

FACULTY OF LAW

CHOISE BASED CREDIT SYSTEM
FOR
LL.M. PROGRAM

FINAL DRAFT OF THE SYLLABUS

FIRST SEMESTER

COMPULSORY COURSE :- (CC – 01)

LAW AND SOCIAL TRANSFORMATION IN INDIA

Objective of the course:

This course is designed to offer the students with - (a) awareness of Indian approaches to social and economic problems in the context of law as a means of social control and change; and (b) a spirit of inquiry to explore and exploit law and legal institutions as a means to achieve development within the framework of law. The endeavour is to make the students aware of the role the law has played and has to play in the contemporary Indian society.

The following syllabus will be spread over a period of one semester.

Syllabus of the Course:

- 1 Law and social change
 - 1) Law as an instrument of social change.
 - 2) Law as the product of traditions and culture. Criticism and evaluation in the light of colonization and the introduction of common law system and institutions in India and its impact on further development of law and legal institutions in India.
2. Reception of English Law in India:
 - 1) Development of judicial institutions and civil law in British India
 - 2) Role of Privy Council in India.
 - 3) Role of Justice, Equity and Good Conscience.
3. Community and the Law:
 - 1) Caste as a divisive factor
 - 2) Non - discrimination on the ground of caste.
 - 3) Acceptance of caste as a factor to undo past injustices.
 - 4) Protective discrimination: Scheduled castes, tribes and backward classes.
 - 5) Reservation: Statutory Commissions., Statutory provisions.
4. Modernisation and the Law:
 - 1) Modernisation as a value: Constitutional perspectives reflected in the fundamental duties.
 - 2) Industrial reform: Free enterprise V. State regulation - Industrialisation

5. Enforcement of Constitutional Values:
 - 1) Concept of India as one unit - Regionalism as a divisive factor
 - 2) Secularism .
 - 3) Directive Principles of State Policy - judicial response.
 - 4) Problems of Uniform Civil Code.
 - 5) Gender injustice (Constitutional perspective)
 - 6) Children and Law . " "

6. Approaches to Law and Justice during the Nationalist Struggle:

Gandhi's Theory of State, Political and Legal Obligation.
Sources of Liberalism – The ideas of Phule, Ambedkar and Tilak.
Political and Legal thoughts of Nehru,

Books Suggested for reading:

- 1) A. V. Dicey – Law and Public Opinion in England, (1996)
Universal Book Traders
- 2) Upendra Baxi – Towards a Sociology of Indian Law (Delhi, 1966).
- 3) M. C. Setalwad – The Common Law in India.
- 4) Vasudha Dhagamwar - Law, Power and Justice (1992).
- 5) M. P. Jain - Outlines of Indian Legal History, 5th Edn. 1999,
Wadhwa & Co.
- 6) Legal & Constitutional History of India - Rama Jois, Vol -I & II,
1990, N.M.Tripathi Pvt. Ltd. Bombay.
- 7) Rajeev Bhargava, Edited: Secularism & Its Critics, Oxford India,
1999.
- 8) S.P. Shaw- Laws of the Child, (2000) Alia Law Agency , Allahabad.
- 9) B.R. Ghatak -. Ambedkar Thought (1997) APH Publishing Corporation , N.
Delhi.
- 10) Verinder Gorver- Jawaharlal Nehru (1995) Deep and Deep Publication,
N. Delhi.
- 11) S.R. Bakshi - Bal Gangadhar Tilak (1994) Annot Publications, N. Delhi.
- 12) Shyam S. Agarwalla - Religion and Caste Politics, (1998) Rawat Publications
Jaipur and New Delhi.
- 13) A.S. Anand - Justice for Women concerns and expressions, (2002) Universal
Law Publishing Co.Pvt. Ltd.

COMPULSORY COURSE :- CC - 02

INDIAN CONSTITUTIONAL LAW: THE NEW CHALLENGES.

Objective of the Course.

The Constitution, a living document, is said to be always in the making. The Judicial process of constitutional interpretation involves a technique of adapting the law to meet changing social mores. Constitution being the fundamental law, an insight into its new trends is essential for a meaningful understanding of the legal system and processes.

The following syllabus will be spread over a period of one semester.

Syllabus of the Course:

- 1) Nature and Scope of Rights:
 - 1) Historical Background of Fundamental Rights in India.
 - 2) Scope and Definition of Human Rights and Fundamental Rights.
 - 3) Role of NHRC and Human Rights Courts.
 - 4) Scope of Art.12 and Definition of 'State'.
 - 5) Art. 13 and Rules of Interpretation with regard to Fundamental Rights-Doctrines.
2. Equality and Social Justice (Art 14 -17).
3. Scope of Art. 19:
 - 1) Scope of the freedom under Art. 19(1) (a) - New Dimensions
 - 2) Scope of other freedoms as guaranteed in Art. 19(1)(b) to (g). & Reasonable Restrictions .
4.
 - 1) Safeguards to persons accused of crime under Arts 20
 - 2) Right to life and personal liberty - Nature, Scope and Expanding horizons of Art. 21.
 - 3) Preventive Detention - Art . 22
5.
 - 1) Right to Freedom of Religion and Secularism - Arts. 25-28.
 - 2) Cultural and Educational Rights of Minority Communities - Arts. 29 and 30.
6. New Rights and Emerging Regime of Remedies:
 - 1) Nature and Scope of Art.32.
 - 2) Locus Standi - Public Interest Litigation.
 - 3) Implementation of International Conventions of Human Rights.
 - 4) Compensatory Justice.

7. Fundamental Duties and Directive Principles of State Policy - New Challenges
 - 1) Legal status, underlying object, nature and character of directives, classification and categories of directives.
 - 2) Interaction and Relationship between Fundamental Rights and Directive Principles and Duties.
8. Fundamental Rights and Emergency

Books Suggested for Reading:

- 1) H. M. Seervai – Constitutional Law of India. (1996) Tripathi.
- 2) M. Galanter – Competing Equalities: Law and the Backward Classes in India (1984).
- 3) Dr. Thrity Patel – Personal Liberty under The Constitution of India (B. Jain Publishers Delhi, 1993).
- 4) D. D. Basu – Constitution of India. (1996).
- 5) M. P. Jain – Constitutional Law of India.
- 6) V. N. Shukla – Constitution of India 9th Ed. 1994.
- 7) Ravi Prakash - Constitution, Fundamental Rights & Judicial Activism in India, 1997.
- 8) Justice Palok Basu - Law Relating to Protection of Human Rights Under the Indian Constitution and Allied Laws, (2002)

International Law

OPTIONAL CORE COURSE (OCC –A 01)

Nature and Sources of International Law

1. Historical Background and Theoretical Foundation of International Law :
 - 1) Definition and Character of International Law
 - 2) Historical Evolution and Development of International Law
 - 3) Basis of International Obligation

2. Concept of Source of Law and Methods of Law Formulation.
 - 1) Meaning of Source of Law
 - 2) Sources of International Law
 - 3) Hierarchy of the Sources
 - 4) Codification and Progressive Development of International Law and Role of International Law Commission and International Agencies
 - 5) Jus Cogens

3. Relationship between International Law and Municipal Law :
 - 1) Theories of Relationship
 - 2) Merits and Demerits of the Theories with regard to the Relationship between International Law and Municipal Law
 - 3) American, English and French Approaches towards the Relationship between Municipal Law and International Law
 - 4) Indian Practice and role of Indian Judiciary

4. Subjects of International Law:
 - 1) States
 - 2) Non - State Entities
 - 3) Individuals.

5. State :
 - 1) Nature and Functions of State under International Law
 - 2) Different kinds of states and Non – State Entities
 - 3) Associations or groups of States
 - 4) State territory, acquisition & loss of territory
 - 5) State jurisdiction , Territorial and Extra-territorial jurisdiction, Criminal jurisdiction and Universal jurisdiction in International Law

6. Recognition:
 - 1) Recognition of State and Government in General
 - 2) Recognition De jure and De Facto
 - 3) Legal effects of Recognition

7. State Responsibility:
 - 1) Nature and Kind of State Responsibility
 - 2) Responsibility for breach of treaty, contractual obligation and expropriation of foreign property
 - 3) Responsibility for International delinquencies
 - 4) Claims

8. State Succession:
 - 1) Definition of state succession
 - 2) Kinds and Theories of State Succession
 - 3) Rights and obligations arising out of State Succession

Books Suggested for Reading:

- 1) O. Connel, D. P. – International Law Vol. I & II.
- 2) S. K. Agrawal (Ed.) – Essays on the Law of Treaties (1972).
- 3) Roselyn Higgins – The Development of International Law through the Political Organs of the UN (1963).
- 4) D. J. Harris – Cases and Materials on International Law (Third Ed. 1983).
- 5) Francis M. Sekandi (ed.) – New Horizons in International Law (Second Revised Edition).
- 6) George Schwarzenberger – International Law.
- 7) Brownlie – Principles of Public International Law, 4th Edn. 1990.
- 8) Rebecca M, Wallace: International Law.
- 9) Melcolm N. Shaw: International Law.
- 10) Martin Dixon and Robert: Cases and Material on international law Mc. Corquodale.
- 11) Shabled Rosemat – Developments in the law of Treaties.

OPTIONAL CORE COURSE (OCC –A 02)

Law of International Organizations

1. Evolution and growth of International Organisations
2. Nature and Scope of International Organization:
 - 1) Nature and Legal personality: Public & Private
 - 2) Types of International Organisations: Private International Organisations (NGOs)
3. Universal International Organisation:
 - 1) League of Nations
 - 2) United Nations:
 - i) Principles and Purposes of United Nations
 - ii) Structure Composition and functions of organs of United Nations
 - iii) Law making process in the United Nations Resolutions
 - iv) UN Peace Keeping Function
 - v) Need for structural changes in United Nations Organisation
4. Executive Powers and Functions of the Secretary General of the UN
5. Specialised Agencies of the United Nations and their functions
6. Regional International Organisations :
Council of Europe, OAS., OAU., NATO., SAARC., Arab League
7. Judicial Institutions:
 - 1) Historical Evolution
 - 2) Permanent Court of Arbitration
 - 3) Permanent Court of International Justice
 - 4) International Court of Justice – Composition, jurisdiction and functions
8. India and the United Nations

Books Suggested for Reading.

- 1) S. S. Goodspeed – The Nature and Function of International Organization.
- 2) Edward Yewin – Legislative Powers in the UN and Specialized Agencies (1969).
- 3) Ingrid Detter – Law Making by International Organization.
- 4) Higgins – The Development of International Law through the Political Organs of the United Nations (1963).
- 5) D. W. Rowett – The Law International Institution.
- 6) Buth Russell – A History of UN Charter.
- 7) A Cassess (Ed.) United Nations Peace Keeping Legal Essay (1978).
- 8) Meurice Rertrend – The Third General World Organisation (1989).
- 9) M. Moskowitz – The Roots and Readhes of United Nations – Action and Decisions (1980).
- 10) Dr. J. N. Saxena (Ed.) – United Nations for a Better World, Lancens Book,P. B. 4236 New Delhi – 110 048.
- 11) Dr. Rahmatullah Khan – Implied Powers of the United Nations.
- 12) Sir Gerald Fitz Maurice – The Law and Procedure of the International Court of Justice, 1986.
- 13) Sabltai Rosenne – The World Court, What it is and how it works? 1995.
- 14) Felice Morgen Stern – Legal Problems of International Organisation, 1986.
- 15) Dr. S. K. Kapoor - International Law and Human Rights, Fourteenth edition (2002.)

GROUP B

CONSTITUTIONAL LAW AND ADMINISTRATIVE LAW

OPTIONAL CORE COURSE (OCC-B 01)

CONSTITUTIONALISM AND PLURALISM.

N.B. Students are expected to be familiar with relevant provisions of other constitutions of the World - USA, UK, Canada and Australia.

1. Constitutionalism:
 - 1) Meaning and nature of the concept of Constitutionalism - Historical Background of the concept- Liberal View, and Constitutionalism in Developing Societies.
 - 2) What is Constitution? Meaning, Nature and Importance of Constitution ; Sources of strain in the Modern Constitutional Practice.
 - 3) Locus of sovereignty and global concept of justice
 - a. emergence of supra national institutions for the protection and enforcement of rights
 - b. concept of global justice debate
 - 4) Definition of 'State' with Reference to Public Undertakings and Control Mechanism

3. Parliamentary Form of Government :
 - 1) Choice of Westminster Model - Presidential Vs. Parliamentary form of Government.
 - 2) President of India and his constitutional status.
 - 3) The Cabinet and the Doctrine of collective responsibility.
 - 4) Governor and his role in Indian Federalism.
 - 5) Party system and Anti-Defection Law.
 - 6) Parliamentary Privileges.

4. Judicial Review :
 - 1) Meaning, Basis and Constitutional significance.
 - 2) American Supreme Court on Judicial Review-Marbury V. Madison.
 - 3) Limits of Judicial review - Justiciability, Doctrine of Ripeness and Mootness.

5. Pluralism :
 - 1) Meaning, Nature and Characteristics of pluralistic society and Right to Self - Determination
 - 2) Religious, Ethnic, linguistic, cultural and political pluralism.
 - 3) Right to dissent in plural society.
 - 4) Role of Law in Pluralistic society .

5. Amendment
 - 1) Amendment of the Constitution and Basic Structure Doctrine.
 - 2) Effects of unconstitutionality and Doctrine of Prospective Overruling.
 - 3) 44th Amendment and Art.300- A of the Constitution of India.

6. Election Commission.
 - 1) Superintendence, direction and control of elections (Art. 324)
 - 2) Electoral roll - Adult suffrage.
 - 3) Power of the Parliament /Power of the legislature of a state to make provision with respect to election.
 - 4) Bar to interference by Court in Electoral matters.

Books Suggested for Reading :

- 1) Jain, Kashyap and Srinivasan (Ed.) - The Cases and Materials on the Union and State Relations.
- 2) M.P. Jain - Indian Constitutional Law.
- 3) D.D. Basu - Comparative Constitutional Law.
- 4) D.D. Basu- Legal Control of limited Government (Tagore Lectures).
- 5) H.M. Seervai - Constitutional Law of India (1993)
- 6) K.C. Wheare - Federal Government (1963)
- 7) Granville Austin - the Indian Constitution; Cornerstone of a Nation (Oxford University 1972)
- 8) Justice E.S. Venkataramaiah and P.N. Bakshi- Indian Federalism - A Comparative Study (1992)
- 9) Subash C. Jain - The Constituion of India, Select Issues and Perceptions (Taxmann-2000).
- 10) D. J. De, - The Constitution of India, Vol I & II, Asia Law House (Hyderabad) , (2003).

OPTIONAL CORE COURSE (OCC-B 02)

FEDERALISM AND UNION - STATE RELATIONS

N.B. : Students are expected to be familiar with relevant provisions of the Constitution of the world - USA, Australia and Canada.

2. Indian Federalism :

- 1) Essential features and requisites of federal government-Differences between Confederation and federation.
- 2) Pattern of Federal Government - USA, Australia, Canada, India.
- 3) Historical background of the federal structure of Government in India.
- 4) Why Federal government was chosen by the Constituent Assembly?
- 5) Recent trend from competitive to Co-operative Federalism - from two - to three-tier government, from National to World Federalism.
- 6) Decentralisation of power and federal structure.
- 7) role of supreme court as a impartial umpire
- 8) Jurisdiction of the Supreme Court to adjudicate the disputes between Centre and States and States inter se (Art.131).

1. Scheme of Distribution of Legislative and Administrative Powers:

- 1) General Scheme of Distribution of Legislative Powers and Art. 245 to 254.
- 2) Factors responsible for according paramountcy to the Centre.
- 3) Administrative Relations Art. 256-263.

2. Distribution of Fiscal Powers :

- 1) Scheme of allocation of Taxing Powers.
- 2) Extent of Union Power of Taxation.
- 3) Residuary Power.

Restrictions on Fiscal Powers :

- 1) Fundamental Rights.
- 2) Restrictions on the State's Power.
- 3) Inter- Governmental Tax Immunities - Doctrine- its origin and application in USA, Canada , Australia and India.

3. Distribution of Tax, Revenue and Financial Equilibrium:

- 1) Tax- Sharing under the Constitution.
- 2) Grants - in - aid. (Art. 275) and Specific Purpose Grants (282).
- 3) Borrowing power of the Government of India and the States.
- 4) Financial Emergency and its impact on the Federal Structure.

4. Planning Commission/Niti aayoga and Finance Commission.
 - 1) Finance Commission - Constitution, Function, Role and Work of the Commission.
 - 2) Planning Commission/ Niti aayoga and its Role.
 - 3) Formulation and Implementation of the Plan- the Role of Centre and the States - coordination between Planning Commission and Finance Commission.

5. Freedom of Trade and Commerce : Art. 301-307 :
 - 1) Freedom of Trade and Commerce.
 - 2) Limitations on the Powers of the Union and States with respect to freedom of Trade and Commerce.

6. Co-operative Federalism :
 - 1) Development from Competitive to Co-operative Federalism -Emerging Trends .
 - 2) Full Faith and Credit Clause.
 - 3) Inter-State Council.
 - 4) Zonal Councils.
 - 5) Inter-State Water Disputes.
 - 6) National Integration Council.

Books

Suggested for Reading :

- 1) K.C. Wheare - Federal Government (4th Ed. 1963)
- 2) D.T. Lakadawala _ Union State Financial Relations (1967).
- 3) M.P. Jain - Indian Constitutional Law (1987)
- 4) H.M. Seervai - Constitutional law of India Vol.2,chap.-22.
- 5) Daniel J. Elazer- American Federalism Chap. 3&4. (1984)
- 6) Chandrapal, Centre - State Relations and Co-operative Federalism, Chap.5 & 8 (1983)

GROUP – C

INTELLECTUAL PROPERTY LAWS

OPTIONAL CORE COURSE (OCC –C 01)

Concepts and Theories related to Intellectual Property Rights (Credits 4)

Unit I: Introduction

- a. Origin and Historical Background of IPR
- b. Meaning and Definition of IPR
- c. Significance and Characteristics of IPR

Unit II: Theories of Intellectual Property Rights: International Perspective

- a. Locke's Theory on IPR.
- b. Hegel's Theory on IPR.
- c. Marxian Theory on IPR.

Unit III: Concepts related to IPR

- a. Copyright – Meaning, Nature, Scope and Definition.
- b. Patents– Meaning, Nature, Scope and Definition
- c. Trademarks– Meaning, Nature, Scope and Definition
- d. Trade Secrets– Meaning, Nature, Scope and Definition
- e. Trade Designs– Meaning, Nature, Scope and Definition
- f. Geographical Indications– Meaning, Nature, Scope and Definition

Unit IV: Development of IPR:

- a. International Law and Intellectual Property Rights - Significance of Legal Protection
- b. Historical Perspective of IPR in India
- c. Ethical, moral and human rights perspectives of IPR: An overview

Suggestive Readings:

1. W. Cornish & Llewelyn – Intellectual Property: Patent, Copyrights, Trade Marks & Allied Rights”, London Sweet & Maxwell.
2. Nard Madison- The Intellectual Property, Aspen Publication.
3. Carlosm Correa- Oxford commentaries on GATT/ WTO Agreements trade related aspects of Intellectual Property Rights, Oxford University Press.
4. David Bainbridge – Intellectual Property Law.
5. Paul L.C. Torremans (ed.) = Intellectual Property and Human rights, Wolters Kluwer
6. Nard, Barnes, Madison – The Law of Intellectual Property -2nd Edition, Wolters Kluwer
7. Helen Norman – Intellectual Property Law - Oxford University Press.

OPTIONAL CORE COURSE (OCC –C 02)

LAW OF COPYRIGHT (Credits 4)

Unit I : Foundation of Copyright

1. Historical background and Development of Copyright Law.
2. Idea/Expression Dichotomy.
3. Terms of Copyright.
4. Subject matter of Copyright.
5. Copyright in Literary, Dramatic and Musical Works, Sound Recording, Cinematograph Films, Copyright in Computer Programme, Author Special Rights.
6. Neighbouring Rights : right of performing artists, broadcasting organisations, broadcasting rights including satellite and cable distribution.

Unit II : Registration and Rights

1. Copyright Registration and Registrar.
2. Copyright Board-Power and Procedure.
3. Copyright Societies.
4. Ownership of Copyright and the Rights of the Owner.

Unit III: Assignments and License

1. Assignment.
2. License, Translation of Copyright, Compulsory Licenses.
3. Rights of Broadcasting, Organisation and of Performer.

Unit IV: Infringement, Offences and Remedies

1. Infringement-Criteria of Infringement, Infringement of Copyright-Films, Literary and Dramatic works, Importation and Infringement.
2. Fair use provisions.
3. Remedies for infringement of copyright.
4. Offence of infringement of copyright.

Books Suggested for Reading:

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

GROUP D
BUSINESS LAW
OPTIONAL CORE COURSE (OCC- D 01)
CORPORATE LAW - I

I. Introduction:

- a) Nature, purposes and types of business enterprises.
- b) Economic themes in the development of modern company law.
- c) Classification of companies and theories of corporate personality.
- e) Doctrine of Lifting the Corporate Veil.
- f) Concepts under company law
- d) Administration of Company Law- Authorities, their composition, powers and jurisdiction.

II. Formation of company.

- 1) Promotion and pre-incorporation contracts.
 - a) Concept of Promotion
 - b) Rights and Duties of Promoters
 - c) Pre-incorporation contracts.
- 2) The Mechanics of Company Formation under Old and New Company law.
 - a) Formation formalities.
 - b) Memorandum of Association.
 - i) Meaning, nature and content (Requirements under Old and new company law and other legislations)
 - ii) Doctrine of ultra vires - Scope, Effect, Remedies and Reforms of the doctrine .
 - iii) Amendment of MOA.
 - c) Articles of Association:
 - i) Meaning and nature.
 - ii) Doctrine of indoor management - Scope, Effect and Exceptions.
 - iii) Amendment of AOA.

III Concept of Capital and Financing of Companies:

- c) Kinds of Capital, Alteration, Reduction and Issue of Capital
- d) Share - Definition, Kinds, Classes of Shares, Allotment, Transfer, Transmission of Shares and Buy back of Shares.
- e) Debenture - Definition, Kinds and Rights of Debenture Holders, Charges, New Developments in Corporate Debt Financing.
- f) Inter- corporate Loans and Investments .

Bibliography

- a) Gover's Principles of Company Law, 5th Edn. 1992, Sweet and Maxwell.
- b) Iyengar, T.R. Srinivasa : Company Promotion, Management & Incorporation , 2nd Edn. The Law Book co (P) Ltd.
- c) Dr.K.R. Chandratre : Transfer and Transimission of Shares and Debentures 3rd Edn. 1996 - Bharat Law House Publication.
- d) Badjatya : Model object Clause of Memorandum of Asociation of a company, 1995 Edn. Orient Publishing co.
- e) Ramaiya : Guide to the companies Act- (1998)
- f) Boyle and Birds - Company Law 3rd Edn. 1997 Universal Law Publishing Co.Pvt. Ltd.
- g) J.H. Farrar and B.M. Hanniyan, Farrar's Company Law (1998) Butterworths
- h) Altman and subrahmanyam - Recent Advances in corporate Finance(1985) LBC.
- i) Y.D. Kulshreshta, Government Regulation of Financial Management of private Corporate sector in india (1986)

Journals - Journal of Indian Law Institute , Corporate Law Cases, Chartered Secretary, Law and Contemporary Problems.
Statutory Materials - Companies Act

OPTIONAL CORE COURSE (OCC- D 02)

COMPANY AND SECURITIES LAWS.

I. Management of Company.

- 1) Concept of corporate Governance
- a) Directors and other Managerial Personnel - Qualification, Disqualification, Appointment and Removal, Powers, Position, Duties , Liabilities and Remuneration of Directors.
- b) Managing Director
- c) Manager and sole selling agents.
- d) Meetings of company
- e) Supremacy of majority and protection of minority: exceptions to Rule in Foss V. Harbottle.
- f) Oppression and Mismanagement: Meaning of and Relief against Oppression and Mismanagement.
- g) Corporate Civil and Criminal Liability.

II. Regulation of companies by disclosure of information.

- a) Themes underlying disclosure of information.
- b) Auditors - Appointment, Qualification, Disqualification and Removal.
- c) Audit committee.
- d) Investigation of affairs of companies - inspectors and their Powers, inspectors' report.

III. Amalgamation, take over and mergers

IV. Corporate collapse - Winding up of company

- a) Meaning and kinds of
- b) Grounds for compulsory winding up
- c) Appointment, Powers and Duties of Liquidator.
- d) Contributory.

VI. Securities Laws in India.

- a) Security Contract (Regulation) Act. Control of capital market - listing of Securities etc.
- b) National Stock Exchange /Recognized stock Exchange / OTC .Exchange
- c) Contracts and options in securities, Derives, listing of securities
- d) SEBI ACT and guidelines.
- e) Depositories Act - Demitting of Shares etc.
- f) Sources of capital raising in company:
 - a. Venture Capital, Institutional Financing
 - b. IDR, ADR, GDR
 - c. Public Financing Institutions
 - d. Mutual Fund and Other Collective Investment Schemes
 - e. Institutional Investments- LIC, UTI, banks
 - f. FDI, NRI investments

Bibliography

- a) Prof. I.C.B. Gover's Modern Principles of company law 5th Edn 1992, Sweet and Maxwell .
- b) Boyle and Birds- Company Law
- c) V.H. Farrar and B. M. Hanniyan, Farrar's Company Law (1998)
Butter worth
- d) Ramaiya : Guide to the companies Act, (1998)
- e) Thayil Philip and Iyengar, T.R. Srinivasa - companies Director (their Rights, Duties, Power, obligations, Appoint ments, Classifications, Removal, Resignation etc.) 2nd Edn - Law Book Co:(p) ltd.
- f) Iyengar, T.R. Srinivasa : Company Promotion, Management and incorporation, 2nd edn. The law Book co (p) Ltd.
- g) Dr. K.R. Chandratre, Bipin S. Acharya, Dr. S.D. Israni , K. Sethuraman: compendium on SEBI- Capital Issues and listing - 3rd Edn. 1996 Bharat law House publication.
- h) Bharats Manual of SEBI, 2000, Bharat Law Journals :- Same as under Paper IV.

Group E

ENVIRONMENT AND LEGAL ORDER

OPTIONAL CORE COURSE (OCC- E 01)

Environmentalism and Indian Society

Chap 1. Concept of "Environment"

1. Definition, Meaning and Scope of the term 'Environment' and 'Pollution'.
2. Meaning of the term 'Population ', 'Biome', 'Biosphere'
3. Meaning of the term 'Ecosystem: Macro-Ecosystem and Micro- Ecosystem',
4. Natural and Biological Sciences Interactions: Biogeochemical Cycles
5. Ecological Efficiencies and Eltonian Pyramid

Chap.2 Relationship between Population, Environment and Development

1. Population –Vs- Development
2. Development –Vs- Environment
3. Concept of 'Common Property' and 'State Property'
4. Notion of Doctrine of Public Trust

Chap. 3 Environment and Indian Cultural Tradition

1. Ancient Beliefs
2. Medieval Writings
3. Religious Texts and Environment.

Chap. 4.Early Legislations dealing with Environment before 1947

(Relevant Sections only)

- a) Shore Nuisance (Bombay and Colaba) Act, 1853
- b) Indian Penal Code, 1860
- c) The Police Act, 1861
- d) The Sarais Act, 1867
- e) Northern India Canal and Drainage Act, 1873
- f) Obstruction in Fairways Act, 1881
- g) Easement Act, 1882
- h) Orient Gas Company Act, 1887
- i) The Indian Fisheries Act, 1897
- j) Indian Ports Act, 1908
- k) Forest Act, 1927
- l) Motor Vehicles Act, 1958
- m) Merchant Shipping Act, 1958

OPTIONAL CORE COURSE (OCC-E 02)

Human Impact on Environment and Problems in India

Chap 1. Pollution of Water

1. Definition and Utilization of Water
2. Sources of Water Pollution
3. Surface and Ground Water Pollution
4. Biological, Chemical and Physical Parameters of Water
5. Water Purification and Pollution Prevention Strategies

Chap 2. Pollution of Air

1. Definition and Structure of Atmosphere
2. Sources of Air Pollution
3. Types of Air Pollutants: Primary and Secondary Pollutants
4. Air Pollutants and its Measurement and Standards
5. Effect of Air Pollutant on Health, Vegetation and Material
6. Air Purification and Pollution Prevention Strategies

Chap 3. Pollution of Noise

1. Definition, Meaning and Scope
2. Causes of Noise Pollution
3. Sources of Noise Pollution
4. Effect of Noise Pollution
5. Noise Pollution Prevention Strategies
6. Noise Pollution (Regulation and Control) Rules, 2000

Chap 4. Solid Waste and Its Management

1. Solid Waste: Definition and its Characteristics
2. Classification of Solid Waste
3. Sources of Solid Waste
4. Effect of Solid Waste on Health, Vegetation and Material
5. Solid Waste Pollution Prevention and Disposal Strategies
6. General Discussion: Land Pollution

Chap 5. Hazardous Waste and Its Management

1. Hazardous Waste: Definition and its Characteristics
2. Classification of Hazardous Waste
3. Effect of Hazardous Waste on Health, Vegetation and Material
4. Hazardous Waste Pollution Prevention and Disposal Strategies

GROUP - F

LABOUR, CAPITAL AND LAW

OPTIONAL CORE COURSE (OCC-F 01)

LAW RELATING TO INDUSTRIAL ADJUDICATION--I

	<p>Unit I : Constitutional perspective and industrial adjudication</p> <ol style="list-style-type: none">1. Constitutional goals protecting labour and capital enshrined in Part-II, IV and IVA of the Constitution. Art. 300A and Art. 323A and B.2. Constitution framework for industrial policy and Legislative entries.3. Jurisprudence of Industrial Adjudication, Constitutional Remedies and appeal.	
	<p>Unit II: History of Industrial Adjudication from 1819 onwards</p>	
	<p>Unit III: Authorities under Industrial dispute Act 1947</p> <ol style="list-style-type: none">1. Works committee2. Grievances settlement Authority3. Conciliation<ol style="list-style-type: none">a. Government or public conciliationb. Essence of conciliationc. Conciliation officersd. Conciliation and referencee. Duties of conciliation officersf. Board of conciliationg. Duties of boardh. Course of inquiry	
	<p>Unit IV:</p> <ol style="list-style-type: none">1. Labour courts2. Industrial Courts3. National Tribunal	
	<p>Unit V:</p> <ol style="list-style-type: none">1. Reference of Disputes to Boards Courts and Tribunals2. Notice of change3. Condition of service etc. to remain unchanged under certain circumstances during pendency of proceedings.	
	<p>Unit VI: The industrial employment (Standing Orders) Act 1946.</p>	

Books Suggested for Reading:

1. ILI-Labour Law and Labour Relations.
2. O.P.Malhotra-Law of Industrial Disputes, Vol-1 & 2
3. Kothari-Industrial Law, Vol-1& 2.
4. Report of National Commission on Labour (Relevant Provisions).
5. Rideout-Principles of Labour Law (1983).
6. Arya-Strikes, Lockouts and Gheraos.
7. Russel A Smith,et al-Collective Bargaining and Labour Arbitration,(1970)
Part-2.
8. Justice D.D. Seth- Industrial Disputes Act, 1947 (1994)

OPTIONAL CORE COURSE (OCC- F 02)

Law Relating to Industrial Adjudication – II

	Unit I : 1. Arbitration 2. Exclusion of jurisdiction of civil courts and machinery under special statutes	
	Unit II : 1. Industrial adjudication as a modality of harmonizing interest of capital labour. 2. Employers prerogative and employees rights. 3. Guiding principles of industrial adjudication – equity and justice. 4. Resolution of industrial disputes by collective bargaining	
	Unit III : 1. Publication of reports and awards. 2. Payment of full wages to workmen pending proceedings in higher court. 3. Persons on whom settlements and awards are binding 4. Arbitration Award and its binding effect 5. Settlement and awards	
	Unit IV – Strikes and Lockouts 1. Prohibition of strikes and lockouts. 2. Illegal strikes and lock outs 3. Punishment for illegal strikes.	
	Unit V: Layoff, retrenchment, transfer and closure 1. Continuous service 2. Layoff 3. Retrenchment 4. Compensation to workmen in case of transfer of undertaking 5. Closure and compensation 6. Writ remedy	
	Unit VI: a. Unfair labour practices i. Prohibition of unfair labour practices ii. Penalties for committing unfair labour practices. b. Penalties i. Penalties for illegal strikes and lockouts ii. Penalty for instigation iii. Penalty for giving financial aid to illegal strikes and lockouts	

Books Suggested For Reading:

1. ILI-Labour Law and Labour Relations.
2. O.P.Malhotra-Law of Industrial Disputes,Vol-1 & 2
3. Kothari-Industrial Law, Vol-1& 2.
4. Report of National Commission on Labour (Relevant Provisions).
5. Rideout-Principles of Labour Law (1983).
6. Arya-Strikes, Lockouts and Gheraos.
7. Justice D.D.Seth-Industrial Disputes Act. 1947 (1994).
8. Russel A Smith,et al-Collective Bargaining and Labour Arbitration,(1970) Part

CRIMINAL LAW (GROUP G)
OPTIONAL CORE COURSE (OCC- G 01)
PRINCIPLES OF CRIMINAL LAW

1. Historical Development

- 1.1 criminal Jurisprudence in Primitive Ages
- 1.2 Criminal Law of the Hindu System
- 1.3 Mohammadan Criminal Law
- 1.4 Development of Criminal Law in India under the British Rule

2. Nature and Concept of Crime

- 2.1 Definition of Crime
- 2.2 Are Crimes and Torts Complementary
- 2.3 Criminal Law and Morality
- 2.4 Extend and Operation of IPC

3. Fundamental Elements of Crime

- 3.1 Elements of Crime
- 3.2 Mental Element in Crime
- 3.3 Modern Trends of Mens Rea
- 3.4 Mens Rea under the Penal Code

4. Stages in Commission of a Crime

- 4.1 Intention or Contemplation
- 4.2 Preparation
- 4.3 Attempt
- 4.4 Attempt and preparation distinguished
- 4.5 Accomplishment

5. Group Liability and Criminal Liability

- 5.1 Common Intention
- 5.2 Common Object
- 5.3 Vicarious Liability
- 5.4 Strict Liability
- 5.5 Criminal Liability of Corporation

6. Abetment and Criminal Conspiracy

- 6.1 Abetment by instigation
- 6.2 Abetment by conspiracy
- 6.3 Abetment by intentional aiding
- 6.4 Abetment in General
- 6.5 Punishment for Abetment
- 6.6 Criminal Conspiracy
- 6.7 Punishment for Criminal Conspiracy
- 6.8 Proof of Conspiracy

7. General Exceptions

- 7.1 Excusable Defence
- 7.2 Justifiable Defence

SUGGESTED READINGS:-

1. Nigam R.C. Law of Crimes in India, (1965) Vol.I
2. Bentham : Principles of Penal Law
3. Burdick : The Law of Crime, Vol. I
4. Friedmann : Law in the Changing Society
5. Gandhi, B.M. : Indian Penal Code (1996)
6. Gaur, H.S. : Penal Law of India, 9th Edn.
7. Gaur, K.D. : Criminal Law : Cases & Materials (1975)
8. Smith and Hogan, Criminal Law, Oxford, 13th
9. Glanville Williams, Criminal Law, 2nd Edition, Universal Law Publishing Company;
10. Hall, Jerome : General Principles of Criminal Law (1960), 2nd Edn.
11. Huda, Shamshul : Principles of Law of Crime in British India (1902) (Reprint, 1993-Eastern Book Co., Lucknow)
12. Kenny's : Outlines of Criminal Law, 19th Edn. Universal Law Publishing Co.
13. Mayne, J.D. : Criminal Law of India, 4th Edn.
14. Nelson : Indian Penal Code
15. Rattan Lal, Dhiraj Lal, The Law of Crimes (20th Edn.)
16. Russel : On Crime, 12th Edn., Vol. I
17. Siddique, Ahmad : Criminology, 4th Edn., 1997
18. Stephen, James : History of Criminal Law, Vols. I & II
19. RatanLlal, Dhiraj Lal, The Indian Penal Code, 32nd Edition, Lexis Nexis.

OPTIONAL CORE COURSE (OCC-G 02)
PENOLOGY: TREATMENT OF OFFENDERS

1. INTRODUCTORY

- 1.1 Definition of Penology
- 1.2 Modern or New penology

2. THEORIES OF PUNISHMENT

- 2.1 Theory of Retribution
- 1.2 Deterrent Theory
- 1.3 Reformatory Theory
- 1.4 Efficacy of Punishment

3. Forms of Punishment and Sentencing

- 3.1 Principal types of sentences in the Penal Code
- 3.2 Sentencing in white collar crime
- 3.3 Sentencing for habitual offender
- 3.7 Constitutionality of Capital Punishment
- 3.8 Judicial Attitudes towards Capital Punishment in India

4. The Prison Administration

- 4.1 Classification of Prisoners
- 4.2 Rights of Prisoners and Duties of Custodial Staff
- 4.3 Open Prison
- 4.4 The Problem of Undertrial Prisoners
- 4.5 Prison Reforms

5. Parole

- 5.1 The Concept and Definition of Parole
- 5.2 The object of Parole
- 5.3 Judicial Trend in India
- 5.4 Essentials of an Ideal Parole System

6. Probation of Offenders

- 6.1 Concept and Definition of Probation
- 6.2 The Probation of Offenders Act, 1958

6.3 Scope of Probation under section 360 of Cr.P.C.

6.4 Judicial Trend.

Suggested Readings:-

1. S.Chhabra, The Quantum of Punishment- in Criminal Law (1970) 7th Edition, Chandigarh Publication Bureau, Punjab University;
2. H.L.A.Hart, Punishment and Responsibility (1968), Clarendon Press, Oxford;
3. Herbert L, Packer, The Limits of Criminal Sanction (1968), Indiana University, Maurer School of Law;
4. A.Siddique, Criminology (1984), Eastern Book Company, Luclnow,
5. Law Commission of India, Forty-Second .Report Ch, 3 (1971)
6. Tapas Kumar Banerjee, Background to Indian Criminal Law (1990), R.Campray & Co., Calcutta;
7. Prof. n.V.Paranjape, Criminology and Penology with Victimology, Central Law Publications;
8. Arie Freiberg (Ed.), Penal Populism, Sentencing Councils and Sentencing Policy, (2007);
9. Consultation Paper on Capital Punishment, Law Commission of India, 2014.

SECOND SEMESTER

COMPULSORY COURSE :- (CC – 03)

JURISPRUDENCE AND LEGAL THEORY

1. Law and Justice:
 - a) Scope of Jurisprudence: The concept of Law.
 - b) The Relation of Justice to Law and Ethics, Ethical and Legal Theory
 - c) Law and Morals - Mills, Hart Devlin Debate.

2. Natural Law Theories:
 - a) Historical Development in Ancient, Medieval and Renaissance Period
 - b) Twentieth Century Natural Law Revival.
 - c) Hart on Natural Law.
 - d) Fuller and Morality of Law.
 - e) Finnis and Restatement of Natural Law

3. Positivism and Analytical Theories of Law:
 - a) Jeremy Bentham's Utilitarianism and Analytical Positivism.
 - b) Austin's Theory of Law
 - c) The Pure Science of Law: Kelson's Theory.
 - d) Positivism-Meaning by Prof. Hart and Dworkin.
 - e) Analytical Positivism and the Indian Legal System.

4. Sociological Jurisprudence:
 - a) Roscoe Pound's Theory of Social Engineering and Theory of Interest.
Laswell and Mcdaugal, Parsons, Selznick.
 - b) Jhering, Max Weber, Durkheim, Ehrlich.
 - c) Unger and the Development of Modern Law.

5. Historical and Anthropological Theories:
 - a) The German Historical School-Savigny and Volkgeist.
 - b) The English Historical School - Sir Henry Maine.

6. Concept of Rights:
 - a) Classification and Categorisation of Rights, Constitutional Rights, Unenumerated Rights Co-Relation of Rights with Duties, Hohfeld's Analysis.
 - b) Human Rights: Generation of Rights, French Revolution and Declaration of the Rights of Man, Debate on British Bill of Rights, American bill of Right, Declaration of Human Rights,

7. The Judicial Process and Theories of Adjudication:
 - a) The nature of judicial process and the institution of adjudication.
 - b) Doctrine of Precedent-Stare Decisis, Ratio Decidendi and Obiter Dicta- Precedent as a Source of Law.
 - c) Nature of Contemporary Judicial Process- Rule of Law, Doctrine of Independence of Judiciary as an aspect of Separation of Powers.

8. Legal Concepts:
 - a) Concept of Liability, moral, political and legal – Theories of liability Fault Liability, No-Fault Liability and Ttrect Liability.
 - b) Concept of Property – Ownership and Possession.
 - c) Corporate Personality / Legal Person.

9. Feminist Jurisprudence:
 - a) Origin – Main Enquires Equality and Defference, Feminist Legal Method
 - b) The Critical Legal Studies Movement, Post-Modernist Jurisprudence.

Book Suggested for Reading:

- 1) Friedman W. -Legal Theory. (Fifth Edition), Universal Law Publishing Co-Pvt. Ltd.
- 2) Wayne Morrison - Jurisprudence from the Greek to Post - Modernism (1997).
- 3) Holand Sir R.W.M. - Thomas Erskine Holland The Elements of Jurisprudence 2001, Universal law Publishing Co Pvt. Ltd.
- 4) Freeman M.D.A. Lloyd's, Introduction to Swet and Maxwell Jurisprudence (7th Edition).
- 5) Dias Jurisprudence (Fifth Edition), Aditya Books, Butterworths.
- 6) P.J. Fitzgerald, Salmond on Jurisprudence (12th Edition) Universal Law Publishers
- 7) Rajeev Dhawan and Alice Jocab, Selection and Appointment of Superme Court Judges – a Case Study (1978
- 8) Bodenheimer, Edgar Jurisprudence The Philosophy and Method of the Law, (Revised Edition) 1996 Universal Book Traders, New Delhi.

COMPULSORY COURSE :- (CC- 04)

Legal Education and Research Methodology - I

1. Basic Concepts:

- 1) Meaning and characteristics of research.
- 2) Meaning and characteristic of legal research.
- 3) Law and social science.

2. Legal Research:

- 1) Legal Impact Analysis.
- 2) Doctrinal and Non-doctrinal research.
- 3) Qualitative and Quantitative Research

3. Developing Research Design:

- 1) The nature and type of legal research:
 - i) Exploratory/ Formulative
 - ii) Explanatory
 - iii) Descriptive
 - iv) Historical
 - v) Experimental
 - vi) Diagnostic
 - vii) Analytical
- 2) Deriving objectives of legal research.
- 3) Major concepts and variables of the study.
- 4) Developing hypotheses and research questions.

4. The Nature of Data in Legal Research:

- 1) The universe of the study.
- 2) The sampling design.
 - i) The adequacy of the sample size.
 - ii) Representatives of the sample.
- 3) Source of data, primary and secondary.

5. Data Collection and Data Processing in Legal Research:

- 1) The Research Tools:
 - i) Interview schedule
 - ii) Questionnaire
 - iii) Observational schedule
- 2) The methods of data collection
 - i) Interviewing
 - ii) Entering the data on the questionnaire
 - iii) Observation
- 3) Editing, coding, preparation of master chart and tabulation.

6. Report writing in Legal Research:

- 1) The form, the content and style of the report.
- 2) Analysis of the report.
- 3) Interpretation of data.
- 4) Chapterization.

7. Legal Education:

- 1) Objectives of Legal Education
- 2) Method of Teaching
 - i) Lecture method -merits and demerits.
 - ii) The Problem method

- iii) Discussion method and its suitability at postgraduate level teaching
- 3) The Seminar Method of teaching
- 4) Clinical Legal Education, legal aid & legal literacy.
- 6) Finding the Law :
 - i) Citation : what is a citation, case citation
 - ii) Law Report
 - iii) Computer information system : Software Packages, practical exercises

Books Suggested for Reading:

- 1) Anderson, J. Durstan, B. H. Pooli, M.(1977) Thesis and Assignment Writing, Eastern Books Limited. New Delhi.
- 2) Bhandarkar and Wilkinson (1990) Methodology and Techniques of Social Research, Himalaya Publishing House, Bombay.
- 3) Goode, W. J. & Hatt, P. K. (1962) Methods of Social Research, McGraw Hill, New York.
- 4) Young, P.V. (1975) Scientific Social Surveys and Research Prentice Hall, New Delhi.
- 5) Jain S. N. Legal Research & Methodology I.LI.(1983) Publication, Ed.: Tripathi Pvt. Ltd., Bombay.
- 6) Adem Stott,: Legal Research Series Editor Julie Macfarlane 1996.
- 7) S.K. Agrawal (edn) , Legal Education in India (1973). Tripathi , Bombay.
- 8) N.R. Madhava Menon , (Edn) A Handbook of Clinical Legal Education, 1998 Eastern Book Co. Lucknow.
- 9) H. Brayne, N. Duncan & R.Grimes - Clinical Legal Education Active Learning in your Law School.. Oxford. 1998.

INTERNATIONAL LAW (GROUP A)

OPTIONAL CORE COURSE (OCC-A 03)

International Humanitarian Law & Refugee Law

Part – A

International Humanitarian Law

- I. Historical Development of IHL:
 1. History and Evolution.
 2. The Origin and Growth of IHL.
 3. Definition of IHL.
 4. Character of IHL.

- II. Sources of IHL: The Four Geneva Conventions of 1949
 1. Geneva Convention I.
 2. Geneva Convention II.
 3. Geneva Convention III.
 4. Geneva Convention IV.
 5. 1977 Additional Protocols.

- III. International Humanitarian Law and Human Rights.

- IV. International Committee of Red Cross:
 1. Growth and Development of ICRC.
 2. Additional Protocols.

- V. International Measures for Implementation of IHL:
 1. Serious Breaches of IHL.
 2. International Criminal Court.
 3. War Crimes Trials.
 4. National Measures for Implementation of IHL: The Geneva Convention Act, 1960.

PART – B
International Refugee Law

- I. Historical Development of Refugee Law:
 - 1. Definition of Refugee.
 - 2. Right to Seek Asylum.
 - 3. Principle of Non-refoulement.
 - 4. Rights and responsibilities of Refugees.

- II. International Instruments and Regional Mechanism:
 - 1. Statute of the UNHCR.
 - 2. 1951 Convention Relating to the Status of Refugees.
 - 3. 1967 Protocol Relating to the Status of Refugees.
 - 4. OAU Convention.
 - 5. Cartagena Declaration.

- III. Link between Human Rights Instruments and Rights of Refugees:
 - 1. Rights of Women Refugees.
 - 2. Rights of Refugee Children.

- IV. International Strategies for Refugee Protection:
 - 1. Early Warning.
 - 2. Burden Sharing.
 - 3. Safety Zones.
 - 4. Right to Remain and Right to Return.
 - 5. Temporary Asylum.
 - 6. Refugees “surplice”.

- V. Internally Displaced Persons

- VI. Protection of Refugees in India:
 - 1. Protection without Legislation.
 - 2. Indian Critique of UNHCR and the Refugee Convention.
 - 3. Status of Refugees in India under UNHCR.
 - 4. Model National Law for Refugees.

Books Suggested for Reading:

- 1. Balchandran – Varghese – Introduction to IHL.
- 2. Goodwin Gill, The Refugee in International Law, 1983.
- 3. B. S. Chimni, International Refugee Law: A Reader, 2000.
- 4. Bulletin on IHL and Refugee Law.
- 5. Indian Society of International Law- Yearbook on IHL and Refugee Law.

OPTIONAL CORE COURSE (OCC- A 04)

International Criminal Law

- I. Introduction:
 1. Definition and Meaning of International Criminal Law.
 2. Historical Development of the Concept of International Criminal Law.

- II. Fundamentals of International Criminal Law:
 1. Notion of International Crimes.
 2. Individual Criminal Responsibility and Sources of International Criminal Law.

- III. Enforcement of International Criminal Law:
 1. Nuremberg and Tokyo Trials.
 2. Ad hoc Tribunals: Yugoslavia and Rwanda Tribunals.
 3. Contribution Ad hoc Tribunals in developing Individual Criminal Responsibility.

- IV. ICC:
 1. Evolution of International Criminal Court.
 2. Rome Statute of International Criminal Court, 1998: Structure, Jurisdiction and Working of ICC.
 3. Relationship of ICC with United Nations.
 4. Indian Perspective on ICC.

- V. War Crimes:
 1. Nature of War Crimes, Link between the Offence and Armed conflict.
 2. War Crimes in Internal Armed Conflicts.

- VI. Crimes against Humanity:
 1. Evolutionary Growth of the Concept of Crimes against Humanity.
 2. Constitutive Elements of the Crime against Humanity.

- VII. Genocide:
 1. Notion of Genocide.
 2. The 1948 Convention on Genocide.

- VIII. Crime against Peace/ Crime of Aggression:
 1. Evolution of the Concept of Crime against Peace.
 2. Contemporary Status of Crime of Aggression.

- IX. Other International Crimes:
 - 1. Meaning of the Concept of Other International Crimes such as Torture, Transnational Organised Crimes and Terrorism.
 - 2. Status of other International Crimes in the changing scenario and State Responsibility towards them.

- X. Modes of Criminal Liability:
 - 1. Different Modes of Criminal Liability.
 - 2. Defences available against such criminal responsibility.

- XI. Jurisdiction:
 - 1. Universal Jurisdiction.
 - 2. International Jurisdiction.
 - 3. National Jurisdiction.

- XII. State Co-operation, Enforcement of Sentences:
 - 1. Role of State Co-operation in enforcement of International Criminal Law.
 - 2. Future of International Criminal Law.

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Books Suggested for Reading:

- 1. Cassese, Antonio, International Criminal Law (Oxford University Press, London, 2008) ed.2nd.
- 2. Schabas, William A., An Introduction to the International Criminal Court, (Cambridge University Press, Cambridge, 2011).
- 3. Ilias Bantekas, International Criminal Law (Hart Publishing, 2010).
- 4. Antonio Cassese, International Criminal Law: Cases and Commentary (OUP, 2011).
- 5. William A. Schabas and Nadia Bernaz, Routledge Handbook of International Criminal Law (Routledge, 2011).

GROUP B – CONSTITUTIONAL LAW AND ADMINISTRATIVE LAW

OPTIONAL CORE COURSE :- (OCC- B 03)

NATIONAL SECURITY AND RULE OF LAW

N.B. : Students are expected to be familiar with relevant provisions of the Constitution of the world - USA, Australia and Canada.

1. National Security , Public Order and Rule of Law.
 - 1) Concept and horizon of Rule of Law.
 - 2) National Emergency and its impact on federal structure of India.
 - 3) Failure of Constitutional Machinery under Art. 356.
 - 4) Scope of Art. 355.

2. Exceptional Legislation.
 1. unlawful activities prevention act 1967
 2. Salient feature , compositions, powers and functions of authorities
 3. Offences and penalties and appeals.
 4. concept of terrorism and problems of definitions.
 5. UN efforts to combat terrorism
 6. Marshal law, provisions in Briton and indian constitution

3. Civil Liberties and Emergency :
 - 1) Preventive Detention and Safeguards
 - 2) Suspension of fundamental Article 19 on declaration of emergency
 - 3) President's Right to suspend right to move any court
 - 4) Article 21- special importance - its non-suspendability.

Books Suggested for Reading:

- 1) M.P.Jain - Indian Constitutional Law.
- 2) D.D. Basu - Comparative Constitutional Law.
- 3) H.M. Seervai , The Emergence, Future Safeguards and the Habeas Corpus :A Criticism (1978)
- 4) N.C. Chatterji and Parameshwar Rao, Emergency and the Law (1966).
- 5) Dr. M.C. Mehanathan , Law of Control on Narcotic Drugs and Psychotropic Substances in India
- 6) R.K. Agrawal and Alka Agrawal , The National Security Act, 1983.

OPTIONAL CORE COURSE :- (OCC- B 04)
ADMINISTRATIVE PROCESS

N.B. Students are expected to be familiar with relevant principles of Administrative Law of - UK, USA and France.

1. Nature, Scope and Necessity of Administrative Law :
 - 1) Nature, scope and approaches to the Administrative Law.
 - 2) Power, Accountability and Law.
 - 3) Emerging Trends - Positive Duties of Administration under the Modern Social Welfare Legislation and Compulsion of planning.

2. Rule of Law :
 - 1) Rule of law in England as propounded by Dicey.
 - 2) Rule of law in Modern Context.
 - 3) Notion of Rule of law under the Indian Constitution.

3. Separation of Powers :
 - 1) Doctrine of Separation of Powers as propounded by Montesque .
 - 2) Separation of Powers under the US Constitution.
 - 3) Spirit and basic purpose of Separation of Powers-Modern Context- Separation of powers under the Indian Constitution.

4. Classification of Powers and Functions of Administration :
 - 1) Administrative, Executive, Legislative, Quasi - Judicial Powers.
 - 2) Distinction between Administrative and Judicial and Quasi-Judicial Powers.
 - 3) Kraipak's Decision and obliteration of distinction.
 - 4) Administrative Instructions.

5. Legislative Powers of Administration :
 - 1) Meaning of Legislative Powers and Function.
 - 2) Essential Legislative Function.
 - 3) Necessity of Delegation of Legislative Powers.
 - 4) Constitutionality of Delegated Legislation.
 - 5) Excessive Delegation of Legislative Power.
 - 6) Legislative Control of Delegated Legislation.
 - 7) Judicial Control of Delegated Legislation- Doctrine of Ultra Vires - Substantive and procedural aspects.
 - 8) Sub- delegation.

6. Administrative Directions :
 - 1) Meaning , nature and Identification of Directions.
 - 2) Distinction between Direction and Rules.
 - 3) Need for Directions.
 - 4) Enforceability of Directions.

5) Directions to Quasi- Judicial and Statutory Bodies.

7. Administrative Discretion :

- 1) Nature of Executive power under the Constitution.
- 2) Formulation and Execution of Policy without law.
- 3) Discretionary Power-Nature and Necessity.
- 4) Conferment of Administrative Powers by Law.

Books Suggested for Reading :

- 1) M.P. Jain and S.N. Jain - Principles of Administrative Law (1987)
- 2) D.D. Basu - Comparative Administrative Law (1969)
- 3) De'Smith - Judicial Review of Administrative Action.
- 4) H.W.R. Wade- Administrative Law.
- 5) D.D. Basu - Administrative Law (1996)
- 6) M.P. Jain - Treaties in Administrative Law Vol. I (1996).
- 7) D.J. De - The Constitution of India, Vol. I & II (2002)
- 8) M.C. Jain Kagzi - The Indian Administrative Law, Sixth Edition, (2002)
- 9) P.P. Craig - Administrative Law, Third Edition, (1994)

INTELLECTUAL PROPERTY LAW

OPTIONAL CORE COURSE (OCC –C 03)

LAW OF PATENTS (Credits 4)

Unit I: Understanding Patents

1. History of Patent Protection
2. Rationale behind Patent System
3. Kinds of Patents, Subject matter of Patentability
4. Product and process patent
5. Method and procedure of acquiring patent

Unit II: Enforcement of Patents

1. Term of Patent
2. Compulsory Licensing, rights of License holder
3. Rights and Obligations of the patentee

Unit III: Exploitation of Patentee

1. Infringement of Patents
2. Literal Infringement
3. Remedies for Infringement of Patents
4. Doctrine of Equivalents
5. Defences to Infringement

Unit IV: General Provisions

1. Revocation of Patents
2. Patent Search
3. Patent claims

Books Suggested for Reading :

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

OPTIONAL CORE COURSE (OCC –C 04)

LAW ON TRADEMARK, TRADE DESIGNS AND GEOGRAPHICAL INDICATIONS **(Credit 4)**

Unit I: Law of Trade And Merchandise Marks (Trade Marks Act, 2000)

1. Development of trade mark Law in India
2. Registration of Trade Marks : procedure and effect of registration, limitation, Prohibition against registration.
3. Certification of trademarks, foreign trade mark
4. Licensing and Assignment.
5. Goodwill, Passing off and infringement, rights of owner, rights of licensee,
6. remedies for infringement of trade mark

Unit II: Law Of Trade Designs (The Designs Act, 2000) :

1. Definitions, basic concepts, functional designs, inventor of designs and the rights.
2. Registration: procedure and benefits, registration authorities, their powers and functions.
3. Design Copyright, term of design, compulsory license, and right of licensee, assignment.
4. Protection of Design : infringement of design,
5. Remedies against infringement of Trade Designs.
6. Salient Features of Industrial Designs Act, 2001.

Unit III: THE GEOGRAPHICAL INDICATIONS OF GOODS (REGISTRATION AND PROTECTION) ACT, 1999

1. Registration and conditions for Registration of Geographical Indication.
2. Procedure for Registration of Geographical Indication.
3. Protection to trademarks and prior users.
4. Appeals for GI
5. Offences, penalties and procedure.

Books Suggested for Reading:

1. Cornish, W.R.- Intellectual Property (1981) , Second Indian Reprint, 1993, Universal Book Traders, Delhi.
2. Vashishtha - Law and Practice of Intellectual Property in India, 1999.
3. P. Narayanan- Intellectual Property (2nd Edn.) 1999.
4. P. Narayanan - Copyright and Industrial Design, 2nd Edn. 1995.
5. Wadhera

GROUP D - BUSINESS

OPTIONAL CORE COURSE (OCC- D 03)

ECONOMIC LEGISLATION

Unit I: Contract Law

- Law of Contract - General Principles of Contract
- Relevant Provision under Indian Contract Act.
- Government Contracts - Meaning, Nature, and special
- Problems relating to Govt. Contract.
- Rules and regulations of e-contract.

Unit II: Consumer Protection Act 1986

- Consumer dispute redressal agencies
- Concept of unfair and restrictive trade practice .
- Consumerism and impact of LPG on Indian consumer services.
- Constitutional aspect of consumerism.

Unit III: Indian Sale of Goods Act

Unit IV: Indian Partnership Act.

Unit V: Negotiable Instrument Act.

Bibliography:

- a) Anson- Law of contract (25th Edn.) 1979 .
- b) R.K. Abhichandani (Edn.) Pollock and Mulla on Contracts and specific Relief Acts (1999) Tripathi Publication.
- c) P.S. Atiyya, Introduction to the Law of Contract, 1992 Reprint (Claredon Law series)
- d) Dutt on contract (2000) Universal Publishers.
- e) Saraf D.N. Law of Consumer Protection in India (1995) Tripathi Publishers, Bombay.
- f) J.N. Barowalia Commentary on Consumer Protection Act, 1986 (2000) Universal Publishers, Delhi.
- g) P.K. Majumdar, The law of Consumer Protection in India (1998). Orient Publishing co, New Delhi.
- h) B.P. Saraf and M. Jhunjhunwala, law of Arbitration and Conciliation (2000), Snow White, Mumbai.
- i) G.K. Kwatra , The Arbitration and conciliation Law of India (2000) Universal, Delhi.
- j) A.K. Bansal Law of International Commercial Arbitration (1999), Universal, Delhi.

OPTIONAL CORE COURSE (OCC- D 04)

LEGAL REGULATION OF ECONOMIC ENTERPRISES.

- 1 Rationale of Government Regulation of Economic Activities by Government
 - i) Constitutional Perspective.
 - ii) Historical Background and Contemporary Issues.
 - iii) Judicial Review of Economic Regulation.

- 2 Economic Policy Resolutions;
 - i) Industrial Policies -old and new.
 - a) Its legal framework.
 - b) Public Sector, Private Sector, Joint Sector
 - c) Globalisation, Liberalisation: Meaning, dimensions, implications and impact of globalization.
 - ii) Price Policy Resolutions,
 - iii) Foreign Trade Policy Resolutions.
 - iv) Disinvestment and Legal Issues.

- 3 Development, Regulation and Control of Industrial and Trading Activities;
 - i) Industries (Development and Regulation) Act.
 - ii) Competition and Fairness in Competition; Competition Act. And its Philosophical basis.
 - iii) Foreign Trade Development and Regulation Act.

- 4 Control and Regulation of Capital and Finance;
 - i) Foreign Exchange Management Act including FDI and FII regulations.
 - ii) Money Laundering Act, 2005.
 - iii) COFEPOSA.

- 5 Selected Regulatory Authorities and their Composition Role, Power, Functions, etc.
 - i) Telecom Regulatory Authority,
 - ii) Broadcasting Regulatory Authority,
 - iii) Electricity Regulatory Authority.
 - iv) Insurance Regulatory Authority.

Books Suggested for Reading:

1. Industrial Policy Resolutions of 1948, 1956, 1991.
2. Industrial Licensing Policy of 1970, 1975.
3. Industrial Policy Statement 1973, 1977, 1980.
4. Report of Commission on Competition, 2001.
5. Taxmann's FEMA Manual.
6. Taxmann's Corporate Laws, 2003 Edition.
7. K. K. Ramani's Exchange Control Manual 1998, Snowwhite.

8. Bharat's FEMA Rules, Regulations, RBI Circular with allied Acts and Rules, 2000.
9. V. S. Datey – Economic Laws and Practices (2005), Taxmann Publication.
10. K. K. Dewette on Economics, S. Chand Publication.
11. Rudra Dutt, Himalaya Publication.

Journals:

1. Annual Survey of Indian Law, Published by Indian Law Institute New Delhi.
2. Corporate Law Cases.
3. Company Law Journal.
4. Political and Economic Weekly.

Statutory Material:

1. Competition Act, 2002.
2. Industries Development and Regulation Act, 1951.
3. Foreign Exchange Management Act, 1999.
4. Money Laundering Act, 2005.
5. Conservation of Foreign Exchange and Prevention of Smuggling Activities Act, 1974.
6. Foreign Trade Development and Regulation Act, 1992.

Theory: 80.

Internal Assessment: 20.

ENVIRONMENTAL AND LEGAL ORDER

OPTIONAL CORE COURSE (OCC-E 03)

Environment: Laws, Policies and Structures

Chap 1. Environmental Legislation

1. The Air (Prevention and Control of Pollution) Act of 1981
 - a) Framework of the Act
 - b) Scope of the Act
 - c) Machinery, Powers, Functions, Offences and Penalties under Air (Prevention and Control of Pollution) Act, 1981

2. The Water (Prevention and Control of Pollution) Act of 1974
 - a) Framework of the Act
 - b) Scope of the Act
 - c) Machinery, Powers, Functions, Offences and Penalties under Water (Prevention and Control of Pollution) Act, 1974

3. The Forest (Conservation) Act of 1980
 - a) Framework and scope of the Act

4. The Wild Life (Protection) Act, 1972
 - a) Framework and scope of the Act

5. The Environment (Protection) Act of 1986
 - a) Framework of the Act
 - b) Scope of the Act
 - c) Importance of Section 3 and 5 of the EPA
 - d) Violations and Penalties under the Act

Chap 2. Constitutional Mandates and Environment

1. Fundamental Rights and Environment
 - a) Right to EqualityArticle 14
 - b) Right to Information Article 19
 - c) Right to LifeArticle 21
 - d) Freedom of Trade vis-à-vis Environment Protection

2. The Forty-Second Amendment Act

3. Directive Principles of State Policy

4. Fundamental Duties

5. The Writ Jurisdiction
 - a) Public Interest Litigation : Preview
 - b) Locus Standi : Scope and Restriction

Chap 3. Other Remedies and Legislations

(Relevant Portion only)

1. Criminal Procedure Code 1973
2. Code of Civil Procedure 1908
3. Indian Penal Code 1860
4. Law of Torts : Vicarious Liability
5. Human Rights and Environment
6. Class Action : Order 1 Rule 8 of C. P. C. 1908.
7. Green Courts
8. Public Liability Insurance Act, 1991
9. Legislations under Local Municipal Laws

Chap 4. Role of Government and Legislative Policies

1. National Environmental Policy
2. National Forest Policy
3. National Water Policy and Conservation Strategy
4. Five Years Plans
5. Role of Ministry of Environment and Forests.

OPTIONAL CORE COURSE (OCC- E 04)

Paper IV

International Environment Law and Global Issues

Chap 1. International Environmental Campaigns

1. The United Nations Conference on Human Environment, 1972 (Stockholm Conference)
 - a) Framework of the Conference
 - b) Aims and Objectives
 - c) Concept of Sustainable Development
 - 1) Polluters Pay's Principle
 - 2) Precautionary Principle
 - 3) Concept of Equity
 - a) Inter-Generational Equity
 - b) Intra-Generational Equity
2. The United Nations Conference on Environment and Development, (UNCED) (Earth Summit 1992)
 - a) Framework of the Conference
 - b) Aims and Objectives
 - c) Earth Charter or Rio Declaration
 - d) Agenda 21 : Blue Print for action in 21st Century
 - e) Earth Summit Plus Five
3. The Johannesburg Declaration on Sustainable Development, 2002
 - a) Framework of the Declaration
 - b) Aims and Objectives
 - c) From *Stockholm* to *Rio De Janeiro* to *Johannesburg*
4. World Charter for Nature 1982

Chap 2. Other Major International Environmental Arrangements

1. Kyoto Conference and Pact on Global Warming, 1997, and onwards
2. Noordwijk Declaration on Climate change, 1989
3. Helsinki Declaration on the Protection of Ozone Layer, 1989
4. Basel Convention, 1989
5. Nairobi Declaration, 1982

Chap 3. Environmental Obligations

1. International Financing Policy
 - a) Global Environment Facility
 - b) World Environment Fund
2. United Nations Organisation and Environment
3. Millennium Development Goals 2000

Chap 4. Global Environmental Issues and their Impacts

1. Global Warming
2. Oil Pollution
3. Ozone Layer Depletion
4. Green House Effect
5. Acid Rain

Chap 5. Costal Zone and Marine Environment

1. CRZ Notifications
2. Classification of Zones
3. Costal Zone Management Plans and Implementation
4. Marine Resources – Conservation and Exploitation
5. Marine Pollutants : Sources and Impacts

LABOUR LAW - GROUP F
OPTIONAL CORE COURSE (OCC- F 03)

Law Relating to Collective Bargaining and Trade Unions

1.	<p>Unit I: Freedom of Association</p> <p>a. Constitutional and Legal aspects of right to form association and union of India.</p> <p>b. International norms: Right to form association of industrial and unorganized Labour</p>	
2.	<p>Unit II :</p> <p>a. Historical development of Trade Union movement in India</p> <p>b. Registration of Trade unions under Trade Union Act 1926</p> <p>c. Bombay Industrial Relation Act, 1946</p> <p>d. MRTU and PULP Act 1971.</p>	
3.	<p>Unit III: Rights and liabilities of Registered Trade Unions under the TU Act, 1926 and MRTU and PULP Act 1971.</p> <p>a. Rights of Trade Union under the Trade Union Act.</p> <p>b. Recognition of Trade Union as bargaining agent.</p> <p>c. Rights privileges and duties of recognized unions.</p> <p>d. Unfair labour practices and victimization.</p>	
4.	<p>Unit IV: Concept and process of collective bargaining</p> <p>a. Nature, Definition and theories of collective bargaining.</p> <p>b. Advantages, Disadvantages, comparative appraisal.</p> <p>c. Types of bargaining at different levels – plant level, industry level and national level.</p>	
5.	<p>Unit V: Factors affecting collective bargaining</p> <p>a. Multi Unionism.</p> <p>b. Other factors</p> <p>c. Conditions for successful functioning of collective bargaining</p> <p>d. Constitutional provision towards workers participation in management – State Role.</p>	
6.	<p>Unit VI: Trade Union and Collective Bargaining</p> <p>a. Need objectives and functions of TU.</p> <p>b. Character of present Trade Union.</p> <p>c. Role of Trade Unions in the changing atmosphere of Globalization, Privatisation and Liberalisation.</p> <p>d. Collective bargaining getting a back seat today – a cause of concern.</p>	

Books Suggested For Reading :

1. ILO-Collective Bargaining.
2. Otto Kahn Freund-Labour and the Law (1977).
3. ILI-Labour Law and Labour Relations (1987).
4. V. P. Arya-Strikes, Lockouts and Gherao.
5. Kothari - Industrial law, Vol. I & II.
6. Mary Sur-Collective Bargaining.
7. Russel A., Smith et. al-Collective Bargaining and Labour Arbitration (1970).
8. Rideont-Principles of Labour Law, Chap. 8,9 & 10 (1983).
9. Shrivastava S. C. -Industrial and Labour Relations.
10. R. Dayal, MRTU and PULP Act, 1971 (Act and Rules).
11. Abdul Majid – Legal Protection to unorganized labour 2000, Deep & Deep Publications Pvt.

LABOUR LAW (GROUP F)

OPTIONAL CORE COURSE (OCC –F 04)

LAW RELATING TO WAGES AND MONETARY BENEFITS

1.	Theories and Facets of Wages 1. Definition of wages 2. Theories of wages 3. Minimum fair and living wages 4. Bonus as deferred wage or share of profit 5. Allowances and concessions	
2.	1. National wage policy, problems and perspective wage board and pay commission. 2. Constitutional perspective on wages. 3. Constitutional ideals 4. Denial of minimum wage as forced labour 5. Right to Work. 6. Equal pay for equal work.	
3.	Wage Differentials 1. Private sector and public sector difference in wages 2. Factors of differential wages 3. Increase of wages – impact on price 4. Increase in price – impact on wages 5. Impact of tax on wage and price 6. Wages and consumer 7. Capacity of industry and wage fixation	
4.	Payment of wages under the payment of Wages Act 1936 1. Responsibility for payment of wages 2. Wage periods – time for payment deductions fines 3. Claims arising out of deductions and delay of payments 4. Procedure for filing and disposal of appeals 5. Enforcement machinery under the Act. Their power and functions.	
5.	Minimum wages 1. Minimum Wages Act 1948 and Maharashtra Amendment Act 1992. 2. Power of State Govt. to fix different rates for certain employment. 3. Procedure for fixation of wages. 4. Procedure for disposal of claims. 5. Concepts of Dearness allowance and principles for determination of DA.	
6.	Profit sharing and bonus 1. Concept of profit sharing – desirability 2. Concept of bonus 3. Bonus formula and bonus under payment of Bonus Act, 1965 4. Set on and set off 5. Available and allocable surplus.	

Books Suggested for Reading:

1. Raghuraj Singh- Movement of Industrial Wages in India (1995).
2. J.C. Sandersara & LL.Deshpande, Wage Policy and Wage Determination in India.
3. R.B.Sethi- Payment of Wages Act and Minimum Wages Act
4. G.L.Kothari-Wages, Dearness Allowance and Bonus.
5. S.B.L.Nigam-State Regulation of Minimum Wages (1955).
6. Menon- Foundations of Wage Policy.
7. R.D. Agarwal- Dynamics of Labour Relation in India. (1972)
8. O.P.Malhotra-Law of Industrial Disputes Vol.1 & 2 (5th Edn.).

CRIMINAL LAW
OPTIONAL CORE COURSE (OCC- G 03)
COMPARATIVE CRIMINAL PROCEDURE

1. ORGANISATION OF COURTS AND PROSECUTING AGENCIES

1.1 Hierarchy of criminal courts and their jurisdiction

1.1.1 Nyaya Panchayats in India

1.1.1.1 Panchayats in tribal areas

1.2 Prosecutors and the police

1.3 Withdrawal of prosecution

2. PRE-TRIAL PROCEDURES

2.1 Arrest and questioning of the accused

2.2 The rights of the accused

2.3 The evidentiary value of statements /articles seized/collected by the police

2.4 Right to counsel

2.5 Roles of the prosecutor and the judicial officer in investigation

3. TRIAL PROCEDURES

3.1 The accusatory system of trial and the inquisitorial system

3.2 Role of the judge, the prosecutor and defence attorney in the trial.

3.3 Admissibility and inadmissibility of evidence

3.4 Expert Evidence

3.5 Appeal of the court in awarding appropriate punishment

3.6 Plea bargaining

4. PROVISIONS IN THE CRIMINAL PROCEDURE CODE

4.1 Information to the Police and Their powers to Investigate

4.2 Conditions Requisite for Initiation of Proceedings

4.3 Complaints to Magistrate

4.4 Commencement of Proceedings before Magistrate

4.5 Appeals

4.6 Provisions as to Bail and Bonds

Suggested Readings :-

1. Wilkiris and Cross, Outline of the Law of Evidence
2. Archbold, Pleading, Evidence and Practice in Criminal Cases
3. R.V.Kelkar's Outlines of Criminal Procedure, Eastern Book Co, Lucknow;
4. Ratan Lal, Dhiraj Lal, The Code of Criminal Procedure, Lexix Nexis;
5. Shailendra Malik, The Code of Criminal Procedure, Allahabad Law Agency;
6. Edwin H. Sutherland, Donald R. Cressey, Principles of Criminology, Universal Law Publishing Co, New Delhi;
7. Sir John Woodroffe, Commentries on Code of Criminal Procedure (2 volume);
8. V.S.R. Avadhani, V.Soubhagya Valli, Criminal Investigation (Law, Practice and Procedure), Asia Law Houose, ist Edition 2015;
9. S.P.Tyagi, Criminal Trial (2 Volume), Vinod Publications, 4th Edition 2013;
10. Y.H. Rao, Y.R.Rao, Criminal Trial, Fundamentals and Evidentiary Aspects, Lexis Nexis, 4th Edition 2008;
11. 14 th and 41st Reports of Indian Law Commission.

OPTIONAL CORE COURSE (OCC- G 04)

CRIMINOLOGY

1. Criminology- Definition, Nature, Scope and utility

- 1.1. Definition of Criminology
- 1.2. Nature, Scope of Criminology
- 1.3. Utility of Criminology
- 1.4. Relation between Crime and Society

2. Schools of Criminology

- 2.1. Pre-classical School of Criminology
- 2.2. The Classical School of Criminology
- 2.3. The Neo- Classical School of Criminology
 - Cesare Lombroso
 - Enrico Ferri
 - Raffaele Garofalo
 - Gabriel Tarde
- 2.4. Clinical School of Criminology
- 2.5. Sociological School of Criminology
- 2.6. The New Criminology

3. Causation of Crime.

- 3.1. Heredity and Crime
- 3.2. M' Naghten's Rule of Criminal Responsibility
- 3.3. Physical Factors and Genetics on Criminality
- 3.4. Freud's theory of Criminal behaviour
- 3.5. Psychological concept of crime
- 3.6. Conflict Theory
- 3.7. Group Therapy

4. Prevention of Crime

- 4.1. Prevention Policies
- 4.2. Crime Prevention
- 4.3. Kinds of Programmes
 - 4.3.1. General Programme

4.3.2 Local Community Organization

4.3.3 Group Work

4.3.4 Institutional Modification

5. Developing Trends in Criminology

5.1. Female Criminality

5.2 Terrorism and State Violence

5.3. Victimology

5.4 White Collar Crime

SUGGESTED READINGS :--

1. Edwin H. Sutherland, principles of criminology(latest Edition), Universal Law Publishing Co.
 2. Garofolo,Criminology Parts I,II and III (Latest Edition).
 3. Taft,Criminology (Latest Edition)Part-I-Ch 1,3 for study.
 4. K.S. Pillai,Principles of Criminology(Tagore Law lectures) (1924);
 5. Pillai K.S., Theories of Criminology;
 6. Cavan :Criminology Part-I Omitting Chapter 2. Part II-full.
 7. Lombroso,Casare,Crime,its cause and remedies.
 8. Different Reports published by government of India form time to time.
 9. Moral Approach to criminal Law by Radzinowicz and Turner.
 10. New Horizons in Criminology by Barnes and Tettters.
 11. Pioneers in Criminology edited by Minnhein.
 12. Ahmad Siddique, Criminology-Problems and Perspectives
 13. Prof N.V.Paranjape, Criminology and Penology with Victimology, Central Law Publications;
 14. Katherine S. Williams, Text Book on Criminology, 7th Edition, Oxford;
 15. Dr.N.Maheshwara Swamy, Criminology and Criminal Justice System, Adia Law House;
 16. Upendra Baxi, The Crisis of the Indian Legal System, 1982, Vikas Publishing House;
- K.D.Gaur(ed.), Criminal Law and Criminology, Deep and Deep Publications;

THIRD SEMESTER

COMPULSORY COURSE V (CC-05)

HUMAN RIGHTS

- 1) Concept of Human Rights:
 - a) Meaning and nature of human rights.
 - b) Criteria to determine a particular right as human rights - what are human rights
 - c) Sources of human rights.
 - d) Cultural relativism and universalization of Human Rights.

- 2) Global and Regional Development of Human Rights and Duties.
 - A. Global :
 - 1) Human Rights prior to 1945
 - 2) UN Charter and Human Rights
 - 3) International Bill of Rights
 - B. Regional :
 - 1) European Convention on Human Rights.
 - 2) American Convention on Human Rights.
 - 3) African Charter on Human and Peoples' Rights.

3. Human Rights Protection System of the United Nations (Under Covenants of Political and Civil Rights):
 - a) The UN Commission on Human Rights.
 - b) The UN High Commission for Human Rights.
 - c) The UN Human Rights Committee (UNHRC) -
Composition and Organization, Powers and Procedures,
State Communications, Individual Communication, and Supervision

4. The Constitution and Human Rights and Duties :
 - a) Indian Declaration to the International Covenant (1979).
 - b) Inter- relationship between Fundamental Rights and Directive Principles of State Policy.
 - c) Expansion of Basic Needs- Judicial Interpretation on widening of the Directive Principles.
 - d. Judicial Activism and Human Rights Jurisprudence :
 - Poverty and inaccessibility of legal redress.
 - Role of judiciary in protecting human rights in India, Legal Aid
 - Judicial activism in the field of protection of : women in private, and public domain, children, bonded labour and prisoners, in the light of leading cases.

5. National Commission of Human Rights in India:
 - a) Background of the Protection of Human Rights Act, 1993
 - b) National Human Rights Commission-
Powers, Functions, Structure and Composition
 - c) Human Rights Courts
 - d) Evaluation of the working of the Commission.

COMPULSORY COURSE :- CC-06

LEGAL EDUCATION AND RESEARCH METHODOLOGY – PART II

It includes submission of SOCIOL LEGAL RESEARCH PROJECT, Viva Voce and law teaching.

Sr. No.	ACTIVITY	CREDITS
1.	PROJECT REPORT EXTERNAL EXAM	2
2.	VIVA VOCE EXTERNAL EXAM	1
3.	LAW TEACHING EXTERNAL EXAM	1
	TOTAL	4

GUIDELINES FOR SOCIO-LEGAL RESEARCH .

A. Research scholars are required to follow the steps given below for preparation of Socio-Legal Research

Research Methodology:

1. Title of the Study
2. Problem of the study
3. Rationale of the study
4. Objectives of the study
5. Hypothesis
6. Review of Literature
7. Operational concepts & Variables of the study
8. Research Design
 - i) Nature/ Type of the study
 - ii) Universe
 - * Population
 - * Sample and Sample size.
 - * Sampling Method

- iii) Method of Data Collection
 - iv) Sources of Data Collection
 - v) Tools of Data collection
9. Limitations of Study
 10. Time Schedule
 11. Possible contribution of the study
 12. Chapterisation

B. Socio-Legal Research shall have the following structure:

- Cover
- Cover page
- Certificate
- Acknowledgement
- List of Case Laws.
- List of Tables
- List of Maps
- Abbreviations
- Contents

Chapter I Theoretical Background

Chapter II Research Methodology (As given in A)

Chapter III Analysis and Interpretation of Data

Chapter IV Major Findings, Conclusions and Suggestion.

Bibliography

Annexures:

- Interview Schedules / Questionnaires
- Master Charts
- Acts, Bills, Maps, etc.

C. Step by step procedure to be followed for Socio-Legal Research:

- 1) Approval of the title
- 2) Collection of material
- 3) Review of literature

- 4) Problem
- 5) Objectives
- 6) Rationale
- 7) Hypothesis
- 8) Chapterization
- 9) Detuning the Universe of the study
- 10) Sampling Design
- 11) Research Questions/Interview Schedule
- 12) Collection of Data
- 13) Data Processing
- 14) Analysis and Interpretation of data
- 15) Report Writing
- 16) Preparation of Bibliography
- 17) Preparation of List of cases
- 18) Abbreviation

LAW TEACHING

For Law Teaching, topics will be assigned to students in advance and they will be required to take a Lecture (class) for 30 minutes for LL.B or LL.M. Courses. They can select any one of the methods of teaching and the practical examination will be held in the Third Semester.

GROUP – A

International Law

OPTIONAL CORE COURSE (OCC- A- 05)

Private International Law – I

General Principles, Choice of Jurisdiction and Choice of Law.

1. Scope and Nature of Private International Law
2. Theories of Private International Law
3. Consecutive stages in conflicts, law proceedings, characterization, Renvoi and Choice of Law
4. Jurisdiction:
 - 1) Jurisdiction of Courts
 - 2) Domicile and Nationality
 - 3) Stay of suits and forum convenience clauses
5. Exclusion of Foreign Law and Sovereign Immunity
6. Recognition and Enforcement of Foreign Judgment and Foreign Arbitral Awards

Books Suggested for Reading.

- 1) Dicey: Conflict of Laws.
- 2) Cheshire: Private International Law.
- 3) Paras Diwan : Private International Law, Indian & English.

GROUP B

CONSTITUTIONAL LAW AND ADMINISTRATIVE LAW

OPTIONAL CORE COURSE :- (OCC -B 05)

JUDICIAL CONTROL OF ADMINISTRATIVE POWERS

N.B. : Students are expected to be familiar with relevant principles of Administrative Law of - UK, USA and France.

1. Judicial Control of Administrative Powers through Writs :
 - 1) Court as the Primary instrument of control of administrative action.
 - 2) Writ Jurisdiction of the High Courts and the Supreme Court.
 - 3) Conditions necessary for the exercise of writ jurisdiction - writ of Habeas Corpus, Mandamus, Certiorari, Quo-warranto and Prohibition.
 - 4) Public policy restraints on the exercise of power of judicial review under Arts 32 and 226-, exhaustion of remedies, Laches.
 - 5) Public Interest Litigation , Doctrine of Locus Standi and Compensatory Justice.
 - 6) Special Leave to Appeal to the Supreme Court and High Court's Power of Superintendence.

2. Natural justice
 - 1) Historical Development of the Concept of Natural Justice.
 - 2) Principles of Natural Justice.
 - 3) Essentials of Fair Hearing
 - 4) Bias and Personal Interest
 - 5) Failure of Natural Justice.
 - 6) Exceptions to the Rule of Natural Justice .
 - 7) Legitimate Expectation - Good Faith doctrine etc.

3. Ordinary Remedies.
 - 1) Distinction between ordinary remedies and remedies under Arts 226 and 32.
 - 2) Declaratory Judgments and Injunctions.
 - 3) Specific Performance and Civil Suits for Compensation against Government and public authorities.

4. Exclusion of Judicial Review and Ouster Clause :
 - 1) Formula of Exclusion clause or ouster clause.
 - 2) Scope of outer clause.
 - 3) Non-compliance with statutory provisions.

5. Judicial Control of Discretionary Powers :
- 1) Scope and Extent of Judicial Review in Discretionary Powers.
 - 2) grounds for control of administrative discretion illegality, irrationality and procedural impropriety
Duty to give reasons.
 - 3) Surrender or abdication of discretionary power.
 - 4) Non-compliance with Procedural Requirements.
 - 5) Administrative Discrimination.
 - 6) Limiting and Structuring Discretion.

Books Suggested for Reading :

- 1) M.P. Jain and S.M. Jain - Principles of Administrative Law (1987)
- 2) M.P. Jain - Cases and Material on Administrative Law in India
(Wadhwa,1994).
- 3) H.W.R. Wade - Administrative Law.
- 4) S.P. Sathe - Administrative Law in India. (5th Edn.)
- 5) I.P. Massey - Administrative Law (2001).
- 6) B.L. Hansaria - Writ Jurisdiction under the Constitution.
- 7) S.P. Sathe - Right to Know (1991) Tripathi.
- 8) Basu D.D. - Administrative Law (1996)
- 9) Harra- Public Interest Litigation (1996)
- 10)M.P. Jain - Treatise on Administrative law (1996).

GROUP – C

INTELLECTUAL PROPERTY LAWS

OPTIONAL CORE COURSE (OCC -C- 05)

INTELLECTUAL PROPERTY RIGHTS – CONTEMPORARY TRENDS IN INDIA
(CREDITS 4)

IPR and Technology:

1. Software Patents
2. Software Licensing
3. Biotechnology and IPR
4. Plagiarism and copyright Issues
5. Domain Name Protection
6. Open Source Technologies and IPR

IPR and Environment:

1. Biological Diversity and IPR
2. Protection of Plant varieties and Farmers Rights
3. IPR and Indian Agricultural Issues
4. GMO and IPR

IPR and Corporate Aspect:

1. Undisclosed Information and Trade Secrets
2. Corporation's Right to Privacy
3. IPR and electronic Commerce

IPR and Cultural Rights:

1. IPR and Socio, Economic and Cultural Rights – Conflicts and Convergences
2. IPR and Cultural Relativism with reference to Traditional Knowledge
3. Right to Privacy and Confidentiality

Books suggested for Reading:

1. Cornish, W.R.- Intellectual Property (1981) , Second Indian Reprint, 1993, Universal Book Traders, Delhi.
2. Vashishtha - Law and Practice of Intellectual Property in India, 1999.
3. P. Narayanan- Intellectual Property (2nd Edn.) 1999.

GROUP D

BUSINESS LAW

OPTIONAL CORE COURSE (OCC- D 05)

INTERNATIONAL TRADE LAW AND AGREEMENT (I)

1. International Trade Agreements:

- a) Regional Trade Agreements
- b) Bi-lateral Trade Agreements
- c) Multi-Lateral trade Agreements
- d) WTO Agreements – GATT, GATS, TRIPS

2. Introduction to WTO:

- a) Origin of WTO
- b) Functions of WTO
- c) Principles of WTO- MFN and National Treatment
- d) Structure of WTO
- e) Trade Rules and Trade Barriers of WTO

3. WTO and Special Agreements:

- a) Rules of origin
- b) Agreement on agriculture
- c) Anti-Dumping
- d) E - commerce
- e) Transfer of technology
- f) Dispute Settlement Mechanism
- g) GMO and WTO

4. Problem areas of WTO

- a) Social clause
- b) Protection of environment
- c) Developing and Underdeveloped Countries- Role played of WTO

Bibliography.

1. Bandar Surendra, World Trade Organization and Developing Countries (1995) , Universal, Delhi.
2. Arun Goyal (ed.) WTO in the New Millenium (2000) , Academy

of Business Studies, New Delhi

3. Jayanta Bagchi, World Trade Organization: An Indian Perspective (2000) Eastern Law House, Calcutta.
4. A. K. Kaul, - UNCED, Our Common Future (1986) Oxford.
5. Legal Framework of UNCTAD in World Trade 1977, N.M. Tripathi, Bombay.
6. Report of Peoples Commission on GATT, 1996, Centre for Study of Global Trade System and Development, New Delhi.
7. GATT Accord and India - Edited by K.R. Gupta , Atlantic Publishers and Distributors.

JOURNALS / NEWSPAPERS.

1. Corporate Law Cases
2. Company Law Journal.
3. Annual Reports of World Bank
4. Political and Economic Weekly
5. Economic Times
6. Financial Times.

Group E

ENVIRONMENT AND LEGAL ORDER

OPTIONAL CORE COURSE (OCC- E 05)

Biological Diversity and Legal Order

Chap 1. Biodiversity and its necessity

1. Definitions
2. Meaning and Importance
3. Role of Flora and Fauna in maintaining Biodiversity
4. Threats to Biodiversity
5. Need for protection of Biodiversity
6. Biodiversity and Economic Valuation

Chap 2. Laws, Policies and Measures for Biodiversity

1. Convention on Biological Diversity, 1992
2. The Biological Diversity Act, 2002
3. Protection of Plant Varieties and Farmers Right Act, 2001
(relevant portion only)
4. The Geographical Indications (Regulation and Protection) Act, 1999
(relevant portion only)

Chap 3. Biodiversity and Ethical Issues

1. Utilization of flora for Bio-Medical purposes
 - a) Cosmetic Plants
 - b) Medicinal Plants
2. Utilization of fauna/animals for Bio-Medical purposes
3. Genetic Mutation of Seeds
4. Experimentation on Animals
5. Genetically Modified Organisms
6. Genetic Engineering
7. Biodiversity and Intellectual Property Rights

Chap 4. Biodiversity and Priority Sectors

1. Sanctuaries
2. Zoo and Parks
3. Biosphere Reserves
4. Protected Forest and Reserved Forests
5. Conservation of Biodiversity
 1. Role of NGO
 2. Role of Indigenous People
 3. Role of Media and Publications

GROUP - F

LABOUR, CAPITAL AND LAW

OPTIONAL CORE COURSE (OCC- F 05)

Social security Legislation - I

	<p>Unit I: Introduction</p> <ol style="list-style-type: none"> 1. Meaning and concept of social security 2. Modality – social prescription, social assistance and social insurance 3. Distinction with labour welfare. 	
	<p>Unit II: Constitutional perspectives</p> <ol style="list-style-type: none"> 1. Fundamental rights – realization of rights through meaningful social security measures right to life the wider dimensions. 2. Right to adequate means of livelihood, free legal aid, public assistance in cases of unemployment, old age, sickness and disablement, maternity relief benefits. 3. Directive principles of state policy instrumental in achieving social security 	
	<p>Unit III: The employees compensation Act 1923</p> <ol style="list-style-type: none"> a. Employers liability for compensation. b. Types of injuries covered. c. Amount of compensation in case of various injuries d. Payment of compensation e. Commissioner of workmens compensation his duties powers and procedure. 	
	<p>Unit IV: The maternity Benefit Act 1961</p> <ol style="list-style-type: none"> a. Applicability b. Nature of benefits and privileges available under the act. c. Procedure for claiming payment. d. Inspectors, their powers and functions penalties. 	
	<p>Unit V: Employees state Insurance Act, 1948</p> <ol style="list-style-type: none"> a. Authorities under the Act – their powers and functions. b. Employees state insurance fund contribution to the fund by employer and employees. Grant by central and state governments c. Purposes for which fund may be expended d. Benefits available, conditions under which available, person entitled. e. Adjudication of dispute and claim. 	
	<p>Unit VI: Comparison</p> <ol style="list-style-type: none"> 1. Comparative analysis of provisions of ESIC regarding compensation with that of Employees Compensation Act, 1923. 2. Comparative analysis of maternity benefits available under Maternity benefit Act, 1961, ESIC 1948 and Mines Act, 1952. 	

Books Suggested For Reading:

1. Dr.Vivek Bhattacharya- Social Security Measures in India.
2. Bakshi and Mitra- Workmen's Compensation Act and other Social Insurance Legislation.
3. K.D. Shrivastava- Commentaries on Employees State Insurance Act.
4. Larson- Workmen's Compensation Law.
5. Dr. C. B. Mamoria- Principles of Social Security.
6. V.R. Bhattacharya, Some Aspects of Social Security Measures in India(1970).
7. S.C.Shrivastava, Social Security and Labour Laws (1985).
8. R.N. Choudhary, Commentary on the Workmen's Compensation Act 1923 (2000), Orient.
9. Munkman,Employer's Liability (1985), Chs. 1,2,3,22and 23.
10. Harry Calvert,Social Security Laws (1978).

CRIMINAL LAW

GROUP - G

OPTIONAL CORE COURSE (OCC- G 05)

CRIMINAL JUSTICE SYSTEM AND HUMAN RIGHTS

C O N T E N T S

1. Introductory
 - 1.1 Meaning and Nature of Human Rights
 - 1.2 Human Rights and the United Nations Charter
 - 1.3 Primary Aims of Criminal Justice System
 - 1.4 Objects of Criminal Trial
 - 1.5 Cardinal Principle in Administration of Criminal Justice
 - 1.6 Human Rights in the Criminal Justice System
 - 1.7 Human Rights and Administration of Criminal Justice
2. Human Rights and Role of Criminal Courts
 - 2.1 Role of Courts in Dispensing Criminal Justice
 - 2.2 Delay in Trial of Criminal Cases- Remedial Measures
 - 2.3 Stay of Criminal case pending Civil Case
 - 2.4 High Courts Jurisdiction to direct impleadment of a person as accused
 - 2.5 Victim and Criminal Justice System
 - 2.6 Award of Compensation by Criminal Courts
3. Criminal Liability and Human Rights of Vulnerable Group
 - 3.1 Violence against Women and Human Rights
 - 3.2 Violence against Children: Criminal Justice Norms and Strategies
 - 3.3 Police atrocities and Human Rights
 - 3.4 Custodial Torture and Human Rights
4. Contemporary Issue and Criminal Justice System
 - 4.1 Dispensation of Justice and rights of persons with Disabilities
 - 4.2 Corruption in Public life and Its Criminological Implications
 - 4.3 Role of Criminal Law in Protecting the Environment
5. Protection of Human Rights in Criminal Justice

- 5.1. Protection from double jeopardy
- 5.2. self- incrimination
- 5.3. production before magistrate from police custody,
- 5.4. fair trial
- 5.5. speedy trial
- 5.6. representation
- 5.7. appeal
- 5.8. protection from ex post facto laws
- 5.9. legal aid
- 5.10. compensation and Rehabilitation.

6. Administration of criminal Justice System

- 6.1. Ordinary Courts, Special Courts,
- 6.2. District & State Human Rights Courts,
- 6.3. International Criminal Court,
- 7. Role of various Protection Agencies/Institutions
- 7.2. National Human Rights Commission
- 7.3. State Human Rights Commissions.
- 7.4. Human Rights Courts
- 7.5. Other Commissions.

Suggested Readings:-

1. K.D.Gaur, Criminal Law and Criminology, Deep and Deep Publications,
2. Justice Palok Basu, Law Relating to Protection of Human Rights, Modern Law Publications, New Delhi,
3. Agarwal, H.O. Implementation of Human Rights Covenants with Special Reference to India (New Delhi: D.K. Publishers, 1993)
4. Aroras, Nirman, "Custodial torture in Police Stations in India: A Radical Assessment", Journal of Indian Law Institute, vol.41, nos.3, and 4, 1999,
5. Bajwa, G.S. and D.K. Bajwa, Human Rights in India : Implementation and Violations (New Delhi: D.K. Publishers, 1996)
6. Baxi, Upendra, "Clemency, Extradition and death: the Judicial Discourse in Kehar Singh ", Journal of Indian Law Institute, vol.30, no.4, Oct- Dec. 1998,

7. Bhargava, G.S., "National Human Rights Commission: An Assessment of Its Functioning", in K.P. Saksena, ed., Human Rights: Fifty Years of India's Independence (New Delhi: Gyan Publishing House, 1999)
8. Amnesty International, "Campaign for the Abolition of Torture", Philosophy and Science Action, vol.5, nos. 3-4 1984,
9. Aroras, Nirman "Custodial Torture in Police Station in India :A Radical Assessment", Journal of Indian Law Institute, vol. 41,nos.3 and 4, 1999,
10. Bag, R.K., "Domestic Violence and Crime Against Women:
11. Criminal Justice Response in India ", Journal of Indian Law Institute, vol. 39, nos.2- 4, 1997,
12. Batra, Manjula, Protection of Human Rights in Criminal Justice Administration : A study of the right of Accused in Indian and Soviet Legal System (New Delhi: Deep and Deep, 1989)
13. Bava, Noorjahan, ed., Human Rights and Criminal Justice Administration in India (New Delhi : Uppal Publishing House, 2000)
14. Bhagwati, P.N., " Human Rights in the Criminal Justice System ", Journal of the Indian Law Institute, vol. 27, no.1, 1985,
15. Blackshield, A.R."Capital Punishment in India " , Journal of Indian Law Institute vol. 21 no.2, 1979,
16. Burgers, J.H., "The Fights against Torture ", International Commission of Jurists, no.32, 1984,
17. Jaswal, P.S. and N. Jaswal , "Right to Personal Liberty and Handcuffing: Some Observations", Journal of the Indian Law Institute, vol.33, no.2, April- June 1991,
18. Sharma, S.C., Police and Human Rights (1999),
Upadhyay, C.M., Human Rights in Pre-trial Detention (1999).

ELECTIVE SUBJECTS FOR THIRD SEMESTER

ELECTIVE CORE COURSE (ECC - 01)

Law of the Sea

- I. Introduction to the Law of the Sea:
 1. Definition of the Law of the Sea.
 2. Evolution of the Law of the Sea.
 3. Legal Sources and Law-making Processes of Law of the Sea.

- II. Maritime Zones:
 1. Maritime Acquitory – Internal Waters, Territorial Seas, Archipelagic Waters, Straits used for International Navigation.
 2. Zones of Functional Jurisdiction – Contiguous Zone, Exclusive Economic Zone (EEZ), Continental Shelf.
 3. Maritime Boundary Delimitation.

- III. The Deep Sea-bed Area:
 1. Evolution of the Legal Regime concerning the Deep Sea-Bed and its Resources.
 2. The Legal Status and Definition.
 3. The Area as the Common Heritage of Mankind.
 4. Deep Sea-Bed, The 1982 Convention on Law of the Sea.
 5. Rights and Duties of States in the Deep Sea-Bed.
 6. International Sea-Bed Authority.

- IV. The Legal Regime of the High Seas:
 1. Definition and Development of Law.
 2. The notion of Freedom of High Seas.
 3. Rights and Duties of States relating to Shipping, Right of Hot Pursuit.
 4. High Seas, the 1982 Convention on Law of the Sea.

- V. Protection and Preservation of Marine Environment:
 1. General Obligations, Pollution from Land-based Sources, Pollution from Ships.
 2. Marine Scientific Research – Definition and General Principles, Co-operation and Exchange of Results.
 3. Conservation and Management of Living Resources – Maximum Sustainable Yield, Fish Stocks Agreement, Regional Fisheries Organisations.

VI. Settlement of Disputes:

1. Non-judicial Means to Settle Disputes.
2. Compulsory Jurisdiction of ITLOS (International Tribunal for the Law of the Sea).
3. Study of the Cases.

Books Suggested for Reading:

1. D. P. O'Connell, "The Juridical Status of The Territorial Sea", 45 British Yearbook of International Law 1971.
2. I. Brownlie, Basic Documents in International Law, (6th Edn.2008) Oxford University Press.
3. Churchill and Lowe, The Law of the Sea, 1999.
4. Juraj Andrassy, International Law and Resources of the Sea (Columbia University Press, 1970).
5. Oppenheim's International Law, Ninth Edn., Vol. 1, Edited by Sir Robert Jennings and Sir Arthur Watts, Logman Group U. K. Ltd. and Mrs. Tomoko Hudson, 1992.

ELECTIVE CORE COURSE (ECC – 02)

LAW RELATED TO ALTERNATE DISPUTE REDRESSAL (CREDIT 4)

UNIT-I General:

1. Different methods of dispute resolution; Inquisitorial method; Adversarial method;
2. Other methods- both formal and informal- like Arbitration, Conciliation, Negotiation, Mediation, etc.;
3. Advantages and disadvantages of above methods; Need for ADRs; International commitments; Domestic needs;
4. Suitability of ADRs to particular types of disputes; Civil Procedure Code and ADRs

UNIT-II Arbitration:

1. Meaning of arbitration; Attributes of arbitration; General principles of arbitration;
2. Different kinds of arbitration; Qualities and qualifications of an arbitrator;
3. Arbitration agreement and its drafting; Appointment of arbitrator; Principal steps in arbitration; Arbitral award;
4. Arbitration under Arbitration and Conciliation Act, 1996.

UNIT-III Conciliation:

1. Meaning; Different kinds of conciliation- facilitative, evaluative, court annexed, voluntary and compulsory;
2. Qualities of a conciliator; Duties of a conciliator; Role of a conciliator; Stages of conciliation; Procedure;
3. Conciliation under statutes- Industrial Disputes Act, 1947; Family Courts Act, 1984; Hindu Marriage Act, 1955; Arbitration and Conciliation Act, 1996.

UNIT-IV Negotiation:

1. Meaning; Different styles of negotiation; Different approaches to negotiation;
2. Phases of negotiation; Qualities of a negotiator; Power to negotiate.

UNIT-V Mediation:

1. Meaning; Qualities of mediator; Role of mediator;
2. Essential characteristics of the mediation process – voluntary, collaborative, controlled, confidential, informal, impartial & neutral, self-responsible;
3. Different models of mediation; Code of conduct for mediators.

BOOKS SUGGESTED:

1. *Bansal A K, Law of International Commercial Arbitration*
2. *Avatar Singh, Arbitration and Conciliation Act*
3. *Reports on International Commercial Arbitration*

ELECTIVE CORE COURSE (ECC-03)

WOMEN AND CHILD LABOUR

	<p>Unit I : Equal Remuneration Act, 1976</p> <ol style="list-style-type: none">Duty of Employer to pay equal remunerationNo Discrimination in remunerationAdvisory committee.Authorities for hearing and deciding complaints and claims.	
	<p>Unit II: Maternity Benefit Act, 1961</p> <ol style="list-style-type: none">Right of payment of Maternity benefitsNotice of claim for maternity benefit and its payments.Dismissal during absence of pregnancy.Powers and duties of inspectors.	
	<p>Unit III : Benefits to women under different Act.</p> <ol style="list-style-type: none">Benefits (Maternity) available under employees state Insurance Act, 1948.Provisions for welfare of women under Factories Act, 1948Relevant provisions of Mines Act, 1952Relevant provisions of the Beedi and Cigar Workers (Conditions of Employment) Act 1966Retirement Provisions of Plantation Act 1951	
	<p>Unit IV : Laws relating to protection of children</p> <ol style="list-style-type: none">International ScenarioDeclaration on the rights of the child 1959 – PreambleConvention on the Rights of Child 1989 – Preamble, Part-I, II, IIIThe world summit for children 1990.International Labour organization ILO	
	<p>Unit V: Indian Perspective</p> <ol style="list-style-type: none">Constitutional provisionsThe commission for protection of child Rights Act 2005.National commission for protection of child rightsChildren’s CourtsLegislative measures {Child Labour (Prohibition and Regulation Act) 1986}Child trafficking and abuseProtection of children from sexual offences act.	

SUGGESTED READING

1. Encyclopedia of human rights and women's development – Vol. V Vijay Kaushik and Bela Rani Sharma.
2. Lengthening Shadows Status of Women in India, Poonam and Chauhan.
3. Women in India- Legal and Human Rights Sadiq Ahamad Jilane Syed
4. Human Right and Child Labour in Indian Industries, Anu Saksena.
5. Symposium on Women's Rights at the workplace: Emerging Challenges and Legal Interventions, Asha Bajpai.
6. S.C.Shrivastava, Social Security and Labour Laws (1985).
7. Handbook of Law, Women and Employment in India: Policies, Issues Legislation and policies, by Surinder Mediratta , oxford publication
8. Child Labour in India: Rights, Welfare and Protection, Deep & Deep Publications, 2011
9. United Nations Convention on Rights of Child

ELECTIVE CORE COURSE (ECC -04)

INTERNATIONAL ECONOMIC LAW

1. Introduction:
 - i) Meaning and Nature of International Economic Law .
 - ii) Sources of International Economic Law.
 - iii) Development and evolution of IEL in pre and post World war periods.
 - iv) Changing Dimensions of International Economic Law .
 - v) Doctrine of Sovereignty over Wealth and Natural Resources

2. International Economic Agencies .
 - i) International Monetary fund (IMF):
 - a) Role and objectives .
 - b) Structure.
 - c) Resources .
 - d) Special Drawing Rights.
 - e) Conditionality Clause.
 - ii) International Bank for Reconstruction and Development (IBRD) :
 - a) Role and objectives .
 - b) Structure.
 - c) Resources.
 - d) Appraisal of Performance.
 - iii) World Bank
 - a) Role and objectives .
 - b) Structure.
 - c) Resources.

3. International Economic Institutions :
 - i) United Nations and its specialised agencies - Functions and role played in development of International Economic Law.
 - ii) United Nations conference on trade and Development (UNCTAD) :
 - a) Institutional framework
 - b) Objectives and functions
 - c) Role and achievements
 - iii) United Nations Commission for International Trade Law (UNCITRAL):
 - a) Structure and functions
 - b) Role and Achievements

4. World Trade Organisation:
 - a) Historical background
 - b) Objectives.
 - c) Structure, function and jurisdiction.

Bibliography.

1. Bandar Surendra, World Trade Organization and Developing Countries (1995) , Universal, Delhi.
2. Arun Goyal (ed.) WTO in the New Millenium (2000) , Academy of Business Studies, New Delhi
3. Jayanta Bagchi, World Trade Organization: An Indian Perspective (2000) Eastern Law House, Calcutta.
4. A. K. Kaul, - UNCED, Our Common Feature (1986) Oxford.
5. Legal Framework of UNCTAD in World Trade 1977, N.M. Tripathi, Bombay.
6. Report of Peoples Commission on GATT, 1996, Centre for Study of Global Trade System and Development, New Delhi.
7. GATT Accord and India - Edited by K.R. Gupta , Atlantic Publishers and Distributors.

JOURNALS / NEWSPAPERS.

1. Corporate Law Cases
2. Company Law Journal.
3. Annual Reports of World Bank
4. Political and Economic Weekly
5. Economic Times
6. Financial Times.

ELECTIVE CORE COURSE (ECC -05)

LAW OF PERSONS WITH DISABILITIES

UNIT I

Meaning and nature of disability

Medical model of disability, social model of disability and Human Rights model of disability

UNIT II

History of law engagement with disability

Salient features of Persons with disability (equal opportunity, protection of Rights and Full participation) Act 1995

Power and functions of Central Coordination Committee and State Coordination Committee

Rights of persons with disability in employment, education

Reservation of persons with disability in employment and education

UNIT III

Social security of persons with disability

Special provisions for persons with severe disability

UNIT IV

International Law relating to persons with disability

Role of United Nations and its agency in the protection of Human Rights of persons with disability.

The UN convention on rights of Persons with Disability

The UN standard Rules for equal opportunities for Persons with Disability

UNIT IV

Role of NGOs in advocacy, protection and enforcement of human rights of Persons with Disability

SUGGESTED READING :-

1. Manual of Disability Law published by NHRC India.
2. Human Rights and Disability The current views and the future potential of United Nations Human Rights Instruments in the Context of Disability by *Gerard Quin & Trhesia Degeler & Ana Bruce. 2002*
3. Manual of Disability Law published by NHRC India.

FOUNDATION COURSE

LAW – I (CONSTITUTIONAL LAW)

UNIT NO- I :- FUNDAMENTAL RIGHTS

- a) Right to Equality (Article 14 to 18)
- b) Fundamental Freedoms (Article 19 to Article 24)
- c) Secularism and Right to Religion (Article 25 to 28)
- d) Cultural and Minority Rights (Article 25 to 28)
- e) Right to Judicial Remedies (Article 226 and 32)

UNIT NO- II :- DIRECTIVE PRINCIPLES OF STATE POLICY AND FUNDAMENTAL DUTIES

- a) Principles of Social Justice and Public Health.
- b) Protection of Interests of Women and Children.
- c) Protection of interests of workers.
- d) Protection of Environment.
- e) Local Self Government.
- f) Fundamental Duties

UNIT NO- III :- PARLIAMENTARY FORM OF GOVERNMENT

- a) Characteristic of Parliamentary Form of Government
- b) Distinction between Parliamentary and Presidential Form of Government
- c) Doctrine of Collective Responsibility.

UNIT NO- IV :- EMERGENCY PROVISIONS

- a) National Emergency
- b) Imposition of President's rule in the state.
- c) Financial Emergency.

UNIT NO- V :- AMENDMENT OF THE CONSTITUTION

- a) Meaning of Constituent Power.
- b) Procedure for Amendment of the Constitution.
- c) Limitation on Powers of Constitutional Amendment.

BOOKS PRESCRIBED :-

- 1) H. M. Seervai – Constitutional Law of India. (1996) Tripathi.
- 2) M. Galanter – Competing Equalities: Law and the Backward Classes in India (1984).
- 4) D. D. Basu – Constitution of India.
- 5) M. P. Jain – Constitutional Law of India.
- 6) V. N. Shukla – Constitution of India
- 7) Ravi Prakash - Constitution, Fundamental Rights & Judicial Activism in India, 1997.
- 8) Justice Palok Basu - Law Relating to Protection of Human Rights Under the Indian Constitution and Allied Laws, (2002)

LL.M FOURTH SEMESTER

COMPULSORY PAPER V (CC-06)

JUDICIAL PROCESS AND RULE OF LAW

1. THE INSTITUTION OF THE JUDICIARY

- a. Origins of the institution of the judiciary
- b. Judiciary as guardian of Fundamental Rights and of Constitutional values
- c. Doctrine of separation of powers and concept of independence of the judiciary; Concept of Judicial accountability
- d. Appointment of judges: Constitutional Provisions – Aspect of procedural fairness in the selection and appointment of judges

2. JUDICIAL REVIEW

- a. Origins of the concept of Judicial Review: Marbury vs Madison
- b. Nature and Scope of the power of judicial review – Constitutional Provisions: Part III and Part IV; Original and Appellate jurisdictions of the Supreme Court and High Court; Similarities and differences between Articles 32 & 226/227
- c. Doctrines of Mootness and Ripeness and Political Question

3. DOCTRINE OF PRECEDENT:

- a. Nature of Precedent – Stare decisis, Ratio Decidendi and Obiter dicta – binding nature of obiter dicta of the Supreme Court on the High Court
- b. Nature and scope of judicial law making – Prudential and Democratic objections
- c. The Concept of Complete Justice under Article 142 of the Constitution as an exception to the doctrine of Precedent
- d. Law declaratory role vs law constitutive role of the judiciary

4. RULE OF LAW

- a. Nature, meaning and scope
- b. Dicean Concept of Rule of law
- c. Modern concept of Rule of law
- d. Rule of law as a political and legal ideal

Books Suggested

- 2. A V Dicey: Introduction to the Law of the Constitution
 - 3. HWR Wade: Administrative Law
 - 4. Jain and Jain: Principles of Administrative Law
 - 5. S P Sathe: Judicial Activism in India
 - 6. Dias: A Textbook of Jurisprudence
 - 7. Lloyd's Introduction to Jurisprudence, edited by MDA Freeman
 - 8. Benjamin Cardozo: The Nature of Judicial Process
 - 9. D D Basu: Constitutional Law
 - 10. M P Jain: Indian Constitution
- V N Shukla: Constitutional Law, M P Singh edition

COMPULSORY COURSE :- CC - 07

DISSERTATION (04 CREDITS)

Candidates are required to submit a dissertation of ATLEAST in the Range of 100-150 pages on a topic from the optional group offered by them. The dissertation is expected to be an in depth and critical analysis of a legal problem of contemporary significance in the field chosen by the candidate and must incorporate copious reference to judicial decisions, law review articles, books, monographs relevant to the topic in the form of footnotes and bibliographical references.

The candidates will be examined at an oral examination (viva) on the strength of the dissertation (written work.) The dissertation will carry 100 marks and it should be submitted (two copies) to Head of the Department one month before the Semester ends i.e. the Fourth Semester. The viva exam will be held in the month of May - June every year. The supervisor for dissertation shall be the teaching member of the Deptt. of Law., and affiliated colleges where LL.M. courses are taught. The students will be assigned the topic for dissertation by their supervisor in consultation with the Head of the Department within a month after the Semester has started.

After the dissertations have been submitted they shall be evaluated by the external examiner along with the Head of the Department and/or internal examiner. The examiner will evaluate the dissertation taking into account the following points:

- a) Coverage of subject matter.
- b) Arrangement and presentation.
- c) Research Methodology
- d) Nature of references and materials used.
- e) Critical appreciation and *original contribution* of the candidate.

Written Work – 75 Marks

Viva Voce - 25 Marks

Total= 100 Marks

The students have to write their dissertations as per the guidelines of Research Methodology given below.

GUIDELINES FOR DOCTRINAL RESEARCH.

A. Research scholars are required to follow the steps given below for preparation of Doctrinal Research

Research Methodology:

1. Title of the Study
2. Problem of the study
3. Rationale of the study
4. Objectives of the study
5. Hypothesis
6. Review of Literature
7. Operational concepts & Variables of the study
8. Research Design
 - i) Nature/ Type of the study
 - ii) Method of Data Collection
 - iii) Sources of Data Collection
9. Limitations of Study
10. Time Schedule
11. Possible contribution of the study
12. Chapterisation

B. Doctrinal Research shall have the following structure :

Cover
Cover page
Certificate
Acknowledgement
List of Case Laws.
List of Tables
Abbreviations
Contents

INTRODUCTION

- A. Theoretical Background
- B. Research Methodology (As given in A.)

Chapter I

Chapter II

Chapter III

Chapter IV

Major Findings, Conclusions and Suggestion.

Bibliography

(Books, Journals (Articls) News papers, Websits, Research Reports, Magazines. etc.)

Annexures:

Acts, Bills, Maps, etc.

C. Step by step procedure to be followed for Doctrinal Research :

- 1) Approval of the title
- 2) Collection of material
- 3) Review of literature
- 4) Problem
- 5) Objectives
- 6) Rationale
- 7) Hypothesis
- 8) Chapterization
- 9) Collection of Data
- 10) Analysis and Interpretation of data
- 11) Report Writing
- 12) Preparation of Bibliography
- 13) Preparation of List of cases
- 14) Abbreviation

INTERNATIONAL LAW

OPTIONAL CORE COURSE (OCC- A- 06)

Private International Law - II

Specific Choice of Law Problems

1. Family Law:
 - 1) Marriages
 - 2) Matrimonial Causes
 - 3) Legitimacy and Legitimation
 - 4) Adoption
 - 5) Guardianship and Custody

2. Law of Property:
 - 1) Movable and Immovable Property
 - 2) Transfer of Tangible Movables
 - 3) Assignment of Intangible Movables
 - 4) Insolvency
 - 5) Succession

3. Law of Obligations:
 - 1) Contracts
 - 2) Torts

Books Suggested for Reading:

- 1) Dicey : Conflict of Laws.
- 2) Cheshire : Private International Law.
- 3) Paras Diwan : Private International Law, Indian & English.

CONSTITUTIONAL & ADMINISTRATIVE LAW

OPTIONAL CORE COURSE :- (OCC- B 06)

PUBLIC AUTHORITIES AND LIABILITY: CONTROLS ON MALADMINISTRATION

1. Liability of Government.
 - 1) Liability of Government and Public Authorities in Torts and Contract; Promissory Estoppel.
 - 2) Government Privileges in Legal Proceedings.

2. Right to Know and Information :
 - 1) Jurisprudential and Constitutional Perspectives.
 - 2) American Freedom of Information Act, 1966 and English Official Secrets Act and Right to Know.
 - 3) Indian Official Secrets Act, 1923, Right to Information Act, 2002 and Right to know.
 - 4) Judicial Decisions.

3. Ombudsman :
 - 1) The concept.
 - 2) Comparative perspectives
 - 3) Evolving Indian models - Lokpal, Lokayukta Institutions.

4. Fact Finding Commission and Inquiry :
 - 1) Commission of Inquiry
 - 2) Vigilance Commission
 - 3) Investigation Agencies : the CBI
 - 4) Inquiries by Legislative Committees.
 - 5) Legislative Control
 - 6) Financial Control - Comptroller and Auditor General
 - 7) Judicial Inquiries.

5. Administrative adjudication :
 - 1) Need for devolution of Adjudicatory power on Administration.
 - 2) Administrative Tribunals and other Adjudicatory Authorities - Growth, Evolution and present Status.
 - 3) Nature and Character of Tribunals - CAT and SAT

6. Public Undertaking and Corporation :
 - 1) Reasons for Autonomous Bodies.
 - 2) Government Control, Parliamentary Control, Judicial Control.

Books Suggested for Reading :

- 1) M.P. Jain and S.N. Jain - Principles of Administrative Law (1987)
- 2) D.D.Basu - Comparative Administrative Law (1969)
- 3) H.W.R. Wade - Administrative Law.
- 4) De'Smith - Judicial Review of Administrative Action.
- 5) D.D. Basu _ Administrative Law (1996)
- 6) M.P. Jain - Treaties in Administrative Law Vol. I (1996).

INTELLECTUAL PROPERTY LAW

OPTIONAL CORE COURSE (OCC –C 06)

GLOBAL LAW ON INTELLECTUAL PROPERTY RIGHTS (CREDITS 4)

Unit I: Introduction

- a. International Law and Intellectual Property Rights - Significance of Legal Protection towards performers and broadcasting organization.
- b. IPR and International Institutions – WIPO, WTO, TRIPS , UNESCO

Unit II: International Protection of Copyright-

- a. WTO/TRIPS Agreement, The Berne Convention,
- b. Universal Copyright Convention, The Rome Convention,
- c. WIPO's Copyright Convention and Phonogram Treaty, 1996.

Unit III: International Protection of Patents.

- a. Patent Cooperation Treaty
- b. Paris Convention,
- c. WTO/TRIPS obligation.
- d. European Patent Convention

Unit IV: International Protection of Trademark :

- a. Paris Convention, Madrid Agreement,
- b. Nise Agreement and TRIPS Agreement.
- c. Trademark and Consumer Protection (Study of UNCTAD Report),
- d. International Conventions and Agreements for Protection of Trade Design

Books suggested for Reading:

1. Intellectual Property and International Trade (1998), Kluwer Patent Cooperation treaty Hand
2. Book (1998), Sweet and Maxwell Christopher Wadlow : The Law of Passing Off (1998). Sweet and Maxwell.
3. W.R. Cornish : Intellectual Property Law (1999), Sweet and Maxwell.
4. Elizabeth Verke : Law of Patents (2005) Eastern Book Company, Lucknow.
5. S.K. Verma and Raman Mittal (Ed.) - Intellectual Property Right : A Global Vision (2006)
6. Indian Law Destitution publication, New Delhi.
7. Shiv Sahai Singh (Ed.)- The Law of Intellectual Property Right. (2004) Deep and Deep Publication, New Delhi.
8. Shahid Khan and Ragunath Mashelkar : Intellectual Property and Competitive Strategies in the 21st Century, (2006), Kluwer Law International.
9. P.S. Narayan : Intellectual Property Law in India. (2006) Gogia Law Agency, Hyderabad.

BUSINESS LAW

OPTIONAL CORE COURSE (OCC- D 06)

INTERNATIONAL TRADE LAW AND AGREEMENT (II)

I International Sale of Goods :

1. Special trade terms in export sales - Definitions, kinds, Differences between Rights and duties of buyers and sellers.
2. Standardisation of terms in International Sales : Uniform Conditions of Export Sales - Role of UNCITRAL, International Chamber of Commerce Publications, Standard contract forms applied to specified international transactions .
3. Offer and acceptance .
4. Performance of contract.
5. Rights of unpaid seller
6. Countertrade.
7. Frustration of contract
8. Conflict of laws
9. Unification of the Law of International Sales.

II. Financing and Payment in International Trade.

1. Meaning, types and control of foreign investment
2. Bill of Exchange - Meaning
3. Letters of Credit - Characteristics and kinds.
4. Bank guarantees and other contract guarantees.

III. Transportation of Exports.

1. Carriage of Goods by Sea- Unimodal and Multimodal Transport, Contract of Carriage by Sea, Bills of Lading, Charterparty Liability of shipowner for loss or damage to goods.
2. Container transport - Course of business in container Transport, Legal problems of container transport.
3. Carriage of Goods by Air
4. Carriage of Goods by Land.

- IV. Insurance of Exports - Marine and Aviation Insurance.
- V. Dispute Settlement Non-judicial dispute settlement : Arbitration and Conciliation .

Bibliography.

1. Carr and Kidner - Statutes and Conventions on International Trade Law, 1993.
2. Jason Chuah - International Trade Law, Cavendish Publishing Ltd, London, 1995.
3. Motiwal and Awasthi International Trade, 1st edn, 1995. Bhowmik and co; New Delhi.
4. Clive M. Schmitthoff, Schmitthoff's, Export Trade, 8th Edn, 1986, Stevens and Sons, London.
5. Law of International Trade Transactions - ed. Rahmatullah Khan, Tripathi Pvt, Ltd, Bombay, 1973.
6. UNCITRAL Year Book, 1970-1995, United Nations, New York .
7. Dicey, Conflict of Laws.
8. Justice Kochu Thomen.- Bill of Lading.
9. Payne and Ivory - Carriage of goods , 12th Edn., Butterworth.
10. M.C. Vaish, Sudama Singh : International Economic Law , 4th Edn., Oxford and IBH Publishing Co.
11. New Directions in International Trade Law , Vol I & II, Oceana Publications Inc.
12. B.C. Mitra - Law Relating to Bills of Lading and Charter party (Air , Land and Sea) 1998.
13. Avtar Singh Law of Carriage (Road , Rail , Air and Sea) 3rd Edn., Eastern Book Co.

ENVIRONMENT AND LEGAL ORDER

OPTIONAL CORE COURSE- (OCC-E 06)

Conservation of Resources and Management of Environment

Chap 1. Natural Resources Management

1. Definition
2. Classification of Natural Resources
 - a) Inexhaustible
 - b) Exhaustible
3. Concept of Resource Conservation
4. Factors affecting resources
5. Conservation of Important Natural Resources
 - a) Methods of Forest Conservation
 - b) Methods of Soil Conservation
 - c) Methods of Water Conservation
 - d) Methods of Wildlife Conservation
6. Natural Resource Accounting and its Necessity

Chap 2. Environment Impact Assessment and Auditing

1. Definition, Nature and Importance
2. Guidelines of Environment Impact Assessment
3. Economic Assessment of Resources
4. Environmental Status Evaluation
5. Cost – Benefit Analysis
6. Concept of Capacity Building

Chap 3. Environment and Emerging Concepts

1. Eco-Mark
2. Eco-Audit
 - a) Pre-Audit Activities
 - b) Post-Audit Activities
 - c) Benefits of Environmental Audits
3. Risk Assessment and Disaster Management Plan
4. Management System Certification: IS / ISO 14001: 1996

Chap 4. Utilization of Renewable Energy Sources

- 1) Solar Energy
- 2) Hydro-Power Energy
- 3) Ocean Energy
- 4) Geo-Thermal Energy
- 5) Bio-Energy

Chap 5. Environment and Future Perspectives

- 1) Development of Eco-Friendly Techniques
- 2) Public Participation and Decision Making
- 3) Globalization and its impact on Environment
- 4) Role of NGO in protection of Environment
- 5) Role of Media in protection of Environment

LABOUR, CAPITAL AND LAW

OPTIONAL CORE COURSE (OCC-F 06)

Social security Legislation - II

Unit I: The Factories Act 1948

1. Applicability of the Act
2. Powers of inspectors
3. Health, safety and welfare measures
4. Responsibility of the occupier in relation to hazardous processes
5. Prohibition of employment of children
6. Offences by workers
7. Penalties procedure and exemptions

Unit II: Employees Provident Fund Act 1952

1. Applicability of the Act.
2. Authorities their powers and functions
3. Contribution to the fund
4. Insurance scheme
5. Pension scheme

Unit III: Payment of gratuity Act, 1972

1. Concept of gratuity
2. Eligibility for gratuity and amount payable under the act.
3. Nomination facility
4. Duties of employer
5. Procedure for settlement of disputes as to amounts
6. Exemptions and penalties
7. Enforcement machinery under this Act its powers and functions

Unit IV: Unorganised labour and social security

1. Causes and problems of unorganized labour emerging, trends.
2. Unorganised labour and constitutional perspective.
3. Agricultural labour: Need for State initiative and support in providing social security to Agri. Labour.
4. Protection to the weaker sections of the labour – evolving trends.
 - a. Tribal labour
 - b. Domestic servants
 - c. Bonded labour
 - d. Contract labour

Unit V: Legislative measures

1. Equal remuneration Act 1976
2. The Plantation Labour Act 1951 (Provisions relating to women)
3. Mines Act (Provision Relating to women).
4. Human rights and child labour in Indian Industries.

Unit VI: Towards an ideal social security scheme: The futuristic

1. Comprehensive and integrated social security scheme – an utopian concept or a pragmatic approach?
2. Benefits and beneficiaries
3. Role of trade unions
4. Social security clause in collective bargaining agreements
5. Social security scheme by trade unions
6. Funding

Books Suggested For Reading:

1. State Legislations and other Welfare Schemes relating to Agricultural Labour.
2. Government of India, Agricultural Labour Enquiry.
3. Government of India , Report on the second Agricultural Labour Enquiry.
4. Government of India, Third Agricultural Enquiry.
5. Report of the National Commission on rural Labour (1991) New Delhi, Govt. of India, Ministry of Labour- Vol. II.
6. Encyclopedia of human rights and women's development – Vol. V Vijay Kaushik and Bela Rani Sharma.
7. Lengthening Shadows Status of Women in India, Poonam and Chauhan.
8. Women in India- Legal and Human Rights Sadiq Ahamad Jilane Syed
9. Human Right and Child Labour in Indian Industries, Anu Saksena.
10. Symposium on Women's Rights at the workplace: Emerging Challenges and Legal Interventions, Asha Bajpai.

CRIMINAL LAW

OPTIONAL CORE COURSE (OCC-G 06)

ORGANISED CRIME, TERRORISM AND INTERNATIONAL CRIME: NEW CHALLENGES

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

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

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

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

- IV Legislative Provisions in India
- 1) Maharashtra Control of Organized Crime Act, 1999
 - 2) Relevant Provisions under IPC and Indian Evidence Act
 - 3) Prevention, control and correctional strategies
- V Laws relating to Transnational Organised Crime
- 1) Organised crime and United Nations
 - 2) Naples Declaration and Global Action Plan 24 Dec. 1994 (Salient features)
 - 3) United Nations Conventions Against Organized Crime 15th Dec. 2000 (Salient features)
 - 4) Extradition Treaty: Extradition Act 1962 (Relevant Provisions)
- VI International Crimes
- 1) Emerging Crimes of International Nature
 - 2) Objectives of International Criminal Law
 - 3) Salient features of International Criminal Court.

Books of Reference

Bare Acts

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

Books:

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

ELECTIVE SUBJECTS FOR FOURTH SEMESTER

ELECTIVE CORE COURSE (ECC-06)

BANKING LAW (CREDIT 4)

Unit I: Introduction:

- 1) Evolution of banking and its history in India. Role of banking institutions in the socio-economic development of the country.
- 2) Structure and functions of different banking institutions- viz. Central Bank, Commercial Banks, Merchant Banks, Co-operative Bank, Specialised Banks, Financial Institutions.
- 3) Banker and Customer- nature and relationship, rights and duties, banker's lien, banking instruments, consumer protection: banking as service.

Unit II: Law of Banking Regulations - Banking Regulation Act, 1949

1. Social control over banking institutions, National Credit Council, loan melas.
2. Control by RBI and central government over business activities of banking institutions.
3. Control over accounts and audit.
4. Reconstruction and reorganisation
5. Suspension and winding up.
6. Control over non-banking financial institutions.
7. Nationalisation of banks, critical analysis of banks before and after nationalisation. Liberalisation policy and its impact on banking sector, disinvestment.

Unit III: Reserve Bank Of India Act, 1934

- 1) Evolution of Central Bank- constitutional background.
- 2) Characteristics and functions of RBI.
- 3) Legal status and organisational structure of RBI.
- 4) Regulating mechanism of RBI over other Banks

Unit IV: Recovery of Loans

- 1) Default in Repayment of Loans
- 2) Recovery of Debts Due to Banks and Financial Institution Act, 1993
- 3) The Securitisation Act 2002

Unit V: Current Trends and use of latest Technology in Banking

- 1) Internet Banking
- 2) ATM
- 3) Credit Cards, Debit Cards and Smart -Cards

Unit VI: Negotiable Instruments

- 1) Negotiable Instruments- meaning, characteristics and kinds, promissory notes, bills of exchange, Hundis and Cheques.
- 2) Discharge of parties from liability, discharge of instruments and consequences.
- 3) Dishonour of cheques and forgery of cheques.

Books Suggested for Reading :

- 1) Tanna's Banking Law and Practice in India 19th Edn. Vol. I & II (1999).
- 2) S.N. Gupta - The Banking Law in Theory and Practice 3rd Edn. Vol I & II (1999).
- 3) J. Milnes Holdens- The Law and Practice of Banking Vol. I & II 8th Edn. Universal Law Publishing Co.Prt.Ltd.
- 4) L.C. Goyle - Law of Banking and Bankers, 1995, Eastern Law House, New Delhi.
- 5) B.R. Sharma - Bank Frauds - Prevention and Detection 2nd Edn. Universal.
- 6) P.S. Narayana's Law of Negotiable Instruments and Dishonour of Cheques , 1997, Asia Law House.
- 7) Richardson - A Guide to Negotiable Instruments 7th Edn. 1983 Butterworth
- 8) Tripathi ,Digest of Dishonour of Cheques 2000 Edn, Singh and Co, Allah.
- 9) Dr. R.G. Chaturvedi , Madhusudan Chaturvedi - Law of State Financial Corporations , 1998, Bharat Law Publications.

ELECTIVE CORE COURSE (ECC-07)

INSURANCE LAW

1. Nature of Insurance:
History and essential elements, proposal, policy, parties, consideration, need for utmost good faith, insurable interest, indemnity, law of contract.
2. General principles of Law of Insurance:
The risk, commencement, attachment and duration, assignment and alteration, settlement of claim and subrogation, Insurance Act, 1938, and Insurance Regulatory Development Authority Act, 2000, double Insurance and reinsurance.
3. Life Insurance:
Nature and scope, insurable interest, accident and disability benefit, event insured against, life insurance contract, circumstances affecting the risk, persons entitled to payment, assignment and nomination.
4. General Insurance:
 - A. Marine Insurance:
Nature and scope, classification of marine policies, Marine Insurance Act, 1963, Insurable interest, insurable value, conditions, express warranties, interpretation of terms of policies, voyage-deviation, perils of sea, assignment of policy, partial loss of ship, freight, salvage particular charges.
 - B. Property Insurance: -
Fire Insurance, burglary and theft policies, goods in transit, livestock and agriculture insurance.
 - C. Third Party Risk Insurance: -
Motor Vehicles Act, 1988, nature and scope, contributory negligence, effect of Insolvency or death claims Tribunal, constitution, functions, procedure, powers and award, public liability Insurance.
5. Miscellaneous Insurance Schemes: New Dimensions: -
Group Life Insurance, Medical claim and Sickness Insurance.

Books Suggested for Reading

- 1) ER Hardy Ivamy - General Principles of Insurance law , 5th Edn. 1986, Butterworths, London.
- 2) Bharat's Manual of Insurance Laws - 2000.
- 3) Brijnandan Singh - Insurance Law, 4th Edn. 2000 , The University Book Agency, Allahabad.
- 4) Yodhishthira and Shrivastava - Banerjee's Law of Insurance, Vol. I & II 4th Edn. 1994, The Law Book Co.(P) Ltd., Allahabad.
- 5) Murthy and Sarma - Modern Law of Insurance in India, 2nd Edn., 1991, N.M.Tripathi (P) Ltd., Bombay.
- 6) Ivamy - Case Book on Insurance Law, 4th Edn., 1984, Butterworths.
- 7) Srinivasa - Cases on Insurance, Vol. I and II.
- 8) Taxmann's Regulations Framed under Insurance Regulatory and Development Authority Act., 2000.
- 9) B.N. Banerjee - Law of Insurance, 4th Edn., 1994, Vol I & II, Law Book Co (P) Ltd.
- 10)E.R.H. Ivamy, Marine Insurance 2nd Edn. 1974, Butterworths.
- 11)B.C. Mitra - The Law Relating to Marine Insurance , 2nd Edn., 1993, The University Book Agency, Allahabad..

ELECTIVE CORE COURSE :- (ECC-08)

CYBER CRIMES

CHAPTERS

1. Introduction to Cyber Laws, Cyber Crimes.

- 1.1. Meaning, Definition, Nature of Cyber crimes
- 1.2. Historical Genesis and Evolution of Cyber Crimes
- 1.3. International & Indian Laws on Cyber Crimes.
- 1.4. Computer and Internet basics

Computer Hardware & Networks:

The BIOS and Boot Process - Computer Memory - Hard Disks, Floppy Disks, CD ROMs and DVDs - Networks and Communications - Understanding the Internet: How the Domain Name System works - Email Concepts - World Wide Web concepts - Website Creation Concepts Forms, Interactivity, and Database-Driven Web Sites – Web Commerce.

2. Cyber Crimes

- 2.1. Definition of Cyber crime,
- 2.2. Malicious Code - Computer Viruses , Computer Worms ,Computer Trojans,
- 2.3. Web Hacking Foot printing, Port Scanning, E-Shoplifting Web Defacement, Denial of Service Attacks, Manipulating Cookies
- 2.4. Email Hacking: Email Hacking using Packet Sniffers, Email Hacking & Phishing, Email Frauds & Phishing, Email Bombing
- 2.5. Email Hijacking - Social Engineering.
- 2.6. Cyber Stalking,
- 2.7. Cyber Terrorism,
- 2.8. Pornography,
- 2.9. Cyber Bullying, Piracy.

3. Statutory Laws pertaining to Cyber Crimes in India:

- 3.1. Information Technology Act, 2000,
- 3.2. Penalties & Offences under the Information Technology Act,
- 3.3. Offences under the Indian Penal Code, 1860,
- 3.4. Issues relating to investigation and adjudication of cyber crimes in India Digital evidence

4. Cyber Crime Investigation

4.1. Introduction to Cyber Crime Investigation:

4.2. Basic Investigation Techniques

First Information Report

Initialising a Search and Seizure Operation, Tracking & Tracing Emails,

Final Form/ Report

Computer evidence assessment checklist

Computer evidence analysis checklist

Computer evidence analysis report

Cyber forensics analysis report Recovery of Digital Evidence,

5. Cyber Law Prevention measures and Data Safety.

5.1. Cyber Law Prevention measures

5.2. Data Safety

5.3. Future Challenges

Suggested Reading:-

1. Dr.R.K.Chaubay, An Introduction to Cyber Crime and Cyber Law;
2. Dr.M.Dasgupta, Cyber crime in India;
3. Barkha & U.Ramamohan, Cyber laws and crimes;
4. Information Technology Act, 2000 (The Information Technology (Amendment) Act, 2008);
5. Susan W. Brenner, Cyber Crime: Criminal Threats from Cyberspace, Greenwood Publishing Group, Praeger, California (Also E-Book);
6. Sandeep Bhalla, Commentary on Information Technology Act, 2000 (India) [Kindle Edition] 2014 Edition (E-Book);
7. Dr. Jyoti Rattan, Cyber Laws and Information Technology, 4th Edition 2014, Bharat Law House;
8. Albert J. Marcellaa and Robert S. Greenfiled (Ed) (2002) Cyber Forensics, A Field Manual for collecting, examining and preserving evidence of computer crimes, Auerbach publications;
9. Deflem, Mathieu, and J. Eagle Shutt, 2006 “Law Enforcement and Computer Security Threats and Measures.” Pp. 200-209 in The Handbook of Information Security, Volume 2: Information Warfare; Social, Legal, and International Issues; and Security Foundations, edited by Hossein Bidgoli. Hoboken, NJ: John Wiley & Sons.
10. Giddens, A (1990) The Consequences of Modernity, Polity Press, Oxford.
11. Hafner, K. & Markoff, J. (1995) Cyberpunks: Outlaws and hackers on the computer frontier, New York revised by Simon and Schuster.
12. Hauben, Michael and Ronda Hauben (1997) Netizens: On the History and Impact of Usenet and the Internet. Wiley-IEEE Computer Society Press, New Jersey.

ELECTIVE CORE COURSE (ECC- 09)
LAW, SCIENCE AND TECHNOLOGY (CREDIT 4)

Unit I: Introduction

1. Development and Growth of Science and Technology and its impact on human Life.
2. Nexus between Law, Science and Technology
3. Role and Functions of Law towards the protection and growth of technology

Unit II: Information Technology and Law

1. Concept and meaning of cyber Law, Cyber Space, Cyber Matrix
2. Development of Cyber Law in India
3. Information Technology Act, 2000
4. Allied Legislations related to Information Technology
5. Future Challenges

Unit III: Law related to Medical Technology

1. Assisted Reproductive Technology and Issues related to Surrogacy
2. Cyber Forensic and Law
3. Technology and Health Issues (Human Rights Issues and Intellectual Property Rights)

Unit IV: Law related to Nuclear Technology

1. Concept and meaning of Nuclear Technology
2. Liability Issues and Nuclear Technology
3. Regulation of International Trade in Nuclear material
4. Legal Regime on Nuclear Technology in India

ELECTIVE CORE COURSE (ECC- 10)

CORPORATE SOCIAL RESPONSIBILITY

A. Unit I- Concept of CSR.

- Evolution of CSR
- Principles of CSR.
- Definition of CSR.

B. Indian approach to CSR.

- Policies reports.
- Company Act 2013.

C. Roles and responsibilities of corporate.

- Responsibilities towards society.
- Responsibilities towards environment.
- Civil and criminal liability.

D. Comparative study of approaches of CSR.

- US
- UK
- India.

Books Referred:

- a) Gover's Principles of Company Law, 5th Edn. 1992, Sweet and Maxwell.
- b) Iyengar,T.R. Srinivasa : Company Promotion, Management & Incorporation , 2nd Edn. The Law Book co (P) Ltd.
- c) Dr.K.R. Chandratre : Transfer and Transimission of Shares and Debentures 3rd Edn. 1996 - Bharat Law House Publication.
- d) Badjatya : Model object Clause of Memorandum of Asociation of a company, 1995 Edn. Orient Publishing co.
- e) Ramaiya : Guide to the companies Act- (1998)
- f) Boyle and Birds - Company Law 3rd Edn. 1997 Universal Law Publishing Co.Pvt. Ltd.
- g) J.H. Farrar and B.M. Hanniyan, Farrar's Company Law (1998) Butterworths

FOUNDATION COURSE

LAW – II

(GENERAL PRINCIPLES OF LAW)

UNIT NO- I :-

- a) Nature And Meaning of Law
- b) Sources of Law
- c) Relation between law, morality and justice.
- d) Meaning and scope of rights
- e) Correlativity of Rights and Duties.

UNIT NO- II :- GENERAL PRINCIPLES OF LAW OF TORTS

- a) Meaning and nature of Torts
- b) Trespass
- c) Negligence
- d) Nuisance
- e) Remedies for Torts.

UNIT NO- III :- GENERAL PRINCIPLES OF CONTRACT

- a) Meaning and functions of Contract.
- b) Essential elements of contract.
- c) Breach of Contract.
- d) Remedies for breach of contract.

UNIT NO- IV :- GENERAL PRINCIPLES OF LAW OF CRIME.

- a) Meaning and Nature of Crime.
- b) Offences against persons.
- c) Offences against property.
- d) Exceptions to Criminal Liability.
- e) Various types of Punishment.

UNIT NO- V :- HUMAN RIGHTS

- a) Nature and meaning of Human Rights
- b) Classification of Human Rights.
- c) International Bill of Rights
UDHR, ICCPR, ICESCR
- d) Institutional Mechanism for investigation of Human Rights
NHRC, SHRC, HC , SC

BOOKS PRESCRIBED :-

- 1) Law of Torts by Ratanlal and Dhirajlal
- 2) Law of Crimes by K.D.Gour
- 3) Principles of Contract Law by Avtar Singh
- 4) Justice Palok Basu - Law Relating to Protection of Human Rights Under the Indian Constitution and Allied Laws, (2002)