

DETAILED SYLLABUS OF
2 YEAR LL.M COURSE
w.e.f. 2014-2016 Session

SEMESTER I

PAPER LM 1.1 (COMPULSORY)

MARKS 100

JURISPRUDENCE

1. Definition, Nature, Scope and Importance of study of Jurisprudence
2. Positivism and Analytical Theories of Law
 - a. Jeremy Bentham's Utilitarianism and Analytical Positivism
 - b. Austin's Theory of Law
 - c. Analytical Positivism and Indian Legal System
 - d. Kelson's Pure theory of Law
3. Natural Law Theories
 - a. Historical development in Ancient, Medieval and Renaissance Period
 - b. Twentieth Century Natural Law Revival
 - c. Hart on Natural Law
 - d. Fuller and Morality of Law
4. Sociological Jurisprudence
 - a. Roscoe Pound's Theory of Social Engineering and Theory of Interest
 - b. Theories of Duguit and Ihering
5. Historical and Anthropological Theories
 - a. The German Historical School- Savigny's Volksgeist Theory
 - b. The English Historical School- Sir Henry Maine
6. American Realism
7. Law and Morality- Relationship and Enforcement of Morality by Law- Hart- Devlin Debate
8. Feminist Jurisprudence – Liberal, Socialist and Radical Feminism
9. The critical Legal Studies Movement – Post- Modernist Jurisprudence
10. The Concept of Justice, Basis of Justice and relation between Law and Justice, Problem of Power

Books Recommended :

1. Friedman – Legal Theory
2. Dias – Jurisprudence
3. Bodenheimer – Jurisprudence : The Philosophy and Method of Law
4. Salmond – Jurisprudence
5. G.W.Paton – Jurisprudence
6. S.N. Dhyani – Fundamentals of Jurisprudence
7. V.D.Mahajan – Jurisprudence
8. Dr S K Tiwari – Jurisprudence : Legal Theory and elements of Law
9. B N Mani Tripathi – Jurisprudence and Legal theory

GROUP A (CORPORATE LAW)

PAPER LM 1.2

MARKS 100

LAW OF CORPORATE MANAGEMENT AND GOVERNANCE

I. Corporate Incorporation and Management

1. (i) Certificate of Incorporation
(ii) Memorandum and Articles of Association
(iii) Doctrine of Ultra Vires
(iv) Doctrine of Indoor Management
- 2.(i) Directors: Appointment, Removal, Position, Powers and Duties of Directors.
(ii) Audit Committee: Its Role.
(iii) Company Secretary: Qualification, Appointment and Duties
(iv) Officer who is in default: Definition of Officer who is in default
(v) Liability of independent directors.
- 3 (i) Types of Meetings
(ii) Procedure of calling meeting
(iii) Company's resolutions and its kinds

II: Oppression & Mismanagement and Investigation

1. (i) Rule in Foss v. Harbottle
(ii) Prevention of Oppression
(iii) Prevention of Mismanagement
(iv) Role & Powers of the Company Law Board
(v) Role & Powers of Central Government
2. (i) Company Investigation

III: Corporate Liquidation

1. (i). Winding up of Companies
(ii). Mode of winding up of the companies
(iii). Compulsory Winding up under the Order of the Tribunal
(iv). Voluntary winding up
(v). Contributories
(vi). Payment of liabilities

IV: Corporate Governance and Social Responsibility

1. (i) Importance of Corporate Governance
(ii) Different system of Corporate Governance
(iii) Impact of Legal Traditions and the Rule of Law on Corporate Governance
(iv) Legal Reforms of Corporate Governance in India
(v) Reports of the various Committees on Corporate Governance
(vi) Emerging Trend based on the recommendation of the Committees in the Companies Act 1956 and the Listing Agreement with Special reference to Clause 49.
2. (i) Corporate Social and Environmental Responsibility

Books Recommended :

1. Smith and Keenan's, *Company Law* (2002)
2. Andrew Lidbetter, *Company Investigations ad Public Law* (1999)
3. Saleem Sheikh & William Rees, *Corporate Governance & Corporate Control* (2002).
4. Avtar Singh, *Company Law*, 2007 Eastern Book Company, Lucknow.
5. Gower's *Principles of Company Law* 8th Edition 2008, R. Cambray & Co. Pvt. Ltd.
6. Smith and Keenan's *Company Law*.
7. S. K. Verma & Suman Gupta, *Corporate Governance and Corporate Law Reform in India*. (2005).
8. Companies Act, 1956
9. Suman Gupta: *Shareholder's Democracy: Fact or Fiction*. (1992)

COMPETITION AND CONSUMER PROTECTION LAWS**UNIT - I**

- 1. Competition: An Introduction**
 - Definition of Competition
 - Definition of Competition Law
 - Objectives of Competition Law

- 2. History of Competition Law**

(USA, UK, Europe) Relevant provisions of Sherman's Act

 - Indian scenario with an overview of MRTP Act, 1969
 - *Raghavan* Committee Report

- 3. International co-operation for competition**
 - WTO agreements and the Act

UNIT - II

- 1. Anti-competitive Agreement**
 - Appreciable adverse effect
 - Horizontal and Vertical agreements
 - Effects doctrine

- 2. Prohibition of anti-competitive agreements**
 - Concerted practices and parallel behaviour
 - Cartel and Cartelisation
 - Bid rigging and collusive bidding
 - Tie-in-arrangements
 - Exclusive supply agreement
 - Resale price maintenance agreement

- 3. Abuse of Dominant Position**
 - Relevant market
 - Predatory behaviour
 - Predatory pricing
 - Discriminatory practices
 - Relevant market

UNIT - III

- 1. Combination**
 - Value of Assets
 - Turnover
 - Acquisition
 - Conglomeration
 - Joint Venture
 - Merger and Amalgamation
 - Notification

2. Competition Commission of India

- Establishment and composition
- Duties
- Procedure for inquiry
- Powers
- Competition fund

3. Competition Advocacy

- Competition Policy

UNIT - IV

Consumer Protection Act, 1986 and its applicability to Competition Law

- Definition of Consumer
- Definition of Service
- Deficiency in Service
- Unfair Trade Practices
- Overlapping areas

Books Recommended:

1. Mittal D.P., *Taxmann's Competition Law* (2007)
2. *Universal Guide to Competition Law in India-2003*, Universal Law Publishing Company, New Delhi.
3. Ramappa. T., *Competition Law in India- Policy, Issues and Development* (2006) Oxford University Press.
4. Nahar. S. Mahala, *Law, Practice and Procedure (2006)*, Commercial Law Publishers.
5. Dhall .Vinod, *Competition Law Today*, (ed.) 2007, Oxford University Press
6. Bangia R.K., *A Handbook of Consumer Protection Laws and Procedure*, 2004, Allahabad Law Agency.
7. Singh Avtar, *Law of Consumer Protection; Principles and Practice*, 2005, Eastern Book Company.
8. Verma S.K. & M.Afzal Wani, *A Treatise on Consumer Protection Laws*, (ed.) 2004, Indian Law Institute.
9. Anoop K. Kaushal, *Universal's Practical Guide to Consumer Protection Law*, 2006, Universal law Publishing Company, New Delhi.
10. Pavleen, *Consumer Decision- Making*, 2006, Deep & Deep Publication.
11. Aggarwal, Prof. V. K., *Consumer and Protection Law and Practice*, 6th Ed. (2008).

GROUP – B (INTERNATIONAL LAW)

PAPER LM 1.2

MARKS 100

PUBLIC INTERNATIONAL LAW

- 1) Historical Background and Theoretical Foundation of International Law
- 2) Codification and Progressive Development of International Law
- 3) Relationship between International Law and Municipal Law – Indian Practice
- 4) Nature and Functions of State under International Law, State Responsibility, State Succession
- 5) Diplomatic and Consular Relations – The Vienna Convention on Diplomatic Relations, 1961
- 6) Law Relating to Outer Space
- 7) Law of Seas
- 8) War Crimes, Crimes against Peace and Humanity, Role of the ICC
- 9) Law of Neutrality
- 10) India and International Law – A Review

Books Recommended :

- 1) O. Connel, D.P. – International Law, Vol. I & II
- 2) S.K. Agarwal (Ed.) – Essays on the Law of Treaties (1972)
- 3) Roselyn Higgins – The Development of International Law through the Political Organs of the UN (1963)
- 4) D.J. Harris – Cases and Materials on International Law (Third Ed. 1983)
- 5) Francis M. Sekandi (Ed.) – New Horizons in International Law (Second Revised Edition)
- 6) George Schwarzenberger – International Law
- 7) Brownlie – Principles of Public International Law, 4th Edn. 1990
- 8) Rebecca, M. Wallace : International Law
- 9) Melcolm N. Shaw : International Law
- 10) Martin Dixon and Robert : Cases and Material on International Law Mc. Corquodale
- 11) Shabled Rosemat – Developments in the Law of Treaties
- 12) H. Lanterpacht (Ed.) – Oppenheim : International Law, Vol. I & II, 7th Edn.(1952)
- 13) Schwarzenberger – The Law of Armed Conflicts, Vol. I & II
- 14) J.G. Starke – Introduction to International Law
- 15) John F. Murphy – The Evolving Dimensions of International Law (Cambridge, 2010)

PRIVATE INTERNATIONAL LAW

- 1) Scope and Nature of Private International Law
- 2) Theories of Private International Law
- 3) Jurisdiction
- 4) Exclusion of Foreign Law and Sovereign Immunity
- 5) Family Law
- 6) Law of Property
- 7) Law of Obligations
- 8) India And Private International Law – The Practices

Books Recommended :

- 1) Dicey – Conflict of Laws
- 2) Cheshire – Private International Law
- 3) Paras Diwan – Private International Law, Indian and English
- 4) Lakshmi Jambholkar (Ed.) – Select Essays on Private International Law (2011)

GROUP C (INTELLECTUAL PROPERTY LAWS)

PAPER LM 1.2

MARKS 100

IPR : JURISPRUDENTIAL DEVELOPMENT

1. Origin and Genesis of IPR
2. Theories of IPR- Locke's, Hegel and Marxian
3. IPR in Ethical, Moral and Human Rights perspective ,
4. Nature and Concept of IPR (Individual & Collective)
5. Importance of IPR in knowledge based Market Economy
6. Different forms of IPRs ; Comparative study with physical property.

IPR : INTERNATIONAL PERSPECTIVE

1. Internationalisation & Protection of Intellectual Property
2. Paris Convention, Berne Convention, WIPO, GATT, WTO, TRIPS & TRIMS
3. Benefit Sharing- International treaty on Plant, Genetic resources for food and Agriculture
4. Development of WIPO on traditional knowledge and cultural expression
5. Intellectual Property, Competition Issues and FDI
6. Patentability of Biotechnology – Global Development
7. Protection of Geographical Indication – Global Perspective
8. On-line Copyright Infringement and Liability of ISP
9. Convention on Biological Diversity, Protection of Traditional Knowledge, Rights of Indigenous people, transfer of technology, Multinational ownership.

Books Recommended :

- 1) Melville B. Nimmer - Copyright and other Aspects of literary , musical and Artistic Works, 2nd Edn.
- 2) Baxi, U.The Law of Intellectual Property : Copyright law in India (1989)
- 3) P. Narayanan - Copyright and Industrial Design, 2nd Edn. 1995.
- 4) P. Narayanan - Trademark, Trade name and Passing off Cases 2nd Edn. Vol. I & II,1997.
- 5) Thairani, K- Copyright : The Indian Experience (1987).
- 6) Lal's Copyright Act, 3rd Edn. 1995 Law Publications .

GROUP – D (ENVIRONMENTAL LAW)

PAPER LM 1.2

MARKS 100

INTERNATIONAL ENVIRONMENTAL LAW – I

Unit – 1 : Reasons for growth of environmental law internationally.

- I) International Environmental Campaigns

Unit – 2 : World Summit in 20th century

- I) The United Nations Conference on Human Environment, 1972 (Stockholm Conference)
 - a) Framework of the Conference
 - b) Aims and Objectives
 - c) United Nations Declaration on the Human Environment, 1972
- II) The United Nations Conference on Environment and Development, (UNCED) (Earth Summit, 1992).
 - a) Framework of the Conference
 - b) Aims and Objectives
 - c) Earth Charter or Rio Declaration
 - d) Agenda 21 : Blue Print for action in 21st century
 - e) Earth Summit Plus Five

INTERNATIONAL ENVIRONMENTAL LAW – II

Unit – 1 : Sustainable Development and International Legal Order in 21st Century

- a) Johannesburg Declaration (2001)
- b) Rio + 20 (2012)

Unit – 2 : Major International Environmental Agreements on –

- a) Global warming
- b) Radioactive pollution
- c) Wetland conservation
- d) Climate change
- e) Conservation of Biosphere

Unit – 3 : World Charter for Nature 1982; Our Common Future (Report of WCED)

Unit – 4 : UNEP; Characteristics; Role; Functions, IPCC

Unit – 5 : Environmental Obligations

- a) International Financing Policy
 - i. Global Environment Facility
 - ii. World Environment Fund
 - iii. Global Environmental Monitoring System (GEMS)
- b) Millennium Development Goals 2000
- c) The Future We Want

Unit – 6 : Global Environmental Issues and their Legal Order

- a) Climate Change
- b) Oil Pollution
- c) Ozone Layer Depletion
- d) Transboundary Pollution
- e) Pollution of Sea and Marine Resources
- f) Food Pollution

GROUP E (CRIMINAL LAW)

PAPER LM 1.2

Marks 100

CRIMINAL JUSTICE SYSTEM

I A) Crime

- a) Concept, Nature, Definition and Characteristics of Crime.
- b) Development of Criminal Law and Criminal Justice System during British period and post independent period.
- c) Theories of Crime
- d) Sociology of Crimes.

B) Criminology

- a) Definition of Criminology - Social, Psychological and Legal approaches
- b) Nature and scope of Criminology

C) Principles of Criminal Jurisprudence

- a) Adversarial (Accusatorial) and Inquisitorial System
- b) Recommendations of Malimath Committee Report- Shift from Co-ordination in Criminal Justice system, from 'justice model' to crime control model'.
- c) How the burden of proof shifts as per the nature of crime?

II Crime trends and Crime Prevention

Social Change, Deviance and Disorganization

- a) Who is a Criminal
- b) Crimes against person
- c) Crimes against property
- d) Crime, Social Control and Crime Prevention
- e) Community and Crime Prevention
- f) Crimes under Special Law and its jurisdictional aspect (Dowry Prohibition Act, Prevention of Atrocities Act, Electricity Act, 2003).

III Criminal Liability: Precepts and Principles

- a) Evolution of civil and criminal Liability from common liability for 'Wrongs'
- b) Elements of Criminal Liability of the crime, contemplation, preparations, attempt and commission.
- c) Mensrea - (intention) recklessness, malice, negligence, inchoate offences.
- d) Mensrea under the IPC
- e) Exemptions from criminal liability
- f) Strict Liability.
- g) Principles of Group or Joint Liability:
- h) Vicarious and Corporate Liability

IV Victimology

- a) The concept of victimology
- b) Rights of Victims. Protection to Victims under Criminal Law
- c) Victim- offender Relationship
- d) Victim Perception
- e) Withdrawal of Prosecution Role of Victim

Compensation under various Laws:

- i. Section 357. CRPC
 - ii. Motor Vehicles Act
 - iii. sexual harassment and assaults.
 - iv. medical negligence
 - v. State liability to pay compensation for police Atrocities
- f) Compensation and Restitution to the victim- Justice To Victims, (Principle of compensatory jurisprudence)

V. Procedural Mechanism in the Criminal Justice System

(viz. Police, Prosecutor and Judicial system)

- a) Role of police in modern societies
- b) Police Reforms and role played by Supreme Court
- c) Meaning, purpose and need of independent prosecution system
- d) Relationship of Police and Prosecution
- e) Effective Judicial Control on Criminal Justice system

Books Recommended :

- 1) Dutta K.K., Some Aspects of Criminal Law, Law Research Institute, Edition 1997, APH, Publishing House, Darya Ganj, New Delhi -02.
- 2) Dr. Mrinmaya Chaudhari, Languishing for Justice, A Critical Survey of the Criminal Justice System, DATTSONS, J. Nehru Marg, Sadar, Nagpur.
- 3) Malik P.L., Criminal Court Hand Book, 18th Edition, Eastern Book Company, 32, Lalbagh, Lucknow -01.
- 4) Manjula Batra, Protection of Human Rights in Criminal Justice Administration, Deep and Deep Publication, New Delhi.
- 5) Parvesh K Atri, Readings in Criminal and Criminology, 1st edition 1998,
- 6) Anmol Publication Pvt. Limited, New Delhi -2
- 7) Ahmed Siddiqui, Criminology, Problems and Perspectives, 4th edition 1997, Eastern Book Company, Lucknow -01
- 8) Clive Coleman and Clive Norris , Introducing Criminology, Edition 2000, Lawman (India) Pvt Limited, Lajpat Nagar, New Delhi-24
- 9) Bharat B Das, Victims in the Criminal Justice System, 1st Edition 1997, APH Publication Corporation, New Delhi 2.

CRIME AND SOCIAL LEGISLATIONS

I Meaning and Purpose of Social Legislation

- a) Concept of Social Justice
- b) Historical Evolution of the concept of Social Justice from British Rule onwards
- c) Social Legislations interpreted by Courts in India
- d) Impact of social legislation on the Criminal Law in India
- e) Need for Reform in Social Legislations in the Indian context.

II Protection of rights in Criminal Justice System

- a) Protection of Civil Right Act 1995.
- b) Meaning, Nature and scope of the Act.
- c) Need for reforms in the existing Civil Right Act,
- d) Nature of Offences.

III. Dowry Prohibitions Act 1961

- a) Meaning and Purpose
- b) Merits and Demerits
- c) Negative Impact of the Act in certain exceptional cases
- d) Need for modification in the existing provisions
- e) Complementary provisions Sec 498A, Sec 304A & B of I P C
- f) Powers of Police Officers
- g) Nature of Offences.

IV A) The Immoral Traffic (Prevention) Act, 1956

- a) Definition and objectives of Act
- b) Regulatory Framework
- c) Scope of the Act and its applicability

**B) Pre-conception and Pre-Natal Diagnostic Techniques
(Prohibition of Sex Selection) Act, 1995**

- a) Purpose and Object of the act
- b) Merits and Demerits

V Prevention of Corruption Act, 1988 : Its impact on Society

- a) Nature, Meaning and Scope
- b) Social reasons for the increase in the crimes of Corruptions
- c) Prosecution - Sanctions and Regulations under the Act
- d) Investigation Procedure and Powers under the Act.

VI Prevention of Atrocities Act 1989

- a) Meaning, Nature and Scope of the Act
- b) Relevance of the Act in the present day scenario
- c) Merits and Demerits

Books Recommended :

- 1) Krishnamurthy S. 1987, Impact of Social Legislations, on the Criminal Law in India, R.R. Publishers, Bangalore
- 2) Bare Acts
 - * I.T. Act, 2003
 - * Evidence Act, 2003 and 2005
 - * CR.P.C. 1999, 2003 & 2004
 - * I.P.C. 1999, 2003 & 2004
 - * Dowry Prohibition Act (1961), Dowry Prohibition (Amendment) Act (1961)
 - * The Immoral Traffic (Prevention) Act, 1956
 - * Prevention of Corruption Act, 1988.
- 3) Roger Glenn Lamphear, Freedom from Crime. Ed, 1979, Nellen Publishing Company, New York, 100016.
- 4) P.S. Narayana, The Scheduled Caste and Scheduled Tribes (Prevention of Atrocities Act 1989 and Protection of Civil Rights Act 1955.,)Gogra Law Agency, Hyderabad, AP-2.
- 5) Chakrabharti N.K. Social Defense, in the administration of Criminal justice Ed 1999, Deep and Deep Publications Pvt. Ltd, New Delhi-
- 6) Dewan V K, Law Relating to Offences against Women, 1st Edition 1996, Oriental Law House, New Delhi-24.

SEMESTER II

PAPER LM 2.1 (COMPULSORY)

MARKS100

INDIAN CONSTITUTIONAL LAW : THE NEW CHALLENGES

1. Federalism
 - a) Creation of new states.
 - b) Allocation and share of resources - distribution of grants-in-aid.
 - c) Centre's responsibility and internal disturbance within States.
 - d) Directions of the Centre to the State under Article 356 and 365.
 - e) Special status of certain States.

2. "State": Need for widening the definition in the wake of liberalization, globalization and privatization.

3. Right to Equality
 - Privatization and its impact on affirmative action.

4. Freedom of Press and challenges of new scientific development
 - a) Freedom of speech and expression
 - i) Right to broadcast and telecast.
 - ii) Convergent Media: Prasar Bharti
 - iii) Impact of Information Technology Act, 2000
 - b) Right to strikes, *hartal* and *bandh*

5. Emerging regime of new rights and remedies.
Reading Directive Principles and Fundamental Duties into Fundamental rights.
 - i) Compensation jurisprudence.
 - ii) Right to education.
 - iii) Commercialisation of Education and its impact.

6. Right of minorities to establish and administer educational institutions and state control:
Critical Analysis of Pai Foundation & its aftermath.

7. Separation of powers: stresses and strains.
 - a) Judicial activism and judicial restraint.
 - b) PIL : implementation.
 - c) Judicial independence.
 - i) Appointment, transfer and removal of judges.
 - d) Accountability: Executive and judiciary.

8. Democratic process.

- a) Nexus of politics with criminals and the business.
- b) Election: Jurisprudence of Representation; Role of Election Commission.
- c) Electoral Reforms: Contribution of Judiciary.
- d) Coalition government, 'stability, durability, corrupt practice'

Books Recommended:

No specific bibliography is suggested for this course since the course materials obviously depends upon the latest developments. These developments in the areas specified in the course can be gathered from the recent materials such as case law, changes and amendments of laws, critical comments, studies and reports, articles and research papers and lastly contemporary emerging ethos impacting on constitutional values.

GROUP A (CORPORATE LAW)

PAPER LM 2.2

MARKS 100

Regulation of Capital Market and Foreign Investment

- I. Trends in regulation of capital markets
- II. (1) Corporatization of stock exchanges
(2) Role of SEBI and RBI
- III. Policy framework for regulation of FDI
- IV. Bilateral and multilateral investment agreements

BANKING AND INSURANCE LAWS

I The Evaluation of Banking Services and its History in India

1. History of Banking in India.
2. Bank nationalization and social control over banking.
3. Various types of Banks and their functions.
4. Contract between banker and customer: their rights and duties.
5. Role and functions of Banking Institutions

II Lending by Banks and Recent Trends of Banking System in India

1. Advances, Loans and Securities.
2. Direct, collateral and miscellaneous Securities.
3. Default and recovery.
4. Bank Debt Recovery Tribunals.
5. The Securitization and Reconstruction of Financial Assets and Enforcements of Security Interest Act, 2002 (Definitions, Section 13 – Enforcement of security interest, Section 17 - Right to appeal.)

III General Principles of Law of Insurance

1. Definition, nature and history.
2. Contract of insurance and principles.
3. The Risk – commencement, attachment, assignment.
4. Types of insurances.
5. Policy and its Legal Status.

IV Recent Trends in Insurance

1. Insurance against third party risks (relevant provisions from Motor Vehicles Act, 1988.)
2. Liability Insurance.
3. Consumer Protection and Banking and Insurance Services.
4. The Insurance Act, 1938 and the Insurance Regulatory & Development Authority Act, (IRDA), 2000.
5. Miscellaneous Insurance Schemes: New Dimensions (Group Life Insurance, Mediciam, Sickness).

Books Recommended:

- 1) Tannan, M.L., *Tannan's Banking Law and Practice in India*, 2008, Wadhwa and Co.
- 2) Tannan, M.L., *Tannan's Banking Law and Practice in India*, 2004, India Law House.
- 3) Tannan: *Banking Law and Practice in India* (in 3 vols.), 22nd Ed., R. Cambay & Co. Pvt. Ltd.
- 4) Gupta, S. N., *The Banking Law in Theory and Practice* (in three volumes), 2006, Universal Law Publishing Co.
- 5) Sharma, B.R. and Nainta, R.P., *Principles of Banking Law and Negotiable Instruments Act 2004*, Allahabad Law Agency
- 6) Nainta, R.P., *Baking System, Frauds and Legal Control*, 2005, Deep and Deep Publications.
- 7) Murthy, K.S.N., and Sarma, K.V.S., *Modern Law of Insurance in India*, 2002, Lexis Nexis Butterworth
- 8) Birds, John, *Modern Insurance Law*, 2003, Universal Publishing Co.
- 9) Shah, M. B., *Landmark Judgments on Insurance*, 2004, Universal Publishing Co.
- 10) Mishra, M.N., *Law of Insurance Principles and Practice*, 2008, Radhakrishan Prakashan
- 11) Rangarajan, C., *Handbook of Insurance and Allied Laws*.

GROUP – B (INTERNATIONAL LAW)

PAPER LM 2.2

MARKS 100

LAW OF INTERNATIONAL ORGANISATIONS

- 1) Evolution and Growth of International Organisations
- 2) Nature and Scope of International Organization
 - a. Nature and Legal Personality : Public and Private
 - b. Types of International Organisations : Private International Organisations
- 3) Universal International Organisation
 - a. League of Nations
 - b. United Nations
 - i. Principles and Purposes of United Nations
 - ii. Structure, Composition and Functions of the Organs of United Nations
 - iii. Law Making Process in the United Nations Resolutions
 - iv. UN Peace Keeping Function
 - v. Need for Structural Changes in United Nations Organisation
- 4) Executive Powers and Functions of the Secretary General of the UN
- 5) Specialised Agencies of the United Nations and their functions
- 6) Regional International Organisations : Council of Europe, OAS, OAU, NATO, SAARC, Arab League
- 7) Judicial Institutions
 - a. Historical Evolution
 - b. Permanent Court of Arbitration
 - c. Permanent Court of International Justice
 - d. International Court of Justice – Composition, Jurisdiction and Functions
- 8) India and the United Nations

Books Recommended :

- 1) S.S. Goodspeed – The Nature and Function of International Organization.
- 2) Edward Yewin – Legislative Powers in the UN and Specialized Agencies (1969)
- 3) Ingrid Detter – Law Making by International Organization
- 4) Higgins – The Development of International Law through the Political Organs of the United Nations (1963)
- 5) D.W. Rowett – The Law International Institution
- 6) Buth Russell – A History of UN Charter
- 7) A CASES (Ed.) – United Nations Peace Keeping Legal Essay (1978)
- 8) Meurice Rertrend – The Third General World Organisation (1989)
- 9) M. Moskowitz – The Roots and Readhes of United Nations – Action and Decisions (1980)
- 10) Dr. J.N. Saxena (Ed.) – United Nations for a Better World, Lancens Book, P.B. 4236 New Delhi – 110048
- 11) Dr. Rahmatullah Khan – Implied Powers of the United Nations
- 12) Sir Gerald Fitz Maurice – The Law and Procedure of the International Court of Justice, 1986
- 13) Sabltai Rosenne – The World Court, What it is and how it works ? 1995
- 14) Felice Morgen Stern – Legal Problems of International Organisation, 1986
- 15) Dr. S.K. Kapoor – International Law and Human Rights, Fourteenth edition (2002)

INTERNATIONAL HUMAN RIGHTS AND HUMANITARIAN LAW

PART – A : INTERNATIONAL HUMAN RIGHTS LAW

- 1) Human Rights and The United Nations Charter : Role of the United Nations.
- 2) International Bill of Human Rights – UDHR, ICCPR and ICESCR
- 3) Regional Instruments
 - a. European Convention on Human Rights
 - b. American Convention on Human Rights
 - c. African Convention on Human Rights
 - d. Asia and Human Rights
- 4) Human Rights of Vulnerable Groups : Women, Children, Minorities, Refugees, Tribal etc.

PART – B : INTERNATIONAL HUMANITARIAN LAW

- 1) Origin and Development and IHL
- 2) Source of IHL
- 3) ICRC – its Role and Function
- 4) International Measures for Implementation of IHL – the Mechanism

Books Recommended :

- 1) Y.S.R. Murty – Human Rights Hand Book
- 2) Ian Brownlie – Basic Documents on International Law, Oxford, 2012
- 3) Rhona K.M. Smith – International Human Rights, Oxford, 2012
- 4) Balchandran-Vearghese – Introduction to International Humanitarian Law
- 5) B.S. Chimni – International Refugee Law
- 6) S. Rajkhowa and Manik Chakraborty – Indigenous Peoples and Human Rights (2010)
- 7) Manik Chakraborty – Human Rights and Refugees
- 8) Manik Chakraborty (Ed.) – Human Rights in Twenty First Century : An Anthology (2014)
- 9) Upendra Baxi – Human Rights in the Administration of Criminal Justice
- 10) E. Lanterpacht – International Law and Human Rights
- 11) Upendra Baxi (Ed.) – The Right to be Human
- 12) Indian Society of International Law – Year Book on IHL and Refugee Law

GROUP C (INTELLECTUAL PROPERTY LAWS)

PAPER LM 2.2

MARKS 100

IPR : PATENT LAW

- 1) Basic concepts of Patent, Meaning, Nature and Kind of patent, Patent specification
- 2) Procedure for Registration of Patent, Patent Agent
- 3) Rights and obligation of Patentee; Assignment and surrender of Patent; Licensing
- 4) Enforcement of Patent, Government use of invention, Grounds of granting Patent on revocation for non-working, Revocation of Patent
- 5) Infringement of Patent, Remedies for infringement, Threat of infringement
- 6) Software and Patent; Micro- organism and Patent
- 7) Patent in International Scenario – A Comparative study

Books Recommended :

- 1) Cornish, W.R.- Intellectual Property (1981) , Second Indian Reprint, 1993, Universal Book Traders, Delhi.
- 2) Vashishtha - Law and Practice of Intellectual Property in India, 1999.
- 3) P. Narayanan- Intellectual Property (2nd Edn.) 1999.
- 4) Sangal P.S. and Kishore Singh - Indian Patent System and Paris Convention : Legal Perspectives (1987).
- 5) Pearson and Miller- Commercial Exploitation of Intellectual Property 1st Edition, 1990.
- 6) Gopalkrishnan, N.S.- Intellectual Property and Criminal Law , 1st Edn, 1994, National Law School of India University, Bangalore.
- 7) T.A. Blanco white - Patents for Inventions, 5th Edn, 1983. Stevens and Sons.
- 8) P. Ganguli - Clearing up for Patents - Indian Scenario, Universal Press.

IPR : COPYRIGHT LAW

- I. Meaning, Nature and Development of Copyright
- II. Subject matter of Copyright
- III. Ownership, Assignment, Registration and Licensing of Copyright
- IV. Rights of Copyright owner and Licensee
- V. Infringement of Copyright and Remedies
- VI. Neighbouring Rights; Performers Rights and Broadcasting Rights including Satellite and Cable distribution
- VII. Software Piracy and Copyright Protection
- VIII. On Line Piracy and Copyright Protection

Books Recommended :

- 1) Cornish, W.R.- Intellectual Property (1981) , Second Indian Reprint, 1993, Universal Book Traders, Delhi.
- 2)Vashishtha - Law and Practice of Intellectual Property in India, 1999.
- 3) P. Narayanan- Intellectual Property (2nd Edn.) 1999.
- 4) Sangal P.S. and Kishore Singh - Indian Patent System and Paris Convention : Legal Perspectives (1987).
- 5) Pearson and Miller- Commercial Exploitation of Intellectual Property 1st Edition, 1990.
- 6) Gopalkrishnan, N.S.- Intellectual Property and Criminal Law , 1st Edn, 1994, National Law School of India University, Bangalore.
- 7) T.A. Blanco white - Patents for Inventions, 5th Edn, 1983. Stevens and Sons.
- 8) P. Ganguli - Clearing up for Patents - Indian Scenario, Universal Press.

GROUP – D (ENVIRONMENTAL LAW)

PAPER LM 2.2

MARKS 100

ENVIRONMENTALISM AND INDIAN SOCIETY

Unit – 1 : Concept of “Environment”

- 1) Definition, Meaning and Scope of the term ‘Environment’ and ‘Pollution’.
- 2) Human Population and Environment – Population Growth, Human Health, Environmental Education.
- 3) Concept of Ecology and Ecosystem; Types, Biomes and Classification, Food Chains.
- 4) Natural and Biological Sciences Interactions : Biogeochemical Cycles
- 5) Ecological Pyramids

Unit – 2 : Relationship between Population, Environment and Development

- 1) Population vs. Development
- 2) Development vs. Environment
- 3) Corporate Environmental Responsibility
- 4) Concept of ‘Common Property’ and ‘State Property’.
- 5) Notion of Doctrine of Public Trust

Unit – 3 : Environment and Social Issues

- 1) Water Conservation, Rain Water Harvesting, Wetland Conservation, Forest Conservation
- 2) Environmental Disaster; Environmentally Displaced Persons
- 3) Environmental Social Movements
- 4) Religious Texts and Environment

Unit – 4 : Early Legislations Dealing with Environment before 1947 (Relevant Sections only)

- 1) Shore Nuisance (Bombay and Colaba) Act, 1853
- 2) Indian Penal Code, 1860
- 3) The Police Act, 1861
- 4) The Sarais Act, 1867
- 5) Northern India Canal and Drainage Act, 1873
- 6) Obstruction in Fairways Act, 1881
- 7) Indian Easement Act, 1882
- 8) Orient Gas Company Act, 1887
- 9) The Indian Fisheries Act, 1897
- 10) Indian Ports Act, 1908
- 11) Indian Forest Act, 1927
- 12) Motor Vehicles Act, 1958
- 13) Merchant Shipping Act, 1958
- 14) Bengal Smoke Nuisance Act, 1905

ENVIRONMENTAL POLLUTION AND LEGAL CONTROL IN INDIA

Unit – 1 : Environmental Pollution,
Sources, Causes, Effects of Water, Air, Land and Noise Pollution

Unit – 2 :

- 1) Constitutional Mandate and Environmental Protection
- 2) Role of Judiciary for Environmental Protection and Sustainable Development
- 3) Principles Evolved
 - a. Absolute Liability
 - b. Precautionary Principle
 - c. Polluter Pays Principle
 - d. Intra and Inter Generational Equity
 - e. Public Trust Doctrine

Unit – 3 : Statutory Control of Environmental Pollution

- 1) Water (Prevention and Control of Pollution) Act, 1974
- 2) Air (Prevention and Control of Pollution) Act, 1981
- 3) Environment (Protection) Act, 1986 and Rules to Control Various Pollutions
- 4) National Green Tribunal Act, 2010
- 5) Wastes Management
 - a. Solid Waste
 - b. Hazardous Waste
 - c. Bio Medical Waste
 - d. e-Waste

Unit – 4 : Remedies under Traditional Laws (Relevant Portion only)

- 1) Criminal Procedure Code, 1973
- 2) Code of Civil Procedure, 1908
- 3) Indian Penal Code, 1860
- 4) Law of Torts : Vicarious Liability
- 5) Protection of Human Rights Act, 1993
- 6) Class Action : Order 1 Rule 8 of C.P.C. 1908
- 7) West Bengal Land Reforms Act, 1955
- 8) Public Liability Insurance Act, 1991
- 9) Remedies under Local Laws

GROUP E (CRIMINAL LAW)

PAPER LM 2.2

Marks 100

CRIMINAL JUSTICE : CONCEPTS AND PROCEDURE

I Classification of Offences

- a) Cognizable and Non-cognizable offences.
- b) Bailable and Non-Bailable offences.
- c) Compoundable and Non-Compoundable offences
- d) Investigation, Prosecution and Trial
- e) Warrant cases and Summons cases
- f) Summary Trials

II Constitutional Provisions

- a) Art. 20 Protection against Ex-Post Facto Laws, Protection against Double Jeopardy and Protection against Self Incrimination
- b) Art. 21 Impact of expansive interpretation on criminal jurisprudence
Meaning of terms :
 - Life and Personal liberty
 - Fair Procedure
 - Due Process of Law
- c) Right of Accused
 - Arrest, Hand Cuffing Bail, Speedy Trial
 - Torture Custodial Violence
 - Compensation
 - Public Interest Litigation : Direct access to Courts in case of violation of Fundamental Right and other implicit rights
- d) Death Penalty in Light of Art. 21
- e) Art. 22 Protection to Accused in case of punitive detention
Protection against Preventive Detention

III (A) Procedural Criminal Law – Initiation of Proceeding

- 1) FIR – rights of complainant,
- 2) Duties of Police Officers under Sec 154
- 3) Delay in lodging FIR.
- 4) Complaint Proceedings
- 5) Jurisdiction of Courts.
- 6) Quashing of Proceedings Sec. 482 CrPC & Article 227 of Constitution
- 7) Extent and Nature of interference by Superior Courts

(B) Procedural Criminal Law (Trial Procedures).

- 1) Arrest and questioning of accused (Sec. 41,42,46, 65, 57 . CRPC
- 2) Guidelines of Supreme Court in
 - i) D.K Basu v Union of India
- 3) Rights of the Accused

- i) Pre arrest and Post arrest Bail, Remand
- ii) Right to Legal Aid
- iii) Search and Seizure, Surveillance (Sec- 91,94, 97, 103, 165. CRPC)
- iv) Charge Sheet- powers and duties of Police at the time of investigation
- v) Extent of interference by court in investigation

IV Admissibility of Evidence.

- 1) Relevancy and admissibility, of facts
- 2) Relevancy of confessions and dying declarations
- 3) Appreciating expert evidence in court
- 4) Relevancy and Admissibility of evidence collected through Forensic and other modern tools and techniques
- 5) Admissibility of evidence in Cyber Crime
- 6) Role of the Court in drawing inference from evidence
- 7) Protection of Witnesses
- 8) Hostile witnesses

Books Recommended:

- 1) Dutta K.K., Some Aspects of Criminal Law, Law Research Institute, Edition 1997, APH, Publishing House, Darya Ganj, New Delhi -02.
- 2) Malik P.L., Criminal Court Hand Book, 18th Edition, Eastern Book Company, 32, Lalbagh, Lucknow -01.
- 3) Justice Chandrachud Y V and Manohar V R, Ratanlal and Dhirajlal's The Indian Penal Code. 28th Edition 199, Wadhwa and Company New Delhi.
- 4) Manjari Rajendra, First Information Report, Edition 2001, Asia Law House, Hyderabad-2
- 5) Mahendra Kumar Sharma, minimum Sentencing for Offences in India, Law and Policy, Edition 1996, Deep and Deep publications, Rajori Garden, New Delhi-64
- 6) Handbook of Criminal Procedure Code
- 7) Jadhav N.K. Is Capital Punishment Necessary, 1st Edition 1973, Anmol Publications, Bombay-52

CRIMINOLOGY AND PENOLOGY

- 1) Criminology- Definition, Nature, Scope and utility
- 2) Methods of Criminological Studies
- 3) Schools of Criminology: Classical, Biological Cartographic, Sociological and Socialist.
- 4) Theorising Criminal aetiology : Lombroro and Neo- Lombrosian, Psycho-analysis, Differential Association, Anomie Tradition; Critical Criminology with reference to Labeling, Interactionism and Conflict Theory
- 5) A brief discussion on Modern Trends in Criminology: Phenomenology, Postmodernism and Feminism Crime and Feminism.
- 6) Punishment: Concept and Theories
- 7) Death Sentence
- 8) Treatment of offenders: Prison, Probation and Parole
- 9) Victimology.

Books Recommended:

1. Saxena R.N. The Immoral Traffic (Prevention) Act, 1956, 5th Edition 1996, The Law Book Pvt. Ltd, Allahabad-01
2. Dr. Mehanathan M C, Law of Control on NARCOTIC DRUGS AND PSYCHOTROPIC SUBSTANCES in India, Edition 2002, Capital Law House, Delhi-32
3. Ramchandran S. Commentaries on The prevention of Food Adulteration Act 1954, 6th Edition 1997, S. Gogia and Company, Hyderabad
4. Peter Barrie, Compensation for Personal Injuries, Edition 2000, Oxford University Press, New Delhi.

SEMESTER III

PAPER LM 3.1 (COMPULSORY)

MARKS 100

LAW AND SOCIAL TRANSFORMATION IN INDIA

I: Law and Social Change

1. Law as an instrument of social change
2. Law as a product of traditions and culture
3. Introduction of common law system and institutions in India and the impact of received law on the Indian Social and Legal Order.
4. Limits of Law in bringing out social change.

II : Religion, Community and the Law

1. Indian Secularism: Constitutional Provisions and Judicial Responses
2. Constitutional Protections to Religious and Linguistic minorities.
3. Affirmative Action (Reservation)

III: Women and the Law

1. Gender Injustice and its various forms
2. Empowerment of Women: Constitutional and Statutory Provisions; Women's Commission.
3. Crimes Against Women: legislative and judicial initiatives.

IV: Children and the Law

1. Child Labour
2. Sexual Exploitation of Children
3. Adoption and Related Problems
4. Children and Education.

V: Language and the Law.

1. Language as a divisive factor.
2. Constitutional Recognition of Linguistic Pluralism: formation of linguistic states.
Constitutional Recognition of Linguistic Pluralism: formation of linguistic states.
3. Constitutional guarantees to linguistic minorities.
4. Language policy and the Constitution: Official languages (Arts 343-351)
5. Non-discrimination on the ground of language.

VI. Community and the law

1. Caste as a divisive factor.
2. Non-discrimination on the ground of caste.
3. Acceptance of caste as a factor to undo past injustices.
4. Protective discrimination: Scheduled castes, tribes and backward classes.
5. Affirmative Action: Reservation; Statutory Commission, Statutory provisions.

VII. Modernisation and the Law

1. Modernisation as a value: Constitutional perspectives reflected in the fundamental duties.
2. Modernisation of social institutions through law.
 - Agrarian reform: Industrialization of agriculture.

- Industrial reform: Free enterprise v. State regulation
 - Industrialization v. environmental protection.
3. Criminal law: Inquisitorial System; Plea bargaining; Compounding and Payment of Compensation to victims: Witness Protection schemes: Prison Reforms:
 4. Civil Law: Confrontation v. Consensus.
ADRS - Mediation and Conciliation; *Lok adalats*.
 5. Democratic decentralization and local self-government.

Books Recommended :

1. Marc Galanter (ed). *Law and Society in Modern India*. (1997). Oxford, New Delhi.
2. Baxi, Upendra, . *The Crisis of Indian Legal System*. (1982). Vikas Publication.
3. Baxi, Upendra (ed). *Law and Poverty: Critical Essays*. (1988). Tripathi, Bombay.
4. Manushi, A Journal About Women and Society.
5. Duncan Derret. *The State, Religion and Law in India*. (1999). Oxford. New Delhi.
6. M.P.Singh, *Constitution of India* (2008). 11th Ed. Eastern Book Co., Lucknow.
7. Sunil Deshta and Kiran Deshta. *Law and Menace of Child Labour*. (2000). Anmol Publications, New Delhi.
8. Savitri Gunasekhare. *Children, Law and Justice* (1997) Sage Publications.
9. Indian Law Institute, *Law and Social Change: Indo-American Reflections*. Tripathi, (1988).
10. M. P.Jain. *Outlines of Indian Legal History*. (1993). Tripathi, Bombay.
11. Agnes Flavia, *Law and Gender Inequality: The Politics of Women's Rights in India* (1999) Oxford, New Delhi.
12. Ved Kumari, *Offences Against Women in Kamala Sankaran and Ujjwal Kumar Singh* (ed) Towards Legal Literacy An Introduction to Law in India PP.78-94 (2008) Oxford, New Delhi.
13. Virendra Kumar: *Dynamics of Reservation Policy: Towards a More Inclusive Social Order* 50, Journal of the Indian Law Institute PP 478-517 (2007).
14. Virendra Kumar, '*Minorities' Right to Run Educational Institutions*: T.M.A Pai Foundation in Perspective 45, Journal of the Indian Law Institute PP 200-238 (2003)

GROUP A (CORPORATE LAW)

PAPER LM 3.2

MARKS 100

THE LAW OF CORPORATE FINANCE AND SECURITIES REGULATIONS

- I:**
- (1). Public Issue of Shares
 - (i) Prospectus
 - (ii) Remedies for misrepresentation
 - (iii) SEBI and Stock Exchange guidelines
 - (2). Share Capital
 - (i) Nature and Kind of Shares
 - (ii) Transfer, Transmission, Surrender and forfeiture of Shares
 - (iii) Purchase by Company of its own shares
 - (iv) Issue of shares at premium and discount
 - (v) SEBI Guidelines
- II:**
- (1) Shareholders' Rights (Various rights of shareholders and variation of shareholders rights.
 - (2) Debentures; Difference between Share and Debentures; Kinds of Debenture; Remedies of Debenture Holder; Company Charges.
- III:**
- (1) Insider Trading; SEBI's Guidelines on Insider Trading
 - (2) Securities and Exchange Board of India (SEBI): Constitution, Powers and Functions
- IV:**
- (1) Reconstruction, Amalgamation and Take Over: Provisions in Company Law and SEBI Guidelines
 - (2) Auditors :
 - (i) Appointment, powers, duties and removal of auditors
 - (ii) Special Audit
 - (iii) Director Responsibility statement in Board Report
 - (iv) National Advisory Committee on Accounting Standards

Books Recommended :

1. Gower's *Principles of Company Law*, Sweet & Maxwell Thomson, 2006
2. Smith and Keenon's *Company Law*, Pearson Education Ltd., 2009
3. Suman Gupta: *Shareholder's Democracy: Fact or Fiction*, Publication Division, University of Delhi, 1992
4. Companies Act, 2013
5. Verma J.C., *Corporate Mergers, Amalgamations & Takeovers*, Bharat Law House, 2008
6. Journals - Journal of Indian Law Institute ,
7. Corporate Law Cases, Chartered Secretary, Law and Contemporary Problems.
8. Statutory Materials - Companies Act

PROJECT AND SEMINAR

- I. Project on Specialisation Paper : 50 Marks
- II. Seminar presentation on Specialisation Paper : 50 Marks

GROUP B (INTERNATIONAL LAW)

PAPER LM 3.2

MARKS 100

INTERNATIONAL TRADE LAW

- 1) Introduction, Objects and Importance of International Trade Law
- 2) Unification of International Law Relating to Trade
- 3) Sources of International Trade Law
- 4) International Financial Institutions – its Functions, Role and Achievements – A Critical Study
- 5) Legal Regime in International Trade – (GATT, WTO, UNCTAD, UNCITRAL)
- 6) International Law on Sale of Goods
- 7) International Law on Carriage of Goods by Sea, Air and Land
- 8) International Insurance Contracts – Laws and Practices
- 9) Dispute Settlement Mechanisms in International Trade

Books Recommended :

- 1) John S. Chipman – The Theory of International Trade, Vol. I & II
- 2) Lorand Bartels (Ed.) – Regional Trade Agreements and the WTO Legal System (Oxford, 2006)
- 3) Michael J. Trebilcock – The Regulation of International Trade (Routledge, London, 2005)
- 4) Nicholas Kouladis – Principles of Law Relating to International Trade (2006)
- 5) Simone Schnitzer – Understanding International Trade Law (Universal Publishing, Delhi, 2007)
- 6) Leo D’Arcy, Carole Murray and Barbara Cleane – The Law and Practice of International Trade (Sweet & Maxwell, 2000)
- 7) Kumar Ratnesh – WTO – Structure, Functions, Tasks and Challenges (2002).

GROUP C (INTELLECTUAL PROPERTY LAWS)

PAPER LM 3.2

MARKS 100

IPR : TRADEMARK, DESIGN, G.I AND FARMERS' RIGHTS

I. Trade Mark :

- a) Meaning and nature, Registration of Trade Mark, Procedure of registration, limitation, , Foreign trade mark
- b) Assignment of Trade Mark; rights of owner, rights of license, Passing off & infringement; remedies for infringement.

II. Designs Act :

- a) Meaning and Nature, concept, functional designs ; inventor of designs and the rights
- b) Registration : procedure and benefits, registration authorities, their power and functions.
- c) Design of Copyright: term of design, Licensing ; Assignment.
- d) Infringement of design, remedies against infringement.

III. Geographical Indication :

- a) Meaning and concept of G.I goods ;
- b) Protection under G.I of Goods Act,1999

IV. Sui Generis and Protection of Plant Varieties ;

- a) Meaning, Concept, Sui Generis Protection,
- b) Plant Varieties and Farmers Rights ; Rights of Farmers

Books Recommended :

- 1) Melville B. Nimmer - Copyright and other Aspects of literary , musical and Artistic Works, 2nd Edn.
- 2) Baxi, U.The Law of Intellectual Property : Copyright law in India (1989)
- 3) P. Narayanan - Copyright and Industrial Design, 2nd Edn. 1995.
- 4) P. Narayanan - Trademark, Trade name and Passing off Cases 2nd Edn. Vol. I & II,1997.
- 5) Thairani, K- Copyright : The Indian Experience (1987).
- 6) Lal's Copyright Act, 3rd Edn. 1995 Law Publications .

GROUP D (ENVIRONMENTAL LAW)

PAPER LM 3.2

MARKS 100

LAWS FOR CONSERVATION OF BIOSPHERE AND POLICIES IN INDIA

Unit – 1 : Biodiversity and Law

- 1) Definitions
- 2) Meaning and Importance
- 3) Role of Flora and Fauna in Maintaining Biodiversity
- 4) Threats to Biodiversity
- 5) Need for Protection of Biodiversity
- 6) Biodiversity and Economic Valuation
- 7) Convention on Biological Diversity, 1992
- 8) The Biological Diversity Act, 2002
- 9) Protection of Plant Varieties and Farmers Right Act, 2001 (relevant portion only)
- 10) The Geographical Indications (Regulation and Protection) Act, 1999 (relevant portion only)

Unit – 2 : Wild and Law

- 1) The Wild Life (Protection) Act, 1972
- 2) The Forest Conservation Act, 1980
- 3) Concept of Reserve Forest

Unit – 3 : Planning and Environment

- 1) Pre Independence Period
- 2) Post Independence Period
- 3) Five Year Plans

Unit – 4 : Policies

- 1) National Environmental Policy
- 2) National Forest Policy
- 3) National Water Policy
- 4) Environmental Impact Assessment act CRZ Notifications.

Books Recommended :

GROUP E (CRIMINAL LAW)

**ORGANISED CRIME, TERRORISM AND INTERNATIONAL
CRIME: NEW CHALLENGES**

- I Organized Crime
 - 1) Definition and Scope
 - 2) Characteristics of organized crime
 - 3) Types of organized crime
 - 4) Causes of organized crime

- II Classification of Organized Crimes
 - A) International Perspective
 - 1) Transnational organized crime
 - 2) Illicit Firearms trafficking
 - 3) Drug trafficking
 - 4) Money laundering scams and frauds

 - B) Indian Perspective
 - 1) Smuggling, Money Laundering and Hawala
 - 2) Terrorism
 - 3) Counterfeiting of Currency
 - 4) Drug trafficking: NDPS Act penal provisions
 - 5) Cyber Crimes and penal provisions in IT Act, 2000 (Sec.65, 66 & 67)
 - 6) Trafficking of women and children
 - 7) Trafficking of Human Organs (penal provisions)

- III Profiles of Criminal Gang / Investigation and Prosecution
 - 1) Criminal Intent and mensrea in such crimes
 - 2) Modus operandi of organized crime
 - 3) Role of Police in Investigation of organized crime
 - 4) Role of Judiciary, Trial and Sentencing in organized crime

- IV Legislative Provisions in India
 - 1) Maharashtra Control of Organized Crime Act, 1999
 - 2) Relevant Provisions under IPC and Indian Evidence Act
 - 3) Prevention, control and correctional strategies

- V Laws relating to Transnational Organised Crime
 - 1) Organised crime and United Nations
 - 2) Naples Declaration and Global Action Plan 24 Dec. 1994 (Salient features)
 - 3) United Nations Conventions Against Organized Crime 15th Dec. 2000 (Salient features)
 - 4) Extradition Treaty: Extradition Act 1962 (Relevant Provisions)

- VI International Crimes
- 1) Emerging Crimes of International Nature
 - 2) Objectives of International Criminal Law
 - 3) Salient features of International Criminal Court.

Books Recommended :

Bare Acts:

1. Narcotic Drugs and Psychotropic Substances Amendment (Act) 2001
2. Immoral Traffic (Prevention) Act, 1956
3. Maharashtra Control of Organised Crimes Act 1999
4. Naples Declaration and Global Action Plan, 1994
5. Extradition Treaty & Extradition Act, 1962

Books:

1. Mathur K.M., Crime, Human Rights and National Securities, Gian Publishing House, New Delhi -02
2. Nadan Kamat, Computer and Information Technology Law
3. Attra Chand, Terrorism Political Violence Security of Nation, Gian Publishing House, New Delhi -02.
4. William A Schabas, International Criminal Court, 1st Edition 2001, Cambridge University Press.

SEMESTER IV

PAPER LM 4.1 (COMPULSORY)

MARKS 100

LEGAL EDUCATION & RESEARCH METHODOLOGY

PART A : LEGAL EDUCATION : MARKS 20

I. Objective of Legal Education

II. Method of Teaching

- Lecture Method
- The Problem Method
- Discussion Method
- The Seminar Method

III. Examination System and problems in evaluation – external and internal assessment.

IV. Clinical Legal Education – legal aid, legal literacy, legal survey and law reform.

PART B : RESEARCH METHODOLOGY : MARKS 80

I: Precepts

1. Nature
2. Objectives
3. Types: Doctrinal and Non-Doctrinal

II: Necessary Steps

1. Identification and Formulation of Research Problem
2. Hypothesis and Research Design (Characteristics and contents)
3. Processing the Plan of Research: Data Collection, Analysis and use of Internet, Legislative material, Indian & foreign court decision and juristic writings.

III: Techniques

1. **Methodology:** Tool and Techniques for collection of data, collection of case materials and juristic literature, use of historical and comparative research material and use of questionnaire and interview.
2. Census and Survey
3. Sampling: Types, Merits and Demerits
4. Report Writing

IV: Conduct of Research

1. Supervision
2. Guidelines for researchers

Books Recommended :

- 1) S.K. Verma and M. Afzal Wani (Eds.) *Legal Research and Methodology*, Indian Law Institute (2001) 2nd Edition.
- 2) Baxi, Upendra, *'Socio-Legal Research in India – A Program Schriff*, ICSSR, Occasional Monograph, 1975.
- 3) Cohen, Morris L., *'Legal Research'*, Minnesota, West Publishing Co. 1985.
- 4) Ghosh, B.N., *'Scientific Method and Social Research'*, New Delhi, Sterling Publishers Pvt. Ltd., 1984.
- 5) Goode and Hatt, *'Methods in Social Research'*, Singapore, Mc. Graw Hill Book Co., 1985 (reprint).
- 6) Johari J.C. (ed), *'Introduction to the Method of Social Sciences'*, New Delhi, Sterling Publishers Pvt. Ltd. 1988.
- 7) Kothari C.K., *'Research Methodology: Method and Techniques'*, New Delhi, Wiley Eastern Ltd., 1980.
- 8) Stone, Julius, *'Legal System and Lawyer's Reasoning'*, Sydney, Maitland Publications, 1968.

PAPER LM 4.2 (Compulsory)

MARKS 100

DISSERTATION

PAPER LM 4.3 (Compulsory)

MARKS 100

SEMINAR, VIVA-VOCE AND TEACHING ASSIGNMENT

- | | | |
|----------------------------------|---|----------|
| I. Seminar on Dissertation Topic | : | 50 Marks |
| II. Viva-Voce | : | 40 Marks |
| III. Teaching Assignment | : | 10 Marks |