



## Syllabus for BBA-LLB (Hons.)

## COURSE OUTLINE

### SEMESTER – I

<b>SUBJECT CODE</b>	<b>COURSE CATEGORY</b>	<b>SUBJECT NAME</b>	<b>CREDIT</b>	<b>TOTAL CREDITS</b>
1312112	Compulsory Law Course	Law of Torts including Consumer protection laws and M.V. Accident	4	<b>26</b>
1312131	Compulsory Law Course	Law of Contract-I	4	
1311(c)114	Major : Management Theory and Practice	Management Principles and Applications	4	
1311(a)115	Minor 1: Human Resource Management	Human Resource Management	4	
	Minor 2: Marketing	Marketing Management Principles	4	
1311(a)116	Compulsory Course	English -I	4	
	Foreign Language (University Course)	Spanish/Fench/ German/ Japanese	2	

### SEMESTER – II

<b>SUBJECT CODE</b>	<b>COURSE CATEGORY</b>	<b>SUBJECT NAME</b>	<b>CREDIT</b>	<b>TOTAL CREDITS</b>
1312111	Compulsory Law Course	Law of Crimes -I	4	<b>26</b>
1312141	Compulsory Law Course	Law of Contract -II	4	
1311(a)115	Major : Management Theory and Practice	Principles of Economics	4	
	Minor 1: Human Resource Management	Personnel Management & Industrial Relations	4	

1311(c)156	Minor 2: Marketing	Consumer Behaviour & Market Research	4	
1311(c)126	Compulsory Course	English -II	4	
	Foreign Language (University Course)	Spanish/French/ German/ Japanese	2	

### SEMESTER – III

SUBJECT CODE		SUBJECT NAME	CREDIT	TOTAL CREDITS
1312133	Compulsory Law Course	Family Law -I	4	24
1312132	Compulsory Law Course	Constitutional Law – I	4	
1312162	Compulsory Law Course	Law of Crimes – II	4	
1311(c)146	Major: Management Theory and Practice	Organizational Behaviour	4	
	Minor 1 : Human Resource Management	Organisation Culture & Development	4	
	Foreign Language (University Course)	Spanish/Fench/ German/ Japanese	2	
	Skill Enhancement Course (SEC)	Mentored Seminar -I	1	
	Skill Enhancement Course (SEC)	Legal Language Writing	1	

### SEMESTER – IV

<b>SUBJECT CODE</b>	<b>COURSE CATEGORY</b>	<b>SUBJECT NAME</b>	<b>CREDIT</b>	<b>TOTAL CREDITS</b>
1312143	Compulsory Law Course	Family Law -II	4	24
1312142	Compulsory Law Course	Constitutional Law - II	4	
1312123	Compulsory Law Course	Jurisprudence	4	
1311(c)134	Major : Management Theory and Practice	Application of Information Technology in Business and E-Commerce	4	
	Minor 2: Marketing	Sales & Distribution Management	4	
	Foreign Language (University Course)	Spanish/Fench/ German/ Japanese	2	
	Skill Enhancement Course (SEC)	Mentored Seminar -II	1	
	Skill Enhancement Course (SEC)	Right to Information: Decoding and Application	1	

**SEMESTER – V**

<b>SUBJECT CODE</b>	<b>COURSE CATEGORY</b>	<b>SUBJECT NAME</b>	<b>CREDIT</b>	<b>TOTAL CREDITS</b>
1312171	Compulsory Law Course	Law of Evidence	4	24
1312153	Compulsory Law Course	Property Law	4	
	Compulsory Law Course	Labour Law -I	4	
1314163	Optional Law Elective	Intellectual Property Law	4	

1311(c)155	Major : Management Theory and Practice	Production & Operations Management	4	
1313154	Clinical Legal Education Course (CLE)	Professional Ethics & Professional Accounting system	4	
		Internship -I	0	

#### SEMESTER – VI

SUBJECT CODE	COURSE CATEGORY	SUBJECT NAME	CREDIT	TOTAL CREDITS
1312151	Compulsory Law Course	Company Law	4	26
	Compulsory Law Course	Labour Law- II	4	
1312181	Compulsory Law Course	Administrative Law	4	
1314164	Optional Law Elective	Interpretation of Statutes	4	
1311(c)166	Major : Management Theory and Practice	Entrepreneurship Development	4	
13134104	Clinical Legal Education Course (CLE)	Moot court exercise and Internship	4	
	Skill Enhancement Course (SEC)	Practice & Procedure in connection to FIR	1	
	Skill Enhancement Course (SEC)	Drafting and Compliances in connection to Contracts	1	

#### SEMESTER - VII

SUBJECT CODE	COURSE CATEGORY	SUBJECT NAME	CREDIT	TOTAL CREDITS
1312182	Compulsory Law Course	Civil Procedure Code and Limitation Act	4	26

1315181	Specialization Elective Course	Honours Paper -1	4	
1315182	Specialization Elective Course	Honours Paper -2	4	
1314174	Optional Law Elective	Law of Taxation	4	
1312144	Optional Law Elective	Environmental Law	4	
	Optional Elective Course	Cyber Law	4	
	Skill Enhancement Course (SEC)	Client Counselling and Management	1	
	Skill Enhancement Course (SEC)	Public Interest Lawyering and Legal Aid	1	
		Internship -II (1 MONTH AFTER SPRING SEM)	0	

### SEMESTER - VIII

<b>SUBJECT CODE</b>	<b>COURSE CATEGORY</b>	<b>SUBJECT NAME</b>	<b>CREDIT</b>	<b>TOTAL CREDITS</b>
	Compulsory Law Course	Conciliation and Mediation	4	28
1315183	Honours Elective Course	Honours paper -3	4	
1315184	Honours Elective Course	Honours Paper - 4	4	
1315185	Honours Elective Course	Honours paper -5	4	
1314185	Optional Law Elective	Land Laws	4	
13141103	Optional Law Elective	Media and Law	4	
	Clinical Legal Education Course (CLE)	Alternate Dispute Resolution	4	

**SEMESTER - IX**

<b>SUBJECT CODE</b>	<b>COURSE CATEGORY</b>	<b>SUBJECT NAME</b>	<b>CREDIT</b>	<b>TOTAL CREDITS</b>
	Compulsory Law Course	Public International Law	4	16
1314186	Honours Elective Course	Honours paper - 6	4	
1314187	Honours Elective Course	Honours Paper - 7	4	
1314188	Honours Elective Course	Honours Paper- 8	4	
		Internship -III (1 MONTH AFTER SPRING SEM)	0	

**SEMESTER - X**

<b>SUBJECT CODE</b>	<b>COURSE CATEGORY</b>	<b>SUBJECT NAME</b>	<b>CREDIT</b>	<b>TOTAL CREDITS</b>
1314186	Clinical Legal Education Course (CLE)	Drafting, Pleadings and Conveyancing	4	4
		Internship -IV (2 MONTHS )	0	

**HONOURS ELECTIVE PAPERS****CRIME AND CRIMINOLOGY**

<b>SUBJECT CODE</b>	<b>COURSE CATEGORY</b>	<b>SUBJECT NAME</b>	<b>CREDIT</b>	<b>TOTAL CREDITS</b>
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	Honours Elective Course	Introduction to Criminology	4	<b>32</b>
	Honours Elective Course	Penology	4	
	Honours Elective Course	Victimology	4	
	Honours Elective Course	Socio - Economic Offences	4	
	Honours Elective Course	Biology and Psychology of Crimes	4	
	Honours Elective Course	White Collar and Corporate Crimes	4	
	Honours Elective Course	International Criminal Law	4	
	Honours Elective Course	Offences against women and children	4	

**HONOURS ELECTIVE PAPERS**

**BUSINESS LAWS**

<b>SUBJECT CODE</b>	<b>COURSE CATEGORY</b>	<b>SUBJECT NAME</b>	<b>CREDIT</b>	<b>TOTAL CREDITS</b>
	Honours Elective Course	Competition Law	4	<b>32</b>
	Honours Elective Course	Law of Insurance	4	
	Honours Elective Course	Banking Law	4	
	Honours Elective Course	Financial Market Regulation	4	

	Honours Elective Course	Corporate Responsibilities and Governance	4	
	Honours Elective Course	Mergers and Acquisitions	4	
	Honours Elective Course	Bankruptcy and Insolvency	4	
	Honours Elective Course	International Trade Law	4	

### **DETAILED SYLLABUS**

#### **SEMESTER - I**

	Law of Torts including Consumer protection laws and M.V. Accident	4
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UNIT 1: EVOLUTION DEFINITION, NATURE, SCOPE AND OBJECTS OF LAW OF TORTS 5 Hrs. Learning Outcome: On completion of this Unit students will be able to describe tortious liability in general and distinguish the same from crimes and breaches of contracts.

Principles of justice equity and good conscience – un-codified character-advantages and disadvantages; a wrongful act – violation of duty imposed by law, duty which is owed to people generally (in rem) – *damnum sine injuria* and *injuria sine damno*; Tort distinguished from crime and breach of contract; Changing scope of law of torts: Principles of Liability – Fault; Wrongful intent; Negligence; Liability without fault; Place of motive in torts.

UNIT 2: DEFENCES IN ACTIONS FOR TORTS 8 Hrs. Learning Outcome: On completion of this Unit students will be able to frame defences to the hypothetical cases presented to them.

Justification – Volenti non fit injuria; Necessity, private and public; Plaintiffs default; Act of God; Inevitable accident; Private defense; Statutory authority; Judicial and quasi-judicial acts; Parental and quasi-parental authority.

Extinguishment of Liability in Certain Situation – Actioperpersonalismoritur cum persona – exceptions; Waiver and acquiescence; Release; Accord and satisfaction; Limitation.

UNIT 3 – STANDING AND CAPACITY 3 Hrs. Learning Outcome: On completion of this Unit students will be able to advise whether the suit may be instituted by a hypothetical plaintiff and whether a suit is maintainable against a hypothetical defendant.

Who may sue – aggrieved individual – class action – social action group; Statutes granting standing to certain persons or groups

Who can be sued and who cannot be sued

UNIT 4: VICARIOUS LIABILITY 6 Hrs. Learning Outcome: On completion of this Unit students will be able to find the liability of an employer, a principal or government in cases of the given hypothetical facts.

Basis, scope and justification; Express authorization; Ratification; Abetment; Special Relationships: Master and servant – arising out of and in the course of employment – who is master? – the control test – who is servant? – borrowed servant – independent contractor and servant, distinguished; Principal and agent; Corporation and principal officer.

Doctrine of Sovereign Immunity

UNIT 5: TORTS AGAINST PERSONS AND PERSONAL RELATIONS 10 Hrs. Learning Outcome: On completion of this Unit students will be able to discuss the liability of the defendant on hypothetical facts.

Assault, battery, False imprisonment; Defamation – libel, slander including law relating to privileges E-defamation; Marital relations, parental relations, master and servant relations; Malicious prosecution;

UNIT 6: WRONGS AFFECTING PROPERTY 10 Hrs. Learning Outcome: On completion of this Unit students will be able to discuss the liability of the defendant on hypothetical facts.

Trespass to Land, Trespass ab initio, Dispossession; Nuisance: Definition, Essentials and Types; Acts Which Constitute Nuisance – Obstructions of Highways, Pollution of Air, Water, Noise, and Interference with Light and Air.

Movable Property – Trespass to Goods, Detinue, Conversion; Torts Against Business Interests – Injurious Falsehood, Misstatements, Passing off.

UNIT 7: NEGLIGENCE 8 Hrs. Learning Outcome: On completion of this Unit students will be able to find the nature and extent of liability of the defendant on hypothetical facts.

Basic concepts, Theories of negligence, Standards of care, duty to take care, carelessness, inadvertence, Doctrine of contributory negligence, Res ipsa loquitur and its importance in contemporary law; Liability due to negligence: different professionals; Liability of common carriers for negligence; Product liability due to negligence: liability of manufacturers and business houses for their products. Nervous shock.

UNIT 8: STRICT LIABILITY AND ABSOLUTE LIABILITY 5 Hrs. Learning Outcome: On completion of this Unit students will be able to fix the liability even in the absence of negligence in certain cases.

The rule in Rylands v. Fletcher, Liability for harm caused by inherently dangerous industries. Development of Law beyond Strict Liability Absolute Liability M. C. Mehta vs. UoI.

UNIT 9: LEGAL REMEDIES 5 Hrs. Learning Outcome: On completion of this Unit students will be able to fix the liability for torts on a set of hypothetical facts.

Legal remedies, Award of damages – simple, special, punitive. Unliquidated Damages – Remoteness of damage-foreseeability and directness, Shortened Expectation of Life, Injunction, Specific restitution of property; Extra-legal remedies- self-help, re-entry on land, re-capture of goods, semestdistress damage feasant and abatement of nuisance.

UNIT 10: CONSUMER PROTECTION ACT, 1986 – Objectives, Meaning of consumer, Protection of the rights of consumer, Deficiency in goods and services, Liability in Professional services, Public utility services, Consumer Councils - Consumer exploitation through Unfair trade practices.

UNIT 11: CONSUMER DISPUTES REDRESSAL AGENCIES.

District forum, State commission, National commission, Consumer Law Board - Constitution, Powers, Jurisdiction, Limitation and Procedure of the Adjudicatory bodies - Enforcement of Consumer rights through PIL , Consumer awareness & education in India.

UNIT 12: MOTOR VEHICLES Learning Outcome: On completion of this Unit students will be able to discuss the need for regulation and explain the regulatory framework.

Introduction, Necessity of licensing and regulation, Motor Vehicle Act, 1988 – objectives and framework, Licensing of drivers of motor vehicles, Licensing of conductors of stage carriages

UNIT 13: REGISTRATION OF MOTOR VEHICLES 10 Hrs. Learning Outcome: On completion of this Unit students will be able to describe the provisions of the Motor Vehicles Acts relating to registration of motor vehicles.

Necessity of registration, Procedure for registration, No-objection certificate, Age limit for motor vehicles, Control of transport vehicles, Provisions relating to state transport undertakings, Construction, equipment and maintenance of motor vehicles, Control of traffic, Motor vehicles temporarily leaving or visiting India

UNIT 14: LIABILITY 10 Hrs. Learning Outcome: On completion of this Unit students will be able to fix liabilities arising out of wrongful use of motor vehicles.

Liability to pay compensation, permanent disablement, insurance of motor vehicles, against third party risks, Motor Vehicles Claims Tribunal, offences and penalties under the Act

#### SUGGESTED READINGS

1. Singh, Guru Prasanna. Ratanlal&Dhirajlal's Law of Torts, 26th ed. New Delhi: Wadhwa & Co, 2013.
2. Jones, Michael A. Text book on Torts. New Delhi: Lawman. 1995.
3. Lakshminath, A. and Sridhar M. Ramaswamylyer's Law of Torts, 10th ed. New Delhi: Lexisnexis, 2007.
4. Weir, Tony. Introduction to Tort Law, 2nd ed. New York: Oxford University Press, 2006.
5. Pillai, P. S. A. Law of Tort. 9th ed. Lucknow: Eastern Book-Co., 2004.
6. Dugdale, Anthony, ed. Clerk & Lindsell on Torts, 19th ed. London: Sweet & Maxwell, 2006.
7. Howarth, D. R., Hepple Howarth, and Mathews. Tort: Cases & Materials. London: Oxford University Press, 2005.
8. Weir, Tony. Case book on Tort. 10th ed. London: Sweet & Maxwell, 2004. Justice S N Aggarwal, Supreme Court on Consumer Protection Act, Universal Law Publishing Co., 2013.
9. Wadhwa, Justice D. P. (ed). The Law of Consumer Protection. New Delhi: Wadhwa and Company Nagpur, 2006.

10. Nayak, Rajendra Kumar. Consumer Protection Law in India: An Eco-legal Treatise on Consumer Justice. Bombay: N. M/ Tripathi Pvt Ltd., 1991.
11. Sheth, Dilip K. Treatise on Consumer Protection Law (Law & Practice). Mumbai: Snow White, 2003.
12. Agarwal, Dr V. K. Bharat's Consumer Protection (Law & Practice) 6th ed. New Delhi: B. L. H. Publishers and Distributors Pvt. Ltd., 2008.
13. Singh, Avtar. Law of Consumer Protection (Principles & Practice) 4th ed. Lucknow: Eastern Book Co., 2005.
14. Majumdar, P. K. Law of Consumer Protection in India 5th ed. New Delhi: Orient Publishing Company, 2003.
15. Sarkar, UtpalRanjan. Sarkar's Motor Accidents: Motor Insurance Claims & Compensation. New Delhi :Sodhi Publications, 2004.

	Law of Contract – I	4
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#### UNIT 1: STANDARD FORM OF CONTRACTS 5 Hrs.

Learning Outcome: The development of law of contract as a common law and the basic principles should be appreciated by the students to get an introduction to the topic as such.

Meaning; Advantages and Disadvantages; History and nature of contractual obligations; Definitions; Elements and kinds; Proposal and acceptance - forms, essential elements, communication and revocation; Proposal and Invitations for proposal; Floating Offers; Tenders, advantages, unilateral character, principles of protection against the possibility of exploitation, judicial approach to such contracts, exemption clauses; clash between two standard forms of contracts; Law Commission of India's views.

#### UNIT 2: CONSIDERATION 5 Hrs.

Learning Outcome: To get an overview of the concept of consideration and the necessity of consideration to form a valid contract.

. Meaning, Kinds, Essential Elements; Doctrine of nudumpactum; Privity of contract and of consideration; Its exceptions; Adequacy of consideration; Present, past and adequate consideration; Unlawful consideration and its effects; Views of Law Commission of India on consideration; Evaluation of the doctrine of consideration.

### UNIT 3: CAPACITY TO CONTRACT: MEANING 5 Hrs.

Learning Outcome: To understand the privileges and immunities available to the weaker sections of the society.

Incapacity arising out of status and mental defect; Minor's agreements; Definition of 'minor'; Accessories supplied to a minor; agreements beneficial and detrimental to a minor; Affirmation; Restitution in cases of minor's agreements; Fraud by a minor; Agreements made on behalf of a minor; Minor's agreements and Estoppel; Evaluation of the law relating to minor's agreements; Other illustrations of incapacity to contract.

### UNIT 4: FREE CONSENT 10 Hrs.

Learning Outcome: Learning the basic concept of consent.

Definition of Consent and Free Consent; Factors vitiating free consent: Coercion – Definition, Essential elements, duress and coercion; Doctrine of Economic Duress, effect of coercion; Undue Influence – Definition, essential elements, Presumed existence of Undue Influence in law, Illustrations of undue influence – independent advice, pardahanashin women, unconscionable bargains, effect of undue influence; Misrepresentation – Definition, misrepresentation of law and of fact, their effects and illustration; Fraud – Definition, essential elements, suggestiofalsi and suppressioveri, When does silence amounts to fraud, Active, concealment of truth, importance of intention; Mistake – Definition, kinds, fundamental error, mistake of law and of fact, their effects, when does a mistake vitiate free consent and when not.

### UNIT 5: LEGALITY OF OBJECTS 5 Hrs.

Learning Outcome: Understanding object to a contract as an essential element.

Void agreements, lawful and unlawful considerations, and objects, void, voidable, illegal and unlawful agreements and their effects; Unlawful considerations and objects; Forbidden by law; Defeating the provision of any law; Fraudulent; Injurious to person or property; Immoral; Against public policy.

### UNIT 6: VOID AGREEMENTS 5 Hrs.

Learning Outcome: To learn other kinds of agreements which are expressly declared as void under Indian Contract Act, 1872.

Agreements without consideration; Agreements in restraint of marriage; Agreements in restraint of trade, its exceptions, sale of goodwill, section 11 restrictions, under the partnership Act, trade combinations, exclusive dealing agreements, restraints on employees under agreements of service; Agreements in restraint of legal proceedings, its exceptions; Uncertain agreements; Wagering agreement, its exception.

### UNIT 7: DISCHARGE OF A CONTRACT 5 Hrs.

Learning Outcome: Concept of discharge and conclusion of contractual liability on discharge are introduced to students.

By performance- conditions of valid tender of performance, How? By whom? Where? When? In what manner? Performance of reciprocal promises, time as essence of contract; By breach, anticipatory breach and present breach; Impossibility of performance, specific grounds of frustration, application to leases, theories of frustration, effect of frustration, frustration and restitution; By period of limitation; By agreement, rescission and alteration, their effect, remission and waiver of performance, extension of time, accord and satisfaction.

#### UNIT 8: REMEDIES AND QUASI-CONTRACTS 5 Hrs.

Learning Outcome: To understand the remedies available in law of contract and to apply the conceptual understanding when the situation demands.

Damages, kinds, remoteness of damages, ascertainment of damages; Injunction, when granted and when refused, Why? Refund and restitution; Specific performance, When? Why?

#### UNIT 09: SPECIFIC RELIEF 15 Hrs.

Learning Outcome: After the completion of this Unit students will be conversant with the principles underlying the grant of specific reliefs and the different remedies provided under the Specific Relief Act.

Specific performance of contract; Contract that can be specifically enforced; Persons against whom specific enforcement can be ordered; Rescission and cancellation; Injunction: Temporary and Perpetual; Declaratory orders; Discretion and powers of court.

#### SUGGESTED READINGS

1. Bharuka, G. C. Mulla on The Indian Contract Act. 12th ed. Nagapur: LexisNexis ButterworthsWadhwa, 2009.
2. Beatson, Sir Jack, et al. Anson's Law of Contract. 29th ed. Oxford: Oxford University Press, 2010.
3. P. S. Atiya, Introduction to the Law of Contract. Clarendon Law Series 1992 (reprint)
4. Markanda, P. C. The Law of Contract. 2 vol; New Delhi: Wadhwa and Company, 2006.
5. Singh, Avtar. Law of Contract. 10th ed. Lucknow: Eastern Book Company, 2008.
6. Cheshire, G. C., Fifoot H. S. and Furmston, M. P. Law of Contract ELBS with Butterworths, 1992.

7. Nair, M. Krishnan, Law of Contracts. Hyderabad: Orient Longman Private Limited, 1998.

8. Treitel, G. H. Law of Contract, Sweet & Maxwell, 1997 (reprint).

	Major I: Management Principles and Applications	4
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### Unit 1: Introduction to Management

- I. Management Concept: Significance, Managerial Functions – An overview; Co-ordination (concept, types and techniques, essence of managing)
- II. Evolution of the Management Thought, Classical Approach – Taylor, Fayol, Weber. Neo-Classical and Human Relations Approaches – Mayo, Hawthorne Experiments, Behavioural Approach, Systems Approach, Contingency Approach
- III. Development of Management Thought: Contingency approach-Lawrence & Lorsch; MBO - Peter F. Drucker; Business Process Re-engineering - Hammer and Champy; Michael Porter  
  
– Five-force analysis, Three generic strategies and value chain analysis; Senge’s Learning Organisation, ‘Fortune at the Bottom of the Pyramid’ – C.K. Prahalad.

### Unit 2: Planning

- I. Definition of planning and types of plan –strategic, tactical, operational, characteristics, importance.
- II. Strategic planning – Concept, process, Importance and limitations
- III. Environmental Analysis and diagnosis (Internal and external environment) – Definition, Importance and Techniques (SWOT/ TOWS/WOTS-UP, BCG Matrix, Competitor Analysis).

IV. Business environment; Macro and Micro - Concept and Components

V. Decision-making – Concept, importance; Committee and Group Decision-making, Process, Perfect rationality and bounded rationality, Techniques - qualitative and quantitative

### Unit 3: Organising

I. Concept and process of organising – An overview; Principles of Organising, departmentation; Span of management (concept, types: narrow and wide, factors deciding the nature of span, authority, responsibility, accountability, relationship); Different types of authority (line, staff and functional), Decentralisation (concept, centralization vs decentralisation); Delegation of authority (concept, principle, obstacles)

II. Formal and Informal Structure of organisation; Network Organisation Structure

### Unit 4: Staffing & Leading

I. Staffing: Concept of staffing, staffing process

II. Motivation: Concept, Importance, extrinsic and intrinsic motivation; Major Motivation theories - Maslow's Need-Hierarchy Theory; Herzberg's Two-factor Theory, McGregor X and Y theory.

III. Leadership: Concept, Importance, Major theories of Leadership-trait and behavioural theory; Leadership styles- Employee and Production orientation, Ohio-Michigan Theory, Blake and Mouton's Managerial Grid theory, Tannenbaum & Schmidt Continuum Theory, Fielder's situational Leadership, Transactional leadership, Transformational Leadership, Charismatic Leadership.

IV. Communication: Concept, purpose, process; Oral and written communication; communication network (formal and informal channel); Formal and informal communication networks, Barriers to communication, Overcoming barriers to communication.

### Unit 5 : Control

Control : Concept, Stages of Control, Limitations, Types; Principles of Effective Control, Techniques of Control (traditional vs. modern) - Ratio Analysis, ROI, Budgetary Control, EVA, PERT/CPM.

### Unit 6 : Emerging issues in Management & Case Studies

Globalization, ethics and responsibilities, work force diversity, empowerment of employee, technological innovation, TQM (total quality management).

### **Suggested Readings :**

1. Harold Koontz and Heinz Weihrich, Essentials of Management: An International and Leadership Perspective, McGraw Hill Education.
2. Stephen P Robbins and Madhushree Nanda Agrawal, Fundamentals of Management: Essential Concepts and Applications, Pearson Education.
3. George Terry, Principles of Management, Richard D. Irwin
4. Newman, Summer, and Gilbert, Management, PHI
5. James H. Donnelly, Fundamentals of Management, Pearson Education.
6. B.P. Singh and A.K. Singh, Essentials of Management, Excel Books
7. TN Chhabra, Management Concepts and Practice, Dhanpat Rai & Co. (Pvt. Ltd.), New Delhi
8. Peter F Drucker, Practice of Management, Mercury Books, London Note
9. Prasad, L. M., Principles and Practice of Management., Sultan Chand & Sons, New Delhi.
10. C.B.Gupta, Business Entrepreneurship And Management, Sultan Chand & Sons, New Delhi.

	Minor 1: Human Resource Management	4
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#### Unit 1 : Introduction to Human Resource Management

- Human Resource Management: Concept and Functions (Managerial and Operative)
- Evolution of HRM, Distinction between HRM and Personnel Management
- Objectives of HRM, HR Policies
- Human Resource Development: Concept, HRM vs. HRD

#### Unit 2: Acquisition of Human Resources

- Human Resource Planning: Quantitative and Qualitative Dimensions, Steps in the HRP Process
- Job Analysis and Design: Job Analysis – Concept, Job Description and Job Specification, Steps in the Job Analysis Process, Purposes of Job Analysis, Methods of Collecting Information for Job Analysis, Job Design – Concept, Job Rotation, Job Enlargement and Job Enrichment

- Recruitment: Concept and Sources (Internal and External)
- Selection: Concept and Process, Tests – Types, Interviews Types
- Placement: Concept -Meaning and Definition, Importance of Placement.

#### Unit 3: Development of Human Resources

- Induction / Orientation – Concept & Importance
- Concept and Importance of Training
- Training vs. Development
- Identifying Training and Development Needs
- Designing Training Programmes
- Management Development
- Mentoring and Coaching - Concepts
- Career Development Stages, Managing Transfers, Promotion Decisions: Concept, Seniority vs. Competence Considerations

#### Unit 4: Motivation of Human Resources

- Performance Appraisals: Nature, Objectives and Importance, Techniques of Performance Appraisal (Traditional and Modern), Potential Appraisal and Employee Counselling- Concepts
- Job Evaluation: Concept and Methods (Quantitative and Qualitative)
- Compensation: Concept and Policies, Components of Employee Remuneration (Financial and Non-Financial), Methods of Wage Payments and Incentive Plans, Fringe Benefits, Performance-Linked Compensation, Executive Compensation- Components.

#### Unit 5: Maintenance of Human Resources

- Employee Health and Safety
- Employee Welfare
- Social Security
- Employee-Employer Relations – An Overview
- Industrial Disputes: Causes and Settlement Machinery
- Grievance Handling and Redressal

## Unit 6: Emerging Issues in HRM& Case Studies

- Impact of Technological Development on HRM Practices
- Dealing with Workforce Diversity
- Work / Life Balance
- Employee Empowerment
- Downsizing
- Voluntary Retirement Schemes
- Human Resource Information System

### Suggested Readings:

1. V. S. P Rao, Human Resource Management, Taxmann's
2. P. Subba Rao, Human Resource Management, Himalaya
3. Aswathapa, K . , H u m a n R e s o u r c e a n d P e r s o n n e l Management, Tata McGrawHill.
4. Mamoria, C. B., Personnel Management, Himalaya.
5. Gary Dessler. A F r a m e w o r k for H u m a n R e s o u r c e Management. Pearson Education.
6. DeCenzo, D. A. and S. P. Robbins, Personnel / Human Resource Management, PearsonEducation.
7. Bohlander and Snell, P r i n c i p l e s o f H u m a n R e s o u r c e Management, Cengage Learning
8. Ivancevich, John M. Human Resource Management. McGraw Hill.
9. Wreather and Davis. Human Resource Management. Pearson Education.
10. Robert L. Mathis and John H. Jackson. Human Resource Management. Cengage Learning.

	Minor 2: Marketing Management Principles	4
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## Marketing Management

Unit 1: Introduction: Nature, scope and importance of marketing; Evolution of marketing; Selling vs Marketing; Marketing mix, Marketing environment: concept, importance, and components (Economic, Demographic, Technological, Natural, Socio-Cultural and Legal).

Unit 2:

- a. Consumer Behaviour: Nature and Importance, Consumer buying decision process; Factors influencing consumer buying behaviour.
- b. Market segmentation: concept, importance and bases; Target market selection; Positioning concept, importance and bases; Product differentiation vs. market segmentation.

Unit 3:

Product: Concept and importance, Product classifications; Concept of product mix; Branding, packaging and labelling; Product-Support Services; Product life-cycle; New Product Development Process; Consumer adoption process.

Unit 4:

Pricing: Significance. Factors affecting price of a product. Pricing policies and strategies. 2. Distribution Channels and Physical Distribution: Channels of distribution - meaning and importance; Types of distribution channels; Functions of middle man; Factors affecting choice of distribution channel; Wholesaling and retailing; Types of Retailers; e-tailing, Physical Distribution.

Unit 5:

- a. Promotion: Nature and importance of promotion; Communication process; Types of promotion: advertising, personal selling, public relations & sales promotion, and their distinctive characteristics; Promotion mix and factors affecting promotion mix decisions;
- b. Recent developments in marketing: Social Marketing, online marketing, direct marketing, services marketing, green marketing, Rural marketing; Consumerism

Suggested Readings:

1. Kotler, Philip, Gary Armstrong, Prafulla Agnihotri and Ehsanul Haque. Principles of Marketing. 13th edition. Pearson Education.
2. Michael, J. Etzel, Bruce J. Walker, William J Stanton and Ajay Pandit. Marketing: Concepts and Cases. (Special Indian Edition), McGraw Hill Education
3. William D. Perreault, and McCarthy, E. Jerome., Basic Marketing. Pearson Education.
4. Majaro, Simon. The Essence of Marketing. Pearson Education, New Delhi.
5. The Consumer Protection Act 1986.
6. Prakash & Sontakki, Principles of Marketing: Kalyani Publishers

	English – I	4
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English has thus far been the language of communication. All important legal materials are in English- It is therefore important to learn English and this course intends to give you an insight into the language.

Marks-IOO [Written-80+ Project20] credit: 04

**MODULE-I: BASIC GRAMMAR**

Tense and Concord

Basic Transformations: Positive and Negative Sentences

Simple, Complex and Compound Sentences

Change of Voice

Change of Narration

Wh-questions

Question Tag and Short Responses

Preposition and Determiners

Some Common Errors in English

RECOMMENDED READING:

Bolton, David and Goodey, Noel- English Grammar in Steps, New Delhi: Orient Blackswan.

Eastwood, John. Oxford Practice Grammar, New Delhi: Oxford University Press.

Hewings, Martin. Advanced Grammar in Use, New Delhi: Cambridge University Press.

Murphy, Raymond. Essential Grammar in Use, New Delhi: Cambridge University Press-

Quirk, Randolph and Greenbaum, Sidney. A University Grammar of English, Essex: ELBS.

Swan, Michael and Walter, Catherine, The Good English Grammar Book, New Delhi: Oxford University Press.

Swan, Michael. Basic English Usage, Kolkata: Oxford University Press.

Swan, Michael. Practical English Usage, Kolkata: Oxford University Press.

	General English and Communication	4
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English has thus far been the language of communication. All important legal materials are in English- It is therefore important to learn English and this course intends to give you an insight into the language.

Marks-100 [Written-80+ Project20] credit: 04

## MODULE-I: BASIC GRAMMAR

Tense and Concord

Basic Transformations: Positive and Negative Sentences

Simple, Complex and Compound Sentences

Change of Voice

Change of Narration

Wh-questions

Question Tag and Short Responses

Preposition and Determiners

Some Common Errors in English

### **RECOMMENDED READING:**

Bolton, David and Goodey, Noel- English Grammar in Steps, New Delhi: Orient Blackswan.

Eastwood, John. Oxford Practice Grammar, New Delhi: Oxford University Press.

Hewings, Martin. Advanced Grammar in Use, New Delhi: Cambridge University Press.

Murphy, Raymond. Essential Grammar in Use, New Delhi: Cambridge University Press-

Quirk, Randolph and Greenbaum, Sidney. A University Grammar of English, Essex: ELBS.

Swan, Michael and Walter, Catherine, The Good English Grammar Book, New Delhi: Oxford University Press.

Swan, Michael. Basic English Usage, Kolkata: Oxford University Press.

Swan, Michael. Practical English Usage, Kolkata: Oxford University Press.

## DETAILED SYLLABUS

### SEMESTER – II

	Law of Crimes - I	4
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#### UNIT 1: GENERAL INTRODUCTION 4 Hrs.

Learning Outcome: Students are expected, at the end of this unit, to underline the relative importance of criminal law and of IPC in the light of their conceptual hues.

Nature and definition of crime, Constituent elements of crime, Extent and application of Indian Penal code, Structure of IPC, Understanding definitions, General Explanations

General Exceptions: Mistake, Principle of ignorantia facti excusat, Principle of ignorantia juris, Accident, Infancy, Insanity, Intoxication, Consent, Mistake, Private defence

#### UNIT 2: PUNISHMENTS 4 Hrs.

Learning Outcome: At the end of this UNIT, students would be in a position to examine the paramountcy of punishments as a means to achieve the stated ends of criminal law.

Fine; Imprisonment, Simple and Rigorous; Imprisonment for life; Solitary confinement; Capital Punishment.

#### UNIT 3: ABETMENT 4 Hrs.

Learning Outcome: This UNIT equips the students, with an understanding of the requirement to appreciate the role of abettors in a crime.

Meaning of abetment, Abettor, Punishment for abetment, harbouring.

#### UNIT 4: CRIMINAL CONSPIRACY AND OFFENCES AGAINST STATE 4 Hrs.

Learning Outcome: At the end of this UNIT, the students would learn the kernel of criminal conspiracy the importance of which can hardly be over-emphasized in a modern state.

Definition, Punishment, Offences against state, Waging war, Sedition, Responsibility of public servant, Offences relating Army, Navy and Air force

#### UNIT 5: OFFENCES AGAINST PUBLIC TRANQUILLITY 4 Hrs.

Learning Outcome: Students are expected to appreciate the nuances of public tranquility at the end of this UNIT.

Unlawful assembly, Rioting, Assaulting or obstructing public servant, Provocation and communal enmity, Affray

#### UNIT 6: OFFENCES RELATING TO HUMAN BODY 12 Hrs.

Learning Outcome: At the end of this UNIT, the students are expected to obtain a clearer understanding of one of the most vexed issues of life and liberty.

Homicide, Murder, Suicide, Causing Miscarriage, Hurt, Wrongful Restraint and Confinement, Force, Assault, Kidnapping, Abduction.

#### UNIT 7: SEXUAL OFFENCES 4 Hrs.

Learning Outcome: Students would be privy to the complex issues pertaining to different kinds of injuries- physical to emotional- that may be inflicted on the human beings after studying this UNIT.

Rape, Unnatural offences.

#### UNIT 8: OFFENCES AGAINST PROPERTY 12 Hrs.

Learning Outcome: Students are expected, on completion of this UNIT, to understand the different offences against property.

Theft, Extortion, Robbery, Dacoity, Misappropriation, Criminal Breach of Trust, Receiving Stolen Property, Cheating, Trespass, Forgery, Falsification of Accounts, False, Criminal Breach of Contract of Service

UNIT 9: OFFENCES RELATING TO MARRIAGES 8 Hrs.

Learning Outcome: Study of this UNIT gives a holistic idea of different marital offences.

Bigamy, Adultery, Cruelty by Husband and Relatives, Dowry Death.

UNIT 10: OTHER OFFENCES 4 Hrs.

Learning Outcome: Students would be in a position to learn the other offences that are detrimental to the health of society.

Defamation, Criminal intimidation, Insult and Annoyance, Attempt to Commit Offences.

Moot Court exercise: 20 marks.

SUGGESTED READINGS

1. Gaur, K. D. Criminal Law: Cases & Materials. 4th ed. New Delhi: LexisNexis Butterworths, 2005.
2. Ashworth, Andrew. Principles of Criminal Law. 5th ed. New York: Oxford University Press, 2006.
3. Suresh, V., and D. Nagasaila. P. S. A. Pillai's Criminal Law. 9th ed. New Delhi: LexisNexis, 2006.
4. Pillai, K. N. Chandrashekhar. General Principles of Criminal Law. Lucknow: Eastern Book Co., 2005
5. Gour, Hari Singh. Commentaries on the Indian Penal Code. 12th ed. Allahabad, Delhi Law Publishers, 2005.
6. Chandrachud, Y. V. RatanlalDhirajlal's Indian Penal Code. 31st ed. Nagpur: Wadhwa & Co., 2006.
7. Basu, N. D. Indian Penal Code (Law of Crimes). New Delhi: Ashoka Law House, 2006.
8. Gaur, K. R. A Textbook on the Indian Penal Code. 3rd ed. New Delhi: Universal Law Publishing Co. 2004.
9. Turner, J. W. Cecil. Kenny's Outlines of Criminal Law. 19th ed. New Delhi: Universal Law Publishing, 2006.
10. Sarkar, S. C. Commentary on the Indian Penal Code. 4 Vols. Allahabad: Dwivedi Law Agency, 2006.

	Law of Contract – II	4
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UNIT 1: INDEMNITY 2 Hrs. Learning Outcome: Understanding the special relationship between the indemnifier and indemnity holder & the need and importance of contract of indemnity.

The concept; need for indemnity to facilitate commercial transactions; methods of creating indemnity obligations; definition, nature and extent of liability of indemnifier; commencement of liability of the indemnifier; Situations of various types; indemnity agreements, clauses; indemnity in international transactions; indemnity by governments during inter-state transactions.

UNIT 2: GUARANTEE 8 Hrs. Learning Outcome: Contract of guarantee play a very important role in protecting the position of creditor and principal debtor. It would enable the students to be familiar with the nature of guarantee contracts and relation between various parties.

Concept, definition; as distinguished from indemnity; basic essentials. The place of consideration and criteria for ascertaining the existence of consideration in guarantee contracts Position of minor and validity of guarantee when minor is the principal debtor, creditor or surety; continuing guarantee, nature of surety's liability. Duration and termination of such liability, illustrative situations of existence of continuing guarantee, creation and identification of continuing guarantees. Letters of credit and bank guarantees as instances of guarantee transactions. Rights of surety, position of surety in the eye of law, various judicial interpretations to protect the surety. Co-surety and manner of sharing liabilities and rights; extent of surety's liability, discharge of surety's liability.

UNIT 3: BAILMENT 8 Hrs. Learning Outcome: Students will understand the legal responsibilities and liabilities of bailor and bailee in a contract of bailment.

Identification of bailment contracts in day to- day life; manner of creation of such contracts. Commercial utility of bailment contracts. Definition of bailment; kinds of bailees; duties of bailor and bailee towards each other. Rights of bailor and bailee; finder of goods as a bailee. Liability towards the true owner, obligation to keep the goods safe, right to dispose off the goods.

UNIT 4: PLEDGE 8 Hrs. Learning Outcome: The need for security for payment of debt. Relation between parties to such contracts and their liabilities and responsibilities.

Pledge: comparison with bailment, commercial utility of pledge transactions. Definition of pledge under the Indian Contract Act, other statutory regulations under regarding pledge, reasons for the same. Rights of the pawner and pawnee. pawnee's right of sale as compared to that of an ordinary bailee. Pledge by certain specified persons mentioned in the Indian Contract Act.

UNIT 5: AGENCY 10 Hrs. Learning Outcome: Identification of certain kinds of agency transactions in commercial world. Methods, purpose and creation of agency contracts.

Identification of certain kinds of agency transactions in day to day life in the commercial world. Kinds of agents and agencies. Distinction between agent and servant; essentials of an agency transaction. Various methods of creation of agency. Delegation, duties and rights of agent. Scope and extent of agent's authority, liability of principal for acts of the agent. Misconduct and tort of the agent, liability of the agent towards the principal. Personal liability towards the parties. Methods of termination of agency. Liability of the principal and the agent.

UNIT 6: SALE OF GOODS 14 Hrs. Learning Outcome: Law governing sale of goods would enable the students to understand the essentials of a valid sale and the legal relationship between the parties to such contracts.

Concept of sale as a contract, instances, Essentials of contract of sale, Implied terms in contract of sale. The Rule of Caveat emptor, exceptions. Changing concept of caveat emptor; Effect and meaning of implied warranties in sale; Transfer of title and passing of risk; Delivery of goods: various rules regarding delivery of goods; Unpaid seller and his rights; Remedies for breach of contract.

UNIT 7: PARTNERSHIP 12 Hrs. Learning Outcome: Understanding various commercial associations. Legal regulation of partnership firms and joint and several liability of the partners.

Nature and definition of partnership; Distinct advantages and disadvantages vis-à-vis partnership and private limited company; Mutual relationship between partners; Authority of partners; Admission of partners; Outgoing partners; Registration of partnership; Dissolution of partnership; Limited Liability Partnership.

#### SUGGESTED READINGS

1. Abhichandani, R. K. (ed.), Pollock and Mulla on Contracts and Specific Relief Acts. Bombay: Tripathi, 14th Edition, 2013.
2. Singh, Avtar. Contract Act. Lucknow: Eastern Book Co. 2000.
3. Nair, Krishnan. Law of Contract. Orient, 1999.
4. Singh, Avtar. Principles of Law of Sale of Goods and Hire Purchase, 1998.
5. Singh and Gupta, Verma J. P. (ed.). The Law of Partnership in India. New Delhi: Orient Law House, 19

	Major 2: Principles of Economics	4
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## **PRINCIPLES of ECONOMICS**

### **PAPER-I**

**OBJECTIVE OF THE COURSE:** The present era is the era of economics. An efficient legal system and good government cannot ignore the nuances of economics. Every person has a concern with economics and the progress of the nation. In this course of economics the students will be introduced to the basic elements of economics

Marks-100 [Written-80+ Project-20] Credit: 04

#### **MODULE-I: General Principle**

- 1) General Concepts: Value and Price, Economic Agents, Equilibrium, Equation and Identity, Functional Relation, Elasticity of a Function.
- 2) Economics as a Science and its relevance to Law.
- 3) Economics as a basis of Social Welfare and Social Justice.

#### **MODULE-II: Micro Economics**

- 1) Fundamentals of Consumer Behaviour: Demand and Supply Functions, Elasticity of Demand and Supply, Consumers' Equilibrium.
- 2) Market Determinants: Production, Cost, Market Types – Determination of Equilibrium Price and Output in different market types.

#### **MODULE-III: Indian Economy-I**

- 1) Introduction to Indian Economy: Population, Agriculture, Industry and Service Sectors.
- 2) National Income in India: National Income Estimates in India, Trends in National Income – Growth and Structure.

- 3) Poverty: Concept of Poverty, International Comparison of Poverty, Five Year Plans and Removal of Poverty, Causes of failure to remove poverty.
- 4) Demographic Profile of Indian Economy: Rapid Growth of Population, Population and Economic Development.
- 5) Unemployment in India: Causes, Effects and Govt. Policies of Generating Employment Opportunities.
- 6) Privatization in India: Comparison of the Public and Private Sector, Meaning and Scope of Privatization, Attempts of Privatization in India.

**RECOMMENDED READINGS:**

1. Modern Economics - H. L. Ahuja
2. Contemporary Economics - Sampad Mukharjee.
3. Indian Economy - R. Datt & K. P. M. Sundharam.
4. Indian Economy - S. K. Misra & V. K. Puri.
5. Indian Economics - K. K. Dewett, J. D. Varma  
and M. L.Sharma

	Personnel Management and Industrial Relations	4
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**UNIT 1: INTRODUCTION TO PERSONNEL MANAGEMENT**

Definition of Personnel Management and its concept, Importance of Human Resources, Objectives of Personnel Management, Role of Personnel Management, Scope and development of Personnel Management, Desired qualities and characteristics.

**UNIT 2: FUNCTIONS OF PERSONNEL MANAGEMENT**

Introduction, Classification of functions, Managerial and operative functions, Functional Areas of Personnel Management, Changing scope and emerging role in current century-open and digital economy.

### UNIT 3: PERSONNEL POLICIES AND PROCEDURES

Personnel Policies –Aims and Objectives, its origin sources, Need for personnel policy, Types of Personnel policies, Principles of Personnel policy, Essential Characteristics of sound Personnel Policy, Policy Administration, procedures and programmes.

### UNIT 4: EMPLOYMENT AND PERSONNEL

Manpower planning –Definition and its process, Recruitment, Selection, Promotion, Transfers. Training and development, Rewards and Recognition.

### UNIT 5: INDUSTRIAL RELATIONS

Introduction to Industrial Relations: Concept, scope, and components of industrial relations system. Grievances and discipline: Meaning, nature and causes of grievances; procedure for redressal; meaning of discipline, causes of indiscipline in industry, code of discipline in industry. Trade union movement: Development of trade unionism in India; Functions of trade unions; problems of multiple unions; Industrial disputes: Causes and resolution; - conciliation, arbitration, adjudication (with reference to Industrial Dispute Act, 1947). Collective bargaining: Principles and features; forms and process of collective bargaining; Implementation of collective bargaining agreements; Workers' participation: Concept, objectives; forms and levels of participation;

### UNIT 6: LABOUR LEGISLATIONS

Introduction, History of labour laws, Purpose, Evolution of labour Legislations in India, Types of Labour Legislations, Four Labour Codes: Wage Code, Industrial Relations Code, Social Security Code & Occupational safety, health and working conditions.

#### Suggested Readings:

1. Personnel Management by C. B. Memoria and V. S. P. Rao [ Himalaya Publishing House]
2. Personnel Management and Human Resources by C.S. Venkataratnam & B. K. Shrivastava [Mcgraw hill Education]
3. Personnel Management and Industrial Relations by R.S Davar [Vikas Publishing]

4. Industrial Relations and Personnel Management by Prof M.V. Pylee
5. Personnel Management and Industrial Relations by Kumar Niraj and R. Mittal.
6. Personnel Management and Industrial Relations by P.C Tripathi.
7. Industrial Laws by P. L. Malik.

	Minor 2: Consumer Behaviour and Marketing Research	4
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### 1 Introduction to Consumer Behaviour

Concept; Definition; Applying consumer behavior knowledge; internal & external determinants of consumer behavior or factors affecting consumer behavior, modeling consumer behavior (buyers' black box & EKB model). Application of Marketing Segmentation in Consumer Behaviour.

### 2. Determinants of Consumer Behaviour

Consumer as an individual – Needs – Definition, wants, Maslow's Hierarchy of Needs. Motivation – Definition and Process, Motivation & Consumer Behavior. Personality – Nature, brand personality. Perception – Marketers concern, perceptual risks. Learning – Definition, elements of learning. Attitude – Definition, tri-component model, changing attitudes, how marketers influence attitudes. Communication & Persuasion – definition, marketers concern, internal & external communication flow, persuasive communication;(b) Consumers in their Social & Cultural Settings – Reference groups, Family (Importance of family influences in Consumer behavior, meaning of family & its importance in marketing decision, family life cycle, role). Social class concept, characteristics and influence. Concept \* importance of cultures, subcultures, marketer's concern. Cross cultural consumer behavior.

### 3. Consumer's Decision Making Process

Steps in decision making process – five steps, EKB model. Types of decisions – RPS, LPS, EPS. The effect of personal influence & opinion leadership (elements & importance of opinion leadership, reasons of such influence & reasons for accepting them.) Process of opinion

leadership. Diffusion of innovations – Concept, process of diffusion, relation between diffusion & adoption, stages in a process of product adoption, factors influencing the rate of diffusion

#### 4 Consumer Behaviour & Society

Consumer Protection & public policy.

#### 5 Introduction to Marketing Research

Marketing Research – concept, Marketing research & market research – difference, Scope and Importance of Marketing Research, Marketing Information System – concept, research process, Major techniques of Marketing Research (quantitative & qualitative), Research Design.

#### 6 Methodology in Marketing Research

Developing Research Objectives; Collection of Primary Data – Observation: Methods of observation, Survey: Methods of Survey, Selection of survey methods, questionnaire design qualitative research: Depth interviews, focus groups, projective techniques; Collection of Secondary Data – meaning, evaluation, sources; Sampling Designs – census vs. sample, advantages & limitation of sampling, sampling & non-sampling error, types of sample designs: Probability Sampling – random sampling, systematic sampling, cluster sampling, stratified random sampling, multi-stage sampling, and multi-phase sampling. Non-probability sampling: quota sampling, judgement sampling, convenience sampling, snowball sampling; Analysis – Techniques (Basic theoretical discussion); Report preparation – oral & written reports, report outline, general guidelines for writing reports, and evaluation of research report. (40L) [30 Marks]

#### Suggested Readings:

1. Schiffman & Kanuk, Consumer Behavior, Prentice Hall.
2. Loudon & Delia Bitta, Consumer Behavior, Tata McGrawHill.
3. Bennett & Kassarian, Consumer Behavior, Prentice Hall.

4. Batra & Kazmi, Consumer Behavior, Text & Cases, Excel Books.

	English – II	4
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**Course Objective:** This Course aims to enhance the rhetoric skills of the students and guide them on the contribution of literature to the human understanding of the law.

**Course Outcome:** The students shall be able to imbibe within themselves the interconnect between literature and law and be able to stimulate theory and logic in a blended manner for reaching legal outcomes.

**Unit – I (Poetry)**

William Shakespeare: Sonnet 18

William Blake: “The Lamb”; “The Tyger”

William Wordsworth: “Composed Upon Westminster Bridge”

**Unit- II (Non-Fiction)**

Francis Bacon “Of Revenge”; “Of Empire”

Jeremy Bentham: “Of the Principle of Utility” (Chapter 1) from *An Introduction to the Principles of Morals and Legislation(Selections)*

**Unit – III (Short Fiction)**

O.Henry – “The Cop and the Anthem”, “The Last Leaf”

**Unit – IV (Drama)**

William Shakespeare: *The Merchant of Venice* (Act IV, Sc. I)

**SEMESTER - III**

	Family Law- 1	4
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UNIT 1: NATURE, ORIGIN AND SOURCES 7 Hrs. Learning Outcome: On completion of this Unit students will be able to connect the core concept relating to traditional law with the reformed modern personal law which is based on statutes.

Nature and Origin of Hindu Law, Sources and schools of Hindu law

UNIT 2: CONCEPT OF PROPERTY 10 Hrs. Learning Outcome: On completion of this Unit students will be able to appraise on the nature of property transaction that exist in personal Laws Hindu family relations and the importance of ancestral property and Karta in Hindu family, partition.

UNIT 3: MARRIAGE AND DIVORCE 20Hrs. Learning Outcome: On completion of this Unit students will be able to analyze the concept of marriage and relate it to the changing nature of marriage and Matrimonial remedies.

Concepts of Marriage & Divorce, Conditions for valid marriage, Void & Voidable marriages, Registration of marriage, Matrimonial home, Restitution of conjugal rights. Judicial Separation, separation agreements. Divorce, grounds for divorce,. Divorce by mutual consent, Maintenance pending litigation and litigation expenses, Permanent alimony. Under Hindu marriage Act, 1955

UNIT 4: ADOPTIONS AND MAINTENANCE 15 Hrs. Learning Outcome: On completion of this Unit students will be able to understand the core concepts of adoption laws. The Unit will help students analyze it from sociological perspective thereby understanding the importance of adoption law in the society.

Hindu Adoptions & Maintenance Act, 1956,. Adoption under Juvenile Justice Act, Maintenance under 125 Cr.P.C.

UNIT 5: MINORITY & GUARDIANSHIP 8 Hrs. Learning Outcome: On completion of this Unit the students will be able to appraise the law relating to guardianship and the importance of guardian in the matters relating to wards.

The Hindu Minority and Guardianship Act, 1956

UNIT 6: CONCEPT OF SUCCESSION: 20 Hrs. Learning Outcome: The outcome of this study would be a understanding the legal principles of testamentary succession and intestate succession.

Hindu Succession Act,1956, order of succession among males, distribution of property among heirs of Class I & Class II of the schedule. Property of Hindu Female and rules of succession in the case of Female Hindus.

#### SUGGESTED READINGS

1. Diwan, Paras (Dr). Dr. Paras Diwan on Hindu Law, 2nd Ed. New Delhi: Orient Publishing Co. 2006.

2. Diwan, Paras (Dr). Law of Marriage & Divorce, 5th Ed. Delhi: Universal Law Publishing Co, 2008.
3. Diwan, Paras (Dr). Law of Intestate and Testamentary Succession. 3rded. New Delhi: Universal Law Publishing, 2006.
4. Mulla. Hindu Law, 20thed. New Delhi: LexisNexis Buttorworths, 2007.

	Constitutional Law – I	4
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#### UNIT 1: INTRODUCTION 4 Hrs.

Learning Outcome: On completion of this Unit students will get a historical perspective about the concepts of constitutionalism and rule of law Constitutional Law; Constitutionalism; Rule of Law; Historical Perspective; Salient Features of the Indian Constitutions; Fundamental Law; Preamble.

#### UNIT 2: FUNDAMENTAL RIGHTS 18 Hrs.

Learning Outcome: By the completion of this Unit the evolution and development of fundamental rights will be made clear to the students.

Introduction; Concept Origin and Development; Magna Carta; The English Bill of Rights of 1689; The American Bill of Rights of 1791 The French Declaration of Rights of Man; The Universal Declaration of Human Rights, 1948, Need Fundamental Rights in India; Classification; State and Fundamental Rights (Article 12); Justifiability of Fundamental Rights (Article 13); Unconstitutionality of a Statute; Doctrine of Eclipse; Doctrine of Severability; Waiver of Fundamental Rights; Right to Equality (Articles 14-18); Equality Before Law and Equal Protection of Law (Article 14); Rule of Law Under Article 14; Rule of Law Under Article 14; Reasonable Classification; Administrative Discretion and Article 14; Reservation in India; Mandal Commission and Its Effect

#### UNIT 3: FUNDAMENTAL RIGHTS 18 Hrs.

Learning Outcome: On completion of this Unit the basic nature of fundamental rights in the constitution its origin etc., will become clear to the students. Right to Freedom (Articles 19-22); Right to Freedom (Article 19); Protection Against Conviction (Article 20); Ex Post Facto Law; Double Jeopardy; Prohibition Against Self-Incrimination; Protection of Life and Personal Liberty (Article 21); Right to Education (Article 21-A); Safeguards Against Arbitrary Arrest and Detention (Article 25-28); Cultural and Educational Rights (Articles 29-30).

Right to Property - Article 19(1) (f) and 19 (5) Article 31; Inter-Relation of – Article 31, Article 14 and Article 19(1) (f); Article 31-A and the Saving Clause; Article 31- B and the Ninth Schedule; Article 31-C, Article 300-A. constitutional law-making

#### UNIT 4: DIRECTIVE PRINCIPLES OF STATE POLICY 12 Hrs.

Learning Outcome: On completion of this Unit the nature and status of directive principles, state's obligations and their significance will be clear to the students.

Object and Purpose Nature; Directive Principles and Fundamental Rights Distinguished; Directive Principles and Fundamental Rights – The Supremacy Factor; Fundamental Duties. Basic structure of the Constitution, Ninth schedule of the Constitution

Moot Court exercise: 20 marks

#### SUGGESTED READINGS

1. Singh, M. P. Shukla V. N. Constitution of India, 12th ed. Lucknow: Eastern Book Co., 2013.
2. De, D. J. Constitution of India. 2 vols., 2nd ed. Hyderabad: Asia Law House, 2005.
3. Basu, D. D. Constitutional Law of India, 7th ed. Nagpur: Wadhwa, 1998.
4. Jain, M. P. Indian Constitutional Law, 7th ed. Nagpur: Wadhwa & Co., 2014
5. Seervai, H. M. Constitutional Law of India: A Critical Commentary. 3 vols., 4th ed. New Delhi: Universal Law Publishers, 2006.
6. Lok Sabha Secretariat. Constituent Assembly Debates. 5 vols. New Delhi: Lok Sabha Secretariat.

	Law of Crimes – II	4
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#### UNIT 1: INTRODUCTION & FUNCTIONARIES UNDER THE CODE 4 Hrs.

Learning Outcome: Through this unit the students are introduced to some preliminary considerations such as the applicability, functionaries under the code etc.

Object of the Code; Applicability, Territorial Divisions and Classification of Offenses. Functionaries under the Code: (Police, Prosecutors, Defense Counsel, Courts). (S. 1-2, 6-9, 24-29 Cr. PC)

## UNIT 2: ARREST, SEARCH & SEIZURE. 6 Hrs.

Learning Outcome: At the conclusion of this unit the students will have clear understanding of various types of arrest, search and seizure under the Cr.PC.

Meaning and Purpose; Arrest with / without Warrant. Arrest how made; After arrest procedures; Rights of Arrested Persons, Consequences of non-compliance with provisions of arrest. Search & seizure with/without warrant & consequences thereof. (S. 41-60A, Cr. PC).

## UNIT 3: INVESTIGATION. 8 Hrs.

Learning Outcome: Through this unit students come to know the various aspects of investigation.

Meaning & purpose; When to investigate, Information to the police, FIR, Procedure after recording the FIR, Power to require attendance of witnesses, Power to interrogate witnesses & to record their statements, Evidentiary value of statements made to police, Power of Judicial Magistrate to record confessions/ statements, Case Diary, Procedure to follow on completion of investigation, Investigations & inquiries into cause of unnatural deaths, suicides, of death in police custody etc. (S. 154- 176, Cr. PC.)

## UNIT 4: BAIL & ANTICIPATORY BAIL. 8 Hrs.

Learning Outcome: This unit gives the students an understanding of how the provisions relating to bail work.

Mandatory Bail; Bail in cases of non-bailable offenses, Powers of High Court & Sessions Court in granting bail; Anticipatory Bail; Cancellation of Bail; Provisions regarding bond of accused and sureties. (S.436-439, Cr. PC).

## UNIT 5: COGNIZANCE, CHARGE, TRIAL & PLEA BARGAINING. 10 Hrs.

Learning Outcome: in this Unit the students learn how the charge is made and how the trial is conducted.

Meaning and Object of Cognizance, Cognizance of offences by Magistrates and Court of Session, making over of cases to Magistrates, Meaning, Form and Content of Charge; Alteration of Charge, Basic rules regarding charge and trial; Trial of Warrant Cases: (a) before a Sessions Court, (b) before a Magistrate; Trial of Summons Cases, Summary Trials, Plea Bargaining. (S. 190-199, S.211-224, S.225-265, S.265A- 265L, Cr. PC.)

## UNIT 6: JUDGMENT & APPEAL 6 Hrs.

Learning Outcome: In this Unit the students are given a picture of the process on how a judgment is pronounced and how an appeal is preferred.

Form and Contents; Post Conviction Orders; Compensation & Costs; Pronouncement of Judgment. Appeal from convictions, Appeals to superior courts, Procedure for dealing with an Appeal and powers of appellate courts.(S.353-363, S.372-394, Cr. PC)

**UNIT 7: REFERENCE, REVISION & TRANSFER. 6 Hrs.**

Learning Outcome: This unit tells the students how the process of reference, revision and transfer protect the life and liberty of the accused.

Reference to High Court, Revision: Powers of the Sessions Court and High Court for Revision, Powers of the Supreme Court/ High Court and Sessions Court to transfer Cases and Appeals. Inherent Powers of High Court.(S.395-412, S. 482. Cr. PC.)

**UNIT 8: EXECUTION, SUSPENSION, REMISSION & COMMUTATION OF SENTENCES 4 Hrs.**

Learning Outcome: In this Unit the students are taught the process of execution of a sentence, suspension, remission & commutation of sentence etc once the trial court hands out a judgment.

Death Sentence, Imprisonment, Levy of Fine, Suspension, Remission & Commutation of sentences.( S.413-424 Cr. PC.)

**UNIT 9: MISCELLANEOUS, MAINTENANCE OF WIVES, CHILDREN & PARENTS, PREVENTIVE MEASURES & SECURITY PROCEEDINGS 8 Hrs.**

Learning Outcome: Under this Unit students are made aware of the ways by which law prevents starvation and vagrancy etc leading to commission of crimes. Students are taught under this unit how apart from having provisions leading to criminal trial, how the Code has also made provisions for the prevention of crimes.

Persons entitled to claim maintenance, Essential conditions for granting maintenance, Jurisdiction of Magistrates, Enforcement of the Order of Maintenance, Alteration of Allowance (S. 125-128. Cr.PC).

Preventive action of the Police: Security for keeping peace, for good behaviour, Action under S.107-110. Dispersal of Unlawful Assemblies, Removal of public nuisance, Urgent Cases of apprehended danger or nuisance.(S. 107-110, 129-153, Cr. PC.)

Moot Court exercise: 10 marks

**SUGGESTED READINGS**

1. The Code of Criminal Procedure, 1973. (Compulsory Reading)
2. Ratanlal and Dheerajlal. Criminal Procedure Code. Nagpur: Wadhwa, 2006. (Text Book)

3. KNC Pillai (Ed): RV Kelkar's Lectures on Criminal Procedure. Eastern Book Company, Lucknow, 2013.
4. SN Mishra: The Code of Criminal Procedure, 1973; Central Law Publications, Allahabad. (2013).
5. Mitra, B. B. Criminal Procedure Code. Kolkata: Kamal Law House, 2005.
6. Gaur K.D. Textbook on the Code of Criminal Procedure, Universal Law Publication, 2016.
7. RV Kelkar's Criminal Procedure, Eastern Book Company, Latest Edition.
8. Takwani Criminal Procedure, Lexis Nexis, 4th Edition, 2015.

	Organizational Behaviour	4
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#### Course Objectives

Objective of this course is to help students to understand human Behavior in organizations at cross cultural level so that they improve their managerial effectiveness.

#### Course Contents

##### 1. Module-1 Foundations of Individual Behavior: (5HRS)

The organization and the individual: Personality: Determinants and Attributes, Job Attitudes, Learning and Learning Theories, Perception, Cross cultural issues in OB.

2. Module-2-Motivation: (7hrs)

Definition and concept, theories of motivation- Maslow's Hierarchy of Needs, Herzberg's Two Factor theory, ERG theory, Vroom's Expectancy theory, Equity theory, Reinforcement theory and Behavior Modification.

3. Module-3-Foundations of Group Behavior: (6hrs)

Defining and Classifying Groups, stages of group development, Group Structure, Group Processes, Group Dynamics, Group v/s Team, Team Effectiveness. Group and Intergroup Relations.

4. Module-4- Leadership: (9hrs)

Nature and Significance of leadership, leadership in different cultures, leadership theories and Styles: Trait theories, Behavioral theories-- Ohio State Studies, Michigan Studies, and Managerial Grid. Contingency theories-- Fiedler's Model, Hersey and Blanchard's Situational theory, Path Goal theory, emotional intelligence and leadership effectiveness, Recent Development in Leadership Theory.

5. Module-5-Conflict and Negotiation (6hrs)

Transitions in Conflict Thought, Functional versus Dysfunctional Conflict, Conflict Process, Conflict Management Techniques, Negotiation process, Bargaining strategies, Global implications.

6. Module-6-Organizational Culture: (7hrs)

Concept, Relationship of Culture with organizational behavior, National and Global Culture, Levels of organizational culture, Analyzing managing and changing organizational culture, Global Implications for manager.

7. Module-7- Organizational Change and Stress Management: (6hrs)

Forces for Change, Resistance to Change, approaches to managing organizational change, Work stress and its management

Text Reading

1. Stephen P. Robbins, Timothy A Judge, Seema Sanghi “Organizational Behaviour”, Pearson Education, 13th Ed., 2009.
2. Nelson, Organisational Behaviour, 1st Edition, Cengage Learning, India
3. R. S. Dwivedi, “Human Relations and Organizational Behavior: A Global Perspective”, Macmillan 5th edition, 2009
4. Jerald Greenberg and Robert A. Baron, Behaviour in Organisations, PHI Learning 9th edition 2009.
5. Hitt, Millar, Colella, Organizational Behaviour A Strategic Approach, Wiley India edition

	Organization Culture and Development	4
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Course Objectives

The purpose of this course is to orient the student about Human Resource Concepts as well as to facilitate understanding of organization development and change management.

Module-1 Organizational change, Organizational change- Introduction, nature of change, Internal & External changes, types of change, Models of change- Lewis's Force field, Systems Model, Action research model, organizational vision and strategic planning.

Module-2 Resistance to change - reasons for the resistance, overcoming resistance for the change, change and person and manager, systematic approach to making change- factors for effective change, skills of leaders in change management, designing the change.

Module-3 Organization development - Introduction, history, evolution of OD, OD interventions: Definition, actors to be considered, choosing and sequencing, intervention activities, classification of OD interventions, results of OD, typology of interventions based on target groups. Process of Organization Development: Entering into OD relationship, developing a contract.

Module-4 Diagnosing Organizations

Diagnosing Organizations- Need for diagnostic models, organization, group, individual level diagnosis, Collecting and analyzing the diagnostic information, Feeding Back of diagnostic information, Designing interventions, overview of interventions, evaluating and Institutionalizing OD Interventions.

Module-5 Human Process Interventions

Human Process Interventions: Human process interventions (individual, group and inter-group human relations): Individual based: coaching, counselling, training, behavioral modelling, delegating, leading, morale boosting, mentoring, motivation, etc.

Group based: conflict management, dialoguing, group facilitation, group learning, self-directed work teams, large scale interventions, team building, and virtual teams.

Inter-group based: Organization mirroring, third party peacemaking interventions.

Module-6 Techno-structural Interventions and Future of OD

Techno-structural Interventions and Future of OD: Restructuring Organizations, Employee Involvement, work Design, Balanced scorecard; business process reengineering; downsizing and outsourcing;

Strategic Interventions: Competitive and Collaborative Strategies, Organization Transformation.

The Future of OD: The changing environment, Fundamental strengths of OD, Implications of OD for the client, ethical standards in OD, OD's future.

OD Consultant's role, issues in consultantclient relationship, Power, Politics & OD, Research on OD.

Module-7:- Knowledge management

Introduction to KM, History of KM, Importance of KM, Information Management to Knowledge Management, K M Cycle, Industrial Economy to Knowledge Economy. Mechanics of Knowledge Management–Tools and Technologies, CommModuleies of Practice and Knowledge conversion, The knowledge Management Matrix. KM Strategy, Knowledge audit, GAP Analysis, Social Nature of Knowledge, Social Network Analysis

Readings

1. Human Resources Management- Gary Dessler
2. Personnel Management – C.B Mamoria
3. Managing Human Resources - R.S. Dwiwedi
4. Human Resources Management-V.P.Michael
5. Human Resources Management – Dr.P.C.Pardeshi
6. Human Resources Management – Mirza &Zaiyadin

	SEC: Mentored Seminar -I (NTCC)	1
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Students have to be introduced to the practical art of advocacy, the first step of which is to gear their thought processes towards a definite regime of thought learning. The main focus of skill enhanced in this paper is to help them develop their knowledge base on the association and relationship of law to different dimensions of the society – religion, regionalism, women, tribals, children, labour, etc. and express their thoughts both in the written and oral form.

The students will be tutored and asked to deliver on such concepts in the form of assignments, presentations, debates and tutorials and in the process their efforts towards public speaking and their oratory skills will be enhanced.

The Course will be designed with 50:50 marks distribution assigned to assignments and performance at the Seminar presentations during both Mid Term and End Term.

	SEC: Legal Language and Legal Writing (NTCC)	1
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Students will be equipped with an understanding of the interplay between language and the law, the flaws in legal language and the significance of the language of the law. They will be provided with skill based training on the use of legal language through a study of a selection of common legal terms, as used within and outside the legal context. A study of the general rules and guidelines to be adhered to while writing and communicating in a formal legal manner will further seek to impart to students the tools and techniques necessary to communicate cogently, concisely, and persuasively as lawyers. The general principles of academic legal writing will also be enhanced through this Course.

Students will be evaluated, both in the Mid Term and in the End Term on their prowess towards academic writing in Law and the quality of research and publications contributed by them within the Semester.

#### **SEMESTER -IV**

	Family law – II	4
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**UNIT 1: NATURE, ORIGIN AND SOURCES: 7 Hrs.**

**Learning Outcome:** On completion of this Unit students will be able to connect the core concept relating to traditional law with the reformed modern personal law which is based on statutes.

Nature and Origin of Muslim law, Sources and schools of Muslim Laws.

**UNIT 2: CONCEPT OF PROPERTY 10 Hrs.**

**Learning Outcome:** On completion of this Unit students will be able to appraise on the nature of property transaction that exist in personal Laws

Gifts and Endowments. Concept of property under Islamic Law, Hiba, Wakfs, Will

UNIT 3: Marriage, Dower and maintenance

UNIT 4: Dissolutions of Marriage

UNIT 5: Parentage, Legitimacy and Guardianship

UNIT 6: Pre-emption

UNIT 7: Inheritance.

**Books Suggested :**

1. Abdur Rahim, Principle of Islamic Jurisprudence (1994)
2. Syed Ameer Ali, Mahommedan Law, Tagore Law Lectures
3. Baillie, Digest of Moohummudan Law
4. The Durrul Mukhtar, (Tr. By Brij Mohan Dayal)
5. Fyzee, A.A.A. , Outlines of Muhammadan Law
6. Hedaya, Tr. Into English by C.I. Hamilton
7. S. Mahmassani, The Philosophy of Jurisprudence in Islam.
8. Tyabji, F. B., Muhammadan Law, The Personal Law of Muslims.
9. I. A. Khan (ed). Muslim Law. 10. S. Khalid Rashid, Muslim Law.

	Constitutional Law – II	4
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UNIT 1: EXECUTIVE 10 Hrs.

Learning Outcome: At the end of this Unit, the students are expected to gain the basic inputs on the composition and significance of the union and state executive.

President of India – Election, Powers and Functions, Vice-President, Legislative Powers, Advisory Opinion of Judiciary – Governors – Appointment, Powers and Functions, Relationship Between State Government and Cabinet, Power to Make Laws – Relationship between Union and State Executives.

#### UNIT 2: LEGISLATURE 12 Hrs.

Learning Outcome: Students, at the end of this Unit, are expected to learn about the law-making process among others.

Constitution, Compositions and Sessions, Powers and Privileges of Members of Parliament and state legislatures – Introduction and Passing of Bills, Joint Sitting, Money Bills, Budget.

#### UNIT 3: JUDICIARY 15 Hrs.

Learning Outcome: On studying this Unit, students would get the required analysis about the pivotal role played by the Supreme Court in dispensation of justice.

Supreme Court – Establishment and Constitution, Court of Record, Jurisdiction, Original and Appellate Jurisdiction, Special Leave Petition, Precedents.

High Courts – Establishment and composition, Writ jurisdiction, Power over lower courts

Prerogative Writs – Habeas Corpus, Mandamus, Prohibition, Certiorari, Quo Warranto. – Writ Jurisdictions of Supreme Court and High Courts.

#### UNIT 4: RELATIONSHIP BETWEEN CENTRAL & STATE GOVERNMENT 8 Hrs.

Learning Outcome: The study of this Unit is instrumental in students' understanding of the struggle for constitutional space by the two governments in federalism.

Federalism, Administrative Relations, Financial Relations, Finance Commission, Trade Relations.

#### UNIT 5: CONTRACTS AND SERVICES 8 Hrs.

Learning Outcome: Students would be learning, at the end of this Unit, the role of government as party to a contract and its implications as well as conditions affecting the services.

Government contracts, Recruitment and conditions of service, Doctrine of pleasure

#### UNIT 6: ELECTIONS, EMERGENCY AND AMENDMENT 7 Hrs.

Learning Outcome: The study of this Unit makes students appreciate the legal nuances of emergency and amendment powers as well as the manner of conducting of elections.

Election commission – Composition, Powers and Functions, Role of EC in the Superintendence of Elections, Anti-defection Law, Representation of Peoples Act, 1951.

Emergency – National, state and financial, Suspension of Fundamental rights, Amendment – power and necessary procedure.

Moot Court exercise: 10 marks

#### SUGGESTED READINGS

1. Singh, M. P., and V. N. Shukla. Constitution of India. 11th ed. Lucknow: Eastern Book Co., 2010.
2. De, D. J. Constitution of India. 2 Vols. 2nd ed. Hyderabad: Asia Law House, 2005.
3. Basu, D. D. Constitutional Law of India. 7th ed. Nagpur: Wadhwa, 1998.
4. Jain, M. P. Indian Constitutional Law. 6th ed. Nagpur: Lexis NexisButterworthsWadhwa, 2010.
5. Seervai, H. M. Constitutional Law of India: A Critical Commentary. 3 vols. 4th ed. New Delhi: Universal Law Publishers, 2006.
6. Lok Sabha Secretariat. Constituent Assembly Debates. 5 Vols. New Delhi: Lok Sabha Secretariat.

	JURISPRUDENCE	4
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#### UNIT 1: NATURE AND SCOPE OF JURISPRUDENCE 8Hrs.

Learning Outcome: At the end of this Unit students will get clarity of the concept Nature and Scope of Jurisprudence.

Definition, meaning, nature, classification, and value of Jurisprudence, Meaning and purpose of law

#### UNIT 2: SOURCES OF LAW 8Hrs.

Learning Outcome: At the end of this Unit students will get clarity of the different sources of Law

Custom, Legislation and Precedent

UNIT 3: LEGAL THEORIES 8Hrs.

Learning Outcome: At the end of this Unit students will get clarity of the different theories of jurisprudence

Analytical Theory, Natural Law theories, Pure theory of Law and Sociological theories

UNIT 4: PERSONS 8 Hrs.

Learning Outcome: At the end of this Unit students will get clarity of the concept “persons” – legal and natural and rights and obligations attached to it will become clear to the students.

Nature of personality; Status of the unborn, minor, lunatic, drunken and dead persons; Corporate personality; Dimensions of the modern legal personality: Legal personality of non-human beings

UNIT 5: POSSESSION AND OWNERSHIP 10 Hrs.

Learning Outcome: After the completion of this Unit students will get clarity about ownership as a right, its components and rights attached to it

Possession: the Concept; Kinds of possession; Ownership: the Concept; Kinds of ownership; Difference between possession and ownership.

UNIT 6: PROPERTY AND TITLE 8 Hrs.

Learning Outcome: At the completion of this Unit students will be clear about concept of property in law, kinds of property, rights& duties arising out of and attached to it

Property: the concept; Kinds of property; Title

UNIT 5: LIABILITY 10 Hrs.

Learning Outcome: At the end of this Unit, various types of liabilities and how these arise and the degrees of liability will be clear to the students

Conditions for imposing liability; Wrongful act; Damnum sine injuria; Causation; Men’s rea; Intention; Malice; Negligence and recklessness; Strict liability; Vicarious liability.

UNIT 6:LEGAL RIGHTS 8 Hrs.

Learning Outcome: At the end of this Unit students will get clarity about the concept of right and its jural correlatives

The concept and meaning: Kinds; Right and duty correlation; Natural Rights and Fundamental Rights.

#### SUGGESTED READINGS

1. Bodenheimer. Jurisprudence—The Philosophy and Method of Law. New Delhi: Universal, 1996.
2. Fitzgerald (ed.) Salmond on Jurisprudence. Bombay: Tripathi, 1999.
3. Friedmann, W. Legal Theory. New Delhi: Universal, 1999.
4. V.D. Mahajan, Jurisprudence and Legal Theory. Lucknow: Eastern Book Co., 1996 (reprint).
5. Freeman M. D. A. (ed.), Lloyd's Introduction to Jurisprudence, (1994), Sweet & Maxwell
6. Paton G. W. Jurisprudence. Oxford: ELBS, OUP, 1972
7. Hart, H. L. A. The Concepts of Law. Oxford: ELBS, OUP, 1970
8. Pound, Roscoe. Introduction to the Philosophy of Law. New Delhi: Universal, 1996 (reprint).
9. Dias R. W. M. Jurisprudence. New Delhi: Adithya Books. 1994 (First Indian re-print)
10. Dhyani S. N. Jurisprudence: A Study of Indian Legal Theory New Delhi: Metropolitan, 1985.

	Major 4: Application of Information Technology in Business and E-Commerce	4
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#### Module I

Spreadsheets introduction: Concept of worksheets and workbooks, creating, opening, closing and saving workbooks, moving, copying, inserting, deleting and renaming worksheets, working with multiple worksheets and multiple workbooks, controlling worksheet views, naming cells using name box, name create and name define. Using formulae and functions: Understanding absolute, relative and mixed referencing in formulas,

referencing cells in other worksheets and workbooks, correcting common formula errors, working with inbuilt function categories like mathematical, statistical, text, lookup, information, logical, database, date and time and basic financial functions. Consolidating worksheets and workbooks using formulae and data consolidate command Printing and Protecting worksheets: Adjusting margins, creating headers and footers, setting page breaks, changing orientation, creating portable documents and printing data and formulae. Implementing file level security and protecting data within the worksheet

Creating charts and graphics: Choosing a chart type, understanding data points and data series, editing and formatting chart elements, and creating sparkline graphics.

Analysing data using pivot tables: Creating, formatting and modifying a pivot table, sorting, filtering and grouping items, creating calculated field and calculated item, creating pivot table charts, producing a report with pivot tables.

Performing what-if analysis: Types of what if analysis (manual, data tables, scenario manager), what-if analysis inreverse (goal-seek, solver) Exchanging data using clipboard, object linking and embedding.

Databases Introduction to Database Development: Database Terminology, Objects, Creating Tables, working with fields, understanding Data types, Changing table design, Assigning Field Properties, Setting Primary Keys, using field validation and record validation rules, Indexing, working with multiple tables, Relationships & Integrity Rules, Join Properties, Record manipulation, Sorting & Filtering. Select data with queries: Creating Query by design & by wizard (Select, Make Table, Append, Delete, Cross Tab, Update, Parameterized Query, Find Duplicate and Find Unmatched), Creating multi table queries, creating & working with table joins. Using operators & expressions: Creating simple & advance criteria. Working with forms: Creating Basic forms, working with bound, unbound and calculated controls, understanding property sheet, Working with Data on Forms: Changing Layout, creating Sub Forms, creating list box, combo box and option groups. Working with Reports: Creating Basic Reports, Creating Header & Footer, Placing Controls on reports, sorting & grouping, Creating Sub reports.

Suggested Readings:

1. Leon, Introduction to Computers with MS-Office 2007, TMH
2. Step by Step (Microsoft Office System) 2007 Edition, Prentice -Hall of India
3. P.K.Sinha - Computer Fundamentals, BPB Publication.
4. V.Rajaraman -Fundamentals of Computers, PHI, Sixth Edition
5. Amit Goel, Computer Fundamentals, Pearson

Module II E-Commerce

## Chapter 1 : Overview of E-Commerce

Concepts, advantages, disadvantages, e-commerce business models (introduction, key elements of a business model and categorizing major E-commerce business models - B2B, B2C, C2C, B2G, C2G, G2G), Revenue Models of e-commerce (Advertising Revenue Model, Sales Revenue Model, Subscription based Revenue Model, Referral fee Revenue Model, Pay Per Click Revenue Model), Basic concepts of Internet Architecture – Types of Server (Web, Database, Mail, File), Protocol (http, ftp), WWW, URL. Basic concepts of Web publishing (domain registration, web hosting, launching).

## Chapter 2 : Security and Encryption

Dimensions of E-commerce security , Security threats in the E-commerce environment – malicious codes (virus, Trojan, worm), hacking, spoofing, sniffing, phishing, cyber-vandalism. Technology solutions (Encryption, Decryption, Symmetric & Asymmetric Encryption, Secured Electronic Transaction (https, SSL), protecting networks (Firewall, DMZ)).

## Chapter 3 : IT Act 2000 and Cyber Crimes

IT Act 2000: Objectives, Definitions, Electronic governance, Attribution, acknowledgement and dispatch of electronic records, Regulation of certifying authorities, Digital signatures and certificates, Duties of subscribers, Penalties and adjudication, Appellate Tribunal, Offences and Cyber-crimes.

## Chapter 4 : Transactions in Ecommerce

### a) E-Payment System:

Methods of e-payment (Debit Card, Credit Card, Smart Cards, e-money), payment gateways. Online banking (concept, importance, electronic fund transfer – RTGS, NEFT). Basic concept of CBS. Risks involved in e-payments (Tax evasion, Fraud, Impulse buying, Payment conflict).

### b) E-Marketing:

Concept, types of e-marketing, means of advertising [Banner, Pop-up, sponsored link, email], e-branding, SEO-Basics, onsite and offsite optimization techniques.

Suggested Readings:

1. Kenneth C. Laudon and Carlo Guercio Traver, E-Commerce, Pearson Education.
2. David Whiteley, E - c o m m e r c e : S t r a t e g y , T e c h n o l o g y a n d A p p l i c a t i o n s , M c G r a w H i l l E d u c a t i o n
3. Bharat Bhaskar, E l e c t r o n i c C o m m e r c e : F r a m e w o r k , T e c h n o l o g y a n d A p p l i c a t i o n , 4 t h E d . , M c G r a w H i l l E d u c a t i o n
4. P T Joseph, E-Commerce: An Indian Perspective, PHI Learning.
5. K K Bajaj and Debjani Nag, E-commerce, McGraw Hill Education
6. Sushila Madan, E-Commerce, Taxmann
7. T N Chhabra, Hem Chand Jain, and Aruna Jain, An Introduction to HTML, Dhanpat Rai & Co.

	Minor 1: Sales and Distribution Management	4
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Module I: Personal Selling: Nature and importance; Functions of a salesman; Personal selling as a career. Salesmanship and Qualities of Salesman Psychology in Selling, Buying Decision Process, Types of Buying Situation: Buyer-seller dyads; Product knowledge; Customer knowledge – buying motives and selling points.

Module II: Sales Management: Market potential, Sales Potential; Sales Forecasting and Budgeting: Developing Sales forecast, Approaches to Sales Forecasting, Sales Budget, Sales Quota. Training and Motivating Sales force: Managing the Sales Training process – ACMEE Method, Motivating and Compensating the Sales force ,Sales force, compensation, Sales Territory

Module III: Theories of Selling: AIDAS Theory; Buying Formula Theory. Scientific Selling Process: Basic steps in personal selling – prospecting, pre-approach, and qualifying.

Module IV: Approach and Presentation: Methods of approaching a customer; Presentation process and styles; Presentation planning. Objection Handling : Types of objections; Handling customer objections Closing Sales and Follow up: Methods of closing sale; Executing sales order – Follow-up importance and process

Module V: Channels of Distribution and Strategy: Marketing Channel, Types of Intermediaries, Contemporary Channel Scenario in India, Objective of Marketing Intermediaries, Function of Marketing Channel, Channel Design: Steps in Channel Design, Selection of Appropriate Channel, Channel Management, Transportation, Warehousing.

Suggested Readings: 1. Sahu. P. K.: Salesmanship & Sales Management, Vikas Publication.

2. Sales Management: Still, Cundiff, Govoni at al., Pearson Education.
3. Ramneek Kapoor: Fundamentals of Sales Management, Macmillan.
4. Robert. J. Calvin: Sales Management, TMGH
5. Pingali Venugopal: Sales and Distribution Management: An Indian Perspective, SAGE

	SEC : Mentored Seminar -II (NTCC)	4
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The analysis of legal concepts and the application of law to various situations will be promoted through this Course wherein the students will be allotted research work on contemporary socio-legal and socio-economic issues and present their research work through assignments and seminar presentations. Through this Course, their ability to identify, define and interpret legal provisions will further be skilled and this Course will prepare them at a foundation level on their mooted abilities and skills. They will also be participating in different Seminars wherein speakers from all walks of life will address them on diverse issues having legal implications and they will be asked to submit reports on the takeaways from such educative sessions.

The evaluation pattern will be based on report writings submitted by them (at least 5) throughout the entire Semester and will have to appear for a Presentation and Viva-Voce examination based on such report submissions at the End Term examination.

	SEC : Right to Information: Decoding and Application (NTCC)	1
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This skill enhancement Course will introduce the students to the understanding of the term 'information' and its various connotations and help them distinguish between 'information' and 'mis-information'. It will also guide them develop an understanding on the relevance of information in the current scenario and how the right to information should be utilised towards the attainment of constructive ends leading towards the

attainment of justice. Apart from understanding diverse facets of the existing law, they will also be skilled on the nuances of drafting applications under the Act and the procedure associated with filing of such applications.

Performance of students through Assignments, presentations, Viva-voce pertaining to the law submitted by them will be the parameters of evaluation throughout the Semester (both Mid Term and End Term).

### SEMESTER - V

	Law of Evidence	4
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#### A. Law of Evidence

##### UNIT 1: INTRODUCTION 6 Hrs.

Learning Outcome: At the end of this Unit students will be able to define the basic terms and show familiarity with their usage.

Objects and Reasons of India Evidence Act 1972, definitions of: “fact”, “facts in issue”, “relevant”, “document”, “evidence”, “proved”, “disproved” and “not proved”, “may presume”, “shall presume” and “conclusive proof”.

##### UNIT 2: RELEVANCY OF FACTS 10 Hrs.

Learning Outcome: At the end of this Unit students will be able to give their opinions as to whether a fact is relevant as evidence.

Motive, preparation, previous or subsequent conduct, role of motive in an offence, facts necessary to explain or introduce relevant facts, identification of accused, existence of conspiracy, significance of common intention etc.

##### UNIT 3: ADMISSIONS AND CONFESSION 8 Hrs.

Learning Outcome: At the end of this Unit students will be able to give opinion as to the relevancy and effect of an admission or a confession as evidence in a case.

Admission defined. Oral admissions, admission in civil cases, confession, information received from accused etc.

##### UNIT 4: STATEMENTS BY PERSONS WHO CANNOT BE CALLED AS WITNESS

4 Hrs.

Learning Outcome: At the end of this Unit students will be able to advise as to the course available where the persons who have made statements relevant in a case cannot be produced before the court to give evidence.

Who is dead or cannot be found: Statements made under special circumstances Entries in books of account, public record or electronic record, maps, charts and plans, law contained in law books.

UNIT 5: JUDGMENT AND OPINIONS 8 Hrs.

Learning Outcome: At the end of this Unit students will be able to form opinion as to the admissibility of judgements and orders as evidence.

Previous judgements, judgements in probate etc, fraud or collusion in obtaining judgement or incompetence of court may be proved.

Opinion of experts, handwriting, digital signature, existence of right or custom, usages, tenets, opinion on relationship, grounds or opinion.

UNIT 6: CHARACTER 4 Hrs.

Learning Outcome: At the end of this Unit students will be able to tell when character may be proved and when it cannot be proved.

Civil cases and criminal case, previous bad character, character as affecting damages.

UNIT 7: WITNESSES AND PROOF OF FACTS 6 Hrs.

Learning Outcome: At the end of this Unit students will be able to tell who may be a witness in a case, what is the weight of his evidence and how the evidence may be recorded. They will also be able to tell whether a particular fact needs to be proved.

Witnesses, who may testify, judges and magistrates, communication during marriage, professional communications, confidential communication, accomplice.

Facts judicially noticeable, facts admitted

UNIT 8: ORAL EVIDENCE 4 Hrs.

Learning Outcome: At the end of this Unit students will be able to explain the rules of Evidence Act in respect of oral evidence.

Proof of facts by oral evidence. Direct and Hearsay Evidence. Exclusion of Oral by Documentary Evidence, Evidence of Terms of Contracts, Grants Etc.

Examination of Witness: Examination-in-chief, leading questions, cross examination, indecent and scandalous questions, impeaching credit of witnesses, refreshing memory, production of documents, judge's power to put questions etc. Improper admission and rejection of evidence.

#### UNIT 9: DOCUMENTARY EVIDENCE 4 Hrs.

Learning Outcome: At the end of this Unit students will be able to explain the rules of Evidence Act in respect of documentary evidence.

Contents of documents, primary & Secondary evidence, proof of signature, attesting witness – public & private documents, certified copies, official documents – Presumption as to Documents: Genuineness of certified copies, record of evidence, gazettes, books, collection of laws and report of decisions, powers-of-attorney, digital signature, foreign judicial records, maps, charts, telegraphic messages, documents 30 years old & electronic records 5 years old.

#### UNIT 10: BURDEN OF PROOF 6 Hrs.

Learning Outcome: At the end of this Unit students will be able to explain the rules of Evidence Act in respect of burden of proof.

On whom burden of proof lies, burden of proving fact to be proved to make evidence admissible, exceptions, presumption as to dowry death, presumptions in cases of rape.

#### SUGGESTED READINGS

1. Indian Evidence Act, 1872. New Delhi: Universal Law Publishing.
2. Nandi. Indian Evidence Act, Kolkata: Kamal Law House, 2005.
3. Mishra, Ranganath. Supreme Court on Evidence Act. New Delhi: Bharat Law House 2009.
4. Field. Field's Commentary on Law of Evidence. Delhi: D. L. House, 2006.
5. Woodroffe, Sir John, and Syed Amir Ali. Sir John Woodroffe and Syed Amir Ali's Law of Evidence. New Delhi: Universal Publishing Co., 2001.
6. Monir M., Text Book on the Law of Evidence. New Delhi: Universal Law Publishing, 2006.
7. Singh, Avtar. Principles of the Law of Evidence. Allahabad: Central law Publication, 2005.
8. Lal, Batuk. BatukLal's Law of Evidence. Allahabad: Orient Publishing Company 2004.

	Property Law	4
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## MODULE I: HISTORICAL BACKGROUND & GENERAL INTRODUCTION

A: Meaning and Definition of Property & Transfer of Property

B: Interpretation of-

1. Movable & Immovable Property
2. Instrument
3. Attestation
4. Registration
5. Attached to earth
6. Actionable claim
7. Notice

## MODULE II: GENERAL PRINCIPLES OF TRANSFER OF PROPERTY

A: Transfer of property, whether movable or immovable

1. Movable and Immovable property
2. Transfer of property- meaning and elements
3. What kinds of property can be transferred .
4. Restrictions on alienation of property
5. Restrictions on enjoyment of property
6. Transfer to unborn person
7. Rule against perpetuity
8. Vested and contingent interests
9. Conditional transfers
10. Ulterior transfer

11. Doctrine of election

12. Rule relating to apportionment

B. Transfer of immovable property

- i. Doctrine of holding out
- ii. Feeding the grant by estoppel
- iii. Doctrine of priority
- iv. Transfer lis pendens
- v. Fraudulent transfer
- vi. Doctrine of part performance

### MODULE III: SPECIFIC TRANSACTIONS

A: Sale

- i. Meaning and essentials
- ii. Rights and liabilities of buyer and seller
- iii. Marshalling by subsequent purchaser

B: Mortgage

- i. Meaning, essentials and kinds of mortgage
- ii. Right to redeem
- iii. Right to foreclosure or sale
- iv. doctrine of priority
- v. Doctrine of marshalling and contribution
- vi. Doctrine of subrogation
- vii. Charges

C: Lease

- i. Meaning and essentials
- ii. Determination of Lease
- iii. Rights and liabilities of lessor and lessee

D: Gifts-

- i. meaning and essentials
- ii. Gift how made
- iii. Onerous Gift
  
- iv. Universal donee

Module – IV

Indian Easement Act, 1882.

Definition and essential features of easement; Kinds of easement; Imposition, Acquisition and Transfer of Easements

Licenses.

**Suggested Readings:**

Prescribed Legislation: Transfer of Property Act, 1882.

Prescribed Books:

H. S. Gaur's Commentary of Transfer of Property Act.

G.C.V. Subbarao's Commentary on Transfer of Property Act.

Mulla, Transfer of Property Act.

R.K.Sinha, The Transfer of Property Act.

	Compulsory Course : Labour & Industrial law -I	4
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#### UNIT 1: GENERAL INTRODUCTION 3 Hrs.

Learning Outcome: At the end of this Unit, students are expected to appreciate the evolution of industrial jurisprudence and the crusader's role played by our apex Court in this regard. They would be also able to analyze the philosophical undercurrents of social security, laced with the constitutional and international ethos.

Industrial Jurisprudence; Labour Policy in India; Industrial Revolution in India; Evils of Industrialisation, Economic Evils, Social Evils; Labour Problems; Industrial Peace and Industrial Harmony; Industrial Relations; Principles of Labour Legislation; Social Justice; Social Equity; Social Security; Growth of Labour Legislation in India; Industrial Adjudication; Globalization and Labour, The concept of Social Security, constitutional foundations and the role of ILO.

#### UNIT 2: INDUSTRIAL DISPUTES ACT, 1947; THE INDUSTRIAL EMPLOYMENT (STANDING ORDERS) ACT, 1946; TRADE UNIONS ACT, 1926 22 Hrs.

Learning Outcome: This Unit makes the students understand the brooding omnipotence of ID Act, 1947, in resolution of industrial disputes as a means to ensure industrial peace. Students would get, after studying this Unit, a comprehensive idea about the paramountcy of standing orders and domestic inquiry goaded by the principles of natural justice as an effective tool of ensuring workers' wellbeing. Study of this Unit imbibes in the students the requisite knowledge of the significance of tradeunionism and the crucial role played by collective bargaining in taking the labour philosophy to its logical conclusion.1

INDUSTRIAL DISPUTES ACT, 1947:Historical Development; Scope and applicability of Act; Definitions – Appropriate Government; Workman; Industry; Industrial Disputes; Award; Settlement; Public Utility Service; Strike; Lock Out; Retrenchment; Lay Off; Closure, etc.; Reference and Settlement of Industrial Disputes, Works Committee, Conciliation Officers, Board of Conciliation, Court of Inquiry, Labor Court, Industrial Tribunal, National Industrial Tribunal, Reference Power of Government, Voluntary Arbitration, Procedure and Powers and Duties of Authorities; Strikes; Lock Outs; Lay-Off; retrenchment; Unfair Labor Practices; Representation of Parties; Protection of Worker Representation.

THE INDUSTRIAL EMPLOYMENT (STANDING ORDERS) ACT, 1946: Draft Standing Order; conditions for certification of standing orders; appeals; Register of Standing Orders; Temporary application of model standing orders.

TRADE UNIONS ACT, 1926: History of Trade Union Movement; Definitions; Registration of Trade Unions; Rights and Liabilities of Trade Unions; Immunities and Privileges of a Registered Trade Union; Trade Union Funds Trade Recognition of Union; Collective Bargaining; Amalgamation; Dissolution of Trade Unions.

UNIT 3: FACTORIES ACT, 1948; EMPLOYEES STATE INSURANCE ACT, 1948 13 Hrs.

Learning Outcome: This Unit enables the students to view the health, safety and welfare measures contemplated for workers in a comprehensive manner, especially in light of the LPG, and to take stock of the reforms needed. Students would be invigorated to analyze the insurance requirements of the workers from a multifarious perspective after studying this Unit.

FACTORIES ACT, 1948: Introduction, Scope, Applicability, Definitions: factory, occupier, manufacturing process, hazardous process, worker, approval, Licensing and Registration of Factories, Notice by Occupier, Duties of Occupier and Manufacturer, Health, Safety and Welfare Measures, Working hours of Adults, Employment of Young Persons, Leaves and Wages, Special Provisions.

#### SUGGESTED READINGS

1. Bhatia. Constructive Industrial Relations and Labor Laws, 2003.
2. Kumar, Labour Problems and Remedies, 2007.
3. Kumar, H. L. Obligations of Employer Under Labour Law, Delhi 2005.
4. Kumar, Sanjeev. Industrial and Labour Laws, 2004.
5. Pillai, Madhavan. Labour and Industrial Law, 1998.
6. Pai G. B. Labour Law in India, 2001.
7. SharathBabu. Social Justice and Labour Jurisprudence, 2007.
8. Sharma, J. P. Simplified Approach to Labour Laws, 2006.

9. Srivastava. Commentaries on the Factories Act, 1948.

	Intellectual Property Law	4
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#### UNIT 1: HISTORICAL EVOLUTION OF INTELLECTUAL PROPERTY RIGHTS

10 Hrs.

Learning Outcome: At the end of this Unit, students will be equipped to appreciate the territorial evolution and the international and global expansion of intellectual property together with its philosophical and economic underpinnings.

Historical Evolution of IPR Protection – Patent, Copyright, Trademark, Designs, GI, Plant Varieties, Lay-out designs of ICs; Philosophical & Theoretical Justifications; International Protection – Paris Convention, Bern Convention, Lisbon & Madrid Agreement, TRIPS Agreement

#### UNIT 2: PATENTS 12 Hrs.

Learning Outcome: This Unit enables the students to understand the fundamental aspects of patents, especially the criteria for patentability and patentees' rights together with the procedural aspects of acquisition and enforcement

Objectives of Patent Law; Meaning, Subject matter and eligibility; Procedure for Acquisition – Contents of Application; Provisional & Complete Specification; Procedure for Filing; Procedure for grant of patents – Anticipation; Ownership and assignment; Limitations and Exceptions to Patent Rights – Government use, Compulsory Licensing; Infringement and acts not amounting to infringement (their relation to limitations and exceptions); maintenance surrender and revocation of patents; Powers of the Controller

#### UNIT 3: COPYRIGHT 12 Hrs.

Learning Outcome: On completion of this Unit students would be able to appreciate the various works protected by copyright, management and transfer of rights and law relating to infringement.

Objectives of copyright protection; eligibility; Meaning of copyright; originality and idea-expression dichotomy Works protected under copyright; Economic Rights, Moral rights and neighbouring rights; Registration of copyright; ownership, licensing and assignment; copyright societies; Limitations and Exceptions; Infringement; Technological Protection Measures

#### UNIT 4: TRADEMARK 12 Hrs.

Learning Outcome: This Unit makes the students understand the requisite conceptual as well as statutory provisions pertaining to trademarks and various trends in relation to passing off.

Objectives and functions of trademark protection – registration of trademarks and service marks; concept of distinctiveness and consumer deception – grounds for refusal of registration; well-known marks and dilution – passing off and infringement; Registration of domain names; Cyber squatting

#### UNIT 5: DESIGNS 6 Hrs.

Learning Outcome: Study of this Unit gives a holistic view of the different facets of designs.

Objectives of design protection – criteria for protection - grounds of refusal and element of functionality – rights – ownership and assignment of right – infringement; Overlap between copyright and designs

#### UNIT 6: EXPANDING HORIZONS OF IP 8 Hrs.

Learning Outcome: This Unit enables the students, at the end, to appreciate IP as a response to new technology and also the areas of conflict emerging out of IPR

Protection of Semiconductor Chips; Geographical Indications; Plant Varieties – Farmers’ Rights, Biodiversity, Traditional Knowledge and Traditional Cultural Expressions

#### SUGGESTED READINGS

1. Subram, N. R. Demystifying Intellectual Property Rights. New Delhi: LexisNexis – ButterworthsWadhwa, Nagpur, 2009.
2. Bainbridge, David. Intellectual Property. 5th ed. Pearson Education, 2003.
3. Torremans, Paul, and Jon Holyoak, Intellectual Property Law. 2nd ed. Butterworths, 1988.
4. Bains, Willam. Biotechnology from A to Z. 2nd ed. VCH, Federal Republic of Germany, 1998.
5. Bainbridge, David. Intellectual Property. 5th ed. Addison-Wesley Longman Ltd, 2002.
6. Colston, Catherine, and Kirsty Middleton. Modern Intellectual Property Law. 2nd ed., Cavendish Publishing, 2005.

	Major 5: Production & Operations Management	4
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1. Operation Management Introduction: Scope characteristics of modern operations functions - recent trends in production / operations management.
2. Operations Planning: Demand forecasting – capacity planning - capacity requirement planning - facility location - facility layout – Resource aggregate planning – Material requirements planning – Manufacturing resource planning – Economic Batch quantity.
3. Designing of operational systems and control: Product Design, Process design - Selection - Product Life Cycle – Process Planning – Process Selection.
4. Production planning and Control: Introduction – Control Measures – Time study, Work study, Method study, Job Evaluation, Job Allocation (Assignment Technique), Scheduling Queuing Models, Simulation and Line Balancing – Optimum Allocation of resources – Lean Operations – JIT – Transportation Model and Linear Programming Technique (Formulation of equations only).
5. Productivity Management and Quality Management: Measurement techniques of productivity index, productivity of employee, productivity of materials, productivity of management resources, productivity of other factors – productivity improving methods – TQM basic tools and certification – ISO standards basics.
6. Project Management: Project planning – project life cycle – Gantt charts, PERT and CPM.
7. Economics of Maintenance and Spares Management: Break down Maintenance
  - Preventive Maintenance – Routine Maintenance – Replacement of Machine – Spare Parts Management. Section B: Strategic Management

Suggestive Reading:

Krajewski, Ritzman and Malhotra – Operations Management (8th edition); Pearson Education

Mahadevan – Operations Management; Pearson Education,

Chase, Jacobs, Aquilano and Agarwal – Operations Management for Competitive Advantage (11th edition); TMH

	Professional Ethics & Professional Accounting system	4
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#### UNIT –I

Importance of legal profession in society-Evolution of legal profession in India

#### UNIT-II

Professional ethics , duties and liabilities of the advocate in relation to court, client, opponent court-Right to practice of the Lawyer – and Bench and Bar relationship and the role of the Lawyer - -obligation to render legal aid.

#### UNIT-III

The liability of the Advocate for deficiency in service and other wrongs in his professional dealing-Rights and Privileges of Advocate and restrictions -Contempt of Court Act 1971 -Advocates Act 1961

#### UNIT-IV

Statutory position of Bar Council of India-Disciplinary power of Bar Council of India-Bar Council of India Rules- Lawyer and maintenance of Client's account-General principles of accountancy.

#### Acts

- Bar Council of India Rules 1961
- Contempt of court Act 1971
- Advocate Act 1961
- Consumer Protection Act 2019

## Books

- Book On Advocacy - Krishna Murthy Iyer
  - The Golden Book on Advocacy - Keith Evam
  - Bar Council Code of Ethics
- Case Laws

## SEMESTER – VI

	Company Law	4
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### UNIT 1: INTRODUCTION, HISTORY AND ESTABLISHMENT OF COMPANY AS SEPARATE LEGAL ENTITY AND EXCEPTIONS

8 Hrs.

Learning Outcome: On completion of this UNIT students will get clarity about jurisprudential aspects of ‘company’ and classification of companies, Jurisprudential issues – Incidents of corporate personality, Lifting the corporate veil – Statutory and judicial inroads to corporate personality, Legal personality of group companies, distinction of companies from other business entities

### UNIT 2: PROMOTION ACTIVITY AND FORMATION OF COMPANIES 8 Hrs.

Learning Outcome: On completion of this UNIT the process of formation of different kinds of companies and commencement of business will be made clear to the students.

Company Promoters – Legal Position of Company Promoters, Remedies against breach of duties by promoters

Pre Incorporation Contracts – Ratification-Jurisprudential Issues, Scope of Sections 15 and 19 of Specific Relief Act, 1963, Rights and Liabilities of the Company, third parties and promoters in respect of pre incorporation Contracts, Comparison between Indian and English Law

Provisional Contracts – Meaning, Trading certificate –Distinction between private companies and Public companies, Effect of provisional contracts

Contracts made after the company is entitled to commence its business

Formation of Companies – Legal and procedural issues, Conclusiveness of the certificate of Incorporation.

Commencement of business – Distinction between Private and public company

### UNIT 3: CONSTITUTIONAL DOCUMENTS, THEIR AMENDMENT AND EFFECT OF IRREGULAR TRANSACTIONS 8 Hrs.

Learning Outcome: On completion of this UNIT students will come to know about the law and procedure relating to the basic documents for a company, obligations arising out of these documents.

Memorandum of Association and Articles of Association- nature and correlations, Contents of Memorandum and Articles of Association – Obligatory and non-obligatory provisions of the Memorandum of Association, Legal status of the non-obligatory provisions, Whether Articles of Association are mandatory-significance of Table A articles, Contractual effect of the Memorandum and the Articles of Association, Shareholders' Agreements and their effect on the company, Amendment of provisions in the Memorandum and the Articles of Association- Law & procedure, understanding of about the ultra vires actions, consequences and remedies available to the companies and their agents.

Doctrine of 'Ultra Vires' – Significance of the Object clause, Effect of Ultra Vires Transactions, Remedies

Doctrine of Constructive Notice and Indoor management – Legal protection of the Company and third parties prejudiced by the un-authorized transactions by the Companies Agents.

### UNIT 4: MEMBERSHIP 5 Hrs.

Learning Outcome: On completion of this UNIT students will have clarity about the membership in companies, requirements and procedures related to the same.

Members of a Company and Their Legal Status – Register of Members – Membership in Respect of Shares in the Dematerialized Form – Service of Notice to Members, Company and ROC – Publicity Requirements with Regard to Membership

### UNIT 5: CORPORATE FINANCE 5 Hrs.

Learning Outcome: On completion of this UNIT students will be able to understand statutory requirements various financial funds and maintaining finance in a company.

Capital – Concept of Capital in Corporate Law — share premium account and capital redemption reserve fund – Rules governing the raising and maintenance of capital – Buyback of shares – Reduction of capital

### UNIT 6: CORPORATE SECURITIES 5 Hrs.

Learning Outcome: On completion of this UNIT students will get clarity about acquisition of corporate securities , types of shares and debentures.

Types of Corporate Securities – Shares, Debentures and Other Securities – Legal Nature of Shares and Debentures – Classes of Shares and Their Special Features – Variation of Class Rights – Shares as property – Trust and beneficial interest, Share certificate, Lien on shares, Forfeiture of shares – Shares as membership

Debentures – Types of debentures-secured and unsecured, Debenture trust deed and debenture trustees, Remedies of debenture holders, Redemption of preference shares and debentures, Distinction between equity shares, preference shares and debentures, Conversion of preference shares into equity and debentures

Modes of acquisition of Corporate securities – Allotment, Transfer, Transmission, Legal and Procedural aspects, Blank transfers, Transfers of securities in dematerialized form, Payment of Dividends.

#### UNIT 7: COMPANY CHARGES AND COMPANY DEPOSITS 5 Hrs.

Learning Outcome: On completion of this UNIT students will be able to have clarity about the method of giving security for repayment of loan or other liabilities of a company will be made clear to the students.

Types of charge-fixed and floating charge – Registration of charges and effect of non-registration – Crystallization of floating charges – Theories of floating charges – Vulnerability of floating charges – Effect of negative covenants in winding up

UNIT 10: DIVISION OF POWERS BETWEEN THE GENERAL MEETING AND BOARD OF DIRECTORS MEETINGS 9 Hrs. Learning Outcome: At the end of this Unit, students are expected to know the fundamentals of the working of Boards and General Meetings. Powers of the Board: The rule in Curningham’s case, Restriction on the Powers of Board – Statutory & Contractual, Statutory Provisions Conferring powers on Board and General Meeting.

UNIT 11: BOARD OF DIRECTORS 9 Hrs. Learning Outcome: At the end of this Unit, students would be in a position to critically analyze the composition, powers and duties of Board of Directors. Board of Directors – Legal nature of the office of directors, Composition of the board, Qualification, Disqualification of the Directors, Categories of Directors, Additional Directors, Alternate Directors, Directors who fill Casual Vacancies, Nominee Directors, Government Director, Executive and Non-executive Directors, Whole Time & Part Time Directors, Independent Directors and Their Role, Termination of Office of Directors, Functioning of the Board – Remuneration of Directors Other Than Managerial Personnel – Committees of Board of Directors – Audit Committee, Remuneration Committee – Constituencies to which the directors owe duties, Fiduciary duty, Duty of care and skill, Statutory duties

UNIT 3: MEETINGS 8 Hrs. Learning Outcome: This Unit creates an understanding of the concept and modalities of General Meeting in students. General Meeting as an Organ of the Company and its Operation, Types of Meetings, Transaction of the Business by the General Meeting. Procedural Requirements with regard to General Meeting.

UNIT 6: MAJORITY RULE 8 Hrs. Learning Outcome: This Unit makes the students appreciate the statutory as well as the judicial approaches towards majority rule. Rule in *Foss v. Harbottle* and exceptions, Ratification of irregular acts

UNIT 7: COMPANY LIQUIDATION – COMPULSORY AND VOLUNTARY WINDING-UP ON OVERVIEW 10 Hrs. Learning Outcome: On the conclusion of this Unit, students would get an idea of the how, why and what aftermath of winding up of a company, distinction between dissolution and winding up, Kinds of liquidation, Grounds for Compulsory Winding Up, Commencement and Consequences of Winding Up Order, Who can File Winding Up Petition, Position, Powers and Duties of Liquidator, The Role of Court in Compulsory Winding up. Voluntary Winding up – Member’s Voluntary Winding up, Creditor’s Voluntary Winding up, Declaration of Solvency, Appointment of Liquidator, Powers and Duties of liquidators in Voluntary winding up Fraudulent Trading, Misfeasance Proceedings, Public and Private examination, Effect of Winding Up on Antecedent Transactions, Realisation of Assets and Distributions of Assets in Winding Up Position of Secured Creditors, Defunct companies, and Registrar’s power, Changes introduced by IBC.

#### SUGGESTED READINGS

1. Gower, L. C. B. Principles of Modern Company Law. London: Sweet and Maxwell, 1997.
2. Palmer. Palmer’s Company Law. London: Stevens, 1987.
3. Pennington R. R. Company Law. Butterworths, 1990.
4. Ramaiya, Guide to the Companies Act. Wadha, 1998.
5. Sealy, L. S. Cases and Materials in Company Law. 2007.
6. Prachi Manekar, Insights into the new Company Law, Lexis Nexis 2013.
7. Nicholas Bourne, Bourne on Company Law, Routledge, 2013.
8. Gower, L. C. B. Principles of Modern Company Law. London: Sweet and Maxwell, 1997.

9. Palmer. Palmer's Company Law. London: Stevans, 1987.
10. Pennington R. R. Company Law. Butterworths, 1990.
11. Ramaiya, Guide to the Companies Act. Wadha, 1998.

	Compulsory Course : Labour & Industrial law -II	4
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**UNIT 4 – EMPLOYEES STATE INSURANCE ACT, 1948:**

**Learning Outcome:**

Objects, salient features, application and definitions, dependent, employment, employee, apprentice, family manufacturing process, factory, occupier, disablement, wages, expenses from ESI fund, contribution; recovery of contributions, benefits

**UNIT 4 – EMPLOYEES’ COMPENSATION ACT, 1923; MATERNITY BENEFIT ACT, 1961 12 Hrs.**

**Learning Outcome:** This Unit enables the students to analyze the judicial delineation of an employer's liability, as against an accident arising out of and in the course of employment with special reference to the notional extension of employment, to pay compensation in certain cases. Study of this Unit cajoles the students to appreciate the maternity benefit in a holistic perspective.

**EMPLOYEES’ COMPENSATION ACT, 1923:** Employees’ Compensation – Employer’s Liability – Commissioners – Rules.

**MATERNITY BENEFIT ACT, 1961:** Objects, salient features, application and definitions, prohibition of employment during certain periods, right to payment of maternity benefit; powers and duties of inspectors;

**UNIT 5: MINIMUM WAGES ACT, 1948; THE PAYMENT OF WAGES ACT, 1936; THE EMPLOYEES’ PROVIDENT FUND & MISCELLANEOUS PROVISIONS ACT, 1952 10 Hrs.**

Learning Outcome: By studying this Unit, students would be able to appreciate the *raison d'etre* behind the constitutional and societal craving for minimum wage. At the end of this Unit, students will be able to discuss the intricacies involved in the payment of wages, especially the deductions. Study of this Unit will enable the students to discuss, apart from the legal provisions, the contemporary debate on EPF and workers' vulnerability in this regard.

MINIMUM WAGES ACT, 1948: Objects, salient features, applications and definition of the Act, 'scheduled employment', minimum wages and fixation of minimum wages, employee, overtime, piece work, claims, offences and penalties, exemptions and exceptions;

THE PAYMENT OF WAGES ACT, 1936: Objects, salient features, application and definitions, Payment of wages and deductions from wages, authorities under the Act and procedures, penalty for offences under the Act.

THE EMPLOYEES' PROVIDENT FUND & MISCELLANEOUS PROVISIONS ACT, 1952: Objects, salient features, application and definitions; EPF Scheme; employees pension scheme, Protection against attachment, priority of payment if contributions over other debts, penalties, offences by companies, establishment exempted from EPF Act, Transfer of Account and liability in case of transfer of establishment.

Moot Court exercise: 20 marks

#### SUGGESTED READINGS

1. Bhatia. Constructive Industrial Relations and Labor Laws, 2003.
2. Kumar, Labour Problems and Remedies, 2007.
3. Kumar, H. L. Obligations of Employer Under Labour Law, Delhi 2005.
4. Kumar, Sanjeev. Industrial and Labour Laws, 2004.
5. Pillai, Madhavan. Labour and Industrial Law, 1998.
6. Pai G. B. Labour Law in India, 2001.
7. SharathBabu. Social Justice and Labour Jurisprudence, 2007.
8. Sharma, J. P. Simplified Approach to Labour Laws, 2006.
9. Srivastava. Commentaries on the Factories Act, 1948.

	Administrative Law	4
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#### UNIT 1: INTRODUCTION 6 Hrs.

Learning Outcome: On completion of this Unit students will be able to discuss the basic doctrines of administrative law and to distinguish between the various functions of administration.

Evolution, Nature and Scope of Administrative Law, (Reasons for the growth of Administrative Law in 21st century In India) Laissez-faire State, Social Welfare State, and Modern State, Comparative evolution, Definition, Nature and Scope, Relationship between Administrative Law and Constitutional Law.

Classification of Functions of government, Doctrine of rule of Law, Doctrine of Separation of powers.

#### UNIT 2: DELEGATED LEGISLATION AND QUASI LEGISLATION 10 Hrs.

Learning Outcome: On completion of this Unit students will be able to describe delegated legislation and quasi legislation and distinguish between them

Concept, Growth and Development, Classification, Comparative position – UK; USA; India, Excessive Delegation, (Quasi Legislation and Sub – ordinate Legislation) – Constitutional Limits, Control Mechanism

#### UNIT 3: NATURAL JUSTICE 12 Hrs.

Learning Outcome: On completion of this Unit students will be able to discuss the concept and components of natural justice and explain the effect of failure of natural justice.

Concept, Growth, nemo iudex in causa sua – Rule against bias, audi alteram partem – Right to be heard, Recent requirements of Natural Justice- Reasoned decision & Right to legal Representation, Expanding Horizon of Natural Justice, Duty to Act Fairly & Legitimate Expectation, Other procedural norms, Exclusion of Natural Justice, Exceptions to Principles of Natural Justice, Effect of failure to comply with principles of Natural Justice.

#### UNIT 4: ADMINISTRATIVE DISCRETIONARY POWERS 5 Hrs.

Learning Outcome: On completion of this Unit students will be able to explain the difference between discretionary functions and ministerial functions and the grounds for judicial review of discretionary functions.

Discretionary powers, Judicial Control over administrative discretion, Fundamental Right and administrative discretion, Reasonable Exercise of Power and Wednesbury principle.

#### UNIT 5: JUDICIAL REVIEW OF ADMINISTRATIVE ACTION 5 Hrs.

Learning Outcome: On completion of this Unit students will be able to enumerate grounds on which judiciary may review administrative actions and explain the related doctrines. Grounds of Judicial Review of Administrative Action, Writ Jurisdiction, Doctrine of Legitimate expectation, Doctrine of public accountability, Doctrine of Proportionality, Laches

#### UNIT 6: ADMINISTRATIVE ADJUDICATION 5 Hrs.

Learning Outcome: On completion of this Unit students will be able to discuss the importance, merits and demerits of quasi-judicial bodies.

Concept of administration adjudication, Reason for the growth, Administrative Tribunals. (The establishment of Tribunals Act, 1985 and its Main Objectives and Salient features)

#### UNIT 7: REMEDIES AGAINST ADMINISTRATIVE ACTION INCLUDING WRIT JURISDICTION 8 Hrs.

Learning Outcome: On completion of this Unit students will be able to explain the grounds to obtain remedies against government.

Remedies, Private Law Remedies, Constitutional Remedies, Exclusion of Jurisdiction.

#### UNIT 8: MALADMINISTRATION & ALTERNATIVE REMEDIES 5 Hrs.

Learning Outcome: On completion of this Unit students will be able to discuss the functioning of different institutions for redressal against maladministration.

Concept and Need, Ombudsman, Ombudsmen in India – Lokpal, Lokayukta in States, (Lokpal and Lokayukta Act, 2014 and its Salient features and the Main objectives) Central vigilance Commission, Right to Information (Right to Information Act, 2005 and its Salient features and the Main Objectives.

Cases – Vineet Narain v. Union of India (1998) 1 SCC 226

#### UNIT 9: GOVERNMENT AS A LITIGANT 5 Hrs.

Learning Outcome: On completion of this Unit students will be able to fix the liability of government on the basis of hypothetical facts and frame defence on the part of the government.

Development of the concept of state liability, tortuous liability, contractual liability, privileges of government, doctrine of estoppel and waiver

#### SUGGESTED READINGS

1. Jain M. P., and S. N. Jain, Principles of Administrative Law. Nagpur: Lexis Nexis, India, 2010.
2. Jain, M. P. Cases and Materials on Indian Administrative Law. Nagpur: Lexis Nexis, India.
3. Basu, Durga Das. Administrative Law.
4. Sathe, S. P. Administrative Law. LexisNexis, India, 2004 (2010).
5. Massey, I. P. Administrative Law. Lucknow: Eastern Book Co., 2008.
6. Takwani, C. K. Administrative Law. Lucknow: Eastern Book Co., 1980.

	Interpretation of statutes	4
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#### UNIT 1: INTRODUCTION 8 Hrs.

Learning Outcome: On completion of this Unit students will be able to know the general principles and rules of statutory and Constitutional interpretation and explain their applicability.

Legislation: Meaning, process - Types of legislation: Codifying, Consolidating, by Incorporation, by Reference, Validating Act, Amending Act, General and Special Acts – Different Parts of Statutes – Interpretation v. Construction – Fundamental or Basic Principles/Rules of Interpretation: sententia legis, ex visceribus actus and ut res magis valeat quam pareat – Guiding Rules of Interpretation: Literary Rule, Golden Rule, Mischief Rule or Purposive Construction and Harmonious Rule – Subsidiary Rules: Same word same meaning, use of different words, non obstante clause, legal fiction, mandatory and directory provisions, conjunctive and disjunctive words, construction of words: noscitur a

sociis, ejusdem generis and reddendo singulari singulis –Constitutional Interpretation: Doctrines of Severability-Reading down/in, Eclipse, Harmonious Construction, Colourable Legislation, Constitutional Silence, Pith and Substance and Ancillary Enroachment, Repugnancy, Prospective Overruling, and Basic Structure.

#### UNIT 2: INTERNAL AIDS TO INTERPRETATION 8 Hrs.

Learning Outcome: On completion of this Unit students will be able to know the various intrinsic aids to statutory construction.

Long Title – Preamble – Headings - Marginal Notes or Section headings – Punctuation – Illustration – Definition – Proviso – Explanation – Transitional Provision – Schedule – Differences between Proviso and Exception

#### UNIT 3: EXTERNAL AIDS TO INTERPRETATION 10 Hrs.

Learning Outcome: On completion of this Unit students will be able to know the extrinsic material which can be used to interpret a statute and the circumstances in which they may be used for interpretation and its due weight as given in judicial decisions.

Legislative History: English, American and Indian Practices –Historical facts and Surrounding Circumstances - Later Social, Economic, Political and Scientific and Technological Developments – contemporanea expositio or executive construction - References to Statutes in parimateria, Use of Dictionaries, Legal Texts and Use of International Treaties and Foreign Decisions

#### UNIT 4: PRESUMPTIONS IN INTERPRETATION 6 Hrs.

Learning Outcome: On completion of this Unit students will be able to know the various presumptions in interpretation of statutes.

Presumption regarding statutes: Constitutionality – Territorial Operation – Principles of International Law – Jurisdiction of Courts – Affect of Statute on State - Construction most agreeable to justice and reason: avoiding absurd, anomalous or inconvenient or unjust results - Presumption regarding Legislature: knows the existing law, does not commit mistakes or make omissions or precise in its choice of language

#### UNIT 5: STATUTES AFFECTING JURISDICTION OF COURTS 4 Hrs.

Learning Outcome: On completion of this Unit students will be able to the effect of exclusionary provisions in a statute.

General Principles – the extent of exclusion of jurisdiction of civil courts – exclusion of jurisdiction of superior courts

#### UNIT 6: EXPIRY AND REPEAL OF STATUTES 8 Hrs.

Learning Outcome: On completion of this Unit students will be able to know the implications of repeal.

Perpetual and Temporary Statutes – Effect of Expiry of Temporary Statute - Repeal – Implied Repeal – Consequences of Repeal – Quasi repeal by desuetude

#### UNIT 7 : INTERPRETATION OF FISCAL STATUTES 4 Hrs.

Learning Outcome: On completion of this Unit students will be able to identify distinctly the various rules governing construction of fiscal statutes in particular.

Principles of Strict Construction – General Principles – Special Rules – Exemptions and Notifications – Machinery and Procedural Provisions – Other Principles: Double Taxation, Territoriality, Burden of Proof, Retrospectivity – Tax Statutes and Constitution – Tax Evasion

#### UNIT 8: INTERPRETATION OF REMEDIAL AND PENAL STATUTES 4 Hrs.

Learning Outcome: On completion of this Unit students will be able to clearly distinguish between construction of penal and beneficial pieces of legislation.

Remedial and Penal Statutes: Distinction – Liberal Construction of Remedial Statutes – Strict Construction of Penal Statutes – mens rea in statutory offences

#### UNIT 9: SUBORDINATE LEGISLATION AND MIMAMSA RULES 6 Hrs.

Learning Outcome: On completion of this Unit students will be able to know the rules at play in delegated pieces of legislation. And will also acquaint themselves with the Mimamsa Rules of Interpretation as applied by the Indian courts.

Forms of Delegated Legislation – Constitutional Limits – Distinction between Conditional and Delegated Legislation – Delegated Legislation and Judicial Review Procedures and Powers under General Clauses Act, 1894 - Mimamsa Rules of Interpretation: Application, Maxwell v. Mimamsa

#### SUGGESTED READINGS

1. Singh, Guru Prasanna., Principles of Statutory Interpretation. 14th edition, Nagpur: Lexis Nexis, 2016.
2. Sarathi, Vepa P., Interpretation of Statutes. 5th ed. New Delhi: Eastern Book Company, 2010.
3. Langan, P. St. J. (Ed.), Maxwell on the Interpretation of Statutes. 12th ed. New Delhi: Lexis Nexis, 1969
4. Jone, Oliver (Ed.), Bennion on Statutory Interpretation 5th ed. London: Lexis Nexis, 2013

5. Dhanda, Amita(Ed)., N. S. Bindra's Interpretation of Statutes. 12thed. New Delhi: Lexis Nexis, 2017.
6. Katju, Markandey., Interpretation of Taxing Statutes, 2nd Edition , Butterworths, 1998
7. Mukhopadhyay, Sukumar., Interpretation of Fiscal Statutes in India, 3rd Edition, New Delhi: Centax, 2010
8. Chopra, D.S., Interpretation of Statutes, 1st ed. New Delhi: Thomson Reuters, 2014.
9. Katju, Markandey, (Ed)., K.L.Sarkar's Mimansa Rules of Interpretation. 4thed. New Delhi: Thomson Reuters, 2013.
10. Scalia, Antonin., and Bryan A Garner., Reading Law: The Interpretation of Legal Texts, West Group, 1st Edition, 2012

	Entrepreneurship Development	4
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#### Unit 1 : Introduction

- Meaning, scope and importance of Entrepreneurship.
- Evolution of entrepreneurial thought.
- Entrepreneurship as a career option.
- Functions of Entrepreneurs
- Entrepreneurial Characteristics and Skills
- Entrepreneur vs. Manager
- Creativity & Creative Process
- Types of Entrepreneurs (Clarence Danhoff's Classification)
- Intrapreneurship – Concept and Types (Hans Schollhammer's Classification)
- Entrepreneurship in different contexts: technopreneurship, cultural entrepreneurship, international entrepreneurship, netpreneurship, ecopreneurship, and social entrepreneurship

#### Unit 2 : Family Business and Business Groups

- Family Business: Concept, Advantages and Disadvantages
- Role of the Founder(s) in family business re: Founders' values, business philosophy and behavioural orientations.
- Role of Non-family members in family business
- Succession: Choosing and Grooming Successors
- Conflict in family business and its resolution
- Family controlled business groups – the Indian Experience (Case Studies)

Unit 3 : Public and private system of stimulation, support and sustainability of entrepreneurship.

- Requirement, availability to finance, technology, Sources of Finance
- Role of industries/entrepreneur's associations and self-help groups (Case Studies), Role and functions of business incubators, angel investors, venture capital and private equity fund (Features & Indian Scenario)

Unit 4 : Sources of Business Ideas and Feasibility Studies.

- Significance of drafting the business plan / project proposal
- Feasibility Studies: Concept and Stages
- Business Plan: Concept and Significance
- Stages in the Drafting of a Business Plan.

Unit 5 : Mobilising Resources for Start-Ups

- Start-ups – Types, Mistakes/ Problems.
- Intellectual Property Rights and the Entrepreneur: Patents, Trademarks and Copyrights, Geographical Indicators and Biological Diversities.

**Suggested Readings :**

1. Kuratko and Rao, Entrepreneurship: A South Asian Perspective, Cengage Learning.

2. Robert Hisrich, Michael Peters, Dean Shepherd, Entrepreneurship, McGraw-Hill Education
3. Desai, Vasant. Dynamics of Entrepreneurial Development and Management. Mumbai, Himalaya Publishing House.
4. Dollinger, Mare J. Entrepreneurship: Strategies and Resources. Illinois, Irwin.
5. Holt, David H. Entrepreneurship: New Venture Creation. Prentice-Hall of India, New Delhi.

	Clinical Paper-IV: Moot Court and Internship	4
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#### UNIT 1: MOOT COURT 30 Marks

Learning Outcome: On the conclusion of this Unit, the students would be able to appreciate the research, oratorical and articulation skills required of a lawyer.

Every student is required to present argument in at least three moot courts in the semester. The moot court problem will be assigned to the student by the course teacher and the student will be required to make a written submission for 5 marks and also make oral submission for 5 marks.

#### UNIT 2: COURT ATTENDANCE, INTERVIEWING TECHNIQUES, PRE-TRIAL PREPARATIONS 20 Marks

Learning Outcome: On completing this Unit, students will be able to comprehend the practicalities of the justice system and the pivotal role the courts play in dispensation of justice.

They will also get a practical exposure to the techniques of client interviewing and the substantive as well as procedural steps involved in preparation of a brief by lawyers.

Students are required to attend two trials, one civil and one criminal, in the course of last year of the course. They are required to maintain a record and enter the various steps observed by them during their attendance on different days in the court assignment. Records maintained in respect of each trial will be valued for 10 marks.

Each student will observe two interviewing sessions of clients at a lawyer's office or at the Legal Aid Office and record the proceedings in a diary, which will carry 5 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 5 marks.

#### UNIT 3: INTERNSHIP 30 Marks

Learning Outcome: Students will have practical experience of the professional aspects of the subjects they have studied.

#### UNIT 4: VIVA VOCE 10 Marks

Learning Outcome: This Unit helps students unearth their potential for the profession and the desirable improvements for the same.

A viva voce test will be conducted on the above three aspects.

	SEC: Practice and Procedure in connection to FIR (NTCC)	4
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Students will be inculcating the application of the Criminal Law procedures in connection to Criminal cases throughout this Paper and their evaluation will be conducted on the understanding of the procedures to be adopted and followed at different stages in the litigation process.

	SEC: Drafting and Compliances in connection to Contracts (NTCC)	4
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The drafting of contracts is an art which must be nurtured by knowing and applying the law related to such contracts adequately. Simultaneously, there must exist the appropriate knowledge related to procedure of filing compliances to such laws. Through this Course, the rightful blend of learning of theory and practice will be undertaken by the student.

The students will be evaluated on their nuances of drafting contracts and thereby on their knowledge of applying the law into practice.

### **SEMESTER – VII**

	Civil Procedure Code and Limitation Act	4
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## A. Civil Procedure Code and Limitation Act

### UNIT 1: INTRODUCTION 3 Hrs.

Learning Outcome: On completion of this Unit students will be able to explain the basic terms used in civil proceedings.

Concepts, affidavit, order, judgement, decree, plaint, restitution, execution, decree-holder, judgement-debtor, mesne profits, written statement, Distinction between decree and judgement and between decree and order.

### UNIT 2: JURISDICTION 7 Hrs.

Learning Outcome: On completion of this Unit students will be able to identify the rank of a court in the hierarchy of courts and discuss the jurisdiction of various courts. They will also be able to tell in which court a case with hypothetical facts may be instituted.

Kinds, Hierarchy of courts, Suit of civil nature – scope and limits, Res subjudice and Res judicata, Foreign judgement — enforcement, Place of suing, Institution of suit, Parties to suit: joinder, mis-joinder or non-joinder of parties : representative suit, Frame of suit: cause of action, Alternative disputes resolution (ADR), Summons

### UNIT 3: PLEADINGS 7 Hrs.

Learning Outcome: On completion of this Unit students will be able to discuss about what may and what may not be pleaded. They will be able to enumerate different pleadings and their nature and essential contents.

Rules of pleading, signing and verification, Alternative pleadings, Construction of pleadings, Plaint: particulars, Admission, return and rejection. Written statement: particulars, rules of evidence, Set off and counter claim: distinction, Discovery, inspection and production of documents, Interrogatories, Privileged documents, Affidavits

### UNIT 4: APPEARANCE, EXAMINATION AND TRIAL 5 Hrs.

Learning Outcome: On completion of this Unit students will be able to discuss about the preliminary stages as well as trial stage in a civil proceeding.

Appearance, Ex-parte procedure, Summary and attendance of witnesses, Trial, Adjournments, Interim orders: commission, arrest or attachment before judgement, injunction and appointment of receiver, Interests and costs

#### UNIT 5: EXECUTION 8 Hrs.

Learning Outcome: On completion of this Unit students will be able to discuss about different modes of execution, powers of executing courts and properties is exempt from execution.

The concept, General principles, Power for execution of decrees, Procedure for execution, Enforcement, arrest and detection, Attachment, Sale, Delivery of property, Stay of execution

#### UNIT 6: SUITS IN PARTICULAR CASES 7 Hrs.

Learning Outcome: On completion of this Unit students will be able to discuss about special suits.

By or against government, By aliens and by or against foreign rulers or ambassadors, Public nuisance, Suits by or against firm, Suits in forma pauperis, Mortgages, Interpleader suits, Suits relating to public charities

#### UNIT 7: APPEALS REVIEW, REFERENCE AND REVISION 8 Hrs.

Learning Outcome: On completion of this Unit students will be able to suggest remedies available to a party aggrieved by the order of a court.

Appeals from original decree. Appeals from appellate decree, Appeals from orders, General Provisions relating to appeal, Appeal to the Supreme Court

#### UNIT 8: MISCELLANEOUS 5 Hrs.

Learning Outcome: On completion of this Unit students will be able to advice in respect of transfers of cases, caveats, invoking the inherent powers of courts and similar miscellaneous matters.

Transfer of Cases, Restitution, Caveat, Inherent powers of courts, Law Reform: Law Commission on Civil Procedure – Amendments

#### UNIT 9: LAW OF LIMITATION 10 Hrs.

Learning Outcome: On completion of this Unit students will be able to compute the periods of limitation in a given hypothetical case.

The concept – the law assists the vigilant and not those who sleep over the rights, Object, Distinction with laches, acquiescence, prescription, Extension and suspension of limitation, Sufficient cause for not filing the proceedings, Illness, Mistaken legal advice, Mistaken view of law, Poverty, minority and Purdha, Imprisonment, Defective vakalatnama, Legal liabilities, Foreign rule of limitation: contract entered into under a foreign law, Acknowledgement – essential requisites, Continuing tort and continuing breach of contract.

#### SUGGESTED READINGS

1. Mulla. Code of Civil Procedure. New Delhi: Universal Publishing Co., 1999.
2. Thacker, C. K. Code of Civil Procedure. New Delhi: Universal Publishing Co., 2000.
3. Mallick M. R. (Ed.). B. B. Mitra on Limitation Act. Lucknow: Eastern Book Co., 1998.
4. Majumdar P. K., and Kataria R. P. Commentary on the Code of Civil Procedure, 1908. New Delhi: Universal Publishing Co., 1998.
5. Saha A. N. The Code of Civil Procedure. New Delhi: Universal Publishing Co., 2000.
6. Sarkar's Law of Civil Procedure. New Delhi: Universal Publishing Co., 2000.

	Law of Taxation	4
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#### UNIT 1: HISTORICAL AND CONSTITUTIONAL FOOTINGS OF TAXATION 8Hrs.

Learning Outcome: At the end of this Unit, students will be firmly ensconced in the historical and constitutional footings of taxation.

Historical Background of Taxation in India, Canons of a Good Taxing System, Characteristics of Tax, Reasons for Taxation, Kinds of Taxation, Types of Taxes, Merits and Demerits of Direct and Indirect taxes, Constitutional Provisions relating to Taxation.

#### DIRECT TAX LAWS

#### UNIT 2: FUNDAMENTAL NOTIONS OF INCOME TAX ACT, 1961 8 Hrs.

Learning Outcome: Students would be firmly rooted in the conceptual tone of taxation at the end of this Unit.

Basic concepts/Definitions – Assesse, Persons, Previous year, Assessment Year, Distinction between Capital and Revenue Receipts, Income, Basis of Charge and Scope of Total Income, Incomes which do not form part of the Total Income, Residential Status and Incidence of Tax, Agricultural Income and Taxability.

#### UNIT 3: TAX TREATMENT UNDER SALARIES AND HOUSE PROPERTY 8 Hrs.

Learning Outcome: At the end of this Unit, Students will get requisite knowledge about tax treatment under the two heads i.e., salaries and house property

Heads of Income, Basis of Charge of Salaries, Concept of Allowances and Perquisites, Profits in lieu of Salary, Computation of Salary in Tax, Deduction from Salaries, Basics relating to Income from House Property, Charging Section in House Property, Determination of Annual Value, Deductions under the head House Property.

#### UNIT 4: TAX TREATMENT UNDER BUSINESS OR PROFESSION AND CAPITAL GAINS 8 Hrs.

Learning Outcome: The Unit on profits on business or profession and capital gains would provide students, a complete view of the relevant statutory provisions.

Meaning of Business or Profession, Charging Section of Business or Profession, Computation of Profits and Gains of Business or Profession, Aspects of Depreciation under this head, Deductions, Special Provisions for Business or Profession, Concept of Capital Gains, Basis of Charge, Long Term and Short Term Capital Gains, Computation and Deductions.

#### UNIT 5: TAX TREATMENT UNDER INCOME FROM OTHER SOURCES AND ALLIED CONCEPTS 6 Hrs.

Learning Outcome: This Unit makes the students appreciate the computation of income in its proper perspective.

Income from Other Sources, Income from Other Persons included in Assessee's Total Income, Aggregation of Income and Set off or Carry Forward of Losses, Various Deductions to be made in computing Total Income, Tax Holiday, Rebates and Reliefs.

#### UNIT 6: DETERMINATION OF TAX LIABILITY AND INCIDENTAL CONCEPTS 8 Hrs.

Learning Outcome: At the end of this Unit, students would be in a position to appreciate the ways and means of determining tax liability and the incidental concepts.

Filing of returns, E-filing, Types of Returns, Permanent Account Number, Types of Assessment, Income Escaping Assessment, Tax Deduction at Source, Tax Collection at Source, Recovery and Refund of Tax, Provisions of Advance tax, Income Tax Authorities and their Powers including search and seizure, Appeals, Penalties.

#### UNIT 7:INTERPRETATION OF TAXING STATUTES 6 Hrs.

Learning Outcome: On completion of this Unit students will be able to distinguish between avoiding and evading tax and the techniques used by courts to discourage evasion.

Principles of Interpretation, Purpose of Interpretation, Rule to determine Tax Liability by way of Rule of literal Construction and Rule of Strict Construction, Interpretation of Charging and Machinery Provision, Interpretation of Retrospective and Prospective Provisions, Doctrine of substantial Compliance, External and Internal aids to interpretation, Precedents.

#### INDIRECT TAXES

#### UNIT 8: GOODS AND SERVICE TAX 8 Hrs.

Learning Outcome: The study of this Unit gives the student cogent information and knowledge about the relevance, desirability and procedural aspect of GST.

Legislative Background, Constitutional Amendment, Basic Concepts of GST, IGST, CGST, SGST, GST (Compensation to the States) Bill, Transitional Provisions, Rates of Tax, Computation and Procedural Aspects, Assessment, Offences and Penalties, Authorities and their powers.

#### SUGGESTED READINGS

1. Dr. Girish Ahuja and Dr. Ravi Gupta, Systematic Approach to Taxation, Bharat 33rd Edition, 2016-2017
2. Dr. Vinod Singhania and Dr .KapilSinghania, Direct taxes law and Practice, Taxmann, 43rd Edition
3. SampathIyengar, Law of Income tax ,Bharat Law House,2008
4. K N Chaturvedi, Interpretation of Taxing Statutes, Taxmann, 2008
5. Dr. A L Saini & Dinesh Saini, Practice Guide to Appeals and Petitions Under Income Tax Act, 2016

6. V.S.Datey, All About GST- A Complete Guide to New Model GST Law, 5th Edition, Taxmann, 2017

	Environmental Law	4
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UNIT-I 10 Hrs.

1. The concept of Environment
2. Environmental Policies in India
- 3 International initiatives for Protection of Environment:
  - i) U.N Stockholm Declaration, 1992;
  - ii) RIO Declaration,1992;
  - iii) Kyoto Protocol, 1997

UNIT-2 10 Hrs.

1. Important principles relating to Environment
  - I) Sustainable development;
  - II) Intergenerational equity;
  - III) Polluter Pay Principle;
  - IV) Precautionary Principle.
2. Constitutional Provisions on protection of environment & Judicial Interpretation:
  - i) Relevant Provisions of the Part-III of Constitution of India;
  - ii) Relevant Provisions of the Part-IV of Constitution of India;
  - iii) Relevant Provisions of Constitution of India on power of Legislation on Environment related Issues.

- iv) Constitutional Remedies: Art.32 and Art.226

UNIT-3 10 Hrs.

1. Laws relating to Environmental Pollution under:

I) Law of Torts:

- a. Public Nuisance, Negligence;
- b. Strict Liability and Absolute Liability;
- c. Damages and Injunction.

II) Indian Penal Code,1860

III) Sections 91 and 133 of Code of Civil Procedure, 1908

UNIT-4 10 Hrs.

1. Specific Laws for Protection of environment:

- i) Environment Protection Act,1986:
- ii) The Air (Prevention and Control of Pollution) Act 1981
- iii) The Water (Prevention and Control of Pollution) Act,1974
- iv) Forest Conservation Act 1980
- v) Wildlife Protection Act, 1972
- vi) Public Liability Insurance Act, 1991
- vii) National Green Tribunal Act, 2010

SUGGESTED READINGS:

- 1. Introduction to Environmental law by Santhakumar S.

2. Environmental law in India by Leelakrishnan.P
3. Environmental law and Policy in India by Resencranz&Diwan
4. Environmental Law by Jaiswal P
5. Environmental Law by Shastri S.C

	Optional Elective Course: Cyber Law	4
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**Module I: Introduction**

- Overview of Computer and Web Technology
- Need for Cyber Law
- Cyber Jurisprudence at International and Indian Level

**Module II: Jurisdictional Aspects in Cyber Law**

- Issues of jurisdiction in cyberspace
- Types of jurisdiction
- Prerequisites of jurisdiction.
- The Test evolved
- Minimum Contacts Theory
- Sliding Scale Theory
- Effects Test and International targeting □Jurisdiction under IT Act, 2000.

### **Module III: Cyber Crimes& Legal Framework**

- Introduction to Cyber Crimes
- Cyber Crimes Vs. Conventional Crime
- Reasons for cyber crimes and cyber criminals
  - Cyber Crimes against Individuals, Institution and State - Hacking, Digital Forgery, Cyber Stalking/Harassment, Cyber Pornography, Cyber Terrorism, Cyber Defamation Viruses ( File Infectors, Boot record infectors, Boot and file viruses) , Salami attacks- Web Jacking
- Right to Privacy and Data Protection on Internet
  - Concept of privacy
  - Threat to privacy on internet
  - Ingredients to decide confidentiality of information
  - Breach of sensitive personal information and confidentiality under IT Act and penalties for the same.
  - Right of Interception under IT Act.
- Different offences under IT Act, 2000

### **Module IV: Digital signature and Electronic Signature**

- Concept of public key and private key
- Certification authorities and their role
- Creation and authentication of digital signature
- Concept of electronic signature certificates □Electronic Governance
- Concept of electronic records and electronic signatures
- Rules for attribution, acknowledgement and dispatch of such records

## **Module V: E Contracting**

- Salient features of E-contract
- Formation of E-contract and types
- E-mail Contracting
- Indian Approach on E-contracts

## **Module VI: E Commerce**

- E-commerce-Salient Features and advantages
- Models of E-commerce like B2B, B2C
- Indian Laws on E-commerce

## **Module VII:E-Governance**

- E Government and E Governance
- Components of E Governance
- Types of interactions in E Governance
  - G2G
  - G2B
  - G2C
  - G2E
- Benefits of E Governance
  - Governance

- Public Service
- Management

- E Governance challenges specific to India
- Legal Frame work for E Governance under IT Act
- Initiatives taken in India ( Various E Governance Programs)

### **Module VIII: Intellectual Property Issues in Cyber Space**

- Interface with Copyright Law
- Trademarks & Domain Names Related issues
- Dispute Resolution in Cyberspace

### ***References***

- Karnika Seth, Computers, Internet and New Technology Laws, Lexis Nexis Butterworths Wadhwa Nagpur.
- Nandan Kamath, Law Relating to Computer Network and E-commerce, Universal Law Publisher.
- Apar Gupta, Commentary on Information Technology Act, Lexis Nexis.
- Chris Reed & John Angel, *Computer Law*, OUP, New York, (2007).
- Justice Yatindra Singh, *Cyber Laws*, Universal Law Publishing Co, New Delhi, (2012).
- Verma S, K, Mittal Raman, *Legal Dimensions of Cyber Space*, Indian Law Institute, New Delhi, (2004)
- Jonthan Rosenoer, *Cyber Law*, Springer, New York, (1997).
- Sudhir Naib, The Information Technology Act, 2005: A Handbook, OUP, New York, (2011)
- S. R. Bhansali, *Information Technology Act, 2000*, University Book House Pvt. Ltd., Jaipur (2003).
- Vasu Deva, *Cyber Crimes and Law Enforcement*, Commonwealth Publishers, New Delhi, (2003).

	SEC: Client Counselling and Management	4
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#### UNIT 1: Communication

Meaning of communication, Types and Directions to Communication ,Approaches to Communication, Barriers to Communication, Communication Process, Email etiquettes in communication, Effective presentation and public speaking. Basics of report writing

#### UNIT 2: Personality: Meaning and Definition

Determinants of personality, Heredity, Environment and Situational Factors, Theories of personality: Trait Theory, Type Theory, Psycho Analytic Theory, Humanistic Theory and Learning Theory. Importance of appropriate dressing

#### UNIT 3: Attitude

Meaning and Definition, Types of Attitude, Formation of Attitude, Negative Attitude and objective, Building positive attitude, Situational analysis of Attitude, Perception.

#### UNIT 4: Motivation and Leadership

Motivation. Theories of Motivation, Various motives: Biological and social Motives, Motives to know and Be effective, Frustration and conflict of motives. Definition Leadership, Theories of Leadership, Characteristics of leadership.

#### UNIT 5: Client Interviewing & Legal Counseling

Meaning and significance, Different Components: listening, types of questions asked, Information gathering, Report formation. Define Legal counseling and its differentiation from general counseling, Different types of counseling.

#### **Suggested Readings:**

1. Introduction To Counseling And Guidance, Gibson and Mitchell, Pearson India
2. A Practical Approach to Client Interviewing, Counseling, and Decision-making, G.Nicholas Herman and Jean Cary, Lexis Nexis
3. Leadership And Management Development: Developing Tomorrow's Managers, Kevin Dalton, Pearson India
4. Human Resource Management, Gary Dessler, Pearson
5. Organizational Behaviour, Bhattacharyya D K , Oxford University Press

	Clinical Paper-III: Public Interest Litigation & Legal Aid Service	4
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#### UNIT 1 CONCEPT OF PUBLIC INTEREST LITIGATION 30 Marks

Learning Outcome: After completing this Unit, students will be able to discuss the different standings on which PILs are admitted and will be able to explain the differences between the adversarial and inquisitorial procedures.

Liberalisation of locus standi, suomotu intervention by the court – Epistolary jurisdiction, creeping jurisdiction – Adversarial and inquisitorial procedures – Research in support of public interest litigation.

#### UNIT 2 LEGAL AID AND PARA LEGAL SERVICES 30 Marks

Learning Outcome: After completing this Unit students will be able to describe the objects of Legal Services Authorities Act and the provisions of the Act which seek to realise these objects.

Legal Services Authorities Act, 1987.

#### UNIT 3 EXTENSION PROGRAMME 30 Marks

Learning Outcome: After completing this Unit students will have sufficient exposure to the real life conditions of the society and the problems of the common people.

The students shall take part in extension programmes like LokAdalats, Legal Aid Camps, Legal Literacy Camps, etc., under the guidance of the Course Teacher. Each student shall maintain a journal containing the details of his participation in the extension programmes.

#### SUGGESTED READINGS

1. Agrawala, S. K. Public Interest Litigation in India, Bombay: N. M. Tripathi, 2000.
2. Menon, N. R. Madhava, Clinical Legal Education.
3. Public Interest Litigation(PIL) & How to file PIL,CAVirendraPamecha, 2014

4. Public Interest Litigation (with Model PIL Formats), Dr. B.L. Wadhwa, 2014
5. Law Relating to Public Interest Litigation, R. Chakraborty (Laymanns) ,2015
6. Public interest Litigation Legal Aid And LokAdalats , by Mamtarao. 2015

**SEMESTER -VIII**

	Conciliation and Mediation	4
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Unit 1: MEDIATION AND CONCILIATION SKILLS : Learning Outcome: This Unit enables the students to learn the about the historical development of Conciliation and Mediation as progressive tools of dispensation of justice. Mediation and Conciliation skills.

Unit 2: Learning Outcome: Meaning of Mediation, Advantages, Characteristics, Appointment of Mediator, fixation of fee, restrictions on mediation, Mediation models- Med-Arb, Arb-Med, Role of Mediators, Simulation Exercises.

Unit 3: Conciliation-Meaning, conciliation as a mode of settlement of disputes, distinction between negotiation, mediation and conciliation, advantages, Appointment of conciliators, commencement of conciliation proceedings, submission of statements, communication between conciliator and the parties, Role of a conciliator, settlement agreement- status and effect. Termination of conciliation proceedings; costs and deposits, Simulation Exercises.

Unit 4: Application of Conciliation and Mediation as Techniques in dispute resolution under different Statutes

Unit 5: International Development of Conciliation and Mediation Law

**RECOMMENDED READINGS:**

1. Alternative Dispute Resolution (Arbitration, Conciliation, Negotiation & Mediation), Krishan Keshav, Singhal Law Publications
2. Arbitration and Conciliation Law of India , G.W.Kwatra, LexisNexis
3. Law Relating to Arbitration and Conciliation, P.C.Markanda, Lexis Nexis
4. Mediation Practice and Law: The Path to Successful Dispute Resolution by Sriram Panchu, Lexis Nexis

	Land Laws	4
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Module-I: Land Reform

Concept of Land Reform;

Land Reforms and India.

Module-II: Land Reforms in WB

Land Reforms in West Bengal;

Operation Barga.

Module-III: THE WEST BENGAL LAND REFORMS ACT, 1956

Definitions. (Section 2)

Raiyats: Various rights; restrictions on rights (Sections 4-7)

Pre-emption (Section- 8)

Powers of Revenue Officer (Section 9, and powers under other provisions under the Act)

Diluvated Land (Section 11)

Partition of holding among Co- sharer Raiyats (Section 14)

Restrictions on alienation of Land by Schedule Tribes (Sections 14A- 14I)

Ceiling on Holding (Sections 14J- 14Z)

Bargadars (Sections 15- 21E)

Principles of Distribution of Land (Sections 49- 49A) Page-56

Module-IV: THE LAND ACQUISITION ACT, 1894

Definitions (Section 3)

Acquisition (Sections 4- 10)

Reference to Court and Procedure thereon (Sections 18- 28A)

Acquisition of land for Companies (Sections 38A- 44B)

Module-V: THE WEST BENGAL PREMISES TENANCY ACT, 1997

Definitions (Section 2)

Eviction: (Sections 6- 7)

Fair Rent: (Sections 17- 22)

Appointment of Controller,

Additional and Deputy Controller and Registrar: (Section 39)

Final Hearing of certain applications: (Section 42)

Appeal, Revision and Review: Fair Rent: (Section 43) Bare Acts:

The West Bengal Land Reforms Act, 1956

The Land Acquisition Act, 1894

The West Bengal Premises Tenancy Act, 1997

RECOMMENDED READING:

The West Bengal Land Reforms Act. : A. N. Saha

The West Bengal Land Reforms Act. :SusantaSen

The West Bengal Land Reforms Act. : D. P. Chatterjee

	Clinical Paper : Alternative Dispute Resolution	4
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UNIT 1: ADR 20 Marks Learning Outcome: At the end of this Unit, the students would acquire the meaning of the term ADR, its necessity, objective and scope, different mechanisms of ADR, international and national perspectives of ADR.

UNIT 2: NEGOTIATION SKILLS 20 Marks Learning Outcome: At the end of this Unit, students would acquire the conceptual as well as the necessary practical approach to the art of Negotiation.

Importance of Negotiation as a method of Conflict Resolution, Negotiation Skills and Behaviour, Rule of law; Ethics and Policies, Simulation Exercises.

UNIT 3: ARBITRATION 60 Marks Learning Outcome: Upon studying this Unit, students would get the required knowledge about the legal regime on Arbitration.

Arbitration - Introduction to Arbitration– meaning, scope, concept, terminology, history of Arbitration, types of Arbitration, Arbitration agreement, seat of arbitration, Arbitral Proceedings, statement of claim and defense, Arbitral Tribunal - Composition, eligibility and qualifications of arbitrators. Termination or a mandate of arbitral Tribunal's and of arbitrators, appointment of arbitrators and filling up of vacancies, powers and functions of Arbitral Tribunal's, Arbitral award-recourse and enforcement, rules of procedure, Online Dispute Resolution, Simulation Exercises.

The course is required to be conducted by senior legal practitioners through simulation and case studies.

#### SUGGESTED READING:

1. A Practical Approach to Alternative Dispute Resolution. Stuart Sime , Susan Blake , Julie Browne: Oxford University Press, USA, 2014
2. Alternative Dispute Resolution: A Developing World Perspective. Albert Fiadjoe: Routledge, 2013.
3. Nolan-Haley, Jacqueline M. Alternative dispute resolution. St Paul, Minn : West Group, 2001.
4. Markanda, P.C. 7th ed. Law relating to arbitration and conciliation: commentary on the arbitration and conciliation act, 1996. New Delhi : LexisNexis ButterworthsWadhwa Nagpur, 2009

## Semester – IX

	Public International Law	4
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### Public International Law

#### UNIT 1: INTRODUCTION TO INTERNATIONAL LAW 8 Hrs.

Learning Outcome: On completion of this Unit students will be able to understand the nature and definition of international law and its significance along with other related aspects. The Unit will help the students to analyse the scope and ambit of this discipline.

Definition, Nature, Relationship and Difference between Public International Law and Private International Law, Importance of International Law, Theory of Law of Nature, Theory of Positivism, True Basis of International Law, Theory of Consent, Theory of Auto Limitation, Pacta Sunt Servanda, New trends.

#### UNIT 2: SOURCES OF INTERNATIONAL LAW 9 Hrs.

Learning Outcome: On completion of this Unit students will be able to analyse the various sources of international law along with its significance. The Unit also focuses on the evolving prominent sources of international law such as soft laws, jus cogens etc.

Conventions, Customs, General Principles of Law, Judicial Decisions, Works of Jurists.

#### UNIT 3: RELATIONSHIP BETWEEN MUNICIPAL LAW AND INTERNATIONAL LAW 6 Hrs.

Learning Outcome: On completion of this Unit students will be able to appreciate the enforceability and validity of international law within the national jurisdictions.

Relationship between international law and municipal law, Doctrines of Monism and Dualism, Automatic Adoption and Specific Adoption.

#### UNIT 4: LAW OF TREATIES 6 Hrs.

Learning Outcome: On completion of this Unit students will be able to understand the significance of treaties and its validity, observance and termination.

Introduction to treaty law, Conclusion of treaties, Reservations, Observance, Application and Interpretation of Treaties, Modification and Amendment of Treaties, Invalidity, Termination and Suspension of Treaties.

#### UNIT 5: STATEHOOD AND RECOGNITION 8 Hrs.

Learning Outcome: On completion of this Unit students will have clarity on states and entities similar to states that are treated as subjects of international law. The traditional and modern incidence of statehood and the concept of recognition which follows statehood are also discussed with the help of significant case laws.

Subjects of international law: Individuals, States; International Organizations; Non State Entities; Entities Sui Generis, Definition and Incidence of Statehood; Rights and Duties of States; Recognition – Theories, Modes, Effects of Recognition.

#### UNIT 6: STATE TERRITORY AND STATE SUCCESSION 6 Hrs.

Learning Outcome: On completion of this Unit students will be able to understand the concepts associated with state territory. Modes of acquisition and loss of territory and state succession also is dealt with in detail.

State Territory; Modes of Acquisition; Modes of Loss, Definition of State Succession;

Rights and Duties Arising out of State Succession

#### UNIT 7: STATE JURISDICTION AND RESPONSIBILITY 10 Hrs.

Learning Outcome: On completion of this Unit students will be able to gauge the scope and ambit of state jurisdiction, state responsibility and diplomatic and consular immunity under international law.

State Jurisdiction and Responsibility; Theories of Jurisdiction; Elements of Responsibility; Diplomatic and Consular Immunity in International Law.

#### UNIT 8: LAW OF THE SEA 10 Hrs.

Law of the Sea under UNCLOS, Territorial Sea, Contiguous Zone, EEZ, Continental Shelf and the High Seas. Exercise jurisdiction in various zones and exploitation of resources, common heritage of mankind.

UNIT 9: NATIONALITY, ASYLUM AND EXTRADITION 7 Hrs.

Learning Outcome: On completion of this Unit the learner will be able to decipher the principles related to nationality, extradition and asylum.

Nationality: Meaning; Modes of Acquisition of Nationality; Loss of Nationality; Principle of Effective Nationality (Nottebohm case); Statelessness; Extradition: Meaning; Basic Principles; Conditions; Asylum: Meaning and Definition; Conditions for seeking asylum; Relationship between Asylum and Extradition; Distinction between Asylum seekers and Refugees

UNIT 10: SETTLEMENT OF INTERNATIONAL DISPUTES 10 Hrs.

Learning Outcome: On completion of this Unit the learner will be able to understand the pacific means of settlement of disputes under international law. The jurisdiction of ICJ and other specialized chambers are also discussed in this regard.

Means of Settlement: Arbitration, Negotiation, Good Offices, Mediation, Conciliation, Enquiry; Settlement of International Disputes under the United Nations; International Court of Justice and other adjudicatory bodies.

SUGGESTED READINGS

1. Brownlie, Ian. Principles of Public International Law, by James Crawford, 8th ed. Oxford, 2012
2. Venzke, How Interpretation makes International Law, 2013, Oxford University Press.
3. Garcia-Salmones Rovira, Project of Positivism in International Law, 2014, Oxford University Press.
4. Walter et al (eds.), Self Determination and Secession in International Law, 2014, Oxford University Press.
5. Cassese, Antonio, International Law, 2nd ed. Oxford University Press.
6. Shearer, I. A. Starke's International Law. 11th ed. Eastern Book Co., 2007, Lucknow.

**Semester-X**

129176	Clinical Paper-I: Drafting, Pleading and Conveyancing	4
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## UNIT 1: DRAFTING

Learning Outcome: At the end of this Unit, students would be in a position to appreciate the quintessential norms of drafting deviation from which would scuttle the prospects of a case.

General principles of drafting, Substantive rules

## UNIT 2: PLEADINGS (CIVIL)

Learning Outcome: On studying this Unit, students will be able to write complaints as well as other civil pleadings.

Plaint, written statement, IA, OP, Affidavit, Execution Petition, Memorandum of Appeal and Revision Petition, petitions under Art. 226 and Art. 32 of the Constitution

## UNIT 3: PLEADINGS (CRIMINAL)

Learning Outcome: This Unit enables the students to understand the prerequisites of the criminal pleadings.

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

## UNIT 4: CONVEYANCE

Learning Outcome: At the end of this Unit, students would have an understanding of the principles of conveyancing and in fact draft these.

Sale Deed, Mortgage Deed, Lease Deed, Gift Deed, Promissory Note, Power of Attorney, Will, Trust Deed

## UNIT 5: LEGAL SCRUTINY REPORTS

Learning Outcome: This Unit enables the students to acquire the relevant strategies for scrutinizing the reports.

## UNIT 6: JUDGEMENT WRITING

Learning Outcome: At the end of this Unit, students would be honing the skills of judgment writing.

The course will be taught through class instructions and simulation exercises, preferably with assistance of practising lawyers/retired judges.

Apart from teaching relevant provisions of law, the course may include not less than 15 practical exercises in drafting carrying a total of 45 marks (3 marks for each) and 15 exercises conveyancing carrying 45 marks (3 marks for each exercise) remaining 10 marks will be given for via voce.

#### SUGGESTED READINGS

1. Sengupta, Ajit K. Maumdar's Law Relating to Notices. Kolkata: Eastern Law House Pvt. Ltd., 2005.
2. Mogha G. C. Mogha's Law of Pleadings in India with Precedents. 17th ed. Lucknow: Eastern Book Company, 2006 (2009).
3. Shrivastava J. M. Mogha's Indian Conveyancer. 14th ed. Lucknow: Eastern Book Company, 2009.
4. Bindra, M. S. Bindra's Pleading & Practice Vol. 1 & 2. New Delhi: Universal Law Publishing, 2010.
5. Parimeswaran, S. Law of Affidavit. New Delhi: Universal Law Publishing, 2003.
6. Rathwade, Rajaram S. Legal Drafting, Pune: Hind Law House, 2010.

#### HONOURS ELECTIVE COURSES:

#### BUSINESS & CORPORATE LAWS

	Honours Elective 1: Competition Law	4
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UNIT- 1: INTRODUCTION TO COMPETITION LAW (6 hrs.): Learning Outcomes - Concept of market, Open market- Regulated market, Market functions of role of competition law, Nature & Scope of competition law and policy, Evolution & Growth of competition law, Theoretical foundations of competition law, Competition Act, 2002- overview, definitions and ideas of agreement, dominant position, combination and effects of anti- competitive activities

UNIT- 2: FUNDAMENTALS OF COMPETITION LAW (6 hrs.): Learning Outcomes- Market definition and dimensions & Concept of relevant market, Tests for Market delineation- Demand Side Substitutability, Supply Side Substitutability, SSNIP Test, Efficiency of market and issues of

agreements, combinations, Market failure, Information asymmetry- moral hazard and adverse selection, Concept of market power, dominant position, Substantial degree of market power, Business rationale, Proscribe test, Tests for anti- competitive practices

UNIT- 3: ANTI- COMPETITIVE AGREEMENTS (08 hrs.): Learning Outcomes - Anti competitive agreements: Concept, forms and treatment in India, Parallel import, Treatment of anti- competitive agreements under USA, EU, UK, Australia

UNIT- 4: ABUSE OF DOMINANT POSITION (08 hrs.): Learning Outcomes - Abuse of dominant position: Concept, forms and treatment in India, Essential facilities doctrine, Refusal and abuse of dominant position, Pricing strategies and abuse of dominant position, Treatment of abuse of dominant position under USA, EU, UK, Australia

UNIT- 5: COMBINATIONS (6 hrs.): Learning Outcomes - Combinations: Concept, forms, reasons and regulatory framework in India, Different tests for studying the impacts of combinations in the market, Unilateral and co- ordinate effects of combinations, Foreclosure, Failing firm, Creeping acquisitions, Regulation of Cross- border combinations, Treatment of combinations under USA, EU, UK, Australia.

UNIT- 6: COMPETITION COMMISSION OF INDIA (4 hrs.): Learning Outcomes - Composition, powers and function of CCI, Role of the DG, Appellate Tribunal, Penalties & remedies.

UNIT- 7: AUTHORIZATION AND NOTIFICATION (4 hrs.): Learning outcomes - On the completion of this Unit students will have a clear understanding about the authorisation and notification in competition law, Concept of authorization and notification, Process for notification and authorization, Treatment of authorization and notification under USA, EU, UK, Australia

UNIT- 8: IPR AND COMPETITION LAW (08 hrs.): Learning outcomes - Theoretical basis of IPR and Competition law, TRIPs and its impact on competition law regime, Abuse of IPR and competition law (agreements, abuse of dominant position, combination), Doctrine of exhaustion and it's treatment, Modern trend to the conflict in IPR and Competition law

UNIT- 9: MODERN DIMENSIONS OF COMPETITION LAW( 06 hrs): Learning outcomes -

WTO and it's impacts on Competition Laws with reference to UNCTAD, International enforcement and judicial assistance, Applicability of competition law into agricultural sector, Dumping, State aid, Recession

Suggested Readings:

1. Whish, Richard. Competition Law. London: Oxford University Press, 2009.
2. Furse, Mark. Competition Law of the EC and UK. London: Oxford University Press, 2008.

3. Rijn, Alphen aan den. The Reform of EC Competition Law: New Challenges, Austin.
4. Chao, Yang-Ching. International and Comparative Competition Law and Policies India. Kluwer Law International, 2008.

	Honours Elective II : Law of Insurance	4
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**UNIT 1: INTRODUCTION (6 Hrs.):** Learning Outcome: On completion of this Unit students will have clear understanding of the business of insurance in India and the different aspects relating to insurance and the emerging trends in insurance.

Meaning of insurance and its importance, Historical background, Development and growth of insurance industry in India, Nationalization of insurance business in India, Entry of private players, Emerging trends in insurance sector – burglary and theft insurance, aviation insurance, liability insurance, group insurance, agricultural insurance.

**UNIT 2: GENERAL PRINCIPLES OF INSURANCE LAW (8 Hrs.):** Learning Outcome: On completion of this Unit students will have detailed knowledge of the basic principles of law of insurance in India. How insurance commences, the concept of premium and the risks covered under insurance. This Unit also distinguishes between Re-insurance and Insurance.

Essentials of insurance law, Provisions of the Constitution, obligations to the rural and social sector, Law relating insurance in India, Contract of insurance, Good faith, Misrepresentation, Warranties, Conditions, Indemnity and subrogation, Proximate cause, Insurance and consumer protection, Insurable interest, Commencement of insurance policy, Utmost good faith, Reinsurance, Proximate cause, Risks, Double Insurance, Premium- definition- mode of payment-days of grace-forfeiture- return of the premium.

**UNIT 3: LIFE INSURANCE (10 Hrs.):** Learning Outcome: On completion of this Unit students will be able to describe the law relating to life insurance in India. The life insurance contract and the events insured under life insurance and the persons entitled to claim life policy amount will also be dealt in this Unit.

Introduction, Formation of Life insurance contract, General nature of Life Insurance Contract, LIC Policy and Art. 14, Mutual assent, Assignment and nominations, Risk covered in life insurance, events insured in Life Insurance, circumstances affecting the risk, amount recoverable under Life Policy, Persons entitled to payment, Settlement of Claim and Payment of Money.

UNIT 4: MARINE INSURANCE (10 Hrs.): Learning Outcome: On completion of this Unit students will be able to describe the law relating to marine insurance in India.

Scope of marine insurance, Marine Insurance Act, Mixed sea and land risks, Carriage of goods by sea

UNIT 5: FIRE INSURANCE (8 Hrs.): Learning Outcome: On completion of this Unit students will be able to describe the law relating to fire insurance in India.

Condition precedent in fire insurance, Standard fire Policy, Fire claim and amount recoverable.

UNIT 6: OTHER TYPES OF INSURANCE (6 Hrs.): Learning Outcome: On completion of this Unit students will be able to describe the other types of insurance in India and the law relating to the motor vehicles and liability insurance in India.

Insurance of motor vehicles, Motor Accident Claims Tribunal, Accident Insurance. Liability Insurance.

UNIT 7: REGULATORY AUTHORITIES (6 Hrs.): Learning Outcome: On completion of this Unit students will be able to describe the regulation of insurance business in India. The scope of FDI in insurance and the relevant changes enumerated in Insurance Act 1938.

Insurance Regulatory and Development Authority, Tariff Advisory committee, Insurance Association of India, Councils and Committees, Ombudsmen, Insurance intermediaries – insurance agents, surveyors, loss assessors, third party administrators, Amendments to the Insurance Act, scope of FDI in Insurance.

UNIT 8: REGISTRATION OF INSURANCE COMPANY (6 Hrs.): Learning Outcome: On completion of this Unit students will be able to explain the requirements of registration of insurance companies and the relevant IRDA Regulations concerning the topic.

General registration requirements, capital structure requirements, Certificate of Registration, renewal, cancellation and revival, deposits, investments, submission of returns, actuary, advertisements. IRDA Regulations.

Suggested Readings:

1. Srinivasan, Principles of Insurance Law. 8th ed. Wadhva& Co, 2006
2. Jaiswal, J. V. N. Law of Insurance. Lucknow: Eastern Book Co., 2008.
3. Bhargava, B. P. (Ed.) Rajiv Jain's Insurance Law & Practice. 2nded. New Delhi: Vidhi Publishing Pvt. Ltd., 2006.
4. Singh, Avtar. Law of Insurance. Lucknow: Eastern Book Co., 2004.

5. Murthy, K. S. N. and K. V. S. Sarma. Modern Law of Insurance. 4th ed. New Delhi: LexisNexis Butterworths, 2002.
6. Srinivasan, M. N. Srinivasan's Principles of Insurance Law. 9th ed. Gurgaon: LexisNexisButterworthsWadhwa Nagpur, 2009.

	Honours Elective III : Banking Law	4
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UNIT 1: Introduction to Banking (9 hrs.)-Learning Outcome – At the end of the Unit, students will be able to understand about the evolution of the banking system in India, structure and functioning of banking institutions and the different systems of banking.

UNIT 2: Relationship between Banker and Customer (9 hrs.) Learning Outcome – The student learns about the nature of relationship between the banker and the customer and the duties a banker owes towards a customer, rights of a banker, types of accounts and the concept and principles of good lending.

UNIT 3: The Negotiable Instruments Act (9 hrs.) Learning Outcome – Nature of negotiable instrument, kinds of negotiable instruments and knowledge of associated terms, distinction between holder and holder in due course, concepts of endorsement and negotiation, inchoate stamped instrument, Crossing of Cheques, Dishonour of Negotiable Instrument.

UNIT 4: Reserve Bank of India Act (9 hrs.) Learning Outcome - Structure and functions of Reserve Bank of India, Relationship of RBI with Commercial and Non-Commercial Banks.

UNIT 5: Banking Regulation Act (7 hrs.) Learning Outcome: The student understands about the control over management, prohibition of certain activities in relation to Banking Companies, acquisition of the undertakings of Banking Companies and suspension of business and winding up of Banking Companies.

UNIT 6: Role of banking institutions in the socio-economic development (10 hrs.) Learning Outcome: The student is able to analyze the role of banking institutions in economic and social development of the country, concepts of priority lending, nationalization and current scenario, protection of stakeholders.

UNIT 7: Emerging Trends in Banking(7 hrs.) The students is introduced to the concepts of E-Governance, E-banking and its evolution and takes an overview of the present day operations in banking.

Suggested Readings:

1. Narasimham Committee report on the Financial System (1991) – Second Report (1999)
2. Information Technology Act, 2000.
3. M.L. Tannan, Tannan’s Banking Law and Practice in India (Eighth Edition-2008), India Law House, New Delhi, 2 volumes
4. Principles of Banking Law (Third Edition) [ROSS CRANSTON, QC, MP, Centennial Professor of Law, LSE]
5. SETH’S Banking Laws [commentaries on Banking Regulation Act as amended by SARFESI Act 2002 and BRA, amendment act 2007]
6. K.C. Shekhar, Banking Theory and Practice (1998) UBS Publisher Distributors Ltd. New Delhi.
7. Basu, A. Review of Current Banking Theory and Practice (1998) Macmillan

	Honours Elective IV :Financial Market Regulation	4
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Unit 1: Indian Capital Market (9 hrs. ) Learning Outcome - At the end of the Unit, the student gets an overview of the Indian Capital market and its operations, the authorities governing the markets, Securities Market Reforms and Regulatory Measures to Promote Investor Confidence and an understanding of the depository system.

Unit 2: Intermediaries in Securities Market (12 hrs.): Learning Outcomes – The students are introduced to the different intermediaries -primary and secondary, role and functions of different stakeholders, concepts of underwriting, lenders, brokers, bankers to an issue, Portfolio Managers, Debenture Trustees, Foreign Institutional Investors, Depositories, Depositories Participants, Custodians, Credit Rating Agencies, Venture Capitalists.

Unit 3: Securities and Exchange Board of India (SEBI) (10 hrs.) : Learning Outcomes – Role and powers, SEBI Guidelines for Disclosure and Investor Protection, detailed procedure for issue of various types of shares and debentures including prospectus requirement and book building.

Unit 4: Non-banking Finance Companies: (10 hrs.) Learning Outcomes - Formation and regulation of NBFCs.

Unit 5: Depositories (9 hrs.) : Learning Outcomes - An analysis of the Depositories Act, constitution, role and functions of depository, depository participants, issuers and registrars.

Unit 6: Emerging Issues and Solutions(10 hrs.): Learning Outcomes – Analyze case studies to address diverse issues related to intermediaries in the securities market.

Suggested Readings:

1. Himalaya publishing House, *Capital Market in India*, E. Gordon & H. Natarajan
2. Vikas publishing House Pvt, Ltd; *Indian Financial system*, H.R. Machiirmu
3. Bharat Law House, *Guide to Indian Capital Market*, Sanjeev Agarwal
4. Taxman Allied Service (P) Ltd, SEBI practice Manual, V.L. Iyer
5. Tata McGraw Hill, *Indian Financial Systems*, M.Y. Khan
6. Taxman, SEBI Manual

	Honours Elective V: Corporate Responsibilities and Governance	4
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Unit 1: Corporate Governance(6 hrs.): Learning Outcomes – At the end of this Unit, the students will have knowledge on the concept, need, principles and evolution of Corporate Governance.

Unit 2: Global Approaches towards Corporate Governance (8 hrs.): Learning Outcomes – At the end of this Unit, students will gain insights into the various approaches adopted towards strengthening corporate governance in USA, UK and other countries.

Unit 3: Growth of Corporate Governance in India (12 hrs.): Learning Outcomes – This Unit shall throw light on the role of various Committee Reports towards establishing and implementing corporate governance in India and trace the development of corporate governance in India through case studies.

Unit 4: Statutory Provisions (10 hrs.): Learning Outcomes – This Unit shall equip the students on statutory provisions directed towards promoting corporate governance measures in India and their outcomes.

Unit 5: National Voluntary Guidelines on Social, environmental and Economic Responsibilities of Business: Learning Outcomes (6 hrs.)- At the end of this Unit, students shall be equipped with the understanding of Guidelines on social, environmental and economic responsibilities of business

Unit 6: CSR (8 hrs.): Learning Outcomes – The students shall be introduced to statutory provisions on CSR and its implementation.

Unit 7: Case Studies (10 hrs.): Learning Outcomes - The students will be analyzing adopting case discussion methods and presentations on approaches of companies towards enabling corporate governance and corporate responsibilities.

Suggested Readings:

1. Saleem Sheikh & William Rees, Corporate Governance & Corporate Control, Cavendish Publishing Ltd., 1995
2. Corporate Governance (IICA) By Taxmann.
3. Corporate Governance And Fraud Risk Management In India by Balwinder Singh, Pearson India
4. Corporate Governance: Principles and Practices by Sandeep Goel, McGraw Hill

	Honours Elective VI: Mergers and Acquisitions	4
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Unit 1: Corporate Restructuring (12 hrs.): Learning Outcomes - At the end of this Unit, the students understand the meaning and need for corporate restructuring, evolution of the concept, types of corporate restructuring and barriers to corporate restructuring.

Unit 2: Mergers (12 hrs.): Learning Outcomes - At the end of this Unit, students gain knowledge on concept, motive and process of Mergers and Acquisitions guided by recent Examples of M & A in India, concept of de-merger and reverse merger.

Unit 3: Legal issues (12 hrs.): Learning Outcomes – At the end of this Unit, students will be aware of various statutory provisions – Companies Act, 2013, SEBI Buyback of Securities Regulations, SEBI (Substantial Acquisition of shares and Takeover Regulations), SEBI (Delisting of Securities) Guidelines, Provisions of Income Tax Act, Competition Act for M & A

Unit 4: Takeover, Divestiture (8 hrs.): Learning Outcomes – Students will know about these concepts, their benefits and disadvantages.

Unit 5: Case Studies in Mergers & Acquisitions (16 hrs.): Learning Outcomes – At the end of this Unit, students will be able to analyze the legal perspective of mergers and acquisitions through real life examples and discussions.

Suggested Readings:

1. Aurora, Shetty, Kala on Mergers and Acquisitions, Oxford
- 2 M.Y. Khan, P.K. Jain on Financial Management , TMH
- 3 Sudi Sudarsanam, Creating Value from Mergers and Acquisitions, PHI
- 4 P. Rajesh Kumar, Mergers & Acquisitions, TMH
- 5 Prasant Godbole, Mergers, Acquisitions and Corporate Restructuring, Vikas Publication
- 6 Prasanna Chandra Financial Management: Theory and Practice, TMH Latest
- 7 Bhagaban Das, Debdas Rakshit, Sathya Swaroop Debashish, Corporate restructuring: Merger, acquisition and other forms, Himalaya
- 8 Pradip Kumar Sinha, Mergers, Acquisitions and Corporate Restructuring Himalaya

	Honours Elective VII :Bankruptcy and Insolvency	4
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Unit 1: Introduction to Insolvency and Bankruptcy Regime in India (10 hrs.) : Learning Outcome: Insolvency and Bankruptcy: Social, Legal, Economic and Financial Perspectives, Need for Insolvency and Bankruptcy Code: Exploring the rationale and objectives

Unit 2: Authorities and Enforcement Mechanism in IBC 2016(10 hrs.): Learning Outcome: Role of Adjudicating Authorities, role of the Insolvency and Bankruptcy Board of India (IBBI), Appellate Authorities and analysis of some important cases

Unit 3: Corporate Insolvency Resolution Process (CIRP)(10 hrs.): Learning Outcome: Initiating an application for Resolution and role of Interim Resolution Professional, Committee of Creditors: Powers, Duties and Processes, Information Memorandum and Resolution plan

Unit 4: Liquidation Process(10 hrs.): Moving from Resolution to Liquidation, Voluntary Liquidation

Unit 5: Insolvency of Individuals and Partnership firms (10 hrs.)

Unit 6: Emerging Issues and Development – Discussion on important case decisions(10 hrs.)

Suggested Readings:

1. The Insolvency and Bankruptcy Code, 2016
2. Report of the Bankruptcy Law Reforms Committee
3. Practical Aspects of Insolvency Law, ICSI
4. Insolvency and Bankruptcy Code of India, Dr, Ashish Makhija, Lexis Nexis

	Honours Elective VIII: International Trade Law	4
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Unit-I:

Introduction of International Trade Law

- a. Economics of International trade
- b. Trade Theories
- c. International aspects of import -export trade
- d. International treaties for bilateral trade
- e. Sources and Principles of International Trade Law

Unit-II:

Development of International Trade: GATT 1947 - WTO 1994

- a. Historical evolution of GATT ( General Agreement of Tariff & Trade) & WTO
- b. Marrakesh Agreement & decision making process
- c. GATT 1994
- d. WTO authorities
- e. Sources of WTO law

Unit-III:

WTO Agreements

- a. Agreement on Agriculture
- b. Agreement on Subsidies and Countervailing Measures
- c. Agreement on Anti-Dumping
- d. General Agreement on Trade in Services

#### Unit-IV:

##### India & WTO

- a. Obligations of India to meet WTO requirements b. Amendments to domestic law
- c. Impact of India-Uruguay Round-Doha Round-Bali Round d. Trade Negotiations Committee e. Environment & Climate change f. Economic impact of FDI

#### Unit-V

##### Dispute settlement mechanism under WTO

- a. Dispute between members b. Procedure for filing complaints c. Appellate body
- d. Measures & counter measures by parties.

#### Suggested Readings:

1. Raj Bhalla, International Trade Law: Theory and Practice
2. A.K.Kaul, Guide to the WTO and GATT: Economics, Law and Politics
3. Indira Karr- International Trade law
4. Dr. S.R. Myneni, International Trade Law (International Business Law)
5. Simone Schnizer- Understanding International Trade Law

## HONOURS ELECTIVE COURSES

### CRIME AND CRIMINOLOGY

	Honours Elective I: INTRODUCTION TO CRIMINOLOGY	4
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#### Unit I

#### Crime and Criminology

- Fundamental principles of crime- the concept of crime, crime and morality
- Actus reus, mens rea, application of mens rea, Perception of crime in ancient times.

#### UNIT II

#### **Meaning, nature & scope of the study Criminology:**

Definition and scope of Criminology, Radical criminology, Green criminology, is it a science or not? Significance of the subject  
Relation of criminology with social science

#### Unit III

#### **Schools in Criminology:**

(1) Pre-classical (2) Classical (3) Neo-classical, (4) Socialist (5) Geographical (6)  
Italian and body type (Typological) (7) Psychological (8) Multiple Causation

#### Unit IV

#### **Theories of criminology**

- Different theories of criminal behaviour--- bio-anthropological theories, sociological theory, economic theory, marxist view
- Sutherland's Differential Association Theory
- Bonger's Economic Theory

- Atavists theory of Lombroso- Its criticism by Ferri and Garafalo

**Unit V**

**Etiology of Crime:**

(1)Biological factors (2) Psychological factors (3) Cultural areas as factors of crime (4) The home and family factors (5) Social institution (6) Public agencies of communication

**References:**

1. Maguire, Morgan and Reiner, *The Oxford Handbook of Criminology*,
2. Ahmed Siddiqui, *Criminology: Problems and Perspectives*, Eastern Book Co. Lucknow
3. N. V. Paranjape, *Criminology & Penology*, 12<sup>th</sup> Edition, Central Law Publications, Allahabad
4. Frank Hagen, *Introduction to Criminology*
5. R,Deb, Principles of Criminology
6. Sutherland & Cressey, Criminology

	Honours Elective II: PENOLOGY	4
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**Unit – I**

**Introduction to Penology**

1. Concept and meaning of punishment
2. Theories of punishment
3. Kinds of punishment

#### 4. Changes in punitive philosophy

### **Unit – II**

#### **Criminal justice administration**

- Adversarial and inquisitorial justice
- Correctional Administration – the functionaries
- Police, court, model prison, modern rehabilitative measures—alternatives to incarceration
- Treatment of offenders/ after care and rehabilitation through--Probation, parole, open prison etc.

### **Unit III**

#### **Sentencing & Punishment**

- Sentencing policy , international trend,
- Trend of the Indian judiciary
- Factors to adjudicate on sentencing-aggravating and mitigating factors

### **Unit IV**

#### **Prison Administration**

1. Concept and meaning of prison
2. History of prison in India and abroad.
3. Prison structure and prison management.
4. Prison reforms.

### **Unit –V Capital Punishment**

1. Capital punishment in India-past to present
2. Arguments of Abolitions and Retentionist of capital punishment.

3. Classification of prisoners.
4. Prisonization

**References:**

1. Tappan : Contemporary corrections.
2. Tappan : Crime Justice and corrections.
3. Johnson : Crime, correction and society.
4. Vidhya Bhushan : Prison Administration in India .
5. Khan M. Z. : Work on jail inmates
6. Ram Ahuja : Sociological criminology
7. Probation services in Criminal Justice Administration ,Prof N.K. Chakrabarti

	Honours Elective III: VICTIMOLOGY	4
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**Unit I**

**Victim and victimization**

1. Concept, Nature & Related Issues
2. Historical Development of Victimology
3. Key Concepts in Victimology: Victim Precipitation, Victimization Proneness, Victim Responsiveness, Victim Psychology
4. Psycho-dynamics of Victimization
5. Primary Victimization, Secondary Victimization, Tertiary Victimization, Victim Vulnerability
6. Patterns of Victimization: Victims of Crime, Victims of Abuse of Power
7. Victimless Crimes

**Unit II**

**National and International concerns for victims of crime**

1. U.N. Declaration on Basic Principles of Justice for Victims of Crime and Abuse of Power (1985)
2. World Society of Victimology
3. Status of Victims in Criminal Justice System- National Policy Concerns and State Initiatives for Victims of Crime in India
4. Judicial Response

### **Unit III**

#### **Victim Compensation**

1. Rights of Victim, Restitution and Rehabilitation of Victims
2. Compensation for Victims of Crime and Abuse of power - An International Perspective
3. Compensation to Victims of Crime: Legislative Framework in India
4. Recommendations of Justice Malimath Committee with respect to compensation to victims of crime
5. Judicial Trends in Compensatory Jurisprudence

### **Unit IV**

#### **Victim Assistance**

1. Assisting victims during crime investigation and trial
2. Legal aid to victims of crime
3. Prevention of Victimization -Role of citizens and voluntary organizations -Counseling, guidance and rehabilitation of special kinds of victims of crime and abuse
5. National Organization for Victim Assistance (NOVA), USA & Victim Witness Assistance Programs.
6. Introduction to Restorative Justice System

#### **1. Suggested Reading**

1. Ahmed Siddique's Criminology, Penology & Victimology
2. N.V. Paranjape's Criminology, Penology & Victimology
3. Pillai, Criminal Law
4. K.D.Gaur, Cases and Materials on Criminal Law

5. Singh Makkar, S.P, 1993, *Global perspectives in Victimology*, ABC Publications, Jalandar.
6. Rajan, V.N, 1981, *Victimology in India: An Introductory Study*, Allied Publishers, New Delhi.
7. Devasia, V.V, 1992, *Criminology, Victimology and Corrections*, Ashish Publishing House, New Delhi.

References:

Frank Hagen's An Introduction to Criminology

1. Sutherland and Cressey, *Criminology*
  2. Schur, Edwin, M, 1965, *Crimes without victims*, Prentice Hall. Inc.
  3. Sparks, Richard F, Genn, Hezel G, Dodd, David. J, 1997, *Surveying victims*, John Wiley and Sons' Ltd.
  4. Geiser, Robert. L, 1979, *Hidden Victims*, Beacon Press, Boston.
- Parsonage, William H, 1979, *Perspectives on Victimology*, Sage Publications.

	Honours Elective IV: SOCIO-ECONOMIC OFFENCES	4
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**Unit 1: Introduction**

Nature of Socio- Economic Justice, Rise of economic Offences, Difference between economic Offences & Other Offences, Types of Economic Offences, An Overview of Economic Legislations in India.

**Unit 2: Impact of Capital Market Frauds on the Economy**

Capital Market in India & Need for Reforms, Economic Offences in Capital Market: Price Manipulation, Vanishing Companies & Insider Trading, The Dawn of Different Scams in India & their Impact on the Indian Economy: Harshad Mehta Scam, Ketan Parekh Scam, Saradha Fund Scam, Rose Valley Scam & Sahara Scam & Organizations Regulating Securities Markets in India.

**Unit 3: Organized Crimes**

Relevant Provisions of: The Prevention of Food Adulteration Act, 1954, Food Safety & Standards Act, 2006, Narcotic Drugs & Psychotropic Substances Act, 1985, Drugs & Cosmetics Act, 1940, & The Protection of Civil Rights Act, 1955.

#### **Unit 4: Offences against Marginalized Groups**

Relevant Provisions of: The Maintenance and Welfare of Parents and Senior Citizens Act, 2007, The Scheduled Castes and Schedule Tribes (Prevention of Atrocities) Act, 1989, The Rights of Persons with Disabilities, 2016 & The Prohibition of Employment of Manual Scavengers and their Rehabilitation Act, 2013.

#### **Unit 5: Investigation & Prosecution**

Relevant Provisions of: The Central Vigilance Commission (CVC) Act 2003, Central Bureau of Investigation (CBI), Central Investigation Department (CID) & the International Agencies: Interpol, RAW.

Suggested Reading:

#### **Text Books:**

1. Dr. Shivani Mohan, Economic Offences in India Impact Analysis
2. Singhal's Socio Economic Offences
3. Dr. Nuzrat Parveen Khan, Socio Economic Offences
4. Dr. B.K. Sharma, A Treatise on Economic & Social Offences
5. Joginder Singh, Inside CBI
6. J.C. Chaturvedi, Police Administration and Investigation of Crime

7. V.K. Singh, India's External Intelligence: Secrets of Research and Analysis Wing RAW

	Honours Elective V: Biology and Psychology of Crime	4
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Unit – I

Heredity :

Definition and scope of heredity, Genes, Chromosomes, Mendal's Law of Heredity, Genotype, Phenotype. XYY Syndrome and crime.

Unit – II

Heredity and crime :

Study of family Genology, study of twins, Endocrine glands and crime, Heredity against ecology.

Unit – III

Biogenic Theories :

1. Evolutionary Atavism theory - Lombroso
2. Gorings theory - Charles Goring
3. Hooton's theory - Hooton
4. Physiological make up theory - Sheldon

Unit – IV

Psychogentic theories :

1. Psychological theory - Gaddard
2. Psychiatric theory - William Healy
3. Psychoanalytical theory - Freud, Adler, Abraham's etc.

Unit – V

1. Mental Problems
2. Conflict - Definition and Types
3. Frustration - Reactions, Relations, Effect, adjustment.
4. Feeble mindedness.
5. Psychopathic personality.

References:

1. Vold G. : Theoretical Criminology
2. Sutherland and Cressy : Principles of Criminology
3. Page J.D. : Abdnormal Psychology
4. Brown : Psychodynamics of Abnormal Behavior
5. Abrahamson : Psychology of crime
6. Shanmugam T.E. : Abnormal Psychology
7. Frielender : Psychoanalytical approach and juvenile Delinquency
8. Ram Kumar Varma : Asamanya Manovigyan
9. Labh Singh : Abnormal Psychology
- 10 Ahuja Ram : Social Criminology

	Honours Elective VI: White Collar and Corporate Crimes	4
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Module 1

- (a) Evolution of the Concept of Economic Crimes
- (b) Emergence of Economic Crimes in India

## Module 2

(a) White Collar Crime: Definitional issues, Sutherland's Definition of White Collar Crimes, Relationship with other types of crimes, Blue Collar Crime, Corporate Crime, Organized trans-national Crime, Occupational Crime

(b) Rationalization of White Collar Offences

## Module 3

Development of the Corporate crime, Impact of Industrial Revolution and advancement of technologies and scientific developments on corporate crimes.

Nature, Extent and consequences of corporate corruption, Prominent patterns and incidences, Corporate Tax Evasion

## Module 4

(a) Theories of Corporate Criminal Liability :Theory of Vicarious Liability, Identification Theory, Aggregation Theory

(b) Analysis of corporate criminal liability in India, USA & UK

## Module 5

Study of selected legislations in India

(a) Provisions in the Companies Act 2013 to prevent corporate frauds.

(b) The Prevention of Corruption Act,1988

(c) The Prevention of Money Laundering (Amendment)Act 2012

(d) Food Safety and Standards Act,2006 and Food Safety and Standard Rules,2011

### *Suggested Readings:*

1. S.P. Singh, Socio- Economic Offences (1st Ed., 2005, Reprint 2015)
2. Ahmed Siddiqui, Criminology: Problems and Perspectives (4th Ed., 1997)
3. Seth and Capoor, Prevention of Corruption Act with a treatise on Anti- Corruption Laws (3rd Ed., 2000)
4. C. Mehanathan, Law on Prevention of Money Laundering in India (2014)
5. N.V Paranjape, Criminology, Penology with Victimology, 16th Ed., 2014, Central Law Publication

	Honours Elective VII: International Criminal Law	4
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#### Module –I

1. Introduction
2. Individual Responsibility: Historical Development (a) Treaty of Versailles, (b) Nuremberg & Tokyo Trials (c) Genocide Convention, 1948, (d) Geneva Convention, 1949, ILC Draft Code of Crimes against the Peace and Security of Mankind
3. State Sovereignty and International Criminal Law
4. General Principles of International Criminal Law

#### Module II

1. War Crimes
2. Crimes Against Humanity
3. Genocide
4. Crimes of aggression
5. Other Crimes(Torture and Terrorism)
6. Modes of Criminal Responsibility and Defences,

#### Module III :

1. International Criminal Court
2. ICC Jurisdiction over the Nationals of Non-States parties
3. International Criminal Tribunal for Yugoslavia (ICTY)
4. International Criminal Tribunal for Rwanda (ICTR)

#### Module IV

1. The Iraqi Special Tribu
2. Universal Jurisdiction

3. Special Court for Sierra Leone
4. Extraordinary Court for Cambodia
5. Response of South Asian Countries to the ICC
6. Indian Perspectives on the ICC
7. The Future of International Criminal Law

*Suggested Readings:*

1. Cassese, Antonio, International Criminal Law (Oxford University Press, London, 2008) ed.2nd
2. Schabas, William A., An Introduction to the International Criminal Court, (Cambridge University Press, Cambridge, 2001)
3. Elies van Siledregt, Individual Criminal Responsibility in International Law
4. Hannah Arendt, Eichmann in Jerusalem

	Honours Elective VIII: Offences Against Women & Children	4
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## MODULE I

Various offences against women in India:

1. Offences Affecting Public Decency & Morals.
2. Offences against human body (marital rape)
3. Offences related to marriage & cruelty
4. Law related to Dowry Prohibition & Domestic Victimization of Women
5. Termination of pregnancy and related privacy concerns. violence
6. Prevention of Immoral Trafficking and Forced Prostitution

### Module II

Major provisions of Legislations protecting Women against Offences:

- The Indecent Representation of Women (Prohibition) Act, 1986.
- The Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013.

- The Dowry Prohibition Act, 1961.
- Protection of Women from Domestic Violence Act, 2005.

### Module III

Crime against Children under Indian Penal Code.

- 1)Infanticide (Section 315 IPC)
- 2)Rape Unnatural Offence (Section 377 IPC)
- 3) SEXUAL ABUSE OF CHILDREN
- 4)Kidnapping & Abduction
- 5)Abetment of Suicide of Child
- 6)Exposure and Abandonment of child
- 7)Procurator of Minor Girls
- 8)Importation of Girls from Foreign Country
- 9)Buying of Minors for Prostitution
- 10) Selling of Minors for Prostitution

### Module IV

Protection to Children against Offences under Special and Local Laws:

- i)Prohibition of Child Marriage Act, 2006
- ii) Transplantation of Human Organs Act 1994(for persons below 18 years of age)
- iii) Child labour (Prohibition & Regulation) Act, 1986
- iv)Immoral Traffic (Prevention) Act, 1956
- v)Juvenile Justice (Care & Protection of Children) Act, 2015
- vi)Protection of Children from Sexual Offences Act, 2012

### *Suggested Readings:*

- 1.Indian Penal Code- Ralanlal Dhirajlal-Wadhwa
- 2.SITA (Suppression of Immoral Trafficking in Women)
- 3.Domestic Violence Act, 2005 – Dr. Preeti Mishra
4. Lawyers collective, Law relating to sexual harassment at work place- Universal Delhi.

5. Krishna Pal Malik, Women & Law, Allahabad Law Agency
6. Manjula Batra, Women and Law, Allahabad Law Agency.
7. Harijit S. Sandhu : Juvenile Delinquency – Causes, control and prevention
8. Darshan Kumar : Juvenile Delinquency