

DETAIL SYLLABUS

LL.B.

FIRST SEMESTER

CONSTITUTIONAL LAW I

Paper 1- LLB 101

OBJECTIVE: The objective of this paper is to provide understanding of basic concepts of Indian Constitution and various organs created by the constitution including their functions

UNIT I

Salient features of the Indian constitution.

Preamble

Definition of State (Art. 12)

Doctrines of Ultra-virus, severability, eclipse, waiver (Art, 13)

UNIT II

Right to equality (Art. 14)

Prohibition of discrimination, Rights to equality of opportunity (Art. 15-16)

Right to freedom under Article 19: Freedom of association; Freedom of movement;

Freedom of residence; Freedom of assembly; Freedom of association; Freedom of

movement; Freedom of residence; Freedom of occupation, trade and business;

Right to take out processions; Right of the State to impose reasonable restrictions

UNIT III

Protection in respect of Conviction under Article 20,

Ex-post-facto law; Double jeopardy; Self-incrimination;

Right of Life and Personal Liberty (Art. 21),

Protection in respect of arrest and detention

Right to freedom of Religion (Articles 25-28)

UNIT IV

Cultural and Education Rights (Articles 29-30)

Enforcement of Fundamental Right, Writ Jurisdiction of the Supreme Court and High Court (Article 32, 226)

Right to property before and after the Constitution 42nd Amendment Act, 1976

Abolition of Untouchability, Titles (Articles 17-18)

Right against exploitation (Articles 23, 24)

Suggested Readings:

- Austin Granville: Constitution of India: Cornerstone of a Nation; and Working A Democratic constitution
- Narender Kumar : Constitutional Law of India.
- Basu D. D : Shorter Constitution of India
- Jain, M.P.: Constitutional Law of India,
- Seervai, H.M. : Constitutional Law of India, Vols. I-III
- Shukla, V.N. : Constitutional of India (ed. M.P.Singh)
- B.R. Sharma : Constitutional Law and judicial Activism
- M.C. Jain Kagzi : The constitution of India
- B. Shiva Rao: The Framing of India's Constitution

LAW OF TORTS

PAPER 2- LLB 102

OBJECTIVE: This paper is to make students understand the nature of tort and conditions of liability with reference to established case law. Further, it covers the Consumer Protection Act, 1986.

UNIT I

Nature and definition of law

Development of law of tort

Tort distinguished from contract, crime and breach of trust

General conditions of liability in torts including mental element

UNIT II

Principles of liability in Torts

Vicarious Liability

Strict Liability

Absolute Liability

UNIT III

Remedies- damages, injunction, specific restitution and remedies under constitution

Justification of torts- act of state, statutory authority, act of god, necessity, volenti non fit injuria, private defence and acts causing slight harm

UNIT III

Classification of torts-

trespass,

nuisance,

defamation,

liability for mis-statements,

negligence

UNIT IV

Consumer Protection Act, 1986- Consumer protection council, Consumer Dispute Redressal Agencies,

Motor Vehicle Act, 1988- insurance of motor vehicle against third party risk, claims tribunals, offences, penalties and procedure.

Suggested Readings:

R.K Bangia; Law of Torts

Ratan Lal; Law of Torts

Winfield ; Law of Torts

B.K. Aggarwal; Consumer Protection Act, 1986

Salmond and Henston; Law of Torts

Rattan Lal and Dhiraj Lal ; Law of Torts

Avtar Singh; Law of Torts

Upendra Baxi and Thomas Paul (ed). ; Mass Disaster and Multi- national Liability.

Consumer Protection Act, 1986: Bare Act.

Motor Vehicles Act, 1988: Bare Act

LAW OF CRIMES

Paper III– LLB 103

OBJECTIVE: This paper is to focus on the study of substantive crimes under the Indian Penal Code

UNIT-I

- Crime: meaning and definition, elements of crime & stages of crime.
- Application and jurisdiction (sections 1 -5)
- Of punishments (sections 53-75)
- Concept of joint and constructive liability (section 34, 38 & 149), difference between section 34 and 149.

General exceptions:

- Mistake of fact (section 76&79)
- Judicial acts (section 77&78)
- Accident and misfortune (section 80 & 81)
- Infancy (section 82 & 83)
- Insanity (section 84)
- Intoxication (section 85 & 86)
- Consent (sections 87 – 94)
- Trivial acts (section 95)
- Private defence (section 96-106)

UNIT –II

- Abetment (section 107- 120)
- Criminal conspiracy(section 120 A- section 120B)
- Offences against state: waging war (section 121-130), sedition (section 124A)
- Offences against public tranquility(section 141- 160): unlawful assembly, riot, affray, promoting enmity between classes.
- False evidence & offences against public justice(section 191- 229)
- Hurt and grievous hurt (section 319- 325)
- Wrongful restraint & wrongful confinement(sections 339-342)

UNIT III

Homicide (section 299 – 309): culpable homicide, murder, death by negligence, attempt to commit murder & culpable homicide, suicide & dowry death.

Criminal force & assault

Sexual offences: rape & unnatural offences (section 375 – 377)

Offences against property:

Theft, extortion, robbery & dacoity

Criminal misappropriation & breach of trust, receipt of stolen property

Cheating (section 415-420)

Criminal trespass (section 441-462)

UNIT-IV

Kidnapping & abduction

Offences relating to marriage (sections 494 -498A): mock marriages, bigamy, adultery, criminal elopement, cruelty by husband or relatives.

Defamation (section 499 – 502)

Criminal intimidation, insult & annoyance (section 503 – 509)

Attempt : the law of inchoate crime (section 511).

Suggested Readings:

- Rattan Lal Dhiraj Lal; The code of Criminal Procedure (Student edition).
- R.B. Kelkar's; Criminal Procedure Code.
- M.B. Pranjapee ; Criminology and Penology.
- R.B. Sethi; The Probation of Offenders Act, 1958.
- D.D. Basu; Criminal Procedure code- II.
- Woddroffe; Commentaries on Code of Criminal Procedure, 2 Volumes.
- K.N. Chandrashekhara Pillai (ed.) Kelkar's Lectures on Criminal Procedure.
- S. C. Sarkar: The Law of Criminal Procedure.
- H.S. Gour: Penal Law of India

- T. Bhattacharya: Indian Penal Code
- S. N. Mishra: Indian Penal Code
- K. D. Gaur: Indian Penal Code

LAW OF PROPERTY

Paper IV-LLB 104

OBJECTIVE: The objective of this paper is to study the laws related to property and easement .

UNIT-I:

Concept of Property and General Principles Relating to Transfer of Property

Concept of property: distinction between moveable and immoveable property

Definition clause: Immoveable property, Attestation, Notice, Actionable claim

Definition to transfer of property, kinds of transfer, competence to transfer and modes of transfer

Transfer to an unborn person and rule against perpetuity

Vested and Contingent interest

UNIT-II:

General Principles Governing Transfer of Immoveable Property

Transfer by ostensible owner

Rule of feeding the grant by estoppel

Rule of Lis pendens

Fraudulent transfer

Doctrine of part performance

UNIT-III:

Specific Transfers

Sale; definition of sale and contract to sell, Rights and liabilities of buyer and seller

Gift, definition of gifts, modes of creation and revocation of gifts,

Mortgage, Definition of Mortgage, forms of mortgage, right of mortgager to redeem and

Lease, Definition and kinds of leases, modes of creation and determination of lease, distinction between Lease and Licence

UNIT-IV:

Indian Easement Act

Definition and Essential features of the Easement, kinds of Easement, imposition, acquisition and transfer of Easement

Acts

- The Transfer of Property Act, 1882

Books

- G.P.Tripathi, Transfer of Property Act, 2007
- Mulla, Transfer of Property Act, 1999, Universal Delhi
- V.P.Sarathy, Transfer of Property, 1995 Eastern Book Co.
- S.N.Shukla, Transfer of Property Act, 2007

LAW OF CONTRACT

PAPER V – LLB 105

Objective: The objective of this paper is to make students familiar with various principles of contract formation enunciated in the Indian Contract Act, 1872.

UNIT I:

Formation of Contract

Meaning and nature of contract

Offer/Proposal: Definition, Communication, Revocation, General/Specific offer, Invitation of treat

Acceptance: Definition, Communication, Revocation, Provisional acceptance, Tenders/Auctions

Consideration and Capacity

Consideration: Definition, Essentials, Privity of Contract, Exception Section 2(d) 25

Capacity to enter into a contract; Minor's Position, Nature/effect of minor's agreements.

UNIT II:

Validity, Discharge and Performance of Contract

Free Consent

Coercion, Undue influence, Misrepresentation, Fraud, Mistake

Unlawful consideration and object

Effect of void, voidable, valid, illegal, unlawful and uncertain agreement/contracts

Discharge of Contracts

Performance

Time and Place of performance

Agreement

Impossibility of performance and frustration

Breach: Anticipatory & Present

UNIT III:

Remedies and Quasi Contracts

Remedies: Damages, Kinds, Remoteness etc., Injunction, Specific Performance, Quantum Meruit. Quasi Contract (Section 68-72)

UNIT-IV:

Indemnity & Guarantee-the Concept, Definition, Methods Commencement of liability of the indemnifier Nature of indemnity clauses Distinction between indemnity and Guarantee Right/Duties of Indemnifier, Indemnified and Surety Discharge of Surety's liability. Kinds of Guarantee.

Books

- Beatesen (ed.)-Anson's Law of Contract: (27th Ed. 1998)
- Anson-Law of Contract (1998), Universal, Delhi
- Pollock and Mulla-Indian Contract Act
- Avtar Singh-Law of Contract, Eastern Book Co.(Lucknow)
- S.K.Kapoor- Samvidha Vidhi (Hindi

SECOND SEMESTER

CONSTITUTIONAL LAW II

Paper VI– LLB 201

OBJECTIVE: This paper is to orient students about judiciary, parliament and executive

UNIT – I

THE UNION & STATE EXECUTIVES

The President

The Governor

The Council of Minister at the Union and State.

Discretionary powers and immunities of the President/Governor,

Power of pardon and Ordinance making power of the Governor/President.

The Vice-President. (Article 52 to 78, 153 to 167, 361)

UNIT-II

UNION PARLIAMENT & STATE LEGISLATURE

Composition, Sessions, Qualification, disqualification of members etc.

(Article 79-104, 168-193)

Legislative Procedure

Ordinary bills, Money bills, Ordinances

(Article 107-123, 169-123)

Parliamentary Privileges (Article 105-194)

UNIT – III

THE JUDICIARY IN INDIA

The Supreme Court

Appointment and removal of Judges,

Jurisdiction – Original, appellate, Special Leave to Appeal,

Advisory, Other Powers of the Court, Power of contempt (Article 124-146)

The High Court in the States:

Appointment, Removal and Transfer of Judges, Power of Contempt (Articles 217-225)

UNIT – IV

Services under the Union & State

Doctrine of Pleasure,

Constitutional Safe guards to civil servants (Articles 309 to 323)

Emergency Provisions (Articles 352 to 360)

Amendment of the Constitution and Basic structure Theory (Articles 368).

Suggested Readings:

- Austin Granville: Constitution of India: Cornerstone of a Nation; and Working A Democratic constitution
- Narender Kumar: Constitutional Law of India.
- Basu D.D: Shorter Constitution of India
- Jain, M.P.: Constitutional Law of India,
- Seervai, H.M. : Constitutional Law of India, Vols. I-III
- Shukla, V.N. : Constitutional of India (ed. M.P.Singh)
- Bare Act : Constitutional Law India.
- M.C. Jain Kagzi : The constitution of India
- B. Shiva Rao: The Framing of India's Constitution

LAW OF EVIDENCE

Paper-7; LLB 202

OBJECTIVE: This paper is to orient students with importance of evidence for establishment of claims and the related rules and principles.

UNIT – I:

Preliminary (Sections 1-3)

May Presume, Shall Presume and Conclusive proof (section 4),

Relevancy of Facts (Sections 5-16);

Admissions (Section 17-23, 31),

Confessions (Sections 24-30)

UNIT– II:

Statement by persons who cannot be called as witnesses (Sections 32-33),

Statement made under special circumstances (Sections 34-39),

Judgment of Courts of Justice when relevant (Sections 40-41)

Opinion of third person when relevant (Sections 45-51),

UNIT– III:

Oral Evidence (Sections 59-60),

Documentary Evidence (Sections 61-78),

Burden of Proof (Sections 101-110),

Presumption as to certain offences (Sections 111-114 A),

UNIT – IV:

Estoppels (sections 115-117),

Witnesses, Privileged Communications (Sections 118-132),

Accomplice (Sections 133).

Examination of Witnesses:

Number of Witnesses (sections 134),

Examination in Chief, Cross Examination, Re-examination, Leading Question

Books Recommended:

- Rattan Lal and Dheeraj Lal : The Law of Evidence.

- Batuk Lal : Law of Evidence.
- C.D. Field : Law of Evidence.
- Munir : Law of Evidence

CODE OF CRIMINAL PROCEDURE

Paper-8; LLB 203

OBJECTIVE: This paper is to give students thorough knowledge of procedural aspects of working of criminal courts and other machineries.

UNIT I: Introduction and Investigation

Object, Scope and Extent of Cr.P.C Definition, Constitution of criminal courts and their powers
Arrest, Search and Seizure Processes to Compel Appearance Information to Police Power to Investigate

Proceedings before Magistrate

Jurisdiction of Criminal Courts in inquires and arrest Cognizance and initiation of proceeding before Magistrate Complaints to Magistrate and commencement of proceedings

UNIT II:

Public Order and Alimony

Security for peace and good behaviour Maintenance of Public order and Tranquility Charge
Trial by Session Court

UNIT III:

Trials

Warrant Trial
Mode of taking and recording
Evidence
Summons Trial in summons cases
Summary Trial
General provision as to Enquiries and Trial
Judgment and plea bargaining

UNIT IV

Appeal, Revision, Reference and bail

Appeals and Appellate Authorities in Criminal cases
Revision
Reference and inherent power of High Court
Execution of Sentence
Suspension, Remission and Commutation of Sentences

Provision as to Bail

Opportunity of hearing concept before criminal courts

Limitation for taking cognizance

Maintenance of Wife, Children and Parents

Acts

The Code of Criminal Procedure, 1973

Books

- Chandrasekharan Pillai, Kelkar Lecturer on Criminal Procedure, 1998 Eastern Book Co.
- Ratan Lal & Dheeraj Lal, Cr.PC, Universal, Delhi
- Woodroffe, Commentaries on Cr.P.C, 2000 Universal

FAMILY LAW I

Paper 9; LLB 204

OBJECTIVE: The objective of the paper is to apprise the students with the laws relating to family matters applicable to different communities in India.

UNIT – I

- Who is a Hindu, Sources of Hindu law, Schools of Hindu law
- Hindu marriages: essentials of valid marriage, void marriage, voidable marriage
- Matrimonial causes
- Concept and grounds for matrimonial reliefs
Restitution of conjugal rights
Nullity of marriage
Divorce
Judicial separation
- Legitimacy of children- legal status of children born of void and voidable marriages

UNIT – II

The Hindu Adoptions and Maintenance Act, 1956

- Concept of Adoption,
Who may take and give in adoptions, ceremonies of adoption, effect of adoption, Relationship of the adopted child,
- concept of maintenance, maintenance as a personal obligation to wife, children, aged or infirm parents, maintenance of dependents, maintenance of joint family members, quantum of maintenance as charge on property, Alteration of maintenance.

UNIT – III

The Hindu Minority and Guardianship Act, 1956

- Guardianship of the person – Natural, testamentary, and de facto guardians,
- Guardianship of minor's property, rights and powers of guardian.
- Removal of guardian

UNIT – IV

- Sources of Muslim law
- Schools of Muslim law
- Muslim Law of Marriage: concept of marriage, kinds of marriage, classification of marriage, formal validity, essential validity, degrees of prohibited degree relationship, relative impediments
- Dower or Mahr
Dissolution of marriage and matrimonial reliefs, talak and acknowledgement of Paternity

Maintenance of Muslim Women

The Muslim Women's (Protection of Right on Divorce) Act, 1986, Dissolution of Muslim Marriage Act, 1939

Suggested Readings:

- Mulla : D.N. Hindu Law
- Paras Diwan : Modern Hindu Law
- Paras Diwan : Muslim Law in Modern India.
- Fyzee : Outlines of Mohammedan Law
- Derrett, IDM : Introduction to Modern Hindu Law
- The Hindu Marriage Act 1955 : Bare Act
- The Hindu Adoptions and Maintenance Act, 1956 : Bare Act
- The Hindu Minority and Guardianship Act, 1956 : Bare Act
- The Muslim Women's (Protection of Right on Divorce) Act, 1986 : Bare Act
- Dissolution of Muslim Marriage Act, 1939 : Bare Act
- Mohd. Ahmed Khan vs. Shah Bano Begam, AIR 1985 SC 945

SPECIAL CONTRACT

Paper 10– LLB 205

OBJECTIVE: This paper is to impart knowledge various special contract, law of agency and partnership and specific reliefs.

UNIT-I: Indemnity and Guarantee (Sec.124-147)

Indemnity & Guarantee-the Concept, Definition, Methods Commencement of liability of the indemnifier Nature of indemnity clauses Distinction between indemnity and Guarantee Right/Duties of Indemnifier, Indemnified and Surety Discharge of Surety's liability. Kinds of Guarantee

UNIT-II: Bailment, Pledge and Agency

Meaning and Distinction

Rights and Duties of Bailor and Bailee, Pawnor/Pawnee Lien Termination of Bailment

Commercial utility of pledge transactions Definitions of Agent and Principal Essentials of relationship of agency Creation of agency: by agreement, ratification and law Relation of principal/agent, subagent and substituted agent Termination of agency

UNIT III

Sales and Goods Act 1930

UNIT IV

Indian Partnership Act 1932

BOOKS

Same as First Semester

Avtar Singh Principles of the Law of Sale of Goods and Hire Purchase (1998) Eastern Lucknow

Sahary H.K, Indian Partnership and Sale of Goods Act (2000) Universal

THIRD SEMESTER

JURISPRUDENCE AND LEGAL THEORY

Paper XI LL.B. 301

OBJECTIVE: The course aims at developing an analytical approach to understand the nature of law, development of law and working of a legal system in different dimensions with reference to popular legal theorists

UNIT-I:

Jurisprudence - Its meaning, nature and scope.

Meaning and definition of Jurisprudence

Scope of Jurisprudence: Relationship of Jurisprudence with other sciences. Natural Law Theory with Indian Perspective

Historical School with Indian Perspective

UNIT-II:

Schools of Jurisprudence

Analytical Positivism with Indian Perspective

Realistic School with Indian Perspective

Sociological School of law with Indian Perspective

Sources of Law

- a) Custom as a source of law
- b) Legislation as a source of law
- c) Judicial Precedent

UNIT-III

LEGAL RIGHTS AND DUTIES

Definition and meaning of legal rights.

Classification of rights.

Relation between right and duty.

LEGAL PERSONALITY

Nature of personality.

Status of unborn person, minor, lunatic

Corporate personality.

UNIT IV

POSSESSION AND OWNERSHIP

Definition and meaning of possession

kinds of possession.

Meaning of ownership.

Kinds of ownership.

Difference between possession and ownership.

Administration of Justice

Suggested Readings:

- Salmond; Jurisprudence.
- Dias, R.W; Jurisprudence.
- Dhyani S.N; Jurisprudence.
- Tripathi B.N; Jurisprudence

CODE OF CIVIL PROCEDURE & LAW OF LIMITATION

Paper XII-LLB 302

Objective: This paper is to give to a law student a thorough knowledge of procedural aspects of working of civil courts and other machineries.

UNIT I:

Introduction and Initial Steps in a Suit

Definition: Decree, Judgment, Order, Foreign Court, Foreign Judgment, Mense Profits, Affidavit, Suit of a civil nature, Complaint, Written Statement, Legal Representative, Important Concepts : Res-sub-judice, Resjudicata, Restrictions, Caveat, Inherent Power, Courts Jurisdiction and place of suing Institution of suit; Pleading: Meaning, Object, General Rules, Amendment of Pleading

Plaint and Written statement; Parties to a suit; Discovery, Inspection and Production of documents; Appearance and non-appearance of parties; First Hearing

UNIT II:

Interim Orders and Suit in Particular case

Commission; Arrest before judgment; Attachment before judgment; Temporary Injunctions Interlocutory Order Receiver; Security of costs; Suits by or against Government Suits by indigent person; Inter-pleader Suit; Summary Procedure; Suits relating to Public Nuisance

UNIT III:

Judgment, Decree and Execution

Judgment: Definition, Essentials, Pronouncement, Contents and Alteration

Decree: Definition, Essentials, Types, Drawing up of a Decree, Contents and Decree in particular case Interest, Costs Court by which decree may be executed Payment under decree Application for execution Mode of execution Questions to be determined by executing court

UNIT IV:

Appeals

Appeals for original decree, Appeals from appellate decree General provisions relating to appeals. Appeals to Supreme Court Appeals by indigent person Reference to High Court Review and Revision Execution

Unit V:

Law of Limitation

Meaning, nature and scope of law of limitation Bar of Limitation and its efficacy

Sufficient Cause: its meaning and applicability Legal Disability: Meaning, Scope and Effect.

Continuous running of time

Acts

- The Civil Procedure Code, 1908
- The Limitation Act, 1963

Books

- Mulla, Code of Civil Procedure, Universal, Delhi
- C.K. Thakkar, Code of Civil Procedure, 2000 Universal Delhi
- M.P. Tandon, Code of Civil Procedure
- Anil Nandwani, Code of Civil Procedure
- C.K. Takwani, Code of Civil Procedure

DRAFTING, PLEADING AND CONVEYANCE

Paper-13; LLB-303

UNIT- I

Civil: Complaint, Written Statement, Interlocutory Application, Original Petition, Affidavit, Execution Petition, Memorandum of Appeal and Revision, Petition under Article 226 and 32 of the Constitution of India.

UNIT- II

Criminal: Complaint Criminal miscellaneous Petition, Bail Application, Memorandum of Appeal and Revision.

UNIT-III

Conveyance: Sale Deed, Mortgage Deed, Lease Deed, Gift Deed, Promissory Note, Power of Attorney, will trust Deed, Promissory Note, Power of Attorney, Will, Trust deed

UNIT-IV

Drafting of Writ Petition and PIL Petition

Books

- Banerjee and Awasthi, Guide to Drafting
- Michael, Haewood, Conveyancing
- William, M. Ross, Pleading
- G.C. Mogha & K.N. Goyal, Indian Conveyancer
- Mogha, Pleading drafting and conveyance

FAMILY LAW II
Paper -XIV; LL.B -304

UNIT – I

Hindu Joint Family System

- Mitakshara Hindu Joint Family: composition Structure and Characteristics
- Coparcenery: Who is coparcener, Incidents of coparcenery
- Joint family property: Classification – Unobstructed Heritage, Obstructed Heritage, Ancestral Property, Separated Property, Joint Acquisition and Accretions.
 - Point of Distinction between the Mitakshara Joint Family and Dayabhaga Hindu Joint Family

UNIT – II

Hindu Law of Partition

- Subject matter of partition,
- Persons who have a right to partition and Persons who are entitled to a share on partition, How partition is effected,
- Rules relating to distribution of property and modes of partition, reopening of partition and
- Re-union, Position, Status, Liability and Powers of the Karta in the Hindu Joint Family.

UNIT – III

Hindu Succession Act, 1956

- Definition
- Succession to the Property of a Male Hindu – Legal heirs and their classification,
- Succession to the property of a Mitakshara Hindu;
- Women's Property Succession to the property of a Hindu female,
- General provisions Relating to Succession, Disqualification of heirs, Testamentary Succession.

UNIT – IV

Muslim Law of Gift and Will

- Who can make a valid gift? Essential requirements of a valid gift, Subject matter of gift. Gift of Musha – Exceptions thereof, Revocation of gifts under Shia and Sunni Law

- General Principles of Inheritance of Muslim Law, Will: Who can make Will? Subject matter of a will; Restrictions on the powers of a Muslim to make a Will; Abatement of Legacy; Creation of Life Estates and its validity; Revocation of Will

Suggested Readings:

- Paras Diwan : Modern Hindu Law
- Badrudin Tayyabji : Mohammedan Law
- Fyzee : Outlines of Mohammedan Law
- Paras Diwan : Muslim Law
- Hindu Succession Act, 1956 : Bare Act
- Mulla, Hindu Law.

LABOUR LAW AND INDUSTRIAL LAW I

Paper XV-LLB 305

OBJECTIVE: This paper focuses on various aspects of management of labour relations and dispute settlement bodies and techniques.

UNIT-I

Industrial Relations, Labour Problems and Labour Policy in India

Trade Union Act, 1926 (Labour Management Relations); History and Development of Trade Union Movement, Registration of Trade Union, Rights and Liabilities of Registered Trade Union, Penalties and procedure, Collective Bargaining-Process, Merit and Demerit

UNIT-II Industrial Dispute Act, 1947

Scope of Industry, Workmen, Employers, Industrial Disputes, Authorities under the Industrial Dispute Act, 1947; Procedure, Power and Duties of Authorities, Reference of Disputes to Boards, Courts or Tribunals

UNIT-III

Strike, Lock Out, Lay Off, Retrenchment and Closure

Unfair Labour Practices, Penalties, Offences by Companies etc.

Industrial Employment (Standing Orders) Act, 1946

UNIT-IV

Philosophy of Labour Welfare, Historical Development of Labour Welfare, The Factories Act, 1948: Interpretation-competent person, Hazardous process, manufacturing process, Worker, Factory, Occupier, Health, Safety and Welfare, Working Hours of Adults, Employment of young persons, Inspectors-Appointment and Powers.

Acts

- Trade Union Act, 1926
- Industrial Dispute Act, 1947
- Factories Act, 1948

Books

- John Bowers & Simon Honey Ball, Text Book on Labour Law (1996) Blackstone, London
- K.M.Pillai, Labour and Industrial Laws
- V.G.Goswami, Labour and Industrial Laws, 1999
- Dr. S.K.Puri, Labour and Industrial Laws (New Ed.)
- D.D.Seth, Commentaries on Industrial Disputes Act, 1998

FOURTH SEMESTER

ALTERNATIVE DISPUTE REDRESSAL SYSTEM

Paper-16; LL.B 401

OBJECTIVE: The objective of this paper is to acquaint students with various modes of ADR

UNIT I:

Concept, Need and Development, Advantages. Arbitration and Conciliation Act, 1996: Object, Development and Salient features Arbitration : Definition, Sources, Kinds, Scope and Differences to Court Arbitration Agreement, Composition of Arbitral Tribunal

UNIT II

Jurisdiction of Arbitral Tribunal, Conduct of Arbitral Proceeding, Making of Arbitral Award and Termination of Proceedings

UNIT III

Recourse against Arbitral Award, finality and Enforcement of Arbitral Award, Appeal, Enforcement of Certain Foreign Awards

UNIT IV

Conciliation, Mediation, Lok- Adalat & Permanent Lok-Adalat, Negotiation, mid Arb.media, Summary trials, etc.

Acts:

- Arbitration and Conciliation Act, 1996
- Legal Service Authority Act, 1987

Books

- B.P.Saraf & M.Jhunjunwala, Law of Arbitration & Conciliation, (2000) Snow White, Mumbai
- Gerald R.William (ed.), The New Arbitration & Conciliation Law of India
- P.C.Rao & William Sheffield, Alternative Disputes Resolutions, (1997) Universal, Delhi
- Johari, Commentary on Arbitration and Conciliation Act. 1999 Universal, Delhi

- G.K.Kwatra, The Arbitration & Conciliation Law of India, (2000), Universal, Delhi
- B.D.Singh, ADR System, (2007) New Royal Book Co. Lucknow

LABOUR LAW AND INDUSTRIAL LAW II

Paper -17 ;LL.B. 402

OBJECTIVE: The objective of the paper is to study about the compensation , maternity benefits and determination of wages .

UNIT-I:

Workmen's Compensation Act, 1923 (Sec.1-10, 12, 14, 14A, 17 & 20)

Conceptual frame work of Social Security-Evolution and concept of Social Security, Scheme of Social Security, Workmen's Compensation Act, 1923: Definitions, Aims & Object, Liability of Employer, Notional Extension & Defaces, Determination of Amount of Compensation, Compensation when due-Penalty for default, Contracting Out (Sec.17), Appointment & Powers of Commissioner (Sec.19-31)

UNIT-II:

Maternity Benefit Act, 1961 (Sec.3-18)

Aims & Object, Definitions, Restriction on employment, Right to Maternity Benefit, Medical Bonus, Leave Dismissal during Pregnancy (Sec.10-16), forfeiture of Maternity benefit, Leave for Miscarriage, Penalty for contravention of Act by Employer, Cognizance of offences.

The Payment of Gratuity Act, 1972: Aims and Objects of Act, Definition, Controlling Authority, Payment of Gratuity, Recovery of Gratuity, Determination of the amount of Gratuity

UNIT-III:

Minimum Wages Act, 1948

Theories and Concept of Wages , Aims & Objects of Act, Definition, Fixation & Revision of rates of Wages, Working Hours and Determination of Wages and Claim etc. Authority-Appointment & Powers of the Authority.

The Equal Remuneration Act, 1976, Payment of Remuneration at equal rates to Men and Women workers and other matters.

UNIT-IV:

Payment of Wages Act, 1936

Aims & Object, Responsibility of Payment of Wages, Time of Payment of Wages & Fixation of Wage Period, Authorized Deductions (Sec.7 to 13), Appointment & Powers of Inspectors and Authority for Adjudication of Claims (Sec.15-18), Penalty for offences under the Act.

The Payment of Bonus Act: Scope and Application, Definition, Computation of Gross profit and available s surplus, Eligibility for Bonus, Disqualification for Bonus, Minimum and Maximum

Bonus.

Acts

- Workmen's Compensation Act, 1923
- Maternity Benefit Act, 1961
- Payment of Wages Act, 1936
- Minimum Wages Act, 1948

Books

- K.D.Srivastava, Commentaries on Minimum Wages Act, 1995, Eastern Book Co.
- K.D.Srivastava, Commentaries on Payment of Wages Act, 1998, Eastern Book Co.
- S.B.Rao, Law and Practice on Minimum Wages, 1999

PUBLIC INTERNATIONAL LAW

Paper-18; LL.B. 403

UNIT-I

Introduction to Public International Law

Definition, Nature and Basis of International Law

Sources of International Law- International Conventions, International Custom, General Principles of Law Recognized by Civilized States, Decisions of Judicial Tribunals, Juristic works, Decisions or Determinations of Organs of United Nations, Other sources; Relationship between International and Municipal Law.

Subjects of International Law: States, Individuals, Non State Entities, Importance of Individuals under International Law

UNIT-II

State

Definition of State, State Jurisdiction;, Recognition of states, governments, insurgency and belligerency, Theories, Modes of recognition, Legal effects,

Acquisition and loss of territory- Occupation, Prescription, Accretion, Cession, Annexation, State succession; Intervention.

UNIT-III

Law of Sea, Air and Outer Space

Law of Sea -Territorial Sea, Contiguous Zone, Continental Shelf, Exclusive Economic Zone,

Law of Air and Outer Space, Air Craft Hijacking under Air Law, Development of Outer Space Law.

UNIT-IV

Settlement of International Disputes

Peaceful settlement of International Disputes-Negotiations, Mediation, Conciliation, Good Offices, Arbitration, Judicial Settlements of Dispute under ICJ Modes of Short of War for settlement of International Disputes- Retortion, Reprisals, Intervention, Embargo, Pacific Blockade, War and its Effects, Definition of war and total war; International Armed Conflict and Non International Conflict; Effects of outbreak of war, War Crimes, Pows; Asylum, Extradition.

Books;

Public international law; V.K.Ahuja

Suggested Readings:

- J.G Starke : Introduction to International Law
- H. Oppenheim: International Law
- J.L. Brierly : Law of Nations
- Black Stone : International Law Documents
- Malcom Shaw : International Law

ENVIRONMENT LAW

Paper-19; LL.B. 404

UNIT-I

Dimensions of Environmental Problems, Pollution & its Kinds , Sustainable development, Constitutional Provisions & Judicial Activism (Principles-Precautionary principle, Polluter pays principle, public trust doctrine)

UNIT-II

The Water (Prevention & Control of Pollution) Act, 1974 ; Definition, Central and State Pollution

The Air (Prevention & Control of Pollution) Act, 1981; Definition, Central and State Pollution Control Boards: Constitution, power and function; Sample of effluents, Citizen Suit Provision

UNIT-III

The Environment (Protection) Act, 1986, The National Environment Tribunal Act, 1955 and The National Environment Appellate Authority Act, 1997

UNIT-IV

Indian Forest Act, 1927

Kinds of forest-private, Reserved, Protected and Village Forest, The Forest (Conservation) Act, 1980

The Wild Life (Protection) Act, 1972; Authorities to be appointed and constituted under the Act, Hunting of wild animals, Protection of Specified Plants, Trade or Commerce in Wild Animals, animals articles and trophies; Its prohibition.

Acts

- The Water (Prevention and Control of Pollution) Act, 1974
- The Air ((Prevention and Control of Pollution) Act, 1981
- The Environment (Protection) Act, 1986
- The National Environment Tribunal Act, 1955
- The National Environment Appellate Authority Act, 1997

Books

- Shyam Diwan, Armin Rosencranz, Environmental Law & Policy in India
- P. Leelakrishnan, The Environmental Law in India
- Dr. P.S. Jaswal, Environmental Law

LAND LAW

PAPER-20; LL.B. 405

UNIT I

Silent features of Land Revenue Code
Acquisitions of Interest of Intermediaries & its Consequences
Gram Sabha, Gram Panchayat and Land Management Committee

Unit II

Classes of tenure holder
Rights of tenure
holder
Ejectment

Unit III

Lease
Surrender and Abandonment
Allotment of Land by Land Management Committee
Succession
Land revenue

Unit IV

Revenue Courts and Revenue Authorities
Procedure and Powers of Revenue Court and Revenue Officers
Maintenance of Maps
and Records, Revision or Maps and Records
Appeal, Revision and Review
Act
The UPZA and Land Reforms Act, 1950

Books

1. Dr.R.R.Maurya, U.P.Land Laws, 28 th Ed.2007
2. Dr.C.P.Singh, U.P. Land Laws. ALA
3. Dr.R.P.Singh, U.P.Land Laws

FIFTH SEMESTER

ADMINISTRATIVE LAW

Paper 21– LL.B. 501

OBJECTIVE: The purpose of this paper is make students aware of various aspects of administrative law including quasi-legislative, quasi-judicial and other ministerial functions of administration and control thereof.

UNIT I

Definition, Nature and Scope of Administrative Law, Conceptual Objections to the growth of administrative Law

Rule of Law, Separation of Powers

Administrative discretion: Meaning, Need, and Judicial Control

UNIT II:

Legislative Power of Administration: Necessity, Merits and Demerits,

Constitutionality of Delegated Legislation; Legislative and Judicial Control of delegated Legislation

UNIT III:

Principles of Natural Justice and their Exceptions Rule against Bias, Concept of Fair hearing

Judicial review of administrative action through writs;

Judicial control through suits for damages, injunction and declaration

Administrative Tribunals: Need and reasons for their growth, characteristics, jurisdiction and procedure of administrative Tribunals.

UNIT IV:

Government Privilege to withhold evidence in public interest

Liability of the administration: Contractual liability, tortuous liability. Public Undertakings, their necessity and Liabilities, governmental Control, Parliament Control, Judicial Control

Ombudsman: Lokpal and Lokayukta

Right to information ACT, 2005 (S.1-S.20)

Books

- Wade, Administrative Law (VII Ed.) Indian Print, Universal
- M.P.Jain, Principles of Administrative Law, Universal Delhi
- S.P.Sathe, Administrative Law, Butterworths, Delhi

- C.K.Thakkar, Administrative Law, Eastern Book Co.
- Jain and Jain: Principles of Administrative law.
- I. P. Massey: Administrative law
- Kesari, U.P.D: Lectures on Administrative Law, 15th Ed, 2005
- Stott, David & Felix Alexandra: Principles of Administrative

EQUITY AND TRUST

Paper 22-LLB 502

OBJECTIVE: The objective is to study the concept of equity and trust.

UNIT-I

Concept of Equity Definition, Nature and origin of equity, Equity as a Court of conscience, transformation of equity, the relation between common law and equity, Judicature Acts of 1873 and 1875, the nature of equitable rights, classification of equitable rights

UNIT-II

Equitable doctrines: Conversion and reconversion, election, performance and satisfaction; The Maxims of equity – Equity will not suffer a wrong to be without a remedy; Equity follows the law; where equities are equal, the law shall prevail; where equities are equal, first in time shall prevail.

UNIT-III

He who seeks equity must do equity; He who comes to equity must come with clean hands; Delay defeats equity; equality is equity; equity looks to the intent rather than to the form; equity looks on that as done which ought to have been done; equity imputes an insertion to fulfill an obligation; equity acts in personam

UNIT-IV

The Indian Trust Act 1882: Definition (sec 3); Creation of Trusts Rules (sections 4-10); Duties and Liabilities of the Trustees (Sections 11-30); Public and private Trusts and Doctrine of Cyprus. Rights and powers of Trustees (Sections 31-45); Disabilities of Trustees (Sections 46-54); rights and Liabilities of Beneficiaries (Sections 55-69); Vacating the office of Trustee and Extinction of Trusts (sections 70-79).

Suggested Readings:

- Singh G.P. Principles of Equity with special reference to trust and specific relief.
- Tandon M.P. Principles of Equity with trusts and Specific Relief.
- Basu, D.D. Equity, Trusts and Specific Relief.
- Snell; Principles of Equity.
- B.M Gandhi Equity, Trust and specific Relief.

PROFESSIONAL ETHICS AND PROFESSIONAL ACCOUNTING

Paper-23; LL.B. 503

UNIT I

Historical development of Legal Profession in India; Constitution, Function, Powers and Jurisdiction of State Bar Council and Bar Council of India Admission and enrolment of Advocates

UNIT II

Profession ethics and Advocacy, Standards of Professional Conduct and Etiquette, Conflict between interest and duty, Duty to court, Duty to Client, Duty to opponent, Duty to Colleagues, Duty towards Society and obligation to render legal aid

UNIT III:

Bench-Bar Relationship

Reciprocity as partners in administration of Justice; Professional Misconduct; Rights and Privileges of Advocates

UNIT IV:

Contempt of Court Act, 1971

Historical development of Contempt of Court Act in India, Object and Constitutional validity of Contempt of Court Act. Definition, Kinds of Contempt; Contempt by Judges, Magistrates, Lawyers and other persons; Cognizance, Procedure, Appellate provisions regarding Contempt Defences, Punishment and Remedies against punishment for Contempt of Court and Punishment for Contempt, Defences under contempt of court.

Acts

- The Advocate Act, 1961
- Contempt of Court Act, 1971
- The Advocates Welfare Fund Act, 2001
- The Bar Council of India Rules, 1961

Books

- Holland Avrom Shree, Advocacy, 1994 Universal, Delhi
- Keith Evam, The Golden Rules of Advocacy, 1994, Universal, Delhi
- Sandeep Bhalla, Advocates Act & Professional Misconduct, Nasik Law House
- JPS Sirohi, Professional Ethics, Lawyer's Accountability, Bench-Bar Relationship, ALA
- Mr. Krishna Murthy Iyer's Book on Advocacy

- The Bar Council Code of Ethics

COMPANY LAW

Paper-24; –LLB 504

OBJECTIVE: The objective of the paper is to study about the formation of a company, capital formation of a company and administrative powers.

UNIT I: Formation, Registration and Incorporation of Company

Company and its classification

Meaning of Company

Distinction between company and other associations

Nature and kinds of company

Formation, promotion and incorporation of companies

Promoters: Position, duties and liabilities

Mode and consequences of incorporation

Uses and abuses of the corporate firm, lifting of corporate veil

Theory of Corporate personality

UNIT II:

Memorandum of Association: Meaning, purpose and contents, alteration and binding nature of memorandum of association,

Doctrine of ultra vires

Articles of Association: Meaning, form and contents, binding nature, alteration, relation with memorandum of Association

Doctrine of Constructive Notice of Memorandum and Articles

Doctrine of Indoor Management and its exceptions

UNIT III:

Capital Formation of Regulation

Prospectus: Contents, statement in lieu of prospectus, registration of prospectus and remedies against misrepresentation in the prospectus, prospectus of foreign Companies

Shares: meaning and kinds of shares, allotment of shares, general principles regarding allotment, statutory restrictions on allotment

Statutory share certificate, its objects and effects

Transfer of shares: Procedure for transfer of shares and restrictions on transfer of shares,

certification of transfer relationship between transferor and transferee
Share Capital, reduction of share capital

UNIT IV:

Debentures: definitions, characteristics and kinds of debentures, distinction between debentures and shares, shareholders and debenture holders, remedies available to debenture holders against non-payment debenture holders.

Act

The Companies Act, 2013

Books

- L.C.B. Gower, Principles of Modern Company Law, 1997 Sweet & Maxwell, London
- A. Ramaiya, Guide to the Companies Act, 1998 Wadhwa
- Palmer, Palmer's Company Law, 1987 Stevens, London
- Avtar Singh, Indian Company Law, Eastern Book Co.
- R.K. Bangia, Company Law
- Dr. N.V. Paranjape, Company Law
- B.N.M. Tripathi, Company Law

INTERPRETATION OF STATUTES

Paper-25;- LLB 505

OBJECTIVE: The paper is to equip the students with various tools of interpretation of statutes.

UNIT I

Law Making: Legislature, Executive and the Judiciary, Principle of Utility, Law and Public Opinion, Law and Social Control, Relevance of John Rawls and Robert Nozick-individual interest to community interest. Law and Morals

UNIT II

Meaning of the term Statute, Enactment, Interpretation and Construction, Kinds of Statutes, Statutes are valid, Intention of the Legislature, Commencement, operation, repeal and revival of statutes, Statute must be read as a whole in its context.

UNIT III

Necessity for Rules of Interpretation, Literal Rule, Mischief Rule, Golden Rule, Harmonious Construction. *Noscitur a sociis*, *Ejusdem generis*, *Reddendo Singula Singulis*, *ut res magis valeat quam pereat*, *In bonam partem*, *Delegatus non potest delegare*, *Expressio unius exclusio alterius*.

UNIT IV

Interpretation of Directory and Mandatory provision, Beneficial Construction, Taxing Statutes, Penal Statutes, Internal and External Aids to Interpretation.

Books:

- P.St.Langan (Ed.), Maxwell on the Interpretation of Statutes, (1997), N.M.Tripathi, Mumbai
- Vepa, Sarathi, Interpretation of Statutes
- Bawa & Roy, Interpretation of Statutes
- Benthem Theory of Legislation, Eastern Book Co.
- G.P.Singh, Principles of Statutory Interpretation, 1999 Wadhwa

SIXTH SEMESTER

INTERNATIONAL HUMAN RIGHTS LAW

Paper-26; LLB 601

OBJECTIVE: This paper is to focus on the study of law relating to Human Rights in the international perspective

UNIT-I

Human Rights, Concept, Nature and scope; Human Rights under the U.N. Charter; Universal Declaration of Human Rights; Meaning and concept of Human Rights, International Protection of Human Rights Under-International Bill of Human Rights- Universal Declaration of Human Rights, 1948, International Covenant of Civil and Political Rights, 1966, International Covenant on Economic, Social and Cultural Rights, 1966, United Nations Millennium Declaration, 2000

UNIT-II

International Convention on the Elimination of All Forms of Racial Discrimination, 1965, Convention on the Elimination of All Forms of Discrimination against Women, 1979, Convention on the Rights of the Child, 1989 International Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families, 1990, Convention on the Rights of Persons with Disabilities, 2006

UNIT-III

Regional conventions on Human rights- African Charter on human and People's rights, 1981
American Convention on Human Rights, 1969
European Social Charter, 1961.
European Convention for protection of Human Rights and fundamental freedoms, 1950
Development through World Conferences on Human Rights- Tehran Conference, 1968, Vienna Conference, 1993, World Conferences on Women- Mexico, Copenhagen, Nairobi, Beijing.

UNIT-IV

Indian Constitution and International Covenants on Human Rights, Role of

National Commission on Human Rights: Its powers and functions, Protection of Human Rights Act, 1993.

Suggested Readings:

- J.G. Starke : Introduction to International Law.
- S. K. Kapoor : International Law.
- ArjunDev and others (ed): Human Rights – A Source Book, 1996.
- S. K. Verma : Introduction to International Law.
- Henkin Loius; The International Bill of Rights: The Covenant and Civil and Political Rights. (New York: Columbia University Press, 1981).
- H.O.Agarwal; International Law And Human Rights (Allahabad: Central Law Publications, 1999).
- Sohn, L. and Buergenthal, T; International Protection of Human Rights (Indianapolis: Bobbs Merrill, 1973).
- Brownlie & Goodwin Gill: basic Documents on Human Rights (Oxford University Press).
- Martin, Schnably, Wilson Simon, Tushnet; International Human Rights and Humanitarian Law (Cambridge University Press).
- The Constitution of India.
- The Protection of Human Rights Act, 1993.
- Websites of International Bodies dealing with Human Rights.

LAW OF TAXATION

Paper-27;LL.B. 602

UNIT I

History of Tax Law in India, Constitutional provisions relating to Taxation Nature and Scope of Tax, Definition: Persons, Assesses, Tax Pays, Previous year, Assessment years, Financial year, Income, Gross Taxable Income, Taxable Income, Agricultural Income, Tax Evasion and Tax Avoidance

UNIT II

Direct Tax

Income Tax, Residential Status: Rules (Sec.6), Tax Liability Exemption (Sec.10), Deduction (Sec.80), related to individual, Expenses & Income, Rebate (Sec.88 & 88 B), Deemed income and clubbing of income, Carried Forward and Set of losses.

UNIT III

Income Tax

Heads of Income: Income from Salary, House property, Business and Profession, Capital Gain and other sources

Calculation of Gross Total and Taxable income, Tax rebate and Computation of Tax Liability, Tax Collection at source and Advance Tax

UNIT IV

Assessment Procedure, Types of Assessment, Income Tax Authority: Their function, Duties and Powers, Appeal, Offences, Fines and Penalties, Settlement of grievances and Prosecution, Income Tax Act, 1961, Income Tax Rules

Books:

- Ramesh Sharma, Supreme Court on Direct Taxes, (1998)
- Sampat Iyengar, Law of Income Tax, (1998)
- Kanga and Palkiwala, The Law and Practice of Income Tax

PENOLOGY AND VICTIMOLOGY

Paper-28; LL.B 603

OBJECTIVE: To study the preventive and reformative techniques for prevention of crime.

UNIT-I

Deterrence, Prison reform, Prisoner abuse, Prisoners' rights, Rehabilitation, Recidivism, Retribution, Utilitarianism
Theories of Punishment; (i) Retribution (ii) Deterrence, (iii) Reformation, (iv) Prevention.
Kinds of Punishment (i) Fine, (ii) Imprisonment (iii) Death Penalty & (iv) Externment.

UNIT – II:

Police System: (i) Origin, (ii) Development (iii) Functions, (iv) Judicial attitude.

UNIT- III:

Prison System: (i) General Aspects (ii) Indian Prison System, (iii) Constitutional Rights of Prisoners/ under trials

UNIT-IV:

Victimology, Victim support and allied disciplines, United Nations Declaration of Basic Principles of Justice for Victims of Crime and Abuse of Power, 1985

Suggested Readings:

- E. Sutherland, and Cress: Principles of Criminology.
- Ahmed Siddique : Criminology – Problems and Perspectives.
- N.Y. Paranjpe: Criminology and Penology
- Ahmed Sidaque: Criminology : Problems and Perspective
- Edwin Sutherland: Principles of Criminology
- Stephe Jones: Criminology
- Robert Winslow & S. Zhang : Criminology a Global Perspective
- John Tierny: Criminology Theory and Context
- Frank: Criminology Today: An Integrative Introduction
- Schmallegger: Criminology
- John Conklin: Criminology
- Donald Taft: Criminology

LAW OF INTELLECTUAL PROPERTY

Paper-29; LL.B. 605

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

UNIT I

Meaning of Intellectual Property: International Instruments: Paris Union, TRIPS, WIPO, UNESCO

The Patents Act, 1970

Introduction, Aims, Objective, Features & Principles, Inventions (Sec.2j) Invention not patentable (Sec.3 to 5), Application (Sec.6 to 8), Specification (Sec.9 to 10), Opposition (Sec.25), Grant & Sealing of Patent (Sec.43), Conditions for grant of patent (Sec.47)

UNIT II:

Rights of Patents (Sec.47), Term of Patent (Sec.53). Patents of Addition (Sec.54 & 55), Surrender

& Revocation (Sec. 63 to 66) Patents Office (Sec. 73 to 74 r.4 (2), Compulsory Licenses (Sec.84), License of right (Sec.86 to 88), Government use (Sec. 99), infringement (Sec.104 to 115), Patent Agents (Sec.125 to 132), International Arrangements (Sec.133 to 139), Paris convention, 1999

Amendment Act, 17 of 1999, Sec.5 amended, Exclusive Marketing Right (Sec.24A-24F).

UNIT III:

The Trade Marks Act, 1999

Introduction (Sec.2), Registration (Sec .4 to 17), Procedure (Sec.18 to 26), Effect of Registration

(Sec.27 to 32), Deceptive Similarity, Infringement, Passing off. Intellectual Property in Trade Mark

UNIT IV:

Law relating to Geographical Indications

Introduction, meaning and salient features of Geographical Indication of Goods under the Geographical Indication of Goods (Registration and Protection) Act, 1999, Procedure for Registration, Duration and Renewal, Right conferred by registration, Infringement of Geographical Indication, Remedies, Offences and Penalties.

Moot court exercise and Internship

Paper-30; LL.B. 605

- Moot Court (30 Marks). Every student may be required to do at least three moot courts in a year with 10 marks for each. The moot court work will be on assigned problem and it will be evaluated for 5 marks for written submissions and 5 marks for oral advocacy.
- Observation of trial in two cases, one Civil and one Criminal (30 marks)
Students may be required to attend two trials in the course of the last two or three years of 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.
- Interviewing techniques and Pre-trial preparation and internship diary(30 marks).
Each student will observe two interviewing sessions of clients at lawyers office/Legal Aid Office and record the proceeding 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.
- The fourth component of this paper of this paper will be Viva Voce examination on all the above three aspects. This will carry 100 marks

