

# VEER MADHO SINGH BHANDARI UTTARAKHAND TECHNICAL UNIVERSITY

(Formerly Uttarakhand Technical University, Dehradun Established by Uttarakhand State Govt. wide Act no. 415 of 2005)  
Suddhowala, PO-Chandanwadi, Premnagar, Dehradun, Uttarakhand (Website- [www.uktech.ac.in](http://www.uktech.ac.in))



## SYLLABUS

Approved in 13<sup>th</sup> Meeting of Executive Council held on 27<sup>th</sup> March 2023 subsequent to the 14<sup>th</sup> Meeting of Academic Council held on 20<sup>th</sup> March 2023

(For admission in 2022-23 and onwards)



# SYLLABUS

For

B.A.LL.B

2<sup>ND</sup> Year

Effective From – Session 2023-24

## SECOND YEAR

### Third Semester

Paper Code	SUBJECTS	Credit	L:T:P
ILA 301	Law of Special Contract including Indian Partnership Act & Negotiable Instrument Act	4	04:01:00
ILA 302	Family Law-I	4	04:01:00
IAA 001	<b>Computer Literacy and E-Library</b> (Non-credit but the qualifying subject of 100 marks. To qualify learner has to obtain 30 marks out of 100 and no degree will be awarded without qualifying this subject)	Non-Credit (Qualifying)	4:1:0
Note-	<b>Students have to opt same three subjects as opted in the First and Second semesters.</b>		
ILA 303	Sociology-III: Indian Society	4	04:01:00
ILA 304	Political Science-III: Western Political Philosophy	4	04:01:00
ILA 305	History-III: Indian Legal and Constitutional History	4	04:01:00
ILA 306	Economics-III: Indian Economics	4	04:01:00
ILA 307	Psychology-III: Psychological Research and Statistics	4	04:01:00
ILA 308	Philosophy-III: Ethics (Indian & Western)	4	04:01:00
ILA 309	Journalism and Mass Communication- III: Media Law and Ethics	4	04:01:00

### Fourth Semester

Paper Code	SUBJECTS	Credit	L:T:P
ILA 401	Family Law-II	4	04:01:00
ILA 402	Law of Torts including MV accident and Consumer Protection Act	4	04:01:00
Note-	<b>Students have to opt same three subjects as opted in the First, Second and Third semesters</b>		

<b>ILA 403</b>	Sociology-IV: Criminal Sociology	<b>4</b>	<b>04:01:00</b>
<b>ILA 404</b>	Political Science-IV: Major Constitutional Systems of the World	<b>4</b>	<b>04:01:00</b>
<b>ILA 405</b>	History-IV: World History	<b>4</b>	<b>04:01:00</b>
<b>ILA 406</b>	Economics-IV: Development Economics	<b>4</b>	<b>04:01:00</b>
<b>ILA 407</b>	Psychology-IV: Psychopathology	<b>4</b>	<b>04:01:00</b>
<b>ILA 408</b>	Philosophy-IV: Emerging Trends of Thought	<b>4</b>	<b>04:01:00</b>
<b>ILA 409</b>	Journalism and Mass Media-IV: Inter-Cultural Communication	<b>4</b>	<b>04:01:00</b>



**VEER MADHO SINGH BHANDARI UTTARAKHAND TECHNICAL UNIVERSITY, DEHRADUN**

**III SEMESTER**

**Syllabus**

**LAW OF SPECIAL CONTRACT INCLUDING INDIAN PARTNERSHIP ACT  
&NEGOTIABLE INSTRUMENT ACT**

**(ILA 301)**

**L:T:P::4:1:0**

**Credits-4**

**OBJECTIVE:** This is a follow-up course on contract. When students are familiarized with the general principles of contracts, special contracts are studied in the light of statutory provisions and decisional law. Some of growing sectors of economy such petroleum, mining, transportation and power etc. today require specialized legal professionals to handle growing contractual requirements, joint ventures etc. Special contracts justify special statutory provisions for some kinds of contracts.

**LEARNING OUTCOME:** At the end of the course the learner will be able to-

1. Critically evaluate the special kinds of contracts and their distinctive features provided under The Indian Contract Act, 1872.
2. Identify and explain fundamental legal rules, concepts and policies related to Partnership.
3. Apply legal knowledge on the types of negotiable instruments in practical sphere.

**UNIT-I: Indemnity & Guarantee**

**8 Hours**

- a) Meaning, Distinction between Indemnity and Guarantee.
- b) Indemnity in cases of MNC and new industrial transactions such as Power and Energy.
- c) Rights/ Duties of Indemnifier, Indemnified and Surety.
- d) Discharge of Surety.
- e) Kinds of Guarantee.

**UNIT-II: Bailment and Pledge**

**8 Hours**

- a) Meaning and Distinction.
- b) Rights and Duties of Bailor/ Bailee, Pawn or/Pawnee.
- c) Lien.
- d) Termination of Bailment.

**UNIT-III: Agency****8 Hours**

- a) Definition of Agent and Principal.
- b) Essentials of Relationship of Agency.
- c) Creation of Agency: By agreement, Ratification and Law.
- d) Relation of Principal/Agent, Subagent and Substituted Agent.
- e) Termination of Agency.

**UNIT-IV: The Indian Partnership Act, 1932.****8 Hours**

- a) Nature and concept of Partnership firm and limited partnership.
- b) Relations of partners to one another and outsiders.
  - i. Rights/ Duties of partners inter se.
  - ii. Partnership Property.
  - iii. Relations of Partners to Third parties: the doctrine of holding out.
  - iv. Liability for holding out minor as a partner.
- c) Incoming and outgoing partners.
- d) Dissolution of the firm: Modes and consequences.
- e) Registration of firms and effects of registration.

**UNIT-V: Negotiable Instrument Act.****8 Hours**

- a) Definitions.
- b) Types.
- c) Crossing of Cheques
- d) Dishonor of cheques and Penalties.

**SUGGESTED READING**

1. Indian Contract Act---Pollock and Mulla
2. Indian Contract Act---Avtar Singh.
3. Principles of Mercantile Law---R. K. Bangia.
4. Law of Contracts and Partnerships and Sale of Goods Act--- T.R. Desai.



VEER MADHO SINGH BHANDARI UTTARAKHAND TECHNICAL UNIVERSITY, DEHRADUN

**III SEMESTER**

**Syllabus**

**FAMILY LAW-I  
(ILA 302)**

**L:T:P::4:1:0**

**Credits-4**

**OBJECTIVE:** The main objective of this course is to provide adequate sociological perspectives to expound concepts relating to the family in their social settings. It also highlights some of the current problems arising out of foundational inequalities in different family concepts. Another objective is to view family law not merely as a separate system of personal laws based upon religions but as the one system cutting across the religious lines and eventually enabling us to fulfill the constitutional directive of uniform civil code.

**LEARNING OUTCOME:**

1. Women and children have special family relations and hence in family law administration students are expected to develop insight so that they could protect the constitutional rights of women and children.
2. To enable students to study Hindu law in the light of other laws but not in isolation.
3. To help students develop critical thinking and enable them to take steps to ameliorate the loopholes, if any.

**Unit I: General and Concept of Marriage**

8 Hours

- a. Nature of Hindu Law, who is Hindu?
- b. Sources of Hindu Law,
- c. Hindu Marriage Act, 1955: (Sec. 5 to sec 23)

**Unit II: Law of Maintenance**

8 Hours

- a. Maintenance under Hindu Marriage Act (Sec.24 &25)
- b. Maintenance under Hindu Adoption and Maintenance Act,1956 (Sec.18,19&20)
- c. Maintenance under section 125-128 Cr.P.C
- d. Adoption: Essential & Effect (Sec.6to12ofHA&MA,1956)
- e. Kinds and Powers of guardian under Hindu Minority& GuardianshipAct, 1956(Sec.6-13)

## **ACTS**

- 1. HinduMarriageAct,1955
- 2. Hindu AdoptionandMaintenanceAct,1956
- 3. HinduMinorityandGuardianshipAct,1956

### **Unit IV: Joint Hindu Family**

**8 Hours**

- a. Origin, Nature of Joint Family and Coparcener, Characteristic features of Coparcener, Distinction between Coparcener and Joint Family, Classification of Property:
- b. Joint Family Property and Separate Property, Karta: Position, Powers and Liabilities, Debts

### **Unit-IV Partition and Succession**

**8 Hours**

- a. Partition: Definition, Persons entitled to demand Partition, Reopening and Reunion
- b. HinduSuccessionAct,1956 and Hindu Succession (Amendment) Act, 2005
- c. Features, Devolution of interest in Coparcener Property (Sec.6), List of heirs in Class-I & II of the Schedule, Hindu Women's Right to Property.

### **Unit-V Special Marriage Act**

**8 Hours**

- a. Marriage
- b. Divorce
- c. Maintenance
- d. Inheritance

### **SUGGESTED READINGS**

1. J.D. M. Derrett- Hindu Law 1. Mulla, D.N. Hindu Law.
2. Paras Diwan, Modern Hindu Law.
3. Mulla D.N. Hindu Law
4. Dr. B.K. Sharma, Hindu Law



**VEER MADHO SINGH BHANDARI UTTARAKHAND TECHNICAL UNIVERSITY, DEHRADUN**

**III SEMESTER**

**Syllabus**

**SOCIOLOGY-III: INDIAN SOCIETY**

**( ILA 303 )**

**L:T:P::4:1:0**

**Credits-4**

**OBJECTIVE:**

It is presumed that the student has some familiarity with the Indian society by virtue of the fact that he is a member of it and that he has observed and experienced some facets of it. However, this familiarity is likely to be superficial, selective and rather fragmentary. This course aims at rectifying these limitations by presenting a comprehensive, integrated and empirically based profile of Indian society.

The continuity between the present and the past is an evident feature of Indian society. Though this continuity is reflected in the structure of the course, the focus is on the contemporary Indian society. It is hoped that the sociological perspective on Indian society presented in this course will also enable students to gain a better understanding of their own situation and region.

## **LEARNING OUTCOME:**

1. Students will understand the prevailing social issues and problems in their structural context and interrelationships.
2. Students will get sensitized to the emerging social issues and problems of contemporary India
3. It will empower to deal with these issues and problems
4. They will gain a better understanding of social situation and region.

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

**Hrs -08**

- a. Distribution of Population in India- Racial, Religious And Linguistic Groups.
- b. Unity and Diversity
- c. Problems of Integration

### **UNIT - II: Social Organization**

**Hrs -08**

- a. Caste – Characteristics and Recent Changes.
- b. Marginalization – SC, ST, OBC and Minorities and related issues
- c. Classes – Agrarian, Industrial and Emerging Trends in Class System.

### **UNIT - III : Changing Trends and Development Issues**

**Hrs - 08**

- a. Changes in Marriage and Family; refractment of Joint Family system
- b. Development Induced Displacement, Ecological Degradation and Environmental Pollutions.
- c. Social Unrest - Terrorism, Naxalism, Communalism and Corruption

### **UNIT -IV: National Integration and Secularism**

- a) National Integration: Definition, Significance of national Integration, Measures suggested to achieve National Integration.
- b) Secularism: Meaning and its significance.

### **UNIT-V: Indian Social Thinkers**

- a) Mahatma Jyotirao Phule – Educational Thought
- b) Dr. Babasaheb Ambedkar – concept of nationalism.
- c) Dr. G.S. Ghurye – Caste system – characteristics.
- d) M.N. Shrinivas – Sanskritization.

## Reference:

- Beteille, Andre. 1992. *Backward Classes in Contemporary India*. New Delhi: OxfordUniversity Press.
- Dube, Leela. 1997. *Women and Kinship, Comparative Perspectives on Gender SouthernSouth Asia*.
- Madan, T.N. 1991. *Religion in India*, New Delhi: Oxford University Press. Kapadia, K.M. 1981. *Marriage and Family in India*. Oxford University Press. Karve, Irvathi. *Kinship Organization in India*.
- Michael. S.M. 1999. *Dalits and Modern India; visions and values*.
- Singer, Milton & Cohen, Bernards. 1996. *Structure and change in Indian Society*. Rawat:Jaipur.



VEER MADHO SINGH BHANDARI UTTARAKHAND TECHNICAL UNIVERSITY, DEHRADUN

### III SEMESTER

#### Syllabus

#### POLITICAL SCIENCE-III WESTERN POLITICAL PHILOSOPHY

(ILA-304)

L: T:P: 4:1:0

Credits-4

**COURSEOBJECTIVE:** Western political theorists have expressed wide views regarding law and politics. Western political thinkers have considered all aspects related to life but their ideas have given prominence to politics and law. The purpose of this course is to make the students familiar with the fundamental elements of law and politics, which in one way or the other remain the cornerstone of law even today.

**COURSE LEARNING OUTCOMES:** After studying the course, the learner would:

- Understand how to read and decode the classics and use them to solve contemporary socio-political problems.
- Connect with historically written texts and can interpret it in familiar way.

- Clearly present their own arguments and thoughts about contemporary issues and develop ideas to solve them through logical validation.

## **UNIT– I**

**08 Hours**

### **Plato**

- Views on justice
- Education
- Communism
- Ideal state

### **Aristotle**

- Views on nature of state
- Concept of Revolution
- Classification of Constitution
- Theory of Slavery and Distributive Justice

## **UNIT– II**

**08 Hours**

### **Machiavelli**

- Concept of Human nature.
- Views on Morality and Religion
- Views on Ideal Ruler, Theory of State-Craft
- Machiavelli's influence and contribution

### **Hobbes**

- Human Nature and State of Nature
- Theory of Social Contract
- Theory of Sovereignty
- Individualism

## **UNIT– III**

**08 Hours**

### **Locke**

- Human Nature and State of Nature
- Theory of Social Contract
- Theory of Natural Rights
- Theory of Sovereignty

### **Rousseau**

- Human Nature and State of Nature
- Origin of Inequality
- Theory of Social Contract
- Theory of General Will

## **UNIT– IV**

**08 Hours**

### **Bentham**

- Views on Utilitarianism.
- Hedonistic Calculus.
- Views on Law Reforms.
- State & Government

## **J. S. Mill**

- a. Mill's Utilitarianism
- b. Representative Government
- c. Sexual Equality
- d. Mill's views on Liberty and freedom of speech and Expression.

## **UNIT- V**

**08 Hours**

### **Marx**

- a. Scientific Socialism, Dialectical Materialism
- b. Historical Materialism.
- c. Theory of Class struggle & Revolution.
- d. Theory of Surplus Value and Theory of State.

### **Lenin**

- a. Theory of Revolution
- b. *Theory* of imperialism
- c. Democratic Centralism
- d. Dictatorship of the Proletariat

### **Suggested Readings:**

1. A History of Political Thought: Plato to Marx, Subrata Mukherjee & Sushila Ramaswamy
2. Political Thinkers, Bhandari
3. Western Political Thought, Vol. –I, II, III & IV J.P. Sood.
4. A History of Political Theories, G.H. Sabine.
5. Western Political Thought, William Ebbenstein.
6. Western Political Thought C.C. Maxey.
7. History of Political Theory, G H. Sabine
8. Paschatiya Rajnitik Vicharak- Vol. 1-4,
9. J.P. Sood Paschatiya Rajnitik Chintan ka Itihaas B. L. Fadia



**VEER MADHO SINGH BHANDARI UTTARAKHAND TECHNICAL UNIVERSITY, DEHRADUN**

**III SEMESTER**

**Syllabus**

**INDIAN LEGAL AND CONSTITUTIONAL HISTORY**

**( ILA 305 )**

**L:T:P::4:1:0**

**Credits-4**

**COURSE OBJECTIVE: History** is the laboratory of the law, the efforts of constitutional reforms in British time prepare the foundation of the constitution of the 1950s. Most currents have been taken from the regulations of the 1935 in the Constitution of India. The objective of the study of this course is to introduce the scholars to the background of the Constitution and Law of India, so that students can understand the elements of the Indian Constitution and the law properly.

**COURSE LEARNING OUTCOMES:** After studying the course, the learner would-

- With the focus of this course, the student will be familiar with the constitutional history of India.
- The study of constitutional history will enable the scholar to solve future constitutional and legal problems.

**UNIT I The East India Company and its early settlements 8 HRS**

- a. The early Charters (Charters of 1600 and 1687)
- b. Administration of Justice in Madras, Bombay and Calcutta before 1726
- c. Charter of 1726 and Establishment of Mayor's Court
- d. Distinction between Charter of 1687 and 1726
- e. Charter of 1753

**UNIT II The Government of India Act (Only Constitutional Provisions) 8 HRS**

- a. The Government of India Act, 1858
- b. Indian Councils Act, 1861
- c. Indian Councils Act, 1892
- d. Indian Councils Act, 1909 (Morely Minto Reforms)
- e. Government of India Act, 1919
- f. Government of India Act, 1935

**UNIT III Adalat System 8 HRS**

- a. The Judicial Plans of 1772 and 1774 introduced by Warren Hastings
- b. Adalat System under Lord Cornwallis, Judicial Plans of 1787, 1790, 1793

**UNIT IV The Supreme Court at Calcutta**

- a. The Regulating Act, 1773 and the Establishment of Supreme Court at Calcutta
- b. Conflict between Supreme Court & Governor General and his Council
- c. Cases:

(a) Trial of Raja Nand Kumar

- (b) Patna Case, and
- (c) Cossijurah Cases
- d. The Act of Settlement, 1781

#### **UNIT V The High Court**

**8 HRS**

- a. Dual Judicature before 1861
- b. Indian High Courts Act, 1861
- c. Codification of Law: First,
- d. Second and Third Law Commissions
- e. The Lex Loci Report

#### **SUGGESTED READINGS**

1. Legal & Constitutional History of India: Ancient Legal, Judicial and Constitutional System by Justice M. Rama Jois, Universal Law Publishing Co.
2. Outlines of Indian Legal & Constitutional History by M.P. Jain, Lexis Nexis
3. Legal & Constitutional History of India: An essential revision aid for law student by Universal law series
4. V.D. Kulshrestha's Landmark in Indian Legal & Constitutional History by B.M.Gandhi, Eastern Book Company
5. Indian Legal & Constitutional History, Prof. Kailash Rai, Central Law Agency
6. Indian Legal & Constitutional History, Dr. N.V. Paranjape; Central Law Agency
7. Indian Legal & Constitutional History, J.K. Mittal, Allahabad Law Agency



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### **III SEMESTER**

### **Syllabus**

## ECONOMICS-III: THEORIES OF DEVELOPMENT AND INDIAN ECONOMICS

(ILA 306)

L:T:P::4:1:0

Credits-4

**OBJECTIVE:** India is a fast-developing economy. The major economic ailments which engulfed our country in the pre-independence era, have gradually and steadily paved way for rapid economic activities. We have witnessed an entirely new era as regards the structural changes and the new openings in the primary, secondary and tertiary sectors. During this phase of transition, our economy had to go through crucial shortages and constraints that were the outcome of our unutilized and underutilized human resources. Besides the major problems in our economy that is, the explosive growth rate of population, inflationary price tendencies, the ever-increasing unemployment, deficits in balance of payments, declining value of rupee etc. etc. have alarmingly hindered the growth of the economy to a large extent.

Ever since the onset of the globalization era, despite the enormous benefits brought by it, alarming signs of issues inhibiting the growth process of the developing world have been observed. Growth on the global lines has not only widened the income disparities worldwide, but has also impoverished the already disadvantaged nations and has benefited more the previously disadvantaged ones. This course has been introduced with an aim to enlarge the vision of the students of law regarding the changes in the international arena, more especially in the post liberalized and post globalized times. It also provides an insight into examining the problems of economic growth and development in the less developed countries and analyzing the causes of growth in such parts of the world. It is an attempt to enable the students of the law course to understand the conditions conducive to economic growth and also its deterrents. This would not only facilitate their knowledge of the contemporary issues of development but would also help in a better understanding of the economic implications of the alternative development strategies and policies. An effective planning and an appropriate policy framework required for the development and growth of an economy can be worked out only after a comprehensive knowledge of the conditions and limitations of the developing system.

**Model 1: Economic Development and Growth:** concept of development, human right dimension in economic growth, economic development and economic growth, features and indicators of economic development – vicious cycle of poverty and determination of BPL–classical model of economic growth – models – indicators of development and growth

**Model 2: Capital formation** – significance of capital formation– capital formation during pre and post-independence period - hypothesis of capital formation – and theory of economic growth

**Model 3: Strategies of economic growth** – balanced vis- a- vis unbalanced growth–features and distinctions – theory of Big Push, critical appraisal – critical minimum effort thesis–‘shocks’ and ‘stimulus’ – population growth and per capita income – techniques, meaning. Choice and types-sustainable development, requirements and strategies.

**Model 4: Problem of Agrarian economy in India** – land, labour, capital and organization–subdivision and fragmentation, land distribution and land use planning - unorganized labour and implementation of special schemes of employment – paucity of agricultural capital and issues on corporatization of agriculture – issues of agricultural marketing and commodity market.

**Model 5: Problem of Industrial economy in India** – land, labour, capital and organization–controversy on acquisition of land for industry – critical issues of industrial labour and labour legislation–domestic capital and foreign capital, various issues–limited liability and bankruptcy issues

**Model 6: Black money and corruption** – two sides of same coin–domestic and international movements.

**Model 7: Poverty and PDS**–various schemes and functional impacts–determination of BPL under World Bank standard – Various issues on PDS–Food security

**Model 8: Unemployment, under-employment and features**–remedial measures.

**Model 9: Planning in India:** Planning Commission and various plans and success and failures–Eleventh plan and resource generation – Revenue Commission–various types of taxation in India–cannons of taxation–success and failure.

**Model 10:** Special Economic Zones– various considerations and issues.

### RECOMMENDE READINGS

- (1) Agarwal, A.N., **Indian Economy: Problems of Development and Planning**, New Age International Publishers, New Delhi, Twenty Third Editions, 2007.
- (2) Dutt Ruddar and K.P.M. Sundharam, **Indian Economy**, S. Chand and Company Limited, New Delhi, Fifty Fifth Edition, 2007.
- (3) Jhingan, M.L., **The Economics of Development and Planning**, Vrinda Publications Private Limited, New Delhi, Thirty Eighth and enlarged Edition, 2005, Reprint 2006.
- (4) Lekhi R.K., **The Economics of Development and Planning**, Kalyani Publishers, Ludhiana, Tenth Revised Edition, 2005.
- (5) Meier G. M. and James E. Rauch, **Leading Issues in Economic Development**, Oxford University, Press, New York, Seventh Edition, 2004.
- (6) Myneni, S.R., **Indian Economics for Law Students**, Allahabad Law Agency, Faridabad, First, Edition, 2006.
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- (7) Sury, M.M., (Ed.), **Economic Planning In India**, Indian Tax Publishers, New Delhi 2006.
- (8) Todaro, Michael P. and Stephen C. Smith, **Economic Development**, Pearson Education, London, 2006.
- (9) Dhingra, I.C., **Indian Economy**, Sultan Chand Educational Publishers, New Delhi, 2006.



**VEER MADHO SINGH BHANDARI UTTARAKHAND TECHNICAL UNIVERSITY,  
DEHRADUN**

**Syllabus**

**COMPUTER LITERACY AND E-LIBRARY**

**(IAA 001/IAM 001/LAL 001)**

**L: T:P: 4:1:0**

**Credits-4**

**OBJECTIVE:** It is a qualifying course aimed at equipping law students with the critical skill set required to deal with the ever-changing scenario in the IT sector. The curriculum is designed in such a way that, it not only educates an individual with basic skill set but also enhances the ability to easily understand the new changes in the dynamic IT sector. The course can also be considered as an ideal course for re-skilling and technical advancement of an individual. After completion of the course, the Fellow is expected to be equipped with not only legal research skills but also develop an understanding of the latest technologies and e-Governance applications.

**OUTCOMES:** At the end of this course-

1. Learner will be able to understand computers, understanding its components and its applications.
2. Learner will be able to acquire skills in Word Processing Basics.
3. Learner will be able to acquire skills in creating and developing a presentation and its features.
4. Learner will be able to access the online platform for legal research.

**UNIT-I: Introduction to Computer and Basic Concepts:**

**8 Hours**

- a) What is Computer: Characteristics of Computer System,
- b) Basic Applications of Computer: Processing Unit, Keyboard, mouse and VDU, Other Input devices, Other Output devices, Computer Memory;
- c) Concept of Hardware and Software: Hardware, Software, Application Software, Systems software, Programming Languages; Representation of Data/Information; Concept of Data processing;

**UNIT-II: Word Processing:**

**8 Hours**

- a) Word Processing Basics: Opening Word Processing Package, Menu Bar, Using the Help, Using the Icons Below Menu Bar;
- b) Opening and closing Documents: Opening Documents, Save and Save as, Page Setup, Print Preview, Printing of Documents;
- c) Text Creation and manipulation: Document Creation, Editing Text, Text Selection, Cut, Copy and Paste, Spell check, Thesaurus;
- d) Formatting the Text: Font and Size selection, Alignment of Text, Paragraph Indenting, Bullets and Numbering, Changing case;
- e) Formatting a document: Set page margin, paragraphs and sections within a document, adjust indents and hanging indents;
- f) Table Manipulation: Draw Table, changing cell width and height, Alignment of Text in cell, Delete / Insertion of row and column Border and shading, Table Formula;
- g) Inserting Graphic Elements: Insert a clip art picture, insert symbols and special characters, adding a watermark; Using word art; adding a drop cap;
- h) Mail Merge: Using mail merge; printing mailing labels; merging for sending emails using outlook.
- i) Macros, Use of local language

**UNIT-III: Presentation:**

**8 Hours**

- a) Basic Concepts of presentation: Using PowerPoint, Opening A Power Point Presentation, Saving A Presentation;
- b) Creation of Presentation: Creating a Presentation Using a Template, creating a Blank Presentation, Entering and Editing Text, Inserting and Deleting Slides in a Presentation;
- c) Preparation of Slides: Inserting Word Table or An Excel Worksheet, Adding Clip Art Pictures, Inserting Other Objects, Resizing and Scaling an Object;
- d) Presentation of Slides: Viewing A Presentation, Choosing a Set Up for Presentation, Printing Slides and Handouts;
- e) Slide Show: Running a Slide Show, Transition and Slide Timings, Automating a Slide Show.

**UNIT-IV: Online and Offline Searching:**

**8 Hours**

- a) Web Searching.

- b) Advanced Internet Searching.
- c) Search through Meta Search Engines.
- d) Offline Databases.
- e) Internet and E-mail

**UNIT–V: Various Platforms of E-Library: National & International Online Legal Research Databases: 8 Hours**

- a) SSC ONLINE
- b) Manupatra
- c) Westlaw International
- d) HEINONLINE
- e) LexisNexis
- f) JSTOR
- g) E-Hart

**SUGGESTED READINGS:**

1. James F. Kurose, Keith W. Ross, “Computer Networking - A Top-Down Approach Featuring the Internet.” Pearson Ltd. 2013
2. Andrew Tanenbaum, “Computer Networks.”, Prentice Hall, 1989
3. Colin Lankshear, "Digital Literacies: Concepts, Policies and Practices.", Peter Lang, 2008



**VEER MADHO SINGH BHANDARI UTTARAKHAND TECHNICAL UNIVERSITY, DEHRADUN**

**IV SEMESTER**

**Syllabus**

**FAMILY LAW-II (MUSLIMLAW WITH INDIAN SUCCESSION ACT, 1925)**

**ILA 401**

**L:T:P::4:1:0**

**Credits-4**

**OBJECTIVE:** This course on Family Law is designed to familiarize, train and equip students with comprehensive knowledge on the personal laws operating in Indian society, especially regarding law of inheritance. The law of inheritance comprises rules which govern devolution of property on the death of a person, upon other persons solely on account of their relationship to the former.

**LEARNING OUTCOME:**

1. To enable students develop critical thing and learn Muslim law as per globalized academic environment.
2. To make students analyze the relationship between Muslim law and secular law.
3. To enable students to tackle challenges relating to interpretation of Muslim law in the present scenario.

**Unit-I**

**8 Hours**

- a) Personal laws and Constitution of India
- b) Applicability of Muslim Law in India
- c) Nature & Sources of Muslim Law, who is Muslim?
- d) Muslim Marriage: Essentials, Option of puberty, Kinds of Marriage under Sunni Law & Shia Law
- e) Mehar: Definition, Concept, Kinds of Dower,

- f) Rights of Wife in case of Unpaid Mehar

**Unit-II**

**8 Hours**

- a) Classification of Divorce
- b) Muslim Women (Protection of Rights on Marriage) Act, 2019
- c) Maintenance Wife under Muslim Personal law, Cr.P.C and Muslim Women (Protection of Right on Divorce) Act,1986
- d) Parentage and, Legitimacy
- e) Kinds and Powers of Guardian

**Unit-III**

**8 Hours**

- a) Hiba: Definition, Essentials, Kinds and Formalities for a Valid Hiba, Revocation of Hiba.
- b) Will: Definition, Essentials and Kinds of a Valid Will,
- c) Abatement of Legacies, Revocation of Will.

**Unit-IV**

**8 Hours**

- a) General rules of Inheritance under Sunni and Shia Law
- b) Definition, Classification & Formalities Inheritance under Sunni Law,
- c) Doctrine of Aul and Radd.
- d) Pre-Emption, Kinds of Pre- Emption, Constitutional Validity of right of Pre-Emption

**Unit-V**

**8 Hours**

- a) IndianSuccessionAct,1925
  - b) Applicability
  - c) Interstate Succession
  - d) Testamentary Succession
  - e) Gifts in Contemplation of Death
  - f) Probate and Letters of Administration

**SUGGESTED READINGS**

1. Faizi Mohammadan Law
2. Mulla Principles of Mohammadan Law
3. Paras Diwan Muslim Law
4. Akil Ahamad Muslim Law

5. Mulla-HinduLaw,(18th Ed. 2002)Butterworth Publication
6. ParasDiwan, HinduLaw, AllahabadLawAgency
7. Dr.R.K.Singh, HinduLaw(Hindi), AllahabadLawAgency
8. Kusum&P.P.Sexena,LectureonHinduLaw,ButterworthePublication0



**VEER MADHO SINGH BHANDARI UTTARAKHAND TECHNICAL UNIVERSITY,  
DEHRADUN**

**IV SEMESTER**

**Syllabus**

**LAW OF TORTS INCLUDING MOTOR VEHICLE ACCIDENT AND CONSUMER  
PROTECTION ACT**

**ILA402**

**L:T:P::4:1:0**

**Credits-4**

**LEARNING OBJECTIVE:** Tort action is being used against service providers, manufacturers and industrial units for products which are injurious to human beings wherein the emphasis is placed on extending the principles of torts not only to acts which are harmful but also failure to comply with changing standards and product specifications due to rapid advancements in science and technology. Product liability is now taking a new dimension in developed economies world over.

**LEARNING OUTCOME**

1. Demonstrate an understanding of the core principles of the torts of negligence, trespass, nuisance and defamation;
2. Critically examine the principles by which the common law and legislature determine legal claims with respect to injury caused to one person by another;
3. Demonstrate an understanding of the law, including an explanation and application of the law, to a client on a given set of facts;

4. Demonstrate an ability to develop a sustained legal argument both orally and in writing in a logical and effective way, and to apply case law and legislative provisions to solve factual legal problems relating to the law of torts.

#### **UNIT-I: INTRODUCTION AND PRINCIPLES OF LIABILITY IN TORT**

**8HRS**

- a) Nature and Definition of Tort.
- b) Development of Tort action in England and India-Tort distinguished from Contract, Quasi-Contract and Crime.
- c) Constituent of Tort-Wrongful Act, Damage and Remedy.
- d) Liabilities-Strict Liability and Absolute Liability. Vicarious Liability-scope and justification.
- e) Conditions of Liability including *damnum sine injuria*, *injuria sine damno*; Remoteness of Damages. Maxims: *Ubi jus ibi remedium*, *Res ipsa loquitur*, *Volenti non fit injuria* etc.
- f) Doctrine of Sovereign Immunity.

#### **UNIT-II: JUSTIFICATION IN TORT/GENERAL DEFENSES**

**8HRS**

- a) *Volenti non fit injuria*.
- b) Necessity,
- c) Plaintiff's default/Plaintiff the wrongdoer
- d) Act of God.
- e) Inevitable accidents.
- f) Private defenses.
- g) Judicial and Quasi-Judicial Acts.
- h) Parental and Quasi-parental authority.

#### **UNIT-III: SPECIFIC TORTS**

**8HRS**

- a) Defamation-Libel, Slander including Defenses in an action for Defamation.
- b) Negligence including Contributory Negligence and other defenses.
- c) Nuisance
- d) Assault, Battery and mayhem.
- e) False imprisonment and malicious prosecution
- f) Nervous Shock.
- g) Trespass to Person and Property.

#### **UNIT-IV: CONSUMER PROTECTION ACT, 2019**

**8HRS**

- a) Aims and objective of the Consumer Protection Act, 2019
- b) Concept of a consumer and consumer dispute under the Consumer Protection Act, 2019.
- c) Shift from Caveat Emptor to Caveat Venditor.
- d) Consumer Protection Councils under the Consumer Protection Act, 2019

- e) Redressal mechanism under the Consumer Protection Act,2019- District Forum, the State Commission, the National Commission.
- f) Initiation of Proceedings. Grievances Redressal Procedure of Consumer Disputes Redressal Agencies. Powers of CDRA's. Remedies available under the Consumer Protection Act, 2019

**UNIT- V: MOTOR VEHICLE ACT, 1988 AS AMENDED BY THE MOTOR VEHICLE (AMENDMENT) ACT, 2019**

**8HRS**

- a) Provisions related to Motor Accident, Accident claims and settlement
- b) Insurance of motor vehicles, procedure of making motor vehicle insurance claim
- c) Motor accident claim Tribunal
- d) Rules regarding Hit and Run Motor Accident, Road Rage cases.

**SUGGESTED READINGS**

- The Law of Torts---Ratan lal &Dhiraj lal
- Tort---Winfield and Jolowicz.
- Law of Torts---R.K. Bangia.
- Law of Consumer Protection in India--- Dr. D.N. Saraf.
- Law of Consumer Protection in India---Dr. Avtar Singh.
- The Law of Consumer Protection in India--- Dr. Gurjeet Singh.
- Law of Torts---Salmond

**ESSENTIAL CASE LAWS**

- Bhim Singh v. State of J&K and others.
- Rudul Sah v. State of Bihar.
- Rylands v. Fletcher 1868LRHL,330.
- M.C. Mehta v. Union of India 1971SCC395.
- Union Carbide Corporation v. Union of India AIR1989SC248.
- Donoghue v. Stevenson1932 SC31.
- State of Rajasthan v. Mst. Vidyawati & Others AIR1962SC1039.
- M/s.Kasturilal Ralia Ram Jain v. State of U.P. AIR1965SC1039.

- Cassidy v. Daily Mirror Newspaper Ltd.
- Bird v. Jones 1945 7 QB 742.
- Lucknow Development Authority v. M.K. Gupta (1949) ISCC243.
- A.C. Modagi v. Crosswell Tailor, (1991) IICPJ586.
- Indian Medical Assn. v. V.P. Shantha (1995)6SCC651.
- Consumer Unity and Trust society. St. of Rajasthan (1991) IICPJ56 Ra



**IV SEMESTER**

**Syllabus**

**SOCIOLOGY-IV: CRIMINAL SOCIOLOGY**

**(ILA 403)**

**L:T:P::4:1:0**

**Credits-4**

**Course Objectives**

This course situates crime in relation to a wide variety of social forces and institutions including neighborhoods, schools, the media, gender, and criminal justice. Drawing upon criminological theory, students will deepen their understanding of how some of these institutions and forces contribute to crime. Conversely, we will also examine crime, crime control, punishment and reactions to crime as part of the fabric of social and institutional life within contemporary Indian society.

**LEARNING OUTCOME**

1. The student can Identify and apply sociological or criminological theories/philosophies to critically evaluate understand social phenomena.
2. The students will acquire a broad understanding of the theoretical and empirical approaches taken to understand the relationship between criminal behavior and social, cultural, and institutional forces.
3. The students will learn about the current state of knowledge regarding social variation crime and reactions to crime and the social consequences of this variation.
4. The students can identify significant new research questions related to the study of crime in society.

**UNIT -I: Crime**

**8HRS**

- a) Meaning of Crime
- b) Meaning of criminal Sociology
- c) Social and Legal definition of crime
- d) History of concept of crime from Early Period to Twenty first century
- e) Causes of Crime

**UNIT -II: Criminal Anthropology**

**8HRS**

- a) What is criminal Anthropology

- b) Physiology and Criminal Anthropology
- c) Psychology and Criminal Anthropology
- d) Classification of Criminals

**UNIT -III: Criminal Statistics In India and Crime control**

**8HRS**

- a) Social Dimensions of crime in India
- b) Nature and extent of crime in India
- c) Crime control Theories
- d) Role of police in crime control
- e) Role of society in crime control

**UNIT -IV: Rights of Accused and Rights of state to punish in Criminal Cases**

**8HRS**

- a) Definition and scope of Punishment
- b) Theories of punishment
- c) Purpose of Punishment
- d) Consequences of punishment
- e) Right of the Authorities and state to punish

**UNIT -V: Social Legislation to protect Social crime**

**8HRS**

- a) The sexual Harassment of women at workplace (prevention Prohibition and Redressal Act 2013)
- b) The protection of children form sexual offences Act 2012
- c) Food safety and standards Act 2006
- d) Prevention of Corruption Act 1988 as Amended by The Prevention of corruption Amendment act 2018



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**IV SEMESTER**

**Syllabus**

**POLITICAL SCIENCE-IV: MAJOR CONSTITUTIONAL SYSTEMS OF THE WORLD**

**ILA 404**

**L: T:P: 4:1:0**

**Credits-4**

**COURSE OBJECTIVE:** Different countries of the world have different social, political systems, according to their particular environment, different types of political systems are found in these countries. Political/constitutional systems of United Kingdom, United States of America, Switzerland - which are very different from each other, so these important systems which are universally recognized and promoted need to be understood by the students in Political Science. This will develop a comparative attitude among the students about the Constitution.

**COURSE LEARNING OUTCOMES:**

- This course provides the learners with a deep and clear understanding of the constitutional systems that operate in different countries.
- The study of constitutional systems of different countries will develop a distinctive comparative approach in the Law Students.
- Direct Democracy in Switzerland will help students understand the importance of democratic participation.

**UNIT-I: CONSTITUTION OF U.K.**

**08 Hours**

- (a) Salient Features.
- (b) King
- (c) Prime Minister and Cabinet.
- (d) British Parliament—Composition powers and Functions.
- (e) The Supreme Court- Composition and Functions.

**UNIT-II: CONSTITUTION OF U.S.A.**

**08 Hours**

- (a) Salient Features.
- (b) The President— Election, Power and Functions.
- (c) U. S Congress- Composition powers and Functions.
- (d) U. S. Supreme Court -Composition and Functions.
- (e) U. S. Federation.

### **UNIT-III: CONSTITUTION OF SWITZERLAND**

**08 Hours**

- (a) Salient Features.
- (b) Swiss Federal Parliament: Composition Powers and Functions.
- (c) Swiss Federal Council: organization and Functions.
- (d) Swiss Federal Tribunal: Composition and Jurisdiction.
- (e) Direct Democracy in Switzerland.

### **UNIT-IV: COMPARATIVE STUDY-I**

**08 Hours**

- (a) American President and British King.
- (b) American President and British P.M.
- (c) British Prime Minister and Chairman of the Swiss Federal Tribunal.
- (d) U. S. Supreme Court and Swiss federal Tribunal.
- (e) U. S. Supreme Court and the Supreme Court of U.K.

### **UNIT-V: COMPARATIVE STUDY-II**

**08 Hours**

- (a) U. S. Senate and House of Lords
- (b) The Speaker of House of Commons and American House of Representatives.
- (c) U. S. Party system and Swiss Party System.
- (d) U.S. federation and Swiss Confederation.
- (e) King and Crown

### **Suggested Reading:**

1. World Constitution, Herman Finer.
2. Modern Political Constitutions: An Introduction To The Comparative Study Of Their History And Existing Forms, C. F. Strong.
3. Select Constitutions, A. C. Kapoor and K.K. Mishra
4. World Constitutions, Vishnoo Bhagwan
5. Select World Constitutions, U.N. Gupta
6. Select World Constitutions, J.C. Johari
7. World Constitutions: Constitutional Texts And Comparative Study, June L. DSouza
8. Parliamentary Government in England, H.J. Laski,
9. Major Contemporary Constitutional Systems, K.R. Bombwall, Vishv ke Parmukh Sanmvidhan, Dr. Pukhraj Jain



**IV SEMESTER**

**Syllabus**

**HISTORY IV - WORLD HISTORY**

**ILA 405**

**L:T:P::4:1:0**

**Credits-4**

**Course Objectives**

The course curriculum is specifically designed as an UG course. The aim is to provide students with the analytical skills and factual knowledge necessary to deal with the International issues and to know about the culture and heritage of large nation states by the end of the course the student should be in a position to achieve following goals

- Understand the main cultures of the world including History, Geography, Sociology and Economic conditions of large nation states
- Make them aware of the linkages between the past and the present, discussing the basic ideas about diplomacy and international revolutions.
- To be well known about the great Artists, Scientists, Thinkers and Leaders of the world
- Have a basic background in various areas of topics like democracy, imperialism and colonization
- Have a deep understanding about the international bodies like UN, EU and other leagues

**LEARNING OUTCOME**

On completion of this course, the students will be able to:

1. Demonstrate knowledge of key historical facts, values, and legal institutions that have shaped World history.
2. Identify major developments in the world history of legal institutions and law.
3. Demonstrate comprehension of basic historical legal developments in World scenario.
4. Analyze secondary sources and identify various approaches to historical interpretation through critical reading.

**Catalog Description**

This course introduces students to key ideas, facts and revolutions which changed the course of the world. The students will learn about the historic movements occurred in medieval and modern European History along with the contemporary situations of middle east and Africa. The subject will enlighten the

students not only of their own pride past but also about the great achievements and failures which had a major impact on the world which forever changed its perception.

**UNIT: 1. World Cultures Interacting**

**8 Hours**

- a) Renaissance: historical background, factors aiding the flowering of renaissance, Florence: the first home of Renaissance, Paintings, Scientific Inventions
- b) Major ideas of Enlightenment: Kant and Rousseau, Impact on Science and Religion. Religious tolerance, emancipation of jews, impact of social science, scientific materialism, legal and constitutional studies
- c) American Revolution: Development of thirteen 13 colonies, Stamp Act, Molasses Act, Boston Tea Party (1773), the continental congress, declaration of independence
- d) The French Revolution of 1789: Ancient regime, the role of philosophers, examples of American Revolution, King Louis XVI, siege of Bastille 1789, the revolutionary wars, National Convention (1792-95), Rise of Napoleon
- e) Industrial Revolution: Reasons, The new factory system, Improvements in the means of transport and communication. General effects, social consequences

**UNIT II: 2. Rise of Nationalism and consolidation of large nation states building in Germany and Italy.**

**8 Hours**

- a) Imperialism: British rule in India. Impact of Colonial rule in South Asia, Burma, Malaysia and Indonesia
- b) China: The advent of Europeans, Opium wars, The Taiping rebellion
- c) Latin America: Imperialism, Mexico, Brazil and Cuba
- d) Africa: Western Imperialism, Partition of Africa, South Africa, Apartheid
- e) Marx philosophy and its impact

**UNIT III Wars and Diplomacy**

**8 Hours**

- a) World War I: Causes and consequences
- b) Extreme nationalism Hostile Military Alliances. Colonial rivalries in Africa. Armament Race. Balkan Crisis. German offensive, German Defeat. Results of the war. The treaty of Versailles
- c) World War II: Course of world war, surrender of France, battle of Britain, invasion of Russia, Japanese offensive, bombing of Hiroshima and Nagasaki
- d) Soviet Union: Gorbachev and his vision, disintegration of union, foreign policy
- e) European Union: The community. Treaty of Maastricht. The Constitution. Advent of Euro. European Central Bank. EU in the age of globalization

f) United Nation: Formation, Role and importance of United Nation

**UNIT IV Decolonization, Depression, Democracy and Dictatorship**

**8 Hours**

a) Break up of colonial empires. British, French, Dutch

b) Great Depression: causes, spread

c) Dictatorship: Germany

**UNIT V: Contemporary Crisis in the World**

**8 Hours**

a) Middle East

b) Iran Iraq war

c) Gulf War

d) Cease Fire Agreement

**Reference Books**

- 1..The Rise and The Fall of the Third Reich :A History of Nazi Germany by William L. Shirer
- 2.The Ascent of Money: A Financial History of The World by Niall Ferguson
- 3.The Rise and The Fall of Great Empires: Economic Change & Military Conflict by Paul M. Kenne
- 4.Hiroshima by John Hersey
- 5.The New Penguin History of The World by J M Roberts
- 6.World History by Christian Humpheries
- 7.World History by Dr.K.L.Khurana
- 8.Modern Perspectives on Feudalism by S R Bakshi
- 9.The First World War: A Complete History by Martin Gilbert
- 10.The Oxford Illustrated History of The First World War by Hew Strachan
11. The Civilisation of the Renaissance in Italy by Jacob Burckhardt
- 12.Michaelangelo and the Pope's Ceiling by Ross King
- 13.TheRenaissanse by Wallace K.Fergusson
- 14.The Great Depression: America 1929-1941 by Robert S. Mc Elvaine
- 15.The French Revolution: A History by Thomas Carlyle
- 16.The Industrial Revolution by Pat Hudson
- 17.Imperialism by John Atkinson



IV SEMESTER

Syllabus

**ECONOMICS-IV: INTERNATIONAL BUSSINESS ENVIRONMENT**

**ILA 406**

**L:T:P::4:1:0**

**Credits-4**

**MODULE 1:** Business and Environment: Objectives of Business, Social Responsibilities, Corporate Image, Business Environment, internal and external, Business Ethics.

**MODULE 2:** Theories of international trade: Classical & Modern theory.  
Balance of Payment: concepts & Disequilibrium in BOP: causes of Disequilibrium in BOP & methods to correct Disequilibrium in BOP.

**MODULE 3:** Operation of scale and Business Decision: Operation of scale and related Policy issues, Production and Distribution Policies and Functions of a Firm, Cost and Price policies of a Firm, Economies of growth – horizontal and vertical growth, External and Internal economy in scale operation, Localization of Industries, growth under Market Economy and Controlled Economy.

**MODULE 4:** Combination, Merger and Acquisition: Business Combinations- types, forms and the economic concerns, Competition and Combination, Spin offs and Strategic alliance, various forms of combinations and M &A and Public Policy, Concerns for Regulatory System.

**MODULE 5:** Rationalization and Automation: Rationalization in Business Firm, Industry's concern for technological invention and innovation, technology transfer, Government Policy.

**MODULE 6:** Economic Downturn and responsibility of a Firm: Economic effects of business cycle, long term and short term policy in various stages of business cycle.

**MODULE 7:** Government and Business: Government's responsibility in Market Economy, Money and Capital market Regulatory System and Economic issues, Control and Regulation of Prices, Policy to regulate Monopoly and Unfair Trade Practices, Role of Government in Economic downturn.

**MODULE 8:**International Trade Relation: Economic concerns in International Trade, Trade in Service Facilities, Trade related Investments, Trade Related Intellectual Property Relations, Global integration of economy, Inter-country relation in Sovereign Bankruptcy relation.

**MODULE 9:** Tax Management, Infrastructure Development and PPP: tax management in ecommerce, Economics of Public Private Partnership, why is PPP economically a good alternative in infrastructure Building.

### **RECOMMENDED READINGS**

1. Jones, Managerial Economics,
2. Clarkson, The Theory of Consumer Demand, Prentice-Hall, Delhi
3. Cohen and Cyert, The Theory of Firm, Prentice-Hall, New Delhi
4. P.N Chopra, Business economics, Kalyani Publishers.
5. K.Aswathappa, International business, Mc Graw Hill
6. M.L.Jhingan, The Economics of Development and Planning, Vrinda Publications, New Delhi.
7. Francis Cherunilam, International Business Environment, Himalyan Publishing house.
8. Varshney, Maheshwari, Managerial Economics, Sultan Chand.

# VEER MADHO SINGH BHANDARI UTTARAKHAND TECHNICAL UNIVERSITY

(Formerly Uttarakhand Technical University, Dehradun Established by Uttarakhand State Govt. vide Act no. 415 of 2005)  
Suddhowala, PO-Chandanwadi, Premnagar, Dehradun, Uttarakhand (Website- [www.uktech.ac.in](http://www.uktech.ac.in))



## SYLLABUS

For

B.A.LL.B

3<sup>RD</sup> Year

Effective From – Session 2024-25

**Fifth Semester**

<b>Paper Code</b>	<b>SUBJECTS</b>	<b>Credit</b>	<b>L:T:P</b>
ILA501	Law of Crime Paper-I : Indian Penal Code	4	04:01:00
ILA502	Labour and Industrial Law-I	4	04:01:00
ILA503	Jurisprudence	4	04:01:00
ILA504	Constitutional Law-I	4	04:01:00
ILA505	French Language-I	Non-Credit Course	04:01:00

**Sixth Semester**

<b>Paper Code</b>	<b>SUBJECTS</b>	<b>Credit</b>	<b>L:T:P</b>
ILA 601	Law of Crime Paper II: Criminal Procedure Code	4	04:01:00
ILA 602	Constitutional Law-II	4	04:01:00
ILA 603	Labour and Industrial Law-II	4	04:01:00
ILA 604	Human Rights and Practice including Protection of Women from Domestic Violence and Juvenile Justice Act.	4	04:01:00
ILA 605	French Language-II	Non-Credit Course	04:01:00



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**V SEMESTER**

**Syllabus**

**LAW OF CRIME-PAPER- INDIAN PENAL CODE  
ILA 501**

**L:T:P::4:1:0**

**Credits-4**

**Objective:** Criminal Law maintains law and order in the society and to protect the life and liberty of people. Common men rely on this for protection against all injuries that human conduct can inflict on individuals and institutions. Therefore, penal code cannot afford to be weak, ambiguous and ineffective. Application of criminal law has to be uniform regardless of any discrimination on grounds of class, caste, religion, sex or creed etc. of either criminal or victim.

Crime and Punishment has been the one of the most important task of rule of law of the State. This course is designed with a prime object to familiarize students with the principles of criminal liability and other concepts of substantive criminal law.

**Learning outcomes:**

1. To enable the learner's to understand the basic concepts related to Criminal Jurisprudence.
2. To develop an understanding related to fundamental elements of crime, stages of crime, and kinds of punishment and general exceptions to criminal liability.
3. To develop the ability to understand legal provisions related to offence against human body and property.

**UNIT-I: Introduction to Substantive Criminal Law 8 HRS**

- a. Deterrent, Retributive, Preventive, Expiatory and Reformatory Theory
- b. Punishment under the IPC: Fine, Life-Imprisonment, Death Sentence
- c. Extent and operation of the Indian Penal Code
- d. Definition of crime and fundamental elements of crime
- e. Stage of a crime; Intention, Preparation, Attempt, Commission (i) Essential soft heattempt, impossible attempt, attempt and preparation distinguished

**UNIT II: General Explanations and Exceptions (Sec.76-106) 8 HRS**  
a) (i)Definition (ii)Constructive joint liability (iii) Mistake (iv)Judicial and Executive act(v)Accident(vi)Necessity(vii)Infancy(viii)Insanity(ix)Intoxication(x)Consent(xi)Goodfaith(xii) Privatedefense  
b) Abetment and Criminal Conspiracy (Sec.107 to 114; Sec 120-A, B)

**UNIT III: Offences affecting the Human Body 8HRS**  
a) Offences affecting life,  
b) Causing of miscarriage or injuries to unborn children offence so hurt,  
c) Wrongful restraint and wrongful confinement offences  
d) Criminal Force and Assault  
e) Kidnapping and abduction  
d) Rape and unnatural offences

**UNIT IV: Offences against Property 8 HRS**  
a) Theft, Extortion, Robbery and Dacoit  
b) Criminal misappropriation and Criminal breach of trust  
c) Cheating, Mischief  
d)Criminal trespass  
e) Defamation, Forgery, Counterfeiting

**MODULE-V: Offences relating to documents, property and Marriage 8HRS**  
a) Forgery and Counterfeiting  
b) Bigamy and Cruelty by husbands and relatives

#### **SUGGESTED READINGS**

- 1.Pillai, PSA, Criminal Law
- 2.Jeroma Hall, Principles of Criminal Law
- 3.R.C. Nigam, Criminal Law
- 4.RatanLal&DhirajLaw, Indian Penal Code
- 5.K.D. Gaur, Criminal Law case sand materials Immunology



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**V SEMESTER**

**Syllabus**

**LABOUR AND INDUSTRIAL LAW- I**

**ILA 502**

**L:T:P::4:1:0**

**Credits-4**

**OBJECTIVE:** This course on Labour and industrial law aim at delineating the aspect of management of labour relations and dispute settlement bodies and techniques.

**LEARNING OUTCOME:**

1. Students will know the development and the judicial setup of labour laws
2. Students will learn the salient features of welfare and wage Legislation and to integrate the knowledge of labour law

**UNIT-1: TRADE UNIONS ACT, 1926**

**8HRS**

- a) Trade unionism in India
- b) Definition of trade union and trade dispute
- c) Registration of trade unions
  - 1) Legal status of registered trade unions
  - 2) Mode of registration
  - 3) Powers and duties of registrar
  - 4) Cancellation and dissolution of trade union
  - 5) Procedure for change of name
  - 6) Amalgamation and dissolution of trade union
- d) Disqualifications of office- bearers, rights and duties of office- bearers and members
- e) General and political funds of trade union
- f) Civil and criminal immunities of registered trade union
- g) Recognition of trade union
- h) Collective bargaining.

**UNIT –II: THE INDUSTRIAL DISPUTE ACT, 1947**

**8HRS**

- a) Industrial dispute and individual dispute
- b) Arena of interaction and participants- Industry, workman and employer

- c) Settlement of industrial dispute
  - 1) Works committee
  - 2) Conciliation machinery
  - 3) Court of enquiry
  - 4) Voluntary arbitration
  - 5) Adjudication- labour court, Tribunal and National Tribunal settlement bodies and techniques
- d) Powers of appropriate Government under the Industrial Dispute Act, 1947
- e) Unfair labour practice

### **UNIT-III:THE INDUSTRIAL DISPUTE ACT, 1947**

**8HRS**

#### **INSTRUMENTS OF ECONOMIC COERCION**

- a) Concept of strike & lock-out
- b) Types of strike
- c) legality and justification of strike and lock-out
- d) Prohibition on strikes and lock-out
- e) Illegal strikes and lock-out and penalties
- f) Wages for strikes and lock-out
- g) Analysis of the Concepts and Pre-requisites- Lay off, Retrenchment & Closure

### **UNIT-IV: EMPLOYEE’S STATE INSURANCE ACT, 1948**

**8HRS**

- a) Historical background
- b) Aims, objects and application
- c) Definitions
- d) Security measures (benefits available)
- e) Employment injury
- f) General rules concerning benefits
- g) Authorities under the Act

### **UNIT-V THE EMPLOYEES PROVIDENT FUND AND MISCELLANEOUS PROVISIONS ACT, 1952**

**8HRS**

- a) Historical background
- b) Aims, object and application
- c) Definitions
- d) Authorities under the Act

#### **SUGGESTED READINGS**

Statutory Material- Trade Union Act, 1926, Industrial Employment (Standing Orders) Act, 1946 And Industrial Disputes Act, 1947

S.C. Srivastava – Industrial Relations and Labour Law, Vikas Publishing House, New Delhi

Dr. S.C. Srivastava- Labour Law and Industrial Relations

Dr. S.K. Puri, Labour And Industrial Laws

Dr. V.G. Goswami- Labour Law and Industrial Law

S.N. Mishra- Labour And Industrial Law

O.P. Malhotra- Industrial Disputes Act, Vol. I and II

Indian Law Institute- Cases and Materials on Labour Law and Labour Relations



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**V SEMESTER**

**Syllabus**

**JURISPRUDENCE**

**ILA 503**

**L:T:P::4:1:0**

**Credits-4**

**OBJECTIVE OF THE COURSE:** Concept of law is central to the legal enterprise. In the absence of a comprehensive understanding of this concept neither legal education nor legal practice can be set towards attaining justice in the society. Pedagogy is merely teaching of rules without the knowledge of cognitive and teleological foundations of the discipline and it would not be possible to present a synchronization of various statutes, cases, procedures, practices and customs in the form of a ‘systematic body of knowledge’ nor it would be possible to show the interconnectivity among various branches of law.

**OUTCOME-** By the end of this course, successful students will be able to:

1. explain the differences between the major historical schools of jurisprudence concerning the nature of law;
2. identify the major and minor premises of legal arguments and analyze legal debates using appropriate rhetorical vocabulary;
3. invent and defend arguments about the requirements of justice in legal disputes that reference and extend the themes of the course.

**UNIT-I: Introduction**

**12 Hours**

- a) Meaning of Jurisprudence/Legal Theory, Nature, Need and Scope.
- b) Linkages between Jurisprudence and other sciences-  
Law and Justice.

Nature and definition of Law.

Definition of State.

Elements of State

**UNIT-II: Schools of Jurisprudence**

**12 Hours**

- a) Analytical Positivism, Pure Theory.

[Limits on legislative authority: There are no limits (Positivism)]

These theories comprise of

- i. Command Theory of Law: Utilitarianism (John Austin).
  - ii. Normative Theory of Law: Pure Theory (Hans Kelson).
  - iii. Rule theory of Law: Law as a system of rules- a combination of primary and secondary rules (H.L.A Hart).
- b) Natural Law
- a. Divine and prophetic theories of law e.g. Hebrew Law, Law of Manu and the Islamic Law.
  - b. Natural Law theories: An Overview
- i. Natural Law as Virtue (dharma) --- Hindu.
  - ii. Natural Law as justice by nature--- Aristotle.
  - iii. Natural Law as Right reason--- Cicero.
  - iv. Natural Law as Law of God--- St. Thomas Aquinas.
  - v. Natural Law as inner morality of law--- Fuller
- c) Historical Jurisprudence: Historical theories arose out of revolt against Rationalism and the power of human will and tradition:
- d) Sociological Jurisprudence:
- a. Sociological Theory: Functions of law- Law as a means of social control. The jurisprudence of Interests- Roscoe Pound
  - b. Realist Movement.
- e) Indian Jurisprudence:
- a. Classical Approach.
  - b. Medieval Approach.
  - c. Modern Trends.

### **UNIT-III: Sources of Law**

**8 Hours**

- a) Ancient: Customs etc.
- b) Modern: Precedents and Legislation.

### **UNIT-IV: Concepts of Law.**

**8 Hours**

- a) Rights and Duties: Theories and Classification
- b) Legal Personality
- c) Possession, Ownership and Property

### **UNIT-V: Principles of Liability**

**8 Hours**

- a) Liability and Negligence.
- b) Absolute Liability.
- c) Immunity.

### **SUGGESTED READINGS**

1. Legal Theory--- W. Friedmann.
2. Salmand on Jurisprudence--- Fitzgerald (ed.).
3. Jurisprudence--- Dias R.W.N
4. The Concept of Law--- H.L.A. Hart.
5. Introduction to the Philosophy of Law--- Roscoe Pound.
6. Jurisprudence: A Study of Indian Legal System--- S.N. Dhyani.
7. Jurisprudence: Paton G.W.
8. Jurisprudence and Legal Theory--- V.D. Mahajan.
9. B.N. Maini Tripathi--- Legal Theory.
10. N.V. Paranjape: Legal Theory.

### **SUGGESTED READINGS**

1. Legal Theory--- W. Friedmann.
2. Salmand on Jurisprudence--- Fitzgerald (ed.).
3. Jurisprudence--- Dias R.W.N
4. The Concept of Law--- H.L.A. Hart.
5. Introduction to the Philosophy of Law--- Roscoe Pound.
6. Jurisprudence: A Study of Indian Legal System--- S.N. Dhyani.
7. Jurisprudence: Paton G.W.
8. Jurisprudence and Legal Theory--- V.D. Mahajan.
9. B.N. Maini Tripathi--- Legal Theory.
10. N.V. Paranjape: Legal Theory.



V SEMESTER

Syllabus

CONSTITUTIONAL LAW-I

ILA 504

L:T:P::4:1:0

Credits-4

**OBJECTIVE:** Constitution of India is the highest norm of public law. It embodies the main principles of the Democratic Government. Understanding of the Constitution and law is imperative for law students such as how it came into being, what are its powers, functions, responsibilities, obligations and how power is limited and distributed. Therefore, a deep understanding of the Constitution of India which developed through constitutional amendments, judicial decisions, constitutional practice and conventions is essential for law students.

Students should know the evolution of the Constitution of India, philosophy of federalism especially Centre- State relations, Constitutional process of adoption and alteration and services under the Constitution. Constitutional law highlights its never-ending growth in above mentioned areas. Students are also expected to know them myriad interpretations of Constitution and why a particular interpretation was adopted by the Supreme Court. A critical analysis is of prime importance for the study of the Constitution

**LEARNING OUTCOMES:**

1. Understand the jurisprudence of Constitutional Law and its relationship with politics, society and economy.
2. Understand comprehensively between rights and the complex relation impact of liberalization on them, Role of State and the significance and utility of the Fundamental Rights, Directive Principle of State Policy and Fundamental Duties.
3. Actively participate in justice delivery system and to participate in setting Constitutional norms.

**UNIT I**

**General Introduction**

1. Concepts of the Constitution, Constitutional Law and Constitutionalism
  - a) Definition and Classification of Constitution

- b) Constitutional Law- Rules of the Constitution, Organic Laws, Rules of Procedure, Judicial Decision, Constitutional Conventions
- c) Concept of Constitutionalism-Supremacy of the Constitution, System of Representative and responsible government, Dispersal of Powers, Protection of Individual Right
- d) Constitutional Morality and Societal Morality

## **2. Brief View of the Indian Constitution and its Preamble**

- a. Salient Feature of the Constitution of India, Nature of the Indian Constitution, **Preamble**
- b. Law of Citizenship in India**
  - a) Constitutional Provisions (Article 5 to 11)
  - b) Citizenship under the Indian Citizenship Act, 1955 as amended by the Citizenship Amendment Act, 2019
  - c) Overseas Citizenship

## **UNIT II**

- a) Definition of the term 'State 'in context of Fundamental Rights (Article 12)
- b) Laws in consistent with Fundamental Rights (Article13)
- c) Right to Equality (Article 14to 18)
- d) Fundamental Freedoms (Article19)

## **UNIT III**

- a. Protection in the respect of conviction for offences (Article 20)
- b. Right to life and personal liberty (Article21)
- c. Protection against arrest and detention (Article22)
- d. Right against exploitation (Article23-24)
- e. Right of freedom of religion (Article 25-28)
- f. Cultural and educational rights (Article29-30)
- g. Exception on on-violability of Fundamental rights (Article31-B)

## **UNIT IV**

- a. Right to constitutional remedies (Article32)
- b. Directive principles of State Policy (Article 37-51)
- c. Fundamental Duties (Article51A)

## **UNIT IV**

- a. President and Vice-president of India (Article52-70)
- b. Powers of President and Governor to grant pardons etc. (Article72&161))
- c. Central Executive (Article73-75)

- d. The Governor (A153-154)
- e. Promulgation Ordinance by President and Governor (Art.123-213)

### **SUGGESTED READINGS**

1. Constitution of India-----Dr.V.N.Shukla
2. Indian Constitutional Law -----M.P.Jain
3. Constitutional and Administrative Lawin -----Nutsels.
4. Constitutional Law of IndiaVol.1-3(1986)-----M. Hidayatullah
5. Constitutional Law of India –M.V. Pylee
6. Shorter Constitution of India ----- D.D. Basu
7. Constitutional Law of India—H.M. Seervai



VI SEMESTER

Syllabus

**LAW OF CRIME-PAPER- II: CRIMINAL PROCEDURE CODE INCLUDING PROBATION OF OFFENDERS ACT & JUVENILE JUSTICE (CARE AND PROTECTION OF CHILDREN) ACT**

**ILA 601**

**L:T:P::4:1:0**

**Credits-4**

**OBJECTIVE:** Procedural Law providing for a fair procedure is significant for a just society. The course is aimed at driving home to the students how the pre-trial, trial and the subsequent process are geared up to make the administration of criminal justice effective. The course will acquaint the student with the organization of the functionaries under the Code, their power and functions at various stages and the procedure according to which these powers and functions are to be exercised. The students will also undertake the study of two cognate Acts as a part of this course viz.; the Juvenile Justice Act and the Probation of Offenders Act. In addition, the course teacher shall endeavor to familiarize the students with the case paper like FIR, Police statements, charge sheets etc.

**Learning Outcomes:**

1. To make the learner aware about the procedure involved in Functioning of Criminal Courts in India.
2. To help the learner comprehend the process of Institution of Criminal Cases in courts till its conclusion.
3. To make the reader able to appreciate the object & scope of special legislations like Probation of Offenders Act & Juvenile Justice act, so as to differentiate between offenders on rational basis & know about the rights.

**Unit-I: Introduction**

**8 hrs.**

- a. Concept and types of Criminal Justice Systems.
- b. The functionaries under the Code: Their duties, functions and powers.
- c. Extent & Applicability of Criminal Procedure Code
- d. Meaning of Compoundable & Non-Compoundable Offences, Metropolitan areas
- e. Meaning of Cognizable, Non-Cognizable Offences, Bailable & Non-Bailable Offences, Summons & Warrant Case, Victim, Public Prosecutor, Assistant Public Prosecutor.
- f. Hierarchy and Powers of Criminal Courts under the Code.

- Unit-II: Provision for Investigation** **8 hrs.**
- a) Meaning & Components of Investigation.
  - b) Registration of FIR, Arrest, Search and Seizure, Warrant of Arrest
  - c) Examination of Witness by Police, Power of Police Officer to investigate Cognizable & Non-Cognizable Offences, Recording of Confessions & Statements under Sec.164 CrPC.
  - d) Procedure when investigation not completed in 24 hours, Case Diary
  - e) Charge-Sheet & its components.

- Unit-III: Commencement of Proceedings before Magistrate** **8 hrs.**
- a) Cognizance of Offences by Magistrates & the grounds for taking Cognizance
  - b) Limitations on taking Cognizance of Offences by Magistrates
  - c) Procedure for dealing Complaints to Magistrates
  - d) Commencement of Proceedings before Magistrates & Post-Cognizance Proceedings

- Unit-IV: Trial & Execution Proceedings** **8 hrs.**
- a) Meaning of Trial & Kinds of Trial under the Code
  - b) Meaning of Charge-
    - i. Contents of Charge
    - ii. Effect of Error in Charge
    - iii. Alteration of Charges
    - iv. Joinder of Charges
  - c) Trial before a Court of Session
  - d) Trial of Warrant Cases by Magistrates
  - e) Trial of Summons Cases by Magistrates & Summary Trial
  - f) Provision for Bail
  - g) Judgment of Case- Language & its Contents
  - h) Appeal, Reference & Revision
  - i) Execution, Suspension, Remission & Commutation of Sentences

- Unit V: Miscellaneous Provisions** **8 hrs.**
- a) Transfer of Criminal Cases
  - b) Maintenance of Wives, Children & Parents
  - c) Limitations for taking cognizance, Plea Bargaining
  - d) Security for Peace & for Good Behaviour
  - e) Maintenance of Public Order & Tranquility
  - f) Probation of Offenders Act, 1958**
    - i. Concept of Probation System-Origin & Development in India
    - ii. Release of Offenders on Probation
    - iii. Admonition under the Act
    - v. Appeal & Revision

**g) JJ Act, 2015 as amended by Juvenile Justice (Amendment) Act, 2021**

- i. Meaning of Juvenile
- ii. Powers, Functions & Composition of JJ Board
- iii. Institutions under JJ Act
- iv. Appeal & Revision
- v. Adoption

**SUGGESTED READINGS**

1. Rattan Lal & Dhiraj Lal---Code of Criminal Procedure
2. R.V. Kelkar---Code of Criminal Procedure
3. Chandrasekharan Pillai, Kelkar---Lecturer on Criminal Procedure, 1998 Eastern Book Co.
4. Woodroffe---Commentaries on Criminal Procedure Code, 2000 Universal
5. Sarkar---On Criminal Procedure Code
6. N.K. Chakrabarti-Probation System in the Administration of Criminal Justice
7. Ved Kumari-Juvenile Justice System.
8. S.N. Mishra---Code of Criminal Procedure.
9. Ganguly---Criminal Court, Practice and Procedure.



VI SEMESTER

Syllabus

CONSTITUTIONAL LAW-II

ILA 602

L:T:P::4:1:0

Credits-4

**OBJECTIVE:** Founding fathers of the Constitution of India through “we the people of India” constituted India into a Sovereign, Democratic, Socialist, Secular, Republic to secure equality, justice, liberty, fraternity and dignity of the individual. In this backdrop it is imperative for the law students to know the genesis of fundamental rights and duties and Directive Principle of State Policies and their interpretation in right perspective. The concept of secularism must be interpreted progressively in a pluralistic society like India. Constitutional interpretation is influenced by one’s social, economic and political bearings and hence a law student must learn how a different interpretation of the Constitution is possible and why a particular interpretation was adopted by the Supreme Court. A critical analysis is sine qua non for a better understanding of the Constitutional Law.

Judicial review is an important aspect of Constitutional Law of India and it monitors Legislative and Executive anomie. In India judiciary has power to review even judicial amendments.

**MODULE I**

1. Parliament ( Article 73-88)
2. Parliamentary privileges ( Article 105 and 194)
3. Legislative Procedure in Parliament and States Assemblies (Article 107-111 and A117, A196 - 201)

**MODULE II**

1. Union Judiciary
  - a) Composition and Qualification of Judges (Art. 124)
  - b) Jurisdiction and Powers (Art 129, Art.131 – 137, Art. 141- 143, Art 32, Art 129)
2. High Courts
  - a) Composition and Qualification of Judges ( Art. 214,216, 217)
  - b) Jurisdiction and Powers ( Art 226, 227, 230, 231)

### **MODULE III**

1. Legislative relations between Union and State (Art 245-255)
2. Administrative relation between Union and State Art (256 -261)
3. Financial relations (Art 268--276)
4. Indian co-federalism and GST

### **MODULE IV**

1. Trade, Commerce and intercourse within the territory of India ( Art. 301- 307)
2. Constitutional safeguards to Civil Servants ( Art.308-311)

### **MODULE V**

1. Emergency Provisions ( Art.352- 360 )
2. Protection of President and Governors ( Art. 361)
3. Amendment of the Constitution and amenability of Fundamental Rights ( Art. 368)

### **SUGGESTED READINGS**

1. Constitution of India ----- Dr. V.N. Shukla
2. Indian Constitutional Law -----M.P. Jain
3. Constitutional and Administrative Law in -----Nutsels.
4. Constitutional Law of India Vol. 1-3(1986) -----M. Hidayatullah
5. Constitutional Law of India –M.V. Pylee
6. Shorter Constitution of India-----D.D. Basu
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DEHRADUN**

**III SEMESTER**

**Syllabus**

**LABOUR AND INDUSTRIAL LAW-II**

**ILA 603**

**L:T:P::4:1:0**

**Credits-4**

**LEARNING OBJECTIVE:** This syllabus focuses on wage policies, compensation for injuries caused during the course of employment and working conditions of employees.

**LEARNING OUTCOME:**

1. Students will know the development and the judicial setup of labour laws
2. Students will learn the salient features of welfare and wage Legislations also to integrate the knowledge of labour law

**UNIT-1: MINIMUM WAGES ACT, 1948**

**8 HOURS**

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

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

**8 HOURS**

- a) Object, scope and application of the act
- b) Definition of wages
- c) Responsibility of payment of wages
- d) Fixation of wages period
- e) Time of payment of wages
- f) Deduction which may be made from wages
- g) Maximum amount of deduction

**UNIT-III: WORKMEN'S COMPENSATION ACT, 1923**

**8 HOURS**

- a) Definition of dependent, workman, partial disablement and total disablement
- b) Employer's liability for compensation

- i. Scope arising out of and in the course of employment
  - ii. Doctrine of Notional Extension
  - iii. When employer not liable
- c) Employers liability when employee is employed under any contract or is engaged independently or by independent contractor
- d) Amount of compensation
- e) Distribution of compensation
- f) Procedure in proceedings before commissioner
- g) Appeals

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

**8 HOURS**

- 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 hour for adults
- E.** Employment of young person and children
- F.** Annual leaves with wages
- G.** Additional provisions regulating employment of women in factories

#### **UNIT-V: MATERNITY BENEFITS ACT, 1961 (30 SEC)**

**8 HOURS**

- A.** Aims, objects and Application, Definitions
- B.** Restriction of work
- C.** Right of payment
- D.** Forfeiture of maternity benefits
- E.** Other provisions (Leaves etc.)
- F.** Authorities
- G.** Power and Duties of Inspector
- H.** Penalty

#### **SUGGESTED READINGS:**

1. S.C. Srivastav, Commentaries on Factories Act, 1948, Universal Law Publishing House, Delhi
2. H.L. Kumar, Workmen’s Compensation Act, 1923
3. Dr. S. C. Srivastav, Labour Law and Industrial Relations
4. Dr. S. K. Puri, Labour Law and Industrial Laws
5. Dr. V. G. Goswami, Labour Law Industry



VI SEMESTER

Syllabus

HUMAN RIGHTS LAWS AND PRACTICE INCLUDING PROTECTION OF WOMEN FROM  
DOMESTIC VIOLENCE ACT

ILA 604

L:T:P::4:1:0

Credits-4

**OBJECTIVE:** Human Rights is a hotly debated issue the world over. UN bodies and NGOs are concerned about the implementation of Human Rights. The Law of Human Rights is a contemporary topic of International Law. With the establishment of the United Nations, the recognition and the realization for protection and promotion of Human Rights and Fundamental Freedom is deemed necessary of International peace and security. In the year 1966, the General Assembly adopted the Covenants which recognized the inherent dignity and the equal and inalienable rights of all human beings. These rights have been regarded as the foundation for freedom, justice and peace in the World. Violation of Human Rights continue to take place on a large scale in most of the countries of the World. This course dives into the issues related to these rights.

**COURSE OUTCOMES:** Learner will be able to comprehend significant concepts of Human Rights, the role of Indian Judiciary in accelerating HRs and issues of various sub- groups. Learner will also be able to fathom trending topics like IHL and Refugee law.

**UNIT- I: Introduction to Human Rights and International Conventions 8 HOURS**

- a) History, Evolution and Growth
  - i. Meaning and Concept of Human Rights
  - ii. Ancient Indian Perspectives--- *Dharma, Sarva Dharma Sambhava and Vasudev Kutumbkam.*
  - iii. League and Nations and Human Rights.
  - iv. Universal Declaration of Human Rights and its Legal Significance.
- a) International Bill of Human Rights.
- b) Universal Declaration of Human Rights, 1948.
- c) Covenants of 1966.
- d) International Conventions on Human Rights.
- e) International Conferences on Human Rights.
- f) Optional Protocols.

**UNIT- II: Human Rights under Indian Constitution and the Role of Judiciary 8 HOURS**

- a) Human Rights under Indian Constitution:

- i) Fundamental Rights
- ii) Directive Principles of State Policy
- b) Role of Judiciary
  - i) National Human Rights Commission.
  - ii) Protection of Human Rights Act, 1993.
  - iii) Role of NGOs in the Promotion and Protection of Human Rights.

**UNIT-III: Group Rights**

**8 HOURS**

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

**UNIT-IV: International Humanitarian Law**

**8 HOURS**

- a) International Humanitarian Law- IHL.
- b) Introduction to International Humanitarian Law.
- c) Development of International Humanitarian Law.
- d) IHL and Human Rights Law.
- e) Geneva Conventions of 1949 and Additional Protocol of 1977 and IHL.
- f) Implementation of IHL- International Perspectives.
- g) International responsibility for Violations of IHL.
- h) Implementation of IHL.
- i) National measures for the Implementation of IHL- Indian perspectives.

**UNIT- V: International Refugee Law**

**8 HOURS**

- a) International Refugee Law- IRL.
  - i. Introduction, Origin and Development.
  - ii. Determination of refugee status.
  - iii. Definition, Rights and Protection.
  - iv. UNHCR.
  - v. Asylum.
  - vi. Rights and Duties of Refugees.
  - vii. Causes of refugee flows and the Law of State Responsibility and Durable solutions.
  - viii. Internally Displaced Persons.
  - ix. Refugee Convention of 1951 and 1967 Protocol.

- b) Refugee Law in India
  - i. Protection of refugee- Indian perspectives.
  - ii. India and International Conventions.
  - iii. Refugees in India.
  - iv. Law relating to refugee in India.
  - v. Policy of Indian Government.
  - vi. Judicial Trends.
  - vii. Model National Law on Refugee.

### **RECOMMENDE READINGS**

1. UN Charter.
2. Constitution of India.
3. Human Rights Act, 1993.
4. M.K. Sinha--- Implementation of Non-Derogational Human Rights. Delhi, 1999.
5. D.D. Basu--- Human Rights.
6. Upendra Baxi--- Human Rights.
7. Thomas Buergenthal--- Human Rights.
8. Henry Steiner & Philip Alston--- International Human Rights Law.
9. B.G. Ramchandran--- International Human Rights. Oxford, 1998.
10. Y.K. Tyagi--- British Year Book. 2001.
11. Rama Jois--- Human Rights in Ancient India.
12. F. Kazmi--- Human Rights.
13. Nagender Singh--- Human Rights and International Cooperation.
14. J. Swarup--- Human Rights and Fundamental Freedom.
15. S.C. Khare--- Human Rights and United Nations.
16. A.B. Kailash--- Human Rights in International Law.
17. I. Menon (Ed.)--- Human Rights in International Law.
18. A.B. Robertson (Ed.)--- Human Rights in International Law.
19. E. Lauterpacht--- International Law and Human Rights.
20. Sohn Levis & Burgenthal--- International Protection of Human Rights.
21. M.K. Barachandran & Verghese Rose--- Introduction to International Humanitarian Law. ICHR Publication.
22. H.O. Agarwal--- International Law and Human Rights. CLP, Allahabad. 1999.



VI SEMESTER

Syllabus

FRENCH LANGUAGE-II

ILA 605

L:T:P::4:1:0

Credits-Non Credit

**OBJECTIVE:** This course in French Language aims at the developing the skills to master the current social communication skills in oral and written; to enrich the formulations, the linguistic tools and vary the sentence construction without repetition; to develop the strategies of comprehension of texts of different origins and to present facts, projects, plans with precision.

**MODULE-I: Se faire plaisir**

- a) Acheter: exprimer ses choix, décrire un objet (forme, dimension, poids et matières) payer.
- b) Parler de la nourriture, deux façon d'exprimer la quantité, commander un repas au restaurant.
- c) Parler de la différentes occasions de faire la fête.

**MODULE-II: Cultiver ses relations**

- a) Maîtriser les actes de la communication sociale courante (Salutations, présentations, invitations, remerciements)
- b) Annocer un événement, exprimer un souhait, remercier, s'excuser par écrit.
- c) Caractérise une personne (aspect physique et caractère)

**MODULE-III: Découvrir le passé**

- a) Parler du passé, des habitudes et des changements.
- b) Parler de la famille, raconter une suite d'événements / préciser leur date et leur durée
- c) Connaître quelques moments de l'histoire.

**MODULE-IV: Entreprendre**

- a) Faire un projet de la réalisations: (exprimer un besoin, précier les étapes d'une réalisation)
- b) Parler d'une entreprise.
- c) Parler du future.

**MODULE-V: S'informer**

- a) Demander / donner des informations sur un emploi du temps passé.
- b) Donner une explication, exprimer le doute ou la certitude.
- c) Découvrir les relations entre les mots.

- d) **Savoir s'informer.**

#### **MODULE-VI: Découvrir son environnement**

- a) **Situer un lieu.**
- b) **S'orienter, s'informer sur un itinéraire.**
- c) **Chercher, décrire un logement.**
- d) **Connaître les rythmes de la vie.**

#### **MODULE-VII: Contenu Grammatical**

- a) **Adjectifs démonstratifs.**
- b) **Adjectifs possessifs / exprimer la possession à l'aide de:**
  - i. **“de”**
  - ii. **A+nom / pronom disjoint.**
- c) **L'adjectif Qualificatif.**
- d) **L'adjectif Interrogatif.**
- e) **Conjugaison pronominale- negative, interrogative- construction à l'infinitif.**
- f) **Impératif/ exprimer l'obligation/ l'interdiction à l'aide de:**
  - i. **Il faut.....**
  - ii. **Il ne faut pas....**
- g) **Les Auxiliaires.**
- h) **Les Prépositions.**
- i) **Passé composé.**
- j) **Questions directs/ indirects.**
- k) **Imparfait.**
- l) **Le Futur.**
- m) **Le Futur proche.**
- n) **Discours rapport au présent.**
- o) **Passé récent.**
- p) **Présent progressif.**
- q) **Le Conditionnel.**
- r) **Less Style indirects.**
- s) **Négation.**

#### **RECOMMENDED READINGS**

1. Le livre à suivre: Tome I
2. Nouveau Sans Frontières-I
3. Le Français du droit- J.L. Penformis.
4. Le livre à suivre: Campus: Tome 1



**VII SEMESTER**

**Syllabus**

**LAW OF EVIDENCE**

**ILA 701**

**L:T:P::4:1:0**

**Credits-4**

**OBJECTIVE:** The law of evidence is an integral part of both substantive and procedural laws. This course intends to develop the skills of examination and appreciation of oral and documentary evidence for budding lawyers to find out the truth. Art of examination, cross-examination and shifting nature of burden of proof are crucial aspects of the law of evidence.

**Learning Outcomes:**

1. To enable the students understand the relevance & importance of law of Evidence in the adversarial system.
2. To expand the student's knowledge of the policy bases of law of evidence.
3. To enlighten the students of the skills & techniques of examination of witness.

**UNIT-I: Introduction and Relevancy.**

**8 Hrs**

- a) Evidence and its relationship with the substantive and procedural laws.
- b) Definitions
  - i. Facts.
  - ii. Relevant Facts and Facts in issue.
  - iii. Evidence, Proved, Disproved and Not proved.
  - iv. Oral and Documentary evidence.
  - v. Relevancy and Admissibility.
  - vi. Doctrine of Res gestae.
  - vii. Conspiracy.

**UNIT-II: Relevancy of Facts**

**8 hrs**

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

**UNIT-III: Method of Proof of Facts**

**8 hrs**

- a) Presumptions & its kinds
- b) Expert Opinion & its Evidentiary Value
- c) Character.
- d) Oral and Documentary Evidence.
- e) Proof of Contents of Documents- Primary & Secondary Evidence

- f) Cases in which Secondary Evidence may be Given
- g) Admissibility of Electronic Records
- h) Public & Private Documents

**UNIT-IV: Presumptions regarding discharge of Burden of Proof**

**8 hrs**

- a) Meaning of Burden of Proof, Difference between Burden of Proof & Onus of Proof
- b) Presumption regarding Legitimacy of Child born during Marriage(Sec.112)
- c) Presumption regarding Dowry Death
- d) Presumption as to absence of Consent in certain prosecution for Rape
- e) Estoppel & its Kinds

**Unit-V: Witness & Examination of Witnesses**

**8 hrs**

- a) Who is Competent to testify as Witness, Child as a Witness
- b) Privileged Communications
- c) Accomplice- Meaning & Competency as Witness
- d) Order of Examination of Witness & the kinds of Examination of Witness
- e) Leading Questions-Meaning, When can be asked
- f) Hostile Witness
- g) Refreshing Memory

**RELEVANT CASES**

1. Teperv.ReginamAllER1952-448
2. G. Vijaya Vardhan Rao v. State of A.P, AIR1996SC2791
3. R.M. Malkaniv.StateofMaharashtra, AIR1973SC157
4. Mirza Akbarv. Emperor, AIR1940PC176
5. Badri Rai v. State of Bihar
6. Bishwanath Prasad v. Dwarka Prasad
7. Pakala Narayana Swamy v. King Emperor (1939)66IA66
8. PalvinderKaurv.StateofPunjabAIR1952SC354
9. VeeraI brahim v. State of Maharashtra
10. Pulukuri Kottayav Emperor
11. Aghnu Nagesia v. State of Bihar
12. Khushal Rao v. State of Bombay
13. Kusa v. State of Orissa
14. Hans Raj v. State of Punjab, AIR2000SC2324
15. SudhakarvStateofMaharashtraAIR2000SC2602
16. Bhubhoni Sahu v. King Emperor. AIR (36)1949PC257
17. Haroon Haji v. State of Maharashtra
18. M.C. Verghese v.T.J. Ponnann
19. Sat Paul v. Delhi Administration
20. Balwinder Singh v. State of Punjab
21. State of U.P. v. Deoman Upadhyaya, AIR1960SC1125

### RECOMMENDED READINGS

1. Ratal Lal Dheeraj Law---Evidence.
2. Avtar Singh---Evidence.
3. Monir---Evidence.
4. Peter Murphy---A Practical Approach to Evidence.
5. Ameer Ali & Woodroffe---Law of Evidence, Butterworth.
6. Modis Medical Jurisprudence and Toxicology, 23<sup>rd</sup> edition, 2006, Lexis Nexis, Butterworth.
7. Lyons---Medical Jurisprudence and Toxicology, 11<sup>th</sup> edition, 2005, Delhi Law House.
8. Albert S Osborn---The Problem of Proof.
9. Sarkar and Manohar, Sarkar on Evidence (1999), Wadhwa and Co. Nagpur.



VII SEMESTER

Syllabus

CIVIL PROCEDURE CODE AND LIMITATION ACT

ILA 702

L:T:P::4:1:0

Credits-4

**OBJECTIVE:** Civil Procedure Code relates to day to day activities of the courts and lawyers. This course equips students with basic knowledge court activities before they enter into the profession.

**OUTCOME:** By the end of the course learner will be able to-

1. Explain the purpose and functions of civil procedure law and the function of the civil court organization.
2. Evaluate the procedure and means to enforce right and liabilities.
3. Analyze how an action can be responded, administrated and finished

**UNIT-I: Introduction**

**8 Hours**

- a) Definitions
- b) Concepts
  - i. Res Sub- Judice.
  - ii. Res judicata.
  - iii. Restitution.
  - iv. Caveat.
  - v. Inherent Powers of Courts.
- c) Initial Steps in a Suit
  - i. Jurisdiction and place of suing
  - ii. Institution of suit
  - iii. Complaint and written statement
  - iv. Discovery, Inspection and Production of Documents.
  - v. Appearance and non-appearance of parties.
  - vi. First hearing.
- f) Interim Orders
  - i. Commissions
  - ii. Arrest before judgment.
  - iii. Attachment before judgment.

- iv. Temporary Injunctions.
- v. Interlocutory orders.
- vi. Receiver.
- vii. Security of costs.
- g) Suits in Particular Cases
  - i. Suits by or against Government
  - ii. Suits by indignant persons.
  - iii. Interpleader Suit.
  - iv. Summary Procedure.
  - v. Suits relating to public nuisance.

**UNIT-II: Judgment and Decree**

**8 Hours**

- 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-III:- Execution**

**8 Hours**

- 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- IV: Appeals, Reference, Review and Revision**

**8 Hours**

- a) Appeals by original decree.
- b) Appeals from appellate decree.
- c) General provisions relating to appeals.
- d) Appeals to the Supreme Court.
- e) Appeals by the Indigent persons.
- f) Reference to High Court
- g) Review
- h) Revision.

**UNIT-V: Limitations Act, 1963**

**8 Hours**

- a) Limitation of Suits, Appeals and Applications
  - i. Bar of Limitation.
  - ii. Extension of Prescribed Period.
  - iii. Effect of Legal Disability.
  - iv. Suits against Trustees and their Representatives.

- b) Computation of Limitation
  - i. Exclusion of Time.
  - ii. Exclusion of Time for Proceedings bonafide in court which lacks jurisdiction.
  - iii. Exclusion of Time in Miscellaneous Cases.
  - iv. Effect of Fraud or Mistake; Acknowledgement / Payment and Substituting / Adding party.
- c) Acquisition of Ownership by Possession.
- d) Miscellaneous Provisions.

### **RELEVANT CASES**

1. Gundajisatwajishinde v. RamchandraBhikaji Joshi, AIR 1979 SC 653
2. Iftikar Ahmed v. Syed Meharban Ali, AIR 1974 SC 749
3. Bharat Nidhi Ltd v. Megh Raj Mahajan, AIR 1967 Del 22
4. Indian Bank v. Maharashtra State Cooperative Marketing Federation Ltd, AIR 1998 SC 1952
5. Y. NarsimhaRaov.Y.Venkata Lakshmi, (1991) 2 SCR 821
6. Ram ChanderArya v. Maharaja Man Singh, AIR 1968 SC454
7. KasturiBai v. AnguriChaudhary, AIR 2001 SC 1361
8. M.L. Sethi v. R.P. Kapoor, AIR 1972 SC 2379
9. Mahant Ram Das v. Ganga Das, AIR 1961 SC 882
10. ManoharLal v. Seth HiraLal, AIR 1962 SC 527
11. SamrendraNathSinha v. Krishna Kumar Nag, AIR 1967 SC 1440
12. Dalpat Kumar v. Prahlad Singh, AIR 1993 SC 276
13. DwarkaDass v. State of M.P., (1999) 3 SCC 500
14. Modi entertainment Network v. W.S.G. Cricket Ltd, 2003 (1) SCALE 388, AIR 2003 SC 1177
15. Sangram Singh v. Election Tribunal, AIR 1955 SC 425
16. Arjun Singh v. Mohinder Kumar, AIR 1964 SC 993
17. Rajni Kumar v. Suresh Kumar Malhotra, 2003 (3) SCALE 434; AIR 2003 SC 1322

### **CASE LAWS ON LAW OF LIMITATION**

1. P.K. KuttyAnuja Raja v. State of Kerala, AIR 1996 SC 2212
2. Punjab National Bank v. Surendra Prasad Sinha, AIR 1992 SC 1815
3. Union of India v. West Coast Paper Mills Ltd., AIR 2004 SC 1596
4. R.B. Policies at Lloyd's v. Butler, (1949) 2 All ER 226
5. Maqbool Ahmad v. OnkarNarainPratap Singh, AIR 1935 PC 85
6. M.L. & B Corporation v. Bhutnath, AIR 1935 SC 1336
7. Ram Lal v. Rewa Coal Fields Ltd., AIR 1962 SC 361
8. N. Balakrishnan v. M. Krishnamurthy, AIR 1998 SC 3222
9. Darshan Singh v. Gurdev Singh, AIR 1995 SC 75
10. Bailochan Karan v. BasantKumariNaik, AIR 1999 SC 876
11. KolandavelGounder v. Chinnappan, AIR 1965 Madras 541
12. Wali Mohammed v. Rahmat Bee, AIR 1999 SC 1136
13. The C.S.T. U.P. v. M/s MadanLal Das & Sons, AIR 1977 SC 523
14. UdaynChinubhai v. R.C. Bali, AIR 1977 SC 2319

15. State of U.P. v. MaharajNarain, AIR 1968 SC 960
16. SBH v. Joint Family of Mukundas Raja BhagwanDass, 1995Supp (2)SCC544
17. Deena v. Bharat Singh, AIR 2002 SC 2768
18. RameshwarLal v. Municipal Council, Tonk (1996) 6 SCC 100
19. Mahabir Kishore v. State of M.P., AIR 1990 SC 313
20. State of Kerala v. T.M. Chacko, (2000) 9 SCC 722
21. Sampuran Singh v. NiranjaniKaur, AIR 1999 SC 1047
22. Karuppaswamy v. C. Ramamurthy, AIR 1993 SC 2324
23. M/s L.C. Mills Ltd., v. Aluminium Corporation of India Ltd., AIR 1971 SC 1482
24. Tilak Ram v. Nathu, AIR 1967 SC 935
25. Shantilal M. Bhayani v. Shanti Bai, 1995 Supp (4) SCC 578
26. MukriGopalan v. ChappilatPuthanpurayilAboobacker, AIR 1995 SC 2275

### **RECOMMENDED READINGS**

1. Mulla--- Code of Civil Procedure. 11<sup>th</sup> Ed. 2006. Wadhwa Publications Nagpur.
2. Sarkar's Code of Civil Procedure.
3. M.P. Tandon---Code of Civil Procedure.
4. Basu--- Law on Limitation Act. 6<sup>th</sup> Ed. Delhi Law House.
5. J.D. Jain--- Indian Limitation Act. Allahabad Law Agency.
6. C.K. Takwani--- Civil Procedure. 5<sup>th</sup> Ed. Eastern Book Company.
7. M.P. Jain--- The Code of Civil Procedure. 2007. Wadhwa Publications, Nagpur.
8. Mulla--- The Code of Civil Procedure. 16<sup>th</sup> Ed. Lexis Nexis. Butterworth Publications.
9. U.N. Mitra--- The Law of Limitation and Prescription. 2000 ed.
10. M.R. Mullick& B.B. Mitra--- The Limitation Act, 1963. 1998 ed.



**VII SEMESTER**

**Syllabus**

**CYBER LAWS**

**ILA 703**

**L:T:P::4:1:0**

**Credits-4**

**OBJECTIVE:** With the growth of Information Technology throughout the Globe and introduction of Information Technology Act, 2000, it is imperative that the law students must be aware of new development in the field of law. Law students should have insights into the complexities of information technology. This course aims at providing the students understanding of legal recognition and procedure of cyber space, digital signature, legal recognition of cyber authorities and cyber appellate tribunal, legal implications of new genre of offences and penalties under the IT Act, 2000.

**LEARNING OBJECTIVES:** Identify the current issues underlying the horizon of cyberspace. Appreciate the legal mechanism imposed for the regulation of cybercrime. To develop a deep understanding of the key topics.

**UNIT-I: Introduction**

**8 HRS**

- a) Evolution of the IT Act
  - Genesis and Necessity
- b) Salient features of the IT Act, 2000
- c) Legal Recognition of Electronic Records and Procedure.
- d) Legal Recognition of Digital Signature.
- e) Certifying Authority and its Role.
- f) Controller of Certifying Authority- Appointment, Functions and Powers.
- g) Cyber Appellate Tribunal: Offences and Punishment under Act.
- h) Impact on other related Acts (Amendments):
  - Amendments to Indian Penal Code.
  - Amendments to Indian Evidence Act.
  - Amendments to Bankers Book Evidence Act.
  - Amendments to Reserve Bank of India Act.

## **UNIT-II: CYBER SPACE & E-COMMERCE**

**8 HRS**

- a) Property under cyberspace
- b) Cyber Space Jurisdiction
  - Jurisdiction issues under IT Act, 2000.
  - Traditional principals of Jurisdiction
  - Extra-terrestrial Jurisdiction
  - Case Laws on Cyber Space Jurisdiction
- b) E – commerce and Laws in India
  - Digital / Electronic Signature in Indian Laws
  - E-Commerce; Issues and provisions in Indian Law
  - E-Governance; concept and practicality in India
  - E-Contracts and its validity in India
- c) Cyber Tribunal & Appellate Tribunal
- d) Cyber Regulations

## **UNIT-III: INTELLECTUAL PROPERTY RIGHTS**

**8 HRS**

- a) Intellectual Property Rights, Domain Names and Trademark Disputes
  - (a) Concept of Trademarks in Internet Era
  - (d) Jurisdiction in Trademark Disputes
  - (e) Copyright in the Digital Medium
  - (f) Copyright in Computer Programs
  - (g) Copyright and WIPO Treaties
  - (h) Concept of Patent Right
  - (i) Relevant Provisions of Patent Act 1970

## **UNIT-IV: CYBER CRIMES**

**8 HRS**

- a) Cyber Squatting
- b) Reverse Hijacking
- c) Spamming
- d) Data Theft
- e) Hacking
- f) Spreading Virus & Worms
- g) Phishing
- h) Cyber Stalking / Bullying
- i) Identity Theft & Impersonation
- j) Credit card & Online Banking Frauds
- k) Obscenity, Pornography & Child Pornography
- l) Cyber Defamation, Defacement
- m) Illegal online selling & Gambling

- n) Denial of Service Attacks
- o) Cyber terrorism
- p) Software Piracy & illegal downloading

**UNIT-V: MISCELLANEOUS**

**8 HRS**

- a) Cloud Computing & Law
- b) Cyber Law: International Perspective
- c) UNCITRAL Model Law.
- d) Berne Convention
- e) WIPO Copyright Convention
- (f) EU Convention on Cyber Crime

**RECOMMENDED READINGS**

1. Relevant Acts and Conventions.
2. Information Technology Act--- Prof. S.R. Bhansali.
3. Cyber Laws (Text and Cases)- Gerald R. Ferrera, WEST THOMSON LEARNING.
4. Cyber Crime--- Vakul Sharma.
5. Law Relating to Computers, Internet and E-Commerce--- Nandan Kamath.
6. Cyber Law--- K.K. Kumar
7. Patents, Trademarks, Copyrights, Design and Geographical Indications--- B.L. Wadhwa.
8. Intellectual Property Law--- Ganguly.



VII SEMESTER

Syllabus

NAME OF SUBJECT: PROFESSIONAL ETHICS AND PROFESSIONAL ACCOUNTING SYSTEM

ILA 704

L:T:P::4:1:0

Credits-4

**OBJECTIVE:** This course aims at familiarizing the students of law about the ethical aspects of legal profession and essential etiquettes for legal practitioner to be observed at the Bar. More so accountability and transparency are sine qua non for the profession and cordial Bar Bench relations reflects depth and richness of this profession. Students are expected to imbibe these subtle nuances so that they emerge as responsible citizens and good lawyers.

Lawyers are supposed to perform an important function of helping people to abide by the law. They are officers of courts and supposed to help them arrive at the truth and just resolution of disputes. In the successful operation of the lawyers to the cause of Justice, various ethical questions arise.

**LEARNING OUTCOME:**

1. To acquaint social background of the lawyers.
2. How far career opportunities in the profession are determined by their caste/class/sex
3. context and public relations backgrounds?
4. How for legal profession is apprised of the law as an instrument of social change?
5. How far it can participate meaningfully in the transformation effort?
6. What ethical standards are expected of the lawyers and how are such standards
7. enforced?

**Unit I: Historical Development**

**8 Hours**

- a) Early Development.
  - i. Were there lawyers in Ancient India?
  - ii. Role of jurists in development of Hindu Law, Mohammedan Law.
  - iii. Origin of Common Law lawyering in India or legal Profession in India
  - iv. Origin of Legal Education in India.
- b) The Legal Practitioners Act, 1879.
- c) The Chamier Committee and the Indian Bar Council Act, 1926.
- d) The Advocate Act, 1961.
- e) State Bar Councils.
- f) The Bar Council of India
- g) Lawyers in politics- lawyers at the forefront in the national movement for Independence?

- h) Lawyers in the Constituent Assembly- Successive Parliament.

**Unit- II Social Profile of Lawyers**

**8 Hours**

- a) Types and classes of Lawyers
- b) Class/ Caste/ Education/ Sex composition of the Bar.
- c) How far have underprivileged groups such as SC/ST advanced in the profession.
- d) Women Lawyers- Opportunities and handicaps.
- e) Lawyers Role in Accelerating and facilitating the social change visualized by the Indian Constitution
- f) Professional Ethics and Professional Duty

**Unit –III :Legal and Professional Ethics-Role Allocation for the Legal Profession in Independent India**

**8 Hours**

- a) Judicial Review, Public Interest Litigation
- b) Advocates Act- Bar Council of India, State Bar Councils
- c) Right to Legal Aid.
- d) Monopoly of Representation
- e) Exclusion of Lawyers
- f) Self-representation by Litigants.
- g) Reciprocity as Partners in Administration of Justice- Bench Bar Relations
- h) Rights, Privileges and Duties of Advocates viz. duty to court, duty to client, duty to opponent, duty to colleague, duty towards society and obligation to render legal aid.
- i) Legal Profession and Strike- Conduct of Advocates.

**UNIT -IV: Contempt of Court/Professional Misconduct and Control**

**8 Hours**

- a) The Contempt of Court Act, 1971.
- b) Contempt proceedings against lawyers.
- c) Procedure- Supreme Court and High Court rules to regulate contempt cases.
- d) Functions of the Bar Councils.
- e) Disciplinary committees- tribunals.
- f) Appeal to the Supreme Court, etc.
- g) Professional Misconduct- Power and Procedure of Disciplinary Committee.
- h) Necessity for an Ethical Code
- i) Lawyers Role in Accelerating and facilitating the social change visualized by the Indian Constitution

**UNIT -V: Accountability and Role Conflicts**

**8 Hours**

- a) Role conflicts and accountability in relation to Legal Education-
  - i. The Bar Council of India and
  - ii. the University Grant Commission.
- b) 10 Major judgments of the Supreme Court of India to be discussed and analyzed.
- c) 10 Selected opinions of the Disciplinary Committees of Bar Council of India

**Note:** Paper Code—ILA 704 entitled, “Professional Ethics, Accountability of Lawyers And Bar Bench Relation (Practical Training)” course will be taught in association with the practising Lawyers retired Judges retired Law Teachers. This paper will carry 04 Credit (Maximum 100 Marks). The written examination on this paper (Theory Paper) will be in **descriptive form** and of **three (03) hours duration**, will carry **50 Marks and will be considered external**. The written examination (Theory Paper) shall be held by way of paper with the other theory papers. **The Practical Viva-voce Examination will carry 50 Marks**. The students shall be given Assignments by the subject teacher. Students will record the answer to all the Assignments by preparing a **Project File**. **The Project File will carry 30 Marks. The Project File will be evaluated by the Board of Examiners (constituted of an internal and external examiner, who will be appointed by the University) at the time of the Practical Viva-voce examination. The Viva-voce will carry 20 Marks.**

### **SUGGESTED READINGS**

1. Challenges to Legal Profession- Law and Investment in Developing Countries--- P.N. Bhagwati.
2. Sociology of Legal Profession and Legal System--- J.B. Gandhi. 1987.
3. Upendra Baxi, “The Pathology of Indian Legal Profession”, 13 Indian Bar Review. 455 (1986).
4. Administrative Law--- S.P. Sathe.
5. Legal Ethics-Accountancy for Lawyers and Bench and Bar Relations ---Dr. Kailash Rai.
6. Supreme Court Practice and Procedure--- R.R. Aggarwala.
7. Legal and Professional Ethics---P. Ramanatha Iyer.
8. The Limitation Act--- B.B. Mitra.
9. Advocacy--- Krishnamurthy Iyer.
10. Advocate Act, 1961.
11. The Contempt of Court Act, 1971.
12. Pleading, Conveyancing and Drafting and Legal Professional Ethics--- A.N. Chaturvedi.

### **ESSENTIAL CASE LAWS**

1. A.M. Mathur v. Pramod Kumar Gupta, 1990(2) SCC, 533.
2. Bar Council of Maharashtra v. M.V. Dabhulkar 1976 (1) SCR 306 also 1976(2) SCR 48.
3. Hanraj L. Chulani v. Bar Council of Maharashtra, 1996 (3) SCC 342.
4. K. Daniel v. Hymavathy Amma, AIR 1985 Ker.322.
5. Advocate Genl Bihar v. Patna High Court, 1986 (2) SCC 577.
6. P.D. Gupta v. Ram Murti, 1997 (7) SCC 147.
7. H.D. Srivastava v. G.N. Verma 1977 (2) SCR 6011.
8. Mangilal v. State of M.P. 1994 (4) SCC 564.
9. Harish Uppal v. Union of India. AIR 2003 SC 793.
10. Copeland v. Smith 2000 (1) All.E.R. 457.

11. In the matter of 'P' an advocate AIR 1963 SC 1313.
12. R.D. Saxena v. Balram Prasad AIR 2000 SC 2912.
13. Indian Council of Legal Aid v. Bar Council of India. AIR 1995 SC 691.
14. In Re Sanjiv Dutta 1995 (3) SCC 619.
15. Vikas Deshpande v. Bar Council AIR 2003 SC 309.
16. State of Bihar v. Kripalu Shankar, AIR 1987, SC 1554.
17. Supreme Court Bar Association v. Union of India, AIR 1983 SC 1895.
18. In re Ajay Kumar Pandey Advocates AIR 1998.
19. In re S. Mulgaokar AIR 1978 SC 990.

# VEER MADHO SINGH BHANDARI UTTARAKHAND TECHNICAL UNIVERSITY

(Formerly Uttarakhand Technical University, Dehradun Established by Uttarakhand State Govt. wide Act no. 415 of 2005)  
Sudhowala, PO-Chandanwadi, Premnagar, Dehradun, Uttarakhand (Website- [www.uktech.ac.in](http://www.uktech.ac.in))



## SYLLABUS

For

**B.A.LL.B**  
**4TH Year**

Effective From – Session 2025-26

Seventh Semester

Paper Code	SUBJECTS	Credit	L:T:P
ILA 701	Law of Evidence	4	04:01:00
ILA 702	Civil Procedure Code and Limitation Act	4	04:01:00
ILA 703	Cyber Law	4	04:01:00
ILA 704	Professional Ethics and Professional Accounting System <b>Clinical Course- I</b>	4	03:00:02

**Note:** Paper Code–ILA 704entitled, “Professional Ethics, Accountability of Lawyers And Bar Bench Relation (Practical Training)” course will be taught in association with the practicing LawyersretiredJudgesretiredLawTeachers.Thispaperwillcarry**04 Credit (Maximum100Marks)**. The written examination on this paper (Theory Paper) will be in **descriptive form** and of **three (03) hours duration**, will carry **50 Marks and will be considered external**. The written examination (Theory Paper) shall be held by way of paper with the other theory papers. **The Practical Viva-voce Examination will carry 50 Marks**. The students shall be given Assignments by the subject teacher. Students will record the answer to all the Assignments by preparing a **Project File**. **The Project File will carry 30 Marks**. **The Project File will be evaluated by the Board of Examiners (constituted of an internal and external examiner, who will be appointed by the University) at the time of the Practical Viva-voce examination**. TheViva-vocewillcarry**20Marks**.

### Eighth Semester

Paper Code	SUBJECTS	Credit	L:T:P
ILA 801	Administrative Law	4	04:01:00
ILA 802	Property Law	4	04:01:00
ILA 803	Intellectual Property Law	4	04:01:00
ILA 804	Alternate Dispute Resolution <b>Clinical Course-II</b>	4	03:00:02

**Note:** Paper Code – ILA 804 entitled, “Arbitration, Conciliation And Alternate Dispute Resolution (Practical Training)” will be taught partly through class room lectures including

simulating exercise and partly through extension programme like Lok-Adalat, etc. The Course will be taught in association with **practicing lawyers retired Judges retired Law Teachers**. The Class room instructions shall include lessons on the concepts and practice of Arbitration, Conciliation and Alternate Dispute Resolution. This paper will carry **04 Credit (Maximum 100 Marks)**. The written examination on this paper (Theory Paper) will be in **descriptive form** and of **three (03) hours duration**, will carry **50 Marks and will be considered external**. The written examination (Theory Paper) shall be held by way of paper with the other theory papers. **The Practical Viva-voce Examination will carry 50 Marks**. Students will be required to maintain the **Diary of the Sessional Work** for this paper in which they shall **record the written exercises assigned to them by the subject teacher during the session and their observations** about the field work training work of Lok Adalat etc. organized by the Law Department of the College University and attended by them. The **Sessional Diary** will carry **20 Marks** and will be **evaluated by the Board of Examiners at the time of Semester Practical Viva-voce examination. Twenty (20) Marks** are assigned for the **legal field work** assigned by his/ her subject teacher supervisor carried on by student during the Session. **Such fieldwork will be evaluated by Board of Examiners**. The marks earned by the students for the legal fieldwork during the Session will be conveyed to the University by Board of Examiners (**constituted of an internal and external examiner, who will be appointed by the University**) to be held at the time of Practical Viva-voce examination. The **Viva-voce will carry 10 Marks**.

**Guidelines:** It is advisable that the Law Department of the College University should organize fieldwork in such a manner that all the students get an opportunity to participate in field work so that each candidate may be able to attend at least two such field assignments.



VIII SEMESTER

Syllabus

ADMINISTRATIVE LAW

ILA 801

L:T:P::4:1:0

Credits-4

**OBJECTIVE:** This paper aims at making students of law aware of myriad dimensions of administrative law including quasi-legislative, quasi-judicial and other ministerial functions of administration and control thereof.

**LEARNING OUTCOMES:**

1. To make the learner able to analyze the advanced principles of administrative law.
2. To be able to analyze the impact & operation of administrative law from policy perspectives & understand government accountability for its functions.
3. To decipher the reasons & evolution of delegated legislation & its functioning authorities within the ambit of power conferred on them.

**UNIT-I: EVOLUTION, NATURE AND SCOPE**

**8 hrs**

- a) Movement from Laissez-faire to a Social Welfare State.
- b) Nature, Scope and Development of Administrative Law.
- c) Doctrine of separation of powers and rule of law.
- d) Rule of Law and Administrative Law.
- e) Relationship between Constitutional Law and Administrative Law.

**UNIT-II: LEGISLATIVE FUNCTIONS OF ADMINISTRATION**

**8 hrs**

- a) Necessity and Constitutionality.
- b) Legislative powers of Administration.
- c) Forms and requirements.
- d) Control
  - i. Legislative.
  - ii. Judicial.
  - iii. Procedural.
- e) Sub-delegation.

**UNIT-III: JUDICIAL FUNCTIONS OF ADMINISTRATION**

**8 hrs**

- a) Need for devolution of adjudicatory authority on administration.
- b) Nature of Tribunals- Constitution, Powers, Procedures, Rules of evidence.

- c) Administrative Tribunals.
- d) Principles of Natural Justice
  - i. Rule against bias and right of fair hearing.
  - ii. *Audi Alteram Partem*.
  - iii. Reasoned decisions.
- e) Rules of evidence—No evidence, some evidence and Substantial evidence.
- f) Institutional Decisions.

**UNIT-IV: ADMINISTRATIVE DISCRETION**

**8 hrs**

- a) Need for Administrative Discretion and its relationship with Rule of Law.
- b) Constitutional imperatives and exercise of discretion.
- c) Grounds of Judicial Review
  - i. Abuse of judicial review.
  - ii. Failure to exercise discretion.
- d) Doctrine of Legitimate expectations.

**UNIT-V: JUDICIAL CONTROL OF ADMINISTRATIVE ACTION**

**8 hrs**

- a) Introduction.
- b) Court as the final authority to determine the legality of administrative action.
- c) Exhaustion of Administrative remedies.
- d) Judicial review and its extent.
- e) Methods of judicial review
  - i. Statutory appeals.
  - ii. Writs.
  - iii. Declaratory judgments and injunctions.
  - iv. Public Interest Litigation
- f) Ombudsman as an Institution-Origin & Nature
- g) Lokpal & Lokayuktas :India's Ombudsman

**SUGGESTED READINGS**

1. Principles of Administrative Law--- M.P. Jain and S.N. Jain.
2. Administrative Law--- I.P. Massey.
3. Administrative Law--- Wade.
4. Lectures on Administrative Law---C.K. Takwani.
5. Administrative Law--- S.P. Sathe.
6. Lectures on Administrative Law--- U.P.D. Kesari.
7. Principles of Administrative Law--- David Scott & Felix Alexandra.
8. Administrative Law Text--- K.C. Davis.
9. Comparative Administrative Law--- D.D. Basu.

**ESSENTIAL CASE LAWS**

1. Ram Jawaya v. State of Punjab (AIR 1955 SC 549)

2. Asif Hameed v. State of J & K (AIR 1989 SC 1899)
3. A.N. Parasoraman v. State of Tamil Nadu AIR 1990 SC 40, (Administrative discretion)
4. State of Punjab v. V.K. Khanna, AIR 2001 SC 343 (Mala fide exercise of power)
5. State of Bombay v. K.P. Krishnan AIR 1960 SC 1322 (irrelevant considerations)
6. Shrilekha Vidyarthi v. State of U.P. (AIR 1991 SC 537) (Reasonableness)
7. Delhi Laws Act case, AIR 1951 SC 332
8. Lachmi Narain v. Union of India AIR 1976 SC 714 (Modification)
9. A.V. Educational Society v. Govt. of A.P. Educational Department (AIR 2002 A.P. 348) (Judicial Control of delegated Legislation)
10. M/s Atlar Cycle Industry Ltd. v. State of Haryana (Legislative Control)



VIII SEMESTER

Syllabus

PROPERTY LAW (TRANSFER OF PROPERTY ACT AND EASEMENT ACT)

ILA 802

L:T:P::4:1:0

Credits-4

**OBJECTIVE:** Course on property law conventionally deals with the Transfer of Property Act 1882. Since then fundamental changes have taken place in the field of property laws due to changed social circumstances.

**LEARNING OUTCOMES:**

1. The student shall be able to understand the different types of transfer recognized by law.
2. They shall have a clear idea about the various types of transfer like sale, mortgage, lease, exchange gift & actionable claim.
3. They shall also become familiar to the various requirements of a valid transfer.
4. They shall also understand in detail the effect of various elements like conditions, election, and apportionment on the transfer.  
.They shall also understand the status of a transfer when made by certain other persons.

**UNIT -I: JURISPRUDENTIAL CONTOURS OF PROPERTY AND PRINCIPLES RELATING TO TRANSFER OF PROPERTY** **8 HOURS**

- a) Concept and Meaning of Property.
  - i. New property and Kinds of Property.
  - ii. Distinction between movable and immovable property.
  - iii. Tangible and Intangible Property- Intellectual Property.
  - iv. Transferability of Property.
  - v. Compartment Transfer.
  - vi. Conditions restricting transfer.
  - vii. Definition of Transfer of Property.
  - viii. Transfer and non-transfer property.
  - ix. Transfer to an unborn person and the rule against perpetuity.
  - x. Vested and Contingent interest.
  - xi. Rule of Election.

**UNIT -II: GENERAL PRINCIPLES GOVERNING TRANSFER OF IMMOVABLE PROPERTY.** **8 HOURS**

- a) Transfer by Ostensible owner.
- b) Rule of feeding grant by *estopple*.
- c) Rule of *Lis pendens*.
- d) Fraudulent Transfer.
- e) Rule of Part performance.

**UNIT -III: SPECIFIC TRANSFER-I**

**8 HOURS**

- a) Sale and Gift.
- b) Leases ( Secs. 105-117).
- c) Exchange.
- d) Charges.

**UNIT -IV: SPECIFIC TRANSFER-II**

**8 HOURS**

- a) Mortgages of Immovable Property (Secs. 58-77)- Kinds of Mortgages.
- b) Rights and Liabilities of the Mortgator and Mortgagee.
- c) Marshalling and Contribution (Secs. 81-82); Redemption (Secs. 91-96).
- d) Registration of Document & Law of Registration.

**UNIT -IV: THE EASEMENT ACT**

**8 HOURS**

- a) Creation of Easement (Secs. 4-7).
- b) Nature and Characteristics.
- c) Extinction, Suspension and Revival of Easements (Secs. 37-51); Reparion Rights.
- d) Licences.

**SUGGESTED READINGS**

1. Transfer of Property--- D.F. Mulla.
2. Transfer of Property Act--- H.N. Tiwari.
3. Transfer of Property Act--- S.M Shah.
4. Lectures on Indian Easement Act--- Tripathi.
5. Indian Easement Act--- J.D. Jain.
6. Transfer of property--- T.P. Tripathi

**ESSENTIAL LAWS**

1. Bai Dosabai v. Mathurdas Govinddas, AIR 1980 SUPREME COURT 1334
2. Videocon Properties Ltd., v. Bhalchandra Laboratories, AIR 2004 SUPREME COURT 1787
3. Krishna Pillai Rajasekharan Nair v. Padmanabha Pillai, Air 2004 SUPREME COURT 1206
4. Mangal Prasad Tamili v. Narvedshwar Mishra, AIR 2005 SUPREME COURT 1964
5. State of U.P. v. Lalji Tandon, AIR 2004 SUPREME COURT 32

6. Chandy Varghese and Others v. K. Abdul Khader and Others, 2003 (11) SCC 328
7. Ranghuram Rao v. Eric P. Mathias, AIR 2002 SUPREME COURT 797
8. T. Lakshmipathi v. P. Nithyananda Reddy, AIR 2003 SUPREME COURT 2427
9. Shanti Prasad Devi v. Shankar Mahto, AIR 2005 SUPREME COURT 2905
10. Asokan v. Lakshmikutty and Others, 2007 INDLAW SC 1340



VIII SEMESTER

Syllabus

INTELLECTUAL PROPERTY LAW

ILA 803

L: T:P: 4:1:0

Credits-4

**OBJECTIVE:** The paper intends to provide comprehensive knowledge to the students about Indian position of the Patent Law, 1970; Copy Right Law, 1957 and Design Act, 2000. Intellectual property law deals with laws to protect and enforce rights of the creators and owner of inventions, writing, music, design and other works. The object of this law is to make the learner understand about the concept of intellectual property and various laws which are dealing with such area.

**LEARNING OUTCOMES:** After studying the course, the learner will:

1. Understand the concept of intellectual property and various laws dealing with such property.
2. Understand the concept of registration of patent, trademark, and copyright and various rules thereto.
3. Understand the scope of protection of intellectual property and duration of copyright, patent and trademark.

**UNIT-I: INTRODUCTION**

**08 Hours**

- a) Origin and Development of Intellectual Property.
- b) Need for protection of intellectual property.
- c) Concept of Corporeal and Incorporeal Property.
- d) Comparison between corporeal and incorporeal property.
- e) Meaning and Concept of Copyrights, Trademarks, Geographical Indications, Industrial Designs, Patents and Plant Varieties.

**UNIT-II: COPYRIGHTS AND TRADE MARK.**

**08 Hours**

- a) Nature and Meaning copyright and trademark.
- b) Registration of Copyright under Indian Law,
- c) Rights conferred by Copyright ,Infringement of Copyright, Scope of Protection. Procedure for Protection., Enforcement and remedies.
- d) Difference between infringement of Trademark and passing off.
- e) Registration of Trademarks, Scope of Protection, Procedure for protection, Enforcement and remedies

**UNIT-III: INDUSTRIAL DESIGN AND PATENTS.**

**08 Hours**

- a) Nature and Meaning design and patent, Registration of Designs and patent.

- b) Infringement in Industrial Designs under Indian Design Act, 2000, Scope of Protection, Procedure for Protection, Enforcement and Remedies.
- c) Procedure for Protection, Enforcement and Remedies, Process of obtaining a patent.
- d) Licenses of Right and Revocation of Patent, Duration of Patent Grant.
- e) Infringement ,Scope of Protection, Procedure for Protection ,Enforcement and Remedies

**UNIT-IV: GEOGRAPHICAL INDICATIONS AND PROTECTION OF PLANT VARIETIES AND FARMERS' RIGHT. 08 Hour**

- a) Procedure for Registration, Infringement of Geographical Indications and Assignment.
- b) Persons who can apply for registration of protection of plant and varieties.
- c) Requisites for Registration for pant and varieties.
- d) Farmer Rights.
- e) Compulsory Licensing.

**UNIT-V: INTERNATIONAL PROTECTION. 08 Hours**

- a) Important Provision relating to Protection of Copyrights under Berne Convention, 1886.
- b) Trademark under Madrid Agreement, 1891.
- c) Patents under Patent Cooperation Treaty, 1970.
- d) Protection of Industrial Design under the Hague System, 1925 and Protection of New Varieties of Plants under UPOV Convention, 1961.
- e) Aims and objectives of TRIPS Agreement.

**RECOMMENDED READINGS**

1. P. Narayana--- Intellectual Property Law.
2. W.R. Cornish--- Intellectual Propert Law.
3. N.S. Gopal Krishna--- Cases and Material on IPL.
4. P. Narayanan--- Intellectual Property Law. Eastern Law House.
5. T.R. Srinivas--- The Copyright Act, 1957.
6. Meenu Paul--- Intellectual Property Law.
7. M.K. Bhandari--- Law Relating to Intellectual Property Rights. Central Law Publications.
8. Paris Convention for the Protection of Industrial Property, 1883.
9. Berne Convention for the Protection of Literary and Artistic Works, 1886.
10. Indian Copyright Act, 1957.



**VIII SEMESTER**

**Syllabus**

**ALTERNATE DISPUTE RESOLUTION**

**ILA 804**

**L:T:P::4:1:0**

**Credits-4**

**OBJECTIVE :** The major concern of law is conflict resolution. Familiarization with the modalities and techniques of resolution of conflict is a necessary component in the endeavours of developing expertise in juridical exercise. The traditional justice delivery system through adjudication by courts had already given way to a large extent to many an alternative mode of dispute resolution in the common law countries.

**LEARNING OBJECTIVES:** To understand the advantages and conceptual framework of alternative dispute resolution. Identify and analyze the main provisions of Arbitration and Conciliation act, 1996. Appreciate the skills required for successfully conducting the ADR process.

**UNIT-I: INTRODUCTION**

**8 HRS**

- a) Background & Meaning- ADR (Origin of Arbitration Law in India)
- b) Concept and Need- ADR
- c) Shortcomings in the Arbitration Act, 1940
- d) ADR Mechanisms- An Overview
- e) ADR Mechanisms- Advantages & Disadvantages
- f) Arbitration and Conciliation act, 1996- essential features
- g) UNCITRAL model law
- h) ADR v. Judicial Adjudication- Comparison
- i) Types of Arbitration

**UNIT-II: ARBITRATION AND CONCILIATION ACT, 1996**

**8 HRS**

- a) Scope and extent
- b) Arbitration Agreement-  
-Definition,  
-Essential Elements,  
-Who can enter into Arbitration Agreement?  
-Power of Judicial Authority to refer parties to arbitration in case of arbitration agreement.  
-Arbitration clause in the contracts
- c) Arbitral Tribunal

- What is an Arbitral Tribunal?
- Composition of Arbitral Tribunal,
- Appointment of Arbitrators
- Qualifications of an Arbitrator
- Procedure for appointment of an Arbitrator
- Appointment of arbitrators by Chief Justice
- Duties and responsibilities of Arbitrators
- Challenge of appointment of Arbitrator
- Termination of mandate of Arbitrators and substitution of Arbitrator
- Termination of the mandate of Arbitral Tribunal
- Jurisdiction of an Arbitral Tribunal and Conduct of Arbitral Tribunal Proceedings
- d) Interim measures by Arbitral Tribunal, Court
- e) Conduct of Arbitral Proceedings
- f) Rules of Procedure
- g) Place of Arbitration
- h) Commencement of Proceedings
- i) Language of the Arbitral Proceeding
- j) Statements of Claim and Defense
- k) Hearing and Written Proceedings
- l) Appointment of Experts by Arbitral Tribunal

### **UNIT-III: ARBITRATION AND CONCILIATION ACT, 1996**

**8 HRS**

- a) Arbitral Award
  - Making of Arbitral Award and Termination of Arbitral Proceedings
  - Definition of Arbitral Award
  - Types of Awards
  - Rules applicable to Arbitral Proceedings
  - Form and contents of Arbitral Award
  - Termination of proceedings
  - Correction and interpretation of Arbitral Award
  - Additional Award
  - Recourse against Arbitral Award
  - Grounds for setting aside Arbitral Award
  - Finality of Arbitral Awards
  - Enforcement of Arbitral Awards
- b) Appealable orders
- c) Lien and Deposits as to Cost
- d) Effect of death of parties on arbitration agreement
- e) Effect of insolvency

- f) Appeal & Revision
- g) Enforcement of Foreign Awards
  - Foreign Award
  - New York Convention Awards.
  - Geneva Convention Award.

#### **UNIT-IV:CONCILIATION, MEDIATION & NEGOTIATION**

**8 HRS**

- a) Conciliation (Arbitration & Conciliation act, 1996)
- b) Mediation
- c) Negotiation
- d) Distinction between ‘Conciliation’, ‘Negotiation’, ‘mediation’ and ‘arbitration’.

#### **UNIT-V: LEGAL SERVICES AUTHORITIES ACT**

**8 HRS**

Lok Adalat

- a) History and development of Lok Adalat
- b) Importance of Lok Adalat
- c) Types, Power and function of lok Adalat
- d) Permanent Lok Adalat
- e) Bodies who can organize Lok Adalat

**Note** : Paper Code – ILA 804 entitled, “Arbitration, Conciliation And Alternate Dispute Resolution(Practical Training)” will be taught partly through class room lectures including simulating exercise and partly through extension programme like Lok-Adalat, etc. The Course will be taught in association with **practicing lawyers retired Judges retired Law Teachers**. The Class room instructions shall include lessons on the concepts and practice of Arbitration, Conciliation and Alternate Dispute Resolution. This paper will carry **04 Credit (Maximum 100 Marks)**. The written examination on this paper (Theory Paper) will be in **descriptive form** and of **three (03) hours duration**, will carry **50 Marks and will be considered external**. The written examination (Theory Paper) shall be held by way of paper with the other theory papers. **The Practical Viva-voce Examination will carry 50 Marks**. Students will be required to maintain the **Diary of the Sessional Work** for this paper in which they shall **record the written exercises assigned to them by the subject teacher during the session and their**

observations about the field work training work of Lok Adalat etc. organized by the Law Department of the College University and attended by them. The **Sessional Diary** will carry **20 Marks** and will be **evaluated by the Board of Examiners at the time of Semester Practical Viva-voce examination. Twenty (20) Marks** are assigned for the **legal field work** assigned by his/her subject teacher supervisor carried on by student during the Session. **Such fieldwork will be evaluated by Board of Examiners**. The marks earned by the students for the legal fieldwork during the Session will be conveyed to the University by Board of Examiners

**(constituted of an internal and external examiner, who will be appointed by the University)**  
to be held at the time of Practical Viva-voce examination. The **Viva-voce will carry 10Marks.**

**Guidelines :**It is advisable that the Law Department of the College University should organize fieldwork in such a manner that all the students get an opportunity to participate in field work so that each candidate maybe able to attend at least two such field assignments.

### **SUGGESTED READINGS**

1. International Dispute Settlement--- J.G. Merrills.
2. Legal Services Authority Act, 1987.
3. Law of Arbitration and Conciliation--- B.P. Saraf and M. Jhunjhunwala. Snow White, Mumbai, 2000.
4. The New Arbitration and Conciliation Law of India--- Gerald R. Williams (ed.). Indian Council of Arbitration. 1998, New Delhi.
5. Law of International Commercial Arbitration--- A.K. Bansal. 1998. Universal, New Delhi.
6. Alternative Dispute Resolution-What it is and How it works?--- P.C. Rao & William Sheffield. Universal, Delhi, 1997.
7. The Arbitration and Conciliation Law of India--- G.K. Kwarta. Universal, Delhi.
8. Commentary on Arbitration and Conciliation Act, 1996--- Johari. Universal, Delhi. 1999.
9. Law and Arbitration and Conciliation--- N.D. Basu. Universal, Delhi. 9<sup>th</sup> Edition, reprint 2000.
10. Law Relation to Arbitration and Conciliation--- P.C. Markanda. Universal, Delhi. 1998.



**VEER MADHO SINGH BHANDARI UTTARAKHAND TECHNICAL UNIVERSITY,  
DEHRADUN**

**IX SEMESTER**

**Syllabus**

**LAND LAWS INCLUDING TENURE AND TENANCY SYSTEM**

**ILA 901**

**L:T:P::4:1:0**

**Credits-4**

**LEARNING OBJECTIVE:** To impart basic knowledge about the land reforms under land laws including tenure and tenancy system.

**LEARNING OUTCOME:**

1. Students will get detailed knowledge and understanding of the common law principles, the case law and the statutory regulations of land law, and the interactions between these sources of land law.
2. Students will learn how to apply land law principles and practices correctly in order to address land issues commonly encountered in the modern workplace.

**UNIT-I: THE UTTARANCHAL (UTTAR PRADESH ZAMINDARI ABOLITION AND LAND REFORMS ACT, 1950) ADAPTATION AND MODIFICATION ORDER, 2001  
8HRS**

- a) Uttar Pradesh Zamindari Abolition Act and Land Reforms Act, 1950: definitions, special features, object and amendment of 2003 and 2013
- b) Acquisitions of interest of intermediaries and consequences
- c) Gram Sabha, Gram Panchayat, Land Management Committee
- d) Tenure Holder: rights and ejection, Succession, Surrender and Abandonment, Lease, Allotment of Land by Land Management Committee.

**UNIT-II: LANDREVENUEACT,1901**

**8HRS**

- a) Settlement of land revenue
- b) Revenue Courts and Revenue Authorities: composition, powers and procedure
- c) Maintenance and revision of maps and records

- d) Appeal, Revision and Review.

**UNIT -III: UTTARANCHAL (UTTAR PRADESH CONSOLIDATION OF HOLDING ACT, 1953) ADAPTATION AND MODIFICATION ORDER, 2002** **8HRS**

- a) Definition clause
- b) Revision & correction of Maps & Records
- c) Preparation of Consolidation Scheme
- d) Enforcement of the Scheme

**UNIT-IV: LAND ACQUISITION, REHABILITATION AND RESETTLEMENT ACT,2013**

- a) Definition clause
- b) Determination of social impact and public purpose
- c) Right to fair compensation and Transparency

**UNIT-V: RENT CONTROL ACT**

**8HRS**

- a) Introduction to the Rent control act
- b) Rights of Tenants
- c) Rights of Landlord
- d) Eviction and Recovery of Possession of premises by the Landlord

**ACTS AND STATUTES (AS AMENDED)**

1. The Uttaranchal (Uttar Pradesh Zamindari Abolition and Land Reforms Act, 1950) Adaptation and Modification Order, 2001
2. The Land Revenue Act, 1901
3. The Uttaranchal (The U.P. Consolidation of Holding Act, 1953) Adaptation and Modification Order, 2002
4. The Land Acquisition, Rehabilitation and Resettlement Act, 2013
5. Uttarakhand Tenancy act 2021(Model Tenancy act 2021)

**TEXT BOOKS**

1. Singh, R.P.; *U.P. Land Laws*; Eastern Book Company
2. Maurya, R.R.; *U.P. Land Laws*; Central Law Publication

## **SELECTED CASE LAWS**

1. Rana Sheo Ambar Singh v Allahabad Bank ltd. AIR 1977 SC.1552
2. Rani Ratnesh Kumari v State of UP 1978 RD 258 SC
3. Harbanskumar v State of UP, AIR 1981 SC 1124
4. Smt.Usha Devi v Kunwar Singh & Others 2002 RD 763 HC
5. Bhagwan Das v State of UP AIR 1976 SC 1393
6. Ratna sugar mills v State of UP AIR 1976 SC 1742
7. Union of India & others v Shiv Raj & others AIR 2014 SC 564
8. Ratan Singh v UOI & Others AIR 2014 SC 982
9. Ram Kishan & Others v State of Haryana & Others AIR (2015) 4scc 347
10. Delhi Development Authority v Sukhbir Singh & Others AIR 2016 SC 986



**IX SEMESTER**

**Syllabus**

**COMPANY LAW**

**ILA 902**

**L:T:P::4:1:0**

**Credits-4**

**OBJECTIVE:** This paper aims at providing insight into formation and winding up of companies besides Corporate Administration. The object of this Act is to provide deep knowledge of various kinds of companies. The primary objective of act is to provide regulate all private investments for the common good of the society and to protect the legitimate interests of genuine investors. The object of Act aims to democratizing and professionalizing company management so to discipline the company manner of working.

**LEARNING OUTCOMES:** After studying the course, the learner would-

1. Understand the concept of company law and corporate personality and various types of companies.
2. Understand the concept of membership of company and varies modes by which membership of company may be terminated.
3. Understand the importance of incorporation of companies and types of companies under company laws.

**UNIT-I: Modes of Formation, Registration and Incorporation of Company. 08 Hours**

- a. Concept of Corporate Personality, Exception to separate legal entity.
- b. Nature and kinds of Company, Process of Formation of Companies.
- c. Meaning of word promoter, Promoters: Position, duties and liabilities under company law.
- d. Mode and consequences of incorporation, Uses and abuses of the corporate personalities; lifting of corporate veil.
- e. Memorandum of Association and Article of association, procedure for alteration of MOA and AOA, Doctrine of constructive notice and doctrine of indoor management- exceptions. And doctrine of ultra-virus.

**Unit II: Capital Formation by companies. 08 Hours**

- a. Meaning of Prospectus, Issues, contents of prospectus and Kinds, liability for misstatements in lieu of prospectus.
- b. Nature and classification of company securities, Shares and general principles of allotment.
- c. Statutory share of certificate- its objects and effects, Transfer of shares.
- d. Duties of court to protect interests of creditors and shareholders.
- e. Debentures, kinds, remedies of debenture holders, Dividends- Payment-Capitalization and Profit.

**UNIT-III: Corporate Administration.****08 Hours**

- a. Member: Mode of membership; who can be a member.
- b. Cessation of membership; registration of members.
- c. Difference between member and creditors.
- d. Directors- Kinds, Powers and Duties, Position.
- e. Women director and shadow director, Meaning of Insider Trading.

**UNIT-IV: Meetings- Kinds, Procedures and Voting.08 Hours**

- a. Meaning of word meeting, kinds of meeting, minutes.
- b. Provision regarding holding of annual general meeting and extra-ordinary general meeting.
- c. Majority control and minority protection, Prevention of oppression.
- d. Corporate Social Responsibility.
- e. Legal liability of Company- Civil, Criminal, Tortuous and Environmental.

**MODULE-V: Winding up of Company.****08 Hours**

- a. Meaning of winding up, dissolution of company.
- b. Kinds, consequences and reasons of winding up and types of winding up.
- c. Role of the Court in process of winding up.
- d. Members voluntary winding up and creditors voluntary winding up.
- e. Liability of Past Members.

**SUGGESTED READINGS**

1. Indian Company Law--- Avatar Singh.
2. Lectures on Company Law--- S.M. Shah.
3. Company Law--- Palmer.
4. Guide to Companies Act--- Ramiaya.
5. Principles of Modern Company Law--- Grover.
6. Company Law--- R.R. Pennington.
7. Company Law Cases and Material--- G.M. Sen.

**ESSENTIAL CASE LAWS**

- 1) Salomon v. Salomon & Co., Ltd., -( Personality of a Company) p. 1
- 2) Ashbury Railway Carriage and Iron Co., Ltd., v. Riche (Object Clause in Memorandum of Association)- p.8
- 3) In Re Jon Beauforte London Ltd., (Memorandum of association)-p.11
- 4) Bell House Ltd., City Wall Properties Ltd., (Ultra Vires)- p. 16
- 5) Dr. A. LakshmanaswamiMudalliar v. Life Insurance Corporation of India (Object Clause) - p.22
- 6) Royal British Bank v. Trquand( Doctrine of Indoor Management)—p.28
- 7) Free Man v. BuckHurst k Properties Ltd., (Articles of Association) - p.29
- 8) Percival v. Wright (Insider trading) - p.35

- 9) Regal (Hastings) Ltd., v. Gulliver and others. (Insider trading) - p.37
- 10) Newbome v. Sensolid (Great Britain) Ltd., (Duty of Promoters) - p.46
- 11) Natal Land Co., Ltd., Pauline Colliery Syndicate Ltd., (Duty of promoter)-p.49
- 12) Erlanger v. New Sombrero Phosphate Co., (Duties of Promoters) - p.52
- 13) Gluckstein v. Barnes (Duties of promoters) - p.54
- 14) Lee v. Lee's Air Farming Co., Ltd., (Personality of a company) - p.58
- 15) Macaura v. Northern Insurance Co., Ltd., (Share holder has no insurable interest) - p.60
- 16) Daimler Co., Ltd., Continental Tyre and Rubber Co., (Lifting of a corporate veil) - p.62
- 17) Re FG Films Ltd., (Lifting up of a corporate veil) -p.67
- 18) Gilford Motor Company v. Home (Lifting of a corporate veil) - p.69
- 19) Wood v Odessa Waterworks Co., (Binding force of Memorandum and Articles of Association) - p.71
- 20) Eley v. Positive Government Security Life Assurance Co., Ltd., (Binding force of Memorandum) - p.72
- 21) Rayfields v. Hands (Binding force of Memorandum of Association) - p.73
- 22) Allen v. Gold Reefs of West Africa Ltd., (Alteration of Articles) - p.75
- 23) A-G v. Great Eastern Railway Company, (Object clause) - p.78
- 24) Cotman v. Broughan (Object Clause) - p.78
- 25) Royal British Bank v. Turquand. (Doctrine of Indoor Management) - p.90
- 26) Mohony v. East Holy ford Mining Co., (Constructive Notice) - p.91



**IX SEMESTER**

**Syllabus**

**ENVIRONMENTAL LAW**

**ILA 903**

**L:T:P::4:1:0**

**Credits-4**

**OBJECTIVE:** This paper aims at acquainting the students with the environmental issues and the measures taken for its protection along with the norms prevailing at national and international level. The object of this subject is to bring awareness in students regarding the environment protection and various laws which are connected with environment. the object of this subject is making student understand that how one can protect environment.

**LEARNING OUTCOMES:** After studying the course, the learner would-

1. -Understand the basic concept of environmental law and protection.
2. -Understand the meaning of word environment and constitution safeguard to environment.
3. -Understand the various environment law as related to air, water, noise etc.

**UNIT-I: Environmental Law: International and National Perspective.**

**8HOURS**

- a) Introduction, Environment- Meaning, Environmental Pollution- Meaning and Issues.
- b) Protection of Environment- Issues and Problems, constitution of India vis-à-vis Environment.
- c) International Norms, Sustainable Development- Meaning and Scope.
- d) Precautionary Principles, Polluter pays Principle, Public Trust Doctrine.
- e) Constitutional Mandate, Right to Wholesome Environment- Evolution and Application, Relevant Provisions- Art. 14, 19(1), 21, 48A, 51-A(g), Environment Protection through Public Interest Litigation.
- f) Environment protection in constitution.

**UNIT-II: Prevention and Control of Water and Air Pollution.**

**8HOURS**

- a) The Water (Prevention and Control of Pollution) Act, 1974, Water Pollution-Definition, Central and State Pollution Control Boards- Constitution, Powers and Functions.
- b) Water Pollution Control Areas, Sample of effluents- Procedure; Restraint Order, Consent requirement- Procedure, Grant/ Refusal, Withdrawal, Citizen Suit Provision.
- c) Air (Prevention and Control of Pollution) Act, 1981, Air Pollution- Definition, Central and State Pollution Control Boards- Constitution, Powers and Functions.
- d) Air Pollution Control Areas, Sample of effluents- Procedure; Restraint Order.
- e) Consent requirement- Procedure, Grant/ Refusal, Withdrawal, Citizen Suit Provision

**UNIT-III: Protection of Forests and Wild Life****8HOURS**

- a) Overview of Indian Forest Act, 1927, Kinds of Forests- Private, Reserved, Protected and Village Forests.
- b) Overview of The Wild Life (Protection) Act, 1972, Authorities to be appointed and constituted under the Act.
- c) Hunting of Wild Animals.
- d) Protection of Specified Plants.
- e) Protected Areas, Trade or Commerce in wild animals, animal articles and trophies; Its prohibition.

**UNIT-IV: General Environmental Legislations.****8HOURS**

- a) Environmental (Protection) Act, 1986.
- b) Meaning of 'Environment', 'Environment Pollutant', 'Environment Pollution'.
- c) Powers and Functions of Central Government.
- d) Citizen Suit Provision.
- e) Principle of 'No Fault' and 'Absolute Liability', Public Liability and Insurance Act, 1991.
- f) Environment tribunal.

**UNIT-V: Noise Pollution provisions.****8HOURS**

- a) Noise Pollution and its control.
- b) Noise Pollution (Control and Regulation) Rules, 2000.
- c) Noise Pollution and Judicial Approach.

SUGGESTED READINGS

1. Environmental Law & Policy in India – Shyam Diwan, Armin Rosencranz
2. Environmental Law in India – P. Leelakrishnan
3. Environmental Law in India – Gurdip Singh
4. Environmental Administration, Law and Judicial Attitude Paras Diwan, Peeyushi Diwan.
5. The Environmental Law in India--- P. Leela Krishnan. Butterworths- India.
6. Environmental Law--- P.S. Jaswal, Allahabad Law Agency.
7. Environmental Law--- Stuart Bell and Donald McGillicray. Oxford.
8. Environment Pollution and the Laws--- V.R. Krishna Iyer. 1984.
9. Protect Global Environment--- A.B. Srivastava. 1984. Chugh Publications, Allahabad.
10. Legal Control of Environmental Pollution--- S. Agarwal.
11. Law on Protection of Environment--- R.G. Chaturvedi.

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
7. The Public Liability Insurance Act, 1991

8. The National Environment Tribunal Act, 1995
9. The National Environment Appellate Authority Act, 1997

ESSENTIAL CASE LAW

- s1. Subhash Kumar v. State of Bihar, AIR 1991 SC 420
2. M.C. Mehta v. Union of India, AIR 1997 SC 734
3. M.C. Mehta v. Kamal Nath, AIR 2000 SC 1997
4. M/s Abhilash Textiles v. Rajkot Municipal Corprn., AIR 1988 Guj. 57
5. Indian Council for Enviro-Legal Action v. Union of India, AIR 1996 SC 1446
6. Vellore Citizen Welfare Forum v. Union of India, AIR 1996 SC 2715
7. A.P. Pollution Control Board v. M.V. Nayudu, AIR 1999 SC 812
8. Narmada Bachao Andolen v. Union of India, AIR 2000 SC 3751
9. M.C. Mehta v. Union of India, AIR 2002 SC 1696
10. M.C. Mehta v. Union of India, AIR 1988 SC 1037
11. M.c. Mehta v. Union of India, AIR 1988 SC 1115



**IX SEMESTER**

**Syllabus**

**DRAFTNG, PLEADING AND CONVEYANCING**

**ILA 904**

**L:T:P::4:1:0**

**Credits-4**

**OBJECTIVE:** This paper intends to train students in the art of drafting both for court purposes and for other legal forums.

**Learning Outcomes:**

1. .This Course will help students to enhance legal drafting skills.
2. .This Course shall help students to apply the legal concepts in practical life situations & develop necessary skills as required for a legal professional.

**UNIT-I: Introduction**

**8 hrs**

- a) Fundamental Rules of Pleadings.
- b) Complaint Structure.
- c) Parties to the suit.
- d) Written Statement.
- e) Appeals.
- f) Reference, Review and Revisions.
- g) Execution.

**UNIT-II: Ordinary Suits**

**8 hrs**

- a) Suit under Order XXXVII of CPC
- b) Suit for Permanent Injunction.
- c) Application for temporary injunction Order XXXIX of CPC.
- d) Suit for Specific Performance.
- e) Petition for eviction OF Tenant under the Uttarakhand Tenancy Act,2021

**UNIT-III: General Criminal Pleadings**

**8 hrs**

- a) Application for bail- Regular & Anticipatory
- b) Application under Section 125 CrPC
- c) F.I.R. under Section 154 CrPC
- d) Criminal Complaint
- e) Application for maintenance under Section 125 of the Criminal Procedure, 1973.

- f) Criminal Appeal

#### **UNIT-IV: Forms of Civil Pleadings**

**8 hrs**

- a) Suit for money recovery under order XXXVII of the Code of Civil Procedure.
- b) Written Statement.
- c) Suit for specific performance.
- d) Petition for dissolution of marriage under Hindu Marriage Act.
- e) Petition for grant of probate / letter of administration.
- f) Application for grant of succession certificate.
- g) Application for grant of compensation under section 166 of the Motor Vehicles Act, 1988.
- h) Application for temporary injunction under Order 39 Rules 1 and 2 of The Code of Civil Procedure.
- i) Application for execution of a decree.
- j) Caveat under section 148 of the Code of Civil Procedure.
- k) Civil Appeal & Civil Revision
- l) Writ Petition under Article 226 and 32.
- m) Special Leave Petition under Article 136 of the Constitution of India.

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

**8 hrs**

- a) Meaning of Conveyancing, Component of a Deed.
- b) Forms of Deed and Notices
  - i. Will.
  - ii. Agreement to sell.
  - iii. Sale-deed.
  - iv. Lease-deed.
  - v. General Power of Attorney
  - vi. Special Power of Attorney.
  - vii. Partnership deed.
  - viii. Mortgage deed.
  - ix. Gift Deed
  - x. Reply to Notice
  - xi. Notice to the tenant.

**Note:** Paper Code—ILA 904 entitled, “Drafting of Pleading and Conveyancing” will carry 04 Credits (Maximum 100 Marks) which will be divided into **Theory Paper** and **Practical Viva-voce examination carrying 50 Marks each**. The Theory paper will be conducted at the time of other Theory papers. This course will be taught through class instructions and simulation exercises, preferably with the assistance of practicing Lawyers retired Judges. Apart from teaching the relevant provisions of law, the course will include **10 written exercises in Drafting of pleading carrying 20 Marks (2 Marks for each exercise)** and **10 written exercises in Conveyancing carrying 20 Marks (2 Marks for each exercise)**. Each student will maintain a **Sessional Exercise Book** for the purpose and write down all the exercise in Pleading and Conveyancing during regular classes. **It will be assessed by the Board of Practical Viva-voce Examiners ((constituted of an internal and external examiner, who will be appointed by the University). The Viva-voce will be for 10 Marks.**

### **RECOMMENDED READINGS**

1. N.S. Bindra--- Conveyancing.
2. A.N. Chaturvedi--- Conveyancing.
3. Mogha’s Law of Pleading.
4. D’Souza--- Conveyancing.
5. D.T. Jaibhave--- Pleading, Conveyancing and Advocacy.
6. D.C. Monga--- The Law of Pleading in India.
7. B.P. Singh--- Pleading Conveyancing and Drafting Punjab and Haryana High Court Rules and Orders.
8. Advocate Act, 1961 and Rules.
9. S.K. Mitra--- Law of Notices.

# VEER MADHO SINGH BHANDARI UTTARAKHAND TECHNICAL UNIVERSITY

*(Formerly Uttarakhand Technical University, Dehradun Established by Uttarakhand State Govt. wide Act no. 415 of 2005)  
Sudhowala, PO-Chandanwadi, Premnagar, Dehradun, Uttarakhand (Website- [www.uktech.ac.in](http://www.uktech.ac.in))*



## SYLLABUS

For

**B.A.LL.B**

**(Electronics & Communication Engineering)**

# 5TH Year

Effective From – Session 2026-27

## Ninth Semester

Paper Code	SUBJECTS	Credit	L:T:P
ILA 901	Land Law including Tenure and Tenancy Law	4	04:01:00
ILA 902	Company Law	4	04:01:00
ILA 903	Environmental Law	4	04:01:00
ILA 904	Drafting, Pleading and Conveyancing <b>Clinical Course-III</b>	4	03:00:03

**Note:** Paper Code–ILA 904 entitled, “Drafting of Pleading And Conveyancing” will carry 04 Credits (**Maximum 100 Marks**) which will be divided into **Theory Paper** and **Practical Viva-voce examination carrying 50 Marks each**. The Theory paper will be conducted at the time of other Theory papers. This course will be taught through class instructions and simulation exercises, preferably with the assistance of practicing Lawyers retired Judges. Apart from teaching there levant provisions of law, the course will include **10 written exercises in Drafting of pleading carrying 20 Marks (2 Marks for each exercise)** and **10 written exercises in Conveyancing carrying 20Marks (2Marksforeachexercise)**. Each student will maintain a **Sessional Exercise Book** for the purpose and write down all the exercise in Pleading and Conveyancing during regular classes. **It will be assessed by the Board of Practical Viva-voce Examiners ((constituted of an internal and external examiner, who will be appointed by the University).** **The Viva-voce will befor10 Marks.**

## Tenth Semester

Paper Code	SUBJECTS	Credit	L:T:P
<b>ILA001</b>	Principal of Taxation Law	<b>4</b>	<b>04:01:00</b>
<b>ILA002</b>	Interpretation of Statutes and Principle of Law	<b>4</b>	<b>04:01:00</b>

<b>ILA003</b>	Insurance Law	<b>4</b>	<b>04:01:00</b>
<b>ILA004</b>	Public International Law	<b>4</b>	<b>04:01:00</b>
<b>ILA005</b>	Moot Court Exercise and Internship <b>Clinical Course-IV</b>	<b>4</b>	<b>03:00:02</b>

**Note: Paper Code–ILA 607 entitled, “Moot Court, Pre-Trial Preparation And Participation In Trial Proceedings (Practical Training)” shall comprise of the following:**

**(A). Moot Court:** The **Maximum Marks for this Paper will be 100.** Each student will do **at least two Moot Courts** in a Semester with **10 Marks each.** The Moot Court work will be on the assigned problem and will be evaluated for **5 Marks** for written submissions (to be recorded in the sessional Diary) and **5 Marks** for Oral Advocacy.

**Guidelines:** For the purpose of Moot Court, **groups will be formed of 810 students** and cases involving several issues shall be assigned in Court practice *i.e.* Operation of Courts and legal professionals on panel of the College University may be sought, especially in the matter of getting copies of paper books of cases which have been decided by various Courts.

The Course shall emphasize points of Court craft and decorum. The **male students shall wear a white pant– shirt** and a **Black Tie** and **female students shall wear a white dress with a blackscarf** while addressing a Moot Court and during their visits to the Court Advocates chambers and other practical training programmes.

Practice Moots shall be held as a routine in the class itself and the three compulsory test Moots for examination shall be held after such practice Moots near the end of the semester term. Attendance at such practice Moot Courts shall be counted. Each student shall be required to maintain a regular record of his/her preparation for all the Moot Courts attended by him/her in the Sessional Diary. **The Sessional Diary will carry 15 Marks (5 Marks for each Test Moot).**

**(B). Court Assignments:** Observation of Trial in **Four Cases** *i.e.* **Two Cases in Civil** and **Two in Criminal.** Each student will attend **Four Trial Courts during the Semester term.**

He/She will maintain a record of his/ her visits in his/her Diary of Sessional Work and enter the various steps observed during his/her attendance on different days in the Court assignment. This Scheme will carry **25 Marks.**

**(c). Interviewing Techniques And Pre-Trial Preparation:**

(i). Each student will observe for Interviewing Sessions of Clients at the Lawyer's Office Legal Aid Office and record the proceedings in the Diary of Sessional Work, which will carry **10 Marks**.

(ii). Each student will further observe the preparation of documents and Court Papers by the Advocate and the procedure for filing the Suit Petition. This will be recorded in **Sessional Diary** which will carry **10 Marks**.

**Guidelines:** To make the training meaningful, student visits have to be organized for a continuous period, sufficiently long to observe and understand the process taking place in their proper context. Efforts should be directed to acquaint the students with the different branches of legal practice including **Civil, Criminal, Revenue, and Labour Court Practice**. Besides the legal Professionals on the College University Panel, the students should regularly be supervised and helped by the subject teacher tutor. It is desirable that besides Advocates Chambers the students are taken for academic Family Court Revenue Court Income Tax & Sales Tax Offices and other venues where judicial administrative proceedings are held. The **Indian Law Institute, Parliament, Supreme Court, and High Courts, Tribunals etc.**, may be visited to make the training academically multifarious. This programme can be intellectually and professionally challenging if properly organized and integrated with the Curriculum.

**(D) Viva-voce:** The **Fourth Component** of this Paper will be **Viva-voce examination** By the **Board of Examiners on the above three aspects**. This will carry **10 Marks**.



**VEER MADHO SINGH BHANDARI UTTARAKHAND TECHNICAL UNIVERSITY,  
DEHRADUN**

**X SEMESTER**

**Syllabus**

**PRINCIPLES OF TAXATION LAW**

**ILA 001**

**L:T:P::4:1:0**

**Credits-4**

**LEARNING OBJECTIVE:** India being world's largest democracy has undergone a great transition from being a closed economy to becoming the second largest growing economy of the world. At this crucial stage, it is imperative to establish the momentum of growth and development by adapting apt fiscal prudence clubbed with social security, strengthening infrastructure thereby providing right kind of environment for banking and finance and corporate growth so that there is an overall inclusive growth of the economy and the nation as a whole.

**LEARNING OUTCOMES:** After the successful completion of this course, the students will be able to:

1. Understand the concept of Income Tax and its different provisions, Tax Computations for Individuals, Limited Companies, Partnership firms and other Institutions.
2. To identify the Tax related problems facing by the Individuals, firms including Limited Liability Partnership & Partnership firms, Limited Companies and their solutions.
3. Familiar with Personal Income Tax and Corporate Income Tax related issues and their relevant solutions.

**UNIT-I: INTRODUCTION**

**8HRS**

- a) Concept of Income Tax
- b) Constitutional power of taxation
- c) Taxing powers of Parliament

- d) State Legislatures and local bodies
- e) Outlines of Income Tax Law
- f) Distinction between: tax and fee
- g) Tax planning, tax avoidance, tax evasion, Double taxation
- h) Concepts: income, agricultural income, residential status, previous year, assessment year.

#### **UNIT-II: HEADS OF INCOME AND COMPUTATION**

**8HRS**

- a) Heads of income: salary, house property, profits and gains of business and profession, capital gain and income from other sources,
- b) Exempted incomes, Income not forming part of total income and computation of income.

#### **UNIT-III: PROVISIONS RELATING TO ASSESSMENT**

**8HRS**

- a) Law and procedure for Permanent Account Number (PAN), Filing of returns including e-filing,
- b) Advanced Tax, Tax Deduction at Source (TDS), Deduction from Gross Total Income U/S 80C-80U,
- c) Assessment, Best judgment assessment, Authorities: powers and jurisdiction, appeals and penalties.

#### **UNIT-IV: GOODS & SERVICES TAX**

**8HRS**

- a) Concepts and applicability of GST, Filing of returns, Assessment,
- b) Authorities: powers and jurisdiction,
- c) Appeals proposed.

#### **UNIT-V: TAX AUTHORITIES**

**8HRS**

- a. Power
- b. Procedure for Adjudication and Settlement
- c. Collection and recovery of taxes
- d. Appeal, Reference and revision

#### **ACTS AND STATUTES (AS AMENDED)**

- a) The Income Tax Act, 1961
- b) GST Act, 2017

#### **SUGGESTED READING:**

- Dinesh Ahuja and Ravi Gupta, Systematic approach to Income Tax, (Latest Edition)
- Singhania, V. K.; Students' Guide to Income Tax; Taxman
- Ahuja, Girish and Gupta, Ravi; Systematic Approach to Income Tax; Bharat Law House

- Taxation Law – Kailash Rai
- Taxman- (Latest Edition).



**VEER MADHO SINGH BHANDARI UTTARAKHAND TECHNICAL UNIVERSITY, DEHRADUN**

**X SEMESTER**

**Syllabus**

**INTERPRETATION OF STATUTES AND PRINCIPLES OF LEGISLATION  
ILA 002**

**L:T:P::4:1:0**

**Credits-4**

**OBJECTIVE:** Legislation is the major source of law of the modern era. Legislatures enact laws after much deliberation. No doubt in this process they have to take into account the present and future needs of the people.

**LEARNING OUTCOME:**

1. To enable the students to find out the true meaning of enactment.
2. To avoid ambiguity among statutes and ascertain the real purpose of the legislature as to why a law has been enacted.
3. It is necessary for all law students, lawyers, judges to interpret laws and studying rules of interpretation helps them.

**Unit-I: PRINCIPLES OF INTERPRETATION OF STATUES**

**8 Hours**

- a) Meaning and Need of Interpretation.
- b) Law making- the legislature, executive and the judiciary.
- c) Principles of Utility.

- d) Relevance of John Rawls and Robert Nozick- Individual Interest to Community Interest. Operation of these principles upon Legislation.
- e) Operation of these principles upon Legislation.
- f) Distinction between Morals and Legislation
- g) Meaning of the term 'statutes', Different parts of a Statute, Purpose of interpretation of statutes.
- h) Commencement, operation and repeal of statutes.

## **Unit-II: AIDS TO INTERPRETATION**

8 Hours

- a) Internal aids-Title, Preamble, Headings and Marginal notes, Sections and sub-sections, Punctuation marks, Illustrations, exceptions, provisions and saving clauses, Schedules, Non-obstacle clause.
- b) External aid, Dictionaries, Translations, Travaux Preparatoires, Statutes in pari material, Contemporanea Exposito, Debates, inquiry commission reports and Law Commission reports.

## **Unit III: RULES OF STATUTORY INTERPRETATION & PRESUMPTION IN STATUTORY INTERPRETATION**

8 Hours

Rules of Statutory Interpretation: Primary Rules, Literal Rule, Golden Rule, Mischief Rule (Rule in the Heydon's case), Rule of Harmonious Construction, Secondary Rules, Noscitur a sociis, Ejusdem generis, Reddendo Singula Singulis, Ul Res Magis Valent Quam Pereat, Expresso Unis Est exclusion alterius. Etc.

**Presumption in Statutory Interpretation:-** Statutes are valid, Statutes are territorial in operation, Presumption as to jurisdiction, Presumption against what is inconvenient or absurd, Presumption against intending injustice, Presumption against impairing obligations or permitting advantage from one's own wrong, Prospective operation of statute.

## **Unit-IV: MAXIMS OF STATUTORY INTERPRETATION**

8 Hours

- a) Construction of Penal Statutes.
- b) Mensrea in Statutory Offences.
- c) Interpretation of Fixing of Statutes.
- d) Strict Construction of Taxing Statutes and its limitations.
- e) Delegatus non Potest Delegare.
- f) Expressio Unius Exclusion Alterius.
- g) Generalia Pecialibus Non Derogant.
- h) In Pari Delicto Potior Est Condition Possidentis.

- i) Utres valet Potior Quam Pareat.
- j) Expressum Facit Cessare Tacitum.
- k) In Bonam Partem.

**Unit-V: INTERPRETATION WITH REFERENCE TO THE SUBJECT MATTER AND PURPOSE** **8 Hours**

- a) Restrictive and beneficial Construction, Taxing Statutes, Penal Statutes, Welfare legislation, Interpretation of Substantive and Adjunctive Statutes, Interpretation of Directory and Mandatory Provisions, Interpretation of Enabling Statutes, Interpretation of Codifying and consolidating Statutes, Interpretation of Statutes Conferring Rights, Interpretation of Statutes Conferring Powers.
- b) **Principles of Constitutional Interpretation:** Harmonious Construction, Doctrine of Pith and Substance, Colourable Legislation, Ancillary powers, "Occupied field", Residuary Power, Doctrine of Repugnancy.

**SUGGESTED READINGS**

1. Interpretation of Statutes--- Maxwell.
2. Interpretation of Statutes--- G.P. Singh.
3. Interpretation of Statutes--- Craies.
4. Interpretation of Statutes--- Crawford.
5. Interpretation of Statutes--- Bindra.
6. Interpretation of Statutes--- V.P. Sarathi.
7. Interpretation of Statutes--- I. Sarup
8. Principles of Statutory Interpretation--- G.P. Singh. 7<sup>th</sup> Edition. 1999. Wadhwa, Nagpur.
9. M.P. Singh , (ed.) V.N. Shukla's --- Constitution of India. 1994. Eastern, Lucknow.
10. Upendra Baxi, Introduction to Justice K.K. Mathew's--- Democracy Equality and Freedom. 1978. Eastern Lucknow.
11. M.P. Jain--- Constitutional Law of India. 1994. Wadhawa & Co.
12. Interpretation of Statutes--- V. Sarathi. 1984, Eastern Lucknow.
13. K. Shanmukham & N.S. Bindra--- Interpretaion of Statutes. 1997. The Law Book Co. Allahabad.
14. P. St. Langan (ed.) Maxwell on the Interpretation of Statutes. 1976. N.M. Tripathi, Bombay.



**VEER MADHO SINGH BHANDARI UTTARAKHAND TECHNICAL UNIVERSITY,  
DEHRADUN**

**X SEMESTER**

**Syllabus**

**INSURANCE LAW**

**ILA 003**

**L:T:P::4:1:0**

**Credits-4**

**Objective:** This paper intends to impart the law student's basic knowledge regarding the jurisprudence of insurance with insights of Motor Vehicle Act, 1988 and Public Liability Insurance Act, 1991.

**Learning Outcomes:**

1. To develop an understanding on the concept of Insurance law and its regulation in India
2. To acquire knowledge related to the fundamental principles of Insurance law and basic concept of Insurance contract.
3. To gain insights related to legal provisions of various kinds of Insurance law in India, its regulation and settlement of Insurance claims.

**UNIT -I: Introduction**

**8 HRS**

- a) Concepts of Insurance Law: Evolution of Insurance Laws; History, Scope and Development of Insurance Law- From Insurance Act, 1938 to IRD Act, 1999; Terminology; Economics of Insurance.

## **UNIT – II: Insurance Regulation in India**

**8 HRS**

- b) State Regulation of Insurance and Liability. Purpose of State Regulation. History of State Regulation- Pre-Independence and Post-Independence Regulations.
- c) Statutes: Insurance Act, 1938; Insurance Corporation Act, 1956. General Insurance Business (Nationalization) Act, 1972. Personal Injuries Compensation Insurance Act, 1963. Motor Vehicle Act, 1988. Marine Insurance Act, 1963. Public Liabilities Insurance Act, 1991.

## **UNIT -III: Contracts of Insurance**

**8 HRS**

- a) Parties to the Contract- Classification of the contracts of Insurance based on nature of event, nature of interest affected and nature of insurance. Nature of Contract of Insurance, Subject matter of insurance, description of subject matter.
- b) Insurable Interest: General Principles, Requirements- Statutory interest. Nature of Time-Consequence of lack of interests. Insurance covering other interests, Illegal Contracts of Insurance, Loss following a criminal act, Suicide, Criminal Negligence. Insurable Interest- Life Insurance, Property Insurance, Insurance of Third Parties interests.
- c) Nature of Risk: Definition of Risk & Risk Management.
- d) Consideration for Contract: Premium.
- e) Formulation and Formalities of Insurance Contract: Forming; Formalities; Forming at Lloyds, Temporary Cover- Duration and Renewal of Policies 2 Periods.
- f) Assignment of Insurance Policies.
- g) Warranties and Representations.

## **UNIT -IV: Classification of Insurance**

**8 HRS**

- a) Marine Insurance: History and Development of Marine Insurance; Object of Fundamental Principles, Insurance for Ships and Cargo. Loss- Total Loss (Actual total loss, constructive total loss), Partial Loss (General Average and Particular Average, abandonment). Marine insurance as a model for other insurance. Marine insurance in India. Perils on the Sea, Voyage and deviation. Marine insurance Act, 1963.
- b) Fire Insurance: Meaning of Fire, Loss by fire. Kinds of Marine Insurance Policies, Fundamental Principles, Contracts of- Procedure, Assessment of fire policy. Kinds of Fire Policies. Settlement of Claims, Forfeiture, Retention and Re-insurance. Doctrines: Subrogation, Contribution, Contribution Reinstatement. Double Insurance and Re-insurance.
- c) Life Insurance: Importance; Elements of Protection; Contract; Fundamental Principles; Kinds--- Life Insurance Corporation of India Act, 1956. Management, Functions and Powers of LIC.

Control by Government. Life Policies. Persons entitled to buy. Selection of Lives. Salient features and scheme of settlement of claims. Classification of pension plan.

d) Accident and Motor Insurance. Miscellaneous Insurance.

#### **UNIT -V: De-regulation of Insurance**

**8 HRS**

- a) Liberalization & Privatization of Insurance in India: Deregulation of Insurance Sector. Recommendations for Private Entrants. Guidelines for Entry of Banks into Insurance. Malhotra Committee's Recommendations. Privatization of Insurance Industry in India- Pros and Cons.
- b) Insurance Regulatory and Development Authority Act, 1999: Purpose and salient features of accountability of Financial Institutions. Global Insurance Penetration. Protection of Insurance Consumers. Establishment of Regulatory Body. Role of Regulatory Body. Regulation of Insurance Industry in India. Jurisdiction of IRDA. Functions of IRDA. Investment in Insurance Sector. Registration of Insurance Company. Ombudsman- Scheme for Settlement of Disputes. Obligation of Insurers to Rural and Social Sectors.

#### **RELEVANT CASE LAWS**

1. Brahma Datt v LIC AIR 1966 All 474(Wagering)
2. Northern India General Insurance Co Ltd v Kanvarjit Singh Sobti AIR 1973 All 357 (Third party's interest, Wagering)
3. General Assurance Society Ltd. V ChandumullJaina and another
4. MithoolalNayak v LIC AIR 1962 SC 814 (Forfeiture of Premium)
5. Lakshmi Insurance co v BibiPadmawathi AIR 1961 Punjab 253 (non-disclosure need not be fraud)
6. LIC v ShakuntalaBai AIR 1975AP 68(No repudiation of policy On inaccuracy)
7. BhagwanBai v LIC of India AIR 1984 MP 126 (non-disclosure of immaterial facts cannot vitiate contract)
8. The Gaya Muzaffurpur Roadways & Co. and ors., vs. Fort Gloster Industries Ltd. and anr.,
9. Kashmir Motor Drivers Association and anr. vs. Union of India (UOI) and ors.
10. United India Insurance Co., Shimla v Tilak Singh & others 2006 Case (No liability to gratuitous passenger)
11. National Insurance Co Ltd v. KusumRai& others 2006 case (Driving Licence where irrelevant)
12. National Assurance Co, Shimla v Kamla& Others AIR 2001 SC 1419 (Invalid Driving Licence, Insurer has to pay and recover from insured)
13. LIC v PrasannaDevaraj (1995) 82 Comp Cas 611
14. LIC v Raja VasireddyKomala Valle Kamba AIR 1984 SC 1014
15. Snow White Food Products (P) Ltd v SohanlalBagia, AIR 1964 Cal 209
16. National Insurance v Sky Gems (2002) 2 SCC 273
  - (a) State Instrumentalities
17. LIC v Consumer Education Research Center (1995)5 SCC 482
18. AshaGoel v LIC AIR 1986 Bom412
  - (a) Subrogation:

19. Oberai Forwarding Agency v New India Assurance Co Ltd (2000) 2 SCC 407  
(a) Tariff Advisory Committee

#### RECOMMENDE READINGS

1. M.N. Mishra--- Law of Insurance.
2. C. Rangarajan--- Handbook of Insurance and Allied Laws.
3. M.N. Srinivasan--- Law and the Life Insurance Contract.
4. B.N. Bannerjee--- The Law of Insurance.
5. Bhattacharya Jee--- The Life Insurance Corporation Act.



**VEER MADHO SINGH BHANDARI UTTARAKHAND TECHNICAL UNIVERSITY, DEHRADUN**

#### **X SEMESTER**

#### **Syllabus**

#### **PUBLIC INTERNATIONAL LAW**

#### **ILA 004**

**L:T:P::4:1:0**

**Credits-4**

**OBJECTIVE:** This paper intends to make the students of law understand the basics of Public International Law and practice. The students shall at the end of the course students shall be able to know of the development of international law and its jurisprudence at international and national level. The student will be able to understand various type of treaties. The object of this subject is made aware about state relation at international level.

**LEARNING OUTCOMES:** After studying the course, the learner would-

1. -Understand the basic concept of international law related to various treaties.
2. Understand the theories of recognition and development of state.
3. -Understand the subject of international law and general principal resolution.

**UNIT-I: INTRODUCTION.****8 HOURS**

- a) Nature and Definition of International Law.
- b) Subjects of International Law.
- c) Relationship between International Law and Municipal Law.
- d) Definition of state by various jurists.

**UNIT-II: SOURCES OF INTERNATIONAL LAW.****8 HOURS**

- a) Custom as a source of international law.
- b) Treaties as a source of international law.
- c) General Assembly Resolutions.
- d) General Principles regarding international relation.
- e) Justice Works.
- f) Other Sources as connected with international law.

**UNIT-III: RECOGNITION, EXTRADITION AND LAW OF THE SEA.****8 HOURS**

- a) Recognition, Theories of Recognition, Recognition of States.
- b) State Territory- Modes of Acquiring and Loosing,
- c) De facto; De jure Recognition, Implied Recognition.
- d) State Territory- Modes of Acquiring and Loosing,
- e) Withdrawal of Recognition, Retroactive Effects of Recognition.

**UNIT-IV: EXTRADITION AND LAW OF SEA.****8 HOURS**

- A. Extradition, State Jurisdiction,
- B. Customary Law Basis, Treaty Law, The Nature of Obligation.
- C. Law of the Sea and various provisions of law of sea.
- D. Territorial Sea, Contiguous Zone, Exclusive Economic Zone,
- E. Meaning of continental shelf, High Sea

**UNIT-V: INTERNATIONAL ORGANIZATIONS.****8 HOURS**

- a) United nation, Purposes, Principles and Membership, General Assembly- Composition, Function and Powers, Security Council- Composition, Functions, Powers, Veto and Double Veto Powers.
- b) International court of justice, establishment and powers, jurisdiction.
- c) International monetary fund, members of international monetary fund. And the international bank for reconstruction and development, establishment and members.
- d) World trade organization, establishment and function.
- e) International civil aviation organization.
- f) The international atomic energy agency, function etc.
- g) United nations environment programme.

**RECOMMENDED READINGS**

1. Brownlie--- Principles of International Law.
2. Shaw--- International Law.
3. Starke--- Introduction to International Law.
4. Oppenheim--- International Law.
5. Grieg--- International Law.
6. R.C. Hingorani--- Modern Hingorani.
7. H.O. Agarwal--- International Law.
8. Bowett--- The Law of International Bodies
9. S.K. Verma--- An Introduction to Public International Law



**VEER MADHO SINGH BHANDARI UTTARAKHAND TECHNICAL UNIVERSITY, DEHRADUN**

**X SEMESTER**

**Syllabus**

**NAME OF SUBJECT: MOOTCOURT EXERCISES AND INTERNSHIP**

**ILA 005**

**L:T:P::4:1:0**

**Credits-4**

**OBJECTIVE:** This shall be a simulation course and the students shall be prepared in a case either in a moot court or in a mock trial on a given problem. This paper shall have three components of 30 marks each and a viva for 10 marks.

**MODULE-I: MOOT COURT (30MARKS)**

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.

**MODULE-II: 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 last two or three years of 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.

**MODULE-III: INTERVIEWING TECHNIQUES AND PRE-TRIAL PREPARATIONS AND INTERNSHIP DIARY (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 diary which will carry 15 marks.

#### **MODUEL-IV: VIVA**

The fourth component of this paper will be Viva voice examination on all the above three aspects. This will carry 10 marks.

**Note: Paper Code–ILA005 entitled, “Moot Court, Pre-Trial Preparation and Participation in Trial Proceedings (Practical Training) shall comprise of the following:**

**(C). Moot Court: The Maximum Marks for this Paper will be 100.** Each student will do **at least two Moot Courts** in a Semester with **10 Marks each**. The Moot Court work will be on the assigned problem and will be evaluated for **5 Marks** for written submissions (to be recorded in the sessional Diary) and **5 Marks** for Oral Advocacy.

**Guidelines:** For the purpose of Moot Court, **groups will be formed of 8-10 students** and cases involving several issues shall be assigned in Court practice *i.e.* Operation of Courts and legal professionals on panel of the College University may be sought, especially in the matter of getting copies of paper books of cases which have been decided by various Courts.

The Course shall emphasize points of Court craft and decorum. The **male students shall wear a white pant – shirt and a Black Tie** and **female students shall wear a white dress with a blackscarf** while addressing a Moot Court and during their visits to the Court Advocates chambers and other practical training programmes.

Practice Moots shall be held as a routine in the class itself and the three compulsory test Moots for examination shall be held after such practice Moots near the end of the semester term. Attendance at such practice Moot Courts shall be counted. Each student shall be required to maintain a regular record of his/her preparation for all the Moot Courts attended by him/her in the Sessional Diary. **The Sessional Diary will carry 15 Marks (5 Marks for each Test Moot).**

**(D). Court Assignments:** Observation of Trialing **Four Cases i.e. Two Cases in Civil and Two in Criminal.** Each student will attend **Four Trial Courts during the Semester term.**

He/ She will maintain a record of his/her visits in his/her Diary of Sessional Work and enter the various steps observed during his/her attendance on different days in the Court assignment. This Scheme will carry **25 Marks.**

**(c) Interviewing Techniques and Pre-Trial Preparation:**

(i). Each student will observe for Interviewing Sessions of Clients at the Lawyer's Office Legal Aid Office and record the proceedings in the Diary of Sessional Work, which will carry **10 Marks.**

(ii). Each student will further observe the preparation of documents and Court Papers by the Advocate and the procedure for filing the Suit Petition. This will be recorded in **Sessional Diary** which will carry **10 Marks.**

**Guidelines:** To make the training meaningful, student visits have to be organized for a continuous period, sufficiently long to observe and understand the process taking place in their proper context. Efforts should be directed to acquaint the students with the different branches of legal practice including **Civil, Criminal, Revenue, and Labour Court Practice.** Besides the legal Professional on the College University Panel, the students should regularly be supervised and helped by the subject teacher tutor. It is desirable that besides Advocates Chambers the students are taken for academic Family Court Revenue Court Income Tax & Sales Tax Offices and other venues where judicial administrative proceedings are held. The **Indian Law Institute, Parliament, Supreme Court, and High Courts, Tribunals etc.,** may be visited to make the training academically multifarious. This programme can be intellectually and professionally challenging if properly organized and integrated with the Curriculum.

**(D) Viva-voce:** The **Fourth Component** of this Paper will be **Viva-voce examination** By the **Board of Examiners on the above three aspects.** This will carry **10 Marks.**