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1/7/2014

पं. रविशंकर शुक्ल विश्वविद्यालय,
रायपुर (छत्तीसगढ़)



पाठ्यक्रम

LL.M. (Syll. Code 511)

परीक्षा : 2014

कुलसचिव पं. रविशंकर शुक्ल विश्वविद्यालय
रायपुर (छत्तीसगढ़) की ओर से



अधिकृत मुद्रक एवं प्रकाशक :
गीता गण्डिकाएन
बहाईभारा, रायपुर (छत्तीसगढ़)

ORDINANCE NO. 60

MASTER OF LAWS (LL.M.) EXAMINATION

The Course for the Degree of Master of Laws under this Ordinance shall extend over a period of two academic years comprising four semesters in all, for each semester there shall be held an examination in the papers prescribed for the said semester concerned. These semesters shall be called as :

- LL.M. Part I - First Semester
- LL.M Part I - Second Semester
- LL.M Part II - First Semester
- LL M. Part II - Second Semester

2. LL.M. First Semester shall be made in the month of July every year and the second semester examination shall be held in the month of January of the following year.

Examinations for all the Semesters shall be held twice a year, namely, January/ February and July/August.

3. (a) A Candidate who after having passed the three years course for the degree of Bachelor of Laws of the University or of any other statutory University recognised as equivalent thereto, with at least 55% of marks (in case of ST/SC/OBC candidate 50% of the marks LLB. or equivalent Examination) has prosecuted a regular course of prescribed study for one Semester session in the University Department of Law or any college affiliated to the University. Shall be eligible to appear at the LL.M. Part-1, Semester Examination.
- (b) A Candidate who after having passed LL.M. Part-1, 1st Semester examination of the University has prosecuted a regular course of prescribed study for one semester session in the University Department of Law, or in an affiliated College shall be eligible to present himself/herself at the LL.M. Part-1, Second Semester Examination.
- (c) A candidate who, after having Passed LL.M. Part-1 second Semester Examination of this University has prosecuted a regular course of prescribed study for one semester session in the University Department of Law or a College affiliated to the University shall be eligible to appear at LL.M. Part II, First Semester Examination.
- (d) A Candidate who after having passed the LL.M. Part-II First Semester Examination of this University has prosecuted a regular course of study for one semester session in the University Department of Law or a College affiliated to the University shall be eligible to appear at the LL.M. Part-II Second Semester Examination.
4. (a) No candidate shall be permitted to appear for any of the LL.M. Semester examination unless he has attended at least 75% of the total number of Lectures and seminars held during the semester session.
- (b) Every student of the College/University Teaching Department seeking admission in the examination shall submit through the Principal or Heads of the Department as the case may be, application on prescribed form, together with necessary fee.

following certificates from the Principal/Head of the Department, viz. certificates of :

- i. Good Conduct.
 - ii. Fitness to present, himself/herself at the examination and,
 - iii. Of having attended the class teacher's seminars, etc. during the session atleast the minimum number's prescribed in sub-para (a) above.
- (a) No candidate who has appeared in any LL.M. Semester Examination but has not been declared successful thereat in accordance with the provisions contained in the following sub para shall be eligible for admission to the next higher semester class examination.
- (b) In order to declare successful at any of the LL.M. Semester Examinations every candidates will have to obtain atleast 40% marks in individual papers and atleast 50% marks in aggregate.

Provided that for the purpose of declaration of the result of candidates appearing in LL.M. Part-II Second Semester Examination, the marks obtained by them in the written examination as well as the viva-voce shall be taken into account.

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

A Candidate who has been declared unsuccessful at a semester examination may at his/her option re-appear at it subsequently as ex-student without being required to attend regular course of study again for the same semester subject to the condition that such a candidate shall abide by and shall be governed by the provisions of this and other ordinances as applicable.

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

1. (a) Every candidate appearing for LL.M. Part-I, First Semester shall be examined in the following four papers of 100 marks each.

- Paper 1 - Legal & Constitutional History of India
Paper 2 - Constitutional Law & New Challenges - I
Paper 3 - Constitutional Law & New Challenges-II
Paper 4 - Research Methodology

(b) Every candidate appearing for LL.M. Part-I, Second Semester shall be examined in the following four papers of 100 marks each.

- Paper 1 - Jurisprudence & Legal Theory
Paper 2 - Interpretation of Statutes & Theory of Legislation
Paper 3 - Indian Administrative Law
Paper 4 - Human Rights & Environmental Development Policy

LL.M. FIRST SEMESTER EXAMINATION

Sr. No.	Course Code	Course	No. of Credit	Max Marks	Min. Marks
1	101	Legal & Constitutional History of India	05	IA – 20, Theory-80	
2	102	Constitutional Law & New Challenges-I	05	IA – 20,	
3	103	Constitutional Law & New Challenges -II	05	IA – 20, Theory-80	
4	104	Research Methodology	05	IA – 20, Theory-80	
		Total	20	400	

LL.M. SECOND SEMESTER EXAMINATION

1	105	Jurisprudence & Legal Theory	05	IA – 20, Theory-80	
2	106	Interpretation of Statutes & Theory of Legislation	05	IA – 20, Theory-80	
3	107	Indian Administrative Law	05	IA – 20, Theory-80	
4	108	Human Rights & Environmental Development Policy	05	IA – 20, Theory-80	
		Total	20	400	

- (c) Every candidate appearing for LL.M. Part-II, First Semester Examination shall be examined in the following papers of 100 marks each.

Paper I and Paper II of any of the group mentioned in subpara (f) of 5(1) paragraph.

- (d) Every candidate appearing for LL.M. Part II, Second Semester examination shall be examined in the following papers each comprising of 100 marks.

Paper III and IV of the same group which was offered in the First Semester of LL.M. Part-II Examination.

Provided that the Head of Department of Law in the College or in the Teaching Department of the University if he is satisfied about the ability of a regular student, in view of his/her performance at earlier semester permit the student to offer dissertation in lieu of one of the papers prescribed for the last Semester examination.

- (e) in addition to the written examination as prescribed in the preceding sub-para every candidate appearing for the LL.M. Part-II, Second Semester Examination shall also appear for a Viva Voce Examination of 100 marks. This will be held before a Board of three examiners of whom two will be external and One Internal. The absence of one External Examiner may, however, be condoned by the Kulpati, if it is caused due to

unavoidable circumstances, Ordinarily, the Head of Department of law will be the Internal Examiner.

- (f) The following are the Groups of papers, any one of which shall be offered by the candidates appearing for LL.M. Part-II, Examination Viz.

GROUP-I - PERSONAL LAWS

- Paper-1 Uncodified Hindu Laws (Sources History, Interpretation, joint Hindu Family Endowments.)
Paper-2 Codified Hindu Law (Statutes relating to Adoption, Maintenance, Guardianship, Marriage and Succession).
Paper-3 Mohammedan Law (principles of Mohammedan Law, Sources and History).
Paper-4 A Comparative Study of Indian Personal Laws Including Indian Succession Act

GROUP II-CRIME AND TORTS

- Paper-1 Criminology and Theory of Crime and Punishment.
Paper-2 Principles of Criminal Law & Evidence.
Paper-3 Law of Torts - General Principles.
Paper-4 Specified Torts Special Topics - (i) Negligence and (ii) Vicarious Liability.

GROUP III - CONSTITUTIONAL AND ADMINISTRATIVE LAW

- Paper-1 Constitutional Law of U.K. and Common-wealth Relation.
Paper-2 Constitutional Law of USA and Australia.
Paper-3 Constitutional Law of any of the following two Countries:
1. Japan, 2. Srilanka, 3. Malasia 4. Switzerland
Paper-4 Adminstrative Law of UK, USA, France and India.

GROUP-IV - MERCHANTILE LAW

- Paper-1 General Principles of Contract.
Paper-2 Specific Contract, indemnity Guarantee Bailment and Agency.
Paper-3 Company Law and Negotiable Instruments Act.
Paper-4 Sale of Goods, Partnership and Law of Carriers.

GROUP-V - INTERNATIONAL LAW GROUP

- Paper-1 Principles of Public International Law
Paper-2 Human Right, International Humanitarian Law and Refugee law.
Paper-3 Private - International law
Paper-4 International Organisations

LL.M. Part-I, First Semester
PAPER – I (PAPER CODE – 101)
LEGAL AND CONSTITUTIONAL HISTORY OF INDIA

This Course is intended to acquaint students of higher studies in law with the legal and Constitutional History of India beginning from 1600 upto date. Abroad reference will also be made to the history of nationalist movement:

UNIT – I

1. **INTRODUCTORY** : Early Charters and Surat Factory, Legislative Power, King's Commission, Charter of 1600, Charter 1661, Surat Factory.
2. **ADMINISTRATION OF JUSTICE IN MADRAS (1639-1726)** : First period : 1639 – 1665, Judicial System, Second Period : 1665-1686, Third Period : 1686-1726, Admiralty Court, Mayor's Court, Crimes and Punishments.
3. **ADMINISTRATION OF JUSTICE IN BOMBAY (1668-1726)** : First Period : 1668-1683, Charter of 1668, Judicial System, Judicial system of 1672, Second Period : 1684-1690, Third Period : 1718-1726, Working of the Court.
4. **ADMINISTRATION OF JUSTICE IN CALCUTTA (1690-1726)** : Moghul Judicial System, Zemindar's Judicial Powers, Judicial System at Calcutta.

UNIT – II

5. **MAYOR'S COURT** : Corporation, Judicial System, Legislature, Charter of 1726, Madras Charter of 1687, Working of the Judicial System : 1726-1754, Charter of 1753, Courts for the Indians, Defects of the Judicial System.
6. **BEGINNING OF THE ADALAT SYSTEM** : Company becomes Diwan, Significance of Diwani, Execution of Diwani Functions, Judicial Plan of 1772, An Appraisal of the Plan, Plan of 1774, Sardar Nizamat Adalat.
7. **SUPREME COURT AT CALCUTTA** : Provisions of the Regulating Act, Legislative Authority, Charter of the Supreme Court, Supreme Court and Nizamat & Diwani, Trial of Nandkumar, The Patna Case, The Cossijurah Case, Gora Chand Dutt Case etc., Act of Settlement, 1781, Pitts India Act, 1781, A Dual Judicial System.
8. **Supreme Court at Bombay and Madras, Re-organization of the Adalat System. Judicial Measures of Warren Hastings and Cornwallis, Scheme of Criminal Judicature 1790, Further Reforms up to 1793, Defects of the Scheme of 1793, Cornwallis Vs Hastings, Appraisal of the System of 1793.**

UNIT – III

9. **Progress of the Adalat System: Sir John Shore, Wellesley Amherst, Criminal Judicature after Cornwallis, Adalat System in Bengal: William Bentinck and after, Judicial System Beyond Bengal, Racial Discrimination in the Judicial System. Present Judicial System.**
10. **HIGH COURT: The Indian High Courts Act, 1861, Charter of the Calcutta High Court, Allahabad High Court, The Indian High Courts Act, 1911, The Government of India Act, 1915, Other High Courts. High Courts under the Government of India Act, 1935. Jurisdiction of the High Courts.**
11. **From Privy Council to Supreme Court : Basis of the Privy Council's Jurisdiction. Appeals to Privy Council, Progress of Indian Appeals : 1833-1845, High Courts-Appeals to the Privy Council, Appeals by special Leave, Appraisal of the System of Appeals to the Privy Council, Move for an Indian Appeal Court, Federal Court, Demise of Appeals to the Privy Council, Supreme Court, Post Constitutional Development.**

UNIT – IV

12. **Development of Criminal Law (1772-1860), Development of Law : Presidency Towns, Development of Civil Law: Mofussil, Codification of Law : 1833-1882**
13. **Legislature in India (1861-1950) : The Indian Councils Act, 1861, The Indian Councils Act,**

1892, The Indian Councils Act, 1909, The Government of India Act 1909 and The Government of India, Act 1919, The Government of India Act, 1935.

14. Law Reform : , Law Reform, History of Reform, Need for Law Reform, Hindu Law and the Courts, Law applicable to sects and sub-sects, Muslim Law and Custom, Hindu Law and Custom, Hindu Law and Legislature, Muslim Law and Legislature, The Special Marriage Act, 1954, Codification of Hindu Law, Uniform Civil Code, Law Commission in India, Administrative of Justice, Reports of the Law Commission of India.

UNIT – V

15. Constitutional Developments Leading to Indian Independence (1937 to 1947) : The Cripp's Mission, 1942, Draft declaration, Proposal relating to interim Settlement, Quit India Movement, 1942, Wavell Plan and Simla Conference of 1945, The Cabinet Mission.
16. Provincial Representation in the Constituent Assembly
17. Formation of the Interim Government.
18. The Indian Independence Act, 1947, Effects of the Indian Independence Act, 1947, Shaping of the Indian Constitution, Some Aspects of the Indian Constitution, Evolution of the Indian Constitution, Sources of the Indian Constitution.
19. Personal Laws of Hindus and Mohammedans :
20. Law Reporting in India, Growth of the Legal Profession, Legal Education.

BOOKS RECOMMENDED :-

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|-------------------|---|--|
| Jain M.P. | : | Outlines of Indian Legal History |
| Acharya B.K. | : | Codification in British India |
| Pylee M.V. | : | Constitutional History of India |
| Archibald W.A.J. | : | Outline of India Constitutional History |
| Banerjee A.G. | : | Indian Constitutional Documents (Vol. I,II,III) |
| Fawcett Charles | : | First Century of British Justice in India |
| Cowell Herbert | : | History and Constitution of the Courts Legislative Authority in India |
| Kaye, J.W. | : | The Administration of the East India Company |
| Setalvad M.C. | : | Constitutional History of India |
| Stephans J.F. | : | Minute on the Administration of Justice in British India |
| Keith A.B. | : | Constitution History of India |
| Morey W.H. | : | Administration of Justice in British India |
| Rankin G.G. | : | Background of Indian Law |
| Punniah K.V. | : | Constitutional History of India |
| Trevelyan E.J. | : | The Constitutional and Jurisprudence of the Courts of Civil Justice in British India |
| Field C.D. | : | Some observations on Codification in India, 1833. |
| Jayaswal | : | Tagore Law Lectures (917) |
| Stocks | : | Anglo Indian Courts |
| Singh G.N. | : | History of the Constitutional Development and Nationalis Movement in India |
| Kulshreshth, V.D. | : | Hkkjr dk oS/kkfud bfrgkl |
| Paranjape, V.N. | : | Indian Legal & Constitutional History |

LL.M. Part-I, First Semester

PAPER – II (PAPER CODE – 102)

CONSTITUTIONAL LAW & NEW CHALLENGES - I

This Course is intended to acquaint students with the organization and structure of the Indian Polity, its characteristic features and evolution. A comparative study of Constitutional Law of UK & USA is also desirable.

UNIT – 1

1. INTRODUCTION :- Organs of the Government, classification of Constitutions, Forms of Government.
2. HISTORICAL BACKGROUND :- Framing of Indian's Constitution.
3. SALIENT FEATURES OF THE INDIAN CONSTITUTION :- Preamble.

UNIT – II

4. THE UNION AND ITS TERRITORY : Article (1 to 4), Citizenship Article (5 to 11)
5. FUNDAMENTAL RIGHTS (Article 12 to 35) : Concept, Historical Background, nature and scope of Fundamental Rights, Fundamental Rights vis-à-vis Human Rights, States and Laws Right to Equality, Right to Freedom, Right against Exploitation, Right to Freedom of Religion, Cultural and Educational Rights, Saving of Certain Laws, Right to Constitutional Remedies.
6. DIRECTIVE PRINCIPLES OF STATE POLICY (Article 36 TO 51) and FUNDAMENTAL DUTIES (Article 51-A)

UNIT – III

7. THE UNION (Article 52 to 147) : The Executive (Article 52 to 78)
8. THE STATE (Article 152 to 237) : The Executive (Article 153 to 167)

UNIT – IV

9. Union Legislature : Parliament of India (Art 79 to 123)
10. State Legislature : Legislative Council & Legislative Assembly (Art 168 to 213)

UNIT – V

11. Union Judiciary : Supreme Court of India (Art 124 to 147), COMPTROLLER AND AUDITOR-GENERAL OF INDIA (Art 148 to 151)
12. State Judiciary : High Court of India (Art 214 to 232), SUBORDINATE COURTS (Art 233 to 237)

BOOKS RECOMMENDED :-

Pandey J.N.	:	The Constitutional Law of India
Kumar Narendra.	:	Constitutional Law of India
Rai Kailash	:	Constitutional Law of India
Shukla V.N.	:	Constitution of India
Jain M.P.	:	Indian Constitution
Basu D.D.	:	Commentaries on Indian Constitution
Sen D.K.	:	Comparative Study of Indian Constitution
Seervai H.M.	:	Constitutional Law of India
Keith A.B.	:	Constitutional History of India
Tripathi P.K.	:	Spotlights and Constitutions
Dauglus W.O.	:	Studies in Indian and American Constitutional Law
Gledhill A.	:	Fundamental Rights
Setalvd M.E.	:	The Indian Constitution.
Subramaniam	:	Case Law of Indian Constitution
Basu	:	Case Law on Indian Constitutional Law
Shiv Rao B.	:	The framing of Indian Constitution
Where K.C.	:	Modern Constitution
Indian Law Institute	:	Central State Relations
Indian Law Institute	:	Delegated Legislation in India
Austin	:	The Indian Constitution : Cornerstone of a Nation
Where K. C.	:	Federalism

LL.M. Part-I, First Semester
PAPER – III (PAPER CODE – 103)
CONSTITUTIONAL LAW & NEW CHALLENGES -II

This Course is intended to acquaint students with the organization and structure of the Indian Polity, its characteristic features and evolution. A comparative study of Constitutional Law of UK & USA is also desirable.

UNIT – I

- 01 LOCAL AUTHORITIES : The Union Territories (Article 239 to 241), The Panchayats (Article 243 to 243-O) The Municipalities (Article 243-P to 243-ZG)
- 02 RELATIONSHIP BETWEEN THE UNION AND THE STATES (Article 245 to 263): Legislative Relations (Article 245 to 255), Administrative Relations (Article 256 to 263)

UNIT – II

- 03 FINANCE, PROPERTY, CONTRACTS AND SUITS (Article 264 to 300-A) : Finance, Financial Provisions, Borrowing, Property, Contracts, Rights, Liabilities, Obligations and Suits, Right to Property, Trade, Commerce and Intercourse within the Territory of India (Article 301 to 307).

UNIT – III

04. SERVICES UNDER THE UNION AND THE STATES (Article 308 to 323).
05. TRIBUNALS (Article 323-A & 323-B), Elections (Article 324 to 329), Special Provisions relating to Schedule Caste and Schedule Tribal Caste (Article 330 to 342), Language of the Union (Article 343 to 344), Regional Language (Article 345 to 347), Language of the Supreme Court and High Courts (Article 348 to 351)

UNIT – IV

06. EMERGENCY (Article 352 to 360) and Miscellaneous (Article 361 to 367)

UNIT – V

07. AMENDMENT (Article 368) : All Amendments of the Constitution till date and All the Schedules.

BOOKS RECOMMENDED :-

Pandey J.N.	:	The Constitutional Law of India
Kumar Narendra.	:	Constitutional Law of India
Rai Kailash	:	Constitutional Law of India
Shukla V.N.	:	Constitution of India
Jain M.P.	:	Indian Constitution
Basu D.D.	:	Commentaries on Indian Constitution
Sen D.K.	:	Comparative Study of Indian Constitution
Seervai H.M.	:	Constitutional Law of India
Keith A.B.	:	Constitutional History of India
Tripathi P.K.	:	Spotlights and Constitutions
Dauglus W.O.	:	Studies in Indian and American Constitutional Law
Gledhill A.	:	Fundamental Rights
Setalvd M.E.	:	The Indian Constitution.
Subramaniam	:	Case Law of Indian Constitution
Basu	:	Case Law on Indian Constitutional Law
Shiv Rao B.	:	The framing of Indian Constitution
Where K.C.	:	Modern Constitution
Indian Law Institute	:	Central State Relations
Indian Law Institute	:	Delegated Legislation in India
Austin	:	The Indian Constitution : Cornerstone of a Nation
Where K. C.	:	Federalism

LL.M. Part-I, First Semester
PAPER –IV (PAPER CODE – 104)
RESEARCH METHODOLOGY

UNIT – I

- 01 Introduction, Scope of Sociology, Nature of Social Phenomenon, Characteristics of Social Phenomenon
- 02 Law— Meaning of Law, Nature of Law, Purpose of Law, Sociology of Law, Importance of duty/ obligation, Relation between juristic science and social science

UNIT – II

- 03 Meaning, Nature and Scope of Legal Research—Introduction, meaning of research, Legal Research, Importance and Utility of Research, Nature of legal research and legal research method, Benefits of legal research, Necessity of legal research, Scope of legal research, Aims and objective of legal research, Motivating factors of legal research, Facts, events and data of legal research, Basic assumptions of socio-legal research, Quality of a good legal researcher.

UNIT – III

- 04 Legal research Methodology—Meaning of methodology, Research method and Research technique, Main Characteristics of research methodology.
- 05 Background and Development of Legal Research in India—The different Phases of legal research in India(First, Second, Third and Fourth Phases of legal research in India)
- 06 Various Kinds of Legal Research— Kinds of research according to objectives of study material, Kinds of research according to the methods available for doing research, Legal Reasoning, Concept and their Role in Scientific legal investigation, Theory and research.
- 07 Major Steps involved in doing legal research(The legal research process), Selection or Formulation of legal research problem or topic.

UNIT – IV

- 08 Hypothesis—Meaning, Characteristics and Sources of Hypothesis, Types of Hypothesis, Testing of the Hypothesis, Legal Research Design, Part of Research Design, Characteristics of a good research design, Types of research design, Sampling design for legal research, meaning of Sampling, Merits and demerits of sampling, Characteristics, Types of Sampling
- 09 Research Data, Forms, Sources, Tools and Collection of Data, Different methods for collecting the data, Observation Method and its different kinds, Interview Method and its different kinds, Schedule Method and its kinds, Questionnaire Method and its kinds, Case Study Method and Survey Method

UNIT – V

- 10 Data Processing—Editing, Coding, Classification and Tabulation, Analysis and Interpretation of Data. Generalization in Legal Research, Problem of measurement in legal research, Scaling technique in legal research, Sociometry in legal research, Jermetrics.
- 11 Method of using Libraries and the use of Computer in legal research, Inter-Disciplinary Research
- 12 Preparation of Research Report and its Writing.

REFERENCE BOOKS:

- 1— Dr. S.R. Myneni-Legal Research Methodology, Published by Allahabad Law Agency
- 2— Dr. H.N. Tiwari- Legal Research Methodology, Published by Allahabad Law Agency
- 3— Shilpa Agrawal- Legal Research Methodology
- 4— Indian Law Institute-Legal Research and Methodology, Edited by S.K. Verma and M. Anand Wani
- 5— William P. Statisky- Legal Research

- 6— Ewinc Surrency- A Guide to Legal Research
- 7— William J. Goode & Paul K. Hatt-Method in Social Research
- 8— Dr. H.N. Giri-Legal Research Methodology (Written in Hindi)
- 9— Dr. Sanjay Kulshrestha-Vidhik Anushandhan Paddhatiya(Written in Hindi)
- 10— Dr. Bashanti Lal Babel-Legal Education and Research Methodology(Written in Hindi)

(Proposed)

LL.M. Part-I, Second Semester

PAPER – I (PAPER CODE – 105)

JURISPRUDENCE AND LEGAL THEORY

UNIT-I

1. **CRITICAL SURVEY OF LEGAL THEORIES** : Natural Law and the search for absolute values, the problem of natural law, ancient theories, reasons and the law of nature, natural law and social contract (Grotius, Hobbes, Locke, Rousseau) Revival of Natural Law theories

UNIT-II

2. **PHILOSOPHICAL IDEALISM AND THE PROBLEM OF JUSTICE** : German Transcendental Idealism (Kant, Fichte, Hegel) Neo Kantian Philosophy and Scientific legal idealism, modern value, philosophy and Law.

UNIT-III

3. **THE IMPACT OF SOCIAL DEVELOPMENT ON LEGAL THEORIES, HISTORICAL EVOLUTION AS A GUIDE TO LEGAL THOUGHT, BIOLOGY, SOCIETY AND LEGAL EVOLUTION, MODERN SOCIOLOGICAL THEORIES OF LAW.**

UNIT-IV

4. **POSITIVISM AND LEGAL THEORIES** : Kelsen's pure theory of law, Utilitarianism, the Jurisprudence of interests and legal idealism,
Legal Theory and contemporary problems : Legal theory of Modern political movements, socialistic and communist theories of law, Neo- Scholastic Doctrine and modern catholic legal philosophy.

UNIT-V

5. LIABILITY PROPERTY OBLIGATION & EVIDENCE

- a) Rights and Duties
- b) Possession and ownership
- c) Person
- d) Title
- e) **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.
- f) **Obligation** - Definition, kinds and sources of obligation
- g) **Property** - Its meaning and kinds and theories mode & acquisition, its relation with law.
- h) **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) Barnbay
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.
8. M.S. Pandit, Out lines of Ancient Hindu Jurisprudence

**LL.M. Part-I, Second Semester
PAPER – II (PAPER CODE – 106)**

INTERPRETATION OF STATUTES & THEORY OF LEGISLATION

The Courses is intended to acquaint the students of advance studies in Law with the History and Development of Legislation with special reference to the Western Legal Systems and a comparative study of legislation in India Legal System particular attention is to be paid to the Benthamite movement of legislation and its comparative impact on other legal systems. The subject of study shall inter-alias include- (1) Principles of Legislation (2) Methods of Legislation, and (3) Interpretation of Statutes.

UNIT-I

1. **PRINCIPLES AND LEGISLATION – LAW :-** 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

- (2) **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 Sociis, Eiusdem 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

- (3) **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

- (4) **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 Construction 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

- (5) **PRINCIPLES OF CONSTITUTIONAL INTERPRETATION :** Principles of Implied Powers, Incidental or Ancillary Power, Doctrine of Pith and Substance and Colorable 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 :

- Bentham : Theory of Legislation
Jethro Brown : Undertaking Principles of Modern Legislation

Decey A.V.	:	Law and Public Opinion
Illbert C.	:	Mechanics of Law Making
Maxwell	:	The Interpretation of Statute
Sing G.P.	:	Principles of Statutory Interpretation
Beal	:	Rules of Interpretation
Ginsberg	:	Law and Public Opinion and England 20 th Century
Rathan Swami	:	Legislation Principle and Practice
Craise	:	Interpretation of Statute Law
James	:	Bentham and Legal Theory
Dale W.	:	Legislative Drafting a New approach
Cross R.	:	Statutory Interpretation
Odgers	:	Constraction of Deeds and Statute
Swaroop J.	:	Legislation and Interpretation
Bentham	:	Principles of Statutes in British India
Sarathi, V.P.	:	Interpretation of Statutes.
Tripathi, N.M.	:	Maxwell's Interpretation of Statute
Dicey A.V.	:	Law and Public opinion in England
Arora J.D.	:	Principles of Legislation(in Hindi)

**LL.M. Part-I, Second Semester
PAPER – III (PAPER CODE – 107)
INDIAN ADMINISTRATIVE LAW**

UNIT-I

- 1. Introduction of administrative law, administrative process, discretion and direction :**
Definition of Administrative Law, Development of Administrative Law, Nature and Scope of Administrative Law, Rule of Law and Administrative Law, Separation of Powers and Administrative Law, Changing role of the State and It's impact on Administrative Law.
Administrative Process - Administrative Processes in India : The President vested with the Executive Power (1) Emergency powers of the President (2) An Evaluation of the President's powers (3) Can Mandamus be availed of against abuse of power under part XVIII of the Constitution, Ministerial Responsibility, The Indian Approach as to Minister's Powers., Development of Administrative Law in India. The Progress of Administrative Adjudication
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
Reason for development of Delegated Legislation, methods of Delegates: Power to fill in details, Power of inclusion and exclusion, Power to modify the statute, Power to bring and Administrative into operation,
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

The Principles of Natural Justice : Principle of natural Justice and violation thereof, The first principles: Justice in one's own cause, Bias, Judge's Bias, The second principle- Hearing the other side, Limit to the rule of Audi alteram Partem, The third principle: party to know the reason for the decision, effect of contravention: void or voidable. Against whom natural justice are not violated, when rules of natural justice are not violated, General Principles as revealed by Judicial Decisions. Limits of Judicial Review, Exceptional exclusion of Natural Justice.

UNIT-IV

State Liability for Wrongs Act & Commission of Inquiry & Corporate:

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

Remedies against administrative 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, Vigilance commission & Right to Information Act : 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.

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, Butherworth (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.

**LL.M. Part-I, Second Semester
PAPER – IV (PAPER CODE – 108)**

HUMAN RIGHTS & ENVIRONMENTAL DEVELOPMENT POLICY

UNIT-I

1. CONSTITUTION AND HUMAN RIGHTS : Fundamental Rights. Directive Principles and Fundamental Duties, International Human Rights and the Indian Constitution, Judicial Review and Administrative Actions with reference to Human Rights, State of Human Rights during Emergency (v) Judicial Activism – protection of human rights , Liberty, Equality and Fraternity in Human Rights Perspective.

UNIT-II

2. SPECIAL LAWS FOR PROTECTION OF SPECIFIC CATEGORIES / VULNERABLE SECTIONS OF THE PEOPLE : Reservations and the Right to Equality, Protection of Minorities- Cultural and Educational Rights, Contract and Unorganized Workers, Bonded Labor, Tribal People

3.

UNIT-III

4. ENFORCEMENT OF HUMAN RIGHTS : Judiciary: Article 32, Article 226 – Public Interest Litigation, National Specialized Agencies: Law Commission, SC/ST commission, Minorities Commission, Women's Commission, Human Rights Commissions. Criminal Justice Delivery System, Legal Aid, NGO's, Social movements and pressure groups working through democratic institutions such as lobbying MPS, Media, International Redressal Mechanism.

UNIT-IV

5. THE CONCEPT OF ENVIRONMENT :
 - (1) Meaning and Historical Perspective, Traditions, Natural and Biological Sciences: Perspectives, Modern concept : Conflicting dimension.
 - (2) INTERNATIONAL PERSPECTIVES AND DEVELOPMENT: Stockholm Declaration, 1972, Right to development: UN Declaration on the Right to Development, 1986, Right to development versus right to clean environment, Rio Declaration: Sustainable development.
 - (3) ENVIRONMENTAL PROTECTION IN INDIA : Constitutional rights and duties, Precautionary principle, Public trust doctrine, Polluter pay principle

UNIT-V

6. ENVIRONMENTAL PROTECTION IN DEVELOPING COUNTRIES : (1) Poverty, Indigenous

people and Tribal, Developing economies, Depletion of forest and natural resources
INTERNATIONAL CONCERN : World environment movement, Natural and cultural heritage:
 Common Heritage Principle, Role of international and regional organization ,International
 financing policy and world environment fund, Global Environmental Facility (GEF).

Books Recommended :

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.Kappor - Human Rights under International Law and Indian Law Central Law Agency Allahabad.
10. D.D.Basu - Human Rights in Constitutional Law (Prentice - Hall).

LL.M. PART II

Following are the group of papers any one of which shall be offered by the candidate for LL.M. Part II examination, each group shall consist of two semesters and in each semester shall comprise two papers of 100 marks and viva-voce of 100 marks.

No. of Marks	LL.M. Part - I	400 Marks
	LL.M. Part - II	400 Marks
	Viva-voce	100 Marks
	Total	900 Marks

GROUP 1 - PERSONAL LAWS
1 SEMESTER
PAPER - I

Uncodified Hindu Law Sources History, Interpretation joint and Hindu Endowments.

BOOKS RECOMMENDED :

Kane P.V,	:	History of Dharma-Shastra
Dr. Derrett	:	Hindu Law past and Present
Maynes H.	:	Treatises on Hindu Law and Usages.
Sen P.N.	:	Hindu Jurisprudence.
Mulia D.F	:	The Principles of Hindu Law.
Ghosh	:	Principles of Hindu Law
Raghavchar	:	Hindu Law
Ghosh	:	Hindu Endowments
Mukerjee	:	Law of Endowments
Mukerjee	:	Law of Endowments
Iyer G.	:	Hindu and Mohammedan Endowments
Jha G.N.	:	Hindu Law and its Sources (vol. 1 and II)
Sarkar	:	Epoches in Hindu Legal History
Sarkar K.S.	:	Memansa of Interpretation
Sobodhini	:	Commentry on Mitakshara (Vol. 1 and II)
West & Bahlor	:	Hindu Law
Battacharya	:	Law relating of Hindu Joint Family.

Mukherjee	:	Hindu Law of religious and Charitable Trusts.
Derrott	:	Modern Hindu Laws,
Derrott	:	Critique of modern Laws.
Lewin	:	Trust
Under Hill	:	On Trust
Vardachariar	:	Hindu Judicial system : Manu's Institute.

PAPER - II

Codified Hindu Law (Statutes Relating to Adoption of Maintenance, Guardianship, Marriage and Succession.)

BOOKS RECOMMENDED :

Travelyan	:	on minor
Travelyan	:	On Hindu Will
Jolly	:	On Hindu Law (I.L.L.)
Banerjee G.D.	:	On Stridhan and Marriage (T.L.L.)
Shastri G.C.	:	On Adoption (T.L.L.)
Derrett	:	An Introduction to Modern Hindu Law
Diwan P.	:	Hindu Law
Sarkar	:	Hindu Law of Adoption
Saha	:	Marriage and Divorce
Gupta	:	Hindu Law of Adoption, Maintenance, Minority and Guardianship.
Kurnud Desai	:	Indian Law of Marriage and Divorce
Bagga V.	:	Studies in Hindu Marriage and Special Marriage Act
Derrett	:	Marriage Act.
Davis	:	Death of a Marriage Law
Puranik	:	Indian Succession Act
Union Statutes relating to marriage adoption, Succession, Maintenance and Guardianship.		

II SEMESTER

PAPER - I

MOHAMMEDAN LAW

(Principles of Mohamedan Law, Sources and History)

BOOKS RECOMMENDED :

Rahim A.	:	Principles of Mohammedan Jurisprudence
Fayzee A.A.A.	:	Mohammedan Law
Mulla D.F.	:	Mohammedan Law
Tayabji	:	Mohammedan Law
Wilson	:	Mohammedan Law
Saxena	:	Mohammedan Law
Sarkar	:	Mohammedan Law
Fayzee	:	Cases of the Mohd. Law of India and Pakistan
Caulson M.J.	:	A History of Islamic Law
Schacht	:	Introduction to Islamic Law
Hidayatuallah M.	:	Principles of Mohd. Law
Khadduri	:	Islamic Jurisprudence
Baillie	:	Digest of Mohammedan Law
Wilson	:	Digest of Anglo Mohd. Law
Mehmassanis	:	Philosophy of Jurisprudence in Islam
Ameer Ali	:	Mohammedan Law (Vol. 1 and II)

Fitzgerald : Mohammedan Law
Diwan Paras : Muslim Law in India.

PAPER - II
A COMPARATIVE STUDY OF INDIAN PERSONAL LAWS
Including Indian Succession Act.

BOOK RECOMMENDED :

Row's : Indian Succession Act
Puranik : Indian Succession Act.
Indian Divorce Act, Special Marriage Act, 1954, Parsi Marriage and Divorce Act 1936,
Indian Christian Marriage Act 1972, Matrimonial cause Act. 1950.

GROUP II - Crime and Torts
1 Semester

PAPER - I (Paper Code-01325)

CRIMINOLOGY AND THEORY OF CRIME AND PUNISHMENT

BOOKS RECOMMENDED :

Vold G.B. : Theoretical Criminology
Taft and England : Criminology
Sutherland : Criminology
Reckless W. : Criminology : The Crime Problem
Sen P.K. : Penology : Old and New
Gillian J.L. : Criminology : Penology
Mennheim : Comparative Criminology
Bhattacharya : Prisons
Pallai, S. : Theories of Criminology
Cycil Burt : Young Delinquents
Sethna : Society and the Criminology
Verma : Pathology and Crime and Delinquency
Gluck : Delinquents in making
Flexnor and Baldwin : Juvenile Court and probation
B. Weston : Criminal Investigation
Russel : On Crime
Nigam : Law of crime in India
Ratanlal Dhirajlal : Law of Crime
Elliot : Conflicting Criminal Theories : Statutory Criminal law

PAPER - II (Paper Code-01326)

PRINCIPAL OF CRIMINAL LAW AND EVIDENCE

BOOKS RECOMMENDED :

Hall J. : General Principles of criminal Law
Kenney : Outlines of Criminal Law
Cross and Jones : Introduction to criminal Law
William G. : Criminal Law
Gaur K.D. : Criminal Law
Hart : Morality of the Criminal
Gigeroff A.K. : Sexual Deviation in the Criminal Law
Cross and Jones : Cases on Criminal Law
Elliot and Wood : Cases Book on Criminal Law

Phipson	:	Manual on Evidence
Woodrff & Ameer Ali	:	Law of Evidence
Sarkar	:	Law of Evidence
Nokes	:	Introduction to Evidence
Sarathi	:	Element of Law of Evidence
Ratanlal	:	Indian Penal Code
Bhattacharya	:	Insanity
Synder	:	Criminal Justice; Indian Evidence Act.
Turner & Armitage	:	Cases on Criminal Law

II Semester

PAPER - I (Paper Code-01327)

LAW OF TORTS - GENERAL PRINCIPLES

BOOK RECOMMENDED :

Winfield	:	Law of Torts
Salmond	:	On Torts
Flemming	:	Law of Torts
Pollock	:	Law of Torts
Clark and Lindesdell	:	Torts
Ramaswamy Iyer	:	Law of Torts
James	:	General Principles of Law of Torts
Weir T.	:	A Case Book on Torts
Under-Hill	:	A Summary of Law of Torts
Ratanlal Dhiraji	:	Law of Torts
Basu D.D.	:	Law of Torts
Sehulman H.	:	Law of Torts
Marrison	:	Law of Torts
Bohlen	:	Studies in the Law of Torts
Fridman	:	Modern Torts Cases
American Law Institute	:	Re-Statement.

PAPER - II (Paper Code-01328)

SPECIFIC TORTS : SPECIAL TOPICS

(1) Negligence and (2) Vicarious Liability

BOOK RECOMMENDED :

Charesworth	:	Law of Negligence
Beavan	:	Negligence
Bardel and Kar	:	Master and Servant
Baty	:	Vicarious Liability
Carrertt	:	Law of Negligence
Bingham R.	:	All the Modern Cases on Negligence
William G	:	Joint Torts and Contributory Negligence.
Mirchandani	:	On Negligence
Odgers	:	Libel and Slander
Mirchandani	:	On Negligence
Odgers	:	Libel and Slander
Specer Bowe	:	Defamation
Carrett	:	Law of Nuisance

**GROUP III CONSTITUTION AND ADMINISTRATIVE LAW
1 SEMESTER**

PAPER - I (Paper Code-01329)

CONSTITUTIONAL LAW OF U.K. AND COMMONWEALTH RELATIONS

BOOKS RECOMMENDED :

Dicey A.V.	:	Law of the Constitution
Wade and Phillips	:	Constitutional Law
Hood and Phillips	:	Constitutional Law
Keir and Lawson	:	Cases on Constitutional Law
Jenning and Young	:	Constitutional Law of the Common Wealth.
Jenning	:	Law and Constitution
Yeardeley and Young	:	Introduction to British Constitutional Law
Mackintosh	:	British Constitution
Jenning	:	Cabinet Government
Cooley	:	Constitutional Limitations
Gladhill A.	:	British Common Wealth

PAPER II (Paper Code-01330)

CONSTITUTIONAL LAW OF U.S.A. AND AUSTRALIA

RECOMMENDED BOOKS :

Schawat B.	:	
Paton	:	Law of Commonwealth of Australia
Swat	:	Cases on Constitutional Law of Australia
Wynes	:	Executive, Legislative and Judicial Powers in Australia
Gorwin	:	Constitution of the United States
Gorwin	:	Constitution and What means today
Ridge	:	Constitutional Law
Tressolini	:	American Constitutional Law
Sweetman	:	Australia Constitutional Developments
Mason and Beane	:	American Constitutional Law
Pritchett C.H.	:	American Constitution
Pritchett C.H.	:	American Constitution.
Artieau	:	Commentaries on the Constitution of United States.
Shapin	:	American Constitutional Law.
Mitchell E.	:	Essays on the Australian Constitution.
Enight.	:	Constitutional law
Howard	:	Australian Federal constitutional law
Lare	:	An Introduction to the Australian Constitution.
Luro	:	The Constitution of commonwealth Australia.
Fajanbauem	:	Australian Constitutional Law Cases
Kelley and harbinson	:	American Constitution.
Lane P.H.	:	The Australian Federal System

II SEMESTER

PAPER - I (Paper Code-01331)

Constitutional Law of any one of the following countries

1. Japan 2. Sri Lanka 3. Malaysia 4. Switzerland

BOOKS RECOMMENDED :

Lappard W.W	:	The Government of Switzerland
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Hughes	:	The Federal Constitution of Switzerland
Kapoor A.C.	:	Selected Constitutions
Asian African Legal Consultative Committee	:	Constitutions of Asian Countries
Gupta	:	Comparative study of six Living Constitution.
Peaslee A.J.	:	Constitution of Nations
Butty N.	:	Parliamentary Democracy in Japan
Ogg. F. and Zink H.	:	Modern Foreign Government
Rao B.S.	:	Selected constitution of the World.
Basu	:	Selected constitution of the world.

PAPER - II (Paper Code-01332)

ADMINISTRATIVE LAW OF UK, USA, FRANCE AND INDIA

BOOKS RECOMMENDED :

Rebson	:	Justice and Administrative Law.
Griffth and Street	:	Principles of Administrative Law.
Wade W.R.H.	:	Administrative Law.
Schwartz B	:	American Administrative Law.
De Smith S.A.	:	Judicial Review of Administrative Action.
Allen C.K.	:	Law and order
Basu	:	Comparative Administrative Law.
Prasad	:	Administrative Tribunal in Action
Jain & Jain	:	Principles of Administrative Law.
I.L.I.	:	Cases and material on Administrative Law in India.
Nair	:	Parliamentary control of Administrative Action.
Flaukes	:	Introduction to Administrative Law.
Schwartz	:	Legal control of Government Administration in Britain and the United States.
Wyner	:	Executive Ombudsman in the U.S.A.
Davis K.G.	:	Administrative Law Text
Davis K.G.	:	Administrative Law Cases.
Brown and Garner	:	French Administrative Law
Bowatt	:	Ombudsman.
Street	:	Justice in the Welfare States
Ramchandra V.	:	Administrative Law
Fazal M.A.	:	Comparative Administrative law of UK, USA, India and France.
Laffe	:	Administrative Law cases and materials.
Having Hurst	:	Administrative Discretion : Problem of Decision making by Government Agencies. Yardley : A course Book of English Administrative Law
Markose A.T.	:	Judicial Control of Legislative Action in India.
Sathe	:	Administrative Law in India.
Jain	:	Administrative Tribunal
Indian Law Institute	:	Delegation Legislation in India.

GROUP IV - MERCHANTILE LAW GROUP

1 SEMESTER

PAPER - I

GENERAL PRINCIPLES OF CONTRACT

PAPER II
SPECIFIC CONTRACT
(Indemnity Guarantee, Bailment and Agency)

BOOKS RECOMMENDED :

For paper first and second of first Semester :

Cheshire & Fifoot	:	Law of Contract
Anson	:	Law of Contract
Salmond and Winfield	:	Contracts Winfield
Pollock & Mulla	:	Indian Contract Act.
Finch	:	Contract
Chetty	:	Contract
Atiyah	:	Law of contract
Covan	:	Cases on the Law of contract
Sen	:	Cases on Contract
Carbin	:	Cases on the Law of contract
Fry	:	Specific Performance
Crack Nells	:	Law of Contracts
Williston	:	Law of Contract
Nair	:	The Law of Contract
Cheshire & Fifoot	:	Cases in the Law of Contract
Theital	:	An outline of the law of contract
Davies	:	Contract
Yates	:	Remedies for breach of contract.
Smith & Thomas	:	A Case book on contract
Punnuswami & Puri	:	Case and material on law of contract.
Suffor Shandunon	:	Contract
Bowstead	:	Agency
Beal	:	Bailment
Seavery & Bill	:	Case on Agency
Fiedman	:	Law of Agency
Markesinis & Munday	:	An outline of the law of agency.

II SEMESTER
PAPER - I

COMPANY LAW AND NEGOTIABLE INSTRUMENT ACT

BOOKS RECOMMENDED :

Gower	:	Principles of Modern Company Law.
Palmer	:	Company Law
Topham	:	Company Law
Sethna	:	Indian Company Law
Sen	:	New Frontiers of Company Law
Dutta	:	Company Law.
Rammaiya	:	A Guide to company law.
Charles worth	:	Company Law
Rohtgi	:	Company Law in India
Hahio	:	A Case book on company Law
Shah	:	Lectures on Company Law
Kair Stend	:	Capital Interest and Profit
Pannington	:	Company Law

North by & Leigh	: Introduction to company Law
Mitchell	: Director Duties and Insider dealing
Topham & Ivamy	: Company Law
Sealy	: Cases and material on Company Law
Brown	: Cases and Statute on Company law.
Morse	: Company Structure.
Bhandari M.L.	: Guide to company Law proceeding
Seth P.E.	: A Guide to memorandum and Articles.
Dutta B	: Company Notice Meeting & Resolution
Chalmor	: Negotiable Instruments
Richardson	: Guide to Negotiable Instrument and the Bill of Exchange
Khargamwala	: Negotiable Instrument Act.

PAPER - II

SALE OF GOODS, PARTNERSHIP AND LAW OF CARRIERS

BOOKS RECOMMENDED :

Mulla	: Indian Sale of Goods Act.
Benjamin	: On Sale
Chalmer	: Sale of Goods Act.
Gilmore	: Cases on Partnership
Katiyar	: Indian Sale of Goods Act.
Ivamy	: Principle of law of Partnership
Mukherjee & Dutta	: Indian Partnership Act.
Atiyah	: Cases of Sale
Desai	: Partnership
Under-Hill	: Principles of partnership
Lindley	: Partnership
Darke	: Law of Partnership
Payne	: Carriage of Goods by Sea.
Scrutton	: Charter Parties
Mc nair	: Law of the Air
Bincheng	: The Law of International Air Transport
Ivamy & Lotimer	: Case Books on Commercial Law
Borrie	: Commercial Law
Carver	: Carriage by sea
Nagendra Singh	: The legal Regime of Merchant Shipping
Chaudhary 1	: Hand Book on Carriers Act.
	Indian Merchant Shipping Act.
	The Carriage of Air Act. 1934

GROUP V - INTERNATIONAL LAW GROUP

L.L.M. PART-II FIRST SEMESTER

Paper-I	Principles of Public International Law.
Paper-II	Human Rights International Humanitarian a Refugee Law

L.L.M. PART-II FIRST SEMESTER

Paper-III	Private International Law
Paper-IV	International Organisations.

L.L.M. PART - II FIRST SEMESTER

PAPER - I

PRINCIPLE OF PUBLIC INTERNATIONAL LAW

General Principles of Public International Law. Law of Peace. The Laws of war and law of Neutrality. The Course will comprise of :

The Nature, origin and History of International law, sources, relation between international law and municipal law. Subjects of International law, states and their territory, Air and Aerial navigation.

Recognition of States, Rights and Duties of States, Jurisdiction including Piracy, Prize Court, State responsibility, State succession to rights and obligations. State and the individuals, Neutrality, Extradition and Asylum. Fundamental Freedom, settlement of International disputes, peaceful and coercive methods short of war.

War, armed conflicts and other hostile relations and their effect including enemy character. War crimes, Rules of land, Sea and Aerial warfare; Modes of terminating war and hostilities.

Neutrality and quasi-neutrality : Rights and duties of neutrals and quasi-neutrals including unneutral service, economic warfare including control. Doctrine of continuous Voyage and blockade including belligerents rights of visit and search.

Important decisions of International court of Justice (I.C.J.) on the subject.

BOOK RECOMMENDED :

- Brierly : The law of Nations (Oxford).
Oppenheim : International law (Vol. I&II) Latest Ed.
Starke J.B. : An Introduction to International law.
Brownlie Ian. : Principle of Public International law (CUP) ELBS.
Shaw M.N. : International law (CUP).
Merrill J.G. : International Dispute settlement P/B (CUP)
Brownlie I. : Basic documents in International law (CUP)
Harris D. J. : Cases and material on International law (Sweet & Maxwell) (I.S.E.)
Ginsburg : The Nuremburg Trial and International Law (Martinez Nijhoff M.N.P.)
Sen : A Diplomat's Hand Book of International Law (M.N.P.)
O'Connell D. P. : International Law (Two Vols.)
Stone : Legal control in International Conflicts.
Nussbaum : A concise history of the law of Nations
Singh N. : Nuclear weapon and International Law.
Kantan A. : The Termination and Revision of treaties in the light of International Law (COHP).
Thomas F. M. : Judicial remedies in International Law (C.P.B. / OMIL)
Mc Nair Lord : The law of treaties (Oxford)
Reports of International Court of Justice (Hague).

L.L.M. PART - II FIRST SEMESTER

PAPER - II

HUMAN RIGHT, INTERNATIONAL HUMANITARIAN AND REFUGEE LAW

- (a) Concept of Human rights and its evaluation : Dignity of Human beings. International conventions and Declaration of Human rights. European; American and National Conventions. The Human right conventions against Torture.
Human right organisations it includes : European Commission of Human Rights, General informations, European Commission of Human rights, Directorate of Human right to the council of Europe. Inter -American Commission on Human Right National Human Rights

- Commission of India.
- (b) Introduction, Historical Perspective and Development of International Humanitarian Law L.H.L. and Human Rights. International movement for Humanitarian of warfare, contribution of classical writers. History of Red Cross, Geneva conventions of 1864 for amelioration of the condition of wounded soldiers in land Army, St. Petersburg declaration of 1868. Hague convention of 1899 and 1907.
The Geneva convention of 1929 and 1949, protocols -Additional to the Geneva conventions of 1949. Treatment of Prisoners of War, Wounded and sick persons and civilian persons. International efforts to outlaw slavery, slave trade, and practices similar to slavery, Forced labour and trafficking in human being.
United Nations and Humanitarian law, Role of ECOSOC & ILO, Crusade against discrimination in respect of employment and occupational Racial discrimination.
Geneva conventions 1960 and relevant cases (if any).
Implementation of the Right to self-determination, Declaration on the grant of independence to colonial Countries and people. Humanitarian treatment to people living under colonial. Rule and trusteeship.
Elimination and Discrimination against women through international co-operation.
- (c) Refugees and displaced persons, sources of Refugee Law, customary international law and conventions 1951, U.N. Refugees conventions 1969, O.A.U. conventions. Main Element, of Refugee-entry, asylum and non- Determination of Refugee status, Rights; and duties of Refugees, Dimensions of Refugee Problem-Global, Political Humanitarian, legal socio-economic and casual.
U.N. Relief and Rehabilitation Administration, International Refugee Organisation.
U.N. High Commission for refugees and its Role. Conventions relating to the status of Refugees & Stateless persons, Genocide.
U.N. Declarations of 1957 on -Refugees, and Asylum Foundations of Refugee Protections, Guidelines on the Protection of Refugees. Declaration/Resolution/Conclusions of U.N bodies (ECXCOM).
Domestic legislations, relevant to Refugee law/Problem

RECOMMENDED READING MATERIAL :

- Brownlie Ian : Basic Documents on Human Rights (OUP)
- Goldrick D.M. : The Human Rights Committee (OUP)
- MC Donala : The European system for the protection of Human Rights.
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L.L.M. PART - II FIRST SEMESTER

PAPER - III

PRIVATE INTERNATIONAL LAW

The Course includes, The Nature, Scope and history of Private International Law General Principles jurisdiction. Doctrine of REnovi and Domicile. Nationality, The law of Obligations. Family law. The law of Property, foreign judgement, Procedure & Evidence. Contracts, forms Interpretation, illegality and discharge. Torts.

Important decided cases :

BOOKS RECOMMENDED :

- walf : Provate International Law.
Freund O. Kohn : General Problems of Private International Law (SNP)
Collier J.G. : Conflicts of Laws (CUP)
Cheshire : Private International law
Graveson R.H. : Conflicts of Laws
Morris : Private International law.
Dicey : Conflicts of Laws.
Callins L. : Essays in International litigation and conflicts of laws. (OUP)
West take : Private International law.

L.L.M. PART II (SECOND SEMESTER)

PAPER - IV

INTERNATIONAL ORGANISATIONS

Evaluations of International Organisations :

The Council of Europe, The league of Nations and United Nations.

United Nations as a constitutional and Political System :

Organisations and their functions, law creating process, including Resolutions and declaration of the General Assembly and specialised Agencies. Financing and Problem of Financial crises. Amendement process. Secretary General of The United Nations.

The Political Process :

Blocks and Allinco. Non Aligned Movement. African and Latin American Groups. India and United Nations.

Peace Keeping :

U.N. Peace Keeping Functions. U.N. Peace keeping Force, Case Studies, Problem of

Peace -enforcement through the U.N.

Specilised. Agencies and Non-Governmental Organisations :

Constitution and Functions of Specilised agencies, such as F.A.O., UNICEF, UNESCO.I.L.O., U.N.D.P., I.M.F., U.P.O., I.C.J., Permanant court of Arbitration. Selected studies of NGO's serving as consultants, Amnesty international, International Commission of Jurists etc.

Peaceful Change through United Nations :

Dispute settlement machinery of the United Nations. The role of ECOSOC in bringing about peaceful change. U.N. operational programs in social field. U.N. Operational Program in the economic field. Anti-colonial consensus and disarmament.

BOOKS RECOMMENDED :

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| Goodrich L. M. | : | The Charter of the United Nations. |
| Hudson | : | International Abitration. |
| Keslon H. | : | The Charter of the United Nations. |
| Rossene S. | : | The law and Practice of the international Court (M.N.P.) |
| Dupuy | : | A Hand Book on Intrnational Organisation (M.N.P.) |
| Bailey S.C. | : | The Procedure of the U.N. Security Council (O.U.P.) |
| Bowett D.W. | : | The law of International Institutions (Sweets & Maxwell) |
| Lautherpatch | : | Development of International law by the International Court. |
| Stephen G.S. | : | Nature and Functions of International Organisations. |
| Paul, Reuter | : | International Institutions. |
| Walter F.P. | : | History of League of Nations. |
| Castendra J. | : | Legal effect of U.N. Resolution. |
| Maurice, Walter | : | United Nations, International Organisations & Administrations. |
| Khan, Rahmatullah | : | Implied powers of the united Nations. |
| Ghabate V T. | : | The International labour Organisation (M.N.P.) |
| Bilgramy S.J.R. | : | International Organisation a view from within (Vikas) |
| Armstrong, David | : | The rise of International Organisation. |
| Detter, Ingrid | : | Law Making by the International Organisation. |
| Richard A. Falk | : | International Law & Organisations. |
| Edivard Yamin | : | Legislative Power in U.N. and Specilised Agencies. |
| Lederer J.J. | : | International, Non-Governmental Organisations & Econornal entities |