

## LL.B. Semester-I

### **Paper-I (Constitutional Law of India-I)**

**Unit-I :** Basic Features of Constitution of India, Nature of the Constitution of India, and Preamble of India.

**Unit-II :** Citizenship, Directive Principles of State Policy, Fundamental Duties.

**Unit-III:** Fundamental Rights: Article 12 to Article 21-A.

**Unit-IV:** Fundamental Rights: Article 22 to Article 35.

**Unit-V :** Union Executives: President, Council of Ministers, State Executive: Governor, Council of Ministers, Legislatures: Union Legislature & State Legislature

#### **Recommended Books**

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|----------------------------|-------------|
| 1. Constitution of India   | Bare Act    |
| 2. Constitution of India   | V.N. Shukla |
| 3. Constitutional of India | J.N. Pandey |

## **Paper-II ( Contract-I)**

**Unit-I :** Formation of contract, Meaning and Nature of contract, Proposal: Definition, Communication, Revocation, general/ Specific Offer, Invitation to Offer, Acceptance: Definition, Communication, Revocation, Provisional, Tenders/ Auctions.

**Unit-II :** Consideration and Capacity, Consideration: Definition, Essentials, Privity of Contract & of Consideration, Exceptions, capacity to enter into a contract; Minor's Position, Nature/ effect of minor's agreement.

**Unit-III :** Validity, Discharge and Performance of Contract, Free Consent, Factors vitiating free consent: Coercion, Undue Influence, Misrepresentation, Fraud, Mistake, Unlawful consideration and object, effect of void, voidable, valid, illegal, unlawful and uncertain agreements/ contracts, Discharge of contracts.

**Unit-IV :** Performance, Time and Place of performance, Agreement Impossibility/ Frustration of Contract, Anticipatory Breach, Quantum Meruit, Quasi Contract.

**Unit-V :** Remedies and Quasi contracts, Remedies: Damages, Kinds, Remoteness etc, Injunction, Specific Performance.

### **Recommended Books**

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|------------------------------|--------------------------|
| 1. Indian Contract Act, 1872 | Bare Act                 |
| 2. Anson's Law of Contract   | Beatsen (ed)             |
| 3. Anson-Law of Contract     | (1998), Universal, Delhi |
| 4. Indian Contract Act       | Pollock and Mulla        |
| 5. Law of Contract           | Avtar Singh              |
| 6. संविदा विधि               | एसके० कपूर               |

### **Paper III ( Family Law-I Hindu Law)**

**Unit-I :** Nature, who is Hindu & Sources of Hindu law, Hindu Marriage Act, 1955: Essentials of Hindu Marriage, Concept of Nullity of marriage, restitution of conjugal rights, Judicial Separation and Dissolution of marriage & its consequences, Maintenance under Hindu Marriage Act, Maintenance pendent lite & permanent alimony.

**Unit-II :** Adoption: Doctrine of son ship, Meaning of adoption, Essentials of valid adoption, qualification of a valid adoption, & effect of adoption, Maintenance under Hindu Adoption and maintenance Act, 1956: Definition, nature and extent of right of maintenance. Modern Law

**Unit-III :** Hindu Minority & Guardianship Act, 1956: Introduction, Applicability of the Act, kinds and powers of Guardians. Over riding and pre-existing rules of Hindu Law. Guardian & Wards Act, 1890, Indian Majority Act, 1875.

**Unit-IV :** Joint Hindu family Origin, Nature of Joint Family and Coparcenary, Characteristic features of Coparcenary, Distinction between Coparcenary and Joint Family, Classification of Property: Joint family Property and Separate property, Karta: position, powers and liabilities, debts.

**Unit-V :** Partition: Definition, Persons entitled to deemed partition, reopening and reunion, Hindu Succession Act, 1956: Features, Devolution of interest in Coparcenary property including Hindu Succession (Amendment ) Act, 2005. List of heirs in Class-I & II of the Schedule, Hindu Women's Right to Property before and after Hindu Succession (Amendment)Act, 2005, Gift and Will.

#### **Recommended Books**

1. Hindu Marriage Act, 1955
2. Hindu Adoption and Maintenance Act, 1956
3. Hindu Minority and guardianship Act, 1956
4. Hindu Succession Act, 1956
5. Modern Hindu Law Paras Diwan,
6. Hindu Law Dr. Avtar Singh
7. Principles of Hindu Law Mulla

## **Paper-IV (Law of Torts & Consumer Protection Act)**

**Unit-I :** Definition, Nature, Scope of law of Torts; General Principles of Liability and Joint and Several Tort-feasors

**Unit-II :** Immunities & Incapability; General Defenses; Remoteness of Damages; and Vicarious Liability.

**Unit-III:** Tort against Persons: Defamation, Assault, Battery and false Imprisonment; Torts Against Property: Trespass, Dispossession, Conversion, Waste, and Detention; Malicious Prosecution and Nuisance.

**Unit-IV:** Principles of Strict liability and Absolute Liability; Negligence

**Unit-V :** Consumer Protection Act

### **Recommended Books**

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|-----------------|---------------------|
| 1. Law of Torts | R.K. Bangia         |
| 2. Law of Torts | Salmond & Heuston   |
| 3. Torts        | Winfield & Jolowitz |

## **Paper-V (Interpretation of Statutes)**

**Unit-I :** Introduction, Classification of Statutes, General Principles of Interpretation: Literal rule of Interpretation, Mischief Rule, Golden Rule, Harmonious Construction, Noscitur-a-Sociis and Ejusdem Generis.

**Unit-II :** Beneficial construction; Strict construction of Penal Statutes, Strict Construction of Taxing Statutes and Statutes in Peri-materia.

**Unit-III :** Internal and external Aids to interpretation, Conjunctive and Disjunctive Enactments.

**Unit-IV :** Presumption regarding Jurisdiction, retrospective operation of Statutes, and Commencement, repeal and Revival of Enactments.

**Unit-V :** Interpretation of Constitution.

### **Recommended Books**

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|---|---------------------|
| 1. Principles of Statutory Interpretation | Maxwell             |
| 2. Interpretation Of Statutes             | Dr. T. Bhattacharya |
| 3. Interpretation of Statutes             | Justice G.P. Singh  |
| 4. Interpretation of Statutes             | R.N. Parsad         |
| 5. कानूनों का निर्वचन                     | डा० टी० भट्टाचार्य  |

## LL.B. Semester-II

### Paper-I ( Law Of Crimes)( Indian Penal Code 1860)

**Unit-I :** Definition, Nature, Essential Elements and Stages of Crime; mens rea, actus rea, territorial jurisdiction of IPC; Good faith; Joint Liability-Common Intention and Common Object.

**Unit-II :** General Exceptions-Mistake of Fact, Accident, Necessity, Infancy, Insanity, intoxication, Consent and Private Defense.

**Unit-III :** Inchoate Offences- Abetment, Criminal Conspiracy, Attempt to Commit an offence; Sedition; Unlawful Assembly; Rioting; Affray; Public Nuisance, Criminal Intimidation.

**Unit-IV :** Offences against Human Body-Culpable homicide, Murder, causing Miscarriage, Hurt, Grievous hurt, Wrongful restraint, Wrongful confinement, Criminal force, Assault, Outraging the Modesty of Women, kidnapping, Abduction, Rape, Unnatural offences.

**Unit-V :** Offences against Property- Theft. Extortion, Robbery, dacoity, Dishonest misappropriation, Criminal breach of trust, cheating, Mischief, Criminal trespass, Forgery. Adultery; Defamation.

#### **Recommended Books**

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|------------------------------------|----------------------|
| 1. Indian Penal Code               | S.N. Misra           |
| 2. Textbook on Indian Penal Code   | K.D. gaur            |
| 3. Indian Penal Code               | Ratanlal & Dhirajlal |
| 4. Criminal Law                    | P.S.A. Pillai        |
| 5. Principles of the law of crimes | Shamsul Huda         |

## **Paper-II ( Family Law-II : Muslim Law)**

**Unit-I :** Nature, Application, Schools and Sources of Muslim Law

**Unit-II :** Marriage, Dower , Guardianship and Legitimacy.

**Unit-III:** Divorce and Maintenance

**Unit-IV:** Hiba (Gift), Waqf and will.

**Unit-V :** The Special Marriage Act, 1954

### **Recommended Books**

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|-------------------------------|----------------|
| 1. Outlines of Mohammadan Law | Fyzee          |
| 2. Muslim Law                 | Mulla          |
| 3. Muslim Law                 | Khalid Rasheed |
| 4. Muslim Law                 | Paras Dewan    |
| 5. Muslim Law                 | Aqeel Ahmad    |
| 6. Muslim Law                 | R.K. Shukla    |

## **Paper-III (Contract-II)**

- Unit-I :** Contract of Indemnity and guarantee: Concept, Definition, Methods, Commencement of liability of the indemnifier, nature of indemnity clauses, Distinction between indemnity and guarantee. Rights and Duties of indemnifier, indemnified and surety; discharge of Surety's liability; kinds of Guarantee.
- Unit-II :** Contract of Bailment and Pledge: meaning and definition; Rights and Duties of Bailor & Bailee, Pawnor/ Pawnee; Lien; Termination of bailment.
- Unit-III :** Contract of Agency: definition of Agent & Principal; Essentials of relationship of Agency; Creation of Agency: by agreement, ratification and law relation of Principal & Agent, Sub-agent and Substituted agent, termination of agency.
- Unit-IV :** sales of Goods Act, 1930: definition, Essentials of Sale; Agreement to Sell; Duties of Seller and Buyer; sale by sample and description; Conditions and warranties; Caveat Emptor; Transfer of Title, Passing of property in Goods; Delivery of Goods, Rules regarding delivery of Goods; Unpaid Seller and his rights.
- Unit-V :** Indian Partnership Act, 1932; Definition of partnership; deference between partnership and Company; Mutual relationship between partners; Kinds of Partner; authority of Partners; Dissolution of partnership; Minor as a Partner.

### **Recommended Books**

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|------------------------------|-------------------|
| 1. Law of Contract           | Anson(1988)       |
| 2. Indian Contract Act, 1872 | Bare Act          |
| 3. Indian Contract Act       | Pollock and Mulla |
| 4. Law of Contract           | Avtar Singh       |
| 5. Mercantile Law            | Avtar Singh       |
| 6. Mercantile Law            | R.K. Bangia       |



## **Paper-IV (Transfer of Property Act and Indian Easement Act)**

**Unit-I :** General Definition: Immovable Property, Attested, Notice, Actionable Claim, Instrument, Attached, Registered; transfer of Property including non-transferable properties; Persons Competent to transfer, oral transfer & condition restraining alienation; transfer for benefit of Unborn person & Rule against perpetuity; Direction for accumulation; Vested & Contingent Interest; Conditional transfer : Fulfillment of condition precedent & subsequent.

**Unit-II :** Doctrine of Acceleration; Doctrine of Election; transfer by ostensible owner (Sections 28, 41 & 43); Restrictive Covenant and Protection of Third persons' rights ( Sections 39 & 40); Doctrine of Lis-pendens, fraudulent Transfer & Doctrine of Part Performance.

**Unit-III :** Sale of Immovable Property: Definition, essential elements, rights and duties of seller and buyer; Rule of Marshalling; Exchange: definition, essential elements, rights & duties of Exchanger; Gift: Definition, essential elements, rights & duties of Doner & Donee, suspension or revocation of Gift, onerous gift, universal Donee.

**Unit-IV :** Mortgage: definition, kinds, rights & duties of mortgagor & mortgagee, right to redeem, Foreclosure, Appointment of receiver, marshalling & contribution, subrogation; Charge; Lease ; definition, essential elements, right & duties of lesser & lessee, Determination of lease, forfeiture of lease; transfer of actionable claim.

**Unit-V :** Easement Act; Easement and License

### **Recommended Books**

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|---------------------------------|-----------------------|
| 1. The Transfer of Property Act | R.K. Sinha            |
| 2. The Transfer of Property Act | G.P. Tripathi         |
| 3. The Transfer of Property Act | S.M. Lahiri           |
| 4. सम्पत्ति अंतरण अधिनियम       | डा० जे०एन० कुलश्रेष्ठ |

## **Paper-V (Constitutional Law of India-II)**

- Unit-I** : Composition of Supreme Court and High Court; Appointment of Judges; jurisdictions; Powers; Judicial Review; and Independence of Judiciary.
- Unit-II** : Centre-State Relations: Legislative, Administrative and Financial functions; Emergency Provisions : National, Presidential Rule, Financial.
- Unit-III** : Freedom of Trade, Commerce, and Intercourse; Services under the Union and States.
- Unit-IV** : Amendment of the Constitution; Tortuous liability of the State; Right to property.
- Unit-V** : Constitutional Institutions: Financial Commission; Comptroller and Auditor General; Attorney General of India; Public Service Commission; National Commission for S.C., S.T. and O.B.C.; Tribunals.

### **Recommended Books**

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|----------------------------|-------------|
| 1. Constitution of India   | Bare Act    |
| 2. Constitution of India   | V.N. Shukla |
| 3. Constitutional of India | J.N. Pandey |

## LL.B. Semester-III

### Paper-I (Jurisprudence)

- Unit-I** : Nature & scope of Jurisprudence; Sources of Law; Kinds of Law; and Comparative Law.
- Unit-II** : Schools/ Theories of Jurisprudence: Natural, Analytical, Historical, Sociological, and Modern Realism.
- Unit-III** : State & Sovereignty; Liability; Law of Obligation; and Administration of Justice.
- Unit-IV** : Legal Rights & Duties; Legal Person; Ownership and Possession.
- Unit-V** : Judicial Process; Concept of Justice and Recent Trends in Indian Jurisprudence.

#### **Recommended Books**

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|--|---------------------|
| 1. Introduction to Jurisprudence                     | Dr. Avtar Singh     |
| 2. Jurisprudence                                     | Dias                |
| 3. Jurisprudence Legal Theory                        | Dr. B.N.M. Tripathi |
| 4. Studies in Jurisprudence & Legal Theory           | Dr. N.P. Paranjape  |
| 5. Fundamental of Jurisprudence- The Indian Approach | S.N. Dhyani         |

## **Paper-II (Public International Law)**

- Unit-I** : Definition, Nature & Scope of International Law; basis & Relationship of Public International Law and Natural Law; Sources of International Law; and Treaties.
- Unit-II** : Recognition of State; State Succession in International Law; State Territories; and Modes of Acquisition and Loss of Territories.
- Unit-III** : Nationality, Citizenship & Domicile; Extradition, Asylum & Genocide; and Intervention.
- Unit-IV** : Diplomatic Agent; Law of Neutrality; and Settlement of International Disputes.
- Unit-V** : UNO & other Institutions and Law of War.

### **Recommended Books**

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|---|--------------|
| 1. Public International Law             | S.K. Kapoor  |
| 2. Public International Law             | H.O. Agarwal |
| 3. An Introduction to International Law | J.G. Starke  |
| 4. International Law                    | Openheim     |

### **Paper-III (Law of Evidence)**

- Unit-I** : Definition: Fact, Relevant, Fact in Issue, Evidence, Proved, Disproved, Not proved, May presume, Shall Presume, Conclusive proof; Kinds of Evidence: Oral, Documentary, Hearsay and Circumstantial; Relevancy and Admissibility, Res-gestae; Section 7-16 of Indian Evidence Act, 1872.
- Unit-II** : Admission; Confession; Dying Declaration; Relevancy of Judgement; and Opinion of Experts.
- Unit-III** : Relevancy of Character; Oral evidence must be direct; Proof of document by Primary evidence or by Secondary evidence; Public document.
- Unit-IV** : Burden of proof; Presumptions; Estoppel; Privileged communications; Who may testify; and Accomplice.
- Unit-V** : Examination of witnesses: Examination in chief, Cross examination, and Re-examination; Leading questions; Indecent and scandalous question; Hostile witness; Impeaching credit of witness; refreshing memory; Improper admission and rejection of evidence.

#### **Recommended Books**

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|--------------------------------------|------------------------|
| 1. The Law of Evidence               | Ratanlal & Dheeraj Lal |
| 2. The law of Evidence               | Batuk Lal              |
| 3. Principles of the law of Evidence | Avtar Singh            |
| 4. Law of Evidence                   | S.C. Sarkar            |
| 5. Law of Evidence                   | Justice PS Narayana    |
| 6. Text on the Law of Evidence       | Justice M.Monir        |
| 7. Law of evidence                   | Dr. Absar Kidwai       |

## **Paper-IV ( Code of Criminal Procedure)**

- Unit-I :** Definitions: Cognizable & Non-cognizable offences, Bailable & non-bailable offences, Complaint, FIR, Investigation, Inquiry, Trial, Summons cases, warrant cases, Charge, compoundable and non-compoundable offences.
- Unit-II :** Arrest of person; search & Seizure, Rights of Arrested Person; Security for keeping peace and good behavior; Maintenance of Wife etc; Urgent case of apprehended danger ( section 144); Disputes as to immovable property (Section 145-148)
- Unit-III :** Information to police and their power to investigate ( Section 154-176); Jurisdiction of Criminal Courts in inquires and trials; Cognizance of offences; Complaints to Magistrate and Commencement of Proceedings before Magistrates.
- Unit-IV :** Charge; Joinder; Misjoinder and non-Joinder of Charges; Sessions Trial; Warrant Trial; Summons Trial and Summary Trial; Plea-bargaining; Compounding of Offences; Appeals, Reference and Revision.
- Unit-V :** Provisions as to bail and bonds; Irregular Proceedings; Inherent Powers of High Courts; Juvenile Justice Act, 2015.

### **Recommended Books**

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|--|-------------------------|
| 1. The Code of Criminal Procedure  | R.V. Kelkar             |
| 2. Lectures on Criminal Procedure  | R.V. Kelkar             |
| 3. The Code of Criminal Procedure  | S.N. Mishra             |
| 4. The Code of Criminal Procedure  | Ratan Lal & Dheeraj Lal |
| 5. The Code of Criminal Procedure  | Batuk Lal               |
| 6. Juvenile Justice (care and Protection of Children) Act, 2015 (bare Act) |                         |
| 7. The Code of Criminal Procedure, 1973 (bare Act)                         |                         |

## **Paper-V (Alternative Dispute Resolution and Public Interest Litigation)**

### **Part-A**

1. Native, Concept, Scope, Limitations and necessity of alternative Modes of dispute resolution
2. Kinds of ADR System- Arbitration, Conciliation, Mediation, Negotiation, Lok-Adalat, family Courts.
3. Advantages and Disadvantages of ADR.

### **Part-B**

1. Organization, Jurisdiction and types of Lok-Adalat
2. Powers of Lok-Adalat
3. Functioning of Lok-Adalat

### **Part-C**

1. Introduction, Origin, development and scope of Public Interest Litigation
2. Concept of Locus-Standi
3. Merits and demerits of PIL.

**Note:-** The Division of Marks:

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|--|---------------------|
| 1. Written test at the time of Practical | ( Maximum marks 40) |
| 2. Practical/ Record File                | (Maximum Marks 40)  |
| 3. Viva-Voce                             | (Maximum Marks 20)  |

## LL.B. Semester-IV

### Paper-I (Administrative Law)

- Unit-I** : Introduction, Nature, Scope and definition of Administrative Law; Droit Administratif; Separation of Powers; Rule of Law.
- Unit-II** : Delegated Legislation and its control.
- Unit-III** : Natural Justice; Administrative discretion and its judicial control; Ombudsman.
- Unit-IV** : Writs; Article 226 and 227 of the Constitution of India; Tribunals and Corporations.
- Unit-V** : Suits against Government in Torts and Contract; Power of Administration and Enquiry.

#### **Recommended Books**

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|-----------------------|--------------|
| 1. Administrative Law | Dicey        |
| 2. Administrative Law | M.P. Jain    |
| 3. Administrative Law | C.K. Takwani |
| 4. Administrative Law | I.P. Massey  |



## **Paper-II (Civil Procedure Code)**

- Unit-I** : Preliminary, Definitions; Suits of Civil nature; Principles of Res-judicata & Res-subjudice; Foreign Judgement; Place of Suing.
- Unit-II** : Parties to suit, frame of Suit, Pleadings: Complaint, Written Statement, Set-off, Counter Claim; Suit by Indigent Persons; and Suits in particular cases.
- Unit-III** : Summons and Discovery; Issue of Process; Appearance of Parties; Summoning and Attendance of witness and Execution of Decrees.
- Unit-IV** : Incidental proceedings: Commission and Letter of request; Supplemental proceedings: Arrest and Attachment before Judgement, Temporary injunction; Interlocutory orders; Receiver; Appeals; Reference; Review; Revision; Restitution; caveat and inherent powers of Court.
- Unit-V** : Limitation of suits, appeals and applications; Period of Limitation; Continuous running of time.

### **Recommended Books**

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|----------------------------------|---------------|
| 1. Code of Civil Procedure, 1908 | Bare Act      |
| 2. Code of Civil Procedure       | C.K. Takwani  |
| 3. Code of Civil Procedure       | T.P. Tripathi |
| 4. Code of Civil Procedure       | Sarkar        |
| 5. Code of Civil Procedure       | Mulla         |

### **Paper-III ( Labour and Industrial Laws)**

- Unit-I** : Conditions of labours in the beginning of industrialization; causes for exploitation of labour in early days; emergence of concept of social justice and social security; Role of ILO in promoting the enactment of social security legislation in India.
- Unit-II** : **Workmen’s Compensation Act, 1923-** Definitions: dependent, workmen, total disablement, partial-disablement; Employer’s liability for compensation: Accident arising out and in the course of employment; Notional extension of employer’s premises; Liability of employers for occupational diseases; Defenses available to the employer against the claim of compensation.
- Unit-III** : **The Employees Provident Fund and Miscellaneous Provisions Act, 1952:** object and application of the Act, Definitions: basic wages, factory, employer; Schemes under the Act; Priority of payment of contribution and protection against attachment; inspector: appointment, powers and functions.
- Unit-IV** : **Industrial Disputes Act, 1947:** Definitions: Industry, industrial disputes; Authorities under the Act: Work Committee, Labour Court, Labour Tribunals, Industrial Tribunal; Award and settlement: definition, publication of award, commencement, against whom award is binding, operation of award; Strike and lockout: definition, conditions of a valid strike and lockout, when strike and lockout become illegal, penalty for illegal strike and lockout, Lay off: definition and lay off compensation; Retrenchment: definition, retrenchment compensation, procedure for retrenchment; Power of Government to refer disputes for adjudication.
- Unit-V** : **Trade Union Act, 1926-** Definition: trade union and trade dispute; Historical development of trade union; Procedure for registration of trade union; when registration certificate of trade union can be withdrawn or cancelled; Powers and functions of registrar; Privileges and immunities of registered trade union; Funds of trade union; kinds and purpose for which it may be spent; and Members & office bearers of the trade union.

#### **Recommended Books**

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|--|-------------------------|
| 1. Labour and Industrial Laws                | H.L. Kumar              |
| 2. Introduction to Labour and Industrial law | Avtar Singh and H. Kaur |
| 3. Labour and Industrial Laws                | S.N. Mishra             |
| 4. Industrial Relations and Labour Laws      | S.C. Srivastava         |
| 5. Industrial Relations and Labour Laws      | B.D. Singh              |

## **Paper-IV A ( Criminology and Penology)**

**Unit-I** : Introduction, Society and criminology; causation of Crime.

**Unit-II** : Schools of Criminology and Modern Methods of Investigation.

**Unit-III** : Child Delinquency, White Collar crimes; Preventive and corrective measures.

**Unit-IV** : Parole; Probation and Recidivism

**Unit-V** : Different kinds of crimes, theories and object of punishment and capital punishment.

### **Recommended Books**

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|--------------------------------|------------------|
| 1. New Horizons of Criminology | Barnes & Teeters |
| 2. Principles of Criminology   | E.H. Sutherland  |
| 3. Criminology and Penology    | N.V. Pranjape    |
| 4. Criminology and Penology    | Ahamad Siddique  |

## **Paper- IVB ( Information Technology Act and Cyber Crime)**

**Unit-I** : Introduction, basic concept of technology and law; understanding the technology; Scope of Cyber laws; Cyber Jurisprudence.

**Unit-II** : Understanding Electronic Contracts: The Indian law of Contract, Types of electric contracts.

**Unit-III** : Copyright in information technology and relation with copyright, patent and trademarks.

**Unit-IV** : Digital Signature, E-governance, Regulation of Certifying Authority, Duties of Subscribers, Penalties and Adjudication, offences under Information Technology Act, 2000.

**Unit-V** : Cyber Crimes: Understanding cyber crime; Crime in context of internet, types of crime in internet, Indian Penal Law & Cyber crimes: Fraud, hacking, Mischief, Trespass, Defamation, Stalking, Spam, Issue of Internet Governance, Freedom of Expression in internet, issue of censorship, Seditious, Libel, Subversion, and Privacy issues.

### **Recommended Books**

1. Cyber Crime
2. Cyber Crime
3. साइबर क्राइम

Prof. R.K. Chaubey

Prof. S.N. Mishra

अमिताभ ठाकुर

**Paper-V (Professional Ethics, Accountancy for Lawyers & Bench Bar Relations)**

**Part-A**

Advocate Act, 1961: Constitution, Functions, Powers and Jurisdiction of State Bar Council and Bar Council of India; Professional Ethics and Advocacy; Duties of an Advocate: towards Court, Client, opponent, Colleagues and Society; Bench-Bar relationship; Professional misconduct and Privileges of Advocates.

**Part-B**

Contempt of Court Act, 1971: Object and Constitutional validity of contempt of Court Act. Civil Contempt; and Criminal Contempt; Contempt by Judges, Magistrate, Lawyers and other persons.

**Part-C**

Code of Ethics for Lawyers; Punishment for professional and other misconducts of Advocates; and Punishment for contempt of Courts. Study of at least 10 (Ten) reported cases of contempt of Courts.

**Note:-** The Division of Marks:

1. Written test at the time of Practical ( Maximum marks 40)
2. Practical/ Record File (Maximum Marks 40)
3. Viva-Voce (Maximum Marks 20)

## LL.B. Semester-V

### Paper-I ( Land Laws)

**Unit-I:** Brief History of U.P. Revenue Code,2006; Aims and Object of the Code; Applicability of the Code and extension to new areas; Definitions; Division of State into revenue areas and its constitution; Board of Revenue, Powers, Jurisdiction and decisions of the Board, District and Division Authorities.

**Unit-II :** Classes of Tenure Holders; Transfer of Land by different tenure holders; Rights of Tenure holders and consequences of transfer in contravention of provisions of the Code.

**Unit-III :** Mutation Proceedings on succession and Transfer; Settlement of Boundary disputes and correction of revenue records; Proceedings of Allotment of Land and Declaration of Land; Gram Sabha and Bhumi Prabandhak Samiti.

**Unit-IV :** Surrender and Abandonment; Lease; Ejectment and Scheme of Succession.

**Unit-V :** Modes of Recovery of Arrears of Land Revenue; Appeal, Reference and Revision; and Penalty.

#### **Recommended Books**

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|----------------------------|-------------|
| 1. U.P. Revenue Code, 2006 | Bare Act    |
| 2. Land Laws               | R.R. Maurya |
| 3. Land Laws               | S.P. Singh  |

## **Paper-II ( Environmental Law)**

- Unit-I :** Introduction and components of Environment; Pollution & its kinds; International Provisions relating to Environment: Rio Declaration on Environment Development 1992, Stockholm Declaration on Human Environment 1972, UN Declaration on Human Environment 1986, United Nations Convention on Biological Diversity 1992, and Joharenberg
- Unit-II :** Constitutional provisions relating to Environment & Judicial Activism; Law of Tort & Environment; and Criminal Law & Environment.
- Unit-III:** Environment Protection Act, 1986; Hazardous Waste (managing and Handling) Rules 1989; and Disaster Management Act 2005.
- Unit-IV :** Water (Prevention and Control of Pollution) Act, 1974; Air (Prevention and Control) Act, 1981 and Noise ( Regulation and Control) Rules, 2000.
- Unit-V :** Wild Life Protection Act, 1972 and Forest Conservation Act, 1980.

### **Recommended Books**

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|---|-------------------------|
| 1. Environment Law in India                 | P.L. Krishnan           |
| 2. The Environment (Protection) Act, 1986   | P.M. bakshi             |
| 3. Environment Law & Policy in India        | S.Divan & A. Rosencranz |
| 4. Environ Protection Law & Policy in India | K. Thakur               |
| 5. Environmental Law                        | P.S. Jaswal             |

### **Paper-III (Company Law)**

**Unit-I** : Meaning, Nature and Kinds of Company; Formation, Promotion and Incorporation of Company.

**Unit-II** : Memorandum of Association; Articles of Association and Prospectus of Company.

**Unit-III** : Share capital; Debenture; Allotment; transfer and Forfeiture of Shares, Member of Company.

**Unit-IV** : Management and Control of Company; Directors and Auditors.

**Unit-V** : Winding up of company; Liquidator; National Company Law Tribunal, Appellate Tribunal, and Social Courts.

#### **Recommended Books**

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|----------------|--------------------|
| 1. Company Law | Bare Act           |
| 2. Company Law | Dr. Avtar Singh    |
| 3. Company Law | Dr. V.N. Paranjape |



## **Paper-IV(A) (Taxation)**

- Unit-I :** Definitions; Previous Year; Income which do not form part of total income.
- Unit-II :** Various heads of Income and Liability in special Cases.
- Unit-III :** Set off or carry forward of losses; Deduction to be made in Computing total income; Rebates and Reliefs.
- Unit-IV :** Income Tax Authorities, Return of income, Regular Assessment, Best Judgment, income escaping assessment.
- Unit-V :** Appeals, Revision and references, Penalties, Impossible offers and Prosecutions.

### **Recommended Books**

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|--------------------|-----------------|
| 1. Law of Taxation | Kailash Rai     |
| 2. Law of Taxation | Taxaman         |
| 3. Service Tax     | Taxaman         |
| 4. Income Tax      | N.A. Palkiwalah |

## **Paper IVB (Bankruptcy and Insolvency Laws)**

- Unit-I** : Origin and History of Bankruptcy Law; The Insolvency and Bankruptcy Code, 2016- object and applicability of the Act; and definitions.
- Unit-II** : Insolvency resolution and liquidation for corporate Persons; Application and definitions, corporate Insolvency resolution process, Liquidation Process, Fast Track Corporate Insolvency resolution Process.
- Unit-III** : Voluntary liquidation of corporate persons, adjudicating authority for corporate persons, offences and penalties; Insolvency Resolution and Bankruptcy for Individuals and Partnership firms; Application and definitions, fresh start Process; and Insolvency resolution Process, Bankruptcy order for Individuals and Partnership firms.
- Unit-IV** : Administration and distribution of the estate of the Bankrupt; adjudicating authorities for individuals and partnership firms; and Offences and Penalties
- Unit-V** : Regulation of Insolvency Professionals Agencies and Information Utilities; the insolvency and Bankruptcy Board of India; Powers and functions of the Board; Insolvency Professionals Agencies, Insolvency Professionals Information Utilities; Inspector; and Investigation, Finance, Accounts and Audit.

### **Recommended Books**

- |   |               |
|---|---------------|
| 1. The Law of Insolvency in India   | Mulla         |
| 2. Williams on Bankruptcy   |               |
| 3. Commentary on the Insolvency and Bankruptcy Code, 2016<br>Khatavkar          | Pranav        |
| 4. Law Relating to the Insolvency and Bankruptcy Code, 2016<br>and Sikha Bansal | Vinod Kathari |
| 5. Law Insolvency and Bankruptcy<br>Myneni                                      | Dr. S.R.      |

## **Paper-V (Drafting, Pleading and Conveyancing)**

### **Part-A**

1. Pleading :- Meaning, importance and objects; Fundamental rules of pleadings and Amendment of Pleadings.
2. Plaint:- Essentials of Plaint, Presentation and Rejection
3. Written Statement:- Essentials of written statement and consequences of non-filing of a written statement.

### **Part-B**

1. Drafting:- General Principles of drafting and relevant substantive rules.
2. Civil:- Plaint; Written Statement; Affidavit; and Petitions under Article 32 and 226 of the Constitution of India.
3. Criminal:- Complaints; FIR; Bail Application and Framing of Charge.

### **Part-C**

Conveyancing : Sale Deed; Mortgage Deed; Lease deed; Gift Deed; Will Deed; and Power Attorney.

**Note:-** The Division of Marks should be-

- |      |                                       |                    |
|------|---------------------------------------|--------------------|
| i.   | Written Test at the time of Practical | (Maximum Marks-40) |
| ii.  | Practical File                        | (Maximum marks-40) |
| iii. | Vivo Vice                             | (Maximum Marks-20) |

## **LL.B. Semester-VI**

### **Paper-I (Legal Language and Legal Writing)**

- Unit-I :** Translation of two Passages (one from Hindi to English and another from English to Hindi), with choice.
- Unit-II :** Meaning of Legal words, terms & phrases from English to Hindi & vice versa and their use. Antonyms and Synonyms.
- Unit-III :** An essay on a topic of legal interest in Hindi or English.
- Unit-IV :** Latin, Greek and Modern European words, Maxims, & Phrases; one word substitution.
- Unit-V :** Legal writing in Hindi/ English, i.e. Drafting, Pleadings & Conveyancing.

#### **Recommended Books**

1. Legal Language, Legal Writing & General English
2. Outline of Legal Language in India
3. विधिक भाषा

Prof. H.D. Pithawalla  
Dr. Anirudh Prasad  
प्रो० रतन लाल जैन

## **Paper-II (Intellectual Property rights)**

- Unit-I :** Introduction and need of Intellectual Property Right (IPR)- kinds of Intellectual Property Rights: Patent, Copyright, Trade Mark, Design, Geographical Indication, Plant Varieties and Layout design; Genetic resources and Traditional Knowledge- trade Secret IPR in India, Major International Instrument concerning IPRs: Paris Convention, 1883; The Berne Convention, 1886; the Universal Copyright Convention, 1952, The WIPO Convention, 1967 The Patent Co-operation treaty, 1970 and The TRIPS Agreement, 1994.
- Unit-II :** Patents: Elements of patentability, Novelty, Non Obviousness (Inventive steps), Industrial Application, Non-Patentable Subject Matter, Registration, Procedure, Rights and duties of Patentee, Assignment and license, Restoration of Lapsed Patent, Surrender and Renovation of Patents, Infringement, remedies, penalties, and Patent Office and Appellate Board.
- Unit-III :** Nature of Copyright, subject matter of copyright, original literary, dramatic, musical, artistic works; cinematograph films and sound recordings; Registration procedure, term of protection, Ownership of copyright, Assignment and license of copyright; Infringement, remedies & penalties; Related rights and distinction between related rights and copyrights.
- Unit-IV :** Concept of Trademarks; different kinds of marks (Brand names, logos, signatures, symbols, well known marks, certification marks and service marks); Non Registrable Trademarks ; registration of Trademarks; Rights of holder and assignment and licensing of marks; infringement, Remedies & penalties; trademarks registry and appellate board.
- Unit-V :** Meaning and concept of Design; kinds of design; procedure for registration; effect of registration; term of protection. Geographical Indication- meaning and concept of Geographical Indication (GI); difference between GI and Trademarks; Procedure for registration, effect of registration and term of Protection. Plant Variety Protection- its meaning and concept, benefit sharing and farmers' rights; Procedure for registration, effect of registration and term of Protection. Layout Design-its meaning and concept; Procedure for registration, effect of registration and term of Protection.

### **Recommended Books**

1. Law related Intellectual Property Rights      Prof. J.P. Mishra
2. Intellectual Property Rights                      Bare Act

## **Paper-III A (Gender Studies)**

**Unit-I** : Nature and scope of gender studies; Historical perspective of gender studies; gender; development approaches and strategies.

**Unit-II** : Concept of Feminism; Introduction with Historical overview of Feminist movement in India & abroad; Gender Display and Education in India.

**Unit-III** : **a.** Gender & society; social construction of femininity, masculinity; women studies. **b.** International Efforts on gender based violence (brief discussion); (i) Universal declaration of Human Rights brief reference to International Covenants on civil and political rights, 1966; (ii) Economic, Social and Cultural rights, 1966; (iii) Declaration on elimination of discrimination against women, 1967; (iv) Convention on the elimination of all form of discrimination against women, 1979; (v) World Conferences with special focus on- the First world conference on status of women, Mexico, 1975, the third world conference on women, Nairobi 1985; the fourth world conference on women, Beijing 1995 and world conference on Human Rights, 1993.

**Unit-IV** : Gender based violence in family, community, workplace etc; State Cultural Practices violating women's rights and factors responsible for violence.

**Unit-V** : Constitutional Provisions & Gender Justice- Fundamental Rights & Duties, Directive Principles of State Policy; Role of Statutory bodies & Institutions; and Judicial Activism on Gender Justice with landmark cases.

### **Recommended Books**

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|---|-------------------|
| 1. Gender Justice: Women and Law in India       | Monika Chawla     |
| 2. Women and Law                                | Raj Kumar (ed.)   |
| 3. Law relating to Women and children           | Mamta Rao         |
| 4. Women and Criminal Law                       | Dr. S.C. Tripathi |
| 5. Gender Justice under Indian Criminal Justice | Prof. G.R. Nair   |
| 6. Law Relating to Women and Children           | Dr. A ja I Kant   |

## **Paper-III B ( Trust, Equity and Fiduciary Relations)**

**Unit-I :** Concept, Description, History and Definition of Equity.

**Unit-II :** Classification of Equity Jurisdiction

**Unit-III :** Classification of equitable rights, election, mistake, fraud, misrepresentation, and undue influence.

**Unit-IV :** Concept and definition of Trust, kinds of Trust and Formation & extinction of Trust.

**Unit-V :** Appointment, removal, rights, duties, powers and liabilities of Trustee; Rights, duties, powers and liabilities of Beneficiaries.

### **Recommended Books**

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|--|------------------|
| 1. Principles of Equity                  | G.P. Singh       |
| 2. Equity, Trust and Fiduciary Relations | Aquil Ahmed      |
| 3. Equity, Trust and Mortgage            | J.J.R. Upadhayay |
| 4. सम्या, न्यास और प्रत्ययी संबंध        | जी०पी० सिंह      |

## **Paper- IV A (Right to Information)**

- Unit-I** : A general background, origin and development of Right to Information (RTI); Judicial aspect of RTI; Concept of freedom and legal rights.
- Unit-II** : RTI Act, 2005: salient features; preliminary; RTI and public authorities; Central Information Commission; State Information Commission; Powers and functions of Information Commission; Appeals and Penalties; and Miscellaneous Provisions.
- Unit-III** : RTI and Judicial Activism: RTI and High Courts, RTI and Supreme Court, RTI V/s Judiciary and RTI V/s Administration.
- Unit-IV** : Emerging Trends : Media and RTI; Interconnections of Art. 14, 19(1)a, and 21 of Indian Constitution; Stretching RTI to unreasonable limits; and RTI- a right without duty.
- Unit-V** : RTI and Other Laws: RTI and Human Rights, RTI in other countries- UK, USA; Media access to Official Information; Factors restricting free flow of information; and RTI and Right to Privacy.

### **Recommended Books**

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|-----------------------------------|-----------------|
| 1. Handbook on RTI, 2005          | Dr. Niraj Kumar |
| 2. Taxamann's RTI: Law & Practice | Dr. R.K. Verma  |
| 3. Handbook on RTI Act            | P.K. Das        |
| 4. RTI Law in India               | N.V. Paranjape  |



## **Paper-IV B (Human Rights: Law & Practice)**

- Unit-I :** Meaning, concept, origin, development of Human Rights; UN Charter & Universal Declaration of Human Rights and International Humanitarian Laws.
- Unit-II :** International Covenants of Human Rights: Civil & Political rights and Economic, social & cultural rights.; International Covenants on Inhuman Acts- Torture, salve, forced labour, genocide, apartheid; Human trafficking, prostitution, discrimination.
- Unit-III :** Human Rights and challenges of Globalization; Vulnerable groups and Human Rights: Women, children, refugees, migrant-workers, older & disable persons and indigenous people.
- Unit-IV :** Human Rights and Indian Constitution; The Protection of Human Rights Act, 1993-National Human Rights Commission and State Human Rights Commission; and Role of Non-Governmental Organizations in the Promotion and protection of Human Rights.
- Unit-V :** Programmes and Policies: Welfare Schemes; school and education integrated child development Schemes; Rural Health & employment; Promotion and Respect of Human Rights- Role of educational institutions, civil society, media, NGO's and obstacles; and International conventions & conferences on Human Rights.

### **Recommended Books**

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|--|-----------------|
| 1. The United Nations & The Human Rights | P.N. Chaturvedi |
| 2. Human Rights                          | D.D. Basu       |

## **Paper-V (Moot Court Exercise, Legal Awareness)**

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

- a. Every student may be required to do at least two moot courts in a session with 15 maximum marks for each. The moot court work will be on assigned problem and it will be evaluated for maximum 10 marks and maximum 5 marks for oral advocacy. (Maximum 30 Marks)
- b. Observation of trial in two cases, one civil and one criminal: students may be required to attend two trials in the course of the last two years of their law studies. they will maintain a record and enter the various steps observed during their attendance on different days in the court. The evaluation may be based on their attendance and the record. (Maximum 30 marks)
- c. During last year of their legal studies, each student will observe at least two interviewing sessions of client at the Lawyer's office/ legal aid office and record the proceedings in a diary, which will carry maximum 15 marks. And also each student will further observe the preparation of documents and the court paper by the advocate and the procedure for the filling of suit/ petition. This will also be recorded in the aforesaid diary and carry maximum 15 marks, (Maximum 30 Marks)
- d. Viva-voce examination on all the above three aspects and carry maximum 10 marks.