

INTEGRAL UNIVERSITY, LUCKNOW

FACULTY OF LAW

LL.B.

SCHEME OF EVALUATION

w.e.f. 2019 -2020

Year-I

Semester-I

S.N.	SUBJECT CODE	SUBJECT	PERIOD (PER WEEK)			CREDIT	EVALUATION SCHEME					
			L	T	P		C	Sessional (CA)			EXAM	SUBJECT TOTAL
								CT	TA	TOTAL		
1.	LW 121	Communicative English	1	1	0	2	25	15	40	60	100	
2.	LW 122	Fundamentals of Law	3	1	0	4	25	15	40	60	100	
3.	LW 123	Constitutional Law of India-I	3	1	0	4	25	15	40	60	100	
4.	LW 124	Law of Torts-I	3	1	0	4	25	15	40	60	100	
5.	LW 125	Personal Laws – I	3	1	0	4	25	15	40	60	100	
6.	LW 126	Criminal Law – I	3	1	0	4	25	15	40	60	100	
7.	LW 127	Basic Principles of Contract	3	1	0	4	25	15	40	60	100	
Total			19	07	00	26	175	105	280	420	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 121

COMMUNICATIVE ENGLISH

L	T	P	C
1	1	0	2

COURSE OBJECTIVES:

1. To enhance the student's communication skills by giving adequate exposure in the speaking, reading and writing skills in the field of verbal & non verbal communication particularly in English.
2. To enable the students to achieve adequate writing and linguistic skills.

UNIT I

08

Fundamentals of Communication, Definition, Process, Kinds of Communication, Barriers to Communication, Remedies to the Barriers of Communication.

UNIT II

10

Non-Verbal Communication; Body Language, Posture; Linguistic Features, Pronunciations & Articulations; Proxemics.

UNIT III

10

Applied Grammar: Use of Articles, Preposition, Conjunctions, Adverbs, Adjectives, Nouns, and Pronouns in a Sentence.

UNIT IV

07

Composition Writing; Precise Writing; Comprehension Passage; Common Errors and Misappropriation; Jumbled Sentences.

UNIT V

10

Formal Letter Writing: Writing of Business Letters, Official Letters and CVs; Paragraph Writing; Punctuation.

Suggested Books:

- Communication Skills; Sanjai Kumar Pushp, Oxford University Press, 2012
- Murphy, Raymond: Essential English Grammar, Cambridge University Press
- Hewings, Hartin: Advanced English Grammar, Cambridge University Press
- Aiyar, P. Ramanath Kirishanamurthy : English Business Correspondence, Tata Macgraw Hills.

FUNDAMENTALS OF LAW

L	T	P	C
3	1	0	4

COURSE OBJECTIVES:

1. To equip the students to gain the basic understanding of the legal system, the institutions, the nature of legal rules, the technique of legal and logical reasoning and analysis.
2. To orient students about the legal rules and application from the point of view of basic concepts of law and legal systems.

UNIT I **10**

Definition of Law: Meaning, Nature, Functions and Evolution of Law: Definition, Functions and classification of law – as per different Jurists; Law Justice and Morality; School of Law- Analytical, Historical, Sociological and Realist.

UNIT II **10**

Sources of Law – Legislation – Ingredients and kinds; Custom – Characteristics; Precedent – Theories; Hierarchy of the Sources of the Law.

UNIT III **08**

Basic Rules and Methods of Law: Case Methodology of study of law as in the Common Law Foundations; Statute Methodology of study of Law; Foundation Rules of Law – Rule of Law, Natural Justice Principles, Separation of Powers, Rules of Equity; Methods of Dispute Resolution Adversial, Inquisitorial and Alternate Dispute Resolution Mechanisms.

UNIT IV **07**

Indian Legal Systems: Structure – Institutions, Legislature, Executive Judiciary Hierarchy of Indian Courts; Legal Remedies – Punishment, Compensation, Specific Relief, Injunction, Writ; Challenges facing the Indian Legal System.

UNIT V **10**

Legal Material and Legal Research: Legal Sources – Primary and Secondary; Legal Research-Doctrinal and Non Doctrinal, Methods of Data Collection, Sampling and Data Analysis; Reports writing.

Suggested Books:

- Glanville Williams, Learning the Law, Sweet & Maxwell, 1997
- Nomita Agarwal, Jurisprudence (Legal Theory)
- B. N. M. Tripathi, Introduction to Jurisprudence and Legal Theory
- Friedman, Legal Theory, Columbia University Press, 1967
- R. Madhav Menan (ed.) Rule of Law in a Free Society, Oxford University Press, New Delhi,
- Manoj kumar sinha, Legal Research Methodology , Lexis Nexis Publication

LW 123

CONSTITUTIONAL LAW OF INDIA- 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).

LAW OF TORTS- I

L	T	P	C
3	1	0	4

COURSE OBJECTIVES

1. This Course intends to make the students understand the nature of Torts and the basic principles in constituting the general defenses for its parties.
2. To analyse the liability principles as established under the Law of torts.

UNIT I:**10**

Nature and Definition of Law of Torts; Development of Law of Torts; Torts distinguished from contract, Crime and Breach of Trust; *Injuria sine damnum, damnum sine Injuria*; general conditions of Liability in Torts including mental element; malfeasance, misfeasance and non-feasance, Cyber Tort Parties of Torts.

UNIT II:**08**

Principles of Liability in Torts; Vicarious Liability; Strict Liability, Absolute Liability and its position in India. Tortious Liability of State; Joint and Composite Tort Feasors; Justification of Torts.

UNIT III:**10**

Remedies – Damages, Compensation on the ground of shortening of expectancy of life, Injunction, specific restitution and remedies under constitution, extra Judicial Remedies, Remoteness of damage: Re-polemis case, Wagon Mound Case 1 and 2.

UNIT IV:**08**

The Motor Vehicles (Amendment) Act, 2019, Definitions and Introduction. Licensing of Motor Vehicles. Stage Carriages, Registration of Motor Vehicles, Insurance Against Third Party Risks.

UNIT V:**09**

Claims Tribunals – Composition, Powers and Jurisdiction Offences Penalties and Procedure.

Suggested Books:

- R. K. Bangia, Law of Torts, Allahabad Law Agency, 23rd edition, 2016.
- Ratan Lal and Dhiraj Lal, The Law of Torts, LexisNexis, 256th ed, 2013 reprinted in 2014.
- Kapoor S.K., Law of Torts and Consumer Protection Act, 1986, Central Law, Agency, 9th ed, 2013.
- Singh S.P, Law of Torts, Universal Law Publishing, 7th ed., 2015 reprinted in 2016

LW 125

PERSONAL LAWS - I

L	T	P	C
3	1	0	4

COURSE OBJECTIVES:

1. The objective of the paper is to apprise the students with the Laws relating to family matters applicable to different communities in India.
2. The course is designed to analyze the presence of different personal laws for different community and to discuss in detail the personal Laws of Hindus and Muslims.

UNIT I **10**

Who is a Hindu; Sources of Hindu Law; School of Hindu Law; Marriages: Essentials of Valid Marriage; Void and Voidable Marriage,.

UNIT II **08**

Matrimonial Causes; Concept and Grounds for Matrimonial Reliefs: Restitution of Conjugal Rights, Judicial Separation; Divorce, Legitimacy of Children –Legal Status of Children Born out of Void and Voidable Marriages.

UNIT III **07**

Concept of Adoption; The Hindu Adoptions and Maintenance Act, 1956; who may take and give in adoption; Ceremonies of Adoption: Effect of Adoption; Relationship of the adopted Child with the Family.

UNIT IV **10**

Concept of Maintenance; Maintenance as a personal obligation to Wife, Children, Aged or Infirm Parents, Maintenance as Charge on Property; Alteration of Maintenance.

UNIT V **10**

Sources of Muslim Law; Schools of Muslim Law, Muslim Law on Marriage: Concept. Kinds and Classification of Marriage; Essentials of the Marriage: Prohibited Degree Relationship; Relative Impediments: Dower or Maher, Divorce: Kinds.

Suggested Books:

- B. M. Gandhi, Hindu Law (Eastern Book Company, 3rd edn., Reprinted 2005).
- Paras Diwan, Modern Hindu Law (Allahabad Law Agency, 10th edn., 2013).
- S. C. Agarwal, Hindu Law (Central Law Agency, 25th edn., 2016).
- Aqil Ahmad, Muslim Law (Central Law Agency, 25th edn., 2015).
- Mulla, Principles of Mohamedan Law (LexisNexis, 28th edn., 4th Reprint, 2015).

LW 126

CRIMINAL LAW- I

L	T	P	C
3	1	0	4

COURSE OBJECTIVES

1. The course seeks to enable students to basic principles of Crimes.
2. This paper is to focus on the study of substantive Crimes under the Indian Penal Code 1860.

UNIT I

10

Crime: Meaning and Definition, Elements of Crime & Stages of Crime, Application & Jurisdiction (section 1 – 5); General Explanations (section 6-52), Punishment (section 53-75).

UNIT II

08

Concept of Joint and Constructive Liability (section 34 to 38 and 149), General Exceptions: Mistakes of Fact (section 76 and 79); Judicial Acts (section 77 and 78), Accident and Misfortune (section 80 and 81); Infancy (section 82 and 83); Insanity (section 84); Intoxication (section 85 and 86).

UNIT III

07

Consent (87-94); Trivial Acts (section 95); Private Defence (section 96-106); Abetment (section 107 – 120), Criminal Conspiracy (section 120A – 120B).

UNIT IV

10

Offences against State: Waging War (section 121-130) Sedition (section 124A); Offences against Public Tranquility (section 141 – 160); Unlawful Assembly, Riot, Affray, Promoting Enmity between Classes; False Evidence and Offences against Public Justice (section 191-229).

UNIT V

10

Hurt and Grievous Hurts (section 319 – 325); Wrongful Restraint and Wrongful Confinement (section 339 – 342) Theories of Attempt: Attempt (section – 511).

Suggested Books

- Ratanlal Dhirajlal, The Indian Penal Code (Lexis Nexis, Student edn.,).
- S. N. Mishra, Indian Penal Code (Central Law Publications, 19th edn., Reprint 2015).
- K. D. Gaur, Text on Indian Penal Code (Universal Law Publishing, 5th edn., Reprint 2016).
- K.N. Chandrashekhra Pillai, General Principles of Criminal Law (Eastern Book Co., 2nd edn., 2011).

LW 127

BASIC PRINCIPLES OF CONTRACT

L	T	P	C
3	1	0	4

COURSE OBJECTIVES

1. The course seeks to enable students to identify, analyse, the contractual relation between private persons.
2. It is a bridge course designed to equip students with the basic skill and information necessary to enter and enforce the contract between parties.

UNIT I - Formation of Contract

10

Meaning and Nature of Contract; Scheme of the Act and Definition clause; Formation of contract: Offer, general and specific offer, invitation of offer, cross-offer and counter offer; Acceptance-mode of acceptance, communication and revocation of offer, acceptance through electronic medium.

UNIT II- Consideration and Capacity

10

Intention to create legal relationship; Consideration (Sec. 2 (d) and exception to doctrine of consideration (Sec. 25); Privity of Contract and Privity of Consideration; Capacity to enter into a Contract: Position, Nature and effect of minor's agreement; Incapacity arising out of status and mental defects.

UNIT III-Factors Vitiating Consent and Unlawful & Void Agreement

10

Validity, Discharge and Performance of Contract; Consent and Free Consent (S. 13 & 14); Coercion (S. 15); Undue Influence (S.16); Fraud (S. 17); Misrepresentation (18); Mistake (S.19-22); Unlawful Consideration and Object (S.23); What agreements Void (S. 24-29); Wagering Agreements and Contingent Contracts (S.30 & 31).

UNIT IV-Discharge of Contract

07

Discharge and Performance of Contracts (S. 37-45); Time and place of performance (S. 46-50); Impossibility of performance and frustration (S. 56); Breach: anticipatory and present.

UNIT V-Remedies and Quasi Contracts

08

Damages; Remoteness of damages and Measures of damages Injunction; Specific Performance; penalty clause and Quantum Meriutt, Quasi Contractual Obligation (section 68-72).

Suggested Books:

- Indian Contract Act, 1872 (Bare Act).
- Mulla D.F., The Indian Contract Act (LexisNexis, 15th edn., 2016).
- Kapoor S.K., Contract I and II (Central Law Agency, 14th edn., 2015).
- Rai Kailash, Contract I and II (Central Law Publication, 4th edn., 2014).
- Singh Avtar, Contract Law (Eastern Book Company, 1st edn., 2012).

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SCHEME OF EVALUATION

w.e.f. 2019 -2020

Year-I

Semester-II

S.N.	SUBJECT CODE	SUBJECT	PERIOD (PER WEEK)			CREDIT	EVALUATION SCHEME					
			L	T	P		C	Sessional (CA)			EXAM ESE	SUBJECT TOTAL
								CT	TA	TOTAL		
1.	LW 128	Legal Language and Writing Skill	3	1	0	4	25	15	40	60	100	
2.	LW 129	Constitutional Law of India-II	3	1	0	4	25	15	40	60	100	
3.	LW 130	Law of Torts-II	3	1	0	4	25	15	40	60	100	
4.	LW 131	Personal laws –II	3	1	0	4	25	15	40	60	100	
5.	LW 132	Criminal Law –II	3	1	0	4	25	15	40	60	100	
6.	LW 133	Specific Contracts-II	3	1	0	4	25	15	40	60	100	
7.	LW 267	Seminar Presentation	1	0	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 128

LEGAL LANGUAGE AND WRITING SKILL

L	T	P	C
3	1	0	4

COURSE OBJECTIVES

1. This Law course is intent to develop an understanding of the legal system and different terminologies used in the legal profession.
2. This course will provide the students with a wide understanding of commonly encountered legal terms and principles.

UNIT I 07

Introduction: Characteristics of Legal Language: meaning, scope; problems of Legal Language; Problems of Legal Language in drafting.

UNIT II 10

Legal Maxims and Legal terms to be used in drafting and common Legal usage.

UNIT III 10

Legal Communication: Manner and Modes; Conveyancing; Drafting Memorials; Essentials of Mooting.

UNIT IV 08

Common Hindi, Urdu terms used in Legal Communication translation from Hindi to English and English to Hindi.

UNIT V 10

Legal Essays; Drafting of C.Vs. Letter to the Authorities, Applications etc.

Suggested Books:

- Anirudh Prasad, Outlines of Legal Language in India (Central Law Publications, 7th edn., 2014).
- Madabhushi Sridhar, Legal Language (Asian Law House, 2nd edn., Reprint 2015)
- B. M. Gandhi, Legal Language, Legal Writing and General English (Eastern Book Co., 1st edn., Reprint 2017).
- S.S. Sharma, Legal Series, Public Interest Litigations and Para-Legal Services (Central Law Agency, 3rd edn., 2013).

LW 129

CONSTITUTIONAL LAW OF INDIA -II

COURSE OBJECTIVES:

1. To create an understanding of the structure of the Government created by the Constitution.
2. To make the students aware of the specific objectives jurisdiction of the Three tier system of Government.

UNIT I**10**

The Union and State Executives: the President – Election and Impeachment, The Governor in the State, The Council of Minister at the Union and State, Discretionary Powers and Immunities of the President and the Governor, Power of Pardon and Ordinance Making Power of the Governor and President, The Vice President (Article 52 – 78 and 167-361)

UNIT II**10**

Union Parliament and State Legislatures, Composition; Sessions Qualification/Disqualification of Members etc. (Articles 79 -104 and 168 – 193), Legislative Procedure; Ordinary bills, Money bill, Ordinances (Articles 107 – 123 and 169 – 213), Parliamentary Privileges (Article 105 – 194).

UNIT III**10**

The Judiciary in India: Independence of the Judiciary, The Supreme Court: Appointment and Removal of Judges, Jurisdiction – Original, Appellate, Special Leave to Appeal, Advisory, other Powers of the Court, Power of Contempt (Article 124 – 146), The High Court in the States: Appointment, Removal and Transfer of Judges, Power of Contempt (Articles 217 – 225).

UNIT IV**07**

Services under the Union and State, Doctrine of Pleasure, Constitutional safeguards to Civil Servants (Articles 309 – 323).

UNIT V**08**

Emergency Provisions (Articles 352 – 360), Amendment of the Constitution and basic Structure Theory (Article 368).

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 130

LAW OF TORTS-II

L	T	P	C
3	1	0	4

COURSE OBJECTIVES

1. To develop the understanding among students regarding different forms of Torts their Features and Remedies against such Torts.
2. To make the students aware of their rights as Consumers and to provide them with proper understanding of Consumer Protection Act, 2019.

UNIT I: Torts Relating to Person **12**

Assault, Battery, False imprisonment and abuses, legal proceedings, malicious Prosecution, Trespass to land and goods Detinue and Conversion.

UNIT II: Defamation and Nuisance **06**

Libel and slander, Essentials of Defamation, Kinds of Nuisance, Essentials and defences of Nuisance

UNIT III: Negligence **09**

Essentials, Res Ipsa Loquitur, Nervous Shock, Contributory Negligence, Medical and Professional Negligence.

UNIT IV: Consumer Protection Act, 2019 **10**

Object and Scope; Definition Clause; Consumer Protection Council; Composition and Jurisdiction Central Consumer Protection Authority: Powers Functions and Composition Consumer Dispute Redressal Commission: District, State and National Level: Composition Powers and Jurisdiction.

UNIT V: **08**

Mediation Provisional under Consumer Protection Act, 2019 Concept of Product Liability. .

Suggested Books:

- Saraf D. N., Law of Consumer Protection in India, 1995 Tripathi.
- R. K. Bangia, Law of Torts and Consumer Protection Act.
- P.K. Majumdar, The Law of Consumer Protection in India, 1998 Orient Publishing Co.
- Ratan Lal Dhiralal, The Law of Torts.

LW 131

PERSONAL LAWS -II

L	T	P	C
3	1	0	4

COURSE OBJECTIVES

1. The objective of the paper is to apprise the students with the Laws relating to family matters applicable to different communities in India.
2. The course is designed to analyze the presence of different personal laws for different community and to discuss in detail the personal laws of Hindus and Muslims.

UNIT I

08

The Hindu Minority and Guardianship Act., 1956, Guardianship of the Person – Natural, Testamentary and De facto Guardians, Guardianship of Minor’s Property, Rights and Powers of Guardian, Removal of Guardian

UNIT II

10

Hindu Joint Family System :Mitakshara Hindu Joint Family: Composition Structure Characteristics, Coparcenery: who is Coparcener, Incidents of Coparcenery, Joint Family Property: Classification – unobstructed Heritage, Obstructed Heritage, Ancestral Property, Separated Property, Joint Acquisition and Accretions

UNIT III

07

Hindu Law of Partition: Subject Matter of Partition, Persons who have a Right to Partition and Persons, Who are entitled to a share on Partition, how Partition is effected , Rules relating distribution of Property and Modes of Partition, Reopening of Partition and re-union, Position Status, Liability and Powers of the Karta in the Hindu Joint Family

UNIT IV

10

Hindu Succession Act, 1956: Definition, Succession to the Property of a Male Hindu – Legal Heirs and their Classification, Succession to the Property of a Mitaksharra Hindu , Women’s Property Succession to the Property of a Hindu Female, General Provisions relating to Succession, Disqualification of Heirs, Testamentary Succession

UNIT V

10

Muslim Law of Gift and Will: Who can make a valid Gift? Essential requirements of a valid Gift, Subject Matter of Gift. Gift of Musha – Exceptions thereof, revocation of Gifts under Shia and Sunni Law, General Principles of Inheritance of Muslim law, will: who can make will? Subject Matter of a will; restrictions on the Powers of a Muslim to make a will: abatement of Legacy; creation of life estates and its validity; revocation of will.

Suggested Books:

- B. M. Gandhi, Hindu Law (Eastern Book Company, 3rd edn., Reprinted 2005).
- Paras Diwan, Modern Hindu Law (Allahabad Law Agency, 10th edn., 2013).
- S. C. Agarwal, Hindu Law (Central Law Agency, 25th edn., 2016).
- Aqil Ahmad, Muslim Law (Central Law Agency, 25th edn., 2015).

LW 132

CRIMINAL LAW -II

L	T	P	C
3	1	0	4

COURSE OBJECTIVES

1. The course is designed to make the specific Crime Relating to Body, Property and Government elaborate.
2. The course analyses the categories of Crime as per the victim, offender and circumstances of the conduct of crime.

UNIT I **10**

Offences affecting the Human Body: Offences affecting life, Causing of miscarriage or injuries to unborn children, Offences of hurt, of wrongful restraint and wrongful confinement, offences of criminal force and assault, Offences of kidnapping and abduction.

UNIT II **08**

Offences relating to Marriage: Mock or Deceitful invalid Marriage ,Bigamy, Adultery, Cruelty by Husband or Relatives of Husband

UNIT III **07**

Sexual Offences: Obscene Acts Songs, Outraging the Modesty of Women, Rape, Marital Rape

UNIT IV **10**

Offences against Property: Theft, Extortion, Robbery and Dacoity, Criminal Misappropriation and Criminal breach of Trust , Cheating , Mischief, Criminal Trespass

UNIT V **10**

Defamation and Offences Relating to Documents and Property Marks : Defamation, Forgery, Counterfeiting, Criminal Intimidation, Sedition, Disturbing religious feelings, Enmity between classes of people

Suggested Books

- Ratanlal Dhirajlal, The Indian Penal Code (Lexis Nexis, Student edn.,).
- S. N. Mishra, Indian Penal Code (Central Law Publications, 19th edn., Reprint 2015).
- K. D. Gaur, Text on Indian Penal Code (Universal Law Publishing, 5th edn., Reprint 2016).
- K.N. Chandrashekhra Pillai, General Principles of Criminal Law (Eastern Book Co., 2nd edn., 2011)

LW 133

SPECIFIC CONTRACTS

L	T	P	C
3	1	0	4

COURSE OBJECTIVES

1. This paper is to impart knowledge various special contract and Partnership & Sale of Goods Act.
2. To analyse the various mercantile laws for the general understanding of the students.

UNIT I-Specific Contract-I

10

Contract of Indemnity and Guarantee (Section 124 – 147)

Indemnity and Guarantee the Concept, Definition, Methods, Commencement of Liability of the Indemnifier Nature of Indemnity clauses; Distinction between Indemnity and Guarantee; Right/Duties of Indemnifier, Indemnified and Surety; Discharge of Surety's Liability; Kinds of Guarantee.

UNIT II-Specific Contract-II

08

Bailment, Pledge (148-181)

Meaning, concepts and definition; Rights and duties of Bailor and Bailee, Pawnor/Pawnee; Distinction between bailor and pawnor & Bailee and pawnee; Right to lien; Termination of Bailment; Commercial Utility of Pledge Transactions.

UNIT III- Agency

07

Definition of Agent and Principal (S. 182-189); Nature and creation of agency; Duties and Obligation of Agent; Essentials of relationship of agency; Creation of Agency: By agreement, ratification and law; Relation of principal/agent, sub-agent and substituted agent; Termination of Agency.

UNIT VI- Sales and Goods Act, 1930

10

Nature, formation and terms of contract of sales of goods (S.1-17); Terms or stipulations of Contract of Sale (S. 11-13); Effect of contract of sale (S. 18-30); Right of unpaid seller (S.45-54): As to lien (S. 47-49); As to Stoppage in transit (S. 50-52); As to Resale (S. 54).

UNIT V- Indian Partnership Act, 1932

10

Nature and Concept of Partnership; Definition Clause; General duties of partners; Relations of partners to third parties; Incoming and Outgoing partners; Registration of a partnership firm; Dissolution of firm

Suggested Books:

- Mulla D.F., The Indian Contract Act (LexisNexis, 15th edn., 2016).
- Kapoor S.K., Contract I and II (Central Law Agency, 14th edn., 2015).
- Rai Kailash, Contract I and II (Central Law Publication, 4th edn., 2014).
- Singh Avtar, Contract Law (Eastern Book Company, 1st edn., 2012).

LW 267
Seminar Presentation

L T P C
1 0 2 2

The Dean/HoD of Faculty of Law will assign the topic for presentation students are required to prepare their presentation under the guidance of their supervisors.

Each student will present their topic before a board consisting of:

- a). External Examiner
- b). Nominee of Dean/HoD
- c). One of the Faculty Member

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SCHEME OF EVALUATION

w.e.f. 2019 -2020

Year-II

Semester-III

S.N.	SUBJECT CODE	SUBJECT	PERIOD (PER WEEK)			CREDIT	EVALUATION SCHEME				
			L	T	P		C	Sessional (CA)		EXAM	SUJECT TOTAL
								CT	TA		
1.	LW 221	Jurisprudence and Legal Theory-I	3	1	0	4	25	15	40	60	100
2.	LW 222	Administrative Law	3	1	0	4	25	15	40	60	100
3.	LW 223	Civil Procedure Code-I	3	1	0	4	25	15	40	60	100
4.	LW 224	Criminal Procedure Code-I	3	1	0	4	25	15	40	60	100
5.	LW 225	The Indian Evidence Act	3	1	0	4	25	15	40	60	100
6.	LW 226	International Law & Institutions	3	1	0	4	25	15	40	60	100
7.	LW 256	Para Legal training and Court	1	--	2	2	-	-	-	100	100

		Etiquettes									
Total			19	06	02	26	150	90	240	460	700

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LW 221

JURISPRUDENCE AND LEGAL THEORY - 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 222**ADMINISTRATIVE LAW**

L	T	P	C
3	1	0	4

COURSE OBJECTIVES

1. The Purpose of this paper is making 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 the 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 Tortious Liability, Public undertakings: Their Necessity and Liabilities.

- 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 223**CIVIL PROCEDURE CODE - I**

L	T	P	C
3	1	0	4

COURSE OBJECTIVES

1. The paper will focus on the Civil Procedure followed in instituting a suit.
2. The student will be familiarized with certain concept and practical skill development activity will provide insights into the actual working for the court procedures.

UNIT - I: Introduction to Civil Procedure Code.**8**

- CPC: History, Object and Applicability.
- Amendments in CPC: 1976,1999 and 2002.
- Definition Clause (Sec.2)- Decree, Decree Holder, Foreign Judgement, Judgement, Judgement Debtor, Legal Representative, Mesne Profit, Order and Pleader.
- Subordination of Courts (Sec.3)
- Jurisdiction of Civil Courts (Sec.6 -8)
- Objection to Jurisdiction (Sec.21)

UNIT - II: Suits in General (Part II, Section 9-35B)**10**

- Courts to try all Civil Suits unless barred (Sec.9)
- Stay of Suit (Sec.10)
- Res Judicata (Sec.11)
- Jurisdiction of Courts (Sec.13-20)
- Transfer and Withdrawal of Cases: Power of Courts and State Government (Sec.22-25)

UNIT III: Institution of Suits and Procedures**7**

- Institution of Suits: Pleading(Or.VI), Plaint(Or.VII), Written Statement, Set off and Counter Claim (Or.VIII)
- Parties to the Suit: Appearance and Non appearance of Parties (Or.I&IX)
- Framing of the Suit (Or.IV)
- Summons to the defendant and Witnesses: Service of Summons, Discovery, Production and Inspection of Documents.(Sec.27-31)

- Interest and Costs (Sec.35-35B)

UNIT – IV: Execution (Sec.36-75, Or.XXI)

7

- Executing Courts(Sec.36-40), Precepts(Sec.46), Transferee(Sec.49), Legal Representative(Sec.50)
- Arrest, Attachment and Sale in Execution of Decree(Sec.55-60)
- Incidental Proceedings: Commissions and Letter of Request (Sec.75-77)
- Arrest and Attachment before Judgment (Or.XXXVIII)
- Temporary injunction and interlocutory order (Or.XXXIX)

UNIT V: Different Suits under CPC

8

- Suits by order against Government and Public Officer (Or.XXXVII)
- Suits by Indigent Persons(Or.XXXIII)
- Interpleaded Suit (XXXV)
- Suits by or against Corporations (Or.XXIX)
- Suits relating to Minors and persons of Unsound Mind (Or.XXXII)

Suggested Books:

- Mulla, Code of Civil Procedure, University, Delhi.
- C.K. Thakkar, Code of Civil Procedure,2000 University, Delhi.
- M. P. Tandon, Code of Civil Procedure
- C.KTakwani, Civil Procedure Code
- The Code of Civil Procedure, 1908 (EBC or Universal Publications)

LW 224

CRIMINAL PROCEDURE CODE -I

L T P C
3 1 0 4

COURSE OBJECTIVE:

1. This paper provides the students a thorough knowledge of procedural aspects of working of Criminal Courts and Other Machineries operative in the criminal justice system.
2. The paper is aimed at driving home the students how pre-trial, trial and the subsequent process are geared up to make administration of criminal justice effective.

UNIT I-

07

- Introduction
- Object, scope and extent of Criminal Procedure Code, 1973
- Definitions (Section 2)
- Constitution of Criminal Courts and Powers (Section 6-35)

UNIT II-

10

- Provision for Investigation
- Arrest, search and seizure (Section 41-57)
- Process to compel appearance (Section 61-90)
- Information to Police (Section 154-155)
- Power to investigate (Section 156-176)

UNIT III-

10

- Proceedings before Magistrate
- Jurisdiction of Criminal Courts in Inquiries and Trails (Section 177-189)
- Cognizance and initiation of proceeding before magistrate (Section 190-199)
- Complaints to magistrate (Section 200-203)
- Commencement of proceedings (Section 204-210)

UNIT IV-

08

- Maintenance of Public Order and Tranquility (Section 129-148)
- Security for Peace and Good behavior (Section 106-124)

UNIT V-

10

- Maintenance of Wife, Children and Parents (Section 125-128)
- Plea Bargaining (Section 265A -265L)

Suggested Books:

- M.D. Chaturvedy, The Code of Criminal Procedure, 1973 (Allahabad Law Agency Publication, 5th edn., 2015).
- C.K. Thakkar & M.C. Thakkar, Takwani Criminal Procedure (LexisNexis, 4th edn., 2015).
- K.N. Chandrashekhra Pillai, R.V. Kelkar's Criminal Procedure (Eastern Book Company, 6th edn., 2014).
- K.D. Gaur, Leading Cases on Criminal Law (Universal Law Publishing Co., 2015 edn.).
- Batuk Lal, The Code of Criminal Procedure (Central Law Agency, 2nd edn., Reprint 2011).

LW 225

THE INDIAN EVIDENCE ACT

L	T	P	C
3	1	0	4

COURSE OBJECTIVES

1. This Paper is to orient students with importance of evidence for establishment of claims and the related rules and principles on contemporary basis.
2. It will develop legal, scientific and factual understanding among students relating to evidence law

UNIT I

10

Introduction:

- Evidence and its relationship with the Substantive and Procedural Laws.
- Definition: Facts, Facts in Issue, Relevant, Evidence Proved, Disproved, not Proved, Oral and Documentary Evidence (Sec. 3).
- Relevancy and Admissibility (Sec. 5)
- Doctrine of res gestae (Sec. 6,7,8,9)
- Conspiracy (Sec. 10)

UNIT II

10

- Admission (Sec. 17-23), Confessions (Sec. 24-30), Dying Declaration (Sec. 32).

UNIT III

10

Modes of Proving the Facts:

- Presumptions (Sec. 4, 41, 79-90, 105, 107, 108, 112, 113-A, 114 and 114A)
- Oral and Documentary Evidence (Sec. 59-78)
- Rules Relating to Burden of Prof (Sec. 101, 102, 103, 104, 105)

UNIT IV

08

Facts Prohibited from Proving:

- Estoppel (Sec. 115, 116, 117)
- Privileged Communications (Sec. 122, 123, 124, 125, 126, 127, 128, 129)

UNIT V

07

Presumptions Regarding Discharge of Burden of Proof:

- Evidence by Accomplice (Sec. 133 with 114b)
- Judicial Notice (Sec.114)
- Dowry Death (Sec. 113B)
- Certain Offences (Sec. 111-A)

Suggested Books:

- Ratan Lal and Dheeraj Lal, The Law of Evidence (LexisNexis, 25th edn., Reprint 2015).
- S.R. Myeni, The Law of Evidence (Asia Law House, 2nd edn., Reprint 2015).
- Avtar Singh, Principles of the Law of Evidence (Central Law Publication, 21st edn., 2014).
- Batuklal, The Law of Evidence (Central Law Agency, 21st edn., 2015).

LW 226

INTERNATIONAL LAW & INSTITUTIONS

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 256

PARA LEGAL TRAINING AND COURT ETIQUETTES

L T P C

0 0 4 2

Course objective

This course seeks to enable the students to acquaint themselves with the court etiquette

The course trains the students with the legal practices and the basic etiquette of the court room. The entire course period would involve basic practical sessions of the problems given to the students to identify the laws applicable, the procedure to be applied and the practical matters to be considered by a lawyer in the regular sessions of a proper court room

INTEGRAL UNIVERSITY, LUCKNOW

FACULTY OF LAW

LL.B.

SCHEME OF EVALUATION

w.e.f. 2019 -2020

Year-II

Semester-IV

S.N.	SUBJECT CODE	SUBJECT	PERIOD (PER WEEK)			CREDIT C	EVALUATION SCHEME				
			L	T	P		Sessional (CA)			EXAM	SUJECT TOTAL
							CT	TA	TOTAL	ESE	
1.	LW 227	Jurisprudence & Legal Theory -II	3	1	0	4	25	15	40	60	100
2.	LW 228	Laws Relating to Environment	3	1	0	4	25	15	40	60	100
3.	LW 229	Civil Procedure Code-II	3	1	0	4	25	15	40	60	100
4.	LW 230	Criminal Procedure Code –II	3	1	0	4	25	15	40	60	100
5.	LW 231	Corporate Law	3	1	0	4	25	15	40	60	100
6.	LW 232	Transfer of Property Act	3	1	0	4	25	15	40	60	100
7.	LW 165	Fundamental to the use of Legal E Resources	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 227

JURISPRUDENCE & LEGAL THEORY - II

L	T	P	C
3	1	0	4

COURSE OBJECTIVES

1. The objective of this paper is to develop a clear understanding of different jurisprudential concepts of Law among students.
2. To create an analytical approach of the procedural and the substantive laws within the jurisprudential thinking.

UNIT I

08

State, Sovereignty and Law: Nature and Functions of a State and its relationship with Law; Nature and Development of Sovereignty; Nature and kinds of Law and Theories of Justice.

UNIT II

10

Law and Legislation: Law and Morality; Law and Religion; Law and Social Change; Principles of Liability; Liability and Negligence; absolute Liability; Immunity.

UNIT III

10

Administration of Justice: Theories of Punishment; Probation and Parole; Theories regarding for and against of Capital Punishment.

UNIT IV

07

Indian Debate on the role of the judges on the notion of Judicial Review; Independence of Judiciary; Law for bringing efficiency and social stability; the utilitarian views; The differences between the ends of Legal Order, Political Order and Religious Order.

UNIT V

10

Recent Trends in Indian Jurisprudence: Inter-relation between Law and Society; the Indian Constitution – Social Document; Judicial Activism; Caution against Excessive PIL, fast track Courts, Lok Adalat, Plea bargaining and Alternative Dispute Resolution Methods.

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. Paranjape, Studies in Jurisprudence and legal theory (Central Law Agency, 7th edn.)

LAWs RELATING TO ENVIRONMENT

L	T	P	C
3	1	0	4

COURSE OBJECTIVES

1. To make the students aware of the importance of the sustainability of environment in accordance with the established principles of law.
2. To create awareness among the students with regard to the various laws in relation to the environment.

UNIT I: 08

Meaning, Definition and Concept of Environment; Nature and Scope of Environmental Law; Concept of Pollution and its kinds Environment Protection Act, 1986; Object and Scope, Main Provisions.

UNIT II: 10

Constitutional Provisions and Judicial Principles laid down for the Protection of Environment; Sustainable development; Polluter Pay Principle, Precautionary Principle and Public Trust Doctrine.

UNIT III: 09

The Water (Prevention and Control of Pollution) Act, 1974; Definitions, Powers and Functions of the Central and State Pollution Control Boards.

The Air (Prevention and Control of Pollution) Act, 1981: Definitions Powers and Functions of the Central and State Pollution Control Boards.

The Noise (Prevention and Control of Pollution) Act, 1972: Definitions Powers and Functions of the Central and State Pollution Control Boards.

UNIT IV: 10

Importance of Forests and Need for its Conservation, Indian Forest Act, 1927 and Its Salient Features, Forest Conservation Act, 1980 and its Salient Features, Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Right) Act, 2006 and its Salient Features. The wildlife protection Act, 1972; sanctuaries and national parks, offences against wildlife.

UNIT V: 08

The National Green Tribunal Act, 2010: Establishment of the Tribunal, Jurisdiction, Powers and Proceedings of the Tribunal, Environment Impact Assessment – Definition and Meaning, Recent Amendments.

Suggested Books & Bare Act

- The Water (Prevention and Control of Pollution) Act, 1974.
- The Air (Prevention and Control of Pollution) Act, 1981.
- The Environment (Protection) Act, 1986.
- The National Environment Tribunal Act, 1955
- The National Environment Appellate Authority Act, 1997
- S.C. Shastri, **Environmental Law, Sixth Edition Eastern Book Co.**
- Dr. J.J.R. Upadhyaya, **Fourth Edition, Central Law Agency**
- Dr. Gurdip Singh, **Environmental Law, Second Edition, Eastern Book Co.**

LW 229

CIVIL PROCEDURE CODE - II

L	T	P	C
3	1	0	4

COURSE OBJECTIVES

1. The paper will focus on the Civil Procedure followed in instituting a suit.
2. The students will be familiarized with law relating to limitations of filing a suit.

UNIT I-Suits in Particular Cases

08

- By or against government (Section 79-82)
- Public Nuisance (Section 91 and 93)
- Suits by or against Firm (Order 30)
- Suits by or against Minor or Lunatic (Order 32)

UNIT II-Suits in Particular Cases

08

- Suits by Indigent person (Order 33)
- Suits relating to Mortgages (Order 34)
- Inter pleader Suits (Section 80, Order 35)
- Suits relating to Public Charities (Section 92)

- **UNIT III-Appeals**

09

- Appeals from Original Decree (Section 96-99, Order 41)
- Appeals from Appellate decree (Section 100-103, Order 42)
- Appeals from Orders (Section 104-106, Order 43)
- Appeal by Indigent person (Order 44)
- Appeals to the Supreme Court (Section 109, Order 45)

UNIT IV-Reference, Review and Revision

10

- Reference to High Court (Section 113, Order 46)
- Review (Section 114, Order 47)
- Revision (Section 115)
- Distinction between reference and appeal, reference and review, reference and revision, review and appeal, revision and appeal, revision and review.
- Inherent Power of Court (Section 151)
- Caveat (Section 148A)

UNIT V-Law of Limitation

10

- Meaning, Nature, Scope and Efficiency
- Sufficient Cause for not filing the proceedings
- Legal Disabilities

Suggested Books:

- M.P. Jain, The Code of Civil Procedure (LexisNexis, 3rd edn., Reprint 2015).
- D.N. Mathur, The Code of Civil Procedure (Central Law Publication, 3rd edn., 2015).
- Mulla, Code of Civil Procedure (Universal Law Publishing, 1999)
- C.K. Takwani, Civil Procedure with Limitation Act, 1963 (Eastern Book Company, 7th edn., Reprint 2016).
- T.P. Tripathi, The Code of Civil Procedure (Allahabad Law Publication, 3rd edn., 2015).

LW 230

CRIMINAL PROCEDURE CODE - II

L T P C

3 1 0 4

COURSE OBJECTIVE:

1. This paper provides the students a thorough knowledge of procedural aspects of working of Criminal Courts and other Machineries operative in the criminal justice system.
2. The paper is aimed at driving home the students how pre-trial, trial and the subsequent process are geared up to make administration of criminal justice effective.

UNIT I-

07

- Charge
- Framing of charge: Form and content of charge (Section 211-217)
- Joinder of charge (Section 218-224)
- Evidence in Inquiries, jurisdiction and trials (Section 272-299)
- General Provisions as to inquiries and trials (Section 300-327)

UNIT II-

10

- Trials
- Trial before Court of Session (Section 225-237)
- Trial of Warrant Cases by Magistrate (Section 238-250)
- Trial of Summon Cases by Magistrate (Section 251-259)
- Summary Trial (Section 260-265)

UNIT III-

10

- Judgment and Sentencing
- Form and content of Judgment (Section 353-359)
- Order to pay cost and compensation (Section 357-359)
- Suspension, Remission and Commutation of sentences (Section 413-435)

UNIT IV-

07

- Appeal, Review, Revision
- No Appeal in Certain cases (Section 372, 375 and 376)
- Appeal in Supreme Court of India (Section 374, 379 and Article 31, 132, 134, 136)
- Appeal to High Court and Session Court (Section 314)
- Special right of appeal (Section 380)
- Governmental appeal against sentencing (Section 377 and 378)
- Revisional jurisdiction (Section 397-405)

UNIT-V-

11

- Bail and Limitation for taking Cognizance
- Provision Relating to Bail (Section 436-450)
- Limitation for taking Cognizance (Section 467-473)

Suggested Books:

- M.D. Chaturvedy, The Code of Criminal Procedure, 1973 (Allahabad Law Agency Publication, 5th edn., 2015).
- C.K. Thakkar & M.C. Thakkar, Takwani Criminal Procedure (LexisNexis, 4th edn., 2015).
- K.N. Chandrashekhra Pillai, R.V. Kelkar's Criminal Procedure (Eastern Book Company, 6th edn., 2014).
- K.D. Gaur, Leading Cases on Criminal Law (Universal Law Publishing Co., 2015 edn.).
- Batuk Lal, The Code of Criminal Procedure (Central Law Agency, 2nd edn., Reprint 2011).

CORPORATE LAW

L	T	P	C
3	1	0	4

COURSE OBJECTIVES

1. The objective of the paper is to study about the formation of a company, capital formation and administrative powers.
2. To have the broad understanding of the nature of capital, position of the share and debenture holders in a cooperative settlement.

UNIT I**08**

Formation, Registration and incorporation of Company, Company and its classification, Meaning of Company, Distinction between company and other associations, Nature and kinds of Company

UNIT II**06**

Formation, Promotion and Incorporation of Companies, Promoters: Position, Duties and Liabilities, Mode and Consequences of Incorporation, Theory of Corporate Personality

UNIT III**11**

Memorandum of Association: Meaning, Purpose and Contents, Alteration and Binding Nature of Memorandum of Association, Doctrine of Ultra Vires, Articles of Association: Meaning, form and Contents, Binding Nature, Alteration Relation with Memorandum of Association, Doctrine of Constructive Notice of Memorandum and Articles, Doctrine of Indoor Management and its Exceptions.

UNIT IV**10**

Capital formation of Regulation; Prospectus: Contents, Statement in lieu of Prospectus, Registration of Prospectus and Remedies against Misrepresentation in the Prospectus of Foreign Companies.
Shares: Meaning and Kinds of Shares, Allotment of Shares, General Principles regarding allotment, Statutory Restrictions on Allotment; Statutory Share Certificate, its Objects and effects; Transfer of Shares: Procedure for Transfer of Shares and Restrictions on Transfer of Shares, Certification of Transfer Relationship between Transferor and Transferee; Share Capital, Reduction of Share Capital.

UNIT V**10**

Debentures: definitions, characteristics and kinds of debentures, distinction between debentures and shares shareholders and debenture holder, remedies available to debenture holder against non-payment debenture holders.

Bare Act: The Company Law Act, 2013

Suggested Books:

- Avtar Singh, Indian Company Law (Eastern Book Co., 16th edn., Reprint 2016).
- Dr. N. V. Paranjape, Company Law (Central Law Agency, 7th edn., 2016).
- L.C.B. Gower, Principles of Modern Company Law (Sweet & Maxwell, 1997).
- S.C. Tripathi, New Company Law (Central Law Publication, 1st edn., Reprint 2015).
- Karan Gupta, Introduction to Company Law (LexisNexis, 1st edn., 2013).

TRANSFER OF PROPERTY ACT

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): Immoveable 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).

LW1 65

FUNDAMENTALS TO THE USE OF LEGAL E-RESOURCES

LTPC

1022

Course Objective

This course seeks to enable first year students to identify, analyse the importance of computer in the field of law and access to the e-resources.

UNIT I

Informative sources of Law: Meaning, Definition, Nature, Evolution, Types of sources :Primary, Secondary & Tertiary (print and electronic)

UNIT II

Introduction To Microsoft Office; Internet Creation of Email Id, Exchange of Email with and Without Attachment, Searching Materials on Internet Using Different Search Engines, Downloading and Uploading Of Data

UNIT III

Legal materials – Enactments, notifications, judgments, reports of commissions, etc. Where to find and how to find these materials, how to check their validity.

UNIT IV

Tools of research: Use of Library, observation, questionnaire, interview, sampling, case study, participation.

UNIT V

Elements of Legal Research: Research problem, hypothesis, experimentation, analysis and interpretation of data, report writing.

Suggested Books

1. Mastering Windows Xp Home Edition – Guy Hart-Davis, BPB Publication (2003) LL.B.
2. Glanville Williams: Learning the Law

INTEGRAL UNIVERSITY, LUCKNOW

FACULTY OF LAW

LL.B.

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	SUJECT TOTAL
							CT	TA	TOTAL	ESE	
1.	LW 321	Direct Tax Laws	3	1	0	4	25	15	40	60	100
2.	LW 322	Labour & Industrial Law	3	1	0	4	25	15	40	60	100
3.	LW 323	Professional Legal Ethics	3	1	0	4	25	15	40	60	100
4.		Elective Subject - I	3	1	0	4	25	15	40	60	100
5.		Elective Subject – II	3	1	0	4	25	15	40	60	100
6.	LW 357	Moot Court and Training (Civil)	1	0	2	2	---	----	-----	100	100
Total			16	05	02	22	125	75	200	400	600

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 321

DIRECT TAX LAWS

L T P C
3 1 0 4

Course Objective:

1. The course aims to make the students understand the taxes as a powerful incentive or disincentive to economic growth, a lever which can rise or depress savings and capital formation
2. The main objective of the course is to make the students aware of the taxes as the instrument of reducing income disparities.

UNIT I

10

Concept of Tax- Nature and characteristics of taxes- Distinction between tax and fee, tax and cess; Kinds of taxes: progressive, proportionate, regressive and digressive, Direct and Indirect taxes; Mutual relationship between Income Tax Act and Finance Act

UNIT II

07

Tax evasion and tax avoidance; – Canons of Taxation – interpretation of tax laws; Constitutional provisions of taxation - Taxation and Fundamental Rights - Scope of taxing powers of Parliament, State Legislatures and Local bodies - Immunity of Instrumentalities - Applicability of doctrines under the constitution to taxation laws

UNIT III

08

Preliminaries- Concepts: 'income', 'agricultural income', 'casual income', 'assessed- person'- Residential status – Previous year, Assessment year – General charging section and specific charging section – Income – Received – Arising – 'Accrual'- Scope and total income; Exempted Income - Agricultural Income and its treatment

UNIT IV

10

Taxability under 'specific heads': i) Income from 'salaries' ii) Income from 'house property' iii) Income from 'business or profession' iv) Income from 'capital gains' v) Income from 'other sources'; Clubbing of income: Income of other persons in assessee's total income. Treatment of losses – set-off&carry forward of loss.

UNIT V

10

Authorities under the Act, Role of High Court and Supreme Court, Appeals, Review and Revision, Filing of Returns - Due Dates - Procedure for assessment, Assessment of special class of assesses - Rebate & Relief - Refund - Collection and Recovery of Tax; Penalties and Prosecution; Deduction allowed in certain cases, chapter VIA deductions

Suggested Books:

1. Dr. Girish Ahuja and Dr.Ravi Gupta, Professorial Approach to DIRECT Taxes law and practice including Tax planning , 32nd Edition , 2019-2020
2. Taxmann' s , Income Tax Act , Edition 2019.
3. Dr. Bhagwati Prasad, Income Tax Law & Practice , Wishwa Prakashan, New Delhi.
4. Singhanian V K, Direct Taxes –Law and Practice, Taxmann Publications Pvt. Ltd, 2019-20

LW 322

LABOUR AND INDUSTRIAL LAW

L	T	P	C
3	1	0	4

COURSE OBJECTIVE:

1. The aim of the course is to give student the overview of social security system in India and various labour related legislation.
2. The paper is to focus on wage policies, compensation for loss caused during the course of employment and working conditions of employees.

UNIT 1 **08**

Introduction:

Concept of Social Security: the specific approach and philosophical approach, Characteristics and constituents of Social Security, Similarities and difference between Social Assistance and Social Insurance, Social Security System in India.

UNIT II **11**

Minimum Wages Act, 1948:

Concept of minimum wage, fair wage, living wage and need based minimum wage, Constitutional validity of the minimum wages Act, 1948, Procedure for fixation and revision of minimum wages, Fixation of minimum rates of wage by time rate or by piece rate, Procedure for hearing and deciding claims.

UNIT III **08**

Payment of Wages Act, 1936:

Object, scope and application of the Act, Definition of wage, Responsibility for payment of wages, Fixation of wage period, Time of payment of wage, Deductions which may be made from wages, Maximum amount of deduction.

UNIT IV **08**

Employee's Compensation Act, 1923:

Definition of dependant, workman, partial disablement and total disablement, Employer's liability for compensation – Scope of arising out of and in the course of employment – Doctrine of national extension – When employer is not liable, Employer's liability when contract or is engaged, Amount of compensation, Distribution of compensation, Procedure in proceedings before commissioner, Appeals.

UNIT V **10**

Factories Act, 1948:

Concept of "factory", "manufacturing process" "worker" and "occupier", General duties of occupier, Measures to be taken in factories for health, safety and welfare of workers, Working hours of adults, Employment of young person and children, Annual leave with wages, Additional provisions regulating employment of women in factory.

Suggested Books:

- E.M. Rao, Industrial Jurisprudence A Critical Commentary (LexisNexis, 2nd edn., 2015).
- S.R. Myeni, Labour Laws 2 (Asia Law House, 1st edn., Reprint 2015).
- V. G. Goswami, Labour and Industrial Laws (Central Law Agency, 10th edn., 2015).
- S.N. Misra, Labour and Industrial Laws (Central Law Publications, 27th edn., Reprint 2014).

- S. C. Srivastava, Commentaries on Factories Act, 1948 (University Law Publishing House, Delhi).
- H. K. Saharay, Text Book on Labour and Industrial Law (University Law Publication).

LW 323

PROFESSIONAL LEGAL ETHICS

L	T	P	C
3	1	0	4

COURSE OBJECTIVES:

1. The aim of this subject is to familiarize the students with the legal provisions, guidelines and judicial decisions on the subject of professional conduct for law professionals.
2. This course is intended as a base line introduction to some key ethical duties as you embark on your journey as a student of law, and it is intended to supplement the ethics training that you received in the legal profession.

UNIT I

11

Historical development of legal professional in India; Constitutional, Function, Powers and Jurisdiction of State Bar Council and Bar Council of India; Admission and Enrolment of Advocates.

UNIT II

08

Profession, Ethics and Advocacy; Standards of Professional, Conduct and Etiquette, Conflict between interest and duty; Duty to Court, Duty to Client, duty to Opponent, Duty to Colleagues, Duty towards Society and Obligation to Render Legal Aid.

UNIT III

08

Bench-Bar Relationship Reciprocity as Partners in Administration of Justice; Professional Misconduct; Rights and Privileges of Advocates.

UNIT IV

08

Contempt of Court act, 1971; Historical Development of Contempt of Court Act, in India; Object and Constitutional validity of Contempt of Court Act; Definition. Kinds of Contempt by Judges, Magistrates, Lawyers and other persons.

UNIT V

10

Cognizance, Procedure, Appellate Provisions regarding Contempt; Punishment and Remedies against punishment for Contempt of Court; Defenses under Contempt of Court.

Suggested Books:

- Raju Ramchandran, Professional Ethics for Lawyers Changing Profession Changing Ethics (LexisNexis, 2nd edn., 2014).
- JPS Sirohi and Sunil Sirohi, Professional Ethics, Accountancy for Lawyers & Bench Bar Relations (Allahabad Law Agency, 2015).
- Yashomati Ghosh, Legal Ethics and the Profession of Law (LexisNexis, 2014).
- Kailash Rai, Legal Ethics, Accountability for Lawyers and Bench-bar Relations (Central Law Publications, 2015).
- R. Subramanian, Professional Ethics (Oxford University Press, 2013).

LW 581

BANKING LAW

L	T	P	C
3	1	0	4

COURSE OBJECTIVE:

1. The objective of this course is to enlighten the students with the conceptual and Legal Parameters including banking Law.
2. This course also introduce various negotiable instruments, special features and Rights and duties of bankers, course also includes the duties of Reserve Bank of India

UNIT I

10

Introduction:

- Evolution of Banking and its History in India.
- Bank, Banking and Bank Regulation.
- Structure and function of Banking Institutions, different types of Banks viz. Central Bank, Commercial Bank, Co-operative Banks, Specialized Banks, Regional Rural Banks (RRBs), NABARD.
- Commercial Banks: Structure and Function.

UNIT II

07

Relation between Banker and Customer:

- Legal Character of Banker – Customer Relationship.
- Rights and Obligations of Banker.

UNIT III

10

The Negotiable Instruments Act, 1881:

Legal aspects of negotiable instrument in general and special features of the following instruments in particular:

- i). Companies, Promissory Note, bill of exchange, Cheque, Drawer, Drawee, Payee, Holder, Holder in due course, Inland Instrument, Foreign Instrument, Negotiable Instrument, Negotiation, Endorsement, Inchoate Stamped Instruments.
- ii). Crossing of Cheques – Criminal Liability on dishonour of Cheque (Section 138 – 142) the law relating to payment of customers Cheque – Rights and duties of payment banker and a collecting banker.

UNIT IV

10

Reserve Bank of India:

- Structure and Functions.
- Central Banking: Organizational Structure of RBI.
- Functions of the Reserve Bank : Primary Functions and Secondary Functions.
- Controlling Function of RBI over Banking and Non-Banking Companies.

UNIT V

08

Banking Regulations Act, 1949:

- Control over Management.
- Prohibition of certain activities in relation to Banking Companies.
- Acquisition of the undertakings of Banking Companies.
- Suspension of Business and Winding up of Banking Companies.
- Special Provisions for Speedy Disposal Winding up Proceedings.
- Powers of the Central Government towards Banking Companies.

Suggested Books:

- Banking Theory and Practical (1998) UBS Publisher Distributors Ltd New Delhi.
- Basu, A. Review of Curret Banking Theory and Practical (1998) Mac Millan.

•Hapgood(ed.), Pagets' Law of Banking (19989) Butterworths, London.
R. Coode, Commercial Law (1995) Penguin, London.

LW 582
AIR AND SPACE LAW

L T P C
3 1 0 4

COURSE OBJECTIVE:

1 The Course will provide in-depth understanding of Air and Space Law along with fundamental Principles of Public International Law concerning Air and Outer Space Activities.

2 It also provides knowledge about the Treaties, Conventions, and International Institutions involved in the process and also the legal regime for the settlement of Air and Space related disputes.

UNIT I

08

Definition, Nature and Scope of Air Law, various conventions relating to Aerial navigation (Paris convention, 1919), Havana convention, Warsaw Convention, 1929, Chicago Convention, 1944, Five Freedoms of Air, International Civil Aviation Organization (ICAO): Organizational Set Up, Legislative, Administrative and Judicial Functions.

UNIT II

10

Space Law: Nature, Definition, Scope, Development and Sources, International Co-operation for peaceful use, the Space Treaty, 1967, the Rescue Agreement, 1968, the Liability Convention, 1975, the Registration Convention, 1975, the Moon Treaty, 1979, Partial Test Ban Treaty, 1963, Weather Modification Convention, 1977.

UNIT III

08

Current development in Air Law; Aviation Pollution, the Legal Regime Governing Air Passenger Compensation in India, Product Liability in Aviation, Hijacking: Meaning, Definition and Constitutionality of India's Anti Hijack Policy.

UNIT IV

08

Current development in Space Law: International Space Law Regime and Protection of Environment, Property Rights in Outer Space, Intellectual Property Rights created in Outer Space, Space Tourism: Legal Issues and Challenges.

UNIT V

11

Bilateral Agreement in Space Activity, Satellite Broadcasting and Telecommunication, Use of Space Technology, Remote Sensing, Disaster Prediction, Warring and Mitigation, Management of earth resources, Satellite Navigation and Location, Space Communication, Commercialization of Space Activities: Public and Private Sector Activities, Organization of Space Actives: DOS and ISRO.

Suggested Books:

- Azbeyratme, R.I.R.; Legal and Regulatory Issues in International Aviation; Transnational Publishers.
- Bhatt. S.; The New Aviation Policy in India; Lancer Books.
- Carole, Blackshaw; Aviation Law and Regulation, Pitman.
- Mani, V.S., Bhatt, S. and Reddy, V. Balkista; Recent Trends in International Space and Policy; Lancer Books.
- Current development in Air and Space Law, University Press.
- S. K. Agarwal, Aircraft Hijacking and International Law

LW 583

LAW RELATING TO WOMEN AND CHILDREN

L T P C

3 1 0 4

COURSE OBJECTIVE:

1. The course aims to develop the deep understanding of the laws related to women and child in our legal set up.
2. The students would get primary knowledge about related issues and the procedure involved.

UNIT-I

Basic Concepts:

10

- Constitutional aspect of Equality
- Equal opportunity
- Equal Remuneration (Equal Remuneration Act,1976)
- Equal treatment to all

UNIT-II

08

Some Important Social Evils

- Child Labour
- Begging
- Human Trafficking (Especially child trafficking)
- Drug Abuse to child its prevalence.

UNIT-III

09

Certain Laws related to child and women's:

- Prohibition of child marriage Act, 2006
- Dowry Prohibition Act, 1961
- Maternity Benefit Act, 1861
- Medical Termination of Pregnancy Act, 1971
- Pre-Conception and Pre-Natal Diagnostic techniques (Prohibition sex selection)Act 2003

UNIT -IV

10

- Crimes under IPC section 354A, Section 294, Section 354D ,Section 354C
- Domestic Violence ,Act 2005
- Sexual Exploitation at Workplace (Visakha Guidelines)

UNIT-V

08

- Juvenile justice (Care and Protection of Children) Act,2015
- Shelter Homes Concept
- Gender Committees

Suggested Books

1. Mamta Rao, law related to women and children(Eastern Book Company,2017)
2. S R Myeni,, law relating to women (Asian Law house, 3rd edn,2016)
3. Rega Surya Rao, Lectures on women and Law (Asian Law house, 1st edn,2017)

LW 584

ALTERNATIVE DISPUTE RESOLUTION

L	T	P	C
3	1	0	4

COURSE OBJECTIVES:

1. This course will focus on various ADR process including Negotiation, Mediation, Conciliation, Arbitration and Lok Adalat etc.
2. The objective of this subject is to acquaint students with the processes and to familiarize them with some skill in using them.

UNIT I-Introduction:

10

- Nature and concept of Alternative Dispute Resolution
- Legal Aid: Concept, Dimensions and Practice
 - i) Constitutional Provisions
 - ii) Legal Services Authority Act, 1987
 - iii) Legal Literacy Mission

UNIT II-Techniques of ADRI

10

- Negotiation / Consultation
- Mediation
- Good Offices
- Lok Adalat
- Nyaya Panchayat

UNIT III-Techniques of ADR -II

10

Nature and Scope of Conciliation
Appointment of Conciliator.
Role of Conciliator.
Commencement of Conciliation Proceedings.
Termination of Conciliation Proceedings.

UNIT IV-Techniques of ADR - III

07

- Arbitration Agreement, Essentials of Arbitration agreement
- Role of Severability – who can enter into Arbitration Agreement and its Validity
- Extent of Judicial Intervention – Power of Court to refer parties to Arbitration
- Interim Measures
- Composition and conduct of Arbitral Tribunal
- Jurisdiction of Arbitral Tribunal
- Arbitral Award and Termination of Proceeding
- Recourse against Arbitral Award; finality and Enforcement of Awards

UNIT V-Enforcement of Certain Foreign Awards

08

- Geneva Convention on the Execution of Foreign Arbitral Awards, 1927
- New York Convention Award, 1958

Acts:

- Legal Services Authorities Act, 1987
- Arbitration and Conciliation Act, 1996
- Arbitration and Conciliation (Amendment) Act, 2015

Suggested Books:

- International Dispute Settlement – Merrills.
- S. C. Tripathi; Arbitration and Conciliation Act, Alternative Means of Settlement of Disputes, Central Law Publications, 1996.
- Dr. Avtar Singh; Law of Arbitration and Conciliation & Alternative dispute resolution systems, Eastern Book Company.
- Madabhushi Sridhar, Text Book on Alternative Dispute Resolution Negotiation and Mediation.

LW 585

INDIRECT TAX LAWS

L	T	P	C
3	1	0	4

COURSE OBJECTIVE:

1 The objective of this paper is to develop a clear understanding of the concept of Goods and Services Tax among the students.

2 The students shall be able to implement the provisions of GST in present Indian Market Scenario.

UNIT 1

10

Introduction: Overview of GST, Implementation of GST, Liability of the Tax Payer, GST Network, GST Council; Levy of GST, Composition Scheme, Remission of Tax / Duty; Registration Procedure, Important Points, Special Persons; Amendments / Cancellation.

UNIT II

10

Concept of Supply: Taxable Supply, Supply of Goods and Supply of Services, Course or Furtherance of Business; Special Transactions; Time of Supply – Goods, Time of Supply – Services, Other Points; Transaction Value, Valuation Rules.

UNIT III

10

Time of GST Payment: How to make payment? Challan Generation and CPIN, TDS & TCS; Tax Collected at Source (TCS), Procedure for E-commerce Operator; Concept of Input Service Distributor, Legal Formalities for an ISD, Distribution of Credit.

UNIT IV

09

Returns: GSTR-2; Other Taxable Persons; Annual Return; GST Council; Overview of the IGST; Other Provisions; Place of Supply of Goods and Services; Registered and Unregistered Persons; Imposition of Interest; Offences and Penalties.

UNIT V

06

Job work: Concept of Reverse Charges; HSN Codes Classification; Introduction of GST Portal; GST Eco-System; GST Suvidha Provider (GSP).

Suggested Books :

- Basis of GST, Nitya Tax, Associates, Taxmann Publication.

GST Practice Manual, CA Anoop Modi and CA Mahesh Annand, Taxamm Publication. n.

LW 586

INTERNATIONAL HUMANITARIAN LAW

L T P C
3 1 0 4

COURSE OBJECTIV:

1. The objective of this paper is the dissemination of international humanitarian law and to know about the implementation of international humanitarian law in national legal system.

2 .The course also creates awareness about the enforcement mechanism.

UNIT I

08

Introduction:

- Application of International Humanitarian Law.
- International Humanitarian Law and Human Rights.

UNIT II

10

Geneva Convention System:

- Geneva Convention – I, II, III, IV.

UNIT III

08

Armed Conflict:

- Internal Armed Conflict. I
- International Armed Conflict. I
- Non-international Armed Conflict. N

UNIT IV

11

Protection of Defenseless Victim of War and Armed Conflict:

- Protection of Women Children.
- Protection of Children.
- Protection of Refugee and Internally Displaced.
- Protection of Prisoners of War.

UNIT V

08

Enforcement Machinery:

- International Criminal Court.
- ICRC.

Suggested Books:

- Ingrid, The Law of War (Cambridge, 2000).
- A. Roberts and R. Guelff ed, Documents of Law of War (Oxford, 2000).
- Legality of the Threat or Use of Nuclear Weapon, Advisory Opinion, ICJ Reports (1996).
- M. K. Balchandran and Rose Verghese (eds) International Humanitarian Law, ICRC (1997)
- Jonatan Crowe and Kylie, Principles of International Humanitarian Law.

LW 587**CRIMINOLOGY AND PENOLOGY**

L	T	P	C
3	1	0	4

COURSE OBJECTIVE:

- The Students will understand the Nature of Crime in India and theories of Criminology.
- To make them understand the concept of punishment applicable in India and also its importance in the Criminal justice System.

UNIT 1**08****Crime and Criminology: Nature and Scope.**

- Nature and Extent of Crime in India, Criminology and Criminal Law.
- General Approaches to Crime Control and Difficulties of Applications of Casual analysis to Human Behaviour.
- Perpetrators of Ordinary Crime.
- Situational Crime.
- Chronic Offender.
- Young Offender.

UNIT II**10****Schools and Theories of Criminology.**

- The Constitutional School of Criminology, Lombroso and others.
- Hereditary and Mental Retardation as causes of crime.
- Sociological Theories: Sutherland's differential association theory.
- Multiple Causation theories.

UNIT III**08****Socio Economic Crimes.**

- White Collar Crimes.
- Drug Abuse.
- Cyber Crime .

UNIT IV**09****Punishment.**

- Theories of Punishment: Deterrent, Retributive, Preventive and Reformative.
- Alternative to Imprisonment: Probation, Open Jail, Parole etc.
- Prison reform and the Judicial Response.
- Capital Punishment.

UNIT V**10**

Victimology.

- Compensation, Restitution, Assistance and Rehabilitation.
- Compensation as mode of Punishment.
- Constitutional Perspective of Compensation.

Suggested Books:

- Sutherland and Crssey – Criminology.
 - Ahmed Siddiqui – Criminology.
 - Mrs. Vedkumari – Juvenile Justice System in India.
 - N. V. Paranjapae – Criminology and Penology with Victimology.
 - Anil Kumar – Criminology: Principles and Concepts.
- Nadeem Husnain – Fundamentals of Criminology.

**LW 588
CONFLICT OF LAWS**

L T P C

3 1 0
4

COURSE OBJECTIVE:

1 The objective of this course is to study the basic principles governing conflict of laws in their application to various situations.

2 The aim of this course is to provide a practical and legal background to the nature and function of the conflict of laws and dispute resolution to enable students to apply these principles in professional and competent manner.

UNIT I**10****Introduction:**

- Application and subject matter of Private International Law.
- Distinction with Public International Law.
- Characterization and Theories of Characterization.
- Concept of Renvoi.
- Application of Foreign Law.
- Domicile.

UNIT II**09****Jurisdiction:**

- Jurisdiction Clauses.
- Stays and Injunctions.
- Lis Alibi Pendens.
- Choice of Law – Lex Causes.

UNIT III**08****Choice of Law Issues:**

- Material and Formal Validity of Marriage under Indian and English Law. M
- Choice of Law and Jurisdiction of Courts in Matrimonial Causes. C
- Dissolution of Marriage Grounds of divorce Restitution of Conjugal Rights, Recognition of Foreign Judgments. D
- Adoption and Legitimation. A

UNIT IV**08**

Law of Property:

- Assignment and Succession.
- Formal Validity.
- Law of Obligation: Contract and Torts.
- Various Theories Pertaining to the Conflict under the Laws of Obligation.

UNIT V**10****Recognition and Enforcement:**

- Basis of Recognition.
- Finality, Failure.
- Direct Execution of Foreign Decrees.

Suggested Books:

- Dr. Paras Diwan: Private International Law.
- G. C. Cheshire: Private International Law.

J. C. Orris: The Conflict of Laws.

INTEGRAL UNIVERSITY, LUCKNOW

FACULTY OF LAW

LL.B.

SCHEME OF EVALUATION

w.e.f. 2019 -2020

Year-III

Semester-VI

S.N	SUBJECT CODE	SUBJECT	PERIOD (PERWEEK)			CREDIT	EVALUATION SCHEME				
			L	T	P		C	Sessional (CA)		EXAM	SUBJECT TOTAL
							CT	TA	TOTAL	ESE	
1.	LW 307	Local Laws and Other Acts	3	1	0	4	25	15	40	60	100
2.	LW 308	Law of Pleading and Conveyancing	3	1	0	4	25	15	40	60	100
	LW 309	Laws of Interpretation	3	1	0	4	25	15	40	60	100

3.											
4.		Electives Subject-III	3	1	0	4	25	15	40	60	100
5.		Electives Subject- IV	3	1	0	4	25	15	40	60	100
6.	LW 367	Moot Court and Training (Criminal)	1	0	2	2	-	-	-	100	100
Total			16	05	2	22	125	75	200	400	600

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 307
LOCAL LAWS AND OTHER ACTS**

L T P C
3 1 0 4

COURSE OBJECTIVE:

- The Object of the paper is to develop deep understanding of the Land and Agricultural Laws applicable on the State of Uttar Pradesh.
- To acquaint the students with the provisions related with U.P. Revenue Code.

UNIT 1

08

- General Overview of Land Laws
- Special Features & Object of U.P. Revenue Code, 2006
- Definitions: Gram Sabha, Gram Panchayat and Bhumi Prabandhak Committee.
- Classes of Tenure Holder, Rights of Tenure Holder, Ejectment.

UNIT II

11

- Lease Surrender and Abandonment.
- Allotment of Land by Land Management Committee.
- Succession

- Land Revenue
- Revenue Courts and Revenue Authorities.
- Procedure and Powers of Revenue Court and Revenue Officers.
- Maintenance of Map and Records.
- Revision or Maps and Records Appeal.
- Revision and Review.
-

UNIT III **08**

- U.P. Consolidation of Holding Act, 1953.
- U.P. Panchayat Raj Act. 1947.

UNIT IV **08**

- U.P. Urban Building (Regulation of Letting, Rent and Eviction) Act, 1947.

UNIT V **10**

- U.P. Urban Planning and Development Act, 1973.
- U.P. Municipalities Act, 1916.

Acts:

- U.P. Consolidation of Holding Act, 1953
- U.P. Panchayat Raj Act, 1947
- U.P. Urban Building (Regulation of Letting, Rent and Eviction) Act. 1947
- U.P. Urban Planning and Development Act, 1973.
- U.P. Municipalities Act, 1916
- U.P. Revenue Code, 2006.

LW 308
LAW OF PLEADING AND CONVEYANCING

L	T	P	C
3	1	0	4

COURSE OBJECTIVE:

1. The object of this paper is to train students in the art of drafting both for Court Purposes as well as for Other Legal Forums too.
2. This course is created to help the students understand the basics of pleading and Conveyancing.

UNIT I **08**

Fundamental Rules of Pleadings:

- Complaint Structure
- Description of Parties
- Written Statement and Affidavit
- Application for Setting Aside Ex-part Decree.

UNIT II **08**

Ordinary Suit for Recovery:

Suit under Order XXXVII of CPC and the difference between the Two Suits, Suit for Permanent Injunction.

UNIT III	09
General Principles of Criminal Pleadings:	
Application for Bail.	
Application under Section 125 Cr. P.C.	
F.I.R. – under Section 154 Cr.P.C.	

UNIT IV	12
Conveyancing: Theory and Model Draft, Definition and Essential Parts of a Deed.	
Model Deed: Sale Deed, Mortgage Deed, Gift Deed, Will Deed, Trust Deed, Lease Deed.	

UNIT V	08
Model Draft:	
• Will Deed.	
• Application for Appointment of Guardian-Writ Petition.	
• Revision Petition.	
• Review Petition.	

Suggested Books:	
• Conveyancing – N. S. Bindra	
• Conveyancing – A. N. Chaturvedi	
• Mohgha’s Law of Pleading	
• Conveyancing – D’Souza	
• Dr. S. R. Myneni – Drafting Pleading and Conveyancing	

LW 309

LAWS OF INTERPRETATION

L T P C
3 1 0 4

COURSE OBJECTIVES:

1. The paper is to equip the students with the various tools of interpretation of statutes.
2. This subject gives the basic inputs for students to know the various rules of interpretation for clear understanding of laws.

UNIT-I	09
• Law Making	
• Legislature. Executive & Judiciary	
• Principle of Utility	
• Law and Public Opinion	
• Law and Social control	
• Relevance of John Rawls and Robert Nozick- individual interest to community interest	
• Law and Morals	

UNIT-II	09
• Meaning of the term Statute, Enactment, Interpretation and Construction	
• Kinds of Statute	
• Statutes are valid	
• Intention of the Legislature	
• Commencement, operation, repeal and revival of statutes	
• Statute must be read as a whole in its context	

UNIT-III	10
<ul style="list-style-type: none"> • Necessity for Rules of Interpretation • Literal Rule • Mischief Rule • Golden Rule • Harmonious Construction • Noscitur a Sociis • Ejusdem generis 	
UNIT-IV	8
<ul style="list-style-type: none"> • Reddendo Singula Singulis • Ut res magis valeat quam pereat • In bonam partem • Delegates non potest delegare • Expression unius exclusion alerius 	
UNIT-V	9
<ul style="list-style-type: none"> • Interpretation of Directory and mandatory Provision • Beneficial Construction • Taxing Statutes • Penal Statutes • Internal and External Aids to Interpretation 	
Suggested Books	
<ul style="list-style-type: none"> • N.M. Tripathi,, Interpretation of statutes, Maxwell publication, Mumbai, 1997. • Avtar Singh & Hrpreet Kaur, Introduction to Interpretation of Statutes, LexisNexis, fourth edition, 2014’ • Prof. T. Bhattacharyya, The Interpretation of Statutes, Central Law Agency, 2017 	

LW 591
SOCIO-ECONOMIC OFFENCES

L	T	P	C
3	1	0	4

COURSE OBJECTIVE:

1. This paper aims at relating awareness about laws which are meant for prevention of Socio-economic offences including corruption in public offices etc.
2. To endorse skills that is needed both to enhance independent thinking and learning relating socio-economic offences.

UNIT I **08**

Introduction to the Socio-Economic Offences:

- Concept and Evolution of ‘Socio-Economic Offences’
- Nature and Extent of Socio-Economic Offences
- Causes of socio-economic offences
- Menes Rea, Nature of Liability, Burden f Proof and Sentencing Policy
- Distinction among Socio-Economic Offences, White Collar Crimes and Traditional Crimes

UNIT II **08**
The Immoral Traffic (Prevention) Act, 1956:

History, Development and Magnitude of Human Trafficking Constitutional Provisions and Sections 370-373 of the Indian Penal Code, 1860. The 64th report of the Law Commission of India, 1975. The Immoral Traffic (Prevention) Act. 1956.

UNIT III

08

The Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989:

History, Development and Magnitude of Human Trafficking Constitutional Provisions and Sections 370-373 of the Indian Penal Code, 1860. The 64th report of the Law Commission of India, 1975. The Immoral Traffic (Prevention) Act. 1956.

UNIT IV

10

The Protection of Women from Domestic Violence Act, 2005:

- The Protection of women from Domestic Violence Act, 2005.
- Definitions of ‘Aggrieved person,’ ‘Section; ‘Respondent’, 2(a); Domestic Relationship,’ Section 2(f); ‘Respondent Section 2(q) and Shared Household,’ Section 2(s) Definition and Meaning of ‘Domestic Violence,’ Sections 2(g) and 3.
- Protection Officer: Appointment, Duties and Functions (Sec. 5, 8 and 9)
- Provisions related to various orders and reliefs to the aggrieved persons (sections 17-22).
- Penalty for breach of protection order by respondent (section 31).

UNIT V

11

The Prevention of Corruption Act, 1988:

- Need of the Act (read with santhanam committee report).
- Definitions of public servant, section 2(c) and ‘gratification,’ section 7.
- Offence committed by public servant and bribe giver and their penalties (section 7 to 14), punishment for attempts (sections 15)
- Sanction for prosecution (section 19r/w section 197 of the code of Criminal Procedure, 1973, presumption where public servant accepts gratification (section 20).

Suggested Books:

- Mahesh Chandra, Socio-Economic Offences, 1979.
- J.S.P. Singh Socia- Economic Offences.

LW 592

CYBER LAWS

L T P C

3 0 1 4

Course Objective:

1. To educate about the regulation of cyberspace at notional and international level,
2. To enhance the understanding of problem arising out of online transaction and provoke them to find solutions.

UNIT-I-Introduction

10

- Fundamentals of Cyber law
- Understanding of Cyber Space
- Interface of Technology and law
- Defining Cyber law

UNIT-II-E-Governance

08

- Information Technology Act, 2000
- E-Commerce, E-Governance, E-Contracts, E-Banking.
- Digital and Electronic Signature, Controller Subscriber, Certifying Authorities, Computer Emergency Response Team.
- Cyber Authorities.

UNIT-III- Cyber Crimes **10**

- Cyber Hacking, Cyber Terrorism, Cyber Stalking, Cyber Child Pornography
- Stegnography, Unauthorised Access, Data and Identity Theft, Cyber Squatting
- Breach of Privacy, Protected systems, obscenity and Transmission of Sexual Messages, Cyber cheating by Impersonation.

UNIT-IV-Cyber Adjudication **08**

- Cyber Adjudication, Collection and Admissibility of Electronic Evidences.
- Cyber Appellate Tribunal
- Intellectual Property and its Interface with Cyber law,
- Copyright law and Cyber law, Trade mark law and cyber law,

UNIT-V- Legal Issues **09**

- Jurisdictional Issues in Cyber Crime
- Problem of n bis idem (Double Jeopardy)
- Cyber Extradition
- International Position relating to cyber jurisdiction

Suggested Book;

- Nandan Kamath, Law relating to Computers, Internet and E-Commerce, Universal Law Publishing Company, Private Limited (2016)
- S.K.Verma and Rama Mittal, Legal Dimension on Cyber Space, ILI, New Delhi (2004)
- Chris Reed, Computer Law, Oxford University Press, Seventh Edition (2012)

LW 593

HEALTH LAW

L	T	P	C
3	1	0	4

COURSE OBJECTIVE:

1. This paper focuses on various aspects of health care law including the constitutional perspective.
2. The course aims to give comprehensive and practical approach to the students to make them aware of the developments in medical sciences to explore various issues .

UNIT 1 **08**

Medicine and Healthcare: Introduction:

Concept of health, public health, Law and health; development of interrelationship regulation, Role of World Health Organization, Role of Judiciary in regulating the Medical Profession, Right to Health as a Fundamental Right.

UNIT II **11**

Indian Penal Law & Cyber Crimes Fraud Hacking:

Nature and Concept of Physician: Patient Relationship, Informed Consent and Confidentiality, Concept of Duty of Care, Concept of Duty of Care, Standard of Care, Rights of Patient, Right to Health vis-à-vis th Right to Confidentiality, Access to Medical Records.

UNIT III 10

Medical Negligence:

Ingredients, Role of Consent in Medical Practice, Error of Judgment and Gross Negligence, Wrongful Diagnosis and Negligent Diagnosis, Remedies for Medical Negligence under Law of Torts, Law of Crimes and Consumer Protection Law.

UNIT IV 08

Major Issues and Challenges:

Euthanasia and Physician Assisted Suicide, Reproductive Technology: Surrogate Motherhood, Medical Termination of Pregnancy, Pre-natal Diagnostic Techniques, Drug Abuse and Drug Hoarding.

UNIT V 08

Legal Aspects of Health Care: Legislations Dealing with Law and Medicine:

- Indian Medicine Central Council Act, 1970
- Transplantation of Human Organs Act, 1994
- Pre-conception and Pre-natal Diagnostic Techniques (Prohibition of Sex Selection) Act.
- Medical Termination of Pregnancy Act.
- The Drugs and Cosmetics Act, 1940.

Suggested Books:

- Freeman – Law and Medicine
- Mecheal Davies – Textbook on Medical Law
- Modi’s Medical Jurisprudence
- Vijay Malik – Drug and Cosmetic Act, 1940, Eastern Book Company, 24th Edition, 2004
- Anoop K. Kashal – Medical Negligence & Legal Remedies, Universal Publishing House, 2nd Edition, 2004.

LW 594

COMPETITION LAW

L	T	P	C
3	1	0	4

COURSE OBJECTIVE:

3. The course aims to develop the deep understanding of the new Economic order in the age of Liberalization, Privatization and Globalization (LPG).
4. The students would be able to analyse the trends of Indian market in comparison to the international markets.

UNIT-I

08

- Basic Concepts: Constitutional aspect of elimination of concentration of wealth and distribution of resources; Relation between Competition Policy and Competition Law; Objectives of Competition Law.
- History and Development of Competition Law; Difference between MRTP Act and Competition Act, 2002.
- Salient Features of Competition Act, 2002.

UNIT-II**10**

- Anti-competitive Agreement. A
- Appreciable Adverse Effect. A
- Horizontal and Vertical Agreement. H
- Effects Doctrine E
- Prohibition of Anti-competitive Agreements. P
- Concerted Practices and Parallel Behavior C
- Cartel and Cartelization
- Bid rigging and Collusive Bidding B
- Tie-in-arrangements T
- Exclusive Supply Agreement E
- Resale Price Maintenance Agreement R

UNIT-III**07**

Regulation of Abuse of Dominant Position: Enterprise; Relevant Market; Dominance in Relevant Market, Abuse of Dominance, Predatory Pricing.

UNIT-IV**10**

Combinations: Merger, Acquisition, Amalgamation & Takeover; Horizontal and Vertical & Conglomerate Mergers combinations covered under the Competition Act, 2002, Regulations, Penalties.

UNIT-V**10**

Establishment and Constitution of CCI; Powers and Functions of CCI; Penalties and Enforcement; Emerging Trends in Competition Law and International Trade and Competition Law.

Suggested Books

- Universal Guide to Competition Law in India, Universal Law Publishing Company, New Delhi, 2003.
- Ramappa, Competition Law in India: Policy, Issues and Developments, Oxford University Press, New Delhi.
- Dhall. Vinod, Competition Law Today: Concept Issues and Law inn Practice, Oxford University Press, 2007.
- Bangia R. K., A Handbook of Consumer Protection Laws and Procedure, Allahabad Law Agency, 2004.
- Competition Act 2002

**LW 595
ELECTION LAW**

L T P C

3 1 0 4

COURSE OBJECTIVE:

1. To familiarize the students with existing legal framework of elections to various democratic bodies/posts.

2. To critically analyse the present regime of laws with reference to postulate of free and fair elections as the fundamental point of democracy.

UNIT I

08

Introduction:

- Election: Meaning and Process
- Constitutional Mandate
- Laws Governing Elections
- Election to the Offices of the President and Vice President.

UNIT II

08

Election Commission:

- Composition, Functions, Powers, Delimitation of Constituencies, Preparation and Revision of Electoral Rolls. C

UNIT III

08

Qualifications & Disqualifications:

- Qualifications and Disqualifications of Candidates Constitutional and Statutory Provisions Disqualifications of Sitting Members, Anti defection law (tenth schedule of Constitution of India) Q

UNIT IV

10

Nomination and Candidature (section 30-39, section 100 (1) (c) , section 100 (1) (d)

- Meaning of valid nomination, procedure for filing of nomination and security deposit etc, grounds for rejection and withdrawal of nominations, Voter's right to know antecedents of the candidates, recognition of political parties and election system.

UNIT V

11

Election Disputes and Issues

- Jurisdiction, criminalization of politics, right to information vis-à-vis election, electoral offences.

Suggested Books:

- R.N. Choudhary, Election Laws and Practices in India, Orient Publishing Company, Fourth Edition (2014)
- Nishant Singh, Indian Election Law, Create space Independent Publication; First Edition (2014)
- Dev Inder, Manual of Election Law in India, Universal Law Publishing Company Limited, First Edition (2004)

L T P C
3 1 0 4

COURSE OBJECTIVE:

This objective of the paper is to study about the formation of a company, capital formation of a company and administrative powers.

This course introduces the principles of insurance law, mitigation of loss under the insurance contracts and its regulatory authorities.

UNIT I 08

Introduction:

- Meaning of Insurance.
- Historical Aspect.
- Characteristic of Insurance.
- Nature of Insurance Contract.

UNIT II 10

- Theory of Cooperation.
- Theory of Probability.
- Principles of Insurance.
- Utmost Good Faith.
- Insurance Interest.

UNIT III 08

- e-Insurance. R
- Double Insurance. D
- Insurance and Wages. I
- Types of Insurance: Life Insurance Marine Insurance Fire Insurance & Miscellaneous Insurance. T

UNIT IV 11

- Indemnity.
- Subrogation.
- Causa Proxima.
- Mitigation of Loss
- Attachment of Risk.
- Contribution.

UNIT V 08

- Constitution, Function and Powers of Insurance Regulatory and Development.
- Authority Application of Consumer Protection Act, 1986.

Suggested Books:

- KSN Murthy and KVS Sarma Modern Law of Insurance in India (Lexis Nexis, 5th edn., 2013).
- S. Chand, Insurance Principles and Practice (S. Chand Publishing, 22nd edn., 2015).
- Gaurav Varshney, Insurance Laws (LexisNexis, 1st edn., 2018).
- Avtar Singh, Law of Insurance (Eastern Book Company, 3rd edn., 2017).
- Avtar Singh, Law of Insurance (Eastern Book Company, 2nd edn., 2010)

**LW 597
INTERNATIONAL CRIMINAL LAW**

L T P C

3 1 0 4

COURSE OBJECTIVE:

1. To impart knowledge about International Crimes, International Criminal Jurisprudence and Operation and Functions of International Criminal Justice System.
2. To make the students learn about different kinds of treaties and conventions and its relevance under International Sphere.

UNIT 1

08

Origin and Development:

Nature of International Crimes, Historical Background, Causes and Aggravating Factors, General Principles of International Criminal Law, State Sovereignty and International Criminal Law.

UNIT II

10

Major Treatise and Conventions:

Treaty of Versailles, Nuremberg and Tokyo Trials, Genocide Convention, 1948, Geneva Convention, 1949, ILC Draft Code of Crimes against the Peace and Security of Mankind

UNIT III

08

Major International Crimes:

Meaning and Definition, Genocide, Aggression, Organized Crimes and Corruption, War Crimes, Crimes Against Humanity, Terrorism Issues Relating Money Laundering, Narco Terrorism.

UNIT IV

08

Prevention and Punishment of International Crimes:

Jurisdiction, Extradition, Mutual Legal Assistance, Enforcement Agencies, Interpol and Red Corner.

UNIT V

11

International, Regional and Mixed Tribunals and International Criminal Court:

International, Regional and Mixed Tribunals: Functions and Scope, International Criminal Court: Organization, Structure, Material and Temporal Jurisdiction, Procedure and Evidence.

Suggested Books:

- Cassese, Antonio, Acquiva, Guido, Mary De Ming Fan and Whiting, Alex; International Criminal Law: Cases and Commentary; Oxford University Press.
- Gerhard, Werle; Principles of International Criminal Law; T.M.C. Asser Press.
- Gerry J. Simpson; Law, War and Crime: War Crimes Trials and the Reinvention of International Law; Polity Press.
- Schabas, William A., An Introduction to the International Criminal Court (Cambridge University Press, Cambridge, 2001).

LW 598

COMPARATIVE CONSTITUTIONAL LAW

L T P C

3 1 0 4

COURSE OBJECTIVE:

1. The object of this paper is to promote the comparative study of various constitution of the world. It will help the students to have better insight of the various forms of government, concepts etc.
2. Students will be benefited from deeper understanding of the doctrine and values underlying the provisions and principles from various constitutional systems.

UNIT I

08

Comparative Constitutionalism: Constitution and Constitutionalism; Parliamentary and Presidential form of Government; Federal and Unitary form of the Constitution.

UNIT II

11

The Idea of Limited Government: Development of Democratic Government in England and America; Salient Features of the British Constitution; Salient Characteristics of the American Constitution.

UNIT III

08

Comparative View of Executive – Structure in England and United States of America: British King and Crown, Royal Prerogatives; Cabinet System in England – President of America; Powers, Privileges and Immunities.

UNIT-1V

10

Comparative View of Legislative Structure in England and United States of America: British Parliament: House of Commons and House of Lords; Composition and Power Privileges of Parliament; American Congress: House of Representatives and Senate; Federal Legislative Powers.

UNIT V

S08

Comparative View of Judicial Systems in England and United States of America: Concept of Rule of Law, Exceptions; New Horizons of Rule of Law Prerogative Writs; Federal Judicial Power; The Supreme Court of U.S.A., Judicial Review and Self-restraint.

Suggested Books:

- D.D. Basu, Comparative Constitutional Law, Wadhwa Publication, Nagpur, 2nd edn., 2008.
- Jan M. Smith, Eglar Encyclopedia of Comparative Law, 2006.

LW 563

LEGAL INTERNSHIP DIARY AND VIVA VOCE

L T P C

0 1 6 4

As regards the internship, after the completion of internship by the students, the work done by the candidate as recorded in his/her daily diary would be evaluated by a Board of examiners consisting of (i) Dean/HoD of the Department; (ii) two faculty members and; (iii) an invitee from outside college/ university.

The same Board would also conduct the viva on internship also

LIST OF ELECTIVES

ELECTIVE – I (CHOOSE ANY ONE OF THE FOLLOWING)

Sl. No	Course Code Number	Name of the Electives
1.	LW 581	Banking Law
2.	LW 583	Law relating to Women and Children

ELECTIVE – II (CHOOSE ANY ONE OF THE FOLLOWING)

Sl. No	Course Code Number	Name of the Electives
1.	LW 587	Criminology and Penology
2.	LW 594	Competition Law

ELECTIVE – III (CHOOSE ANY ONE OF THE FOLLOWING)

Sl. No	Course Code Number	Name of the Electives
1.	LW 591	Socio-economic Offences
2.	LW 593	Health Law

ELECTIVE - IV (CHOOSE ANY ONE OF THE FOLLOWING)

Sl. No	Course Code Number	Name of the Electives
1.	LW 595	Election Law
2.	LW 596	Law of Insurance