



SHRI JAGDISHPRASAD JHABARMAL TIBREWALA UNIVERSITY

VIDYANAGARI, JHUNJHUNU – CHURU ROAD,

DIST- JHUNJHUNU, RAJASTHAN -333001

(Conducted by Shri Rajasthani Seva Sangh, Mumbai)

(Established U/S (2f) of UGC Act,1956 vide Act No. F2 (5) Vidhi/2/2009 of 5-2-2009, Govt. of Rajasthan)

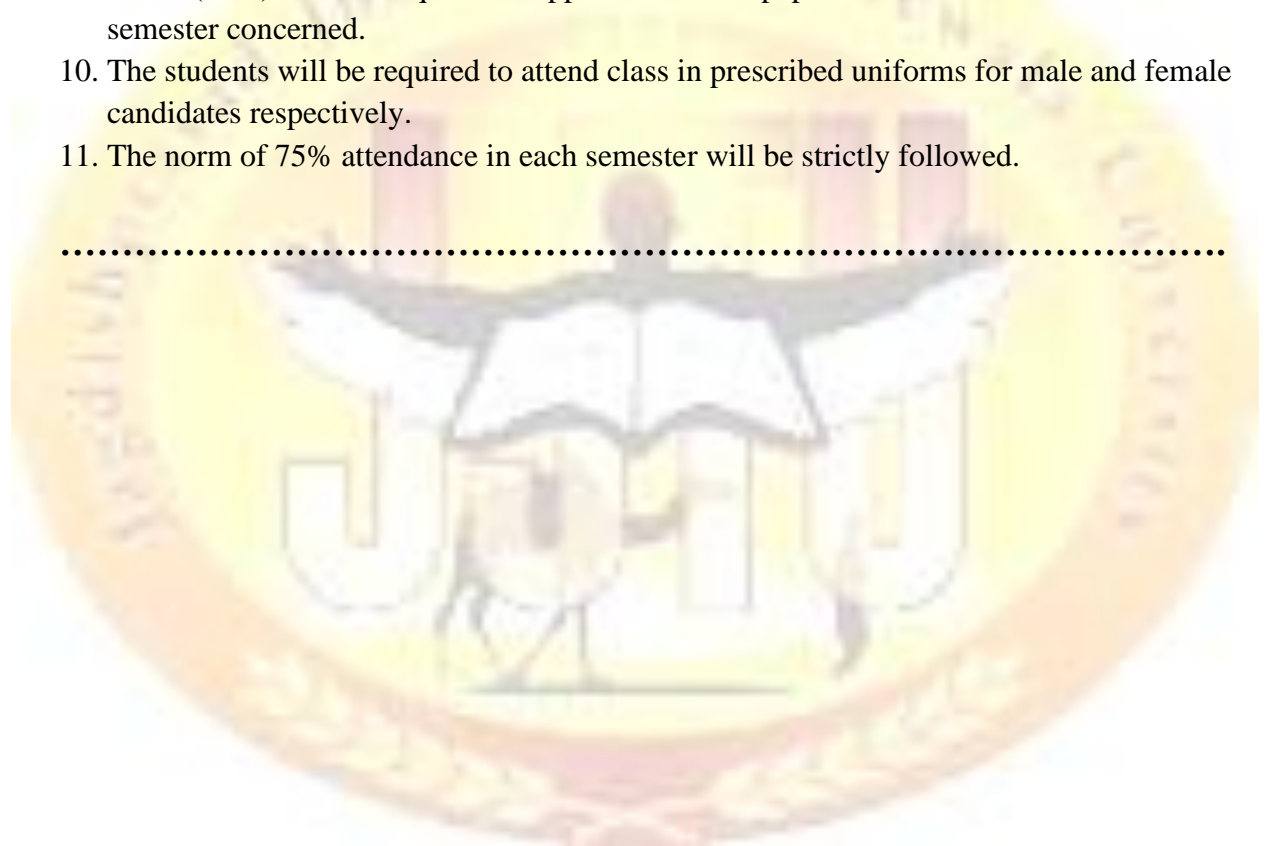
ORDINANCE NO. 33

BACHELOR OF ARTS & BACHELOR OF LAWS (HONS)

1. There shall be the following five examinations for the Degree of Bachelor of Arts and Bachelor of Laws (Integrated).
 - (i) B.A., LL.B. Part I (Integrated) Examinations.
 - (ii) B.A., LL.B. Part II (Integrated) Examinations.
 - (iii) B.A., LL.B. Part III(Integrated) Examinations.
 - (iv) B.A., LL.B. Part IV (Integrated) Examinations.
 - (v) B.A., LL.B. Part V (Integrated) Examinations.
2. One (a) who has passed Higher Secondary School Examination (10+2) system or an equivalent examination with 45% marks (40% for SC & ST candidates) in aggregate in any stream only recognized as such by all University Establish under 2(f) and 3 of UGC Act 1956 and are not above 22 years of age on 1st July and
(b) Also has prosecuted a regular course of study for one academic year in the University department of laws shall be eligible for admission to B.A., LL.B. (Integrated) Part I examination.
3. Only such persons shall be eligible for Admission to B.A.LL.B. (Integrated) Part II and B.A.LL.B (Integrated) Part III, B.A.LL.B. (Integrated) Part IV and B.A.LL.B (Integrated) Part V examination who have passed B.A.LL.B. (Integrated) and B.A.LL.B.(Integrated) Part IV examinations respectively of this University or an equivalent examination of Five years degree course of any other university recognized by this University and all University Establish under 2(f) and 3 of UGC Act 1956. Provided that he shall not be required to pass in Part I, Part II, and Part IV of this University if he has passed those examination from any other university but if any subject which is included in Part I, part II, part III and part IV of this University was not included in the examination of that University, he will have to pass the examination of University in those subjects before his results of part V(final) of this University would be declared.
4. Every candidate for the B.A.LL.B. Part I, II, III and IV and V (final) examination shall be examined as decided by Board of studies time to time. Each part examination will be spread up into two semesters one semester will be of six months duration.

5. In order to be successful the B.A.LL.B. part I, II, III, IV and V (final) examinations, the examinee must obtain at least 40% Marks in each paper and in the aggregate 50% of the total marks of the each semester examination.
6. Besides Regular students and ex- students of this course subject to the compliance with this ordinance, no students shall be eligible for admission to the examination of B.A.LL.B. (Integrated).
7. An examinee who obtains 60% marks or above in aggregate of the total marks in all the examination taken together shall be placed in the second division. The other successful candidates shall be placed in the second division.
8. There shall be no supplementary examination and no revaluation in the Faculty of law.
9. Unsuccessful candidates at the examination of B.A.LL.B. (Integrated) Part I, II, III, IV and V (final) shall be required to appear in the due papers at the next examination of the semester concerned.
10. The students will be required to attend class in prescribed uniforms for male and female candidates respectively.
11. The norm of 75% attendance in each semester will be strictly followed.

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SHRI J.J.T UNIVERSITY, Chudela, Jhunjhunu (Rajasthan)

SYLLABUS for B.A, LL.B. 5 YEAR COURSE

School of Law

Shri J.J.T University, Chudela, Jhunjhunu (Rajasthan) 2015-16

B.A., LL.B. (5 Years)(List of Courses Prescribed for Semester I)

COMPULSORY COURSE

SEMESTER 1st

Paper Code	Course Title
B.A.LL.B -101	General English-I
B.A.LL.B -102	Law of Torts -I
B.A.LL.B -103	Economics -I
B.A.LL.B -104	Computer-I
B.A.LL.B -105	Legal & Constitutional History
B.A.LL.B -106	Political Science -I

B.A. LL.B (Five Years Course)

SEMESTER I

The each theory Paper shall be of 70 marks and of 3 hours duration.

The question asked may be objective and subjective both or subjective only. 30 Marks have been assigned for sessional.

B.A.LL.B -101 **General English-I**

SYLLABUS:

CONTENTS:-

- I.** Basis Sentence Patterns, Tenses, Transformation and Formations of Interrogative and Negative Sentences, Tag – Questions, Model Auxiliaries, Word-formation.
- II.** Passive Constructions, Narration: Direct and Indirect, Translation from Hindi to English and English to Hindi, Conditional Sentence, Word Formation (Conditional).

III. Translation (Continued)Determiners and Articles, Idioms and Phrases, Spelling Exercises.

Suggested Readings:

1. Thomson and Martinet:-A Practical English Grammar.
2. Webster's Spelling Dictionary.
3. Living English by Dr. R.P.Bhatnagar & Rajul Bhargava.
4. R.H.Flavell and L.H.Flavell:-Current English Usage.
5. R.L.Jain:- Legal English.
6. Mr.Rastogi:- General English.
7. Mr.Tanwar:- General English.
8. J.S. Allen :-English Grammar.
9. Dr. Anirudh Prashad:- Outline of Legal Language in India.

B.A.LL.B -102

Law of Torts-I

CONTENTS:-

1. Definition, nature, scope, objects and elements of Tort, Maxims, Extinction or Discharge of Tortious Liability, Joint Tort -Feasors.
2. General Defenses of Tortious Liability. Vicarious Liability Doctrine of common employment, State Liability. Absolute or Strict Liability.
3. Remedies, Kinds and measure of damages, Remoteness of damages.
4. Torts to person and property including Negligence. Nuisance, nervous shock, interference with contract or business, intimidation, conspiracy, deceit or fraud, malicious prosecution, defamation.
5. Consumer protection Act, 1986. Definitions, Consumer protection councils, Consumer Dispute Readdressal agencies- Establishments, Jurisdiction Procedure and orders.

Leading Cases:

1. Ushaben V. Bhagva Laxmi Chitra Mandir. AIR 1970 GUJ. 18.
2. Municipal Corpn. ofDelhi V. Subhagwati. AIR 1966 SC 1750.
3. Rylands V. fletcher(1869) IRHT 330.
4. Dipal Girish Bhai v/s United Insurance Company, 2004 AIR, S.C.W. 1864.

1. Computer Fundamental: - Characteristics of Computers (versatility, Basic operations, speed accuracy automation, storage etc).
2. Anatomy of computer: input device, output devices, control processing unit, storage devices.
3. Classification of Computer: - micro, mini, mainframe super computer.
4. Computer software:- Definition, types, Function, Popular types of software system application.
5. Operating System: - Definition, need, types, functions, popular operating system and their application and their evolution.
6. Programming languages:- Types of programming languages Low level, high level Programming languages.
7. Communication:- Data communication system, different data transmission mediums (twisted pair, coaxial, microwave, communication satellite optical fiber and their advantages).
8. Networking system:- need, types, internetworking networking standards.

II: - Operating system M.S Windows

1. Windows:- Definition, evaluating of windows, components, using resizing and closing a windows. Features (user interface, file naming, easier mailing facility, and easier mouse access).
2. Working with dialog boxes, list boxes, text boxes, drop-down list boxes, option button, check box.
3. Using menus:- Special indicators in window, a triangle ellipses, a dot, a key combination, grey option using scroll bars.
4. Navigating windows:- Using windows explorer, searching files and folders. Accessing a drive, Creating and moving a shortcuts.
5. File & folders- Difference between file & folders, creating a folders, copying files in a folder.
6. Creating copy of a file, creating, subfolders, using and renaming files and folders.
7. Customizing Desktop:- Customizing task bar setting time & date of the system using desktop theme, changing desktop of system setting patterns, color palette, setting screen saves, changing appearance of a window.

8. Installing a printer making a default printer, printing a document.

III:-

1. Word Processing: - Definitions, Advantages, functions, popular word processing.
2. Working with MS Word: - Word application window getting help creating saving, closing and opening a document.
3. Editing a document: - Navigating a document, undo and redo, character level editing, forming a block text correction and deletion moving, finding and replacing text.
4. Templates and wizards; - Introduction of templates, using document on templates, using wizard to create a document.
5. Page formatting:- meaning, setting paper size, orientation, setting margins, setting header and footer Inserting page no. And date. Inserting page break .Text alignment and indentation setting tabs.
6. Text formatting: - Copying removing characters, using styles, modifying the styles. Setting borders & shading.
7. Tables- creating a table, changing the display of table, adjusting row column with, Applying arithmetic computation in table.
8. Mail merging: - meaning, setting up main document, creating data source, merging a document using tables and envelop wizards.

IV. MS-excel

1. Electronic spread sheet: - Definition, history, terminology, features, application and advantages.
2. Basic of MS-excel: - Starting MS-excel, components, workbook, worksheet, online help, creating a workbook, data entry in a workbook. Copying and moving data saving a work book. Saving and striving a workbook.
3. Editing a cell, selecting range deleting cell, column row, and worksheet, renaming, moving, copying and moving a worksheet ,protecting a workbook.
4. Formatting: - Adjusting a column with, row height, hiding, unhanding rows & columns, aligning a worksheet data. Number, currency, date formats.
5. Functions:- Types of function in MS- excel, syntax, mathematical function, logical function, date/time function, function wizard.

6. Formula: - Entering a formula, referencing technique, naming range, moving & copying formula.
7. Charts: - creating charts, components of a chart, types of a chart, using chart wizard, moving & resizing charts, saving & retrieving charts.
8. Printing: - Defining page layouts, setting headers and footers. Hiding gridlines print preview printing a worksheet.

V: - Power Point

VI :- (Internet)

1. Definition, scrape, History, applications, services.
2. Getting connected:- Dial-up connection, Direct & dedicated connections.
3. World wide web:- meaning, webpage, website, hyperlinks, using web browsers-domain name system. IP address, TCP/IP Account.
4. E-mailing:- Concept, working, protocol, free email service.
5. HTML Tags layout of HTML document, creating HTML Document, adding comment, heading color setting, inserting on image, types link.

VII:- (Networking system)

1. Concept of networking: - Meaning, need types media.
2. Information system: - Types information level, quality, components, functional areas.
3. Data communication:- Meaning, elements, modes, speed, mediums, types of data transmission.
4. Computer Networks: - Definition, terminology, technology, (LAN, WAN, MAN ETC) server, element, work group Host system administrator.
5. Network Application: - Topologies and their advantages, Role of protocols, communication protocols.
6. Internet works:- Definition, advantages, popular internet work in India.

Reference books:-

1. Introduction to Computer- Peter Norton TMPH.
2. Computer fundamentals- P.K Sinha BPB.
3. MS-word 2003 complete reference.
4. MS-excel 2003 complete reference.
5. MS-access 2003 completes reference.

6. Internet- an introduction, CI system- TMH series.
7. Computer science, D.P. Nagpal. PHI.
8. Internet- Everything you need to know, D.E comer, PHI.
9. Comdex computer course kit, Vikas Gupta, Dramatic, N. Delhi.

B.A.LL.B -105

Legal & Constitutional History

Contents

- I. Importance of necessity of legal history : Charter of 1726 and establishment of Mayor's Court : Charter of 1753 ; The Regulating Act, 1773. The Supreme Court of Calcutta, Bombay and Madras Act of Settlement, 1781 ; Nand Kumar Trial, Patna case Cosijurah case.
- II. The beginning to the adalat system ; The judicial plan of 1772 and 1774 introduced by warren hastings. Judicial reforms of Cornwallis and William bentick.
- III. The high court : Dual judicature before 1986 : Indian high court act 1861 ; Privy Council ; Federal Court, and good consciences), Development of Criminal Law. Charter Act of 1833 Codification of Law : Law Commission, Legislative Council, First, Second and Third Law Commissions. The Lex Loci Report.
- IV. Government of India Act, 1858 and 1892 Act of 1909 ; Morley Minto reforms, Government of India Act, 1919.
- V. Simon Commission, Round Table Conference : Federalism – Nature and Characteristics under Government of India Act, 1935 ; Provincial Autonomy, Cabinet Mission ; Crips Mission ; Indian Independence Act, 1947 ; Abolition of jurisdiction of Privy Council ; Constituent Assembly – Its formation, working, contributions.

LEADING CASES :

1. Trial of Raja Nand Kumar 1775.
2. Patna Case, 1777-79.
3. Cossijurah Case, 1789-90

Selected Readings:

1. Jain, M.P. : Outlines of Indian Legal History (Hindi & English).
2. Keith, A.B. : Constitution History of India (Chapter VII, VIII, X,XI, XII).
3. Banerjee : The making of the Indian Constitution.

4. Mahajan, V.D. : Constitutional History of India.
5. Sinha, B.S. : Legal & Constitutional History of India.
6. Kulshrestha, V.D. : Land marks in Indian legal and Constitutional history (English & Hindi).
7. Bhansali, S.R. : Legal System of India.
8. Dr.N.V.Paranjpe. Legal & Constitutional History of India.

B.A.LL.B -106

Political Science -I

CONTENTS:-

- I. Political Science - Meaning, Nomenclature and Scope, Traditional and Contemporary perspectives of Political Science, Behaviouralism and Post-Behaviouralism, Inter-disciplinary approach in Political Science, Relation of Political Science with other Social Sciences (Economics, History, Geography, Psychology).
- II. State: Theories of origin and development; Development of State as a welfare State, Sovereignty; Monistic and Pluralistic theories.
- III. Concepts: Power, Authority, Legitimacy, Citizenship, Rights ,Liberty, Equality and Justice.
- IV. Democracy and Dictatorship, Political Parties, Pressure Groups, Theories of representation, Rule of law and Constitutionalism.
- V. Organs of Government and their functions (with reference to recent trends)

Suggested Readings:

1. A. Appadorai: Substance of Politics.
2. A. Ashirvatham: Principles of Political Science
3. J. S. Bakes & R.B. Jain: Political Science in Transition
4. R.C. Vermani: Political Theory
5. J.C. Johri: Principles of Political Science
6. Dr. Pukhraj Jain : Foundations of Political Science.
7. B.L. Fadiya : Political Theory.

SHRI J.J.T UNIVERSITY, Chudela, Jhunjhunu (Rajasthan)

SYLLABUS for B.A, LL.B. 5 YEAR COURSE

School of Law

Shri J.J.T University, Chudela, Jhunjhunu (Rajasthan) 2015-16

B.A., LL.B. (5 Years) (List of Courses Prescribed for Semester II)

COMPULSORY COURSE

SEMESTER II

Paper Code Course Title

B.A.LL.B -201	General English -II
B.A.LL.B -202	Law of Torts-II(Including Consumer Protection Act)
B.A.LL.B -203	Economics-II
B.A.LL.B -204	Computer-II
B.A.LL.B -205	Right to Information
B.A.LL.B -206	Political Science-II

B.A. LL.B (Five Years Course)

SEMESTER II

The each theory Paper shall be of 70 marks and of 3 hours duration.

The question asked may be objective and subjective both or subjective only. 30 Marks have been assigned for sessional.

SYLLABUS:

B.A.LL.B - 201 General English-II

CONTENTS

Vocabulary:

1. Foreign words and phrases (Important Latin and English affixes)
2. Idiomatic expressions.
3. One word substitution.
4. Words often confused Latin Maxims.

II. Comprehension Skills and Compositional Skills:

1. Precise - Writing and Summarizing

2. Drafting of Reports.
3. Comprehension passages.
4. Essay- writing on topics of legal interest

III. Speech Training :

1. Reading aloud (knowledge of proper pauses)
2. Key sounds, their discrimination and accent.
3. Consulting a Pronouncing Dictionary.
4. Rapid reading and Debating exercises.

IV. Detailed Study :

1. Advice to a young man interesting in going into law- by Felix Frankfurter.
2. The victimization of witnesses- by Lord Denning.
3. Cross- examination of Piggott before the Parnell Commission- by Sir Charles Russell
4. On the entirely reasonable murder of a police constable- by George Bernard Shaw

V. Comprehension of legal Texts (Detailed Study):

1. Why Criminal are Acquitted – by Justice A.S. Anand
2. Curbing Crime –by Justice R.P. Sethi.

B.A.LL.B -202

Law of Torts-II(Including Consumer Protection Act)

Contents:-

Unit-1: Evolution of Law of Torts: - Its development by courts in England, Forms of Action, Emergence of specific remedies from case to case, Reception of Law of Torts in India, Principles of Equity, Justice and Good Conscience, Uncodified character-advantages and disadvantages.

Unit-2: Definition, Nature, Scope and Objects: A Wrongful act-violation of a duty (in rem) imposed by law, duty which is owed to people generally, Legal damage-Damnum sine injuria and Injuria sine damnum., Tort distinguished from Crime, Breach of Contract etc., , The concept of unliquidated damages, . Changing scope of Law of Torts: Expanding character of duties owed to people generally due to complexities of modern society-scientific and technological progress, industrialization, urbanization, specialization, occupational hazards, . Objects- prescribing standards of human conduct, redressal of wrongs by payment of compensation, proscribing unlawful conduct by injunctions.

Unit-3: Principles of Liability in Torts: Fault, Wrongful intent, Negligence,. Liability without fault, Violation of Ethical codes, statutory liability, Fatal Accidents Act, Railway Act, Workmen's Compensation Act, Motor Vehicles Act, Carrier Act, Insurance Laws, and Place of motive in Torts.

Unit-4: Justification in Torts: Volenti non fit injuria - What is free consent?: Informed consent, mere knowledge and knowledge coupled with assumption of risk, . Necessity, Private and Public, Plaintiff's default, Act of God and Inevitable Accident, Private Defense, Statutory authorization, Judicial and Quasi-judicial Acts, Parental and quasi parental authority.

Unit-5: Extinguishment of Liability in Certain situations: Death, Actioperpersonalismoritur cum persona Exceptions, Law Reform (Miscellaneous Provisions) Act. 1934, Waiver and acquiescence, Release, Accord and satisfaction, Limitation.

Unit-6: Standing: Who may sue in torts, Aggrieved individuals, Class Action, O 1 R 8, Social Action Groups, Statutes granting standing to certain persons groups, Who may not be sued, Ambassadors, Lunatics, Infants.

Unit-7: Doctrine of Sovereign immunity and its Relevance in India: Liability of States Sovereign and non-sovereign functions, Crown Proceedings Act of U.K., Federal Tort Claims Act of U.S.A. Constitution of India, Arts 299 and 300, Act of State.

Unit-8: Vicarious Liability: Basis, scope and justification, Express authorization, Ratification, Abetment, Special Relationship, Master and servant-arising out of and in the course of 14 employment who is master? - Control test who is servant? Borrowed servant Independent Contractor, Principal and Agent, Corporation and Principal Officer.

Unit-9: Torts Against Persons and Personal Relations: Assault, Battery, Mayhem, False Imprisonment, Defamation-Libel, slander including law relating to privileges, Marital Relations, domestic Relations, parental Relations Master and Servant relations, Malicious prosecution, Shortened Expectation of life, Nervous shock, Defenses.

Unit-10: Wrongs Affecting Property: Trespass to land, Trespass ab initio, Dispossession, Movable Property-Trespass to goods, Detinue, conversion, Torts against Business interests Injurious falsehood, misstatements, passing off, Defences.

Unit-11: Negligence: Basic concepts, Theories of Negligence, . Standards of care, Duty to take care carelessness inadvertence, Doctrine of contributive negligence, Res ipsa loquitur and its importance, Professional liability due to negligence with special reference to consumer Protection Law.

Unit-12: Absolute/Strict Liability: The Rule in Ryland vs. Fletcher. Principle for application of these rules, Storing of dangerous things, . Escape of dangerous things - application of principles in concrete cases of damage arising out of industrial activity. (The Bhopal Disaster, Oleum Gas Escape, M.C. Mehta Case, Nuclear Installations and their hazards), Defences, Liability under Motor Vehicle Act, Railway Act etc.

Unit-13: Nuisance: Definition, Essentials, Types, Acts which constitute nuisance-obstructions of highways, pollution of air, water, noise, interference with light and air.

Unit-14: Legal Remedies: Legal Remedies, Award of damages-simple, special, punitive, Remoteness of Damages-Foreseeability and Directness tests, Injunction, Specific Restitution of Property, Extra-Legal Remedies-self help, Re-entry in land, Recapture of goods, distress damage feasant abetment to nuisance.

Unit-15: Judicial Process in Tort: Dilatoriness, Complicated rules of procedures and evidence, Experts in trial process, Reports of Testing labs, Court fees, Problems of access. **Unit-16:** Tort and Consumer Protection Law: Duty to take care and liability for negligence: Manufacturers and traders and providers of services such as lawyers, doctors and other professional, Caveat emptor and caveat venditor, Deceit and false advertisement, . Liability for hazardous and inherently dangerous industrial activity, Product Liability - EEC directives, Right to Common Property Resources-right to pass and Trespass on pathways, Consumer Protection Act, 1986.

B.A.LL.B -203 Economics II

Contents

1. Production Theory: Production Function, Production (TP) curve, Laws of variable proportions, Returns to Factor (Average and Marginal Product) and Scale(IRS, CRS, and DRS) & relationship between them.
2. Revenue & Cost theory: General theories and types of Cost (FC, VC), Cost concepts& Curves (TC, AC, MC) & relationship between them, SR & LR Cost theory (SAC, SMC, LAC, LMC etc.), Revenue – Types, Curves &Characteristics(TR, MR, AR etc.) Profit Maximization & Cost Minimization.
3. Types & Characteristics [PC, Monopoly (inclusive of price discrimination),Oligopoly, Monopolistic Competition],Market Equilibrium (SR & LR) of firm &Industry under PC, Monopoly, Characteristics of Collusive oligopoly –cartelization.
4. Market Dynamics: Effect of Shift in Market Demand & Supply & Shift in Firms Production & Cost Curves on market /firm equilibrium V.Game Theory: Basics, Strategy, Payoff Matrix, Zero Sum game, Prisoner's Dilemma.

Suggested Readings:

1. Jhingan M.L., Microeconomics Theory, Vrinda Pub.
2. Samuelson & Nordhaus, Economics, Tata Mc Graw Hill.
3. Hal.R.Varian, Intermediate Microeconomics, W.W. Norton & Company.
4. Koutsoyiannis A., Modern Microeconomics, Mac Millan Press.

B.A.LL.B -204Computer II

Contents

- I. (DOS/UNIX)

(a) Disk Operating system: Introduction to operating system, How DOS works, Internal Commands: PROMPT, CLS, DATE, TIME, DIR, REN, DEL, MD, CD, RD, COPY, TYPE, VOL, VER, PATH, External Commands: XCOPY, DELTREE, FORMAT, CHKDSK, DISKCOPY, DSKCOMP, SCANDISK, TREE, APPEND, ATTRIB, LABEL, EDIT, DOSKEY.

(b) Unix Operating system: Introduction, History, Features, Simple Unix commands.

II. (Page Maker)

1. Introduction to page maker: Introduction, creating publication, setting up a new publication, opening editing and existing publication. Typing text moving a text block, page orientation.
2. Type menu: applying a font, formatting and word processing, formatting characters, changing borders and applying fills, graphics and text blocks, wrapping text around graphics and drop menus.

III (Excel)

(A). Electronic spread sheet: Definition, History, Terminology, Features, Application and Advantages. Basics of MS-EXCEL: Starting MS-EXCEL, Components, Workbook, Worksheet, online help, creating a workbook. Data Entry in a workbook. Copying and moving data saving a work book. Saving and retrieving a work book.

(b). Editing: Editing a cell, selecting range, deleting cell, column, row, worksheet, Renaming, moving, copying and moving a worksheet, protecting a workbook.

IV (EXCEL)

(a). Functions: Types of function in MS-EXCEL, Syntax, Mathematical function, logical function, date/time, function, Function Wizard Formula: Entering a Formula, referencing technique, naming range, moving & copying formula.

(b). Charts: Creating Charts, Components of a chart, types of a chart, using chart, wizard, moving and resizing charts, saving & retrieving charts.

V (Access)

(a). Database: Definition, component, understanding RDBMS, basic object of a RDBMS.

Creating Table: Methods for creating table, setting data types, naming fields, entering records, saving, closing retrieving table .Adding validation in a table.

(b). Modifying a Table: Rearranging fields, adding deleting, changing column width, editing record, selecting multiple fields, hiding/ un hiding and freezing a field.

Report: Creating a report of table, query, designing a report, moving report to MS-WORD

VI (Multimedia)

(a). Multimedia: What is multimedia, components (Text, graphics, Animation, Audio, Video), Multimedia, Applications: Multimedia Presentation, Foreign language learning, video games, Special effects in movies, Multimedia conferencing, media center computer.

(b). Topology: introduction, star topology, Ring or circular Topology, tree topology, graph topology, mesh topology, Repeater, bridge, Router gateway.

VII (Networking system)

(a). Concept of Networking: What is a network, network goals, types, media data communication: Meaning, Elements, Modes, Speed, Mediums, Types of data transmission

(b). Computer Networks: definition, Terminology, technology (LAN, WAN, MAN etc.), Server, client, Work group, Host, System administrator, Network Applications.

Suggested Reading:

1. Introduction to computers, Peter Norton, TMH.
2. Computer Fundamentals, P.K. Sinha, BPB.
3. MS-EXCEL 2003 completes reference.
4. MS-ACCESS 2003 completes reference.
5. Internet-An Introduction, CISTems-TMHseries.
6. Computer Sciences, D.P. Nagpal, PHI.
7. Internet- Every Thing You Need to Know, D.E. Corner, PHI.
8. Comdex Computer Course Kit, Vikas Gupta, Dreamtech, N. Delhi

B.A.LL.B -205Right to Information

CONTENTS

I. An Introduction to Right to Information

Accountability through Law, Information as a Right. Why Should Information be a Right ?

How Right to Information Strengthens Democracy ?Realizing Participatory Democracy

Making People the Centre of Development. Increases Trust Quotient in Government. Facilitates Market-Based Economic Growth .Rooting out Corruption, Enhances Vigilance of Media

II. RIGHT TO INFORMATION LAW IN INDIA

[A] Historical Background

- (i) The Indian Evidence Act, 1872 [Section 76]
- (ii) The Factory Act, 1948
- (iii) The Water (Prevention and Control of Pollution) Act, 1974 [Section 25(6)]
- (iv) The Air (Prevention and Control of Pollution) Act, 1981
- (v) The Environment (Protection) Act, 1986
- (vi) The Representation of the Peoples Act, 1951
- (vii) The Protection of Women from Domestic Violence Act, 2005
- (viii) Trade Marks Act, 1999
- (ix) The Semiconductor Integrated Circuits Layout Design Act, 2000

[B] Constitutional Provisions and Judicial Trend on Right to Information in India before 2005

[C] Evolution of Right to Information Act, 2005

III. Right to Information Act, 2005

Whole Act

The study of the provisions of the Act with the help of cases decided by High Courts, Supreme Court and Chief Information Commissioner.

B.A.LL.B -206 Political Science – II

Contents

(INDIAN POLITICAL THINKERS)

1. Manu: His writings, views on state : Dharam, Danda, Saptang theory, origin of state and his contribution. Kautilya: His writings, origin of state, organs of state ,king, his qualifications and functions, Mandal theory and contribution. Shukra: His writings, Danda Neeti, state, state's functions, king and his functions, view son administration and justice.
2. Raja Ram Mohan Roy: His writings, views on individual, state, and social reforms, education, and his contribution. Swami Dayanand Saraswati : His writings, views on Indian nationalism, individual, state, social and religious views.

3. Gopal Krishna Gokhale: His writings, his views on individual, state, spiritualization of politics ,his political methods, economic views and contribution. Bal Gangadhar Tilak: His writings ,views on nationalism, individual, state, methods, Swaraj and his contribution.
4. Mohan Das Karam Chand Gandhi : His writings: Hind Swaraj, My Experiments with Truth, his views on state, individual, ends and means, nonviolence ,truth, satyagrah, trusteeship and his contribution. Jawahar Lal Nehru :His writings, his views on individual, state, socialism, modern India ,Panchsheel, democratic socialism, and his contribution.
5. Dr. Bhim Rao Ambedkar: His writings, his views on individual, state, social reforms, social justice and his contribution. M.N. Roy: His writings, his view son individual, state, humanism, Marx, his methods. Jai Prakash Narayan: His writings, his views on individual, state, socialism, total revolution, Party less democracy, and his contribution.

Suggested Readings:

1. Mahendra Kumar: International Politics
2. Friedman: Introduction to World Politics.
3. Anam Jaitly: International Politics: Trends and Issues.
4. Dr. Pukhraj jain : Indian Political Thinkers

SHRI J.J.T UNIVERSITY, Chudela, Jhunjhunu (Rajasthan)

SYLLABUS for B.A, LL.B. 5 YEAR COURSE

School of Law

Shri J.J.T University, Chudela, Jhunjhunu (Rajasthan) 2015-16

B.A., LL.B. (5 Years) (List of Courses Prescribed for Semester III)

COMPULSORY COURSE

SEMESTER IIIrd

Paper Code Course Title

B.A.LL.B -301	Sociology-I
B.A.LL.B -302	Constitutional Law-I
B.A.LL.B -303	Family Law-I
B.A.LL.B -304	Legal English
B.A.LL.B -305	Political Science-III

B.A. LL.B (Five Years Course)

Semester III

(The Theory Paper shall be of 70 marks and of 3 hours duration. The question asked may be objective and subjective both or subjective only.30 Marks have been assigned for sessionals.)

BLLB-301 Sociology-I

(Principles of Sociology)

Contents:-

- I. Nature, Meaning of Sociology, Sociological Perspective, Scientific and Humanistic Orientation to Sociological Study.
- II. Introduction to Sociology : Applied uses of Sociology, Basic Concepts : Culture, Society, Community, Association and Institution, Social Groups :Meaning and types , Social Structure, Status and Role.

- III. Relation of Individual and Society, Socialization : Meaning and Theories, Social Mobility, Social Control, Social Norms.
- IV. Social Norms, Values and Social Sanctions, Concept of Social Change, Forms of Social Change, Factors of Social Change.

Selected Readings:

1. Prof.M.L.Gupta& Dr. D.D..Sharma.
2. Jayaram, N., Introductory Sociology, Macmillan India, Madras.
3. Bhushan, Vidya, An Introduction to Sociology, Kitab Mahal Publication, Lucknow.
4. Mukherjee, Ravindra and Kumar, Principles of Sociology, Rawat Publication, Jaipur.

BLLB-302 Constitutional Law-I

Constitutional Law-I

Contents:-

I.

Nature and Salient features of Constitution Preamble The Union and its Territory Citizenship State (Art. 12)

II.

Fundamental Rights – To Whom Available Judicial Review (Art. 13) Right to Equality (Art. 14 18)Right to Freedom (Art. 19-22)

III.

Right Against Exploitation (Art. 23 and 24)Freedom of Religion (Art. 25-28) Cultural and Educational Rights (Art. 29 and 30)Directive Principles of State Policy

IV.

Fundamental Duties Union Judiciary State Judiciary Writs Jurisdictions of Higher Courts including Judicial Activism in India

Leading Cases:

1. Minerva Mills V. Union of India, AIR 1 978 SC, 1789.
2. Maneka Gandhi V. Union of India. AIR 1978 SC 597.
3. Keshavanand Bharti V. State of Kerala AIR 1973 SC 1476

Suggested Reading:

1. H.M. Seervai : Constitutional Law of India.

2. M.P. Jain : Indian Constitution Law.
3. D.D. Basu : Introduction of Constitution.
4. J.N. Pandey : Constitutional Law of India.
5. Kailash Rai : The Constitutional Law of India.
6. Dr.Upadhyay : The Constitutional Law of India.

BLLB-303 Family Law-I

Family Law- I(Hindu Law)

CONTENTS:

1. Hindu Law : Sources, School and application, Coparcenary. Joint *family* property and self acquired property. Karta & his power and obligation. Religious and Charitable Endowments -Essentials of an endowment, kinds. Shebait and Mahant.
2. The Hindu Marriage Act, 1955: Condition of Hindu Marriage its ceremonies and registration .Void and voidable marriages. Restitution of conjugal rights. Judicial separation, legitimacy of children, void-voidable marriages. Divorce, alternative relief in divorce, proceedings of divorce by mutual consent. One year bar to divorce, divorce persons when may marry again, Jurisdiction and procedure.
3. The Hindu Succession Act, 1956-Succession to the property of a Hindu Male. Succession to interest in coparcenary property, property of Hindu female. Succession to the property of Hindu female. General rules and disqualifications of Succession Escheat.
4. The Hindu Adoption and Maintenance Act, 1956: Requisites of valid adoption. Succession to take an adoption. Effect of adoption, persons who may be adopted, other condition for a valid adoption. Effect of Adoption: Miscellaneous provisions of adoptions. Maintenance.
5. The Hindu Minority and Guardianship Act, 1956: Natural guardians and their powers. Testamentary guardians and their powers. De-facto guardian, general provisions of guardianship.
6. Partition Under Hindu Law: Meaning property for partition, persons entitled to sue for partition and allotment of shares, partition, how affected. Determination of shares .Re-opening of partition .Re-union. Debts-Doctrine pious obligation.

Leading Cases:

1. Shastri Yajna Purushasji V. Muldas AIR 1966 SC 11153.
2. Hanooman Prasad, V. Mussamat Babooce Munraj Koonwaree (1856) 6 M.1.A.305.
3. Bipin Chandra V. Prabhavati AIR 1957 S.C. 176.
4. Dr. N.G. Dastanee V. Sucheta Dastanee AIR 1975 S.C. 1534.
5. Dharmendra Kumar V. Usha Kumar AIR 1977 S.C. 2218.

Suggested Readings:

1. Mulla : Principles of Hindu Law.
2. Raghvachariar : Hindu Law-Principles and precedents.
3. Paras Diwan: Hindu Law.
4. Tahir Mahmood: Hindu Law.
5. Dr. Parsh Diwan : Modern Hindu Law (Hindi/English)
6. Dr. U.P.D. Kesari : Hindu Law.
7. Dr. R.R. Morya : Hindu Law.

BLLB- 304 Legal English

Contents:-

(A) Vocabulary:

1. Use of legal phrases and terms (list of legal terms given below).
2. Pairs of words.
3. One word substitution.
4. Latin Maxims (Listed Below)

(B) Composition Skills

1. Brief Writing and drafting notice. Letter and applications.
2. Essay writing on topics of legal interest.
3. Translation (from English to Hindi and Hindi to English).
4. Precise writing.
5. Varieties of Sentence Structures & Verb Patterns.

List of legal terms which are relevant for LL.B. Students:

1. Abet Abstain Accomplice.
2. Act of God Actionable Accused.
3. Adjournment Actionable ' Admission.
4. Affidavit Amendment Appeal.
5. Acquittal Articles Assent.
6. Attested Adornment Averment.
7. Bail Bailment Citation.
8. Clause Coercion Code.
9. Cognizable Confusion p' Compromise.

10. Consent Conspiracy Contempt.
11. Contingent Comorian . Conviction.
12. Convention Corporate Custody.
13. Damages Decree Defamation.
14. Defense Escheat Estoppels.
15. Eviction Executive Exparte.
16. Finding Floating charge Forma Pauperize.
17. Franchise Fraud Frustration.
18. Good faith Guardian Habeas Corpus.
19. Hearse Homicide hypothecation.
20. Illegal indent Inheritance.
21. Bench Bill.
22. Bill of attainder.
23. Bill of rights Blockade Bonafide.
24. Bylaws Capital Punishment Charge.
25. Chattles Justiciable Legislation.
26. Legitimacy Liability Liberty.
27. License Lieu Liquidation.
28. Maintenance Mollified Malfeasance.
29. Minor Misfeasance Mortgage.
30. Murder Negligence Negotiable.
31. Notification Nuisance Novation.
32. Oath Obscene Offender.
33. Order Ordinance over rule.
34. Petition Plaintiff Pledge.
35. Preamble Preemption Prescription.
36. Presumption Privilege Privet.
37. Prize Process Promise on Note.
38. Proof Proposal Prosecution.
39. Remand Remedy Rent

List of Latin Maxims:

1. Abinitio (from the beginning).
2. Actiopersonalismoritur cum persona (Personal rights by action dies withthe person).
3. Actuscuraenemineingravabit (an act of the court shall prejudice no one).
4. Actus non facitreum. nisi mens sit rea (the act itself does not constituteguilt unless done with a guilty intent).
5. Actusreus (wrongful act).
6. Ad interim (in the meantime).
7. Ad tiicm (for the suit).
8. Ad valorum (according to the value).
9. Alibi(plea of being elsewhere).
10. Amicus curiae (friend of the court).
11. Animus (intention).
12. Ayudi alierem (hear the other side).
13. Caveat emptor (buyer beware).
14. Conv I km aent by to petnstqxitiI thing in t1 sine sse).

15. Damnum sine injuria (damage without injury).
16. De facto (in fact).
17. De jure (in law).
18. De minimis non curat lex (the law takes no account of trifling matters).
19. Decree nisi (a decree which takes effect after a specified period), delegated).
20. Dolus in capax (incapable in malice).
21. Doctrina mortis causa (gift by a person on the death bed).
22. Eiusdem generis (of the same category).
23. Eminent domain (the supreme right).
24. Ex officio (by virtue of an office).
25. Ex parte.
26. Ex post facto (by subsequent act).
27. Factum valet (the fact which cannot be altered).
28. Fait accompli (an accomplished fact).
29. Ignorantia legis neminem excuset (ignorance of law is no excuse).
30. In parimateria (in an analogous case, cause or position)
31. Injuria sine damno (injury without damage).
32. Interest reipublicae Ut sit finis litium (it is in the interest of the republic that there should be an end of law suit).
33. Intra vires (within the powers).
34. Jus terti (The right of a third party).
35. Lis pendens (pending suit).
36. Mens rea (a guilty mind).
37. Mesne profits (the profits received by a person on wrongful possession).
38. Nemo dat quod non habet (no man can't transfer better title than he himself).
39. Ne ius in rem suam pro et idem causa (no man be sued for the same cause).

Suggestive Books

1. Gaikwad William : Learning the Law.
2. Wren & Martin : English Grammar.
3. Ganga Sahai Sharma: Fundamental of Legal Writing.
4. Hindi English Legal glossary: Vidhi Sahitya Prakashan, Ministry of Law Government of India. New Delhi.
5. David Green : Contemporary English Grammar, structure and composition.
6. Ishtiaque Abidi: Law and Language.
7. Dr. Anirudha Prasad: Legal Language & Writing.
8. Dr. Surendra Yadav : Legal Language, Legal Writing Including Gen. English.
9. Dr. R.L. Jain : Legal Language, Legal Writing Including Gen. English.
10. Dr. G.S. Sharma : Legal Language, Legal Writing.
11. Dr. B.L. Babel : : Legal Language, Legal Writing

BLLB- 305

Political Science-III

Political Science-III (International Relations)

Contents:-

- I. Introduction to Industrial Relations - Evolution of State as a player in Industrial Relations – Industrial Relations in ancient, medieval and modern periods -relationship between International Relations and International Law.
- II. Theories of International Relation - Moralism Theory - Merits and Demerits - Liberalism and International Relations - merits and demerits - Realist theory merits and demerits - Marxian theory merits and demerits - Neo-realist and neoliberalist theories of modern World - Alternative approaches to Theories of International Law.
- III. Feminist, Post-colonial, Post-modern theories - concept of Political power - Importance and relevance of political power of the state - concept of National power - Elements of national power - Limitations on national power.
- IV. Role of political power in International Relations - struggle for political power – consolidation of political power - war as a method of wielding power - (military, economic and cultural) imperialism in I.R. - Two World Wars and their impact.
- V. Balance of Power in I.R. - Patterns of Balance of Power - Methods of Balance of Power - Divide and rule - compensations - Armament - Alliances – Importance and relevance of Balance of Power.
- VI. Balance of Power and International morality - Balance of Power and World Public opinion - Balance of Power and International Law – Ideological differences and Balance of Power - Bipolar World - Cold War - end of Cold War.
- VII. Role of wars in international relations - Wars in International Law - Armament - developments in Warfare - Total War - Alliances & Counter alliances – Nonaligned movement - Disarmaments - Treaties - changing character of War -Conventions and the development of International Law through international relations – League of Nations and United Nations - SALT-I, II – Regional arrangements
- VIII. Diplomacy - functions of diplomacy - future of diplomacy - types of diplomacy- Diplomacy and Terrorism - contemporary developments - U.N's role in international peace & security.

Selected Readings:

1. Hans J. Morgenthau, Politics Among Nations: The Struggle for Power & Peace,
2. Norman D. Palmer & Howard C. Perkins, International Relations: The World Community in Transition,

3. John Baylis, Steve Smit & Patricia Owens, The Globalization of World Politics,
4. Charls W. Kagley JR & Eugene R. Wittkopt, World Politics: Trend &Transformation, 4th ed.
5. B.L.Fadiya ; International Relations.



SHRI J.J.T UNIVERSITY, Chudela, Jhunjhunu (Rajasthan)

SYLLABUS for B.A, LL.B. 5 YEAR COURSE

School of Law

Shri J.J.T University, Chudela, Jhunjhunu (Rajasthan) 2015-16

B.A., LL.B. (5 Years) (List of Courses Prescribed for Semester IV)

COMPULSORY COURSE

SEMESTER IV

Paper Code Course Title

B.A.LL.B -401	Sociology-II
B.A.LL.B -402	Constitutional -II
B.A.LL.B -403	Family Law-II(Muslim Law)
B.A.LL.B -404	Law Relating to Transfer Property & Easement
B.A.LL.B -405	Administrative Law

B.A. LL.B (Five Years Course)

Semester IV

Sociology–II

(Social Anthropology)

(The Theory Paper shall be of 70 marks and of 3 hours duration. The question asked may be objective and subjective both or subjective only.30 Marks have been assigned for sessionals.)

Contents:-

(Social Anthropology)

Anthropology and Anthropological Perspective: Nature, Scope and Subject Matter of Social Anthropology, Methods of Social Anthropology :Historical, Comparative and Functional, Development of Social Anthropology in India. Conceptual Explanations of Tribe: Primitive, Economic and Political System with reference to Indian Tribes. Culture Components and Change – Diffusion, Acculturation, Assimilation Institutional Overview: Family and Marriage in Tribal Society, Religion and Magic among Tribes. Kinship Primitive Kinship System: Types, Relation and Usages of Kinship Behavior (Joking Relation, Avoidance, Avunculate, Take on my) Problems and Welfare of Indian Tribes: Problems and Changes among Indian Tribes, Constitutional Provisions for Scheduled Tribes, Evolution of Welfare Programmes.

Suggested Readings:

1. Das Veena., Social anthropology, Eastern Book Corp, New Delhi.
2. Srinivas, N.M., Essays in Indian Social Anthropology, Oxford Univ. Press, New.
3. Gupta, L.M. & Sharma, D.D, Social Anthropology, Sahitya Bhawan Publications, Agra.
4. Narayan, S. Indian Anthropology ,Gyan Publishing House, New Delhi.

BLLB-402 Constitutional Law-II

Contents:-

Constitutional Law-II

I.

Union Legislature including the Speaker State Legislature Privileges of Legislature and Anti Defection Law.

II.

Union Executive State Executive Legislative Relations between Union and States Administrative Relations between Union and States.

III.

Liability of State in Torts and Contracts Emergency Provisions Election Commission : Constitution Powers and Functions.

IV.

Freedom of Trade, Commerce and Inter-Course Services under the Union and the States including Public Service Commission. Constitutional Provisions Relating to Tribunals and Administrative Tribunals Amendments of the Constitution including the Doctrine of Basic Structure.

Leading cases:

1. Union of India. V. Tulsidas, AIR 1985 SC 1416.
2. Kedar Singh V. Union of India, AIR 1989 SC 653.

Suggested Readings

H.M. Seervai : Constitutional Law of India

M.P. Jain : Indian Constitution Law

D.D. Basu : Introduction of Constitution

J.N. Pandey : Constitutional Law of India(Hindi &English)

Kailash Rai : The Constitutional Law of India

CONTENTS

1. **Mohammedan Law** : Origin development sources, schools. Application, interpretation and conversion.
2. **Marriage** : Nature of marriage, essential of marriage Khyar-ul-bulug Iddat .Khilwat-us-sahih, Matrimonial stipulations, kinds of marriage and effects of marriage.
3. **Mahr**: Meaning, nature, kinds, Objects and subject matter. Wife’s right on nonpayment of dower. Dissolution of marriage : Talaq, ha, Zihar Mahr: Meaning, nature, kinds. object and subject matter. Matter. Wife’s right on non-payment of dower. Dissolution of marriage : Talaq, ha, Zihar, Talaq-ul Tafweez, Mubarat, Khula, Lien, Fashk, Section 2 of the Dissolution of Muslim Marriage Act, 1939. Legal effects of divorce.
4. **Pre-emption**, Meaning, nature and classification of Haq shufa (Pre-emption) Right of preemption when conflict of law, subject matter and formalities of preemption ,legal effects of Pre-exemption. Devices for evading preemption.
5. **Gift Hiba**: Meaning and requisites of gift (Hiba): Gift of Musha, Conditional and future gifts. Life estate, Life interest, I-Hiba-bil-awaz, Hiba-bil-shart-ulawaj.
6. **Will (Vasiyat)**: Competancy of testator and legatee, valid subject of will Testamentary limitations, formalities of a will and abatement of legacy.
7. **Legitimacy and acknowledgment** : Legitimacy and legitimating , presumption of legitimacy under Muslim law and section 112 of the Indian Evidence Act, conditions of a valid acknowledgment.
8. **Maintenance** : Persons entitled to maintenance, Principles of maintenance, The Muslim Women (Protection of Rights on Divorce) Act, 1986.
9. **Death Bed Transactions** : Meaning and effect of Marj-ul-maut.
10. **Wakf**: Meaning, essential and kinds. Beneficiaries of wakf. The Wakf validating Act, 1913. Formalities for creation wakf, wakf of Musha, Muslim religions institutions and officers. Administration of Wakfs, Mutawali.

Leading Cases:

1. Mama Bibi V. Chaudhary Vakil Ahmed (1923)52 Ia145.
2. HabiburRehman V. AltafAli(1921)481A 114.
3. Moonshee Buzul-ul-Rahem V. Luteefun Nissa, (1861)3 MIA 379.

4. Abdul Fata V. Russomoy Choudhary (1894)221 A 76.
5. Mohd. Abmad Khan V. ShahBano Begum, AIR 1985 S.C.945.

Suggested Readings:

1. Fyzee : Mohammedan Law.
2. Mulla : Principles of Mohammedan Law.
3. Verma B.R.: Islamic Law.
4. Aquil Ahmed: Mohammedan Law.(English & Hindi)
5. Amir Au: Mohammedan Law.
- 6 K.P.Sharma : Mohammedan Law. (English & Hindi)
- 7.Amir Ali: Outline of Mohammedan Law.
- 8-Hfizurahman : Mohammedan Law.

BLLB-404 Law Relating to Transfer Property & Easement

Contents:-

Unit-1:Concept and meaning of property - kinds of property - movable and immovable property-tangible and intangible property, private and public property.

Unit-2:General Principles of transfer of property, transfer of property, what property cannot be transferred? Conditions restraining alienation, condition restraining enjoyment, vested and contingent interest, condition precedent and condition subsequent, transfer to unborn person and rule against perpetuity.

Unit-3:Doctrine of election – covenants- transfer by ostensible owner, doctrine of feeding the grant by estoppels, Doctrine of acquiescence, Doctrine of *lispendens*, fraudulent transfer, doctrine of part- performance.

Unit-4:Sale: Definition, contract for sale, rights and liabilities of seller and buyer.

Unit-5:Mortgages: Kinds of mortgages, - when registration is necessary?, Rights of mortgagor-right to redeem, clog on redemption, partial redemption, rights and of mortgagee, right to foreclose or sale, right to sue for mortgage money, accession to mortgaged property, rights of mortgages in possession, substituted securities, liabilities of a mortgagee in possession ,marshalling and contribution, subrogation - legal subrogation and conventional, "redeem up and foreclose down",

Unit -6:Lease: Definition, right and liabilities of lessor and lessee, kinds of leases. Tenancy at will ,tenancy by- holding-over, tenancy-at-sufferance.

Unit-7:Gifts: definition, essentials, onerous gift, conditional gifts, universal donee, *donationmortiscausa*.

- d. Principles of Natural Justice.
- e. Rule against bias.
- f. Audi Alteram Partem.
- g. Reasoned decisions.
- h. Rules of evidence – no evidence, some evidence and substantial evidence.
- i. Institutional Decisions

IV: Administrative Discretion and Judicial Control of Administrative

Action.

A. Administrative Discretion

- a. Need and its relationship with rule of law.
- b. Constitutional imperatives and exercise of discretion.
- c. Grounds of judicial review.
- d. Abuse of discretion.
- e. Failure to exercise discretion.
- f. Doctrine of legitimate expectations

B. Judicial Control of Administrative Action.

- j. Introduction.
- ii. Court as the final authority to determine the legality of administrative action
- iii. Exhaustion of Administrative remedies

iv. Locus standi

v. Res judicata

C. Methods of judicial review

- i. Statutory appeals
- ii. Writs
- iii. Declaratory judgments and injunctions
- iv. Civil Suits for Compensation

Leading Cases:

1. Ram Jawaya v. State of Punjab (AIR 1955 SC 549)
2. A.K. Kraipak v. Union of India (AIR 1950 SC 150)
3. Maneka Gandhi v. Union of India (AIR 1978 SC 597)

Suggested Readings :

1. Principles of Administrative Law – M.P. Jain & S.N. Jain
2. Administrative Law – I.P. Massey

References:

1. Administrative Law – Wade.
2. Lectures on Administrative Law – C.K. Takwani.
3. Administrative Law – S.P. Sathe.
4. U.P.D.Kesri : Administrative Law.



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SYLLABUS for B.A, LL.B. 5 YEAR COURSE

School of Law

Shri J.J.T University, Chudela, Jhunjhunu (Rajasthan) 2015-16

B.A., LL.B. (5 Years) (List of Courses Prescribed for Semester V)

COMPULSORY COURSE

SEMESTER Vth

Paper Code Course Title

B.A.LL.B -501	Crime and Punishment (IPC)
B.A.LL.B -502	Sociology-III
B.A.LL.B -503	Contract -I
B.A.LL.B -504	Labour & Industrial Law-I
B.A.LL.B -505	Cyber Law

B.A. LL.B. (Five Years Course)

Semester V

The each theory Property shall be of 70 marks and of 3 hours duration. The question asked may be objective and subjective both or subjective only. 30 Marks have been assigned for sessional.

Syllabus :

B.A.LL.B -501 Crime and Punishment (IPC)

Contents:-

Unit-1:General: Conception of Crime, State's power to determine acts or commissions as crimes, State's responsibility to detect, control and punish crime, Distinction between crime and other wrongs., Pre-colonial notion of crime as reflected in Hindu, Muslim and Tribal Law, The colonial reception-Macaulay's Draft based essentially on British notions, IPC are flection of different social and moral-values, Applicability of I.P.C., Salient Features of the I.P.C.

Unit-2:Elements of Criminal Liability, Author of crime-natural person and a fit subject for punishment, companies and corporations, *Mens rea*-Evil intention, Importance of *mens rea* ,Recent Trends to fix liability without mens rea in certain socio-economic offences, An act in furtherance of guilty intent, An omission as specifically includes in the code, Injury to another.

Unit - 3:Group Liability:, Stringent provision in case of combination of persons attempting to disturb peace, Common intention, . Abetment, Instigation, aiding and conspiracy, Mere act of abetment punishable, Unlawful Assembly, Basis of liability, Criminal conspiracy, Rioting as a specific offence.

Unit-4:Stages of Crime :, Guilty intention - Mere intention not punishable , Preparation, Preparation not punishable, Exception in respect of certain offences of grave nature or of a

peculiar kind such as possession, counterfeit coins, false weights and measures, Attempt
.Attempt when punishable specific IPC provisions, Tests for determining what constitutes at
tempt proximity, equivocality and social danger, Impossible attempt.

Unit-5:Factors Negating Guilty Intention : , Mental incapacity, Minority, Insanity-impairment
of cognitive facilities, emotional imbalance, Medical and legal insanity, Intoxication involuntary,
Private Defense-justification and limits, When private defense extends to causing of death to
protect body and property, Necessity, Mistake of fact.

Unit-6:Types of Punishment : , Death, Social relevance of capital punishment, Alternatives to
capital punishment, Imprisonment-for life, with hard labour, simple imprisonment, Forfeiture of
property, Fine, Discretion in awarding punishment, Minimum punishment in respect of certain
offences.

Unit-7:Specific Offence Against Human Body : Causing death of human beings , Culpable
homicide, Murder, Distinction between culpable homicide and murder, Specific mental element
requirement in respect of murder, Situation justifying treating murder as culpable homicide not
amounting to murder, Grave and sudden provocation, Exceeding Right to Private Defense,
Public servant exceeding legitimate use of force, Death in sudden fight, Death caused by consent
of the deceased-Euthanasia, Death caused of person other than the person intended ,Miscarriage
with or without consent, Rash and negligent act causing death, Hurt-Grievous and simple,
Assault and Criminal Force, Wrongful Restraint and Wrongful Confinement -Kidnapping from
lawful guardianship and from outside India, Abduction.

Unit-8:Offences against Women: Insulting the modesty of a woman, Assault or criminal force
with intent to outrage the modesty of a women, Causing miscarriage without woman' s consent,
Causing death by causing miscarriage without woman's consent, Kidnapping or abducting
woman to compel her to marry or force her to illicit intercourse, Buying a minor for purposes of
prostitution, Rape, Custodial rape, Marital rape, Cruelty by husband or relatives of the husband,
Common law remedies to protect against obscene / indecent depiction of women ,Cyber Crimes.

Unit-9:Offences Against Property: Theft, Cheating, Extortion, Robbery and Dacoity, Mischief,
Criminal Misrepresentation and Criminal Beach of Trust.

Unit-10:Forgery, Defamation and Tress Pass and Offences Against the State.

Unit-11:Prevention of Corruption Act 1986.

Books Recommended:

1. Ratan Lal and Dhiraj Lal: Indian Penal Code, Wadhwa & Co., Nagapur.
2. Achutan Pillai: Criminal Law, Butterworth Co.,
3. Gour K.D.: Criminal Law - Cases and material, Butterworth Co.
4. Kenny's: Outlines of Criminal Law.
5. T. Bhattacharya : Indian Penal Code.

B.A.LL.B-506

Sociology- III

Contents:-

I.

Basic Concepts:-

Social Change, Social Transformation, Social Welfare, Empowerment, Gender Injustice, Social Differentiation, Social Stratification and Social Mobility (meaning) Form of Social Stratification (Caste, Class, Race, Gender, Ethnicity) Caste and Class Interface

Social Transformation

Social Change and Social Transformation (Difference) Law's Advantages and Limitations in Bringing Social Transformation Theoretical Models: Consensus, Conflict and Integration Interaction between law, Social Transformation and Social change Science, Technology and Change. Education and Social Change. NGOs (meaning), Role of NGOs in Social Welfare and Social transformation.

II.

Some Important Legislations and Social Change

Social Legislation as an Instrument of Social Change. Primary as a Fundamental Right-Article 21-A of Constitution of India Reservation for Woman in Panchayati Raj the policy of protective Discrimination for Scheduled Castes and Scheduled Tribes.

Contemporary Social Issues

Drug Abuse, sex Selective Abortions.

Suggested Readings:-

Note: All the Relevant acts prescribed in the syllabus should be referred to. The emphasis of the course will be on examining the exiting laws from the social perspective, purohit, B.R. and Joshi Sandeep, Social justice in India(ed.) 2003. Rawat publications, Goel S.L. Social Welfare Administration, Organizational Infrastructure, vol.1, Deep and Deep publications.

Kansal, Jairam, 2004, Sociology of Social Change, Dominant publishers and Distributers. Giddens Anthony, Sociology, Polity Press India.

Deva Indra, 2005, Sociology of law , oxford University Press, New Delhi.

Ahuja Ram, 2003, Social Problems, Rawat Publications, New Delhi.

BhatIshwara, P, 2009, law and Social Transformation, Eastern Book Company, lucknow.

Pal, et. al., 2009, Gender and Discrimination, Health, Nutritional Status and Role of Woman in India, Oxford University Press.

Parillo, N. Vincent, 2008, Encyclopedia of Social Problems, vol.1 and vol.2, Sage Publications.

Gandhi, J.S., 2004, Law, State and Society, Indian Context, Rawat Publication, Jaipur.

Sharma, K.L. 2006, Social Stratification & Mobility, Rawat Publications.

Patel Tulsi, 2007, Sex Selective Abortions in India, Gender, Society and New Reproductive Technologies, Sage Publications.

BLLB-503

Contract-I

Law of Contracts (General Principles of Contract (Secs.1 to 75) including Specific Relief Act)

Contents:-

Unit-1: History and nature of contractual obligations - writs of debt, covenant and account actions on the case and on assumption of consideration - moral basis for contractual obligations subjective and objective theories, sanctity of contracts.

Unit-2: Agreement and contract definitions, elements and different kinds.

Unit-3: Proposal and acceptance - their various forms, essential elements, communication and revocation-proposal and invitations for proposal-floating offers-tenders-dumping of goods, 10

Unit-4: Consideration-nudum pactum-its need, meaning, kinds, essential elements- Privities of contract and of consideration-its exceptions-adequacy of consideration-present, past and adequate consideration-unlawful consideration and its effects-views of Law Commission of India on consideration-evaluation of the doctrine of consideration.

Unit-5: Capacity to contract-meaning-incapacity arising out of status and mental defect-minor's agreements-definition of minor-accessories supplied to a minor-agreements beneficial and detrimental to a minor affirmation-restitution in cases of minor's agreements-fraud by a minor ratification in cases by a person of an agreement made by him while he was a minor-agreements and estoppels-evaluation of the law relating to minor's agreements-other illustrations of incapacity to contract.

Unit-6: Free consent-its need and definition-factors vitiating free consent, Coercion-definition essential elements-duress and coercion-various illustrations of coercion doctrine of economic duress-effect of coercion-evaluation of Sec. 15., Undue Influence-definition-essential elements between which parties can it exist? Who is to prove it? Illustrations of the undue influence independent advice-pardahanash in women-unconscionable bargains effect of undue influence., Misrepresentation-definition-misrepresentation of law and of fact-their effects and illustration, Fraud-definition-essential elements-suggestio falsi suppressio veri-When does silence amounts to fraud? Active concealment of truth-importance of intention.

Unit-7: Legality of Object: Void agreement-lawful and unlawful considerations, objects-void, voidable, illegal and unlawful agreements their effects. Unlawful consideration and objects: Forbidden by law, Defeating the provision of any law, Fraudulent , Injurious to person or property, Immoral , Against public policy, Void Agreements, Agreements without consideration, .Agreements in restraint of marriage, Agreements in restraint of trade-its exceptions-sale of goodwill, Sec. II restriction, under the Partnership Act, trade combinations exclusive dealing agreements, restraints on employees under agreement of service., . Agreements in restraint of legal proceedings-its exceptions, Uncertain agreements, .Wagering agreements-its exceptions.

Unit-8: Discharge of a contract and its various modes:, By performance-conditions of valid tender of performance-how? By whom? Where? When/ In what manner? Performance of reciprocal promises-time essence of contract, By breach-anticipatory breach and present breach, Impossibility of performance-specific grounds of frustration -effect of frustration-frustration and

restitution, By period of limitation, By agreement-rescission and alteration-their effect remission and waiver of performance extension of time-accord and satisfaction.

Unit-9: Quasi-contracts or certain relations resembling those created by contract. Unit 10: Formation of E Contracts, Authentication of E Contract, Problems relating to Internet Contracts
11

Unit-11: Remedies in Contractual Relations: Damages-kinds-remoteness of damages ascertainment of damages, Injunction-When granted and when refused? Why? Refund and restitution, Specific performance-When? Why? Unit-12: Specific Relief: Specific Relief Act, 1969 Definition, Recovering possession of property, Specific performance of contracts, Rectification of instruments, Rescission of contracts, Cancellation of Instruments, Declaratory decrees, Preventive relief.

Books Recommended:-

1. Avatar Singh: Law of Contract, Eastern Book Company, Lucknow.
2. V.Kesava Rao, Contracts I- Cases and Materials, Butterworth's
3. G.C.V. Subba Rao: Law of Contract, S. Gogia & Co., Hyderabad
4. K. Krishnan Nair: Law of Contract, S. Gogia & Company, Hyderabad
5. Venkatesh Iyer: The Law of Contracts and Tenders. Gogia & Co., Hyderabad
6. Anson's Law of Contract, Oxford University Press, London
7. Cheshire & Fifoot: Law of Contract, Buttersworth, London
8. Mulla: The Indian Contract Act, N.M. Tripathi (P) Ltd. Bombay
9. A. Ramaiah's Sale of Goods Act, 4th Edition 1998, The Law Book Co. Allahabad.

BLLB- 504 Labour & Industrial Law-I

Contents:-

Unit-1: Historical Perspective on Labour: Labour through the ages – slave labour – guild system – division on class basis – labour during feudal days; Labour – capital conflicts: Profit motive, exploitation of labour, poor working conditions, poor bargaining power, unorganized labour ,surplus labour, division of labour and super-specialization, lack of alternative employment; From Laissez faire to Welfare State: Transition from exploitation to protection and from contract to status, International Labour Standards and their implementation.

Unit-2: Trade Unionism: Colonial labour law and policy; Labour Movement as a countermeasure to exploitation – History of trade union movement in India; Right to trade union as part of human right to freedom of association. Role of trade unions in the changing economics scenario.

Unit-3:Legal control and protection of trade unions: Indian Trade Union Act of 1926:registration, rights and liabilities of trade union, Amalgamation and dissolution of trade union; Problems: multiplicity of unions, over politicization, intra-union and inter-union Rivalry ,outside leadership, closed shop and union-shop, recognition of unions. Amendments to Trade Union Act and reforms in law.

Unit-4: Collective Bargaining: Concept of collective bargaining – essential characteristics – merits and demerits – conditions for the success for collective bargaining; Bargaining process:Negotiation – Pressurization techniques: Strike and lockout, go-slow, Work to rule, Gherao;Structure of bargaining: plant, industry and national levels;4.4. Recognition of trade union forcollective bargaining;

Unit-5:Law relating to service conditions: Industrial Employment (Standing Orders) Act,1946 - Scope and object of the Act, Model standing orders, and matters to be incorporated in standing orders (schedule to the Act) Submission of draft standing order, certification and modification of standing orders; Interpretation of standing orders and power of appropriate Government to make rules; Concept of misconduct, disciplinary action and punishment for misconduct.

Unit-6:Law relating to Industrial disputes: Industrial Disputes Act, 1947 -Conceptual conundrum: industry, industrial dispute, workmen; (Sec.2'j'k'&'s'); Dispute settlement machinery: Conciliation officers, Board of Conciliation, labour court, Industrial Tribunal and National Tribunal – duties and powers; (Sec3-10); Reference for adjudication and Voluntary Arbitration (Sec.10 & 10A); Award and its binding nature and judicial review of awards. (Secs.18 & 11-A); Statutory limitations on strikes and lock-outs; unfair labour practices– prohibition and penalties.(Sec.22-31&25-T, 25U); General and special provisions relating to lay-off, retrenchment & closure (Sections 25A-25S &25K-25R); Recommendations of Second Labour Commission on industrial disputes.

Unit-7:Discipline in Industry: Meaning of discipline and causes of indiscipline in industry; Doctrine of hire and fire – history of management's prerogative; Restraints on managerial prerogatives: Fairness in disciplinary process, right to know the charge sheet and right of hearing, Domestic enquiry – notice, evidence, cross-examination, representation, unbiased inquiry officer and reasoned decision; Prenatal (permission) and Postnatal (approval) control during pendency of proceedings (Sec.33 of ID Act).

Books Recommended:

1. R.F. Rustomji: The Law of Industrial Disputes in India.
2. J.N. Malik: Trade Union Law.
3. Bagri: Law of Industrial Disputes, Kamal Law House, 2001.
4. Srivastava : Law of Trade Unions., Eastrn Book Company, 4th Edition 2002.
5. Dr. V.G.Goswami, Labour and Industrial Law, Central Law Agency, Allahabad
6. S.N. Mishra, Labour and Industrial Law, Central Law Agency, Allahabad.
7. Khan and Khan Labour Law, Asia Law House, Hyderabad.

BLLB- 505Cyber Law

Contents:-

Fundamentals of Cyber Law

- A. Conceptual and theoretical perspective of cyber law.
- B. Computer and Web Technology



C. Development of Cyber Law – National and International Perspective

Cyber Law: Legal Issues and Challenges in India, USA and EU

- A. Data Protection, Cyber Security,
- B. Legal recognition of Digital Evidence
- C. Recognition of liability in the digital world
- D. Jurisdiction Issues in Transnational Crimes

Cyber Law: International Perspectives

- A. Budapest Convention on Cybercrime
- B. ICANN's core principles and the domain names disputes
- C. Net neutrality and the EU electronic communications regulatory framework
- D. Web Content Accessibility Guidelines (WCAG) 2.0

Cyber Law – Contemporary Trends

- A. Impact of cyber warfare on privacy, identity theft.
- B. International law governing Censorship, online privacy, copyright regulations,
- C. Online Intermediaries in the governance of Internet
- D. Social Networking Sites vis-à-vis Human Rights.

Suggestive Readings:

1. Yatindra Singh : Cyber Laws.
2. Ajit Narayanan and Bennum (ed.) : Law, Computer Science and Artificial Intelligence.
3. Linda Brennan and Victoria Johnson : Social, ethical and policy implication of Information Technology.
4. KamathNandan : Law relating to Computer, Internet and E-Commerce.
5. ArvindSinghal and Everett Rogers: India's Communication Revolution: From Bullock Carts to
6. Cyber Marts.
7. Lawrence Lessing : Code and other Laws of cyberspace.
8. Mike Godwin : Cyber Rights Defencing free speech in the Digital Age. Arbitration, Conciliation & Alternate Dispute Resolution Systems.

SHRI J.J.T UNIVERSITY, Chudela, Jhunjhunu (Rajasthan)

SYLLABUS for B.A, LL.B. 5 YEAR COURSE

School of Law

Shri J.J.T University, Chudela, Jhunjhunu (Rajasthan) 2015-16

B.A., LL.B. (5 Years) (List of Courses Prescribed for Semester VI)

COMPULSORY COURSE

SEMESTER VIth

Paper Code Course Title

B.A.LL.B -601	Company Law
B.A.LL.B -602	Contract-II
B.A.LL.B -603	Jurisprudence
B.A.LL.B -604	Labour & Industrial Law-II
B.A.LL.B -605	Professional Ethics & Bar Bench Relation

B.A. LL.B. (Five Years Course)

Semester VI

The each theory Property shall be of 70 marks and of 3 hours duration. The question asked may be objective and subjective both or subjective only. 30 Marks have been assigned for sessional.

Syllabus :

BLLB-601 Company Law

Contents:-

Unit-1: Meaning of Company, essential characteristics, corporate personality and lifting the corporate veil, Forms of Corporate and non-Corporate Organizations; Corporations, partnerships and other associations of persons, state corporations, government companies, public sector private sector, their-role, functions and accountability of companies.

Unit-2: Incorporation, Memorandum of Association - various clauses - alteration therein - doctrine of ultra vires, Articles of Association - binding force alteration - its relations with memorandum of association - doctrine of constructive notice and indoor management

exceptions, Prospectus - issue - contents - liability for misstatements -statement in lieu of prospectus, Promoters - position - duties and liabilities.

Unit-3:Shareholders: Shares - general principles of allotment statutory restrictions – share certificate its objects and effects - transfer of shares - restrictions on transfer - procedure for transfer - refusal of transfer - role of public finance institutions - relationship between transfer or and transfers - issue of shares at premium and discount, Shareholder - who can be and who cannot be a shareholder modes of becoming a shareholder calls on shares - forfeiture and surrender of shares - lien on shares rights and liabilities of shareholder, Share capital - kinds - alteration and reduction of share capital - further issue of capital - conversion of loans and debentures into capital duties of court to protect the interests of creditors and shareholders.

Unit-4:Directors - position - appointment - qualifications, vacation of office – removal ,resignation - powers and duties of directors -meeting, registers, loans remuneration of directors - role of nominee directors-compensation for loss of office - managing directors and other managerial personnel, Meetings - kinds procedure – voting.

Unit-5:Dividends, Debentures, Borrowing Powers: Dividends - payment - capitalization of bonus shares, Audit and accounts, Borrowing - powers - effects of unauthorized borrowing - charges and mortgages - loans to other companies investments - contracts by companies, Debentures - meaning- floating charge - kinds of debentures - shareholder and debenture holder - remedies of debenture holders.

Unit-6:Majority rule: Protection of minority rights, Prevention of oppression and mismanagement ,who can apply - when can he apply, powers of the court and of the Central Government.

Unit-7:Other Allied Aspects: Private companies - nature advantages conversion into public company foreign companies, government companies, holding and subsidiary companies ,Investigations– Powers, Reconstruction and amalgamation, Defunct Companies. National company Law Tribunal powers and functions.

Unit-8:Law and Multinational Companies: Collaboration agreements for technology transfer, Control and regulation of foreign companies taxation of foreign companies, share capital in such companies.

Unit-9:Winding Up: Winding up - types - by court - reasons - grounds - who can apply - procedure, powers of liquidator - powers of court consequences of winding up order- voluntary winding up by members and creditors winding up subject to supervision of court.

Unit-10:Winding up proceedings: appointment of liquidator, powers and duties of official liquidator; Liability of past members - payment of liabilities -preferential payments, unclaimed dividends - winding up of unregistered company.

Books Recommended:

1. Avatar Singh: Company Law, Eastern Book company, Lucknow
2. Anantha Raman, lectures on company Law, Wadhwa and Company
3. Kailash Rai, Company Law , Allahabad Law Agency, Allahabad
4. Majumdar, Company Law, Taxman Publications

5. Tandon M.P. ,Company Law, Allahabad Law Agency, Allahabad
6. Palmer, Company Law
7. Gover, Company Law
8. Ramaih, A Guide to Companies Act, Wadhwa Publications

BLLB- 602 Contract-II

Special Contracts

Contents:-

Unit-1 Indemnity and Guarantee: Indian Contract Act, 1872, Contract of Indemnity and guarantee (Sec. 134, 127) Definition, Rights to Indemnity holder, Liability of the Indemnifier, Contract of Guarantee, Definition of Guarantee, Essential characteristics of contract of Guarantee, Distinction between contract of indemnity and contract of Guarantee, Kinds of guarantee, Rights and liabilities of surety, Discharge of surety, Contract of Bailment (Secs. 148-181 of Indian Contract Act, 1872).

Unit-2: Bailment: Definition, Essential requisites of Bailment, Kinds of Bailment, Rights and Duties of Bailor and Bailee, Termination of Bailment, Pledge, Definition, Rights and duties of Pawn or and Pawnee, Pledge by Non Owners.

Unit-3: Contract of Agency: (Sec. 182-238 of the Indian Contract Act 1872), Definition of Agent, Creation of Agency, Rights and duties of Agent, Delegation of authority, Personal liability of Agent, Relations of Principal with Third parties, Termination of Agency.

Unit-4: Contract of Sale of Goods: (The Indian Sale of Goods Act, 1934), Formation of Contract, Subject-matter of Contract of Sale, Conditions and Warranties, Express and implied conditions and warranties, Caveat Emptor, Property, Possession and risk, Passing of Property, Sale of non-owners, Delivery of goods, Rights and duties of Seller and buyer before and after sale, Rights of unpaid seller. **Unit-5:** Contracts of Partnership: (The Indian Partnership Act, 1932), Definition and nature of Partnership, Formation of Partnership, Test of Partnership, Partnership and other associations, Registration of Firm, Effect of non-registration, Relation of Partners, Rights and duties of Partners, Properties of the Firm, Relation of Partners to third parties, Implied authority of a partner, Kinds of partners, Minor as partner, Reconstitution of a firm, Dissolution of firm.

Unit-6: Hire purchase

Unit-7: Negotiable Instruments Act, 1881: Definition of negotiable instrument, essential features of promissory note, Bill of Exchange and Cheque, holder, Holder in due course, payment in due course, Dishonor of cheque.

Books Recommended:-

1. K. Krishnan Nair: Law of Contract, S. Gogia & Company, Hyderabad.
2. Avtar Singh: Law of Contract, Eastern Book Company, Lucknow.
3. Venkatesh Iyer: The Law of Contracts and Tenders. Gogia & Co., Hyderabad
4. Anson's Law of Contract, Oxford University Press, London.

5. Cheshire & Fifoot: Law of Contract, Buttersworth, London, 19.
6. Mulla: The Indian Contract Act, N.M. Tripathi (P) Ltd. Bombay.
7. G.C.V. Subba Rao: Law of Contract, S. Gogia & Co., Hyderabad.
8. Ramaiah's Sale of Goods Act, 4th Edition 1998, The Law Book Co. Allahabad.
9. Benjamins Sale of Goods, 1st Edition. 1978, Sweet & Maxwell, London.
10. P.S. Atiyah: Sale of Goods Act 1997, Universal Book Traders, Delhi.
11. Chales D. Drale: Law of Partnership, Sweet & Maxwell, London 12. Bowstead on Agency, Sweet and Maxwell, London.

BLLB -603Jurisprudence

(Legal Method, Indian Legal System and Basic Theory of Law)

Contents:-

Unit- 1: Meaning of and need to study Jurisprudence. The nature of law and its relationship with other disciplines like sociology, political science and history, political and power structures and just society.

Unit -2: Concept of Law, its difference with laws of natural sciences, social sciences, history. The differences between the ends of a legal order, a political order and a religious order. Issues concerning the dialectics of law. The obligatory nature of law. The functions of law, law as the upholder of the moral order in the society, Concept of Dharma and connection between law and morality, Law for bringing efficiency and social stability; the utilitarian views.

Unit -3: Defining law: Natural Law theories. Contractarian theories - general will theories and free will theories, Analytical School of Law or Positive Law and autonomous theories particularly positivist theories and autonomous theories connected (Austin onwards; Reference to Dworkin, Rawls and Marxian terms of the Doctrine of Withering away of State, Transcendental Theories.)

Unit -4: Law as a means of social control, Law as Volksgeist, the Historical School of Law, Law as practice of courts, the Realist School, Law as a system of rules, H.L.A. Hart's Concept of Law, Law as a Normative System, What is a norm and what is a normative system. Kelsen's Pure theory.

Unit -5: Theories of Authority, Types of Authority – legislative, judicial and customary (sources of law)– their binding nature. Bindingness with regard to Precedent, Determination of ratio *decidendi*.

Unit- 6: Limits on the legislative authority – discuss with reference to Natural Law and Positive Law. Also with reference to Austin, Kelsen. Refer Indian cases like Golaknath and D.C. Wadhwa's Case. Natural Law views that the limits are defined by principles of morality or natural justice –the legislation, from whatever source, must be in accordance with such principles. Discuss with reference to Aquinas, Finnis. The Rationalist views that the limits are set by rational principles of justice – Discuss with reference to Kant, Rawls.²³ The Basic Structure Doctrine – that the limits are set by the basic structure of the Constitution or the law itself; any legislation contrary to the basic structure is non-law (Refer Kesavananda and Coelho cases). Define and discuss the basic legal concept of reasonableness with reference to Indian cases. State

of Madras V G. Row (1952 SC 196), Dwaraka Prasad Laxmi Narayan V. State of U.P. (AIR 1954 SC 224), Krishnachandra V. Commissioner of Police (1961 3 SCR 135), Hardhan Shah V. State of West Bengal (1975 3 SCC 198), Air India V. Nargesh Meerza (AIR 1987 SC 1829), Maneka Gandhi V. Union of India (1978 2 SCR 621). Judicial decisions particularly the decisions of Indian Supreme Court on contemporary socio political, legal and economic issues. People; State – with particular reference to Directive Principles of State Policy; locus standi, Randhir Singh, Golaknath and other relevant cases.

Unit -7: Functions of the courts – Administration of Justice – need for – The purpose of civil justice; primary and sanctioning rights. Criminal justice, punishment and theories of punishment.

Unit- 8: Personality, Concept of Rights, Rights in the wider sense of the term, liberty, power, Immunity and their jurally correlatives.

Unit -9: Legal concepts of Ownership and Possession.

Unit -10: Concept of Liability – Nature and kinds of liability, penal liability, acts and intention, Negligence, vicarious liability, the measure of criminal liability and the measure of civil liability.

Unit- 11: The Law of Obligations – Sources of obligation – contract and tort, Titles and Law of Procedure with reference to evidence and Estoppels.

Unit -12: Law of Property – Kinds of property, leases, servitudes and securities. Modes of acquisition of property – Possession, Prescription, Agreement and Inheritance.

Books Recommended:

1. Salmond, Jurisprudence, Universal Publishers.
2. Paton, Jurisprudence
3. Allen, Law in Making, Universal Publishers.
4. Mahajan V.D, Legal Theory and Jurisprudence.
5. Dias, Jurisprudence.
6. Lloyd, Introduction to Jurisprudence
7. S.N. Dhyani, Fundamental of Jurisprudence: Indian Approach 24
8. G.C.V.Subba Rao, Jurisprudence and Legal Theory.
9. Friedman – Legal Theory.
10. Ronald Dworkin – Taking Rights Seriously.
11. Roscoe Pound – Philosophy of Law

BLLB- 604 Labour & Industrial Law-II

Contents:-

Unit-1: Remuneration for Labour:

Unit-2: Law relating to wages and bonus: Theories of wages: marginal productivity, subsistence, wage fund, supply and demand, residual claimant, standard of living, Concepts of wages (minimum wage, fair wage, living wage, need-based minimum wage); Constitutional provisions; components of wages:

Minimum Wages Act, 1948: Objectives and constitutional validity of the Act; procedure for fixation and revision of minimum rates of wages – exemptions and exceptions; Payment of Wages Act, 1936: Regulation of payment of wages; Authorized Deductions, Payment of Bonus Act; Bonus - Its historical background, present position and exemptions ; Payment of Bonus (Amendment) Act, 2007

Unit-3: Social security against employment injury and other contingencies: Concept and development of social security measures; Employers liability to pay compensation for employment injury; Legal protection: Workmen’s Compensation Act, 1923 - Concept of accident arising out of’ and ‘in the course of the employment’; Doctrine of notional extension and doctrine of added peril; Total and partial disablement; Quantum and method of distribution of compensation. Employees State Insurance Act, 1948: Benefits provided under the Act; Employees’ State Insurance Fund and Contributions; Machinery for the implementation of the Act; ESI Court and appeal to High Court.

Unit-4: Law relating to retirement benefits: Employees Provident Fund and Miscellaneous Provisions Act, 1952; Family Pension Scheme 1971 and Employees Pension Scheme 1995; The changing rules regarding Employees Provident Fund and Pension Schemes; Payment of Gratuity Act, 1972 – Concept of Gratuity; Eligibility for payment of gratuity; Determination of gratuity; Forfeiture of gratuity.

Unit-5Labour Welfare: Philosophy of Labour Welfare; Historical Development of Labour welfare legislation; Health, Safety and welfare measures under Factories Act, 1948; Welfare of women and child labour: Protective provisions under Equal Remuneration Act & Maternity Benefit Act.

Unit-6: Contract Labour: Problems of contract labour; Process of contract utilization of labour ;Legal protection: Contract Labour (Regulation and Abolition) Act, 1970; Controversy regarding Abolition of contract labour and their absorption; Land mark cases: Air India Statutory Corpn.V. United Labour Union, (1997) & SAIL case (2002); proposed amendment and its impact on the contract labour.

Unit-7: Unorganized Sector: Problem of Definition and Identification; Unionization problems Historical backdrop of proposed bills on social security for unorganized sector (2004, 2005 &2007); Unorganized Sector Workers’ Social Security Act, 2008

Unit-8: Protection of Weaker Sections of Labour: Problems of bonded labour, bidiworkers, domestic workers, construction workers inter-state migrant workmen; Legal protection: Bonded Labour System (Abolition) Act, 1976; Inter State Migrant Workmen (Regulation of Employment and Conditions of Service) Act, 1979

Books Recommended:

1. R.F. Rustomji: The Law of Industrial Disputes in India.
2. J.N. Malik: Trade Union Law.
3. Bagri: Law of Industrial Disputes, Kamal Law House, Delhi.
4. Srivastava: Law of Trade Unions., Eastern Book Company.
5. Dr. V.G.Goswami, Labour and Industrial Law, Central Law Agency, Allahabad.
6. S.N.Mishra, Labour and Industrial Law, Central Law Agency, Allahabad.
7. Khan and Khan Labour Law, Asia Law House, Hyderabad.

LL.B- 405

Professional Ethics, Bar Bench Relations and moot court

PROFESSIONAL ETHICS, ACCOUNTABILITY OF LAWYERS AND BAR-BENCH RELATION (PRACTICAL TRAINING-I)

Contents:-

- (1) Nature and Characteristics of : (a) Professional Ethics (b) Legal Profession
- (2) Historical Perspective and Regulation of Legal Profession
- (3) Contempt of Court by the Lawyers : (a) Civil Contempt (b) Criminal Contempt Punishment Defences (4) Strike by the Lawyers
- (5) Extent of Professionalisation of Legal Profession



SHRI J.J.T UNIVERSITY, Chudela, Jhunjhunu (Rajasthan)

SYLLABUS for B.A, LL.B. 5 YEAR COURSE

School of Law

Shri J.J.T University, Chudela, Jhunjhunu (Rajasthan) 2015-16

B.A., LL.B. (5 Years) (List of Courses Prescribed for Semester VII)

COMPULSORY COURSE

SEMESTER VIIth

Paper Code	Course Title
B.A.LL.B -701	International Human Rights
B.A.LL.B -702	Corporate Law
B.A.LL.B -703	Woman and Law
B.A.LL.B -704	Drafting, Pleading and Conveyancing
B.A.LL.B -705	(A) Public Interest Layering (Written Paper). (B) Moot Court Exercise & viva-voice

B.A. LL.B. (Five Years Course)

Semester VIIth

The each theory Property shall be of 70 marks and of 3 hours duration. The question asked may be objective and subjective both or subjective only. 30 Marks have been assigned for sessional.

Syllabus :

B.A.LL.B -701 International Human Rights

Contents:-

Unit-1: Origin and Development of Concept of Human Rights: meaning human Rights and jurisprudential dimensions, Evolution of the concept of Human rights. First generation, second and Third generation human rights, sovereignty vs human Rights.

Unit-2: Human Rights and United Nations Organization: Human Rights and UN Charter, Promotion and protection of Human Rights, Universal Declaration of Human Rights, Covenant on Civil and Political Rights, Covenant on economic Social and Cultural Rights,

Unit-3: Human Rights and Regional Arrangements: European Convention and Human Rights, American Convention of Human Rights, African Charter of Human Rights.

Unit-4: Protective agencies and mechanism, international commissions on Human rights ILO and Human Rights, UNICEF and Human Rights, Centre for Human Rights OHCHR, Amnesty International, Amnesty international, Red Cross.

Unit-5: Venerable Groups in International Human Rights Law: International Human Rights Law relating to woman – CEDAW, international Human Rights Law relating to Children- UN Declaration and Charter on Rights of Child, Indigenous groups and UNO, Refugees and international law of Human Rights.

Unit-6: International Humanitarian law (IHL): Basic principles of IHL, Geneva conventions, Rights of POW, Rights of civilians, Woman and IHL.

Unit-7: International Enforcement of Human Rights : International Court of Justice, International Criminal Court, Role of European Court of Justice

Unit-8: Indian and International Human Rights Law: Constitutional mechanism for implementation of International Human Rights Law, Protection of Human Rights Act.

Books Recommended:

1. Dr. H.O. Agarwal, International Law on Human Rights, Central Law Agency, Allahabad.
2. M.K. Balachandran, Rose Varghese, Introduction to Humanitarian Law, ICRA.
3. Angala Hegarthy, Slobban Leonard, Human Rights- an Agenda for the 21st Century.
4. Wace, Rebecca, International Human Rights, Text and Materials, London, Sweet and Maxwell.

B.A.LL.B -702

Corporate Law

Contents:-

Unit-1. Incorporation and Formation of Company

- a. Company and Other Forms of Business Organizations.
- b. Different Kinds of Company : One Person Company, Foreign Company
- c. Process of incorporation.
 - i. Nature and Content.
 - ii. Doctrine of Indoor Management.
 - iii. Doctrine of Ultra Vires.
 - iv. Doctrine of Constrictive Notice.
 - v. Memorandum and Articles of Association.

Unit-2: Corporate of Financing

- a. Prospectus and Statement in lieu of Prospectus.
- b. Shares, Share Capital and Debenture, Debenture bond.
- c. Classification of Company Securities.
- d. Inter-corporate loans.
- e. Role of Court to Protect Interests Of Creditors and Shareholder, Class Action Suits, Derivative Actions.

Unit-3: Corporate Governance

- a. Kinds of Company meeting and Procedure.
- b. Powers, Duties and kinds of Director: Independent Director, Woman Director
- c. Different Prevention of Oppression and mismanagement.
- d. Investor Protection.
- e. Insider Trading.
- f. Corporate Fraud.

g. Auditing Concept.

Unit-4: Corporate Social Responsibility and Corporate Liquidation

- a. Evolution of Corporate Social Responsibility, Corporate Criminal liability, Corporate Environmental Liability.
- b. Different Types of Winding up of Company.
- c. Role of Courts in Winding up of Company.
- d. Merger and Acquisition of Company (eg. Like Arcelor Mital and Air India Case).
- e. Cross Border Merger, Takeover Code: Role of SEBI

PSDA (Professional Skill Development Activities).

Preparation of document of registration of a Company. One class based Moot Court completion. Visit to a Corporate office.

Text Books:

1. Saleem Sheikh & William Rees, Corporate Governance & Corporate Control, Canvendish Publishing Ltd. 1995.
2. Textmann, Companies Act 2013
3. Textmann, A Comparative Study of Companies Act 2013 and Companies Act 1956.

References:

1. Charles Wild & Stuart Weinstein Smith and Keenan, Company Law, Pearson. Longman, 2009
2. Institute of Company Secretaries of India, Companies Act 2013, CCH Wolter Kluver Business, 2013.
3. Lexis Nexis, Corporate laws 2013 (Palmtop Edition).
4. C.A. Kamal Garg, Bharat's Corporate and Allied Laws, 2013.

BLLB-703

Woman and Law

Contents:-

I. Constitutional Rights:

Equality of women – Art 14 -15 equality in public employment Art 16

Constitutional Directives to the States – Art 39 and 39 A

Fundamental duty towards the dignity of women.

II. Women Rights under Criminal Law.

Indian Penal Code. - Sec. 493-498, 498 A

Criminal Procedure Code. - Sec 125 to 128

Indian Evidence Act 1872 - Sec 112, 113 A, 113 B, 114 A, 122

III. Social Welfare Legislation

Dowry Prohibition Act 1961 - Sec 1 to 8

Indecent, Representation of Women (Prohibition) Act 1986

Sec 1 to 6 Equal Remuneration Act 1976 Sec 4 and 5

Maternity Benefit Act 1961 Sec 4 to 12

IV. Protection of Women under National Legal framework -

National Commission for Women Act 1990

Protection of Women from Domestic Violence Act 2005

Sec 3. Definition Sec 4 to 10 Powers Duties of Protection officers

Sec 18 to 22 – Relief

V. Rights of Women under International law (Human Rights)

Suggested Readings:

1. Prof. Nomita Aggarwal, Women and Law
2. Dr. Manjula Batra, Women and Law
3. G.P.Reddy, Women and Law

BLLB- 704

Drafting, Pleading and Conveyancing;

Drafting Pleading Conveyancing; Pre Trial Preparation; Preparation in Trial Proceeding and Moot Court

Contents:-

Unit-I:

Fundamental Rules of Pleadings

- a. Pleadings (Order 6 CPC).
- b. Complaint Structure.
- c. Written Statement and Affidavit.
- d. Application under Section 5 of the Limitation Act.
- e. Application for Setting aside ex-parte Decree.
- f. Writ Petitions

Unit-II:

Civil Pleadings (Lectures-10)

- a. Suit for Recovery under Order XXXVII of CPC.
- b. Suit for Permanent Injunction.
- c. Suit for Dissolution of Partnership.
- d. Application for Temporary Injunction Order XXXIX of CPC.
- e. Appeal from Original Decree under Order 41 of CPC.
- f. Revision Petition.
- g. Review Petition

Unit-III:

General Principles of Criminal Pleadings

- a. Application for Bail.
- b. Application under Section 125 CRPC.
- c. Compounding of Offences by Way of Compromise under Section 320 (i) CRPC.

- d. Complaint under Section 138, Negotiable Instruments Act, 1881.
- e. Application under Section 482, CRPC

Unit-IV:

Conveyancing (Lectures-10)

- a. Notice to the Tenant under Section 106 of Transfer of Property Act.
- b. Notice under Section 80 of CPC.
- c. Notice under Section 434 of the Companies Act.
- d. Reply to Notice.
- e. General Power of Attorney.
- f. Will.
- g. Agreement to SELL.
- h. Sale-Deed Objective :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.
- i. Lease-Deed.
- j. Partnership Deed.
- k. Mortgage Deed.
- l. Relinquishment Deed.
- m. Deed of Gift Forms.
- i. Petition for Grant of Probate / Letters of Administration.
- ii. Application for Appointment of Receiver/Local Commissioner.
- iii. Application for Compromise of Suit .
- iv. Application for Appointment of Guardian.
- v. Application to Sue as an Indigent Person under Order 33 CPC.
- vi. Appeal from orders under order 43 of CPC.
- vii. Application for execution.
- viii. Application for caveat section 148A of CPC.
- ix. Writ Petition.
- x. Special Power of Attorney.
- xi. Reference to Arbitration and Deed of Arbitration.
- xii. Notice for Specific Performance of Contract PSDA (Professional Skill Development Activities) 3 Hrs/Week.

Drafting of Different types of Legal Document and Deeds, etc. Drafting of Notices Scrutiny of Documents Survey of Cases due to Drafting Defects.

Text Books:

- 1.N.S. Bindra, Conveyancing , Draftsm54+8an and Interpretation of Dates Delhi Law House, 1985.
- 2. G.C. Mogha& S. N. Dhingra, Mogha's Law of Pleading in India with Precedents, Eastern Law House, 18thEdn. 2013

References:

- 1.R.N. Chaturvedi, Conveyancing, Eastern Book Company, 2011 (7thEdn)
- 2.G.C. Mogha, Indian Conveyancer, Dwivedi Law, 2009 (14thEdn)
- 3.C. R. Datta& M.N. Das, D'Souza's Form and Precedents of Conveyancing, Eastern Law House, 2008 (13thEdn)

BLLB- 705**(A) Public Interest Layering (Written Paper).
(B) Moot Court Exercise & viva-voice****Contents:-**

1. Meaning, Nature, Scope and object of public interest Litigation (PIL). P.I.L. against the state and other public bodies. Difference between Public interest litigation and Private interest litigation; Meaning of Social action litigation, Concept of Locus Stand.
2. Legal Aid under the 1.Constitution;2. Code of Criminal Procedure;3. Code of Civil procedure The Legal Services Authorities Act, 1987, Legal Aid and Law School, Legal Aid and voluntary organization, Legal Aid and legal profession; District Legal Aid Committee.
3. Lok Adalats Its Jurisdiction, Working and Powers under the Legal Service Authority Act, 1987.
4. Writing of P.I.L. Petitions Writings of Applications for Legal Aid.

Leading Cases:

1. *Bandhua Mukti Morcha v/s. Union of India* (1984)3 SCC 161.
2. *Olga Tellis V/s. Bombay Municipal Corporation* (1985) 3 SCC 545.
3. *Sheel Barse V/s State of Maharashtra*, AIR 1988.

Suggested Books For Study:

1. *P.N. Bhagwati :Legal Aid as a Human Right.*
2. *Sujan Singh : Legal Aid Human Right of Equality.*
3. *Sunil Dhesta :Lok Adalats in India Genesis and Functioning.*
4. *L.M. Singhvi : Law and Poverty Cases and Material.*
5. *Awadh Prasad : Lok Adalat*
6. *S.S. Sharma : Legal Assistance to Poor.*
7. *P.N. Bajpayee :Legal Aid & the Bar Council*

SHRI J.J.T UNIVERSITY, Chudela, Jhunjhunu (Rajasthan)

SYLLABUS for B.A, LL.B. 5 YEAR COURSE

School of Law

Shri J.J.T University, Chudela, Jhunjhunu (Rajasthan) 2015-16

B.A., LL.B. (5 Years) (List of Courses Prescribed for Semester VIII)

COMPULSORY COURSE

SEMESTER VIIIth

Paper Code	Course Title
B.A.LL.B -801	Land Laws
B.A.LL.B -802	Environmental Law
B.A.LL.B -803	Human Right & Practice
B.A.LL.B -804	Interpretation of Statutes
B.A.LL.B -805	Seminar & Clinical Legal Education

B.A. LL.B. (Five Years Course)

Semester VIII

The each theory Property shall be of 70 marks and of 3 hours duration. The question asked may be objective and subjective both or subjective only. 30 Marks have been assigned for sessional.

Syllabus :

B.A.LL.B -801 Land Laws

Contents:-

Acts of Study :

1. Rajasthan Tenancy Act, 1955.
2. Rajasthan Land Revenue Act, 1956.
3. The Rajasthan Imposition of ceiling on Agriculture Holding Act 1973.(All the acts are in full course).

LEADING CASES :

1. Jagdish Singh v. State of Rajasthan, 1990, RRD, 493.
2. Executors of Estate of Late Maharana ShriBhagwat Singh (Mewar)v. State of Rajasthan, 1992, RRD, 686.

3. Madanlal v. MurtiMandirShriRamlalJi, 1992, RRD, 79 (DB).
4. Damodar v.Smit.Sundri, 1986, RRD, 55 H.C. (DB).
5. BalKishan v. State of Rajasthan, PurshottamLav. State of Rajasthan, 1981, RRD, Page 686.

SUGGESTED READINGS :

1. ShyamLalGupta : The Rajasthan Tenancy Act.
2. Dutt, S.K. : Tenancy Law in Rajasthan
3. Dutt, S.K. : Rajasthan Land Revenue Act.
4. Suresh Chand H. Mathur : Law of Tenancy in Rajasthan
5. Karkara, G.S. : Rajasthan Land Laws (English &Hindi).
6. Babel, B.L. : Rajasthan Land Laws (Hindi).
7. Gehlot : The Rajasthan Tenancy Act. 1955.

B.A.LL.B -802 Environmental Law

Contents:-

Unit-1: Environmental Protection: International and National Perspective

a. Introduction

- I. Environment : Meaning
- II. Environment Pollution : Meaning and Issues

b. Constitutional Guidelines

- I. Rights to Wholesome Environment : Evolution and Application
- II. Relevant Provisions: Art. 14, 19 (1) (g), 21, 48-A, 51-A (g).
- III. Environment Protection though Public Interest Litigation.

C. Environmental Laws: India and International

- I. Law of Torts.
- II. Law of Crimes.
- III. Public Nuisance
- IV. Emergence of Environmental Legislations.

Unit-2.Prevention and Control of Water, Air, Noise and pollution.

a. The Water(Prevention and Control of pollution) Act, 1974

1. Water pollution: Definition
2. Control and pollution Control Boards: Constitution, Powers and Functions.
3. Water Pollution Control Areas.
4. Sample of effluents : Procedure; Restraint Order.
5. Consent requirement: Procedure, Grant/ Refusal, Withdrawal.

6. Citizen Suit Provision

b. Air (Prevention and Control of Pollution) Act, 1981.

1. Air Pollution : Definition

2. Central and State Pollution Control Boards: Constitution, Powers and Functions

3. Air Pollution Control Areas.

4. Consent Requirement: Procedure, Grant. Refusal, Withdrawal.

5. Sample of Effluents : Procedure; Restraint Order.

6. Citizen Suit Provision.

c. Noise Pollution Control Order, 2000

d. Land Pollution

Objective: The Objective of this paper is to acquaint the students with the Environmental issues and the measures taken for its protection along with the norms prevailing at international and national level.

Unit-3: General Environment Legislations and Protection of Forests and Wild Life.

a. Environmental (Protection) Act, 1986.

a. Meaning of Environment, Environment Pollutant; 'Environment Pollution'

b. Powers and Functions of Central Govt.

c. Important Notifications U/s 6: Hazardous Substance Regulation, Bio-Medical Waste Regulation and Coastal Zone Management, EIA.

d. Pubic Participation & Citizen Suit Provision.

b. Law related to forest

1. Forest Act, 1927.

2. Kinds of forest – Private, Reserved, Protected and Village forests.

3. The Forest (Conservation) Act, 1980.

4. Forest Conservation vis-a- vis Tribals' Rights.

c. The Wild Life (Protection) Act, 1972.

1. Authorities to be Appointed and Constituted under the Act.

2. Hunting of Wild Animals.

3. Protection of Specified Plants.

4. Protected Area.

5. Trade or Commerce in wild Animals, Animal Articles and Trophies; Its Prohibition.

Unit-4: International Environment Laws and Current Trends.

a. Introduction to International Environmental laws.

1. Environmental Law: Human Rights Perspective.
2. Stockholm Declaration : Brief Overview.
3. Rio-Declaration: Brief Overview.
4. Important Doctrines : Sustainable Development- meaning and Scope- Precautionary Principle : Polluter pays principle- Public Trust Doctrine.
5. UNEP

b. National Green Tribunal.

1. Constitution.
2. Function and Powers.

PSDA (Professional skill Development Activities).

Field Trip to Ecologically Sensitive Places/ Tribal Areas.

Visit to Pollution Control Boards/ Yamuna Bank & Riverside.

Pollution/ Biodiversity Park/ Zoos/ NGT, Delhi and Preparation of plan for Water, Air, Pollution

Interaction with Eminent Environmental Activist/ Invited Talks & Lectures.

Text Books :

1. Shyam Diwan & Armin Rosencranz, Environmental Law and Policy in India, Oxford University Press, 2nd Edition, 2001.
2. P. LeelaKrishnan, Environmental Law in India, Lexis Nexis, 3rd Edition, 2008.

References:

1. P.Leelakrishnan, Environmental Law Case Book, Lexis Nexis, 2nd Edition, 2006.
2. S.C. Shastri, Environmental law, Eastern Bool Company, 4th Edition, 2012.
3. Gurdip Singh, Environmental law in India, Mac Millan Publisher, 2005.
4. Snehlata Verma, Environmental Problems: Awerness and Attitude, Acedemic Excellence Publishers & Distributors, Delhi, 2007.
5. Benny Joseph, Environment Studies, Tata Mc Graw Hill, New Delhi, 2009.

BLLB-803

Human Right & Practice

Contents:-

Human Right & Practice

I.

Jurisprudence of Human Rights; Nature, definition, origin and theories of Human Rights.

II.

Universal Protection of Human Rights; United Nations and Human Rights- Universal Declaration of Human Rights, 1948. Various International Covenants about Human Rights.

III.

Protection of Human Rights in India; National Human Rights Commissions and State Human Right Commissions.

IV.

Human Rights and the Constitution of India; Judicial trends about Protection of Human Rights in India.

V.

Human Rights and Vulnerable Groups; Rights of Women, Children, Disabled, Tribal, Aged and Minorities.

Leading Cases :

1. Bandhua Mukti Morcha v Union of India, AIR 1984 SC 802.
2. Vishakha v State of Rajasthan, AIR 1987 SC 579.
3. Sunil Batra v Delhi Administration, AIR 1978 SC 1675.

Suggested Readings :

1. UNO Charter.
2. Universal Declaration of Human Rights, 1948.
3. Human Rights and the Constitution Act, 1993.
4. S.K. Kapur : International law (English and Hindi)
5. M.P. Tondon : International Law (English and Hindi)
6. Nagendra Singh : Lectures on International Law.
7. Agrawal, H.O.: International law and Human Rights.

Contents:-

1. Interpretation of Statutes

- 1 Meaning of the term 'Statutes', classification of statutes
- 2 The duties of a Judge and legislation.
- 3 Purpose of Interpretation of statutes.
- 4 Utility of rules of interpretation.
- 5 Commencement, Repeal of statutes.

2. Aids to Interpretation Internal aids

- 1 Title
- 2 Preamble
- 3 Heading and marginal notes
- 4 Punctuation marks
- 5 Illustrations, exceptions, provisions and saving clauses.
- 6 Schedules
- 7 Non-obstinate clause

External aids

- 1 Dictionaries
- 2 Translations
- 3 Travaux Préparatoires
- 4 Stare decisis
- 5 Statutes in para material
6. Parliamentary History
7. Foreign Judgments

3. Rules of Statutory Interpretation

Primary Rules

- 1 Literal rule
- 2 Golden rule
- 3 Mischief rule (Rule in the Heydon's case)
- 4 Rule of harmonious construction

Secondary Rules

1 Noscitur a sociis

2 Eiusdem generis

3 Reddendo singula singulis

4. Presumptions in Statutory Interpretation

1 Statutes are valid

2 Statutes are territorial in operation

3 Presumption as to jurisdiction

4 Presumption against violation of International Law

5 Prospective operation of statutes

5. Maxims of Statutory Interpretation

1 Contemporane expositio est fortissime in lege

2 Expressio unius est exclusio alterius

3 Generalia specialibus non derogant

4 Ut res magis valeat quam pereat

6. Interpretation with reference to the subject matter and purpose

1 Taxing Statutes

2 Penal Statutes

3 Interpretation of directory and mandatory provisions

7. Principles of Constitutional Interpretation

1 Harmonious construction

2 Doctrine of pith and substance

3 Colorable legislation

4 Doctrine of eclipse

Suggested Readings :

1. V.P. Sarathi : Interpretation of Statutes

2. G.P. Singh : Principles of Statutory Interpretation

3. Jagdish Swarup : Legislation and Interpretation

4. T.Bhattacharya : Interpretation of Statutes

BLLB- 805

Seminar & Clinical Legal Education

Contents:-

Attend Seminars and Participate in Seminars

Clinical Legal Education.

SHRI J.J.T UNIVERSITY, Chudela, Jhunjhunu (Rajasthan)

SYLLABUS for B.A, LL.B. 5 YEAR COURSE

School of Law

Shri J.J.T University, Chudela, Jhunjhunu (Rajasthan) 2015-16

B.A., LL.B. (5 Years) (List of Courses Prescribed for Semester IX)

COMPULSORY COURSE

SEMESTER IXth

Paper Code	Course Title
B.A.LL.B -901	Crimes and Punishment (Cr.P.C.)
B.A.LL.B -902	Civil Procedure Code & Limitation Act
B.A.LL.B -903	Law of Evidence
B.A.LL.B -904	Information Technology Law
B.A.LL.B -905	Seminar & Clinical Legal Education

B.A. LL.B. (Five Years Course)

Semester IXth

The each theory Paper shall be of 70 marks and of 3 hours duration. The question asked may be objective and subjective both or subjective only. 30 Marks have been assigned for sessional.

Syllabus :

B.A.LL.B -901 Crime and Punishment (Cr.P.C.)

SECTION-I

The Rationale of Criminal Procedure and the importance of fair trial .Role of various Authorities in criminal justice such as Police Prosecutor and Defense Counsel .Distinction between Cognizable and Non- cognizable offences. Conceptual Contours of arrest. Arrest without warrant by police. Constitutional and Statutory rights of the Arrested Person. Steps to Ensure the Presence of the Accused at Trial Meaning, Form and Service of Summons meaning, From and execution of arrest warrants Proclamation and attachment Concept and objectives of Bail.

Distinction between Bailable and non- Bailable Offences Bail as a matter of rights and as a Discretion Cancellation of Bail.

SECTION-II

Concept of FIR Procedure for recording of FIR. Affect of Delay in Recording of FIR. Evidentiary Value of FIR .Concept of search and Seizure. Search with and Without Warrant. When the Search Warrants Could be issued. General Principles Related to Search Territorial jurisdiction of the Criminal Courts in Enquiries and Trials:

Basic Rule of Territorial jurisdiction with Exceptions there of power of the Court to held inquiry in Cases Where it Lacks the Territorial jurisdiction. Trial of offences Committed outside India Constitution of Criminal Courts Magistrate's power to take Cognizance of offences .Meaning and Verification of Complaint.

Suggested Reading:-

Bare Act.

KN Chandrasekharan Pillai (ed.) Kelkar's Lectures on Criminal Procedure, 4th Ed. Reprint, Eastn Book Company, Lucknow.

Ratanlal and Deerajlal : Criminal Procedure Code, 18th Ed, 2006, wadhwa & Com Nagpur.

SC Sarkar : The Law of Criminal Procedure, 2nd (Reprint), 2010, Dwivedi Law Agency, Allahabad.

KN Chandrasekharan Pillai (ed.) Kelkar's Lectures on Criminal Procedure, 4th Ed. Reprint, Eastn Book Company, Lucknow.

Woodroffe : Commentaries on Code of Criminal Procedure, 2 vols. 3rd Ed. 2009.

BLLB-902

Civil Procedure Code & Limitation Act

CONTENTS:-

I.

Codification of Civil Procedure and Introduction to CPC — Principal features of the Civil Procedure Code — *recent Amendments* in CPC -Hierarchy of courts--Suits — Parties to Suit — Framing of Suit — Institution of Suits — Bars of Suit - Doctrines Of *Sub Judice* and *Res Judicata* — Place of Suing — Transfer of suits — Territorial Jurisdiction — ‘Cause of Action’ and Jurisdictional Bars — Summons — Service of Foreign summons.

II.

Pleadings — Contents of pleadings — Forms of Pleading — Striking out /
Amendment of Pleadings - Plaint— Essentials of Plaint - Return of Plaint—
Rejection of Plaint—Production and marking of Documents— Written Statement —
Counter claim — Set off — Framing of issues.

III.

Appearance and Examination of parties & Adjournments — *Ex-parte* Procedure —
Summoning and Attendance of Witnesses — Examination — Admissions —
Production, Impounding, Return of Documents — Hearing — Affidavit — Judgment
and Decree — Concepts of Judgment, Decree, and Interim Orders and Stay —
Injunctions — Appointment of Receivers and Commissions — Costs -- Execution —
Concept of Execution — General Principles of Execution — Power of Execution —
Power of Executing Courts — Procedure for Execution — Modes of Execution --
Arrest and detention — Attachment and Sale.

IV.

Suits in Particular Cases — Suits by or against Government — Suits relating to
public matters;— Suits by or against minors, persons with unsound mind, - Suits by
indigent persons – Inter pleader suits — Incidental and supplementary proceedings -
Appeals, Reference, Review and Revision — Appeals from Original Decrees —
Appeals from Appellate Decrees — Appeals from Orders — General Provisions
Relating to Appeals.

V.

Law of Limitation — Concept of Limitation — Object of limitation - General Principles
of Limitation — Extension — Condonation of delay — Sufficient Cause —
Computation of limitation -- Acknowledgment and Part-payment — Legal Disability —
Provisions of the
Limitation Act, 1963 (Excluding Schedule).

Suggested Readings:-

1. Mulla, Code of Civil Procedure Code
2. C.K. Thakkar ,Code of Civil Procedure Code.
3. M.R.Mallik (ed)B.B. Mitra, On Limitation Act

4. P.K. Majumdar and R. P. Kataria, Commentary On The Code of Civil Procedure Code-1908
5. P.K.Mukharjee ,Limitation Act
6. Shailendra Malik, Code Of Civil Procedure ,
7. Dr.Avtar Sing, Code of Civil Procedure,
8. Sarkars Commentary on The Civil Procedure Code ,Dwivedi ,Allahabad Law Agency.
9. B.L.Babel : Civil Procedure Code.

BLLB-903 Law of Evidence

CONTENTS:-

I. Definitions and Relevancy of Facts-Admissions and Confessions-Statements by Persons who cannot be called as witnesses Statements made under special Circumstances How much of a statement is to be proved Judgment of Courts of Justice when relevant

II.

Opinions of Third Persons when relevant Character when relevant Facts which need not be proved Of Oral Evidence Of Documentary Evidence

III.

Of the Exclusion of Oral by Documentary Evidence Of the Burden of Proof- Estoppels

IV.

Of Witnesses Of the Examination of Witnesses Of Improper Admission and Rejection of Evidence

Suggested Readings:

1. Avtar Singh: Law of Evidence.
2. Rattan Lal & Dhiraj Lal : The Law of Evidence.
- 3.S.R. Myneni: Law of Evidence.
- 4.Batuklal : Law of Evidence.
5. Monir : Evidence.
6. Raja Ram Yadav : Law of Evidence.

BLLB-904 Information Technology Laws

I.

Advantages and Disadvantages of internet Technology Aims and objectives of information Technology Act Definitions: Computer, Computer Network, Computer Resource, Computer System, Asymmetric Crypto System Digital Signature and Electronic Signature (Section 3 & 3A) Electronic Governance (Section 4- 10A) Attribution, Acknowledgement and dispatch of Electronic record (Section 11- 13) Regulation of Certifying Authorities (Section 17- 34) Electronic/ Digital Signature Certificate (Section 35-39) Duties of Subscribers (Section 40- 42)

II.

Penalties and Adjudication (Section 43-45) Cyber Appellate Tribunal (Section 48-64) Offences (Section 65- 78) Network Service Providers not to be liable in certain cases (section 2(w), & 79) Issues relating to Trademark and Domain Name Domain Name Dispute Resolution Policy Copyright issue relating to internet.

Suggested Readings:-

Bare Act of Information Technology Act, 2000.

Rodney Ryder, Guide to cyber Laws, Wadhwa Nagpur, 2nd Edition, 2003.

Vakul Sharma, Information Technology : Law & Practice, Universal Law Publishers, 2nd Edition, 2007.

Vakul Sharma, Handbook of Cyber laws, Universal Law Publication, Reprint Edition 2010.

Dr. Farooq Ahemed, Cyber Law in India, New Era Law Publishers, 3rd edition, 2008.

Prag Diwan and Shimmi Kapoor, Cyber and E- Commerce Law, Bharat Publishers, 2nd Edition, 2000.

V.K. Unni, Trademarks and Emerging Concepts of Cyber Property Rights, Eastern Law House, 2005.

D.P. Mittal, Law of Information Technology (Cyber Law), Taxmann, 2000.

Dr. Amita Verma, Cyber Crime and Law, Central Law Publishers, Allahabad, 2009.

Dr. Amina Verma, Cyber Crime in India, Central Law Publishers, Allahabad, 2012.

Diane Rawland & Elizabeth, Information Technology Law 3rd Edition, Oxon Cavendish.

BLLB-905 Seminar & Clinical Legal Education

Contents:-

Attend Seminars and Participate in Seminars
Clinical Legal Education.

SHRI J.J.T UNIVERSITY, Chudela, Jhunjhunu (Rajasthan)

SYLLABUS for B.A, LL.B. 5 YEAR COURSE

School of Law

Shri J.J.T University, Chudela, Jhunjhunu (Rajasthan) 2015-16

B.A., LL.B. (5 Years) (List of Courses Prescribed for Semester X)

COMPULSORY COURSE

SEMESTER Xth

Paper Code Course Title

B.A.LL.B -1001	Intellectual Property Law
B.A.LL.B -1002	Insurance Law
B.A.LL.B -1003	Legal Education and Research Methodology
B.A.LL.B -1004	Criminology
B.A.LL.B -1005	Moot Court, Pre- Trial Preparation and Participation in Trial Proceedings

B.A. LL.B. (Five Years Course)

Semester X

The each theory Paper shall be of 70 marks and of 3 hours duration. The question asked may be objective and subjective both or subjective only. 30 Marks have been assigned for sessional.

Syllabus :

B.A.LL.B -1001

Intellectual Property Law

Contents:-

I. Copyright.

- a. Nature and Meaning.
- b. Scope of protection.
- c. Procedure for protection.
- d. Enforcement and Remedies.

II. Patents.

- a. Nature and Meaning.
- b. Scope of protection.
- c. Procedure of protection.
- d. Enforcement and Remedies.

III. Trade Marks.

- a. Nature of the Meaning.
- b. Scope of Protection.

- c. Procedure for protection.

- d. Enforcement and Remedies.

IV: Designs

- a. Nature and Meaning
- b. Scope of protection
- c. Procedure for protection
- d. Enforcement and Remedies.

Text books:

1. Paris Convention for the Protection of Industrial Property, 1883;
2. Berne Convention for the Protection of Literary and Artistic Works, 1886;
3. Indian Copyright Act, 1957;
4. Indian Patents Act, 1970;
5. Agreement on Trade-Related Aspects of Intellectual Property Rights, 1994 (the TRIPS Agreement);
6. Indian Trademarks Act, 1999;
7. Indian Designs Act, 2000.

B.A.LL.B -1002

Insurance Law

Contents:-

I.

Introduction, Meaning of Insurance, Historical Aspect, Characteristic of Insurance, Nature of Insurance Contract.

II.

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

III.

Re-Insurance, Double Insurance, Insurance & Wages, Types of Insurance : Life Insurance Marine Insurance Fire Insurance & Miscellaneous Insurance.

IV.

Indemnity, Subrogation, Causa Proxima, Mitigation of Loss, Attachment of Risk, Contribution Constitution, Function and Powers of Insurance Regulatory and Development Authority Application of Consumer Protection Act, 1986.

Suggested Readings:-

1. M.N.Mishra, Law of Insurance
2. C.Rangarajan, Handbook of Insurance and Allied Laws

B.A.LL.B -1003

Legal Education and Research Methodology

Contents:-

I.

1. Objective of Legal Education.
2. Lecture Method of Teaching – Merits and demerits
3. The problem method
4. Discussion methods and its suitability at post graduate level teaching
5. The seminar method of teaching
6. Examination System and problems in evaluation – external and internal assessment
7. Student participation in law school programmes, Organization of seminars, publication of journals and assessment of teachers
8. Clinical legal education – legal aid, legal literacy, legal survey and law reform

II.

1. Socio-Legal Research
2. Doctrinal and non-doctrinal
3. Relevance of empirical research
4. Introduction and deduction
5. Identification of problem of research –what is a research problem
6. Survey of available literature and bibliographical research
7. Legislative materials including subordinate legislation, notification and policy

Statements

III.

1. Decisional materials including foreign decision; methods of discovering the ‘rule of the case’ tracing the history of important cases and ensuring that these have not been over ruled; discovering judicial conflict in the area pertaining to the research problem and the reason thereof.
2. Juristic writings – a survey of Juristic literature relevant to selected problem in India and foreign periodicals
3. Compilation of list of reports or special studies conducted relevant to the problem.
4. Formulation of the Research problem
5. Devising tools and techniques for collection of data : Methodology
6. Methods for the collection of statutory and case material and juristic literature
7. Use of historical and comparative research materials
8. Use of observation studies
9. Use of questionnaires/interview
10. Use of case studies
11. Sampling procedures design of sample, types of sampling to be adopted
12. Use of scaling techniques

IV.

1. Computerized Research – A Study of legal research programme such as Lexis and West law coding
2. Classification and Tabulation of data – use of cards for data collection Rules for tabulations
Explanation of tabulated data
3. Analysis of data

Suggested Readings:-

1. High Brayal, Negel Dunean and Richard Crimes : Clinical Legal Education : Active Learning in your Law School, (1988), Blackstone Press Ltd., London
2. S.K. Agarwal (ed.): Legal Education in India (1973), Tripathi, Bombay
3. N.P. Madhava menon (ed.) : A Handbook of Clinical Legal Education, (1998) Eastern Book Company, Lucknow.
4. M.O. Price, H. Bitner and Bysieqiez : Effective Legal Research (1978)
5. Pauline V.Young : Scientific Social Survey and Research (1962)
6. William. J.Grade and Paul K. Hatt. : Methods in Social Research , McGraw HillBook Company, London
7. H.M.Hyman : Interviewing in Social Research (1965)
8. Erwin C. : Surrency, B.Field J. Crea : A Guide to Legal Research.

B.A.LL.B -1004

Criminology

Contents:-

I.

Criminology: Definition. nature and scope, method of studying, importance, and classification of crimes. Crime and social process: Economic Motivation. Socio cultural Motivations, home and community influence, white collar crime, Female offender, juvenile Delinquency, influence of mass-media, Alcoholisms and Drugs.

II.

Schools of Criminological Thought(Factors in causation of Criminal Behaviors)

1. Ancient School
 - (a) Demonological
 - (b) School of Free will
2. Classical School.
3. Cartographic or Ecological School.
4. Typological School
 - (a) Italian or Positive School.
 - (b) Mental Testers School.
 - (c) Psychiativists School.

5. Sociological School

6. Multi factor School.

III.

Control of Crime: Police and Law courts, Prison system, Re-socialization of the offender, Rehabilitation of discharged prisoners in the administration of Criminal justice, prevention of crime delinquency.

IV.

Constitutional Guarantees -Principles of natural Justice as applicable to procedural law, Protection to arrested persons, Under-trials, detune and convicted persons. Double jeopardy and self-incrimination, rights to life and legal aid.

The Probation of offenders Act, 1958 :

Definitions - Power of court to require released offenders after admonition on probation of good conduct - power of Court to require released offenders to pay compensation under twenty one years of age. Variations of conditions of probation. Probation in case of 'Offender' failing to observe conditions of bond, provision as to sureties, Probation Officers, Duties of Probation Officer.

Leading Cases :

1. Gura singh v. State of Rajasthan, 1984 Cr. LJ 1423 (1428).
2. R.K. Garg v. Union of India (1981) 133 ITR 239
3. Mithu v. State of Punjab, AIR 1983 SC 473.

Suggested Readings :

1. Pillai, K.S. - Criminology.
2. Edwin, H. Sutherland and Donald R. Grussey - Principles of Criminology.
3. Shamshul Huda - Tagore Law Lectures on Criminal Law.
4. N.V. Paranjape - Criminology and Penology.
5. M.S. Chauhan – Criminology & Principle of Criminal Science.
6. B.L. Babel – Criminology.
7. The Criminal Procedure Code.
8. The Constitution of India.

Participation in Trial Proceedings

This paper will have Two components:

(A) Moot Court (60 marks)

(B) Viva-Voce (40 marks)

(A) Moot Court

Every student will do at least three moot courts in a year with 20 marks for each. The Moot court work will be on assigned problems and it will be evaluated for 10 marks for written submission and 10 marks for oral advocacy.

(B) Viva-Voce

The Second component of this paper will be viva-voce Examination on all the above aspects. This will carry 40 marks.

The Viva-voce examination shall be conducted by a committee of three persons. In the committee, there shall be two internal examiner and one external examiner. The committee shall award marks on the basis of preparations of above components and performance at the Viva-voce Examination.