

SYLLABUS FOR LL.B(Academic) PROGRAMME
(Effective from Academic Session_2015_)
COURSE STRUCTURE & SCHEME OF EXAMINATION

I. The following shall be the **Course Structure** and **Distribution of Marks** for two year LL.B(Academic) Programme through Distance Mode

II. **Course titles of LLB (Academic) through Distance Mode**

S.No	Papers	Course title <u>LLB Academic</u> <u>1st Year</u>	Course title <u>LLB Academic 2nd</u> <u>Year</u>	Max Marks Main exam/ theory	Min.pass marks required for Main exam/ theory	Max. Marks Internal Assessmen t Tests	Min.pass marks required For Internal Assessment
<i>CORE PAPERS-5</i>							
1	Paper- I	Law of Crimes	Legal Theory and / Jurisprudence	80	32	20	08
2	Paper-II	Law of Contracts (General Principles and specific contracts& SR Act)	Law of sale of goods and partnership	80	32	20	08
3	Paper-III	Family Laws	Labour laws	80	32	20	08
4	<i>Paper-IV</i>	<i>Environmental Law</i>	Constitutional law	80	32	20	08
5	Paper-V	Law of Torts, Consumer Protection and Motor Vehicles Act	Company law	80	32	20	08
<i>OPTIONAL PAPERS(choose one only out of 3)</i>							
6	Paper-VI (Optional Ist)	Property law and Easement	Public international law	80	32	20	08
7	Paper- VI(Optio nal 2nd)	Criminology and penal administration	Human Rights	80	32	20	08
8	<i>Paper- VI(Option al 3nd)</i>	<i>J&K Right to Information Act 2009 & J&K Public service Guarantee Act,2011</i>	<i>Administrati ve Law</i>	80	32	20	08

II The following shall be the Scheme of Examination and distribution of marks :

Question paper pattern & distribution of marks	Marks
Section A: 10 very short answer type questions of 2 marks each (10x2=20)	20
Section B: 05 short answer type questions carrying 6 marks each (5x6=30)	30
Section C: Long answer type questions, student requires to attempt 3 questions (with choice) of 10 marks each (3x10=30)	30
Total No. of	80
Marks	

- Each paper shall carry 100 marks with the following breakup:

Main Examination (Theory)	= 80 Marks
Internal/Continuous Assessment	=20 Marks
- The minimum pass marks in annual examination shall be 40% (32 marks) and internal assessment tests 40% (08 marks).
- The final examination in theory (for 80 marks) shall be conducted by the Controller of Examinations after the completion of the one academic year.
- The internal /continuous assessment tests (for 20 marks) shall be conducted by the resource persons of the respective courses/papers during Contact Programme(s) and marks shall be awarded on the basis of performance of the students in the internal test.
- The scheme regarding attendance and Contact Programmes shall be as per the statutes.

**SYALLABI AND COURSES OF STUDY IN
LL.B. (ACADEMIC) PROGRAMME- DISTANCE MODE
(EFFECTIVE FROM THE ACADEMIC SESSION 2013-14 ONWARDS)
1ST YEAR**

**Paper – I
Law of Crimes**

Course Code: IST LLBA-1

Note: The subject includes a comprehensive study of the Law of Crimes in India. The question paper will be spread over the whole syllabus and shall carry 100 marks (80 marks for Main exam+ 20 marks for Internal Assessment). The question paper will comprise of 3 Sections: Section A shall carry 10 questions of 2 marks each, Section B shall carry 5 questions of 6 marks each and Section C shall carry 5 questions of 10 marks each. The students shall be required to attempt all the questions from sections A & B and only 3 questions from Section C.

Unit- I: Nature and Essentials of Crime

1. Crime and Criminal Law
 - a) Definition and concept of Crime
 - b) Purpose and scope of criminal law
2. Elements of Crime
 - a) Actus Reus
 - b) Mens Rea
3. Definition under Section 21,22,23,24,25,39,40 and 41 of IPC
4. General Defences or Exemptions from Criminal liability with special emphasis on :
 - a) Mistake
 - b) Necessity
 - c) Insanity
 - d) Consent
 - e) Private Defence

Unit-II: Joint Liability

1. Group Liability under section 34 and 149, IPC
2. Abetment: Sections 107-109 and 114 IPC
3. Criminal Conspiracy: Section 120A and 120B
4. Criminal Attempts: Sections 511 and 307 IPC.
5. Offences Against the State: Section 121 and 124-A IPC

Unit- III: Offences Against Human body

- a) Culpable Homicide and Murder: Sections 299-301 IPC
- b) Death due to negligence and Dowry Deaths Sections 304A and 304B
- c) Hurt and Grievous Hurt-Sections 319-326IPC

- d) Wrongful Restraint and Wrongful Confinement : Sections 339-342 IPC
- e) Kidnapping and Abduction- Section 359-363IPC
- 2. Offences Relating to Marriage
 - a) Bigamy Sections 494 and 496 IPC
 - b) Adultery-Sections 497 and 498 IPC

Unit- IV: Offences Against Property--1

- a) Theft – Sections 378-379 IPC
- b) Extortion – Sections 383-384 IPC
- c) Robbery –Sections 390 and 392 IPC
- d) Dacoity – Sections 391and 395 IPC

Unit-V: Offences Against Property--11

- 1. Criminal Misappropriation and Criminal Breach of Trust- Section 403 and 405 IPC
 - a) Cheating – Sections 415-417 IPC
 - b) Mischief- Sections 425-426 IPC
 - c) Criminal Trespass and
 - d) House Breaking –Sections 441-446 IPC
- 2. **Offences Affecting Reputation.**
 - a) Defamation- Sections 499 and 500 IPC
 - b) Criminal Intimidation Sections 503 and 506 IPC

Leading Cases

- 1. Queen V. Prince 1875 L.R. 2.C.C.R 154
- 2. Queen V. Tolson (1889) 23 Q.B.D. 168.
- 3. State of Maharashtra . V. M.H. George AIR 1965 S.C. 722
- 4. Nathulal V. State M: P, AIR 1966 S.C. 43
- 5. State of W.B.V.S.M. Singh AIR 1981 .S.C. 1917
- 6. Barendra K. Ghosh V. King Emperor AIR 1925 P.C.I.
- 7. Mehboob Shah V. Emperor AIR 1945 P.C.118
- 8. Kedar Nath Singh V. State of Bihar AIR 1962 S.C. 955
- 9. Reg. V. Govinda I.L.R. (1876) 1 Bombay 342
- 10. Virsa Singh V. State of Punjab AIR 1958 S.C. 465
- 11. State of Andhra Pradesh V.R. Punnayya AIR 1977 S.C. 45
- 12. K.M. Nanvati V. State of Maharashtra AIR 1962 S.C. 605
- 13. Cherubin Gregory V. State of Bihar AIR 1964 S.C. 205
- 14. S.Varadarajan V. State of Madras AIR 1965 S.C.320
- 15. Thakorilal D. V. State of Gujrat AIR 1973 S.C. 2313.
- 16. K.N. Mehra V. State of Rajasthan AIR 1957 S.C.369.
- 17. Shyam Behari V. STATE of U.P. AIR 1957 S.C. 320
- 18. Ramaswami Nadar V. State of Madras AIR 1985 S.C.56
- 19. Mohammad Sulaiman V. Mohammad Ayub & Ors. AIR 1965 S.C. 1319.
- 20. Gul Mohammad V. Emperor AIR 1947 Nagpur 121.
- 21. Alamgier V. State of Bihar AIR 1969 S.C. 436.
- 22. HarbhaJan Singh V. State of Punjab AIR 1966 S.C.97
- 23. State (Delhi Adm)V.V.C. Shukla , Sanja Gandhi & Ors. AIR 1980 S.C.1382

24. Smt Shanti V. State of Haryana AIR 1991 S.C. 1226

Books Prescribed

- | | | |
|----|-------------|-------------------------------------|
| 1. | Pillai, | Criminal Law |
| 2. | Nigam, | Law of Crimes in India |
| 3. | Gour. K. D, | Cases and Materials on Criminal Law |
| 4. | Gour. H.S. | Penal Law of India |

Paper: II Course Code: IST LLBA-2

**Law of Contracts- (General Principles of Contract)
And Specific Relief Act**

Note :

The subject includes a comprehensive study of the Law of Contracts. The question paper will be spread over the whole syllabus and shall carry 100 marks (80 marks for Main exam+ 20 marks for Internal assessment/Assignments The question paper will comprise of 3 Sections, Section A shall carry 10 questions of 2 marks each, Section B shall carry 5 questions of 6 marks each and Section C shall carry 5 questions of 10 marks each. The students shall be required to attempt all the questions from sections A & B and only 3 questions from Section C

Unit-I: General Principles of Contract

1. Formation of Contract-
2. Proposal & Acceptance (Section 1 to 10).
3. Capacity to Contract (Sections 11, 12, and 68).
4. Lawful Consideration and Object (Sections 2(d) 23 to 25)

Unit-II : Consent and Different Types of Void Agreements

1. Free Consent (Sections 13 to 22)
2. Void Agreements (sections 26 to 30) –Nature & purpose
3. Agreements in restraint of trade
4. Agreements in restraint of legal proceedings
5. Agreements in restraint of marriage
6. Contingent Contracts (Sections 31 to 36)

Unit-III : Performance and Breach of Contract.

1. Performance of Contracts and Anticipatory Breach (Sections 37 to 40 and 55)
2. Impossibility and Illegality of Performance (Sections 56 to 65)
3. Qausi- Contracts (Section 68-72).

4. Breach of Contract and Damages (Sections 73-75) .

Unit: IV Specific Contracts

1. Contracts of Indemnity : (Section 124-125)
2. Contracts of Guarantee: (Section 126 to 147)
3. Contracts of Bailment: (Sections 148 to 171)
4. Law of Agency : (Section 182 to 184, 196 to 198, 201 to 203 , 205 to 225)

Unit: V Specific Relief Act, 1963

1. Preliminary (Sections 1 to 4)
2. Recovering possession of property (Ss :5-8)
3. Specific performance of Contracts (Section 9 to 25)
4. Temporary and Perpetual Injunctions (Section)

Leading Cases:

1. Carlill. V. Carbolic Smoke Ball Co. (1892) 2QB. 484.
2. Chinnaya V. Ramayya (1882) 4 Mad. 137.
3. Mohori Bibee V. Dhurmodas Ghose (1903) ILR 30 Cal. 539 (PC)
4. Nordenfelt V. Maxim Nordenfelt Guns: & Ammunition Co. Ltd (1894) AC 535
5. Satyabrata Ghoser V . Mugneeram Bangur & Co. AIR 1954 SC 44.
6. Hadley V. Baxendale 16 LQR275 : (1900)
7. Kalyana Breweries Ltd. V. State of W.B. AIR 1998 SC70
8. Gajanan Moreshwar V. Moreshwar Madan AIR 1942 Bombay 302.
9. Bank of Bihar V. Damodar Prasad AIR 1979 SC 297
10. State of Gujarat V . Vilemon Mohammad AIR 1967 SC 1885
11. Somnath Bannan V. Dr. S P Raju AIR 1970 SC 846
12. Beswick V. Beswick (1967) 2 All ER 1197 HL
13. Cicka Lingam V. T. Lanickhrasagam AIR 1974 a SC 104
14. Rather Ford V. Acton Adams 1915 AC 866
15. Munawar Hussan V. ZAKir Hussan 1984 (10) ALR 73 (FB)
16. M/S Balga V. Manglore City Corporation AIR 1998 Kant
17. Kaliram VV Durai AIR 1998 Mad. 657B.

Recommended Books:

- | | |
|----------------------|---|
| 1. Pollock and Mulla | Indian Contract and Specific Relief Acts |
| 2. Anson. | Law of Contracts |
| 3. Friedman | Law of Agency |
| 4. Suba Roo | Specific Relief Act |
| 5. Mulla, | Indian Contract Act |
| 6. R.K. Bangia | Indian Contract Act |
| 7. Desai. | Indian Contract Act |
| 8. Anson, | Law of Contract |
| Pollock And Mulla | Indian Contract and Specific Relief Acts. |

Paper-III**Family Laws****Course Code: IST LLBA-3**

Note: The subject includes an up-to-date study of family laws. The question paper will be of 100 marks (80 for Main exam.& 20 marks for Internal Assessment/Assignments) spread over the whole syllabus. The question paper will comprise of 3 Sections. Section A shall carry 10 questions of 2 marks each, Section B shall carry 5 questions of 6 marks each and Section C shall carry 5 questions of 10 marks each. The students shall be required to attempt all the questions from sections A & B and only 3 questions from Section C

Unit :I Nature Sources and scope of Muslim Law.

1. Sources of Muslims Law
2. Schools of Muslims Law
3. Marriage and matrimonial rights
4. Divorce Law. Un-codified law and the Dissolution of Muslim Marriage Act.

Unit :II Muslims Law-II

1. Muslim Women (Protection of Rights on Divorce) Act. 1986
2. Law of Parent, child relations, Minority and guardianship.
3. Law of Dower
4. Law of Inheritance.

Unit: III Hindu Law –I

1. Joint Hindu Family.
2. Position and Powers of Karta

Unit: IV Hindu Law -II

1. Law relating to Hindu Marriage and Divorce.
2. Law relating to Adoption.
3. Law relating to Hindu Guardianship.
4. Law relating to Hindu Succession.

Unit:V General Laws

1. Maintenance Law under Cr.P.C 1973
2. Family Courts
3. Uniform Civil Code

Leading Cases

1. Sayyed Ali Andhra Pradesh Wakf Board. AIR 1998 S.C. 972
2. M.A. Aziz V.A. P. State Board, AIR (1998) AP.61
3. Mohammad Ahmad Khan V. Shah Bano. AIR 1985 S. S. 945.
4. Begum Subanu YA. N. Abdul Gafoor AIR 1987 S.C.1103
5. Arab A Abdullah V. Arab Bail Mohmuna, Saiyadbhai AIR (1988)
6. Ghousiyar Khan V. Fatima Begum. AIR (1988) A.P. 354
7. Sarla Mughal V. Union of India (1995) 3 S.C.C. 635
8. Sankar B. Lokhandiv Chandrakants Lokhandi (1995) 3 S.C.C.413
9. Kashmi Kumar V. Mahesh Kumar Bhada (1997) 2 SCC 397.
10. Sher Singh & Others, V. Gamdoor Singh (1997) 2 SCC 485 .
11. Gumpha V. Jaibai (1994) 2 SCC 511
12. Kapoor Chand V. Ganesh Dutt. AIR (1993) SC 1145

Books Recommended

- | | |
|-------------------|--|
| 1. A.A.A. Fyzee | Outline of Muhammadan Law |
| 2. Tahir Mahmood | The Muslim Law of India |
| 3. A.A Maududi; | Huquq Al –Zaujain (English) |
| 4. Paras Diwan; | Modern Hindu Law |
| 5. Tahir Mahmood; | Studies in Hindu Law |
| 6. David Pearl | A Text Book on Muslim Law |
| 7. Kumud Desai | Laws of Marriage and Divorce in Indian |

Paper –IV: Environmental Law

Course Code: IST LLBA-4

Note:- The subject includes a comprehensive study of Environmental law.. The question paper will be of 100 marks(80 for Main exam.& 20 marks for Internal Assessment/Assignments), spread over the whole syllabus. The question paper will comprise of 3 Sections. Section A shall carry 10 questions of 2 marks each, Section B shall carry 5 questions of 6 marks each and Section C shall carry 5 questions of 10 marks each. The students shall be required to attempt all the questions from sections A & B and only 3 questions from Section C

Unit-1: Nature , Definition and Scope

1. Environment: meaning, environment pollution – Meaning and issues
2. Historical Development of Environmental Laws in India
3. Nuisance: Penal Code, Criminal and civil Procedure Codes, – Absolute and no-fault liability under Environmental Laws
4. Constitutional Provisions – Art. 14, 19(1) (g), 48-A, 51A, g, Art, 21, right to whole some environment – evolution and application. PIL and protection of the Environment.

Unit-2 The Water and Air Pollution Control Acts

1. Standards, CPCB and SPCB Consent Mechanism, Control Areas and Restraint Orders
2. Citizen Suit and Access to Environmental information
3. Corporate and Governmental Liability for environmental Offences,
4. Appellate Authority

Unit-3 Environmental Protection Act, 1986 and other Environmental legislations.

1. Powers of Central Government.
2. Bio-medical Waste Rules, 1998
3. EIA (Environmental Impact Assessment)
4. National Green Tribunal Act, 2010

Unit-4 International Environmental Law and Norms

1. Stockholm Declaration,
2. Global Warming and Ozone conventions
3. Sustainable development,
4. Precautionary Principle, polluter Pays Principle

Unit-5 Local Environmental Laws and Problems in J&K

1. Forest Act 1930, J&K Wild Life Protection Act J&K Forest Conservation Act, (Summary of the Provisions with special emphasis on Rights of Forest Dwellers , medicinal Plants and related traditional knowledge) .
2. Protection of Biodiversity in J&K-
3. Legal Protection and Preservation of lakes and waterways in J&K

Recommended Readings

- (1) Centre For Science and Environment Citizen's Reports - Anil Agarwal

- (2) Rosencranz, Diwan Noble Environmental Law And Policy In India
- (3) Lal Commentaries on Water And Air Pollution Law
- (4) Chaturvedis Law On Protection of Environment and Prevention of pollution
- (5) BaxiUpendra The Environment Protection Act , An Agenda for Implementation (ILI Publication
- (6) Bakshi P.M The Air Act, 1986.
- (7) Bakshi P.M. The Environment Protection Act.
- 8) P. LeelaKrishnan Environmental Law in India. .
- (9) Iyer V. R Krishna Environmental Pollution And the Law.
- 10) Kashmir University Law Review – Relevant Papers

International Documents

Stockholm Conference, Ozone Convention, climate change convention

Local Legislations:

- J & K Wildlife (Protection) Act, 1978
 J&K Prevention of Cruelty to Animals Act, 1934
 J&K Forest (Protection) Force Act, 2001
 J&K Kuth Act, 1921, J&K Preservation of Specified Trees Act, 1969

Central legislations

1. The Water (Prevention and Control of Pollution) Act, 1974.
2. The Air (Prevention and Control of Pollution) Act, 1981.
3. The Environment (Protection) Act, 1986.
4. Noise Pollution Control Rules, 2000
5. Bio Medical Waste Management Rules, 1998 as amended
6. Ozone Depletion (Substances and Control) Rules;
7. Hazardous Waste Management Rules, 1989
8. Ozone Depleting Substances Rules
9. Bio-logical Diversity Act, 2003

leading Case Law

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

12. M/S Delhi Bottling Co. Pvt. Ltd. v. CB Prevention and Control of Water Pollution AIR 1986 Del. 152
13. Tata Tea Ltd. v. State of Kerala 1984, KLT 645.
14. M.C. Mehta v. Union of India, AIR 2001 SC 1948
15. M.C. Mehta v. Union of India, AIR 1998 (4) SCALE 196
16. Orissa State Pollution Control Board v. M/S Orient Paper Mills, AIR 2003 SC 1966
17. Tarun Bharat Singh v. Union of India (1994) 2 SCALE 68
18. T.N Godavarman Thirumulkpad v. Union of India AIR 1998 SC 769
19. Vellore Citizens Welfare Forum v. Union of India, AIR 1996 SC 2715
20. S. Jagannath v. Union of India, AIR 1997 SC 811
21. M.C. Mehta v. Union of India, AIR 2002 SC 1696
22. M.C. Mehta v. Union of India, AIR 1987 SC 965
23. M.C. Mehta v. Union of India, AIR 1987 SC 982
24. M.C. Mehta v. Union of India, AIR 1987 SC 1086
25. M.C. Mehta v. Union of India, AIR (Relocation of Industries in Delhi), AIR 1996, SC 2231
26. A.P. Pollution Control Board v. M.V. Nayudu, AIR 199 SC 812

**Law of Torts, Consumer Protection and
Motor Vehicles Act**

Paper V:

Course Code: IST LLBA-5

Note: The subject includes a comprehensive and upto date study of the Law of Torts. Consumer Protection and Motor Vehicles Acts. The question paper shall be of 100 Marks(80 for Main exam.& 20 marks for Internal Assessment/Assignments) spread over the whole syllabus The question paper will comprise of 3 Sections. Section A shall carry 10 questions of 2 marks each, Section B shall carry 5 questions of 6 marks each and Section C shall carry 5 questions of 10 marks each. The students shall be required to attempt all the questions from sections A & B and only 3 questions from Section C

Unit:I Law of Torts

1. Nature ,Definition and Scope of Law of Torts
2. Tort distinguished from contract & crime
3. *Damnum Sine Injuria and in juria Sine Damno.*

Unit:II General Defences

1. Volenti non fit Injuria
2. Inevitable accident
3. Act of God
4. Necessity
5. Private Defence

Unit:III Specific Torts:

1. Defamation.
2. Trespass to Person,
3. Negligence,
4. Strict Liability & Absolute Liability.
5. Vicarious Liability.

Unit-IV : Consumer Protection Act, 1986.

1. Need for consumer protection.
2. Consumer & Consumer Rights.
3. Concept of Goods and services. Defective goods, deficient Services.
4. Protection of Consumers against unfair methods or deceptive practices ,
5. Protection against hazardous goods.
6. Constitution, Powers and Jurisdiction of Consumer Disputes Redressal Agencies(CDRAs)

Unit:V : Motor Vehicles Act, 1988

1. General overview of the Law.
 - a) Injury Cases
 - b) Death cases
 - c) Main claim under section. 165
2. Right to Solatium under session 161: in hit and run cases:
 - a) Nature of hit & Run accidents.
 - b) Salient features of special provisions.
 - c) Text of solatium scheme , 1989
3. Principle of No -Fault Liability.
 - a) Fault based liability.
 - b) Liability of insurer.
 - c) Claims Tribunal and Award of Claims Tribunal.

Leading Cases

Law of Torts

1. Ashby V. White (1703) Ld. Raym, 938
2. Haynes V. Harwood (1935) IKB 146
3. Donoghue V. Stevenson (1932) AC 562
4. Municipal Corporation of Delhi V. Subhagwanti AIR 1966 SC 1750.

5. In Re Polemis and Furness withy & Co. Ltd. (1920) 2KB 560.
6. Ryland V. Fletcher (1868) LR-I Ex. 256.
7. M.c. Mehta V. Union of India AIR 1987 SC1086
8. Bhim Singh V. State of J&K AIR 1987 SC 494
9. Town Area Committee V. Prabudayal AIR 1975 All 132
10. Kasturi Lal Ralia Ram Jain V. State of UP AIR 1962
11. Union Carbide of India Ltd. V. Union of India AIR 1990 SC 273.

Consumer Protection:

1. Lucknow Development Authority V. M.K. Gupta 1994 SCC243,252, (1994) ICPR 469 (SC).
2. Consumer Unity and trust Society V. State of Rajasthan (1990) 1, Compo. L.J. 314.
3. A.C. Modagi V. Cross Well Tailor . (1991) II CPR 432 NCDRC 1991 II CPT 586 NCDRC.
4. P.B. Khait Mazdoor Sangh V. State of West Bengal 1996 SC 2426 .
5. V.P. Shanta V. Indian Medical Association AIR 1995 SC.

Motor Vehicles Act

1. Prabhu Dhayal Agarwal V Saraswati Bhai 1975 A.C. J. 355
2. Divisional Manger L I C V. Raj Kumari Mittal 1985 ACJ 179 (DB)
3. B P. Venkatapa VB L Lakshmiah AIR 1973 Mysore 350
4. Gyarsilal V Sitacham AIR 1963 MP 164
5. Minu B Mehta V Balkrishna AIR 1977 SC 1248

Recommended Books

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|------------------------------|---|
| 1. Bangia RK, | Law of Torts |
| 2. Ratanlal, | Dhiragial Cases on Law of Torts |
| 3. Rogers. W.H.V, | Winfield and Jolowicz on Tort |
| 4. Heuston R .V. F, | Salmond on Law of Torts |
| 5. Farooq Ahmad, | Consumer Protection Law in India (Problems & Prospects) |
| 6. Avtar Singh, | Law of Consumer Protection (Principles and Practices). |
| 7. Gurjeet Singh | The Law of Consumer Protection in India. (Justice Within Reach) |
| 8. Arora J.C. | Motor Vehicles Act With Ready Refresher |
| 9. Ahmad Farooq& And Mushtaq | Law on Consumer Services |

Paper VI: (Option –I)

Course Code: IST LLBA-6(OP-1)

Property Law and Easement (Optional)

Note: The subject includes a Comprehensive and upto date study of the Property Law in India. The question paper shall be of 100 marks(80 for Main exam.& 20 marks for

Internal Assessment/ Assignments) spread over the whole syllabus. The question paper will comprise of 3 Sections. Section A shall carry 10 questions of 2 marks each, Section B shall carry 5 questions of 6 marks each and Section C shall carry 5 questions of 10 marks each. The students shall be required to attempt all the questions from sections A & B and only 3 questions from Section C

Unit: I Transfer of Property Act:

1. Interpretation Clause- Section 3.
2. Transfer of Property: nature & purpose
3. Transfer of Property by Act of Parties (Sections 5 to 21 and Sections 25).
4. Doctrine of Election –Section 35

Unit: II Transfer of Immovable Property

1. Transfer of Immovable Property –Sections 41,43,52-53 –A .
2. Sale of Immovable Property –Sections 54-57.
3. Fraudulent transfer
4. Doctrine of Part-performance

Unit: III Mortgage,

1. Mortgage :nature & scope
2. Kinds of Mortgage
3. Mortgage of Immovable Property –Sections 58 to 67, 67 67A, 68,69,78,81,82,91 to 93.
4. Doctrine of Clog on Redemption

Unit: IV Mortgage, lease & charge

1. Doctrine of Marshalling & Contribution(S.81-85)
2. Redemption(S.91-96)
3. Charge on immovable Property-Section 100,101
4. Lease of immovable Property -Sections 105 to 108 and 111.

Unit: V Easement

1. Easement :nature & scope
2. The incidents of easement
3. Disturbance of easement :suspension& revival
4. License, Lease and Easement : Distinction

Leading Cases:

1. Associated Hotels V.R.N. Kapoor aIR 1959 SC 1262.
2. Mrs. Achanuna Crias V. The Kerala Financial Corpn. And Others AIR 1997 Kerala.
3. Nemi Chand V. Onkar I AI AIR 1991 SC 2046 .
3. Munisami Naidu V. R. Ranganathan AIR 1991 SC 492.

4. A.K. Veeraghava Lyengar V. N.V. Prasad AIR 1994 SC 2357.
5. Shanta Bai V. State of Liombay, AIR 1958 SC 582.
6. Barudey Panigrahi V. Smt. Mohararna AIR 74) 74 AP.
7. Ahmadabad Municipal Corporation V. Haji Abdul Gafoor, AIR 1971 SC 1201.
8. Jama Masjid V. Ram Mohit AIR 1962 SC 847
9. Ram Baran V. Ram Mohit AIR 1967 SC 755
10. R.Kempraj V. Barton Sons and Co. AIR 1970 SC 1872 .
11. Ryjesh Hanta Roy V. Smt. Shanti Devi AIR 1957 SC 1872.
12. Nnthu Lal V. I' hool Chand AIR 1970 SC 546.
13. Amnirtlotm Kudumbah V. Sarnum Kudumbah AIR 1991 SC 1256.

Recommended Books:

1. Mulla, Transfer of Property Act.
2. B.B. Mitra Transfer of Property Act.
3. Suba Rao Lectures and Commentaries on Transfer of Property .
4. Shukla Transfer of Property
5. Tripathi G.P. The India Easement Act.
6. Jain J.D. The Indian Easement Act.

OR

Paper VI:

(Option-II)

Criminology and Penal Administration (Optional)

Course Code: ISTLLBA6(OP2)

Note: The Course is designed to acquaint the students with the problem of Crime in the Society and the response of the Criminal Justice System. The question paper shall be spread he whole syllabus and shall carry 100 marks(80 for Main exam& 20 marks for Internal Assessment/ Assignments). The question paper will comprise of 3 Sections. Section A shall carry 10 questions of 2 marks each, Section B shall carry 5 questions of 6 marks each and Section C shall carry 5 questions of 10 marks each. The students shall be required to attempt all the questions from sections A & B and only 3 questions from Section C

Unit:I : Nature & Scope of Crime & Criminology

1. Nature and Scope of Crime and Criminology
2. Schools of Criminology
3. Factor in relation to criminal behaviour:

- i) Physical and Physiological factors
- ii) Psychological factors
- iii) Economic factors

Unit:II : Crime Causation and Social Factors

1. Home and Family in relation to Crime:
2. Mass Media and Crime:
3. Theory of Differential Association:
4. Multiple factor Approach to Crime Problem.

Unit:III : Nature & Purpose of Punishment

1. Evolution, nature & Purpose of punishment
2. Theories of punishment:
3. Kinds of punishment with special emphasis on imprisonment and capital punishment.

Unit:IV : Prison, Police System & Control of Crime

1. Prison System in India
2. Police System in India
3. Prevention and Control of Crimes and Delinquency.

Unit:V : Juvenile Delinquency: Causes & Control

- a) Nature ,scope & concept
 - b) Juvenile Delinquency & causes
 - c) Magnitude of Juvenile Delinquency in India
2. Juvenile Justice: Historical development culminating in the enactment of Juvenile justice (Care and Protection of Children) Act, 2000 (sections 1-45)
 3. Victimology with special emphasis on compensation to victims of crime.

Recommended Books

1. Sutherland, Principles of Criminology
2. Ahmad; Siddique, Criminology Problems and Perspectives.
3. Gillin, Criminology and Penology
4. Sirohi, Criminology and Criminal Administration.
5. Sethna, Society and the Criminal.
6. Qadri, M.A. Police and Law-A Socio Legal Analysis.
7. Chadha, K.K. The Indian Jail: A Contemporary Study.
8. Sharma, P.D. Police and Criminal Administration in India.
9. Carry, J.C. Indian Police

J&K Right to Information (RTI) Act and J&K Public Service Guarantee Act

Paper-VI (Option-111)

Course Code: IST LLBA6(OP-3)

Note: The Subject includes a comprehensive study of the Law relating to Right to Information Act and J&K Public Services Guarantee Act P in India. The question paper will be of 100 marks (out of which 20 marks will be for Internal Assessment Tests/Assignments). It will be spread-over the whole syllabus The question paper will comprise of 3 Sections. Section A shall carry 10 questions of 2 marks each, Section B shall carry 5 questions of 6 marks each and Section C shall carry 5 questions of 10 marks each. The students shall be required to attempt all the questions from sections A & B and only 3 questions from Section C

Unit- I RTI: Scope & Significance

1. Historical Evolution
2. Information movement: An overview
3. Meaning ,Scope and Main features of RTI in :
 - a) India
 - b) J & K
4. RTI in Constitutional perspective

Unit-II Right to Information and Obligation of Public Authorities

1. Right to information
2. Obligation of public authorities
3. Designation of public authorities
4. Request for obtaining information
5. Disposal of request
6. Exemption from disclosure of information
7. Grounds for rejection in certain cases
8. Third party information
9. Severability

Unit-III Information Commissions

1. Constitutional, Jurisdiction and powers of Central Information Commission
2. Constitution, Jurisdiction and Powers of J & k State Information Commission

3. Appellate Jurisdiction: Centre & State
4. Remedies in General

Unit –IV J & K Public Service Guarantee Act, 2011

1. Definitions, meaning and scope of the Act
2. Right to Public Service (Ss: 3-5)
3. Powers and Functions of Authorities under the Act
4. Appellate Authorities under the act
5. Powers and Functions of Special Tribunal under the Act
6. Penalties (Ss: 10-12)
7. Remedies (Ss: 13-15)

Unit-V J & K Public Service Guarantee Rules, 2011

1. An overview of Rules and Resolutions
2. Contents of Application for Appeal, Revision
3. Procedure for Deciding Appeal & Revision
4. Hearing of Appeal or Revision
5. Powers and Remedies under Rules(Ss: 14-17)
6. Services included under the Act (SRO 224)
7. Forms (1-6)

Leading Cases

1. *PUCL v. Union of India*, (2003) 4SCC,399 AIR2003 SC 2363
2. *Onkar Lal Bajaj v. Union of India*, (2003) 2SCC,673
3. *District Registrar & Collector v. Canara Bank*, AIR2004 SC 1442
4. *State of U.P.v. Raj Narayan*, AIR1975 SC 863-884
5. *Reliance Petro Chemicals Ltd.v. Indian Express*, AIR1989SC 190
6. *Secretary, Ministry of Information & Broadcasting, GOI.v.Cricket Assoc..Of Bengal*, AIR1995SC 1236
7. *Association for Democratic Reform.v. UOI*, AIR2001 Del. 126.137
8. *Dinesh Triwadi m.p & ors .v.UOI*,(1997) 4SCC,306
9. *UOI .v. Association for Democratic Reform..*, JT 2002(4) SC 501
10. *CBSE Vs Aditya Bandopadhyaya*, Civil Appeal No.6454,Decided on 9-08-2011.
11. [Decision No. CIC/SM/A/2011/002194 dated 20-07-2012 on Appeal from Mr.RAM CHANDRA TIWARI Vs Supreme Court of India \(206 KB\) \(PDF file that opens in a new window\) !\[\]\(67ff022fd78f943b679992c2874bbfd1_img.jpg\)](#)

12. [Decision No. CIC/SM/A/2011/002029 dated 20-07-2012 on Appeal from Mr.RAJESH KUMAR BAKSHI Vs Supreme Court of India \(206 KB\) \(PDF file that opens in a new window\)](#) 
13. [Decision No. CIC/SM/A/2011/002039 dated 20-07-2012 on Appeal from Mr.VIDHYA RAM SHANKVAR Vs Supreme Court of India \(205 KB\) \(PDF file that opens in a new window\)](#) 
14. [Decision No. CIC/DS/A/2011/003371 dated 20-07-2012 on Appeal from Mr.Prem Singh Vs Insurance Division \(165 KB\) \(PDF file that opens in a new window\)](#) 
15. [Decision No. CIC/LS/A/2011/004304 dated 20-07-2012 on Appeal from Mr.Deonarayan Patel Vs Ministry of Steel \(33 KB\) \(PDF file that opens in a new window\)](#) 
16. [Decision No. CIC/LS/A/2011/004271 dated 20-07-2012 on Appeal from Mr.M V Jagannadha Raju Vs Ministry of Steel \(31 KB\) \(PDF file that opens in a new window\)](#) 
17. [Decision No. CIC/SM/A/2011/002029 dated 20-07-2012 on Appeal from Mr.RAJESH KUMAR BAKSHI Vs Supreme Court of India \(206 KB\) \(PDF file that opens in a new window\)](#) 
18. [Decision No. CIC/LS/A/2011/003410 dated 20-07-2012 on Appeal from Dr.Sanjay V Khaparde Vs Ministry of Steel \(30 KB\) \(PDF file that opens in a new window\)](#) 

Recommended Readings:

- | | |
|--|--|
| 1. Prof. (Dr) S.V. Joga Roa | Law relating to Information: A comprehensive & Insightful commentary |
| 2. N.K.Jain | Right to Information |
| 3. P.K. Saini & R.K.Gupta | Right to Information Act,2005: Information & Challenges |
| 4. Farzana Begum | Right to Information in Global Perspective |
| 5. Dr Abhe Singh Yadar | Right to Information Act,2005:An Analysis |
| 6. D. Khandelwal & K.K Khandelwal | Right to Information Act,2005 |
| 7. L.P's Right to Information Laws in India | Law Publishers ,India |
| 8. RTI Act(Central),2005& J&K RTI Act ,2009 | |
| 9. RTI Rules (Central),2005& J&K RTI Rules ,2009 | |
| 10. J&K Public Services Guarantee Act,2011 | |
| 11. 2. J&K Public Services Guarantee Rules,2011 | |

2nd Year

Paper-I Legal Theory / Jurisprudence **Course Code:2nd LLBA-1**

Note:- The subject includes a comprehensive study of legal theory. The question paper will be spread over the whole syllabus and shall carry 100 marks, (out of which 20 marks will be for Internal Assessment Tests/Assignments) The question paper will comprise of 3 Sections. Section A shall carry 10 questions of 2 marks each, Section B shall carry 5 questions of 6 marks each and Section C shall carry 5 questions of 10 marks each. The students shall be required to attempt all the questions from sections A & B and only 3 questions from Section C

Unit:I : Nature and Scope of Jurisprudence : Natural Law Theories

1. Definitions & Theories of Law
2. Natural Law Theories
3. Revival of Natural Law

Unit:II : Positivism, Sociological & Historical Theories

1. Positive law Theories
2. Historical and Anthropological approach
3. Sociological approach
4. Social Engineering.

Unit:III : Legal Realism: Administration of Justice

1. Realistic Approach
2. Economic Approach
3. Administration of Justice

Unit:IV: Legal Concepts

1. Possession
2. Ownership
3. Rights and Duties
4. Liability

Unit:V : Sources of Law

1. Customs
2. Precedent
3. Legislation

Leading Cases

1. A.K. Gopalan V. State of Madras. AIR 1950 S.C. 7-137
2. Meneka Gandhi Y. Union of India. AIR 1978 Sc 597.
3. Gokut Chand V. Parvin Kumari. AIR 1952 SC 826.
4. Bengal Immunity Co. V. State of Bihar . AIR 1955. SC 661
5. Ganga Sugar Corporation. V. State of UP. AIR 1930 . SC 286
6. Satyanarayana V. Venkatapayya. AIR 1953 SC 195.
7. Raymond Lyons and co. Ltd. V. Metropolitan Police Commissioner (1975)
All ER 335.
8. Soloman V. Soloman and Co. Ltd. 1887 AC 22 ar 51.

Recommended Books

- | | | |
|----|----------------|------------------------------|
| 1. | Salmond | Jurisprudence |
| 2. | Dias, | Jurisprudence |
| 3. | Briedman, | Legal Theory |
| 4. | Paton , G.W. , | A Text book of Jurisprudence |

Paper-II

Law of Sale of Goods and Partnership

Course Code:2nd LLBA-2

Note: the subject includes a comprehensive and upto date study of the law of Sale of Goods and Partnership in India. The question paper shall be of 100 marks(out of which 20 marks will be for Internal Assessment Tests/Assignments), spread over the whole syllabus The question paper will comprise of 3 Sections. Section A shall carry 10 questions of 2 marks each, Section B shall carry 5 questions of 6 marks each and Section C shall carry 5 questions of 10 marks each. The students shall be required to attempt all the questions from sections A & B and only 3 questions from Section C

Unit-I: Contract of sale

1. Sale of Goods Act. 1930: Nature ,definition& scope
2. Different kinds of goods
3. Essentials of contract of sale
4. Sale distinguished from analogous contracts

Unit: II: Conditions and Warranties

1. Conditions and Warranties: distinction& consequences

2. Implied conditions
3. Rule of Caveat Emptor
4. Implied Warranties.

Unit: III Transfer of property & title and unpaid seller

1. Transfer of property in goods
2. Risk follows property
3. Transfer of title :Exceptions to rule: *Nemo det quod non habit*
4. Rights of Un-paid seller
5. Suits for breach of contract & performance
6. Hire purchase & limitations on hire-purchase

Unit: IV Indian partnership Act. 1932

1. Nature & scope
1. Essentials of partnership
2. Distinction between company& firm ,co-ownership,Joint family
3. In-coming and outgoing partners

Unit :V Relations of partners/Registration & Dissolution of Firm

1. Relations of partners- *interse*
- 2 .Relations of partners to third parties and extent of liability
3. Doctrine of Holding Out
4. Registration of Firms & Effects of Non-registration
5. Dissolution of Firm

Leading Cases:

1. Baldry V. Marshell (1925) IKB 260
2. Grant V. Australian Knitting Mills AIR 1936 PC.
3. CIP Railway Co. V. Hanumandas I.I R (11889) 14 Bombay 57.
4. Cox V. Hickman (1860) 8 HLC 268.
5. Tower Cabinet Co. V. Ingram (1949) 1 AII ER: 1033.
6. Snow V. Mil 1 ford (1868) 18LT 142.
7. Sales Tax Commissioner V. M/s K. Kalukutty AIR 1985 SC 1143
8. T.T. Commissioner V.G.P. Naidu and Sons. AIR, 1980 AP 158 (F.B.)

Recommended Books

1. Avtar Singh India Sale of Goods Act
2. Mulla Law of partnership in India
3. Atiyah PS Sale of Goods

Paper-III Labour & Industrial Laws

Course Code: 2nd LLBA-3

Note: The subject includes a comprehensive and upto date study of the Indian laws in India. The question paper shall be of 100 marks(out of which 20 marks will be for Internal Assessment Tests/Assignments), spread over the whole syllabus. The question paper will comprise of 3 Sections. Section A shall carry 10 questions of 2 marks each, Section B shall carry 5 questions of 6 marks each and Section C shall carry 5 questions of 10 marks each. The students shall be required to attempt all the questions from sections A & B and only 3 questions from Section C

Unit :I: The industrial Disputes Act, 1947

1. Definitions: Industry, Industrial Dispute & workmen
2. Machinery for settlement of Industrial disputes
3. Strikes, types & legal consequences
4. Lock outs, lay off and retrenchment

Unit :II Trade Unions Act. 1926

1. History of Trade Union Movement
2. Definition of Trade Union
3. Registration Trade Unions
4. Immunities of Registered Trade Unions
5. Trade Union Funds
6. Membership, Amalgamation and Dissolution of Trade Unions

Unit :III : The Workmen's Compensation Act, 1923

1. Definitions
2. Death & Disablement
3. Workmen's compensation (Sections 3 to 17)
4. Commissioner (Sections 19 to 31)

Unit :IV : The Employees State Insurance Act, 1948

1. Definitions
2. E.S.I. Administration
3. E.S.I Fund and Contributions
4. Benefits
5. Adjudication of Disputes and claims.

Unit :V : Law Relating to Wages and its Classification

1. Concept of Wages
2. Procedure for fixation of minimum rates of Wages

3. Payment of Wages Act. 1936.
4. Determination of Wages
5. Payment of Wages (wage-period time of payment and permissible deductions)

Leading Cases

1. Bangalore Water Supply V.A Rajappa. AIR 1978 SC 548
2. Santosh Gupta Vstate Bank of India (1980) II LLJ 72 (SC).
3. Hariprasad Shiv Shanker Shukla V. A.D. Divakar Air 1957 SC 121.
4. Syndicate Bank V.K. Umesh Naval: AIR 1995 SC 319.
5. Pratap Narain Singh Deo V. Sriinivas AIR 1976 SC 222.
6. National Insurance Co. Ltd. To. Balavtwa 1994 ILL 1-433 (Karnataka).
7. Arya Munni V. Union of India (1965) ILLJ 24.
8. Royal Talkies Hyderabad V.E.S I corporation AIR 1978 SC 1478.
9. B.Shah V. Labour Court Coimbatore AIR 1978 SC 12
10. Peoples Lion far Democratic Rights V. Union of India (1982) II LLJ.II.454(SC).
11. Maganeses One (India) Ltd. V . Chandi Lal Sinha 1991 Lab. IC 524.
12. State Bank Staff Union V. State Bank of India 1991 Lab. I. 197.
13. Ardes Shiv V. State of Bombay , AIR 1992 SC 29.

Recommended Books

- | | | |
|-----|---------------|---|
| 1. | Bagri | Law of Industrial Disputes |
| 2. | Srivastava | Industrial relations and labour Laws |
| 3. | Malhotra | Law of Industrial disputes. |
| 4. | Karnik. | Indian Labour: Problems and Prospectus. |
| 5. | Dhyani. | Trade Unions and the Right to Strike. |
| 6. | Srivastava | Social Security and Labour Laws. |
| 7. | Srivastava. | The Workmen's Compensation Act. |
| 8. | Srivastava | The Employees State Insurance Act. |
| 9. | Chopra | Payment of Wages Act. |
| 10 | Chopra & Apte | Minimum Wages Act. |
| 11. | Ramamanathan | Payment of Wages Act and Minimum Wages Act. |

Paper-IV Constitutional Law Course Code: 2ndLLBA4

Note: The subject includes a comprehensive study of Constitutional Law. The question paper will be of 100 marks(out of which 20 marks will be for Internal Assessment Tests/Assignments) spread over the whole syllabus. The question paper will comprise of 3 Sections. Section A shall carry 10 questions of 2 marks each, Section B shall carry 5 questions of 6 marks each and Section C shall carry 5 questions of 10 marks each. The

students shall be required to attempt all the questions from sections A & B and only 3 questions from Section C

Unit-I : Nature of Indian Constitution

1. Salient Features of the Indian Constitution.
2. Federal features of Indian Constitution.
3. Powers and Position of President & Governor : Relation with council of Ministers.
4. Legislature: Privileges and immunities of legislatures.
5. Judiciary: Constitution and Jurisdiction of Supreme Court and High Court.

Unit-II : Fundamental Rights-I

1. Fundamental Rights :Nature &scope
2. Right to equality
3. Right to freedom
4. Right to life and personal liberty

Unit-III: Fundamental Rights-II & Directive Principles

1. Right against exploitation.
2. Right to religion.
3. Cultural and educational rights.
4. Right to constitutional remedies.
5. Directive Principles and Fundamental Duties: (Article 36-51.51 A)

Unit-IV: Central State Relations

1. Distribution of legislative Powers: (Articles 245, 246, 248 and 254).
2. Freedom of Trade, commerce and Intercourse (Articles 301-305).
3. Civil Services (Art 309-311).

Unit- V : Emergency & Amendment

1. Emergency Provisions (Articles 352-359)
2. Amendment of the Constitution: (Article 368).
3. Articles 370: Special Provisions Relating to J&K.

Leading Cases

1. U.N. Rao. V. Indira Gandhi. AIR 1971 SC 1002.
2. Shamshar Singh V. State of Punjab. AIR 1955 SC 556.
3. A.K. Roy .V. Union of India . 1982 SC 710.
4. K.M. Nanayati V. State of Bombay AIR 1961 SC 112.
5. Keshav Singh V. AIR 1965 SC 745.
6. M.S, M. Sharma V. Sri Krishen Sinha AIR 1959 SC 395.
7. State of Bombay V.R.M. D. Chamarbaugwala. AIR 1957. SC 699.
8. Prafula Kumar V. Bank of Commerce. AIR 1947 PC 252.
11. Zaverbhai V. State of Bombay . AIR 1954 . SC 752.

12. Electricity Board Rajasthan V. Mohan Lal AIR 1967. SC 1857.
13. R.D. Shetty V. The International Airport Authority. AIR 1979. SC 1628.
14. Sodan Singh V. New Delhi Municipal Committee. AIR 1984. SC. 1966.
15. Ajay Hasia V. Khalid Mujib AIR 1981 SC 487.
16. State of West Begaal V. Anwar Ali Sarkar. AIR 1952 SC 75.
17. Kathi Ranning V. State of Saurashtra. AIR 1952. SC 75.
18. In re Special Court Bill. 1978. AIR 1979 SC 123.
19. Air India V. Nargesh Meerza. AIR 1981.m SC 1829.
20. Indra Sawhney V. Union of India. AIR 1993. SC 477.
21. LIC India V.M. D. Shah (1992) -3SCC 637.
22. Bijee Emmanuel V. State of Kerala (1986) 3 SCC 615.
23. Unni Krishnan V. State of AP. (1993) 1 SCC 645.
24. A. K. Gopalan B. State of Madras AIR 1950 SC 597.
25. Kharak Singh V. State of UP . AIR 1964 SC 1295.
26. Francis Coralie V. Union Territory of Delhi. AIR 1978 .SC 597.
27. Manika Gandhi V. Union of India. AIR 1981. SC. 746.
28. Ministry of I&B.V. Cricket Association of West Bengal . 1995.2SCC161.
29. Shankri Prasad V. Union of India. SC 455.
30. Sajjan Singh V. State of Rajasthan. AIR 1965 SC 845.
31. Golak Nath V. State of Punjab . AIR 1971. SC 1643.
32. Kesavand Bharati V. State of Kerala. AIR 1973 SC 141.
33. Minera Mills V. Union of India AIR 1980 SC 1461.
34. P.L. Chingra V. Union of India AIR 1958 SC36.
35. Union of India V. Tulsiram Patel (1985) 3 SCC 398.
36. A.D. M. Jabalpur V.S Shukla AIR 1975 SC 1207.
37. T.M. A. Pai Foundation V. State of Kamataka (2002) 8 SCC 481.

Recommended Books

- | | | | |
|----|--------------|--------------------------------|----------|
| 1. | Jain .M.P. | Constitution of India | |
| 2. | Shukla. | Constitution of India | |
| 3. | Pandey, | Constitutional Law of India | |
| 4. | Seerwai H.M. | Constitution of India | |
| 5. | Dayan S, | Constitution of India | |
| 6. | Basu. D.D. | Commentary on the Constitution | of India |

Paper-v**Company Law****Course Code:2nd LLBA5**

Note: The subject includes a comprehensive and up to date study of the Company law in India.. The question paper will be of 100 marks (out of which 20 marks will be for Internal Assessment Tests/Assignments) spread over the whole syllabus. The question paper will comprise of 3 Sections. Section A shall carry 10 questions of 2 marks each, Section B shall carry 5 questions of 6 marks each and Section C shall carry 5 questions of 10 marks each. The students shall be required to attempt all the questions from Sections A & B and only 3 questions from Section C.

The provisions of the Companies Act 2013 shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint and different dates may be appointed for different provisions of this Act.

Unit-I Incorporation and Formation of Company

1. Definitions :Section 2
2. Company & other Forms of Business Organizations
3. Different Kinds of Company: One Person Company, Foreign Company.
4. Incorporation of Company: Advantages& Disadvantages of Incorporation.
5. Memorandum and Articles of Association
 - i. Doctrine of Indoor Management.
 - ii. Doctrine of Ultra Vires.
 - iii. Doctrine of Constructive Notice
6. Promoters

Unit II: Corporate Financing

1. Prospectus and Statement in lieu of Prospectus
2. Shares, Share Capital and Debenture, Debenture Bond
3. Depositories, Demat Shares
4. Classification of Company Securities
5. SEBI
4. Inter-corporate Loans
5. Role of Court to Protect Interests of Creditors and Shareholders, Class Action Suits, Derivative Actions

Unit III: Corporate Governance

1. Kinds of Company
2. Position, Powers, Duties of Directors
3. Kinds of Directors: Independent Director, Women Director ,Nominee Director, Appointment of Director by small share holders.
4. Companies Secretary: Position and Powers under Companies Act.
5. Investor Protection.
6. Insider Trading.
7. Corporate Fraud.
8. Auditing Concept.

Unit IV: Regulatory Mechanism

1. Adjudicatory Bodies: Composition, Jurisdiction, Powers & Functions.
 - a) National Company Law Tribunal
 - b) Appellate Tribunals
 - c) Special Courts.

Unit V: Corporate Social Responsibility and Corporate Liquidation

1. Evolution of Corporate Social Responsibility,
2. Corporate Criminal liability.
3. Prevention of Oppression and Mismanagement

4. Winding up of Company.
 - i. Winding up by Tribunal
 - ii. Voluntary Winding up

Text Books:

1. Taxmann, A Comparative Study of Companies Act 2013 and Companies Act 1956 **References:** 1. Charles Wild & Stuart Weinstein Smith and Keenan, Company Law, Pearson Longman, 2009
2. Taxmann, Companies Act 2013
3. Institute of Company Secretaries of India, Companies Act 2013, CCH Wolter Kluver Business, 2013
4. Lexis Nexis, Corporate Laws 2013 (Palmtop Edition)
5. C.A. Kamal Garg, Bharat's Corporate and Allied Laws, 2013
6. Saleem Sheikh & William Rees, Corporate Governance & Corporate Control, Cavendish Publishing Ltd., 1995
7. Avtar singh : Company law with 2013 Companies Act

(Optional –I)

**Public International Law
(Optional)**

Course code:2ndLLBA6(OP-1)

Note: The subject includes a comprehensive and upto date study of various aspects of Public International Law. The question paper shall be of 100 marks (out of which 20 marks will be for Internal Assessment Tests/Assignments, spread over the whole syllabus. The question paper will comprise of 3 Sections. Section A shall carry 10 questions of 2 marks each, Section B shall carry 5 questions of 6 marks each and Section C shall carry 5 questions of 10 marks each. The students shall be required to attempt all the questions from sections A & B and only 3 questions from Section C

Unit-I: Nature, Origin & Development

1. Origin & development of international law
2. Nature & Scope of International law.
3. Theories of International Law

Unit-II: Sources of International Law

1. Custom as source of International Law:
2. Treaties (Including an overview of the Law of Treaties)
3. General Principles of Law and judicial writings.

Unit-III : Subjects of International Law:

- 1 .State
2. International Organizations.
- 3.Individuals and UNO.
4. Recognition of States and Governments

Unit-IV: Jurisdiction of States

1. Territorial, Personal , Universal.
2. Extradition and Asylum.
3. Law of State Responsibility.

Unit-V : Peaceful settlement of disputes

1. Negotiation ,mediation and conciliation.
- 2.Arbitration
3. Judicial settlement by ICJ.

Recommended Books

- | | | |
|----|----------------|--|
| 1. | Oppenheim, | International Law |
| 2. | Stark-1.G. | Introduction to International Law |
| 3. | Max Sorenson. | A Manual of Public International law |
| 4. | M.P. Tandon. | International Law |
| 5. | S.K. Kapoor . | International Law. |
| 6. | R.C. Hingorani | Modern International Law |
| 7. | Verma SK., | An Introduction to Public International Law. |

Paper – VI (Optional-II)

Human Rights

Course code: 2nd LLBA6(OP-2)

Note: The subject includes a comprehensive and upto date study of various aspects of Human Rights. The question paper shall be of 100 marks(out of which 20 marks will be for Internal Assessment Tests/Assignments, spread over the whole syllabus The question paper will comprise of 3 Sections. Section A shall carry 10 questions of 2 marks each, Section B shall carry 5 questions of 6 marks each and Section C shall carry 5 questions of 10 marks

each. The students shall be required to attempt all the questions from sections A & B and only 3 questions from Section C

Unit-I Human Rights: Concept & Development.

1. Human Rights : Origin and Development.
2. Nature and Scope.
3. The United Nations Human Rights System
4. The UN Charter and Human Rights.

Unit-II International Bill of Human Rights.

1. The Universal Declaration of Human Rights
2. The Covenant on Civil and Political Rights
3. The Covenant on Economic, Social and Cultural Rights
4. UN Charter based Institutions for implementation

Unit-III Regional Conventions on Human Rights

1. European Convention on Human Rights
2. The American Convention on Human Rights
3. The African Charter on Human and Peoples Rights
4. Prospects and Problems of Human Rights in Asia

Unit-IV Human Rights and Vulnerable Groups:

1. Rights of Women and Children
2. Rights of Minorities and Refugees.
3. International Humanitarian Law
 - a. Definition, origin and development
 - b. Protection on defense-less in war
 - c. Limitations on methods and use of force during armed conflicts,
 - d. Contemporary issues and challenges.

Unit-V India and International Human Rights Law

1. India and International Human Rights Treaties
2. An overview of Part III and part IV of the Indian Constitution
3. Enforcement of Human Rights
 - i). Judicial
 - ii). Non-Judicial : National Human Rights Commission
 - iii). Protection of Human Rights Act. 1993

iv) UN HR Council

4. Human Rights: Some Contemporary Issues
 - i). Role of NGO's
 - ii). Cultural Relativism
 - iii). Self- determination

Leading Cases

1. Namibia Case.
2. Filartiga V. Pena Irala.
3. Ireland V. United Kingdom
4. Golder V. United Kingdom
5. Sunil Batra V Delhi Administration
6. HussainAra Khtoon. V. Home Secretary
7. Menaka Gandhi V. Union of India

Recommended Books

1. Lauterpacht, International Law and Human Rights
2. Lavis & Burgemtiz International Protection of Human Rights
3. I. Menon, Human Rights International Law
4. A.B. Kailash, Human Rights in International Law
5. S.C. Khare, Sunil Batra V Delhi Administration
6. Krishan Lyer, Human Rights and Inhuman Wrongs
7. Upendra Baxi, The Right to be Human
8. C.K. Agarwal, Human Rights
9. H. Agarwal International Law and Human Rights
10. Human Rights Protection Act, 1993
11. Public Safety Act, 1978
12. Jammu & Kashmir Disturbed Areas act. 1992.

**Paper-VI (optional –III)
code:2ndLLBA6(OP3)**

Sub: Administrative Law

Course

Note: The subject includes a comprehensive study of the Administrative Law. The question paper will be of 100 marks (out of which 20 marks will be for Internal Assessment Tests).It will be spread over the whole syllabus The question paper will comprise of 3 Sections. Section A shall carry 10 questions of 2 marks each, Section B shall carry 5 questions of 6 marks each and Section C shall carry 5 questions of 10 marks each. The students shall be required to attempt all the questions from sections A & B and only 3 questions from Section C

Unit:I Introduction:

1. Definition and Scope of Administrative Law.
2. Causes for the growth of Administrative Law

Unit:II Delegated Legislation

1. Definition.
2. Factors leading to the growth of Delegated legislation.
3. Constitutionality of Delegated Legislation.
4. Kinds of Delegated Legislation.
5. Controls over Delegated Legislation

Unit:III : Principles of Natural Justice:

1. Audi Alteram Partem.
2. Nemo Judex in Causa.
3. Reasoned Decisions.
4. Effects of failure of Natural Justice.

Unit:IV Applicability of the Principles of Natural Justice:

1. Constitutional and Statutory Mandate.
2. Doctrine of Fairness.
3. Doctrine of Legitimate expectation.
4. Exclusion of Natural Justice.
5. Post-decisional Hearing.
6. Self-imposed Restraints on Writ Jurisdiction:
7. Locus Standi and Public Interest Litigation

Unit:V Judicial Control of Administrative Action through Writs:

1. Mandamus.
2. Certiorari.
3. Prohibition.
4. Habeas Corpus
5. Quo-warranto.

Leading Cases:

1. In re Delhi Laws Act Case, AIR 1951 SC 332
2. Maharashtra State Board O.S & H.S. Education V. Paritesh, AIR 1984 SC 1543.
3. A.K. Kraipak v. Union of India, AIR 1970 SC 150
4. Maneka Gandhi V.Union of India AIR 1982 SC 149

5. M.P Sugar Mills V.U.P AIR 1979 SC 621
6. Rowland v. Environmental Agency, 2003 EWCA Civ 1885.
7. Raja Ram Pal v.Hon'ble Speaker,Lok Sabha(Cash for Querry Case)(2007)3 SCC 184.
8. State of U.P.v. Jeet S.Bhat,(2007)6 SCC 586.
9. Vice-Chancellor, MD University v. Jahan Singh,(2007)5 SCC 77
10. State of Karnataka v. K.K. Mohandas,(2007)6 SCC484.
11. Mohd. Abdul Qadir v.Director,General of Police, (2009)6 SCC 611.

Recommended Readings:

1. D.D. Basu Comparative Administrative Law
2. Jain and Jain: Principles of Administrative Law
3. I.P Massey: Administrative Law.
4. M.P. Jain Treatise on Administrative Law
5. De-Smith Judicial Review of Administrative Action.
6. K.C. Davis: Administrative Law Text
7. Noor M Bilal Judicial Control of Administrative Adjudication