.

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100



## Course Content:

### UNIT- I:

- History of Environmental Protection in India
- Concept of Environment And Pollution – Meaning, Kinds And Effects of Pollution
- Environment Protection Act, 1986 With Relevant Case Laws
- Environmental Protection in Other Indian Laws Viz. Indian Penal Code, 1860 And Criminal Procedure Code, 1973

### UNIT- II:

- Constitution of India, 1950 And Environmental Protection – Directive Principles, Fundamental Rights and Fundamental Duties Related to Environmental Protection
- Important Principles – Polluter Pays Principle, Public Trust and Precautionary Principle
- National Green Tribunals Act, 2010
- United Nations Environment Programme (Unep)
- International Conferences and Summits - Stockholm Conference, 1972, Rio Conference, 1992, Kyoto Protocol, 1992, Johannesburg Earth Summit, 2002

### UNIT –III:

Water (Prevention and Control of Pollution) Act, 1974

- Definitions
- Central and State Boards, Joint Board, Powers and Functions of Board
- Penalties and Procedure
- Power of Central Government and State Governments to Supersede
- Power of Central Government to Make Rules
- Power of State Government to Make Rules.
- Ganga Action Plan
- Judicial Responses Under The Water Act, 1974

### UNIT- IV:

The Air (Prevention and Control of Pollution) Act, 1981

- History of The Act
- Central and State Boards for The Prevention and Control of Air Pollution
- Powers and Functions of Boards
- Penalties and Procedure
- Power of Central Government and State Government to Supersede
- Power to Make Rules

- Judicial Responses Under the Air Act,1981

#### UNIT- V:

- Noise Pollution (Regulation and Control) Rules 2000
- The Wild Life (Protection) Act, 1972
  - Authorities to be Appointed or Constituted Under the Act,
  - Hunting of Wild Animals,
  - Protection of Specified Plants,
  - Protected Areas,
  - Wild Life Crime Control Bureau,
  - Prohibition of Trade or Commerce in Trophies, Animal Articles, Etc., Derived from Certain Animals,
  - Prevention and Detection of Offences
- Indian Forests Act, 1927
- Relevant Case Laws

#### Suggested Readings:

1. Leela Krishnan P.P. - The Environmental Law in India Butterworth India(1999)
2. B.L. Babel - Environmental Protection Law 1997
3. R.B. Singh & Suresh Mishra - Environmental Law in India (Concept Publishing Co. (New Delhi 1996).
4. Rao R.N. & Dutta A.K. - Waste water Treatment (Oxford & IBH) 1987.
5. Nagendra Singh - Environmental Law in India(1986)
6. Suresh Jain - Environmental Law in India(1986)
7. Kailash Thakur - Environmental Protection Law & Policy in India (Deep & Deep Publishing Co., New Delhi (1977).
8. S. Shantha Kumar Introduction to Environmental Law –.
9. A.K Dubey Law of Environment Central law Publication, Allahabad
10. S. C. Shastri, Environmental Law, Third Edition, Eastern Book Company
11. Trivedi R.K. & P.K. Goel - Introduction to Air Pollution (Techno Science Publication).
12. Clark R.S. - Marine Pollution (Cleradon Press Oxford)
13. Cenningham W .P. Cooper, T.H. Gorhani & Hepworth M.T. - Environmental Encyclopedia
14. R.K. Trivedi - Hand Book of Environmental laws, Rules Guidelines Compliance and standard Vol. I &II.
15. Dr. Anirudhha Prasad - Paryavaran ayam paryavarniya sanrakshan vidhiya.
16. Lal's Encyclopedia on Environment Protection and Pollution laws, Fifth Edition, Volume 1&2, Delhi Law House.

**B.A.LL. B 2024-2029**  
**SYLLABUS SEMESTER**  
**-V**

S.N	Course-Code	Subject's	L	T	P	26 Credits	Assessment patterns		TOTAL
							IA	ETE	
1	BAL/501	Civil Procedure code and Law of Limitation	3	1		4 Credit	30	70	100
2	BAL/502	Interpretation-of Statutes	3	1		4 Credit	30	70	100
3	BAL/503	Optional Paper-I	3	1		4 Credit	30	70	100
4	BAL/504	Optional Paper-II	3	1		4 Credit	30	70	100
5	BAL/505	Banking Law	3	1		4 Credit	30	70	100
6	BAL/506	Political Science-IV (International Relations)	3	1		4 Credit	30	70	100
7.	BAL/507	Internship	3	1	2	2 Credit	100		100

Name of The Course	<b>Civil Procedure Code &amp; Law of Limitation</b>			
Course Code	BAL/ 501			
	L	T	P	C
	3	1	0	4

1	This paper is to help a law student to acquire a thorough knowledge of procedural- aspects of working of civil courts and other machineries.
2	After completion of this course students will be able to understand the procedure -related to civil matters and associated documentation
3	The course enables the students to understand the significance civil court proceedings -and of drafting in legal profession.
4	The Students will be accustomed by the procedural Legal aspects of pleading and be- able to draft different applications/petitions as per civil code procedure before various civil courts
5.	The primary objective is to know the revision before the various courts in the interest- of justice.

**Course Outcome:** After successful completion of the course, the students will be able to:

CO1	The students will be able to assess different types of lawsuits to identify procedural and substantive issues.
CO2	The students will be able to define the key elements and types of pleadings in legal- practice.
CO3	To enable students to Interpret judgments and decrees to determine their implications- in a suit
C04	This course is designed to acquaint the students with the various stages through which a - civil case passes through, and the connected matters.
C05	The Students should be able to Implement appropriate procedures for initiating and- handling appeals, references, reviews, and revisions in given legal scenarios.

## Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

## Course Content:

### UNIT-I:

- Introduction:
- Conceptions of Civil Procedure in India before the advent of the British Rule,
- Evolution of Civil Procedure from 1712 to 1901,
- Principal features of the Civil Procedure Code.
- Importance of State Amendments,
- Types of Procedures – Inquisitorial and Adversary Importance of observance of procedure.
- Law Reforms, the Code of Civil Procedure (Amendment) Act, 2002.

### UNIT-II:

- Suits: Concept of Law Suit,
- Order I, Parties to Suit, Order II,
- Frame of Suit, Order IV, Institution of suits,
- Bars & Suit: Doctrines of Sub Judice & Res Judicata,
- Place of Suing (Section 15, 20) - Territorial Jurisdiction.
- “Cause of Action” and Jurisdictional Bars,
- Summons (Sections 27,28,31, Orders IV, VI, IX),
- Service of Foreign Summons (Section 29), Power for Order (Section 30 order XI).

### UNIT-III:

- Pleadings: (Order VI),
- Material Facts, Forms of Pleading,
- Condition Precedent, Presumptions of Law,
- Striking Out/Amendment. Plaint: (Order VII),
- Particulars (esp., in money suits/suits for immovable Property),
- Ground of Limitation,
- Return of Plaint, Rejection of Plaint,
- Production and listing of Documents,
- Written Statement, Counter Claim, Set off,

- Framing of issues; Appearance and Examination:.,
- Appearance, Ex-parte procedure, Default of Portion,
- Summoning and attendance of witnesses,
- Examination, Admissions, production, importing,
- Return of documents, hearing, affidavit; Adjournments:., Order XVII, Adjournment, Judicial Discretion& problems Arrears;

#### **UNIT-IV: Judgment and Decree:**

- Concepts of judgment,
- Decree, and Interim Orders and stay Injunctions,
- Appointment of Receivers,
- Costs, Execution: (Order XXI),
- Concept of “Execution”, General Principles of Execution,
- Power for Execution of Decrees (Section 38-46),
- Procedure for Execution (Section 51-54),
- Enforcement: Arrest and Detention (section 55-59),
- Attachment (Section 60-64), Sale (Section 65-67).
- Limitation: Concept of Limitation – Why limitation,
- General principles of limitation,
- Extension – sufficient causes – acknowledgment,
- Legal disability – Condo nation – when comes to an end,
- Limitation Act, 1963 (excluding Schedules).

#### **UNIT-V:**

- Suits in Particular Cases: Suits by or against Government (Section 79-82),
- Suits by Aliens and by or Against Foreign Rulers,
- Ambassadors and (Section 91-93), Suits relating to public matters,
- Incident and supplementary proceedings (Section 75-78, 94-95), and Suits against Minors,
- persons with unsound mind, indigent persons etc.,
- Inter pleader suits. Appeals: Appeals from Original Decrees (Section 96-99-A) and Order XLI., Appeals from Appellate Decrees (Sections 100-101), Appeals from Orders (Sections 104-106) (Order XLII),
- General Provisions Relating to Appeals (Section 107-108), Appeals to the Supreme Court (Section 108). Commissions:
- The Rationale of Commissions, Order XXVI,
- Socio-Legal Commissions of Inquiry in “Social Action” or “Public Interest Litigation”.

- Inherent powers of the court(Ss 148, 149, 151)

**Recommended Books:**

1. Mulla-Civil Procedure Code
2. Sanjiwa Rao-Civil Procedure Code
3. Karnataka Civil Rules of Practice –Bare Act
4. P.M. Bakshi – Civil Procedure Code
5. C.K.Takwani - Civil Procedure Code
6. A.N. Saha-Code of Civil Procedure.
7. P.K.Majumdar and R.P.Kataria-Commentary on the Code of Civil Procedure.
8. C.K.Thacker,Code of Civil Procedure.
9. Law of Limitation - Dr. N.M.Swami
10. Sarkar,Limitation Act –
11. R.N. Choudhary Law of Limitation.
12. Mahendra C. Jain The Bombay Court Fees Act, 1959.
13. Majumdar. P. K. Commentary on the Code of civil Procedure 1908 (1998), Universal, Delhi.

Name of The Course	<b>Interpretation of Statute</b>			
Course Code	BAL/ 502			
	L	T	P	C
	3	1	0	4

**Course Objective:**

1	This subject will teach students how to apply interpretative principles to analyze and resolve ambiguities in legal texts.
2	To understand and examine the relevancy of various principles of interpretation and its applications.
3	The objective of this course is to equip students with a thorough understanding of the principles for interpreting laws and judgments.
4	This subject will analyze case law to understand the different interpretative methods and its application by courts for adjudicating the case for the welfare of justice mechanism.
5	To identify the roles of judiciary in ascertaining meaning of any statute or in law and also an assess the judicial trends in India

**Course Outcome:** After successful completion of the course, the students will be able to:

CO1	Students will be equipped to analyze case studies to understand how courts have utilized internal and external aids in their interpretative processes.
CO2	<b>To explain the rationale and application</b> of each principle in the context of constitutional law.
CO3	The students will be able to <b>recall and list the fundamental principles</b> of statutory interpretation, including the literal, golden, and mischief rules.
CO4	<b>To examine judicial decisions</b> to see how different rules of interpretation have been applied to specific cases.
CO5	To <b>evaluate the impact of statutes affecting the state</b> on the overall coherence and effectiveness of statutory interpretation and legal outcomes.



### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

### Course Content:

#### **UNIT-I: Introduction:**

- Difference between Construction and Interpretation,
- Concept and Power of Interpretation,
- Literal Construction,
- Other Principles of Interpretation,
- General Principles of interpretation:
- The Primary rule: Literal construction,
- The other main Principles of interpretation,
- Reading words in their context: the external aspect,
- Reading words in context: the statutory aspect.

#### **UNIT-II: Rules of Interpretation**

- Literal Rule
- Golden Rule
- Mischief Rule
- Legal Fiction
- Eiusdem generis
- Noscitur a sociis
- Reddendo singulari singularis
- Generalia specialibus non derogant

#### **UNIT-III: Internal Aids to Interpretation**

- Title
- Preamble
- Heading
- Marginal Note
- Section

- Sub-section
- Punctuation
- Illustration
- Exception
- Proviso
- Explanation
- Saving Clause
- Schedule

#### **UNIT - IV: External Aids to Interpretation**

- Constituent Assembly Debates for Constitutional Interpretation
- Constitution of India
- Legislative History: Legislative Intention
- Statement of Objects and Reasons
- Legislative Debates
- Committee Reports, Law Commission Reports

#### **UNIT-V:**

- Statutes affecting the state; Statutes affecting the jurisdiction of courts Construction of taxing statutes and evasion of statutes;
- Remedial and penal statutes Subsidiary rules; Operation of statutes; Expiry and repeal of statute Principles of legislation: Principles of the civil code,
- principles of the penal code of punishments

#### **Reference:**

1. G P Singh-Principles of Statutory Interpretation
2. Upendra Baxi, Bentham's theory of Legislation
3. Guru Prasanna Singh, Principles of Statutory Interpretation
4. Vepa P Sarathi –Interpretation of Statutes.
5. Bennion Oliver Jone-Statutory Interpretation
6. Amrita Dhanda,N.S.Bindra- Interpretation of Statutes.
7. MarkandeyKatju, Interpretation of Taxing Statutes.
8. Sukumar Mukhopadhyay,Interpretation of Fiscal Statutes in India.
9. D.S.Chopra- Interpretation of Statutes.
10. Antonin Scalia,and Bryan A Garner, Reading Law: The Interpretation of Legal Texts.

Name of The Course	<b>Banking Law</b>			
Course Code	BAL/ 505			
	L	T	P	C
	3	1	0	4

**Course Objective:** The main objective of studying banking law is to determine the working RBI and its role and banking laws and regulations.

1	To meet the demand of the depositors and provide them security and guarantee. Maintaining minimum capital standards within the regulation on the acquisition of banking system.
2	To regulate the opening of branches and changing of locations of existing branches. And to empower of the Central Government to make schemes for the banks
3	To provide provisions that can regulate the business of banking and liquidate the Provisions regarding proceedings for banking companies.
4	To prescribe minimum requirements for the capital of banks and to analyze the professional experience in matters such as accountancy, agriculture, rural economy, banking, cooperation, economics, finance, law, small-scale industry, etc
5	To balance the development of banking institutions. capital of the company should not be less than one-half of the authorized capital,

**Course Outcome:** After successful completion of the course, the students will be able to:

CO1	To define and differentiate various types of relationships in banking and insurance laws
CO2	To identify various types of negotiable instruments and their applicability to various transactions
CO3	To analyse and interpret laws, judicial decisions pertaining to banking and insurance
CO4	To identify the salient features of banking practice with Transfer of Negotiable Instruments; Liability of Parties and Discharge of Parties from Liability on Promissory Note, bill of exchange and Cheque; Crossing of Cheques; Liabilities for Dishonour of Cheque
CO5	To identify and able to conduct research on emerging trends in banking and insurance laws

#### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

## Course Content:

### **UNIT-I: Introduction of Banking**

- Types and functions of banks –Commercial banks-functions-Banking
- Companies in India-RBI-Constitution, Management and Functions-
- Banking Regulation Act,1949 –State Bank of India-UTI,IDBI,RRBs'-
- Other Contemporary RBI Regulations.

### **UNIT-II: Employment of funds –Loans and Advances-Guarantees-Advances**

- Secured by Collateral securities-Agency Services-Financing of Exports Special Banking Services-Advances to Priority Sectors and Credit
- Guarantee schemes –Securitization Employment Act,2002.

### **UNIT-III: Law relating to Negotiable Instruments, 1881 Act (Read with the amended Act of 2002)**

- Negotiable Special rules of evidence –Material alteration – Noting 'and protest-Paying banker and collecting banker-Bills insets- Law of Crime (Bharatiya Nyaya Sanhita, 2023) provisions under NI Act-Banker's book evidence Act/ Bharatiya Sakshya Adhinyam 2023

### **UNIT-IV: Banker's and customer Relationship–Definition of banker and customer-**

- General relationship –Special relationship -Banker's duty of secrecy,
- Banker's duty to honor cheques, banker's lien, and banker's right to set off- Appropriation of payments-Garnishee order-Customer's duties towards his banker.
- Opening of New Accounts-Special types of customers -Minor's Associate in claims (AIC),
- Joint Associate in claims, Partnership Associate in claims, Company's Associate in claims ,Married women's Associate in claims, Trust Associate in claims, Joint Hindu family Associate in claims-Illiterate persons, lunatics, executors-
- Precautions required in case of administrators, clubs, societies and charitable in situations to open an account

### **UNIT-V: Ancillary Services and E-Banking: Remittances -General, DD, MT,TT,**

- Traveler' s cheques, bank orders, credit card, debit/smart
- E-Banking -Definition-E– Banking includes-Internet banking,
- Banking, ATM banking, computerized banking-E-banking services. Credit services.

**Recommended Book's:**

1. ML Tannan –Law of Banking
2. Khergamvala-Negotiable Instruments Act-MS Parthasarathy
3. Cranston, Ross. Principles of Banking Law.
4. William Blair.Banking and Financial Services Regulation.
5. Ranganath Misra.Bhashyam and Adiga, the Negotiable Instruments Act.
6. S.P.Sen Gupta Commentaries on Negotiable Instruments Act,1881.
7. K.D.Zacharias, Legal Aspects of Banking Operations.
8. R.K.Gupta,Banking Law and Practice
9. K.M.Sharmaand S.P.Mago, the Negotiable Instruments Act,1881.

Name of The Course	<b>Political Science-IV (International Relations)</b>			
Course Code	BAL/ 506			
	L	T	P	C
	3	1	0	4

### Course Objectives:

1	To help the students to understand some theoretical understanding of global politics.
2	To explain the most important concepts in International Politics like Realism, Idealism, Diplomacy
3	To explain concept of Arm Race, Disarmament, Nuclear Race.
4	To develop an insight of India's Diplomacy and Foreign policy of India and also India's Role as regional leader in South Asia
5	To develop a view on concepts like Terrorism, Drug trafficking, Culture and Religion, Refugee Problem

### Course Outcomes:

CO1	To understanding the arena of international politics
CO2	To analyze the nature of working of International Relations
CO3	To create awareness about International Diplomacy
CO4	To understanding the role of foreign policy
CO5	Demonstrate awareness about contemporary development in the discipline

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

**Course Content:**

**UNIT – I: Meaning and Definition**

- International Relations as a discipline
- International politics
- Globalization and International Relations.
- Diplomacy
- National Power

**UNIT – II: Theories in International Relations**

- Realist Theory
- Idealist Theory
- System Theory
- Marxist Theory
- System Theory
- Dependency Theory

**UNIT- III: National Power**

- Meaning and elements of National Power
- National Interest and National Power
- International Law
- World Public opinion
- International Public Opinion

**Unit IV: Diplomacy and Foreign Policy**

- Meaning of diplomacy
- Actors of Diplomacy
- Foreign Policy: Determinants of India's Foreign Policy
- National Interest

**UNIT -V: Contemporary Issues**

- Terrorism
- Nuclear war
- Drug Trafficking
- Cyber War
- Refugee Problem

**Recommended Books:**

1. Columbia and Wolfe, An Introduction to International Relations, Prentice Hall publication New Delhi
2. Blackwell, Global Politics: An Introduction, Oxford Publication
3. Appadorai and Rajan, India's Foreign policy and Relations, South Asian Publications
4. Harvester wheatchief: International Relations Theory
5. J.C Johari, International Relations and Politics, Sterling publishers
6. 6.Baylis and Smith: A Globalization of World Politics, Fifth edition Oxford Edition
7. Kolb and Hyde, an Introduction to International Law of Armed Conflicts, Hart Publishing. Poland, USA



**MATS LAW SCHOOL**

**SYLLABUS**

**BA.LL.B: 2024 -2029**

**SEMESTE-VI**

S. N	Course Codes	Subject's	L	T	P	24 Credits	Assessment		TOTAL
							Pattern		
							IA	ETE	
1.	BAL/601	Intellectual Property Rights-I	3	1		4 Credit	30	70	100
2.	BAL/602	Company Law -I	3	1		4 Credit	30	70	100
3.	BAL/603	Alternative Dispute Resolution	3	1		4 Credit	30	70	100
4.	BAL/604	Optional Paper-III	3	1		4 Credit	30	70	100
5.	BAL/605	Optional paper-IV	3	1		4 Credit	30	70	100
6.	BAL/606	Political Science-V (International Organizations)	3	1		4 Credit	30	70	100
7.	BAL/607	Internship			2	2 Credit	30	70	100

Name of The Course	<b>Intellectual Property Rights-I</b>			
Course Code	BAL/601			
	L	T	P	C
	3	1	0	4

### Course Objectives:

1.	The objective of this course is to acquaint the students with basics of intellectual property law with special reference to Indian law and practice.
2.	To understand the concept of Intellectual Property and Intellectual Property Rights with special reference to India
3.	To appreciate the significance of Intellectual Property in modern times, in the light of its international legal regime
4.	To study the important Agreements, Treaties and Conventions relating to Intellectual Property Rights
5.	To understand the intricacies of grant of Patent, Patentability, Licensing and Revocation at National and International levels

### Course Outcomes:

CO1	Intellectual property law has assumed a great importance in recent time as a result of the recognition that “knowledge is property”.
CO2	The syllabi encompassing all relevant IP legislation in India with a view to understand and adjust with changing needs of the society because creative work is useful to society and law relating to innovation / creativity i.e.
CO3	Intellectual property is one of the fastest growing subjects all over the globe because of its significance and importance in the present era.
CO4	The syllabi encompassing all relevant IP legislation in India with a view to understand and adjust with changing needs of the society because creative work is useful to society and law relating to innovation / creativity, etc.
CO5	Recognize the crucial role of IP in organizations of different industrial sectors for the purposes of product and technology development

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

## Course Contents:

### UNIT-I :

- Introduction Nature Basic Concepts and International Conventions Nature and meaning of Intellectual property, need for protection of right of intellectual property.
- The types of intellectual property. The types of intellectual property and enhancement of area of I.P. History and introduction to the leading international instrument concerning intellectual property rights i.e. WIPO (world intellect property organization) and its Paris convention on protection of industrial property (PIP) and patents co-operation treaty (PCT) The Berne (1971) and Rome convention (1961) on copy right.
- Universal copy right convention (UCC) of 1952, and neighboring rights and Madrid agreement on trade mark registration.
- The general agreement on tariffs and trade (GATT) and its creations,
- World trade organization (WTO), Uruguay Round (April 1997) and its highly significant instrument "Trade Related intellectual property agreement" (TRIPS).

### UNIT-II :

- Copyrights its contents and forms & related act: Copyrights its history and definition, provisions of Copy-right act 1957 and copyrights (amendment) act 1994 which includes copyright its nature and meaning. Subject matter of copyright forms of copyrights, ownership of copyrights assignment of copy rights.
- Copyrights as an author's special rights. Notion and criteria of infringement, their definition and exception, proposition relating to infringement, authorization of infringement, acts not constituting infringement, infringement of literary, dramatic, musical and artistic works, cinematographic films and sound recording.
- Remedies against infringement of copyright - nature and kind of remedies civil and criminal under Copyright Act sec. 55-57, 62, 63-70, slender of title Anton Pillar order, international copyrights, copyrights societies and copyright office, copyrights board, legislation of copyright and appeal.

### UNIT-III :

- Basic definition evolution and concept of trademarks, Distinction between trademarks and property works, the doctrine of honest current user and doctrine of deceptive similarity, provisions of the trade mark act 1999, it includes definition and interpretation, condition for registration, trademark registry.
- Property in a trade-mark, registration of trade mark, its refusal, Berne principles of registration of trademarks,
- Its procedure and evidence. Marks, not registrable, effect and limit one effect. registered trade work, assignment and transmission of registered trademarks, use of trade mark and registered user, rectification and correction of the registration, collective marks,

- Provisions relating to textile goods, offences, penalties and procedure, appellate board, its constitution, powers and duties and procedures and other miscellaneous provisions of the act,

#### **UNIT-IV: Design Act:**

- Copyright and design, Design and Artistic work, Design and Patents, registration of
- Design, copyright in registered design, industrial and international exhibition, piracy of registered design, legal remedies, power and duties of controller, Trips
- Geographical Indication

#### **UNIT-V : Patents its introduction grant, registration and patents act 1970 :**

- Provisions of Patents act 1970 which includes patents, its introduction concept and history, process of obtaining patents, specification, application for patents, examination of application, position to grant a patent, invention not patentable, register of patents and patent office, register and obligation of a patent.
- Transfer of patent right, Right of the Govt. in case of use of invention provisions for secrecy of certain invention. Patents in addition, procedure for restoration of lapse patents. Revocation and surrender of patents.
- Registration of patents, patents office, its constitution, controller and its power, infringement of patents and treat of infringement proceedings of officers penalties for the Violation of act. Licenses of right, compulsory licenses patent agent etc. and miscellaneous provision of the act.

#### **Recommended Book's:-**

1. Whish R, Competition Law Eastern Law House 2018
2. Cornish W .R. - Intellectual Property Patents, Trades, Copyrights and allied rights (1999)
3. Parvin Anand - The law of Intellectual Property (Batter Worth)
4. Bibek Deb Roy - The Intellectual Property Rights (B.R. Publishing, New Delhi)
5. Terrel - Law of Patents (Rajiv Gandhi Institute of Concept Studies)
6. P.S. Sanyal & Kishore Singh - Indian Patent System
7. Stewart - International copyright and neighboring right
8. P. Narayanan - Intellectual Property Law, Eastern Law House, Kolkata
9. Vikas Vashisth - Intellectual Property Law (Bharat Law House)
10. Cornish W.R. - Intellectual Property Patents, Trade Names, Copyrights and allied rights
11. W.R. Cornish - Intellectual Property Nikam R J, Space Activities and IPR
12. Copyright and neighboring right.
13. (Universal law publishing H.) Ansal's Dilkhush Industrial Estate, G.T. Karnal Rd., Delhi.

Course				
Course Code	BAL/602			
	L	T	P	C
	3	1	0	4

### Course Objectives:

1.	To impart expert knowledge of the various provisions of the Companies Act, its schedules, rules, notifications, circulars including secretarial practice, case laws and Secretarial Standards.
2.	The aim and object is to <b>assess the effectiveness</b> of company law regulations in promoting corporate governance and protecting stakeholders' interests, and identify areas for potential reform
3.	In view of the important developments that have taken place in the corporate sector, the course is designed to understand the formation, management and other activities of the companies. Important regulations pertaining to the issue of shares and the capital raising have come into force.
4.	<b>To Identify and list key concepts, terms, and principles</b> of company law, including types of companies, corporate governance, and legal obligations
5.	This course aims to impart the students, the corporate management, control, possible abuses, the remedies, and government regulation of corporate business and winding up of companies.

**Course Outcomes:** After successful completion of the course, the students will be able to:

CO1	The course is designed to understand the formation, management and other activity of the companies
CO2	The companies Act 1956 has not been repealed but certain provisions replaced by the new Act of 2013.
CO3	Introduce to the students the nuance of corporate law and the obligations of it towards society in discharging its trade relations and to be a good corporate citizen
CO	Describing the management and administration of a company through the meaning, qualification and appointment and removal of directors.
CO5	Emergence of corporate governance with its meaning and current developments and Understand the concepts of investment and borrowing and Inter-company loans.

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

### Course Contents:

### **UNIT-I : Company and its Nature and Scope**

- Meaning, Definition and characteristics of company.
- Historical background of company
- Kinds of companies
- Merits and Demerits of Incorporation of company – Lifting the corporate veil

### **UNIT-II: Procedure for Incorporation of companies**

- Role of promoters, Legal Position of Promoter
- Pre-incorporation contracts
- Memorandum of Association - Meaning, Purpose, Contents,
- Doctrine of Ultravires
- Articles of Association - Meaning Purpose, Content.
- Doctrine of Indoor management: Exceptions

### **UNIT-III: Prospectus, Shares and Debentures**

- Meaning - Formalities of issue Prospectus - Misrepresentation of Prospectus -GoldenRule
- Shares - Meaning, Types of Shares and Transfer of shares
- Share Capital, Meaning, Kinds, Alteration, Reduction
- Debenture - Meaning, Types, Charge-Fixed and Floating,
- Borrowing Powers - Effectiveness of unauthorized borrowings.

### **UNIT-IV: Members and Membership Rights**

- Modes of acquiring Membership
- Rights and Privileges of Members and Shareholders
- Transfer and Registration of Transfer of Securities
- Transmission of Securities
- Dividend - Rules as to Payment of Dividend

### **UNIT-V: Management and Administration of Company**

- Directors - Appointment, Qualifications, Types
- Directors Position, Powers, Functions
- Duties and Liabilities of Directors
- Meetings, Kinds, Requisites of Valid Meeting
- Audit and Accounting System - Legal Position of Audit

**Recommended Books:-**

1. C.A. Kamal Garg, Bharat's Corporate and Allied Laws, 2013.
2. Lexis Nexis, Corporate Laws 2013 (Palmtop Edition)
3. Avtar Singh: Company Law
4. Dutta on Company Law
5. Keenan, Company Law, Pearson Longman, 2009
6. Institute of Company Secretaries of India, Companies Act 2013, CCH Wolter Kluver Business, 2013
7. N.D.Kapoor on Company Law, Charles Wild and Stuart Weinstein Smith and Keenan, Company Law, Pearson Longman, 2009
8. The Companies Acts from 1956 to 2014 as amended up to the date.
9. The New Company Law, Dr. N.V. Paranjape, Central Law Agency
10. Business Laws – M.R. Sreenivasan, Margam Publications
11. M.C.Shukla and S.S. Gulshan – Principles of Company Law
12. S.M.Shah – Lectures on Company Law
13. S.BadriAlam and Saravanavel - Company Law- Himalaya Publications
14. P.P.S. Gogna – Text Book of Company Law – S.Chand Company Law Journal.

Name of The Course	<b>Alternative Dispute Resolution</b>			
Course Code	BAL/ 603			
	L	T	P	C
	3	1	0	4

### Course Objectives

1.	The objective of this paper is to acquaint students with various modes of ADR.
2.	This course delves into the principles, procedures, and practices of Alternative Dispute Resolution (ADR) and Arbitration within the legal framework of India.
3.	The course begins by exploring the theoretical underpinnings of ADR, examining its historical evolution, legal foundations, and the rationale behind its growing prominence in both domestic and international contexts.
4.	Substantive and procedural aspects of arbitration law in India, encompassing both statutory provisions and judicial precedents. Students will examine the Arbitration and Conciliation Act, 1996, and its subsequent amendments, along with relevant case law interpreting key provision
5.	Special emphasis will be placed on understanding the arbitration agreement, appointment and jurisdiction of arbitrators, conduct of arbitral proceedings, enforcement and setting aside of arbitral awards, and the interplay between arbitration and court

### Course Outcomes

CO1	Students shall be in a position to know litigation aspect and non-litigation aspects-its consequences. The methods of dispute resolution mentioned earlier are all skill-oriented apart from the theoretical framework.
CO2	To know about mediation and negotiation procedures and its applications.
CO3	Know to draft arbitration agreement, and arbitration clause- its importance.
CO4	To equip with skills in negotiation, conciliation and mediation.
CO5	Students have knowledge of win-win situation than win-lose situation./ Outline of the Course:= (i) Negotiation skills to be learned with simulated program. (ii) Conciliation skills. And arbitration.

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100



## Course Contents:

### UNIT-I : Introduction

- Background & meaning – alternative dispute resolution (ADR)
- Alternative dispute resolution (ADR) mechanisms – An overview
- Advantages & disadvantages – ADR mechanisms
- Comparison – ADR v. Judicial adjudication (Adversarial System)

### UNIT-II : Negotiation

- Meaning of negotiation
- Characteristics of negotiation
- Theories of negotiation
- Elements of negotiation
- Skills involved in negotiation

### UNIT-III :

- Mediation and conciliation
- Meaning of mediation and conciliation
- Distinction of mediation and conciliation
- Advantages of mediation
- Sources of contemporary mediation and conciliation

### UNIT-IV:

- Arbitral Tribunal, Appointment, Jurisdiction of arbitral tribunal,
- Grounds of challenge, Powers, Procedure, Court assistance,
- Award, Rules of guidance, Form and content
- Correction and interpretation, Grounds of setting aside an award
- Want of proper notice and hearing, Contravention of composition and procedure,
- Impartiality of the arbitrator, Bar of limitations,
- Res judicator, Consent of parties, Enforcement.

### UNIT-V : Lok- Adalat

- Genesis & meaning – Lok adalats
- Legal recognition for Lok adalats in India
- Constitution and jurisdiction of Lok adalats
- Powers of Loka Adalats

## Recommended Book's:-

1. Gulzari Lal Sharma and Raman Kumar Sharma, Bharat Alternate Dispute Resolution Edition 2024
2. S.R. Myneni, Alternate Dispute Resolution, 6th Edition 2024
3. Kush Kalra, Alternative Dispute Resolution: Concepts and Method Edition: 1st Edition, 2024
4. S.C. Tripathi, Alternate Dispute Resolution System 2018
5. Analysis”, by Anirban Chakraborty; 2016 Edition, LexisNexis, Gurgaon.
6. Law Relating to Arbitration and Conciliation” by Dr. P.C. Markanda, NareshMarkanda, Rajesh Markanda; Ninth Edition, 2016, LexisNexis,
7. Avatar Singh, Law of arbitration and conciliation and dispute resolution system, Eastern Book Company2013.
8. Madabhushi Sridhar, Alternative dispute resolution, Lexis Nexis, 2010.
9. Ustice RS Bachawat’s Law of Arbitration and Conciliation”, by Anirudh Wadhwa (Chief Editor), Fifth Edition, 2010, LexisNexis, Gurgaon.
10. S.K. Chawla, Law of Arbitration & Conciliation: Practice and Procedure.2nd ed.Kolkata: Eastern law House, 2004.
11. Jacqueline M Nolan Haley, ADR in a Nutshell, Second Edition, 2001, West Group.
12. Law & Practice of Alternative Dispute Resolution in India – A Detailed
13. B S Hansai, A Critical Study of ADR System: Special Focus on Lok adalat in India.
14. Sharma Lal Gulzari, Sharma Kumar Raman, Alternate Dispute Resolution

Name of The Course	<b>Political Science-V (International Organizations)</b>			
Course Code	BA LLB 606			
	L	T	P	C
	3	1	0	4

### Course Objectives:

1.	To help the students to understand some theoretical understanding of global politics..
2.	To explain the most important concepts in International Politics like Realism, Idealism, Diplomacy
3.	To explain concept of Arm Race, Disarmament, Nuclear Race
4.	To develop an insight of India's Diplomacy and Foreign policy of India and also India's Role as regional leader in South Asia
5.	To develop a view on concepts like Terrorism, Drug trafficking, Culture and Religion, Refugee Problem

### Course Outcomes:

CO1	To Understand the arena of international politics
CO2	Understanding the nature of working of International Relations
CO3	Create Awareness about International Diplomacy
CO4	Understanding the role of foreign policy
CO5	Demonstrate awareness about contemporary development in the discipline

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

### Course Contents:

<p><b>UNIT-I:</b></p> <ul style="list-style-type: none"> <li>• Meaning and Definition</li> <li>• International Relations as a discipline</li> <li>• International politics</li> <li>• Globalization and International Relations.</li> <li>• Diplomacy</li> <li>• National Power</li> </ul>
<p><b>UNIT-II :Theories in International Relations</b></p> <ul style="list-style-type: none"> <li>• Realist Theory</li> </ul>

- Idealist Theory
- System Theory
  
- Marxist Theory
- System Theory
- Dependency Theory

#### **UNIT-III : National Power**

- Meaning and elements of National Power
- National Interest and National Power
- International Law
- World Public opinion
- International Public Opinion

#### **UNIT-IV: Diplomacy and Foreign Policy**

- Meaning of diplomacy
- Actors of Diplomacy
- Foreign Policy: Determinants of India's Foreign Policy
- National Interest

#### **UNIT-V : Contemporary Issues:**

- Terrorism
- Nuclear war
- Drug Trafficking
- Cyber War
- Refugee Problem

#### **Recommended Books:-**

1. Rajesh Mishra, Political Science: A Comprehensive Study 2024
2. Kautilya, Arthashastra : The Science of Political Economy, 2022
3. S.R Myneni Political Science 2021
4. Columbia and Wolfe, Introduction to International Relations, Prentice Hall New Delhi
5. Blackwell, Global Politics: An Introduction, Oxford Publication
6. Appadorai and Rajan, India's Foreign policy and Relations, South Asian Publications
7. Harvester wheatchief: International Relations Theory
8. J.C Johari, International Relations and Politics, Sterling publishers
9. Baylis and Smith: A Globalization of World Politics, Oxford Edition

**SYLLABUS**

**BA.LL.B: 2024 -2029**

**SEMESTER -VII**

S. N	Course Codes	Subject's	L	T	P	24 Credits	Assessment		TOTAL
							Pattern		
							IA	ETE	
1.	BAL/701	Intellectual Property Rights-II (Patent, Traditional Knowledge, Plant Variety & Farmer's Right & Biodiversity Act)	3	1		4 Credit	30	70	100
2.	BAL/702	Company Law -II	3	1		4 Credit	30	70	100
3.	BAL/703	Clinical Paper- I Moot Court & Trial Preparation	2	1	1	4 Credit	70	30	100
4.	BAL/704	Optional Paper-V	3	1		4 Credit	30	70	100
5.	BAL/705	Optional Paper-VI	3	1		4 Credit	30	70	100
6.	BAL/706	Internship	3	1		4 Credit	30	70	100

Name of The Course	<b>Intellectual Property Rights-II (Patent, Traditional Knowledge, Plant Variety &amp; Farmer's Right &amp; Biodiversity Act)</b>			
Course Code	BAL/701			
	L	T	P	C
	3	1	0	4

### Course Objectives:

1.	To understand different aspects of patents, Biodiversity laws in the legal system.
2.	The objective of this course is to acquaint the students with basics of intellectual property rights with special reference to Indian law and practice
3.	To understand the philosophical justification for IPR and protective mechanism;
4.	To National and international approaches on IPR and its enforcement and regulatory mechanism
5.	To explore the protection of monopolistic rights under Patents system within and outside

**Course Outcomes:** After successful completion of the course, the students will be able to:

CO1	To stimulate the creation and growth of intellectual property by undertaking relevant measures.
CO2	To have strong and effective laws with regard to IP rights, consistent with international obligations.
CO3	To catalyze commercialization of IP rights.
CO4	To make the students to understand the statutory provisions of different forms of IPRs in simple forms.
CO5	To learn the procedure of obtaining Patents, Copyrights, Trade Marks & Industrial Design

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

## Course Contents:

### **UNIT-I : Patent (The Patents Act, 1970)**

- Introduction to Patent Law
- Brief Introduction to related International Treaties and Conventions
- Definitions (s2), Criteria for Patents, Patentable Inventions
- Non-Patentable Inventions (s3)
- Procedure for Filing Patent Application (ss6-53)

### **UNIT-II :**

- Revocation of Patent (s64), Licensing, Compulsory Licensing (ss82-92A)
- Parallel Import (s107A)
- Rights of Patentee, Patent Infringement and Defenses (ss47-48,s104 and s107)
- Granting of patents rights.
- Term of patents.
- Ownership issues.
- Patents in Addition, Assignment, licensing, surrender,
- Revocation of patents, Compulsory licensing.
- Infringement of rights, remedies, working of patents, PCT, TRIPS, Patents and trade secret, Petty Patents.

### **UNIT-III:**

- Industrial Design (The Designs Act, 2000) (Lectures-08)
- Introduction to Designs Law
- Brief Introduction to related International Treaties and Conventions
- Definitions (s2), Registration of Designs and Procedure (ss3-9, s16,s21)
- Cancellation of Registration of Design (s19)
- Piracy of Registered Design (s22) and Remedies
- Overlapping Between Designs Copyrights and Trademark

### **UNIT-IV:**

- Introduction to related International Treaties and Conventions
- Subject Matter of Copyright, Economic and Moral Rights (ss2,13,14,15,16, 57)
- Authorship and Ownership (s17),
- Term of Copyright and Assignment-Licensing (ss18-31)
- Infringement and Remedies (ss50-61)
- Exceptions: Fair Dealing
- International Copyright Order (ss40-41)

- Issues in Digital Copyrights

**UNIT-V:**

- Protection of Plant Varieties and Farmers Rights Law
- Objective of sui generis is legislation and Concept of plant varieties and farmer's rights Acts.
- Definition section, plant varieties authorities, derived variety, registration, extant variety.
- Benefit sharing, researcher's rights, breeders' rights, farmer's rights,
- Protection, for feature and revocation of rights,
- Infringement, innocent- infringement.
- Compulsory licensing.
- Offences, penalties.
- Procedure,
- Appellate tribunal, miscellaneous.

**Recommended Book's:-**

1. N.S. Gopalakrishnan & T.G. Ajitha, Principles of Intellectual Property, Eastern Book Company, 2014 (2nd Edn)
2. B.L. Wadhwa, Law Relating to Intellectual Property, Universal Law Publishing, 2014 (5th Edn)
3. S. Narayan, Intellectual Property Law in India, Gogia Law Agency, Hyderabad, 2005 (3rd Edn)
4. A. K. Bansal, Law of Trademark In India, Thomson & Reuter, 2014
5. V.K. Ahuja, Law Relating to Intellectual Property Law, Lexis Nexis, 2013 (2nd Edn)
6. Elizabeth Verky, Law of Patents, Eastern India Company, 2012 (2nd Edn)
7. Jayashree Watal, Intellectual Property Rights in the WTO and Developing Countries, Oxford University Press, 2001
8. P. Narayanan, Law of Trademarks (The Trademarks Act 1999) and Passing Off, Eastern Law, Calcutta, 2006
9. W.R. Cornish, Intellectual Property: Patents, Copyright, Trademark and Allied Rights,
10. Bare Act all IPR legislations



Name of The Course	<b>Company Law -II</b>			
Course Code	BAL/702			
	L	T	P	C
	3	1	0	4

**Course Objectives:**

1.	The purpose of this course is to study the internal functioning of company
2.	In the course of this program the students will be introduced to the concept of majority rule and its exceptions, prevention of oppression and mismanagement,
3.	To a company Inspection, Inquiry and Investigations, compromise, arrangements
4.	To understand And distribution of assets in the event of winding up.
5.	To know about Amalgamations and modes of winding up of company.

**Course Outcomes:**

CO1	To Students will be able to appreciate the procedure s involved in amalgamation, mergers and other arrangements.
CO2	To understand the legal issues in the administration and management of a registered company by analyzing its accounts and audits.
CO3	To Students will be able to Analyze the principles laid down in the leading case laws.
CO4	To understand the course of prevention of oppression and mismanagement
CO5	To enunciate the procedures of winding up.

**Continuous Assessment Pattern**

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

**Course Contents:**

<p><b>UNIT-I :</b></p> <ul style="list-style-type: none"> <li>• Majority Rule and Minority Rule</li> <li>• Rule in Foss v. Har bottle and his daughter exceptions ,</li> <li>• Ratifiability of irregular acts.</li> </ul>
<p><b>UNIT-II:</b></p>

- Compromise, Arrangement and Amalgamation
- Meaning of compromise.
- Meaning of arrangement.
- Statutory provisions regarding compromise and arrangement.
- Exercise powers of tribunal's discretion.
- Powers of tribunal.
- Meaning of reconstruction, amalgamation and merger.
- Difference between amalgamation and merger.
- Take over Vs. Merger.
- Statutory provisions regarding reconstruction and amalgamation.
- Offences committed prior to merger, amalgamation.

### **UNIT-III:**

- Accounts and Audit
- Accounts: Statutory books of accounts to be kept by the companies
- Documents to be attached to Balance Sheet.
- Significance of Balance Sheet, Prescription of Accounting Standards – National Advisory Committee on Accounting Standards, Balance sheet and Profit and Loss Account–Authentication,
- Significance, Statements in the Balance Sheet.
- Legal Implications, Accounts of Branch Offices.
- Publicity with Respect to Account–Persons Having the Right to Inspect Books of Account.
- Directors' Report and Responsibility statement.
- Statutory Auditing: Position, powers and duties of statutory auditors.
- Fiduciary Duties – Duties of Care and skill, Constituencies to Which Statutory Auditors Owe Duties.

### **UNIT-IV:**

- Prevention of Oppression and Mismanagement
- Meaning of oppression.
- Application to Tribunal for Relief.
- Powers of Tribunal.
- Oppression of majority.
- Appeals against orders
- Powers of the tribunals.
- Class Action.

#### UNIT-V:

- Winding Up
- Kinds of liquidation.
- Grounds for Compulsory Winding Up.
- Commencement and Consequences of Winding up Order.
- Who can File Winding Up Petition?
- Position, Powers and Duties of Liquidator.
- The Role of Court in Compulsory Winding up.
- Voluntary Winding up- Member's Voluntary Winding up,
- Creditor's Voluntary Winding up.
- Declaration of Solvency.
- Appointment of Liquidator.

#### Recommended Books:-

1. G.K. Kapoor, Taxmann's Company Law – The most amended, updated & simplistic textbook to interpret, explain & illustrate the provisions of the Companies Act along with the latest landmark Case Laws,2024
2. R.K Bangia ,Company Law, Edition,2023
3. Ramaiya, Guide to the Companies Act. 18<sup>th</sup> Ed. Lexis Nexis, 2014.
4. Sweet and Maxwell, 8th Ed., 2007.
5. Pennington R.R. Company Law.Butterworths,2007.
6. Palmer.Palmer's CompanyLaw. London: Stevans, 2006.
7. Company Law, Rout ledge Cavendish,1998.
8. S.R.Davar, Mercantile Law, Progressive Corporation Pvt.Ltd., Mumbai.
9. K.R. Balchandari, Business Law for Management, Himalaya Publication House, New Delhi.
10. G.K.Kapoor, Dhamija Sanjay,Company Law and Practice, Tax.
11. Avtar Singh on Company Law.
12. Gower, L.C.B. Principles of Modern Company Law. London,

Name of The Course	<b>Clinical Paper- I Moot Court &amp; Trial Preparation</b>			
Course Code	BAL/703			
	L	T	P	C
	2	1	1	4

### Course Objectives:

1.	This subject is designed to introduce the students to the practical aspects of the profession by organizing moot courts.
2.	It enables them to obtain first-hand information of the practicalities of the working of courts.
3.	The purpose of moot court is to imitate a real-life court environment as closely as possible.
4.	Preparing for a moot court enables students to work with peers and develop your legal research skills.
5.	To sending them to courts for a personal experience of the functioning of courts.

### Course Outcomes:

CO1	The objectives of the course is to acquaint the students
CO2	To know about court working and its procedur
CO3	To application substantive and procedural law to given facts
CO4	To court manners and discipline
CO5	To understand conversance with interview techniques and pre-trial preparations.

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
70	30	100

### Course Contents:

<p><b>UNIT-I:</b></p> <ul style="list-style-type: none"> <li>Moot Court Every student is required to present argument in at least three moot courts in the semester.</li> <li>The moot court problem will be assigned to the student by the course teacher and the student will be required to make a written submission for 5 marks and also make oral submission for 5 marks.</li> </ul>
<p><b>UNIT-II :</b></p>

- Court Attendance, Interviewing Techniques, Pre-Trial Preparations Student are required to attend two trials, one civil and one criminal, in the course of last year of the course.
- They are required to maintain a record and enter the various steps observed by them during their attendance on different days in the court assignment.
- Records maintained in respect of each trial will be valued for 10 marks. Each student will observe two interviewing sessions of clients at a lawyer's office or at the Legal Aid Office and record the proceedings

### **UNIT- III:**

#### Internship

Practical experience by working with lawyers.

### **UNIT -IV : Viva- voce**

- A viva-voce test will be conducted on the above three aspects.

### **Recommended Books:-**

1. J.P.S Sirohi ,Moot court, pre-trial preparations & participation in trial proceedings –Edition 2023
2. Kailash Rai, Moot Court Pre trail preparation in trial proceedings, Central Law Publication, 2021.
3. S.R.Myneni, Moot court, Exercise and Internship, Asia Law House, India, 2021.
4. Abhinandan Malik , Moot Courts and Mooting
5. Kailash Nath Rai , Moot Court Pre-Trial Preparation And Participation In Trial Proceedings
6. K.L. Bhatia Moot Court and Mock Trials - Art to and Art of Advocacy: Essentials of Court Craft
7. Dr. S.R. Myneni Moot Court, Exercise and Internship
8. Basanti Lal Babel , Moot Court: Siddhant Evum Vyavahar (Moot Court-Hindi)
9. Dr. Rega Surya Rao ,Lectures on Moot Court, Pretrial Preparation and Participation in Trial Proceedings (Hindi)
10. Rajni Malhotra Dhingra Legal Research And Moot Court ( with sample moot memorial )
11. Tewari Moot Court,Pre-Trial Preparation



**MATS LAW SCHOOL**

**SYLLABUS**

**BA.LL.B: 2024 -2029**

**SEMESTER -VIII**

S. N	Course Codes	Subject's	L	T	P	24 Credits	Assessment		TOTAL
							Pattern		
							IA	ETE	
1.	BAL/801	Labour Law -I	3	1		4 Credit	30	70	100
2.	BAL/802	Optional Paper -VII	3	1		4 Credit	30	70	100
3.	BAL/803	Public International Law	3	1		4 Credit	30	70	100
4.	BAL/804	Clinical Paper II- Professional Ethics & Professional Accounting System  & Research	2	1	1	4 Credit	30	70	100
5.	BAL/805	Optional Paper -VIII	3	1		4 Credit	30	70	100
6.	BAL/806	Internship			2	4 Credit	30	70	100

Name of The Course	Labour Law -I			
Course Code	BAL/ 801			
	L	T	P	C
	3	1	0	4

**Course Objectives:**

1	<b>To introduce the students to basic tenets of Indian Labour Law regime.</b>
2	To conduct area specific study of different labour legislations in India.
3	To develop clear understanding among the students about the practical situations faced by the various stakeholders of Indian Labour Laws in their day to day professional life.
4	This course develops on Labour law I which relates to trade unions and industrial dispute resolution by and large.
5	This course talks about minimum standards subject to which dispute resolution can be done or employer employee relationship can be evolved through bipartism or tripartism

**Course Outcome:**

CO 1	To development and the judicial setup of Labour Laws.
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CO2	The salient features of industrial disputes and trade unions power and function also to integrate the knowledge of Labour Law in General HRD Practice.
CO3	The laws relating to Industrial Relations, Working conditions and also learns the enquiry procedural and industrial discipline.
CO4	The Course will be taught through a combination of lectures and discussion around cases.
CO5	The legal regime governing labour rights in India and provide a nuanced understanding of the fundamental paradox of the discipline of Labour Law in India in as much as it is over-legislated and workers are under-protected.

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

### Course Contents:

#### UNIT-1 : Introduction

- Industrial Jurisprudence;
- Labour Policy in India;
- Industrial Revolution in India;
- Evils of Industrialization, Economic Evils, Social Evils;
- Labour Problems;
- Industrial Peace and Industrial Harmony;
- Principles of Labour Legislation;
- Growth of Labour Legislation in India;
- Industrial Adjudication;
- Role of courts in progressive interpretation of industrial laws.

#### UNIT-II: Trade Union Act

- History of Trade Union Movement
- Definition, Registration of Trade Unions
- Rights and Liabilities of Trade Unions,
- Immunities and Privileges of a Registered Trade Union
- Trade Union Funds Trade Recognition of Union
- Collective Bargaining
- Amalgamation;

- Dissolution;
- Recognition of Trade Union

### **UNIT-III : The Industrial Employment Act**

- Draft Standing Order;
- Conditions for Certification of Standing Orders
- Appeals
- Register of Standing Orders
- Temporary Application of model standing orders

### **UNIT-IV : Minimum Wages Act, 1948**

- Objects, salient features, applications and definition of the Act Scheduled employment;
- Minimum Wages and Fixation of minimum wages
- Employee, overtime, piece work, claims;
- Offences and penalties
- Exemptions and exceptions
- The concept of Social Security, constitutional foundations and the role of ILO.

### **UNIT-V:**

#### **A. Factories Act**

- Introduction, Scope, Applicability
- Definition; factory, occupier, manufacturing process, hazardous Process, worker approval;
- Licensing and Registration of factories;
- Notice by Occupier;
- Duties of Occupier and Manufacturer;
- Health, Safety and Welfare Measures
- Working hours of adults
- Employment of young persons

#### **B. The Industrial Relations Code, 2020**

- Important definitions under IRC, 2020 and Concept of Industry and Industrial Dispute
- Industrial Dispute Settlement Machinery (a) Works Committee (b) Conciliation Officers (c) Industrial Tribunal and National Industrial Tribunal (d) Voluntary Arbitration
- Enforcement of the Awards and Settlements under Industrial Relations Code 2020
- Definition of strike and lockouts
- Types of strike and Right to strike and its constitutional validity

- Lay-off, Retrenchment and Closure and Wage for Strike and Lockout period
- Penalties
- Cognizance of offences and Composition of offence

**Recommended Book's:-**

1. S.C Srivastava, Industrial Relations and Labour Laws, Vikas Publishing House Pvt Ltd. 8th ed. 2022.
2. Dr. Satish Kumar Saha Industrial Relation & Labour Law Latest Edition 2020
3. V.G. Goswami, Labour and Industrial Laws, Central Law Agency, Allahabad. 11th ed. 2019
4. S.N. Mishra, Labour and Industrial Law Central Law publication, Allahabad. 11th ed. 2018
5. Srivastava, S. C. Labour Law & Labour Relations: Cases and Materials. New Delhi: Indian Law Institute, 2007.
6. Mishra, S. N. Labour and Industrial Laws, 22nd ed. Allahabad: Central Law Publications, 2006.
7. Malhotra, O. P. The Law of Industrial Dispute, Vol. 1 & 2, Lexis Nexis, India, 2004.  
V.B. Karnik-“Strikes in India
8. Memoria and Memoria “Dynamics of Industrial Disputes” Vol-I and II, Universal Law Publishing Co., Pvt., Ltd 1999
9. O.P. Malhotra, The law of Industrial Disputes, Universal Law Publishing Company, 1998.
10. Dr. Bhagyashree A. despande, Textbook on new labour and industrial laws

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Name of The Course	Optional Papers -VII
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Course Code	BAL/ 802			
	L	T	P	C
	3	1	0	4

Name of The Course	Public International Law			
Course Code	BA L/803			
	L	T	P	C
	3	1	0	4

**Course Objectives:**

1	To teach and discuss the important doctrines of international law. To help students understand both the legal and political aspects of international decisions and events.
2	It is my belief that international law cannot be discussed or understood without taking into account the political realities that surround every international dispute.
3	To encourage students to think more analytically, write more clearly, and present themselves effectively in class discussions and presentations. Specifically
4	Similarly, the outcome of many international political disputes is profoundly affected by international law.
5	Students should also improve their presentation skills in this class, and they should become better at explaining and defending their ideas to a group. Each student is also expected to write clearly and effectively

**Course Outcome:**

CO1	To develop a basic understanding the basic concepts of International Law and its complex nature.
CO2	Critically apply the notions, related to recognition and jurisdiction of State in International Law.
CO3	Students should also improve their presentation skills in this class, and they should become better at explaining and defending their ideas to a group. Each student is also expected to write clearly and effectively
CO4	Students will learn the legal perspective of important events of world history and current issues of international conflict and cooperation. We will specifically emphasize the historical development of these norms focusing on the contribution or lack of contribution of international law in prominent international disputes.

CO5	Students will learn the history of the development of international legal norms and how those norms affect important political issues in the United States. Much of our historical and contemporary discussion of international legal issues is to better inform our opinions about the future of the United States in an interdependent world.
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### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

### Course Contents:

<p><b>UNIT-1 : Introduction</b></p> <ul style="list-style-type: none"> <li>•Public International Law: Meaning, Scope and Definitions and Development</li> <li>•Theories of International Law: Naturalist, Positivist</li> <li>•3. International Law as Positive Morality</li> </ul>
<p><b>UNIT-II : Sources and Subjects of Public International Law</b></p> <ul style="list-style-type: none"> <li>• Treaties and Conventions: Pacta Sunt Servanda</li> <li>• Customs</li> <li>• General Principles of Law: Jus Cogens</li> <li>• Judicial Decisions: ex aequo et bono</li> <li>• Other Sources</li> <li>• 6. Subjects of International Law: States, Organizations, Individuals</li> </ul>
<p><b>UNIT-III : State: Sovereignty and Jurisdiction</b></p> <ul style="list-style-type: none"> <li>• Concept of State</li> <li>• State Sovereignty</li> <li>• State Territory: Land, Water and Air</li> <li>• State Jurisdiction: Civil and Criminal</li> </ul>
<p><b>UNIT-IV :</b></p> <p><b>A. Recognition and Succession Under Public International Law</b></p>

- Recognition of States: De Facto and De Jure
- Theories of Recognition: Constitutive, Declarative and Evidentiary 2. Collective Recognition
- Recognition of Insurgency and Belligerency
- State Succession: Concept, Kinds and Theories of Succession

#### **B. Law of The Sea**

- United Nations Convention on the Law of the Sea (v) I, II, II
- Territorial Sea, Contiguous Zone, Exclusive Economic Zone, Continental Shelf and the High Seas
- Agreement on Part XI of the UNCLOS

#### **UNIT-V: Individuals and Public International Law**

- Acquisition and Loss of Nationality: Statelessness, Refugees
- International Criminals: Asylum and Extradition

#### **Recommended Book's:**

1. Brownlie, Ian. Principles of Public International Law, by James Crawford, 2012.
2. Gideon Boas, Public International Law, Edward Elgar, 2012.
3. Anthony Aust, Handbook of International Law, 2nd Edition, Cambridge University Press, 2010
4. Shaw, Malcolm N. International Law. 6th ed. Cambridge University Press, 2008, Cambridge
5. Tim Hillier, Sourcebook on Public International Law, Routledge, 1998
6. Ian Brownlie, Principles of Public International Law, Oxford University Press, 2008

7. Lassa Oppenheim, Robert Jennings and Arthur Watts, *Oppenheim's International Law*, Oxford University Press, USA, 2008
8. Ian Brownlie, *Basic Documents in International Law*, Oxford University Press, 2008
9. Shearer, I. A. *Starke's International Law*. 11th ed. Eastern Book Co., 2007, Lucknow
10. Malcolm Nathan Shaw, *International Law*, Cambridge University Press, 2003
11. Joseph Gabriel Starke, Ivan Anthony Shearer, *Starke's International Law*, Butterworths, 1994
12. *Oppenheim's International Law*, 9th ed. Longman, 1992.
13. Prof. Hari Om Aggrawal "Public International Law" published by Central Law Publication, Allahabad
14. Cassese, Antonio, *International Law*, 2nd ed. Oxford University press.



Name of The Course	Clinical Paper II- Professional Ethics & Professional Accounting System & Research			
Course Code	BAL/804			
	L	T	P	C
	2	1	1	4

**Course Objectives:**

1	Professional ethics form the foundation in the lives of the lawyers.
2	Every person has been given the right to engage a lawyer of their choice to represent their case.
3	It means that lawyers have the constitutional obligation to take up the case of every person who approaches them for legal representation.
4	All clients approach the lawyer with hope and desire that their lawyers will zealously represent their case.
5	Have a discourse on the legal provisions, guidelines, and judicial decisions on the subject of professional conduct for advocates and on Contempt of Court Act;

**Course Outcome:**

CO 1	Interpret the transportation laws of India and comprehend emerging issues relating to it.
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CO2	Explain and analyse the legal issues relating to transportation.
CO3	The three factors of production are land, labour and capital.
CO4	The students have already been exposed to the issues to labour.
CO5	Land Law addresses the legal mandates set forth by a country in regards to land ownership students will be able to identify research areas, frame research questions and utilize the available on-line data basis.

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

### Course Contents:

<p><b>UNIT -1 : History of Legal Profession in India</b></p> <ul style="list-style-type: none"> <li>The study of legal profession in India in ancient, medieval and especially the changes which the profession underwent during British rule and other related aspects essential to understand the history of legal profession in India.</li> <li>It also includes Legal education especially to track changes in pre and post globalization in Indian scenario.</li> </ul>
<p><b>UNIT-II: Professional Ethics and Duties of Lawyers</b></p> <p>A. Need and necessity of ethics in the legal profession.</p> <p>B. Duties of lawyers towards-</p> <ul style="list-style-type: none"> <li>His clients,</li> </ul>

- Court including Bar and Bench relationship,
- Public,
- His fellow attorneys,
- Self,
- Society, etc., will also be undertaken for discussion.

C. Role played by a lawyer in the administration of justice and advocate's duty towards legal reform and duty to provide legal aid etc

### **UNIT-III : Advocates Act, 1961**

A. The Advocates Act, 1961 and relevant provisions of the Bar Council of India Rules

- Salient Features of the Act
- Admission and Enrolment of Advocates
- Disciplinary Actions
- Conduct of Advocates
- Rulemaking power of BCI and central government

### **UNIT-IV :**

**A. Rights and Limitations of such Rights**

- Right to practice, Right to argue his case, Right over his professional fees, Advocate's right to strike
- Conflicts of interests, lawyer's versus client's interests and limitations of the rights of lawyers including restrictions on advertising, bar from carrying on other professions, etc.

**B. Contempt Law and Practice**

- Introduction to Contempt of Court;
- Origin & Development; Constitutional Aspects;
- Object, Meaning and Kinds;
- Basis and Extent of contempt jurisdiction
- Contempt by Lawyers, Judges, State and Corporate Bodies;
- Contempt proceedings – Procedure;
- Exceptions & Defences;
- Remedies & Penalties

## **UNIT-V:**

### **A. Professional Accounting on Lawyers**

- Professional Accounting;
- Nature and Functions
- Accounting and Law;
- Need of accountancy for lawyers;
- BCI Rules;
- SC Rule

### **B. Autobiographies and True Accounts for Lawyers**

- K.V. Krishnaswami Aiyar's Professional Conduct and Advocacy: Being a Series of Lectures Delivered to Apprentices-at-law
- Justice Abbot Parry's Seven Lamps of Advocacy
- Charles W. Colson's Born Again
- Fali S. Nariman's Before Memory Fades
- B. V. Acharya's All from Memory: An Autobiography

### **Recommended Book's:-**

1. Raju Ramachandran, Professional Ethics: Changing Profession and Changing Ethics, LexisNexis, Butterworths. (2nd Edition, 2014)
2. J P S Sirohi, Sunil Sirohi, Professional Ethics, Accountancy For Lawyers and Bench Bar Relations, Edition: 8th Edition 2022, Reprinted 2023
3. D.N. Mathur, Professional Ethics, Accountability for Lawyers and Bench-Bar Relations, Edition: 1st Edition, 2019 Reprint 2023
4. S R Myneni, Professional Ethics, Accountancy For Lawyers And Bench Bar Relation Edition: 2nd Edition 2020, Reprinted 2023
5. S. Shilpa Dhongre, Commentary on Advocates Act, 2011.
6. P. Ramanatha Aiyer, Legal & Professional Ethics- Legal Ethics, Duties & Privileges of a Lawyer, Wadhwa Publications, Nagpur. (3rd edition, 2010)

7. K.V. Krishnaswami Aiyar, Professional Conduct and Advocacy: Being a Series of Lectures Delivered to Apprentices-at-law, Read Books, 2007
8. P.B. Mukharji, Professional Ethics of the Advocate, University of Burdwan. (1975)
9. V.R. Krishna Iyer, Law, Lawyers and Justice, B.R. Publishing Corp. Delhi. Bar Council of India Rules
10. Samraditya Pal, The Law of Contempt- Contempt of Courts and Legislatures, LexisNexis.

Name of TheCourse	Optional Papers -VIII			
Course Code	BAL/ 805			
	L	T	P	C
	3	1	0	4

Name of TheCourse	Internship			
Course Code	BAL/ 806			
	L	T	P	C
			2	2

**MATS UNIVERSITY**

**MATS LAW SCHOOL**

**SYLLABUS**

**B.A.LL.B: 2021-2029**

**SEMESTER - IX**

S. N	Course Codes	Subject's	L	T	P	20 Credits	Assessment		Total
							Pattern		
							IA	ETE	
1.	BAL/901	Direct Taxation	3	1		4 Credit	30	70	100

2.	BAL /902	Clinical Paper-III: Drafting, Pleading and Conveyancing	2	1	1	4 Credit	40+30	30	100
3.	BAL /903	Private International Law / Conflict of Law	3	1		4 Credit	30	70	100
4.	BAL /904	Labour Law-II	3	1		4 Credit	30	70	100
5.	BAL /905	Information Technology and Cyber Law	3	1		4 Credit	30	70	100
6.	BAL /906	Internship			2	2 Credit	-	-	100

Name of The Course	Direct Taxation			
Course Code	BAL/901			
	L	T	P	C
	3	1	0	4

**Course Objectives:**

1.	To provide students with an understanding of the general principles of taxation from a multidisciplinary perspective: legal, social and economic.
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2.	To familiarize students with the concepts of direct taxation.
3.	To know understand concepts and importance of direct tax.
4.	To understanding the status of persons and industries.
5.	To classification of allowances and calculation of income from salaries

**Course Outcomes:**

CO1	To understand the foundational and practical elements of tax system prevailing in India.
CO2	To apply and validate the co-relation between tax and development in a country.
CO3	To know understanding the status of persons and industries.
CO4	To appraise the taxation laws in India especially Income Tax Act.
CO5	To know understand concepts and importance of direct tax and understanding the status of persons and industries.

**Continuous Assessment Pattern**

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

**Course Contents:**

<p><b>UNIT- I : Introduction</b></p> <ul style="list-style-type: none"> <li>• History of taxation in India</li> <li>• Classification of Taxation</li> <li>• Difference between Direct Tax and Indirect Tax</li> <li>• Characteristics of Tax, Fee and differences between both</li> <li>• Meaning of Tax, Cess and Surcharge</li> <li>• Objectives of Taxation</li> <li>• Tax Structure in India</li> <li>• Basic Concept of Tax Avoidance, Tax Evasion and Tax Planning and its distinction</li> <li>• Effect of Tax Avoidance and Tax Evasion</li> </ul>
<p><b>UNIT-II : Meaning And Concept of Income &amp; Incomes Which Do Not Form Part of Total Income</b></p> <ul style="list-style-type: none"> <li>• Introduction</li> <li>• Important Definitions: (i) Assessee [Section 2(7), (ii) Assessment Year Section 2(9), (iii) Previous Year Section 3, (iv) Income Section 2(24), (v) Person</li> </ul>



- Residential Status of Assessee
- Scope of Total Income
- Charge of Income Tax
- Agricultural Income and Its Tax Treatment
- Incomes which do not form Part of Total Income

### **UNIT-III : Various Heads of Income Under the Income Tax Act, 1961**

- Income Under the Head “Salaries”- (i) Introduction Basis of Charge (ii) Meaning and Characteristics of Salary (iii) Relationship of Employer and Employee (iv) Allowances and Perquisites (v) Deductions from Gross Salary
- Income Under the Head “House Property” – (i) Basics of Charge (ii) Determination of Annual Value (iii) Concept of Deemed Ownership
- Profit and Gains From Business / Professions:  
(i) Meaning of terms ‘Business’ or ‘Profession’ (ii) Income Chargeable to Tax under the Head Business or Profession (Section 28) (iii) Scheme of Deductions and allowance (iv) Expenses which are not allowed
- Income from “Capital Gains”- (i) Capital Gains (ii)Capital Asset (iii) Short-term & long-term Assets
- Income from “Other Sources”-(i) Income Chargeable Under the Head ‘Income from Other Sources’ (ii) Income from Family Pension (iii) Taxation of Dividends

### **UNIT- IV : Corporate Taxation**

- Meaning of Corporate Taxation & MAT (minimum alternate tax)
- Merger & Amalgamation and tax treatment
- Special provisions to Corporate Tax
- Dividend distribution tax
- Corporate Tax Planning
- STT (security transaction tax)

### **UNIT -V :**

#### **A. Assessment**

- Filing of Return
- General Return
- Belated Return

- Revised Return
- Defective Return
- Types of Assessment
- Self-Assessment
- Summary Return
- Scrutiny Return
- Best Judgment Assessment
- Income escaping Assessment
- Search Assessment
- Limitation of Time
- Survey
- Search and Seizure

**B. Exemption And Deductions**

- Income not forming part of total income
- Specific Deduction under the provisions of tax statute.
- Deduction available to Individuals U/S 80C
- Deduction in respect of Medical Policy & Treatment
- Deduction on Educational loan
- Deduction in respect of funds
- Deduction in respect of infrastructure Development
- Set off & Carry forward
- Intra Head Set off
- Inter Head Set off
- Carry forward & Set off of House property loss
- Carry forward & Set off of Business loss
- Carry forward & Set off of Capital loss
- Rebates & Reliefs.

**Recommended Books: -**

1. Dr.V.K. Singhanian & Dr.Monica Singhanian, “Direct Tax Law & Practice”,49<sup>th</sup> Edition,2017-18, Taxmann Publications Pvt.Ltd., NewDelhi.

2. Kanga, Palkiwala and Vyas, "The Law and Practice of Income Tax", 10<sup>th</sup> Edition, Vol. I & II, Lexis Nexis Butterworths, 2014.
3. Dr. V. Gaurishanker, "Principle of Taxation", First Print, Wolters Kluwer, New Delhi, 2007.
4. Dr. Girish Ahuja & Ravi Gupta, "Professional Approach to Direct Taxes: Law and Practice", 19<sup>th</sup> edition, Bharat Publication, New Delhi, 2012-13.
5. S. Rajatanam, "Tax Planning (Issue, Ideas, Innovations)", Bharat Publication, New Delhi, 2009
6. Sampat Iyenger's "Income Tax Law", 11<sup>th</sup> edition, Bharat Publication, 2012.
7. Geoffrey Morse and David Williams, "Davies: Principles of Tax Law", Sweet & Maxwell Publication, 2010.
8. Chaturvedi & Pithisaria, "Income Tax Law", 5<sup>th</sup> Edition, Wadhwa & Company, 2010.
9. Bhagawath Prasad, "Direct Taxes Law and Practice".
10. V.S. Date, "Indirect Taxes".
11. Sareen, V.K., & Sharma, A. (nd). Indirect Tax Laws, (latest edition), Kalyani publications.
12. Dr. Vinod & K Singharia, "Direct Taxes, Law and Practice".
13. S. Bhattacharya, "Indian Income Tax Law and Practice".

Name of The Course	DRAFTING, PLEADING AND CONVEYANCING			
Course Code	BAL/902			
	L	T	P	C
	2	1	1	4

### Course Objectives:

1.	To introduce the general principles of drafting, pleading and conveyancing.
2.	To equip the students to improve their ability to draft common legal documents
3.	To introduce the forms and content of the document produced before the courts while trying cases
4.	To explain the different procedure followed in drafting different types of pleadings and documents.
5.	To train the students with skills to draft the essential legal documents.

### Course Outcomes:

CO1	To draft different types of plaints, applications and petitions to be filed in various courts as per the respective jurisdictions.
CO2	To understand the procedural requirements to initiate civil, criminal, appellate jurisdiction, writ jurisdiction and extra ordinary jurisdiction and the procedure to be followed for filing Documents before the court for the conduct of trial.
CO3	To draft documents like sale deed, lease deed, gift deed, etc which conveys some right over the property by one person to another.
CO4	To know Analyze and apply general principles of drafting and conveyancing.
CO5	To Use effective writing techniques to draft different types of legal documents.

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
40+30	30	100

## **Course Contents**

**UNIT – I : Pleading: (i) Civil: General Principles of Pleadings with Special Reference to as follows:**

- Complaint and written statement with reference to the suits mentioned below :-
- Money Suit
- Ejectment Suit
- Injunction
- Inter locutory application under the provisions of C.P.C.
- Suits under Hindu Marriage Act, 1955
- Suits for Specific Performance of Contract
- Original Petition
- Affidavit
- Execution Petition
- Memorandum of Appeal and Revision
- Petition under Articles 226 and 32 of the Constitution of India.

**UNIT – II**

- Criminal: - Criminal Pleadings with respect to the following:-
- Drafting of First Information Report (FIR U/S.)
- Drafting of a complaint petition before a magistrate.
- Drafting of Challan / Charge sheet.
- Drafting of Charge proceedings by the Court.
- Complaints for Commission of offences u/s 294, 323/324, 325, 341, 352 and 506 in criminal case proceedings.
- Criminal Miscellaneous Petition. Inter locutory Application.

**UNIT – III**

- Drafting of Bail Application u/s 436 and 437 of Cr.P.C.
- Drafting of Anticipatory Bail Application u/s 438, Cr.P.C.
- Drafting of Cancellation of bail application u/s 439 (i) and (ii) of Cr.P.C.
- Right to Maintenance application U/s 125-128, Cr.P.C.
- Memorandum of Appeal and Revision.

**UNIT – IV**

- Conveyance on : General Principles of Conveyancing with special reference to the following :-

- Notice to the tenant under section 106 of the transfer of property Act.
- Notice u/s 80 C.P.C.
- Reply to Notice ,
- Sale agreements.
- Will
- Sale Deed
- Mortgage Deed
- Lease Deed
- Exchange Deed
- Gift Deed
- Will Deed
- General Power of Attorney
- Promissory Note

#### **UNIT – V**

##### **PART – A**

- a) C.G. High Court Rules and Orders (Civil)
- b) C.G. High Court Rules and Orders (Criminal)

**PART – B** - will be based on the practical work carrying 30 marks including 10 marks of viva- voce. Practical Students will be required to attend the Civil Court for 5 days. The student will observe the proceedings of the Court and take down notes thereon.

#### **Recommended Books: -**

1. Dr. N. Maheshwara Swamy Text Book of Drafting, Pleadings & Conveyancing. 18 June 2024
2. Krishna Keshav singhal's drafting pleadings and conveyancing edition 2024
3. Dr. Y.S. Sharma | The Law of Pleadings, Drafting and Conveyancing ,. 12 September 2023
4. Dr. Rakesh Kumar Singh and Souvik Dhar , Drafting, Pleading & Conveyancing, 5 June 2022
5. Kant Mani Advocate Pleading, Drafting and Conveyancing, 1 January 2021
6. R.N.Chaturvedi Pleadings, Drafting & Conveyancing,. 1 January 2018
7. Dr. Medha Kolhatkar Drafting Pleading And Conveyancing By Dr. Medha Kolhatkar ,Edition 2019-2020
8. A.N. Chaturvedi, Pleading, Conveyancing and Legal Ethics, Allahabad Law Agency , 2013.
9. G.C. Mogha, Mogha's Law of Pleadings in India, with Precedents, EBC, 18<sup>th</sup> Edition, 2013.

10. A B Kafaltiya, Textbook on Pleadings, Drafting & Conveyance, Lexis Nexis, Second Edition, 2019.
11. Sahni and B.L. Bansal, Civil Pleadings and Art of better drafting—Principles, Procedure & Practice along with model forms of Suits, Applications, Written Statements and replies under civil law, JBA, 2013.

Name of The Course	PRIVATE INTERNATIONAL LAW / CONFLICT OF LAW			
Course Code	BAL/903			
	L	T	P	C
	3	1	0	4

#### Course Objectives:

1.	The course aims to provide a general grounding in private international law across most areas of civil and commercial matters,
2.	To focusing primarily on jurisdiction, recognition and enforcement on choice of law.
3.	The core of private international law consists of the rules of conflict of jurisdictions.
4.	To determine the conditions for the recognition and enforcement of foreign decisions and the rules of conflict of laws
5.	Globalization, the importance of international migratory flows and the free movement of people, services, goods and capital within the internal market of the European Union, lead to situations, which are linked to several legal systems, that prerogatives must be clarified.

#### Course Outcomes:

CO1	To recognize whether principle, conflict of laws are applicable in any case Involving foreign element.
CO2	To identify the issue of Jurisdiction of a court in any case, where foreign element is involved.
CO3	To identify the challenges of a court in any case interpretation of foreign proceeding.
CO4	To understand whether a foreign judgment can be recognized and executed by Municipal courts.



CO5	To distinguish the conflict between norms of Private International Law in Common Legal System and Civil Law System.
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### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

### Course Contents:

#### Unit-I: Introduction

- Definition of Conflict of Laws; Its Functions and why is it important.
- Difference between Public and Private International law.
- Development and History - England and India - a Comparative Study.
- Modern theories: Statutory, Territorial, International,
- Local Law and Justice. Stagesina Private
- International law: Choice of Jurisdiction & Choice of law.
- Unification of Private International Law

#### Unit-II: Choice of Jurisdiction (First Stage)

- Meaning, Basis, Limitations,
- C.P.C. provisions regarding jurisdiction-ss.15-20,83,84, and 86.
- Kinds of jurisdiction: Actions in Person am (Contract),
- Actions in Rem (such as matrimonial causes and probate),
- Admiralty action (SVI the Admiralty Courts Act),
- Discretionary jurisdiction (inherent jurisdiction) (Indian Context: ss. 10 and 151 of C.P.C.)
- Incidental Question and Time Factor in private International Law.
- Limitations on application or exclusion of foreign law: When foreign law is excluded: grounds-Public Policy,

- Revenue Laws and Penal Laws.

### **Unit-III: Choice of Law (Second Stage)**

- Classification/Characterization/Categorization –allocation of category to the foreign element case.
- Necessity for Classification (different legal concepts with different content – matters like domicile, talaq and dower in different legal systems. What are Connecting factor.
- Selection of Lex Causae through Connecting Factor.
- Meaning & Application of Lex Causae - Renvoi: Partial and Total (Foreign Court Theory) - critical analysis of Renvoi - Indian position. Property: Distinction between movable and immovable property,
- Immovable's governed by Lex Situs, Succession to immovable property–lexpatrae, Movables: tangible and intangible- chooses in possession and chooses in action in English Law,
- Transfer of Tangible Movables: Different theories, Assignment of Intangible Movables, Kinds of assignment-voluntary and involuntary, Formal and essential validity.
- Succession: Testate and Intestate (Involuntary Assignment) - relevant provisions of Indian Succession Act,
- Wills- Formal and Essential Validity, Capacity-Lex Domicilii to make will (movables generally), In case of immovables, Lex Situs governs.

### **Unit -IV: Concept of Domicile**

- Concept of Domicile, Nationality, Citizenship & Habitual Residence,
- General principles / fundamental Principles, Elements- intention and residence.
- Kinds: Domicile of Origin, Choice, Dependence (Married women's position in English and Indian laws) & Corporation.

### **Unit -V: Marriage, Matrimonial Causes, Legitimacy and Legitimation, Adoption**

- Concept & Kinds, Marriage in India from partially polygamous towards monogamous type and total sacrament to secularization.
- Questions of Formal and Essential validity: Formal validity by lexloci celebration is & Essential/ material/ intrinsic validity.
- Concept of Matrimonial Cause (Relief), Available Reliefs: Divorce, Nullity, Judicial Separation, Restitution of Conjugal Rights (in English law), Choice of Jurisdiction and Choice of Law to be examined.
- What is legitimacy and law which governs legitimacy, Legitimation – Meaning & Concept, Effect & Legitimation and Succession. Recognition of Foreign Adoptions, Adoption

by foreign Parents, Jurisdiction under Indian and English Law, Inter Country Adoption & Hague Convention 1993.

**Unit-VI: Contracts**

- Contract- a leading relationship in private international law system.
- Validity of contracts.
- Capacity to contract-Main four theories Lex Loci, Lex Domicilii, lex situs and proper law.
- Formal validity- lexloci contract us governs.
- Essential validity- proper law is usually accepted as governing. Discharge of contract - Lex loci solutions governing.
- Doctrine of "proper law" of contract subjective and objective Theories Statement of Facts.

**Recommended Books:**

1. Paras Diwan, "Private International Law", 4<sup>th</sup>Edn., Deep & Deep Publications, New Delhi (1998).
2. Atul Setalwad, "Conflict of Laws", 3<sup>rd</sup>Edn., LexisNexis, Delhi (2014).
3. C.M.V. Clarkson & Jonathan Hill, "The Conflict of Laws", 4<sup>th</sup>Edn., Oxford University Press, Oxford, 2011.
4. David Hill, "Private International Law Essentials", Dundee University Press Ltd., 2015
5. Adrian Briggs, "Conflict of Laws", 3<sup>rd</sup>Edn., Oxford University Press, Oxford, 2013.
6. Cheshire, North & Fawcett, "Private International Law", 14<sup>th</sup>Edn., Oxford University Press, Oxford, 2006.
7. David Mcclean, Veronica Ruiz Abou-Nigm, "The Conflict of Laws", 9<sup>th</sup>Edition, Sweet & Maxwell, 2018
8. Prof.Lakshmi Jambholkar & Prof.Rahmatullah Khan, "Private International Law", Universal Law Publishing, 2018

Name of The Course	LABOUR LAW -II			
Course Code	BAL/904			
	L	T	P	C

	3	1	0	4
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Course Objectives:

1.	The twentieth century witnessed the development of Industrial jurisprudence in the country.
2.	The growth of industrial jurisprudence can significantly be noticed not only from the increase in labour and industrial legislations but also from a large number of industrial law issues decided by the Supreme Court and High Courts.
3.	This has directly affected a large population of the country consisting of industrialists, workmen and their families.
4.	To A Constitution inspired by the vision of social justice is committed to the cause of upliftment of labour.
5.	To Well balanced industrial development leads to increased productivity which in turn is a factor of national progress.

Course Outcomes: After successful completion of the course, the students will be able to:

CO1	Analyze the philosophical undercurrents of social security, constitutional provisions and developments at the international level.
CO2	The salient features of industrial disputes and trade unions power and function also to integrate the knowledge of Labour Law in General HRD Practice.
CO3	Discuss the intricacies involved in the payment of wages, especially the deductions.
CO4	Comprehend the legal nuances involved in the payment of bonus and its foundations.
CO5	Apply the legal provisions in the contemporary debate on Employees Provident Fund and workers' vulnerability in India.

Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

Course Contents:

<p><b>Unit-I: Minimum Wages Act, 1948</b></p> <ul style="list-style-type: none"> <li>The concept of Social Security, constitutional foundations and the role of ILO.</li> <li>Objects, salient features, applications and definition of the Act, 'scheduled employment', minimum wages and fixation of minimum wages, employee, overtime, piece work, claims,</li> </ul>
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offences and penalties, exemptions and exceptions.
<p><b>Unit- II: The Payment of Wages Act, 1936</b></p> <ul style="list-style-type: none"> <li>• Objects, salient features, application and definitions, Payment of wages and deductions from wages, authorities under the Act and procedures,</li> <li>• Penalty for offences under the Act.</li> </ul>
<p><b>Unit- III: The Payment of Bonus Act, 1965</b></p> <ul style="list-style-type: none"> <li>• Objects, salient features, application and definitions,</li> <li>• Payment of wages and deductions from wages, authorities under the Act and procedures, penalty for offences under the Act.</li> </ul>
<p><b>Unit-IV: The Employees Provident Fund &amp; Miscellaneous Provisions Act, 1952</b></p> <ul style="list-style-type: none"> <li>• Objects, salient features, application and definitions; EPF Scheme; employees' pension scheme, Protection against attachment, priority of payment if contributions over other debts,</li> <li>• penalties, offences by companies, establishment exempted from EPF Act, Transfer of Account and liability in case of transfer of establishment.</li> </ul>
<p><b>Unit -V: Maternity Benefit Act, 1961</b></p> <ul style="list-style-type: none"> <li>• Objects, salient features, application and definitions, prohibition of employment during certain periods,</li> <li>• Right to payment of maternity benefit; powers and duties of inspectors.</li> </ul>
<p><b>Unit- VI: Factories Act, 1948</b></p> <ul style="list-style-type: none"> <li>• Introduction, Scope, Applicability, Definitions: factory, occupier, manufacturing process, hazardous process, worker, approval,</li> <li>• Licensing and Registration of Factories, Notice by Occupier, Duties of Occupier and Manufacturer, Health, Safety and Welfare Measures, working hours of Adults,</li> <li>• Employment of Young Persons, Leaves and Wages, Special Provisions.</li> </ul>

**Recommended Books: -**

1. Bhatia, S.K. Constructive Industrial Relations and Labour Laws. New Delhi: Deep and Deep Publications, 2003.

2. Kumar,H.L. Labour Problems and Remedies. New Delhi: Universal Law Publishing,
3. Kumar,H.L. Obligation of Employee Under Labour Law. New Delhi:Universal Law Publishing, 2005.
4. Kumar, Sanjeev.Industrial and Labour Laws. New Delhi: Bharath Law House Private Limited, 2005.
5. Pillai, K.Madhavan.Labour and Industrial Law, Allahabad: Central Law Agency, 1998.
6. Maslhotra,O.P. The Law of Industrial Dispute, Vol. 1& 2, Lexis Nexis, India, 2004.
7. Malik,P.L. Handbook of Industrial Law.10<sup>Th</sup>ed.,Lucknow:EasternBook Company, 2006.
8. Pai,G. B. Labour Law in India. New Delhi: Butterworth, 2001.
9. Rao,E.M. Industrial Jurisprudence, New Delhi: Lexis Nexis (India), 2004.
10. Mishra,S.N. Labour and Industrial Laws,22<sup>nd</sup>ed.Allahabad:CentralLaw Publications, 2006.
11. Sharath, Babu. Social Justice and Labour Jurisprudence. New Delhi: Sage Publication, 2007.
12. Sharma,J.P. Simplified Approach to Labour Laws. New Delhi: Bharath Law House Private Limited, 2006.
13. Sharma,Usha. Labour Movement in India:Pre-Independence Period,Vols.1&2 Cambridge: Vista Publications, 2006.
14. Indian Law Institute, Labour and Industrial Relations:Cases and Materials,2006.
15. Srivastava,S.C. Labour Law & Labour Relations: Cases and Materials. New Delhi: Indian Law Institute, 2007.
16. Vashishth,Vikas Industrial and Labour Laws Including Environmental Laws: EnvironmenttoWorkmen,Vol.1&2.New Delhi:Bharat Law House, Private Limited, 2004.

Name of The Course	Information Technology Act. & Cyber Law			
Course Code	BAL/905			
	L	T	P	C
	3	1	0	4

### Course Objectives

1.	Information Technology becomes an indispensable facet of human civilization. which keep pace with this swift changes one need to have an acquaintance of the functioning of this information technology ecosystem.
2.	The Information Technology Act, 2000 provides legal recognition to the transaction done via electronic exchange of data and other electronic means of communication or electronic commerce transactions.
3.	The student involves the use of alternatives to a paper-based method of communication and information storage to facilitate the electronic filing of documents with the Government agencies.
4.	To know about the legal recognition to all transactions done via electronic exchange of data or other electronic means of communication or e-commerce in place of the earlier paper-based method of communication.
5.	<p>The Act applies to offences or contraventions committed outside India. Any Senior police officers and other officers can enter any public place and search and arrest without warrant</p> <ul style="list-style-type: none"> <li>• To provide a holistic view of the practical aspects of global Cyber Law and Security.</li> <li>• To impart knowledge about security breaches and frauds</li> <li>• To teach about emerging trends in Cyber Law jurisprudence</li> <li>• To help participants gain insights on the various provisions that countries around the world have in place for cyber crimes and other aspects of Cyber Law.</li> <li>• To provide a perspective on the legal ramifications of different activities on the World Wide Web.</li> </ul>

### Course Outcomes

CO1	On the completion of the course, the participants will be able to know about the information technology law and cyber law, that has assumed a great importance in recent time as a result of the recognition that “knowledge is property”. and the IT act show about the liability of Information Technology Act and its amendments along with applicable rules.
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CO2	The creations of the human brain as IP are required to be understood and protected. Apart from the statutory provisions related to cyberspace, this syllabus also gives due emphasis on the social, intellectual property issues and legal analysis of new emerging technologies of Cyberspace and cyber law inside domain.
CO3	Information Technology Act and intellectual property is one of the fastest growing subjects all over the globe because of its significance and importance in the present era. .
CO4	To understand about the legal recognition to digital signatures for the authentication of any information or matters requiring authentication.
CO5	To know the legal sanction and also facilitating the electronic transfer of funds between banks and financial institutions.

### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

### Course Contents:

#### **UNIT- I : Information technology Act A brief overview of Information Technology Act, 2000**

- IT Act 2000 vs. IT Amendment Act 2008
- Relevant provisions from Bhartiya Nyaya Sanhita,. Bhartiya Sakhya Adhiniyam -2023,
- Contracts,
- Specific contracts,
- Reserve Bank of India Act, etc
- E – commerce
- E – governance
- E-contract
- Law relating to liabilities of intermediaries

#### **UNIT –II : Concept of Electronic Signature and Digital Signature**

- Relevance of Signature, Handwritten signature Vs Digital Signature.
- Technological Advancement and development of signature
- Digital Signature: IT Act, 2000 Cryptography,
- Public Key and Private Key, Public Key Infrastructure,
- Electronic Signature Electronic Signature vs. Digital Signature,
- UNCITRAL Model Law on Electronic Signature.



### **UNIT –III : Origin and meaning of Cyberspace; Cyberspace vs. Physical space;**

- Legal issues in Cyberspace; Need of Regulation for Cyberspace;
- Different Models of Cyberspace Regulation.
- The Information Technology Act 2000 and Leading Cases Provision of ITA 2000, it includes introduction, need, coverage, definition digital signature,
- Electronic record certifying authorities, electronic governance, their regulation, penalties,
- Cyber regulation appellate tribunals under ITA act and following leading cases.

### **UNIT- IV: Cyber Crimes,**

- Cyber crimes – definitions, nature, scope and objectives.
- Conventional Crimes vs Cyber Crimes, Types of Cyber Crimes,
- Cyber offences covered under the Information Technology Act, 2000,
- Cyber offences and other laws,
- Bhartiya Nyaya Sanhita, Socio-economic offences, POCSO etc.),
- Issues relating to investigation of cyber crimes in India.
- Cyber Contravention, Cybercrime vs Cyber Contravention,
- Civil Liabilities and Adjudication.

### **UNIT -V: Data Protection And Privacy Concerns In Cyber space**

- Need to protect data in cyberspace. Types of data,
- Legal framework of data protection,
- Data protection bill an overview, GDPR, Concept of privacy, Privacy concerns of cyberspace, Constitutional framework of privacy,
- Judicial interpretation of privacy in India.
- Appreciation Of Electronic Evidence: Concept of Electronic Records and Electronic Evidence, Recognition of electronic records under the UNCITRAL Model Law & IT Act.
- Types of Electronic Evidence,
- Sources of electronic evidence,
- Technical Issues in collection of electronic Evidence.
- Chain of custody of electronic evidence.
- Admissibility of electronic evidence under Indian laws.

**Recommended Book's : -**

1. Rodney D Ryder & Nikhil Naren, Internet Law-Regulating Cyberspace and emerging Technologies, Bloomsbury ,2020
2. N S Nappinai, Technology Laws Decoded, Lexis Nexis, 2017
3. Vakul Sharma, Information Technology Law and Practice, Universal Law Publishing,2017
4. Chris Reed, Internet Law-Text and Materials, Universal Law Publishing Co., New Delhi, 2nd Edition, 2005
5. Ian J Lloyd, Information Technology Law, Oxford University Press, 7th→ Edition, 2014
6. Nandan Kamath, Law Relating to Computers Internet→ & E Commerce Universal Law Publisher, 5th Edition, (2012)
7. Aparna Viswanathan, Cyber Law Indian and International Perspectives, Lexis→ Nexis, 2012
8. Karnika Seth, Computers, Internet and New Technology Laws, comprehensive reference work with special focus on developments in India. Lexis Nexis, Updated Edition 2016.
9. Anirudh Rastogi, Cyber Law, Lexis Nexis, 2014.
10. Pavan Duggal Cyber Law, Universal Law Publishing Company Private Limited, 2014 Edition.
11. Talat Fatima, Cybercrimes, Eastern Book Company, Lucknow, Second→ Edition, 2016.
12. Apar Gupta, Commentary on Information Technology Act, 3rd Edition, Lexis→ Nexis, 2016.

**Case study for references:-**

- K. S. Puttaswamy Vs Union of India, (2017) 10 SCC 1
- .Shreya Singhal Vs. Union of India, (2015) 5 SCC 1
- Panavision International, LP Vs. Toeppen, 945 F Supp 1296 (CD Cal 1996)
- Zippo Manufacturer vs Zippo. Com. 952 F Supp. 1119 (DCWD Pa 1997)
- Yahoo! Inc. and Yahoo France Vs. UEJF & LICRA. 145 F. Supp 2d 1168 ,1179 (N.D. Cal 2001)
- Casio India Company Limited Vs. Ashita Tele Systems Private limited (2003) 27 PTC 265 (Del).
- India TV, Independent News Service Pvt. Ltd. Vs. India Broadcasting Live, LLC, (2007) 145 DLT 521
- Banyan Tree Holdings (Pvt.) Ltd. Vs. Murali Krishnan Reddy 2008 (38) PTC 288(Del)
- Renaissance Hotel Holdings Inc. Vs. B. Vihaya Sai and anr. 2009
- Nirmaljit Singh Narula Vs. Indijobs at Hubpages.com ,2012 19. Kharak Singh vs. State of UP (1964) 1 SCR 332 20.

Name of The Course	Internship			
Course Code	BAL/906			
	L	T	P	C
			2	2

- Internship program is designed in the law course basically to provide practical knowledge about the subject, which they study in classroom.
- In class student become aware of the practical aspect of law but in internship they understand the use of law in court and how such class room study will be beneficial in courts as a law interneer.
- It is a compulsory course and the period for internship is 4 weeks.
- Feedback certificate from the employer and a comprehensive report of their -experience is to be submitted. After submission there will be a Viva-voce by the -concerned faculty and Internship coordinators.

**MATS University**

**MATS Law School**

**B.A.LL. B 2024-2029**

**SYLLABUS**

**SEMESTER- X**

S. N	Course Codes	Subject's	L	T	P	20 C	Assessment		TOTAL
							Pattern		
							IA	ETE	
1.	BAL/ 1001	C.G. Land Revenue Code and Other Local Laws	3	1		4 credits	30	70	100
2.	BAL/ 1002	Indirect Taxation	3	1		4 credits	30	70	100
3.	BAL/ 1003	Clinical Paper IV- Public Interest Lawyering, Legal Aid and Para Legal Services	2	1	1	4 credits	30	70	100
4.	BAL/ 1004	Human Rights	3	1		4 credits	30	70	100

5.	BAL/ 1005	Seminar Paper	2	1	1	4 credits	100		100
6.	BAL/ 1006	Internship			2	2 credits	100		100

Name of The Course	C.G. LAND REVENUE CODE AND OTHER LOCAL LAWS			
Course Code	BAL 1001			
	L	T	P	C
	3	1	0	4

### Course Objectives

1	The course aims to develop insights to the actual working of the Central Legislation as well as State Legislation on Land Laws
2	The student can know the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013. <b>State Legislation</b> - Chhattisgarh Land Revenue Code, 1959 & Chhattisgarh Rent Control Act, 2011.

3	To further the understanding of the various concepts under Central and State legislations such as Tenant, Rent, Revenue, Tenure Holder, Acquisition of Land,
4	The Process of Consolidation, Public Purpose, Eminent Domain, Fair Compensation, Land Acquisition, Rehabilitation, Resettlement
5	To explain the role of various authorities who are given power under the above-mentioned laws and their powers under different levels of legislations.

**Course Outcomes:** After successful completion of the course, the students will be able to:

CO1	To help understand the history, importance and basic concepts of Land Laws
CO2	To understand various Land Reforms in India.
CO3	To help them understand rights and liabilities of landlord and tenant.
CO4	To state historical and social explanation and nature of commonly used agencies and machinery involved in the process of rehabilitation and resettlement after land acquisition
CO5	To assess the role and nature of governmental and other agencies for meeting problem of land acquisition in India.

#### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

#### Course Content:

##### **UNIT- I : Introduction To Chhattisgarh Land Revenue Code, 1959.**

- Short title, extent and commencement.
- Object and definitions.

- Board of Revenue, Revenue Court and Revenue Officers.
- Appeal, Revision & Review

**UNIT- II : Land Revenue, Revenue Survey & Settlement.**

- Theory of Eminent Domain.
- Concept of holding, Land revenue and its liability.
- Assessment of Land revenue.
- Revenue Survey, Demarcation, Settlement, Assessment Rates

**UNIT -III : Land Records**

- Patwari and Revenue inspector circles.
- Field Map, Record of Rights.
- Kisan Kitab, Disputes regarding entry.
- Realisation of Land Revenue
- Tenure holders, Bhumiswami, Right of transfer, Lease and Exchange of land.
- Abandonment, Partition & Disposal of Holdings

**UNIT- IV : Rights in Abadi and Unoccupied Land and its Procedure.**

- Nistar Patrak, Record of unoccupied land.
- Wajib-ul-arz.
- Reinstatement of Bhumiswami improperly dispossessed.
- Exclusive jurisdiction of revenue authorities.

**UNIT -V: Introduction To Chhattisgarh Rent Control Act, 2011.**

- Short title, extent and commencement.
- Definitions and Exemptions.
- Tenancy Agreement and Rent Agreement.
- Constitution of Rent Control Tribunal and Rent Controller.
- Powers and functions of Rent Control Tribunal & Rent Controller.
- Execution of the Order
- Rights and obligations of Landlords and Tenant (Schedule 1 to 4)
- Appeals in case of dispute.

**UNIT- VI: Right To Fair Compensation, Rehabilitation and Resettlement Act, 2013.**

- Procedures as to Notification and Acquisition.
- Awards by Collector.
- Rehabilitation and Resettlement Award and Its Procedure
- Special powers in case of urgency to acquire land in certain cases.
- Special provisions for Scheduled Castes and Scheduled Tribes.
- Parameters to be considered by Collector in determination of Award.
- Offences and Penalties under the Act.

### Recommended Books:

1. M.L. Jindal, M.P./Chhattisgarh Land Revenue Code, 1959., M. Rajkamal Publications, Indore.
2. R. Chakraborty, Law of Land Acquisition and Compensation, Orient Publishing Company
3. Dr. N. Maheshwara Swamy Lectures on Land Laws, 2023
4. Prof. Dr. Rega Surya Rao LAND LAWS 2020
5. Kanwal D.P. Singh Land Laws (Including Land Acquisition and Rent Laws)2016
6. S.R. Myneni Land Laws by (4th Edition 2023)
7. Krishan Keshav Land Law (Law and Real Estate Laws) 2019
8. Mayank Madhaw LAND LAW (Land & Real Estate Laws) 202

Name of The Course	INDIRECT TAXATION			
Course Code	BAL/ 1002			
	L	T	P	C
	3	1	0	4

### Course Objectives:

1	To provide students with an understanding of the general principles of taxation from a multidisciplinary perspective: legal, social and economic.
2	To familiarize students with the concepts of indirect taxation.
3	The importance and relevance of taxation. and a brief history of the Federal income tax.



4	This Concept of income tax, heads of income, including foreign income assessment procedures, adjudication and settlement of tax disputes are the focus points of study
5	To understand the procedure for imposing tax and scope of reformation, if any.

**Course Outcomes:** After successful completion of the course, the students will be able to:

CO1	To understand the foundational and practical elements of tax system prevailing in India.
CO2	To apply and validate the co-relation between tax and development in a country.
CO3	To analyze the knowledge of the provisions of direct and indirect tax laws to varioussituations in actual practice.
CO4	To appraise the taxation laws in India especially GST Laws.
CO5	The students of law are required to know the impact of taxation on business transactions.

#### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

#### Course Content:

<p><b>UNIT-I: Introduction</b></p> <ul style="list-style-type: none"> <li>• Constitutional framework of Indirect Taxes before GST (Taxation Powers of Union &amp; StateGovernment)</li> <li>• Concept of VAT: Meaning, Variants and Methods</li> <li>• Major Defects in the structure of Indirect Taxes prior to GST</li> <li>• Rationale for GST</li> <li>• Structure of GST (SGST, CGST, UTGST &amp; IGST)</li> <li>• GST Council</li> <li>• GST Network</li> <li>• State Compensation Mechanism</li> </ul>
<p><b>UNIT-II: Levy and collection of GST</b></p>

- Taxable event- “Supply” of Goods and Services
- Place of Supply: Within state, Interstate
- Import and Export
- Time of supply
- Valuation for GST- Valuation rules, taxability of reimbursement of expenses
- Exemption from GST: Small supplies and Composition Scheme
- Classification of Goods and Services: Composite and Mixed Supplies.

### **UNIT-III: Input Tax Credit**

- Eligible and Ineligible Input Tax Credit
- Apportionments of Credit and Blocked Credits
- Tax Credit in respect of Capital Goods
- Recovery of Excess Tax Credit
- Availability of Tax Credit in special circumstances
- Transfer of Input Credit (Input Service Distribution)
- Payment of Taxes
- Refund
- Doctrine of unjust enrichment
- TDS, TCS
- Reverse Charge Mechanism, Job work.

### **UNIT-IV: Procedures**

- Tax Invoice
- Credit and Debit Notes
- Returns
- Audit in GST
- Assessment: Self-Assessment, Summary and Scrutiny

### **UNIT-V: Special Provisions & Miscellaneous Areas**

- Taxability of E-Commerce
- Anti-Profiteering
- Avoidance of dual control
- E-way bills

- zero-rated supply
- Non-taxable supply: -
- Alcoholic liquor for human consumption
- Petroleum crude
- High-speed diesel
- Motor spirit (commonly known as petrol)
- Natural gas
- Aviation turbine fuel
- Offences and Penalties
- Appeals

### **Recommended Books:**

1. Dr. Vinod K. Singhania, “Student’s Guide to GST & Customs Law, 2nd Edition, TaxmannPublication Pvt. Ltd., New Delhi 2018.
2. V.S. Datey & Dr. Krishan Sachdeva, “Principles of GST & Customs Law”, TaxmannPublication Pvt. Ltd., New Delhi 2018.
3. Abhishek A. Rastogi, “Professional’s Guide to GST”, 4th Edition, Taxmann PublicationPvt. Ltd., New Delhi 2019.
4. S.S. Gupta, “GST How to Meet Your Obligations (Set of 2 Volumes) 6th Edition, TaxmannPublication Pvt. Ltd., New Delhi 2019.
5. V.K. Singhania & Monica Singhania, “Income Tax including GST”, 58th Edition, Taxmann Publications Pvt. Ltd., New Delhi, 2018-19
6. CA Anup Modi & CA Mahesh Gupta, “GST Practice Manual”, 2nd Edition, TaxmannPublication Pvt. Ltd., New Delhi 2018.

Name of The Course	Clinical Paper IV: Public Interest Lawyering, Legal Aid and Para legal Services			
Course Code	BAL/1003			
	L	T	P	C
	2	1	1	4

**Course Objectives:** The objective of this course is to:

1	The object of the course is to familiarize the students with an exposure to the socio-legal aspects and sensitize them to the problems of the downtrodden and weaker sections of the society, and to inculcate social responsibilities in the students.
2	To develop will power to work for public Interest as Lawyer.
3	The object of the PIL is to secure and protect the fundamental rights of people at large, more particularly the rights of poor, illiterate and ignorant people.
4	The study of relevant constitutional provisions is also must.
5	The course is designed for imparting theoretical as well as practical knowledge of Public Interest Litigation.

**Course Outcomes:** After successful completion of the course, the students will be able to:

CO1	Understand the process of Lok-Adalat, legal awareness camp organizing, and PIL filing.
CO2	This course will also have a purpose to discuss the different standings on which PIL's are admitted and will be able to explain the differences between the adversarial and inquisitorial procedures and to critically analyze the objects of Legal Services Authorities Act and the provisions of the Act,
CO3	Develop the argumentative, drafting and research skills required of a legal professional.
CO4	Relate the case laws and provisions of law with the problem of his client
CO5	Apply the various concepts and technique of legal aptitude to file Public Interest Litigation and other Litigations

## Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

## Course Content:

### Unit-I: Public Interest Litigation

- Meaning and objective,
- Locus standing,
- Public Interest Litigation and Writ Jurisdiction,
- Concept of Public Interest Lawyering,
- Scope of Public Interest Litigation,
- PIL against State and other public authorities,
- Merits and demerits of PIL.

### Unit- II: Landmark PILs

- Vishaka v. State of Rajasthan,
- Hussainara Khatoon v. State of Bihar,
- Kanpur Tanneries Case, SPGupta v. Union of India,
- Sheela Barse v. State of Maharashtra,
- The 2G Judgment, Naz Foundation Case,
- NOTA judgment,
- Illegalizing convicted MPs and MLAs
- (Lily Thomas v Union Of India) - July 2013,
- Recognizing the Third gender (National Legal Services Authority v Union of India) - April 2014, Section 66A of IT act revised (Shreya Singhal v Union of India) - March 2015.

### Unit -III: National Legal Aid

- Meaning, object and importance legal Aid,
- Constitutional provisions,
- Legal – Aid and Legal Profession,
- National Legal Service Authorities Act, 1987:
- Definition, Establishment of National Legal, Service Authorities,
- H.C. Legal Aid Committee,

- S.C. Legal Aid Committee
- Funds, Constitution organization and establishment of and committees under it.

#### **Unit - IV: Lok-Adalat**

- Lok Adalat: Historical perspectives,
- Jurisdictions, Powers,
- Functions and Evaluation. Role of Law
- School/Voluntary Organisation and Legal provisions in Legal Aid, Para Legal Services.

#### **Unit – V: LEADING CASES:**

- Bandhua Mukti Morcha v. Union of India, (1984) 3 SCC 161.
- Olga Tellis v. Bombay Municipal Corporation, (1985) 3 SCC 545.
- Sheela Barse v. State of Maharashtra, AIR 1988 SC 378.
- Sukhdas v. Union Territory of Arunachal Pradesh, AIR 1986 SC 928.
- 5) Vishakha v. State of Rajasthan AIR 1997 SC 3011.

#### **Recommended Books:**

1. S.R.A. Rosedar Public Interest Lawyering, Legal Aid and State Legal Services Authority Paperback – 2016
2. Dr.Regu Surya Rao , Lectures on Public Interest Lawyering, Legal Aid and Para Legal Service (PIL) 2014, , Asia Law House
3. Dr.S.R. Myneni, Public Interest Lawyering, Legal Aid and Para Legal Services Paperback – 2013
4. J.P.S. Sirohi & Anel Sirohi, Public Interest Lawyering, Legal Aid and Para-legal Services,
5. Dr. Kailash Rai, Public Interest Lawyering, Legal Aid and Para-legal Services, ,7th edition, reprint 2016.
6. Prof. Kailash Raj, Public Interest Lawyering Legal – Aid and Para – Legal Services
7. Agarwala, S. K. Public Interest Litigation in India, Bombay:
8. N. M. Tripathi, 2000. Kailash Rai—PIL, Legal Aid & Para Legal Services (English & Hindi)
9. L.M. Singhvi— Law and Poverty — Cases and Material and Law Relating to Public Interest Litigation,
10. Menon, N. R. Madhava, Clinical Legal Education. Public Interest Litigation (with Model PIL Formats),

11. Dr. B.L. Wadhwa, 2014 Public Interest Litigation(PIL & How to file PIL,
12. CA Virendra Pamecha, 2014 R. N. Bajpayee—Legal Aid and the Bar Council.
13. J. Gulab Gupta, Public Interest Litigation
14. S.S. Sharma. Legal – Aid to the Poor
15. D.D.Basu, Shorter Constitution of India, Wadhwa
16. V.N.Shukla, Constitution of India
17. J.P.S. Sirohi, Public Interest Litigations, ALA
18. S.Bewa, Public Interest Litigations, ALA

Name of TheCourse	HUMAN RIGHTS			
Course Code	BAL/1004			
	L	T	P	C
	3	1		4

**Course Objectives:**

1	To create an understanding among the students about the basic criteria to determine human rights, how they can be identified and how they are protected?
2	To clear all misconceptions and to enable the students to identify correctly what are human rights.
3	To learn the identification process of rights so that the students can have an independent analysis of each right and whether that right is a human right or not.
4	To introduce Humanitarian Law among students and make them learn what is IHL, whom does it protect and how does it protect?

5	To Human Rights aims at to create awareness among all categories of persons & to make aware the basic human rights value so as to strengthening Human Rights culture in society.
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**Course Outcomes:** After successful completion of the course, the students will be able to:

CO1	Understand in depth the role of each component of Human Rights Law in the society.
CO2	Provide thoughtful insights concerning the holistic issues concerning Human Rights in India and abroad.
CO3	To analyze why certain norms are created when there is no mechanism prevalent, but later how these norms take the form of Rights for all law backgrounds around the world.
CO4	To evaluate out the forums and procedures of law in case of any Human Rights Law violations.
CO5	Identify and critically analyze the challenges faced in implementing the Human Rights legally and its application by judicial organization.

#### Continuous Assessment Pattern

Internal Assessment (IA)	End Term Exam (ETE)	Total Marks
30	70	100

#### Course Content:

<p><b>Unit -I: Human Rights</b></p> <ul style="list-style-type: none"> <li>• Human Rights: Concept, Basis and Evolution</li> <li>• Traditional Human Rights</li> <li>• Civil and Political Rights</li> </ul>
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- Economic, Social and Cultural Rights
- Third Generation Human Rights (Solidarity Rights)
- Implementation of Human Rights at International & National Level
- Human Rights Council
- European Convention on Human Rights
- Protection of Human Rights in India
- Vishaka v State of Rajasthan AIR 1997 SC 3011
- Gaurav Jain v Union of India & Ors., AIR 1997 SC 3021

#### **Unit -II: Jurisprudence of Human Rights**

- Significance of Human Rights
- Problems in Conceptualization of Human Rights
- Diverse Perspectives
- Jurisprudential Perspective
- International Perspective
- Domestic Perspective
- Justificatory Theories: Process of shaping concept springs from different sources
- Theology
- Natural Law
- Positivism
- Marxism
- Sociological Process

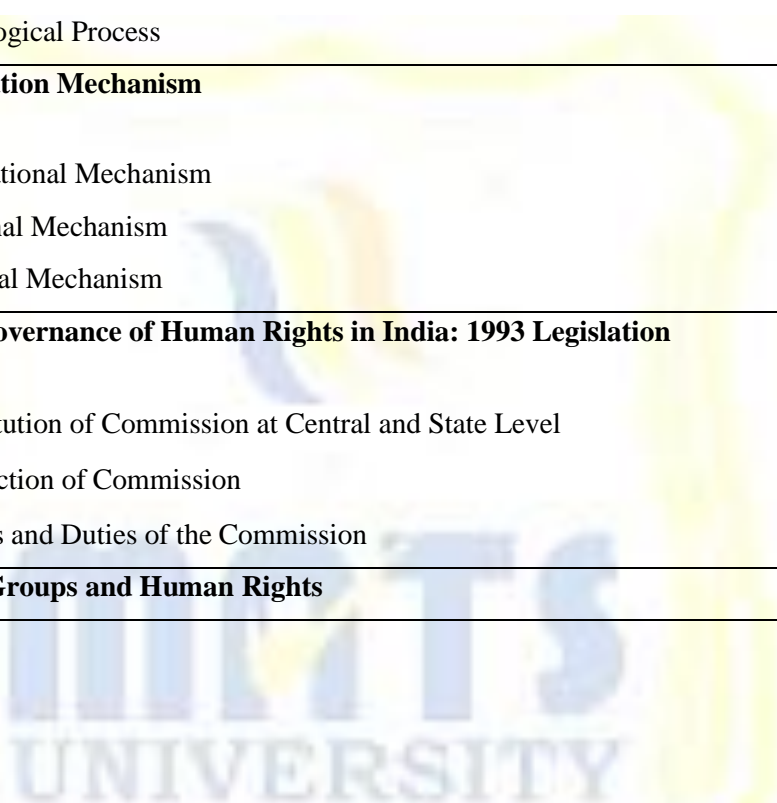
#### **Unit -III: Implementation Mechanism**

- International Mechanism
- Regional Mechanism
- National Mechanism

#### **Unit- IV: Domestic Governance of Human Rights in India: 1993 Legislation**

- Constitution of Commission at Central and State Level
- Jurisdiction of Commission
- Powers and Duties of the Commission

#### **Unit- V: Vulnerable Groups and Human Rights**



- Women & Child
- Migrant Workers
- Refugee Workers
- Internally Displaced Persons
- Stateless Persons
- Disabled Persons
- Indigenous People
- People belonging to National, Ethnic, and Religious Minorities.

**Unit- VI: International Humanitarian Law**

- Application of Humanitarian Law
- Historical Development of Humanitarian Law
- Character of Humanitarian Law

**Recommended Books:**

1. Manoj Sinha, "Implementation of Basic Human Rights", (2013 ed), LexisNexis, Gurgaon.
2. Dr. H.O. Aggarwal, "International Law & Human Rights", 20<sup>th</sup> Edition, Central Law Publications, Allahabad, 2015
3. Rhona K. M. Smith, Texts & Materials on International Human Rights (Cavendish)
4. Henry J Steiner, Philip Alston, International Human Rights in Context: Law PoliticsMorals (Oxford).
5. Asish Kumar Das, Prasant Kumar Mohanty, Human Rights in India, (Sarup & Sons).
6. V. Vijaykumar, The Working of National Human Rights Commission: A Perspective in C.
7. J. Nirmal (eds) Human Rights in India: Historical, Social and Political Perspectives (Oxford India).



Name of The Course	Seminar Paper			
Course Code	BAL/1005			
	L	T	P	C
	2	1	1	4

Name of The Course	Internship			
Course Code	BAL/1006			
	L	T	P	C
			2	2