

**PT. RAVISHANKAR SHUKLA UNIVERSITY RAIPUR,
CHHATTISGARH**

FACULTY OF LAW(ORDINANCE No. 179)

ORDINANCE, SCHEME OF EXAM AND SYLLABUS

OF

B.A.LL.B.

(FIVE YEAR INTEGRATED DEGREE COURSE)

SEMESTER SYSTEM EXAMINATION

2023-25

PUBLISHED

BY

SCHOOL OF P.G. STUDIES AND RESEARCH IN LAW

FOR

REGISTRAR

**PT. RAVISHANKAR SHUKLA UNIVERSITY RAIPUR,
CHHATTISGARH**

Pt. Ravishankar Shukla University Raipur, Chhattisgarh

Revised ordinance No.179

**B.A.LL.B. FIVE YEARS INTEGRATED DEGREE COURSE
(Semester System)**

1. The whole period of this integrated B.A.LL.B course divided into five academic years/ classes known as B.A.LL.B Semester first, second, third, fourth, fifth, sixth, seventh, eighth, ninth and tenth semesters respectively. Every year /class is divided into Two Semesters WINTER and SUMMER Semesters. The examination of winter semester of all the classes will be called as WINTER TERM EXAMINATION and the other one would be known as SUMMER TERM EXAMINATION. In other words the course is extended into TEN SEMESTERS. The winter semesters are known as ODD semesters (I, III, V, VII , IX) while the summer semesters are known as EVEN semesters (II, IV, VI, VIII , X).

2. The details syllabus/ course of studies for each semester/ academic year and marking scheme for examination, etc. for this course shall be framed and approved by the Board of Studies and Law faculty duly constituted in accordance with the provision of the University Statute and Act. The syllabus forming bodies can amend/ modify the syllabus if needed in the light of BCI norms, time to time.

3. The semester academic schedule shall be framed by the University authorities according to the guidelines of BCI, and may be changed if needed.

The general schedule * will be as follows for this course—

S.No.	ACTIVITY	ODD SEMESTERS I, III, V, VII, IX	EVEN SEMESTER II, IV, VI, VIII, X
		DATE	DATE
1	Admission Process	June 16 – July 15	-----
2	Commencement of the classes	July 16	January 1
3	Meeting of Examination Committed 1	August 1-4	January 15-30
4	Name of the Practical Examination (External) should be informed to Head of S.O.S	September 1-10	February 20-28
5	Completion of Theory course	November-1	April-1
6	Practical Examination	November 1-10	April 1-10
7	Preparation leave	November 11-15	April 11-15

8	Theory Examinations	November 16-30	April 16-30
9	Declaration of Result/ Semester Break	(Winter Term Exam.) December 1-31	(Summer Term Exam.) May 1- June 15

* This is a general schedule; the activities may be fluctuated in avoidable circumstances.

1. Respective sections (Examination and Confidential) the university will act accordingly.

2. The Practical examination date will be confident by HOD/ Principal as the case may be.

4. An applicant who has passed & successfully completed Senior secondary school certificate course in 10+2 system or equivalent (such as 11+1, 'A' level in senior school leaving certificate) course recognized by the university or passed Higher Secondary School Examination of Chhattisgarh Board of Higher Secondary Examination, Raipur with at least 45% of the total marks in case of General category and 40% of the total marks in the case of SC and ST in any stream and also fulfilled the other institutional and State Government criteria shall be eligible for a admission in B.A.LL.B First Semester. The procedure for this admission shall be announced by the University administration every year.

5. Subject to the condition stipulated by a University on this behalf and the high degree of professional commitment required the maximum age for seeking admission in this course is limited to twenty years in case of General category of applicant and twenty two years in case of applicants for SC/ST and Other Backwards communities on the 1st day of July every year.

6. If any applicant who fulfill the requirements of clause 4 and 5 and other processes relating to admission and he/she has got admitted in First semester and has prosecuted regular course of prescribed study for that semester session in the University School of Law or in an affiliated College to the University shall be eligible to appear at the B.A.LL.B First semester WINTER TERM EXAMINATION.

7. (i) There will be a full examination at the end of each semester consisting of theory paper and practical examination.

(ii) A candidate who fails to secure minimum pass mark in any subject may improve the same at the next semester examination (ATKT)

(iii) There will be no supplementary examination

(iv) Standard of passing:

- a. Minimum 36% marks in individual paper.
- b. There shall be 48% marks in aggregate in each semester examination.
- c. A candidate who has secured minimum passing marks in all the papers but could not obtain 48% marks, such candidate shall be given option to select two papers of the concern semester to makeup to the short fall of the 48% aggregate of each semester.

(v) A Candidate who has been admitted B.A.L.L.B. 1st Semester will be promoted in higher semester in accordance with following sub rules.

- a. A candidate shall not be admitted in the fifth or higher Semester Classes unless he/she has fully passed/cleared in first and second semester examination(passed in individual paper and 48% aggregate), likewise candidate shall not be admitted to seventh or higher semester clear unless he/she fully passed/cleared the first four semester examination(passed in individual paper and 48% aggregate and similarly candidate shall not be admitted in the 9th or higher semester classes unless he/she fully passed/cleared the first six semester examination(passed in individual paper and 48% aggregate).
- b. For the promotion to the higher semester the sequence shall be adhered to.
- c. No Candidate will be awarded degree of B.A.L.L.B. unless he/she passed all the 10th semester examination. If any previous semester, paper remains as backlog to be cleared by him/her the result will be withheld till he/she passed the backlog.

A successful candidate shall be awarded division on the basis of marks obtained by him/her in all ten semester examination taken together. Those who secure 60% or more shall be placed in 1st division. All other successful candidates shall be placed in 2nd division.

8. (a) No Candidate shall be permitted to appear for any of the B.A.L.L.B. Semester examination unless he has attended at least 75% of the total number of lectures, Practical works and Seminars held during the Semester Session. The Vice Chancellor may condone 15% of attendance on the recommendation of Head of S.O.S /Principal in genuine cases.

(b) Every student of the College/University Teaching Department Seeking admission to the semester examination shall submit through the principal or Head of the Department as the case may be, application on prescribed form together with necessary fees. The student shall be permitted

to appear in the examination if he fulfills other condition of ordinance/statutes of University relating to the examination.

9. In order to declare successful at any of the B.A.LL.B. Semester Examination every Candidate will have to obtain at least 36% marks in individual papers and at least 48% marks in aggregate.

A successful candidate shall be assigned division on the basis of the marks obtained by him/her in all the ten semester examinations taken together. Those who secure 60% marks or more shall be placed in the FIRST DIVISION. All other successful Candidate shall be placed in the SECOND DIVISION.

10. The provision of revaluation will not be available; however a student may apply for re-totaling.

11. The conditions / stipulations of above ordinance will be subject to rules and regulations made or modified by the Bar Council of India in respect of Rules of Legal Education as framed and amended from time to time.

12. The provisions of Ordinances 5 and 6 shall be applicable only to the extent that they are not inconsistent with the provision of this Ordinance.

13. The Executive Council shall publish the results of the examination as soon as possible for it.

14. After passing all the Five Year semester examinations, the candidate shall be eligible for the degree of B.A. LL.B. Five Year Integrated Degree Course, if permitted by the executive council.

B.A.LL.B. (SEMESTER SYSTEM) - Session (2020-21)

FIRST SEMESTER (July to December)

S.No	Papers	Max. Marks
1	English-I	100
2	Sociology	100

3	History	100
4	Legal History of India (1600-1887)	100
Total Marks		400

B.A.LL.B. (SEMESTER SYSTEM) - Session (2020-21)
SECOND SEMESTER
 (Jan to June)

S.No	Papers	Max. Marks
1	English-II	100
2	Economics	100
3	Political Science-I	100
4	Constitutional History of India (1858-1950)	100
Total Marks		400

B.A LL.B (SEMESTER SYSTEM) (2020-21)
THIRD SEMESTER
 (July to December)

S. No	Papers	Max. Marks
1	Political Science – II(Major)	100
2	History – II (Minor)	100
3	Economics – II (Minor)	100
4	Contract-I (General Principal of Contract)and Specific Relief	100
Total Marks		400

B.A.LL.B. (SEMESTER SYSTEM) - Session (2020-21)
FOURTH SEMESTER
 (Jan to June)

S. No	Papers	Max Marks
1	Political Science – III (Major)	100
2	Sociology – II (Minor)	100
3	Political Science – IV (Major)	100
4	Contract - II (Specific Contract) Sale of Goods and Partnership Act	100
Total Marks		400

B.A.LL.B. (SEMESTER SYSTEM) - Session (2020-21)
FIFTH SEMESTER
(July to December)

S.No	Papers	Max. Marks
1	Jurisprudence and Legal Theory	100
2	Law of Torts including Motor Vehicle Act and Consumer Protection Laws	100
3	Law of Crimes –I (I.P.C.)	100
4	Law of Crimes –II (Criminal Procedure Code , Juvenile Justice Act & Probation of Offenders Act)	100
Total Marks		400

B.A.LL.B. (SEMESTER SYSTEM) - Session (2020-21)
SIXTH SEMESTER
(Jan to June)

S.No	Papers	Max. Marks
1	Law of Evidence	100
2	Constitutional law -I	100
3	Constitutional law -II	100
4	Environmental law including Wild Life Protection and Animal Welfare	100
Total Marks		400

B.A.LL.B. (SEMESTER SYSTEM) - Session (2020-21)
SEVENTH SEMESTER
 (July to December)

S.No	Papers	Max. Marks
1	Family Law-I Hindu law	100
2	Family Law-II Muslim law	100
3	Administrative Law & Right to Information Act	100
4	Law of Equity and Indian Trust Act,1882	100
5	(Practicals) : Professional Ethics and Professional Accounting System.	
Total Marks		500

B.A.LL.B. (SEMESTER SYSTEM) - Session (2020-21)
EIGHTH SEMESTER
 (Jan to June)

S.No	Papers	Max. Marks
1	Labour and Industrial Law-I	100
2	Labour and Industrial Law-II	100
3	Human Rights and Public International Law	100
4	Insurance Law	100
5	(Practicals) : Alternative Disputes Resolution	100
Total Marks		500

B.A.LL.B. (SEMESTER SYSTEM) - Session (2020-21)
NINTH SEMESTER
 (July to December)

S.No	Papers	Max. Marks
1	C.G. Land Revenue Code and Other local laws	100
2	Intellectual Property Law	100
3	Company Law	100
4	Law of Taxation	100
5	(Practical): Moot Court exercised and Internship	
Total Marks		500

B.A.LL.B. (SEMESTER SYSTEM) - Session (2020-21)
TENTH SEMESTER
 (Jan to June)

S.No	Papers	Max. Marks
1	Transfer of Property Act and Easement Act	100
2	Civil Procedure Code and Limitation Act	100
3	Interpretation of Statutes and Principles of Legislation	100
4	Criminology and Penology	100
5	(Practical): Drafting, Pleading and Conveyancing	100
Total Marks		500

SYLLABUS FOR B.A.LL.B SEMESTER-I

PAPER-I-

ENGLISH-I-GENERAL ENGLISH

UNIT-I GRAMMER AND USAGES :

- (a) Tense Sequence - Tense & Concord.
- (b) Noun modifier (determiners propositional phrases and clauses).
- (c) Active and Passive.
- (d) Basic language skill - The ability to fill up blanks correct errors, choose correct form out of alternative choice, Join clauses.

UNIT-II SENTENCES AND ITS BASIC TRANSFORMATION :

- (a) Basic transformation - Passive, Negatives, questions, conditional
- (b) Reported Speeches Including Part of speeches
- (c) Question tags and short responses.

UNIT-III VOCABULARY (COMMUNICATIONS SKILLS) :

- (a) English legal terms relevant the subject/paper
- (b) Use of legal terms and idiomatic expression.
- (c) Use of language as a tool to express communicative functions, such as seeking and imparting information-expressing attitudes - intellectual and emotional , persuasion and discussion.
- (d) Common error in English.

UNIT-IV COMPREHENSION SKILL :

- (a) Reading comprehension (Principles and Practice) of unseen passage
- (b) Listening comprehension

UNIT-V COMPOSITION SKILL :

- (a) Paragraph writing
- (b) Formal correspondence
- (c) Note taking

(d) Translation from regional language into English and vice-versa.

RECOMMENDED READING MATERIAL

1. F.T. WOOD - REMEDIAL ENGLISH GRAMMER FOR FOREIGN STUDENT (MAC-MILLAN)(1975).
2. ISTIAQUE ABIDI - LAW AND LANGUAGE - (UNIVERSITY PUBLISHER-ALIGARH)(1978)
3. COLLINS -LEGAL DICTIONARY (UNIVERSAL BOOK STALL, 3 ANSARI ROAD), NEW DELHI.
4. W.STANNARD ALLEN -LIVING ENGLISH STRUCTURE (OXFORD)
5. M.K. GANDHI - THE LAW AND THE LAWERS (NAVJIVAN PUBLISHERS AHMADABAD)
6. DENNING -DUE PROCESS OF LAW (BUTTER WORTH LONDON)
7. M.C. CHAGLA - ROSES IN DECEMBER (BHARTIYA VIDYA BHAWAN, BOMBAY)
8. VIDHI SAHITYA PRAKASHAN- MINISTRY OF LAW NEW DELHI-HINDI-ENGLISH GLOSSORY
9. SUNITA SHARMA - A TEXT BOOK OF ENGLISH GRAMMER COMPOSITION AND TRANSLATION (VIKAS)
10. GARNER BRYAN - A DICTIONARY OF MODERN LEGAL USAGES (OUPANSARI ROAD DARIYAGANJ, NEW DELHI)
11. SCHEDULED MATERIAL DRAWN FROM RENOUNED JUDGEMENT.
12. BHASHARAN & HORSBURGH - STRANGTHEN YOUR ENGLISH (OUP - 1973)
13. B.K. DAS AND DAVID - A REMEDIAL COURSE IN ENGLISH FOR COLLEGES (BOOK I & II)
14. M.L. TIKKOO & SUBRAMANIAM - USAGES AND COMPOSITION (LONGMAN)
15. PROF. V.S. ELIZABETH - GENERAL ENGLISH
16. R.K. JAIN - PROFESSION IN ENGLISH

PAPER - II
SOCIOLOGY

UNIT-I

- (a) Sociology as a science and its concepts- its meaning definition and Origin and importance.
- (b) Basic concepts in Sociology - Society community group associations, value and norms.
- (c) Major concepts social structure and organization.
- (d) Social Institutions Marriage, Family kinship and economic, institution, Power and Political Institutions, Religious Institutions.

UNIT-II

- (a) The Human personality - Society and Heredity interrelation. Durkheim's Theory of Suicide.
- (b) Socialization - concept, stages, agencies and Theories, Development of self and personality, Social stratification backward classes, Marx's concept of class struggle.

UNIT-III

- (a) Anomic Deviance and Social Structure.
- (b) Social Control - Concepts forms and agencies Formal and informal social order and stability, control.

UNIT-IV

- (a) Social Process - Association and disassociate social process, its concepts and classification, Durkheim's Theory of Social Solidarity.
- (b) Social Change, Concepts and Characteristics and Trend, Factors of social changes - Cultural Technological and Economic.
- (c) Cultural Change, Trend in Indian Cultural values & development.

UNIT-V

- (a) Law and Society - Social factors and legal system.
- (b) Sociology of Law and Legal profession.

RECOMMENDED READING MATERIAL :

1. PELER WESSELEY - INTRODUCTION SOCIOLOGY (HERMOND-WORTH PENGUINE BOOK 1971)
2. N.K. BOSE - THE STRUCTURE OF HINDU SOCIETY (ORIENT LONGMAN-1975)
3. ROMESH THAPPER (ED)-TRIBE, CASTE, RELIGION AND INDIA (MACMILLAN) 1977.
4. MACIVER & PASE - SOCIETY.
5. DAVID GMUNDEL MAUM- SOCIETY IN INDIA (BOMBAY POPULAR PRAKASHAN, 1972).
6. ANDRI BETEILLI - THE BACKWARD CLASSES IN NEW SOCIAL ORDER (OUP 1984)
7. ANDRI BETEILLE - INEQUALITY AND SOCIAL CHANGE (OUP 1972).
8. P. GISKORT - FUNDAMENTAL OF SOCIOLOGY.
9. T.M. BOTOMER - SOCIOLOGY (GEORGE ALLEN & UNWIN BOMBAY)
10. KUSSRGSLY DAVIS - HUMAN SOCIETY
11. JOHNSON W. - SOCIOLOGY
12. M.N. SHRIBUVASAB - SOCIAL CHANGES IN MODERN INDIA
13. K.M. KAPADDIA - MARRIAGE AND FAMILY IN INDIA.
14. T.K.OOMEN & C.N. - SOCIOLOGY FOR LAW STUENT (EASTERN VENUGOPAL BOOK COMPANY, LUCKNOW)
15. INKELES ALEX - WHAT IS SOCIOLOGY ? (PRENTICE-HALL OF INDIA)
16. JAYARAM N. - INTRODUCTORY SOCIOLOGY (MAC MILLAN MADRAS)
17. HARRY M. JOHNSON -SOCIOLOGY A SYSTEMATIC INTRODUCTION BHARTIYA SAMAJ.
18. INDRA DEVA - BHARTIYA SAMAJ.
19. MADAN C.R. - SOCIAL PROBLEM IN INDIA.

PAPER - III

HISTORY

UNIT – I

History of India – Up to 320 B.C.

Vedic Age- A brief introduction of the social, political, legal and religious infrastructure in Vedic times

The organization of Central Government in ancient India

The village republics, *mahajanspadas*

The ancient law givers- *Manu, Vrihaspati, Yaghyavalakya, Katyayana*

The *Varnashram* system

Position of women in ancient India

UNIT- II

320 B.C. to 648 A.D.

The sources, the administrator system of the Mourays, Guptas, & Harshvardhanas with special reference to-

The Central Government

Provincial administration

Local administration

Economy, revenue, agriculture, military organization, feudal system, law and justice, social infrastructure- Caste system, position of women education

UNIT – III

648 A.D. to 1206 A.D.

Historical Sources

A brief political history of the work Indian Rajput dynasties

The partiharas, chahmanas, polas, senas. Chaulukyias (Solanky)

Paramars and Kalchuris of chedi with special reference to their- administration system, central, provincial, village

Economic system: agriculture, revenue

Lw and justice

Military organization

Caste system: position of women, education

UNIT- IV

648 A.D. to 1206 A.D.

-The South Indian Dynasties,sources

A brief political history of the Chalukayas

The Cholas and the Rashtrakutas with special reference to their- administrative system central, provincial, local

UNIT-V

648 A.D to 1206 A.D.

Economy: agriculture, revenue, trade and commerce

Law and justice

Military organization

Social system: caste system, position of women

Books Recommended

1. History of India – Elliot & Dowson
2. Ancient India- V.D. Mahajan
3. Ancient India- R.C. Majumdar
4. History of India L.P. Sharma
5. Comprehensive history of India – Henry Bemeridge
6. Private & Government in Ancient India A.S. Altekar
7. Background of Indian criminal law – T.K. Banarjee
8. The political legal and military history – H.S. Bhatia
9. Evolution of Indian culture – B.N. Luniya
10. Indian history – L. Prasad

PAPER- IV

LEGAL HISTORY (1600-1857)

Unit 1st

- (a) Administration of justice in presidency towns - Surat, Bombay, Madras and Calcutta.
- (b) Provisions of Charter of 1687 and Charter of 1726, Merits and Defects of the Charter.
- (c) Distinction between the Madras Charter 1687 and the Charter of 1726
- (d) Provisions of Charter of 1753, critical estimate of the working of the Mayer Courts from 1726 to 1753.

Unit 2

- (a) Inauguration of Adalat system in Bengal , Grant of “Diwani” dual government of Bengal
- (b) Warren Hasting’s judicial plan of 1772, 1774 & 1780.
- (c) Judicial measures of Cornwallis 1787, 1790, 1793, progress of Adalat system under John Shore to William Bentick.
- (d) Regulating Act 1773, its provisions powers and functions, merits and defects of the Act.

Unit 3

- (a) Provisions of Charter of 1774 Supreme Courts of Calcutta its composition, powers and functions, Critical estimate of the provisions of judicial charters of 1774.
- (b) Some landmark cases and its effects on judicial system including Raja Nand Kumar case, Patna case and Cassijurah case
- (c) Changes under Settlement Act of 1781 and Pitts India Acts 1784.
- (d) Establishment of Madras and Bombay presidency.

Unit 4

- (a) Development of criminal law, Hindu law and Muslim law in (1600 to 1853)
- (b) Racial Discrimination
- (c) Charter Act 1813, 1833 and 1853
- (d) Law Commission & Codification

Unit 5

- (a) Privy Council- jurisdiction, Reorganization, Sui Generis body, Appeals History from India.
- (b) Development of legal profession in (1600-1853)
- (c) Development of Law Reporting In India, Growth of justice. Equality and good conscience
- (d) Influence of English law in India

Recommended Reading Material:

1. Herbert Cowell – The History and constitution of court and legislative Authorities in India (1936) (6th End. Published by S.C Bagchi , Calcutta)
2. A.B Keith – A constitutional History of India – 1600 – 1935) (central book Deptt. Allahabad)
3. M.P. Jain - Out lines of Indian Legal History. (Tripathi) (1998)
4. M.V.PAYLEE - Constitutional History of India-(1600-1950)(Asia-Bombay-1967)
5. V.D.KULSHRESTRA – Land mark in Indian Legal History(Eastern Book Co.Lucknow)
6. M.RAMAJOIS WAJONS – Legal & Constitutional Theory of India (1984)(2 roles)
7. Dr.N.V. Paranjare-Indian legal &Constitution History 6th edition (Central Law Agency)

SYLLABUS FOR B.A.LL.B SEMESTER-II

S.No	Papers	Max. Marks
1	English-II	100
2	Economics	100
3	Political Science-I	100
4	Constitutional History of India (1858-1950)	100
Total Marks		400

PAPER- II

ECONOMICS – I (MINOR)

Micro Economics

UNIT – I

Introduction:

Definition & Scope of Economics

Inductive and deductive methods of study of Economics

Basic Concepts: Utility, Demand, Supply

Law of demand

UNIT- II

Consumer Behaviour

Law of diminishing marginal utility, law of equi- marginal utility, consumer's surplus, - (classical approach only)

Elasticity of demand and its measurement and factors affecting elasticity of demand

Price elasticity, cross and income elasticity

UNIT- III

Production

Factors of production and their characteristic

Concept of cost and revenue curves

Law of returns

UNIT- IV

Product Pricing

Market and its classification

Price determination under perfect competition

Price determination under monopoly

Price determination under monopolistic competition

UNIT – V

Factor Pricing

Rent – Ricardian theory and modern theory of rent

Wages – marginal productivity and modern theory of wages

Interest – net and gross interest liquidity preference theory of Keynes

Profit – net and gross profit, theories of profit – Schumpeter's Clark's Knight's

Books Recommended

P.N. Chouhan

Micro Economics

M.L. Seth

Micro Economics

M.L. Sinha

Micro Economics

K.K. Deweth

Micro Economics

PAPER - III

POLITICAL SCIENCE – I (Major)

UNIT-I Nature origin and development of the state, Distinction between the state, society and Government. Nature and Nationality, Essential Element of the state, Classical theory of the State - Social contract theory of Hobbs, lock and -Russou and its comparison with modern (Marx, Weber, Emile, Durkhim) approaches to the notion of Political obligation, Bentham's Utilitarianism and view of Hegal and T.H. Green.

UNIT-II Main current of Western and Indian political thought. Medieval political thought (Natural Law and Natural rights) Liberalism, Socialism, and Marxism Classical Hindu and Islamic conception of State.

UNIT-III Definition of Sovereignty. Its characteristics, Political ----- and Legal sovereignty, Law and Morality, Law and state Pluralistic criticism of the theory of Sovereignty, Totalitarian State.

UNIT-IV Classification of constitution and state Unitary and Federal, Parliamentary and Presidential characteristics, Organization of Government-Executive. Legislature and Judiciary. Theory of Separation of power, Parliamentary Supremacy Legal Supremacy and Independence of Judiciary.

UNIT-V Conception of representation, Public Opinion and Participation, Political thought of Mahatma Gandhi. The Philosophy of Non-Violence, Gandhi's view on Economic and Religions.

RECOMMENDED READING MATERIAL :

1. IQBAL NARAIN - PRINCIPLES OF POLITICAL THOUGHT.
2. AASHIRVADAM E. - POLITICAL THEORIES
3. R.C. AGRAWAL - POLITICAL THOERY.
4. G.N. SINGH - FUNDAMENTAL OF POLITICAL SCIENCE AND ORGANISATION (KITAB MAHAL ALLAHABAD).
5. G.H. SABINE - A HJITORY OF POLITICAL THEORY (OXFORD-1973)
6. GANBA - INTRODUCTION OF POLITICAL THEORY
7. B.R. PUROHIT - RAJNITI SHASTRA KE MOOL SIDDANT (RAJAMDI GROWTH ACADAMY JAIPUR)
8. C.F. STRONG - MODERN POLITICAL CONSTITUTION.
9. S.P. VERMA - MODERN POLITICAL THEORY (VIKAS)

10. G. SAWER - MODERN FEDERALISM (C.A. WATT LONDON-1969)
11. GEORGE LICH TOCLM-A SHORT STORY OF SOCIALISM.

PAPER - IV

CONSTITUTIONAL HISTORY OF INDIA (1858-1950)

Unit I

- (a) The Government of India Act 1858, Main provisions, merits & Demerits of the Act.
- (b) The Indian Council Act 1861 circumstances, main provisions, merits & Demerits.
- (c) Government of India Act, 1870.
- (d) The Indian Councils Act, 1892, provisions, merits & demerits and its main contribution in the Act.

Unit II

- (a) The Indian Council Act 1909 (Minto – Morley Reforms), Provisions, effect & defect of the Act
- (b) World War First and its effect in Constitutional Development in India
- (c) The Government of India Act, 1919, The Montague Declaration, failure of the Montfort Reforms.
- (d) The working & failure of Dyarchy System.

Unit III

- (a) The Simon Commission and development Up to 1935 Act.
- (b) Nehru Report 1928, Rejection of Nehru Report and Fourteen Points Report by Muslim League.
- (c) The National Movement and Communal Award of Poona Pact.
- (d) Lord Irwin's Proclamation 1929.

Unit IV

- (a) The Government of India Act 1935- Main Provisions. Effect of the federal System in India. Merits & Demerits of the Act.
- (b) Constitutional Development 1937 to 1947. Two nation theory and Pakistan.
- (c) The August Offer 1940, Cripps Mission 1942, Wavell Plan 1945, Simla Conference, Round TSable Conference.
- (d) Cabinet Mission 1946, Mountbatten Plan 1947, The Indian Independence Act 1947

Unit V

- (a) The Indian High Court Act 1861, Letters Patent establishing High courts, Indian High Court Act 1865 and 1911.
- (b) The Federal Court of India 1935-foundation, functions & powers, Abolition of Federal Court.
- (c) The Supreme Court of India-origin, Jurisdiction and Powers.
- (d) Origin and Development of the Writ System in India.

Recommended Reading Material:

- 1. Herbert Cowell – The History and constitution of court and legislative Authorities in
- 2. India (1936) (6th End. Published by S.C Bagchi , Calcutta)

3. A.B Keith – A constitutional History of India – 1600 – 1935) (central book Deppt. Allahabad)
4. M.P. Jain - Out lines of Indian Legal History. (Tripathi) (1998)
5. M.V.PAYLEE - Constitutional History of India-(1600-1950) (Asia-Bombay-1967)
6. V.D.KULSHRESTRA – Land mark in Indian Legal History(Eastern Book Co Lucknow)

SYLLABUS FOR B.A.LL.B SEMESTER-III

S.No	Papers	Max. Marks
1	Political Science – II(Major)	100
2	History – II (Minor)	100
3	Economics – II (Minor)	100
4	Contract-I (General Principles of Contract and specific Relief)	100
Total Marks		400

SYLLABUS FOR B.A.LL.B SEMESTER-IV

S.No	Papers	Max Marks
1	Political Science – III (Major)	100
2	Sociology – II (Minor)	100
3	Political Science – IV (Major)	100
4	Contract - II (Specific Contract) Sale of Goods and Partnership Act	100
Total Marks		400

PAPER – I

POLITICAL SCIENCE – II (Major) INTERNATIONAL RELATIONS AND ORGANISATION

- UNIT-I** Nature and scope of international relations and foreign policy. Approaches to the study of international relations (a) historical approach (b) Philosophical approach (c) System approach - Balance of power approach, Equilibrium approach, Bipolar approach (d) Policy science approach - Behavioral approach (e) Hon. J. Morgenthau Theory of Realism.
- UNIT-II** Emergence of nation state system - Feudalism : Colonialism, Imperialism and nationalism in Asia, Marxist, Anarchist and welfare, Characters of modern state system, cold war, New world order.
- UNIT-III** International Organization - Development of International League of Nations, Origin, Membership, Aims Organization of the league of Nations functions & causes of its failure & its evaluation.
- UNIT-IV** The United Nations organization (UNO) - Genesis and development, basic principles, membership, Principal organs of the U.N.O. - General Assembly Security Council, Economic and Social Council, Trusteeship Council, International court of Justice and secretariat. Subsidiary organs of United nation U.N. Social Development committee, Human Rights Commissions, International Commodity Trade Commission, Specialized and functional agencies, ILO, IMF, WHO, UNESCO, UNICEF, United Nations and settlements of International Disputes, Evaluation of the U.N.O.
- UNIT-V** Regionalism in international relations Emergence of regional organization and the development of regional groups NAN, ASIAN, SAARC, NATO Regionalism and the U.N.O.

Recommended Reading Material :

1. D.N. Verma - International Relations
2. M.G. Gupta - International Politics Science 1919.
3. K.K. Mishra - International Politics
4. B.S. Murthy - International Relations and Organization (EBC Lucknow)
5. K.P. Mishra - The Concept of nonalignment and its implication and Recent Trends.
6. Hans Morgenthau - Politics among nations - The struggle for power and place (New York Knopf. 1955)
7. Quincy Wright - Study of International Relations, (New York - Appleton Century Croft) (1955)
8. D.W. Bowelt - International institution, London Mac Millan (1914)
9. S.P. Verma - Modern Political Theory (Vikas 1981)
10. G. Sawyer - Modern Federalism, London - C.A. Watts 1969.
11. G.H. Sabine - A History of political Theory (Oxford)

PAPER-II
HISTORY-II (MINOR)

UNIT- I

History of India A.D. 1206-1526

The advent of Islam in India sources, the Delhi Sultnat- Iltutmish, Balban, AluddinKhiljee, Mohd.Tughluq, Firoz Tughluq

UNIT – II

The concept of Islamic State- the theory of kingship, control, provincial and local administration, administration of law and justice, military organization, economy under the sultnate - revenue, agriculture, society, position of women, education

UNIT- III

The Mughal Empire 1526-1740 Sources- A brief political history from Barber to Aurangjab with special reference to the administration of Shershah, Akbar and Aurangjab

The emergence of the Maratha power – Shivaji and his administration

UNIT – IV

The administration under the Mughlas, Nature of State, theory of kingship, control, provincial and local self Government- revenue administration, agriculture, military administration, manasabdari system, law of justice

UNIT- V

Impact of Islam on Indian society, poverty and economy
Bhakti and Sufi Movements

Books Recommended

11. History of India – Elliot & Dowson
12. Ancient India- V.D. Mahajan
13. Ancient India- R.C. Majumdar
14. History of India L.P. Sharma
15. Comprehensive history of India – Henry Bemeridge
16. Private & Government in Ancient India A.S. Altekar
17. Background of Indian criminal law – T.K. Banarjee
18. The political legal and military history – H.S. Bhatia
19. Evolution of Indian culture – B.N. Luniya
20. Indian history – L. Prasad

**PAPER—III
ECONOMICS**

UNIT – I

Basic features and structure of Indian Economy
Demographic features and population policy of India
National income estimation and its trends in India

UNIT – II

Basic feature of Indian agriculture
Emerging trends in agricultural production and Green Revolution
Problems of agricultural marketing in India
Agricultural credit: sources and problems

UNIT – III

Latest Industrial policy
Cottage and small- scale industries and their problems
Globalization and Indian industry
Role of public, private and joint sector in India

UNIT- IV

Objectives and strategy of planning in India
Analysis of current five year plan
India regional variations in economic development in India
Central State financial relations- role of finance commission and recommendation of latest Finance commission in India

UNIT – V

Poverty- concepts and trends in India
Unemployment- causes and types unemployment
Various Govt. measures for the eradications of poverty and unemployment
Problems and rising prices and its impact of Indian economy

Books Recommended

Mishra & Puri	Indian economy
P.K. Dhar	Indian economy
Dutta and Findrem	Indian economy
P.S. Gongane	Indian economy

PAPER—IV
CONTRACT - I
(General Principles of contract & Specific Relief)

This paper is divided in to two parts - Part one and Part Two : Part I is related with General Principles of Contract. It covers section 1 to 75 of Indian Contract Act. While Part-II is related with Indian Specific Act. Three units covers the course of Part-I while other two units are related with Specific Relief.

PART - I - CONTRACT

UNIT-I NATURE OF CONTRACT, COMMUNICATION ACCEPTANCE AND REVOCATION OF PROPOSAL (sec. 1 to sec. 9)

- (a) General History and Nature of Contract, Distinction between Torts and Contract, agreements and contracts, Essentials of contract & consideration.
- b) Interpretation clause communication of proposals. Its various means and its completion.
- c) Acceptance - Its certainty and absoluteness manner of Acceptance, Acceptance by performing conditions and General offers.
- d) Revocation of proposal and acceptance - Revocation of offer, How it is made ? Revocation on sale by auction, Revocation before acceptance of bid and Revocation in standing orders.

UNIT-II AGREEMENT AND CONTRACT - VOID VOIDABLE AND CONTINGENT (Section 9 to 36)

- (a) Agreement and contract - Which agreements are contract ? Competency to perform contract : factors which affects the legality of contracts - minority unsoundness etc.
- b) Lack of free consent, coercion, undue influences, fraud and misrepresentation and their effect on contract.
- c) Effect of mistake of law and mistake of fact on contract. How an unlawful consideration and object made a contract and agreement illegal and void?
- d) Contingent contract - What are they ? its effect on the legality of contract.

UNIT-III PERFORMANCE OF CONTRACT QUASI CONTRACT & BREACH OF CONTRACT (sec. 37-75)

- a) Performance of Contract - Which and by whom contract must be Performed ? Performance if time, place and manner is mentioned in contract. Performance of reciprocal promises.

- b) Effect of failure in performance - when agreement was impossible to do or when act after words impossible and unlawful. Doctrine of frustration and its effects : contract which need not be perform and effect of novation --- and alteration of contract.
- c) Quasi contract - certain relation resembling those created by contract (68 to 72)
- d) Consequences of breach of contract - Compensation for loss or damages caused by breach of contract, compensation for failure to discharge obligation resembling those created by contract. Compensation for breach of contract where penalty stipulated and position of partly rightfully rescinding contract.

PART - II - SPECIFIC RELIEF

UNIT-IV SPECIFIC RELIEF ACT AND ITS APPLICABILITY (Section 1 to 24)

- a) Specific Relief Act and its applicability - Definition, Recovering possession of property; immovable and movable (Sec. 1 to 8)
- b) Specific performance of contract - Contract which can be specifically enforced and contract which can not be specifically enforced. (Sec. 9 to 14)
- c) Person for or against whom contract may be specifically enforced. (Sec 15-19)
- d) Discretion and Powers of the courts in decreeing specific performance awarding compensation and granting relief, liquidation of damages and Bar of suit for compensation for breach after dismissal of suit for specific performance. (Sec. 20-24).

UNIT-V ENFORCEMENT OF AWARDS RATIFICATION, CANCELLATION, DECREE AND INJUNCTIONS (Sec. 25 to 42)

- a) Enforcement of awards and Direction to execute settlement and Rescission of contract.
- b) Rectification and cancellation of Instrument.
- c) Declaratory Degree - Discretion of court as to declaration of status or right and effect of declaration.

- d) Injunctions - Temporary & perpetual and mandatory. Refusal of injunction Damages in lieu of or in addition to injunction, and injunction to perform negative agreement.

Book Recommended :

1. Ansons Law of Contract (1998) Universal, Delhi.
2. Pollock and Mulla - Indian Contract and specific Relief Acts. 1999, Universal
650/-
3. Sarkar on Specific Relief Act. - Wadhwa, Nagpur.
4. Avtar Singh - Law of Contract, EBC, Lucknow.
5. Avtar Singh - Law of Contract and Specific Relief EBC, Lucknow.
6. Benerjees - Law of Specific Relief, Universa
7. Anand & Ayer Law of Specific Relief, Universal
8. Bangia R.K. - Law of Contract and Specific Relief 595/-
9. G.H. Treital - Law of Contract, Sweet & Maxwell 1997.

SYLLABUS FOR B.A.LL.B SEMESTER-IV

S.No	Papers	Max Marks
1	Political Science – III (Major)	100
2	Sociology – II (Minor)	100
3	Political Science – IV (Major)	100
4	Contract - II (Specific Contract) Sale of Goods and Partnership Act	100
Total Marks		400

PAPER – I
POLITICAL SCIENCE-III (MAJOR)
(Comparative Government and Politics)

Unit – I

British Constitution- (a) Introduction to the British Constitution, Sources of the Constitution, Salient features.
(b) Prime Minister, Crown, Parliament.

Unit – II

Constitution of America - (a) Historical background of the Constitution, Making of the Constitution, Nature and Salient features of American Constitution,
(b) President, Congress, Judiciary.

Unit – III

Swiss Constitution- (a) Historical background of the Constitution, Salient features,
(b) Federal assembly, Federal council, Direct democracy.

Unit- IV

Constitution of Japan –(a) Historical background , The Nature and characteristics of the Japanese, The Rights and duties of the People.
(b) The Emperor, Legislature (The Diet), Judiciary.

Unit - V

Comparative study- federal system of America and Switzerland, House of Lords and Senate, power and functions of President of America and the Prime Minister of U.K.

Suggested Readings

D.D. Basu	Constitution of India
Dr. S.C. Singh	विभिन्न संविधान
Dr. Pukhraj Jain	विभिन्न संविधान
Dr. V.P.Singh	World Famous Constitution in Hindi
M.V.Pylee	Select Constitution of the World.
D.D.Basu	Comparative Federalism.

PAPER – II

SOCIOLOGY – II (MINOR)

SOCIOLOGY OF INDIA

UNIT-1 (a). View about Indian society.

(b).The Classical Views : Verna, Ashram Karma and dharma.

(c).Field views : M.N. Shrinivas And S.C. Dubey

(d).Significance and ineterface of classical and field views

UNIT-2 (a). The structure and Composition of Indian society.

(b). structure : villages, Towns, Cities And Rural – Urban.

(c). Linkage composition : Tribes, Dalits, Women And Minorities.

UNIT-3 (a).Basic Institutions of Indian society.

(b).Caste system, kinship, family, family marriage class, changing dimensions.

UNIT-4 (a) Familial Problems .

(b) Dowry, domestic violence, divorce, intra- intergenerational conflict problem of elderly.

UNIT-5 (a) Social problems.

(b) Casteism, Regionalism, Communalism, Corruption, Youth unrest.

RECOMMENDED READING MATERIAL :

1. PELER WESSELEY - INTRODUCTION SOCIOLOGY (HERMOND-WORTH PENGUINE BOOK 1971)
2. N.K. BOSE - THE STRUCTURE OF HINDU SOCIETY (ORIENT LONGMAN-1975)
3. ROMESH THAPPER (ED)-TRIBE, CASTE, RELIGION AND INDIA (MACMILLAN) 1977.
4. MACIVER & PASE - SOCIETY.
5. DAVID GMUNDEL MAUM- SOCIETY IN INDIA (BOMBAY POPULAR PRAKASHAN, 1972).
6. ANDRI BETEILLI - THE BACKWARD CLASSES IN NEW SOCIAL ORDER (OUP 1984)
7. ANDRI BETEILLE - INEQUALITY AND SOCIAL CHANGE (OUP 1972).

8. P. GISKORT - FUNDAMENTAL OF SOCIOLOGY.
9. T.M. BOTOMER - SOCIOLOGY (GEORGE ALLEN & UNWIN BOMBAY)
10. KUSSRGSLY DAVIS - HUMAN SOCIETY
11. JOHNSON W. - SOCIOLOGY
12. M.N. SHRIBUVASAB - SOCIAL CHANGES IN MODERN INDIA
13. K.M. KAPADDIA - MARRIAGE AND FAMILY IN INDIA.
14. T.K.OOMEN & C.N. VENUGOPAL - SOCIOLOGY FOR LAW STUENT (EASTERN BOOK COMPANY, LUCKNOW)
15. INKELES ALEX - WHAT IS SOCIOLOGY ? (PRENTICE-HALL OF INDIA)
16. JAYARAM N. - INTRODUCTORY SOCIOLOGY (MAC MILLAN MADRAS)
17. HARRY M. JOHNSON -SOCIOLOGY A SYSTEMATIC INTRODUCTION BHARTIYA SAMAJ.
18. INDRA DEVA - BHARTIYA SAMAJ.
19. MADAN C.R. - SOCIAL PROBLEM IN INDIA.

PAPER – III
POLITICAL SCIENCE-IV (MAJOR)
(INDIAN GOVERNMENT AND POLICIES)

UNIT- I

Making and sources of Indian Constitution, preamble, salient features of the Constitution, Nature of constitution

UNIT – II

Fundamentals Rights and duties, directive principles of state policy, Union and State legislature – organization and functions

UNIT- III

Union Executives: (President, Prime Minister) powers and functions

State Executives: (Governor and Chief Minister) power and functions

UNIT – IV

Indian Judiciary: Organization, powers and functions, Election Commission of India importance of Local self Government (Panchayati Raj System)

UNIT – V

Indian party system, influence of religion, caste, regionalism and language on Indian politics

Suggested Readings

Ashirvadam E.
Sir E. Barker
Las
D. Held
Tripti Jain
Verma S.P.
Dr. Om Nagpal

Modern Political Theory
Principle of Social and Political Theory
Grammar of Policies
Political Theory
Foundations of Politics
Basic of Political Science
Foundations of Political Science

PAPER IV
CONTRACT - II

(Indian contract Act (See 124 to End) Sales of Goods & Partnership.

UNIT-I Indemnity & Guarantee (See 124 to 147)

Contract of Indemnity : Definition, its commencement and extent of indemnifiers liability, His right and when he can sue ? (See 124-125).

Contract of Guarantee : Guarantee and indemnity, surety consideration continuing guarantee and its revocation (see 126-132)

Discharge of surety and principle debtor, co-surety and remedy for omission (see 133 to 139).

Guarantee and Mental aspects ; Uberrima fides, liability of surety and co-surety in contribution (see 140-147) and suit by bailees or bailor against wrongdoer and apportionment of relief and compensation (see 180-181).

UNIT-II Bailment & Pledge (Sec. 148 to 181)

Bailment : Definition of Bailor and Bailee and its kinds ; mode of delivery of goods bailed, duty of bailor and bailee to each other and exemption, mixing good bailed and its consequences (sec. 148 to 157).

Repayment of expenses increased by bailer ; restoration and return of goods ; consignor as a bailor, his right to sue if consignment is not returned ; Gratuitous bailment and effect of death on it. Bailor's rights and responsibility to bailee and right of third person. (sec. 158 to 167).

Position of finders of goods, His liability towards owners ; and his obligation to keep goods safe and rig... to dispose of good (if perishable). Bailee's lien and general line of Bankers etc. (sec. 168 to 171)

Bailment of Pledge : Pawner and Pawnee ; their rights, right to redeem in case of default. Pledge by merchantile against, Pledge under voidable contract and pledgor with limited interest (172 to 179)

UNIT-III Agency - (sec. 182 to 238)

Appointment and authority of agent who is agent and principle ? Who and by whom an agent may be appointed ? Mode of appointment of agents. Duties and rights of agent and his authority, sub-agent and his position under the act, delegation of power. His responsibility towards agent and principle. (sec. 182 to 195).

Ratification its mode and its effect. Ratification of unauthorised act. Revocation of authority and its various mode termination of agency, compensation for revocation. Revocation and renunciation position of partys after termination of authorities. (sec. 196 to 210).

Agents various duties towards principles, position when agents remuneration is due ? and Agents lien in principal's property. (sec. 211-221).

Principles duty to agent : His right to be indemnified against consequences of lawful act and acts done in good faith and for negligent act of principal, Principals liability for ultra vires act of agent, agent is not personally liable on behalf of principal, liability of the principal for acts of agent including misconduct of the agent. Effect of Fraud and his representation of the agent. (sec. 222-238).

UNIT-IV Sales of Goods : Partnership :

Sales of goods act 1930 (Whole Act) which includes concept of sale on contract instances of sale of good and the nature of such contract, essentials of contract of sale, essential condition in every contract of sale, implied terms in contract of sale, the sale of caveat emptor and the exceptions there to under the sales of goods act. Changing concept of caveat emptor. Effect and meaning of implied warranties in a sale, transfer of tittle and passing of risk. Delivery of goods : various rules regarding delivery of goods. Unpaid seller and his rights. Remedies for breach of contract.

Partnership Act 1932

Provisions of Indian Partnership Act 1932, including - definition and nature of partnership. Advantage and disadvantages vis a vis partnership and private limited company. Mutual relationship between partners. Authority of partners, admission of partners, outgoing of partners. Registration of patanership & Dissolution of partanership.

UNIT-V Leading Cases relating to the Paper

- (1) Bank of Bihar v. Dr. Damodar Prasad (AIR, 1969 SC. 297)
- (2) Lallan Prasad v. Rahmat Ali (AIR 1967, SC 1322)
- (3) PSNS Ambalrana Chettiar Co. v. Express News Papers Ltd.,
Bombay (AIR 1968,
SC 741)
- (4) K.K. Shah v. Mrs. K.B. Dadiba (AIR 1970 S.C. 1147)
- (5) Bina Murlidhar Hunde V. Kanahiyalal lakram Hunde (AIR 1999 SC 2171)
- (6) M/s. Lalliwal Biharilal v. Rambaboo Vaishya (AIR 1990 M.P.
64)
- (7) Premlata v. M/s. Ishwar Das Chamanlal (AIR 1995 S.C. 714)
- (8) Gherulal Parekh v. Mahadeo Das (AIR 1959 S.C. 78)

Books Recommended :

1. Avtar Singh - Contract Act (2000) E.B.C. Lucknow.
2. Saharay H.K. - Indian Partnership a Sales of goods Act (2000)
3. Beatson (Ed.) - Anson's law of contract (1998) Oxford, Universal London.
4. J.S. Khergarwala - Negotiable Instrument Act
5. A.G. Guest (Ed.) - Benjamin's Sale of Goods (1992) Sweet & Maxwell.
6. Pollock Mulla on contract (1999) Tripathi, Bombay.
7. T.R. Desai - Contract sales of goods & Partnership
8. Indian Partnership Act 1932
9. Krishann Nair - Law of Contract (1999) Orient.
10. Avtar Singh - Principles of the law of sales & goods and hire purchase (1990) E.B.C. Lucknow.
11. Rawlings - The Sales of goods Act (1998) Universal.
12. Avtar Singh - Introduction to law of Partnership

SYLLABUS FOR B.A.LL.B SEMESTER-V

S.No	Papers	Max. Marks
1	Jurisprudence and Legal Theory	100
2	Law of Torts including Motor Vehicle Act and Consumer Protection Laws	100
3	Law of Crimes –I (I.P.C.)	100
4	Law of Crimes –II (Criminal Procedure Code , Juvenile Justice Act & Probation of Offenders Act)	100
Total Marks		400

SYLLABUS FOR B.A.LL.B SEMESTER-VI

S.No	Papers	Max. Marks
1	Law of Evidence	100
2	Constitutional law -I	100
3	Constitutional law -II	100
4	Environmental law including Wild Life Protection and Animal Welfare	100
Total Marks		400

SYLLABUS FOR B.A.LL.B SEMESTER-V

PAPER - I

JURISPRUDENCE AND LEGAL THEORY

UNIT-I INTRODUCTION MEANING, NATURE AND SCOPE

- a) What is Jurisprudence? Its meaning, Nature & Scope.
- b) Its study as a basic problem concerning the law.
- c) Jurisprudence as a Normative Science its relation with other sciences
- d) Jurisprudence in Eastern scriptures both in Hindu and Muslims.

UNIT-II a) Jurisprudence and law - Definition of law its nature kind and classification.

- b) Law and morality state & law sovereignty
- c) Administration of justice
- d) Sources of law Custom, Legislations, Precedents, Religion and Agreement.

UNIT-III SCHOOLS OF JURISPRUDENCE THEIR EXPONANT AND THEIR VIEWS

- a) Historical and Philosophical
- b) Analytical Legal Positivism
- c) Sociological and Economical School
- d) Pure theory of law and Realist school, Indian Legal Thinker, Manu and Kautilya.

UNIT-IV LEGAL CONCEPTS

- a) Rights and Duties
- b) Possession and ownership
- c) Person
- d) Title

UNIT-V LIABILITY PROPERTY OBLIGATION & EVIDENCE

- a) **Liability** - Definition, Nature, Kind - Civil and Criminal General conditions of liability - Negation, Their Theories Subjective & Objectives, Mental aspects, Duty of care, Standard & Care, Exemptions for Liability.
- b) **Obligation** - Definition, kinds and sources of obligation.

- c) **Property** - Its meaning and kinds and theories mode & acquisition, Its relation with law.
- d) **Evidence** - Procedural and Substantial, Element of Judicial procedure Evidence its nature and kinds.

BOOKS RECOMMENDED -

1. HLA Hart - The Concepts of Laws (Oxford) ELBS
2. Salmond - Jurisprudence (Tripathi) Bambay
3. G.W. Paton - Jurisprudence (Oxford) ELBS
4. RWM Dias - Jurisprudence (Indian Rep.) (Aditya), New Delhi.
5. V.D. Mahajan - Jurisprudence Legal Theory (EBC), Lucknow
6. W. Fridmann - Legal Theory (1999) (Universal) Delhi.
7. S.N. Dhyani - Jurisprudence - A study of Indian Legal Theory (Metropolitan), New Delhi.

PAPER –II

LAW OF TORTS INCLUDING MOTOR VEHICLE ACCIDENT ACT & CONSUMER PROTECTION LAWS

UNIT-I LAW OF TORTS

Definition, Nature, Scope, Object & General Principles of Law of Torts:

Historical Background of law of Torts - Evolution in England and India, Form of Action and its un-codified characters. It's Indian Origin from the principles of equity justice and good conscience.

Definition Torts : Its comparison with crime and breach of contract, its nature, purpose and functions, general principles of liability, its kinds, demnum sine injuria and injuria sine demnum. General Elements in torts - Acts and omission voluntary and non-voluntary act.

Mental Element in torts - Malice, intention, negligence, motive, recklessness, carelessness, malafide, malfeasance, misfeasance, non-feasance and fault.

UNIT-II Immunities, Justification, Remedies, Discharge and Effect of Death.

Immunities from tortious liability. Justification and defences in action of torts - Act of God Act of State, Judicial act, inevitable accident, Private defence, necessity, consent, leave and license.

Remedies - damages and its kind, quantum of damages, injunction and its types, Specific restitution of property, joint-tort feasons, contribution between wrongdoer, remedies under constitution and compensation as prescribed by statutes, self help, distress damage feasant, discharge of torts - by accord and satisfaction, waiver by election, release acquiescence judgment recovered and statute of limitation and effect of death on tort claim.

Wrongs relating to person & property relations; rights:

Wrongs relating to person, assault, battery, false imprisonment and malicious prosecution. Wrong relating to domestic and other rights. Intimidation and conspiracy, fraud and deceit.

Wrongs relating to immovable - trespass to land, trespass by animal, trespass conversion and detention.

UNIT-III NEGLIGENCE, Nuisance, Defamation and Liability for Wrongs Committed by Others:

Negligence - Its nature, condition and exception, negligence of various persons is occupied, carriers counsel, doctors, animal, keepers, dangerous goods holder, street and statutory duty and contributing negligence.

Nuisance - Nature classification and kind injury to property and remedies.

Defamation - Its kinds libel and slander, its definition and essentials, repetition, defences in defamation and remedies for defamation.

Liability for wrongs committed by others - liability by ratification by relations i.e. master and servants, principal and agent, owner and independent contractor, liability of the State, doctrine of common employment, liability for abatement, absolute and strict liability.

UNIT-IV THE MOTOR VEHICLES ACT, 1988:

Introduction- aims and objects of M.V.A, title, extent and commencement of the act with modification, definitions, licensing of drivers of motor vehicles(Ss 3-28), licensing of conductors of stage carriages,(Ss 29-38), registration of motor vehicles,(Ss 39-65), control of transport vehicles,(Ss 66-96), control of traffic,(Ss 112-138), liability without fault in certain cases,(Ss 140-144), insurance of motor vehicles against third party risk,(Ss 145—164), claims tribunals,(Ss 165-173), offences, penalties and procedure,(ss174-205), power of police officer to impound documents and detain vehicles used without certificate of registration, permit etc., summary disposal of cases, appeal and revision on orders passed by original authority,

The first schedule and the second schedule.

UNIT-V THE CONSUMER PROTECTION ACT, 1986

Introduction- Aims, object and scope of Consumer Protection ACT, Definitions, Central Consumer Council, State Consumer Council.

Consumer Disputers Redressal Agencies- Composition, Jurisdiction and function of district forum, State Commission and National Commission, Procedure adopted in dealing with complaint and appeal cases, Enforcement and execution of orders by Consumer Fora under section 25 and 27 of Consumer Protection ACT,1986.

LEADING CASES:

1. Indian medical association vs. V.P. Shantha (AIR1896 SC530)

2. Lucknow Development Authority vs. M.K. Gupta (AIR1994 SC787)
3. Kasturi lal Ralia Ram vs. State of U.P. (AIR 1955, S.C.1939)
4. Saheli & woman resource centre vs. commissioner of police (AIR1990 S.C.51)
- 5 M.C. Mehta vs. Union of India (AIR1987 SC1086)

Books Recommended:

1. Ratanlal Dhirajlal - The law of torts (1997), Wadwa Nagpar.
2. Winfield and Jolowitz - on Torts (1999) Sweet & Maxwell, London.
3. Salmond and Houston - Tort (1999) Butterworth, London.
4. P.S. Achutan Pillai - The Law of Torts (2004) E.B.C. Lucknow.
5. D.N. Saraf - Law of consumer protection in India (1995) Tripathi.
6. P.R. Majundar - Law of consumer protection in India (1998) Orient, New Delhi.
7. Ramaswami Aiyer - Law of Torts (1999) Tripathi, Bombay.
8. M.D. Chaturvedi – Apkrtyo ki vidhi (1998) EBCL (in Hindi)

PAPER – III
LAW OF CRIMES

UNIT-I HISTORY EXPLANATION PUNISHMENT & GENERAL EXCEPTIONS

- (a) History of Criminal Law & Applicability of Indian Penal Code, Salient Feature of IPC (Sec. 1 to 5)
- (b) General Explanation and definition in the code (Chapter II)
- c) Important section relating to punishment - its nature, simple & rigorous punishment solitary confinement . Fine General rules of commutation and termination of punishment on payment of fine, limit of punishment in several offences. Discretion in awarding punishment.
- d) General exceptions - factors negating guilty intention, mental incapacity, minority, insanity involuntary intoxication.

Private defence - When private defence extent to causing the death to protect body and property, necessity and mistake of fact, (Sec. 76 to 106)

UNIT-II ABETMENT CRIMINAL CONSPIRACY AND OFFENCES AGAINST THE PUBLIC TRANQUILITY AND PUBLIC HEALTH AND OF FALSE EVIDENCE (Chapter V, V-A, VIII, XI)

- a) Abatement - Abettor etc. (Chap. V)
- b) Criminal Conspiracy (Chap. VA) and sedition (Chap. 124A)
- c) Offences against the public tranquility safety and health - Unlawful assembly, Rioting, Affray, Public Nuisance, Adulteration, Rashly Driving & Obscenity.
- d) False Evidence - Giving false evidence and fabricating false evidences & Harboring offenders.

UNIT-III OFFENCES AGAINST HUMAN BODY (Chapter XVI)

- a) Culpable Homicide, Murder, Distinction between culpable homicide and murder, mental element required for murder, situation justifying, treating murder as culpable homicide not amounting to murder, Grave and sudden provocation, causing death by negligence and dowry death. (Sec. 299 to 304b)
- b) Injuries to unborn children - Miscarriage with or without consent. Rash and Negligent act causing death (Sec. 312-317)
- c) Hurt - Grievous and simple, voluntarily and involuntarily and on provocation, wrongful restraint and wrongful confinement. (Sec. 349 to 358)

- d) Criminal force and assault, Kidnapping from lawful guardianship and from outside India. Abduction (Sec. 359 to 362) Rape, custodial rape and unlawful offences.

UNIT-IV OFFENCES AGAINST PROPERTY (Chapter XVII)

- a) Theft, Extortion Robbery & Decoity and its various forms.
- b) Criminal misappropriation of Property, Criminal Breach of trust and receiving stolen property and its various forms and manners. (Sec. 403-414)
- c) Cheating and cheating by persons and dishonesty fraudulent removal and disposition of property. (Sec. 415-424)
- d) Mischief, Mischief by hurt and intimidation, criminal trespass, house trespass and its form, House breaking and its forms.

UNIT-V OFFENCES RELATING TO DOCUMENTS, MARRIAGE REPUTATION AND HONOUR

- a) Forgery and its various forms Making false documents, Property marks and Bank notes.
- b) Cohabitation with other women, except lawful marriage Adultery (Chap. XX)
- c) Defamation (Sec. 499)
- d) Criminal intimidation insult and annoyance (Chapter XXII) and attempts to commit offences. (Sec. 511)

BOOKS RECOMMENDED -

1. S.M. Mishra - Indian Penal Code - Latest Ed. Universal, Delhi.
2. Ratanlal Dhirajlal - Indian Penal Code - 39th Ed. Student Ed., Wadhwa, Nagpur.
3. Ratanlal Dhirajlal - India Penal Code (Hindi) - Wadhwa, Nagpur 350.00.
4. K.D. Gaur - A Text Book on the India Penal Code (1998), Universal Delhi.

PAPER – IV

Cr. PC JJA & PROBATION OF OFFENDERS' ACT

UNIT-I INTRODUCTION, CONSTITUTION AND POWERS OF COURTS AND OFFICERS, PROCESSES TO COMPEL, APPEARANCE AND THE PRODUCTION OF THINGS

- a) Introduction definition and constitution of criminal court and offices. (Sec. 1-25).
- b) Powers of courts and superior officers of police and aid to the magistrate and police (Sec. 26-40).
- c) Power of police to arrest persons, arrest by private person and arrest by magistrate, Right of the arrested person, Right to know the grounds of arrest and Right to be taken to magistrate without delay and may not be detained for more than 24 hours and his other rights. (Sec. 41-60)
- d) Processes to compel appearances of persons and production of things, summon and warrant, How these are served ? The procedure of its execution, Proclamation and attachment, search warrants, seizure and other provisions relating to production of things. (Sec. 91-105)

UNIT-II SECURITY FOR KEEPING PEACE & MAINTENANCE PREVENTIVE ACTION, INVESTIGATION, INQUIRY & TRIAL & CONDITIONS FOR INITIATION OF PROPERTY

- a) Security for keeping the peace and good behavior, maintenance of wife and children. (Sec. 106-128)
- b) Maintenance of public order and tranquility, unlawful assemblies, public nuisance, urgent cases of nuisance or apprehended danger. (Sec. 144). Dispute related to immovable property. (Sec. 129-148)
- c) Preventive action of police officers and their power to investigate, FIR and its evidentiary value (Sec. 145-157 of Evidence Act), Recording of confessions (sec. 164), Search and its procedure. (Sec. 149-176)
- d) Jurisdiction of criminal courts in inquiries and trial - Place of inquiry and trial and condition requisite for initiation of proceedings. (Sec. 177-199)

UNIT-III COMPLAINT, CHARGES, TRIALS BEFORE SESSION & MAGISTRATES, WARRANT AND SUMMONS CASE & SUMMARY TRIALS

- a) Complaints and commencements of proceedings before magistrate (Sec. 200-210)

- b) The charges - forms and Joinder of charges, Trial before court of session. (Sec. 211-237)
- c) Trials of warrant and summon case before magistrate. (Sec. 238-259).
- d) Summary Trials and attendance of person confined and detained in person. (Sec. 260-271), and accused of unsound mind. (Sec. 328-339).

UNIT-IV PROVISIONS RELATING TO JUDGEMENT, BAIL, APPEALS, REFERENCE, REVISION AND TRANSFER OR CASES ETC.

- a) Provisions relating to judgments, its forms and contains. (Sec. 353-371)
- b) Appeals, revision and reference. (Sec. 372-405)
- c) Transfer of cases and Execution, suspension, Remission and commutation of sentences. (Sec. 413-435)
- d) Provision relating to Bail and Bonds. (Sec. 436-450)

UNIT-V JUVENILE JUSTICE (CARE & PROTECTION OF CHILDREN ACT 2000 & PROBATION OF OFFENDERS ACT 1958.

- a) Definitions of Juvenile etc under JJ (C & P of C) Act 2000, Juvenile justice Board and its procedure Observation Homes, Special Homes for Juvenile in conflicts of law, Escaped juvenile child welfare committee and its power and duties (Sec. 1-40)
- b) Rehabilitation and Reorientation process - adoption, Foster care and after care organization and other important miscellaneous provisions (Sec. 41-70)
- c) Probation of offenders' Act 1958 - Meaning and definition of Probation, its nature and history.
- d) Admonition and Exemption from punishment below 21 years of age, Power of probation officer and his duty under the Act. (Sec. 1-19)

BOOKS RECOMMENDED -

1. D.D. Basu - Criminal Procedure code 1973, Rs. 400.00.
2. Ratanlal Dhirajlal -Criminal Procedure Code 17th Ed. 2004, Wadhwa, Nagpur.
3. Woodroffe - Commentaries on Code of Criminal Procedure. 2 Vol. 2000, Universal, Delhi.

SYLLABUS FOR B.A.LL.B SEMESTER-VI

PAPER – I

LAW OF EVIDENCE

UNIT-I INTRODUCTION, INTERPRETATION, CONCEPTIONS AND RELEVANCY (Chapter I & II)

- a) Introduction- Main feature of the Indian Evidence Act. Problem of Applicability of Evidence Act.
- b) Types of Evidence - Oral, Written and Circumstantial evidence, Medical evidence and evidence of relatives, Eye witness, Chance witness and child witness and direct witnesses.
- c) Standard of proof and presumption - May presume, shall presume, conclusive proof, proved, disproved and not proved.
- d) Relevancy of facts - Doctrine of resgestae (Sec. 6, 7, 8, 10). Evidence of common intention (Sec. 10). The problem of relevancy of "otherwise" irrelevant facts (Sec. 11). Relevant facts for proof of custom (Sec. 13) Facts concerning body and mental state. (Sec. 14 & 15)

UNIT-II ADMISSION, CONFESSION AND DYING DECLARATION AND STATEMENT MADE UNDER SPECIAL CIRCUMSTANCE (Sec. 17 to 39)

- a) Admission - General principles concerning admission (Sec. 17 to 23)
- b) Confession - Difference between admission and confession, non admissibility of confession caused by inducement, threat and promise and confession made before a police officer, Admissibility of custodial confession and other section relevant to confession. (Sec. 24-31)
- c) Dying Declaration - The justification for relevance on dying declaration. The judicial standard for appreciation of evidentiary value of dying declaration (Sec. 32 & 33)
- d) Statement made under special circumstance and how much of a statement is to be proved, (Sec. 34-39)

UNIT-III RELEVANCY OF JUDGEMENT, CHARACTER AND EXPERT TESTIMONY

- a) Relevancy of judgment - General principles, Admissibility of judgment in civil and criminal matter. Fraud and collusion in obtaining judgment (Sec. 40-44).

- b) Expert testimony - General Principles, Who is an expert ? Type of Expert evidence.
- c) Opinion of relationship when relevant - specially proof of marriage and opinion as to the existence of right or custom or usage and tenancy and problem of judicial defence to expert testimony. (Sec. 45-51)
- d) Relevancy of character in civil and criminal cases. (Sec. 52-55)

UNIT-IV ORAL AND DOCUMENTARY EVIDENCE, PRESUMPTION AND EXCLUSION (Chapter IV, V & VI)

- a) Oral Documents and how it is proved ? requirement for valid and admissible oral documents. (Sec. 59-60)
- b) Documentary Evidence - General Principles, public and private documents, How it is proved ? (Sec. 61-78)
- c) Presumption as to documents of various types and kinds. (Sec. 79-90).
- d) Exclusion of oral by documentary evidence. (Sec. 91-99)

UNIT-V THE BURDEN OF PROOF, ESTOPPEL, WITNESSES, EXAMINATION AND CROSS EXAMINATIONS (Part III)

- a) The burden of proof - Facts which need not be proved. (Sec. 56-58), General Conception of onus, General and Special presumption and exception as to onus, presumption as to dowry death etc. (Sec. 101-114A)
- b) Estoppel and witnesses - Estoppel by deed and estoppel by conduct, equitable and promissory estoppel. (Sec. 115-117). Various kinds of witness, communication - privileged and confidential Accomplice and information as to the commission of offences. (Sec. 118-134)
- c) Examination of witnesses - General principles of examination, cross and re-examination, Leading questions (Sec. 141-143), Lawful question etc.
- d) Cross examination of witness - General Principles of cross examination, lawful questions in cross examination, (Sec. 141-146), Compulsion to answer questions put to witness, Hostile witness impeaching of the standing and or credit of witness (Sec. 135-166)

Books Recommended -

1. Ratanlal Dhirajlal - Law of Evidence, 21th Ed. 2004, PB, Wadhwa, Nagpur.
2. Sarkar - On Evidence (2 Vol.) 15th ed. 2002, Wadhwa, Nagpur, 2390=00

3. Avatar Singh - Principles of law of Evidence, Universal, Delhi.
4. Vepa P. Sarathi - Law of Evidence EBC, Lucknow.

PAPER-II
CONSTITUTION LAW-I

CONSTITUTIONAL LAW OF INDIA

- UNIT-I Philosophy of Constitution, Definition and Classification, Main features of Federal and Unitary Constitutions, Nature and Salient features of Indian Constitution, Welfare State, Preamble of the Indian Constitution, Union and its Territory(Art. 1-4), Formation of New States, Citizenship(Art. 5-11).
- UNIT-II State, Fundamental Rights and their position under the Constitution, Right to Equality, Right to Freedom, Right against Exploitation, Right to Freedom of Religion, Cultural and Educational Rights, Right to Constitutional Remedies including Public Interest Litigation(Art.12-35)
- UNIT-III Directive Principles of State Policy, their relevance, Comparison with Fundamental Rights, Classification of Directive Principles of State Policy, Correlation between Fundamental Rights(Art.36-51) Fundamental Duties(Art.51-A).
- UNIT-IV Union Executive- President, Vice President, Council of Ministers, Attorney General, and conduct of Government Business (Art. 52-78). Union Legislature (The Parliament)-Constitution, Composition, Duration of Houses, Qualification of Members and other General Provisions, Officers of the Parliament(Art. 79-104), Powers, Privileges and immunities of the members (Art. 105-106), Legislative Procedure including procedure in financial matters(Art. 107-122), Legislative Powers of the President(Art. 123), Union Judiciary- Supreme Court of India(Art. 124-144), Comptroller General of India(Art.148-151)
- UNIT-V State Executive-Governor, Council of Ministers, Advocate General for the State, Conduct of Government Business(Art. 152-167) State Legislature-Constitution, Composition, Powers, Privileges and immunities of State Legislatures and their Members, Legislative Procedure(Art. 168-212) Legislative Powers of Governor(Art. 213)
State Judiciary- High Courts in the States and Subordinate Judiciary (Art. 214-237):

LEADING CASES:

- (1) Meneka Gandhi Vs. Union of India, AIR 1978 SC 597
- (2) Hussainara Khatoon Vs. Home Secretary State of Bihar AIR 1979 SC 1396
- (3) J.R. Cohilo Vs. State of Tamilnadu, AIR 2007 SC 861

RECOMMENDED BOOKS:

- | | | |
|---|-----------------|-------------------------------|
| 1 | V.N. Shukla | Constitution of India |
| 2 | J.N. Pandey | Constitutional Law of India |
| 3 | M.P. Jain | Constitution of India |
| 4 | D.D.Basu | Shorter Constitution of India |
| 5 | Kagzi's | The Constitution of India |
| 6 | M.D. Chaturvedi | Bharat Ka Savindhan(Hindi) |

Paper-III

CONSTITUTIONAL LAW-II CONSTITUTIONAL LAW OF INDIA

- UNIT-I Administration of Union Territories(Art.239-241), The Panchayats-Definitions, Gram Sabha, Constitution and Composition of Panchayats, Reservation of Seats, Duration, Disqualifications for Membership, Powers, Authority and responsibilities of Panchayats(Art.243-243-O)The Municipalities-Definition, Constitution and Composition of Municipalities and Wards Committees, Reservation of Seats, Duration, Disqualifications for Membership, Powers, Authority and responsibilities of Municipalities, Power to impose Taxes, Finance Commission etc.(Art.243-P-243-ZG)
The Scheduled and Tribal Areas (Art.244-244-A)
- UNIT-II Relations between Union and the States-Legislative Relations (Art.245-255)
Administrative Relations, Disputes Relating to Waters and Co-ordination Between States (Art. 256-263), Provisions Regarding Finance(Art.264-279)
Finance Commission(Art.280-281)Miscellaneous Financial Provisions(Art.282-290)Borrowing by the Government of India and the States(Art.292-293), Constitutional Provisions Regarding Property, Contracts, Rights, Liabilities Obligations and Suits(Art.292-300)
Right to Property (Art.300-A)
- UNIT-III Trade Commerce and Intercourse (Art.301-307) Service under the Union and the States (Art. 308-313) Public Service Commissions (Art.315-323) Administrative Tribunals and Tribunals for other Matters (Art. 323-A-323-B), Provisions regarding Election and Election Commission (Art.324-329), Special Provisions regarding to certain Classes (Art. 330-342)
- UNIT-IV Official Language-Language of the Union, Regional Languages, Language of the Supreme Court and the High Courts etc, Special Directives as to Languages(Art.343-351), Emergency Provisions(Art. 352-360) Miscellaneous Provisions(Art.361-367), Amendment of the Constitution(Art. 368),Temporary, Transitional and Special Provisions(Art,369-392),Short Title, Commencement, Authoritative Text in Hindi and Repeals, All Schedules and Amendments.
- UNIT-V **Leading Cases:**

- (1)- P.L.Dhingra Vs. Union of India, AIR 1958 S.C. 36
- (2)- T.N. Seshan Vs. Union of India (1995) 4 SCC 611
- (3)- Minerva Mills Vs. Union of India AIR 1980 S.C. 1789.

RECOMMENDED BOOKS:

- | | | |
|---|-----------------|-------------------------------|
| 1 | V.N. Shukla | Constitution of India |
| 2 | J.N. Pandey | Constitutional Law of India |
| 3 | M.P. Jain | Constitution of India |
| 4 | D.D.Basu | Shorter Constitution of India |
| 5 | Kagzi's | The Constitution of India |
| 6 | M.D. Chaturvedi | Bharat Ka Savindhan(Hindi) |

PAPER – IV

ENVIRONMENTAL LAWS INCLUDING WILD LIFE PROTECTION AND ANIMAL WELFARE

UNIT-I ENVIRONMENT & POLLUTION

- a) What is environment? What is Pollution?
- b) Types of Pollutions - its causes and effect;
- c) AIR, WATER, SOIL, MARINE and NOISE Pollution.
- d) Thermal Pollution and Nuclear Hazardous.
- e) Pollution and Controlling Measure
Water (Prevention and Control of) Pollution Act, 1974
AIR (Prevention and Control of) Pollution Act 1981.
Relevant Provisionms of IPC 1860 i.e. S. 188.268, 269, 272.
277, 288, 290, 430.

UNIT-II ENVIRONMENTAL PROTECTION OF POLLUTION

- a) Pollution Protecting agencies their power and functions.
- b) Means of Protections and Sanctions in various Acts.
- c) Protection of Bio-Diversity.
Legal Control - ECO friendly experimentation on animal
plant, seed and micro organism, Disposal of Hazardous waste.
- d) Emerging Protection through delegeted legislation.
- e) Environment Protection (Act 1986)

UNIT-III INTERNATIONAL CONCERN ON ENVIRONMENT

- a) Global conferences in environment e.g. - Stock Holm (1972)
Nairobi Decembver 1982.
& Rio conferences (Prithvi Conferences) (1992) etc.
- b) Ozone depletion. Vienna convention for Protection of the
Ozone Layer (1985) its causes and effect on Earth, Green
house effects, wet lands Mangrove etc.
- c) U.N. Declaration on Right to development.

UNIT-IV WILD LIFE ANIMALS & ENVIRONMENT

- a) Wild life, sancturies and National Parks.
- b) State Monopoly in the sale of wild life and wild life articles.
- c) Offences against wild life.
Wild life (Preservation) Act 1959.
Wild life Protection Act 1972 with amendment.
- d) Forest conservation Act 1980.

UNIT-V ENVIRONMENT AND JUDICIARY

- a) Morena Mandal Sahkari shakkar karkhana Society Vs. BIP Board of Prevention of Water Pollution (1993) M.P.L.J. 270.
- b) Suresh Kumar Vs. State of Bihar AIR 1991 SC 420.
- c) M.P. Rice Mills Association Vs. State of M.P. 1999.
- d) Sntosh Kumar Singh Vs. Secretary Ministry of Environment New Delhi 1997(2) M.P.L.J. 602.
- e) M.C. Mehta Vs. U.O.I. (1994) S.C.C. 750.

Books Recommended -

- 1. Trivedi R.K. & P.K. Goel-Introduction to Air Pollution (Techno Science Publication).
- 2. Jadhav & Bhosle V.M. -Environmental Protection and Laws (Himalaya Publishing House, Delhi)
- 3. Clark R.S. - Marine Pollution (Cleradon Press Oxford)
- 4. Cenninghm W.P. Cooper, T.H. Gorhani & Hepworth M.T. - Environmental Encyclopeadia (Jaico Publishing House, Mumbai - 1196 P.)
- 5. Rao R.N. & Dutta A.K.- Waste water Treatment (Oxford & IBH) 1987.
- 6. R.B. Singh & Suresh Mishra- Environmental Law in India (Concept Publishing Co. (New Delhi 1996).
- 7. Leela Krishnan P. (Ed.) - Law & Environment (EBC Lucknow 1990)
- 8. Leela Krishnan P.P. - The Environmental Law in India Butterworth India (1999)
- 9. Nagendra Singh - Environmental Law in India (1986)
- 10. Suresh Jain - Environemntal Law in India (1986)
- 11. B.L. Babel - Environmental Protection Law 1997.
- 12. Kailash Thakur - Environmental Protection Law & Policy in India (Deep & Deep Publishing Co., New Delhi (1977).
- 13. R.K. Trivedi - Hand Book of Environemntal laws, Rules Guidelines Compliance and standard Vol. I & II.

SYLLABUS FOR B.A.LL.B SEMESTER-VII

S.No	Papers	Max. Marks
1	Family Law-I Hindu law	100
2	Family Law-II Muslim law	100
3	Administrative Law & Right to Information Act	100
4	Law of Equity and Indian Trust Act,1882	100
5	(Practicals) : Professional Ethics and Professional Accounting System.	
Total Marks		500

SYLLABUS FOR B.A.LL.B SEMESTER-VIII

S.No	Papers	Max. Marks
1	Labour and Industrial Law-I	100
2	Labour and Industrial Law-II	100
3	Human Rights and Public International Law	100
4	Insurance Law	100
5	(Practicals) : Alternative Disputes Resolution	100
Total Marks		500

SYLLABUS FOR B.A.LL.B SEMESTER-VII

PAPER – I

HINDU LAW

UNIT-I Nature, Origin, Sources, Applicability and General Principles of Inheritance :

Nature and origin of Hindu law, applicability of Hindu Law sources of Hindu law - Smiritis and their commentaries, custom, legislation, judicial decision, equity, justice and good conscience as a source, general principle of inheritance (prior to Hindu succession Act 1956) in mitakshra law and Dayabhaga School and difference between Mitakshara and Dayabhaga succession and the Hindu Marriage Act 1955. (doctrine of representation & spes successionis)

UNIT-II Schools, Joint Hindu Family, Coparcenary adoption and provisions of Hindu Adoption and Maintenance Act 1956.

Schools of Hindu Law - Mitakshra and Dayabhaga and their sub-schools, difference between the Mitakshra and Dayabhaga school, comparison between them, Migration and the schools of law.

Joint Hindu Family - Origin, growth, nature and constitution members of J.H.F. and property of J.H.F.

Coparcenary - its nature, distinction between J.H.F. and coparcenary, rights of coparcener, Karta, his powers and duties, alienation of property comparison between Mitakshara and Dayabhaga law. Debts - its liability to pay, nature and duration of liability, doctrine of pious obligation and antecedent debt, Bengal rule of Dayabhaga law, rule of Damdupat.

Adoption - Object form and requirement of valid adoption. Persons who may lawfully take in adoption - adoption by widow under authority from his husband, nature and form of authority, general rules as to adoption by widows, and termination of widows power to adopt Persons lawfully capable of giving in adoption & persons who may be lawfully taken in adoption only son, orphan, stranger, adoption by two persons, simultaneous result and effect of adoption, right of adopted son in property Maintenance under Hindu Law and provision of Hindu Adoption and Maintenance, Act 1956, and changes made by this Act.

UNIT-III Partitions, Stridhan, Women's Estate Gift & Hindu Succession Act 1956

Partition - Meaning of partition, partition and family arrangement, person entitled to partition, property liable to partition. Allotment of share, final shares, reopening of partition and reunion point of

similarity and distinction Mitakshara and Dayabhaga partial partition, its effect.

Stridhan : its meaning, kinds, special feature and characteristics, enumeration of stridhana, rights of a women over her stridhan, general rule to succession, common to all school, succession to stridhana, under Mitakshra and Dayabhaga school, maidens property.

Women's Estate - its meaning, nature and sources. Incidents of widow's estate, power of alienation, reversion, compromise surrender and setting aside. Unauthorised alienation and effect of Hindu Succession Act 1956.

Gift - its definition under T.P. and Hindu law. its subject matter, essential of valid gift, restriction and revocation. 'donatio mortis causa' and gift to trust and Provision of Hindu Succession Act 1956.

UNIT-IV Wills imparatible estate, religious and charitable endowments and H.M. Act 1955 & H.M. & G. Act 1956 :

Wills- Its definition, person capable of wills, property as a subject matter of wills, under mitakshara and Dayabhaga law revocation and alteration of wills. Bequest to unborn person when it is void ? Rules against perpetuity, latter of administration and probate.

Impartible estate - its definition, origin and nature, rules of succession and seperation of impartible estate.

Religious and charitable endowment- Essential of endowment kinds- idol, math, devasthanam, and Dharemshala, Mahant, Hindu Marriage Act 1955 & Hindu and Minority & Guardian ship Act 1956.

UNIT-V Some codified laws relating to Hindu & Leading Cases

Special Marriage Act 1954 (Whole Act)

Dowry Prohibition Act 1981 (Whole Act)

Family Courts Act 1984 (Whole Act)

Following Leading cases has been prescribe.

1. Shri Narayanlal V. Shridhar AIR 1996, SC 2371.
2. Jogendar Singh V. Smt. Jogender AIR 1998 SC, 1654.
3. Kisan Lal V. State (2000) ISCC 310.
4. Rameshwari Devi V. State of Bihar AIR 2000 SC 735 (739).
5. Balwant Kaur V. Chaman Singh AIR 2000 SC 1908-12.
6. Digamber Adhar Patel V. Dev Rani Girdhari Patel AIR (1995) SC 1728.

Books Recommended :

1. R.K. Agrawal - Hindu Law, C.L.A., Allahabad.
2. Paras Diwan - Modern Hindu Law (Universal).

3. S.T. Desai (Ed.) - Mulla Hindu Law (1996), Butterwrith, India.
4. Paras Diwan - Law of adoption, minority, guardianship and custody (2000) Universal.
5. Basu N.D. - Law of succession (Universal).
6. Paras Diwan - Law of intestate and testamentary succession (1998), Universal.

PAPER II

FAMILY LAW II MUSLIM LAW

UNIT-I History, Origin Development Sources and Schools of Muslim Law

Historical background of Islamic law - its origin and comparison with other personal laws. Who is Muslim ? Prophet and his companion, his tradition, development of muslim law.

Sources of muslim law- Primary sources Quran, Hadis, Ijma, Kyas, secondary sources- custom judicial decision legislation, comparison with sources of Hindu law.

Schools (section and sub-section) of Muslim law - Sunni School - Hanifi, Maliki, Shifai and Humbali, Shia School and their sub-sections, difference between both Shia and Sunni on important matter. Effect of conversion to Islam and Apostasy.

UNIT-II Marriage Dower (Mehr) and Divorce :

Marriage (Nikah) - Its object and nature, requisite and condition for valid marriage. Effect of incapacity absolute, relative and declaratory, kind of marriage, option of puberty. Restitution of conjugal rights muta marriage, difference between Shia & Sunni law and marriage.

Dower (Mehr)- Definition, nature & classification of dower law of shia sect on dower, confirmation of dower, remission of dower, non-payment of dower effect of apostacy on mehr liabilities of heir for dower, dower as a debt. widows rights in case of non-payment of dower, Kharchi-i-pandan, & Mehr-i-misl.

Divorce (Talaq)- Quranic provisions regarding talaq kind, nature, classification and effect of divorce on the parties, apostacy and conversion as ground of divorce, Iddat utility its rationale and utility divorce through agreement or by mutual consent Khula, Mubarat, Ila & Zihar, Lian; Effect of false charges of adultery. Tolaq-i-Tafwid, Fask (Annulment of marriage by court) provision of dissolution of Muslim marriage Act. 1939. Legal Effect of Divorce, Difference between Shia & Sunni Law on Divorce.

UNIT-III Parentage, Legitimacy & Acknowledgement, Guardianship and Maintenance :

Parentage - Maternity and paternity. How it is established ? Legitimacy and acknowledgement, acknowledgement as a proof Of legitimacy, prescription of legitimacy condition of valid acknowledgement and its effects. Position of adoption in Muslim Law ? A comparison between acknowledgement and adoption.

Guardianship (Vilaya) - Concept of guardianship in Islam. Appointment of guardian. Their kinds age of majority, disqualification of guardian, guardianship of property. Power of guardian to dispose of to purchase and to alienate the immovable property of the minor.

Maintenance (Nafaqa)- Introduction, definition and quran decree regarding maintenance, Person entitled to maintenance. Relevant provision of Muslim women (Protection of right on divorce) Act 1986.

UNIT-IV Succession Administration Inheritance and Wills :

Succession- General rule of succession and exclusion from succession.

Administration - Administration of the estate of a deceased. Provision of Indian succession act 1925.

Inheritance- General rule of Inheritance (sunni & shia) Position of birth right and heritable property. Principle of renunciation and transfer of chance of succession (spes succession) vested inheritance classification of heirs- sharer, residuary and distance kindered. Their share and distribution of property. Doctrine of increase (Aul) Return (Radd) and position of rules relating to (shia & sunni) illegitimate child, missing person, acknowledge kins man, universal legatee & successor by contact eldest son and childless widow.

Wills- Person capable of making wills, its forms, position of heir on wills, limit of testamentary power, abatement and lapse of legacy, subject of legacy, position of unborn person in wills, various kinds of bequest i.e. bequest in future, contingent and conditional alienation, revocation of bequest, its types, position of probate and letter of administration is case of muslim wills.

UNIT-V Marzul Maut Hiba & Waqf and Pre-emption & Leading Cases

Marzulmaut- Death bed gift, its condition for validity acknowledgement of debt at death-bed. Hiba (gift)- Definition, capacity of making gift extents of donors powers. Gift to unborn person, gift with intent to defraud creditor, position of gifts i.e. - gift of actionable claim and incorporeal property, gift of equity of redemption, gift of property held adversely to donor, requisite for gift and essential of gift (declaration acceptance & delivery of possession), Gift of movable and immovables and corporeal & property and incorporeal property and actionable claim, gift in family and out of family, gift to bailee to two are more donee : Mushaa, conditional & contingent gift, gift in future, revocation of gift, Gift with exchange (Hiba-bil-iwaz) Hibh-ba shartul iwaz, sadaqah areat.

Waqf- Definition, object and subject of waqf, condition for valid waqf, doctrine of cy-pres. Form and kind of waqf, waqf how completed ? Revocation of waqf, contingent waqf, waqf aald aulad,

alienation of waqf property, muttawalli- his appointment power and function & renuwal and provision of waqf act 1995, Khanqah, imambera, sajjadanashir kazi, takiya.

Pre-amption- its nature and kind, who may claim it, its requisite and condition.

Leading Cases :

1. Kapoor Chand v. Kedarunnisa (AIR 1953 S.C.413)
2. Janjira Khaton v. Mohd. Fakrulla (AIR 1922 Cal 429)
3. Habibur Rahman v. Atafali (AIR 1922 PC 159)
4. Maina Bibi v. Chawdhari Vakil Ahme... 673 (PC) (AIR 1925 PC 63)
5. Ms. Jorden Diegdeh vs. S.S. Chopra (AIR 1985 SC 935)

Recommended Books :

1. Syed Khalid Rashid - Muslim law - EBC Lucknow (Hindi English)
2. A.A.A. Fyzee - Outline of Muhammada law (1998)
3. A.M. Bhattacharya - Muslim law and the constitution
4. Aquil Ahmed - Muslim law - CLA Allahabad (Hindi)
5. S.K. Awasthi - The waqf act 1995 (Hindi/English) India law House 22, Sikh Mohalla, Indore
6. Mulla's - Principles of Mohammedan law, Tripathi
7. Scatcht - Mohd. Jurisprudence.
8. Caulson - Principles of Mohd. mheritance.

PAPER - III

ADMINISTRATIVE LAW

UNIT-I Introduction of administrative law, administrative process, discretion and direction :

Meaning, nature, history and function of administrative law, sources of administrative law, its origin and scope, reasons for its growth, its historical development in England, America and India, administrative law and constitutional law, droit administrative ... and council, D. Etate, constitutional foundation of administrative law, the rule of law, its meaning, supremacy of regular laws and equity before the laws, doctrine of separation of powers, its meaning and its position in U.K., U.S.A. & India.

Administrative Process - Nature of administrative process, and its classification, legislative, judicial, quasi-judicial and pure executive action, their characteristics and difference among them.

Administrative Discretion - Meaning, nature and criteria, its use or principle applicable for its use, need for administrative discretion, limit on exercise of discretion, malafide exercise of discretion acting under dictation, constitutional imperative... and use of discretionary authority, non-application of mind, unreasonableness and standard of reasonableness, taking irrelevant consideration or not taking in to consideration among relevant matter, non exercise of discretionary powers, administrative arbitrariness and bias. Procedural safe guards for use of discretion.

Administrative Direction - its use and classification, its unenforceability.

UNIT-II Delegated legislation, Administrative adjudication & Tribunal

Delegated legislation, its historical background and function, reasons for its growth, need for delegation of administrative power, kinds of delegated legislation, sub-delegated legislation and conditional legislation, constitutionality of delegated legislation in Britain and India, Re Delhi Laws Act, Power of exclusion and inclusion and power to modify statutes, essential legislative functions, requirement for the validity of delegated legislation.

Judicial control of delegated legislation - Doctrine of ultravires, its kinds, substantive and procedural grounds for its applicability, consultation, sub delegation, publication, administrative directions, circular legislative or parliamentary control on delegated legislation, laying procedure, policy statement, committees on delegated legislation and hearing before it, sub delegation & powers, guide-lines for it, and control of sub delegation, administrative adjudication and tribunals, reasons for proliferation of administrative tribunals, functional approach characteristics and feature of administrative tribunals, Basic difference between a court and a tribunals, position of tribunals in India, CAT its

purpose, establishment and composition, jurisdiction power and authorities, aspect of tribunal practice and administrative procedure, procedure before the enquiry or hearing, procedure at the tribunal hearing and procedure after tribunal hearing, frank committee report, administrative tribunal act 1985, administrative tribunals and appeal judicial review and finality of the tribunal decision, reopening of tribunal proceeding rule of resjudicate, Administrative tribunals in India.

UNIT-III Judicial Control of Administrative Action and Natural Justice

Power of the High Court, writ jurisdiction of High Court under arical 226, limitation of jurisdiction, territorial limit, general limitations, Locus standi, non-existance of alternative remedies lashes, acquiescence, doctrine of legitimate expectation, doctrine of public accountability, doctrine of proportionality, grounds and condition for writs and orders, mandamus, certiorary prohibition, Quo warrants, Habeous corpus, nature of relief practice and procedure, power of supreme court under Art 32, role of natural justice on administrative law - principals of natrual justice, (1) No man shall be a judge in his own cause or if he has any bias (Pecunary personal & official) against a party or any interest in subject matter of the enquiry (2) andi Alterm Partem - "Hear the other side and limit of audi altarum partem (3) The party must be known the reasons for the decisions, the use of principle of natural justice in deciplinary process and exclusion & violation of principles of natural justice and its effect.

UNIT-IV State Liability for Wrongs Act & Commission of Inquiry & Corporate:

Liabilities for torts, distinction between sovereign and commercial functions, contitutional provisions in this regard, act of state and statutory immunities contractual liability of Govt., Government privilege in legal proceeding state secrets, public interest, transperancy and right to information estoppec and waiver.

Remedies against administratative acts, constitutional remedies writ injunctions, its nature and types, distinction between injunction and mandamus, suit for declaration, its condition and nature, suits for damages.

Public enquiry and commission of enquiry, general enquiry under service rules, procedure in disciplinary action and Provisions of commission of enquiry act 1952, and

Corporation : Corporations, its kinds and characteristics, its classification, legal and constitutional provisions & their responsibilities in contract and in tort, position of their employee whether they are civil servants ? control on corporation, legislative control, judicial control, governmental control and public controls.

UNIT-V-Ombudsman,Vigilancecommission&RighttoInformationAct

Ombudsman, its development in Newzealand, Britain and Australia, Position of Ombudsman in India, Lokpal and Lokayukt and their

position, Public Interest litigations its nature and importance in Democracy. Central vigilance commissions its powers and functions

Right to Information Act, 2005-Introduction, Right to Information and Voluntary Organization, Right to Information in the Foreign Countries, Request for Right to Information, Constitution, Rights and Obligations of the Information Agencies, Procedure of Disposal of Applications and Complaints by State Commissions with special reference to Section 18, 19 and 20 of Right to Information Act 2005.

: leading cases

1. A.K. Karipak v. Union of India (AIR 1970 SC 150)
2. Bharat Bank Ltd. v. Employees of Bharat Bank (AIR 1970, SC188)
3. Registrar Co-operative societies v. Kunjabamu and other (AIR 1980, SC350)
4. Hira Nath Mishra v. Principal, Rajendra Medical College, Rachi (AIR 1973 SC1260)
5. Bhagat Raja, Union of India (AIR 1967 SC1606)
6. Kasturilal Ralia Ram v. State of U.P. (AIR 1965 SC1039)

Books Recommended :

1. Jain and Jain - Principles of Administrative law, Tripathi (1986).
2. Wade - Administrative law (Indian Rep.) Universal Delhi.
3. J.C. Garner - Administrative law, Butterworth (1990)
4. D.D. Basu - Comparative Administrative law (Prentice Hall).
5. I.P. Massey - Administrative law EBC, Lucknow. (1996).
6. M.P. Jain - Cases and material on Indian Administrative law (Vol I & II) 1998
Universal book traders Delhi.
7. S.P. Sathe - Administrative law (1998), Butterworth (India), Delhi.
8. De Smith - Judicial review of Administrative Action (1995) with supplement, Sweet & Maxwell.
9. M.A. Fazal - Judicial control of administrative action in India Pakistan & Bangladesh (2000), Butterworth India.
10. Indian law institute - Cases and material on Administrative law in India vol. I (1996), Delhi.
11. D.R. Saxena - Ombudsman, Deep & Deep Delhi.
12. Tusharkanti Saha - Administrative law - Kanishk Publication, New Delhi.
13. V.G. Ramchandran - Administrative law, Eastern Book Co., Lucknow.
14. Foulkes - Introduction to Administrative law, Butterworth.

15. Bhagwati Prasad Banerjee - Writ Remedies (1999) Wadhwa, Nagpur.
16. M.P. Jain - The evolving Indian Administrative law (1983) Tripathi, Bombay.

Paper- IV

LAW OF EQUITY AND INDIAN TRUST ACT, 1882

PART-A

EQUITY

- UNIT-I Historical Introduction- Concept of Equity, Principles of Equity, Nature and Scope of Equity, Equity under the Roman, English and Indian Legal System. Origin and Growth of Equity in England-Origin of Equitable Jurisdiction, Procedure in Equity.
- UNIT-II Division of Equity Jurisdiction-Exclusive, Concurrent and Auxiliary Jurisdiction Equity and the Common Law- Distinctive Features of Equity and Common Law, Relation of Equity with Common Law, Fusion of the Administration of Equity and Common Law, The Judicature Act, 1873-1875, Object and Effect of the Judicature Act
- UNIT-III Maxims of Equity.
Nature of Equitable Rights and Interest, Classification of Equitable Rights, Penalties and Forfeitures, Mortgages, Liens and Charges, Married Women, Guardians, Infants, Idiots and Lunatics, Conversion and Re-conversion, Election, Performance Satisfaction and Ademption, Administration of Assets, Mistake, Misrepresentation, Fraud and Undue Influence, Accident, Set-off, Equitable Assignments and Equitable Estoppels.

PART-B

UNIT-IV INDIAN TRUST ACT, 1882

Historical Background- Importance of Trust, Origin and Development of Trust under Roman Law, English Law and Indian Law.
Definition of Trust and Comparison with other Analogous Relations, Kinds of Trusts, Public or Charitable Trust, Doctrine of Cypres, Creation of Trust, The Appointment and Discharge of Trustees, The Duties and Liabilities of Trustees, The Rights and Powers of Trustees, Disabilities of Trustees, Rights and Liabilities of Beneficiaries, Vacating the Office of Trustee, Extinction of Trust, Certain Obligation in the Nature of Trust.

UNIT-V LEADING CASES:

- 1- Deoki Nandan Vs. Murlidhar and Others AIR 1957 S.C. 133.
- 2- Jankiram Ayyar Vs. Neelkanth Ayyar, AIR 1962 S.C. 536.
- 3- Shyamlal Yadu Rao Bhau Vs. Yesha Ram Lodku Pavan AIR 1954 Nag. 334
- 4- Satyanarayan Vs. G. Velloji Rao AIR 1965 S.C. 1465

RECOMMENDED BOOKS:

- | | | |
|----|-------------------|--|
| 1- | Snell | Principles of Equity |
| 2- | S.T.Desai | Indian Trust Act |
| 3- | G.P. Singh | Equity, Trust and Specific Relief |
| 4- | Aqil Ahmed | Equity, Trust with Fiduciary Relations and Specific Relief Act |
| 5- | Basanti Lal Babel | Equity, Trust and Specific Relief Act(In Hindi) |
| 6- | Suryanarayan Iyer | Indian Trust Act |

Paper-V

PROFESSIONAL ETHICS AND PROFESSIONAL ACCOUNTING SYSTEM

(PRACTICALS)

OUTLINE OF THE COURSE: Professional Ethics, Accountancy for Lawyers and Bar-Bench Relations

This Course will be taught in association with practicing lawyers on the basis of following materials.

- (i) Mr. Krishnamurthy Iyer's book on "Advocacy"
- (ii) The Contempt Law and Practice
- (iii) The Bar Council Code of Ethics
- (iv) 50 selected opinion of the Disciplinary Committees of Bar Councils and 10 major judgments of the Supreme Court on the subject
- (v) Other reading materials as may be prescribed by the University

SCHEME OF EXAMINATION

(1)	Written Examination	50
(2)	Seminar two (each of 10 marks)	20
(3)	Project Report (on any topic of the material)	20
(4)	Viva-Voce	10

The written examination shall be conducted from the prescribed course. The seminar shall also be conducted from the important topics of the materials. The presentation of Project Report and appearance in seminar and viva-voce examination is compulsory. The candidate who does not appear in seminar and viva-voce examination or who does not prepare Project Report will be declared fail in this paper.

The Practical work/Project Report shall be submitted by the students in own handwriting in the College. The evaluation shall be made by the college on the basis of participation and record. The college after valuation shall be sent the diaries and marks to the University. The Principal may himself evaluate and allot marks on the record or may authorize any senior member(s) of the staff, for this purpose. In the later case The Principal shall countersign on the awarded marks.

DETAILED COURSE CONTENT OF WRITTEN EXAMINATION (50 marks):

UNIT-I GENESIS NATURE AND EVOLUTION OF INDIAN BAR

- a) Evolution of Indian Bar - Regulating Act 1773. Bengal Regulation of 1793. and The Legal Practitioners Act 1846.
- b) The Legal Practitioners Act 1853 and the legal practitioners Act 1879.
- c) The Bar Councils Act 1926 and The Report of the All India Bar Committee 1953.
- d) History and circumstances before the passing of the Advocate Act 1961.

UNIT-II SOURCES & SANCTIONS OF PROFESSIONAL ETHICS & MISCONDUCTS

- a) Sources of Rules of Professional Ethics - Judicial and extra Judicial sanctions and advantages of study of professional ethics.
- b) Lawyers misconduct - Professional and others.
- c) Equipment of Advocate Reverence for the law learning public service, brotherhood organization. Love for professional ideals.
- d) Independence and integrity of The Bench and the Bar.

UNIT-III PRIVILEGES RIGHTS POWERS AND DISABILITIES OF LEGAL PRACTITIONERS

- a) Right and duties of Advocates
- b) Privileges of Advocate
- c) Powers of Legal practitioners
- d) Disabilities of legal practitioners

UNIT-IV ADVOCATES AND THEIR RELATION WITH OTHERS IN THE LIGHT OF B.C.I. RULES 1976

- a) Advocate and the Court.
- b) Advocates relation with his opponent and with his client.
- c) Advocates relation with his colleagues and witnesses
- d) Advocates and the public and other employment and Advocates

UNIT-V ADVOCATE ACT, CODE OF ETHICS AND CONTEMPT OF COURT

- a) Indian Advocates Act, 1961.
- b) The contempt law & practice - Indian contempt of court Act 1976.
- c) Other statutory provisions relating to contempt in IPC, Cr.P.C and CPC.
- d) Supreme Court on professional misconduct - Important cases.

BOOK RECOMMENDED

1. C.L. Anand - Professional Ethics of the Bar (Law Book Co., S.P. Marg Allahabad).
2. V.G. Ramchandran's - Contempt of Court EBC, Lucknow.
3. The Bar Council Code of Ethics and Indian Advocate Act 1961.
4. Indian Contempt of Court Act 1996.
5. M. Krishnamurthy - Advocacy
6. AVROM Sherr - Advocacy, Universal Book Traders, 80, Gokhale Market, Delhi.

SYLLABUS FOR B.A.LL.B SEMESTER-VIII

Paper-I

LABOUR AND INDUSTRIAL LAWS-I

This Paper includes Following Statutes

- (1) The Industrial Disputes Act, 1947
- (2) The Trade Unions Act, 1926
- (3) The Workmen's Compensation Act, 1923
- (4) The Payment of Wages Act, 1936
- (5) The Minimum Wages Act, 1948

Detail Course Contents

- UNIT-I **General Introduction**-Industrial Jurisprudence, Labour Policy in India, Industrial Revolution of India, Evil of Industrialization, Labour Problems, Principles of Labour Legislation, Growth of Labour Legislation in India, Classification of Labour and Industrial Legislations.
- UNIT-II **The Industrial Disputes Act, 1947**—Preliminary, (Sec. 1-2), Authorities under this Act (Sec. 3-9), Notice of change (Sec. 9A -9 B), Reference Of Certain Individual Disputes To Grievance Settlement Authorities (Sec. 9C), Reference of Disputes to Boards, Courts or Tribunals (Sec. 10- 10A), Procedure, Power and Duties of Authorities (Sec. 11-21), Strikes and Lockouts (Sec. 22-25), Lay-Off and Retrenchment (Sec. 25A-25J), Unfair Labour Practice (Sec. 25T-25U), Penalties (Sec. 26-31).
- UNIT-III **The Trade Unions Act, 1926**-- Preliminary,(Sec. 1-2), Registration of Trade Unions (Sec. 3-14), Rights and Liabilities of Registered Trade Unions (Sec. 15-28), Regulations (Sec. 29-30), Penalties and Procedure (Sec. 31-33).
- The Workmen's Compensation Act, 1923**-- Preliminary, (Sec. 1-2), Workmen's Compensation (Sec. 3-18), Commissioners – Reference to Commissioners, Appointment and Powers of Commissioners, Powers and Procedure of Commissioners, Appeals (Sec. 19-21), Rules 32-36, All Schedules, All Schedules and amendments made from time to time.
- UNIT-IV **The Payment of Wages Act, 1936**-- Preliminary, (Sec. 1-2), Responsibility for Payment of Wages (Sec. 3-6), Deductions which may be made from wages (Sec. 7-13), Authorities under the Act, Inspectors, Facilities to be afforded to Inspectors, Authorities to hear claims, Single application in respect of claims from unpaid group, Appeal (Sec. 14-17), Power of authorities appointed under section 15 (Sec. 18-19), Miscellaneous Provisions (Sec. 20-26).
- UNIT-V **The Minimum Wages Act, 1948**-- Preliminary, (Sec. 1-2), Fixing of minimum rates of wages (Sec. 3-6), Advisory Board (Sec. 7-9), Wages in kind (Sec. 10-17), Maintenance of Registers and Records, etc. (Sec.

18-21), Penalties, etc. (Sec. 22-26), Power of Govt. to make rules (Sec. 27-31), All Schedules and all amendments made from time to time

LEADING CASES:

1. A Maikenji Vs. J.S. Ishaq AIR 1970 SC 1906
2. Bangalore Water Supply and Sewerage Board Vs. A. Rajappa and Others AIR 1978 SC 553
3. Pottery Majdoor Panchayat Vs. The Perfect Pottery Co. Ltd. A.I.R. 1979, S.C. 1356.

Books Recommended:

1. H.K. Sharey - Industrial & labour laws in India (Prentice-Hall) New Delhi.
2. I.A. Sayieed - Labour laws, Himalayan Publishing Co. Nagpur
3. Reshma Arora - Labour law, Himalayan Publishing Co. Nagpur
4. S.K. Mishra - Labour and Industrial law - Allahabad law agency H.N. 387, Sector 16-A Faridabad.
5. Taxmann - Labour laws - Bare Act (Taxmann allied series, Allahabad)
6. S.C. Shrivastava - Treatise on social security and labour laws EBC Lucknow.
7. S.N. Mishra - Labour & Industrial laws CLA Allahabad.
- 8 P.L. Malik - Hand Book of Labour and Industrial laws, EBC Lucknow.

9. Seth D.D. - Commentaries on Industrial Act (Law publishing house - Allahabad)
10. K.D. Shrivastava - Commentary of payment of wages act (1998) EBC Lucknow.
11. O.P. Malhotra - The law of Industrial Disputes (1998) Universal Delhi.
12. V.G. Goswami - Labour and Industrial laws, CLA Allahabad.
13. P.K. Padhi –Labour and Industrial Laws, Prentice Hall of India Pvt. Ltd. New Delhi.

Paper-II
LABOUR AND INDUSTRIAL LAWS-II

This Paper includes following Statutes:

- (1) The Employees' State Insurance Act, 1948
- (2) The Factories Act, 1948
- (3) The Child Labour(Prohibition and Regulation) Act, 1
- (4) The Maternity Benefits Act, 1961
- (5) The Gratuity Act, 1972

Detail Course contents:

- UNIT-I **The Employees' State Insurance Act, 1948**—Preliminary (Definitions) (Sec. 1-2), Corporation, Standing Committee and Medical Benefit Council (Sec. 3-25), Finance and Audit (Sec. 26-37), Contributions (Sec. 38-45), Benefits (Sec. 46-59), Adjudication of Disputes and Claims (Sec. 74-83), Penalties (Sec. 84-86).
- UNIT-II **The Factories Act, 1948**-- Preliminary (Definitions) (Sec. 1-7), Inspecting Staff (Sec. 8-10), Health (Sec. 11-20), Safety (Sec. 21-41), Welfare (Sec. 42-50), Working hours of Adults (Sec. 51-66), Employment of Young persons (Sec. 67-77), Annual leave with wages (Sec. 78-84).
- UNIT-III **The Child Labour(Prohibition and Regulation) Act, 1986**- Preliminary (Definitions) (Sec. 1-2), Prohibition of Employment of Children in certain occupations and processes (Sec. 3-5), Regulation of conditions of work of children (Sec. 3-5), Miscellaneous (Sec. 14-26).Causes of child labour and Present prospect of child labour in India.
- UNIT-IV **The Maternity Benefits Act, 1961**-- Preliminary (Definitions) (Sec. 1-3), Employment of, or work by woman prohibited during certain period , Right to payment of maternity benefit, Notice of claim for maternity benefit and payment thereof, Payment of maternity benefit in case of death of a woman, Payment of medical bonus, Leave for miscarriage, Other leaves, Nursing breaks, Dismissal during absence of pregnancy, Deduction of wages, Appointment of Inspectors, Powers and duties of Inspectors (Sec. 4-22), Cognizance of Offence (Sec. 23).
- UNIT-V **The Gratuity Act, 1972**-- Preliminary (Definitions) (Sec. 1-2), Controlling Authority, Payment of Gratuity, Nomination (Sec. 3-6), Determination of the amount of gratuity (Sec. 7), Inspector , Recovery of gratuity, Penalties (Sec. 8-9), Cognizance of Offences (Sec. 11-14), Power to make rule (Sec. 15)

LEADING CASES:.

- (!) B.Shah Vs. Labour Court AIR 1978 SC 12
- (2) Ahemdabad Private Primary Education Association Vs. Administrative Officers (2004) I SCC 755

(3) Peoples Union for Democratic Rights Vs. Union of India AIR 1982 SC 1480

Books Recommended:

1. H.K. Sharey - Industrial & labour laws in India (Prentice-Hall) New Delhi.
2. I.A. Sayieed - Labour laws, Himalyan Publishing Co. Nagpur
3. Reshma Arora - Labour law, Himalyan Publishing Co. Nagpur
4. S.K. Mishra - Labour and Industrial law - Allahabad law agency H.N. 387, Sector 16-A Faridabad.
5. Taxmann - Labour laws - Bare Act (Taxmann allied series, Allahabad)
6. S.C. Shrivastava - Treatise on social security and labour laws EBC Lucknow.
7. S.N. Mishra - Labour & Industrial laws CLA Allahabad.
- 8 P.L. Malik - Hand Book of Labour and Industrial laws, EBC Lucknow.

9. Seth D.D. - Commentaries on Industrial Act (Law publishing house - Allahabad)
10. K.D. Shrivastava - Commentary of payment of wages act (1998) EBC Lucknow.
11. O.P. Malhotra - The law of Industrial Disputes (1998) Universal Delhi.
12. V.G. Goswami - Labour and Industrial laws, CLA Allahabad.
13. P.K. Padhi –Labour and Industrial Laws, Prentice Hall of India Pvt. Ltd. New Delhi.

PAPER – III

HUMAN RIGHTS AND PUBLIC INTERNATIONAL LAW

UNIT-I HUMAN RIGHTS IN GENERAL

- a) Human Rights its meaning and Nature.
- b) Its definitions and classification.
- c) Human Rights as a Right in juristic Sense.
- d) Its existence in religions.

UNIT-II HUMAN RIGHTS IN INTERNATIONAL PERSPECTIVE :

- a) Human Rights its development and emerging trend in Universal sphere & Role of NGO's & specialised agencies in its protections.
- b) International Bill of Rights and Universal Declaration of Human Rights 1948.
- c) The conventions on the Rights of Child and The conventions on the elimination of discrimination against woman.
- d) International convention on Economic Social & Cultural Rights 1966.

UNIT-III HUMAN RIGHTS IN REGIONAL & NATIONAL PERSPECTIVE

- a) Constitutional Protection of Human Rights in India.
- b) Protection of Human Rights Act 1993.
- c) Human Rights Protection frame work of India - National Human Rights commission its constitutional powers and duties.
- d) The conventions on the elimination of all forms of Racial discrimination and struggle against Apartheid.

UNIT-IV PUBLIC INTERNATIONAL LAW & STATE

- a) Public International Law its definition, Nature, Sources, History and development.
- b) Relationship between international and Municipal law and difference between Public International law and Law of conflicts subjects of PIL.
- c) State - its nature, evolution, and criteria of statehood, its recognition, succession and responsibility.
- d) Nationality, Extradition Asylum and principle of self determination.

UNIT-V INTERNATIONAL LAW AND USE OF FORCE

- a) Law of War and peace, Intervention and Neutrality, Treaty Covenant, immunities.
- b) Law of the Sea - Territorial water, continental shelf, sea bed, ocean-floor, Economic zone, Blockade, contiguous zone.
- c) Settlement of International dispute by use of force, by peaceful means. Role of UNO and their specialised agencies.

Recommended Reading Material :

1. J.K. Starke - An Introduction to the International Law.
2. J. L. Brierley - The Law of Nations (Oxford)
3. A.K. Pillai - National Human Rights Commission.
4. S.K. Verma - An Introduction to Public International Law (Prentice-Hall India).
5. All the Covenants and Conventions.
6. Shaw M.N. - International law (CUP).
7. M.C. Nair - The Law of Treaties (Oxford)
8. Paras Diwan & Piyushi Diwan - Human Rights & The Law - Universal & Indian.
9. S.K. Kapoor - Human Rights under International Law and Indian Law Central Law Agency Allahabad.
10. D.D. Basu - Human Rights in Constitutional Law (Prentice - Hall)

PAPER- IV
INSURANCE LAW

UNIT-I INTRODUCTION, NATURE, HISTORY AND DEVELOPMENT

- a) Definition and nature of Insurance. Difference between Assurance and Insurance.
- b) Concept of Insurance and Law of contract and Law of torts.
- c) History and Development and importance of Insurance, contract of insurance and its characteristics.
- d) Provision of Insurance Act 1938.

UNIT-II GENERAL PRINCIPLES OF INSURANCE

- a) Various principles of Insurance - Principles of co-operative probability and legal principles, Principles of good faith and non-disclosure, Misrepresentation in insurance contract. Principles of contribution and principles of proximate.
- b) Principles of insurable interest - The risks, classification of risks, Provision of warranty & Principles of warranty and subrogation.
- c) Nature, kind and classification of insurance contract.
- d) The policy - classification of policies, its forms and contents, its commencement, duration, calculation of premium, cancellation, alteration, reduction, rectifications, construction and assignment of subject matter.

UNIT-III LIFE INSURANCE AND MARINE INSURANCE

- a) Nature, scope and definition, condition for life insurance contract. The policy and formation of life insurance contract, circumstances affecting the risk. Amount recoverable under the policy and person entitled to payment, settlement of claim and payment of money. Distinction between nomination and assignment and double insurance and reinsurance. Life Insurance Corporation Act 1956.
- b) Marine insurance - Meaning, Scope and History. Essential elements of marine insurance contract, classification, procedure and conditions of marine insurance and provisions of Indian Marine Insurance Act 1963.
- c) Tax benefit from life insurance and Life Insurance (Emergency provisions) Act 1956.
- d) Provision of the General Insurance Business (Nationalization) Act 1972.

UNIT-IV INSURANCE AGAINST THIRD PARTY RISKS

- a) Insurance against third party risks, Motor vehicle Act 1988 (Chapter XIII)
- b) Motion, scope, definition, statutory, contract between Insurer and Driver. Rights of third party. Limitation on third party rights. Duty to inform third party.
- c) Effect of insolvency or death on claim certificate of insurance or conditions to be satisfied.
- d) Claim tribunals' constitutions, functions, application for compensation, Who can apply ? Procedure and powers of claim tribunals and its awards.

UNIT-V MISCELLANEOUS INSURANCES AND PRESENT POSITION IN THE LIGHT OF GLOBALIZATION

- a) Miscellaneous insurance, including fire insurance.
- b) Provisions of public liability Act 1991 Except Schedule.
- c) Insurance in Global perspective and in present scenario.
- d) Provisions of Insurance Regulating and Development Authority Act 1999.

BOOK RECOMMENDED :

1. Ivamy - General Principles of Insurance Law (1993) Butterworth
2. M.N. Shrinivasan - Principles of Insurance Law (1997), Ramaniya Publisher, Bangalore.
3. John Birds - Modern Insurance Law (1988), Sweet & Maxwell.
4. Brij Anand Singh - New Insurance Law (2000) Union Book Publisher, Allahabad.
5. M.N. Mishra - Law of Insurance, Central Law Agency, Allahabad

PAPER- V
ALTERNATIVE DISPUTES RESOLUTION
(PRACTICALS)

Outline of the Course :

- (i) Negotiation skills to be learned with simulated program.
- (ii) Conciliation skills.
- (iii) Arbitration Law and Practice including International arbitration and Arbitration rules.

The course is required to be conducted by senior legal practitioners through simulation and case studies. Evaluation may also be conducted in practical exercises at least for a significant part of evaluation.

SCHEME OF EXAMINATION

(1)	Written Examination	50
(2)	Seminar two (each of 10 marks)	20
(3)	Project Report (on any topic of the material)	20
(4)	Viva-Voce	10

The written examination shall be conducted from the prescribed course. The seminar shall also be conducted from the important topics of the materials. The presentation of Project Report and appearance in seminar and viva-voce examination is compulsory. The candidate who does not appear in seminar and viva-voce examination or who does not prepare Project Report will be declared fail in this paper.

The Practical work/Project Report shall be submitted by the students in own handwriting in the College. The evaluation shall be made by the college on the basis of participation and record. The college after valuation shall be sent the diaries and marks to the University. The Principal may himself evaluate and allot marks on the record or may authorize any senior member(s) of the staff, for this purpose. In the later case The Principal shall countersign on the awarded marks.

DETAILED COURSE CONTENT OF WRITTEN EXAMINATION (50 marks):

UNIT-I Arbitration : meaning scope and types, Arbitration Agreement- essentials ,
nds , Who can enter into arbitration agreement? Validity, Reference to arbitration, Interim measures by Court

.UNIT-II Arbitral Tribunal, Appointment, Jurisdiction of arbitral tribunal, Grounds of challenge, Powers, Procedure, Court assistance, Award, Rules of guidance, Form and content, Correction and interpretation, Grounds of setting aside an award--Want of proper notice and hearing , Contravention of composition and procedure, Impartiality of the arbitrator, Bar of limitations, Res judicata, Consent of parties, Enforcement.

UNIT-III Appeal and Revision, Enforcement of foreign awards, New York Convention Award, Geneva Convention Awards.

UNIT-IV Conciliation: Distinction between “conciliation”, “negotiation”, “mediation” and “arbitration”, Appointment of conciliator, Interaction between conciliator and parties, Communication, disclosure and confidentiality, Suggestions by parties, Resort to judicial proceedings, legal effect, Costs and deposit repeal.

UNIT-V Rule making power: Legal Services Authorities Act, Lok Adalat, Legal Camp.

BOOKS RECOMMENDED:

1. Avtar Singh : Arbitration and Conciliation.
2. Goyal : Arbitration and Conciliation Act.
3. Shukla : Legal remedies.
4. Jhabvala : Law of Arbitration and Conciliation.
5. Dr. N.V.Paranjape: Arbitration and Alternative Dispute Resolution.

SYLLABUS FOR B.A.LL.B SEMESTER-IX

PAPER - I

LAND LAWS INCLUDING OTHER LOCAL LAWS

1. The Chhattisgarh Land Revenue Code 1959 (Amended 2006)
2. The C.G. Ceilings on Agricultural Holding Act, 1960 (as Amended 2006)

UNIT-I C.G. LAND REVENUE CODE - Historical Development, Definitions, Abadi, Agriculture, Agriculture Year, Bonafide Agriculturist, Board, Co-operative Society, Government, Forest, Government Lessee, Holding. Improvement, Land, Landless Person, Land Records, Legal Practitioner, Mango Grove, Orchard, Recognised Agent, Rent, Revision, Revenue Officer, Revenue Year, Sub-Division of Survey Number, Tenant, Tennure Holder, Timber Tree, Urban Area, Unoccupied Land, Village, To Cultivate Personally, Survey Number.

UNIT-II Board of Revenue, Revenue Officers and their Classes and Powers, Procedure of Revenue Courts, Appeal Revision and Review, Land and Land Revenue, Revenue Survey and Settlement in Non-Urban Areas, Assessment and Re-assessment of Land Revenue in Urban Areas.

UNIT-III Land Records, Boundaries And Boundary Marks and Survey Marks, Tenure Holders, Government Lessee and Service Land, Occupancy Tenents, Alluvian and Diluvian, Consolidation of Holding, Village-Officers, Rights in Abadi and Unoccupied Land and its Produce.

UNIT-IV C.G. on Agricultural Holding Act, 1960 : Definitions, Exemptions and Restrictions on Transfer of Land, Fixing of Ceiling Area, Determination of Surplus Land and Acquisition Thereof, Payment of Compensation in Cumbrances on Surplus Land, Offences and Penalties and Miscellaneous.

UNIT-V **Leading Cases**

1. State of M.P. Vs. Poonam Chand, 1968, J.L.J. 116.
2. M.P. State Vs. Babulal And others, 1980, J.L.J. 856 (SC).
3. Harprasad. B Horelal Vs. Board of Revenue, 1964, M.P.L.J. 370.
4. Nandu Vs. Babu and others. 965, M.P.L.J. 178.
5. Manmohan Lal Shukla Vs. Board of Revenue, 1964, M.P.L.J. 32.

Books Recommended :

1. M.P. Land Revenue Code - H.N. Dwivedi.
2. M.P. Land Revenue Code - R.D. Jain.

INTELLECTUAL PROPERTY LAW

PAPER-II

UNIT-I Introduction Nature Basic Concepts and International Conventions

Nature and meaning of Intellectual property, need for protection of right of intellectual property. The types of intellectual property. The types of intellectual property and enhancement of area of I.P. History and introduction to the leading international instrument concerning intellectual property rights i.e. WIPO (world intellectual property organisation) and its paris convention on protection of industrial property (PIP) and patents co-operation treaty (PCT) The Berne (1971) and Rome convention (1961) on copy right. Universal copy right convention (UCC) of 1952, and neighbouring rights and madrid agreement on trade mark registration.

The general agreement on tariffs and trade (GATT) and its creations, World trade organisation (WTO), Uruguay Round (April 1997) and its highly significant instrument "Trade Related intellectual property agreement" (TRIPS).

UNIT-II Copyrights its contents and forms & related act :

Copyrights its history and definition, provisions of Copy-right act 1957 and copyrights (amendment) act 1994 which includes copyright its nature and meaning. Subject matter of copyright, forms of copyrights, ownership of copyrights assignment of copy rights. copyrights as an authors special rights. Notion and criteria of infringement, their definition and exception, proposition relating to infringement, authorisation of infringement, acts not constituting infringement, infringement of literary, dramatic, musical and artistic works, cinematographic films and sound recording.

Remedies against infringement of copyright - nature and kind of remedies civil and criminal under Copyright Act sec. 55-57, 62, 63-70, slender of title Anton Piller order, international copyrights, copyrights societies and copyright office, copyrights board, legislation of copyright and appeal.

UNIT-III Trade Marks & designs - their nature & related acts :

Introduction definition evolution and concept of trade marks, Distinction between trade marks and property works, the doctrine of honest current user and doctrine of deceptive similarity, provisions of The trade mark act 1999, it includes definition and interpretation, condition for registration, trade mark registry. Property in a trade-mark, registration of trade mark, its refusal, Berne principles of registration of trade marks, its procedure and evidence. Marks, not registrable, effect and limit on effect. registered trade work, assignment and transmission of registered trade marks, use of trade mark and registered user, rectification and correction of the registration, collective marks, provisions

relating to textile goods, offences, penalties and procedure, appellate board, its constitution, powers and duties and procedures and other miscellaneous provisions of the act, provisions of Design act 2000, it includes following chapter - definition, registration of design, copyright in registered design legal proceedings, general powers and duties of controller Evidence agency & powers of central government.

UNIT-IV Patents its introduction grant, registration and patents act 1970 :

Provisions of Patents act 1970 which includes patents, its introduction concept and history, process of obtaining patents, specification, application for patents, examination of application, position to grant a patent, invention not patentable, register of patents and patent office, register and obligation of a patent. Transfer of patent right, Right of the Govt. in case of use of invention provisions for secrecy of certain invention. Patents in addition, procedure for restoration of lapse patents. revocation and surrender of patents. Registration of patents, patents office, its constitution, controller and its power, infringement of patents and treat of infringement proceedings of officers penalties for the Violation of act. licences .. of right, compulsory licences patent agent etc. and miscellaneous provision of the act.

UNIT-V The Information Technology Act 2000 and Leading Cases

Provision of ITA 2000, it includes introduction, need, coverage, definition digital signature, electronic record certifying authorities, electronic governance, their regulation, penalties, cyber regulation appellate tribunals under ITA act and following leading cases.

1. Grama phone co. of India v. B.B. Pandey (AIR 1984 SC 667)
2. Indian Performing Right Society Ltd. v. Eastern India Molion pictures association (AIR 1977 SC 1443).
3. Monsanto Co. v. Caromandal Idag product (AIR 1986, SC 712).
4. American House Product Corpn. v. Mac Laboratories (Pvt) Ltd. (AIR 1986 SC 137)
(Dristan Case)

Books Recommended :

1. Parvin Anand - The law of Intellactual Property (Batter Worth)
2. Bibek Deb Roy - The Intellectual Property Rights (B.R. Publishing, New Delhi)
3. Terrel - Law of Patents (Rajiv Gandhi Institute of Concept Studies)
4. P.S. Sanyal & Kishore Singh - Indian Patent System
5. Stewart - International copyright and neighbouring right.

6. P. Narayanan - Intellectual Property Law (Eastern Law House, Kolkata / Delhi, 315/-)
7. Vikas Vashisth - Intellectual Property Law (Bharat Law House)
8. Cornish W.R. - Intellectual Property Patents, Trade Names, Copyrights and allied rights (1999) (Universal law publishing Co. Pvt. Ltd.) Ansal's Dilkhush Industrial Estate, G.T. Karnal Rd., Delhi.
9. W.R. Cornish - Intellectual Property (Sweet & Maxwell)
10. Mata Din - Law of passing off and infringement action of trade marks.
11. UIE Anderfelt - International patent legislation and developing countries.
12. The Patent Act 1970
13. The Design Act 2000
14. The Trade Mark Act 1999
15. The Copyright Act 1957.
16. The Information Technology Act, 2000.

PAPER – III

COMPANY LAW

(The Companies Act, 2013 WITH AMENDMENTS)

UNIT-I Introduction, History and Definition of Company, Registration of Corporate Entity, Corporate Veil, Company and Hindu undivided Family, company and Partnership, Club, Association of Persons, Advantages and Disadvantages of Incorporation, Kinds Companies and Application of the Act.

Interpretation and Definitions of Various Terms.

UNIT-II Formation of Companies, Promotion, Promotor and his Rights and Liabilities, Incorporation, Memorandum of Association and Articles of Association, Doctrine of Ultra-Vires, Prospectus, Definition, Contents of Prospectus Punishment for Misrepresentation in the Prospects, Members of the Company, Members and Shareholders and Public Trustees.

UNIT-III Share and Share Capital, Allotment of Share, Statutory Restriction on Allotment, General Principles as to Allotment, Company which cannot issue prospectus,, Irregular Allotment, Return as to Allotment, Issue of Share at Discount, Underwriting Commission, Brokerage, Issue of Share at Premium, Share Capital : Definition, Nature of Share Certificate, Position of Transferor and Transferee, Procedure, Blank Transfer, Right to Refuse Registration, Restriction on the Acquisition and Transfer of Share, Certificate of Transfer, Kinds of Share, Power of Company to Accept Payment in Advance of Calls. Reserve Liability, Alteration of Capital Reorganisation of Share Capital. Reduction of Capital, Share Warrant.

Directors, Position of Directors, Appointment, Powers and Duties of Directors, Other Office Bearers of the Company.

UNIT- V Dividend, Debenture, Accounts and Audit, Borrowing Powers of the Company, Investment and Contract, Majority Powers and Minority Rights and Rule of Foss and Harbottle, Mismanagement and Remedies ----- Compromise.

Arrangement, Reconstruction and Amalgamation, Investigation and Liquidation and Consequences of Winding up of the Companies.

UNIT-IV Leading Cases

1. Saloman Vs. Soloman and Company Ltd., 1897, PC 22.
2. Income Tax Commissioner Vs. Shri Meenakshi Mills, A.I.R., 1967, SC 819.
3. Nareshchand Vs. Calcutta Stock Exchange Association AIR 1971, SC 422.
4. N. Goverdhandas & Company Vs. N.W. Industries Pvt. Ltd. AIR 1971, SC 2600.
5. Official Liquidator Vs. P.A. Tandolkar AIR 1973, SC 1104.
6. R. Methlone Vs. Bombay Life Insurance Corporation Ltd. AIR 1953, SC 195.

Books Recommended :

1. Company Lax - Philip. K. Thayil.
2. Lectures on Company Law - S.M. Shah.
3. Indian Company Law - Awtar Singh.
4. Company Law - R.R. Maurya.
5. Company Law - Dr. Ramchandran.
6. Students Guide to Company Law – Taxmann
7. Company Law- N.V Paranjape.

PAPER- IV
LAW OF TAXATION

UNIT – I GENERAL INTRODUCTION:

Historical Perspective
Historical Development of Tax Laws in India
Concepts of tax
Nature & characteristics of taxes
Distinction between tax & fee, tax, & cost
Distinction between Direct & Indirect tax

UNIT- II INCOME TAX ACT, 1961:

Preliminary – Short Title, Extent and Commencement, Definitions, Previous Year Defined(Sec. 1-3) - Basis of charges of Income Tax: Residential status of assesses – its impact on tax liability(Sec. 4-9) Incomes which do not form part of total income(Sec. 10-13)

UNIT-III

Computation of Total Income(Heads of income) Salaries, Income from House Property, Profits and Gains of Business or Profession, Capital Gains and Income from Other Sources – general concepts – chargeability to tax – admissible & inadmissible deductions, exclusions and deductions from income(Sec. 14-59)
Income of other persons included in assessee's Total Income(Sec. 60-65), Aggregation of Income and set-off and carry forward of losses(Sec. 66-80) Deductions to be made in computing total income, Deductions in respect of certain Payments and certain incomes and other deductions, Rebate of Income Tax and Relief for Income Tax(Sec. 80A-89),

UNIT- IV

Income tax authorities- Appointment and Control, Jurisdiction, powers & functions, Disclosure of Information(Sec.116-138), Procedure for Assessment(Sec.139-158), Collection and Recovery of Tax-Deduction at source and Collection at source, Advance payment of tax, Collection and Recovery, Interest Chargeable in some cases and Refunds,(Sec. 190-245)Allotment of permanent account number, Settlement of Cases- Appeals and Revision, Appeals to the Appellate Tribunal, Reference to High Court, Appeals to High Court, Appeals to the Supreme Court, Revision and reference(Sec. 245A-269) Penalties Imposable(Sec. 270-275) Offences and Prosecutions- Penalties and prosecutions under income tax act, 1961 for non-compliance, contravention, avoidance and evasion of tax(Sec. 275A-280)

UNIT – V C.G. VALUE ADDED SALES TAX ACT, 2003

Preliminary-Short Title, Extent and Commencement, Definitions, Taxing Authorities, Incidence of Tax(Sec. 1-7) Levy of Tax(Sec. 8-15) Registration of Dealers(Sec.16-18),Returns, Assessment, Payment and Recovery of Tax(Sec.19-38), Refund of Tax, Accounts and Issue of Acts, invoices or cash memoranda(Sec.39-42) Certain powers of the Commissioner and Delegation by the Commissioner(Sec.43-47), Appeals, Revision and Rectification(Sec.48-56), Detection and Prevention of Tax Evasion(Sec.57-63), Offences and Penalties(Sec.64)Miscellaneous and Power to make Rules(Sec.65-74)

LEADING CASES:

- 1- Commissioner of Income Tax Vs. Anwar Ali AIR 1970 SC 1982
- 2- Calcutta Discount Co. Ltd. Vs. Income Tax Officer, (1961)41 ITR 191(SC) Reopening of Assessment Section-147(9)
- 3- Dwarka Das Keshardeo Morarka Vs. Commissioner of Income Tax (1962)42 ITR 529 On law of Estoppel in Taxation
- 4- Jute Corporation of India Vs. CIT, AIR 1991 SC 341

BOOKS RECOMMENDED:

- | | |
|----------------------|--|
| 1- A.K. Saxena | Income Tax Act |
| 2- Kailash Rai | Income Tax Act |
| 3 V.K. Shusha Kumari | Law of Income Tax |
| 4- B.L. Babel | Pratyaksh Kar Vidhayan, Aparadh,
Abhiyojan Evam Shastiyam |

Paper –V

Moot Court Exercise and Internship

This paper may have three components of 30 marks each and a viva for 10 marks :

- a. 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.
- b. Observance of Trial in two cases, one Civil and one Criminal (30 marks).

Students may be required to attend two trials in the course of 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.

- (c) Interviewing techniques and Pre-trial preparations and Internship diary 30 marks.

Each student will observe two interviewing sessions of clients at the Lawyer's Office/ Legal Aid Office and record the proceedings in a diary, which will carry 15 marks. Each student will further observe the preparation of documents and court papers by the Advocate and the procedure for the filing of the suit/ petition. This will be recorded in the diary, which will carry 15 marks.

- (d) The fourth component of this will be Viva Voce examination on all the above three aspects. This will carry 10 marks.

The Court work shall be submitted by Student in own handwriting in the College/SOS in Law. The evaluation shall be made by the college/SOS in Law on the basis of participation and record. The college/SOS in Law after valuation shall send the diaries and marks to the University. The Principal/ Head may himself evaluate and allot marks on the record or authorize any senior members of the staff, for this purpose. In the later case the Principal/Head shall countersign on the awarded marks.

Books Recommended:

1. Moot Court, Pre-trial Preparation and Participation in trial Proceedings - O.P. Mishra (Advocate).
2. Moot Court Pre-trial Preparation and Participation in trial Proceedings - Dr. S.P. Gupta.
3. Moot Court Pre-trial Preparation and Participation in trial Proceedings – J.P.S.Sirohi.
4. Practical training for Law students – Prof. J. k. Mittal.

SYLLABUS FOR B.A.LL.B SEMESTER-X

PAPER - I

TRANSFER OF PROPERTY ACT, 1882 AND INDIAN EASEMENT ACT, 1882

UNIT - I Historical evolution of Law of property, Introduction, Short title, Commencement, Repeal of Acts, Interpretation Clause (Ss 1-3), Transfer of Property by act of Parties - Definition of Property, Rule of Transferability, Persons Competent to Transfer, Operation of Transfer and Oral Transfer (Ss 5-9), Condition Restraining Alienation, Restriction Repugnant to Interest, Condition Making Interest Determinable on Insolvency or Attempted Alienation (Ss 10-12), Transfer for the Benefit of Unborn Person, Rule against Perpetuity etc. (Ss 13-18), Vested interest and Contingent Interest (Ss 19-24), Conditional Transfer, Doctrine of Acceleration, Doctrine of Conditional Limitation (Ss 25-34), Doctrine of Election (Ss 35-37), Transfer of Immovable Property (Ss 38-53-A).

UNIT-II Sale of immovable property : Definition, Competency of Parties, Difference between Sale and Agreement to Sale, Rights and Liabilities of buyer and Seller (Ss 54-57), Mortgages charges of immovable (Ss 58), Property, Definition, Kinds of Mortgages, Obligation to transfer to third party instead of Mortgagor, Rights and Liabilities of Mortgager (Ss 58-66), Rights and Liabilities of Mortgagee (Ss 67-77), Other Provisions Related to Mortgage including charges (Ss 78-104).

UNIT-III Leases of immovable property Definition, Essential Elements of Leases, Modes of Leases, Rights and Liabilities of Lessor and Lessee, Doctrine of Waiver, Determination of Lease and Other Related Provisions (Ss 105-117), Exchanges (Ss 118-121), Gift (Ss 122-129), Transfer of Actionable Claims (Ss 130-137).

UNIT -IV Indian Easement Act, 1882 :- Introduction (Ss 1-3), Easement in General (Ss 4-7), Imposition, Acquisition and Transfer of Easements (Ss 8-19), Incidents of Easement (Ss 20-21), Disturbance of Easement (Ss 32-36), Extinguishment, Suspension and revival of easements (Ss 37-51), Licenses, Definition, Ingredients and Revocation of Licenses (Ss 52-64)

UNIT - V Leading Cases :

1. Nainsukhdas Shivnarayan Vs. Goverdhan das AIR 1948, Nagpur 110.
2. Associated Hotel of India Vs. R.N. Kapoor AIR 1962, SC 1262.
3. Jama Masjid Vs. Koci Manindra Deviah and other, AIR 1962, SC 807.
4. Kedarnath Vs. Shivnarayan AIR 1970, SC 1717.
5. Kanji Manji Vs. Trusters of Port of Bombay AIR 1963, SC 268.
6. Murari Lal Vs. Devkaran AIR 1965, SC 225.

Books Recommended

1. Transfer of Property Act - Mulla
2. Sampatti Antaran Adhinyam - G.P. Tripathi
3. Sampati Antaran Adhinyam - S.N. Shukla
4. Transfer of Property Act 1882 - S.N. Shukla
5. Law of Easement - S.T. Desai
6. Transfer of Property Act, 1882 - G.P. Tripathi

PAPER - II
CIVIL PROCEDURE CODE AND LIMITATION ACT

- 1. Civil Procedure Code 1908**
- 2. Limitation Act, 1963**

UNIT - I Civil Procedure Code - Historical Background, Introduction, Short Title, Definition, Kinds of Courts and their Jurisdiction, Stay of Suit, Resjudicata, Bar to Further Suit etc. (Ss 1-14), Place of Suing, Institution of Suit, Summons and discovery, Judgment and Decree, Interest and Costs (Ss 15-35-B), Execution Proceedings, Courts by which decree may be executed, Procedure in Execution, Arrest, Detention, Attachment and Sale, Resistance to Execution (Ss 36-74), Incidental Proceedings, Suit in Particular case, Suit by or against the Government, Suit by Aliens and by or against foreign rulers/ambassadors suits against rulers of former Indian States and Interpleader Suit (Ss 75-88), Appeals, Reference, Review and Revision (Ss 96-115), Miscellaneous Proceedings, Application for Restitution, Right to Lodge a Caveat, Power to make-up deficiency of Court fees, Inherent Powers of Courts, Amendment of Judgement, decrees and order and General power to Amend (Ss 144-153).

UNIT-II Parties to Suits, Plaintiff and Defendants, Representative Suit, Joinder, Misjoinder and non-joinder, (Order - I Rules 1-13), Frame of Suit, Recognised Agents and Pleader, Institution of Suits, Issue and Service of Summons (Order II - V), Pleading Generally, Plaint, Written-Statement, Set-off and Counter-Claim (Order VI-VIII), Appearance of Parties and Consequences of non-appearance, dismissal of suits and ex-party Decree and Order, Examination of Parties by the Court, Discovery and Inspection, Admission, (Order IX-XII), Settlement of Issues and Determination thereof, Summary Disposal, Summoning Attendance and Examination of Witnesses, Adjournment of Hearing and Affidavit (Order XIV-XIX).

UNIT-III Judgement and Decree, Execution of Decrees and Orders, Death, Marriage and Insolvency of Parties, Withdrawal and Adjustment of Suits (Order XX-XXIII), Commission, Suits by or against the Government and Public Officers, Suits Involving a Substantial Question of Law, Suits by or against Military, Naval or Airmen, Suits by or against Corporation, Suits by or against Firms, Trustees, Executors and Administrators, Suits by or against Minors and Persons of Unsound Mind, Suits Relating to Matters, Concerning the Family, Suit by Indigent Persons, Suits Relating to Mortgagor, Interpleader Suit (Order XXIV-XXXV), Arrest and Attachment before Judgment, Temporary Injunctions and

Interlocutory Order, Appointment of Receiver, Appeal from Original Decrees, Appeal from Appellate Decrees, Appeal from Orders, Appeal by Indigent Persons, Appeal to the Supreme Court, Reference and Review (Order XXXVIII-XLVII).

UNIT-IV Limitation Act, 1963 - Historical Background, Short Title, Extent, Commencement and Definition (Ss 1-2), Limitation of Suits, Appeals and Applications (Ss 3-11), Computation of Period of Limitation, Exclusion of Time in Legal Proceedings, Effect of Death on or before the accrual of right to Sue, Effect of Fraud or Mistake, Effect of Acknowledgement in Writing, Effect of Substituting or Adding New Plaintiff or Defendant etc. (Ss 12-24), Acquisition of Ownership by Possession, Acquisition of Easement by Prescription, Reversioner and Extinguishment of Right to Property (Ss 25-27).

UNIT-V **Leading Cases -**

1. P.G.H. Patil Vs. R.S. Patil and others AIR 1957, SC 363.
2. M.P. Shrivastava Vs. Mrs. Veena AIR 1967, SC 1193.
3. Kiran Singh & Others Vs. Chaman Paswan and others AIR 1954, SC 340.
4. State Vs. Administrator AIR 1972, SC 749.
5. Hindustan Aeronautics Vs. Ajit Prasad AIR 1973, SC 76.

Books Recommended

1. Civil Procedure Code - Mulla
2. Civil Procedure Code - Viswanath Iyer
3. Code of Civil Procedure - P.K. Majumdar
4. A Guide to Civil Procedure Code - Rama Rao
5. Civil Procedure Code - Sarkar
6. Civil Procedure Code - M.P. Jain
7. Law of Limitation & Prescription - U.N. Mitra
8. Law of Limitation - Dr. N.M. Swami
9. Limitation Act - Sarkar

PAPER - III

INTERPRETATION OF STATUTES

UNIT-I Principles and Legislation-Law Making - Legislature, Executive and Judiciary, Principle of Utility, Operation of these Principles upon Legislation, Distinction between Morals and Legislation.

INTERPRETATION OF STATUTES - Introduction, Meaning, Commencement, Operation and Repeal of Statutes, Purpose of Interpretation of Statutes Classification of Statutes.

UNIT-II GENERAL PRINCIPLES OF INTERPRETATION - Primary Rules, Literal Rule, Golden Rule, Mischief Rule (Rule in the Hydon's Case) Rule of Harmonious Construction. Secondary Rules, Noscitur a Soclis, Ejusdem Generis, Reddendo Singula Singulis, Utres Magis Valeat Quam Pereat, Contemporanea Expositio est Fortissima in Lege.

PRESUMPTIONS IN STATUTORY INTERPRETATION - Presumption as to Jurisdiction, Presumption Against inconvenient or Absurd, Presumption Against Intending Injustice, Presumption Against Impairing Obligations or Permitting from One's Own Wrong, Prospective Operation of Statutes.

UNIT-III AIDS TO INTERPRETATION AND MAXIMS OF STATUTORY INTERPRETATION - Internal Aids and External Aids, MAXIMS - Delegates Non Potest Delegare, Expressio Unius Exclusio Alterius, Generalia Specialibus non Derogant, In Pari Delicto Potior Est Condition Possidentis, Utresvalet Potior Quam Pareat, Expressum Facit Cessare Tacitum, Jure Nature Sunt Immutabilia.

UNIT-IV Interpretation with Reference to the Subject Matter and Purpose - Beneficial Construction, Strict Construction of Penal Statutes and Taxing Statutes, Construction and Interpretation of Welfare Legislation, Harmonious Costruction of the Statutes, Interpretation of Statutes in Pari Materia, Amending, Consolidating and Codifying Statutes, Mandatory and Directory Enactments and Conjunctive and Disjunctive Enactments.

UNIT-V Principles of Constitutional Interpretation - Principles of Implied Powers, Incidental or Ancillary Power, Doctrine of Pith and Substance and Colourable Legislation, Principles of Implied Prohibition, Occupied Field and Territorial Nexus, Doctrine of Severability and Repugnancy and Doctrine of Eclipse and Ancillary Powers.

Retrospective and Prospective Operation of Statutes.

Books Recommended :

1. Principles of Statutory Interpretation - G.P. Singh.
2. Interpretation of Statutes and Legislation - M.P.Tondon and Rajesh Tondon.
3. Statute Law - Craies.
4. Interpretation of Statutes - V.P. Sarthi.
5. Maxwell's Interpretation of Statute - N.M. Tripathi.

PAPER - IV

CRIMINOLOGY AND PENOLOGY

UNIT-I Definition of Crime and Criminology, Relation of Criminology with other Sciences, Schools of Criminology, Classification of Crimes, its causes and means of control, Socio-economic crimes, white Collar Crime, Organized crime, and crime against women.

UNIT-II Juvenile delinquency, its determining factors, differential association, anomaly, and Economic pressure. Difference between Crime and Juvenile Delinquency, Vagarency and Recidivism, Borstals system, reformatory and other correctional institutions of Juvenile, Juvenile court and observation Homes.

UNIT-III Definition of Penology and its scope. Theories of punishment, its objects and kinds, capital punishment and its efficacy, Human Rights and Penology.

UNIT-IV Indian prison system, Its administration, organization, mode of Recruitment and Training for Jail personal, Jail manual and powers of prison Officials, classification of Prisoners - Male, Female, Juvenile and Adult, under-trial, Rights of the Prisoners, and duties of custodial staff.

Probation and Parole - Probation of offender's Act - 1958. The suspended sentence. Nature of Parole. Authorize for granting parole and supervision, conditional release. After care service and Prisoners Aid Cell.

UNIT-V Police and Criminal Justice, Structural organization of Police at Central and State, mode of recruitment and training. Powers and Jurisdiction of Police under various Acts. Arrest, Scizer, Methods of Police Investigation and Liability of Police for custodial death.

RECOMMENDED READING MATERIAL

1. IYER -Prospects in Criminology-Law and Social changes (1980).
2. MANHEIM - Comparative Criminology - A Text Book (1965).
3. ROSS A. - Law and Deviance (1981).
4. SUTHERLAND - Principle of criminology (1978).
5. S. RAO - Crime in our Society (1983).
6. A. SIDDIQUE - Criminology Problem and Perspective (E.B.C.) (Lucknow)
7. E. SUTHERLAND - White Collar Crime (1949).
8. P.H. KOHN - Juvenile Offender and the Law (1971).
9. W. RACKLESS - The prevention of Juvenile delinquency (1972)
10. I.L.I. - Habitual Offender and the Law (1983).
11. INSTITUTE OF SOCIAL DEFENCE- Towards delinquency Control.

12. DAVID ABRAHAMSON - Crime and the Human mind (1974).
13. WALKER, N. - Crime and Criminology - a Critical Introduction.
14. RADZINOWITZ LEION - Ideology of crime (1960).
15. GUILACK SHELDON - Unrevealing Juvenile delinquency.
16. J.M. SETHNA - Society and the Criminals.
17. DAVID ABRAHAMSON - The psychology of Crime.
18. KRISHNA IYER REPORT ON FEMALE PRISONERS - 1986.
19. SCHAZBBRA - The quantum of punishment in Criminal Law.
20. ALF ROSS - ON GUILT-Responsibility and Punishment.
21. LAW COMMISSION OF INDIA - Forty Second Report - Chapters (1971)
22. T.K. BANERJEE - Back Ground of Indian Criminal Law (1990)
23. K.S. SHUKLA - Adolescent off ender (1985).
24. UNITED NATIONS - Begging Rules on Treatment of Young Offenders.
25. P.P. RAJGOPAL - Violence and Response - A Critique of Indian Criminal Justice and System.
26. KATHERNE S. WILLIAMS - Text Book on Criminology (1997), Blackstone London (1997).
27. LOVE LAND - The Frontiers of Criminology (1995) Sweet & Maxwell) 1995.
28. D.C. PANDEY - Hostile offenders and the law (1983).

PAPER - V

DRAFTING, PLEADING AND CONVEYANCING

There shall be two parts of this paper. Part- A will consists of theoretical aspect of drafting, pleading and conveyancing caring 70 marks.

Part- B will be based on the practical works caring 30 marks including 10 marks of viva-voce.

The theatrical paper of 70 marks will be taught through the class instructors and simulation exercises preferably with the assistance of retired judges/ practicing lawyers.

PART – A (70 marks)

Part – A shall consist of the following:

UNIT - I Pleading:

(i) Civil: General Principles of Pleadings with Special Reference to the Following :-

Plaint and written statement with reference to the suits mentioned below :-

- (a) Money Suit
- (b) Ejectment Suit
- (c) Injunction
- (d) Interlocutory application under the provisions of C.P.C.
- (e) Suits under Hindu Marriage Act, 1955
- (f) Suits for Specific Performance of Contract
- (g) Original Petition
- (h) Affidavit
- (i) Execution Petition
- (j) Memorandum of Appeal and Revision
- (k) Petition under Articles 226 and 32 of the Constitution of India.

UNIT-II

(ii) Criminal: - Criminal Pleadings with respect to the following:-

- (a) Drafting of First Information Report (FIR U/S 154, Cr.P.C.)
- (b) Drafting of Challan/Charge sheet (under section 173, Cr.P.C.)
- (c) Drafting of Charge by the Court
- (d) Complaints for Commission of offences u/s 294, 323/324, 325, 341, 352 and 506 of the Indian Penal Code.
- (e) Criminal Miscellaneous Petition. Interlocutory Application.

- UNIT-III** (a) Drafting of Bail Application u/s 436 and 437 of Cr.P.C.
(b) Drafting of Anticipatory Bail Application u/s 438, Cr.P.C.
(c) Drafting of Cancellation of bail application u/s 439 (i) and (ii) of Cr.P.C.
(d) Maintenance application u/s 125-128, Cr.P.C.
(e) Memorandum of Appeal and Revision.

UNIT-IV Conveyancing : General Principles of Conveyancing with special reference to the following :-

- (a) Sale Deed
- (b) Mortgage Deed
- (c) Lease Deed
- (d) Exchange Deed
- (e) Gift Deed
- (f) Will Deed
- (g) General Power of Attorney
- (h) Promissory Note

- UNIT - V** (a) C.G. High Court Rules and Orders (Civil)
(b) C.G. High Court Rules and Orders (Criminal)

PART – B (30 marks)

Part – B will be based on the practical work carrying 30 marks including 10 marks of viva-voce.

Practicals

Students will be required to attend the Civil Court for 5 days. The student will observe the proceedings of the Court and take down notes thereon.

After the completion of the attendance and observation of the Court the student will have to submit the report of the proceedings and procedural aspects with their own comments

The evaluation shall be made by the College/SOS in Law on the basis of Participation and record. The Principal/ Head may himself evaluate and allot marks on the record or authorize any senior member of the staff for this purpose. In the later case, the Principal/Head shall countersign on the awarded marks.

Books Recommended :-

1. Mogha's - Pleading
2. Mogha's - Conveyancing
3. N.S. Bindra - Pleading and Practice
4. Murli Manohar - Art of Conveyancing and Pleading
5. Shiv Gopal - Conveyancing, Precedents & Forms.
6. A.K. Banerjee and S.k. Awasthi – Guide to Drafting.
7. Prof. J.K. Mittal : Practical training for law student