



**THE UNIVERSITY OF  
BURDWAN**

**3yrs LL.B. (Hons.) Course**  
**(w.e.f. Academic Session 2024 onwards)**  
**3yrs LL.B. (Hons) SYLLABUS (CBCS)**

<b>Credit Structure (Non-Clinical papers)</b>						
<b>L</b>	<b>P</b>	<b>T</b>	<b>TOTAL</b>	<b>ESC</b>	<b>IA</b>	<b>TOTAL</b>
<b>3</b>	<b>1</b>	<b>1</b>	<b>5</b>	<b>80</b>	<b>20</b>	<b>100</b>

<b>Credit Structure (Clinical papers)</b>						
<b>Paper Code</b>	<b>L</b>	<b>P</b>	<b>T</b>	<b>ESE</b>	<b>Distribution of marks (clinical paper)</b>	<b>Total</b>
<b>LCC 3.4.4</b>	<b>1</b>	<b>3</b>	<b>0</b>	<b>0</b>	<b>45+45+10</b>	<b>100</b>
<b>LCC 3.5.4</b>	<b>3</b>	<b>1</b>	<b>0</b>	<b>60</b>	<b>20+20</b>	<b>100</b>
<b>LCC 3.6.2</b>	<b>1</b>	<b>3</b>	<b>0</b>	<b>0</b>	<b>80+20</b>	<b>100</b>
<b>LCC 3.6.3</b>	<b>1</b>	<b>3</b>	<b>0</b>	<b>0</b>	<b>25+20+25+20+10</b>	<b>100</b>

**Question**

**pattern**

**Non-Clinical:**

- i) 20 marks internal ( to be decided and evaluated by the subject teacher)
  - 15 marks: Internal Assessment by the concerned faculty for the respective subject
  - 05 marks: Class attendance
- ii) 80 marks external (hours: 3hrs)

**Part A: Q.1. shall be Compulsory (2x5) 10 marks (5 questions of 2 marks each or 10 questions of 01 marks each. The faculty concerned is required to follow any one of the two formats in each paper)**

**Part B: 3 questions out of 4 (3x10) = 30 marks (The questions to be numbered as Q.2, Q.3, Q.4, Q.5)**

**Part C: 2 questions out of 4 (2x20) = 40 marks (The questions to be numbered as Q.6, Q.7, Q.8, Q.9)**

**Clinical:**

**Paper: LCC 3.5.4**

- i) 20 marks internal ( to be decided and evaluated by the subject teacher based on the report submitted)  
20 marks viva voce
- ii) 60 marks external (hours: 2.5hrs)
  - Q.1. Compulsory (2x5) 10 marks (5 questions of 2 marks each) (From Part A of the syllabus )**
  - Q.2. 3 questions out of 4 (3x10) = 30 marks (From Part A of the syllabus )**
  - Q.3. 1 questions out of 2 (1x20) = 20 marks (From Part B of the syllabus )**

**Papers LCC 3.4.4, LCC 3.6.2 and LCC 3.6.3 will be evaluated based on practical submissions and through viva voce.**

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**
  
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## **Syllabus Structure**

### **3 Year LL.B (Hons) CBCS**

<b>Semester</b>	<b>Paper Code</b>	<b>Paper</b>	<b>Marks (ES+IA)</b>
<b>I</b>		<b>Semester -I</b>	
<b>Theory</b>	<b>LCC 3.1.1</b>	<b>Constitutional law - I</b>	<b>80+20</b>
<b>Theory</b>	<b>LCC 3.1.2</b>	<b>Jurisprudence</b>	<b>80+20</b>
<b>Theory</b>	<b>LCC 3.1.3</b>	<b>Law of Tort including MV Accident and Consumer Protection Laws</b>	<b>80+20</b>
<b>Theory</b>	<b>LCC 3.1.4</b>	<b>Law of Contract</b>	<b>80+20</b>
<b>Theory</b>	<b>LCC 3.1.5</b>	<b>Property Law</b>	<b>80+20</b>
<b>Theory</b>	<b>LCC 3.1.6</b>	<b>Family Law I</b>	<b>80+20</b>
<b>II</b>		<b>Semester -II</b>	
<b>Theory</b>	<b>LCC 3.2.1</b>	<b>Constitutional Law -II</b>	<b>80+20</b>
<b>Theory</b>	<b>LCC 3.2.2</b>	<b>Special Contract</b>	<b>80+20</b>
<b>Theory</b>	<b>LCC 3.2.3</b>	<b>Family law –II</b>	<b>80+20</b>
<b>Theory</b>	<b>LCC 3.2.4</b>	<b>Law of crimes –I</b>	<b>80+20</b>

- The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.

<b>Theory</b>	<b>LHC 3.2.5</b>	<b>Human Rights Law and Practice</b>	<b>80+20</b>
<b>Theory</b>	<b>LOC (A) 3.2.6</b>	<b>Land Laws</b>	<b>80+20</b>
<b>Theory</b>	<b>LOC (B) 3.2.6</b>	<b>Women and Law</b>	<b>80+20</b>
<b>III</b>		<b>Semester -III</b>	
<b>Theory</b>	<b>LCC 3.3.1</b>	<b>Company Law</b>	<b>80+20</b>
<b>Theory</b>	<b>LCC 3.3.2</b>	<b>Law of crimes –II</b>	<b>80+20</b>
<b>Theory</b>	<b>LCC 3.3.3</b>	<b>Code of Civil Procedure and Limitation Law</b>	<b>80+20</b>
<b>Theory</b>	<b>LCC 3.3.4</b>	<b>Environmental Law</b>	<b>80+20</b>
<b>Theory</b>	<b>LHC 3.3.5</b>	<b>Banking Law</b>	<b>80+20</b>
<b>Theory</b>	<b>LHC 3.3.6</b>	<b>Information Technology Law</b>	<b>80+20</b>
<b>Theory</b>	<b>LOC (A) 3.3.7</b>	<b>Offences Against Child &amp; Juvenile Offence</b>	<b>80+20</b>
<b>Theory</b>	<b>LOC (B) 3.3.7</b>	<b>RTI</b>	<b>80+20</b>
<b>IV</b>		<b>Semester -IV</b>	
<b>Theory</b>	<b>LCC 3.4.1</b>	<b>Law of Evidence</b>	<b>80+20</b>
<b>Theory</b>	<b>LCC 3.4.2</b>	<b>Public International Law</b>	<b>80+20</b>
<b>Theory</b>	<b>LCC 3.4.3</b>	<b>Labour Law I</b>	<b>80+20</b>
<b>Clinical/ Practical</b>	<b>LCC 3.4.4</b>	<b>Drafting, Pleading and Conveyance</b>	<b>100 (Assessment &amp; Viva</b>

- The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.

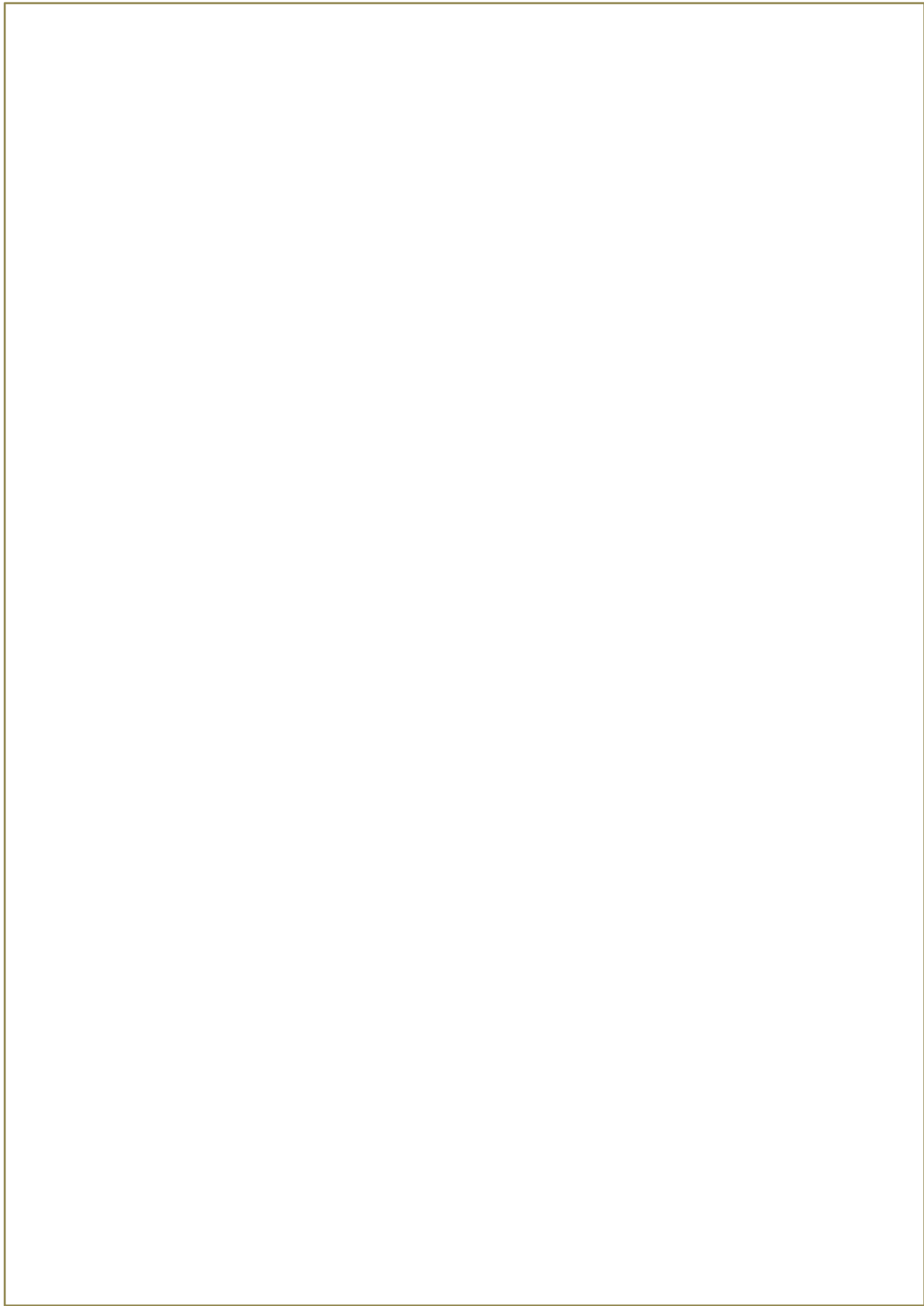
			<b>Voce by Board recommended of PGBS)</b>
<b>Theory</b>	<b>LHC 3.4.5</b>	<b>Law of Copyright</b>	<b>80+20</b>
<b>Theory</b>	<b>LHC 3.4.6</b>	<b>Trademark, Design and Geographical Indication</b>	<b>80+20</b>
<b>Theory</b>	<b>LOC (A) 3.4.7</b>	<b>Corporate Governance Law</b>	<b>80+20</b>
<b>Theory</b>	<b>LOC (B) 3.4.7</b>	<b>Insurance Law</b>	<b>80+20</b>
<b>V</b>		<b>Semester -V</b>	
<b>Theory</b>	<b>LCC 3.5.1</b>	<b>Labour Law II</b>	<b>80+20</b>
<b>Theory</b>	<b>LCC 3.5.2</b>	<b>Administrative Law</b>	<b>80+20</b>
<b>Theory</b>	<b>LCC 3.5.3</b>	<b>Alternative Dispute Resolution</b>	<b>80+20</b>
<b>Theory + Clinical/ Practical</b>	<b>LCC 3.5.4</b>	<b>Professional Ethics &amp; Professional Accounting system</b>	<b>60+40</b> <b>(20: report to be submitted to respective Department/ College Faculty.</b> <b>20: Viva Voce by Board recommended of PGBS)</b>
<b>Theory</b>	<b>LHC 3.5.5</b>	<b>Patent Right Creation &amp; Registration</b>	<b>80+20</b>
<b>Theory</b>	<b>LHC 3.5.6</b>	<b>Competition Law</b>	<b>80+20</b>
<b>Theory</b>	<b>LOC 3.5.7 (A)</b>	<b>Interpretation of statutes and Principles of Legislation</b>	<b>80+20</b>
<b>Theory</b>	<b>LOC 3.5.7 (B)</b>	<b>Private International Law</b>	<b>80+20</b>

- The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.

<b>VI</b>		<b>Semester -VI</b>	
<b>Theory</b>	<b>LCC 3.6.1</b>	<b>Law of Taxation</b>	<b>80+20</b>
<b>Clinical/ Practical</b>	<b>LCC 3.6.2</b>	<b>Alternative Dispute Resolution and legal aid</b>	<b>100 : (Assessment &amp; Viva Voce by Board</b>

			<b>recommended by PGBS) 20 : report submitted on legal aid</b>
<b>Clinical/ Practical</b>	<b>LCC 3.6.3</b>	<b>Moot Court Exercise, Internship, Computer Literacy and Communication Skill</b>	<b>100 (Assessment &amp; Viva Voce by Board recommended of PGBS)</b>
<b>Theory</b>	<b>LHC 3.6.4</b>	<b>Penology and Victimology</b>	<b>80+20</b>
<b>Theory</b>	<b>LOC 3.6.5 (A)</b>	<b>Health and Law</b>	<b>80+20</b>
<b>Theory</b>	<b>LOC (B) 3.6.5</b>	<b>Media Law</b>	<b>80+20</b>

- The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.



## **CONSTITUTIONAL LAW –I (CBCS)**

**100**

**Total Marks -**

<b>ES</b>	<b>IA</b>
<b>80</b>	<b>20</b>

**Paper Code: LCC 3.1.1**

### **Unit – I**

- Historical Background, Preamble, Salient features
- Formation of State

### **Unit-II**

- Citizenship under the Constitution of India (Articles 5-11)
- Citizenship under the Citizenship Act, 1955

### **Unit-III**

- Definition of State (Article 12)
- Laws inconsistent with fundamental rights (Article 13)
- Pre-constitutional and Post-Constitutional Law
- Right to equality (Article 14-18)
- Equality before the law and equal protection of law

### **Unit-IV**

- Right to Freedom (Article 19)
- Protection against arrest and conviction (Articles 20 & 22)
- Right to life and personal liberty (Article 21)
- Right against Exploitation (Article -23- 24)
- Cultural and Educational Rights of Minorities (Articles 29-30)

### **Unit –V**

- Right to Constitutional Remedies (Article 32 & 226)

### **Book Recommendation**

1. Austin Granville- The Indian constitution: Cornerstone of a Nation.

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**



2. Seervai H.M. - Constitution of India
3. Jain M.P. – Indian Constitutional Law
4. Shukla V N- Constitution of India (ed. By M.P. Singh)
5. Basu D.D. – Shorter Constitution of India;
6. Dr. J.N. Panday, Constitutional Law of India

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **Jurisprudence**

**Paper Code – LCC 3.1.2**

***Total Marks – 100***

ES	IA
80	20

### **Unit-I**

- Definition, meaning, nature, classification, and utility of Jurisprudence

### **Unit-II**

- Legal theories – Natural Law theories, Imperative theory, Theory of Legal Realism, Pure theory of Law, Sociological theories, Historical School.

### **Unit-III**

- Meaning, Nature and Purpose of Law, Nature of International Law, Law and Morals— Relationship and distinctions, Enforcement of Morality by law
- Sources of Law – Legislation, Precedents (Ratio decidendi and Obiter Dictum) and Custom

### **Unit-IV**

- Administration of Justice and Theories of Punishment
- Legal Right: Meaning, Nature, Characteristics and elements, Relation between Rights and Duties, Kinds of Legal right
- Concept of Ownership: Idea of ownership, subject matter and characteristics of Ownership, Kinds of Ownership, Modes of acquisition of Ownership
- Possession: Meaning, Elements of Possession, Kinds of Possession, Distinctions between Ownership and Possession
- Personality: Meaning, nature, Natural and Artificial persons, Legal Status of Animals, Dead and Unborn persons, Corporate personality
- Codification – Meaning, Merits and Demerits
- Property – Meaning, Kinds of Property, Modes of acquisition of Property.

### **Books Recommended:**

1. Salmond – Jurisprudence
2. G.W. Paton- Jurisprudence
3. Dias – Jurisprudence
4. Friedman – Legal theory
5. B.N. Mani Tripathi – Jurisprudence and legal theory
6. Dr. S. K. Tiwari – Jurisprudence and Legal Theory
7. S.N. Dhyani- Fundamentals of Jurisprudence
8. Lloyd – Introduction of Jurisprudence

## **Law of Tort including MV Accident and Consumer Protection Laws**

**Paper Code: LCC 3.1.3**

**Total Marks – 100**

### **Unit I**

#### **Introduction:**

- I. Tort: Nature, Definition and Goal
- II. Essential Elements of Tort
- III. Fault: *Damnum Sine Injuria, Injuria Sine Damnum*
- IV. Mental Element in Tort
- V. Capacity to sue and to be sued for Tort
- VI. Liability: Vicarious Liability, State liability for torts,
- VII. Remedies; Remoteness of damages

ES	IA
80	20

### **Unit II**

#### **Defences:**

- I. Volenti non fit injuria
- II. Vis Major
- III Inevitable accident
- IV. Private Defence
- V. Plaintiff at fault

### **Unit III**

#### **Specific Torts:**

- I. Assault and Battery; False Imprisonment
- II. Trespass,
- III. Negligence-Contributory Negligence
- IV. Nuisance – Public & Private remedies.
- V. Defamation
- VI. Strict liability and Absolute Liability

### **Unit IV**

#### **Consumer Protection Laws and The Consumer Protection Act 2019**

- I. Purposes of the Act
- II. Definitions
- III. Consumer Redressal Agencies: District, State and National

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- IV. Jurisdiction, powers and functions of the Consumer Redressal Agencies
- V. Consumer's rights
- VI. Process of filing complaint before Redressal Agencies
- VII. Relief under the Act

## **Unit V**

### **The Motor Vehicles Act, 1988 (with relevant amendments)**

- I. Preliminary – Sec. 1 and 2.
- II. Registration of Motor Vehicles- Sec 39-46, 50, 53-55, 62B, 63
- III. Insurance of Motor Vehicles Against Third Party Risk – Sec 145-146, 149-153, 156-157, 161-164B
- IV. Claims Tribunal- Sec 165-169
- V. Offences, Penalties and Procedures- Sec 177-210B

## **Suggested Reading:**

1. Law Of Torts With Consumer Protection Act by Dr. R K BANGIA
2. The Law Of Torts By Ratanlal & Dhirajlal
3. Law of Torts by Ramachandran
4. Law of Torts with Consumer Protection Act and Motor Vehicles Act by J N Pandey
5. Handbook on Law of Torts - Material and Cases by Thakur Birendra Mohan
6. Consumer Protection Laws by Dr R K Bangia
7. Consumer Protection Act: A Commentary by G.B. Reddy and Baglekar Akash Kumar
8. Commentary on The Motor Vehicle Act, 1988 by Bhatnagar
9. Commentary on The Motor Vehicles Act, 1988 by Y Rama Rao

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **Law of Contracts**

**Paper Code: LCC 3.1.4**

**Total Marks – 100**

ES	IA
80	20

### **Unit-I**

**Fundamental** (Chapter I, II of Indian Contract, Act, 1872 specifically the following)

- Understanding the difference between agreements and contracts
- Essentials and exceptions to the formation of contracts under the ICA, 1872
- Understanding when the 1872 Act trumps the contract entered into between parties

### **Unit-II**

**Types of agreements and their enforceability**

- Difference between contingent contracts and wagering agreements
- Understanding how contracts can become void and voidable subsequently
- Understanding concepts of essential and non essential clauses in a contract
- Understanding the principle of severability in the light of alternate promise one of which may be illegal

### **Unit III**

**Performance of contract and the consequences of breaching them**

- Understanding performance of contracts when there is no clarity on time, venue, manner of performance
- Understanding possibilities of execution of contracts through promisor, joint promisors and legal representatives of the promisor/promisee
- Difference in the concepts of novation of contract and breach of contract
- Consequences for breach of contract
- Difference between rescission and repudiation of contract
- Quasi Contracts

### **Unit IV**

**Some Special contracts**

- Difference between contract of indemnity and guarantee
- Rights and duties of indemnifier and indemnity holder

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

- Rights and duties of Surety, Principal Debtor and Creditor
- Concepts of Bailment and how it is different or similar to pledge
- Rights and duties of bailor and bailee
- Similarities between duties of a bailee and the finder of goods

## **Unit V**

### **An introduction to Specific Relief Act, 1963**

- Introduction to the importance of Specific Relief Act, 1963 and whether is SRA enforceable (S. 10)
- Understanding the concepts of “recovery of possession of property”, “specific performance of contracts”, “rectification and cancellation of instruments and rescission of contracts”, Preventive Relief”, “declaratory relief”

#### **Recommendation Resources:**

- Bare Act of Indian Contract Act, 1872
- Bare Act of The Specific Relief Act, 1963
- Landmarks Judgements and contemporary judgements relevant to the course
- Commentaries on Contract Law, by Avtar Singh, Myneni, Mulla

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

# **Property Law**

**Paper Code- LCC 3.1.5**

**Total Marks – 100**

**Transfer of Property Act, 1882**

ES	IA
80	20

## **Unit – I**

Preliminary (Section 1- 4)

Transfer of Property by Act of Parties (Sections 5- 53 A)

## **Unit – II**

Sales of Immovable Property (Sections 54- 57)

## **Unit- III**

Mortgages of Immovable Property (Sections 58- 104)

Leases of Immovable Property (Sections 105-117)

## **Unit-IV**

Exchanges (Sections 118- 121)

Gifts (Sections 122- 129)

Transfer of Actionable Claims (Sections 130- 137)

## **Unit V**

## **Indian Easements Act, 1882**

Definitions and essential features of Easement

Kinds of Easement

Imposition, Acquisition and Transfer of Easements.

## **Books Recommended:**

1. Transfer of Property Act, 1882
2. Mulla's Transfer of Property Act Ed. VII
3. G.P. Tripathi, The Transfer of Property Act
4. R.K. Sinha, The Transfer of Property Act.
5. Vepa Sarathi, Law of Transfer of Property
6. S.N. Shukla, Transfer of Property Act.

- The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.

## **FAMILY LAW – I**

**Course Code - LCC 3.1.6**

**Total Marks – 100**

ES	IA
80	20

### **Unit-I**

Sources of Hindu Law, Joint Family System and Coparcenary General Principles of succession under the Dayabhaga and the Mitakshara systems

### **Unit-II**

Women's property and Stridhan Distinction between Dayabhaga and the Mitakshara systems and effect of modern statutes

### **Unit-III**

Hindu Marriage Act, 1955 Hindu Succession Act, 1956

### **Unit-IV**

Hindu Adoption and Maintenance Act, 1956 Hindu Minority and Guardianship Act, 1956

### **Unit-V**

Special Marriage Act, 1954

### **Recommended Books:**

- I. Mulla – Hindu Law
- II. S.K. Mitter – Hindu Law
- III. Venkatraman – A Treatise on Hindu Law
- IV. Derret – Modern Hindu Law
- V. Hindu Marriage Act, 1955
- VI. Hindu Succession Act, 1956
- VII. Hindu Minority and Guardianship Act, 1956
- VIII. Hindu Adoptions and Maintenance Act, 1956
- IX. Paras Diwan – Modern Hindu Law
- X. S.S.Singh – Unification of Divorce Laws in India

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**



## **SEMESTER - II**

### **CONSTITUTIONAL LAW –II (CBCS)**

**Paper Code: LCC-3.2.1**

***Total Marks – 100***

<b>ES</b>	<b>IA</b>
<b>80</b>	<b>20</b>

#### **Unit-I**

Directive Principles of State Policy (Article 36-51)

Significance of the Directive Principles of State Policy

Inter-relation of Directive Principles of State Policies with Fundamental Rights

#### **Unit-II**

Constitutional Organs

Parliament

Parliamentary Sovereignty

Parliamentary Privileges

Anti-Defection Law

Collective responsibility of Cabinet

#### **Unit-III**

Union Executives

President

The Council of Minister

Prime Minister

#### **Unit-IV**

Jurisdiction of the Supreme Court and High Court

Independence and accountability of Judiciary

Power of Judicial Review

Emergency Provisions: National, State and Financial

Constitutional Amendment

Doctrine of Basic Structure

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **Unit V**

Relationships between Centre and States-legislative, financial and administrative relationship  
Doctrine of Territorial Nexus, Doctrine of Harmonious Construction, Doctrine of Pith and Substance, Doctrine of Repugnancy  
Freedom of Trade Commerce  
Doctrine of Pleasure.

### **Book Recommendation**

1. Austin Granville- The Indian constitution: Cornerstone of a Nation.
2. Dr. J.N. Panday, Constitutional Law of India
3. Jain M.P. – Indian Constitutional Law
4. Shukla V N- Constitution of India (ed. By M.P. Singh)
5. Basu D.D. – Shorter Constitution of India;

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **Special Contracts**

**Paper Code: LCC 3.2.2**

***Total Marks – 100***

<b>ES</b>	<b>IA</b>
<b>80</b>	<b>20</b>

### **Unit I Other Special Contracts under Indian Contract Act, 1872**

- Meaning of Agency, and the difference between Principal, Agents and Sub Agents
- Powers and duties of Principal, Agents and Sub-Agents

### **Unit II Specific Relief Act, 1963**

- Significance of the Limitation Act, 1963
- Enforceability of government contracts
- Non enforceable contracts under Specific Relief Act, 1963
- Recovery of possession of movable and immovable property

### **Unit III Sale of Goods Act, 1930 (I)**

- Difference between Agreement to Sell and contract of sale
- Difference between movable and immovable goods and understanding goods under Sale of Goods Act, 1930
- Concepts of conditions and warranties and when could one be treated as the other

### **Unit IV Sale of Goods Act, 1930 (II)**

- Difference between concepts of property and goods
- When does transfer of property in the goods takes place.
- Different types of deliveries under the 1930 Act
- Rights of seller and buyer against each other

### **Unit V Limited Liability Partnership, 2008**

- Understanding the difference between the Partnership Act, 1932 and the scope of LLP, 2008
- Formation of a partnership as distinguished from formation of LLPs
- Incorporation of LLP and conversions to LLP from partnership, and private company
- Recent Amendment in LLP (Including the 2021 Amendment Act)

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

- Rights and Liabilities of Partners in LLP towards each other and the world at large

**Recommendation Resources:**

1. Bare Acts of ICA, 1872, IPA 1932, LLP, 2008, SRA, 1963, Limitation Act, 1963
2. Commentaries on ICA, SRA by Avtar Singh,
3. Introduction to Law of Partnership including LLP, Avtar Singh EBC
4. Avtar Singh's Business Law by Varun Malik, EBC
5. Contract II along with Sale of Goods and Partnership Act, by N V Paranjape, 2022

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **FAMILY LAW – II**

**Course Code-3.2.3**

***Total Marks – 100***

ES	IA
80	20

### **Unit-I**

Concept and Background of Muslim Law.

### **Unit-II**

Sources & Schools, Muslim Law as applied and interpreted in India.

### **Unit-III**

Marriage, Dower and maintenance Dissolutions of Marriage.

### **Unit-IV**

Gift, Wills, Waqf and Administration of Estate Unit-V Pre-emption and Inheritance.

### **Recommended Books:**

- I. Abdur Rahim, Principle of Islamic Jurisprudence (1994)
- II. Syed Ameer Ali, Mahommedan Law, Tagore Law Lectures
- III. Baillie, Digest of Moohummudan Law
- IV. The Durrul Mukhtar, (Tr. By Brij Mohan Dayal)
- V. Fyzee, A.A.A. , Outlines of Muhammadan Law
- VI. Hedaya, Tr. Into English by C.I. Hamilton
- VII. S. Mahmassani, The Philosophy of Jurisprudence in Islam.
- VIII. Tyabji, F. B., Muhammadan Law, The Personal Law of Muslims.
- IX. I. A. Khan (ed). Muslim Law.
- X. S. Khalid Rashid, Muslim Law.

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## Law of Crimes I

### **BHARATIYA NYAYA SANHITA (BNS)**

**PAPER CODE: LCC 3.2.4**

***Total Marks – 100***

#### **Unit- I**

ES	IA
80	20

##### **1. INTRODUCTION**

- Fundamentals of Crime
- Concept of Crime and Offence
- Elements of crime
- Stages of crime
- Mala-in-se
- Mala Prohibita
- Definition & General Explanations [SEC 2-3]
- Jurisdiction [SEC 1]
- General Exceptions [SEC 14 – 44]

#### **Unit-II**

##### **1. OFFENCE AFFECTING THE HUMAN BODY**

- Culpable Homicide & Murder [SEC 100 -110],
- Hurt [SEC 114 -118],
- Wrongful Restraint & Wrongful Confinement [SEC 126 & 127],
- Force [SEC 128 -132],
- Kidnapping & Abduction [SEC 137 -146],

#### **Unit -III**

##### **1. OFFENCES AGAINST WOMAN AND CHILD**

- Rape [SEC 63 -70]
- Assault or criminal force to woman [ SEC 74 -78]
- Related to Marriage [SEC 80-86]
- Causing Miscarriage [SEC 88-92]
- Against child [SEC 93-99]

- The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.

## **Unit- IV**

### **1. OFFENCE AGAINST THE PROPERTY**

- Theft & Snatching [SEC 303-304]
- Extortion [SEC 308]
- Robbery & Dacoity [SEC 309-313]
- Criminal Misappropriation of property, Breach of Trust, and Stolen Property [ SEC 314-317]
- Cheating [ SEC 318-319]
- Mischief [ SEC 324]
- Criminal trespass [ SEC 329-331]

## **Unit- V**

### **1. INCHOATE OFFENCES**

- Abetment [SEC 45 -53]
- Conspiracy [SEC 61]
- Attempt [SEC 62]

### **2. Common Object [SEC 190]**

### **3. Defamation [SEC 356-357]**

### **4. Criminal Intimidation [SEC 351(1)-(4)]**

### **5. Public Nuisance [SEC 270]**

### **6. Organised Crime [ SEC 111]**

### **7. Petty Organised Crime [ SEC 112]**

### **8. Terrorist act [ SEC 113]**

### **9. Hate Speech [ SEC 152]**

### **10. Mob Lynching [ SEC 103(2)]**

### **Suggested Books/ Readings:**

1. Rattan Lal and Dhiraj Lal, Indian Penal Code, Lexis Nexis.
2. S.N. Misra, Indian Penal Code, Central Law Publications
3. K. D. Gaur, Commentary on the Indian Penal Code, Universal Law Publishing Co Pvt Ltd., New Delhi
4. C.K. Takwani, Indian Penal Code, Eastern Book Company, Lucknow
5. R.C.Nigam, Law of Crimes in India (vol I), 1965
6. K.I.Vibhute, PSA Pillai's Criminal Law, Lexis Nexis

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **Human Rights Law and Practice**

**Course Code: LHC 3.2.5**

**Total Marks – 100**

ES	IA
80	20

### **Objectives:**

1. To provide the basic knowledge regarding the concepts and philosophies of human rights
2. To provide knowledge regarding National and International Human Rights Instruments
3. To develop skills for human rights advocacy and lawful protest against human rights violation.

### **Learning Outcomes:**

**At the successful completion of this course, students will be able to:**

1. Gain knowledge of the basics of human rights laws.
2. Evaluate the International instruments on human rights to ascertain areas where the law reform is needed.
3. Reflectively evaluate the effectiveness of human rights practice on local, national or international level.

### **Contents:**

#### **Unit I**

- Introduction to Human Rights.
- b) Philosophy, History and Development of Human Rights.

#### **Unit-II**

##### **International Human Rights Laws –**

- (a) Universal Declaration of Human Rights 1948.
- (b) International Covenant on Civil and Political Rights – 1966.
- (c) International Covenant on Economic, Social and Cultural Rights – 1966.
- (d) Two Protocols of 1966 & 1989.

#### **Unit-III**

- The Protection of Human Rights Act, 1993.

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**



#### **Unit-IV**

- Human Right Provisions in the Indian Constitution.
- b) Role of Judiciary Media & NGOs in the protection of Human Rights in India.
- c) Human Rights and Vulnerable Groups: Rights of Women, Children, Disabled, Tribal, Aged and Minorities: National and International Legal Developments.

#### **Suggested Readings:**

1. D. Basu – Human Rights in Constitutional Law.
2. P. Diwan – Human Rights and the Law.
3. R.C. Hingorani – Human Rights in India.
4. Paul Sieghart – The International Law of Human Rights.

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## Land Law

Paper Code: LOC 3.2.6(A)

Total Marks – 100

### Unit – I

ES	IA
80	20

1. Historical backdrop of Land, Bhuswami or Bhupati
2. Initiation of Permanent Settlement System through Permanent Settlement Act, 1773 and Permanent Settlement Regulation, 1793
3. Evolution of the Bengal Tenancy Act, 1885 and identification of Raiyat's Record of Rights (ROR)
4. Recognition of Land Acquisition follows by W.B. Land Acquisition Act, 1894.

### Unit – II

- Revised RORs and the West Bengal Estate Acquisition Act, 1953.

### Unit -III

- Land Administration and West Bengal Land Reforms Act, 1955.
  - a. Amendment Act, 1981 and its contribution
  - b. Latest Amendment Act, 2023 and its significance

### Unit – IV

- Eviction, fair rent and the West Bengal Premises Tenancy Act, 1997.

### Unit -V

- West Bengal Apartment Ownership Act 1972

### Books recommended:

1. **Parimal Bandyopadhyay** - Land and all that land and land reforms in West Bengal: perspective India
2. **A. N. Saha** - The West Bengal Land Reforms Act, 1955 with the (Amendment) Act, 1981
3. **M.R. Mallick** - The West Bengal Premises Tenancy Act, 1997.

- The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.

## **Women and Law**

**Paper Code: LOC 3.2.6(B)**

**Total Marks – 100**

ES	IA
80	20

### **Unit I: Introduction to Women and Law**

- Historical Development of Women's Rights
- Women's Rights Movements
- Evolution of Women's Rights in India and Globally
- Concept of Gender Justice
- Understanding Gender Discrimination
- Gender and Sex
- Constitutional Provisions in India related to Women
- Role of Judiciary in Promoting Women's Rights

### **Unit II: International Commitments**

- Conventions Specifically Related to Women's Rights
- The Convention on the Political Rights of Women, 1954
- The Convention on the Nationality of Married Women, 1957
- ICCPR, 1966
- ICSCR, 1966
- Declaration on the Elimination of All Forms of Discrimination Against Women, 1967
- The Declaration of Mexico on the Equality of Women, 1975
- Convention on the Elimination of All Forms of Discrimination Against Women, 1979 (CEDAW)
- Optional Protocol to the Convention on the Elimination of All Forms of Discrimination Against Women
- Beijing Declaration and Platform for Action
- International Labour Organization (ILO) Conventions.

#### **1. Regional Conventions**

- African Charter on Human and Peoples' Rights
- European Convention on Human Rights
- Inter-American Convention on the Prevention, Punishment, and Eradication of Violence

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

against Women.

## **2. Role of International Organizations**

- United Nations
- World Health Organization (WHO)
- National and International NGOs

## **Unit III: Women and Personal Laws**

1. Personal Laws and Women: Marriage, Maintenance, Custody, Inheritance and Succession
  - Hindu Law
  - Muslim Law
  - Christian Law
  - Parsi Law
  - Issues of Uniform Civil Code

## **Unit IV: Vulnerability of Women and Law**

- Protection of Women from Domestic Violence Act, 2005
- Dowry Prohibition Act, 1961
- The Immoral Traffic (Prevention) Act 1956
- Sexual Harassment of Women at Workplace (Prevention, Prohibition, and Redressal) Act, 2013 (and other relevant laws)

## **Unit V: Implementation, Plan & Policy**

- Effectiveness of Legal Provisions
  - NHRC and National Commission for Women
  - **National Plan of Action (1976)**
  - **National Policy on Education 1986**
  - National Womens Policy 1991
  - **73rd and 74th Constitutional Amendment Acts of 1992**
  - National Policy for Empowerment of Women, 2001
  - National Gender Equality Policy 2011-2015
  - Draft National Policy for Women, 2016
  - Schemes for Women (Beti Bachao Beti Padhao, Support to Training and Employment Programme for Women, RGSEAG–SABLA, Rashtriya Mahila Kosh, IGMSY-CMB, UJJWALA, SWADHAR)
- 
- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

**Recommended Books/ Reading:**

- Flavia Agnes, *Law and Gender Inequality: The Politics of Women's Rights in India*
- Ratna Kapur, *Gender, Alterity and Human Rights: Freedom in a Fishbowl*
- Nandita Haksar, *Demystification of Law for Women*
- Dr. S.C. Tripathi and Vibha Arora, *Law relating to Women and Children*
- Dr. Krishna Pal Malik, *Women and Law*

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## SEMESTER – III

### Company Law

Paper: LCC 3.3.1

*Total Marks – 100*

ES	IA
80	20

#### Unit I

##### **Essential Foundational Concepts:**

- Understanding the meaning and the need for doing business in the form of an artificial person
- Conceptual difference between company as an artificial person from society, trusts and LLP
- Essentials for the formation of a company under Companies Act, 2013 read with the relevant Rules (Relevance of MOA and AOA in the formation of a company)
- Difference between Companies Act, 1956 and Companies Act, 2013

#### Unit II

##### **Company Stakeholders-I:**

- Promoters:
  - Their role in the formation of the company and their liability under the Companies Act, 2013 read with the relevant Rules
- Directors
  - Their role in the running of the company, their liability under the Companies Act, 2013 as distinguished from their liability under Companies Act, 1956
  - Types of directors (Whole Time, Resident, Nominee, Alternate, Additional)
  - Role of directors as distinguished from the role of company secretary
  - Qualifications for being a director

#### Unit III

##### **Company Stakeholders II:**

- Key Managerial Personnel KMP
  - Necessity for Inclusion KMP in the functioning of the company; their liability of KMP under the Companies Act, 2013 read with the relevant Rules
  - Role of Company Secretary and Company Auditor
- Similarity and difference in the role of Company Secretary
- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

- Role and Power of the Shareholders in the management of the company
- Understanding the role of the above mentioned stakeholders in the light of the concept of corporate governance

#### **Unit IV**

##### **Aspects of Company Management:**

- Meaning and difference between different types of securities (shares and debentures)
- Raising of finance of a company through Public Offer (read with relevant rules of Company Act, 2013 and SEBI Act, 1992)
- Meaning of Minority Shareholders and their protection under Companies Act, 2013 r/w relevant rules
- Meaning of Compromise, Arrangement, Amalgamation and understanding the rules pertaining to the same under Companies Act, 2013

#### **Unit V**

##### **CIRP and End of Life Cycle of Companies:**

- Meeting and its significance in the management of the company; legal rules for convening, constituting and conducting a valid meeting
- Corporate Insolvency Resolution Process (CIRP) under Insolvency and Bankruptcy Code, 2016 r/w Companies Act, 2013
- CIRP leading to Winding up, Voluntary Winding up, Compulsory Winding up
- Brief overview of Corporate Social Responsibility and the Concept of Corporate Governance.

##### **Recommendation Resources:**

1. Company Law - G.K Kapoor and S. Dhamija,
2. Company Law - P.K Agarwal
3. Guide to the Companies Act - A Ramaiya
4. Elements of Companies- N.D.Kapoor
5. Indian Companies Law - Avtar Singh

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **LAW OF CRIMES II**

### **[THE BHARATIYA NAGARIK SURAKSHA SANHITA, 2023]**

**Paper Code: LCC 3.3.2**

***Total Marks – 100***

<b>ES</b>	<b>IA</b>
<b>80</b>	<b>20</b>

#### **Unit: I**

Sections Chapter I Preliminary 1-5 Chapter II Constitution of Criminal Courts and Offices 6-20 Chapter III Powers of Courts 21-29 Chapter IV Powers of Superior Officers of Police and Aid to the Magistrates and the Police 30-34.

#### **Unit II**

Sections Chapter V Arrest of Persons 35-62 Chapter VI Processes to Compel Appearance 63-93 Chapter VII Processes to Compel Production of Things 94-101 Chapter VIII Reciprocal Arrangements for Assistance in certain matters and Procedure for Attachment and Forfeiture of Property 111-124 Chapter IX Security for Keeping the Peace and for Good Behaviour 125-129 Chapter X Order for Maintenance of Wives, Children and Parents 144-147 Chapter XI Maintenance of Public Order and Tranquility 148-152, 163-167.

#### **Unit III**

Sections Chapter XII Preventive Action of the Police 168-172 Chapter XIII Information to Police and their Powers to Investigate 173-196 Chapter XIV Jurisdiction of the Criminal Courts in Inquiries and Trials 197-209 Chapter XV Conditions Requisite for Initiation of Proceedings 210-222 Chapter XVI Complaints to Magistrates 223-226 Chapter XVII Commencement of Proceedings before Magistrates 227-233 Chapter XVIII The Charge 234-24.

#### **Unit IV**

Sections Chapter XIX Trial before a Court of Session 248-260 Chapter XX Trial of Warrant Cases

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**



by Magistrates 261-273 Chapter XXI Trial of Summon Cases by Magistrates 274-282 Chapter XXII Summary Trials 283-288 Chapter XXIII Plea Bargaining 289-300 Chapter XVI General Provisions as to Inquiries and Trials 337, 340, 341, 343-345, 346, 348, 349, 351, 358, 359.

### **Unit V**

Sections Chapter XXIX The Judgment 392, 395-397, 398, 399, 400, 401 Chapter XXXI Appeals 413-435 Chapter XXXII Reference and Revision 436-445 Chapter XXXIII Transfer of Criminal Cases 446-452 Chapter XXXV Provisions as to Bail and Bonds 478-496 Chapter XXXVII Irregular Proceedings 506-512 Chapter XXXVIII Limitation for Taking Cognizance of Certain Offences 513-519.

### **Books Recommended:**

1. Criminal Manual by Eastern Book Company
2. Professional's New Criminal Laws Manual
3. Taxmann's New Criminal Major Acts

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **Code of Civil Procedure and Limitation Law**

**Paper Code – LCC 3.3.3**

**Total Marks – 100**

ES	IA
80	20

### **Unit- I**

- i. The function of the Code of Civil Procedure with a brief history.
- ii. Important definitions of words like Decree, Judgement, Order, Mesne Profits, Public Officer, Legal Representative etc.
- iii. Jurisdiction of Civil Courts – Courts to try all civil suits unless expressly or impliedly barred. What are suits of a civil nature?
- iv. Pendency of a suit bars a fresh suit. Principle underlying Section 10.
- v. Principles of Res. Judicata – Constructive res judicata as embodied in Explanation IV and VI of Section 11.
- vi. When Foreign Judgements are not conclusive (Section 13).
- vii. Place of Suing – Section 15 to 21A provide the key to the topic.
- viii. Power of transfer and General power of transfer and withdrawal of suits (Section 22 to 25).
- ix. Institution of Suit (Section 26 and Order 1, 2, 3 and 4)
- x. Pleadings (Order 6, 7, 8)
- xi. Service of Summons to Defendants under different circumstances; Section 27 to 29 and order V.
- xii. Judgement and Decree- Section 33 & Order XX
- xiii. Costs- Section 35A-B, Order XX-A

### **Unit-II**

- i. Section 36-39 application to orders, definition of court which passed a decree, court by which decree may be executed, transfer of decree
- ii. Section 46- Precepts
- iii. Section 47- Question to be determined by the Court executing decree.
- iv. Section 51- Power of court to enforce execution
- v. Section 52- Enforcement of decree against legal representative.
- vi. Section 55- Arrest and detention.

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

- vii. Section 56- Prohibition of arrest or detention of women
- viii. Section 60- Property liable to attachment and sale in execution of decree.
- ix. Interim Orders- Power of Civil court to issue Commissions (Secs 75 to 78).
- x. Details of procedure relating to Commissions (Order XXVI).
- xi. Arrest and attachment before judgment (Order XXXVIII)
- xii. Temporary injunction (Order XXXIX).
- xiii. Interlocutory Orders (Order XXXIX)
- xiv. Receiver (Order XL)

### **Unit III**

- i. Suits by or against Govt. or Public Officer in the Official capacity (Secs. 79 to 81) – Notice to the Govt. or Public Officer (Section 80)
- ii. Suit by or against minor or lunatics – Order XXXII
- iii. Suits by indigent persons- Order XXXIII
- iv. Interpleader Suits – Section 88 and order XXXV.
- v. Settlement of dispute outside of Court – Section 89
- vi. Filing of a suit in respect of public Nuisance (Section 91).
- vii. Procedure for filling of a suit in respect of breach of any express or constructive trust created or public purposes of a charitable or religious nature (Section 92).

### **Unit-IV**

- i. Appeals – from original decrees – from final decree where no appeal from Preliminary decree
- ii. Second appeal when lies – Appeals from orders – Powers of appellate court – when appeal lies to the Supreme Court (Section 96 to 112 and Orders XLI to XLIII).
- iii. Reference – (Section 113 & Order XLVI
- iv. Review of Judgments (Section 114 & Order XLVII)
- v. Revision of Judgment (Section 115)
- vi. The principle of restitution when decree is set aside or modified – Section 144 – Determination of any question under Sec.144 is a decree.
- vii. Enforcement of Liability of Surety – Section 145.
- viii. Right to lodge a Caveat by a person claiming a right to appears before the court – Section 148A.
- ix. Inherent power of court to make order for the ends of justice or to prevent abuse of the process of Court (Sec. 151)
- x. Amendments of judgments, decrees and orders (Section 152)
- xi. General power to amend (Section 153) power to amend decree or order where appeal is summarily dismissed (Section 153A).

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

- xii. Appeals by indigent persons – Order XLIV

### **Unit- V**

The Limitation Act 1963

- i. Section. 1 – 20.
- ii. Prescriptive Rights- Section 25-27

### **Books Recommended:**

1. Mulla – Code of Civil Procedure
2. Mukherjee A. N. – Code of Civil Procedure
3. C.K. Takwani - Civil Procedure
4. S. Chakravarti and B. Nath – Cases and Materials
5. A.N. Saha - Civil Procedure Code
6. B.B. Mitra – The Limitation Act
7. Ganguly – Civil Code Practice & Procedure

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **Environmental Law**

Paper Code: LCC 3.3.4

**Total Marks – 100**

ES	IA
80	20

### **Unit I**

*This module seeks to acquaint the students with the evolution in environmental jurisprudence and how perspectives of sovereign nations changed over the years in engaging with environmental issues at an international level.*

1. Protection of African Wildlife and broad objectives of The London Convention of 1933 implemented in colonized Africa through the creation of nature parks and species protection.
2. The importance of undertaking large scale preservation of wilderness and the American National Parks Movement.
3. Carbon sequestration efforts through perseveration of global carbon sinks in the form of forests and oceans.
4. Global Trade and its impact on the environment, inclusion of environmental protection clauses in multilateral investment treaties.

### **Unit II**

*The history of International Environmental Law can be broadly split into three different phases: Pre Stockholm Era which included isolated environmental regulatory initiatives and which roughly concluded with the signing of the Stockholm Declaration 1972; then the changes that happened globally till the Rio de Janeiro Earth Summit 1992; then the rise in global trade and industries that propelled the necessity for signing of the Paris Agreement in 2016. There were many international legal instruments that were signed during this period, which will be cursorily studied while we focus on understanding the three landmark international instruments*

1. Stockholm Declaration, 1972
2. Rio Summit, 1992
3. Paris Agreement 2016
4. International Environmental Principles (sustainable development, polluter pays principle, precautionary principle, public trust doctrine, intergenerational equity)

- The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.

### **Unit III**

*The goal of this sub-module is to identify various international and national environmental regulatory bodies and understand only their broad goals and powers.*

1. Intergovernmental Panel on Climate Change (IPCC)
2. Pollution Control Boards in India (CPCB and SPCBs)

### **Unit IV**

*The goal of this module is to understand how even after India gained Independence it had continued to follow in the footsteps of the British that looked upon the environmental resources from an economic lens. It is only in the recent years that the anthropocentric focus of the legislation and judiciary has shifted towards a more eco-centric position and various legislative efforts have been taken to ensure protection of different aspects of the environment. The focus of this module is to recognise the enormity of the various legal instruments that have been enacted to protect the environment in India and to focus only on the objective of the relevant legal instrument and the broad measures taken under the instrument to project that particular aspect of the environment.*

- Environmental Regulation of Forests in the Pre-Independence Era:- understanding the anthropocentric focus of engaging with the environment during and immediately after independence of India
- Constitutional Protection to the Environment and landmark case laws in assessing interests competing with protection of the environment (especially under Article 21, 48A, 51A (g))
- Essential Features of the Environment Protection Act, 1986 and Rules 1988:- its relevance in defining environment, imposing penalty.
- Special Statutes and Rules to protect different aspects of the environment:
  - Water, Air, Different Types of Waste Generation
  - Forests, Wildlife, Impacts of pesticides on birds and the environment
- Other policies adopted by the government in relation to the environment
  - National Health Policy, 2017
  - Draft National Forest Policy 2018
  - Environmental Impact Assessment 2006 and 2020
  - Wetland Conservation Rules, 2017

### **Unit V**

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

***The goal of this module is to identify those vulnerable sections of the society within India and outside India who have had to deal with the drastic impacts of environmental change. While doing so, efforts and initiatives that have been taken by state and non state actors in addressing various environmental concerns through individual as well as concerted actions will be studied***

- Identifying the vulnerable sections in the world and specifically in India that have had to face the perils of climate change (poor countries and island countries and those who are considered impoverished)
- Adaptation and Technology Transfer: role of developed countries in helping developing countries adapt in the wake of climate change.

**Books Recommended:**

1. *Environmental Law and Policy in India* (Cases, Materials and Statutes), Shyam Divan, Armin Rosencranz, Oxford University Press, 2012
2. *This Changes Everything*, Naomi Klein, (Penguin Books, 2014)
3. *The Climate Solution*, Mridula Ramesh, 2019, Hachet India
4. *Air (Pollution, Climate Change and India's Choice Between Policy and Pretence)*, Dean Spears, HarperCollins Publishers India, 2019

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **BANKING LAW**

***Paper Code: LHC 3.3.5***

***Total Marks – 100***

ES	IA
80	20

### **Unit-1:**

#### **Banking System in India**

- a. History of Banking in India
- b. Kinds of Banks and their Functions
- c. Banking Regulation Laws:
  - i) Reserve Bank of India Act, 1934
  - ii) Banking Regulation Act, 1949
  - iii) The Negotiable Instrument Act, 1882

### **Unit-2:**

#### **Social control and general norms of Banking**

- a. Bank Nationalization and Social Control over Banking
- b. Relationship between Banker and Customer:
  - i) Legal Character
  - ii) Contract between Banker and Customer
  - iii) Bank's Duty to Customers
  - iv) Liability under the Consumer Protection Act, 2019

### **Unit -3:**

#### **Lending, Securities and Recovery by Banks**

- a. Principles of Lending
- b. Position of Weaker Sections
- c. Nature of Securities and Risks Involved
- d. Default and Recovery
- e. Recovery of Debts with and without Intervention of Courts / Tribunal:

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**



- i) Recovery of Debts due to Banks and Financial Institutions Act, 1993
- ii) Securitization and Reconstruction of Financial Assets and Enforcement of Security Act, 2002

#### **Unit -4:**

##### **Banking Frauds**

- a. Nature of Banking Frauds
- b. Legal Regime to Control Banking Frauds
- c. Recent Trends in Banking: Automatic Teller Machine and Internet Banking, Smart Cards, Credit Cards

#### **Unit- 5:**

- i) Regional Rural Banks Act, 1976
- ii) The Reserve Bank-Integrated Ombudsman Scheme, 2021
- iii) Payment and Settlement Systems Act, 2007

#### **Text Books:**

- 1. K.C. Shekhar, & Lekshmi Shekhar, Banking Theory and Practice, Vikas Publishing House, 19th Edition, 2005.
- 2. Jyotsana Sethi & Nishwar Bhatia, Elements of Banking and Insurance, PHI Publishers, 2nd Edition, 2013.
- 3. S. N. Gupta: The Banking Law in Theory and Practice;
- 4. Avtar Singh: Laws of Banking and Negotiable Instruments: An Introduction
- 5. Tannan's Banking Law and Practice in India, Lexis Nexis, 23rd Edition, 2010.

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **Information Technology and Law**

**Paper Code – LHC 3.3.6**

**Total Marks – 100**

<b>ES</b>	<b>IA</b>
<b>80</b>	<b>20</b>

### **Unit-I**

#### **Introduction**

History and development of Information Technology and Cyber Space,  
Concept and definition of Cyber Space.

### **Unit –II**

#### **International Regulatory Framework**

Jurisdiction in Cyber Space (Issues of jurisdiction in cyberspace, Types of jurisdiction, Prerequisites of jurisdiction, The tests involved (Minimum contact theory, Sliding Scale

Theory, Effects Test and International targeting), Jurisdiction under IT Act, 2000)

European Convention on Cyber Crimes

Hague Convention on Jurisdiction and Foreign Judgments: Jurisdiction Agreement

UNCITRAL Model Law on Electronics Commerce 1996

International legal regime relating to Intellectual Property Rights –

(i) Berne Convention;

(ii) Rome Convention;

(iii) WIPO Copyright Treaty;

(iv) WIPO Performance and Phonograms Treaty

(v) UDRP

### **Unit-III**

#### **Information Technology Act, 2000 (As Amended by Information technology (Amendment) Act 2008)**

Objective and Development

Digital Signature and Electronic Signature

E-Contract

E-Governance

Certifying Authority

Controller

Penalties, compensation and adjudication

Telecom Dispute Settlement Appellate Tribunal

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

#### **Unit-IV**

##### **Cyber Offences and Indian Legal Framework**

Meaning of Cyber crime

Cyber Crimes Vs. Conventional Crime

Hacking

Digital Forgery

Cyber Stalking/Harassment

Cyber Pornography

Identity Theft & Fraud

Cyber Terrorism

Cyber Defamation Viruses ( File Infectors, Boot record infectors, Boot and file viruses)

Salami attacks - Web Jacking

Denial of service attack

Right to Privacy and Data Protection on Internet

#### **Unit-V**

##### **Intellectual Property and Cyberspace**

Copyright issues: Linking, Inlining, Framing

Trademark issues: Domain Name Dispute, Cyber squatting, Uniform Dispute Resolution Policy, Meta Tags and Key words.

Computer software protection and IPR issues.

##### **Books Recommended**

1. J. Singh Yatindra – Cyber Law
2. S. K. Verma – Legal Dimension of Cyber Space
3. T. V. R. Satyaprasad – Law relating to Information Technology
4. Duggal Pavan - Cyber Law: Indian Perspective
5. Kamath Nandan – A Guide to Cyber Law
6. Matham Raghul – Law relating to Computers and Internet.
7. Ferrera & Lichtenstein – Cyber Law
8. Seth Karnika – Computers, Internet and New Technology Laws
9. Gupta Arpan- Commentary on Information Technology Act.

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **Offences against Child and Juvenile offences**

**Paper Code – LOC 3.3.7(A)**

**Total Marks – 100**

<b>ES</b>	<b>IA</b>
<b>80</b>	<b>20</b>

### **Unit I:**

Definition and concepts of term child and Juvenile, delinquent child, neglected child  
United Nations Convention on the Rights of the Child, 1989 including the two optional protocols i.e. Optional Protocol to the Convention on the Rights of the Child on the sale of children, child prostitution and child pornography and Optional Protocol to the Convention on the Rights of the Child on the involvement of children in armed conflict).  
United Nations Guidelines for the Prevention of Juvenile Delinquency (The Riyadh Guidelines).

United Nations Standard Minimum Rules for the Administration of Juvenile Justice (The Beijing Rules).

UN Rules for the Protection of Juvenile Deprived of their Liberty (Havana Conventions)  
Guidelines for the Action on Children in Criminal Juvenile System (Vienna Guidelines)

### **Unit II**

Theories of Juvenile Delinquency

1. Biological Theory
2. Sociological theory
3. Psychological theory

### **Unit-III**

Growth and Development of Juvenile Justice System in India (from welfare to rights based approach)

The Juvenile Justice (Care and Protection of Children) Act 2015.

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## Unit IV

### Kinds of Offences against Children

- a) Child abuse
- b) Child labour and forced labour
- c) Kidnapping, abduction
- d) Abetment of suicide of child
- e) Sale of obscene objects to young

### The Legislative approach

- 1. Constitutional Provisions (relevant provisions)
- 2. Indian Penal Code (relevant provisions)
- 3. Child Labour (Prohibition and Regulation) Act, 1986
- 4. Commissions for Protection of Child Rights Act, 2005
- 5. Prohibition of Child Marriage Act, 2006
- 6. The Right of Children to Free and Compulsory Education Act, 2009
- 7. Protection of Children from Sexual Offence Act, 2012
- 8. Pre-Conception and Pre-Natal Diagnostic Techniques (Regulation and Prevention of Misuse) Act, 1994

(All the laws to be studied along with the recent and updated amendments)

### Books Recommended :

- 1. K.D. Gaur – Criminal Law and Criminology
- 2. Ved Kumari – The Juvenile Justice System in India.
- 3. R.N. Choudhuri – Law relating to Juvenile Justice in India.
- 4. S.S. Srivastava – Criminology & Criminal Administration.

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

**R.T.I**  
**(RIGHT TO INFORMATION)**

**Paper Code: LOC 3.3.7(B)**

***Total Marks – 100***

ES	IA
80	20

**Module I:**

Introduction to the Right to Information Act of 2005

- Historical and Background Context: A comprehensive overview of the historical evolution and the socio-political context leading to the enactment of the Right to Information Act, 2005. This includes the legislative journey, the influence of global transparency movements, and the domestic demand for greater government accountability.
- Objectives of the Act: An exploration of the fundamental objectives underpinning the Right to Information Act, with an emphasis on promoting transparency, accountability, and the democratic participation of citizens in governance.
- Constitutional Basis and Judicial Interpretations: An in-depth analysis of the constitutional provisions that form the basis of the Right to Information in India, alongside landmark judgments by the Supreme Court that have shaped and expanded the understanding and application of this right.
- The Right to Information and Related Legislative Frameworks

Interaction with Other Laws: A critical examination of the relationship between the Right to Information Act and other pertinent legislations, such as:

- The Official Secrets Act of 1923
- The Public Records Act of 1993
- The Public Records Rules of 1997
- The Freedom of Information Act of 2002
- The Commission of Inquiry Act of 1952
- The Commission of Inquiry (Central) Rules of 1972

**Module II:**

The Right to Information Act and Its Implementation

- Definitions and Obligations: A detailed exposition of the key definitions provided within the

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

RTI Act, alongside an analysis of the specific rights it grants to individuals and the corresponding obligations imposed on public authorities.

- Central and State Information Commissions: An exploration of the structure, powers, and functions of the Central Information Commission and the various State Information Commissions, highlighting their roles in the enforcement and facilitation of the RTI Act.
- Appeals and Penalties: A comprehensive review of the appeals process and the penalties prescribed under the RTI Act, supplemented with relevant case studies to illustrate practical applications and implications.

### **Module III:**

#### **The Right to Information and Good Governance**

- Governance and Bureaucratic Responses: An examination of how the RTI Act influences governance practices and bureaucratic behavior, with a focus on enhancing transparency and accountability.
- Whistleblower Protection: An analysis of the protection mechanisms for whistleblowers within the framework of the RTI Act, emphasizing the importance of safeguarding individuals who expose corruption and malpractice.
- RTI and Good Governance in the Context of Globalization, Liberalization, and Privatization: A discussion on the role of the RTI Act in promoting good governance amidst the processes of globalization, liberalization, and privatization, considering the challenges and opportunities these phenomena present.

### **Module IV:**

#### **Advanced Perspectives on the Right to Information**

- Ecological Perspective on RTI: An exploration of how the Right to Information can be leveraged to address environmental issues, promote ecological justice, and enhance transparency in environmental governance, A reflection on Aarhus Convention
- Lessons from RTI: Sakaala and Public Service Guarantee Act: An analysis of the Sakaala initiative and the Public Service Guarantee Act, examining their implementation, successes, and challenges, and drawing lessons for the broader application of the RTI Act.
- Drafting RTI Applications and Appeals: A Practical Guide: A practical session on the techniques and best practices for drafting effective RTI applications and appeals, providing a

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

step-by-step guide to empower individuals to utilize the RTI Act efficiently.

## **Module V**

### Comparative Perspectives on RTI

- A comparative overview of Freedom of Information (FOI) regimes globally, identifying best practices.
  - Sweden- The first country to enact RTI law
  - United States
  - European Union

### **Références :**

1. Acharya, N. K., "Commentary on Right to Information Act, 2005", 7th ed., Asia Law House, Hyderabad, 2008.
2. Barowalia, J. H., "Commentary on the Right to Information Act", Universal Law Publications.
3. Das, P. K., "Handbook on The Right to Information Act".
4. Desai, S., "The Right to Information Act Book".
5. Ryder, Rodney D., "The Right to Information: Law-Policy-Practice".

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**



**Semester – IV**  
**LAW OF EVIDENCE (Bharatiya Sakshya Adhiniyam 2023)**

**Paper Code: LCC 3.4.1**

**Total Marks – 100**

ES	IA
80	20

**UNIT I**

- Preliminary and Definitions (Sec 1, 2)
- Relevancy of Facts (Sec 3-14)
- Admissions (Sec 15-21, Sec 25)
- Confessions (Sec 22-24)

**UNIT II**

- Statements of Person who cannot be called as witnesses (Sec 26-27)
- Statements made under special circumstances (Sec 28-32)
- How much Statement to be proved (Sec 33)
- Judgments of Courts when relevant (Sec 34-38)

**UNIT III**

- Opinions of Persons when relevant (Sec 39-45)
- Character when Relevant (Sec 46-50)
- Facts which need not be Proved (Sec 51-53)
- Of Oral evidence (Sec 54-55)

**UNIT IV**

- Documentary Evidence (Sec 56-73)
- Public Documents (Sec 74-77)
- Presumptions as to documents (Sec 78-93)
- Exclusion of oral evidence by documentary evidence (Sec 94-103)

**UNIT V**

- Burden of Proof (Sec 104-120)
- Estoppel (Sec 121-123)
- Witnesses (Sec 124-139)
- Examination of witnesses and improper admission and rejection of evidence and Repeal and savings (Sec 140-169, 170).

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **Public International Law**

**Paper Code – LCC 3.4.2**

**Total Marks – 100**

**Unit-I**

ES	IA
80	20

- Definition, meaning, nature and Scope of International Law
- Origin and Basis of International Law- Is International Law a true law?
- Differences between Public & Private International Law
- International Law as the vanishing point of Jurisprudence
- Views of Austin and Salmond on International Law

**Unit-II**

- Sources of International Law. (International Customs, International Treaties, General Principles of Law, Judicial Decisions & Juristic Works, Resolutions of General Assembly)
- Subjects of International Law--Realistic Theory, Fictional Theory and Functional Theory
- International Law and Municipal Law – Relationship and distinctions

**Unit-III**

- Recognition
- State Jurisdiction
- Diplomatic Immunity

**Unit-IV**

- Asylum
- Extradition
- Treaties.
- International Law on High Seas

**Unit-V**

- United Nations – Purposes, Principles, and Membership.
- The Principal Organs of the UN—General Assembly, Security Council and International Court of Justice

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

- Modes of Settlement of International disputes

***Books Recommended :***

1. J.G. Starke – Introduction to International Law.
2. Gurdip Singh – International Law.
3. S.K. Kapoor – International Law.
4. H.O. Agarwal – International Law.
5. D.J. Harris – Cases and Materials on International Law.

**Labour Law-I**

**Paper Code – LCC 3.4.3**

**Total Marks – 100**

ES	IA
80	20

**Industrial Disputes Act:**

**Unit-I**

Object of the Act.

Definition of Industry and Industrial Dispute, Appropriate Govt. Average pay, Award, Controlled Industry, Employer, Layoff, Lockout, Strike etc. Workmen.

**Unit-II**

Procedure for the settlement of dispute and Authorities under the Act.

- The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.

References of dispute, Voluntary references to arbitration, Awards and settlement.

### **Unit-III**

Strike and Lock out – Prohibition, Illegality, Penalties.

Lay off, Retrenchment of workmen, Transfer and Closing down under taking.

Miscellaneous – Change of condition of service, Unfair labour practices, Protected workman, Representation of parties, Recovery of money due from employers.

### **Unit-IV**

#### **Trade Unions Act:**

Scope and the object of the Act.

Definitions: Trade Union, Trade dispute, Registrar, workmen etc. Registration of the Trade Union.

Rights and Privileges of Registered Trade Union, dissolution etc. Recognition.

Collective Bargaining and Trade Union.

Unfair labour practices, Penalties and Miscellaneous

#### ***Books Recommended :***

1. P.L. Malik – Industrial Law
2. S. N. Mishra – An Introduction of Labour and Industrial Law
3. N. D. Kapoor – Handbook of Industrial Law
4. S. Srivastave – Industrial Relations and labour Law
5. S. M. Chaturbedi – Labour and Industrial Laws
6. H.K. Saha Ray – An Industrial and Labour Laws in India
7. Labour Laws Journals.

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **Drafting Pleading and Conveyance**

**Paper code: LCC 3.4.4**

**Total Marks - 100**

### **Outline of the course:**

(a) Drafting :-General principles of drafting and relevant substantive rules shall be taught

(b) Pleadings:-

- i) Civil: Plaint, written Statement, Interlocutory Application, Original Petition, Affidavit, Execution Petition, Memorandum of Appeal and Revision, Petition under Article 226 and 32 of the Constitution of India.
- ii) Criminal: Complaint, Criminal Miscellaneous petition, Bail Application, Memorandum of Appeal and Revision.
- iii) Conveyance: Sale Deed, Mortgage Deed, Lease Deed, Gift Deed, Promissory Note, Power of Attorney, will, Trust Deed
- iv) Drafting of writ petition and PIL petition.

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

Apart from teaching the 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 in conveyancing carrying another 45 marks (3 marks for each exercise) remaining 10 marks will be given for viva voce.

### **Evaluation :**

- 1. Drafting and Pleadings: 45 marks**
- 2. Conveyance: 45marks**
- 3. Viva -voce: 10 marks**

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **Law of Copyright**

**Paper Code – LHC 3.4.5**

**Total Marks – 100**

<b>ES</b>	<b>IA</b>
<b>80</b>	<b>20</b>

### **Unit-I**

#### **INTRODUCTION:**

Definition, Nature, Scope, history, Indian copyright, main features, object, International conventions, copyright and GATT, fixation of copyright, originality as an element of copyright, Ideas, impact of digital medium.

### **Unit-II**

#### **SUBJECT MATTER OF COPYRIGHT: SUBJECT IN WHICH COPYRIGHT SUBSISTS:**

The works in which copyright subsists, qualification for subsistence, Literary work, Dramatic work, Musical work, Artistic work, Cinematographic film, Sound recording, Computer program, Broadcasting, Cable Network, photograph, Book.

#### **OWNERSHIP OF COPYRIGHT:**

Who is author? Joint authorship, status of the author, first owner of copyright, Employee work, Commissioned work, Author of a cinematographic work and sound recording, Computer generated works, ownership of moral right and related right.

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

### **Unit-III**

#### **TERM AND LIMITATIONS ON COPYRIGHT:**

Introduction, term in case of published literary, dramatic musical or dramatic works, term in case of anonymous and pseudonymous work, term in case of posthumous, photograph, cinematograph, sound recording, Government works, works of public undertakings and in work of international organisation; Limitations of copyright, temporal limitations, statutory licences, Fair Access to copyrighted creations, Doctrine of Fair dealing or permitted acts.

#### **RIGHTS UNDER COPYRIGHT:**

General, interest of authors, exclusive economic right, moral right, and related rights.

#### **RIGHTS OF BROADCASTING ORGANISATION AND PERFORMERS**

General, broadcasting reproductions rights, infringement, acts not constituting infringement, copyright subsisting in the contents of broadcast, television, musical work, recording; performers right, infringement of performers right, act not constituting infringement of performers rights.

### **Unit-IV**

#### **TRANSFER OF COPYRIGHT:**

Assignments, transfer by law, relinquishment of copyright; licences, voluntary licences, non-voluntary licences

#### **COPYRIGHT OFFICE, COPYRIGHT BOARD AND COPYRIGHT SOCIETY:**

Copyright office, Register of copyright office, evidentiary value of register of copyright, function and obligation of registrar of Copyright; Copyright Board, constitution and function of copyright board, power and procedure of copyright board and its obligation; Copyright society, registration of copyright society, function

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

and obligation of copyright society, control of owners of copyright, rights and liabilities of pre-existing societies.

#### **REGISTRATION OF COPYRIGHT:**

Introductory, qualification for registration, procedure for registration, entries in register, correction of entries, rectification of register by Copyright Board.

#### **INTERNATIONAL COPYRIGHT:**

Introduction, extension of copyright in foreign works, works of certain international organizations, restrictions of rights, order as to International copyright to be laid before Parliament.

#### **INFRINGEMENT OF COPYRIGHT:**

General, what is infringement? When copyright is infringed? Which are not infringements of copyright? When breach of conditions amount to infringement of copyright? Importation of infringing copy, transit rights of land locked countries, obligation of copyright societies in case of account, resale- share right in original copies of author.

#### **REMEDIES AGAINST THE INFRINGEMENT OF COPYRIGHTS:**

Introduction ; Who can claim remedy? Against whom one may proceed? Civil remedies, Criminal remedies, Administrative remedies, Anton Pillar order, Protection of separate rights, restriction of remedies, suit for declaration, **jurisdiction of court**, delivery of infringing copies and plates. Remedy by appeal.

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**



**Books recommended:**

1. P. Narayanan, Copyright and Industrial Design, Eastern Book House.
2. W.R. Cornish, Intellectual Property, Sweet and Maxwell,
3. S.M. Steward, International Copyright and Neighbouring Rights, Butterworths.
4. Alka Chawla, Copyright and Related Rights National and International perspective, Macmillan India Ltd.
5. P. Narayanan, Intellectual Property Law, Eastern Law House.

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **Trade Mark, Design and Geographical Indication**

Course Code: LHC 3.4.6

**Total Marks – 100**

ES	IA
80(40+40+20)	20

### **Group A**

#### **Unit I:**

##### **Introduction**

- Introduction & Concepts
- Introduction and Definition of trademark
- Evolution of Trademark
- Madrid Convention
- Different kinds of trademark
- Essentials of good trademark
- Selection of a mark
- Distinction between trademark and service mark.

#### **Unit II:**

##### **Registration, Assignments and Remedies**

##### **Registration**

- \*Criteria for Registration of trademarks
- \*Trademark Registration process
- \*Well-Known trademarks
- \*Statutory authorities
- \*Search at trademark office
- \*Domain name registration, organisation and procedure
- \*Rights conferred by trademark registration.

##### **Assignment:**

- Licensing and assignment
- Transfer of trademark rights.

##### **Infringement and Remedies**

- Trademark infringement
  - Mode of Infringement
  - Enforcement and Remedies
  - Law of passing off
  - Distinction between infringement and passing off
  - Deceptive Similarity in trademark
  - Landmark Case Studies.

- The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.

## **Group B** **Industrial Design**

### **Unit III:**

- Introduction
- Introduction and Concepts
- Introduction and Definition of industrial design
- Requirements of industrial design
- Article not registrable under industrial designs
- Novelty & Originality in designs
- International perspective of Industrial Designs

### **Unit IV:**

- **Registration, Assignment and Remedies**
- **Registration**
  - Essentials and importance of design registration
  - Process of registration of industrial design in India and examples of industrial designs
  - Benefits of industrial design registration

- **Assignment**

Transfer of Design

Renew of Design

Duration of Design Infringement and Remedies

Design infringement

Remedies against design infringement in India

Industrial designs vs. Trademarks

Industrial Designs vs Patents

Landmark Case\_studies.

## **Group C** **Geographical Indication**

### **Unit V:**

#### **Introduction, Registration & Remedies**

##### **Introduction**

Introduction and Evolution of Geographical Indication of Goods in India

Geographical Indications Treaties and Conventions

Difference between a Geographical Indication and a Trademark

Appellations of Origin in geographical indications

'Generic' Geographical Indications.

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

**Registration:**

Need of Registration of Geographical Indication  
Procedure of Registration of Geographical Indication  
Effect of Registration  
Term of protection  
Overlap between geographical indications and trademarks  
How geographical indications help communities in socio- economic development.

**Infringement and Remedies**

— Infringement of Geographical Indications  
Remedies available against infringement of geographical indications  
Landmark Geographical Indications examples and Case studies.  
[Questions are to be given from all the above-mentioned groups of the syllabus according to the marks allotted in the respective groups]

**Suggested References:**

1. J J Fawcett and Paul Torremans, Intellectual Property and Private International Law, Oxford Clarendon Press, 1998
2. L. Bently and B. Sherman, Intellectual Property Law, Oxford University Press, 2nd Edn, 2004
3. Niharika Sahoo Bhattacharya (Ed.), Geographical Indication Protection in India: The Evolving Paradigm, Springer, 1st Edn., 2022
4. P. Narayanan, Intellectual Property Law, Eastern Law House, 3rd Edn, 2018
5. P. Narayanan, Law of Copyright and Industrial Designs, Eastern Law House, 4th Edn., 2017
6. Pankaj Jain and Pandey Sangeet Rai, Copyright and Trademark Laws Relating to Computers, Eastern Book Company, 1st Edn., 2005
7. T. Ramappa, Lectures on Intellectual Property Rights, Asia Law House, 3rd Edn., 2018
8. Vandana Singh, The Law of Geographical Indications: Rising above the Horizon, Eastern Law House, 1st Edn, 2017

- The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.

## **Corporate Governance Law**

**Paper Code: LOC 3.4.7(A)**

**Total Marks – 100**

ES	IA
80	20

### **Unit-I (Background)**

- Formation of a Company and advantages and disadvantages of running a business as a company
- Identification of stakeholders in a company (Promoter, Directors, Shareholders, Key Managerial Personnels, Customers/Clients, Environment, Creditors, government, society)
- Meaning of Corporate Governance; Shift from shareholder interest maximization to balancing interests of all stakeholders
- Corporate Governance and Protection of Environment

### **Unit-II (Evolution)**

- Evolution of Corporate Governance

#### ➤ **International Instruments**

- The Cadbury Committee Report, 1992
- The Greenbury Committee Report, 1995
- The Higgs Report, 2003
- OECD Principles
- Commonwealth Association for Corporate Governance
- SarbanesOxleyAct,2002

#### ➤ **Domestic Instruments**

- Code of Confederation of Indian Industry (CII), 1998
- Kumar Mangalam Birla Committee Report, 2000
- SEBI(Listing Obligation and Disclosure Requirements), 2002
- Naresh Chandra Committee Report, 2002
- N. R Narayana Murthy Committee report
- JJ Irani Committee Report, 2005
- Kotak Committee Report, 2017

### **Unit-III (Best Practices-I)**

1. Elements of Corporate Governance (Fairness, accountability, responsibility, transparency)
    - Composition, Meetings & Rotation of the Board of Directors
    - Disclosures and public reporting
    - Shareholder rights
- 
- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

- Appointment & Compensation of Directors and other Key Managerial Personnels
- Composition of Audit Committees
- Other relevant committees of BOD
- Corporate Social Responsibility

#### **Unit IV Best Practices-II**

##### 2. Role of:

- Directors
  - Auditors
  - ROC, SEBI and Serious Fraud Investigation Office
  - Independent Directors
- 
- Non-Executive Directors
  - Institutional Shareholders
  - Creditors
- 
- ##### 3. Regulation of Corporate governance under the following laws:
- Companies Act, 2013 read with relevant Rules/Regulations
  - SEBI Act, 1992 read with relevant Rules/Regulations
  - Competition Act, 2002

#### **Unit-V (Implementation)**

1. Corporate Scams that depict poor Corporate Governance
2. Review of Corporate governance in India

#### **Recommendation Resources:**

##### **1. Primary Sources**

- a. The Companies Act, 2013 along with relevant rules/regulations
- b. The SEBI, Act, 1992 along with relevant rules/regulations
- c. The Competition Act, 2002 along with relevant rules/regulations

##### **2. Commentaries:**

- a. Law of Corporate Governance, Dr. S. R. Myneni, New Era Law Publication, 2021
- b. Corporate Governance, Indian Institute of Corporate Governance, Taxxmann 2015

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **INSURANCE LAW**

**Course Code: L0C 3.4.7(B)**

**Total Marks – 100**

ES	IA
80	20

### **UNIT I**

- A. Introduction - Definition - History and development of Insurance in India- Nature of Insurance - Objective of Insurance- Classification of Insurance: Life, General, Social
- B. Principles of insurance - Utmost good faith, Insurable Interest- Indemnity- Contribution- Subrogation
- C. Contract of Insurance- Essentials and nature - Risk and Risk handling, Reinsurance

### **UNIT II**

- A. Life Insurance- Nature and scope- Kinds of Life Insurance Policies- Policy and formation of a Life Insurance contract- Applicability of special principles in Life Insurance contract- suicide and life insurance, Life Insurance Corporation Act, 1956
- B. Fire Insurance- Nature and scope- Basic Principles- Rights and duties of parties
- C. Marine Insurance - nature and scope- Classification of marine insurance policies- Maritime perils- Total loss and Partial loss- Marine Insurance Act, 1963

### **UNIT III**

- A. Health insurance
- B. insurance
- C. Public liability insurance
- D. Aviation insurance

### **UNIT IV**

- A. Personal Accident Insurance
- B. Travel insurance
- C. Property Insurance
- D. Motor vehicle insurance

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **UNIT V**

- A. Insurance Act, 1938
- B. The Insurance (Amendment) Act, 2002
- C. IRDA Act, 1999
- D. IRDA Regulations, 2002

### **Suggested Reading:**

- Singh, Bright Anand, New Insurance law, Union book publishers, Allahabad
- Ivamy, Case Book on Insurance law, Butterworths
- Ivamy, General Principles of on Insurance law, Butterworths
- John Birds, Modern Insurance Law, Sweet and Maxwell
- Dr. Avtar Singh, Law of Insurance (universal publication pvt Ltd)

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**



## **SEMESTER – V**

### **Labour Law II**

**Paper Code – LCC 3.5.1**

**Total Marks – 100**

#### **Unit-I:**

##### **The Factories Act, 1948**

<b>ES</b>	<b>IA</b>
<b>80</b>	<b>20</b>

1. Object of the Act.
2. Definitions: Sec. 2 of the Act.
3. Approval and Licensing.
4. Powers and functions of the Inspecting staff i.e. Inspector and certifying surgeon.
5. Provisions of Health, Safety and Welfare measures.
6. Working conditions of Adult, Adolescent and Child workers including women.
7. Annual leave with wages.

#### **Unit-II**

##### **The Employee's Compensation Act, 1923 (as amended through Employee's Compensation (Amendment) Act, 2017)**

1. Scope and Object of the Act including definitions under Sec.2 of the Act.
2. Liability of the employer.
3. Amount and Distribution of compensation.
4. Notice and Claim of compensation, Penalty for default of compensation.
5. Requirement of employers statement regarding fatal accidents, Reports of fatal accidents and serious bodily injury.
6. Liability of the master for the act of third party.
7. Liability of the employer to inform the rights of the employees.
8. Commissioner: Appointment, Powers, Reference, Time limit for disposal of cases, Settlement of Cases.
9. Effect of registration and non registration of agreement.
10. Appeals and Recovery.

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

### **Unit-III:**

#### **The Minimum Wages Act, 1948**

1. Scope and Object of the Act (including definitions and concept of fair wage and living wage).
2. Fixation and revision of minimum wage.
3. Enforcement of the Act.

### **Unit IV**

1. Maternity Benefit Act, 1961 (as amended through The Maternity Benefit (Amendment) Act, 2017)
2. The Unorganised Workers Social Security Act

2008

#### ***Books Recommended :***

1. P.L. Malik – Industrial Law
2. S. N. Mishra – An Introduction of Labour and Industrial Law
3. N. D. Kapoor – Handbook of Industrial Law
4. S. Srivastave – Industrial Relations and labour Law
5. S. M. Chaturbedi – Labour and Industrial Laws
6. H.K. Saha Ray – An Industrial and Labour Laws in India
7. Labour Laws Journals.

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **Administrative law**

**Paper Code – LCC 3.5.2**

**Total Marks – 100**

ES	IA
80	20

### **Unit-I**

Nature, Scope, Definition of Administrative Law.

Rule of Law

Separation of Power

Constitutional Law and Administrative Law

Administrative Action: meaning and classification

### **Unit-II**

Delegated Legislations – Types, Control and reasons of its growth.

Natural Justice – Concept, Rule against Bias, Rule of fair hearing and Reasoned Decisions, Exceptions.

### **Unit-III**

Judicial Control of Administrative Actions – Writs, Special Leave to Appeal, Statutory Control and Equitable Remedies; Judicial Review, Curative Petition and P.I.L.

Administrative Tribunals

### **Unit-IV**

Ombudsman – Concept, Lokpal and Lokayuktas, The Lokpal and Lokayuktas Act, 2013

The Central Vigilance Commission Act, 2003 – Constitution, Powers and Function

Prevention of Corruption Act, 1988 (sec 1-5, 7-16, 22-23, 25, 27 - 28)

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

***Books Recommended :***

1. K.C. Davis
2. Bernard Schwartz
3. S.P. Sathe,
4. Takwani,

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **Alternative Dispute Resolution**

**Paper Code – LCC 3.5.3**

**Total Marks – 100**

<b>ES</b>	<b>IA</b>
<b>80</b>	<b>20</b>

### **Unit-I**

Meaning, Nature, Scope, Merits and Demerits of Alternate Dispute Resolution

### **Unit-II**

**Arbitration Agreement:** Definition, Essentials, Kinds, Capacity, Validity , Interim measures by Court

### **Unit-III**

**Arbitration and Conciliation Act 1996 - Sections – 2, 7-9, 10 – 33, 34 – 37, 44 – 50, 53 – 59, 62 – 76, 81**

### **Unit-IV**

**Legal Services Authorities Act 1987**

### **Unit-V**

**Rule -Making power:** High Court, Central Government

### **Books Recommended:**

1. P.C. Rao – Alternate Dispute Resolution
2. S. K. Roy Choudhury and H.K.Saharay – Law of Arbitration and Conciliation
3. Tiwari – Arbitration and Conciliation Act
4. Dr. A. Sen – LokAdalat, Arbitration, Conciliation and ADR. Arbitration and Conciliation Act 1996

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **Professional Ethics & Professional Accounting system**

**Paper Code: LCC 3.5.4**

**Total Marks: 100**

**Group A: The Advocates Act, 1961 (40)**

**Group B: Accountancy for Lawyers (20)**

**Group C: Report submission on the Advocates Act 1961 and Viva- voce.**

### **Evaluation:**

#### **Theory:**

**Group (A) :40marks**

**Group (B) :20 marks**

#### **Clinical/Practical:**

**Group (C) :40 (20+20) marks**

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **Patent Right Creation and Registration**

**Total Marks – 100**

**Course Code- LHC 3.5.5**

ES	IA
80	20

### **Unit I :**

Background and Development: Patent and its importance; Theories of Protection; Importance of Patent; International Regime of Patents; Relevant provisions under WTO and TRIPS. Introduction: Meaning of Patent; Patents & Traditional Knowledge; Bio-patents, software patents and Protection of traditional knowledge.

### **Unit II**

Grant of Patent: Features of Patent; Patent Specification; Who can obtain Patent? How to obtain Patent? Process of Registration of Patent. Rights and obligations of a patentee: Nature of patent rights; Duration of Patent; Limitation of the patentees' rights; Obligation of patentee.

### **Unit III**

Register of Patents and Patent Office: Register of patent; Patent office; Power of the Controller; Power of Central Government; Appeal.

### **Unit IV**

International Patent: International Patent; How to obtain international Patent Cooperation treaty [PCT]. Transfer of Patent Rights: Compulsory Licenses and Licenses of Right; Revocation and surrender of patents.

### **Unit V**

Infringement and Remedies: Infringement of Patents and penalties; Remedies for Infringement.

### **Recommended Books:**

1. Prabudh Ganguli, Intellectual Property Rights
2. P. Narayanan, Intellectual Property Law
3. Wadehra B.L., Patents, Trademarks, Designs and Geological Indications.

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

4. Cornish P., Intellectual Property Law.
5. P. Narayanan, Patent Law (4th ed., 2006)

### **Competition Law**

**Paper Code – LHC 3.5.6**

**Total Marks – 100**

ES	IA
80	20

#### **Unit-I**

1. Understanding the meaning of Competition and the role of Competition in the market
2. Change from MRTP Act, 1969 to The Competition Act, 2002 (understanding the shift)
3. Competition Act, 2002 (in details)

*Understanding the objective of the following Bills/Acts*

- i. The Competition Amendment Act, 2006
- ii. The Competition Amendment Act, 2009
- iii. The Competition Commission of India (Procedure in regard to the transaction of business relating to combinations) Amendment Regulations, 2019
- iv. Competition (Amendment) Bill, 2020
4. Understanding the concept and ambit of Appreciable Adverse Effect on Competition under the 2002, Act.

#### **Unit-II**

5. Anti-Competitive Agreements (*in reference to relevant case laws*)
  - Understanding the nature and situations of prohibition of Horizontal Agreements
  - Understanding the nature and situations of prohibition of Vertical Agreements
6. Combinations (*in reference to relevant case laws, rejecting / permitting combinations*)
  - Legally Permitted and non-permitted combinations (understanding the thresholds in India)
  - Factors considered into while inquiring into combination by the CCI

#### **Unit III**

7. Understanding Abuse of Dominance (*in reference to relevant case laws*)

- The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.



## **Unit IV**

8. Authorities under The Competition Act, 2002;
  - Director General: Composition, Powers and Duties
  - Competition Commission of India: Composition, Powers and Functions
  - Competition Appellate Tribunal: Composition, Powers and Functions
  - Ministry of Corporate Affairs: Its Role in the Competition Policy of India
9. Offences punishable under Competition Act, 2002
10. Penalties
11. Defences available
12. **Some Important Cases** (*List is not exhaustive, and is only inclusive*):
  - i. *Brahm Dutt v. U.O.I, SC, 2005*
  - ii. *In Re: Suo-Motu Case against LPG cylinder manufacturers, SC, 2018*
  - iii. *Mohit Manglani v. M/s Flipkart India Pvt. Ltd. & Ors, CCI, 2015*
  - iv. *M/s Fast Track Call Cab Private Limited v. M/s ANI Technologies Pvt. Ltd. CCI, 2015*
  - v. *Schneider Electric India Private Limited and Larsen & Turbo Ltd. [Combination Registration No. C-2018/07/586]*
  - vi. *Hyundai Motor Company, Kia Motors Corporation and ANI Technologies Pvt. Ltd., Ola Electric Mobility Pvt. Ltd. [Combination Registration No. C-2019/09/682]*
  - vii. *Auto Parts Case COMPAT, 2016*
  - viii. *Excel Crop Care Limited v. Competition Commission of India 2017 8 SCC 47*
  - ix. *Noida Software Technology Park Limited (“NSTPL”) v. Star India Pvt. Ltd. (“Star India”), Sony Pictures Network India Pvt. Ltd. (“Sony”), CCI, 2018*
  - x. *Indian National Shipowners’ Association v. Oil and Natural Gas Corporation Limited, CCI, 2018*
13. **Miscellaneous:**
  - i. Competition Law Review Committee Report, 2019 (its recommendations)
  - ii. Implications of E-commerce for Competition Policy

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

### **Books/Resources Recommended:**

1. Introduction to Competition Law-Basic Introduction-1, 2016, CCI (freely available online at [https://www.cci.gov.in/sites/default/files/advocacy\\_booklet\\_document/CCI%20Basic%20Introduction\\_0.pdf](https://www.cci.gov.in/sites/default/files/advocacy_booklet_document/CCI%20Basic%20Introduction_0.pdf) )
2. Competition Law in India (Jurisprudential Trend and the Way Forward), -Nishith Desai Associates, 2013 (freely available online at [http://www.nishithdesai.com/fileadmin/user\\_upload/pdfs/Research%20Papers/Competition%20Law%20in%20India.pdf](http://www.nishithdesai.com/fileadmin/user_upload/pdfs/Research%20Papers/Competition%20Law%20in%20India.pdf) )
3. Competition Law in India (A Report on Jurisprudential Trends) Nishith Desai Associates, 2015 (freely available online at [http://www.nishithdesai.com/fileadmin/user\\_upload/pdfs/Research%20Papers/Competition\\_Law\\_in\\_India.pdf](http://www.nishithdesai.com/fileadmin/user_upload/pdfs/Research%20Papers/Competition_Law_in_India.pdf) )
4. Competition Law (Recent Developments and Challenges), Lakshmikumaran & Sridharan Attorney, 2013 (freely available online at [https://cn.lakshmisri.com/Uploads/MediaTypes/Documents/L&S\\_Competition%20Law\\_2013.pdf](https://cn.lakshmisri.com/Uploads/MediaTypes/Documents/L&S_Competition%20Law_2013.pdf) )
5. Report of the Competition Law Review Committee, Ministry of Corporate Affairs, 2019 (freely available online at [http://www.mca.gov.in/Ministry/pdf/ReportCLRC\\_14082019.pdf](http://www.mca.gov.in/Ministry/pdf/ReportCLRC_14082019.pdf) )
6. Competition Law in India - T.Ramappa.
7. Competition Law in India, Srinivasan Parthasarathy, 2011

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **Interpretation of Statutes and Principles of Legislation**

**Paper Code: LOC 3.5.7(A)**

**Total Marks – 100**

ES	IA
80	20

### **Unit-I**

- Meaning of Interpretation of Statutes
- Objectives of Interpretation of Statutes
- Distinctions between Interpretation and Construction of statutes
- Primary Rules of Interpretation of Statutes—Literal Rule, Golden Rule and Mischief Rule
- Rules of Harmonious Construction

### **Unit II**

- **Internal and External aids of Interpretation**
- External Aids—Dictionary, Statutes in Pari Materia, Foreign decisions, Law Commission Reports, Parliamentary History, Contemporanea Exposito.
- Internal Aids—Long Title, Short Title, Punctuations, Heading, Preamble, Marginal Notes, Illustrations, Schedule, Explanation, Proviso

### **Unit-III**

- **Presumptions in statutory Interpretation –**
- Statutes to be read as a whole,
- Intention of legislature predominates,
- Statutes are territorial in operation,
- Technical words in technical sense,
- Words to be construed in popular sense,
- Prospective operation of Statutes
- Statute to be construed to make it workable and effective

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **Unit-IV**

### **Maxims of Statutory Interpretation**

1. Noscitur a sociis,
2. Eiusdem generis;
3. Reddendo Singula Singulis
4. Delegatus non potest delegare
5. Expressio unius est exclusio alterius
6. Generalia specialibus non derogant
7. In pari delicto potior est conditio possidentis
8. Ut res magis valeat quam pereat
9. In bonam partem
10. Casus omissus

Rules of Construction of Taxing Statutes,

Rules of Interpretation of Penal Statutes

Rules of Interpretation of Remedial Statutes

Rules of Interpretation of Constitution of India—Doctrine of Pith and Substance,

Colourable legislation, Ancillary Powers,

Residuary power, Doctrine of Repugnancy.

## **Unit V**

General Clauses Act, 1897 (sec 3, 5, 6, 9, 10, 11, 13, 26, 27)

Meaning of legislation, Different kinds of legislations, Supreme legislations and subordinate legislations

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

**Books Recommended :**

1. G.P. Singh, Principles of Statutory Interpretation
2. Maxwell on The Interpretation of Statutes
3. V. Sarathi, Interpretation of Statutes
4. N. S. Bindra's Interpretation of Statute

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **Private International Law**

Course code: LOC 3.5.7(B)

*Total Marks – 100*

ES	IA
80	20

### **Objectives:**

1. To provide an outlook regarding the concepts underpinning the Cross-border matters
2. To provide legal background to the nature and function of the Conflict of Laws and enforcement of foreign Judgments in India

### **Learning outcomes:**

1. To demonstrate understanding about the cross border private issues and conflict of laws
2. To advice and represent parties over various issues relevant under the Private International law.

### **Contents:**

#### **Unit-I**

- a) Private International Law: Nature and scope
- b) Difference between Private and public International Law
- c) Scope of Private International Law
- d) Theories of Private International Law
- e) Subjects of Private International Law

#### **Unit-II**

- a) Jurisdiction: Meaning and bases
  - i. Choice of Law
  - ii. Domicile
  - iii. Residence
  - iv. Renvoi and Indian Position
  - v. Forum Convenience
- b) CPC and Jurisdiction: Relevant Provisions

#### **Unit-III**

- a) Selected areas of Conflict and Private International Law
  - i. Capacity
  - ii. Contract

- The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.

- iii. Property
- iv. Marriage and divorce
- v. Succession
- vi. Adoption

#### **Unit-IV**

- a) Enforcement of Foreign Judgments and decree in India
  - i. Conditions of recognition and enforcement
  - ii. Procedure of enforcement and recognition of foreign judgment
  - iii Proof of foreign laws.

#### **Suggested Readings:**

1. Paras Diwan & Peeyushi Diwan, Private International Law, (Deep & Deep Publications, New Delhi)
2. Dicey & Morris, Conflict of Laws, (Stevens, London)
3. Cheshire & North, Private International Law, (Butterworths, London)
4. R. S. Chavan, Indian Private International Law (Sterling Publishers Private Limited, New Delhi)
5. R. C. Khare, Private International Law, (Central Law Agency, Allahabad)
6. S. R. Myneni, Private International Law, (Asia Law House, Hyderabad)

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

**SEMESTER – VI**  
**Law of Taxation**

Paper Code- LCC 3.6.1

**Total Marks – 100**

ES	IA
80	20

**UNIT-I**

**1. (a) Basic concepts and Definitions under Income Tax Act**

- (a) **Basic Concept**– Direct and Indirect Tax, Sources of Income Tax Law in India, Basic Principles of charging income tax, Diversion and Application of income, Res-judicata principles in taxation law, Exemption and Deduction, Tax evasion, Tax Avoidance, Tax Planning, Rate or Rates of Tax, CBDT.
- (b) **Important Definition**– Person, Assesse, Assessment Year, Previous Year, Income, Sources of income, Heads of income, Gross total income, Total income, Casual income, Capital assets, Capital Receipts and Revenue Receipts, Capital Expenditure and Revenue Expenditure, Infrastructure Capital Company and Infrastructure Capital Fund.
2. **Residential Status and Incidence of Tax**– Residential status of an individual only.

**UNIT-II**

**Income exempt from tax**- [Section 10]

2. **Agricultural Income**– Meaning, Instances of agricultural income and non- agricultural income, Treatment of partly agricultural income, Assessment of tax liability when there are both Agricultural and non-agricultural income.
3. **New Tax Regime**: Concept and background, deductions, exemptions and Tax Slabs under New Tax regime. Major differences between Old & New Tax regime, advantages and disadvantages of both Tax regimes. Income-Tax Rules, 1962 (All Amendments of 2023)
4. The West Bengal State Tax on Professions, Trades, Callings and Employments Act, 1979 (With Amendment, 2022)

**UNIT-III**

1. **Computation of Taxable Income of Individual**– Salaries, Income from House property, Income from Capital Gain, Income from Business and Profession Income from Other Sources (only concepts and simple problems).

- The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.



3. **Deductions from Gross Total income**– Basic concepts, deductions u/s 80C, 80CCC, 80CCD, 80CCF, 80CCG, 80D, 80DD, 80DDB, 80E, 80EE, 80EEB, 80G, 80GG, 80GGA, 80GGB, 80GGC, 80IAB, 80IB, 80IC, 80ID, 80IE, 80JJA, 80JJAA, 80LA, 80P, 80Q, 80QBB, 80RRB, 80TTA, 80TTB, 80U

### 3. **Tax Management**

**(a) Provision for Filing of Return**– Date of filing of return, Different types of returns, Return by whom to be verified, PAN, TAN.

**(b) Procedure of Assessment**– Self assessment, Summary assessment, Scrutiny assessment, Best judgment assessment.

**(c) Preliminary ideas of**- deduction and collection of tax at source, Advance Tax, Refund of Tax.

**(d)** Appeals and Revision, Penalties and Prosecutions.

### **UNIT-IV**

1. **Overview of GST**–Concept, Constitutional Background, Objectives, Salient features, Structure and types of GST, taxes Subsumed into GST, Taxes not Subsumed into GST, Advantages and disadvantages of GST, GST Council, GSTN, GSTIN.

2. **Definitions**– Aggregate turnover, Business, Capital goods, Goods, Input, Input tax, 31 Input tax credit, output tax, Person, Registered person, Place of Business, Services, Taxable person, Turnover in State and Union territory.

3. **(a) Supply**–Concept, Time, Value and Place, Charge of GST. Meaning of taxable event, Definition of supply as per CGST Act, Necessary elements that constitute supply under CGST/SGST Act, Inward supply, Outward supply, Non-taxable Supply, Taxable Supply, Exempt supply, Mixed supply, Inter-state supply & Intra-state supply of goods, Zero rated supply (basic concepts only).

**(b) Time of Supply**–Need for determination, Time of Supply of goods and time of supply of services– provisions in relation to forward and reverse charge only.

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

**(C)Value of Supply**– Transaction value as the basis for valuation; Inclusion and exclusion of items for computation of value of supply under transaction value, Value of supply inclusive of GST. (d) (e) Act.

4. **(a) Place of Supply**– Need for ascertainment only. Levy of GST– Levy and collection under CGST Act, IGST Act and UTGST Input Tax Credit, Registration and Composition Scheme under GST. Tax Invoice– Meaning; Importance, Time of issue tax invoice, Contents of a tax invoice; Bill of Supply (basic concepts only)

**(b) Input tax credit**– Meaning, Eligibility and condition for taking input tax credit; Utilisation of input tax credit (Simple problem).

**(C)Registration** – Need and advantages of GST registration, Persons liable for registration, Procedure for registration.

**(D)Composition Scheme**– Meaning, Applicability and rate, Eligible person, Conditions and restriction under the composition scheme, Benefits of composition scheme. (e) Payment of Tax.

#### **5.The Central Goods and Services Tax (Amendment) Act, 2023**

#### **6.West Bengal Goods and Services Tax Act, 2017 [with WBGST (Amendment) Act, 2023]**

#### **7. E-Way Bill System on GST Portal**

### **Unit– V**

#### **Customs Duty**

1. **Basic concepts**, Nature and basic features of customs duty, charge of customs duty.
2. **Definition of certain terms**– Dutiable goods, Indian Customs Water, Goods, Coastal goods, Customs area, Territorial water.
3. Taxable event for import and export of goods.
4. Valuation of Customs duty.

#### **Suggested Readings:**

1. Taxmann: Direct Taxes– Law and Practice.
2. Taxmann: Indirect Taxes– Law and Practice.
3. Systematic Approach to Taxation– G. Ahuja & R.Gupta : Walters Kluwer.
4. Income tax with Indirect tax– S. Mundhra & V. Mundhra : Law Point
5. Law of Taxation- Dr. S.R. Myneni : Allahabad Law Agency

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

## **Alternative Dispute Resolution and Legal Aid**

**Paper Code – LCC 3.6.2**

**Total Marks – 100**

### **Outline of the course:**

- I) Arbitration Law and practice including International Arbitration and Arbitration Rules
- II) Negotiation skills to be learnt with simulated programme
- III) Conciliation and mediation skills
- IV) Legal Aid outreach programme and report submission.

**The course is required to be conducted by senior legal practitioners and subject experts through simulation and case studies. Evaluation may be completely based on practical exercise and viva voce (80 + 20 respectively). Seminars, Workshops, Practical training may be conducted.**

### **Books Recommended:**

- 1. P.C. Rao – Alternate Dispute Resolution
- 2. S. K. Roy Choudhury and H.K.Saharay – Law of Arbitration and Conciliation
- 3. Tiwari – Arbitration and Conciliation Act
- 4. Dr A.Sen – Lok Adalat, Arbitration, Conciliation and ADR.

Arbitration and Conciliation Act 1996

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

**MOOT COURT EXERCISE, INTERNSHIP, COMPUTER LITERACY AND  
COMMUNICATION SKILL**

**Paper Code:  
LCC 3.6.3**

**Total Marks: 100**

**This paper shall have four components of 25+20+25+20 marks each and a viva for 10 marks.**

a) Moot court (25 marks): Every student may be required to do at least three moot court assignments. They will be evaluated for written submission and oral advocacy

b) Observance of trial in two cases, one civil and one criminal (20 marks):

**Students may be required to attain two trials in the course of the last two or three years of LLB studies. They will maintain a record and various steps observed during their attendance on different days in the court assignments.**

c) Interviewing techniques and pre-trial preparations and internship diary (25 marks): Each student will observe two interviewing sessions of clients at the lawyers office/legal aid office and record the proceedings in a diary which will carry 15 marks. Each student will further observe the preparations of documents and court papers by the advocate and the procedure for the filing of the suit / petition. This will be recorded in the diary which will carry 15 marks.

d) Computer Literacy and Communication Skill (20 marks): Computer Literacy: Computer Fundamentals: MS-Office, MS-Excel, MS-PowerPoint, Browsing of Legal Search Engines  
Communicative English: Communicative Grammar, Reading Skills, Writing Skills, Listening Skills, Speaking Skills, Grooming & Interview Skills, Group Discussions & Presentation Skills

**The fifth component of this paper will be viva voce examination on the first three components of this paper. The Viva Voce shall be conducted for 10 marks. Evaluation of the first three components shall be done by a panel of faculty members recommended by PGBS who shall also conduct the Viva Voce. However the evaluation of the fourth component shall be conducted exclusively by the concerned faculty conducting the respective classes.**

**Penology and Victimology**

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

**Paper Code: LHC 3.6.4**

**Total Marks – 100**

<b>ES</b>	<b>IA</b>
<b>80</b>	<b>20</b>

**GROUP-A – PENOLOGY**

**Module 1**

An introduction to Penology

- i. What is Penology?
- ii. Relationship between Penology, Victimology and Criminology
- iii. Justifying State Punishment
- iv. Penal policy and Correctional Administration: Overview
- v. Theories/ Justification of Punishment

**Module 2**

Sentencing Patterns

- i. Rationales of sentencing
- ii. Elements of Proportionality
- iii. Custodial and Non-Custodial Sentencing
- iv. Sentencing Process
  - a. Pre-Sentencing Inquiry
  - b. Primary and Secondary decisions
  - c. Disparity in Sentencing
- v. Forms of Punishment
- vi. Plea Bargaining
- vii. Therapeutic Approaches: Probation and Parole
- viii. Capital Punishment: Historical and Jurisprudential aspects

**GROUP- B VICTIMOLOGY**

- The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.

### **Module 3**

#### Introduction to Victimology

- i. Conceptual growth and development of Victimology
- ii. Perspectives of Victimology: Positivist, Radical, Critical
- iii. Typology of Victims
- iv. Newer dimension of Victimology
- v. Basic Concepts

### **Module 4**

#### Victimology in India

- i. Development of Victimology in India
- ii. Legislative development of Victimology
- iii. Judicial Response to victims
- iv. Victim Support Services
- v. Restorative Justice, Compensation and Rehabilitation

(Students are required to answer at least one question from each Group.)

### **Books Recommended:**

1. Andrew Ashworth, Sentencing and Criminal Justice, (2005)
2. Prof. N.V Paranjape, Criminology and Penology, (2009)
3. Ahmed Siddique, Criminology and Penology, (2009)
4. David Scott, Penology, (2008)
5. Martin Wasik, Emmins on Sentencing (1998)
6. S. Chhabbra, The Quantum of Punishment in Criminal Law (1970)

### **Health and Law**

**Paper Code: LOC 3.6.5 (A)**

**Total Marks – 100**

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

<b>ES</b>	<b>IA</b>
<b>80</b>	<b>20</b>

### **Unit I**

#### **Foundational understanding of the legal system surrounding the practice of medicine**

- Ethical issues in Medical practice- an international perspective
- Constitutional protection to Health Care in India
- Civil and Criminal law pertaining to medical practice in India (including Consumer Protection Act, 2019)

### **Unit II**

#### **Identifying various stakeholders**

- Different Stakeholders in the Health Care Sector
- Government's role in providing Primary, Secondary and Tertiary Health Care in India
- Private Health Care System and Challenges
- Role of Hospitals and other medical staff in providing this service—understanding vicarious liability of the hospitals

### **Unit III**

#### **Challenges**

- Identifying duties of patients and their relatives in ensuring their health care
- Protection of Doctors against physical assault- cases and legal position (medical insurance for doctor's service)

### **Unit IV**

#### **Hospital Management and Prevention of Legal Issues**

- Concept of Medical Negligence and evolution in the legal regime in holding and absolving doctors of legal liabilities.
- Medical documentation (e-documents and other forms of digital documents) and the importance of drafting in securing consent from patient and their relatives.
- Rights and duties of doctors, patients and hospital—exploring the importance of confidentiality and communication skills

### **Unit V**

#### **Emerging Issues in Law and Medicine**

- Mental Health Care (Mental Healthcare Act, 2017)
- Abortion, Assisted Reproduction, Surrogacy and allied issues
- Clinical Trials
- Therapeutic and Non therapeutic cosmetic surgery
- Medical Insurance

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

**Recommendation Resources:**

1. Reflections on Medical Law and Ethics in India
2. Law and Medicine, Nandita Adhikar, 2023 EBC
3. Laws relating to Medical Negligence and Compensation, Dr. K.P.D.A Prahakar, 2023

**Media Law**

**Paper Code: LOC 3.6.6(B)**

**Total Marks – 100**

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**



ES	IA
80	20

### Unit I

- Constitutional Foundations
  - Freedom of speech and expression, constitutional status of the media,
- Constitutional restrictions on the freedom,
  - Morality, Obscenity and Censorship
  - Contempt of Court
  - Defamation
  - The right of Privacy

testing reasonableness of restrictions (through landmark case laws such as The Express Newspaper Case, The Sakal Papers Case, The Bennett Coleman Case); Emergency and Press Censorship

### Unit II

- Copyright v. freedom of expression
- Rights of broadcasting organisations and of performers
- The Copyright Act (Amendment) Act, 2012

### Unit III

- Cinema as a means of expression protected under Article 19(1)(a) of the Constitution of India r/w The Right to Information Act, 2005
- Right to portray historical events and social evils
- The Cinematograph Act, 1952
- Pre-censorship or prior restraint
- Regulation of cinema halls

### Unit IV

- Commercial speech as a fundamental right
- Statutory regulation of advertisements
- Broadcasting rights
- Evolution of broadcasting laws in India
  - The Cable Television Network (Regulation) Act, 1955
  - Information Technology Act, 2000
  - TRAI Recommendations

### Unit V

- Social media and technological hindrance to implementation of laws relating to protecting rights competing with Media's right of freedom of expression
- Self Regulation.

### **Recommendation Resources:**

1. Facets of Media Law (Madhavi Goradia Divan, EBC)

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**

2. Mass Media Law, Dr. S. R. Myneni
3. Media Law (Including Right to Information Act), Dr. Rakesh Kumar Singh, Souvik Dhar

- **The amendments or changes in the relevant statutes contained in the detailed syllabus content of each paper throughout the six semesters of 3 years LL.B (Hons) CBCS course shall be incorporated in due course.**