ONE YEAR LL.M SYLLABUS

FIRST SEMESTER  (CORPORATE AND COMMERCIAL LAW)

**COMPULSORY PAPERS**

i. Research Methods and Legal Writing  
ii. Comparative Public Law  
iii. Law and Justice in a Globalizing world

**OPTIONAL PAPERS**

i. Competition Law  
ii. Banking and Insurance Law

SECOND SEMESTER

i. Labour / Employment Law  
ii. Company Law  
iii. Intellectual Property Law  
iv. Cyber Law  
v. Dissertation

The examination, evaluation and other norms of improvement of grades will be governed as per the norms of the credit system of the University Departments.
SUBJECT: RESEARCH METHODS AND LEGAL WRITING  
SUBJECT CODE: - LL.M. 1101

The main objective of this course is to acquaint the student of law with the scientific method of social science research. This course is expected to provide the knowledge of the technique of selection, collection and interpretation of primary and secondary data in socio legal research. Emphasis would be laid on practical training in conducting research in this course. They should be able to design and execute small scale research problems. The practical skill in conducting research will be evaluated on their performance in field research and workshops/seminars.

MODULE I: Introduction
i. The science of research and scientific methodology.
ii. Interrelation between speculation, fact and theory building-some fallacies of scientific methodology with reference to socio legal research.
iii. Inter-disciplinary research and legal research models.
iv. Arm chair research vis-a-vis empirical research.
v. Legal research-common law and civil law legal systems

MODULE II: Research Design
i. Workable Hypothesis-formulation and evaluation.
ii. Major steps in research design

MODULE III: Research Techniques
i. Sampling
ii. Survey and Case Study method
iii. Scaling and Content Analysis

MODULE IV: Research Tools and Data Processing
i. Observation
ii. Interview and schedule
iii. Questionnaire
iv. Socio-metrics and jurimetrics
v. Data processing (deductions and Inductions) analysis and interpretation of data

MODULE V: Legal writing
i. Report/article writing in legal research
ii. Use of definitions, maxims, concepts, principles, doctrines in legal research
iii. Citation methodology
iv. Book review and case comments

BIBLIOGRAPHY/REFERENCES
1. Robert Watt- Concise book on Legal Research
2. Ram Ahuja-Research Method
3. Good and Hatt- Research Methodology
4. Pauline Young- Research Methodology
5. Earl Babbie- Research Methodology
6. Anwarul Yaqin-Legal Research Methodology
7. Wilkinson Bhandarkar-Research Methodology
8. Sellitis Johoda-Research Methodology
9. Stott D.-Legal Research
10. Robert Watt and Francis Johns- Concise Legal Research
11. S.K. Verma &Afzal Wani- Legal Research Methodology (And material announced in the Class)
This paper focuses on analytical and theoretical scrutiny of Public Administrative Law, Constitutional Law and Criminal Law and its component in comparative manner to enable the students and develop amongst them the proper understanding of the subject.

MODULE I: Introduction
i. Meaning and definition of Public Law
ii. Concept of Public Law
iii. Globalisation of Comparative Public Law

MODULE II: Tools of Comparative Public Law
i. Constitutional Law - Common Law, Civil Law
ii. Legislative Mechanism - Common Law, Civil Law
iii. Typology of Federalism - USA, India

MODULE III: Public Interest Litigation - US, India
i. Locus standi
ii. Judicial Activism
iii. Judicial Accountability

MODULE IV: Comparative Criminal Law - Common law, Civil law
i. Domestic Violations - International, National
ii. Provisions relating to Rape
iii. Plea Bargaining - US A, India
iv. White Collar Crimes
v. Juvenile Justice

MODULE V: Ombudsman
i. Ombudsman in Scandinavian countries
ii. International Scenario - Common law and Civil law
iii. Indian Scenario
iv. Lokpal (Ombudsman)
v. Lokayukta

BIBLIOGRAPHY/REFERENCES
1. H. W. Wade - Administrative Law,
5. Wade and Philips - Constitutional Law
12. Ivor Jennings - Law and the Constitution.
17. Alex Carol - Constitution and Administrative Law.
SUBJECT: LAW AND JUSTICE IN A GLOBALIZING WORLD
SUBJECT CODE - LL.M. 1103

The main objective of the course is to enable students to understand and seek solutions to pressing problems in the domain of global justice. By the end of the term, students are expected to have become familiar with the multiple dimensions of the theoretical literature and be able to critically evaluate the liberal, republican, and discursive democratic attempts to make sense of, and to ameliorate, prevailing instances of injustice in the world. This will be imparted through theoretical and philosophical debates advanced by various scholars and the institutional mechanism that need to be accelerated to achieve the objectives of global justice.

MODULE I: Introduction
i. Meaning and significance of Globalization
ii. Concept of Global Justice
iii. Global Justice and Right to Development

MODULE II: Theoretical Prepositions of Global Justice
i. Realism
ii. Particularism
iii. Nationalism
iv. Cosmopolitanism

MODULE III: Historical and Central Challenges to Global Justice
i. Global Poverty- Role of International Mechanism
ii. Armed Conflict
iii. Nationalist practices
iv. Crimes against Humanity
v. Environment and Health
vi. Oppressive Policies- Threat of Terrorism, Global Politics

MODULE IV: Role and Reformation of Global Institutions
i. States, sovereignty and Transnational Law
ii. Economic and Trade Institutions-MNC's
iii. Structural reforms of United Nations-Security Council
iv. International Judicial Institutions

MODULE V: Models to Achieve Global Justice
i. Social Contract and Social Justice
ii. Sarvodaya Model of Justice
iii. Multi Culturalism and Cosmopolitanism
iv. Significance of Human Rights Education
v. Global Justice and Global Rule of Law

BIBLIOGRAPHY/REFERENCES
10. Amartya Sen: Global Justice
SUBJECT: COMPETITION AND CONSUMER PROTECTION LAWS
SUBJECT CODE: LL.M.1104

In most countries of the world that competition plays a key role to play in ensuring productive, efficient, innovative and responsive markets. The consumers are ensured availability of 'goods' and 'services' in abundance of acceptable quality at affordable price. Competition law and policy also result in equity among producers and reduce rent seeking behavior on their part. In tune with the international trend and to cope with changing realities, India has reviewed the Monopolies and Restrictive Trade Practices Act, 1969 and has enacted the Competition Act, 2002 (the Act) w. e. f. 14.1.03.

MODULE I: Introduction
   i. Basic economic and legal principles
   ii. Restraint of Trade under Indian Contract Act
   iii. Monopolistic Trade Practices
   iv. Restrictive Trade Practices

MODULE II: Development of law from MRTP to Competition Act 2002
   i. Aims, Objects and Salient features
   ii. Comparison between MRTP Act and Competition Act
   iii. Anti-Competitive Agreement
   iv. Abuse of Dominant Position
   v. Combination
   vi. Protection of consumers

MODULE III: Competition Commission of India
   i. Structure and function of CCI
   ii. Regulatory role

MODULE IV: Competition Appellate Tribunal
   i. Composition, Functions, Powers and Procedure
   ii. Award Compensation
   iii. Power to punish for contempt
   iv. Execution of orders

MODULE V: Consumer Protection Act, 1986 and its applicability to Competition Law
   i. Definition of Consumer
   ii. Definition of Service
   iii. Deficiency in Services
   iv. Unfair Trade Practices

BIBLIOGRAPHY/REFERENCES
1. K.S. Anantaranan : Lectures on Company Law and MRTP
2. Dr. R.K. Singh : Restriction Trade Practices and Public Interest
3. Suzan Rab- Indian Competition Law- An International Perspective
4. S.M. Dugar's MRTP Law, Competition Law and Consumer Protection
5. Report of the Monopolies Inquiries Commission, Govt, of India 1965 (Dr. Hazari Report)
6. 1980 and other related work
7. A.E. Rodrigues, Ashok Menon- The limits of Competition Policy, the shortcomings of Economics
8. Taxmann's competition Law and Practice
SUBJECT: BANKING AND INSURANCE LAWS
SUBJECT CODE: LL.M.1105

MODULE I:
A. Introduction
   i. Nature and Development of Banking.
   ii. Functions of Banking

B. Global Banking Institutions

C. The Banking (Regulation) Act, 1949. Its main provisions, social control, nationalization of Banks.

MODULE II:
   i. Central Bank, Evolution, Characteristics and functions.
   ii. Reserve Bank of India and Its Role.
   iii. Securitization and Reconstruction of Financial assets.
   v. Bank as borrowers.
   vi. Forms of borrowing
   vii. Types of Deposit,

MODULE III:
   i. Bank and Customer Relationship.
   ii. Banking Operations: Lending by Banks, Collection and Payments of Cheques, Negotiable Instrument & their characteristics, Cheques, Dishonor of Cheques, and Appropriation of payments.
   iii. Interference by third parties.
   iv. Attachment, Mareva Injunctions, Bank and Garnishee, set off.

MODULE IV:
   i. Social Banking
   ii. Basel II norms
   iii. Letter of Credit
   iv. Recovery of Debts Due to Banks.
   vi. Recent Trends of Banking System in India.

MODULE V:
   i. The Evaluation of Banking Services and its History in India
   ii. History of Banking in India
   iii. Bank nationalization and social control over banking.
   iv. Various types of Banks and their functions.
   v. Contract between banker and customer: their rights and duties.
   vi. Role and functions of Banking Institutions

MODULE VI: Lending by Banks and Recent Trends of Banking System in India
   i. Advances, Loans and Securities.
   ii. Direct, collateral and miscellaneous Securities.
   iii. Default and recovery.
v. The Securitization and Reconstruction of Financial Assets and Enforcements of Security Interest Act, 2002 (Definitions, Section 13 - Enforcement of security interest, Section 17 Right to appeal.)

MODULE VII: General Principles of Law of Insurance
i. Definition, nature and history.
ii. Contract of insurance and principles.
iii. The Risk - commencement, attachment, assignment.
iv. Types of insurances.
v. Policy and its Legal Status.

MODULE VIII: Recent Trends in Insurance
i. Insurance against third party risks (relevant provisions from Motor Vehicles Act, 1988.)
ii. Liability Insurance.
iii. Consumer Protection and Banking and Insurance Services

BIBLIOGRAPHY/REFERENCES