

## **LL.B. (HONS.) FIRST SEMESTER**

### **LBH 111: CONSTITUTIONAL LAW-I**

The course shall comprise of the following

- 1 Characteristics of the Indian Constitutions. Special Emphasis shall be placed on (A) Federal Structure and (B) Form of the Government.
- 2 Union Parliament : Organization, Procedure regarding Enactment of Legislation, Parliamentary Privileges.
- 3 Union Executive : The President, his Powers and Position including Ordinance Making Power.
- 4 Prime Minister and the Cabinet. Is the Prime Minister Real Head?
- 5 Distribution of Legislative Powers between Union and the States. Territorial and Topical Distribution of Powers. Power of Parliament to Legislate on State Matters. Doctrine of Territorial Nexus. Doctrine of Pith and Substance, Doctrine of Colourable Legislation.
- 6 Emergency Provisions with Special References to Proclamation of Emergency and President's Rule.

### **LBH112: LAW OF CONTRACT -I (GENERAL PRINCIPLES OF FORMATION OF CONTRACT)**

The course shall comprise of the following:

1. Purpose, evaluation and scope of the law of contract.
2. Formation of Contract- Essential conditions:
  - (a) Proposal and acceptance: Meaning and law relating to communication of proposal, acceptance and its revocation.
  - (b) Consideration: Meaning, essential conditions and doctrine of privity of contract.
  - (c) Lawful object and lawful consideration.
- (d) Consent and free consent: Meaning and essential conditions including standard Form Contracts.
- (e) Capacity to contract including nature and effects of minor's agreement
- (f) Void agreement: Meaning and agreements declared to be void by the Indian

contract Act, 1872 with special emphasis on agreements in restraint of trade and wagering agreements.

3. Discharge of Contract: Meaning and Modes:

(a) Discharge by Performance

(b) Discharge by breach including anticipatory breach of contract.

(c) Discharge by agreement

(d) Discharge by impossibility of performance and its relation with English Law

Doctrine of Frustration.

4. Law Relating to certain Relations resembling those created by contract with special emphasis on doctrine of unjust enrichment.

5. Remedies available under Indian Contract Act, 1872:

(a) Compensation: Meaning and nature

(b) Law relating to award of compensation in case of breach of contract.

(c) Liquidated damages and penalty.

**LBH113: LAW OF TORTS INCLUDING MV ACCIDENT AND CONSUMER PROTECTION LAWS**

The course shall comprise of the following:

1. Origin and Development of law of Tort, Meaning, Nature and Scope of Law of Tort, Pigeon Hole Theory, Elements of Tort, Damnum sine Injuria, Injuria sine Damnum, Distinction between Tort and Crime, distinction between Tort and Contract.
2. General defences: Volenti non Fit Injuria, Act of God, Inevitable Accident, Statutory Authority.
3. Vicarious Liability: Master's Vicarious Liability, Sovereign Immunity.
4. Remoteness of damages: Intended Consequences and Unintended Consequences, rules to determine remoteness, Novus Actus Interveniens.
5. Strict Liability: Ryland v. Fletcher Rule, Defences and Applicability in India. Absolute Liability: M.C. Mehta v, Union of India Rule.
6. Tort against Person: Assault, Battery, False Imprisonment.
7. Tort against Property: Nuisance.
8. Tort relating to Negligence: Tort of Negligence, Contributory Negligence, Res Ipsa Loquitur.
9. Consumer Protection Act: Consumer, Consumer Rights, Consumer Protection Authority, Product Liability, Consumer forum.
10. Motor vehicle Accident: Motor Vehicle, Driving licence, Vehicle Registration, Regulation of Safety measures in Construction and maintenance of vehicles, road

safety and Traffic management, Insurance against third Party risk, Claim Tribunal, Offences and Penalties.

#### **LBH114: LAW OF CRIMES-I (INDIAN PENAL CODE)**

The Course shall comprise of the following:

1. Definition and nature of crime; General conditions creating criminal liability; Strict Liability.
2. General Exceptions:
  - (i) Mistake ( Sections 76 and 79 )
  - (ii) Accident ( S.80)
  - (iii) Necessity ( Section 81 )
  - (iv) Infancy (Sections 82-83)
  - (v) Unsoundness of Mind ( Section 84)
  - (vi) Intoxication (Sections 85-86)
  - (vii) Right of Private Defence (Sections 96-106)
3. Joint and Constructive Liability ( Section 34 and 149 )
4. Preliminary Offences: Abetment, Attempt; Criminal Conspiracy
5. Offences against Human Body:
  - (i) Culpable Homicide
  - (ii) Murder
  - (iii) Kidnapping and Abduction
6. Offences against Property:
  - (i) Theft
  - (ii) Extortion
  - (iii) Robbery and Dacoity
7. Offences against Marriage:
  - (i) Bigamy
  - (ii) Adultery
8. Offences against State and Public Tranquility:
  - (i) Sedition
  - (ii) Rioting
  - (iii) Affray

#### **LBH115: PUBLIC INTERNATIONAL LAW**

The course shall comprise of the following:

1. Definition, Nature and Scope of International Law
2. Schools of International Law
3. Sources of International Law
4. Relation between International and Municipal Law
  - (a). Theories of Relationship
  - (b). Indian, British and American practices
5. Recognition in International Law
  - (a). Concept, Kind and Theories
  - (b). Legal Consequences
6. Law of the Sea: Territorial sea, Contiguous zone, exclusive economic zone and continental shelf
7. Principles and Bases of State Jurisdiction,
8. Asylum and Extradition
9. Pacific Settlement of International Disputes

### **LBH116: PROFESSIONAL ETHICS, & PROFESSIONAL ACCOUNTING SYSTEM**

The course shall comprise of the following:

1. Historical Perspective and Regulation of Legal Profession
2. Nature and Characteristics of Legal Profession
3. Code of Ethics for Lawyers and Professional Misconduct
4. Changing Profession and Changing Ethics
  - (a) Right to Advertisement
  - (b) Entry of Foreign Law Firms in India
  - (c) Multi-disciplinary Practice of Law
  - (d) Limited Liability Partnership
5. Extent of Professionalisation of Legal Profession
6. Contempt of Court by the Lawyers:
  - (a) Civil Contempt
  - (b) Criminal Contempt
    - (i) Punishment
    - (ii) Defences
7. Accountability of Lawyers towards Court and Bar Bench Relations
8. Accountability of Lawyers towards Society

### **LBH117: ENGLISH LANGUAGE (Compulsory Language Paper)**

The course shall comprise of the following :

1. Introduction to Legal Language
  - (a) Need and Importance of Legal Language
2. Proficiency in General English
  - (a) Parts and Types of the Sentences
  - (b) Parts of Speech - A Brief Introduction

- (c) Tenses: Forms and Uses
- (d) Active and Passive Voice
- (e) Direct and Indirect (or Reported) Speech
- (f) Some Common Mistakes in English

### 3. Legal Terminology

Meaning and use of the following shall be explained:

Ab Initio, Ad Idem, Ad Infinitum, Ad Nauseam, Ad Valorem, Alibi, Ambiguitas Latens, Ambiguitas Patens, Amicus Curiae, Animus Possidendi, Audi Alteram Partem, Bonafide, Caveat Emptor, De Facto, De Jure, De Novo, Ejusdem Generis, Ex Gratia, Ex Parte, Ex Post Facto, Factum Valet, Fait Accompli, Fiat Justitia, Inter Alia, In Limine, Jus Ad Rem, Jus In Personam, Letter Rogatory, Locus Standi, Malafide, Modus' Operandi, Mutatis Mutandis, Nudum Pactum, Obiter, Onus Probandi, Parens Patriae, Pari Passu, Per Incuriam, Prima Facie, Pro Bono Publico, Quid Pro Quo, Ratio Decidendi, Raison D'etre, Res Integra, Res Nullius, Sine Qua Non, Intra-Vires, Ultra Vires

- 4. Translation of passages from English to Hindi and from Hindi to English.
- 5. Précis Writing in English
- 6. Essay Writing in English on Topics of Legal Interest
- 7. Letter Writing in English.

## **LL.B. (HONS.) II SEMESTER**

### **LBH-121: CONSTITUTIONAL LAW-II**

The course shall comprise of the following :

- 1. Fundamental Rights - General : Scheme of Fundamental Rights, Who can Claim Fundamental Rights : Against whom Fundamental Rights are Available ? Suspension of Fundamental Rights. Definition of State, Principle of Judicial Review.
- 2. Fundamental Rights - Specific : Special Emphasis shall be Placed on the Following Rights :
  - (a) Right to Equality (Articles 14 to 18)
  - (b) Right to Freedom of Speech and Expression (Article 19(1) (a); Freedom of Press
  - (c) Right to Life and Personal Liberty (Article 21)
  - (d) Right to Freedom of Religion (Articles 25 to 28)
  - (e) Right to Constitutional Remedies (Article 32)

3. Directive Principles of State Policy. Their Importance and Relationship with Fundamental Rights.
4. Fundamental Duties; Importance and its Effectuation.
5. Union Judiciary : Supreme Court of India. Composition and Jurisdiction
6. Amendment of the Constitution. Power and Procedure; Basic Structure of the Constitution.

### **LBH-122: SPECIAL CONTRACT**

The course shall comprise of the following:

- I Contract of Indemnity, Guarantee, Bailment and Pledge
  1. Contract of Indemnity: Nature and definition of contract of indemnity and extent of indemnifier's liability
  2. Contract of Guarantee: Meaning of contract of guarantee, nature and extent of surety's liability and discharge of surety under the contract of guarantee.
  3. Contract of Bailment: Meaning, essential conditions and rights and duties of bailor and bailee
  4. Contract of Bailment of Pledge: Meaning, essential conditions and pledge by persons other than the owner.
- II. Contract of Agency
  1. Meaning and nature of contract of agency
  2. Modes of creation of agency relationship
  3. Rights and duties of Principal and Agent
  4. Rights and liabilities of undisclosed principal towards third parties
  5. Personal liability of agent
  6. Modes of termination of agency relationship

### **LBH-123: LAW OF CRIME-II (CRIMINAL PROCEDURE CODE)**

The Course shall comprise of the following:

1. Object Applicability and Importance of Criminal Procedure Code.
2. Arrest: Warrant of Arrest, Arrest with Warrant, Arrest without Warrant, Cognizable and Non-cognizable Offences, Manners of Arrest, Rights of Arrestee.
3. Investigation: Information of Offence to Police, First Information Report, Power and Duty of Police Officer to Investigate, Initiation of Investigation, Interrogation, Recording of Confession, Search of places, Remand and Time Period for Completion of Investigation, Police report, Further investigation, Case Diary.
4. Cognizance: Cognizance by magistrate, Cognizance by Court of Session, Cognizance on Police report, Cognizance on Complaint, Suo moto Cognizance, Limitation on taking Cognizance, Issuance of Process, Transfer and Committal of case for Trial.
5. Charge: Form and Content of Charge, Joinder of Charges, Alteration.

6. Trial: Session Trial, Warrant Trial by magistrate in Case instituted on police report, Warrant Trial by Magistrate in Case Instituted on Complaint, Summon Trial.
7. Bail: Circumstances When Bail is Imperative, Bail – in Bailable offences, Bail – in Non – bailable offences – by magistrate, Court of Session and High Court, Anticipatory Bail, Cancellation and Rejection of Bail.

Bonds: Bail Bonds, Security and Surety, Discharge of Surety, Forfeiture of Bond.

8. Appeal: Appealable and Un-appealable Orders, Appellate Courts, Appeal against Conviction, Appeal against Acquittal, Locus of Persons to File Appeals, Appeal Petition, Appeal Procedure, Suspension of Sentence and other Orders passed by Trial Courts, Orders Passed by Appellate Court after disposal of Appeal petition, Power and Jurisdiction of Appellate Court.
9. Revision: Power and Jurisdiction of Revision Court and Procedure in Revision Proceeding.

#### **LBH-124: CIVIL PROCEDURE CODE AND LIMITATION ACT**

The Course shall comprise of the following:

1. Judgment, Decree, orders, Means profit and Foreign Judgment
2. Suit of Civil Nature, Res-Subjudice ad Res judicata
3. Cause of action, place of suing, Framing of Issues
4. Particular types of suit: Suit by indigent persons and suit by or against minor
5. Attachment: Property liable to attachment and Sale in execution of decree
6. Mode of execution: Decree for payment of money, decree for Specific movable

Property, decree for specific performance for restitution of conjugal rights or for an Injunction. Decree for execution of document or endorsement of negotiable instrument.

Decree for immovable property.

7. Appeal: First appeal and Second appeal. Reference, review and Revision
8. Limitation: Suits, appeal and applications, Effect of sufficient cause for not preferring an appeal or making an application within a period of limitation, legal disabilities and acknowledgement in writing.

#### **LBH-125: LAW OF EVIDENCE**

The course shall comprise of the following:

- 1 The course shall comprise of the following:

1. Fact In-Issue; Relevant Facts; Document
2. Evidence: Proved; Disproved; Not proved;
3. May Presume, Shall Presume, and Conclusive Proof
4. Circumstantial Evidence
5. Relevancy and Admissibility; Res Gestae (Sections 6 to 14)
6. Admission: Confession ( Sections 17 to 31 )
7. Dying Declaration ( Section 32 (1) )
8. Opinion of Experts; Opinion of Third Persons ( Section 45 to 47)
9. Conduct and Character of Parties ( Section 52 to 55 )
10. Judicial Notice ( Sections 56 to 57 )
11. Estoppel ( Sections 115 to 117 )
12. Means of Proof: Oral Evidence; Documents – Public Document, Private Document, Primary and Secondary Evidence; (Sections 59 to 65 and 74 to 78); Exclusion of Oral by Documentary Evidence (Sections 91 to 92)
13. Burden of Proof ( Sections 101 to 106 )  
 Witness: Competency and compellability of Witnesses; Examination of Witnesses;  
 Privileges: State Privilege and Private Privilege (Sections 118 to 155)
14. Competency of Witnesses (118-121)
15. Privileged Communication
  - a. Communication during marriage(122)
  - b. Professional Communication (126-129)
16. Examination of Witnesses (135-140)
17. Leading Question (141-143)
18. Hostile Witness (154-155)
19. Scope of Examination in chief and cross examination (145-153)

### **LBH-126: DRAFTING, PLEADING AND CONVEYANCING**

The course shall comprise of the following :

This course will be taught through class instructions and simulation exercises, preferably with the assistance of practising lawyers / retired judges. Apart from teaching the relevant provisions of law, the course will include 15 written exercises in Drafting and pleading as detailed below :

#### **I. Drafting :**

General Principles of Drafting and Relevant Substantive Rules shall be taught.

#### **II. Pleadings :**

##### **1 Civil**

- (a) Plaint
- (b) Written Statement
- (c) Inter-Locutory Application
- (d) Original Petition



- (e) Execution Petition
- (f) Memorandum of Appeal
- (g) Memorandum of Revision
- (h) Petition under Articles 226 and 32 of the Constitution of India

2. Criminal

- (a) Complaints
- (b) Criminal Miscellaneous Petition
- (c) Bail Application
- (d) Memorandum of Appeal and Revision

**LL.B. (HONS.) III SEMESTER**

**LBH211: JURISPRUDENCE**

The Course shall comprise of the following:

1. Definition, Nature, Scope and Utility of Jurisprudence
2. Analytical Positivism:
  - (a) Imperative Theory of Law: John Austin
  - (b) Pure Theory of Law: Hans Kelsen
3. Historical School:
  - (a) Volkgeist Theory of Law: Frederick Karl Von Savigny
  - (b) Anthropological Theory of Law: Sir Henry Summer Maine
4. Sociological School:
  - (a) Background and Characteristics
  - (b) Social Engineering Theory: Roscoe Pound
5. American Realist School:
  - (a) Karl Llewellyn
  - (b) Jerone Frank
6. Natural Law School:
  - (a) Classical Natural Law
  - (b) Revival of Natural Law

7. Marxist Approach to Law
8. A very brief discussion on Critical Legal Studies and Postmodernism
9. Concept and Theories of Justice

### **LBH212: FAMILY LAW-I (HINDU LAW)**

1. Sources of Hindu Law
  - (a) Ancient
  - (b) Modern
2. Schools of Hindu Law
3. Law relating to Marriage, Essential conditions, Hindu Marriage Act, 1955
4. Matrimonial Remedies
  - (a) Nullity
  - (b) Restitution of conjugal rights
  - (c) Judicial Separation
  - (d) Dissolution of Marriage by Divorce
5. Law of Succession : Hindu Succession Act, 1956
  - (a) Succession to the interest in coparcenary property
  - (b) Succession to the property of Hindu female
  - (c) Succession to the property of a Hindu male
  - (d) Disqualifications of heirs
6. The Hindu Adoptions and Maintenance Act, 1956
  - (a) Requisites of a valid adoption
  - (b) Effect of adoptions
7. Maintenance under The Hindu Adoptions and Maintenance Act, 1956
  - (a) Maintenance of wife, daughter-in-law, children and aged parents

### **LBH213: PROPERTY LAW**

The course shall comprise of the following:

1. Concept of Property
2. Important definitions under the Transfer of Property Act, 1982.
  - (a) Immovable Property (b) Attestation (c) Notice
3. Meaning of Transfer of Property ( Section 5 )
4. Properties which cannot be transferred (Section 6 )
5. Persons competent to transfer, Incidents of Transfer, Oral Transfer

( Sections 7,8 & 9 only)

6. Transfer for benefit of Unborn Person and Rule against Perpetuity  
(Sections 13 and 14)
7. Vested and Contingent Interests (Sections 19 and 21 )
8. Transfer by unauthorized persons ( Section 41 and 43 )
9. Doctrine of Lis-Pendens (Section 52)
10. Fraudulent Transfer ( Section 53 )
11. Sale of Immovable Property: Definition and Mode of Sale and Exchange  
(Sections 54 and 118)
12. Mortgages: Definitions: Mortgage, Mortgagor, Mortgagee, Mortgage Money,  
Mortgages Deed (Section 58), Charge (Section 100)
13. Kinds of Mortgage (Section 58) and creation of Mortgage (Section 59)
14. Right to Redeem, Partial Redemption, Clog on Redemption (Section 60)
15. Marshalling and Contribution (Section 81 and 82 )
16. Subrogation (Sections 91 and 92)
17. Leases of Immovable Property:
  - (a) Definition of Lease (Section 105) and License
  - (b) Leases How Made (Section 107)
  - (c) Determination of Lease (Section 111)
  - (d) Effect of Holding Over (Section 116)
18. Gift:
  - (a) Definition of Gift (Section 122)
  - (b) Transfer how affected ( Section 123)
  - (c) Onerous Gift (Section 127)
  - (d) Universal Donee ( Section 128)

The course shall comprise of the following:

1. Definition, growth and development of Administrative Law
2. Rule of Law
3. Separation of Powers
4. Delegated Legislation – Necessity and Constitutionality, Judicial, Parliamentary and Procedural Control
5. Principles of Natural Justice
6. Writs – Certiorari, Mandamus and Quo-warranto-grounds and scope
7. Right to Information Act, 2005
8. Administrative Tribunal Act, 1985

### **LBH215: ENVIRONMENTAL LAW**

The Course shall comprise of the following:

1. Constitutional Aspects
  - (a) Distribution of Legislative Power
  - (b) Directive Principles of State Policy
  - (c) Fundamental Duties
  - (d) Fundamental Rights
2. The Water (Prevention and Control of Pollution) Act, 1974
  - (a) Salient Features of the Act
  - (b) Pollution Control Boards and their functions
  - (c) Mechanism to Control the Pollution with reference to sampling, consent mechanism and power to give directions
  - (d) Procedure and Penalties
3. The Air (Prevention and Control of Pollution) Act, 1981.
  - (a) Salient Features of the Act
  - (b) Pollution Control Boards and their functions
  - (c) Mechanism to Control the Pollution with reference to sampling, consent mechanism and power to give directions.
  - (d) Procedure and Penalties
4. The Environment Protection Act, 1986
  - (a) Salient Features of the Act
  - (b) Definitions
  - (c) Central Government's powers to take environmental measures.
  - (d) Mechanism to Control the Pollution
  - (e) Procedure and Penalties
5. Control of Noise Pollution
  - (a) The Noise Pollution (Regulation and Control Rules), 2000
  - (b) Judicial Control
6. The Wildlife (Protection) Act, 1972.  
Authorities with special to:

- (a) National Board and State Board Chief Wild Life Warden
- (b) Powers and Functions of National Board, State Board.
- (c) Sanctuary National Park, Hunting
- (d) Cognizance of Offence
- (e) Prohibition of Trade in Wild Life with Special reference to 'Ivory trade'

### **LBH216: MOOT COURT**

The course shall comprise of the following :

1. Moot Court : Every student will do at least three moot courts in a year. The moot court work will be on assigned problems.
2. Observance of Trial in Two Cases, One Civil and One Criminal. Students will attend Two Trials. They will maintain a record and enter the various steps observed during their attendance on different days in the court assignment.
3. Interviewing Techniques and Pre-Trial Preparations:

Each student will observe two interviewing sessions of clients at the lawyers office / legal aid office and record the proceedings in a diary. 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.

### **LL.B.(Hons) IV-SEMESTER**

#### **LBH221: FAMILY LAW-II (MUSLIM LAW)**

The course shall comprise of the following:

1. Introduction
  - (a) Who is a Muslim
  - (b) Conversion
  - (c) Apostasy
2. Sources of Muslim Law
3. Schools of Muslim Law
4. Marriage
  - (a) Definition
  - (b) Nature of marriage
  - (c) Capacity of marriage
  - (d) Essential of marriage
  - (e) Khyalul-bulag (Option of Puberty)
  - (f) Iddat
  - (g) Classifications/kinds of marriage and legal effects of marriage
5. Dower(mahr)
  - (a) Meaning
  - (b) Nature
  - (c) Kinds

- (d) Objects and Subject matter
- (e) Wife's rights on non-payment of dower
- 6. Dissolution of marriage under Muslim Law
  - (a) Talaq(Divorce)
  - (b) Talaq-tafweez
  - (c) Mubarat
  - (d) Khula
  - (e) Lien
  - (f) Legal effects of divorce
- 7. Dissolution of Muslim Marriage Act,1939
- 8. Maintenance of wives with special reference to Section 125 of Cr. P.C.
  - (a) Maintenance of wives with special reference to Section 125 of Cr.P.C.
  - (b) The Muslim Women (Protection of Rights on Divorce) Act, 1986
- 9. Parentage and Legitimacy
  - (a) Acknowledgement of legitimacy
  - (b) Brief study of Section 112 of the Evidence Act.
- 10 Will (Vasiyat)
  - (a) Competence of testator and legatee
  - (b) Valid subjects of will
  - (c) Testamentary limitations
  - (d) Formalities of a will and abatement of legacy
- 11. Gift
  - (a) Meaning and requisite of gift(hiba)
  - (b) Gift of Musha
  - (c) Conditional and future gifts
  - (d) Hiba-bil-ewaj
  - (e) Hiba-ba-shart-ul-ewaj

## **LBH222: COMPANY LAW**

The course shall comprise of the following:

1. Company: Meaning, Kinds, Characteristics and companies distinguished from other forms of business organizations.
2. Corporate personality and lifting the veil of corporate personality.
3. Promoter: Meaning, legal position and liability of promoter and company for pre-incorporation contracts.
4. Memorandum of Association and Articles of Association:
  - (a) Meaning nature, contents and relationship between Memorandum of Association and Articles of Association.

- (b) Objects clause and doctrine of ultra-vires
- 5. Prospectus: Meaning, Kinds and liability for untrue statement in the prospectus.
- 6. Share and share capital: Meaning, Kinds of share and distinction between equity share and preference share.
- 7. Company Meeting: Meaning and kinds with special emphasis on members' meetings.

### **LBH223: LABOUR AND INDUSTRIAL LAWS-I**

The course shall comprise of the following :

I. Evolution of Industrial Legislation in India.

II. Industrial Disputes Act, 1947

1 Scope and Object, Main Features, Important Definition

2 Industry

3 Industrial Dispute and Individual Dispute

4 Workman and Employer

5 Reference of Disputes

6 Voluntary Arbitration (Section 10A)

7 Award

8 Authorities under the Act

9 Procedures, Powers and Duties of Authorities

10 Strike

11 Lock-Out

12 Retrenchment

13 Transfer and Closure

14 Regulation of Management's Prerogative During Pendency of Proceedings.

III Trade Unions Act, 1926

1 Growth of Unions

2 Important Definitions

3 Registrations of Trade Unions

4 Rights and Liabilities of Registered Trade Unions

5 Collective Bargaining

### **LBH224: ALTERNATE DISPUTE RESOLUTION**

The course shall comprise of the following :

1 Arbitration Agreement, International Commercial Arbitration, Composition and

Jurisdiction of Arbitral Tribunals.

2 Conduct of Arbitral Proceedings and its Termination and Making of Arbitral Award

### 3 Finality and Enforcement of Arbitral Award, Recourse Against Arbitral Award

Enforcement of Foreign awards (New York Convention Awards and Geneva Convention Awards)

### 4 Conciliation - Commencement of Proceedings, Appointment and Role of Conciliators, Submission of Statement to Conciliators, Settlement Agreement, Termination, Cost and Deposits of Proceedings, Protection for Conciliation Proceedings.

### 5 Negotiation Skills

Substantial part of evaluation shall be done by simulation and case exercises

## **OPTIONAL PAPER I:**

### **LBHE221: INTELLECTUAL PROPERTY RIGHTS LAW AND IPR LITIGATION**

The course shall comprise of the following:

#### 1. The Concept of Property vis-à-vis Intellectual Property

- (a) Concept of Property and theories of Property-An Overview.
- (b) Theories of Intellectual Property Rights
- (c) Social and Economic Development and Role of Intellectual Property System.
- (d) Need for Protecting Intellectual Property-Policy Consideration-National Perspectives and International Demands

#### 2. Kinds of Intellectual Property-organised Development-An Overview.

#### 3. Intellectual Property Rights as Human Rights

#### 4. Role of International Institutions - WIPO

- (a) WIPO
- (b) Functions of WIPO
- (c) Membership of WIPO
- (d) Agreement between WIPO and WTO
- (e) Dispute Settlement- New Treaties

#### 5. International Legal Instruments Relating to IPR- Paris Convention, Berne Convention,



PCT etc.

6. IPR Litigation vis-à-vis general litigation
7. Nature and Complexities of IPR Litigation
8. I.P.R. Litigation and National Internet.

### **LBHE222: INTERNATIONAL ORGANISATION**

The course shall comprise of the following :

- 1 Concept and Nature of International Organization; Progress of Mankind Towards International Organization; Individual Visions and Organized Peace Movement
- 2 League of Nations : General Provisions, Organs of the League - Assembly, Council, Secretariat; Causes of the Failure of the League.
- 3 Comparative View of the League Covenant and the U.N. Charter.
- 4 United Nations : Genesis and Creation
  - Purposes and Principles
  - Membership
  - Legal Capacity
  - Privileges and Immunities
- 5 U.N. Organs : Their Composition; Power and Functions.
- 6 Achievements of the United Nations;
- 7 Review and Revision of the Charter
- 8 Specialized Agencies : Concept, Relationship with U.N., UNESCO, ILO, WTO
- 9 Regional Organizations

### **LBHE223: INTERPRETATION OF STATUTES AND PRINCIPLE OF LEGISLATION**

The course shall comprise of the following:

1. Meaning and purpose

2. Aids to Interpretation – Title, Preamble, Marginal Notes, Parliamentary History and Dictionary
3. Rules of Interpretation – Literal, Golden and Mischief Rule
4. Presumptions – Operation of Statutes, Jurisdiction of Court, International Law
5. Maxims- *Ejusdem generic, ut res magis valeat quam pareat*
6. Interpretation of Penal Statutes
7. Interpretation of Taxing Statutes

#### **OPTIONAL PAPER II:**

#### **LBHE224: HUMAN RIGHTS**

The course shall comprise of the following:

- 1) Concept & Nature of Human Rights
- 2) International Protection of Human Rights:
  - a) United Nation Charter
  - b) Universal Declaration of Human Rights
  - c) International Covenant on Civil and Political Rights
  - d) International Covenant on Economic, Social and Cultural Rights
- 3) Regional Protection of Human Rights:
  - a) European Convention on Human Rights
  - b) American Convention on Human Rights
  - c) African Charter on Human and People's Rights
  - d) ASEAN Human Rights Declaration
- 4) Promotion and Protection of Human Rights in India:
  - a) National Human Rights Commission
  - b) State Human Rights Commission
  - c) Human Rights Courts
- 5) Human Rights during Armed Conflict
- 6) Awareness and Education of Human Right

#### **LBHE225: GENDER JUSTICE AND FEMINIST JURISPRUDENCE**

The course shall comprise of the following:

1. Concept of equality, Patriarchy and Policy of inclusiveness
2. Feminist jurisprudence: its studies;
  - a) Liberal

- b) Radical
- c) Socialist
- 3. Legal Feminism in India
- 4. Women's right and Indian Constitution
- 5. Convention on the Elimination of All Forms of Discrimination against Women, 1979
- 6. a) International Commission on Status of Women
  - b) National Commission for Women Act, 1990
- 7. Offences Against Women Under Indian Penal Code
  - a) Rape
  - b) Dowry Death
  - c) Cruelty
  - d) Termination of Pregnancy under the Indian Penal Code.
- 8. Compensatory jurisprudence with special reference to victims of Crime
- 9. Female Foeticide with special reference PNDT Act, 1994.

### **LBHE226: LAND LAWS INCLUDING TENURE AND TENANCY SYSTEM.**

The course shall comprise of the following:

- I. U.P.Zamindari Abolition and Land Reforms Act, 1950
  - (1) Aims and Objectives of the U.P.Z.A. & L.R.Act, 1950
  - (2) Acquisition of interest of intermediaries and its consequences (Secs.4-9)
  - (3) Classes of tenures, their rights and liabilities
    - (a) Bhumidhar with Transferable Rights
    - (b) Bhumidhar with Non-Transferable Rights
    - (c) Asami
  - (4) Succession ( Secs.169-175)
  - (5) Land Revenue and Collection of Land Revenue
  - (6) Declaratory Suit
- (II) U.P.Consolidation of Holdings Act, 1953
  - (1) Object of Consolidation
  - (2) Statement of Principles
    - (a) Preparation
    - (b) Disposal of Objections
  - (3) Consolidation Scheme
    - (a) Preparation

- (b) Disposal of Objections
- (c) Enforcement

**LL.B.(Hons.) V- SEMESTER**

**OPTIONAL PAPER I:**

**LBHE311: BANKING LAW**

The course shall comprise of the following:

- I. Origin and Development of Banking System
- II. Relationship of Banker and Customer and their rights and duties
- III. E-Banking System and Legal Aspects
- IV. Laws Relating to the Banking Companies in India
  - (1) Reserve Bank of India Act, 1934
    - (a) Evolution of Reserve Bank of India
    - (b) Compositions and functions of Reserve Bank of India
    - (c) Reserve Bank as a banker's bank and advisor to the Government
  - (2) Banking Regulation Act, 1949
    - (a) Business of Banking Companies
    - (b) Prohibited Banking functions
    - (c) Suspension of Business and Winding Up of Banking Companies
    - (d) Application to Co-operative Banks
  - (3) Foreign Exchange Management Act, 1999
    - (a) Objectives, Scope and Commencement of the Act
    - (b) Contravention and Penalties
    - (c) Adjudication and Appeal
    - (d) Directorate of Enforcement
- 5. Meaning and kinds of Negotiable Instruments
- 6. Endorsement, Negotiability and Assignability

7. Holder and Holder in due course
8. Rights and Liabilities of Paying and Collecting Banker
9. Dishonour of Negotiable Instruments Including Criminal Liability of Drawer and Protection of Collecting Banker

### **LBHE312: CRIMINAL SOCIOLOGY**

The course shall comprise of the following:

1. The concept of crime and characteristic of criminal law.
2. *Mala in se* and *Mala Prohibita.*, The Legal Making of a Criminal.
3. Criminology: Definition, Nature, Scope and Importance of Criminology.
4. Sociology of Law.
5. Methods of Criminological Studies.
6. A brief discussion of Pre-Sociological Position of Crime Causation.
7. Sociological School of Criminology: Edwin Sutherland, Robert K. Merton, Emile Durkheim and Cohen.
8. Marxian Approach to crime.
9. Future direction of Criminology with special reference to Peace Making Criminology, Post Modern Criminology and Feminist Criminology.
10. Globalization and Crime.

### **LBHE313: PRINCIPLES OF TAXATION LAWS**

The Course shall comprise of the following:

1. Origin, History and Need of Taxation
2. Canons of Taxation (Characteristics of a good tax system)
3. Tax and Fee
4. Direct and Indirect Tax
5. Taxation and Right to equality
6. Taxation and Freedom of Trade, Commence and Intercourse
7. Power of Taxation and its delegation

8. Scheme of division of powers of taxation between the centre and the States and sharing of tax revenue between the Centre and the States in a federal constitution.
9. Inter-Governmental Tax Immunities in a federation.

**OPTIONAL PAPER II:**

**LBHE314: Information Technology Law**

The course shall comprise of the following:

1. The Information Technology Act, 2000
  - (a) History, Object, Scope and Commencement of the Act.
  - (b) Overview of a Computer, Computer Network and the Internet
2. (a) E-Governance, Attribution, Acknowledgement and Dispatch of Electronic Records
  - (b) Digital Signature and Secured Digital Signature
  - (c) Authorities- Controller and Certifying Authorities
3. Cyber contraventions and adjudication process, cyber offences and investigation and jurisdictional Issues in cyber space
4. Cyber Space- Intellectual Property Rights with special reference to Domain Name
5. Amendments to the various enactments.
  - (a) The Indian Penal Code, 1860
  - (b) The Indian Evidence Act, 1872
  - (c) The Reserve Bank of India Act, 1934
6. Liability of Intermediaries
  - (a) U.S.A.
  - (b) U.K.
  - (c) India

**LBHE315: PRIVATE INTERNATIONAL LAW**

The course shall comprise of the following:

1. Definition, nature and Scope of Private International Law
2. Domicile, Nationality and renvoi
3. Classification
4. General Principles relating to jurisdiction
5. Persons: Status and capacity, corporation
6. Family: Validity, Effect of marriage, divorce; legitimacy; adoption, guardianship and lunacy
7. Contracts: Form, interpretation, illegality and discharge
8. Torts

### **LBHE316: LABOUR AND INDUSTRIAL LAWS-II**

The course shall comprise of the following :

- I. Employees States Insurance Act, 1948 :
  1. Historical Development
  2. Objects and Application of the Act, Important Definitions
  3. Employment Injury
  4. Liability of the Employers for Accidents During and In the Course of Employment.
  5. Various Benefits Available Under the Act
  6. Constitution, Jurisdiction and Powers of Employees State Insurance Court.
- II. The Minimum Wages Act, 1948 :
  1. Object, Constitutional Validity and Salient Features of the Act
  2. Important Definitions
  3. Fixation of Minimum Rates of Wages
- III. The payment of Wages Act, 1936 :
  1. Scope and Applicability of the Act.
  2. Important Definitions
  3. Payment of Wages and Deductions from Wages
  4. Authorities Under the Act
- IV. The Factories Act, 1948 :
  1. Important Definitions

2. Inspecting Staff
  3. Health, Safety and Welfare Measures
  4. Working Hours of Adults
  5. Employment of Young Persons
  6. Annual Leave with Wages
- V. The Payment of Bonus Act, 1965 :
1. Scope and Applicability of the Act
  2. Important Definitions
  3. Minimum Bonus and Maximum Bonus
  4. Calculation of Bonus
  5. Eligibility and Disqualification for Bonus

## **HONOURS PAPERS**

### **LBHA311: COMPARATIVE CONSTITUTION**

The Course shall comprise of the following:

#### Chapter I:

Comparative Constitutionalism Parliamentary and Presidential form of Government. Federal and Unitary form of the Constitution.

#### Chapter II:

The idea of limited government. Development of democratic government in England and America.

#### Chapter III:

Salient features of the British Constitution; Salient characteristics of the American Constitution.

#### Chapter IV:

Comparative view of Executive –structure in England and United States of America: British King and crown, Royal prerogatives; cabinet system in England. President of America; Powers, Privileges and Immunities.

#### Chapter V:

Comparative view of legislative structure in England and United States of America.

British Parliament: House of Commons and House of Lords; Composition and Powers, Privileges of Parliament. American Congress: House of Representatives and Senate; Federal legislative powers.

#### Chapter VI:



Comparative view of judicial systems in England and United States of America.

Concept of Rule of Law, Exceptions; New Horizons of Rule of Law, Prerogative writs.

Federal judicial power. The Supreme Court of U.S.A., judicial Review and Self-Restraint.

### **LBHB311: RIGHT TO INFORMATION**

The course comprise of the following:

1. Conceptual Background: Right to know, Open Government and Transparency in Governance
2. Privilege to withhold disclosure of Documents/Informations:  
Comparative analysis of Laws in other Common Law – countries with special reference to (a) England (b) U.S.A.
3. Privilege to withhold documents and the law in India – with special reference to:  
(a) Indian Evidence Act, 1872
  - (a) Indian Telegraph Act, 1885
  - (b) The Official Secret Act, 1923
  - (c) The Atomic Energy Act, 1962
2. Right to Information and Legislative Measures in India
  - Efforts/attempts made to legislate right to Information
  - Right to Information Act, 2005
3. Right to Information and Judiciary
  - Electoral reforms, transparency in governance, privilege and immunities of journalist involved in legal reporting
  - Extent of liability for Contempt of Court, scope of defences under the Contempt of Court Act, 1971 and the Right to Information Act, 2005

### **LBHC311: SPECIAL CONTRACT**

The course shall comprise of the following:

#### 1- Contract of Partnership

- (a) Nature and Definition of Partnership including conditions essential for the determination of the existence of partnership, relationship of partnership with other forms of business organization, non-partnership interests.

- (b) Partner by holding out.
- (c) Minor and partnership firm
- (d) Registration of partnership firms and effects of its non-registration.
- (e) Dissolution of Partnership firms

## 2- Contract of Sale of Goods and Hire- Purchase

- (a) Nature and Definition of Contract of Sale of Goods
- (b) Conditions of Warranties: Meaning and inter se relations.
- (c) Rule of Caveat Emptor: Meaning, relevance and exceptions.
- (d) Role relating to transfer of title
- (e) Unpaid Seller: Meaning and Rights
- (f) Hire -Purchase Agreement: Meaning, form, contents and distinction between sale and hire-purchase agreement.

## **LBHD311: DIRECT TAXATION**

The course shall comprise of the following:

### Income Tax Act, 1961

1. Introduction and Definitions:
  - (a) Historical development of Income Tax Law in India
  - (b) Assessee, Assessment year, Previous year, Agricultural income, income, person.
2. Residence ( Section 5,6,7 & 9)
3. Income from salaries (Section 15-17)
4. Income from House Property (Sections 22-27)
5. Profits and gains of Business or Profession (Section 28)
6. Income from Capital gains ( Section 45, 46 & 54 )
7. Income from other sources ( Sections 56-58)
8. Income of other persons included in assessee's total income (Section 60-65)

9. Search and Seizure ( Section 132)
10. Procedure for assessment ( Section 139,139A, 140/140 A, 142, 143,144,147)
11. Appeals and Revision ( Sections 246-264 )

### **LBHF311: GENERAL AGREEMENT ON TARIFF AND TRADE**

The course shall comprise of the following:

1. Birth and Background to GATT
2. Basic Purposes of GATT, (1947), and an overview of the GATT.
3. GATT tariff negotiations including the Uruguay Round Negotiations.
4. Structural Dimensions of the World Trade Organisation.
5. WTO Dispute Settlement Mechanism
6. Legal Framework of GATT 1994. (Articles 1 to 5 of the GATT 1994)
7. Agreement on the Implementation of Article VII of GATT, 1994 (Customs Valuation Agreement)
8. WTO Agreement on Rules of Origin, 1994.
9. Subsidies – Agreement on Subsidies and Countervailing Measures, 1994,
10. WTO Agreement on Safeguards, 1994.

### **LBHG311: TRADE IN INTELLECTUAL PROPERTY**

The course shall comprise of the following:

1. Meaning and nature of Intellectual Property Rights, reason for protection of IPRs, development of international intellectual property law.
2. Background to the TRIPs Agreement – Structure of TRIPs Agreement.
3. General Provisions and Basic Principles
4. Substantive standards; copyright and related right, trademarks, geographical

indications, patents, industrial designs, layout-designs of integrated circuits,  
protection of undisclosed information.

5. Enforcement of Intellectual Property Rights
6. Institutional arrangement.
7. Dispute settlement
8. Emerging issues – biodiversities, transfer of technology and health
9. National perspective on TRIPs

### **LBHH311: OFFENCES AGAINST CHILD AND JUVENILE JUSTICE**

The Course shall comprise of the following:

1. Child: Child in Conflict with Law, Child in Need of Care and Protection Child under Indian Penal Code and Juvenile Justice (Care and Protection of Children) Act 2015 (JJPC Act).
2. Etiology of Juvenile Delinquency: Differential Association Theory, Differential Identification Theory, delinquent Sub – Culture Theory, Chicago school, Anomie and stress Theory, Labeling Theory.
3. United Nations Conventions for Juvenile Justice: United Nations Declaration of the Rights of the Child 1959, Convention on the Rights of the Child 1989.
4. Offences by Child: Child in Conflict with Law, Nature of Offences Committed by Child – Petty, Serious and Heinous, Protections in Indian Penal Code And JJPC Act 2015, Enquiry and Trial of Offences under JJPC Act 2015 and Criminal Procedure Code, Apprehension and Bail, Juvenile Justice Board, Children Court.
5. Reformation, Rehabilitation, Probation and Punishments to Child in conflict With Law.
6. Child in Need of Care and Protection: Child Welfare Committee, Function and Responsibilities of Committee, Procedure in Relation to Child in Need of Care and Protection, Child Care Institutions, rehabilitation, Social Re-integration and Restoration of child, Adoption and declaring Child Free for Adoption.
7. Offences against Child in Indian Penal Code: Wrongful Confinement, kidnapping, Abduction, Sale of Child.
8. Offences against child in Immoral Traffic (Prevention) Act 1956.
9. Offences against child in Protection of Children from Sexual Offences Act 2012.
10. Offences against Child in JJPC Act 2015.

### **LBHI311: WOMEN AND CRIMINAL LAW**

The Course shall comprise of the following:

1. Sexual Offences under Indian Penal Code:
  - (a) Outraging the Modesty of Women
  - (b) Rape
2. Sexual Harassment at Workplace
3. Obscenity and Indecent Representation of Women.
4. Dowry Crimes under Indian Penal Code:
  - (a) Dowry Death (Section 304B)
  - (b) Cruelty against Married Women (Section 498A)
5. Dowry Prohibition Act, 1961
6. Termination of Pregnancy under the Indian Penal Code (Ss.312-318)
7. Female Foeticide with special reference to Pre-Conception and Pre-Natal Diagnostic Techniques (Regulation and Prevention of Misuse) Act
8. Domestic Violence Act, 2005

### **LBHJ311: COPYRIGHT INCLUDING NEIGHBOURING RIGHTS**

The course shall comprise of the following:

1. Introduction to Copyright
  - (a) Conceptual Basis
  - (b) International Conventions/Treaties on Copyright
2. Indian Copyright Law
  - (a) The Copyright Act 1957 with its amendments
  - (b) Copyright Office and Copyright Board
  - (c) Copyright works
  - (d) Ownership, Assignment and Licensing
  - (e) Term of Copyright and Registration of Copyright
  - (f) Neighbouring Rights

- (g) Fair Use, Infringement of Copyright and Remedies
- (h) Collective Administration of Copyright- Copyright Societies
- (i) International Copyright.

### **LBHK311: OTHER FORMS OF INTELLECTUAL PROPERTY RIGHTS**

The course shall comprise of the following:

#### 1. Industrial Designs

- (a) Need for Protection of Industrial Designs
- (b) Subject matter of Protection and Requirements
- (c) The Designs Act 2000
- (d) Procedure for Obtaining Design Protection
- (e) Revocation, Infringement and Remedies

#### 2. Geographical Indications

- (a) Concept of Appellations of origin, Indication of Source and Geographical Indication,
- (b) International Conventions/Agreement
- (c) The Geographical Indications of Goods (Registration and Protection) Act, 2000
- (d) Procedure for Registration, Duration of Protection and Renewal
- (e) Infringement, Penalties and Remedies

#### 3. Layout – Designs of Integrated Circuits

- (a) The Semiconductor Integrated Circuits Layout-Design Act, 2000
- (b) Conditions and Procedure for Registration
- (c) Duration and Effect for Registration
- (d) Assignment and Transmission.

#### 4. Protection of Plant Varieties and Farmers' Rights

- (a) Need for Protection of Plant Varieties, Rights of Farmers and Plant Breeders
- (b) The Protection of Plant Varieties and Farmers' Rights Act, 2001.
- (c) PPV and FR Authority, functions and powers of the Authority
- (d) Registration of Plant Varieties and Derived Varieties
- (e) Duration, Effect of Registration and Benefit Sharing
- (f) Farmers' Rights
- (g) PVP Appellate Tribunal
- (h) Infringement, Offences, Penalties and Procedure
- (i) PPV and FR Act and Seed Act, 1966

### **LBHL311: HUMANITARIAN AND REFUGEE LAW**

The course shall comprise of the following:

1. Meaning, origin and development of International Humanitarian Law
2. Fundamental Principles of International Humanitarian Law.
3. Protected persons and protection available to them under international humanitarian Law.
4. Implementation and enforcement of International humanitarian Law.
5. National Perspectives on International Humanitarian Law
6. Meaning and definition of refugees and determination of refugees status under international refugees law.
7. Solution to refugees problem
8. Status of refugees in India.

### **LBHM311: MARITIME LAW**

The course shall comprise of the following :

1 History and Jurisdiction :

Public International Law and Merchant Shipping Laws; Relationship of Merchant Shipping Law to National and International Law; Maritime Flag and State Responsibility. Equality of Flag and Use of National Ports; Merchant Shipping in Territorial Water and High Seas.

2 Carriage by sea :

The Form of the Contract Charter Party and Bills of Lading; Rights and Duties of Shipowners at Common Law, Carriage of Goods by Sea Act, 1924; Protection of Shipowner and Limitation of His Liability Under the Merchant Shipping Act; Bill of Lading as a Document of Title and its Function in Relation to Overseas Trade; Bills of Lading Act, 1855; Contract for the Sale of Goods and C.I.F. and FOB Terms; Average and the York Antwerp Rules (All in Outline Only); The Shipowners Lien, Stoppage in Transit. Measure of Damages for Breach of the Contract.

3 Marine Insurance :

General Principles; What is Insured; Insurable Interest Duty of Disclosure; Principle of Indemnity, Formation of the Contract: Premium its Retention and Return Conditions and Warrantees and their Interpretation; Loss and Abandonment and Measure of Indemnity; Assignment; Reinsurance.

4 Collision :

The Importance of Collision; The Elements of Collision Liability; The Standards of Proper Action; The Effect of Fault; Causation Collision Litigation.

5 Salvage :

The Nature of Salvage; What Property May be Salvaged; Who may become Salvors; The Salvage Award how Computed how Distributed; Liability for Salvage Award, Salvage under Contract.

6 International Regulation of Navigation, Shipping and Overseas Communications (in Outlines Only)

**LL.B.(HONS.) SIXTH SEMESTER**

**OPTIONAL PAPER I:**



### **LBHE321: Health Law**

The Course shall comprise of the following:

1. Introduction:

Meaning and Concept of health, Factors affecting health such as poverty, uses of pesticides and other environmental degenerations, National Health Policies of 1983 and 2001.

2. Constitutional Provisions relating to health:

Entries relating to health under Schedule VII, Provisions under Directive Principles; Health as a part of Right to life; Power of State to regulate Trade and Commerce for securing health of people.

3. International Efforts to improve health:

Some important international convention and instruments; ALMATA Declaration, Health Scenario under TRIPS.

4. Some Specific Legislations:

Authorities, Powers and Functions under Drugs and Cosmetics Act, 1940; Drugs Control Act, 1950, The Mental Health Act, 1987; The Epidemic Diseases Act, 1897.

### **LBHE322: PENOLOGY AND VICTIMOLOGY**

The course shall comprise of the following:

1. Introduction of Poenology

- Concept and Forms of Punishment: From Ancient to Modern
- What is Poenology?
- Definition, Nature, Scope and Importance of Poenology
- Relation between Criminology and Penology

2. The Sociology of Punishment

3. Theories of Punishment

4. Capital Punishment with special reference to 262 Report of Law Commission in India.

5. Crime Prevention and the Role of Police

6. Concept of Treatment with Special reference to Prison, Probation and parole

**7. Victims, Victimization and Victimology:** Evolution and Growth of Victimology, Definition of Victim, Victim-Precipitation, Victim –Blaming, Victim Support and Victim Rights.

**8. Approaches to Victimology:** Positivist Victimology, Radical Victimology and Critical Victimology.

**9. Compensation to Victims of Crime in Indian perspective:** Provision of Criminal Procedure Code, 1973, Victim Compensation Fund, Judiciary view on Victim Compensation.

**LBHE323: EQUITY AND TRUST**

(Course of study shall be prescribed later)

**OPTIONAL PAPER II:**

**LBHE324: INSURANCE LAW**

The Course shall comprise of the following:

**Chapter-1**

**History of Insurance Law**

- (i) Origin and Development of Insurance Business
  - (A) Global Level
  - (B) In India
- (a) Nationalization
- (b) Privatization
- (c) Insurance Regulatory and Development Authority

**Chapter-2**

**Meaning, Definition, Nature and Importance of Contract of Insurance**

- (i) Definition and Meaning
- (ii) Nature
- (iii) Categories of Contract of Insurance
- (iv) Double Insurance and Re-insurance

**Chapter-3**

## **Premium**

- (i) Meaning and Definition
- (ii) Modes of Payment
- (iii) Days of Grace

## **Chapter-4**

### **Assignment and Nomination**

## **Chapter-5**

### **Condition, Warranty and Representation**

## **Chapter- 6**

### **Life Insurance**

- (i) Meaning, Definition, Essentials, Nature and Scope
- (ii) Event insured
- (iii) Effect of suicide
- (iv) Kinds of Life Insurance Policies

## **Chapter-7**

### **Fire insurance**

- (i) Meaning, Definition, Nature and Scope
- (ii) Meaning of the term “Fire” and “Loss by Fire”
- (iii) Kinds of Fire insurance policies

## **Chapter-8**

### **Marine Insurance**

- (i) Definition, Meaning , Nature and Scope
- (ii) Kinds of Marine Insurance Policies
- (iii) Insured Peril
- (iv) Loss and Abandonment

## **LBHE325: COMPETITION LAW**

The course shall comprise of the following:

1. Aims and objects of competition Act, 2002 and its relationship with Monopolies and Restrictive Trade Practices Act, 1969.

2. Definition and meaning of following words:

- (a) Acquisition
- (b) Agreement
- (c) Consumer
- (d) Enterprise
- (e) Person
- (f) Service

3. Law relating to Prohibition of certain agreements, Abuse of dominant position and Regulation of Combinations.

4. Competition Commission of India: Establishment Composition, Powers, Duties and Functions.

5. Benches of Competition Commission: Composition, Distribution of business amongst commission and Benches, Jurisdiction of Benches and Procedure for adjudication of matters before it.

1. Penalties for offences under Competition Act, 2002.

### **LBHE326: FORENSIC SCIENCE**

(Course of study shall be provided later)

### **HONOURS PAPERS**

#### **LBHA321: INDIAN FEDERALISM**

The course shall comprise the following:

- 2. Introduction  
Concept of Federalism with special reference to the Constitution of U.S.A.

Objectives and features of Federalism

- 3. Distribution of Legislative Powers between the Union and the State- Territorial and Topical  
Distribution of powers, Various principles of interpretation i.e., Doctrine of Territorial nexus,  
Doctrine of Pith and Substance, Doctrine of colorable legislations
- 4. Administrative relation between the Union and the States

- Obligation of the States and the Union, Control of Union over States, Power of the State to entrust functions to the States and adjudication of disputes.
- 5. Distribution of Financial Powers between the Union and the States
- Distribution of Revenue, Consolidated Funds and Public Accounts of India and the States, Contingency Fund
- 6. Centre and State Relations Revisited
  - Sarkaria Commission
  - Punchhi Commission
- 7. - Indian Federalism : Emerging Issues
  - Cooperative Federalism, Challenges before Indian Federalism – perspective and prospects.

### **LBHB321: HUMAN RIGHTS LAW AND PRACTICE.**

The Course shall comprise of the following:

1. Law and Procedure
  - (a) Civil and Political Rights
  - (b) Economic, Social and Cultural Rights
2. Protection of Human Rights Act
  - (a) National Human Rights Commission
  - (b) State Human Rights Commission
  - (c) Human Rights Court
3. Law Relating to Vulnerable Class
  - (a) Dalits
  - (b) Old Age Persons
  - (c) Disabled Persons
  - (d) People below poverty line
4. Programmes and Policies
  - (a) Integrated Child Development Scheme
  - (b) School Education and Mid day meal
  - (c) Rural Health and Employment
  - (d) Welfare Schemes
5. Promotion and Respect of Human Rights
  - (a) Role of Civil Society and the Media
  - (b) Role of Educational Institutions
  - (c) Obstacles
6. Human Rights and Challenges of Globalization
7. Future of Human Rights

### **LBHC321: BANKRUPTCY AND INSOLVENCY LAW**

The course shall comprise of the following:

1. Emphasis will, inter-alia, be laid on the Coverage of Insolvency Statutes in India
2. Nature of the Acts of Insolvency on the commission of which a person may be adjudged Insolvent
3. Adjudication Proceedings and Interim Proceedings
4. Order of Adjudication and its Annulment
5. Effect of the order of Adjudication Including Consequential Proceedings
6. Property Available for Distribution Including the Doctrine of Reputed Ownership and the Consequences of Doctrine of 'Relation Back'
7. Proof of Debts, Composition and Schemes of Arrangement
8. Distribution of Property, Discharge of Property, Discharge of the Debtor
9. Powers, Duties and Liabilities of the Official Assignee and Receiver
10. The law relating to Appeals, Revision and Reviews.

### **LBHD321: INDIRECT TAXATION**

The course shall comprise of the following:

I. Concept of Value Added Tax and its Merits and Demerits

II. Application of Value Added Tax in India in the field of Indirect Taxation and reasons for introducing Goods and Service Tax (GST)

III. Goods and Service Tax

(1) Important Definitions

(a) Business

(b) Capital Goods

(c) Export and Import of Goods and Services

(d) Goods

(e) Services

(2) Classes of Officers under the Central Goods and Services Tax Act (CGST Act) and under the States Goods and Services Tax Act, their appointments and powers

(3) Levy and Collection of CGST and SGST

(4) Power to grant exemption from Tax and Remission of Tax on supplies found deficient in quantity

(5) Time of Supply of Goods and Services

(6) Value of Taxable Supply

(7) Manner of taking Input Tax Credit

(8) Registration of Suppliers of Goods and Services, Amendment and Cancellation of Registration and Revocation of Cancellation of Registration

(9) Special provisions relating to casual taxable person and non-resident taxable person

(10) Tax Invoice, Credit and Debit Notes

(11) Furnishing details of outward and Inward Supplies

(12) Furnishing of Returns

(13) Payment and Refunds of Tax

(14) Taxation of Electronic Commerce

(15) Assessments: Self Assessment; Provisional Assessment; Scrutiny of Returns; Assessment of non – filers of Returns; Assessment of Unregistered Persons; Summary Assessment in certain Special Cases

(16) Demand and Recovery of Tax

(17) Inspection, Search, Seizure and Arrest

(18) Appeals and Revisions

#### IV. Integrated Goods and Service Tax (IGST)

(1) Meaning, levy and Collection of IGST

(2) Place of Supply of Goods and Services

(3) Apportionment of IGST between Central and State Governments

#### V. Customs Duty

(1) Introduction & types of Customs Duties

(2) Powers of Customs Officers ( Sections 100-135A)

(a) Power to Inspect

(b) Power to X-ray bodies

(c) Power of Search

(d) Power of Seizure

(e) Power to call for documents and examine a person

(f) Power to summons

(g) Power to arrest

(3) Penalty



### **LBHF321: ANTI-DUMPING AND COUNTERVAILING DUTY**

The course shall comprise of the following:

1. Meaning, definition and purpose of anti-dumping, Development of anti-dumping law of the international level.
2. The Uruguay Round Anti-dumping Code – Principles, determination of dumping
3. Dumping investigation – definition of domestic industry, initiation and subsequent investigation, Evidence.
4. Provisional Measures, price undertakings, imposition and collection of anti-dumping duties.
5. Duration and Review of Anti-dumping duties and price undertakings public notice and explanation of determinations, anti-dumping action on behalf of a third country.
6. Conciliation and dispute settlement, jurisprudence of WTO Dispute Settlement Mechanism.
7. Anti-dumping legislation in India and Judicial approach.

### **LBHG321: TRADE IN SERVICES AND EMIGRATION LAW**

The course shall comprise of the following:

1. General Agreement on Trade in Services- An Analysis
2. General Obligations and Disciplines.
3. Monopolies and exclusive service suppliers; payment and transfers, safeguards and subsidies.
4. GATS exceptions to general obligations
5. Specific commitments and GATS
6. Disputes Resolution under GATS.
7. Emigration: Passport and Visa system, human rights dimensions of migration and voluntary and involuntary immigrations, rights of migrant workers.
8. National Perspective on migration and emigration.

### **LBHH321: WHITE COLLAR CRIMES**

The course shall comprise of the following:

1. Nature, Scope and Impact of Socio - economic Crimes, White Collar Crimes.
2. Distinction between Traditional Crimes and Socio – economic Crimes.
3. Applicability of mens rea in Socio – economic Crimes, Burden of Proof and Presumption in Socio – economic Crimes.
4. Criminal Etiology of Socio – economic Crimes.
5. Special Measures Requisite for Prevention of Socio – economic Crimes – Punishment, Applicability of Probation and other Reformatory Measures, Investigative and trial measures.
6. Corporate Crimes: Corporate Criminal Liability, Individual and organization Liability Dilemma – allocating responsibility – human or corporate.
7. Corruption: Prevention of Corruption Act.
8. Black Money.

### **LBHI321: INTERNATIONAL CRIMINAL LAW AND INTERNATIONAL CRIMINAL COURT**

The course shall comprise of the following:

1. Origin and development of international criminal law.
2. International Crimes: Meaning, definition
3. Major international crimes – genocide, aggression, organized crimes and corruption war crimes and crimes against humanity, terrorism Issues relating
4. Prevention and Punishment of international crimes – jurisdiction, extradition and mutual legal assistance.
5. International Regional and Mixed Tribunals.
6. International Criminal Court – Organisation structure, personal, material and temporal jurisdiction of the Court. Procedure and evidence.
7. National Perspectives on International Criminal Law.

## **LBHJ321: TRADE MARK AND DESIGNS**

The course shall comprise of the following:

### **I. Trade Marks**

1. Introduction to Trade Marks
2. Need for Protection of Trade Marks.
3. Kind of Trademarks
4. International Legal Instruments on Trade Marks
5. Trade Marks Act, 1999
  - (a) Procedural Requirements of Protection of Trade Marks
  - (b) Rectification and Removal from Register
  - (c) Contents of Rights, Exhaustion of Rights
  - (d) Assignment and Transmission (Including Licensing )
  - (e) Infringement, Penalties and Remedies
  - (f) Appellate Board
6. Passing off
7. Well-known Trade Mark in India.
8. Domain Names with special reference to Trade Mark.

## **LBHK321: PATENT LAW**

The course shall comprise of the following:

1. Introduction to Patent Law
  - (a) Paris Convention
  - (b) Patent Cooperation Treaty
  - (c) WTO- TRIPs
  - (d) Harmonization of CBD and TRIPs
2. Indian Patent Law
  - (a) The Patents Act, 1970 with its amendments
  - (b) Patentable Subject Matter, Patentability Criteria
  - (c) Procedure for Filing Patent Applications and Patent Granting Procedure

- (d) Revocation, Patent Infringement and Remedies
  - (e) Public Interest Provisions for Preventing abuse of Patent Rights
3. Relevant Provisions of the Biological Diversity Act, 2002
  4. Access and Benefit Sharing Issues

### **LBHL321: INTERNATIONAL ENVIRONMENTAL LAW**

The course shall comprise of the following:

1. Definition of Pollution and Roots of Environmental crisis and Sovereignty
2. U.N. Declaration of Human Rights-Standard of living-Right to water
3. Stockholm Declaration, 1972
4. Earth Summit – Declarations and Conventions Adopted in Rio-1992
  - (a) Environment and Development
  - (b) Framework Convention of Climate Change
5. Convention on the Control of Trans Boundary Movement of Hazardous Wastes and their Disposal 1989
6. Protection of Ozone Layer- Vienna Convention and Montreal Protocol
7. Role of International Institutions
8. Standards Applied in Civil and Criminal Liability

### **LBHM321: LAW OF SEA AND INTERNATIONAL RIVER**

The course shall comprise of the following:

1. Origin and development of the Law of the Sea
2. Territorial sea width, juridical status, delimitation and the rights of the coastal state.
3. International straits and Contiguous Zone
4. Exclusive Economic Zone- definition and rights and duties of coastal states.
5. Continental Shelf, definition rights and duties of the coastal state

6. The High Seas – jurisdiction on the high seas , exceptions to the exclusivity of flag state jurisdiction.
7. International seabed- International Seabed authority.
8. Settlement of disputes
9. Indian Law and practice
10. International boundary rivers, with special reference to boundary rivers in the Indian sub-continent.