

# **R.K.D.F. UNIVERSITY, BHOPAL**

## **LL.B. (BACHELORS OF LAW)**

### **Program Outcome**

#### **PROGRAM OUTCOMES (POs)**

- PO1 Legal Knowledge: To acquire & apply legal knowledge to the complex Socio-legal problems.
- PO2 Professional Practice: to make students eligible to practice in Courts, Industries, Companies as legal practitioner.
- PO3 Professional Skills: To possess professional skills required for legal practice such as Argument, Pleading, drafting, convincing etc.
- PO4 Professional Ethics: To understand and apply principles of professional ethics of legal profession.
- PO5 Legal research & legal reasoning: to develop legal research skills & legal reasoning and apply it during programme & in Legal practice.
- PO6 Self-reflection & lifelong learning : To develop an attitude of self-reflection while learning & Recognize the need for, and have the preparation and ability to engage in independent and life-long learning in the broadest context of changing legal contexts.
- PO7 Self-employability: To provide a platform of self-employability by developing professional skills in legal industry.
- PO8 Leadership skills: To develop leadership qualities amongst students.
- PO9 Lifelong Learning: To make awareness about Constitutional legislative & societal transformation in society & to develop clinical abilities.
- PO10 Lawyering skills: Every graduate will become skilled in legal research, written and oral communication, teamwork, advocacy, and problem-solving.

## **PROGRAM SPECIFIC OUTCOMES (PSOs)**

- PSO1 Should be able to demonstrate understanding of substantive and procedural law sufficient to enter the legal profession and professions in which legal knowledge is an advantage.
- PSO2 Should be able to associate the learning from the courses related to Law and Management.
- PSO3 Should be able to Gather and interpret relevant facts and conduct legal research.
- PSO4 Should have the capability to understand the laws at national and global level and to solve the client's problem.
- PSO5 Should possess the skills to communicate in both oral and written forms and ability to formulate legal problems and using appropriate concepts and methods to solve them.
- PSO6 Should use skills in specific areas (e.g. Criminal, industrial-organizational, clinical, counselling, social, community).
- PSO7 Should analysing social problems and understanding social dynamics.



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

### FIRST YEAR

#### Scheme- Semester I

| Sr. No | Subject code | Subject                            | Marks distribution |           |              |            |                 |          |             | Total credits |
|--------|--------------|------------------------------------|--------------------|-----------|--------------|------------|-----------------|----------|-------------|---------------|
|        |              |                                    | Assignment marks   |           | Theory marks |            | Practical Marks |          | Total marks |               |
| 1      | LLB 101      | LAW OF CRIMES I (IPC)              | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 2      | LLB 102      | LAW OF TORTS                       | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 3      | LLB 103      | HUMAN RIGHTS AND INTERNATIONAL LAW | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 4      | LLB 104      | LAW OF CONTRACT I                  | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 5      | LLB 105      | FAMILY LAW II (HINDU LAW)          | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 6      | LLB 106      | LAND LAW IN MP                     | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
|        |              | <b>Total</b>                       | <b>120</b>         | <b>48</b> | <b>480</b>   | <b>192</b> | <b>-</b>        | <b>-</b> | <b>600</b>  |               |



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

FIRST YEAR

SEMESTER-I

| Course | Subject Title | Subject Code | Contact hours per week | Credits |
|--------|---------------|--------------|------------------------|---------|
| LLB    | LAW OF CRIMES | LLB 101      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. Understand and describe areas of criminal justice, law and society through a critical analysis of the subject.
- CO 2. Analyze lacunas within the criminal justice system and suggest the amendments have to make to provide the justice according to the changing needs of the society.
- CO 3. Summarize the process of judicial review and identify criteria used by courts to evaluate the constitutionality of criminal law of India.
- CO 4. Identify and synthesize social theory about crime, justice, and social deviance and explain and address various obstacles and barriers experienced by individuals before, during, and after internment.
- CO 5. Problem-solve complex issues in the criminal justice system and society related to policy, law enforcement, vulnerability, and marginalization

### -SYLLABUS-

#### UNIT- I

Operation of the (ss 1-5), General explanations (ss 6 52A) Right of private defense (ss 96-106).

#### UNIT-II

Abetment (ss 107-120) criminal conspiracy (ss 120 A 7 120 B) offences against the state (121- 130).

#### UNIT- III

Offences relating to army, navy and air force (ss 131- 140) offences against public tranquility (ss 141- 160).

#### UNIT- IV

Offences relating to public servants (ss 161- 171), offences relating to elections (171A-171I) contempt of lawful authority of public servants (ss 172-190). False evidences and offences against public justice (ss191-229) offences relating coins govt. stamps (ss 230-263 A).

#### UNIT- V

##### Leading Cases:-

1. Amjod Khan Vs State of M.P. AIR 1952 SC165.
2. Kehar Singh Vs Union of India AIR 1989 SC 653.
3. Ram Ratan& Brothers Vs State of U.P. AIR 1977 SC 619.
4. Mahboob Shah Vs King En. AIR 1945 P.C.118.
5. Paras Ram VsStste of Punjab (1981- 2SCC 508)

6. YogendraMorargiVs State Gujrat (AIR 1980 SC 660)

**Recommended Books:-**

1. Ratanlal Dhiraj Lal - Indian Penal Code 1860.
2. R.N.Saxena – Indian Penal Code 1860.
3. N.V.Paranjape - Indian Penal Code
4. Dr. H.S. Gour - Indian Penal Code.
5. त्रिदिवेष भट्टाचार्य – भारतीय दण्ड संहिता



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

### FIRST YEAR

### SEMESTER-I

| Course | Subject Title | Subject Code | Contact hours per week | Credits |
|--------|---------------|--------------|------------------------|---------|
| LLB    | LAW OF TORT   | LLB 102      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. Describe the major principles fundamental to the operation of tort system.
- CO 2. Explain the important and commonly litigated torts.
- CO 3. Appraise the basis and nature of law of torts and its impact on individuals, corporations and other businesses.
- CO 4. Critique the leading case authorities in tort law and important legislations that impacts it.

### -SYLLABUS-

#### UNIT- I

Legal concepts of tort, elements of liability (intention, motive, malice, carelessness. Kinds of liabilities, absolute, vicarious, fault, stator general defenses and remedies discharge of actions.

#### UNIT- II

Negligence as tort wrongs to physical interest, assault, battery may be loss of expectation of life, other kind of bodily harm including harm due to shock.

#### UNIT-III

Malicious prosecution. Wrongful conferment, wrongs to proprietary interest, conversion, detente, Trespass, occupiers liability of person in control of movables and animal wrongs to personal interest contractual,

#### UNIT- IV

Consumer protection Act 1986 object, scope, definition consumer protection council, consumer disputes redressed agencies miscellaneous. Defamation including defenses of truth privilege and fair comment, wrongs to other interest (Conspiracy, injuries, falsehood, abuse of legal process)

#### UNIT- V

Liability, Insurance, Claims of motor vehicles act 1939.

#### Leading Cases:-

1. DonogneVsStevenson, 1932 AC 562.
2. Ryland"s VsFletcher, IRI Ex 456.
3. State of RajasthanVsMst. Vidyawati, AIR 1962 SC 953.
4. Overseas Tankship (U.K.) Ltd. Vs Mots Deot& Engineering Co. Ltd.(The wagon mund) 1961 385.
5. Municipal Corporation, Delhi VsSubhagwati, AIR 1966 SC 1874.
6. Indian Medical association V. V.P. Shantha, AIR 1996 SC 530.

7. Lucknow Development authority Vs. M.K.Gupta AIR 1994 SC 787.

**RECOMMENDED BOOKS:-**

1. Ratan Law- Law of Torts
2. G.K.Kapoor- Law of Torts
3. Bangia- Law of Torts
4. M.N.Shukla- Law of Torts



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

### FIRST YEAR

### SEMESTER-I

| Course | Subject Title                         | Subject Code | Contact hours per week | Credits |
|--------|---------------------------------------|--------------|------------------------|---------|
| LLB    | HUMAN RIGHTS AND<br>INTERNATIONAL LAW | LLB 103      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. understand the historical growth of the idea of human rights
- CO 2. demonstrate an awareness of the international context of human rights
- CO 3. demonstrate an awareness of the position of human rights in the world
- CO 4. understand the importance of the Human Rights Act
- CO 5. analyze and evaluate concepts and ideas

### -SYLLABUS-

#### UNIT- I

1. Theoretical foundations of human rights & international Law.

1.1 Basic principles: Sovereign equality of states non- intervention non use of force international cooperation-peaceful settlement of disputes.

1.2 Individuals as subjects of international law.

1.3 State jurisdiction on terrorism hijacking, narcotics, war crimes and crimes against peace.

1.4 Treatment of aliens.

#### UNIT- II

2. Historical development of concepts of human rights.

1.15 Human rights in Indian tradition: ancient, medieval and modern.

2.2 Human rights in western tradition.

2.2.1 Concept of natural law.

2.2.2 Concept of natural rights.

2.3 Human rights in legal tradition: International law and National law.

#### UNIT- III

3. UN and Human rights.

3.1 Universal Declaration of human rights (1948) individual and group rights.

3.2 Covenant on political and civil rights (1966).

3.3 Covenant on economic, social and cultural rights (1966).

3.4 ILO and other conventions and protocols dealing with human rights.

3.5 Disarmament threat to human rights.

3.6 International HR commission.

3.7 Mandates of States.



3.8 Rights to development.

**UNIT- IV**

4. Role of Regional organizations.

4.1 European Convention on Human Rights.

4.2 American Convention on Human Rights.

4.3 African Convention on human rights.

4.4 SAARC.

**UNIT- V**

5. Protection agencies and mechanisms.

5.1 International commission of human rights.

5.1.1 Amnesty international.

5.1.2 Non- Government organizations (NGOs)

5.2 European commission on human rights /court of human rights.

5.3 U.N. Division of human rights.

5.4 International labour organization.

5.5 UNESCO.

5.6 UNICEF.

**RECOMMENDED BOOKS:-**

1. S.K.Avesti and R.P. Kataria law relating to human rights, Chh IV, V, VII, XIV, XXIX, and XXXIX 2000) orient. New delhi. 2. S.K. Varma, Public International Law (1998) PHI, New Delhi. 3. Peter J. Van Krieken(ed.) The Excluosn on Clause(1999), Kluwer.

4. Human Rights watch women"s rights project, the human rights watch global report on women"s human rights (2000) oxford.

5. Ermacora. Nowak and Tretter International Human Rights (1993). Sweet & Maxwell

6. Wallace, International Human Rights : Taxt & Materials (1996), Sweet & Maxwell

7. Muntarbhorn, The status of Refugees in Asia (1992), Oxford

8. Human Rights and GlobalDiversity (2001) Frank Cass, London

9. Nirmal C.J. (ed.) Human Rights in India (2000) Oxford.

10. Nirmal B.C. The Right to self determination in International Law (1995), Deep & Deep



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

### FIRST YEAR

### SEMESTER-I

| Course | Subject Title   | Subject Code | Contact hours per week | Credits |
|--------|-----------------|--------------|------------------------|---------|
| LLB    | LAW OF CONTRACT | LLB 104      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. Define, distinguish and apply the basic concepts and terminology of the law of contract;
- CO 2. Define and distinguish amongst the various processes involved in contract formation;
- CO 3. Identify the relevant legal issues that arise on a given set of facts in the area of contract law;
- CO 4. Select and apply a range of approaches to written communication, and apply the critical thinking required to bring about creative solutions to complex legal problems in the area of contract law;
- CO 5. Formulate oral and written arguments in response to a given set of facts;

### -SYLLABUS-

#### UNIT- I

1. History and nature of contractual obligations.
2. Agreement and contract: definitions, elements and kinds of contract.
3. Proposal and acceptance.
4. Consideration.

#### UNIT- II

Capacity to contract

1. Free consent.
2. Undue Influence.
3. Misrepresentation.
4. Fraud.
5. Mistake.
6. Unlawful considerations and objects.
7. Fraudulent.

#### UNIT- III

1. Injurious to person or property.
2. Immoral.
3. Against Public policy.
4. Void and void able agreements.
5. Contract without consideration.
6. Agreement in restraint of marriage.

7. Wagering contract and its exception.

**UNIT- IV**

1. Contractual obligation- remedies.
2. Damages, remoteness of damages, ascertainment of damages.
3. Government contracts.

**UNIT- V**

**Specific Relief Act**

1. Specific performance of contract.
2. Contract that can be specifically enforced & that cant be enforced.
3. Persons against whom specific enforcement can be ordered.
4. Rescission and cancellation.
5. Injunction, temporary, perpetual.
6. Declaratory orders.
7. Discretion and powers of court.

**RECOMMENDED BOOKS:-**

1. Beasten(ed.) Anson's Law of Contract(27 ed. 1998)
2. P.S. Atiya, Introduction to the law of contract1992 reprint (Claredon law Series).
3. Avtarsingh, Law of contract (2000) Eastwrn, Lucknow.
4. G.C. Cheshire, and H.S.Fifoot and M.P.Furmston, Law of Contract (1992) ELBS with butterworths.
5. M.Krishnan Nair, Law of Contract (1998).
6. G.H. Treltet, Law of Contracts, Sweet & Maxwell (1997 reprint)
7. R.K. Abhichandani, (ed.) Pollock & Mulla on the Indian Contract and the Specific Relief Act (1999) Tripathi
8. Banerjee S.C. Law of Specific Relief (1998) Universal.
9. Anson, Law of Contract (1998) Universal.
10. Dutt on Contract (2000), Universal
11. Anand & Aiyer, Law of Specific Relief (1999), Universal



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

### FIRST YEAR

### SEMESTER-I

| Course | Subject Title | Subject Code | Contact hours per week | Credits |
|--------|---------------|--------------|------------------------|---------|
| LLB    | FAMILY LAW    | LLB 105      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. To appraise on the nature of property transaction that exist in Hindu family relations and the importance of ancestral property and karta in hindu family.
- CO 2. On completion of the third module students will be able to analyse and critically understand the concept of marriage and relate it to the changing nature of marriage as is witnessed today such as live-in relationships and recognition of same sex marriages.
- CO 3. On completion of the fourth module students will be able to show a better understanding the core concepts of Hindu adoption laws.
- CO 4. The module will help students analyze it from sociological perspective thereby understanding the importance adoption law has in the development of child.
- CO 5. On completion of the fifth module the students will be able to appraise the law relating to guardianship and the importance of guardian in matter relating to wards.
- CO 6. The outcome of the last module would be a critical understanding of the property relations in a family and understanding the legal incidence of joint family and testamentary succession and intestate succession under the Act.

### -SYLLABUS-

#### UNIT-I

1. Nature of Hindu law.
2. Hinduism, origin and development, definitions.
3. School and Sources.

#### UNIT- II

1. Marriage.
2. Kinds, nullity of marriage.
3. Hindu marriage Act 1955.
4. Special marriage Act 1954.
5. Divorce.
6. Judicial separation, Restitution of conjugal rights.
7. Group for matrimonial remedies.

#### UNIT- III

1. Joint family.
2. Coparcenaries, property under mitakshara and Dayabhag.

3. Partition and Re- union, women estate, stridhan.

**UNIT-IV**

1. Gifts, wills.

2. Hindu adoption and maintenance Act 1956.

**UNIT- V**

1. General rules of succession.

2. Disqualification relating to succession.

3. Hindu Succession Act 1956.

4. Religious Endowment.

**RECOMMENDED BOOKS:-**

1. Paras Diwan, Law of Intestate and Testamentary Succession (1998), universal.

2. Basu, N.D. Law of Succession (2000) universal.

3. Kusem, Marriage and Divorce law manual (2000) universal.

4. Machanda. S.C. Law and Practice of Divorce in India (2000) Universal

5. P.V. Kane, History of Dharmasastra Vol. 2 pt. 1 at 624-632 (1974)

6. Kuppuswami (ed.) Mayne's Hindu Law and Usage Ch. 4 (1986)

7. B.Sivaramaya, Inequalities and the law, (1985)

8. K.C. Daiya, "Population control through family planning in India, "Indian Journal of Legal Studies, 85 (1979)

9. J.D.M. Derrett, Hindu Law : Past and Present

10. J.D.M. Derrett, Death of Marriage Law

11. A.A.A. Fyzee outline of Muhammadan Law, (1998)

12. Alladi Kuppuswami, (ed.)Mayne's Hindu Law and Usage, (1970)

13. Paras Diwan, Hindu Law (1985)

14. S.T. Desai (ed.) Mulla's Principal of Hindu Law, (1998) – Butteroths – India

15. Paras Diwan, Family Law: Law of Marriage and Divorce in India (1984)

16. A.M. Bhattachargee, Muslim Law and the Constitution (1994) Eastern Law house Calcutta

17. Paras Diwan, Law of Adoption, Ministry, Guardianship and Custody (2000), Universal



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

### FIRST YEAR

### SEMESTER-I

| Course | Subject Title   | Subject Code | Contact hours per week | Credits |
|--------|-----------------|--------------|------------------------|---------|
| LLB    | LAND LAWS OF MP | LLB 106      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. Understand and describe legislative power to make laws relating to land and land ceiling is in the state list.
- CO 2. Different states have enacted their own laws on this subject and the application of these laws is varied from state to state.
- CO 3. The Constitutional perspectives relating to these subjects have to be taught as an essential part of this course.
- CO 4. Problem-solve complex issues in the land related matters and society related to policies, law enforcement, government bindings and etc.

### -SYLLABUS-

#### Statutes in course:

1. M.P. land revenue code 2018.
2. The ceilings on agricultural act.
3. M.P. Accommodation control Act, 1961.

#### UNIT- I

M.P. land revenue code 2018. Object and reasons and basic features of enacting Madhya Pradesh land revenue code, 2018. Definitions board of revenue, revenue offers and their classes & powers. Procedure of revenue officer, revenue courts.

#### UNIT- II

Appeal, revision & review, land & land revenue, revenue survey & settlement in non urban areas, assessment & re- assessment of land in urban areas, land records, boundaries & boundary marks, survey marks, realization of land revenue.

#### UNIT-III

Tenure holders, govt. lessee & service land, occupancy tenant, allusion & service land, consolidation of holding, village officers, rights in abadi & unoccupied & its procedure.

#### UNIT- IV

The M.P. ceiling on agricultural holding act 1960, definitions section 2, exemptions & restriction on transfer of land (sec. 3 to 5). Fixing of ceiling area; determination of surplus land and acquisition thereof (section 6-16). Payment of compensation (sec. 16-21). In- cumbrances on surplus land (sec. 22- 34). Disposal of surplus land (sec. 35- 37). Offences & penalties (sec. 37- AC- 37.8). Miscellaneous (sec. 38-50).

## **UNIT V**

M.P. accommodation control Act, 1961. Definitions, provisions regarding rent. Control of eviction of tenants. Eviction of tenants on grounds of “Bonafide” requirement. Deposit of rent, appointment of rent controlling authorities, their powers, functions and appeals.

Provisions regarding special obligations of land lords and penalties.

### **RECOMMENDED BOOKS:-**

1. H.N. Dwivedi- M.P.land revenue code.
2. R.D. Jain- M.P. land revenue code.
3. H.N. Dwivedi M.P. Bhu Rajaswa Sanhita (Hindi Edn.)
4. R.D.Jain म.प्र. भू-राजस्व संहिता (हिन्दी)
5. Shivdayal Shrivastava म.प्र. भू-विधि



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

### FIRST YEAR

#### Scheme- Semester II

| Sr. No | Subject code | Subject                                  | Marks distribution |           |              |            |                 |          |             | Total credits |
|--------|--------------|--|--------------------|-----------|--------------|------------|-----------------|----------|-------------|---------------|
|        |              |  | Assignment marks   |           | Theory marks |            | Practical Marks |          | Total marks |               |
| 1      | LLB 201      | LAW OF CONTRACT II                       | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 2      | LLB 201      | LAW OF CRIMES II                         | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 3      | LLB 201      | INDIAN LEGAL HISTORY INIDAN CONSTITUTION | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 4      | LLB 201      | FAMILY LAW II                            | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 5      | LLB 201      | PROPERTY LAW AND EASEMENT                | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 6      | LLB 201      | HUMAN RIGHTS LAW AND PRACTICE            | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
|        |              | <b>Total</b>                             | <b>120</b>         | <b>48</b> | <b>480</b>   | <b>192</b> | <b>-</b>        | <b>-</b> | <b>600</b>  |               |





# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

### FIRST YEAR

### SEMESTER-II

| Course | Subject Title      | Subject Code | Contact hours per week | Credits |
|--------|--------------------|--------------|------------------------|---------|
| LLB    | LAW OF CONTRACT II | LLB 201      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. Identify the relevant legal issues that arise on a given set of facts in the area of contract law.
- CO 2. Select and apply a range of approaches to written communication, and apply the critical thinking required to bring about creative solutions to complex legal problems in the area of contract law.
- CO 3. Formulate oral and written arguments in response to a given set of facts.

### -SYLLABUS-

#### UNIT- I

##### Indemnity:-

1. The concept.
2. Need for indemnity to facilitate commercial transactions.
3. Method of creating indemnity obligations.
4. Definition of indemnity.
5. Nature and extent of liability of the indemnifier.
6. Commencement of liability of the indemnifier.
7. Situations of various types of indemnity creations.
8. Documents/ agreements of indemnity.
9. Nature of indemnity clauses.
10. Indemnity in case of international transactions.
11. Indemnity by governments during interstate transactions.

#### UNIT- II

##### Guarantee:-

1. The concepts.
2. Definition of guarantee: as distinguished from indemnity.
3. Basic essentials for a valid guarantee contract.
4. The place of consideration and the criteria for ascertaining the existence of consideration in guarantee contracts.
5. Position of minor and validity of guarantee when minor is the principal debtor, creditor or surety.
6. Continuing guarantee.
7. Nature of surety's liability.

8. Duration and termination of such liability.
9. Illustrative situations of existence of continuing guarantee.
10. Creation and identification of continuing guarantee.
11. Letters of credit and bank guarantee as instances of guarantee transaction.
12. Right of surety.
13. Position of surety in the eye of law.
14. Various judicial interpretations to protect the surety.
15. Co-surety and manner of sharing liabilities and rights.
16. Extent of surety's liability.
17. Discharge of surety's liability.

### **UNIT- III**

#### **Bailment:-**

Identification of bailment contracts in day today life.

1. Manner of creation of such contracts.
2. Commercial utility of bailment contracts.
3. Definition of bailment.
4. Kinds of bailment.
5. Duties of bailor and bailee towards each other.
6. Rights of bailor and bailee.
7. Finder of goods as bailee.
8. Obligation to keep the goods safe.
9. Right to dispose of the goods.

#### **Pledge:-**

1. Pledge: comparison with bailment.
2. Commercial utility of pledge transactions.
3. Definition of pledge under the Indian contract Act.
4. Other statutory regulations (State & Centre) regarding pledge, reasons for the same.
5. Rights of the pawnee and pawnor.
6. Pawnor's right of sale as compared to that of an ordinary bailee.
7. Pledge by certain specified persons mentioned in the Indian Contract Act.

### **UNIT- IV**

#### **Agency**

1. Identification of different kinds of agency transactions in day to day life in the commercial world.
2. Kinds of agents and agencies.
3. Distinction between agent and servant.
4. Essential of agency transaction.
5. Various methods of creation of agency.
6. Delegation.
7. Duties and rights of agent.
8. Scope and extent of agent's authority.
9. Liability of the principal for acts of the agent including misconduct and tort of the agent.
10. Liability of the agent towards the principal.
11. Personal liability towards the parties.
12. Methods of termination of agency contract.
13. Liability of the principal and agent before and after such termination.

### **UNIT- V**

#### **Sale of goods:-**

1. Concepts of sale as a contract.
2. Illustrative instances of sale of goods and the nature of such contracts.

3. Essentials of contract sale.
4. Essential conditions in every contract of sale.
5. Implied terms in contract sale.
6. The rule of caveat emptor and the exception there to under the sale of goods Act.
7. Changing contracts of caveat emptor.
8. Effect and meaning of implied warranties in the sale.
9. Transfer of title and passing of risk.
10. Delivery of goods: various rules regarding delivery of goods.
11. Unpaid seller and his rights.
12. Remedies for breach of contract.

**Recommended books:-**

1. R.K. Abhichandani(ed.) Pollack and Mullah on Contract and Specific Relief Acts(1999) Trpathi, Bombay.
2. Avtar Singh, Contract Act (2000), Eastern Lucknow.
3. Kishnan Nair, Law of Contract,(1999) Orient.
4. Avtar Singh, Principal of the Law of Sale of Goods and hire Purchase (1999).
5. J.P. Verma(ed.) Singh and Gupta. The Law of partnership in India (1999). Orient law house, New delhi.
6. A.G. Guest (ed.), Benjamin's Sale of Goods (1992), sweet & Maxwell.
7. Bhashyam and Adiga, The Negotiable Instruments Act (1995), Bharath, Allahabad
8. M.S. Parthasarathy (ed.) Ansons' Law of Contract, (1998), Oxford, London
9. Saharaya, H.K. Indian Partnership and sale of Goods Act (2000), U



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

FIRST YEAR

SEMESTER-II

| Course | Subject Title    | Subject Code | Contact hours per week | Credits |
|--------|------------------|--------------|------------------------|---------|
| LLB    | LAW OF CRIMES II | LLB 202      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. Understand and describe areas of criminal justice, law and society through a critical analysis of the subject.
- CO 2. Analyze lacunas within the criminal justice system and suggest the amendments have to make to provide the justice according to the changing needs of the society.
- CO 3. Summarize the process of judicial review and identify criteria used by courts to evaluate the constitutionality of criminal law of India.
- CO 4. Identify and synthesize social theory about crime, justice, and social deviance and explain and address various obstacles and barriers experienced by individuals before, during, and after internment.
- CO 5. Problem-solve complex issues in the criminal justice system and society related to policy, law enforcement, vulnerability, and marginalization

### -SYLLABUS-

#### UNIT- I

Public health, safety and convenience, offences relating to weights and measures, offences relating decency and morals (ss 268- 294 A) offences relating to relating (ss 295-298).

#### UNIT- II

Offences relating to human body (ss 299- 377).

#### UNIT- III

Offences relating to property (ss 378- 462).

#### UNIT- IV

Offences relating to breach of contract of services (ss 490- 492) offences relating to manage (ss 499- 503) criminal intimidation, insult (ss 503- 510) attempt to commit offences (ss 511).

#### UNIT- V

**Leading cases:-**

1. Rex V. Govinda(1876) I Bcom 342
2. K.M.NanavatiVs. State, AIR 1962 SC 605.
3. KulwantraiVs. State of Punjab (AIR 1982 SC 126).

**Recommended Books:-**

1. RatanlalDhirajLal- Indian Penal Code 1860.
2. R.N. Saxena- Indian Penal Code 1860.
3. N.V. Paranjape- Indian Penal Code
4. Dr. H.S. Gour- Indian Penal Code
5. विदिवेश भट्टाचार्या – भारतीय दण्ड संहिता



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

### FIRST YEAR SEMESTER-II

| Course | Subject Title                            | Subject Code | Contact hours per week | Credits |
|--------|--|--------------|------------------------|---------|
| LLB    | INDIAN LEGAL HISTORY<br>AND CONSTITUTION | LLB 203      | 03 to 02P              | 04      |

#### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. To understand the concepts involved and the inter-relation between the concepts themselves; which coupled with sound logic and good language go a long way in applying the knowledge of law to a given situation.

#### -SYLLABUS-

##### UNIT- I

###### History of Courts:-

Law during Muslim period charter of 1600 administration of justice in the three presidency. Mayors courts admiralty courts development through charters of 1753, 1813, 1833 and 1853 formation of high court (1861) regulating act of 1773 Supreme Court of Calcutta. Act of settlement 1781 grant of diwani and adalat system plan of warren hastings, judicial reforms by various governor generals history of appeals from India to privy council (all charters from 1600).

##### UNIT- II

###### History of Legislation & Legal Profession:-

Legislation and compilation of laws history of civil & criminal laws before Indian penal code, role played by principle of justice equity and good conscience, codification of laws history of legal profession comparison of vakilsmukhts & advocates in India history of laws reporting & history of legal education in India.

##### UNIT- III

Early constitutional developments Indian council act 1861 Govt. of India Act 1909, 1919, 1935 cripps mission, cabinet mission small plan of 1945 formation of constituent assembly and provisional governments mount batton plan and Indian independence act 1947.

##### UNIT-IV

Drafting of constitution development in Indian states adoption of constitution salient features of Indian constitution need for review.

##### UNIT- V

###### Leading Cases:-

1. Nand Kumar Trial, 1775
2. Patna Case, (1777- 1779)
3. Cassijurah, 1779.

**Recommended Books:-**

1. M.P. Jain : Outlines of Indian legal history
2. V.D. Mahajan : Indian Constitutional history
3. V.D. Kulshreshta : Land marks in Indian constitutional history
4. एम.पी.जैन : भारतीय विधि का इतिहास
5. बावेल : भारतीय की संवैधानिक विधि
6. त्रिपाठी : भारत का वैधानिक एवं संवैधानिक इतिहास



**R.K.D.F. UNIVERSITY, BHOPAL**  
**BACHELORS OF LAW**  
**FIRST YEAR**  
**SEMESTER-II**

| Course | Subject Title | Subject Code | Contact hours per week | Credits |
|--------|---------------|--------------|------------------------|---------|
| LLB    | FAMILY LAW    | LLB 204      | 03 to 02P              | 04      |

**Course Outcomes**

After completing this course satisfactorily, a student will be able to:

- CO 1. Learn about concepts like Succession, Inheritance.
- CO 2. Family law examines and compares personal laws.
- CO 3. Gain skills of thinking, analysis, written and verbal presentation of ideas of argument

**-SYLLABUS-**

**UNIT-I**

Origin and development of Muslim who is Muslim, conversion to Islam nature and history of Mohammedan law, school of Muslim law and sources of Muslim law Siya and Sunnie.

**UNIT-II**

Marriage, iddet, muta marriage, option of poverty divorce, dissolution of marriage act1939.

**UNIT-III**

- 1. Guardianship- elements, types.
- 2. Maintenance, liability mehar-types.

**UNIT-IV**

Wills, gift, doctrine of musha pre- emption, wakf.

**UNIT-V**

Parentage and acknowledgement, succession and death bed transaction.

**Recommended Books:-**

- 1. Akil Ahmed- Mohammedam Law
- 2. Mulla- Mohammedan Law
- 3. Dr. Paras Diwan – Muslim Law in modern India
- 4. Aquil Ahmed- Mohammedan Law
- 5. Fyzee- Introduction to Mohammedan Law.
- 6. पारस दीवान : आधुनिक मुस्लिम विधि
- 7. शुक्ला : भारतीय उत्तराधिकार अधिनियम
- 8. Schat : Mohammedan Jurisprudence
- 9. Coulson : Principles of Mohammedan
- 10. मौर्य : मुस्लिम विधि
- 11. Jhvala : Principles of Mohammedan law





**R.K.D.F. UNIVERSITY, BHOPAL**  
**BACHELORS OF LAW**  
**FIRST YEAR**  
**SEMESTER-II**

| Course | Subject Title             | Subject Code | Contact hours per week | Credits |
|--------|---------------------------|--------------|------------------------|---------|
| LLB    | PROPERTY LAW AND EASEMENT | LLB 205      | 03 to 02P              | 04      |

**Course Outcomes**

After completing this course satisfactorily, a student will be able to:

- CO 1. Analyse and define the concept and nature of transfer of immovable property, and illustrate the different types of transfers and rules relating to it.
- CO 2. Analyse the rule relating to transfer of property within two living persons and the consequences of it
- CO 3. Evaluate the rules relating to general transfer of immovable property
- CO 4. Determine and analyse the rules of Sale of Immovable Property and rights and liabilities of seller and buyer
- CO 5. Analyse and evaluate the rules governing Mortgages, Leases, Exchanges, Gift and Actionable Claims rights and liabilities of transferor and transferee
- CO 6. Analyse and evaluate the rules relating concept of easement and kinds of easement and rights and liabilities of transferor and transferee.

**-SYLLABUS-**

**UNIT-I**

**Introduction:-**

Concept and meaning of property, various definition given under transfer of property act, kinds of property- movable and immovable property- tangible and intangible property- intellectual property, copyright- patents and designs, trademarks.

**UNIT-II**

Law relating to transfer of property under transfer of property act, 1882. General principles of transfer of property whether movable or immovable (Sec. 5 to 37).

**UNIT-III**

General principles of transfer of immovable property sale, mortgage (Sec. 38 to 53 “A”)

**UNIT-IV**

Gift, leases, exchange actionable claims.

## **UNIT-V**

Easement nature, characteristics, definition and essentials creation of easements, kinds riparian right,extinction, suspension and revival of licenses.

### **Recommended Books:-**

1. Mulla- Transfer of Property Act.
2. V.P. Sarthy- Transfer of Property.
3. R.K.Sinha- Law of Transfer of Property.
4. N.K. Jhabwala- The Indian Easement Act.



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

FIRST YEAR

SEMESTER-II

| Course | Subject Title                          | Subject Code | Contact hours per week | Credits |
|--------|--|--------------|------------------------|---------|
| LLB    | <b>Human Rights Law &amp; Practice</b> | LLB 206      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. Demonstrate knowledge and understanding of the international human rights framework, its origins and justifying theories;
- CO 2. Demonstrate capacity to assess how specific human rights may be asserted, enforced or violated;
- CO 3. Critically evaluate the relationship between international and domestic law on human rights;
- CO 4. Demonstrate understanding of the role of lawyers in human rights protection and capacity to contribute to ongoing processes of law reform;

### -SYLLABUS-

#### UNIT-I

Historical development and concept of human right, human right in India ancient, medieval and modern concept rights, human right in western tradition, concept of natural law and natural rights, human right in legal tradition: International law and national, UN and human rights, universal declaration of human rights (1948) individual and group rights, covenant on political and civil rights(1966).

#### UNIT-II

Convention on economic social and cultural right (1996), convention on the elimination of all forms of discrimination against women, convention on the rights of the child.

#### UNIT-III

Impact and implementation of international human rights norms in India, human rights norms reflected in fundamental rights in the constitution, directive principles: legislative and administrative implementation of international human rights norms through judicial process.

#### UNIT-IV

Human rights and disadvantage groups, enforcement of human right in India.

## **UNIT-V**

Role of courts: the Supreme Court, high courts and other courts, statutory commissions- human rights, women's minority and backward class.

### **Recommended Books:-**

1. S.K.Avesti and Kataria, Law relating to human rights, orient New Delhi.
2. Human rights watch women's rights watch global report on women's human rights
3. Ermacora Nowak and Tretter, International human rights(1993)
4. Wallace, International human right: text & materials (1996)
5. Human rights & global diversity (2001), Frank Cass, Landon
6. Nirmal B.C. The Right of self Determination in International law (1995), Deep and Deep
7. P.R. Gandhi, International Human Rights Documents (1999) Universal Delhi.
8. Human Rights Covenants and Indian Law – Sharma PHI learning 2010
9. Manav Adhikaron Antarrashtriya prasangvidayan our Bharat ki Vidhi – Sharma PHI learning.
10. Universal Declaration of Human Rights and Indian Law – Sharma PHI Learning



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

### SECOND YEAR

#### Scheme- Semester III

| Sr. No | Subject code | Subject                    | Marks distribution |           |              |            |                 |          |             | Total credits |
|--------|--------------|----------------------------|--------------------|-----------|--------------|------------|-----------------|----------|-------------|---------------|
|        |              |                            | Assignment marks   |           | Theory marks |            | Practical Marks |          | Total marks |               |
| 1      | LLB 301      | CODE OF CRIMINAL PROCEDURE | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 2      | LLB 302      | JURISPRUDENCE              | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 3      | LLB 303      | CONSTITUTION OF INDIA I    | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 4      | LLB 304      | ADMINISTRATIVE LAW         | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 5      | LLB 305      | CODE OF CIVIL PROCEDURE    | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 6      | LLB 306      | DRAFTING AND PLEADING      | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
|        |              | <b>Total</b>               | <b>120</b>         | <b>48</b> | <b>480</b>   | <b>192</b> | <b>-</b>        | <b>-</b> | <b>600</b>  |               |



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

SECOND YEAR

SEMESTER-III

| Course | Subject Title                     | Subject Code | Contact hours per week | Credits |
|--------|-----------------------------------|--------------|------------------------|---------|
| LLB    | <b>Code of Criminal Procedure</b> | LLB 301      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. Students will understand importance of criminal procedure followed by criminal courts.
- CO 2. It explains procedure from arrest till trials and punishments
- CO 3. It is important legislation which gives practical knowledge to students
- CO 4. It also covers appeals revision etc
- CO 5. It explains hierarchy of criminal courts

### -SYLLABUS-

#### UNIT-I

##### Introductory:-

The rationale of criminal procedure: the importance of fair trial, the constitutional perspectives: article 14, 20 & 21.

##### Pre- trial Process: Arrest

1. The distinction between cognizable and non cognizable offence: relevance and adequacy problems.
2. Steps to ensure accused's presence at trial: warrant and summons.
3. Arrest with and without warrant (section 70- 73 and 41)
4. The absconder status (section 82, 83 and 85)
5. Right of the arrested person.
6. Right to know ground of arrest (section 50(1) 55, 75)
7. Right to be taken to magistrate without delay (section 56,57)
8. Right to not being detained for more than twenty- four hours (section 57) 2.9 Article 22(2) of the constitution of India.
9. Right to consult legal practitioner, legal aid and right to be told of rights to bail.
10. Right to be examined by a medical practitioner (section 54)

##### Pre- trail Process: Search and Seizure

1. Search warrant( Section 83,94,97,98) and search without warrant ( section 103)
2. Police search during investigation (Section 165,166,153)
3. General principles of search (section100)
4. Seizure (section102)
5. Constitutional aspects of validity of search and seizure proceedings.

#### UNIT-II

##### Per-trial Process: Fir

1. F.I.R. (section 154)
  2. Evidentiary value of F.I.R (Section 145 and 157 of evidence Act)
- Per- trail Process: Magisterial powers to take cognizance.

### **Trial Process**

1. Commencement of proceeding: (section 200,201,202)
2. Dismissal of complaints (section 203,204)
3. Bail: Concept, purpose: constitutional overtones.
4. Cancellation of bail( Section 438)
5. Anticipatory bail(section 438)
6. Appellate bail powers (section 389(1), 395(1), 437(5))
7. Bailable and non- bailable offences( section 436, 437, 439)
8. General principles concerning bind ( section 441-450)

### **UNIT-III**

#### **Fair Trial**

1. Conception of fair trial.
2. Presumption of innocence.
3. Venue of trial.
4. Right of the accused to know the accusation(section 221-224)
5. The right must generally be held in the accused's presence(section 221-224)
6. Right of cross examination and offering evidence in defence the accused's statement.
7. Right to speedy trial.

#### **Charge**

1. Framing of charge.
2. Form and content of charge(section 211,212,216)
3. Separate charge for distinct offence (section 218,219,220,221,223)
4. Discharge pre charge evidence.

#### **Preliminary pleas to march the trial**

1. Jurisdiction (section 26,177-188,461,479)
2. Time limitations: rationale and scope(section 468-473)
3. Plea of autrefois acquit and autrefois convict (section 300, 22D)
4. Issue Estoppel
5. Compounding of offences

#### **Trial before a court of sessions: Procedural steps and substantive rights**

### **UNIT-IV**

#### **Judgment**

1. Form and content(section 354)
2. Summary trial
3. Post conviction orders in lieu of punishment: emerging penal policy(section 360,361,31)
4. Compensation and cost(section 357, 358)
5. Modes of providing judgment( 353, 362, 363)

#### **Appeal Review, Revision**

1. No appeal in certain cases(section 372,375,376)
2. The rationale of appeals, review, revision
3. The multiple ranges of appellate remedies
4. Supreme court of India(section 374, 379, Article 31 132,134,136)
5. High Court(section 374)
6. Session Court(section 374)
7. Special right to appeal(section 380)
8. Government appeal against sentencing(section 377, 378)
9. Judicial power in disposal of appeal(section 368)

10. Legal aid in appeals
11. Revisional jurisdiction (section 397-405)
12. Transfer of cases(section 406-407)

#### **UNIT- V**

##### **Juvenile Delinquency**

1. Nature and magnitude of the problem
2. Causes
3. Juvenile court system
4. Treatment and adult crime
5. Legislative and Judicial of juvenile offender
6. Juvenile justice (protection and care) Act 2000

##### **Probation**

1. Probation of offender's law
2. The judicial attitude
3. Mechanisms and prospects of probation
4. The suspended sentences
5. Problems and prospects of probation

##### **Reforms of Criminal Procedure**

##### **Recommended Books:-**

1. Ratanlal





# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

SECOND YEAR

SEMESTER-III

| Course | Subject Title        | Subject Code | Contact hours per week | Credits |
|--------|----------------------|--------------|------------------------|---------|
| LLB    | <b>JURISPRUDENCE</b> | LLB 302      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. To understand the concepts involved and the inter-relation between the concepts themselves; which coupled with sound logic and good language go a long way in applying the knowledge of law to a given situation.
- CO 2. Study of various concepts functions as a road map for law students and lawyers alike in developing skills of good advocacy.

### -SYLLABUS-

#### UNIT-I

**Introduction:** Definition on the term “Jurisprudence”, definition of law, kinds of law, justice & its kinds

#### UNIT-II

**Schools of Jurisprudence:** Natural law school, analytical school, historical school, sociological school, realistic school.

#### UNIT-III

**Source of law:** Legislation, precedents concept of stare deices, customs.

#### UNIT-IV

**Legal Rights: the concept:** Rights, kinds, meanings, duty, meaning and kinds, relation between right and duty, personality, nature of personality, status of the unborn minor, lunatic, drunken and persons, corporate personality, dimension of the modern legal personality: legal personality of non-human beings.

#### UNIT-V

**Possession and ownership: the concept:** Kinds of possession, kinds of ownership, difference between possession and ownership, liability, condition of imposing liability, strict liability, vicarious liability, obligation, nature and kind.

#### Selected Bibliography:

1. Bodenheim Jurisprudence- the philosophy and method of law(1996)

2. Fitzgerald,(ed) Salmond on Jurisprudence (1999) tripathi.
3. W. Friendmann, Legal theory(1999)
4. V.D.Mahajan, Jurisprudence and Legal theory(1996)
5. M.D.A. Freeman (ed.) Lioy's introduction to jurisprudence(1994), Sweet and Maxwell
6. Paton G.W. Jurisprudence (1972) Oxford, ELBS
7. H.L.A. Hart, The concepts of Law (1970) oxford, ELBS
8. Roscoe pond, Introduction to the philosophy of Law (1998 reprint) Universal Delhi
9. Dias, S.N. Jurisprudence: A Study of Indian Legal Theory (1985), Metropolatin, New Delhi
10. Vidhishastra Ek Adhyaan (Jurisprudence) – Balkrishna and Sharma PHI Learning 2010



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

SECOND YEAR

SEMESTER-III

| Course | Subject Title                  | Subject Code | Contact hours per week | Credits |
|--------|--------------------------------|--------------|------------------------|---------|
| LLB    | <b>CONSTITUTION OF INDIA I</b> | LLB 303      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. Understand the objectives behind the distribution of powers between the centre and the states include division of powers between the national and provincial government within the parameters of the Constitution.
- CO 2. Such a division also seeks to limit the powers of the each of the government, again within the constitutional parameters.
- CO 3. The Indian Constitution attempted a balanced approach in disturbing the powers between the center and the states incorporating the future developments in mind as well.
- CO 4. It is because of this, the constitution of India has been misunderstood by various writers forcing them to describe it in every form including 'quasi federal' without understanding the provision in context.
- CO 5. A cursory look into the provisions of the Constitution, combined with historic evolution of federal principles in India would lead everyone come to the conclusion that the central government is all powerful and the states are only subservient to the Centre.
- CO 6. The students are guided through this evolutions, problems and perspectives in the relations between the centre and the states, judicial interpretations and in the globalised world.
- CO 7. There are dynamics present within every federal system as well dynamics of moving towards the concept of one world

### **-SYLLABUS-**

#### **UNIT-I**

Definition of constitution, constitution law, constitutionalism, salient features of Indian constitution, welfare states, preamble union and its territory formation of new states citizenship.

#### **UNIT-II**

State, fundamental rights, and their position under the constitution right to equality right to freedom, right against exploitation, right to freedom of religion cultural and educational rights, rights to constitutional remedies.

#### **UNIT-III**

Directive principles of state policy, their relevance, comparison with fundamental rights, fundamental duties, correlation between fundamental rights, fundamental duties and directive principles of state policy.

#### **UNIT-IV**

Parliament, union, executive, president and vice president, council of ministers; attorney general, legislative procedure, money bill & other financial matters; union judiciary.

#### **UNIT-V**

Centre state relationship, services under union & state tribunals, election. Emergency amendment of the constitution.

#### **Recommended Books:**

1. V.N.Shukla- Constitution of India
2. J.N.Pandey- Constitution of India
3. M.P.Jain- Constitution of India
4. Sarma- Introduction to the constitution of India-PHI
5. Rai- Fundamental rights and their enforcement-PHI
6. शर्मा : भारत का संविधान PHI
7. बाबेल : भारत का संविधान
8. डॉ. पी.के.त्रिपाठी : भारत का संविधान



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

SECOND YEAR

SEMESTER-III

| Course | Subject Title             | Subject Code | Contact hours per week | Credits |
|--------|---------------------------|--------------|------------------------|---------|
| LLB    | <b>ADMINISTRATIVE LAW</b> | LLB 304      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. Analyze the scope of review of delegated legislation and the limitations on the judicial review of administrative action, the Principles of Natural Justice also have studied in detail in this course
- CO 2. Administrative law is mainly a judge-made law and has secured its present features through a Myriad of judicial decisions.
- CO 3. Get deep knowledge of the operation and changing phenomena of these standards from a comparative angle.
- CO 4. The ever increasing number of delegated legislation in the form of rules, regulations, circulars and general orders has the characteristics of law, which though framed by administration, impose burden on the rights of citizens.

### -SYLLABUS-

#### UNIT-I

Meaning, definitions, nature, historical development, sources, relationship with constitutional law, droid administrative, rule of law and separation of powers, classification of administrative functions and distinction between them.

#### UNIT-II

Delegated legislation and its kinds, administrative directions and distinction between delegated legislation and administrative directions, control over delegated legislation procedural, judicial and parliamentary control, principles of natural justice.

#### UNIT-III

Administrative discretion and judicial control of discretionary powers, act of state, tortious and contractual liability of the state.

#### UNIT-IV

Government privileges in legal proceedings, Estoppel and waiver, official secrets and right to information, likpal, lokayukt and central vigilance commissions of inquiry.

## **UNIT-V**

Administrative tribunal's merits, demerits, reasons for growth, distinction between court and tribunals, public corporation, classification characteristics control remedies constitutional and ordinary.

### **Recommended Books:**

1. G.K.Kwati- The Arbitration and conciliation law of india
2. Avatar Singh- Arbitration and conciliation
3. Goyal- Arbitration and conciliation Act.
4. Jayakumar- Administrative Law. PHI
5. Avatar Singh : मध्यस्थ एवं सुलभ एवं अनुक्रम लिपिक
6. Inderjeet Malhotra : मध्यस्थ एवं सुलभ अधिनियम 1986



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

SECOND YEAR

SEMESTER-III

| Course | Subject Title                  | Subject Code | Contact hours per week | Credits |
|--------|--------------------------------|--------------|------------------------|---------|
| LLB    | <b>CODE OF CIVIL PROCEDURE</b> | LLB 305      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- PO1 Know the detail procedure for redressal of civil rights.
- PO2 Understand, where the suit is to be filed?
- PO3 The essential forms and procedure for institution of suit, the documents in support and against, evidence taking and trial, dimensions of an interim order, the peculiar nature of the suits, the complexities of executing a decree and provisions for appeal and revision are all matters which a lawyer for any side is to be familiar with.
- PO4 Have good grounding in the subject before one enters the profession.

### -SYLLABUS-

#### UNIT-I

##### Introduction

**Concepts:-** Affidavit, order, judgment, decree, plaint, restitution, execution, decree holder, judgment debtor, manse profits, written statement, distinction between decree and judgment and between decree and order.

**Jurisdiction:-** Kinds, hierarchy of courts, suit of civil nature, scope and limits, res sub juice and res judicata, foreign judgment enforcement, place of suing, institutes of suit, parties to suit: joinder misjoinder

or non-joinder of parties: representative suit, frame of suit: cause of action, alternative disputes resolution(ADR), summons.

#### UNIT-II

**Pleading:-** Rules of pleading, singing and verification, alternative pleading, construction of pleadings, plaints: particulars, admission, return and re junction, written statement: particulars, rules of evidence, set

off and counter claim, distinction, discovery, inspection and production of documents, interrogatories, privileged documents, affidavits.

#### UNIT-III

**Appearance, Examination and Trial:-** Appearance, Ex-prate procedure, summary and attendance of witnesses, trial, adjournments, interim order: commission, arrest or attachment before judgment, injunction and appointment of receiver, interests or costs, execution, the concepts, general principles, power for execution of decrees, procedure for execution(section 52-54), enforcement, arrest and detection(ss 55-56), attachment(ss 65-64), sale (ss 65-97), deliver of property, stay of execution.

#### **UNIT-IV**

**Suits in particular cases:** - By or against government (ss 79-82), by aliens and by or against foreign rules or ambassadors (ss 83-87A), public nuisance (ss91-93), suits by or against firm, mortgage, interpleaded suits, suits relating to public charities.

#### **UNIT-V**

**Appeals review, reference and revision:** - Appeals from decree and order general provision relating to appeal, transfer of cases, restitution caveat inherent power of courts, law reform: law commission on civil procedure amendments law of limitation, the concepts the law assists the vigilant and not those who sleep over the rights.

**Object:-** Distinction with laches, acquiescence, prescription, extension and suspension of limitation, sufficient cause for not filling the proceedings, illness, mistaken legal advise, mistaken view of law, poverty minority and purdah, imprisonment, defective vakalatnama, legal liabilities, foreign rule of limitation: contract entered into under a foreign law, acknowledgement-essential requisites, continuing tort and continuing breach of contract.

#### **Recommended Books:**

1. Mulla-Code of civil procedure(1999), Universal Delhi
2. C.K.Thacker- Code of civil procedure (1999), Universal Delhi
3. M.R. Mallick(ed.), B.B. Mitra – On limitation Act(1998) Eastern Lucknow
4. Majumdar P.K. and Kataria R.P. Commentary on the Code of Civil Procedure, 1908 (1998), Universal Delhi
5. Saha A.N. - The code of civil Procedure (2000). Universal Delhi
6. Sarkar's Law of Civil Procedure (2000), Universal Delhi
7. Universal's Code of Civil Procedure (2000)





# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

SECOND YEAR

SEMESTER-III

| Course | Subject Title                              | Subject Code | Contact hours per week | Credits |
|--------|--|--------------|------------------------|---------|
| LLB    | <b>DRAFTING OF PLEADING AND CONVINCING</b> | LLB 306      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. Analyze and define the concept of Pleading and various rules of pleading and able to handle the client during the course of interaction.
- CO 2. Articulate the argumentation process and apply the legal drafting abilities during the appearances before Court and Tribunals.
- CO 3. Recognize the way to move to the criminal justice system with aid of various complaints.
- CO 4. Identify and discuss the various forms of conveyancing deed such as sale deed, gift, mortgage etc.
- CO 5. Apply legal drafting skills and understand practical aspect of registration of such documents.

### -SYLLABUS-

#### UNIT-I

**a. Drafting:** - General principles of drafting and relevant substantive rules shall be taught.

**b. Pleading:-** Civil : plaint, w/s; interlocutory application; original petition; affidavit; execution petition; memorandum of appeal and revision; petition under article 226 and 32 of constitution of India criminal complaints; misc. petition; bail application; memorandum of appeal and revision conveyance- sale deed; mortgage deed; lease deed; gift deed; promissory note; power of attorney; and will- drafting of writ petition & PIL petition. 15 practical exercises in drafting carrying a total of 45 mark (3 marks for each). 15 practical exercises in conveyancing carrying a total of 45 mark (3 marks of each). The remaining 10 marks will be given in a Viva- voice.

#### Recommended Books:

1. Dale- Legislative Drafting
2. Bakshi P.M.- An Introduction to Legislation Drafting
3. Kalish Roy- Drafting & Pleading.
4. Majumdar- Law of Pleading, Conveyancing & Drafting.
5. Majumdar- Law of Conveyancing.
6. J.P. Singhal : Pleading, Judgments & Charges
7. Behera, B.K. : Better Drafting
8. Chaturvedi : Principles & Forms of Pleadings & Conveyancing



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

### SECOND YEAR

#### Scheme- Semester IV

| Sr. No | Subject code | Subject  | Marks distribution |           |              |            |                 |          |             | Total credits |
|--------|--------------|--|--------------------|-----------|--------------|------------|-----------------|----------|-------------|---------------|
|        |              |  | Assignment marks   |           | Theory marks |            | Practical Marks |          | Total marks |               |
| 1      | LLB 401      | LAW OF EVIDENCE  | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 2      | LLB 402      | MEDIA LAW  | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 3      | LLB 403      | LAW OF TAXATION  | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 4      | LLB 404      | CONSTITUTIONAL LAW II  | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 5      | LLB 405      | PUBLIC INTERNATIONAL LAW   | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 6      | LLB 406      | PROFESSIONAL ETHICS. BAR BENCH RELATION AND ACCOUNTABILITY FOR LAWYERS | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
|        |              | <b>Total</b>   | <b>120</b>         | <b>48</b> | <b>480</b>   | <b>192</b> | <b>-</b>        | <b>-</b> | <b>600</b>  |               |



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

SECOND YEAR

SEMESTER-IV

| Course | Subject Title          | Subject Code | Contact hours per week | Credits |
|--------|------------------------|--------------|------------------------|---------|
| LLB    | <b>LAW OF EVIDENCE</b> | LLB 401      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. Analyse and define the concept and general nature of evidence, and illustrate the different types of evidence and court procedures relating to evidence.
- CO 2. Analyse the rule relating to relevance of evidence and admissibility of evidence before the court.
- CO 3. Evaluate the rules relating to dying declaration and admissibility of dying declaration
- CO 4. Determine and analyse the standard of proof and burden of proof in civil and criminal cases, and specify types of presumptions.
- CO 5. Analyse and evaluate the rules governing examination in chief, cross examination and reexamination, and establish the procedures in the conduct of a civil or criminal trial
- CO 6. Determine the rules relating to competence and compellability of witnesses in relation to case study material.

### -SYLLABUS-

#### UNIT-I

**Introduction:** - The main features of the Indian evidence Act 1861, problem of applicability of evidence act, administrative tribunals, industrial tribunals, commissions of enquiry, court-material.

**Central Conceptions in Law of Evidence:-** Facts: section 3 definition: distinction- relevant facts/ facts in

issue, evidence: oral and documentary, circumstantial evidence and direct evidence, presumption(section4), proving not proving and disproving, witness, appreciation of evidence.

#### UNIT-II

**Facts: relevancy:-**The doctrine of res gestate (section 6,7,8,10), the problems of relevancy of “otherwise” irrelevant facts(section 11), facts concerning bodies and mental state (section 14,15)

**Admission and Confessions:** - General principles concerning admission (section 17,23), difference between “admission” and “confession”, the problems of non admissibility of confessions caused by any inducement threat or promise(section), inadmissibility of confession made before a officer(section 25), admissibility of custodial confessions(section 26), admissibility of “information” received from accused person in custody; with special

reference to the problem of discovery based on “joint statement”(section 27), confession by co-accused(section 30), the problems with the judicial action based on a “retracted confession”.

### **UNIT-III**

**Dying Declarations:** - The justification for relevance on dying declaration (section 32), the judicial standards for appreciation of evidentiary value of dying declarations.

**Relevance of judgments:** - Admissibility of judgments in civil and criminal matters (section 43), “fraud” and “collusion”(section 44).

**Expert Testimony:** - Who is an expert? Types of expert evidence, opinion on relationship especially proof of marriage (section 50), the problem of judicial defense to expert testimony.

### **UNIT- IV**

**Oral Documentary Evidence:-**General principles concerning oral evidence(section 59-60), general principles concerning documentary evidence(section 67-90), general principles regarding exclusion of oral by documentary evidence, special problems: re- hearing evidence, issue estoppel, tenancy estoppel(section 116).

**Witness Examination and Cross Examinations:-** Competency to testify(section 118),state privilege(section 123),professional privilege testimony(section 126,127,128), approval testimony(section 133), general principles of examination and cross examination (section 135-166),leading questions(section 114-143),lawful questions in cross- examination(section 146), compulsion to answer questions put to witness, hostile witness(section 154), impeaching of the standing or credit of witness(section 155).

### **UNIT-V**

**Burden of Proof:-** General principles conception of onus probandi(section 101), general and special exceptions to onus probandi, the justification of presumption and of the doctrine of judicial notice, justification as to presumption as to certain offences (section 111A),presumption as to dowry(section 115), the scope of the doctrine of judicial notice (section 114).

**Estoppel:** - Why estoppel? The rationale (section 115), estoppel, re-judicial and waiver and resumption, question of corroboration (section 156-157), improper admission and of witness in civil and criminal cases.

### **Selected Bibliography:-**

1. Sakar and Manohar, Sakar on evidence (1999) Wadhwa&Co.Nagpur.
2. Indian Evidence Act, (Amendment up to date).
3. Ratanlal, Dhirajlal: Law of Evidence (1994), Wadhwa Nagpur.
4. Polein Murphy, Evidence (5<sup>th</sup> reprint 2000), Unv. Delhi.
5. Albert S. Osborn; The Problem Proof (first Indian reprint 1998)
6. Avtar Sight, Principles of Law of evidence (1992).



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

SECOND YEAR

SEMESTER-IV

| Course | Subject Title    | Subject Code | Contact hours per week | Credits |
|--------|------------------|--------------|------------------------|---------|
| LLB    | <b>MEDIA LAW</b> | LLB 402      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. To promote for the benefit of the public compliance with ethical standards of conduct and with the law by journalists, broadcasters and all others engaged in or responsible for the media.
- CO 2. To advance the education and training of the public and in particular members of charitable and non-charitable voluntary organisations in the India and elsewhere in all forms of communication media and in particular the effective utilisation thereof.
- CO 3. This type of law emphasis on fields like freedom of speech, defamation, privacy, censorship, contempt and freedom of information.

### -SYLLABUS-

#### UNIT-I

##### Mass Media – Types of – Press Films, radio Television

1. Ownership patterns – press – private – public
2. Ownership patterns – films Private
3. Ownership patterns – radio & Television, Public
4. Differences between visual and non – visual Media – Impact on peoples minds

#### UNIT-II

##### Press – Freedom, of speech and Expression – Article 19 (1) (a)

1. Includes Freedom of the Press
2. Laws of defamation, obscenity, blasphemy and sedition
3. The relating to employees wages and service conditions
4. Price and pages schedule Regulation
5. Newsprint control order
6. Advertisement – is it included within freedom of speech and expression?
7. Press and the monopolies and Restrictive trade practices Act.

#### UNIT-III

##### Films – for Included in freedom in of speech and expressions?

1. Censorship of films - constitutionality
2. The Abbas case
3. Differences between films and press – why pre – censorship valid for films but not for the press
4. Censorship under the cinematograph Act

## **UNIT-IV**

### **Radio and television – Government monopoly**

1. Why Government department?
2. Should there be an autonomous corporation?
3. Effect of television of people
4. Report of the chandda committee
5. Government policy
6. Commercial advertisement
7. Internal security of serial etc
8. Judicial Review of Doordarshan decisions : Freedom to telecast

## **UNIT-V**

### **Constitutional Restrictions**

1. Radio and television subject to law of defamation and obscenity.
2. Power of legislate – Article 246 read with the seventh schedule.
3. Power of impose tax – licensing and Licence fee

### **Selected Bibliography**

1. M.P. Jain, Constitutional Law of India (1994) Wardha
2. H.M. Seervai, Constitutional Law of India Vol. (1991) Tripathi, Bombay
3. Neelamalar – Media Law and Ethics PHI
4. John B. Haward, “The Social Accountability of Public Enterprises” in Law and community contn in New Development Strategies (International Center for law in Development 1980)
5. Bruce Michael Boyd, “Film censorship in India : A Reasonable Restriction on freedom of spee and expression” 14 J.I.L.I. 501 (1972)
6. Rajeev Dhavan “On the law of the press in India” 26 J.I.L.I. (1984)
7. Rajeev Dhavan, “Legitimizing Government Rehetoric; Reflections on some Aspects of social press Commission “26 J.I.L.I. (1984)
8. Soil Sorabjee, Law of press Censorship in India (1976)
9. Justice E.S. Venkaramiah, freedom of press: Some Recent trends (1976)
10. D.D. Basu, The Law of press of India(1980)
11. Students should consult relevant volumes of the Annual Survey of Indian Law Published by Indian Law Institute. (Constitutional Law 1 & 11 Administrative and Public Interest Litigation.
12. V.N. Shukla Constitutional Law of India
13. डॉ. पाण्डे जयनारायण भारत की संवैधानिक
14. एम.पी.जैन भारत की संवैधानिक विधि
15. पी.के.त्रिपाठी भारत संविधान



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

SECOND YEAR

SEMESTER-IV

| Course | Subject Title          | Subject Code | Contact hours per week | Credits |
|--------|------------------------|--------------|------------------------|---------|
| LLB    | <b>LAW OF TAXATION</b> | LLB 403      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. Exhibit sophisticated knowledge related to tax accounting rules and regulations.
- CO 2. Identify, define, and resolve tax issues through their understanding, knowledge and application.
- CO 3. Explain different types of incomes and their taxability and expenses and their Deductibility

### **-SYLLABUS-**

Income tax act 1961

(As amended upto date) (Whole act)

2. Goods and Services Tax Act

(As amended upto date) (Whole act)

#### **UNIT-I**

##### **Income Tax Act, 1961**

History of tax law in India, Fundamental principles relating to tax government financial policy, tax structure and their role in the natural economy. Concept of tax, Nature and characteristics of taxes, Distinction between, Tax and fee, Tax and cess, Direct and indirect taxes, Tax evasion and tax avoidance,

Scope of taxing powers of parliament, state legislature and local bodies,

#### **UNIT-II**

Income and total income, Income not included in total income, Deemed income, Clubbing of income, Assessee, Person, Tax Planning, Chargeable income

#### **UNIT-III**

Heads of income, Salaries, Income from house property, Capital from business of profession, Capital gains, Income from other sources, Deductions, relief and exemptions, Rate of Income Tax, Income tax authorities, Power and functions, Offences and penal sections, Settlement of grievances, Authorities, powers and functions

#### **UNIT-IV**

Goods and services tax act, Introduction - GST Concept and tax structure, GST Terminology, Recognize the applicability of GST, Incidence of Taxation, TDS and TCS under GST (concept, Accounting and compliance), Payment of Taxes – Challan, TDS, TCS, Returns Payments and refunds under GST

#### **UNIT-V**

Commr of Income Tax Vs. Sutlej Cotton Mills Supply Agencies Ltd. (1975) 100 ITR 706, 711 (SC). Manglore Electric Supply Co. Ltd. Commr of I.T. (1978) 113 ITR 635 (SC).

**Recommended Books:**

1. A.K. Saxena : Income tax act
2. Kailash Rai : Income tax act
3. V.K. Singhania : Students guide to income tax
4. P.C. Gang : Central Sales tax law in India
5. Ramesh : Supreme Court on direct taxes (Bharat law house, New Delhi)





# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

SECOND YEAR

SEMESTER-IV

| Course | Subject Title                | Subject Code | Contact hours per week | Credits |
|--------|------------------------------|--------------|------------------------|---------|
| LLB    | <b>CONSTITUTIONAL LAW II</b> | LLB 404      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. Get better understandings of the legal issues involved in the working of the Constitution Law and the role played by the three organs in the same.
- CO 2. It introduces the students to the stormy Centre-State relations and the conduct of elections.

### -SYLLABUS-

#### UNIT-I

Administration of Union Territories, The Panchayat : and Munic Lities, The schedule and tribal areas

#### UNIT-II

Relation between the Union and the State, Distribution of legislative power, Administrative relations, Disputes relating to water, trade, commerce and intercourse within territory of India

#### UNIT-III

Financial provisions: Property, contracts, rights, liabilities obligation and suit Public service commissions, service under the Union and the States

#### UNIT-IV

Tribunals, elections, special provisions, relating to certain classes, official language

#### UNIT-V

Emergency provisions : Proclamation of emergency, effect of emergency, financial emergency,

Amendment in the Constitutions

#### Recommended Books:

1. D.D. Basu, Shorter Constitution of India, (1996), Prentic Hall of India, Delhi
2. H.M. Seervai, Constitution of India, vol. 1-3 (1992), Tripathi, Bombay
3. M.P. Singh (ed.) V.N. Shukla, Constitutional Law of India (2000), Oxford
4. Indian Constitution, V.N. Shukla
5. Constitution of India, V.P. Mahajan
6. भारत का संविधान – जय नारायण पाण्डे



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

SECOND YEAR

SEMESTER-IV

| Course | Subject Title                   | Subject Code | Contact hours per week | Credits |
|--------|---------------------------------|--------------|------------------------|---------|
| LLB    | <b>PUBLIC INTERNATIONAL LAW</b> | LLB 405      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. Introduction to international law and its significance in the economically globalised world.
- CO 2. In view of the vastness of the subject, only important chapters relating to peace have been covered here as an introductory perspective to prod and provoke the inquisitiveness of the students to grasp the key features of international law and their relevance in a subtle perspective and help for the preparation of various competitive examinations.

### -SYLLABUS-

#### UNIT-I

Definition and concept of international Law, Source of International Law, Historical development of International Law

#### UNIT-II

Relationship of International Law and Municipal Laws, Subject of International Law, place of individuals in International Law

#### UNIT-III

States, recognition, States, Succession, Acquisition and loss of state territory

#### UNIT-IV

Responsibilities of state CBBT, Nationality, aliens, Asylum, extradition, diplomatic agents, treaties

#### UNIT-V

International organizations – U.N.O., including in its organs and International criminal court, Settlement of Disputes, International terrorism, disarmament

#### Recommended Books:

1. S.K. Kapoor : International Law
2. R.P. Anand : Salient Documents in International Law
3. S.C.H. Warzenberger : A Manual of International Law
4. J.G. Starke Introduction to International Law
5. Gurdeep Singh : International Institutions
6. D.W. Bowett : International Institutions
7. Oppenheim : International Law
8. Breirly : Law of Nations



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

SECOND YEAR

SEMESTER-IV

| Course | Subject Title   | Subject Code | Contact hours per week | Credits |
|--------|---|--------------|------------------------|---------|
| LLB    | <b>Professional Ethics,<br/>Bar Bench Relation<br/>&amp; Accountability for Lawyers</b> | LLB 406      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. To understand and apply the professional ethics and ethical standard of the legal profession
- CO 2. To know and evaluate the key themes in professional ethics, in order to give them an insight into moral decision making in the legal profession.
- CO 3. To know , Should lawyers aim to win at all costs, and how should they balance duties to their client, to the Courts, to justice in the abstract, and to themselves?

### -SYLLABUS-

#### Note :-

The written exam of this paper will have 60 marks and viva-voce will carry 40 marks

Written examination will be conducted by the university

Viva-voce of this paper will be conducted by the University

Viva-voce of this paper will be conducted by a panel of two examiners out of which one external examiner shall be appointed by the examination committee of the university and internal examiner shall be appointed by the Principal/Director/Head of the Institution concerned. The remuneration shall be as per the university norms

#### UNIT-I

##### Admission, Enrolment & rights of advocate

Importance of Legal Profession, Persons who may be admitted as advocate on a State roll, Disqualification for enrolment, Rights of Advocates, State Bar Councils - Establishment and organization,

Powers and Functions, Bar Council of India – Organization, Powers and Functions

#### UNIT-II

##### Ethics of Legal Profession

Meaning, nature and need, Duty to all clients

#### UNIT-III

##### Punishment for professional or other misconduct

Professional or other misconduct – meaning and scope, The body or authority empowered to punish for professional or other misconduct, State Bar Council and its disciplinary committee, Bar Council of India and its disciplinary committee, Complaint against advocates

and procedure to be followed by the disciplinary committee, Remedies against the order of punishment

#### **UNIT-IV**

##### **Bench Bar Relation**

Role of Judge on maintaining rule of Law, Mutual respect, Maintenance of orderly society, Invaluable aid of advocates to judges, Privilege of advocates, Duty to avoid interruption of council, Administration of

Justice clean & pure, Uncourteous conduct, misconduct of lawyers and insulting language

#### **UNIT-V**

##### **Meaning and Categories of contempt of court**

Contempt of court – its meaning and nature, Kinds of contempt – Criminal contempt, Civil Contempt, Contempt by Lawyers, Contempt by judges, magistrates or other persons acting judicially, Contempt by State, Corporate bodies & other officers

##### **Recommended Books:**

1. Mr. Krishnan Murty Iyer : Advocate
2. The Contempt Law and Practice (Contempt of Courts Act 1971)
3. The Bar Council Code of ethics
4. Advocate Act
5. Pleadings, Drafting & Conveyancing - Jhabvala
6. 50 selected opinion of Disciplinary Committees of Bar Council and 10 major Supreme Court on the subject
7. कैलाश राय विधिक आचार, अधिवक्ता की जबावदेही एवं बेचं बार संबंधं



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

### THIRD YEAR

#### Scheme- Semester V

| Sr. No | Subject code | Subject                                   | Marks distribution |           |              |            |                 |          |             | Total credits |
|--------|--------------|---|--------------------|-----------|--------------|------------|-----------------|----------|-------------|---------------|
|        |              |   | Assignment marks   |           | Theory marks |            | Practical Marks |          | Total marks |               |
| 1      | LLB 501      | INTELLECTUAL PROPERTY                     | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 2      | LLB 502      | ENVIRONMENTAL LAW                         | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 3      | LLB 503      | COMPANY LAW                               | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 4      | LLB 504      | LABOUR LAWS I                             | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 5      | LLB 505      | ARBITRATION AND CONCILIATION LAW IN INDIA | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
| 6      | LLB 506      | LEGAL LANGUAGE AND LEGAL WRITING          | 20                 | 8         | 80           | 32         | -               | -        | 100         | 4             |
|        |              | <b>Total</b>                              | <b>120</b>         | <b>48</b> | <b>480</b>   | <b>192</b> | <b>-</b>        | <b>-</b> | <b>600</b>  |               |



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

THIRD YEAR

SEMESTER-V

| Course | Subject Title                | Subject Code | Contact hours per week | Credits |
|--------|------------------------------|--------------|------------------------|---------|
| LLB    | <b>Intellectual Property</b> | LLB 501      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. The concept of intellectual property rights & copy right Laws.
- CO 2. Legal System and solving the problem relating to intellectual property rights.
- CO 3. Skill to pursue the Business International Affairs, Public Administration and Other fields.

### -SYLLABUS-

#### UNIT-I

##### Introduction

The meaning of intellectual property, The main forms of intellectual property : copyright, trademarks, patents and designs , Other new forms such as plant varieties and geographical indications, Introduction to the leading international concerning intellectual property rights : the Berne, Convention, Universal

Copyright, Convention, the Paris Convention Trips, the World Intellectual Property Rights Organization (WIPO) and the UNESCO

#### UNIT-II

##### Selected aspects of the Law of copyright in India

Historical evolution of the copyright law, Meaning of copyright , Copyright in literacy, dramatic and musical works, Copyright in sound records and cinematograph films, Ownership of copyright, Assignment and license of copyright, Copyright authorities, Aspects of copyright justice, Remedies, especially, the possibility of Anton Pillar injunctive relief in India

#### UNIT-III

##### Intellectual Property in Trademarks

The rationale of protection of trademarks as (a) an aspect of commercial and (b) of consumer rights, Definition and concept of trademarks, Registration of trademark-authorities under the trademark Act, Passing off and infringement, Remedies

#### UNIT-IV

##### The Law of Intellectual Property : Patents

Concepts of patents, Historical view of the patents law in India, Process of obtaining a patent: general introduction, Procedure for filling patent co-operation treaty, Prior publication or anticipation, Rights and obligations of a patentee, Compulsory Licenses, Infringement, Defenses in suit of infringement, Injunctions and related remedies

#### UNIT-V

Geographical indication Act, New plant culture and breeds Act

**Recommended Books:**

1. Cornish W.R. Intellectual Property, Patents, Trade Marks, Copy Right and Allied Rifht (1999),  
Asia Law House, Hyderabad
2. Sople – Managing Intellectual Property – The Strategic Imperative – PHI Learning 2011
3. Vikas Vashishth, Law and practice of Intellectual Property (1999) Bharat Law House  
Delhi.
4. P. Narayanan, Intellectual Property law (1999), (ed) Eastern Law House, Calcutta
5. Bibeck Debroy (ed). Intellectual Property Right (1998), Rajiv Gandhi Foundation, Delhi.
6. U.I.F. Anderfelt, International Patent Legislation and Developing Countries (1971)
7. W.R. Cornish, Intellectual Property (3<sup>rd</sup> ed) (1996) Swwet and Maxwell
8. K. Thairani, copyright: The Indian Experience (1987)
9. W.R. Cornish, parg and Materials on Intellectual Property (1999), Sweet



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

THIRD YEAR

SEMESTER-V

| Course | Subject Title     | Subject Code | Contact hours per week | Credits |
|--------|-------------------|--------------|------------------------|---------|
| LLB    | Environmental Law | LLB 502      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. Explain and apply to various fact scenarios the concept of separate legal entity.
- CO 2. To explain the basic documents such as MOA and AOA required for company.
- CO 3. To develop the ability to identify and effectively use the corporate law resources. And to develop the ability to learn company law both independently and cooperatively in a professional environment.
- CO 4. To evaluate and analyze socially reasonable corporate behavior.

### -SYLLABUS-

#### UNIT-I

##### Concept of Environment and Pollution

Environment, Meaning and concept, Pollution-Meaning and Effects of pollution, Environmental Pollution (Water, Air and Noise Pollution), Meaning and standards, Culprits and victims, Offences and penalties

#### UNIT-II

##### International Historical Perspective

Stockholm conference, Rio conference, U.N. deceleration on right to development

#### UNIT-III

##### Constitutional Provisions related to Environment

Constitution making – development and property oriented approach, Directive principles, (Status, role and interrelationship with fundamental rights and fundamental duties), Fundamental Duty, Judicial approach, Fundamental Rights (Rights to clean and healthy environment, Environment Vs. Development), Enforcing agencies and remedies (Courts, Tribunal, Constitutional, Statutory and judicial remedies), Emerging principles (Polluter pays: Public liability insurance, precautionary principles)

#### UNIT-IV

##### Environment Protection Measures VISA VIS Environment Pollution

Protection agencies: power and functions, Protection: means and sanctions, Emerging protection through delegated legislation, Hazardous waste, Bio-medical waste, Judiciary: complex problems in administration of environment justice

#### UNIT-V



Greenery conservation laws, Forest conservation, Conservation agencies, Denudation of forest: Judicial approach, Wild life, Sanctuaries and national parks, State monopoly in the sale of wild life and wild life article, Offences against wild life

**Bio-diversity:**

1. Legal control
2. Control of eco-unfriendly experimentation on animal, plants, seeds and microorganism

**Selected Bibliography:**

1. Armin Resencranze, et. Al. (eds.) Environmental Law and Policy in India (2000), Oxford
2. R.B. Singh and Suresh Mishra, Environmental Law in India (1996), Concept Pub. Co. New-Delhi.
3. Venkat – Environmental Law and Policy – 2011 PHI learning
4. Kailash Thakur, Environmental Protection Law and Policy in India (1997), Deep and Deep Pub. New Delhi
5. Richard L. Riverze, et. El. (eds.), environmental Law, The Economy ans sustainable Development (2000), Cambridge
6. Christopher D. Stone, should Trees Have Standing and other Essays on law, Moral and environment (1996), Oceana
7. Leelakrishnan, P. et, al. (eds.) Law and Environment (1990), Eastern Lucknow
8. Leelakrishnan, P. The Environment Law in India (1999), Butterworths India
9. Department of Science and technology, Government of India, Report of the committee Recommending Legislative Measures and Administrative Machinery for ensuring environment Protection (1980) (Tiwari Committee Report)
10. Sengar – Environmental Law 2011 PHI Learning (with CD)



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

THIRD YEAR

SEMESTER-V

| Course | Subject Title      | Subject Code | Contact hours per week | Credits |
|--------|--------------------|--------------|------------------------|---------|
| LLB    | <b>Company Law</b> | LLB 503      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. Explain and apply to various fact scenarios the concept of separate legal entity.
- CO 2. To explain the basic documents such as MOA and AOA required for company.
- CO 3. To develop the ability to identify and effectively use the corporate law resources. And to develop the ability to learn company law both independently and cooperatively in a professional environment.
- CO 4. To evaluate and analyze socially reasonable corporate behavior.

### -SYLLABUS-

#### UNIT-I

##### Meaning of Corporation

Theories of corporate personality, Creation and exemption of corporations

#### UNIT-II

##### Forms of corporate and non-corporate organization

Corporations partnership and other association of persons, state corporations Government companies, small scale, co-operative, corporate and joint sectors

#### UNIT-III

##### Law relating to companies – Public and Private – Companies Act 1956

Promoters, Need of company for development, formation of a company registration and incorporation,

Memorandum of association –various clauses-alteration therein-doctrine of ultra virus, Articles of association – binding force – alteration – its relation with memorandum of association – doctrine of constructive notice and indoor management – exceptions, Prospectus-issue-liability for misstatements in lieu of prospectus, Position, Shares – general principles of allotment, statutory restrictions transfer of shares – relationship between transferor and transferee, Shareholder – who can be and who cannot be shareholder –modes of becoming shareholder-calls on shares – forfeiture and surrender of shares – lien on shares, Share capital – kinds – alteration and reduction of share capital – further issue of capital – conversion of loan and debentures into capital – duties of courts to protect the interest of creditors and share holders

#### UNIT-IV

Directors – position –appointment – qualification – vacation of office – removal – resignation – powers and duties of directors – meeting, registers, loans – remuneration of directors – role

of nominee directors – companies for loss of office – managing directors and other managerial personnel, Meetings – kins procedure – voting, Dividends payment – capitalization – profit, Audit and accounts, Borrowing powers – powers – effect of unauthorized borrowing – charges and mortgages – investments, Debentures – meaning – fixed and floating charges – kinds of debentures share holder and debenture holder remedies for debenture holders, protection of minority rights, Protection of oppression and mismanagement – who can apply ? Powers of the company, court and of the central Government, Investigations – powers, Private companies – nature and advantages – government companies – holding and subsidiary companies, Winding up – types – by court – reason – ground – who can apply – procedure – powers of liquidator – powers of court – consequences of winding up order voluntary winding up order voluntary winding up subject to supervisions of courts – liability of past members – payment of liability preferential payment, unclaimed dividends – winding up of unregistered company.

#### **UNIT-V**

##### **Corporate Liability**

Legal liability of companies – civil and criminal, Remedies against them civil, criminal and tortious – specific relief Act, writs liability under special statutes

##### **Selected Bibliography:**

1. Avtar Singh Indian Company Law (1999), eastern Lucknow
2. L.C.B. Gower, Principles of Modern Company Law (1997) Sweet and Maxwell, London
3. Palmer Palmer's Company law (1987), Stevens, London
4. R.R. Pennington, Company Law (1990), Butterworths
5. A. Ramiya, Guide to the companies Act, (1998), wadhwa
6. S.M. Shah Lectures on Company Law (1998), Tripathi, Bombay



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

THIRD YEAR

SEMESTER-V

| Course | Subject Title       | Subject Code | Contact hours per week | Credits |
|--------|---------------------|--------------|------------------------|---------|
| LLB    | <b>Labour law I</b> | LLB 504      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. The nature and scope of labor laws
- CO 2. The rationale of labor laws in organizations.
- CO 3. All aspects of Labour Law practiced in India
- CO 4. Comprehensive theoretical and practical understanding of Labour Law
- CO 5. Demonstrate an intellectual capacity for solving industrial disputes.

### -SYLLABUS-

#### UNIT-I

General Introduction, Industrial jurisprudence, Labour policy in India, Industrial revolution in India, evils of industrializations, labour problems, Growth of labour legislation in India

#### UNIT-II

Industrial dispute Act 1947, Short title, definition & authorities, Notice of change, Reference of certain industrial dispute to grievance settlements authorities, board, courts, tribunals, Power procedure & duties of authorities, Strike, lock out, lay, Retrenchment, Penalties

#### UNIT-III

Trade Union Act 1926, Registration of trade union, Rights & liabilities of registered trade union, Regulation, Penalties & procedure

#### UNIT-IV

Minimum wages Act 1948, Introduction & definition, Minimum wages; fixation & procedure, Authorities under the Act, Fixation of hours of work & wages, Claims & their determination, Cognizance of offence

#### UNIT-V

Factories Act 1948, Introduction, definition, registration & licensing, The inspecting staff, health, Safety, Working hours of adult, Annual leave with wages, Penalties & provisions

#### Selected Bibliography:

1. John Bowers and Simon Honeyball, Text book on Labour Law (1996), Blackstone, London
2. Shrivastava K.D. Commentaries on payment of wages Act 1936 (1998), Eastern Lucknow
3. Shrivastava K.D. Commentaries on minimum wages Act (1948) (1998), Eastern Lucknow
4. Rao S.S. Law and Practice on minimum wages (1999), Law Publishing House, Allahabds
5. Seth D.D. Commentaries on Disputes Act 1947 (1998), Law Publishing House, Allahabds
6. Shrivastava K.D. Commentaries on factories Act 1948 (2000), Eastern Lucknow
7. R.C. Saxena Labour problems and social welfare

8. V.V. Giri labour problems in India Industries
9. O.P. Malhotra, The Law of Industrial Disputes (1998) Universal Delhi
10. S.C. Srivastava, Social Securities and labour laws pts. 5 and 6 (1985), Universal Delhi
11. S.C. Srivastava, Commentary on the Factories Act 1948 (1999) Universal Delhi
12. Padhi – Labour and Industrial law PHI learning



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

THIRD YEAR

SEMESTER-V

| Course | Subject Title  | Subject Code | Contact hours per week | Credits |
|--------|--|--------------|------------------------|---------|
| LLB    | <b>Arbitration and Conciliation<br/>law of India</b> | LLB 505      | 03 to 02P              | 04      |

### Course Outcomes

- CO 1. After completing this course satisfactorily, a student will be able to:
- CO 2. Familiarize with the modalities and techniques of resolution of conflict which is a necessary component in the endeavors of developing expertise in juridical exercise.
- CO 3. To understand and analyze the traditional justice delivery system through adjudication by along with an alternative mode of dispute resolution in the common law countries.
- CO 4. To approach the processes of arbitration, conciliation and mediation in areas where the traditional judicial system had its sway in the past and in the new areas of conflicts that demand resolution by alternative methods.

### -SYLLABUS-

**Note :- Viva voce Examination of this paper will be conducted by a penal of two examiners out of one external examiner shall be appointed by examination committee of the concerned university and internal examiner shall be appointed by head/principal/Director of institute concerned.**

#### UNIT-I

##### Introduction

International arbitration, Ad hoc arbitration, specialized arbitration, Statutory arbitration, International conventions – Matters that may be referred to arbitration Capacity of the parties, Forms of arbitration agreement, Mandatory contents of arbitration agreement, Validity of the agreement.

#### UNIT-II

##### Domestic Arbitration

Essential, kinds, who can enter into arbitration agreement, validity, reference to arbitration, interim measures by court

#### UNIT-III

##### Arbitrational Tribunal

Appointment, challenge, jurisdiction of arbitral tribunal, powers, grounds of challenge, procedure and court assistance

#### UNIT-IV

##### Award

Rule of guidance, form and content, correction and interpretation, grounds of setting aside an award, can misconduct be a ground, incapacity of a party, invalidity of arbitration agreement, want of proper notice and hearing, beyond the scope of reference, contravention of

composition and procedure, breach of confidentiality, impartiality of the arbitrator, Bar of limitation, resjudicata, consent of parties, enforcement

#### **UNIT-V**

##### **Conciliation**

Distinction between “conciliation”, “negotiation”, “Mediation” and arbitration”, appointment, statements to conciliator, interaction between conciliator and parties, communication, duty of the parties to cooperate, suggestions by parties, confidentiality, resort to judicial proceedings, costs

##### **Books Recommended:**

1. G.K. Kwatr : The Arbitration and Conciliation law of India
2. Avtar Singh : Arbitration and Conciliation
3. Goyal : Arbitration and Conciliation act
4. अवतार सिंह : मध्यस्थम एवं सुलह अनुक्रम लिपिक विवाद एवं निपटान विधि
5. इन्द्रजीत मल्होत्रा : मध्यस्थ एवं सुलह अधिनियम 1986



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

THIRD YEAR

SEMESTER-V

| Course | Subject Title                           | Subject Code | Contact hours per week | Credits |
|--------|---|--------------|------------------------|---------|
| LLB    | <b>Legal Language and Legal Writing</b> | LLB 506      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. Read, analyse and understand legal writings, and to narrate the reasoning employed by judges in their judgements.
- CO 2. To read judgements, and to analyse and understand the principles laid down in them.
- CO 3. Understand the meaning of research and the steps involved in legal research. They will also apply some basic statistical methods to analyse data.

### -SYLLABUS-

#### UNIT-I

##### Introduction to Legal Language

Characteristics of Legal Language, History of legal Language, Legal Language in India

#### UNIT-II

##### Phonetics Theory and Practice

The phonetics Script, Reading exercises – stress, accent and intonation suitable for Indian speaker with emphasis on clarity speech and felicity of expression

#### UNIT-III

##### Legal Terminology

Terns used in civil law and criminal law, Latin word and expressions – law register, General Juristic

Writings in English

#### UNIT-IV

##### Fundamental Principles of legal Writing

Concision – clarity cogency – simplicity of structure, Brief writing and drafting of law reports, Writing of case comments, Essay writing on topics of legal interest

#### UNIT-V

##### Proficiency in Regional Language

Every student should acquire skills of understanding analysis writing and communication in the regional language, which he has to use in the interaction with the potential clientele. Necessarily the proficiency in the language will contribute in a substantial measure to a successful practice in law. Phrases translation from English to Hindi and Vice Versa practice of Translations of any act from Hindi to English and Vice Versa. Writing reacting and comments on important Legal issues published in Newspaper in Hindi and English. Adding



to vocabulary in Hindi and English, Learning local terms used in the courts, local Districts and expressions for various documents and their standard nomenclature. Writing essay in English and Hindi.

**Books Recommended:**

1. Sunil Sharma : General English
2. Sharma : Learning Legal Language – (Hindi and English edition) PHI Learning
3. Dr. Madabhus Shridhar : legal Language
4. भारत सरकार द्वारा प्रकाशित : विधि शब्दावली
5. Stroud : Judicial Dictionary, 4<sup>th</sup> ed. 1982
6. Ballantine : Law dictionary (1969)
7. Squires and Numbsur : Legal writing in Nut shell, 1982
8. N.M. Tripathi, Bombay
9. बावेल : विधिक भाषा लेखन एवं सामान्य अंग्रेजी
10. Tripathi : Legal writing Legal Essay and Gen. Eng.
11. Aiyor : Concise Law Dictionary
12. R.L. Jain : Legal writing including Gen. English
13. Prof. Mark wojick : Introduction to legal English) (International Law Institute, Washington)
14. Lord Denning : “Plain English” The closing chapter New Delhi



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

### THIRD YEAR

#### Scheme- Semester VI

| Sr. No | Subject code | Subject  | Marks distribution |           |              |            |                 |          | Total credits |             |
|--------|--------------|--|--------------------|-----------|--------------|------------|-----------------|----------|---------------|-------------|
|        |              |  | Assignment marks   |           | Theory marks |            | Practical Marks |          |               | Total marks |
| 1      | LLB 601      | LABOUR LAWS II                                   | 20                 | 8         | 80           | 32         | -               | -        | 100           | 4           |
| 2      | LLB 602      | INSURANCE LAW                                    | 20                 | 8         | 80           | 32         | -               | -        | 100           | 4           |
| 3      | LLB 603      | BANKING LAW                                      | 20                 | 8         | 80           | 32         | -               | -        | 100           | 4           |
| 4      | LLB 604      | CRIMINOLOGY,<br>PENOLOGY AND<br>FORENSIC SCIENCE | 20                 | 8         | 80           | 32         | -               | -        | 100           | 4           |
| 5      | LLB 605      | INTERPRETATION<br>OF STATUTES                    | 20                 | 8         | 80           | 32         | -               | -        | 100           | 4           |
| 6      | LLB 606      | MOOT COURT                                       | 20                 | 8         | 80           | 32         | -               | -        | 100           | 4           |
|        |              | <b>Total</b>                                     | <b>120</b>         | <b>48</b> | <b>480</b>   | <b>192</b> | <b>-</b>        | <b>-</b> | <b>600</b>    |             |



# R.K.D.F. UNIVERSITY, BHOPAL

## BACHELORS OF LAW

THIRD YEAR

SEMESTER-VI

| Course | Subject Title         | Subject Code | Contact hours per week | Credits |
|--------|-----------------------|--------------|------------------------|---------|
| LLB    | <b>LABOUR LAWS II</b> | LLB 601      | 03 to 02P              | 04      |

### Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. The nature and scope of labor laws
- CO 2. The rationale of labor laws in organizations.
- CO 3. All aspects of Labour Law practiced in India
- CO 4. Comprehensive theoretical and practical understanding of Labour Law
- CO 5. Demonstrate an intellectual capacity for solving industrial disputes.

### -SYLLABUS-

#### UNIT-I

Mines Act 1952, Aims, Object, Commencement, definition, Inspectors & certifying surgeons, Committees, provisions as to health & safety, Hours & limitation of employment, Leave with wages, Regulation, rules, Penalties & procedures

#### UNIT-II

Bonded Labour System (Abolition) Act 1976, Aims, object, operation, definition of Act, Abolition of bonded labour system, Extinguishment of liability to repay bonded debt, Implementing authorities, Vigilance committee, Offences & procedure for trial

#### UNIT-III

Equal remuneration Act 1976, Introduction, definition, Act to have overriding effect, Payment of remuneration of equal rates to men & women works & other matters, Miscellaneous – duty of employers to maintain register, inspection, penalties, offences by cognizance & trial of offence, power of central Government

#### UNIT-IV

Child Labour (Prohibition & Regulation Act 1986), Definition, object, scope of act, Prohibition of employment of children in certain occupation & process, Regulation of condition of work of children, Miscellaneous, Penalties, procedure, employment of inspector, power, rules, repeal and saving

#### UNIT-V

E.S.I. Act 1948, Definition, Object, Scope of Act, Corporation, Standing committee & medical benefit leave, Finance & Audit, Contribution, Benefits, Adjudication of disputes, clause, Penalties

### Books Recommended:

1. Malik, P.L. : Industrial Law
2. Pande V.N. : Text-Book of labour & Industrial Law

3. Shrivastava K.D. : Commentaries on Factories Act, 1948
4. Padhi : Labour and industrial laws PHI
5. Shrivastava K.D. : Commentaries on Workman Compensation Act 1923
6. Shrivastava K.D. : Law Relating to Trade Union in India



# R.K.D.F. UNIVERSITY, BHOPAL

BACHELORS OF LAW  
BACHELORS OF LAW  
THIRD YEAR  
SEMESTER-VI

| Course | Subject Title        | Subject Code | Contact hours per week | Credits |
|--------|----------------------|--------------|------------------------|---------|
| LLB    | <b>INSURANCE LAW</b> | LLB 602      | 03 to 02P              | 04      |

## Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. To Understand and describe the scope and object of Insurance through a critical analysis of the subject.
- CO 2. Analyze the merits and demerits of Insurance, its process from adopting till claimant.
- CO 3. It provides the details, of conceptual parameters of Insurance law in the context of the development of the general principles of law and judicial interpretation.
- CO 4. Explain and address various obstacles and barriers experienced by individuals before, during, and after adopting insurance with the help of case laws

## -SYLLABUS-

### UNIT-I

#### Introduction

Definition nature and history of insurance, Concept of Insurance and law of contract and law of torts future of insurance in globalizes economy, History and development of insurance in India, Insurance Regulatory Authority – role and functions

### UNIT-II

#### General Principles of Law of Insurance

Contract of Insurance-classification of contract of insurance, nature of various insurance contracts parties

thereto, principle of good faith, non disclosure, misrepresentation in insurance contracts, Insurable interest, The risk, The policy, classification of policies – its from and contents, its commencement, duration, cancellation, alteration, rectification, renewal, assignment, construction, Conditions of thepolicy, Alteration of the risk, Assignment of the subject matter

### UNIT-III

#### Insurance

Nature and scope of life insurance, definition kinds of life insurances, the policy and formation of a life insurance contract, Event insured against life insurance contract, Circumstances affecting the risk, Amounts recoverable under life policy, Persons entitled to payment, Settlement of claim and payment of money.

### UNIT-IV

#### Marine Insurance

Nature & scope, Classification of marine policies, The marine Insurance Act 1963, Insurable interest, insurable value, Marine insurance policy – conditions, express – warranties, constructions of terms of policy, Voyage – deviation, Perils of the sea, Partial loss or ship and of freight, salvage, general average, particular charges, Measures of indemnity, total valuation, liability to third parties

#### **UNIT-V**

##### **Social Insurance in India**

Important elements in social insurance, its need, Commercial insurance and social insurance, Workmen's compensation – scope, risk covered, industrial accidents occupational diseases, cash benefits, incapacity, amount of compensation, nature of injuries, dependents schedule, Sickness insurance, a darker scheme,

stack and Rao scheme for wage earners and others, risks covered, maturity and other benefits, Old age, premature death and invalidity insurance of pension insurance, public provident fund, Fire insurance, Social insurance for people like seamen, seamen, circus workers and agricultural, workers, Public liability insurance, The scheme, Authorities

##### **Books Recommended:**

1. Singh, Bridge Anand, New Insurance Law (2000) Union Book Publishers, Allahabad
2. Jvamy, Case Book on Insurance Law (1984), Butterworths
3. Jvamy, General principles of insurances law (1993), Butterworths
4. John Birds, Modern insurances law (1988), Sweet and Maxwell
5. Sreenivasan. M.N. Principles of insurance law (1997), Ramaniya pub. Banglore
6. M.N. Mishra – Law of Insurance – Central Law Agency, Allahabad



# R.K.D.F. UNIVERSITY, BHOPAL

BACHELORS OF LAW  
BACHELORS OF LAW  
THIRD YEAR  
SEMESTER-VI

| Course | Subject Title      | Subject Code | Contact hours per week | Credits |
|--------|--------------------|--------------|------------------------|---------|
| LLB    | <b>BANKING LAW</b> | LLB 603      | 03 to 02P              | 04      |

## Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. To study the importance of the Banking Law and Institutions in the present day economy
- CO 2. To understand and apply the several policy initiatives and legislative amendments have changed the role of Banks from being mere economic institutions in to agents of social change.
- CO 3. To study and deploy a range of subject specific, cognitive and transferable skills to the different government enactments, regulation and control the banks and banking operations, through Reserve Bank of India and Ministry of Finance.

## -SYLLABUS-

### UNIT-I

#### Introduction

Evolution of Banking institution in India banking definition, banking company in India, banking legislation in India-common law and statutory, Commercial banks: function, Essential functions, Agency services, System of banking : Unit banking, branch banking, group banking and chain banking

### UNIT-II

#### Bank and Customers

Customer : meaning, Legal character of banker – customer relationship, Special types of customers : Lunatics, minors, agents, administrators and executors, partnership firms and companies, Cheque – Duties and liabilities of banks payment of cheques by bank liabilities of the banker in case of dishonor- protection of paying banker-forged cheques – alteration of cheque – collection of cheques and drafts-protection of collecting banker.

### UNIT-III

Bill of exchange, promissory note – Hindi types of Hindi, notary public noting protest acceptance for honour payment for honour, Holder and holder in due course-distinction between a holder and holder in

due course essential features of negotiable instrument – different types of bill and note reasonable, acceptance and negotiations, types of endorsement – restrictive endorsement – endorsement excluding personal liability – partial endorsement – (once a bearer in tangent always a bearer instrument), Dishonor of negotiable instrument

#### **UNIT-IV**

##### **Control Banking Theory and RBI**

Characteristics and function of central banks, The Reserve Bank of India as central bank of India, Objectives and organizational structure, Functions, Regulations of the monetary system, Monopoly of note issue, Credit control, Determination of bank rate policy, Open market operations, Banker of Government, Control over non-banking financial institutions, Economic and statistical research, Staff training, Control and supervisions of other banks, Interest: Rule against penalties, default and recovery

#### **UNIT-V**

##### **Merchant Banking**

Merchant banking in India, SEBI (Merchant Bankers) Regulations, 1992, Recovery of Debts Due to Bank and Financial institutions Act, 1993

##### **Books Recommended:**

1. M.S. Parthasarthy (ed.) Kherganvala on the Negotiable Instruments Act (1998), Butterworth, New Delhi
2. M.L. Tannen's Banking Law and Practice in India, (2000) India Law House, New-Delhi
3. S.N. Gupta, The Banking Law in Theory and Partice, (1999), Universal New Delhi
4. G.S.N. Tripathi (ed.), Sethi's Commentaries on Banking Regulation Act 1949 and Allied Banking Laws (2000), Law Pub. Allahabad





# R.K.D.F. UNIVERSITY, BHOPAL

BACHELORS OF LAW  
BACHELORS OF LAW  
THIRD YEAR  
SEMESTER-VI

| Course | Subject Title   | Subject Code | Contact hours per week | Credits |
|--------|---|--------------|------------------------|---------|
| LLB    | <b>Criminology, Penology<br/>and Forensic Science</b> | LLB 604      | 03 to 02P              | 04      |

## Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. Students will be able to learn how the Principles of Forensic science used to solve criminal cases.
- CO 2. Students will learn to generate reports on different cases.
- CO 3. Will learn the importance of various evidences and how they used to solve the criminal cases.
- CO 4. What are crime and its impact on society? What all theories proposed behind the causation criminal behavior?
- CO 5. Human rights and its significance.

## -SYLLABUS-

### UNIT-I

Origin and concept of crime, definition, scope, classification of crimes, theories of criminology, emerging patterns of crimes. Crime and criminals, white collar crimes, offences against person and property – legal and social aspects; Punishment theories, objectives and types, institutional & non – institutional treatment of offenders; criminology causation.

### UNIT-II

Schools of thought in criminology; history of institutional correction; correctional institutions of juvenile and adults special facilities and amenities for inmates; special correctional institutional methods of correction; latest development.

### UNIT-III

Crime prevention and recidivism; prisons, probation and parole, police organization, case diary; arrest and seizure.

### UNIT-IV

History and development of forensic science, areas and scope; scene of crime and preservation, collection, packing and transportation of various types of physical evidence; impressions finger prints, food and footwear prints, types prints, track marks, call patterns;

### UNIT-V

Questioned documents; nature, types and examination of forged documents, charged documents, attestation in documents, characteristics seal and examination of handwritten typed printed & indented materials; seal & rubber stamps; DNA profiling and forensic aspect.

**Books Recommended:**

1. Sutherland : Principles of Criminology
2. Ahmad Siddique : Criminology – problems and perspectives
3. N.V. Paranjape : Criminology and Penology
4. Bansanti Lal Babel : Apradh Shastra
5. J. D. Sharma : Vidhi Vigyan and Vish Vigyan
6. H.J. Walls : Forensic Science
7. Basanti Lal Babel : Nayayik Vigyan



# R.K.D.F. UNIVERSITY, BHOPAL

BACHELORS OF LAW  
BACHELORS OF LAW  
THIRD YEAR  
SEMESTER-VI

| Course | Subject Title                     | Subject Code | Contact hours per week | Credits |
|--------|-----------------------------------|--------------|------------------------|---------|
| LLB    | <b>Interpretation of statutes</b> | LLB 605      | 03 to 02P              | 04      |

## Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. Know what are the techniques adopted by courts in construing statutes? And the importance of the law making process in the present context.
- CO 2. What are the matters to be reckoned with by legislature while enacting laws?
- CO 3. Understand and analyze the judicial interpretation, construction of words, phrases and expressions.

## -SYLLABUS-

### UNIT-I

#### Interpretation of Statues

Meaning of the term „statues“, Commencement, operation and repeal of statues, Purpose of interpretation of statues

### UNIT-II

#### Aids to Interpretation

Internal aids – Titles, Preamble, Heading and marginal notes, Sections and sub-sections, Punctuation marks, Illustrative, exceptions, provisos and saving clauses, Schedules, Non-obstinate clause. External aids – Dictionaries, Translations, Travaux Preparatoires, Statues in pari material, Contemporanea Exposito, Debates, inquiry commission reports and Law commission reports

### UNIT-III

#### Rules of Statutory Interpretation

Primary rules, Literal rule, Golden rule, Mishief rule (rule in the Heydon’s case)

### UNIT-IV

#### Interpretation with reference to the subject matter and purpose

Restrictive and beneficial construction, Taxing statues, Penal statues, Welfare legislation

### UNIT-V

#### Principal of Constitutional Interpretation

Harmonious constructions, Doctrine of pith and substance, Colourable legislation, Ancillary powers,

“Occupied field”, Residuary power, Doctrine of repugnancy

#### Books Recommended:

1. G.P. Singh, Principal of Statutory Interpretation, (7<sup>th</sup> ed.), 1999, Wadhwa Nagpur

2. P.St. Langan (ed.), Maxwell on the Interpretation of Statues (19760, N.M. Tripathi, Bombay
3. K. Shanmukham, N.S. Bindras"s Interpretation of Statues (1997) The Law Book Co. Allahabad
4. V. Sarathi, Interpretation of Statues, (1984), Eastern & Co.
5. M.P. Jain, Constitutional Law of India, (1994) Wadhwa & Co.
6. M.P. Singh, (ed.) V.N. Shukla"s Constitution of India (1994) Eastern Lucknow
7. U. Baxi, Introduction to Justice K.K. Mathews, Democracy Equality and Freedom (1978) Eastern Lucknow



# R.K.D.F. UNIVERSITY, BHOPAL

BACHELORS OF LAW  
BACHELORS OF LAW  
THIRD YEAR  
SEMESTER-VI

| Course | Subject Title     | Subject Code | Contact hours per week | Credits |
|--------|-------------------|--------------|------------------------|---------|
| LLB    | <b>Moot court</b> | LLB 606      | 03 to 02P              | 04      |

## Course Outcomes

After completing this course satisfactorily, a student will be able to:

- CO 1. Understand how to prepare a suit and how to file.
- CO 2. Know the practical approach of the law course.
- CO 3. Get the practical training to make the career bright

## -SYLLABUS-

In this paper the marks shall be divided in following parts

1. Participation in Moot Court (30 Marks) – every student may be required to do at least 3 moot courts with 10 marks for each. The moot court work will be on assigned problem and it will be evaluated for 5 marks for written submissions & 5 for oral advocacy.
  2. Observance of Trial – (one civil & one criminal case) Students may be required to attend two trials in the course.
  3. Advocate chamber
  4. Dairy preparation – 20 marks (one civil & one criminal case)
  5. Viva – 10 marks – the viva voce examination on all the above 3 aspects will be conducted
- This practical should be conducted in the Department of Law of concern University. Viva – Voce examination of this paper will be conducted by a panel of two examiners out of which one external examiner shall be appointed by the examination committee of the University and internal examiner will be head of the Department of Law of the University

### Books Recommended:

1. Dr. Kailash Roy : Moot Court
2. Dr. Sant Kumar Gupta : Moot Court Pre – Trial Preparation & Participation
3. Dr. Om Prakash Mishra : In Trial Proceedings