



UNIVERSITY OF JAMMU

NOTIFICATION

(17/FEB/ADP/02)

Pursuant to the Academic Council resolution No. 3.27.2 dated 31.05.2016, the revised Syllabi and Courses of Study for LL.B. (3 Years) and B.A.LL.B. (5 Years) (as given in Annexure-I & II) for all Semesters Examination from the Academic Session 2016-17 onwards, are hereby adopted.

-S/d

DEAN ACADEMIC AFFAIRS

No. F.Acd/III/17/ 16400-15

Dated: 16/02/2017

Copy for information & necessary action to:-

1. Sr. PA to Dean Academic Affairs /Controller of Examinations
3. Dean & Head, Department of Law
4. Director, The Law School
5. Principal Dogra Law College/K.C. Law College/Jammu Law College/Ashoka Law College
6. Assistant Registrar (Exams/Confidential)
- ✓ Website Office for necessary action.

Assistant Registrar (Academic)

Note: Revised Syllabi are available in the University Website: www.jammuuniversity.in

Annexure-I

**FACULTY OF LAW
UNIVERSITY OF JAMMU
JAMMU-18006**

**Scheme and Syllabus of
(LL.B-3Yrs)**

SEMESTER-I

COURSE: 101

CONSTITUTION LAW OF INDIA – I

Time Allowed: 3 hrs

Max. Marks: 100

Min. Marks: 45

UNIT – I

1. Introduction to Indian Constitution and its salient features.
2. Fundamental Rights and their significance.
3. Definition of the State under Art.12.
4. Dimensions of Article 13.

UNIT – II

1. Right to equality and protective discrimination ó Articles 14, 15 & 16.
2. Fundamental freedoms ó Art. 19 and Reasonable restrictions
3. Right against exploitation ó Articles 23, 24.

UNIT – III

1. Doctrine of Double jeopardy, self-incrimination and ex-post facto laws ó Article 20
2. Right to life and personal liberty ó Article 21
3. Preventive Detention and Constitutional safeguards ó Article 22
4. Freedom of Religion ó Articles 25,26,27,28.

UNIT – IV

1. Cultural and Educational Rights ó Articles 29-30
2. Right to Constitutional Remedies ó Articles 32, 226 and concept of Public Interest Litigation.
3. Directive Principles of State Policy, their significance and relationship with Fundamental Rights including Directive Principles under constitution of J&K.

Suggested Readings:

1. V.N. Shukla: Constitution of India (Ed. By M.P. Singh)
2. M.P. Jain Indian Constitution Law
3. M. Hidayatullah (Ed.): Constitutional Law of India
4. D.D. Basu: Shorter Constitution of India
5. H.M. Seervai: Constitutional Law of India
6. Brij Kumar Sharma Introduction to the Constitution of India
7. Justice A.S. Anand: The Constitution of J&K: Its Development & Comments
8. Justice R.P. Sethi: Commentary on the Constitution of J&K
9. S.K. Sharma: Constitution of J&K State

Note for Paper setters:

The question paper shall comprise of two sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 marks each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e. there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 102

LAW OF TORTS

Time Allowed: 3 hrs

Max. Marks: 100

Min. Marks: 45

UNIT-1

1. Nature and definition of torts
2. Conditions of liability including *damnum sine injuria* and *injuria sine damnum*
3. General defences in an action of torts
4. Damages in case of personal injury

UNIT – 2

1. Assault; Battery, False imprisonment
2. Defamation: Libel, Slander including defences in an action for defamation
3. Malicious prosecution
4. Vicarious liability: Master-Servant relationship

UNIT-3

1. Negligence including contributory negligence and other defences
2. Remoteness of damages
3. Strict liability: Rule in *Rylands vs. Fletcher*; Principles for the application of the rule and defences.
4. Absolute Liability: Enterprises engaged in hazardous activities.

UNIT -4

1. The Consumer Protection Act, 1986: The aims and objectives
2. The concept of a 'Consumer', 'Consumer Disputes' and 'Consumer Protection Councils'

3. Redressal mechanism: The District Forum, the State Commission, The National Commission
4. Who may institute proceedings; Grievances redressal procedure of Consumer Disputes Redressal Agencies, Powers of CDRFs, Remedies available under the Consumer Protection Act, 1986
5. Distinctive features of J&K Consumer Protection Act 1987.

Suggested readings:

- | | | |
|----|----------------------|---|
| 1. | Rattan LalDhirajLal: | Law of Torts |
| 2. | R.K. Bhangia: | Law of Torts |
| 3. | Salmond: | Law of Torts |
| 4. | Winfield: | Law of Torts |
| 5. | D.N. Saraf: | Law of Consumer Protection in India |
| 6. | Avtar Singh: | Law of Consumer Protection in India |
| 7. | Gurjeet Singh: | The Law of Consumer Protection in
India. |

Note for paper setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions selected one from each unit. Section óII shall contain two questions from each unit (Total eight questions) and the candidate shall be required to answer one question from each unit (Total questions to be attempted from section óII will be four) i.e. there will be internal choice within each unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 103

LAW OF CRIMES – I

Time Allowed: 3 hrs

Max. Marks: 100

Min. Marks: 45

UNIT – I

Concept of Crime; Conditions of Criminal Liability-actusreus, mensrea, exclusion of mensrea, i.e. Strict Liability in Criminal Law.

General Exceptions; Mistake of Fact (Secs. 76 and 79) Necessity (Sec. 81); Unsoundness of mind (Sec. 84); Intoxication (Secs. 85 & 86); Right of Private Defence (Secs. 96-106)

UNIT – II

Joint and constructive liability (Secs. 34 and 149); Abetment (Secs. 107, 08, 108 ó A); Criminal Conspiracy (Secs. 120 ó A); Preparation and Attempts (Sec. 511) Sedition (Sec. 124 óA).

UNIT – III

Culpable homicide and murder (Secs. 299-301); Death by Negligence (Secs. 304 ó A) Hurt (Sec. 319) Grievous hurt (Sec. 320) Kidnapping & Abduction (Sec. 359-362)

UNIT – IV

Theft (Secs. 378); Extortion (Secs. 383); Robbery and Dacoity (Secs.390, 391); Criminal Misappropriation of Property and Criminal Breach of Trust (Secs. 403,405).Cheating (Sec. 415) Criminal Trespass (Sec. 441).

Suggested Readings:

1. K.D. Gour: A Text Book in Criminal Law (Universal)
2. K.D. Gour: Cases and Material on Criminal Law

3. Rattan LalDhirajLal: Commentaries on Indian Penal Code.
4. S.N. Misra: Law of Crimes in India
5. I.L.I. Essays on Indian Penal Code

Note for Paper Setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 104

Contract Law- I

(General Principles of Contract & Specific Relief)

Time Allowed: 3 hrs

Max. Marks: 100

Min. Marks: 45

UNIT – I

Formation of Contract: Proposal or Offer, Acceptance, Consideration, Consent, Capacity (Secs 2-22)

UNIT- II

1. Legality of objects (Secs 23-30)
2. Contingent Contract (Sec 31)
3. Frustration of Contract (Sec 56)
4. Quasi Contract (Secs 68, 69, 70, 71, 72, 168 and 169)

UNIT- III

1. Performance of Contract (Sec, 37,38, 40, 42,43,44,46-50,51-55,60)
2. Discharge of Contract (Sec 39.62,63)
3. Remoteness of Damages (Sec 73)

UNIT-IV Specific Relief Act

1. General outlines of specific relief (Secs 1-4)
2. Specific performance of contracts (Secs 9-25)
3. Rescission of Contracts (Secs 27-30)
4. Declaratory Decree, Injunction including types of injunctions (Secs 34-40)

Suggested Readings:

- | | | |
|----|--------------------|-------------------------------|
| 1. | Anson: | Law of Contract |
| 2. | Polloch and Mulla: | Indian Contract Act |
| 3. | Dr. S.K. Kapoor: | Contract-I |
| 4. | Avtar Singh: | Indian Contract Act |
| 5. | R.K. Bangia: | Principles of Merchantile Law |
| 6. | T.R. Desai: | Law of Contracts |
| 7. | G.P. Singh: | Specific Relief |

Note for paper setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 105

FAMILY LAW-I

Time Allowed: 3 hrs

Max. Marks: 100

Min. Marks: 45

UNIT- I: Sources and schools

1. Sources of Hindu Law:
 - a. Ancient sources: Sruti, Smriti, Digests and Commentaries, Custom
 - b. Modern sources: Equity, Justice and Good Conscience, Precedent and Legislation
2. Schools of Hindu Law
 - a. Mitakshara and Dayabhaga School; Sub-schools of Mitakshara
3. Sources of Muslim Law
 - a. Ancient sources: The Koran, The Sunna (practices of Prophet), Ijma (Consensus of Opinion) and Qiyas (Analogical deduction)
 - b. Modern sources: Equity, Justice and Good Conscience, Precedent and Legislation
4. Schools of Muslim Law
 - a. Sunni School of Muslim Law
 - b. Shia School of Muslim Law

UNIT- II: Marriage

1. Nature and concept of Hindu marriage, Essential conditions of a Hindu marriage; Consequences of violating these conditions; and ceremonies of marriage
2. Void and Voidable marriage under Hindu law
3. Nature and scope of Muslim marriage, Essential conditions of a valid marriage, prohibitions/ disabilities; classification of marriage and effects of valid, irregular and void marriage.
4. Definition, nature and classification of dower, endorsement of dower including widow's right to retention.

UNIT- III: Matrimonial Remedies

1. Non-judicial resolution of marital conflict problem; Unilateral divorce; divorce by mutual consent and other modes of dissolution of marriage under muslim law
2. Judicial resolution of marital conflict problem.
 - a. A general perspective of matrimonial fault theory and the principles of irretrievable breakdown of marriage.
 - b. Restitution of conjugal rights
 - c. Judicial separation
 - d. Grounds for divorce under Hindu Law
 - e. Bar on matrimonial relief under Hindu law
3. Grounds for divorce under Indian Dissolution of Muslim Marriage Act, 1939
4. Establishment, powers and functions of Family courts

UNIT-IV: Alimony and Maintenance

1. Maintenance of neglected wives, divorced wives, minor children, disabled children and parents who are unable to support themselves under the Code of Criminal Procedure, 1973.
2. Alimony and Maintenance: (i) as an independent remedy, a review under different personal laws; (ii) as ancillary relief: Alimony pendente lite and permanent maintenance.
3. Maintenance of divorced Muslim Women under the Muslim Women (Protection of Rights on Divorce Act, 1986: A critical review
4. Uniform Civil Code: Constitutional Mandate: Role of the state and impediments to the formulation of the Uniform Civil Code

Suggested Readings:

- | | | |
|----|-------------|------------------------------|
| 1. | D.F. Mulla: | Principles of Hindu Law |
| 2. | ParasDiwan: | Modern Hindu Law |
| 3. | D.F. Mulla: | Principles of Mohammadan Law |
| 4. | AAA Fyzee: | Outlines of Mohammadan Law |

Note for paper setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 106

**LEGAL METHODS AND CLINICAL
LEGAL EDUCATION-I**

Max. Marks: 100

Min. Marks: 45

Objective:

The objective of this paper is to initiate students into the study of law as well as its practical aspects from the beginning. There shall be no written examination for this paper. The paper shall be taught in the tutorials.

A. Legal Methods (10 Marks)

1. What is law?
2. What are the sources of law
3. Familiarize the students with the law library and with the law reports and journals and statutes.

The teacher concerned shall give one assignment of ten marks to the students which shall be evaluated at the end of the session by the teacher concerned along with one teacher nominated by the Head of the Department.

B. Clinical Legal Education

1. Moot Court (40 Marks):

Two Moot Problems of 20 marks each shall be allotted to the students out of which 10 marks shall be reserved for the submission of Memorials for each moot problem which shall include the facts of the case in brief; legal issues involved in the case; relevant case law and the arguments advanced.

10 marks shall be reserved for presentation of each problem.

2. Court Visit: (20 Marks)

The student shall attend one trial ó Civil/Criminal. They shall maintain a record and enter the various steps such as nature and stage of the case/suit/challan/complaint etc; proceedings on the date of the visit; and Court room atmosphere. The students shall record their observations during their visit to the court. The diary shall be signed by the Advocate/ teacher In charge of the group. The students shall be evaluated for 20 marks for the Court visit and diary submission by the teacher-In charge.

3. Visit to Other Institutions: (10 Marks)

LokAdalat/Jail/Police station/Detention Centre.

The students shall prepare a Report, noting his observations about the institutions visited. The teacher-In charge shall brief the students before the visit. This shall carry 10 marks.

C. VIVA -VOCE (20 Marks)

The Viva-Voce on the aforesaid components shall be held for 20 marks

SEMESTER-II

COURSE: 151

CONSTITUTIONAL LAW OF INDIA-II

Time Allowed: 3 hrs

Max. Marks: 100

Min. Marks: 45

UNIT – I

1. President of India, Council of Ministers and their relationship; and powers of President ó pardoning power and ordinance making power.
2. Governor ó Position and powers including powers of Governor under J & K Constitution.
3. Legislative privileges and the Problem of Codification.

UNIT – II

1. Legislative relations between centre and states (Art. 245-254).
2. Administrative relations ó Art. 256-263
3. Financial Relations. (Art. 268-281)
4. Special Status of J&K ó Art. 370

UNIT – III

1. Emergency provisions ó (Art. 352-360)
 - a. National emergency
 - b. State emergency
 - c. Financial emergency
 - d. Emergency under J&K Constitution (Sec. 92)
2. Amendment of Constitution ó Art 368
3. Permanent Residents of J&K and their rights and privileges (Secs. 6-10 of J&K Constitution)

UNIT – IV

1. Doctrine of Pleasure ó Art. 310, Protection Against arbitrary dismissal ó Art.311 and exceptions.
2. Anti defection Law including position under J & K Constitution.
3. Supreme Court and its original, appellate and advisory jurisdiction; High Court and its Original and Appellate Jurisdiction.

Suggested Readings:

1. V.N. Shuklaø: Constitution of India (Ed. By M.P. Singh)
2. M.P. Jain: Indian Constitutional Law
3. M. Hidayatullah (Ed.): Constitutional Law of India
4. D.D. Basu: Shorter Constitution of India
5. H.M. Seervai: Constitutional Law of India
6. Brij K. Sharma Introduction to the Constitution of India
7. Justice A.S. Anand: The Constitution of J&K and its Development
8. Justice R.P. Sethi: Commentary on the Constitution of J & K

Note for paper setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 152

PUBLIC INTERNATIONAL LAW

Time Allowed: 3 hrs

Max. Marks: 100

Min.Marks: 45

UNIT- I

1. Definition and nature of International Law
2. Sources of International Law
3. Relationship between international Law and Municipal Law
4. Nationality

UNIT – II

1. Recognition of states
2. State territory: Modes of acquiring and losing state territory.
3. Law of Sea: Territorial Water, Contiguous Zone and High Seas, Continental Shelf and Exclusive Economic Zones.

UNIT-III

1. Extradition
2. Intervention
3. Diplomatic Envoys
4. Modes of settlement of disputes (Peaceful and coercive)

UNIT-IV

1. United Nations: Objectives, Principles and Membership.
2. General Assembly: Composition, Functions and Powers; ECOSOC
3. Security Council: Composition, Powers, Functions, Veto and Double Veto Power
4. International Court of Justice; International Criminal Court.(Rome Statute)

Suggested reading:

1. Oppenheim: International law, Vol.I
2. J.G. Starke: Introduction to International Law
3. Grieg: International Law
4. R.C. Hingerani: Modern International Law
5. S.K. Kapoor: International Institutions
6. Bowett: Law of International Institutions
7. S.K. Verma: An introduction to public international law

Note for papers setters:

The question paper shall comprise of two sections: Section-I shall have one compulsory question comprising of four short answer type questions selected one from each Unit. Section-II shall contain two questions from each unit (total eight questions) and the candidate shall be required to answer one question from each unit (total questions to be attempted from Section-II will be four). I.e. there will be internal choice within each unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 153

LAW OF CRIMES – II

(CRIMINAL PROCEDURE CODE)

Time Allowed: 3 hrs.

Max. Marks: 100

Min. Marks: 45

UNIT – I

1. Object and Importance of Criminal Procedure Code, 1973.
2. Definitions, Classification and Jurisdiction of Criminal Courts, Functionaries under the Code.
3. Process to compel appearances, Summons and Warrants of Arrest, (Section 61-81), Proclamation and Attachment.
4. Arrest of Person with or without Warrant. After arrest Procedure and Rights of the Arrested Person.

UNIT – II

1. Information to Police and the Power of Police to Investigate Section (Secs. 154, 155, 161-162,164,165, 173, 175 and 176).
2. Complaint to Magistrate
3. Form of Charges and Joinder of Charges.
4. General Provision as to Inquiry and Trials (Secs. 300-304, 309-311, 313, 318 and 320).

UNIT – III

1. Criminal Trial, Trial before Court of Session section 225 to 237, Trial of Warrant cases by Magistrate Section 238-247, Trial of Summon cases (Section 251-259), Summary Trials (Sections 260-265).
2. Plea Bargaining(Sections 265-A to 265 ó C).
3. Appeal, Reference and Revision (Section 374-381, Sections 395-405).
4. Limitation for taking cognizance of certain offences (Sections 467-473).

UNIT – IV

1. Bail and Bonds (Section 436 ó 446-A).
2. Security for keeping the peace and for good behaviour (Sections 106-118), Maintenance of Public Order and Tranquillity (Sections 129-132), Conditional order for removal of nuisance (Sections 133-137).
3. Urgent cases of Nuisance or Apprehended Danger (Sections 144 to 144 ó A), Disputes as to immovable property (Sections 145-148).
4. Order for Maintenance of Wives, Children and Parents (Sections 125-128).

Suggested Readings:

1. NandLal: Criminal Procedure Code 1973
2. RatanLal Dheeraj Lal: Criminal Procedure Code.
3. R.V. Kelkar: Lectures on Criminal Procedure Code.
4. S.N. Mishra: Criminal Procedure Code.
5. D.D. Basu: Criminal Procedure Code.

Note for paper setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 154

CONTRACT – II

**(PARTNERHSIP ACT, SALE OF GOODS, INDEMNITY, GUARANTEE,
BAILMENT AND AGENCY)**

Time Allowed: 3 hrs

Max Marks: 100

Min. Marks: 45

UNIT – I

1. Indemnity (Secs. 124-125)
2. Guarantee (Secs. 126-147)
3. Bailment (Secs. 148-171, 180)
4. Pledge (Secs. 172-179)

UNIT-II

1. Appointment and Authority of an Agent (Secs. 182-189)
2. Sub-Agent (Secs. 190-195)
3. Ratification and Revocation of an agent authority (Secs. 195-210)
4. Effects of Agency on contracts with third person (Secs. 226-238)

UNIT-III

1. Contract of sale of goods, Definition and Essentials (Secs. 2-10)
2. Conditions and Warranties (Secs. 11-17)
3. Transfer of Property and its title between seller and buyer (Secs. 18-27)
4. Rights of Un-paid seller under Sales of good Act, 1930

UNIT-IV

1. Definition and nature of partnership (Secs. 2-8)
2. Relations of partners to one another including third party (Secs. 9-30)
3. Dissolution of Firm (Secs. 39-55)

4. Registration of Firm (Secs. 56,58,59,60)

Suggested Readings:

1. Pollock and Mulla: Indian Contract Act
2. AvtarSingh : Indian Contract Act
3. R.K. Bangia: Principles of Mecantile Law
4. Mulla, D.F.: Indian Partnership Act
5. Desai T.T.: Law of Contracts and Partners and sale of goods Act, 1930
6. B.K. Bangia: Sale of Goods Act, 1930
7. Avtar Singh: Sale of Good Act
8. Avtar Singh: Indian Parliament Act
9. Dr. S.K. Kapoor, Indian Contract Act

Note for paper setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 155

FAMILY LAW – II

Time Allowed: 3 hrs

Max. Marks: 100

Min. Marks: 45

UNIT-I: Joint Hindu Family

1. Mitakshara joint family: Mitakshara coparcenary, formation and incidents
2. Property under Mitakshara Law: separate property and coparcenary property
3. Dayabhaga coparcenary: Formation and incidents; Property under Dayabhaga law
4. Karta of the Joint family: His position, powers, privileges and obligations.
5. Alienation of property: separate and coparcenary
6. Partition and reunion

UNIT-II: Dispositions under Muslim law

1. Testamentary disposition (Will):
 - a. Definition and basis; capacity of the testator and legatee
 - b. Formalities of a will; subject matter of will
 - c. Restrictions on testamentary power of disposition; interpretation of the will; revocation of the will.
2. Disposition intervivos (Gift):
 - a. Gift (Hiba): Its definition, classification and essentials of a gift
 - b. Who can make a gift, to whom gift can be made, the property which can be subject of gift; delivery of possession, Musha, revocation of gifts.
 - c. Distinction between hiba, ariyat, sadaqa and waqf, hibabiliwad, hiba bi shart~~o~~iwad; gift during death illness (*marzulmaut*).

UNIT-III: Law of Succession and Inheritance among Hindus

1. Succession to the property of a Hindu male dying intestate under the provisions of Hindu Succession Act, 1956
2. Devolution of interest in Mitakshara coparcenary with reference to the provisions of Hindu Succession Act, 1956
3. Succession to the property of a Hindu female dying intestate under the Hindu Succession Act, 1956
4. General rules of succession and disqualifications relating to succession

UNIT-IV: Law of Succession and Inheritance among Muslims

1. General rules of succession and exclusion from succession
2. Classification of heirs under Hanafi and IthnaAsharia schools and their shares and distribution of property
3. Distinction between Sunni and Shia law of inheritance
4. Settlement of spousal property: A need for development under personal laws in India.

Suggested Readings:

1. D.F. Mulla: Principles of Hindu Law
2. ParasDiwan: Modern Hindu Law
3. D.F. Mulla: Principles of Mohammadan Law
4. A.A.A. Fyzee: Outlines of Mohammadan Law
5. T. Mahmood: Muslim Law in India
6. Derret: Hindu Law

Note for paper setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions selected one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be

attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks

COURSE: 156

**LEGAL METHOD AND CLINICAL
LEGAL EDUCATION-II**

Max.Marks:100

Min.Marks:45

Note: This paper of 100 marks shall be divided as follows:

Objective:

The objective of this paper is to familiarize the students with different legal system as well as train students into the practical aspects of law. The paper shall be taught in the tutorials.

A. Legal Methods (10 Marks)

The following systems of law shall be discussed by the teacher in the tutorials.

1. The Indian legal system and its basic characteristics.
2. The Common Law system and its characteristics
3. The Civil Law system and its characteristics.

The teacher concerned shall give one assignment of ten marks to the students which shall be evaluated at the end of the session by the teacher concerned along with one teacher nominated by the Head of the Department.

B. Clinical Legal Education

1. Moot Court (40 Marks):

Two Moot Problems of 20 marks each shall be allotted to the students out of which 10 marks shall be reserved for the submission of Memorials for each moot problem which shall include the facts of the case in brief; legal issues involved in the case; relevant case law and the arguments advanced.

10 marks are reserved for Presentation of each problem.

2. Chamber Visit: (20 Marks)

Each student shall observe at least two interviewing sessions of client counselling at the Lawyer's chamber and record the proceedings in a diary. The student shall further observe the preparation of documents and court papers by the advocate and the procedure for the filing of suits/petitions. This shall be recorded in the diary. The diaries shall be signed by the Advocate concerned/Teacher In charge of the group. The diary shall carry 20 marks.

3. Visit to Other Institutions: (10 Marks)

LokAdalat/Jail/Police station/Detention Centre.

The students shall prepare a Report, noting his observations about the institutions visited. The Teacher-In charge shall brief the students before the visit. This shall carry 10 marks.

C. VIVA -VOCE (20 Marks)

The Viva-Voce on the aforesaid components shall be held for 20 marks

SEMESTER-III

COURSE: 201

PROPERTY LAW

(TRANSFER OF PROPERTY ACT AND EASEMENT)

Time Allowed: 3 hrs

Max. Marks: 100

Min. Marks: 45

UNIT-I

1. Concept and meaning of property; Kinds of property - moveable and immovable property, tangible and intangible property, intellectual property, copy right, patents, design and trademarks
2. Transfer of property by the act of parties (Sections 5 to 21)
3. Doctrine of Election (Section 35);
4. Fraudulent transfer (Section 53)

UNIT-II

1. Sale of immovable property (Sections 54); (Sale, Contract of sale)
2. Rights and Liabilities of Buyer and Seller (Section 55); including Sections 54, 139 and 140 of the Jammu and Kashmir Transfer of Property Act)
3. Mortgages of immovable property; (Sections 58 to 77) Kinds of mortgage,
4. Rights and Liabilities of the mortgagor and the mortgagee

UNIT-III

1. Lease (Sections 105 to 117): Definition, Lease how made, Termination of lease
2. Rights and Liabilities of Lessor and Lessee
3. Marshalling and Contribution (Sections 81 and 82); Redemption (Sections 91 to 96)
4. Charge (Sections 100 to 104)

UNIT-IV

1. Creation of Easements (Sections 4 to 7)
2. Nature and characteristics of Easements
3. Extinction, Suspension and Revival of Easements (Sections 37 to 51)
4. Licences (Sections 52 to 64)

Suggested Readings:

1. D.F. Mulla: Transfer of Property Act
2. S.N. Shukla: Transfer of Property Act
3. S.M Shah: Transfer of Property Act
4. Tripathi: Indian Easement Act
5. J.D. Jain: Indian Easement Act

Note for Paper Setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 202

Civil Procedure Code and Limitation Act

Time Allowed: 3 hrs

Max. Marks: 100

Min. Marks: 45

UNIT – I

1. Historical perspective and Introduction to Civil Procedure Code.
2. Institution of Suit ó (Sec 26. Order IV).
3. (a) Complaint (order VII) (b) written statement , set off and counter claim (order VIII)
4. Place of suing (Sec 15 to Sec 25).
5. Settlement of issues and determination of suit on issues of law or on issues agreed upon (Order XIV).
6. (a) Issue and service of summons (Sec 27 to Sec 30 Order V)
(b) Disposal of suit on first hearing (order XV)

UNIT – II

1. Definitions: Decree, Order, Judgement and Mesne Profit.
2. Res-sub- Judice and Res-Judicata - (Sec 9 to Sec 11).
3. Costs, (Sec 35, 35 ó A & 35 ó B).
4. (a) Arrest and attachment before Judgment (Order XXXVIII).
Temporary Injunction (Order XXXIX)
5. Concept and general principles of execution Sec 38 to Sec 46.
6. Questions to be determined by the court executing decree (Sec 47).

UNIT – III

1. (a) Notice (Sec 79, Sec 80). (b) Power of Court to issue commission (Sec 75 to Sec 78)
2. (a) Appeal from original decree Sec 96, 99. (b) Appeal from Appellate decrees, Sec 99 ó A, Sec 100 to Sec 103. (c) Appeal from orders and when appeal lies to the Supreme Court Sec 104- Sec 106 and Sec 109
3. Reference (Sec 113), Review ó (Sec 114) and Revision ó (Sec 115)

4. Inherent Jurisdiction of Court ó (Sec 151).

UNIT – IV

Introduction and Historical background of the limitation Act; Bar of Limitation (Sec 3-11) Computation of period of limitation; (Sec 12 to Sec 24)

Suggested readings:

1. D.F. Mulla: Civil Procedure Code
2. D.F. Mulla: Key to Civil Practice
3. C.K. Takwani: Civil Procedure Code
4. R.d.Dayal: Limitation Act
5. M.P. Tandon: Civil Procedure Code
6. J.D. Jain: Indian Limitation Act

Note for paper setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 203

LABOUR AND INDUSTRIAL LAW-I

Time Allowed: 3 hrs

Max. Marks: 100

Min. Marks: 45

UNIT: 1

1. Trade Union: Definition, Role, Utility and Development in India
2. Registration of Trade Union, Remedies in case of non-registration and cancellation of registration.
3. Privileges and Immunities of Registered trade union.

UNIT: 2

1. Concept of Industry, Industrial dispute and workman
2. Concept of lay-off, retrenchment, procedure and compensation for lay-off and retrenchment.
3. Strike and lock-out.

UNIT: 3

1. Concept, Importance and Pre-requisites of collective bargaining.
2. Mechanism to administer collective bargaining (Negotiation, Mediation, Voluntary Arbitration and compulsory arbitration)
3. Power of government to refer industrial disputes for adjudication:
 - (a) Adjudicatory machinery
 - (b) Award and its binding nature
 - (c) Judicial review of awards
4. Prenatal (permission) and postnatal (approach) control during pendency of proceeding (sec 33 of Industrial Dispute Act, 1947)

UNIT-4

1. Concept, Nature and Scope of standing orders under Industrial Employment Standing Order Act. 1946
2. Formulation and certification of standing order, Remedies in case of non-certification.
3. Modification and legal status of standing order.
4. Meaning of Mis-conduct, Fairness in disciplinary process, Powers of the Labour Court and Industrial tribunal in awarding punishment in case of mis-conduct.

Suggested Readings:

1. O.P. Malhotra: Law of Industrial Disputes
2. Indian Law Institute: Labour Law and Labour Relations
3. K.D. Srivastava: Commentary of Industrial Employment
Standing order Act, 1946
4. S.C. Shrivastava: Industrial relation and Labour law

Note for paper setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 204

JURISPRUDENCE

Time Allowed: 3 hrs.

Max. Marks: 100

Min. Marks: 45

UNIT-I

1. Definition, Nature and scope of Jurisprudence
2. Analytical school of Law and its criticism.
3. Historical school of Law and its criticism.
4. Sociological school of Law, with special reference to the contribution of Roscoe Pound, Ihering and Ehrlich.

UNIT-II

1. Pure theory of Law, with special reference to the contribution of Kelson and Hart.
2. Natural Law School, Ancient, Medieval, Renaissance and Modern theories.
3. Administration of Justice; Advantages and Disadvantages of Administration of Justice; Division of Administration of Justice.
4. Theories of Punishment.

UNIT-III

1. Sources of Law: Legal, Historical and Material Sources.
2. Custom; Early importance of Customary Law; Requirements of a Valid Custom, kinds of Custom.
3. Precedent: Authority of Precedent, ratio decidendi and obiter dicta, circumstances destroying or weakening the binding force of Precedent.
4. Legislation: Supreme and Subordinate legislation, Delegated legislation.
5. Rights and Duties: Theories of Right; Elements of a legal right; Classification of rights.

UNIT-IV

1. Person: The nature of personality, Natural Persons; Status of Dead Persons, Unborn Child, and Animals; Corporation as a legal person, Evolution of corporate personality in England and India.
2. Possession: Concept of Possession, Rights of Possessor and kinds of Possession.
3. Ownership: Definition of Ownership, Rights of ownership, Classification of ownership and Modes of Acquiring Ownership.

Suggested Readings:

1. Paton G.W.: Jurisprudence (9th Edition)
2. Lloyd.: Introduction to Jurisprudence (6th edition)
3. Friedmann: Legal Theory
4. Salmond: Jurisprudence
5. Dias: Jurisprudence
6. S.N. Dhyani: Fundamentals of Jurisprudence

Note for paper setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 205

HUMAN RIGHTS LAW

Time Allowed: 3 hrs.

Max. Marks: 100

Min. Marks: 45

UNIT-I

1. Ancient Indian Perspective
2. League of Nations and Human Rights
3. UN Charter and Human Rights
4. The Universal Declaration of Human Rights and its Legal Significance

UNIT-II

1. International Covenant on Economic, Social and Cultural Rights, 1966
2. International Covenant on Civil and Political Rights, 1966
3. Optional Protocol-I to ICCPR (Right of an individual to approach Human Rights Committee); Optional Protocol-II (Abolition of Death Penalty)
4. The African System: The African Charter on Human and People's rights, 1981: State Obligations and Measures of Implementation: i) State Obligations, ii) The African Commission on Human and People's Rights

UNIT-III

1. The European System: The European Convention for the Protection of Human Rights and Fundamental Freedoms, 1950: Rights guaranteed;
2. Enforcement mechanism: i) The Committee of Ministers; ii) The European Court of Human Rights
3. The Inter-American System: The American Convention on Human Rights, 1969: The Rights guaranteed;
4. The Convention Organs: i) The Inter-American Commission on Human Rights, ii) The Inter-American Court of Human Rights

UNIT-IV

1. Human Rights in India: Constitutional guarantees of Fundamental Rights
2. The Protection of Human Rights Act, 1993 and functioning of the Human Rights Commission of India
3. Judicial activism and protection of Human Rights in India
4. Role of Non-Governmental Organizations in the promotion and protection of Human Rights

Suggested Readings:

1. Rama Jois: Human Rights in Ancient India
2. U. Baxi: The Right to be Human
3. F. Kazmi: Human Rights
4. J. Sawrup: Human Rights and Fundamental Freedoms
5. Nagendra Singh: Human Rights and International Cooperation
6. S.C. Khare: Human Rights and United Nations
7. A.B. Kailash: Human Rights in International Law
8. I. Meron(Ed): Human Rights in International Law
9. A.B. Robertson (Ed): Human Rights in National and International Law
10. E. Lauterpacht: International Law and Human Rights
11. Sohan Levis and Buergnthal: International Protection of Human Rights
13. Ian Brownlie and Guy S. Goodwin-Gill: Basic Documents on Human Rights

Note for Paper Setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 206

**PROFESSIONAL ETHICS AND PROFESSIONAL
ACCOUNTING SYSTEM**

Time Allowed: 3 hrs.

Max. Marks: 100

(Written: 80; Viva-voce: 20)

Min. Marks: 45

The courses shall be taught through class room instructions and simulation exercises. Written Examination shall carry 80 Marks whereas Viva-Voce shall carry 20 marks.

UNIT – I

- a) History of Legal Profession in India, Nature of Legal Profession, Advocates Act 1961.
- b) Bar Council of India ó Constitution and functions
- c) State Bar Council ó Constitution, functions and position in J&K
- d) Advocates ó Enrolment, qualifications and disqualification, classification of Advocates.

UNIT – II

- a) Committees of Bar Council of India and State Bar Council.
- b) Disciplinary Committees of Bar Council of India and State Bar Council ó Constitution, Powers and functions.
- c) Rules of Professional Conduct: A study of code of Ethics of the Bar Council of India

UNIT – III

- a) Contempt of Courts Act: Nature and Scope.
- b) Civil and Criminal Contempt
- c) Legal Profession and Contempt of Court
- d) Freedom of speech and expression vis-à-vis contempt of court
- e) Procedure including defences and punishment for contempt.

UNIT – IV

A Detailed Study of following cases:

1. In re, Vinay Chandra Mishra AIR 1995 SC 2348
2. Supreme Court Bar Association v. Union of India AIR 1998 SC 1875
3. In re, Ajay Kumar Pandey, AIR 1997 SC 260
4. In re, Arundhati Roy, AIR 2002 SC 1375
5. Delhi Judicial Service Association v. State of Gujrat, AIR 1991 SC 2176
6. E.M.S. NamboodariPad v. T. NarayanaNambias, AIR 1970 SC 2015
7. P.N. Duda v. P. Shiv Shanker, AIR 1988 SC 1208
8. M. VeerabhadhraRao v. Tek Chand, AIR 1985 SC 28
9. Shambhu Ram Yadav v. Hanuman Das Khattry, AIR 2001 SC 2508
10. Perspective publication (P) Ltd. V. Sate of Maharashtra AIR 1971 SC 221

Note for Paper Setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

SEMESTER-IV

COURSE: 251

ENVIRONMENTAL LAW

Time Allowed: 3 hrs

Max. Marks: 100

Min. Marks: 45

UNIT: I

1. Environmental Protection: Issues and Problems
2. Key International Efforts for Environmental Protection with special reference to the following:
 - (a) Stockholm and Rio Declaration
 - (b) Agenda 21
 - (c) Sustainable Development: Salient Features
 - (d) Convention on Biological Diversity, 1992
 - (e) UN Framework Convention on Climate Change, 1992
 - (f) Kyoto Protocol, 1997
 - (g) Post ó Kyoto Developments.

UNIT: II

1. Indian Constitution and Environmental Protection
2. Judicial Response towards Environmental Protection
3. Environmental (Protection) Act, 1986: Salient Features
4. Hazardous Wastes (Management , Handling &Transboundary) Rules, 2008
5. Public Liability Insurance Act, 1991

UNIT: III

1. Water (Prevention and Control of Pollution) Act, 1974 (Relevant Provisions)
2. Air (Prevention and Control of Pollution) Act, 1981 (Relevant Provisions)
3. Noise Pollution (Regulation and Control) Rules, 2000
4. Public Nuisance and Environment
5. Environment Impact Assessment: Concept and EIA Notification, 2006

6. Corporate Responsibility in Environmental Matters.

UNIT: IV

1. Forest Conservation Act, 1986
2. Biological Diversity Act, 2002
3. National Green Tribunal, Act, 2010

(Note: only relevant provision of the above Acts)

Suggested Readings:

1. S. Diwan and A. Roscencranj: Environmental Law and Policy in India, Oxford Pub.
2. P. Leelakrishan: Environmental Law in India, Butterworths Kladhira (2008)
3. P.S. Jaswal: Environmental Law (Pioneer Publications)
4. S. Lal: Commentaries on Water, Air and Environmental Pollution
5. D.S. Senegar: Environmental Law, Transnational Pub.

Note for paper setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks

COURSE: 252

COMPANY LAW

Time Allowed: 3 hrs.

Max. Marks: 100

Min. Marks: 45

(Note: As per Companies Act, 2013)

UNIT: I

1. Incorporation of Company: Definition, Characteristics, Lifting of Corporate Veil, Types of Companies, Formation and Incorporation of Company: Various stages.
2. Memorandum of Association, Articles of Association and their alteration.
3. Prospectus: Contents, Abridged Prospectus, Deemed Prospectus, Shelf Prospectus, Statement in lieu of Prospectus.
4. Doctrine of Ultra Vires, Constructive Notice and Indoor Management

UNIT: II

1. Share Capital: Types of shares, Issues and allotment of Shares, Share certificate and Share warrant, Debt Capital: Debenture, Types and Characteristics, Charge: Fixed and Floating.
2. Calls on shares, Forfeiture and surrender of shares, Transfer and transmission of shares, Dividend

UNIT: III

1. Directors: Appointment, Disqualification and Vacation & Removal, Powers and Legal position.
2. Meetings: Meeting of Board of Directors, Meeting of shareholders,
3. Requisition of valid meetings
4. Majority Powers and Minority Rights, Prevention of Oppression and Mismanagement.
5. Winding up: Meaning and Methods

UNIT: IV

1. SEBI Act, 1992

2. Limited Liability Partnership: Overview
3. Depository System

Suggested Readings:

1. Avtar Singh: Company Law, Easter Book Company, Lucknow
2. N.K. Jain: Company Law: Law and Practice
3. N.D. Kapoor: Elements of Company Law,
4. M.C. Kuchhal: Company Law
5. P.C. Tulsian: Business and Corporate Laws.
6. V.S. Date: Students Guide to Corporate Laws and Secretarial Practice.
7. BharatsøCompanies Act
8. Bare Act of SEBI
9. Companies Act with SEBI Guidelines
10. Ashok K. Bagrial: Company Law

Note for paper setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 253

LABOUR AND INDUSTRIAL LAWS-- II

Time Allowed: 3 hrs.

Max. Marks: 100

Min. Marks: 45

UNIT: I

1. Concept of Social Security: Origin and Development in India
2. Committees, Corporation, Standing Committee and Medical Benefit council under the Employees State Insurance, Act, 1948
3. Benefits under the employees state insurance Act, 1948
4. Claims and adjudication of disputes under the Employees State Insurance Act, 1948
5. Unorganized Labour Social Security Act, 2008

UNIT: II

1. Obligation of employer under the Factories Act, 1948: Health, Welfare, Safety of workmen.
2. Hazardous process: Employment of young persons, working hours for adults and annual leave with wages under the Factories Act, 1948
3. Protection of weaker section of labour under the Interstate Migrant Workman (regulation of employment and condition of service Act, 1979)

UNIT: III

1. Concept of wages (minimum wage, fair wage and living wage)
2. Fixation of minimum rate of wages under the minimum wages Act, 1948
3. Liability to pay the wages, period for payment of wages and permissible deductions under the payment of wages Act, 1936.
4. Claim and adjudication under the payment of wages Act, 1936

UNIT: IV

1. Concept and scope of compensation to industrial workers
2. Concept of employer, workman, dependent, disablement
3. Employers liability to pay compensation, Amount of compensation, Notice and claim
4. Settlement of disputes under the workmen compensation Act, 1923

Suggested Readings:

1. S.N. Mishra: Labour and Industrial Laws
2. S.K. Mishra: Labour and Industrial Law of India
3. Meenu Paul: Industrial and Labour Law
4. Indian Law Institute: Labour Law and Labour relation, 1947
5. Interstate migrant workmen: Regulation of employment and condition of service Act, 1979

Note for Paper Setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 254

LAW OF EVIDENCE

Time Allowed: 3 hrs

Max. Marks: 100

Min. Marks: 45

UNIT: I Definition and Relevancy of Facts

1. Definitional Aspects: Section 3 and 4
2. Relevancy of facts forming parts of the same Transaction- section 6
3. Relevance of Occasion, Motive etc. - Section 7 and 8
4. Relevance of Introductory and Explanatory facts ó Section 9
5. Things done by Conspirator in reference to Common Design ó Section 10

UNIT II: Admissions and Confession and statement by persons who cannot be called as witnesses

1. Persons qualified to make admissions (Sections 17-20)
2. Proof of Admission against the persons making them (Sections 21).
3. Relevancy and Admissibility of Confession--- (sections 24, 28, 29).
4. Confession to Policeô (Section 25-26).
5. Information leading to discovery of Factô (section 27)
6. Consideration of Proved Confession against Co-accusedô (section 30)
7. Statement by persons who cannot be called as witnessesô
Dying Declaration-Section 32 (i); Section 32 (ii); and Section 33.

UNIT: III Documentary Evidence, Burden of proof and presumptions

1. Primary and Secondary Evidenceô sections 61-66
2. Proving the Genuineness of Documentsô sections 67-73
3. Burden of proof and presumptionsô Sections 101-105; Sections 112, 113-A, 113-B
and 114-A
4. Estoppel -- Section 115

UNIT: IV Examination of Witnesses

1. Competency and Examination of Witnessesô Sections 118-120
2. Testimony of Accompliceô Section 133 and Section 114 (b)

3. Examination of witnesses with special reference to the following:
 - a. Types of Examinations (Sections 135-138)
 - b. Leading Questions (Sections 141-143)
 - c. Cross-Examination As to Previous Statement (Section 145)
 - d. Questions Lawful in Cross Examination (Section 146)
 - e. Hostile Witness (Section 154)
 - f. Impeaching Credit of Witness (Section 155)
 - g. Corroboration of Former Statement (Section 157)
 - h. Refreshing Memory (Sections 159-161)
 - i. Production of Documents (Sections 162-164)

Suggested Readings

- | | | |
|----|---------------------------|--|
| 1. | Munir: | Law of Evidence |
| 2. | Rattan Lal and DhirajLal: | Law of Evidence |
| 3 | Field: | Law of Evidence |
| 4. | JogaRao: | Cases and Materials on the Law of Evidence |
| 5. | VepaSarathi: | Law of Evidence |
| 6. | BatukLal: | Law of Evidence |

Note for Paper Setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 255
Time Allowed: 3 hrs

CRIMINOLOGY AND PENOLOGY
Max. Marks: 100
Min. Marks: 45

UNIT – I

1. Criminology: Definition, Nature and Scope;
2. Concept of crime,
3. Classification of Crime; Organized Crimes, Socio-economic crimes, White Collar Crimes

UNIT – II: Schools of Criminological Thought

1. Pre-classical and classical
2. Positive school
3. Socialist School
4. Sociological School
5. Multifactor School

UNIT – III

1. Penology: Meaning, Nature and Scope
2. Theories of Punishment
3. Modes of Punishment including capital punishment
4. Prison system in India and Types of Prisons
5. Probation and Parole

UNIT – IV

1. Victimology: Meaning, Nature & Scope
2. Problems of victims and victim compensation Laws in India.
3. Police system in India and necessary reforms.
4. Liability of Police for custodial violence.

Books Recommended:

- | | |
|------------------------|--|
| 1. Barner&Tectors: | New Horizons of Criminology |
| 2. Sutherland &Cressy: | Principles of Criminology |
| 3. Ahmad Siddiqie: | Criminology and Penology |
| 4. N.V. Paranjape: | Criminology and Penology |
| 5. Rajendra K. Sharma: | Criminology and Penology |
| 6. VidyaBhushan: | Prison System in India |
| 7. P.D. Sharma: | Police and Criminal Administration in India. |

8. J.C. Carry: Indian Police
9. S.P. Singh Makkar & Paul C. Friday: Global Perspectives in Victimology

Note for Paper Setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 256

Time Allowed: 3 hrs

Written Exam: 80marks

Drafting, Pleadings and Conveyancing

Max. Marks: 100

Viva-voce: 20 marks

Min.Marks: 45

UNIT – I

The Objectives and general rules of pleadings order VI, VII and VIII of C.P.C.

Different forms of Suits:

Inter-pleader suit, Suit for dissolution of partnership, Suit for malicious prosecution, Suit for breach of agreement to purchase land, Suit for setting aside property procured by fraud, suit for dissolution of interlocutory application:- Misjoinder and Non-joinder, O1, R 9, 10, 13. Application for Temporary Injunction Order 3 Rule 2, Order 1 Rule 9,10,13. Application for temporary injunction order 39 rule 2.

UNIT – II

Petitions: Different forms of petitions - Execution petition, Petitions under Sections 9 and 13 of Hindu Marriage Act, Petition for dissolution of Muslim Marriage under Dissolution of Muslim Marriage Act, Petition under Articles 226, 32 of the Constitution.

Criminal Complaint, Criminal miscellaneous petitions, Bail Application, Memorandum of Appeals and Sessions.

Notices: Notice to quit by landlord to tenant, notice under section 80 of C.P.C.

UNIT – III

Conveyancing: Introduction, Component parts of a deed, Attendant requirement of execution, Description of property how to be made. Definition, alteration and registration of Sale.Sale deed.

Mortgage Deed: Form of simple mortgage and usufructuary mortgage.

UNIT – IV

Definition of Lease, Attestation and registration of lease deed, lease of a house for a term exceeding one year, rents being payable every month, surrender of a lease by deed.

Gifts how made, execution and attestation. Deed of a gift property.

Power of attorney, registration, stamp duty. Common opening forms for a power of attorney, power of attorney to a lawyer, power of attorney to two or more persons.

BONDS: Definition, execution, attestation, registration, simple money bond, money bond with sureties, securities bond pledging property.

The course will be taught through class instruction and simulation exercises. The question paper shall consist of 80 marks. 20 marks are for viva-voce examination.

Note for paper setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

SEMESTER-V

COURSE: 301

TAXATION LAWS

Time Allowed: 3 hrs

Max. Marks: 100

Min. Marks: 45

UNIT – I

Income Tax Act 1961

Income Tax Act 1961. Definition and basis of charge (Sec 2-9). Incomes which do not form part of total income. Sec 10 (1), 10 (2), 10(2a), 10(5), 10(10), 10(11), 10(12), 10(2o), 10 (21) and sec 11-13.

General concept of deductions under Section 80 (C).

General Concept of TDS (Tax Deduction at Source) and Advance Payment of Tax u/s 190.

UNIT – II

Salary (15-17)

Income from house property (Sec 22-24), Profit and Gains from business and profession (Sec 28-32, 36-37),

Capital Gains (Sec 45, 47, 48, 50, 51, 54)

Income from other sources (56-59).

UNIT – III

Set off and Carry Forward of Losses (70-72); Double Taxation Relief (90, 91).

Income Tax Authorities (Sec 116-120), Section 124, Section 131, 132. Returns and Procedure for assessment (Sec 139, 140 A, 142, 143, 144, 147) Appeal and Revision, Penalties and Prosecution (Sec 271-80)

UNIT – IV

Introduction to VAT its advantages and disadvantages, its applicability in J&K,

J&K VAT Act, 2005

Relevant definitions under Sec 2(V), Assesse, Casual Trader 2(IX), Dealer 2(XI). The Incidence and Levy of Tax u/s 12, Output and Input Tax u/s 18-19, Turnover Tax (TOT) u/s 25), Debit and Credit Notes u/s 26, VAT Returns Sec. 31-32 and VAT Audit Report u/s 60.

Suggested Readings:

- | | | |
|----|----------------------|------------------------------|
| 1. | N.A. Palkiwala: | Income Tax |
| 2. | K. Ravi: | Law of Income Tax |
| 3. | A.N. Aiyar: | Indian Tax laws |
| 4. | S.D. Singh: | Law of Central Sales Tax Act |
| 5. | Chaturvedi& Kothari: | Central Sales Tax Act |

Note for Paper Setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions. All questions shall carry equal marks.

COURSE: 302

ADMINISTRATIVE LAW

Time Allowed: 3 hrs

Max. Marks: 100

Min. Marks: 45

UNIT – I

1. Definition, nature and scope
2. Rule of Law
3. Separation of Powers
4. Principles of Natural Justice: Rule against bias; Right of fair hearing.
5. Exclusion of principles of Natural Justice.

UNIT – II

1. Delegated Legislation- Meaning, Nature and Scope.
2. Judicial control of Delegated Legislation- Substantive and Procedural.
3. Legislative control of Delegated Legislation.

UNIT – III

1. Administrative discretion ó meaning, nature and scope
2. Constitutional control of Administrative Discretion.
3. Judicial control of Administrative Discretion
4. Ombudsman

UNIT – IV

1. Torts Liability of the State
2. Contractual Liability of the State.
3. Tribunalization; Meaning and Concept.
4. Constitution and function of Central Administrative Tribunal, State Administrative Tribunal.

Suggested Readings:

1. M.P. Jain and S.N. Jain: Principle of Administrative Law
2. S.P. Sathe: Administrative Law
3. I.P. Massey: Administrative Law
4. D.D. Basu: Comparative Adm. Law
5. S.A. de Smith: Judicial Review of Administrative Action.
6. K.C. Davis: Administrative Law Text.

Note for Paper Setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions . All questions shall carry equal marks.

COURSE: 303

LOCAL LAWS

Time Allowed: 3hrs

Max. Marks: 100

Min. Marks: 45

UNIT – I J&K Homes and Shops Rent Control Act, 1966

1. History, object and scope of the Rent Control Legislation in J&K.
2. Definition: Section 2
3. Provisions relating to Rent (Section 1-10)
4. Suit and Proceedings for eviction (Sec. 11-13)

UNIT – II J&K Homes and Shops Rent Control Act, 1966

1. Deposit of Rent (Sec. 14-16)
2. Position and appointment of Controller (Sec. 17-20)
3. Appeal, Review and Revision (sec. 21)
4. Obligations of landlord under the Rent Control Act (Sec. 27-28)
5. Cutting off or Withholding essential service or supply (Sec. 29)

UNIT – III The Jammu and Kashmir Land Revenue Act, 1939 (1996, Samvat)

1. Definitions (Sec. 2)
2. Revenue Officers ó Classes, Appointment and Powers (Sec. 5-19A)
3. Record of Right and Annual Record (Sec. 21-34)
4. Right of Government in Mines and Minerals (Secs 35-40)
5. Collection of arrears of Land revenue (Secs. 60-89)
 1. Partition including partition of Shamlat lands (Sec. 104-119)

UNIT – IV

The Jammu and Kashmir Agrarian Reforms Act, 1976

1. Salient features.
2. Restrictions on right in land (Sec 4-17)
3. Jurisdiction and Procedure (Sec. 18-25)
4. Supplemental Provisions, penalties and miscellaneous provisions (Secs 26-43)

The State Land Acquisition Act, 1990 (Samvat, 1934 AD);

1. Collector: Definition and powers
2. Declaration of Intended Acquisition, Procedure of acquisition

Books Recommended:

1. J&K Houses and Shops Rent Control Act, 1966
2. J&K Land Revenue Act, 1996
3. J&K Agrarian Reforms Act, 1976
4. Commentary on J&K Houses and Shops Rent Control Act, 1966ô N.K. Ganjoo
5. G.Q. Waru-- Commentary on Revenue Law.

Note for Paper Setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 304

INSURANCE LAW

Time Allowed: 3 hrs.

Max. Marks: 100

Min. Marks: 45

UNIT – I

General Principles of Law of Insurance, Definition, nature and history of insurance, contract of insurance, insurable interest, Premium, policies, classification, form and contents. Commencement, assignment and construction.

UNIT – II

LIC Act 1956. Life Insurance Corporation role and functions. Object, nature and scope of Life Insurance. Kinds of Life insurance. Policy and formation of Life Insurance Contract. Events insured against Life Insurance Contract. Circumstances affecting the risk. Amount recoverable under life policy. Persons entitled to payment from settlement of claim.

UNIT - III

Insurance under MV Act. 1988, Necessity of insurance against 3rd party risk. Requirements of policies and limits of liability. Validity of policies of reciprocating countries; Rights of 3rd parties against assurance as to insured. Settlement between insurance and insured person. Effects of death on certain causes of action. Claims tribunal, Procedure and powers of Tribunal appeal.

UNIT – IV

Insurance Regulation & Development Act, 1999, Salient features, Duties, Powers, Functions and Constitution of IRDA. Public Liability Insurance Act, 1991. Sec. 2-21

Suggested Readings:

1. M.N. Srinivasan: Law and the Life Insurance Contract
2. B.N. Banerjee: The Law of Insurance
3. BhattacharyaJee: The Life Insurance Corporation Act

Note for Paper Setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 305

CYBER LAW

Time Allowed: 3 hrs

Max. Marks: 100

Min. Marks: 45

UNIT: I

1. Information Technology Act, 2000: Background and Objectives of the Act
2. Cryptography, Private and Public Key
3. Electronic and Digital Signatures and their Legal significance
4. Certifying Authority, Controller of Certifying Authority

UNIT: II

1. Cyber Appellate Tribunal, Power and Functions of Cyber Appellate Tribunal.
2. Offences under the Act.
3. Penalties under the Act.
4. Computer Crimes: Hacking, Cyber Squatting, Spreading Viruses.

UNIT: III

1. E-commerce: Advantages, Disadvantages, Modes, Taxation Difficulties.
2. Online contracts: Formation and Validity.
3. Online Payment methods.
4. Copyright work in Digital medium.

UNIT: IV

1. Freedom of Speech and Expression on Internet and Authority of Government.
2. Surveillance and Pre-censorship.
3. Privacy of Online data and Information
4. Data Protection in India and comparison with EU and US.
5. Jurisdictional issues in cyber space.

Suggested Readings:

1. P.K. Sinha; Computer Fundamental
2. Alex Leon: Fundamental of Information Technology
3. NandanKamath: Law relating to Computer, Internet and E-commerce
4. Rodney Ryder: Cyber Laws

Note for Paper Setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks

COURSE: 306

ALTERNATE DISPUTE RESOLUTION

Time Allowed: 3 hrs

Max. Marks: 80

Viva-voce: 20

The course shall be taught through class instruction and simulation exercises. There shall be 80 marks for written examination and 20 marks for viva-voce examination.

UNIT – I

1. Development of the concept of Arbitration
2. Nature and Scope of Arbitration and Conciliation Act, 1996.
3. Arbitration Agreement, Interim measures by Court.

UNIT – II

1. Arbitrators ó appointment and removal
2. Powers and duties of an Arbitrator.
3. Conciliators ó appointment and removal
4. Powers & Duties of conciliators.
5. Negotiation and Mediation as Alternative Dispute Resolution mechanism.

UNIT – III

1. Arbitral Tribunal, composition
2. Jurisdiction, Conduct of Arbitral Proceedings, Termination of Arbitral Proceedings.
3. International and Commercial Arbitration
 - Power of Judicial authority to refer parties to arbitration.
 - Foreign Awards; conditions and enforcement of foreign awards.

UNIT – IV

1. Making of Arbitral Award.
2. Setting aside of Arbitral Awards, finality and enforcement of Arbitral Awards.

3. Appeals.
4. LokAdalat, constitution, jurisdiction and functions.

Statutory Material:

- Arbitration and Conciliation Act, 1996
- Legal Services Authority Act, 1987

Suggested Readings:

1. Rao, P.C., & Sheffield William-- Alternative Dispute Resolution ó What it is and how it.
2. Sujan, M.A.-- Law relating to Arbitration and Conciliation.
3. Tewari, O.P.-- The Arbitration and Conciliation Act.
4. Deshta Sunil-- LokAdalat in India, Deep and Deep Publication, New Delhi.
5. Avtar Singh-- Arbitration and Conciliation Act.

Note for Paper Setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

SEMESTER-VI

COURSE: 351

Humanitarian and Refugee Law

Time Allowed: 3 hrs

Max. Marks: 100

Min. Marks: 45

UNIT-I

1. Definition, content and application of International Humanitarian Law
2. International Humanitarian Law and Human Rights Law
3. Protection of wounded and sick in Armed Forces in the Field and at Sea
4. Protection of the Prisoners of War
5. Protection of Civilian Population

UNIT-II

1. Protection of Women and Children
2. Protection of medical personnel, hospitals, ambulances, etc., and cultural property.
3. Limitations on the means and methods of warfare
4. Implementation of International Humanitarian Law: Basic Issues
5. International Criminal Court; International ad hoc Criminal Tribunals

UNIT-III

1. Historical; Development of law for the protection of refugees; Definition of refugee, regional efforts (OAU, Cartagena, Manila Principles),
2. Legal framework: Convention Relating to the Status of Refugees, 1951 and Protocol of 1967
3. Rights of refugees including principle of non-refoulement
4. Assessment in Refugee Status Determination; UNHCR's procedure for the determination of refugee status in India; Loss and denial of refugee status
5. Asylum

UNIT-IV

1. Substantive rights of refugees under 1951 Refugee Convention: i) Non-discrimination, ii) Right to fair trial, iii) Employment, iv) Housing and property, v) Education, vi) Freedom of movement, vii) Family reunification

2. United Nations High Commissioner for Refugees (UNHCR): appointment, powers and functions with respect to the protection of refugees/IDPs
3. Legal protection of Internally Displaced Persons and Stateless persons
4. Standards of treatment: Women and Children Refugees
5. Durable solutions to refugee problem

Suggested Readings:

1. Prof. B.S. Chimini: International Refugee Law
2. V.S. Mani: Handbook of International Humanitarian Law in South Asia
3. Ian Brownlie: Basic Document in International Law
4. Council of Europe: Human Rights in International Law

Note for Paper Setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 352

WOMEN AND LAW

Time Allowed: 3 Hhrs

Max. Marks: 100

Min. Marks: 45

UNIT: I

1. Status of Women in ancient India
2. Status of Women in Pre-independence India
 - (a) Social reforms movement in India
 - (b) Nationalist movement
3. Status of Women in Post-Independence India
Gender equality & protection under the Constitution of India

UNIT: II

1. Inheritance rights of Hindu women under Hindu Succession Act 1956 as amended in 2005
2. Inheritance rights of Muslim women under Muslim law.
3. Inheritance rights of Christian women under Christian law
4. Inheritance rights of Parsi women under Parsi law

UNIT: III WOMEN AND MATRIMONIAL LAWS—COMPARATIVE STUDY

1. Marriage
2. Divorce
3. Maintenance

UNIT: IV

(A) LAWS RELATING TO CRIME AGAINST WOMEN

1. Dowry Prohibition Act, 1961
2. Domestic Violence Act, 2005
3. Sexual Harassment at Workplace
4. Female foeticide: The Pre-conception & Pre-natal Diagnostic Technique (Prohibition of Sex Selection Act), 1994

(B) Matrimonial property Regime in India

Suggested Readings:

1. MamataRao: Law relating to women and children
2. Anjani Kant: Women and law
3. S.C. Tripathi&VibhaArora: Law relating to women and children
4. ParasDiwan: Family law
5. AAA Faize: Outlines of Mohammadan Law
6. MPS Jain: Indian Constitutional Law
7. Hingorani: Gandhi to women
8. Flavia Agnes: Women and Law in India
9. ParasDiwan: Law of Marriage and Divorce in India

Note for Paper Setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 353

Interpretations of Statutes

Time Allowed: 3hrs

Max. Marks: 100

Min. Marks: 45

UNIT – I

Meaning and object of interpretation; interpretation and construction; some basic principles of interpretation; statute to be read as a whole; statute be construed to make it effective and workable; inconsistency to be avoided, Harmonious construction
Rules of Interpretation: literal rule, golden rule and mischief rule.

UNIT – II

Rules relating to construction of certain words: nosciturAsociies; ejusdem generis; ReddendoSingulaSingulis; ExpressioUniusestexclucioalterius.

Non-obstante clause; Mandatory and directory provisions;

Commencement, expiry and repeal of statutes.

UNIT – III

Internal aids to construction.

External aids to construction.

UNIT – IV

Construction of Penal Statutes.

Mensrea in statutory offences.

Strict construction of taxing statutes and its limitations.

Construction of constitution ó whether original intent of constitution makers relevant?

Suggested Readings:

1. G.P. Singh: Principles of Statutory interpretation
2. JagdishSwaroop: Interpretation of Statutes.
3. Bindra: Interpretation of Statutes.

4. Maxwell: Interpretation of Statutes.
5. The general clauses Act 1897 (relevant portion)

Note for Paper Setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 354

Intellectual Property Rights

Time Allowed: 3hrs

Max. Marks: 100

Min. Marks: 45

UNIT – I

1. Concept and nature of intellectual property
2. Patents and patentable inventions.
3. Procedure of seeking Patents
4. Compulsory License
5. Revocation of patents.
6. Infringement of patents.

UNIT – II

1. Concept and Nature of copyright.
2. Registration of copy right
3. Term of copyright
4. Infringement of copy right

UNIT – III

1. Concept and nature of Designs.
2. Registration of designs
3. Piracy of registered designs
4. Power of controller.

UNIT – IV

1. Trade mark: meaning, essentials and functions.
2. Registration of trademark
3. Infringement of trademark

4. Geographical indications; meaning, nature and scope
5. Registration and infringement.

Statutory Material (H)

1. Indian Patent Act, 1970
2. Indian Copy Right Act, 1957
3. Indian Designs Act, 2000
4. India Trademarks Act, 1999
5. Geographical Indication of Goods (Registration and Protection) Act, 1999

Suggested Readings:

1. D.P. Mittal (Taxmann Publication): Indian Patents Law and procedure.
2. W. Cornish: Intellectual Property (Universal publication)
3. B.L. Wadera: Patents, Trademarks, copyright, designs and Geographical Indications (Universal publication)
4. P.Narayanan (Eastern Law House): Patents
5. S.K. Verma& Ramesh Mittal (Indian Law Institute): Intellectual Property Rights.
6. M.K. Bhandari (Central Law Publications) Intellectual Property Rights.

Note for Paper Setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 355

Indian Legal History

Time Allowed: 3hrs

Max. Marks: 100

Min. Marks: 45

UNIT – I

1. Establishment of East India Company and the Judicial administration under company.
2. Mayor's court under the Charters of 1688, 1726 and 1753.
3. Grant of Diwani to Company.
4. Creation of Adalat system its working and jurisdiction. Judicial reforms of Warren Hastings.

UNIT – II

1. Reforms introduced by Lord Cornwallis: Plans of 1787, 1790, 1793.
2. The establishment of Supreme Court at Calcutta, its constitution, jurisdiction and defects.
3. Trial of Nand Kumar, Patna Case and Cassijurah case.
4. The Act of Settlement 1781

UNIT – III

1. The Indian High Courts Act, 1861 ó Background and the provisions of the Act.
2. The Privy Council and its jurisdiction over India.
3. Federal Court ó its establishment, constitution and Jurisdiction.

UNIT – IV

1. Evolution of criminal law in India.
2. Process of codification in India ó Background to the Charter Act of 1833 and the provision of the Charter.
3. First, Second, Third, Fourth and Fifth Law Commissions.
4. Racial discrimination in the administration of Justice

5. Doctrine of Equity, Justice and good conscience and its impact on the development of law in India.

Suggested Readings:

1. M.P. Jain: Outlines of Indian Legal History
2. J.K. Mittal: Indian Legal History
3. M.C. Setalvad: Common Law in India.

Note for Paper Setters:

The question paper shall comprise of two Sections. Section-I shall have one compulsory question comprising of four short answer type questions (200 words each) selecting one from each Unit. Section-II shall contain two questions from each Unit (Total eight questions) and the candidate shall be required to answer one question from each Unit (Total questions to be attempted from Section-II will be four), i.e., there will be internal choice within each Unit. The student shall attempt a total of five questions and all questions shall carry equal marks.

COURSE: 356

Moot Court Exercise and Internship

Max. Marks: 100

Min. Marks: 45

There shall be no written examination in the course. The paper shall have the following three components of 30, 30, & 20 marks each and a viva-voce for 20 marks.

UNIT – I Moot Court – 30 Marks

Every student will do One moot court on an assigned problem out of which 20 marks shall be for written submissions and 10 marks for oral advocacy.

UNIT – II - Legal Literacy Camp - 30 Marks

The student shall be taken to a village panchayat or any suitable area where they shall be undertaking socio-legal survey and awareness of legal literacy amongst the people. They will maintain a record and enter various steps observed during their visit to the area. This shall be evaluated by the teacher concerned.

UNIT – III - Interviewing Techniques, Pre-Trial Preparations and Internship Diary- 20 Marks

Each student will observe interviewing sessions of clients at the lawyer's office/legal aid office and record the proceedings in diary. Each student will further observe the preparation of documents and court papers by the Advocate and the procedure for the filing of the suits/petitions. This will be recorded in the diary.

Viva-Voce: 20 Marks