

REVISED  
SYLLABUS OF  
LL.B.  
THREE YEAR DEGREE  
COURSE  
FOR THE ACADEMIC  
SESSION 2019-2020  
ONWARDS

HIMACHAL PRADESH  
UNIVERSITY  
DEPARTMENT OF LAWS

### **FIRST SEMESTER**

Course-I	Constitutional Law-I
Course-II	Law of Contract
Course: III	Law of Tort including Motor Vehicle Accidents and Consumer Protection Laws
Course-IV	Law of Crimes-I (Indian Penal Code, 1860)
Course-V	Labour and Industrial Laws

### **SECOND SEMESTER**

Course-VI	Constitutional Law-II
Course-VII	Administrative Law
Course: VIII	Cyber Law and Crimes
Course-IX	Environmental Law
Course-X	Family Law-I

### **THIRD SEMESTER**

Course-XI	Law of Crimes-II (Code of Criminal Procedure.1973)
Course-XII	Family Law-II
Course: XIII	Professional Ethics, Accountancy for Lawyers and Bench Bar Relations
Course-XIV	Public International Law
Course-XV	Jurisprudence (Legal Method, Indian Legal System, & Basic Theory of Law)

### **FOURTH SEMESTER**

Course-XVI	Law of Evidence
Course-XVII	Banking Law
Course: XVIII	Intellectual Property Law
Course-XIX	Interpretation of Statutes and Principles of Legislation
Course-XX	Alternative Dispute Resolution (Practical-I)

### **FIFTH SEMESTER**

Course-XXI	Property Law Including Transfer of Property Act
Course-XXII	Civil Procedure Code & Limitation Act
Course: XXIII	Company Law
Course-XXIV	Drafting, Pleading & Conveyance (Practical-II)

### **SIXTH SEMESTER**

Course-XXV	Land Laws Including Ceiling and Other Local Laws
Course-XXVI	Principles of Taxation Law
Course: XXVII	International Human Rights/Criminology and Penology
Course-XXVIII	Moot Court (Practical-III)

**LLB FIRST SEMESTER**  
**Constitutional Law-I**

**Course-I**  
**Time: 3 hours**

**Maximum Marks=100**

Theory= 80 Marks  
Internal Assessment=15 Marks  
Attendance= 05 Marks

**NOTE**

- i) Ten questions shall be set with two questions from each unit. The candidates shall be required to attempt five questions in all, selecting one question from each unit.
- ii) All questions shall carry equal marks.

**Unit-I**

1. Nature of Indian Constitution
2. Preamble
3. Union and its Territory (Arts 1-4)
4. Citizenship (Arts 5-11)
5. Definition of State (Art 12)

**Unit-II**

1. Judicial Review (Article 13)
2. Right to Equality (Article 14)
3. Prohibition on grounds of Religion, Race, Caste, Sex, Place of Birth (Article 15)
4. Equality of Opportunity in Public Employment (Article 16)
5. Abolition of Untouchability and Titles (Articles 17-18)

**Unit-III**

1. Basic freedoms (Article 19)
2. Protection in respect of Conviction for Offences (Article 20)
3. Right to Life and Personal Liberty (Article 21)
4. Safeguards against Arbitrary Arrest and Detention (Article 22)

**Unit-IV**

1. Right against Exploitation (Articles 23-24)
2. Freedom of Religion (Articles 25-28)
3. Cultural and Educational Rights of Minorities (Articles 29-30)
4. Constitutional Remedies (Articles 32-35)

**Unit-V**

1. Directive Principles of State Policy and their relation with Fundamental Rights (Articles 36-51)
2. Fundamental Duties (Article 51-A)
3. Right to Property (Article 300-A)
4. Facts and Law laid down in Maneka Gandhi V Union of India AIR 1978 SC 597
5. Facts and Law laid down in Indira Sawhney V Union of India AIR 1993 SC 477

### **Books Recommended:**

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

## **Law of Contract**

### **Course-II**

**Time: 3 Hours**

**Maximum Marks=100**

Theory= 80 Marks

Internal Assessment=15 Marks

Attendance= 05 Marks

### **NOTE**

- iii) Ten questions shall be set with two questions from each unit. The candidates shall be required to attempt five questions in all, selecting one question from each unit.
- iv) All questions shall carry equal marks.

### **Unit-I**

General Features and Nature of Contractual Obligations, Freedom of Contract. Standard and Printed Form of Contract- their Nature and Unilateral Character. Essential Elements of a Valid Contract, Proposal, Acceptance, Communication and Revocations thereof. Modes of Communication – Postal, Telephonic and Telex, E-mail.

### **Unit-II**

Offer and Invitation to Offer, kinds of Offer, General, Specific, Cross, Standing offer Capacity to Contract.

Consideration (Section 2(d), 23, 24, 25)

### **Unit-III**

Consent, Free Consent, Elements vitiating Free Consent (sections 15-18).

Nature of Contract when Consent is not Free (Section 19)

### **Unit-IV**

Void Agreement: Agreement in Restraint of Marriage (Section.26). Agreement in Restraint of Trade with exceptions ( Section 27). Agreement in Restraint of legal Proceedings with exceptions (Section 28). Uncertain Agreements (Section 29). Wagering Agreements – Definition and Essentials its exception (Section 30). Impossibility of Performance – Meaning and Scope (Section 56).

### **Unit-V**

Relevance of Time in Contractual Obligations, Contingent Contracts. (Sections 31-36). Quasi Contracts (Sections 68-72). Breach of Contract and Remedies for Breach of Contract (Sections 73-75).

**Recommended Books:**

1. Anson Law of Contract
2. Pollock and Mulla Indian Contract Act
3. Dr. Avtar Singh Law of Contract
4. Dr. R.K. Bangia Indian Contract Act
5. Rohini Aggarwal Taxmann's Mercantile and Commercial Law.

**Law of Tort including Motor Vehicle Accidents and Consumer Protection Laws****Course: III****Time= 3 Hours****Maximum Marks=100**

Theory= 80 Marks

Internal Assessment=15 Marks

Attendance=05 Marks

**NOTE**

- (i) Ten questions shall be set with two questions from each unit. The candidates shall be required to attempt five questions in all, selecting one question from each unit.
- (ii) All questions shall carry equal marks

**Unit-I**

Nature and Definition of Tort

General Conditions of Tortious Liability

Defenses in an Action for Tort-*Volenti non fit injuria*, Inevitable Accident, Act of God, Necessity, Statutory Authority.**Unit II**

Trespass to Person-Battery, Assault and False imprisonment.

Trespass to reputation- Malicious Prosecution, Defamation.

**Unit III**

Torts affecting Movable Property- Trespass to Goods, Detenue and Conversion.

Torts affecting Immovable Property-Trespass to Land, Trespass *ab initio*, Nuisance Negligence including Contributory Negligence and Composite Negligence,**Unit IV**

Strict and Absolute Liability

Vicarious liability –Mater's liability including the liability of the State.

Civil Liability for Mass disasters, nuclear radiation, Fire, Bomb Explosion, Riots and Collapse of Structures.

**Unit V**

Compensation under the Motor Vehicle Act,1988- Compulsory Insurance- Provisions relating to Third Party Risks- Chapter XI(Sections 145-164);Provisions regarding the "no fault liability"(Sections 140 - 144);Claims Tribunal and Award of Compensation(Sections 165-175)

Consumer Protection Act, 1986-Mains Provisions- Section 2,Consumer Redressal Agencies- Constitution, Powers and procedures, Remedies and Penalties.

### **Books Recommended**

- 1.R.K. Bangia, Law of Torts.
- 2.Salmond and Heuston, Law of Torts.
- 3.Winfield, Law of Tort.
- 4.Rattanlal Dhiraj Lal, Law of Torts.
- 5.Avtar Singh, Law of Consumer Protection.

## **Law of Crimes-I (Indian Penal Code, 1860)**

### **Course-IV**

**Time: 3 Hours**

**Maximum Marks=100**

Theory=80 Marks

Internal Assessment =15 Marks

Attendance=05 Marks

The aim of the paper is to acquaint the students with the basics of the law of crimes (IPC) so that they can critically analyze and present the various offences defined in the Panel Code.

### **NOTE**

Ten questions shall be set with two questions from each of the Units. The students are required to attempt five questions in all selecting one from each unit. All questions carry equal marks.

### **Unit-I**

1. Elements of Crime: Actus Reas and Mensrea.
2. Joint and Constructive Liability (SS 34-39 and S.149).
3. General Defences I: Mistake (SS 76 and 79), Accident (S.80), Necessity (S.81), Intoxication (S 85 and 86), Triviality (S.95).
4. General Defences II Insanity (S.84), Consent (SS 88-92), Private Defence (S.96-106).

### **Unit-II**

1. Abetment (SS 107-120).
2. Criminal Conspiracy (SS 120A, 120 B).
3. Attempt (SS 511, 307, 309).
4. Rioting and Affray (SS 146-148, 159-160).

### **Unit-III**

1. Culpable Homicide and Murder (SS 299, 300, 302, and 304).
2. Hurt and Grievous Hurt (SS 319-325).
3. Wrongful Restraint and Wrongful Confinement (SS 339-342).
4. Kidnapping and Abduction (SS 359-362).
5. Rape and Unnatural Offences ((SS 375 and 377).

### **Unit-IV**

1. Theft (SS 378 and 379) Extortion (SS 383 and 384), Robbery and Dacoity (390-395).
2. Criminal Misappropriation of Property and Criminal Breach of Trust (SS 403-406).
3. Cheating (SS 415-420).
4. Mischief (SS 425-426).
5. Criminal Trespass (SS 441-448).

### **Unit-V**

1. Cruelty and Dowry Death (S 498 A and 304 B).
2. Bigamy and Adultery (SS 494, 495, 497).
3. Outraging the Modesty of Women (S 354).
4. Defamation (SS 499-500).

**Recommended Books:**

1. H.S. Gour, Penal Law of India, Vols. I to IV
2. Rattan Lal and Dhiraj Lal, Indian Penal Code
3. R.A. Nelson's Indian Penal Code Vols. I to IV Butterworths Delhi
4. S.N. Misra, Indian Penal Code

**Labour and Industrial Law****Course-V****Time: 3 Hours****Maximum Marks=100**

Theory= 80 Marks

Internal Assessment=15 Marks

Attendance=05 Marks

**NOTE**

- i) Ten questions shall be set with two questions from each unit. The candidates shall be required to attempt five questions in all, selecting one question from each unit.
- ii) All questions shall carry equal marks.

**Unit-I****The Minimum Wages Act, 1948.**

Object of Minimum Wages, Different Concepts of Wages, Living Wages, Minimum Wages, Fair Wages, Procedure for Fixing and Revising Minimum Wages.

**Unit-II****The Trade Union Act, 1926**

Definition of a Trade Union, Legal Status of a Registered Trade Union, Incorporation and Registration of Trade Union, Cancellation of Registration of Trade Union, Rights and Liabilities of Registered Trade Union, Privileges and Immunities of Registered Trade Union, Dissolution of a Trade Union.

**Unit-III****The Industrial Disputes Act, 1947**

Definitions of Industry, Industrial Dispute and Workman, Authorities under the Act, Works Committee, Conciliation Officer, Board of Conciliation, Labour Court, Industrial Tribunal, National Tribunal and Arbitration, Strike, Lock Out, Lay Off, Retrenchment.

**Unit-IV****The Employee's Compensation Act, 1923**

Definition of Total and Partial Disablement, Employee, Employer, Dependent, Employer's Liability for Compensation, Authorities for Adjudication of Disputes under Employee's Compensation Act.

**Unit-V****The Factories Act, 1948**

Definition of Factory, Worker, Hazardous Process, Manufacturing Process, Health and Cleanliness Provisions, Safety and Provisions Relating to Hazardous Process, Welfare of Workers, Employment of Children and Adolescents.



# SECOND SEMESTER

## Constitutional Law-II

### Course-VI

**Time: 3 hours**

**Maximum Marks=100**

Theory=80 Marks

Internal Assessment=15 Marks

Attendance=05 Marks

#### NOTE

- i) Ten questions shall be set with two questions from each unit. The candidates shall be required to attempt five questions in all, selecting one question from each unit.
- ii) All questions shall carry equal marks.

#### Unit-I

1. Qualifications and Election of President of India
2. Resolution of Disputes regarding the Election of President
3. Procedure for Impeachment of President
4. Powers and Position of President and relationship with Council of Ministers
5. Power and Position of a Governor of State and relationship with Council of Ministers

#### Unit-II

1. Composition of Parliament and Qualification of its members
2. Disqualification of Members of Parliament
3. Procedure for Passing of Bills
4. Principle of Collective Responsibility
5. Parliamentary Privileges

#### Unit-III

1. Appointment of Chief Justice of India and other Judges of Supreme Court
2. Jurisdiction of Supreme Court
3. Appointment and Transfer of Judges of High Courts
4. Jurisdiction of High Courts
5. Independence of Judiciary

#### Unit-IV

1. Relation between Union and States
  - a) Legislative Relation
  - b) Administrative Relation
  - c) Financial Relations
2. State Liability in Torts and Contracts
3. Freedom of Trade, Commerce and Intercourse within the Territory of India

#### Unit-V

1. Services under the Union and the States
2. The Emergency Provisions
3. The Amendment of the Constitution.

**Books Recommended:**

1. Austin, Granville- The Indian Constitution: Cornerstone of a Nation
2. Seervai, H.M. Constitution of India
3. Jain, M.P. Indian Constitutional law
4. Shukla, V.N. Constitution of India (ed. By .P. Singh)
5. Basu, D.D. – Shorter Constitution of India.

**Administrative Law****Course-VII****Time: 3 Hours****Maximum Marks=100**

Theory= 80 Marks

Internal Assessment=15 Marks

Attendance=05 Marks

**NOTE**

- i) Ten questions shall be set with two questions from each unit. The candidates shall be required to attempt five questions in all, selecting one question from each unit.
- ii) All questions shall carry equal marks.

**Unit-I**

1. Evolution, Nature and Scope of administrative law
2. Conceptual Objections against the Growth of administrative law: Rule of law and Separation of Powers
3. Classification of administrative actions

**Unit-II**

1. Delegated legislation: Reasons for its Growth and Constitutionality.
2. Control Mechanism over Delegated Legislation:
  - a) Judicial
  - b) Legislative
  - c) Procedural
3. Sub-Delegation; Conditional Legislation; and Retrospectivity of Delegated Legislation.

**Unit-III**

1. Principles of Natural Justice:
  - a) Rule against Bias, and
  - b) Rule of Fair Hearing.
2. Exclusion of Natural Justice
3. Effect of Breach of Principles of Natural Justice.

**Unit-IV**

1. Judicial Review of Administrative Action:
  - a) Constitutional Jurisdictions (Articles 32, 136, 226, and 227)
  - b) Statutory Jurisdictions (Suits for Damages, Injunction and Declaration)
2. Exclusion of Judicial Review: Scope of Ouster Clauses
3. Ombudsman

**Unit-V**

Right to Information Act, 2005 (SS.1-20)

1. Right to Information; Request for obtaining information; Disposal of the Request; Third Party Information; Exemptions from Disclosure.

2. Designation of Public Information Officers; Constitution of Central and State Information Commissions; their Powers and Functions.
3. Appeal and Penalties.

## **Cyber Law & Crimes**

### **Course-VIII**

**Time: 3 Hours**

**Maximum Marks=100**

Theory=80 Marks

Internal Assessment=15 Marks

Attendance=05 Marks

The aim of the paper is to acquaint the students with fundamentals of Cyber Law and train them for corporate sector as well as legal practice.

#### **NOTE**

The questions shall be set with two questions from each of the units. The students are required to attempt five questions in all, selecting one from each unit. All questions carry equal marks.

#### **Unit-I**

Introduction

1. History & Evaluation of Cyber Law
2. Cyber Law Jurisprudence
3. Meaning & Definitions: Cyber Law, Cyber Crime, Computer Crime, Information Technology Offences, Encryption, Computer System.
4. White Collar Crimes: Definition, Kinds, Causes and Judicial Attitude.

#### **Unit-II**

E-Commerce

1. Salient Features of the Information Technology Act, 2000.
2. Formation and System of Digital Contract
3. Digital Signature & Electronic Governance (SS3-10, IT Act)
4. Role & Functions of Certifying Authority (SS 11-39 of the Act)

#### **Unit-III**

Cyber Crimes:

1. Cyber Crimes affecting Individual: Privacy Violation, Identity Theft, Cyber Stalking.
2. Cyber Crimes affecting Economy: Hacking, Virus and Malicious Programmes, Computer Sabotage, Computer extortion, Computer Fraud, Forgery and Counter feiting, Economic Espionage, Electronic Money Laundering & Tax Evasion, Cyber Squatting.
3. Crimes Affecting Security: Cyber Terrorism, Cyber Warfare
4. Miscellaneous: Spamming, Cyber Defamation, Obscenity, Child Pornography.

#### **Unit-IV**

Digital Evidence & Prevention of Cyber Crimes

1. Offences under the IT Act (SS 65 to 78)
2. Penalties under the IT Act (SS 43 to 47)
3. Digital Evidence, Amendments to Indian Evidence Act: Relevancy of Opinion on Digital signature, Special Provisions on Evidence Relating to Electronic record, Proof as to Digital

Signature & its verification, Presumptions regarding Electronic Records, Digital Signature Certificates.

4. Investigation & Adjudication Issues.

**Unit-V**

Miscellaneous

1. Cyber Regulations Appellate Tribunal (SS 48-64, IT Act)
2. Network Service Provider
3. Duties of Subscribers (SS 40-42, IT Act)
4. Effects of IT Act on other Laws: IPC, 1860, RBI Act, 1934, Banker's Books Evidence Act, 1891 etc.

**Recommended Books:**

1. Chris Reed, Computer Law, Universal, Delhi
2. Nandan Kamath, Law Relating to Computers, Internet & E-Commerce, Universal, Delhi.
3. Vishwanath Paranjpes Cyber Crimes & Law, Central Law Agency, 2010.
4. M. Dasgupta, Cyber Crimes in India: A Comparative Study, Eastern Law House, 2009.
5. Sushma Arora & Raman Arora, Cyber Crimes & Laws, Taxmann's 2017.
6. Justice Yatinder Singh, Cyber Laws, Universal Law Publishing Corporation, 2016.
7. Vakul Sharma, IT Law & Practices: Cyber Laws & Laws Relating to e-commerce, Universal Law Publishing Corporation, 2016.
8. Jyoti Rattan & Vijjay Rattan, Cyber Laws & Information Technology, 6<sup>th</sup> ed, Bharat Law House Pvt. Ltd, 2017.
9. Talat Fatima, Cyber Crimes, Eastern Book Company, 2011.
10. J.P. Mishra, An Introduction to Cyber Law, Central Law Publications, 2014.
11. S.K. Verma & Raman Mittal, Legal Dimensions of Cyberspace, Indian Law Institute, 2004.
12. Farooq Ahmad, Cyber Law in India, Pioneer Books, 2015.
13. D.P. Mittal, Law of Information Technology & Cyber Law, Taxmann's, 2000.

Statutory Material

- a. The Information Technology Act, 2000.
- b. The Information Technology (Amendment) Act, 2008.

**Environmental Law**

**Course-IX**

**Time 3 Hours**

**Maximum Marks=100**

Theory= 80 Marks

Internal Assessment=15 Marks

Attendance=05 Marks

**NOTE**

- i) Ten questions shall be set with two questions from each unit. The candidates shall be required to attempt five questions in all, selecting one question from each unit.
- ii) All questions shall carry equal marks.

**Unit-I**

Definition of Environmental Pollution, Causes, Sources and Effects of Pollution in General and brief. Definition, Meaning and Nature of Environmental Law.

## **Unit-II**

The Environment (Protection) Act 1986.

Definitions (Section 2), General Powers of Central Government (Sections 3-6), Prevention, control and Abatement of Environment Pollution (Sections 7-17), Miscellaneous Provisions (Sections 18-26).

## **Unit-III**

Water and Air Pollution.

Water (Prevention and control of Pollution) Act, 1974

Definition (Section 2), The Central and State Boards for Prevention and Control of Water Pollution (Sections 3-12), Joint Boards (Sections 13-15), Powers and Functions of Boards (Sections 16-18), Prevention and Control of Water Pollution (Sections 19-33A), Funds Accounts and Audit (Sections 34-40), Penalties and Procedures Sections 41-50), Miscellaneous- Provisions (Sections 51-64). Workings and Defects of the Act of 1974.

Air (Preventions and Control of Pollution Act, 1981.

Definitions, Sources and Effects of Air Pollution, Central and State Boards for the prevention and Control of Air Pollution (section3-15), Powers and functions of Boards, (Sections 16-18), Prevention and Control of Air Pollution (Sections 19-31A), Funds, Accounts and Audit (sections 32-36), Penalties and Procedures including Miscellaneous Provisions (Sections 37-54), the Facts and the Principle of Law laid down in the case of M.C. Mehta Vs. Union of India (1997), 2 SCC 353 (Taj Mahal Case).

## **Unit-IV**

Noise Pollution.

Concept of Noise Pollution, Sources and Effects of Noise Pollution, Legal and Judicial Controls.

The Wild Life (Protection) Act 1972.

Definitions (Section 2), Authorities under the Act (sections 3-8), Hunting of Wild Animals (Sections 9-12), Protections of Specified Plants (Sections 17-A – 17H) Sanctuaries, National Parks and Closed Areas (Sections 18-38), Central Zoo Authority and recognition of Zoos (Sections 38A-38J) Trade or Commerce in Wild Animals, Animal Articles and Trophies (Sections 39-49). Prohibition of Trade or Commerce in Trophies etc. (Sections 49A-49C), Prevention and Detection of Offences (sections 50-58).

## **Unit-V**

Environmental Pollution. Remedies and Procedures.

Tort Law

Public Nuisance and Remedies under Criminal Law

Constitutional Provisions and Writ jurisdiction

Citizens Suit Provisions: Public Interest Litigation and Judicial Activism.

Remedies under National Environmental Tribunal Act 1995.

## **Books Recommended:**

1. Kailash Thakur, Environmental Protection Law and Policy in India, (deep and Deep, New Delhi)
2. Paras Diwan, Environmental Administration –Law and Judicial Attitude, Vols. I&II (1192)
3. S. Aggaral, Legal Control of Environmental Pollution.
4. R.G. Chaturvedi, Law on Protection of Environment and Prevention of Pollution.

## **Family Law-I**

**Course-X**

**Time 3 Hours**

**Maximum Marks=100**

Theory= 80 Marks

Internal Assessment=15 Marks

Attendance=05 Marks

**NOTE**

- i) Ten questions shall be set with two questions from each unit. The candidates shall be required to attempt five questions in all, selecting one question from each unit.
- ii) All questions shall carry equal marks.

**Unit-I**

The Hindu Marriage Act 1955 – Hindu Marriages- Matrimonial Causes, Restitution of Conjugal Rights, Judicial Separation, Nullity of Marriage and Divorce Ancillary Relief

**Unit-II**

The Hindu Adoptions and Maintenance Act, 1956- Concept of Adoption, Who may take and give in adoptions, Ceremonies of Adoption, Effect of adoption, Relationship of the adopted child, Concept of Maintenance, Maintenance as a Personal Obligation- Wife, Children, Aged or Infirm parents, Maintenance of Dependence, Maintenance of Joint Family Members, Quantum of Maintenance, Maintenance as Charge on Property. Alteration of Maintenance.

**Unit-III**

The Hindu Minority and Guardianship Act, 1956- Guardianship of the Person-Natural, Testamentary and deFacto Guardians, Guardianship of Minors Property, Rights and Powers of Guardian.

**Unit-IV**

Muslim Law of Marriage, Dower, Divorce, Talak, Acknowledgement of Paternity.

**Unit-V**

Maintenance of Muslim Women: The Muslim Women's (Protection of Right on Divorce) Act, 1986, Dissolution of Muslim Marriage Act, 1939, Facts and the Principle of Law laid down by the Supreme Court in the case of Mohd. Ahmed khan Vs. Shah Bano Begam, AIR 1985 SC 945.

**Books Recommended:**

1. Mulla, D.N. Hindu Law.
2. Paras Diwan, Modern Hindu Law.
3. Paras Diwan, Muslim Law in Modern India
4. Fyzee, Qutlines of Mohammedan Law.
5. Derrett J.D.M. Introduction to Modern Hindu Law.

**THIRD SEMESTER**  
**Law of Crimes-II (The Code of Criminal Procedure, 1973)**

**Course-XI**

**Time: 3 Hours**

**Maximum Marks=100**  
Theory=80 Marks  
Internal Assessment =15 Marks  
Attendance=05 Marks

**NOTE**

- i) Ten questions shall be set with two questions from each unit. The candidates shall be required to attempt five questions in all, selecting one question from each unit.
- ii) All questions shall carry equal marks.

**Unit-1**

Definition of summon case, warrant case, investigation, Inquiry, Trial and complaint. Constitution and Powers of Criminal Courts and offices, Arrest, Escape and Re- taking

**Unit-II**

Process to compel appearance and production of things and search for person wrongfully confined  
Security for keeping peace and good behaviour

**Unit-III**

Maintenance of Public order and Tranquillity  
Information to the police and their powers to investigate

**Unit-IV**

Complaints to Magistrates and Commencement of Proceedings before Magistrate. The Change and Procedure for framing charge. Trial of Summons and Warrant Cases by Magistrates.

**Unit-V**

Summary Trials, Plea Bargaining and Provisions as to Bails and bonds

**Suggested Readings:**

1. Rattan Lal Dhiraj Lal; the Code of Criminal Procedure ( Student edition)
2. R.V. Kelkar's; Criminal Procedure Code.
3. D.D Basu; Criminal Procedure Code. Vol. 1 and II.
4. Woodroffe: Commentaries on Code of Criminal Procedure, 2 Volumes.
5. K.N.Chandrashekharan Pillai (ed.) Kellkar; s Lectures on Criminal Procedure.
6. S.C.Sarkar: The Law of Criminal Procedure.

**Family Law-II**

**Course-XII**

**Time: 3 Hours**

**Maximum Marks=100**  
Theory= 80 Marks  
Internal Assessment=15 Marks  
Attendance=05 Marks

**NOTE**

- i) Ten questions shall be set with two questions from each unit. The candidates shall be required to attempt five questions in all, selecting one question from each unit.
- ii) All questions shall carry equal marks.

### **Unit-I**

Mitakshara Hindu joint Family: Composition, Structure and Characteristics, Joint Family Property Classification-Unobstructed heritage, Obstructed heritage, Ancestral Property, Separate Property, Joint Acquisitions and Accretions, Points of Distinction between the Mitakshara Hindu Joint Family and Dayabhaga Hindu Joint Family.

### **Unit-II**

Hindu Law of Partition: Who can make, Subject matter of partition, Persons who have a right to partitions and Persons who are entitled to a share on partition, How partition is effected? Rules relating to distribution of property and modes of partition, Reopening of Partition and Re-union. Position, status, Liability and Powers of the Karta in the Hindu Joint Family.

### **Unit-III**

Hindu succession Act 1956

Definitions, Succession to the Property of a Male Hindu- Legal heirs and their Classification, Succession to the property of a Mitakshara Hindu; Women's Property, Succession to the property of a Hindu Female; General Provisions Relating to succession, Disqualifications of heirs, Testamentary Succession.

### **Unit-IV**

Muslim Law of Gift: Who can make a Valid Gift? Essential requirements of a valid Gift; Subject matter of Gift, Gift of Musha-Exceptions thereof, Revocation of Gifts under Shia and Sunni Law.

### **Unit-V**

General Principles of Inheritance of Muslim Law Excluding able of Heirs.

Wills; Who can make a will? Subject matter of a will; Restrictions on the powers of a Muslim to make a will; Abatement of Legacy; Creation of Life Estates and its validity; Revocation of Wills.

### **Books Recommended:**

1. Paras Diwan Modern Hindu Law.
2. Badrudin Tayyabji, Mohammedan Law.
3. Fyzee, Outlines of Mohammedan Law.
4. Paras Diwan, Muslim Law.
5. Mulla. Hindu Law
6. Mulla. Mohamedan Law
7. Aqvil Ahmed. Muslim Law

## **Professional Ethics, Accountancy for Lawyers and Bench Bar Relations**

### **Course-XIII**

**Time 3 Hours**

**Maximum Marks=100**

Theory=48 Marks

Practical=40 Marks

Internal Assessment=07 Marks

Attendance=05 Marks

### **NOTE**

- i) Eight questions shall be set with two questions from each unit. The candidates shall be required to attempt four questions in all, selecting one question from each unit.
- ii) All questions shall carry equal marks.

### **Unit-I**

- Legal Profession: Its Nature, Evolution and Development in India.



- Meaning of Ethics, Object of Legal Ethics, Necessity for an Ethical Code

### **Unit-II**

- Rights, Privileges, Duties, Disabilities and Social Responsibilities of an Advocate.
- Standard of Professional Conduct and Etiquette.
- Professional and other Misconducts.

### **Unit-III**

- Powers and Procedure of Disciplinary Committees of the Bar.
- Accountancy for Lawyers.
- Bench Bar Relations.

### **Unit-IV**

- Legality of Lawyers Strike in the Right-Duty Discourse.
- Contempt Law and Practice: The Contempt of Courts Act, 1971.
- The Facts and Principle of Law laid down in :
  - R.K. Garg V State of Himachal Pradesh, AIR 1981 SC 1382.
  - M.B. Sanghi V High Court of Punjab & Haryana, AIR 1991 SC 1834
  - Ex-Capt. Harish Uppal V. Union of India, 2002 (9) SCALE 357
  - Bar Council of Maharashtra V. M.V. Dabholkar, (1976) 2 SCC 291
  - Satish Kumar Sharma V. Bar Council of H.P., AIR 2001 SC 509

### **Books Recommended:**

1. C.L. Anand: Professional Ethics of the Bar
2. B.K. Goswani: Legal Profession and Its Ethics
3. Anirudh Prasad: Principles of the Ethics of Legal Profession in India
4. Sunil Deshta and Kiran Deshta: Practical Advocacy of Law.
5. S.K. Mookerji: Iyer's Law of Contempt of Court.
6. P. Ramanatha Aiyer: Legal Ethics, Vol.3.

## **Public International Law**

### **Course-XIV**

**Time: 3 Hours**

**Maximum Marks=100**

Theory= 80 Marks

Internal Assessment=15 Marks

Attendance=05 Marks

### **NOTE**

- Ten questions shall be set with two questions from each unit. The candidates shall be required to attempt five questions in all, selecting one question from each unit.
- All questions shall carry equal marks.

### **Unit-I**

Definitions, Nature and Basis of International Law, Sources of International Law; Relationship between International Law and Municipal Law and Subjects of International Law.

### **Unit-II**

Nature of State, State Territory and Modes of acquisition and loss of State Territory; Recognition; State Succession, Intervention.

### **Unit-III**

Position of Individual in International Law, Nationality; Extradition. Asylum; Diplomatic Agents and Treaties.

### **Unit-IV**

Settlement of international Disputes between States: War: Definition and Effect and Modes of Termination of War; Prisoners of War and War Crimes.

### **Unit-V**

Law of the Sea, Outerspace, Territory of moon, Antarctica, International Terrorism, Comprehensive Test ban Treaty.

### **Books Recommended:**

1. J.G. Starke, Introduction to International Law.
2. S.K. Kapoor, International Law.
3. Arjun Dev and Others (ed.), Human Rights- A Source Book, Published by N.C.E.R.T., 1996.
4. Mrs. S.K. Verma, Introduction of International Law.
5. Aggarwal, International Law.
6. Jyoti Rattan. International Law.

## **Jurisprudence (Legal Method, Indian Legal System, & Basic Theory of Law)**

### **Course-XV**

**Time= 3 Hours**

**Maximum Marks=100**

Theory= 80 Marks

Internal Assessment=15 Marks

Attendance=05 Marks

### **NOTE**

- i) Ten questions shall be set with two questions from each unit. The candidates shall be required to attempt five questions in all, selecting one question from each unit.
- ii) All questions shall carry equal marks.

### **Unit-I**

- A. Meaning, Nature, Scope and Utility of Jurisprudence.
- B. Philosophy of Jurisprudence: The Indian Scenario.
- C. Philosophical School of Law: Greek, Roman, and Indian Legacy.

### **Unit-II**

- A. American Realism
- B. Imperative School
- C. Pure Theory of Law
- D. Sociological School

### **Unit-III**

- A. Custom
- B. Legislation
- C. Precedent
- D. Equity

#### **Unit-IV**

- A. Rights and Duties
- B. Possession
- C. Ownership
- D. Personality

#### **Unit-V**

- A. Sociology of Law
- B. Relationship between Law and Morality: Controversy of Hart and Fuller
- C. Law of Obligation.

#### **Books Recommended:**

1. Edgar Bodenheimer : Jurisprudence
2. R.W.M. Dias : Jurisprudence
3. W Friedman : Legal Theory
4. P.N. Sen : Hindu Jurisprudence
5. G.W. Paton : A Text Book of Jurisprudence.
6. Julius Stone : Stone on Jurisprudence.
7. C.K. Allen : Law in the Making.

### **FOURTH SEMESTER Law of Evidence**

**Course-XVI**  
**Time:3 Hours**

**Maximum Marks=100**  
Theory= 80 Marks  
Internal Assessment=15 Marks  
Attendance=05 Marks

#### **NOTE**

- (i) Ten questions shall be set with two questions from each unit. The candidates shall be required to attempt five questions in all, selecting one question from each unit;
- (ii) All questions shall carry equal marks.

#### **Unit-I**

Extent, Commencement and Application of Indian Evidence Act (Section 1); Interpretation Clause (Section 3); Presumptions- May Presume, Shall Presume and Conclusive Proof (section 4); Relevancy of Facts (sections 5-16); Admissions (Sections 17-23 and 31).

#### **Unit-II**

Confessions (Sections 24-30); Statements by Persons who cannot be called as Witnesses; (Sections 32-33); Statements made under Special Circumstances (Sections 34-39); Judgements of Courts of Justice when Relevant (Sections 40-44).

#### **Unit-III**

Opinion of Person when Relevant (Sections 45-51); Character when Relevant (Sections 52-55); Facts which Need not be Proved (Sections 56-58); Oral Evidence (Sections 59-60), Documentary Evidence (Sections 61-78); Presumptions as to Documents (Sections 79-90).

## **Unit-IV**

Exclusion of Oral Evidence by Documentary Evidence (Sections 91-100); Burden of Proof (Sections 101-111); Presumptions as to Certain Offences (Sections 111A-114A). Estoppels (Sections 115-117); Witnesses, Privileged Communications (Sections 118-132); Accomplice (Section 133); Number of Witnesses (Section 134).

## **Unit-V**

Examination of Witnesses: Examination in Chief, Cross Examination, Re-examination, Leading Question-When they may be asked and when they may not be asked, When witness to be compelled to answer, Questions which may or may not be asked during cross examination, Question by the party to his own witness, Impeaching the Credit of Witness, Refreshing Memory, Judge's Power to put question or order production (Sections 135-166), Improper Admission or rejection of evidence (Section 167).

### **Books Recommended:**

1. Rattan Lal and Dheeraj Lal
2. Batuk Lal, Law of Evidence
3. C.D. Field, Law of Evidence
4. Monir, Law of Evidence

## **Banking Law**

### **Course-XVII**

**Time 3 Hours**

**Maximum Marks=100**

Theory= 80 Marks

Internal Assessment=15 Marks

Attendance=05 Marks

### **NOTE**

- i) Ten questions shall be set with two questions from each unit. The candidates shall be required to attempt five questions in all, selecting one question from each unit.
- ii) All questions shall carry equal marks.

### **Unit-I**

Definition of Bank and Customer, Historical Development of Banking Institutions in India. General and Legal Relationship of Bank and Customer, Special classes of Customers, Nature and Type of Accounts, Obligation to Maintain Secrecy and its Exceptions, Function of Banking Institutions.

### **Unit-II**

The Banking Regulation Act, 1949: Definitions, Business of Banking Companies; Control over Management, Board of Directors, their Qualifications and Dis-qualifications, Provision for the Appointment of Chairman, Regulation regarding Share capital, Suspension of Banking Business and Winding up process of Banking Companies. Balance Sheet; Audit and Inspection; Amalgamation and Reconstruction. Recent Trends of Banking System. New Technology, e-Banking, Automatic Teller Machine and Use of Internet, Smart Cards, Credit Cards and use of Expert System.

### **Unit-III**

Reserve Bank of India Act, 1934- Reserve Bank as Banker to the State Government, Reserve Bank as Banker's Bank, Organisational Structure of Reserve Bank of India, Legal Status, Powers and Functions of the Reserve Bank of India. RBI and Commercial Banks, Banking Ombudsman; Security and Exchange Board of India Act, 1992- Management, Power and Function of SEBI, The Prevention of Money laundering Act, 2002- Offence of Money Laundering, Attachment, Adjudication and Confiscation, Authorities under the Act, Power and functions of Appellate Tribunal and Special Courts, Role of Financial Intelligence Unit.

### **Unit-IV**

Banking Securities: Pledge; Hypothecation, Charge, Lien and Mortgage, Bank Frauds: Definition, classification of Frauds and action required by Banks, Fraud prone areas in different accounts- Saving Bank Accounts, Current Accounts, Thefts, Burglary and Fraud in cases of advances, Frauds in cases of remittances and preventive measures.

### **Unit-V**

Negotiable Instrument Act, 1881: Definition; Kinds of Negotiable Instruments; Holder and Holder in due course; Payment in due course, Capacity of Parties, Negotiation, Modes of negotiations, Endorsement and its kinds, Acceptance and Dishonour of cheque, Crossing of cheque, Penalties in case of dishonour of cheque.

### **Books Recommended:**

1. B.R. Sharma and R.P. Nainta, Principles of Banking Law and Negotiable Instruments Act (1881)
2. R.B. Sethi, Banking Regulation Act, 1949.
3. A. Ramaiya, The Reserve Bank of India Act, 1934
4. J.S. Khargamwala, The Negotiable Instrument Act 1881.
5. R N Chaudhary, Banking Laws
6. The Security and Exchange Board of India Act, 1992
7. The Prevention of Money laundering Act, 2002
8. Negotiable Instrument Act, 1881

## **Intellectual Property Law**

### **Course-XVIII**

**Time=3 Hours**

**Maximum Marks=100**

Theory= 80 Marks

Internal Assessment=15 Marks

Attendance=05 Marks

### **NOTE**

- i) Ten questions shall be set with two questions from each unit. The candidates shall be required to attempt five questions in all, selecting one question from each unit.
- ii) All questions shall carry equal marks.

### **Unit-I**

The Meaning of Intellectual Property, Nature of Intellectual Property, Commercial Exploitation of Intellectual Property, Enforcement of Rights and Remedies against Infringement, Intellectual Property and Economic Development, International Character of Intellectual Property.

## **Unit-II**

Concept of Patent, Process of obtaining patent, Application, Examination and Grant of Patent, Rights and Obligations of Patent, Transfer of Patent Rights, Infringement of Patent Rights.

## **Unit-III**

Intellectual Property in Trade Marks, Definition and Concept of Trade Mark, Registration of Trade Mark, Assignment of Trade Mark, Infringement of Trade Mark.

## **Unit-IV**

Meaning of Copyright, Nature of Copyright, Subject Matter of Copyright, Copyright in Literary, Dramatic, Musical Work, Copyright in Sound Recording and Cinematograph Films and Copyright in Computer Programmes.

## **Unit-V**

Infringement of Copyright, Fair use Provisions, Remedies against Infringement of Copyrights, Compulsory Licensing of Copyrighted Work.

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

### **Course-XIX**

**Time:3 Hours**

**Maximum Marks=100**

Theory= 80 Marks

Internal Assessment=15 Marks

Attendance= 05 Marks

### **NOTE**

- i) Ten questions shall be set with two questions from each unit. The candidates shall be required to attempt five questions in all, selecting one question from each unit.
- ii) All questions shall carry equal marks.

### **Unit-I**

- Statute- Meaning, Nature and Classification.
- History, Meaning and Object of Interpretation.
- Elementary Principles of Interpretation and Construction of Statutes.

### **Unit-II**

- Methods of Interpretation.
- Literal Meaning Rule
- Golden Rule
- The Mischief Rule
- Rule of Harmonious Construction of Statutes.

### **Unit-III**

Intrinsic Aids to Construction of Statutes-Context, Short-Title, Long Title, Preamble, Marginal Notes, Headings, Definition or Interpretation Clauses, Provisos, Punctuations, Illustrations, Exceptions, Explanations, and Schedules.

#### **Unit-IV**

Extrinsic Aids to Interpretation- Dictionaries, Text Books, Historical Background, Legislative History, Administrative Conveyancing and Commercial Practice.

#### **Unit-V**

- Remedial and Penal Statutes
- Taxing Statutes
- Principles of Constitutional Interpretation-Harmonious Construction, Doctrine of Pith and Substance and Colourable Legislation.
- Principles of Legislation: Its Methods
- Legislative Procedure: Union and States.

#### **Books Recommended:**

1. P. St. Langan (Ed.) Maxwell on the Interpretation of Statutes.
2. S.G.G. Edgar, Craies on Statute Law.
3. Jagdish Swarup, Legislation and Interpretation.
4. Sutherland, Statutory Construction
5. Jeremy Bentham, The Theory of Legislation.

### **Alternative Dispute Resolution (Practical/Clinical-I)**

#### **Course-XX**

**Time 3 Hours**

**Maximum Marks=100**

Theory=48 Marks

Practical=40 Marks

Internal Assessment=07Marks

Attendance=05 Marks

#### **NOTE**

- i) Eight questions shall be set with two questions from each unit. The candidates shall be required to attempt four questions in all, selecting one question from each unit.
- ii) All questions shall carry equal marks.

#### **Unit - I**

Main Objectives of Arbitration and Conciliation Act, 1996; Concept of Arbitration and Arbitration Agreement (section7-9)  
Composition of Arbitral Tribunal and its Jurisdiction (Sections 10-17)

#### **Unit - II**

Conduct of Arbitral Proceedings, Termination of Proceeding and Making of Arbitral Award (Section 18-33),  
Legal Recourse against Arbitral Award, Finality, Appeal and Enforcement of Award (Sections 34-37) New York Convention Sections 44-52)

#### **Unit -III**

Conciliation Proceeding (Section 61-81)  
Distinction between Conciliation, Negotiation, Mediation and Arbitration;  
Commencement of Conciliation Proceedings,

Appointment and Role of Conciliators, Settlement Agreement and Effect thereof, Termination of Conciliation Proceedings, Costs and Deposits etc.

#### **Unit – IV**

ADR Systems, Needs for ADR, Legal Services Authority Act, 1987,  
National Legal Services Authority – Its Composition and Functions and the  
Role of CILAS,  
State Legal Services Authority – Its Composition and Functions, Entitlement  
to Legal Services  
Lok Adalats, Composition, Powers Jurisdiction, Procedure, Award of Lok  
Adalat

#### **Suggested Readings:**

1. B.P. Saraf Junjhanwala, S.M: Law of Arbitration and ADR in India
2. O.P. Tiwari: The Arbitration and Conciliation Act, 1996.
3. Legal Services Authority Act, 1987 as amended form time to time.
4. N.D. Basu: Law of Arbitration and Conciliation (Universal, Delhi)
5. Gerald R. Williame (ed.), The New Arbitration and Conciliation Law of India,
6. Indian Council of Arbitration (1998), New Delhi
7. A.K. Bansal, law of International Commercial Arbitration (1999), Universal, Delhi
8. P.C. Rao & William Sheffield, Alternative Disputes Resolution-what it is and How it works? (1997) Universal, Delhi
9. G.K. Kwatra, The Arbitration and Conciliation Law of India 2000 Universal, Delhi.
10. Bare Acts.

### **Property Law Including Transfer of Property Act**

**Course-XXI**  
Time: 3 Hours

**Maximum Marks=100**  
Theory=80 Marks  
Internal Assessment=15 Marks  
Attendance =05 Marks

#### **NOTE**

- i) Ten questions shall be set with two questions from each unit. The candidates shall be required to attempt five questions in all, selecting one question from each unit.
- ii) All questions shall carry equal marks.

#### **Unit-I**

Interpretation Clause, Immovable Property, Attestation, Registered, Actionable Claim and Notice, Definition of Transfer of Property, Transferable Property, Un-transferable Trust or Property, Competence to Transfer and Modes of Transfers, Conditional Transfers, Conditions Restraining Alienation, Restrictions Repugnant to Interest Created, Transfer for benefit of Unborn Person, Rule against Perpetuity, Vested Interest and Contingent Interest.



## **Unit-II**

Election and Apportionment, Restricted Covenants, Transfer by ostensible owner, Transfer by unauthorised person who subsequently acquires interest, Fraudulent Transfer, Improvements made by Person under Defective Title, Doctrine of *Lis-Pendens* and Part Performance.

## **Unit-III**

Sale of Immovable Property, Definition of Sale and Contract to Sell, Rights and liabilities of Buyer and Seller, Marshalling by Subsequent Purchaser, Mortgage of Immovable Property, Definition of Mortgage, Kinds of Mortgage, Right of Redemption of Mortgagor and Equity of Redemption, Accession to mortgaged property, Subrogation, Priority, Cessation of Interest, Marshalling and Contribution, Prohibition of Tacking, Charge.

## **Unit-IV**

Definition and Kinds of Lease, Distinction between Lease and License, Modes of Creation and Determination of Lease, Exchange, Gifts- Definition of Gift, Modes of Creation of Gift, Suspension and Revocation of Gift and Onerous Gift, Transfer of Actionable Claims,

## **Unit-V**

Indian Easement Act, 1882.

Definition and Essential Features of Easement, Kinds of Easement, Imposition, Acquisition and Transfer of Easements, Extinction, Suspension and Revival of Easement; Licence.

### **Books recommended:**

1. S.N. Shukla, The Transfer of Property Act.
2. Mulla, Transfer of Property Act.
3. Ameen and Shastri, The Law of Easement.
4. V.P. Sarathi, Law of Transfer of Property.

## **Civil Procedure Code and Limitation Act**

### **Course-XXII**

Time: 3 Hours

**Maximum Marks=100**

Theory=80 Marks

Internal Assessment=15 Marks

Attendance=05 Marks

### **NOTE**

- i) Ten questions shall be set with two questions from each unit. The candidates shall be required to attempt five questions in all, selecting one question from each unit.
- ii) All questions shall carry equal marks.

### **Unit-I**

Jurisdiction of Civil Courts, Suits of Civil Nature (Section 9)

Stay of Suits, Resjudicata, Foreign Judgments (Sections 10-14)

Place of Suing, Transfer of Suits (Sections 15-25)

Joinder of parties, Representative Suits, Splitting of Claims and Reliefs,

Joinder of cause of action (Order 1 and 2)

### **Unit-II**

Summons to Defendants (Order 5)

Appearance of Parties, Ex-parte Decree (Order 9 and 10)

Discovery and inspection (Order 11)

Settlement of Issues (Order 14 and 15)

Summon to Witnesses (Order 16, 17 and 19)  
Hearing of Suits (Order 18)  
Judgement and decree (Order 20)  
Awarding of Interest and Costs (Sections 34-35B)  
Restitution, Inherent powers of the Court, Miscellaneous provisions (Sections 132-158).

### **Unit-III**

Commissions (Sections 75-78, Order 26)  
Suits against Government (Section 79-82)  
Suits in case of minors, indigent persons (Order 32 and 33) Inter pleader suits (Section 88, Order 35).  
Supplementary Proceedings- Arrest and Attachment before judgement, temporary injunctions, interlocutory orders, appointment of receivers, (Sections 94-95, Orders 38-40)

### **Unit-IV**

Appeals- First and Second Appeals; Procedure for appeal (Sections 96-108, Order 41)  
Reference, Review, Revision (Sections 113-115, Order 46-47)  
Execution- Basic Provision (Sections 36-74)  
Execution- Details (Order 21)

### **Unit-V**

The Limitation Act, 1963  
Limitation of Suits, Appeals and Applications (Sections 3-11)  
Exclusion of time (Sections 12-15)  
Effects of Death, Fraud, Acknowledgement, Payment etc. On limitation (Sections 16-22)  
Acquisition of ownership by possession (Sections 25-27)

### **Books Recommended:**

1. Mulla, The Code of Civil Procedure (Student edition).
2. The Code of Civil Procedure 1908, as amended in 2002.
3. C.K. Takwani, Civil Procedure with Limitation Act, 1963.

## **Company Law**

### **Course-XXIII**

**Time: 3 Hours**

**Maximum Marks=100**

Theory= 80 Marks

Internal Assessment=15 Marks

Attendance=05 Marks

### **NOTE**

- i) Ten questions shall be set with two questions from each unit. The candidates shall be required to attempt five questions in all, selecting one question from each unit.
- ii) All questions shall carry equal marks.

### **Unit-I**

Definition and Nature of a Company; Lifting the Corporate Veil. Formation of a Company: Registration and Incorporation; Memorandum of Association-its importance and contents, Alteration of Memorandum of Association, Doctrine of Ultra Vires; Articles of Association- its relations with Memorandum of Association; Doctrine of Constructive Notice and Doctrine of Indoor Management with exceptions.

## **Unit-II**

Prospectus and Statement in lieu of Prospectus- their importance.

Definition of Prospectus- its contents and remedies for misrepresentations in the prospectus.

Shares-their kinds, Principles governing Allotment of shares, Share Certificate, its object and effects; Transfer and Transmission of shares, Procedure for transfer, Refusal to transfer and remedy against refusal; Issue of shares at premium and discount.

## **Unit-III**

Membership of a Company: Modes of acquiring membership; Who may be a member, Termination of membership.

Meetings. Kinds of meetings, Procedure and Conduct of Meeting, Voting, Resolutions.

## **Unit-IV**

Directors-Constitution of the Board of Directors, Appointments, Qualifications including share qualification, Disqualifications, Powers and Duties.

Political Contributions by Companies.

Managing Directors and Managers; Appointment, Powers and Duties.

## **Unit-V**

Majority Powers and Minority rights, Rule laid down in Foss Vs. Harbottle with exceptions.

Prevention of Oppression and Mismanagement.

Winding up- Meaning and Scope; Modes of winding up;

### **Books Recommended:**

1. G.K. Kapoor & Sanjay Dhamija, Company Act, 2013, 19<sup>th</sup> ed, Taxmann, 2016.
2. Avtar Singh, Company Law, 17<sup>ed</sup>, Eastern Book Company, 2016.
3. N.V. Pranjpe, Company Law, 7<sup>th</sup> ed, Central Law Agency, 2016.
4. T.P. Gosh, Companies Act, 2013, 3<sup>rd</sup> ed, Taxmann, 2016.
5. Guide to Companies Act, 2013 by Corporate Law Advisor, 5<sup>th</sup> ed, Jain Book Agency, 2017.
- 6.

### **Further Readings:**

1. Taxmann, Company Law Manual, 7<sup>th</sup> ed, Taxmann, 2017.
2. A Ramaiya Guide to Companies Act, 18<sup>th</sup> ed, Lexis Nexis, 2014.
3. Palmers, Company Law, 2<sup>nd</sup> ed, Sweet & Maxwell, 2017.
4. Gower: Principles of Modern Company Law, 10<sup>th</sup> ed, Sweet & Maxwell, 2016.
5. A.K. Majumdar & Dr. G.K. Kapoor, Company Law, 16<sup>th</sup> ed, Taxmann's, 2011

### **Statutory Material:**

1. The Companies Act, 2013.

## Drafting, Pleading & Conveyance

**Course-XXIV**

**Time: 3 Hours**

**Maximum Marks=100**

Theory=48 Marks

Practical=40 Marks

Internal Assessment=07 Marks

Attendance=05 Marks

### **NOTE**

- i) Eight questions shall be set with two questions from each unit. The candidates shall be required to attempt four questions in all, selecting one question from each unit.
- ii) All questions shall carry equal marks.

### **Unit-I**

Drafting: Concept of Drafting, General Principles for Drafting and the relevant substantive rules thereof.

### **Unit-II**

Pleadings:

Civil: i) Complaint, ii) Written Statement; iii) Interlocutory Application, iv) Original Petition, v) Affidavit, vi) Execution of Petition.

### **Unit-III**

Petition under Article 226 and 32 of the Constitution of India, Memorandum of Appeal and Revision. Criminal: i) Complaints, ii) Criminal Miscellaneous Petition, iii) Bail Application, iv) Memorandum of Appeal and Revision.

### **Unit-IV**

Conveyancing i) Sale Deed, ii) Mortgage Deed, iii) Lease Deed, iv) Gift Deed. v) Promissory Note, vi) Power of Attorney, vii) Will, viii) Petition Deed.

### **Note:**

There will be a practical examination of 40 marks. The students will be made to learn with the help of class instructions and simulation exercises preferably with the help of lawyers/Retd. Judges. They will be given some exercises in drafting and conveyancing carrying 30 marks and the remaining 10 marks will be allotted to a viva-voce examination which will test the understanding of legal practice in relation to drafting, pleading and conveyancing. The evaluation shall be done by the Chairman and the teacher concerned or a practicing lawyer who may be associated with the purpose.

### **Books Recommended:**

1. Mogha's Law of Pleadings in India
2. A.N. Chaturvedi, Pleading and Conveyancing.

**SIXTH SEMESTER**  
**Land Laws Including Ceiling and Other Local Laws**

**Course-XXV**

Time= 3 Hours

**Maximum Marks=100**

Theory= 80 Marks

Internal Assessment=15 Marks

Attendance=05 Marks

**NOTE**

- i) Ten questions shall be set with two questions from each Unit. The candidates shall be required to attempt five questions in all, selecting one question from each unit.
- ii) All questions shall carry equal marks.

**Unit-I**

Himachal Pradesh Land Revenue Act, 1954

Definitions (Section 4), Revenue Officers, their Classes and Powers (Sections 7-13)

Appeal, Review and Revision (Sections 14-17)

**Unit-II**

Record of Rights and **Periodical Record** and the Procedure for making of Records (Sections 32-41)

Presumptions in favour of Revenue entries (Section 45)

Collection of Land Revenue: Security of Payment of Land Revenue (Section 68-73), Process for Recovery of Arrears of Land Revenue (Sections 74-81).

**Unit-III**

Partition: Concept, Procedure for Effecting Partition (Sections 123-135). Application for Partition, Restrictions and Limitation on Partition, Disallowance of Partition, Procedure on admission for partition, Disposal of questions as to title in the property and other questions. Delivery of possession of property allotted on partition and customary partition.

**Unit-IV**

The Himachal Pradesh Ceiling on Land Holdings Act, 1972

Ceiling on Land Holdings (Section 4-12). Permissible Area, Exemptions, Ceiling on Land, Selection of permissible area, Vesting of Surplus Area in the State Government, Powers of the State Government to take possession of the surplus area. Disposal of Surplus Area (Section 15). Appeal, Review and Revision.

**Unit-V**

The Himachal Pradesh Urban Rent Control Act, 1987

Determination of **Standard Rent** (Sections 4-10)

Grounds for Eviction of tenants (Sections 14-16)

**Recovery of Possession in case of tenancies for limited period (Section 17)**

Appeal, Review and Revision (Section 24-29)

**Books Recommended:**

1. O.P. Aggarwala, Punjab Land Revenue Act
2. J.N. Barowalia, Commentary on the H.P. Land Revenue Act, 1954.
3. Bare Acts of relevant Statutes.

## Principles of Taxation Law

**Course-XXVI**

**Time= 3 Hours**

**Maximum Marks=100**

Theory= 80 Marks

Internal Assessment=15 Marks

Attendance=05 Marks

### **NOTE**

- i) Ten questions shall be set with two questions, from each Unit. The candidates shall be required to attempt five questions in all selecting one question from each unit.
- ii) All questions shall carry equal marks.

### **Unit-I**

Definitions: Income, Total Income, Person, Agricultural Income, Assessee, Assessment Year and Previous Year, Assessing Officer (Section 2 and 3), Determination of Residential Status and Tax Incidence (Sections 5 and 6).

### **Unit-II**

Income under the head “Salaries” and its Computation. (Sections 15 to 17). Income under the head “Income from House Property” and its Computation (Sections 22 to 27). Income under the head “Profits and Gains of Business or Profession” and its Computation. (Section 24 to 38).

### **Unit-III**

Income under the head “Capital Gains” and its Computation (Sections 45 to 55). Income under the head “Income from Other Sources” and its Computation (sections 56 to 58). Clubbing of Income (Sections 60 to 65). Set off and Carry Forward of Losses (Sections 70-80).

### **Unit-IV**

Return of Income (Sections 139-158). Income tax Authorities (Sections 116 to 138). Appeal. Appeal to the Commission (Appeal), Appeal to the Appellate Tribunal, appeal to the High Court, Appeal to the Supreme Court.

### **Unit-V**

Goods and Services Tax.

Meaning, Nature and Scope of Goods and Services Tax. Advantages of GST, Basic Framework of GST, Exemption from Tax, GST Council and Administrative Authorities.

### **Books Recommended:**

1. Kailash Rai                      Taxation Laws
2. Vinod K. Singhanian and      Direct Taxes (Law and Practice)  
    Kapil Singhanian
3. Vinod K. Singhanian and      Students’ Guide to Income Tax including GST  
    Monica Singhanian
4. Girish Ahuja and                Systematic Approach to Income Tax  
    Ravi Gupta
5. V.P. Gaur and Dr. D.B. Narang    Income Tax (Law and Practice).

## **Criminology and Penology**

**Course-XXVII**

**Time: 3 Hours**

**Maximum Marks=100**  
Theory= 80 Marks  
Internal Assessment=15 Marks  
Attendance=05 Marks

**NOTE**

- i) Ten questions shall be set with two questions, from each Unit. The candidates shall be required to attempt five questions in all selecting one question from each unit.
- ii) All questions shall carry equal marks.

**Unit-I**

- A. Criminology: Definition, Nature and Scope.
- B. School of Criminology, Classical, Cartographies, Typological, Sociological, Socialistic and Multiple facts.
- C. Theories of Crimes Causation; Lombrosiam, Definitional Association and drug Addiction.

**Unit-II**

- A. Juvenile Delinquency: Salient features of Juvenile Justice (Care and Protection of Children Act, 2000).
- B. White Collar Crimes: Definition, Nature Causes and Judicial Attitude.
- C. Theories of Punishment: Retribution, Deterrence, Reformation and Prevention.
- D. Kinds of Punishment: Death Penalty, Life Imprisonment, Imprisonment and Fine.

**Unit-III**

- A. Prison System: Prison Reforms, Prison Problems and Open Prison System in India.
- B. Probation: Probation of Offences Act, 1958.
- C. Parole.
- D. Recidivism

**Unit-IV:**

**(A) Victomology**

- 1 Nature and Development
- 2 Victims and Criminal Justice.
- 3 Role and Typology of Crimes
- 4 Recidivism

**(B) The Police System**

- 1 Function and Duties of Police
- 2 Custodial Violence.
- 3 Police Community Relations

**(C) Organized Crimes**

**(D) Sentencing Discretions**

**Unit-V**

**Drug: Illicit Trafficking**

- 1 Drug, Abuse, Drug Addiction and Alcoholism
- 2 Causes of Drug Addiction and Alcoholism
- 3 Classification of Drugs

- 4 Legislation:
  - i) Narcotic Drugs and Psychotropic substantive Act, 1985 (54-7, 28-35, 38, 42-45, 49)
  - ii) Prevention of Illicit Psychotropic Substantive Act, 1988 (Section 3-13)
- 5 Remedial Measures

**Recommended Books:**

1. Sutherland, Principles of Criminology
2. Siddique, Criminology: Problems and Perspectives
3. Paranjape, Criminology and Penology
4. Ram Ahuja: Criminology.

## **International Human Rights**

### **Course-XXVII**

**Time: 3 Hours**

**Maximum Marks=100**

Theory= 80 Marks

Internal Assessment=15 Marks

Attendance=05 Marks

**NOTE**

- i) Ten questions shall be set with two questions, from each Unit. The candidates shall be required to attempt five questions in all selecting one question from each unit.
- ii) All questions shall carry equal marks.

**Unit-I**

Concept of Human Rights: Meaning, Evolution, Definition, Nature, Scope, Historical Development, Universal Declaration of Human Rights, 1948, UN Charter and Human Rights.

**Unit-II**

Legality of Human Rights, Human Rights Covenants, Civil and Political Rights, Economic, Social and Cultural Rights, Implementation of two Covenants, Optional Protocol.

**Unit-III**

International Conventions and Conferences on Human Rights: Genocide Convention, International Convention on Elimination of all Forms of Racial Discrimination, Convention on Suppression and Punishment of Crime of Apartheid, Abolition of Forced Labour convention. World Conference on Human Rights (Vienna Conference, 1993), Regional Arrangements in Asia.

**Unit-IV**

Individual and Human Rights:- Human Rights of Child, Weaker Section of the society, Human Rights of Prisoners, Human Rights of Refugees.

**Unit-V**

International Perspective:- International Human Rights Commission, Role of UN HC HR.

Books Recommended:

- 1.



## MOOT COURT (Practical Course)

### Course-XXVIII

**Time: 3 Hours**

**Marks= 100**

#### NOTE

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

#### **a) Moot Courts (30 Marks)**

Every student may be required to do at least three moot courts in a year with 10 marks for each. The moot court work will be on assigned problem and it will be evaluated for 5 marks for written submissions and 5 marks for oral advocacy.

#### **b) Observance of Trial in two Cases, one Civil and one Criminal (30 marks):**

Students may be required to attend two trials in the course of the last two or three years of LL.B. studies. They will maintain a record and enter the various steps observed during their attendance on different days in the court assignment. This scheme will carry 30 marks.

**c) Interviewing techniques and Pre-trial Preparations and Internship diary (30 marks):** Each student will observe two interviewing sessions of clients at the Lawyer's Office/Legal Aid Office and record the proceedings in a diary which will carry 15 marks. Each student will further observe the preparation of documents and Court papers by the Advocate and the procedure for the filing of the suit/petition. This will be recorded in the diary, which will carry 15 marks.

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

#### **Books Recommended:**