

INTEGRAL UNIVERSITY, LUCKNOW**FACULTY OF LAW****B.A.LL.B. (Integrated) Programme****SCHEME OF EVALUATION****w.e.f. 2019 -2020****Year - III
Semester- V**

S.N.	SUBJECT CODE	SUBJECT	PERIOD (PER WEEK)			CREDIT	EVALUATION SCHEME				
			L	T	P		C	Sessional (CA)		EXAM	SUBJECT TOTAL
							CT	TA	TOTAL	ESE	
1.	LW 351	Psychology I	3	1	0	4	25	15	40	60	100
2.	LW 352	Jurisprudence-I	3	1	0	4	25	15	40	60	100
3.	LW 353	Constitutional Law-I	3	1	0	4	25	15	40	60	100
4.	LW 354	International Law	3	1	0	4	25	15	40	60	100
5.	LW 355	Administrative Law -I	3	1	0	4	25	15	40	60	100
6.	LW 356	Law of property	3	1	0	4	25	15	40	60	100
7.	LW 357	Moot Court and Training (Civil)	1	-	2	2	-	-	-	100	100
Total			19	06	02	26	150	90	240	460	700

L = Lecture, P = Practical, T = Tutorials, C = Credit, CT = Class Test, TA = Teacher's Assessment, ESE = End Semester Examination, Subject Total = Sessional Total (CA) + End Semester Exam (ESE)

LW 351

PSYCHOLOGY-I

L T P C
3 10 4

Course Objectives

1. This paper will develop understanding of various theories and psychological concepts among students.
2. The objective of the paper is to enable students to apply principles of the scientific method and critical thinking.

**UNIT
08**

I

Psychology: Meaning, Nature, Applications of Psychology
Methods of Psychology: Observation, Experimental and Survey method

**UNIT
09**

II

Personality: Meaning and Definition, Determinants of Personality Heredity
Environment and Situational Factors, Theories of Personality: Trait Theory, Type Theory,
Psycho Analytic Theory, Meemastic Theory and Learning Theory

**UNIT
10**

III

Attitude: Meaning and Definition
Types of Attitude-Formation of Attitude, Negative Attitude and Objective, Building Positive
Attitude, Situational Analysis of Attitude, Perception Biases, Prejudices and blind Spots

**UNIT
10**

IV

Motivation: Definition and meaning, Theories of Motivation, Various Biological and Social
Motives
Motives to know and be effective, Frustration and Conflict of Motives

UNIT V

Leadership and team building
Definition and Theories
Characteristics of leadership- Team Building

08

Suggested Books:

1. Clifford T. Morgan , Introduction to Psychology, McGraw Hill Education,2017
2. Sigmund Freud, A General Introduction to psychoanalysis, British Library Cataloguing-in-Publication Data, 2015
3. Stevenson Smith and Edwin Guthrie: Chapters in General Psychology, Scholar's Choice, 2015
4. S. K. Mangal, General Psychology, Sterling, 2016

LW 352

JURISPRUDENCE - I

L	T	P	C
3	1	0	4

COURSE OBJECTIVES

1. This Course aims at developing an Analytical Approach to understand the Nature and Development of Law.
2. To make the students understand Working of a Legal System in different dimensions with reference to popular Legal Theories.

UNIT I

10

Jurisprudence: Its Meaning, Nature and Scope, Meaning and Definition of Jurisprudence, Scope of Jurisprudence: Relationship of Jurisprudence with other Sciences, Natural Law Theory with Indian Perspective, Historical School with Indian Perspective.

UNIT II

10

Schools of Jurisprudence: Analytical Positivism with Indian Perspective, Realist School with Indian Perspective, Sociological School of Law with Indian Perspective

UNIT III

07

Sources of Law: Custom as a Source of Law, Legislation as a Source of Law, Judicial Precedent

UNIT IV

10

Legal Rights and Duties, Definition and Meaning of Legal Rights, Classification of Rights Relation between Right and Duty, Legal Personality, Status of Unborn Person, Minor, Lunatic, Corporate Personality

UNIT V

08

Possession and Ownership, Definition and Meaning of Possession, Kinds of Possession, Meaning of Ownership, Kinds of Ownership, Difference between Possession and Ownership, Administrative Justice

Suggested Books:

- R.W.M. Dias, Jurisprudence (LexisNexis, 5th edn., Reprint 2014).
- John Austin, The Province of Jurisprudence Determined (Universal Law Publishing Co., Indian Economy Reprint 2010).
- W. Friedmann, Law and Social Change (Universal Law Publishing Co., 2nd edn., Reprint, 2012).
- S.N. Dhyani, Fundamentals of Jurisprudence the Indian Approach (Central Law Agency, 3rd edn., Reprint 2015).
- P.J. Fitzgerald, Salmond on Jurisprudence (Universal Law Publishing Co., 12th edn., 1966).
- Dr. N.V. Paranjpe, Studies in Jurisprudence and legal theory (Central Law Agency, 7th edn.)

LW 353

CONSTITUTIONAL LAW - I

L	T	P	C
3	1	0	4

COURSE OBJECTIVES:

1. To provide the basic understanding of the Grundnorm - our Indian Constitution.
2. To analyse the various segments of the Constitution pertaining to state Organization, Citizenship and Civil and Political Rights of the Citizens.

UNIT I

05

Historical background of the Constitution; Making of the Constitution, Difference between Constitution Law and Constitutionalism; Salient Features of the Constitution. Is it a Federal Constitution?

UNIT II

08

Preamble; State Reorganization; Citizenship; Theories related to Constitution: Doctrine of Pith and Substance; Severability, Eclipse, Waiver; Colorable Legislation

UNIT III

12

Definition of State (Art. 12, 13); What is Law? Right to Equality (Art. 14); Prohibition of Discrimination, Rights to Equality of Opportunity (Art. 15-16) Abolition of untouchability, Titles (Art.17-18); Right to Freedom under Article 19, Right of the State to Impose Reasonable Restrictions; Right to Property

UNIT IV

12

Protection in Respect of Conviction under Article 20, Ex-Post-Facto Law; Double Jeopardy; Self-Incrimination; Right of Life and Personal Liberty(Art. 21); Right Against Exploitation(Art. 23 & 24); Protection in Respect of Arrest and Detention; Right to Freedom of Religion (Art. 25-28).

UNIT V

08

Cultural and Education Rights (Art. 29 &30); Enforcement of Fundamental Right, Writ Jurisdiction of the Supreme Court and High Court (Art 32 & 226); Habeas Corpus, Mandamus, Certiorari, Quo Warranto, Prohibition; Curative Writs.

Suggested Books:

- M.P. Jain, Indian Constitutional Law (LexisNexis, 7th edn., Reprint 2016).
- D.D. Basu, Introduction to the Constitution of India (LexisNexis, 23rd edn., Reprint 2015).
- Mahendra Pal Singh, V.N. Shukla's Constitution of India (Eastern Book Co., 12th edn., Reprint 2015).
- P.M. Bakshi, The Constitution of India (Universal Law Publishing, 13th edn., Reprint 2016).
- J.N. Pandey, Constitutional Law of India (Central Law Agency, 52nd edn., 2015).
- Granville Austin, The Indian Constitution Cornstone of a Nation (Oxford University Publication, 1999).

LW 354

INTERNATIONAL LAW

L	T	P	C
3	1	0	4

COURSE OBJECTIVES

1. To help the students understand the legal aspects and the premise of Public International law and its principles in comparison to the Municipal Law.
2. To make the students analyse the different aspects relating to the International boundaries of air, space and sea.

UNIT I

10

Introduction to Public International Law: Definition, Nature and Basis of International Law; Sources of International Law – International Conventions, International Customs, General Principles of Law recognized by Civilized States, Decisions of Judicial Tribunals, Juristic Works, Decisions or Determinations of Organs of United Nations, Other Sources; relationship between International and Municipal Law; Subjects of International Law: States, Individuals, Non State Entities, Importance of Individuals under International Law.

UNIT II

10

State: Definition of State, State Jurisdiction; recognition of States, Governments, Insurgency and Belligerency; Theories and Modes of Recognition; Legal Effects of Recognition; Acquisition and Loss of Territory – Occupation, Prescription, Accreditation, Cession, Annexation, State Succession; Intervention.

UNIT III

05

Law of Sea: Territorial Sea, Contiguous Zone, Continental Shelf, Exclusive Economic Zone; Law of Air and Outer Space, Air Craft Hijacking under Air Law, Development of Outer Space Law.

UNIT IV

10

Settlement of International Disputes: Peaceful Settlement of International Dispute: Negotiations, Mediation, Conciliation, Good Offices, Arbitration, Judicial Settlements of Dispute under ICJ; Modes of Short of War for Settlement of International Disputes: Retorsion, Intervention, Embargo, Pacific Blockade.

UNIT V

10

War and Its Effects: Definition of War and Total War; International Armed Conflict and Non International Conflict; Effects of Outbreak of War; War Crimes, Paws; Asylum, Extradition.

Suggested Books:

- S.R. Myneni, Public International Law (Asia Law House, 1st edn., 2013).
- K.C. Joshi, International Law and Human Rights (Eastern Book Co., 3rd edn., 2016).
- H. O. Agarwal: International Law and Human Rights (Central Law Publication, 20th edn. Reprint 2015).
- S. K. Kapoor: International Law and Human Rights (Central Law Agency, 20th edn., 2016).
- S.P. Gupta: International Law and Human Rights (Allahabad Law Agency, 2nd edn. Reprint 2017).

LW 355

ADMINISTRATIVE LAW- I

L	T	P	C
3	1	0	4

COURSE OBJECTIVES

1. The Purpose of this paper is to make Students Aware of Various aspects of Administrative Law Including Quasi-legislative, Quasi-judicial and other Ministerial Function of Administration and Control thereof.
2. To make the students analyze the Administrative Law with the basic Constitutional principles.

UNIT I

08

Definition, Nature and Scope of Administrative Law, Sources, Conceptual Objections to the Growth of Administrative Law, Rule of Law, Separation of Powers, Administrative Discretion: Meaning, Need and Judicial Control.

UNIT II

07

Legislative Power of Administration: Necessity, Merits and Demerits; Delegated Legislation: Meaning, Constitutionality, Legislative and Judicial Control of Delegated Legislation.

UNIT III

10

Principles of Natural Justice and their Exceptions: Rule Against Bias, Concept of Fair Hearing, Judicial Review of Administrative Action through Writs , Judicial Control through Suits for Damages, Injunction and Declaration; Administrative Tribunals: Need and Reasons for their Growth, Characteristics, Jurisdiction and Procedure of Administrative Tribunals.

UNIT IV

10

Government Privilege to withhold Evidence in Public Interest, Liability of the Administration: Contractual and Tortuous Liability, Public undertakings: Their Necessity and Liabilities.

UNIT V

10

- Ombudsman: Lokpal and Lokayukta.
- Right to Information Act, 2005 (S.1-S.20)

Suggested Books:

- I.P. Massey, Administrative Law (Eastern Book Company, 2nd edn., 2012).
- S. P. Sathe, Administrative Law (LexisNexis, 7th edn., 2004).
- C.K. Takwani, Lectures on Administrative Law (Eastern Book Company, 5th edn., Reprint 2014).
- U.P.D. Kesari, Administrative Law (Central Law Publication, 21st edn., 2016).
- K.C. Joshi, Administrative Law (Central Law Publication, 2nd edn., 2012).
- M.P.Jain, Principles of Administrative Law, Universal, Delhi.

LW 356

LAW OF PROPERTY

L	T	P	C
3	1	0	4

COURSE OBJECTIVES

1. The objective of this paper is to understand the basic principles of the Property, its transfer and ownership. And to understand the specific concepts related to the property and easementary rights.
2. The main objective of the course is to make the students aware of the property rights and how property is transfer.

UNIT I-Concept of Property
10 Meaning and Concept of Property and General Principles Relating to Transfer of Property; Distinction between Moveable and Immoveable Property; Definition Clause (S.3); Immovable Property, instrument, attestation, registration, notice, actionable Claim; Definition to Transfer of Property (S.5); Kinds of Transfer (S.6), Competence to transfer (S.7) and modes of transfer (S.8); Condition restraining alienation (S.10); Transfer to Unborn Person (S.13); Rule against Perpetuity (S.14); Doctrine of accumulation (S.17); Vested and Contingent Interest (S.19 & 21); Conditional transfer (S.25); Doctrine of Election (S.35).

UNIT II- General Principles Governing Transfer of Immoveable Property **10**
Transfer by Ostensible Owner (S.41)-The Benami Transaction Act, 1988 & its effect; Rules of feeding the Grant by Estoppels (S.43); Property rights created by transfer (S.48); Improvement made by bonafide holder under defective title (S.51); Doctrine of *Lis Pendence* (S.52); Fraudulent transfer (S.53); Doctrine of Part Performance (S.53-A).

UNIT III-Specific Transfers-I
10 Sale (S.54); Sale and Contract to Sell; Rights and Liabilities of Buyer and Seller (S.55); Marshalling by subsequent purchaser (S.56); Gift (S.122-126); Onerous gift (S.127); Universal Donee (S.128).

UNIT IV-Specific Transfers-II **07** Mortgage (S.58-98);
Charge (S.100); Lease (S.105-117).

UNIT V- Indian Easement Act **08** Origin and development of easement; Definition and essential features of easement; Kinds of Easement; Creation of easement; Difference between customary easement and customary rights; Imposition, acquisition and transfer easement, The Transfer of Property Act, 1882.

Suggested Books:

- G.P. Tripathi, The Transfer of Property Act (Central Law Publication, 18th edn., 2014).

- Vepa P. Sarthi, Law of Transfer of Property (Eastern Book Co., 5th edn., Reprint 2013).
- Poonam Pradhan Saxena, Property Law (LexisNexis, 2nd edn., 2015).
- R.K. Sinha, The Transfer of Property Act (Central Law Agency, 17th edn., 2016).

LW 357

MOOT COURT AND TRAINING (CIVIL)

L T P C

0 1 2 2

The course shall comprise of the following:

1. Moot Court:

Every student will do at least two moot courts in a semester. The moot court work will be on assigned problems.

2. Observance of Trial in Two Civil cases. Students will attend Two Trials. They will maintain a record and enter the various steps observed during their attendance on different days in the court assignment.

3. Interviewing Techniques and Pre-Trial Preparations:

Each student will observe two interviewing sessions of clients at the lawyer's office / legal aid office and record the proceedings in a diary. Each student will further observe the preparation of documents and court papers by the Advocate and the procedure for the filing of the suit / petition.

4. Viva-voce

Each student will appear at the end of semester in viva-voce which will be based on final moot court at the end of the semester.