

Syllabus for 5<sup>th</sup>.. to 10<sup>th</sup>..Semester *B.A.L.L.B. (Hons.)* course to be effective from / for the students admitted during 2015-16.

## FIFTH SEMESTER

### 5.1 -PAPER –I

#### SUBJECT: POLITICAL SCIENCE-V (MAJOR)

##### **UNIT-I WESTERN POLITICAL THOUGHT**

- i. J.J Rousseau : Social contract, General will, Sovereignty
- ii. Jeremy Bentham : Utilitarianism, State & Government
- iii. Karl Marx : Dialectical materialism, Surplus value class struggle
- iv. Hobbes : Social contract, Sovereignty, Individualism

##### **UNIT-II DEVELOPMENT OF DEMOCRATIC DECENTRALIZATION IN INDIA**

- i. Development and Recommendation of Panchayati Raj in India:
  - a. Ashok Mehta Committee,
  - b. LM Singhvi Committee
  - c. Balwant Rai Mehta committee
  - d. G.V.K. Rao committee
- ii. Panchayati Raj in Orissa :
  - a. Gram Sasan, Gram Sabha, Palli Sabha
  - b. MGNREGA (Mahatma Gandhi National Rural Employment Guarantee Act)
  - c. GGY (Gopabandhu Gramin Yojana)
  - d. PMRY (Prime Minister Rozgar Yojana)

##### **UNIT-III DEMOCRATIC DECENTRALIZATION IN INDIA**

- I. 73<sup>rd</sup> Amendment act:
  - a. Gram Panchayat,
  - b. Panchayat Samiti,
  - c. Zilla Parishad
- II. 74<sup>th</sup> Amendment Act :
  - a. Municipal Corporation,
  - b. Nagar Panchayat,
  - c. Municipal Council

##### **UNIT-IV MAJOR CHALLENGES TO NATIONAL INTEGRATION IN INDIA**

- i. National integration : Meaning & Constitutional Strategy

- ii. Regionalism, Casteism, Linguism
- iii. Secularism
- iv. Criminalization of Politics in India

**Objective :** This paper is designed to give students the knowledge on theoretical aspect of democratic government and practical significance of the democracy.

**BOOK REFERENCES :**

- 1. J.R Siwarch : Dynamic of Indian government and politics
- 2. Grampanchayat Act
- 3. Municipality Act
- 4. H. Finer: Theory and Practice of Modern Government;
- 5. Appa Dorai: Substance of Politics;
- 6. Dunning: History of Political Thought;

## **5.2 -PAPER –II**

### **SUBJECT- ECONOMICS-I**

#### **UNIT-1 CONSUMER'S EQUILIBRIUM AND DEMAND**

- a. Consumer's equilibrium- meaning of cardinal utility and law of diminishing marginal utility.
- b. Indifference curve analysis of consumer's equilibrium: indifference curve, indifference map, budget line and budget set and conditions of consumer equilibrium.
- c. Meaning of individual demand, market demand, determinants of demand, law of demand, price elasticity of demand, factors affecting price elasticity of demand. Measurements of price elasticity of demand: (percentage method, geometric method and total expenditure method)

#### **UNIT-2 THEORY OF PRODUCTION**

- a. Meaning of production
- b. Input and output- fixed and variable inputs,
- c. Short run production function and long run production function- the laws of production

#### **UNIT-3 THEORY OF COST AND REVENUE**

- a. Theory of cost- cost concepts- short run costs and long run cost: total cost average cost and marginal cost; meaning and their relationship.
- b. Revenue: total, average, marginal revenue meaning and their relationship under perfect and imperfect competition.
- c. Producer's equilibrium through total cost and total revenue approach, marginal cost and marginal revenue approach.

#### **UNIT-4 MARKET STRUCTURE**

- a. Perfect competition- features: determination of market equilibrium and effects of shifts in demand and supply.
- b. Monopoly– meaning monopoly, firms equilibrium under short run and long run
- c. Monopolistic competition –meaning and features of monopolistic competition, equilibrium under short run and long run.

- d. Oligopoly – meaning and feature.

**Objectives:** The objective of paper is to give students knowledge as to basic economic theories and challenges.

**TEXT BOOKS:**

1. Advanced Micro Economic Theory- H.L. Ahuja
2. Micro Economics- P.N. Chopra
3. Micro Economics- A. Koutsoyiannis
4. Micro Economic Theory- R. Cauvery, M. Girija & U.K. Sudanayak
5. Micro Economics- R.K. Lekhi
6. Micro Economics- D.N. Dwivedi

## **5.3 -PAPER –III**

### **SUBJECT: CRIMINAL PROCEDURE CODE –I**

#### **UNIT – I: INTRODUCTION**

- a. Definitions-  
Offence, Bailable Offence, Charge, Cognizable, Non- Cognizable Offences, Inquiry, Investigation, Summons case, warrant case, Public Prosecutor,
- b. Constitution and powers of Criminal Courts and Offices

#### **UNIT – II: PROVISIONS FOR INVESTIGATIONS**

- a. Arrest and Bail provisions
- b. Information to the Police and their powers to investigate

#### **UNIT – III: PROCESS TO COMPEL APPEARANCE AND PRODUCTION OF THINGS**

- a. Summons for Appearance
- b. Warrant of arrest
- c. Proclamation and attachment
- d. Other rules regarding processes
- e. Summons procedure
- f. Search Warrants
- g. General provisions as to search
- h. Miscellaneous

#### **UNIT-IV: PROCEEDINGS BEFORE MAGISTRATE**

- a. Conditions requisite for initiation of proceedings
- b. Complaints to Magistrates
- c. Commencement of proceedings before Magistrates
- d. Security Proceedings

**Objective:** The objective of this paper is to give students thorough knowledge of procedural aspects of working of criminal courts and other machineries.

#### **TEXT BOOKS:**

1. Rattan Lal & Dhirajlal – Code of Criminal Procedure
2. R.V. Kelkar – Code of Criminal Procedure

#### **REFERENCES:**

1. S.N. Mishra – Code of Criminal Procedure

## **5.4 -PAPER –IV**

### **SUBJECT: CIVIL PROCEDURE CODE -1**

#### **UNIT – I: INTRODUCTION**

- a. Definitions: Decree, Judgment, Order, Foreign Court, Foreign Judgment, Mesne-profits, Affidavit, Suit, Plaint, Written Statement
- b. Important Concepts: Res Sub-Judice, Resjudicata, Restitution, Caveat, Inherent powers  
Of courts.

#### **UNIT – II: INITIAL STEPS IN A SUIT**

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

#### **UNIT – III: INTERIM ORDERS**

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

#### **UNIT – IV: SUITS IN PARTICULAR CASES**

- a. Suits by or against Government
- b. Suits by Indigent persons
- c. Interpleader Suit
- d. Summary Procedure
- e. Suits relating to public nuisance

**Objectives:** The objective of this paper is to help law students to acquire a thorough knowledge of procedural aspects of working of civil courts and other machineries.

**TEXT BOOKS:**

1. Code of Civil Procedure, 1908 (Relevant Provisions)
2. C.K. Takwani, Code of Civil Procedure
3. Mulla – Code of Civil Procedure
4. Sarkar’s Code of Civil Procedure

**Reference:**

1. Ganguly – Civil Court, Practice and Procedure
2. M.P. Tandon – Code of Civil Procedure

**5.5 -PAPER –V****SUBJECT: CORPORATE LAW (COMPANY LAW)****UNIT-I: FORMATION, REGISTRATION AND INCORPORATION OF COMPANY**

- a. Nature and kinds of company
- b. Promoters: Position, duties and liabilities
- c. Mode and consequences of incorporation,
- d. Uses and abuses of the corporate firm, lifting of corporate veil,
- e. Memorandum of Association, alteration and the doctrine of ultra vires,
- f. Articles of association, binding nature, alteration, relation with memorandum of association, doctrine of constructive notice and indoor management- exceptions.

**UNIT-II: CAPITAL FORMATION**

- a. Prospectus: Issues, contents, Kinds, liability for misstatements,
- b. The nature and classification of company securities,
- c. Shares and general principles of allotment,
- d. Statutory share certificate, its objects and effects,
- e. Duties of court to protect interests of creditors and shareholders.
- f. Debentures, kinds, remedies of debenture holders.

**UNIT – III: CORPORATE ADMINISTRATION**

- a. Directors – kinds, powers and duties,
- b. Insider trading,
- c. Meetings kinds and procedure,
- d. The balance of powers within companies - Majority control and minority protection, Prevention of oppression, and powers of court and central government,
- e. Emerging trends in Corporate social responsibility, legal liability of company - civil, criminal, tortuous and environmental.

**UNIT-IV: WINDING UP OF COMPANIES**

- a. Kinds, consequences and reasons of winding up,
- b. Role of the court,
- c. Liability of past members,
- d. Payment of liabilities,
- e. Reconstruction and amalgamation.

**Objective:** The paper aims to provide insight formation and winding up of companies besides the new dimension of Corporate Administration.

**TEXT BOOKS:**

1. Avtar Singh : Indian Company Law
2. Shah S. M : Lectures on Company Law
3. Corporate Laws- Anil Kumar ( Taxmann Publisher)

**REFERENCE:**

1. Palmer - Company Law
2. Ramiaya: Guide to Companies Act
3. Gower: Principles of Modern Company Law

## **5.6 -PAPER –VI**

### **SUBJECT: HUMAN RIGHTS LAW (HONS)**

#### **UNIT – I: INTRODUCTION**

- a. History
- b. Evolution
- c. Growth

#### **UNIT – II: UN CHARTER AND HUMAN RIGHTS**

- a. UDHR
- b. Covenants of 1966
- c. Optional Protocols

#### **UNIT – III: HUMAN RIGHTS UNDER THE INDIAN CONSTITUTION AND OTHER ORGANS**

- a. Fundamental Rights
- b. Directive Principles of State Policy
- c. NHRC
- d. NGOs

#### **UNIT – IV: GROUP RIGHTS**

- a. Prisoners
- b. Women and Children
- c. Indigenous People
- d. Disabled

**Objective:** The objective of this course is to lay the foundation of the Human Rights law and acquaint the students with basic human rights institutions.

**Text books:**

1. UN Charter
2. Constitution of India
3. Human Rights Act 1993
4. Sinha, M.K. – Implementation of Non-Derogation Human Rights (Delhi 1999)

**References:**

1. D.D. Basu – Human Rights
2. Upender Baxi – Human Rights



3. Thomas Buergenthal – Human Rights
4. Henry Steiner & Philip Alston – International Human Rights Law
5. B.G. Ramcharan – International Human Rights (Oxford, 1998)
6. Y.K. Tyagi – British Yearbook (2001).

## **5.7 -PAPER –VII**

### **SUBJECT: INTERPRETATION OF STATUTES AND PRINCIPLES OF LEGISLATION (HONS)**

#### **UNIT – I: PRINCIPLES OF LEGISLATION**

- a. Meaning of Interpretation
- b. Literal Rule
- c. Golden Rule
- d. Mischief Rule
- e. Legal fiction

#### **UNIT – II: INTERNAL AIDS OF CONSTRUCTION**

- a. Preamble, Title
- b. Headings, Marginal notes
- c. Section, Sub-Sections, Clause
- d. Proviso, Exceptions, Explanation, Illustration
- e. Scheduled and saving clause

#### **UNIT – III: EXTERNAL AIDS OF CONSTRUCTION**

- a. Constituent Assembly debate
- b. Legislative history
- c. Legislative debate
- d. Law commission Report, etc

#### **UNIT – IV: PRINCIPLES OF LEGISLATION**

- a. Law and Morals
- b. Law and Logic
- c. Need for Interpretation of statutes
- d. Act, Enactment, Statutes
- e. Ordinances, Bye-Laws. Rules, etc

**Objective:** The paper is designed to equip the students with various tools of interpretation of statutes and principles of Legislation.

#### **TEXT BOOKS:**

1. Maxwell's on Interpretation
2. G.P. Singh's Interpretation

3. An Introduction to the principles of morals & Legislation- Jermy Bentham (Google Books)

**References:**

1. Craies on Interpretation
2. Crawford on Interpretation

## **SIXTH SEMESTER**

### **6.1 -PAPER –I**

#### **SUBJECT-POLITICAL SCIENCE-VI (MAJOR)**

##### **UNIT-I ADMINISTRATIVE THEORY**

- i. Scientific Management Theory of Taylor
- ii. Bureaucratic Theory of Weber
- iii. Human Relation Theory of Elton Mayo

##### **UNIT-II MAJOR POLITICAL SYSTEM**

- I. U.S.A (United State of America) :  
Nature & Basic Features of American Political System
- ii. U.K (United kingdom)  
Rule of Law, Role of Convection
- iii. Switzerland  
Basic Features of the Constitution, Direct Democracy

##### **UNIT-III INTERNATIONAL POLITICS**

- i. Meaning, Nature & Scope of International Politics
- ii. Balance of power (BOP)
- iii. SAARC
- iv. NAM

##### **UNIT-IV INDIAN POLITICAL THOUGHT**

- i. Swami Vivekananda : Concept of Nationalism and Internationalism
- ii. Gopal Krishna Gokhle : Political Goal and political Techniques
- iii. Jawarharlal Nehru : Nationalism and Internationalism
- iv. M.K Gandhi : Sarvodaya & Rural Reconstruction

**Objective:** The objective of this paper is to give students knowledge about the political system of different country and international relation as well as it provide political ideas of Indian freedom fighter.

**BOOKS FOR REFERENCES:**

1. H. Finer : Comparative Constitution
2. S.R . Maheswari : Public Administration
3. H.J Morgenthau : Politics Among Nations
4. V.K Malohatra : International Politics
5. K.P Karuna Karan : Modern Indian Political thought
6. Politics in India —Rajani Kothari
7. Public Administration - Avasti & Maheswari
8. Indian Administration - S.R. Maheswari.

## **6.2 -PAPER –II**

### **SUBJECT-ECONOMICS-II(MINOR)**

#### **UNIT-I: ISSUES OF ECONOMIC DEVELOPMENT**

- a. Characteristics of developed and less developed economies and various circle of poverty
- b. Structure of Indian Economy
- c. Causes of Low Productivity of Indian Agriculture-Land Reform and Agricultural Policy
- d. Evaluation of Industrial Policies since Independence, New Industrial Policy, Industrial sickness, Disinvestment.

#### **UNIT-II : THEORY OF MONEY & BANKING**

- a. Monetary Policies.
- b. Money Markets & Capital Markets
- c. Commercial Banking- Function, Organization & Operations
- d. Central Banking – Function, Method of Credit Control

#### **UNIT-III: INTERNATIONAL TRADE**

- a. Foreign Trade of India-Composition and Direction
- b. Free Trade and Protection
- c. Balance of Trade and Balance of Payment, Our Export & Import Policy
- d. International Organization- IMF, WB,WTO

#### **UNIT-IV: LIBERALIZATION, GLOBALIZATION AND RELATED ISSUES**

- a. New Economic Policy and Reforms, Globalization, Liberalisation
- b. Privatization and Stabilization
- c. Interdependence of Fiscal and Monetary Policies
- d. Economic Development and Environment, Ecological Imbalance

**Objectives:** The objective of this paper is to give students knowledge as to the functions of banking organization and the challenges there to.

**BOOKS FOR REFERENCE:**

1. Macro Economics- E. Shapiro
2. Economics of Development and Planning- M.L.Taneja & R.M.Myer
3. Indian Economy-Mishra & Puri
4. Indian Economics- R.Dutta & K.P.M.Sundharam
5. The Indian Economy, Environment & Policy- I.C.Dhingra

## **6.3 -PAPER –III**

### **SUBJECT: CRIMINAL PROCEDURE CODE – II**

#### **UNIT-I: INTRODUCTION TO TRIAL PROCEDURES**

- a. The charge
  - i. Form of charges
  - ii. Joinder of charges
- b. Evidence in inquiries and trials
- c. General provisions as to inquiries and trials
- d. Provisions as to accused persons of unsound mind.

#### **UNIT-II: TRIALS AND EXECUTION PROCEEDINGS**

- a. Trial before a court of session
- b. Trial of warrant cases by magistrates
- c. Trial of summons – cases by Magistrates
- d. Summary Trials
- e. Judgment
- f. Submission of death sentences for confirmation
- g. Execution, suspension, remission and commutation of sentences

#### **UNIT-III: APPEAL , REVIEW, REVISIONS, ETC.**

- a. Appeals
- b. Reference
- c. Revisions
- d. Review

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

- a. Maintenance of wives, children and parents
- b. Transfer of criminal cases
- c. Irregular proceedings
- d. Limitations for taking cognizance

**Objective:** This paper focuses on procedures dealing with criminal cases.

**TEXT BOOKS:**

1. Rattan Lal & Dhirajlal – Code of Criminal Procedure
2. R.V. Kelkar – Code of Criminal Procedure

**References:**

1. S.N. Mishra – Code of Criminal Procedure
2. Ganguly – Criminal Court, Practice and Procedure

## **6.4 -PAPER –IV**

### **SUBJECT: CIVIL PROCEDURE CODE – II & LIMITATION ACT**

**UNIT –I: JUDGMENT AND DECREE**

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

**UNIT-II: EXECUTION**

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

**UNIT-III: APPEALS, REFERENCE, REVISION, ETC.**

- a. Appeals
- b. Reference
- c. Review
- d. Revision
- e. Appeals by Indigent persons

**UNIT-IV: LIMITATION & PRESCRIPTION**

- a. Vigilantibus Et Non Dormientibus Jura Subveniunt
- b. Bar of Limitation, Legal Disability
- c. Acknowledgment
- d. Acquisition of ownership by description

**Objective:** This paper is designed to give a law student a thorough knowledge of procedural aspects of working of civil courts and other machineries in addition to Limitation Act.

**TEXT BOOKS:**

1. Mulla – Code of Civil Procedure
2. Sarkar’s Code of Civil Procedure

**References:**

1. Code of Civil Procedure, 1908 (Relevant Provision)
2. M.P. Tandon – Code of Civil Procedure

## **6.5 -PAPER – V**

### **SUBJECT: PUBLIC INTERNATIONAL LAW**

#### **UNIT – I: INTRODUCTION**

- a. Nature of International Law
- b. Subjects of International Law
- c. Relationship between International Law and Municipal Law

#### **UNIT –II: SOURCES OF INTERNATIONAL LAW**

- a. Custom
- b. Treaties
- c. General Assembly Resolutions
- d. General Principles
- e. Juristic Works
- f. Other Sources

#### **UNIT-III: RECOGNITION, EXTRADITION AND LAW OF THE SEA**

##### **a. Recognition**

- (i) Theories of Recognition
- (ii) De facto, De jure recognition
- (iii) Implied Recognition
- (iv) Withdrawal of Recognition
- (v) Retroactive Effects of Recognition

##### **b. Extradition**

- i. State Jurisdiction
- ii. Customary Law basis
- iii. Treaty Law
- iv. The nature of obligation

##### **c. Law of the Sea**

- i. Territorial Sea
- ii. Contiguous Zone
- iii. Exclusive Economic Zone
- iv. Continental Shelf

v. High Sea

**UNIT – IV. INTERNATIONAL ORGANIZATIONS**

- a. UN
- b. ICJ
- c. IMF and IBRD
- d. WTO
- e. ICAO
- f. IAEA
- g. UNEP

**Objective:** The objective of this paper is to acquaint the students with the basics of Public International Law and practice.

**TEXT BOOKS:**

- 1. Starke – Introduction to International Law
- 2. Oppenheim - International Law
- 3. International law- S.K. Kapoor
- 4. International law- m.P.Tondon
- 5. International Law & Human rights- K.C. Joshi

**References:**

- 1. Brownlie – Principles of International Law
- 2. Shaw - International La
- 3. Principles of international law- Brownlie
- 4. International Law- Shaw

## **6.6 -PAPER –VI**

### **SUBJECT: RIGHT TO INFORMATION (HONS)**

#### **UNIT – I : INTRODUCTION**

- a. Meaning and Classification of Information
- b. Importance and necessity of Right to Information
- c. International Development.
  - i. Universal Declaration of Human Right.
  - ii. International Covenant on Civil and Political Rights.
- d. Right to Information and the Indian Constitution.

#### **UNIT – II : RIGHT TO INFORMATION AND OBLIGATION OF PUBLIC AUTHORITIES**

- a. Obligation of Public Authorities.
- b. Request for obtaining information and disposal of Request.
- c. Exemption from disclosure of Information.
- d. Grounds for Rejection to access Third Party Information.

#### **UNIT – III : INFORMATION COMMISSION**

- a. The Central Information Commission
  - i. Constitution, Terms of Office, Conditions of Service and Removal.
  - ii. Power and Functions
- b. The State Information Commission
  - i. Constitution, Terms of Office, Conditions of Service and Removal.
  - ii. Power and Functions
- c. Appeal and Penalty
- d. Monitoring and Reporting by the Information Commissions.

#### **UNIT – IV : MISCELLANEOUS**

- a. Right to Information and Official Secrets.
- b. Right to Information and Right to Privacy
- c. Right to Information in India Interpretation by the Judiciary
- d. Orissa Right to Information Rules.



**Objectives:** The objectives of this paper is to provide an idea about Right to Information explaining the role of various commission and their responsibility and accountability.

**BOOKS FOR REFERENCE**

1. The Right to Information Act, 2005
2. The Official Secrets Act, 1923
3. V.N.Shukla – Constitution of India
4. Kailash Rai- Constitutional Law of India

## **6.7 -PAPER –VII**

### **SUBJECT: BANKING AND NEGOTIABLE INSTRUMENT(HONS)**

**UNIT – I: BANKING SYSTEM IN INDIA**

- a. Kinds of banks and their functions
- b. Banking Regulation Laws
  - i. Reserve Bank of India Act, 1934
  - ii. Banking Regulation Act, 1949
- c. Relationship between banker and customer
  - Legal Character
  - Contract between banker & customer
  - Banks duty to customers
  - The Banking Ombudsman Scheme, 1995
  - Liability under Consumer Protection Act, 1986

**UNIT – II: LENDING, SECURITIES AND RECOVERY BY BANKS**

- a. Principles of Lending
- b. Position of Weaker Sections
- c. Nature of Securities and Risks Involved
- d. Recovery of debts with and without intervention of courts / Tribunal:
  - i Recovery of Debts due to Banks and Financial Institutions Act, 1993
  - ii Securitization and Reconstruction of Financial Assets and Enforcement of Security Interests act, 2002.

**UNIT – III: BANKING FRAUDS**

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

**UNIT – IV: NEGOTIABLE INSTRUMENTS**

- a. Preliminaries
- b. Rights and Liabilities of Parties
- c. Negotiation

- d. Presentment
- e. Dishonor of Cheque

**Objective:** In this paper the students will be taught the kinds of banks, their functions, and relationship with customers and the banking frauds, law relating to recovery of debts due to banks, recovery of debts etc. The students will have the idea about Negotiable Instruments and its applicability.

**TEXT BOOKS:**

1. Banking Law and Practice – P.N.Varshmey
2. Banking Law and Practice – Mukherji
3. Banking Law and Practice – Tanan
4. Law of Banking and Negotiable Instrument - Avtar Singh
5. Law and Practice of Banking - S.R.Davar
6. Banking Law and Negotiable Instruments Act- Dr. R.P. Nainta

## **SEVENTH SEMESTER**

### **7.1. -PAPER –I**

#### **SUBJECT: LAW OF EVIDENCE**

##### **UNIT – I: INTRODUCTION AND RELEVANCY**

- a. Evidence and its relationship with the substantive and procedural laws
- b. Definitions – Facts, facts in issue, relevant, evidence proved, disproved, not proved, oral and documentary evidence.
- c. Relevancy and admissibility
- d. Doctrine of res-gestae
- e. Conspiracy

##### **UNIT – II: STATEMENT – ADMISSIONS / CONFESSIONS AND DYING DECLARATIONS**

- a. Admissions
- b. Confessions
- c. Dying Declarations

##### **UNIT – III: METHOD OF PROOF OF FACTS**

- a. Presumptions
- b. Expert opinion
- c. Character
- d. Oral and documentary evidence
- e. Rules relating to Burden of proof
- f. Estoppel
- g. Privileged Communications

##### **UNIT – IV: PRESUMPTIONS REGARDING DISCHARGE OF BURDEN OF PROOF**

- a. Evidence by accomplice
- b. Judicial notice

- c. Dowry Death
- d. Certain Offences

**Objective:** The objective of this paper is to orient students with importance of evidence for establishment of claims and the related rules and principles.

**Text books:**

1. The Law of Evidence Rattan Lal & Dheeraj Lal
2. The Law of Evidence- Batuk Lal ( Central Law Agency)
3. The Law of Evidence – Dr. Avtar Singh
4. The Law of Evidence – M. Monir

## **7.2. -PAPER –II**

### **SUBJECT: LABOUR LAWS -I**

#### **UNIT – I: TRADE UNIONS AND COLLECTIVE BARGAINING**

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

#### **UNIT – II: STANDING ORDERS**

- a. Concept and nature of standing orders
- b. Scope and coverage of the Industrial Employment (Standing Orders) Act, 1946
- c. Certification process
  - i) procedure for certification
  - ii) appeals against certification
  - iii) Condition for certification
  - iv) Date of operation of standing orders
  - v) Building nature and effect of certified standing orders
  - vi) Posting of standing orders
- d. Modification and temporary application of model Standing Orders
- e. Interpretation and enforcement of Standing Orders
- f. Penalties and procedure

**UNIT – III: RESOLUTION OF INDUSTRIAL DISPUTE**

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

**UNIT – IV: INSTRUMENTS OF ECONOMIC COERCION**

- a. *Concept of strike*
  - i. Gherao
  - ii. Bandh and Lock-out
  - iii. Types of strike
  - iv. Rights to strike and Lock-out
  - v. General Prohibition of strikes and lock-outs
  - vi. Prohibition of strikes and lock-outs in public utility services
  - vii. Illegal strikes and lock-outs
  - viii. Justification of strikes and lock-outs
  - ix. Penalties for illegal strikes and Lock-outs
  - x. Wages for strikes and lock-outs
- b. *Lay-off*
  - i. Retrenchment
  - ii. Transfer and closure – Definition of lay-off and retrenchment compensation
  - iii. Compensation to workmen in case of transfer of undertaking closure
  - iv. Closure - Prevention and regulation
  - v. Conditions – precedent for retrenchment
  - vi. Special provisions relating to lay-off, retrenchment and closure in certain establishments.
    - i. Procedure for retrenchment and re-employment of retrenched workmen and penalty
- c. *Disciplinary action and domestic enquiry*
- d. *Management's prerogative during the pendency of proceedings*
- e. *Notice of change*

**Objective:** This paper focuses on various aspect of management of labour relation and dispute settlement bodies and techniques.

**TEXT BOOKS:**

1. Statutory Material - Trade Union Act, 1926, Industrial Employment ( Standing Orders) Act, 1946 and Industrial Dispute Act, 1947
2. S.C. Srivastava, Industrial Relations and Labour Law, Vikas Publishing House, New Delhi
3. Labour and Industrial Law- Dr. Goswami

4. Industrial Law- P.L. Malik

**References:**

1. O.P. Malhotra, Industrial Disputes Act, Vol. I & II
2. Indian Law Institute – Cases and Materials on Labour Law and Labour Relations

## **7.3. -PAPER –III**

### **SUBJECT: LAW OF PROPERTY**

#### **UNIT-I: CONCEPT OF PROPERTY AND GENERAL PRINCIPLES RELATING TO TRANSFER OF PROPERTY**

- a. Concept of property – distinction between movable and immovable property
- b. Transferability of property
- c. Compartment transfer
- d. Conditions restricting transfer
- e. Definition of transfer of property
- f. Transfer and non-transfer property
- g. Transfer to an unborn person and rule against perpetuity
- h. Vested and Contingent interest
- i. Rule of Election

#### **UNIT-II: GENERAL PRINCIPLES GOVERNING TRANSFER OF IMMOVEABLE PROPERTY**

- a. Transfer by ostensible owner
- b. Rule of feeding grant by estoppel
- c. Rule of Lis pendens
- d. Fraudulent transfer
- e. Rule of part performance

#### **UNIT – III: SPECIFIC TRANSFERS – I**

- a. Sale and gift
- b. Mortgage and charge

#### **UNIT – IV: SPECIFIC TRANSFER – II**

- a. Lease and License
- b. Easements

**Objective:** The Objective of this paper is to focus on concept and classification of property as well as principles governing transfer of immoveable property.

#### **TEXT BOOKS:**

1. Mulla D.F. – Transfer of property
2. H.N. Tiwari – Transfer of property Act

**Reference**

1. G.C.V.Subba Rao-The Transfer of Property
2. S.N.Shukla- The Transfer of Property
3. G.P.Tripathy- Transfer of Property Act

## **7.4. -PAPER –IV**

### **SUBJECT: LAW AND TECHNOLOGY**

#### **UNIT – I: E-COMMERCE**

- a. Online contracting
- b. Online securities offering
- c. E-Banking

#### **UNIT – II: CYBER CRIMES**

- a. Obscenity
- b. Defamation
- c. Hacking and Cracking
- d. Crime through Mobile Phones

#### **UNIT – III: GENETIC AND MEDICAL TECHNOLOGIES**

- a. Regulation of Genetic Technology
- b. Laws on Medical Technology

#### **UNIT –IV: BROADCASTING**

- a. Regulation and Control of Broadcasting
- b. Law relating to Cable Television Network

**Objective:** The object of this paper is to keep pace with legal developments in the context of emerging Technology in various fields.

#### **TEXT BOOKS:**

1. Relevant Legislations and Conventions
2. Information Technology Act - Prof. S.R.Bhansali
3. Cyber Law ( Text and Cases ), Gerald R. Ferrera, WEST THOMSON LEARNING
4. Cyber Crime - Vakul Sharma

## **7.5. -PAPER –V**

### **SUBJECT: INTELLECTUAL PROPERTY RIGHTS (HONS)**

#### **UNIT – I: COPYRIGHT**

- a. Nature and Meaning
- b. Scope of protection
- c. Procedure for protection
- d. Enforcement and Remedies

#### **UNIT – II: PATENTS**

- a. Nature and Meaning
- b. Scope of protection
- c. Procedure for protection
- d. Enforcement and Remedies

#### **UNIT –III: TRADEMARKS**

- a. Nature and Meaning
- b. Scope of protection
- c. Procedure for protection
- d. Enforcement and Remedies

#### **UNIT –IV: DESIGNS**

- a. Nature and Meaning
- b. Scope of protection
- c. Procedure for protection
- d. Enforcement and Remedies

**Objective:** The objective of this course is to acquaint the students with basics of intellectual property rights with special reference to Indian law and practice.

#### **TEXT BOOKS:**

1. Paris Convention for the Protection of Industrial Property, 1883;
2. Berne Convention for the Protection of Literary and Artistic Works, 1886;
3. Indian Copyright Act, 1957;
4. Indian Patents Act, 1970;
5. Agreement on Trade-Related Aspects of Intellectual Property Rights, 1994 (The



- TRIPS Agreement);  
 6. Indian Trademarks Act, 1999;  
 7. Indian Designs Act, 2000.

### References:

1. Cornish, W. R., Intellectual Property (London: Sweet & Maxwell, 1996);
2. Correa, Carlos M., Intellectual Property Rights, the WTO and Developing Countries: The TRIPS Agreement and Policy Options (Penang: Third World Network, 2000);

## 7.6. -PAPER –VI

### SUBJECT-PENOLOGY & VICTIMOLOGY (HONS)

#### UNIT-I CONCEPT OF CRIME AND CRIMINOLOGY

Concept of Crime and Criminology: its nature, extent and scope in global and Indian context.

*Various theories of Crime Causation:*

- a. Pre-classical, classical and neo-classical;
- b. Sociological,
- c. Economic,
- d. Tentative and multiple factors of crime causation

#### UNIT-II MAJOR CRIMES

- a. Organized crimes,
- b. White collar crimes,
- c. Socio-economic offences,
- d. Sexual offences & traffic in human beings,
- e. Alcoholism and drug addition, cyber crimes and terrorism,
- f. Juvenile delinquency, Recidivism and Cannibalism etc.

#### UNIT-III CONCEPT OF PENOLOGY

- a. Prevention and Control of Crimes,
- b. Various Theories of Punishment,
- c. Police System in Indian and Global Context,
- d. Administrative Reforms and concerned Commission Reports;
- e. Sentencing of offenders,
- f. Capital Punishment and its Relevance, Prison System and Reforms, Open Prisons

#### UNIT-IV VICTIMOLOGY

- a. Concept of Compensation and Rehabilitation of Victims of crimes;
- b. Statutory Provisions Judicial
- c. Decisions on Compensation
- d. Rehabilitation of Victims in India.

##### **Leading Cases:**

- i. Sheela Barse V Union of India, AIR 1986 SC 1773
- ii. Sunil Batra V Delhi Administration, AIR 1978 SC 1675
- iii. Bachan Singh V State of Punjab, AIR 1980 SC 898

- iv. Rudal Shah V State of Bihar AIR 1983 1086
- v. Nilabati Behera V State of Orissa AIR 1993 1960
- vi. Bhim Sing V State of Jammu & Kashmir AIR 1986 SC 494

**Objectives:-** The objective of this paper is to discuss the causative factors of crime and treatment of criminals and victims on various aspects of Criminology, penology and victimology.

**BOOKS RECOMMENDED**

1. Sutherland, E. and Cressy : Principles of Criminology
2. James Teary : Introduction of Criminology
3. S.M. Sethna : Society and Criminology
4. M.Pannanan : Criminology and Penology
5. Ahmad Siddique : Criminology: Problems and Perspectives
6. N.V. Paranjape : Criminology and Penology
7. J.P.Sirohi : Criminology and Criminal Administration

## **EIGHTH SEMESTER**

### **8.1. -PAPER –I**

#### **SUBJECT: ALTERNATIVE DISPUTE RESOLUTION (CLINICAL)**

##### **UNIT – I: INTRODUCTION**

- a. Alternative Dispute Resolution (ADR): Concept and Need
- b. Legal Aid:
  - Concept, Dimensions and Practice
  - Constitutional Provisions
  - Legal Services Authority Act, 1987
  - Legal Literacy Mission

##### **UNIT – II: TECHNIQUES OF ADR – I**

- Negotiation / Consultation
- Mediation
- Good offices

##### **UNIT – III: TECHNIQUES OF ADR – II**

- Conciliation: Nature, Scope and Methods
- Arbitration – Arbitration agreement / Clause, Jurisdiction of the Arbitral Tribunal,
- Applicable Law; IIC, UNCITRAL, KSID.
- The Arbitration and Conciliation Act 1996

##### **UNIT- IV: RECOGNITION AND ENFORCEMENT**

- a. Indian Practice
- b. International Practice

**Objective:** The objective of this paper is to acquaint students with various modes of Alternative Dispute Resolution System (ADR).

##### **TEXT BOOKS:**

1. International Dispute Settlement – J.G. Merrills
2. Legal Services Authority Act, 1987

3. Avtar Singh : Arbitration and Conciliation.
4. Goyal : Arbitration and Conciliation Act.
5. Shukla : Legal remedies.
6. Jhabvala : Law of Arbitration and Conciliation.
7. Dr. N.V.Paranjape: Arbitration and Alternative Dispute Resolution

## **8.2. -PAPER –II**

### **SUBJECT: LABOUR LAWS-II**

#### **UNIT – I: MINIMUM WAGES ACT , 1948**

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

#### **UNIT-II: PAYMENT OF WAGES ACT, 1936**

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

#### **UNIT –III: WORKMEN’S COMPENSATION ACT, 1923**

- a. Definition of dependant, workman, partial disablement and total disablement
- b. Employer’s liability for compensation
  - Scope of arising out of and in the course of employment
  - Doctrine of notional extension
  - When employer is not liable
- c. Employer’s Liability when contract or is engaged
- d. Amount of compensation
- e. Distribution of Compensation
- f. Procedure in proceedings before Commissioner
- g. Appeals

#### **UNIT – IV: FACTORIES ACT, 1948**

- a. Concept of “factory”, “manufacturing process” “worker” and “occupier”
- b. General duties of occupier

- c. Measures to be taken in factories for health, safety and welfare of workers
- d. Working hours of adults
- e. Employment of young person and children
- f. Annual leave with wages
- g. Additional provisions regulating employment of women in factory

**Objective:** The objective of this paper is to focus on wage policies, compensation for learn caused during the course of employment and working conditions of employees.

**TEXT BOOKS:**

1. S.C. Srivastava, Commentaries on factories Act, 1948, Universal Law Publishing House, Delhi
2. H.L. Kumar, Workmen's Compensation Act, 1923

### **8.3. -PAPER –III**

#### **SUBJECT: TAXATION LAWS**

##### **UNIT -I: BASIC CONCEPT**

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

##### **UNIT -II: RESIDENTIAL STATUS, CHARGEABILITY**

- a. Meaning and Rules for Determining Residential status of an Assessee
- b. Charge of Income Tax and Scope of Total Income
- c. Income Exempted from Tax and Deduction under Income Tax Law
- d. Heads of Income and its Justification
- e. Tax Treatment to Salary, Perquisites etc

##### **UNIT -III: HEADS OF INCOME AND RULES OF TAX**

- a. Tax Treatment to Income from House property
- b. Profits and Gains of Business & Profession
- c. Capital Gain Taxation

##### **UNIT – IV: RESIDUAL INCOME AND PROCEDURE FOR ASSESSMENT**

- a. Income from other Sources
- b. Set off and Carry Forward of Losses
- c. Deductions, Refund and Tax Authorities
- d. Return of Income and Assessment
- e. Penalty and Prosecution for Tax Evasion
- f. Search and Seizure

**Objectives:-** The Paper focuses on principles of Taxation Laws relating Income Tax, Rule of Tax, Residual Income and procedure for assessment.

**Text Books:**

1. Vinod Singhania & Kapil Singhania, Direct Taxes Law and Practice, Taxmann, 2014 Edition
2. Chaturvedi & Pithisaria, Income Tax Act with Relevant Tax Allied Acts, Lexis Nexis, 2013

**References:**

1. B.B. Lal, Income Tax, Pearson, 2010 (1st Edition)
2. Taxmann's Income Tax Act as Amended by Finance Act, 2014

## **8.4. -PAPER –IV**

### **SUBJECT: WOMEN AND LAW**

#### **UNIT - I INTRODUCTION**

- i. Status of Women in India
  - ii. Status of Women – Position abroad
- Constitution of India & Women
- i. Preamble
  - ii. Equality Provision

#### **UNIT – II PERSONAL LAWS AND WOMEN**

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

#### **UNIT – III CRIMINAL LAWS AND WOMEN**

- a. Adultery
- b. Rape
- c. Outraging Modesty
- d. Domestic Violence

#### **UNIT – IV WOMEN WELFARE LAWS**

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

**Objective:** The paper aims at creating awareness as to importance and role of women in society through the medium of law. It also focuses on women welfare laws.

**TEXT BOOKS:**

1. Law relating to Women – Dr. Sayed Maqsood
2. Law relating to Women – Dr. S.C. Tripathi
3. Women and Law- Dr. G.S. Sharma and Dr. Anil Ku. Tandl

**Reference:**

1. Women and Law – Prof. Nomita Aggarwal
2. Women and Law – Dr. Manjula Batra
3. Women and Law – G.P. Reddy

## **8.5. -PAPER –V**

### **SUBJECT: OFFENCES AGAINST CHILD & JUVENILE JUSTICE (HONS)**

#### **UNIT – I : INTRODUCTION**

- a. Children and the Indian Legal Setting
  - i. Constitutional Provision.
  - ii. Legislative Provision.
- b. Child Welfare and International Concern.
  - i. Universal Declaration of Human Rights.
  - ii. Convention on the Rights of the Child.
- c. Children and Right to Education
- d. National Commission for the Protection of the Rights of the Child.

#### **UNIT – II : OFFENCES AGAINST CHILDREN**

- a. Child Marriage.
- b. Child Sexual Abuse/ The POCSO Act 2012
  - i. Child Prostitution.
  - ii. Child Pornography.
  - iii. Child Trafficking
- c. Children and Drug Abuse.
- d. Guidelines of National Human Rights Commission.

#### **UNIT – III : CHILD LABOUR**

- a. Meaning and concept.
- b. National and International concern.
  - i. Role of International Labour Organization
  - ii. Campaign Against Child Labour
  - iii. Child Labour and National Human Rights Commission.
- c. Legislative Measures
  - i. Child Labour (Prohibition and Regulation ) Act, 1986
  - ii. Other legislative measures.
- d. Role of the Judiciary and Guidelines of the Supreme Court.

#### **UNIT – IV: JUVENILE JUSTICE**

- i. Meaning and Concept.
- ii. Juvenile in Conflict with law.
- iii. Child in need of Care and Protection.
- iv. Rehabilitation and Social Integration.

**Objective:** The objective of this paper is to create awareness about the offences against children with special reference to Constitutional Provisions, UDHR and Juvenile Justice care and Protection.

**BOOKS FOR REFERENCE:**

1. Indian Law Institute – Child and the Law
2. Child Labour (Prohibition and Regulation) Act, 1986.
3. Juvenile Justice (Care and Protection) of Children Act, 2000.
4. The Protection Of Children from Sexual Offences Act, 2012 (POCSO)
5. Right to Education Act 2009.



## **8.6. -PAPER –VI**

### **SUBJECT: INSURANCE LAW (HONS)**

#### **UNIT-I INTROCUCTION, NATURE, HISTORY AND DEVELOPMENT**

- a. Definition and nature of Insurance. Difference between Assurance and Insurance.
- b. Concept of Insurance and Law of contract and Law of torts.
- c. History and Development and importance of Insurance, Provision of Insurance Regulating and Development Act 1999.
- d. Provision of Insurance Act 1938.

#### **UNIT-II GENERAL PRINCIPLES OF INSURANCE**

- a. Various principles of Insurance - Principles of co-operative probability and legal principles, Principles of good faith and non-disclosure, Misrepresentation in insurance contract. Principles of contribution and principles of proximate.
- b. Principles of insurable interest - The risks, classification of risks, Provision of warranty & Principles of warranty and subjugation.
- c. Nature, kind and classification of insurance contract.
- d. The policy - classification of policies, its forms and contents, its commencement, duration, calculation of premium, cancellation, alteration, reduction, rectifications, construction and assignment of subject matter.

#### **UNIT-III LIFE INSURANCE AND MARINE INSURANCE**

- a. Nature, scope and definition, condition for life insurance contract. The policy and formation of life insurance contract, circumstances affecting the risk. Amount recoverable under the policy and person entitled to payment, settlement of claim and payment of money. Distinction between nomination and assignment and double insurance and reinsurance. Life Insurance Corporation Act 1956.
- b. Marine insurance - Meaning, Scope and History. Essential elements of marine insurance contract, classification, procedure and conditions of marine insurance and provisions of Indian Marine Insurance Act 1963.
- c. Tax benefit from life insurance and Life Insurance (Emergency provisions) Act 1956.
- d. Provision of the General Insurance Business (Nationalization) Act 1972.

#### **UNIT-IV INSURANCE AGAINST THIRD PARTY RISKS**

- a. Insurance against third party risks, Motor vehicle Act 1988 (Chapter XIII)
- b. Motion, scope, definition, statutory, contract between Insurer and Driver. Rights of third party. Limitation on third party rights. Duty to inform third party.
- c. Effect of insolvency or death on claim certificate of insurance or conditions to be satisfied.
- d. Claim tribunals' constitutions, functions, application for compensation, Who can apply ? Procedure and powers of claim tribunals and its awards.

**Objective:** The objective of this subject is to equip the students with the principles of Insurance with special reference to Life and Marine Insurance.

**TEXT BOOKS :**

1. Ivamy - General Principles of Insurance Law (1993) Butterworth
2. M.N. Shrinivasan - Principles of Insurance Law (1997), Ramaniya Publisher, Bangalore.
3. John Birds - Modern Insurance Law (1988), Sweet & Maxwell.
4. Brij Anand Singh - New Insurance Law (2000) Union Book Publisher, Allahabad.
5. M.N. Mishra - Law of Insurance, Central Law Agency, Allahabad

## **NINETH SEMESTER**

### **9.1. -PAPER –I**

#### **SUBJECT- PROFESSIONAL ETHICS & PROFESSIONAL ACCOUNTING SYSTEM (CLINICAL)**

##### **UNIT-I SOURCES & SANCTIONS OF PROFESSIONAL ETHICS & MISCONDUCTS**

- a. Sources of Rules of Professional Ethics - Judicial and extra Judicial sanctions and advantages of study of professional ethics.
- b. Lawyers misconduct - Professional and others.
- c. Equipment of Advocate Reverence for the law learning public service, brotherhood organization. Love for professional ideals.
- d. Independence and integrity of The Bench and the Bar.

##### **UNIT-II PRIVILEGES, RIGHTS AND DISABILITIES OF LEGAL PRACTITIONERS**

- a. Right duties & privileges of Advocates
- b. Powers & Disabilities of Legal practitioners
- c. Indian Advocates Act, 1961.
- d. The contempt law & practice - Indian contempt of court Act 1976.

##### **UNIT-III ADVOCATES AND THEIR RELATION WITH OTHERS IN THE LIGHT OF B.C.I. RULES 1976**

- a. Advocate and the Court.
- b. Advocates relation with his opponent and with his client.
- c. Advocates relation with his colleagues and witnesses
- d. Advocates and the public and other employment and Advocates

##### **UNIT-IV MISCELLANEOUS**

- a. Selected opinion of disciplinary committee of B.C.I
- b. 10 selected major Judgment of Supreme Court

#### **Evaluation Pattern**

The Dean/Directors will propose a panel of examiners to the Controller of Examination for evaluation of the paper Professional Ethics and Accountancy and viva. The examiners approved by the University will evaluate the paper in consultation with the supervisor followed by a viva to be conducted by a Board consisting of: (i) The External Examiner; (ii) Dean/Director of the Institute; (iii) Supervisor of the candidate; (iv) one faculty member of the institute.

**Objectives:** The objectives of this paper is to provide an idea about evolution of Indian Bar, Professional ethics, rights and Duties of advocates etc.

**BOOK RECOMMENDED**

1. C.L. Anand - Professional Ethics of the Bar (Law Book Co., S.P. Marg Allahabad).
2. V.G. Ramchandran's - Contempt of Court EBC, Lucknow.
3. The Bar Council Code of Ethics and Indian Advocate Act 1961.
4. Indian Contempt of Court Act 1996.
5. M. Krishnamurthy - Advocacy

## **9.2. -PAPER –II**

### **SUBJECT: LAND LAWS**

#### **UNIT – I: LAND REFORMS**

- a. Constitutional Provisions on Agrarian Reform Legislation
- b. Abolition of private landlordism
- c. Land Ceiling Legislation
- d. State enactments prohibiting alienation of land by tribals to non-tribals.

#### **UNIT – II: ORISSA LAND REFORMS ACT 1960**

- a. Purpose, objective and definitions of important words
- b. Rights of raiyat and Tenant
- c. Restriction on alienation of Land by S.T.
- d. Consolidation of holdings

#### **UNIT – III: RENT LAW: CONCEPTS, TERMS AND PROCESSES**

- a. Rent Legislation in India
- b. Definitions, Land Lord, Tenant, Land and Fair Rent.
- c. Fixation of fair rent
- d. Rights of Tenant

#### **UNIT – IV: EVICTION AND DISPUTE SETTLEMENT MECHANISM**

- a. Grounds of eviction : Non-payment of Rent, Sub-letting, Change of user, Material alterations,
- b. Non-occupancy, Nuisance, Dilapidation, Bonafide requirement of the landlord,
- c. Alternative accommodation, Building and re-construction and Limited Tenancy
- d. Settlement of rent disputes

**Objective:** The object of this paper is to focus on land reforms besides land acquisition procedures enunciated in the Act of 1894 and the rent laws.

**TEXT BOOKS:**

1. Constitution of India – Mr. V.N. Shukla
2. Law of Acquisition of land in India – Mr. P.K. Sarkar
3. Delhi Rent Law – Jaspal Singh
4. Law of Rent Control in India – K.T.S. Tulsi
5. Orissa Land reforms Act 1960

## **9.3. -PAPER –III**

### **SUBJECT: DRAFTING, PLEADING & CONVEYANCING (CLINICAL)**

#### **UNIT – I CIVIL PLEADINGS**

-General Principles of Pleadings.

-Plaint and written statement with reference to the suits mentioned below :-

- (a) Money Suit
- (b) Ejectment Suit
- (c) Injunction
- (d) Interlocutory application under the provisions of C.P.C.
- (e) Suits under Hindu Marriage Act, 1955
- (f) Suits for Specific Performance of Contract
- (g) Original Petition
- (h) Affidavit
- (i) Execution Petition
- (j) Memorandum of Appeal and Revision
- (k) Petition under Articles 226 and 32 of the Constitution of India.

#### **UNIT-II CRIMINAL PLEADINGS**

-Criminal Pleadings with respect to the following: -

- a. Drafting of First Information Report (FIR U/S 154, Cr.P.C.)
- b. Drafting of Challan/Charge sheet (under section 173, Cr.P.C.)
- c. Drafting of Charge by the Court.
- d. Complaints for Commission of offences u/s 294, 323/324, 325, 341, 352 and 506 of the Indian Penal Code.
- e. Criminal Miscellaneous Petition, Interlocutory Application.

#### **UNIT-III DRAFTING**

- a. Drafting of Bail Application u/s 436 and 437 of Cr.P.C.
- b. Drafting of Anticipatory Bail Application u/s 438, Cr.P.C.
- c. Drafting of Cancellation of bail application u/s 439 (i) and (ii) of Cr.P.C.

- d. Maintenance application u/s 125-128, Cr.P.C.
- e. Memorandum of Appeal and Revision.

**UNIT-IV CONVEYANCING**

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

- a. Sale Deed
- b. Mortgage Deed
- c. Lease Deed
- d. Exchange Deed
- e. Gift Deed
- f. Will Deed
- g. General Power of Attorney
- h. Promissory Note

**Evaluation Pattern**

The Dean/Directors will propose a panel of examiners to the Controller of Examination for evaluation of the paper Drafting Pleadings and Conveyancing and viva. The examiners approved by the University will evaluate the paper in consultation with the supervisor followed by a viva to be conducted by a Board consisting of: (i) The External Examiner; (ii) Dean/Director of the Institute; (iii) Supervisor of the candidate; (iv) one faculty member of the institute.

**Objective:** The objective of this paper is to train students in the art of drafting both for court purposes as well as for other legal forums.

**TEXT BOOKS:**

1. Conveyancing – N.S. Bindra
2. Conveyancing – A.N. Chaturvedi
3. Mogha’s Law of Pleading
4. Mogha’s Conveyancing
5. Conveyancing – D’Souz
6. Art of Conveyancing and Pleadings- Murli Manohar
7. Conveyancing, Precedents and forms- Shiv Gopal
8. Guide to Drafting- A.K Banerjee & S.K. Awasthi
9. Practical Training for Law Students- S.K. Mittal

## **9.4. -PAPER –IV**

### **SUBJECT: ENVIRONMENTAL LAW**

#### **UNIT – I: ENVIRONMENTAL LAW: INTERNATIONAL AND NATIONAL PERSPECTIVE**

- a. Introduction
  - i. Environment – Meaning
  - ii. Environment Pollution – Meaning and Issues
- b. International Norms
  - Sustainable Development – Meaning and Scope
- c. Constitutional Guidelines
  - i. Right to Wholesome Environment – Evolution and Application
  - ii. Relevant Provisions – Art. 14, 19 (1) (g), 21, 48-A, 51-A(g)
  - iii. Environment Protection through Public Interest Litigation

#### **UNIT – II: PREVENTION AND CONTROL OF WATER AND AIR POLLUTION**

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

#### **UNIT – III: PROTECTION OF FORESTS AND WILD LIFE**



- a. Indian Forest Act, 1927/ The forest Conservation Act 1980
  - i. Kinds of forest – Private, Reserved, Protected and Village Forests
  - ii. Provision of Conservation of Forest
- b. The Wild Life (Protection) Act, 1972
  - i. Authorities to be appointed and constituted under the Act
  - ii. Hunting of Wild Animals
  - iii. Protection of Specified Plants
  - iv. Protected Area
  - v. Trade or Commerce in wild animals, animal articles and trophies; Its prohibition.
- c. Prevention of Cruelty to Animals Act 1960
  - Constitution of Board and Function

#### **UNIT – IV: GENERAL ENVIRONMENTAL LEGISLATIONS**

- a. Environmental (Protection) Act, 1986
  - i. Powers and Functions of Central Govt.
  - ii. Citizen Suit Provision
- b. Precautionary Principles and Polluter Pays Principles.
- c. The National Environment Tribunal Act, 1995,
  - Constitution of Tribunal, Power and Function
- d. The National Appellate Environmental Authority Act, 1997
  - Constitution, powers and functions

**Objective:** The objective of this paper is to acquaint the students with the environmental issues and the measures taken for its protection along with the norms prevailing at international and national level.

#### **TEXT BOOKS**

1. Environmental Law & Policy in India – Shyam Diwan, Armin Rosencranz
2. Environmental Law in India – P. Leelakrishnan

#### **Statutes**

1. The Water (Prevention and Control of Pollution) Act, 1974
2. The Air (Prevention and Control of Pollution) Act, 1981
3. The Indian Forest Act, 1927
4. The Forest (Conservation) Act, 1980
5. The Wild Life Protection Act, 1972
6. The Environment (Protection) Act, 1986
8. The National Environment Tribunal Act, 1995
9. The National Environment Appellate Authority Act, 1997

#### **References:**

1. Environmental Law in India – Gurdip Singh
2. Environmental Administration, Law and Judicial Attitude – Paras Diwan, Peeyushi Diwan

## **TENTH SEMESTER**

### **10.1. -PAPER –I**

#### **SUBJECT-MOOT COURT & INTERNSHIP (CLINICAL)**

This paper may have three components of 30 marks each and a viva for 10 marks :

- a. Moot Court (30 marks)- every student may be required to do at least three moot courts in a year with 10 marks for each. The moot court work will be on assigned problem and it will be evaluated for 5 marks for written submissions and 5 marks for oral advocacy.
- b. Observance of Trial in two cases, one Civil and one Criminal (30 marks). Students may be required to attend two trials in the course of the last two or three years of BA.LL.B studies. They will maintain a record and enter the various steps observed during their attendance on different days in the court assignment. This scheme will carry 30 marks.
- c. Interviewing techniques and Pre-trial preparations and Internship dairy 30 marks.

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

- d. The fourth component of this will be Viva Voce examination on all the above three aspects. This will carry 10 marks. The Court work shall be submitted by Student in own handwriting in the College. The evaluation shall be made by the college on the basis of participation and record.

#### **Evaluation Pattern:**

As regards the internship, after the completion of internship by the students, the work done by the candidate as recorded in his/her daily diary along with a consolidated placement

report would be evaluated by a Board of examiners consisting of (i) Dean/Director of the Institute; (ii) two faculty members and; (iii) an invitee from outside school/institute. The same Board would also conduct the viva on internship also.

**Objective:** The objective of this paper is to train the students about practical lawyering.

**Books Recommended:**

1. Moot Court, Pre-trial Preparation and Participation in trial Proceedings - O.P. Mishra (Advocate).

## **10.2. -PAPER –II**

### **SUBJECT-DISSERTATION PAPER & VIVA-VOICE**

The students shall have to prepare a dissertation out the following mentioned topics:-

- a. Tribal Laws
- b. Customary Laws of Odisha
- c. Human Rights
- d. Women and Law
- e. Rights of Indigenous Person
- f. Child and Law

**Evaluation Pattern:**

The Dean/Directors will propose a panel of examiners to the Controller of Examination for evaluation of the dissertation and for conducting the viva. The examiners approved by the university will evaluate dissertation in consultation with the supervisor followed by a viva to be conducted by a Board consisting of: (i) The External Examiner; (ii) Dean/Director of the Institute; (iii) Supervisor of the candidate; (iv) one faculty member of the institute.

**Objective:** The objective of this paper is to train the students to write dissertation on.