



# UNIVERSITY OF JAMMU

(NAAC ACCREDITED A++ GRADE UNIVERSITY)

Baba Sahib Ambedkar Road, Jammu-180006 (J&K)

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## NOTIFICATION (25/Aug./Adp/ 55)

It is hereby notified for the information of all concerned that the Vice-Chancellor, in anticipation of the approval of the Academic Council, has been pleased to authorize the Adoption of the scheme, syllabi and Courses of studies of Master's Degree Programme in Law (LL.M) programme for Sem. I and II (as given in the annexure) as per the Choice Based Credit System (CBCS) for the examination to be held in the year as per the details given below:

<u>Course</u>	<u>Semester</u>	<u>for the Examination to be held in the years</u>
LL.M	First Semester	Dec.2025, 2026 and 2027
	Second Semester	May: 2026, 2027 and 2028

The Syllabi of the course is available on the University Website: [www.jammuuniversity.ac.in](http://www.jammuuniversity.ac.in).

-Sd-  
Dean Academic Affairs

No. F.Acd/III/25/8107-22

Dated: 29/08/2025

Copy to:

1. Dean, Faculty of Law.
2. Head, Department of Law / Director, The Law School.
3. Sr. P.A to Controller of Examinations.
4. Director, Centre for ITES **with the request to kindly upload the same on the University website.**
5. Principal, K.C. Law College/Ashoka Law College.
6. All Members of the Board of Studies in Law.
7. Joint/Deputy/Assistant Registrar (Exams Prof./Confidential/Eval. Prof.).

  
29/8/25  
Joint Registrar (Academic)

  
26/8

  
26/8/2025

**UNIVERSITY OF JAMMU**  
**SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)**  
**EXAMINATION TO BE HELD IN 2025, 2026 AND 2027**  
**COMPULSORY FOUNDATION COURSES**

**SUBJECT TITLE:                    LAW AND SOCIAL TRANSFORMATION IN INDIA**

**COURSE CODE: PSLLMF-101**

**COURSE CREDIT:                04**

**MAXIMUM MARKS: 100**

**WRITTEN EXAMINATION: 100 MARKS**

**DURATION OF EXAMINATION: 3 HOURS**

**Course Objectives (Cos)**

**Course aims;**

1. To explore law as a dynamic instrument and reflection of social change in India.
2. To understand the interface of religion, language, caste, and law in shaping Indian society.
3. To examine legal safeguards and reforms for women, children, and marginalized communities.
4. To analyze the role of the Constitution and social legislation in promoting equality and justice.
5. To study the legal aspects of modernization and institutional transformation in India.

**Course Learning Outcomes (CLOs)**

After studying the course, students shall be able to-

1. Identify and explain how law acts as a driver and product of social transformation.
2. Assess the legal mechanisms addressing religious, linguistic, and caste-based diversity and discrimination.
3. Evaluate legal provisions for the protection and empowerment of women, children, and other vulnerable groups.
4. Interpret constitutional mandates and reforms related to modernization, justice delivery, and governance.
5. Critically engage with contemporary legal issues shaping inclusive and equitable social change.

**UNIT – I**

**1. Law and social change**

- Law as an instrument of social change
- Law as the product of traditions and culture
- Sociological school and its applicability in India
- Principles of social legislation.



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SUBJECT TITLE:                   LAW AND SOCIAL TRANSFORMATION IN INDIA

COURSE CODE: PSLLMF-101

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MAXIMUM MARKS: 100

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DURATION OF EXAMINATION:   3 HOURS

- Constitutional mechanism for social change.

**2. Religion and the law**

- Religion: Meaning, relationship with law;
- Religion as an integrative or divisive factor;
- Secularism: meaning and its contribution in Indian society
- Reform of the law on secular lines: Problems.
- Freedom of religion and nondiscrimination on the basis of religion.
- Religious minorities and the law.

**UNIT – II**

**1. Language and the law**

- Multi-linguistic culture and its impact on policy on nation
- Language as a divisive factor: formation of linguistic states
- Constitutional guarantees to linguistic minorities • Non-discrimination on the ground of language

**2. Community and the law**

- Caste as a socio-cultural reality and role of caste as a divisive and integrative factor
- Non-discrimination on the grounds of caste.
- Acceptance of caste as a factor to undo past injustices.
- Protective discrimination: Scheduled castes, tribes and backward classes
- Reservation: Statutory Commissions, Statutory provisions

**UNIT – III**

**1. Women and the Law:**

- Position and the Role of women in Indian society • Crimes against women – Codified laws
- Gender injustice and its various forms, causes and remedies
- Women's Commission
- Empowerment of women; Constitutional and other legal provisions



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**2. Children and the Law:**

- Child Labour
- Sexual Exploitation
- Adoption, Maintenance and Related Problems
- Children and Education – a Constitutional mandate

**3. Differently-abled, Third Gender and the Law**

- Law Relating to differently-abled: Equality and Justice Issues,
- Rights of the Third Gender.

**UNIT – IV Modernisation and the law:**

- Modernisation as a value; Constitutional perspectives reflected in the fundamental duties.
- Modernisation of social institutions through law. • Reform of family law
- Agrarian reforms Industrialization of agriculture.
- Industrial reform: Free enterprise v. State regulation – Industrialization environmental protection.
- Reform of court processes.
- Criminal law: Plea bargaining: compounding and payment of compensation to victims.
- Civil law: (ADR) Confrontation v. consensus: mediation and conciliation; Lok Adalats.
- Prison reforms.
- Democratic decentralization and local self-government.

**Suggested Readings:**

Marc Galanter (ed.), Law and Society in Modern India (1997) Oxford.

Robert Lingat, the Classical Law of India (1998) Oxford

U. Baxi, The Crisis of the Indian Legal System (1982). Vikas, New Delhi.

U. Baxi (ed.), Law and Poverty Critical Essays (1988), Vikas. Tripathi, Bombay.

Duncan Derret: the state, Religion and Law in India (1999). Oxford University Press, New Delhi.

Indian Law Institute, Law and Social Change: Indo-American Reflections, Tripathi (1998)

M.P .Jain, Outlines of Indian Legal History, (1993), Tripathi, Bombay.



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WRITTEN EXAMINATION: 100 MARKS

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Agnes, Flavia, Law and Gender Inequality: The Politics of women's Rights in India (1999), Oxford  
Freedman, Law in changing Society.

A.V Dicey, Law and Public opinion in England.

Brown, J. Austinia- Theory of Law

Hart, HLA, Concept of Law

Benthan , Theory of Legislation

Julius stone, Social Dimension of Law and Justice

**Note for Examiner:** The Examiner shall set eight questions selecting two from each Unit. The candidate shall attempt four questions selecting at least one from each Unit. All questions carry equal Marks.



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**EXAMINATION TO BE HELD IN 2025, 2026 AND 2027**  
**COMPULSORY FOUNDATION COURSES**

**SUBJECT TITLE: INDIAN CONSTITUTIONAL LAW: THE NEW CHALLENGES**

**COURSE CODE: PSLLMF-102**

**COURSE CREDIT: 04**

**MAXIMUM MARKS: 100**

**WRITTEN EXAMINATION: 100 MARKS**

**DURATION OF EXAMINATION: 3 HOURS**

**Course Objectives (Cos)**

The Objective of the Course are to Provide/impart:

1. An in-depth understanding of Indian federalism, including emerging trends, inter-state resource dynamics, Centre-State relations, and the constitutional provisions governing federal comity and internal disturbances.
2. Critical insights into the doctrine of separation of powers, with a focus on judicial independence, judicial activism and restraint, mechanisms of accountability, and the role and functioning of tribunals.
3. A comprehensive examination of the democratic process in India, emphasizing electoral reforms, the political-criminal-business nexus, coalition politics, and the functioning of grassroots democratic institutions.
4. An analytical perspective on secularism within India's pluralistic society, grounded in constitutional philosophy and judicial interpretation of secular values.
5. The ability to evaluate key constitutional mechanisms, including those related to the creation of new states, special status provisions, and the rehabilitation and protection of internally displaced and vulnerable populations.

**Course Learning Outcomes (CLOs)**

After studying the course, students shall be able to-

1. Critically evaluate the evolving nature of Indian federalism, including state formation, inter-state resource disputes, Centre-State relations, and the legal framework under Articles 356 and 365.
2. Analyze the principle of separation of powers with special emphasis on judicial activism, independence, accountability, and the constitutional role of tribunals in governance.
3. Assess the functioning of democratic institutions, examining electoral processes, criminalization of politics, the role of the Election Commission, and issues surrounding coalition governments and grassroots democracy.



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4. Interpret the constitutional philosophy and judicial approach to secularism, contextualizing it within India's pluralistic society and socio-political diversity.
5. Apply constitutional principles to contemporary issues, such as internal displacement, special status of tribal and scheduled areas, and federal trust-building mechanisms.

**UNIT – I Federalism: Emerging trends and new challenges**

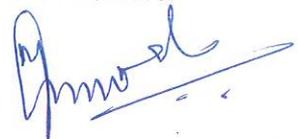
- Creation of new states;
- Allocation and share resources- distribution of grants in aid;
- The inter-state disputes on resources
- Rehabilitation of internally displaced persons
- Center's responsibility and internal disturbances within states , Direction of the centre to the State under Articles 356 and 365;
- Federal Comity: Relationship of trust and faith between Centre and State
- Special Status of certain States including Tribal Areas and Scheduled Areas.

**UNIT -II Separation of Powers: Stress and Strain**

- Judicial activism and Judicial restraint.
- PIL: implementation.
- Judicial independence
- Appointment, transfer and removal of judges.
- Accountability: executive and Judiciary.
- Tribunals

**UNIT – III Democratic Process**

- Nexus of politics with criminals and the business: Politics criminals and criminalization of Politics:
- Election, Electoral Reforms; Grass root democracy • Election commission: status.



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- Coalition government, 'stability, durability, corrupt practices'

**Unit -IV Secularism in Indian Pluralistic Society Concept : Ancient and Modern;**

- Constitutional Philosophy
- Judicial Dicta

**Suggested readings**

No specific bibliography is suggested for this course since the course materials obviously depends upon the latest developments. These developments on the areas specified in the course can be gathered from the recent materials such as case law, changes and amendments of laws, critical comments studies and reports, articles and research papers and lastly contemporary emerging ethos impacting on constitutional values. However, the following study materials are recommended.

1. D.D Basu, Constitution of India
2. C.A.D
3. Sarkaria Commission and Venkata Chaliah Commission Reports.
4. M.P Jain Constitutional Law
5. V.N Shukla (M.P Singh Ed.) Constitution of India
6. S.C Jain,
7. M.V Pylee, Our Constitution, Govt. and Politics, 2000
8. Austin: Working with the Democracies, Constitution of India, Oxford, 2000
9. K.L Bhatia, Federalism and Frictions in centre, state relations , 2001
10. .K.L Bhatia, Judicial Review and Judicial Activism, 1997
11. .K.L Bhatia, Constitution Review or Restructure. AIR,

**Note for Examiner:** The Examiner shall set eight questions selecting two from each Unit. The candidate shall attempt four questions selecting at least one from each Unit. All question carry equal Marks.



UNIVERSITY OF JAMMU  
SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)  
EXAMINATION TO BE HELD IN 2025, 2026 AND 2027  
COMPULSORY FOUNDATION COURSES

SUBJECT TITLE: FUNDAMENTAL CONCEPTS OF INDIAN KNOWLEDGE SYSTEM

COURSE CODE: PSLLMF-103

COURSE CREDIT: 04

MAXIMUM MARKS: 100

WRITTEN EXAMINATION: 100 MARKS

DURATION OF EXAMINATION: 3 HOURS

**Course Objectives:**

The objectives of the course are the following:

1. To introduce students to the foundational principles and multidisciplinary nature of the Indian Knowledge System (IKS) in the context of law and jurisprudence.
2. To explore the role of dharma, ethics, justice, and governance in Indian epistemology and statecraft.
3. To contextualize IKS in contemporary debates on law, governance, and constitutionalism.
4. To develop an understanding of ancient Indian legal traditions, systems of governance, and philosophies as reflected in texts like Manusmriti, Arthashastra, and Dharmashastra and evaluate the relevance and application of IKS in the modern legal system and constitutional values of India.

**Course Learning Outcomes:**

After studying the course, students shall be able to:

1. **Explain** the core concepts, schools of thought, and historical development of the Indian Knowledge System and understand their jurisprudential significance and influence on contemporary Indian law.
2. **Evaluate** the philosophical underpinnings of justice, duty, and rights within the IKS and relate them to modern constitutional and human rights discourse.
3. **Integrate** indigenous legal knowledge with global legal frameworks to contribute to a more pluralistic and inclusive legal system.
4. **Reflect** on how the Indian Knowledge System can inform future legal reforms, sustainability, ecological governance, and policy development in India.

**Assessment**

Continuous Assessment – through tutorial

- i. Concept of Dharma as laid down in ancient texts (CLO-1)
- ii. Sources of ancient Indian Legal tradition (CLO-2)



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COURSE CODE: PSLLMF-103

COURSE CREDIT: 04

MAXIMUM MARKS: 100

WRITTEN EXAMINATION: 100 MARKS

DURATION OF EXAMINATION: 3 HOURS

**Written examination**

- i. Theoretical question may be asked on the concept of justice, duty, rights in IKS tradition. (CLO-1)
- ii. Theoretical question may be asked on courts and legal procedure under IKS tradition. (CLO-4)
- iii. Learners may be asked the role of IKS in sustainability and ecological governance and criminal justice system (CLO-3)
- iv. Learners may be asked questions about Constitutional Protection mechanism and Judicial Activism vis-à-vis Human Rights (CLO-3)

**Unit I: Foundations of Indian Jurisprudence**

1. Sources of Ancient Indian Law: Vedas, Shrutis, Smritis, Puranas
2. Concept of Rita and Dharma and its comparison with idea of Religion, Concept of Purusharath
3. Mimamsa and Nyaya Schools: Contribution to Legal Hermeneutics and Logic, Ānvīkṣikī (Science of Inquiry)
4. Authority of Śāstra: Law-Making, Custom (Ācāra), and Judicial Interpretation

**Unit II: Legal Institutions and Governance in Ancient India**

1. Kingship and Rule of Law: Duties and Limits of the Raja
2. Sabha and Samiti: Proto-Democratic Institutions and Local Governance
3. Courts and Judicial Procedure: Types of Courts (Dharmasthas, Sabha, Kula)
4. Evidentiary Practices: Witnesses, Oaths, and Trial Method
5. Legal Pluralism: Role of Guilds (Shrenis), Panchayats, and Community Norms

**Unit III: Substantive Law in Classical Indian Legal Texts**

1. Property and Ownership: Rights, Inheritance, and Partition
2. Contracts and Obligations: Vyavahara and Agreements in Arthashastra



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3. Criminal Law: Offences, Penalties, and Proportionality in Punishment
4. Family Law: Marriage, Divorce, Strīdhana, Guardianship
5. Ecological justice in Ancient Texts: Dharmic Responsibility to Nature

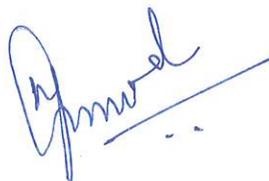
**Unit IV: Contemporary Relevance and Critique of Indian Legal Knowledge**

1. Colonial Disruption and Codification of Hindu Law: Critique and Legacy
2. Comparative Jurisprudence: Indian Legal Philosophy vs Western Traditions
3. IKS and Alternative Dispute Resolution (ADR): Panchayat Raj and Mediation Models
4. Revival and Application in Indian Constitution: Dharma, Justice, and Directive Principles
5. Reclaiming Legal Pluralism: Customary Law, Tribal Justice, and Indigenous Knowledge Systems

**Suggested Reading:**

1. M. Rama Jois – Legal and Constitutional History of India (Ancient Indian Judicial and Constitutional System), Universal Law Publishing Pvt. Ltd., 2016.
2. Ancient Indian Law by Justice D. P.Singh, Published by Kitabwale 2022
3. Jurisprudence and Legal Theories by V.D.Mahajan, 2001, Published by Eastern Book Company.
4. Jurisprudence, R.W.M. Dias, Lexis Nexis
5. Law of Possession & Ownership of Property by Arindam Mitra , published by Sodhi Publication,2024.
6. An Introduction to Indian Philosophy by Satish Chandra Chatterjee and Dharendra Mohan Dutta.

**Note for Examiner:** The Examiner shall set eight questions selecting two from each Unit. The candidate shall attempt four questions selecting at least one from each Unit. All question carry equal Marks.



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SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)  
EXAMINATION TO BE HELD IN 2025, 2026 AND 2027  
SKILL COURSE

**SUBJECT TITLE: ALTERNATIVE DISPUTE RESOLUTION: LAW AND PRACTICE**

**COURSE CODE: PSLIMS-104**

**COURSE CREDITS: 04**

**MAXIMUM MARKS : 100**

**DURATION OF EXAM: 3 HOURS**

**WRITTEN EXAMINATION: 80 MARKS**

**TUTORIALS: 20 Marks**

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

**Course Objectives (Cos);**

The course aims to:

1. Provide an in-depth understanding of the concept, nature, and significance of Alternative Dispute Resolution (ADR) mechanisms in the Indian and international contexts.
2. Examine the legal framework governing arbitration in India, including the Arbitration and Conciliation Act, procedures for arbitration, and enforcement of arbitral awards.
3. Analyze the recognition and enforcement of foreign arbitral awards under the New York and Geneva Conventions.
4. Develop expertise in the theory and practice of mediation, with special focus on the Mediation Act, 2023, including pre-litigation mediation, online mediation, and community mediation.
5. Explore emerging trends in ADR, including Online Dispute Resolution (ODR) and the use of artificial intelligence in dispute resolution.
6. Equip students with practical skills for participating in and conducting ADR processes, and for critically evaluating their effectiveness in promoting access to justice and reducing court burdens.

**Course Learning Outcomes (CLOs):**

After completing the course, students will be able to:

1. **CLO-1:** Explain the meaning, scope, and need for ADR, and analyze different types of disputes suitable for resolution through ADR.
2. **CLO-2:** Discuss grassroots-level dispute resolution mechanisms such as Lok Adalats, Nyaya Panchayats, and legal aid services, and evaluate their effectiveness.
3. **CLO-3:** Interpret and apply provisions of Indian arbitration law, including arbitration agreements, tribunal composition, and conduct of proceedings, awards, and termination.



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4. **CLO-4:** Analyze the recognition and enforcement of foreign arbitral awards under international conventions and Indian law.
5. **CLO-5:** Explain the concept, process, and legal framework of mediation, with emphasis on the Mediation Act, 2023, including its provisions on enforcement and online mediation.
6. **CLO-6:** Apply ADR principles to hypothetical and real-life cases, assess the suitability of different ADR mechanisms, and draft relevant ADR-related documents (e.g., arbitration clauses, mediation agreements).

**Internal Assessment**

1. **Assignments / Research Papers:**

- Analytical essay on the impact of the Mediation Act, 2023, on dispute resolution in India. (CLO-5)
- Comparative study of enforcement of arbitral awards under the New York and Geneva Conventions. (CLO-4)

2. **Presentations / Seminars:**

- Presentation on the role of ODR and AI in modern dispute resolution. (CLO-1, CLO-6)
- Case study on Lok Adalats or community mediation in India. (CLO-2)

3. **Practical Exercises:**

- Drafting of an arbitration clause for a commercial contract. (CLO-6)
- Simulated mediation or arbitration session. (CLO-3, CLO-5, CLO-6)

**Written Examination**

1. **Descriptive / Analytical Questions:**

- Discuss the scope and importance of ADR in the Indian justice system. (CLO-1)
- Explain the procedure for conducting arbitration proceedings and making an arbitral award. (CLO-3)

2. **Problem-Based Questions:**

- Apply the provisions of the Mediation Act, 2023, to a hypothetical pre-litigation mediation case. (CLO-5, CLO-6)

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- Given facts relating to a foreign arbitral award, advise on its enforcement in India. (CLO-4, CLO-6)
- 3. **Critical Discussion Questions:**
  - Evaluate the effectiveness of Lok Adalats and Panchayats as dispute resolution mechanisms. (CLO-2)
  - Analyze the role of technology in transforming ADR processes. (CLO-1, CLO-6)

**Unit I:**

**(a) Introduction to ADR**

- ADR: Meaning, Concepts, Types and Need
- Disputes: Meaning and Kinds of Disputes
- Current Trends in India, Online Dispute Resolution and Use of AI in Dispute Resolution.

**(b) Dispute Resolution at the grassroots level**

- Lok Adalat,
- Nyaya Panchayat
- Legal Aid,

**Unit II: Law of Arbitration in India**

- Arbitration Agreement, Interim Measures, Composition of Arbitration Tribunal, Jurisdiction of Arbitration Tribunal.
- Conduct of Arbitration Proceedings, Making of Arbitral Award
- Termination of Arbitral proceedings and recourse against the award

**Unit III: Foreign Awards**

- Foreign Award
- New York Convention
- Geneva Convention
- Enforcement of Foreign Award

**Unit IV: Mediation**

- Mediation: Meaning, Scope and Importance of Mediation
- Overview of the Mediation Act, 2023: Scope, objectives, and applicability of the Act



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- Mediation Agreement, Pre-Litigation Mediation,
- Appointment of Mediator, Termination, Mediation Proceedings,
- Enforcement of Mediation Settlement Agreement,
- Community Mediation, Online Mediation

**Suggested readings**

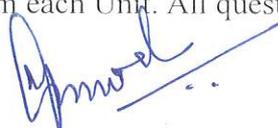
**Text Books:**

1. Avtar Singh, Law of Arbitration and Conciliation, Eastern Book Company, 2013(10th Edition)
2. Bansal, A. K. Law of International Commercial Arbitration, Universal, Delhi, (2010)
3. P.C. Rao and William Sheffield, Alternative Dispute Resolution, Universal Law Publication, 2004
4. Sarfaraz Ahmed Khan, Lok Adalat: An Effective Alternative Dispute Resolution, New APCON Publication, Daryaganj, 2006.
5. Madabhushi Sridhar - Alternative Dispute Resolution, Butterworth Lexis Nexis, (Reprint 2010) 1st edition.
6. Sriram Panchu, Mediation Practices & Law, Lexis Nexis Butterworth, 1 st ed. (2011).
7. S. Susheela, Mediation Readers Handbook, Asia Law House, 1 st ed. (2012)
8. Sarthak Arora-- Mediation As Dispute Resolution With Special Emphasis On The Mediation Act 2023, Whitesmann Publications, Edition 2023

**References:**

1. O. P. Malhotra & Indu Malhotra, The Law and Practice of Arbitration and Conciliation, 3rd ed. (2014).
2. Markanda P.C., Law Relating to Arbitration and Conciliation, Wadhwa Nagpur
3. Federal Judicial Centre, Manual for Litigation Management and Cost and Delay Reduction (1992).
4. Henry J Brown and Arthur L. Marriott, ADR Principles and Practices (2nd ed.) Sweet and Maxwell, 1999.
5. J. G. Merrills, International Dispute Settlement. U.K : Cambridge University Press, 2005 (Fifth Edition)

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SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)

EXAMINATION TO BE HELD IN 2025, 2026 AND 2027

ADMINISTRATIVE LAW (ELECTIVE COURSES GROUP- 1)

SUBJECT TITLE: ADMINISTRATIVE PROCESS; NATURE AND SCOPE

COURSE CODE: PSLLE- 105

COURSE CREDIT: 04

MAXIMUM MARKS: 100

WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIAL: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

**Course Objectives (Cos)**

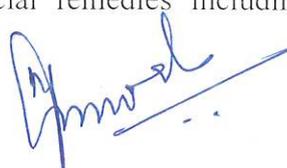
The Objectives of the Course are to Provide/impart:

1. An understanding of the historical evolution and scope of judicial review in India with focus on constitutional courts.
2. An insight into the grounds of judicial review such as ultra vires, abuse of discretion, and violation of fundamental rights.
3. Knowledge of procedural fairness through doctrines like natural justice, fair hearing, and legitimate expectation.
4. An overview of judicial remedies including writs, injunctions, and public interest litigation in administrative law.
5. Critical awareness of the limits, scope, and challenges of judicial intervention in administrative decision-making.

**Course Learning Outcomes (CLOs)**

After studying the course, students shall be able to-

1. Demonstrate an understanding of the historical development and scope of judicial review in India.
2. Identify and evaluate the powers and jurisdiction of constitutional and subordinate courts in administrative matters.
3. Analyze the legal grounds for reviewing administrative actions, including ultra vires, bias, and unreasoned decisions.
4. Apply principles of procedural fairness such as natural justice and legitimate expectation in administrative contexts.
5. Assess the availability and limitations of judicial remedies including writs, PIL, injunctions, and declarations.



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EXAMINATION TO BE HELD IN 2025, 2026 AND 2027

ADMINISTRATIVE LAW (ELECTIVE COURSES GROUP- 1)

SUBJECT TITLE: ADMINISTRATIVE PROCESS; NATURE AND SCOPE

COURSE CODE: PSSLME- 105

COURSE CREDIT: 04

MAXIMUM MARKS: 100

WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIAL: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

**Unit-1 Administrative Process**

- Nature and meaning
- The role of civil service
- The role of administrative agencies

**Unit-II Administrative Process: Regulation to De- regulation and Control to Decontrol  
Globalization and Liberalization**

- Constitutional standards
- Comparative Aspects

**Unit- III Rule of Law and Separation of Powers: From Rigidity to Flexibility**

- Changing dimensions
- Regulation of administrative process

**Unit IV Delegated Legislation:**

Problems, Process and Control

**Suggested readings**

Friedman, the State and the Rule of Law in a Mixed Economy

Dicey, Introduction to the Law of the Constitution.

Davis, Discretionary Justice

Jain & Jain, Principals of Administrative Law, (1986), Tripathi

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EXAMINATION TO BE HELD IN 2025, 2026 AND 2027

ADMINISTRATIVE LAW (ELECTIVE COURSES GROUP- 1)

SUBJECT TITLE: ADMINISTRATIVE PROCESS; NATURE AND SCOPE

COURSE CODE: PSLLE- 105

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DURATION OF EXAM: 3 HOURS

TUTORIAL: 20 Marks

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*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

De Smith, Judicial Review of Administrative Action, (1995)

M.P Jain, Cases and Materials on Administrative Law (1996), Vol.I, Wadhawa, Nagpur.

**Note for Examiner:** The Examiner shall set Eight questions selecting two from each Unit. The candidate will attempt four questions selecting at least One from each Unit. All question carries equal Marks.



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SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)

EXAMINATION TO BE HELD IN 2025, 2026 AND 2027

ADMINISTRATIVE LAW (ELECTIVE COURSES GROUP- 1)

SUBJECT TITLE: ADMINISTRATIVE PROCESSES AND JUDICIAL CONTROL

COURSE CODE: PSLME-106

COURSE CREDIT: 04

MAXIMUM MARKS: 100

WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIAL: 20 Marks

Project/Assignment: 10 Marks,

Presentation/via-voce: 5 Marks

Attendance: 5 Marks

**Course Objectives (Cos)**

The Objective of the Course are to Provide/impart:

1. To explain the historical evolution and structure of judicial review in India.
2. To analyze the jurisdiction and review powers of the Supreme Court, High Courts, and subordinate judiciary.
3. To evaluate key grounds of judicial review, including ultra vires, discretionary abuse, and fundamental rights violations.
4. To apply principles of procedural fairness such as natural justice, fair hearing, and legitimate expectation.
5. To assess the scope, limits, and effectiveness of judicial remedies like writs, PIL, and injunctions in administrative law.

**Course Learning Outcomes (CLOs)**

After studying the course, students shall be able to-

1. Demonstrate an understanding of the evolution and scope of judicial review in the Indian legal system.
2. Analyze the roles and powers of constitutional and subordinate courts in administrative adjudication.
3. Identify and critically evaluate grounds for judicial review, including ultra vires, discretion, and malafides.
4. Apply principles of procedural fairness such as natural justice, fair hearing, and legitimate expectation.
5. Assess the effectiveness and limitations of judicial remedies including writs, PILs, and injunctions.

**Unit –I Judicial Review in India**

- Historical development
- Powers of the Supreme Court and High Courts
- Role of subordinate judiciary
- Jurisdiction: Finality clauses, Conclusive Evidence clauses; Law- Fact distinction and Exclusionary-clause

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SUBJECT TITLE: ADMINISTRATIVE PROCESSES AND JUDICIAL CONTROL

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TUTORIAL: 20 Marks

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*Presentation/via-voce:* 5 Marks

*Attendance:* 5 Marks

**Unit- II Grounds of Review**

- Doctrine of Ultra Vires
- Unreviewable discretionary powers: from Liversidge to Padfield
- Discretion and Justifiability
- Violation of fundamental rights
- Extraneous consideration and/ or irrelevant grounds
- Delegation
- Acting under direction
- Malafides and bias
- Lack of rationality and proportionality
- oppressing decision
- Absence of proportionality

**Unit-III Procedural fairness**

- Legimate Expectation
- Natural Justice and duty to act fairly
- Bias and personal interest
- Fair hearing

**Unit- IV Remedies & limits of judicial review**

- Locus standi and public interest litigation
- Laches
- Writs
- Injunction and Declaration



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ADMINISTRATIVE LAW (ELECTIVE COURSES GROUP- 1)

SUBJECT TITLE: ADMINISTRATIVE PROCESSES AND JUDICIAL CONTROL

COURSE CODE: PSLLEME-106

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DURATION OF EXAM: 3 HOURS

TUTORIAL: 20 Marks

*Project/Assignment:* 10 Marks,

*Presentation/via-voce:* 5 Marks

*Attendance:* 5 Marks

**Suggested readings**

S.P Sathe, Administrative Law (1998), Butter Worths, India.

De Smith, Judicial Review of Administrative action (1995), .

I.P Massey, Administrative Law (1995), Eastern, Lucknow.

Bagawati Prasad Banerjee, Writ Remedies, (1999), Wadhwa, Nagpur

M.P. Jain, The Evolving Indian Administrative Law (1983), Tripathi,

Jain & Jain, Principles of administrative Law (1986), Tripathi M.P Jain, Cases and Materials on Administrative Law (1996), Vol.I, .

K.L Bhatia, Judicial Review and Judicial Activism ,1997.

**Note for Examiner:** The Examiner shall set Eight questions selecting two from each Unit. The candidate will attempt four questions selecting at least One from each Unit. All questions carry equal Marks.



UNIVERSITY OF JAMMU

SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)

EXAMINATION TO BE HELD IN 2025, 2026 AND 2027

CORPORATE LAW (ELECTIVE COURSES GROUP-2)

SUBJECT TITLE: COMMERCIAL LAW: REGULATION AND MANAGEMENT

COURSE CODE: PSLLEME-107

COURSE CREDIT. 04

MAXIMUM MARKS: 100

WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment:* 10 Marks,

*Presentation/via-voce:* 5 Marks

*Attendance:* 5 Marks

**Course Objectives (Cos)**

**The objectives of Course are;**

1. Provide an advanced understanding of arbitration, mediation, real estate regulation, consumer protection, and intellectual property rights within the Indian legal framework.
2. Equip students with the ability to apply statutory provisions, case law, and procedural rules to complex commercial scenarios.
3. Encourage critical evaluation of dispute resolution mechanisms, regulatory frameworks, and compliance mechanisms.
4. Develop practical skills in drafting, negotiation, and legal advisory within commercial law contexts.

**Course Learning Outcomes (CLOs):**

After completion, students will be able to:

1. **CLO-1:** Explain the scope, principles, and procedures of arbitration and mediation, including online dispute resolution.
2. **CLO-2:** Analyze and apply the Real Estate (Regulation and Development) Act, 2016, to real estate transactions and disputes.
3. **CLO-3:** Interpret consumer protection provisions and apply them to e-commerce and direct selling contexts.
4. **CLO-4:** Apply intellectual property law to real or hypothetical cases involving patents, trademarks, copyrights, designs, and geographical indications.
5. **CLO-5:** Evaluate contemporary reforms, judicial interpretations, and policy debates in commercial law.

**Assessment**

1. Case briefs on arbitration, real estate disputes, or consumer protection. (CLO-1, CLO-2, CLO-3)
2. Drafting of sample agreements or notices under RERA or IP statutes. (CLO-4, CLO-5)
3. Seminar presentations on policy developments in ADR or IP. (CLO-5)



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EXAMINATION TO BE HELD IN 2025, 2026 AND 2027

CORPORATE LAW (ELECTIVE COURSES GROUP-2)

SUBJECT TITLE: COMMERCIAL LAW: REGULATION AND MANAGEMENT

COURSE CODE: PSELLME-107

COURSE CREDIT. 04

MAXIMUM MARKS: 100

WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

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*Attendance: 5 Marks*

**Written Examination**

1. Long-answer theoretical questions on principles and doctrines. (CLO-1–CLO-4)
2. Problem-based questions on arbitration enforcement or IP infringement. (CLO-2–CLO-4)
3. Critical essay on regulatory challenges in e-commerce and real estate. (CLO-5)

**UNIT-I Law relating to Arbitration, and Mediation**

- (i) Arbitration Law in India, Appointment of Arbitrators, Award and Recourse against Award
- (ii) Mediation:
- (iii) Online Dispute Resolution

**UNIT-II Real Estate Regulation and Development Law:**

- (i) Registration of Real Estate Project
- (ii) Real Estate Agents
- (iii) Real Estate Regulatory Authority, Central Advisory Council, The Real Estate Appellate Tribunal
- (iv) Offences, Penalties and Adjudication

**UNIT-III Law relating to Consumer Protection:**

- (i) Consumer Protection in India
- (ii) Rights of Consumers
- (iii) Consumer Dispute Redressal Forums, Nature and Scope of Remedies
- (iv) E-commerce & Direct Selling Guidelines

**UNIT-IV Intellectual Property Rights:**

- (i) Law relating to Patents
- (ii) Law relating to Copyrights
- (iii) Law relating to Trademarks
- (iv) Law relating to Industrial Designs and GIs



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SUBJECT TITLE: COMMERCIAL LAW: REGULATION AND MANAGEMENT

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DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment:* 10 Marks,

*Presentation/via-voce:* 5 Marks

*Attendance:* 5 Marks

**Suggested Readings**

1. Markanda, P.C “Law relating to Arbitration and Conciliation” LexisNexis Butterworths Wadhwa.
2. Malhotra, O.P. “The Law and Practice of Arbitration and Conciliation” Thomson Reuters.
3. Singh, Avtar, “Law of Arbitration and Conciliation” Eastern Book Company.
4. Justice M.L. Singhal, Commentary on the Real-Estate (Regulation and Development) Act, 2016, Eastern Book Company.
5. M V Durga Prasad, Law Relating To Real Estate Regulation In India, Asia Law House
6. Singh, Avtar. “Law of Consumer Protection: Principles and Practice”, Eastern Book Company.
7. Dugar, S.M. “Guide to Consumer Protection Law” Taxmann Publications.
8. Bansal, Ashwini Kumar “Law of Trademarks in India”, Thomson Reuters.
9. Narayanan, P. “Intellectual Property Law in India”, Eastern Law House.

**Additional Resources:**

**1. Online Databases:**

- a) SCC Online: Comprehensive legal research platform for Indian case law. b) Manupatra: Legal database providing access to Indian and international law resources.

**2. Websites:**

- a) Ministry of Law and Justice, India: Updates on laws and amendments.
- b) National Consumer Disputes Redressal Commission: Information on consumer protection cases and guidelines.
- c) Intellectual Property India: Official portal for IP laws, updates, and e-filing.

**Note for Examiner:** The Examiner shall set Eight questions selecting two from each Unit. The candidate will attempt four questions selecting at least One from each Unit. All questions carry equal Marks.

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SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)  
EXAMINATION TO BE HELD IN 2025, 2026 AND 2027  
CORPORATE LAW (ELECTIVE COURSES GROUP-2)

SUBJECT TITLE: COMPETITION LAW

COURSE CODE: PSELLME-108

COURSE CREDIT. 04

MAXIMUM MARKS 100

WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

**Course Objectives (Cos)**

1. Develop in-depth knowledge of competition law principles, policies, and enforcement mechanisms in India and internationally.
2. Equip students to evaluate anti-competitive agreements, abuse of dominance, and merger regulations.
3. Enhance research and analytical skills through case studies and comparative perspectives.

**Course Learning Outcomes (CLOs)**

1. Describe the evolution of competition law in India and its global context.
2. Apply statutory provisions to identify anti-competitive agreements and abusive practices.
3. Analyze merger regulations and assess their competitive impact.
4. Evaluate the role and functioning of the Competition Commission of India and appellate bodies.
5. Interpret case law and policy documents in domestic and cross-border competition law contexts.

**Assessment**

1. Case analysis on cartel enforcement. (CLO-2)
2. Presentation on merger control regulations. (CLO-3)
3. Problem-based analysis of abuse of dominance. (CLO-2)
4. Essay on globalization and competition law. (CLO-5)

**UNIT – I**

**1. Competition: An Introduction**

- (i) Definition of Competition
- (ii) Definition of Competition Law
- (iii) Objectives of Competition Law

**2. History of Competition Law (USA, UK, Europe)-Relevant provisions of Sherman's Act**

- (i) Indian scenario with an overview of MRTP Act, 1969
- (ii) Raghavan Committee Report



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SUBJECT TITLE: COMPETITION LAW

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MAXIMUM MARKS 100

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TUTORIALS: 20 Marks

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*Attendance: 5 Marks*

**3. International co-operation for competition**

- (i) WTO agreements and the Act

**UNIT – II**

**1. Anti-competitive Agreement**

- (i) Appreciable adverse effect  
(ii) Horizontal and Vertical agreements  
(iii) Effects doctrine

**2. Prohibition of Anti-Competitive Agreements**

- (i) Horizontal Agreements  
(ii) Vertical Agreement  
(iii) Rule of Reason approach  
(iv) Per-se Rule approach

**3. Abuse of Dominant Position**

- (i) Relevant market  
(ii) Predatory behaviour  
(iii) Predatory pricing  
(iv) Discriminatory practices  
(v) Appreciable Adverse effect on Competition (AAEC)

**UNIT – III**

**1. Combination**

- (i) Value of Assets  
(ii) Turnover  
(iii) Acquisition  
(iv) Conglomeration  
(v) Joint Venture  
(vi) Merger and Amalgamation



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*Attendance: 5 Marks*

(vii) Notification

**2. Competition Commission of India**

(i) Establishment and composition

(ii) Duties

(iii) Procedure for inquiry

(iv) Powers

(v) Competition fund

**UNIT – IV Enforcement Mechanisms**

1. Powers and Functions of Director General (Investigation)

2. Competition Advocacy

3. Appellate Tribunal

**Suggested Readings**

1. Dhall .Vinod, Competition Law Today: Concept Issues and Law in Practice, Oxford University Press, 2007

2. Bangia R.K., A Handbook of Consumer Protection Laws and Procedure, Allahabad Law Agency

3. Mittal D.P., Taxmann's Competition Law and Practice, 3rd Edition , 2007.

4. Universal Guide to Competition Law in India, Universal Law Publishing Company, New Delhi. 2003

5. Ramappa. T., Competition Law in India- Policy, Issues and Development Oxford University Press, 3rd Edition, 2013

6. Aditi P Talati, Nahar. S. Mahala, Competition Act, 2002: Law, Practice and Procedure, Commercial Law Publishers, 2006

7. Avtar Singh & Harpreet Kaur, Introduction to Law of Tort & Consumer Protection, Lexis Nexis

8. Verma S.K. & M.Afzal Wani, A Treatise on Consumer Protection Laws. Indian Law Institute

9. Anoop K. Kaushal, Universal's Practical Guide to Consumer Protection Law, Universal law Publishing Company

10. Aggarwal, Prof. V. K., Consumer and Protection Law and Practice.



UNIVERSITY OF JAMMU  
SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)  
EXAMINATION TO BE HELD IN 2025, 2026 AND 2027  
CORPORATE LAW (ELECTIVE COURSES GROUP-2)

SUBJECT TITLE: COMPETITION LAW

COURSE CODE: PSELLME-108

COURSE CREDIT. 04

MAXIMUM MARKS 100

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DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

Project/Assignment: 10 Marks,

Presentation/via-voce: 5 Marks

Attendance: 5 Marks

11. Competition Act, 2002 – Principles and Practices by Dr. V.K. Agarwal
12. Suresh T. Vishwanathan, *Law and Practice of Competition Act*. Bharat
13. Richard Whish, *Competition Law*, Oxford University press, 2008
14. Mark Furse, *Competition Law at the EC and UK, 6<sup>th</sup> – 2008*, Oxford University Press
15. M. Dugar, Commentary on MRTP Law, *Competition Law & consumer Protection Law, 4<sup>th</sup> ed. – 2006*, Wadhwa Nagpur
16. Abir Roy & Jayant Kumar, *Competition Law in India*, Eastern Law House, New Delhi
17. Kristy Middleton, Barry Rodger & Angus Mac Culloch, *Cases and Materials on UK and EC Competition Law*, Oxford University Press, 2003

**Additional Resources:**

1. Competition Commission of India (CCI) Official Website: For updates, case laws, regulations, and reports (<https://www.cci.gov.in>).
2. Ministry of Corporate Affairs, India: For legislative updates and notifications related to competition law (<https://www.mca.gov.in>).
3. Organisation for Economic Co-operation and Development (OECD): For international reports and studies on competition law (<https://www.oecd.org/competition/>).

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**UNIVERSITY OF JAMMU**  
**SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)**  
**EXAMINATION TO BE HELD IN 2025, 2026 AND 2027**  
**CONSTITUTION AND LEGAL ORDER (ELECTIVE GROUP- 3)**

**SUBJECT TITLE: MEDIA AND LAW**

**SUBJECT CODE: PSELLME-109**

**COURSE CREDIT. 04**

**MAXIMUM MARKS: 100**

**WRITTEN EXAMINATION: - 80 MARKS**

**DURATION OF EXAM: 3 HOURS**

**TUTORIALS: 20 Marks**

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

**Course Objectives (COs)**

1. To provide a foundational understanding of mass media types and ownership structures in India including press, films, radio, and television.
2. To examine the constitutional framework governing freedom of speech and expression, especially as it applies to media.
3. To analyze key legal provisions impacting media content and operations, including defamation, obscenity, sedition, and censorship laws.
4. To critically evaluate the role of government control, regulation, and policy over different media, particularly public broadcasting services.
5. To explore judicial interpretations and case law shaping the relationship between media and law, with a focus on freedom, regulation, and censorship.

**Course Learning Outcomes (CLOs)**

By the end of this course, students will be able to:

1. Identify and differentiate among various forms of mass media and understand their ownership models and influence on society.
2. Interpret constitutional provisions related to media freedom, particularly Article 19 and related legal restrictions.
3. Apply relevant media laws to practical scenarios, including issues of defamation, censorship, and monopolies.
4. Evaluate the legal distinctions between press, films, radio, and television, including the rationale behind censorship and content regulation.
5. Critically assess governmental and judicial roles in media regulation, using case studies like the Abbas case and Doordarshan decisions.

**Unit-I. Mass Media – Types of – Press, Films, Radio, Television**

- Ownership patterns - Press - Private – Public
- Ownership patterns – films – Private
- Ownership patterns – Radio & Television, Public
- Difference between Visual and Non- Visual Media- Impact on People’s minds.



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EXAMINATION TO BE HELD IN 2025, 2026 AND 2027  
CONSTITUTION AND LEGAL ORDER (ELECTIVE GROUP- 3)

SUBJECT TITLE: MEDIA AND LAW

SUBJECT CODE: PSELLME-109

COURSE CREDIT. 04

MAXIMUM MARKS: 100

WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment:* 10 Marks,

*Presentation/via-voce:* 5 Marks

*Attendance:* 5 Marks

**Unit-II Press – Freedom of Speech and Expression and Constitutional Restrictions- Article 19**

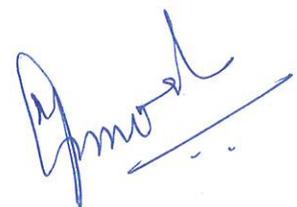
- Includes Freedom of the Press.
- Laws of defamation, obscenity, blasphemy and sedition.
- Law relating to employees' wages and service conditions.
- Price and Page Schedule Regulations.
- Newsprint Control Order.
- Advertisement – is it included within freedom of speech and expression?
- Press and the Monopolies and Restrictive Trade Practices Act.
- Radio and television subject to law of defamation and obscenity.
- Power to legislate – Article 246 read with the Seventh Schedule.
- Power to impose tax – licensing and license fee

**Unit-III Films – How far included in freedom of speech and expression?**

- Censorship of films – constitutionality.
- The Abbas Case.
- Difference between films and Press – why pre-censorship valid for films but not for the press?
- Censorship under the Cinematograph Act.

**Unit-IV Radio and Television – Government monopoly**

- Why Government department?
- Should there be an autonomous corporation?
- Effect of television on people.
- Report of the Chanda Committee.
- Government policy.



UNIVERSITY OF JAMMU  
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EXAMINATION TO BE HELD IN 2025, 2026 AND 2027  
CONSTITUTION AND LEGAL ORDER (ELECTIVE GROUP- 3)

SUBJECT TITLE: MEDIA AND LAW  
COURSE CREDIT. 04

SUBJECT CODE: PSELLME-109  
MAXIMUM MARKS: 100

WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment:* 10 Marks,

*Presentation/via-voce:* 5 Marks

*Attendance:* 5 Marks

- Commercial advertisement
- Internal Scrutiny of serials, etc.
- Judicial Review of Doordarshan decisions: Freedom to telecast.

**Suggested Readings:**

M.P.Jain, Constitutional Law in India (1994) Wadhwa.

H.M.Seervai, Constitutional Law of India Vol.1 (1991) Tripathi, Bombay.

John B. Howard, "The Social Accountability of Public Enterprises" in Law and Community Controls in New Development Strategies (International Centre for Law in Development 1980).

Bruce Michael Boyd, "Film Censorship in India: A Reasonable Restriction on Freedom of Speech and Expression". 14 J.I.L.I. 501 (1972)

Rajeev Dhavan "On the Law of the Press in India" 26 J.I.L.I. 288 (1984)

Rajeev Dhavan, "Legitimizing Government Rhetoric: Reflections on Some Aspects of the Second Press Commission" 26 J.I.L.I 391 (1984)

Soli Sorabjee, Law of Press Censorship in India (1976)

Justice E.S. Venkaramiah, Freedom of Press: Some Recent Trends (1984)

D.D.Basu, The Law of Press of India (1980)

**Note for Examiner:** The Examiner shall set Eight questions selecting two from each Unit. The candidate will attempt four questions selecting at least One from each Unit. All questions carry equal Marks.



UNIVERSITY OF JAMMU

SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)

EXAMINATION TO BE HELD IN 2025, 2026 AND 2027

CONSTITUTION AND LEGAL ORDER (ELECTIVE COURSES GROUP- 3)

SUBJECT TITLE: PUBLIC UTILITIES LAW COURSE CODE: PSLLEME- 110

COURSE CREDIT: 04 MAXIMUM MARKS; 100

WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment:* 10 Marks,

*Presentation/via-voce:* 5 Marks

*Attendance:* 5 Marks

**Course Objectives**

The objectives of the course are the following:

1. To introduce the foundational concepts and scope of public utility services in India;
2. To explore regulatory frameworks relating to parliamentary control, consumer protection mechanisms under the Consumer Protection Act, contract and tort law;
3. To understand employee rights: applicability of Articles 16 and 311 and industrial-law strike provisions;
4. To interpret fundamental-rights dimensions: status under Articles 12 and 19(1)(g), reasonable restrictions, and state-extension doctrines;
5. To evaluate liabilities and privileges: public utilities' special position in contract, tort, and criminal law.

**Course Learning Outcomes**

After studying the course, students will be able to:

1. Define public utility services; trace their origin and development in India; explain governmental and parliamentary controls on utilities;
2. Assess consumer-protection rights under the Consumer Protection Act, contract, and tort law frameworks;
3. Interpret the application of Articles 16 and 311 and industrial-relations law to public-utility employees' rights and strike actions;
4. Critically evaluate public utilities' status as "State" under Article 12, and their protections and restrictions under Article 19(1)(g);
5. Analyze public utilities' contractual, tortious, and criminal liabilities and their statutory privileges.

**Assessment**

Continuous Assessment – through tutorials

- i) Compare regulatory controls on various public utility services (CLO-1)
- ii) Case studies relating to fundamental rights of employees working in public utilities and public utility liabilities (CLO-2, CLO-3, CLO-4, CLO-5)

UNIVERSITY OF JAMMU

SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)

EXAMINATION TO BE HELD IN 2025, 2026 AND 2027

CONSTITUTION AND LEGAL ORDER (ELECTIVE COURSES GROUP- 3)

SUBJECT TITLE: PUBLIC UTILITIES LAW

COURSE CODE: PSSLME- 110

COURSE CREDIT. 04

MAXIMUM MARKS; 100

WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment:* 10 Marks,

*Presentation/via-voce:* 5 Marks

*Attendance:* 5 Marks

**Presentation**

One presentation on any of the topics ( CLO-1 to CLO-5)

**Written Examination**

- i) Theoretical question on statutory evolution and parliamentary role to deal with public utilities (CLO-1)
- ii) Analytical question on consumer claim under Consumer Protection Act and breach of contract or tort (CLO-2)
- iii) Questions may be asked on critical interpretation of the application of Articles 16, 311 to the dismissal of a public utility services employee (CLO-3)
- iv) Questions may be asked on reasonable restrictions under Article 19(1)(g) on public utilities (CLO-4)
- v) Analytical question may be asked on remedies for tortious injury caused by public utility service negligence, criminal act of public utility and contractual liability and various privileges available to public utilities(CLO-5)

**Unit-I Public Utilities**

- Meaning of public utility services, the role of public utility services such as Railways, Electricity, Gas, Road Transport, telephone, post and telegraph service, Police, Fire Brigade, Banking service, etc.
- Origin and development of public utility services in India
- Government and parliamentary control over public utility services
- Public utilities and consumer protection - rights of consumers protected under the Consumer Protection Act, rights arising under the law of Contract and Torts

**Unit-II Public Utilities and their Employees**

- Public utilities and their employees under Article 16
- Application of Article 311 to the employees of a public utility
- Application of Industrial law to the employees' right to strike



UNIVERSITY OF JAMMU

SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)

EXAMINATION TO BE HELD IN 2025, 2026 AND 2027

CONSTITUTION AND LEGAL ORDER (ELECTIVE COURSES GROUP- 3)

SUBJECT TITLE: PUBLIC UTILITIES LAW COURSE CODE: PSSLME- 110

COURSE CREDIT: 04 MAXIMUM MARKS; 100

WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment:* 10 Marks,

*Presentation/via-voce:* 5 Marks

*Attendance:* 5 Marks

**Unit-III Public Utilities and Fundamental Rights**

- The right to equality and public utility services
- Status of public utilities within the meaning of Article 12
- Public utility under Article 19 (1)(g), and reasonable restrictions
- Extension of the concept of the State to public utilities

**Unit-IV Liabilities & Special Privileges of Public Utilities**

- In contract
- In tort
- In criminal law

**Suggested readings**

P.M.Bakshi, Television & the Law

Vasant Kelkar, "Business of Postal Service" 33 I.J.PA. pp. 133-141 (1987)

G. Ramesh, "Characteristic of Large Service Organisation in a Developing Country Like India" 32 I.J.PA .77 (1986)

Nalini Paranjpe, "Planning for Welfare in the Indian Railways" 31 I.J.PA. 171-180 (1985) Arvind K. Sharma "Semi-Autonomous Enterprise: Conceptual Portrait – Further Evidence on the Theory of Autonomy" 33 I.J.PA. p. 99-113.

S.P Sathe, Administrative Law

Jain & Jain, Principles of Administrative Law

Jagdish UI, Handbook of Electricity Laws

Bhaumik. The Indian Railways Act

Law Commission of India, 38th Report

Indian Post Office Act, 1898

**Note for Examiner:** The Examiner shall set eight questions selecting two from each Unit. The candidate will attempt four questions selecting at least one from each Unit. All questions carry equal Marks.

UNIVERSITY OF JAMMU  
SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)  
EXAMINATION TO BE HELD IN 2025, 2026 AND 2027  
CRIMINAL LAW (ELECTIVE COURSES GROUP-4)  
SUBJECT TITLE: COMPARATIVE CRIMINAL PROCEDURE

COURSE CODE: PSSLME-111

COURSE CREDIT. 04

MAXIMUM MARKS 100

DURATION OF EXAM: 3 HOURS

WRITTEN EXAMINATION: - 80 MARKS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

### Course Objectives

The objectives of the course are to provide/impart:

1. The knowledge and understanding of court hierarchies across jurisdictions and the prosecutor's role in India;
2. The comparison between pre-trial, trial, and post-trial procedures internationally;
3. The critical assessment of procedural rights, evidence handling, and safeguards of accused persons across jurisdictions.
4. Apply comparative insights to real-world legal scenarios.

### Course Learning Outcomes

After studying the course, students shall be able to:

1. Identify and compare court systems such as India, the UK, France, and the USA, and prosecutorial agencies in India;
2. Explain police powers, forensic methods, evidentiary standards, and accused rights;
3. Differentiate accusatory vs. inquisitorial trials; outline plea bargaining and appeal mechanisms;
4. Analyze correctional and aftercare models; evaluate preventive measures under BNSS 2023;
5. Synthesize comparative findings to propose procedural reforms.

### Assessment

#### Continuous Assessment – through tutorials

1. Case studies to do comparative analyses of landmark pre-trial and trial procedure scenarios, with written reflections linking theory to practice (CLO-1, CLO-2)
2. Discussions on prosecutorial models, trial systems, and correctional systems (CLO-2, CLO-3, CLO-4)
3. Discussions on forensic methods, evidentiary challenges, or preventive-jurisdiction statutes (CLO-2, CLO-4)

#### Presentation

One presentation on any one topic - organization of courts, pre- and post-trial procedures, and correction or aftercare services (CLO-1, CLO-2, CLO-3, CLO-4)



UNIVERSITY OF JAMMU  
SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)  
EXAMINATION TO BE HELD IN 2025, 2026 AND 2027  
CRIMINAL LAW (ELECTIVE COURSES GROUP-4)

SUBJECT TITLE: COMPARATIVE CRIMINAL PROCEDURE

COURSE CODE: PSLME-111

COURSE CREDIT. 04

MAXIMUM MARKS 100

DURATION OF EXAM: 3 HOURS

WRITTEN EXAMINATION: - 80 MARKS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

**Written examination**

1. Theoretical questions on court hierarchies and prosecutorial roles (CLO-1)
2. Critical analysis of accused-rights protections and forensic evidence standards (CLO-2)
3. Comparative analysis of accusatory vs. inquisitorial trials and role of plea-bargaining in administration of criminal justice (CLO-3)
4. Comparative approach towards aftercare models in India and France, or critiquing BNSS 2023 preventive measures (CLO-4, CLO-5)

**UNIT-I Organization of Courts and Prosecuting Agencies**

- Hierarchy of criminal courts in India, the UK, France, and the USA
- Jurisdiction of Courts
- Prosecution –Role of prosecution in the administration of criminal justice in India and France
- Directorate of Prosecution, Prosecution by CBI, Special prosecutors under different laws in India

**UNIT-II Pre-trial Procedures**

- Role of Police - Procedure followed in arrest
- Powers of Police to Investigate
- Forensic investigation
- The rights of the accused in India and the UK
- The evidentiary value of oral and written statements recorded during the investigation, articles seized and collected by the police

**UNIT-III Trial Procedures in India**

- Accusatory system of trial and Inquisitorial system
- Various Types of Trials in India
- Evidence in enquiries and trials
- Plea Bargaining
- Appeal procedure
- Role of a victim in the penal process



UNIVERSITY OF JAMMU  
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EXAMINATION TO BE HELD IN 2025, 2026 AND 2027  
CRIMINAL LAW (ELECTIVE COURSES GROUP-4)

SUBJECT TITLE: COMPARATIVE CRIMINAL PROCEDURE

COURSE CODE: PSLME-111

COURSE CREDIT. 04

MAXIMUM MARKS 100

WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

**UNIT-IV Correction and Aftercare Services**

- Institutional correction of the offenders
- General comparison- After-Care services in India and France
- The role of the court in correctional programmes in India
- Preventive Measures as incorporated in Bharatiya Nagarik Suraksha Sanhita, 2023, concerning the preventive jurisdiction of criminal courts
- Preventive action of the police

**Suggested Readings**

Celia Hamptom, Criminal Procedure.

Wilkins and Cross, Outline of the Law of Evidence.

Archbold, Pleading, Evidence and Practice in Criminal Cases.

Sarkar, Law of Evidence. K.N. Chandrasekharan Pillai(ed.)

R.V. Kelkar's Outlines of Criminal Procedure, Eastern, Lucknow.

Patric Devlil, The Criminal Prosecution in England.

John N. Ferdico, Criminal Procedure (1996), West.

Sanders & Young, Criminal Justice (1994).

Christina Van Den Wyngart, Criminal Procedure Systems in European Community

Devlin, Criminal Prosecution in England.

Coffey (Alam) – An Introduction to Criminal Justice System and Process.

French Code of Criminal Procedure & Penal Code (American Series).

197th Report of the Law Commission of India, 2006 about the Appointment of the Prosecutors.

Philip L. Reichel. Comparative Criminal Justice Systems- Topical Approach. 6th Edition, 1994. Dr. G.P.

Tripathi. The Comparative Law (Jurisprudence). Second Edition. Central Law Publication, 1980.

Bharatiya Nagarik Suraksha Sanhita, 2023.

Baratiya Sakhshya Adhiniyam, 2023.



UNIVERSITY OF JAMMU  
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EXAMINATION TO BE HELD IN 2025, 2026 AND 2027  
CRIMINAL LAW (ELECTIVE COURSES GROUP-4)

SUBJECT TITLE: COMPARATIVE CRIMINAL PROCEDURE

COURSE CODE: PSSLME-111

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MAXIMUM MARKS 100

DURATION OF EXAM: 3 HOURS

WRITTEN EXAMINATION: - 80 MARKS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

**Note for Examiner**

The Examiner shall set eight questions, selecting two from each Unit. The candidate will attempt four questions, selecting at least one from each Unit. All questions carry equal Marks.



UNIVERSITY OF JAMMU  
SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)  
EXAMINATION TO BE HELD IN 2025, 2026 AND 2027  
CRIMINAL LAW (ELECTIVE COURSES GROUP-4)

SUBJECT TITLE: TREATMENT OF OFFENDERS COURSE CODE: PSLLEME-112

COURSE CREDIT. 04

MAXIMUM MARKS 100

WRITTEN EXAMINATION: 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

### Course Objectives (COs)

The Course objectives are to enable the students to:

1. Understand the scope and interdisciplinary nature of Penology within the Indian context.
2. Critically examine the theories and justifications of punishment and their socio-legal impact.
3. Analyze the constitutional, legal, and philosophical dimensions of capital punishment.
4. Explore sentencing structures and alternatives with emphasis on reformative approaches.
5. Assess prison systems, reforms, and prisoner rights, especially for marginalized groups.

### Course Learning Outcomes (CLOs)

Upon successful completion of this course, students will be able to:

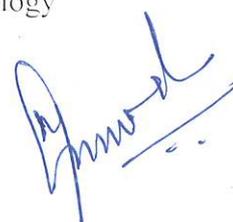
1. Explain the evolution, nature, and limitations of Penology and its links with criminology.
2. Distinguish between various punishment theories and their applicability in India.
3. Evaluate the legality, morality, and socio-economic aspects of capital punishment.
4. Apply knowledge of sentencing practices and alternatives like parole, probation, and plea-bargaining.
5. Analyze the structure, regulation, reforms, and rights associated with Indian prison systems.

### Unit -1 Introductory

- Definition, Nature & Scope of Penology
- Limitation to Penology
- Relations between Penology and criminology
- Penology in relation to privileged class deviance.
- Penology in relation to marginalized deviance or criminality.
- The distinctive Indian (historical and contemporary) approaches to penology

### Theories of Punishment

- Punishment and the Role of the State
- Utilitarian prevention: Deterrence



**UNIVERSITY OF JAMMU**  
**SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)**  
**EXAMINATION TO BE HELD IN 2025, 2026 AND 2027**  
**CRIMINAL LAW (ELECTIVE COURSES GROUP-4)**

**SUBJECT TITLE: TREATMENT OF OFFENDERS      COURSE CODE: PSLLEME-112**  
**COURSE CREDIT.      04      MAXIMUM MARKS      100**

**DURATION OF EXAM: 3 HOURS**

**WRITTEN EXAMINATION: 80 MARKS**

**TUTORIALS: 20 Marks**

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

- Utilitarian: Intimidation
- Retribution
- Rehabilitation and Reformation Theory
- Behavioural prevention Incapacitation
- Behavioural Prevention Rehabilitation Expiation
- Classical Hindu and Islamic approaches to punishment

**UNIT – II The Problematic of Capital Punishment**

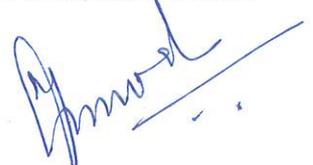
- Constitutionality of Capital Punishment
- Judicial Attitudes Towards Capital Punishment in India Inquiry through the statute law and case law
- Philosophy of Death Sentence
- Tracing the history of capital punishment in India
- Economic Costs of Capital Punishment
- Death Penalty & Proportionality Doctrine
- Capital Punishment and International Covenant on Civil and Political Rights

**UNIT – III Concept and Approaches to Sentencing**

- Principal types of sentences in BNS and Special laws
- Sentencing in white-collar crimes
- Sentencing for habitual offenders
- Alternatives to Sentencing (pre-trial Stage to post-trial Stage) Plea- Bargaining Compounding of offences. Absolute or Conditional discharge.
- Probation, Parole & Corrective labour

**UNIT – IV Imprisonment**

- Prisons in India: Brief History and condition in present times. Prison Reform Committee. State List in the Constitution, Mulla Committee.
- Prisons Act, Model Prison Manuals, Prisoners Act, Transfer of Prisoners Act.



UNIVERSITY OF JAMMU  
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EXAMINATION TO BE HELD IN 2025, 2026 AND 2027  
CRIMINAL LAW (ELECTIVE COURSES GROUP-4)

SUBJECT TITLE: TREATMENT OF OFFENDERS	COURSE CODE: PSSLME-112
COURSE CREDIT. 04	MAXIMUM MARKS 100
DURATION OF EXAM: 3 HOURS	WRITTEN EXAMINATION: 80 MARKS
	TUTORIALS: 20 Marks
	<i>Project/Assignment: 10 Marks,</i>
	<i>Presentation/via-voce: 5 Marks</i>
	<i>Attendance: 5 Marks</i>

- Classification of prisoners
- Rights of prisoners and duties of custodial staff with special reference to rights and welfare of female prisoners.
- Open Prisons.
- Judicial surveillance -basis-development reforms and inmate participation and community service.

**Suggested Readings**

S. Chhabbra, The Quantum of Punishment in Criminal Law (1970)

H.L.A. Hart, Punishment and Responsibility (1968)

Herbert L. Packer, The Limits of Criminal Sanction (1968)

Alf Ross, On Guilt, Responsibility and Punishment (1975)

A.Siddique, Criminology (1984) Eastern, Lucknow.

Law Commission of India, Forty-Second Report Ch. 3 (1971)

K.S.Shukla, "Sociology of Deviant Behaviour" in 3 ICSSR Survey of Sociology and Social Anthropology 1969-179 (1986)

Tapas Kumar Banerjee, Background to Indian Criminal Law (1990), R.Campray & Co., Calcutta.

**Note for Examiner:** The Examiner shall set Eight questions selecting two from each Unit. The candidate will attempt four questions selecting at least One from each Unit. All questions carry equal Marks.



UNIVERSITY OF JAMMU

SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)

EXAMINATION TO BE HELD IN 2025, 2026 AND 2027

ENVIRONMENT AND LEGAL ORDER (ELECTIVE COURSES GROUP – 5)

SUBJECT TITLE: ENVIRONMENT AND DEVELOPMENT; LAW AND POLICY

COURSE CODE: PSLLE-113

COURSE CREDIT. 04

MAXIMUM MARKS 100

WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

**Course Objectives:**

The objectives of the course are the following:

1. To critically examine the interrelationship between environmental protection and development processes, particularly in the context of sustainable development.
2. To provide an in-depth understanding of the evolution and impact of international and national environmental law and policy frameworks.
3. To analyze legal principles governing environmental justice, ecological sustainability, and the rights of future generations.
4. To evaluate the role of judicial activism, public interest litigation, and the precautionary and polluter pays principles in environmental governance.

**Course Learning Outcomes**

After studying the course, students shall be able to:

1. Demonstrate an advanced understanding of key legal and policy frameworks related to environment and development at international and national levels.
2. Evaluate case laws, legal doctrines, and policy mechanisms that seek to balance developmental needs with environmental sustainability.
3. Apply principles of environmental law such as sustainable development, intergenerational equity, and environmental justice in assessing laws and governance systems.
4. Engage in informed legal critique of major environmental judgements challenges delivered by constitutional courts and NGT.

**Assessment**

Continuous Assessment – through tutorial

- i. Ancient perspective on environment (CLO-1)
- ii. The idea of Environmentalism (CLO-1)

UNIVERSITY OF JAMMU

SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)

EXAMINATION TO BE HELD IN 2025, 2026 AND 2027

ENVIRONMENT AND LEGAL ORDER (ELECTIVE COURSES GROUP – 5)

SUBJECT TITLE: ENVIRONMENT AND DEVELOPMENT; LAW AND POLICY

COURSE CODE: PSSLME-113

COURSE CREDIT. 04

MAXIMUM MARKS 100

WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

**Written examination**

1. Theoretical question may be asked on the ancient Indian Perspective on environment. (CLO-1)
2. Theoretical question may be asked on salient features of Sustainable Development. (CLO-3)
3. Learners may be asked the development of environmental movement from Stockholm to Rio + 20. (CLO-3)
4. Learners may be asked questions about Constitutional and policy perspectives on environment and environmental jurisprudence (CLO 2 & CLO-4)

**Unit-I: The Idea of Environment**

1. Environment Protection: Issues and Problems
2. Ancient and Medieval Writings on environment
3. Modern Concept: Conflicting Dimensions
4. Environmentalism and critiques of conventional development

**Unit-II: Environment versus Development**

1. Theories of Development
2. Sustainable Development: Evolution, Principles, and Global consensus
3. National Environment Policy, 2006: Salient Features
4. National Forest Policy, 1988 and recent policy shifts

**Unit-III: International Legal Framework on Environment and Development**

1. Stockholm (1972), Rio (1992), Agenda 21, Johannesburg (2002), and Rio+20 (2012) Declarations
2. Sustainable Development: Evolution, Principles, and Global consensus
3. Sustainable Development Goals
4. Role of UNEP, UNDP, and other international bodies



UNIVERSITY OF JAMMU

SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)

EXAMINATION TO BE HELD IN 2025, 2026 AND 2027

ENVIRONMENT AND LEGAL ORDER (ELECTIVE COURSES GROUP – 5)

SUBJECT TITLE: ENVIRONMENT AND DEVELOPMENT; LAW AND POLICY

COURSE CODE: PSELLME-113

COURSE CREDIT. 04

MAXIMUM MARKS 100

WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

**Unit-IV Constitutional Environmentalism and Jurisprudence**

1. Fundamental Rights
2. Directive Principles & Fundamental Duties
3. Legislative Power
4. Environmental Jurisprudence through application of Principles of International Environmental Law (e.g., Precautionary Principle, Intergenerational Equity, Polluter Pays, Common but Differentiated Responsibilities, Public Trust) in case laws.

**Suggested Readings:**

- 1) Shyam Divan and Armin Rosencranz: Environmental Law and Policy in India (Oxford, 2022)
- 2) Gurdip Singh: Environmental Law (Eastern Book Company, 2016).
- 3) C.M. Abraham, Environmental Jurisprudence in India (1999), Kluwer.
- 4) Madhav Gadgil and Ramachandra Guha, This Fissured Island: An Ecological History of India (1996), Oxford.
- 5) R.B.Singh & Suresh Misra, Environmental Law in India (1996), Concept Publishing Co., New Delhi.
- 6) Kailash Thakur, Environmental Protection: Law & Policy in India (1997), Deep & Deep Publications, New Delhi.
- 7) Richard L.Riversz, et.al.(eds.), Environmental Law, the Economy & Sustainable Development (2000), Cambridge.
- 8) Christopher D. Stone, Should Trees Have Standing & other Essays on Law, Morals and the Environment (1996), Oceana.
- 9) Stuart Bell and Donald McGillivray, Environmental Law(2000), Blackstone Press.
- 10) Charles A.R. Webster. Environmental Health Law (1981)
- 11) Leelakrishnan, P et. Al. (eds.) Law and Environment (1990), Eastern
- 12) Leelakrishnan, P, The Environmental Law in India (1999), Butterworths-India.
- 13) Thomas J. Schoenbaum, Environmental Policy Law (1992), Foundation Press, Inc. Westbury, New York.

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SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)

EXAMINATION TO BE HELD IN 2025, 2026 AND 2027

ENVIRONMENT AND LEGAL ORDER (ELECTIVE COURSES GROUP – 5)

SUBJECT TITLE: ENVIRONMENT AND DEVELOPMENT; LAW AND POLICY

COURSE CODE: PSLLE-113

COURSE CREDIT. 04

MAXIMUM MARKS 100

DURATION OF EXAM: 3 HOURS

WRITTEN EXAMINATION: - 80 MARKS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

14) Darryl D'Monte, Temples or Tombs Industry versus Environment: Three Controversies (1985), Centre for Science and Environment, New Delhi.

**Note for Examiner:** The Examiner shall set Eight questions selecting two from each Unit. The candidate will attempt four questions selecting at least One from each Unit. All question carry equal Marks.



UNIVERSITY OF JAMMU

SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)

EXAMINATION TO BE HELD IN 2025, 2026 AND 2027

ENVIRONMENT AND LEGAL ORDER (ELECTIVE COURSES GROUP – 5)

SUBJECT TITLE: RESOURCE MANAGEMENT AND THE LAW

COURSE CODE: PSELLME-114

COURSE CREDIT. 04

MAXIMUM MARKS 100

DURATION OF EXAM: 3 HOURS

WRITTEN EXAMINATION: - 80 MARKS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

**Course Objectives:**

The objectives of the course are the following:

1. To provide a comprehensive understanding of the legal frameworks governing the management, conservation, and sustainable use of natural resources.
2. To analyze the role of law in regulating access to, and control over, resources such as land, water, forests, minerals, and energy.
3. To examine the interface between environmental protection, indigenous rights, and economic development in the context of resource use.
4. To explore the impact of policies on the ownership, distribution, and exploitation of natural resources such as energy.

**Course Learning Outcomes:**

After studying the course, students shall be able to:

1. Explain the key legal concepts, related to natural resource management.
2. Critically assess legal and policy frameworks governing the use and conservation of resources like land, water, forests, minerals, and energy.
3. Analyze the role of courts, tribunals, and regulatory bodies in resolving resource-related disputes and enforcing environmental standards.
4. Evaluate the rights and interests of indigenous communities and marginalized groups in the context of resource allocation and conservation.

**Assessment**

Continuous Assessment – through tutorial

- i. The idea of management of resources (CLO-1)
- ii. Inter-state water management (CLO-1)



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SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)

EXAMINATION TO BE HELD IN 2025, 2026 AND 2027

ENVIRONMENT AND LEGAL ORDER (ELECTIVE COURSES GROUP – 5)

SUBJECT TITLE: RESOURCE MANAGEMENT AND THE LAW

COURSE CODE: PSLLEME-114

COURSE CREDIT. 04

MAXIMUM MARKS 100

DURATION OF EXAM: 3 HOURS

WRITTEN EXAMINATION: - 80 MARKS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

**Written examination**

- i. Theoretical question may be asked on eco-friendly land planning and management. (CLO-1)
- ii. Theoretical question may be asked on air prevention and control of pollution. (CLO-2)
- iii. Learners may be asked the role of courts in the management of natural resources. (CLO-3)
- iv. Learners may be asked questions about policy perspectives on energy conservation and environment (CLO-4)

**Unit-I: Water**

1. Water Resources and Public Trust, Inter- State Water Management & Disputes.
2. Water (Prevention and Control of Pollution) Act, 1974 and Regulatory Challenges
3. Riparian Rights, Water Pollution and Judicial Perspective

**Unit-II: Land**

1. Eco- friendly Land Planning: Conservation, Utilization and Conversion.
2. Judicial response on Mining, Quarrying and Stubble burning Cases
3. Urban Problems and Legal Control

**Unit-III: Air Pollution and Control**

1. Air (Prevention and Control of Pollution) Act, 1981: Key Features
2. Vehicular Pollution, Taj Mahal; and NGT Cases on Air Pollution
3. Noise Pollution and Legal Control

**Unit-IV Energy**

1. Conventional and Non- Conventional Sources of Energy and their uses.
2. Energy related Environmental Problems: Tapping, Transmission and Utilization. Indiscriminate use.
3. Energy Conservation Act, 2001: Key Features and relevant Amendments



UNIVERSITY OF JAMMU

SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)

EXAMINATION TO BE HELD IN 2025, 2026 AND 2027

ENVIRONMENT AND LEGAL ORDER (ELECTIVE COURSES GROUP – 5)

SUBJECT TITLE: RESOURCE MANAGEMENT AND THE LAW

COURSE CODE: PSLLEME-114

COURSE CREDIT. 04

MAXIMUM MARKS 100

WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

**Suggested Readings:**

- 1) Shyam Divan and Armin Rosencranz: Environmental Law and Policy in India (Oxford, 2022)
- 2) Gurdip Singh: Environmental Law (Eastern Book Company, 2016)
- 3) Kailash Thakur, Environmental Protection: Law and Policy in India (1997), Deep & Deep Publications, New Delhi.
- 4) WCED, Our Forest, Our Future (1999), Cambridge.
- 5) Abraham C.M. Environmental Jurisprudence in India (1999),
- 6) David B Wilkins, Animal Welfare in Europe (1997), Kluwer.
- 7) Mark Austen and Tamara Richards, Basic Legal Documents on International Animal Welfare and wild Life Conservation (2000), Kluwer.
- 8) Jack Grosse, Protection and Management of Our Natural Resources, Wild Life and Habitat (1997), Oceana.
- 9) Leela Krishnan, P, The Environmental Law in India (1999), Butterworths- India.

**Note for Examiner:** The Examiner shall set Eight questions selecting two from each Unit. The candidate will attempt four questions selecting at least One from each Unit. All questions carry equal Marks.



UNIVERSITY OF JAMMU

SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)

EXAMINATION TO BE HELD IN 2025, 2026 AND 2027

HUMAN RIGHTS LAW (ELECTIVE COURSES GROUP-6)

SUBJECT TITLE: CONCEPT AND DEVELOPMENT OF HUMAN RIGHTS

COURSE CODE: PSELLME-115

COURSE CREDIT. 04

MAXIMUM MARKS 100

WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

**Course Objectives (Cos)**

The Objective of the Course are as follow:

1. To introduce the foundational concepts, origin, and evolution of human rights across civilizations and legal traditions.
2. To critically examine the philosophical, historical, and political underpinnings of human rights discourse, from natural law theories to contemporary global norms.
3. To foster a critical understanding of the universality, indivisibility, and interdependence of human rights.
4. To enable students to contextualize human rights within India's constitutional and legal framework.

**Course Learning Outcomes (CLOs)**

After studying the course, students shall be able to;

1. Demonstrate an in-depth understanding of the conceptual foundations and theoretical debates surrounding human rights.
2. Analyse the classification of human rights and their significance in Indian context.
3. Apply human rights principles to contemporary legal and socio-political issues with a contextual understanding of India's constitutional vision and international commitments.
4. Engage in academic research and legal reasoning related to the development of human rights law at both domestic and international levels.

**Assessment**

Continuous Assessment – through tutorial

- i. Historical and Philosophical Foundations of Human Rights (CLO-1)
- ii. Human rights in western traditon (CLO-1)

UNIVERSITY OF JAMMU

SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)

EXAMINATION TO BE HELD IN 2025, 2026 AND 2027

HUMAN RIGHTS LAW (ELECTIVE COURSES GROUP-6)

SUBJECT TITLE: CONCEPT AND DEVELOPMENT OF HUMAN RIGHTS

COURSE CODE: PSELLME-115

COURSE CREDIT. 04

MAXIMUM MARKS 100

DURATION OF EXAM: 3 HOURS

WRITTEN EXAMINATION: - 80 MARKS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

**Written examination**

- i. Theoretical question may be asked on the ancient Indian Perspective on Human Rights. (CLO-1)
- ii. Theoretical question may be asked on different generation os human rights and significance in Indian context. (CLO-2)
- iii. Learners may be asked the role of State in securing or suppressing human rights with analogies from relevant countries. (CLO-3)
- iv. Learners may be asked questions about Constitutional Protection mechanism and Judicial Activism vis-à-vis Human Rights (CLO-4)

**Unit-I Human Rights: Origin, Development and Philosophy**

1. Origin, Development and Philosophy of Human Rights
2. Human Rights in Indian Tradition: Ancient, Medieval and Modern
3. Natural Rights vis-à-vis Human Rights
4. Human Rights in Western Tradition

**Unit-II Classification of Human Rights**

1. First Generation Human Rights
2. Second Generation Human Rights
3. Third Generation Human Rights

**Unit-III Human Rights: Politics and Society**

1. Rule of Law, Constitutionalism, and Democracy
2. The role of the State in securing or suppressing rights
3. Human Rights and Social Justice
4. Human Duties: Responsibilities and Obligations

**Unit-IV Human Rights and Judicial Process**

1. Humanization of Contemporary Law.
2. Role of Courts in safeguarding Human Rights
3. Judicial Activism and Human Rights.
4. Human Rights Protection Agencies.



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SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)

EXAMINATION TO BE HELD IN 2025, 2026 AND 2027

HUMAN RIGHTS LAW (ELECTIVE COURSES GROUP-6)

SUBJECT TITLE: CONCEPT AND DEVELOPMENT OF HUMAN RIGHTS

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MAXIMUM MARKS 100

WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

**Suggested Readings:-**

1. Angela Hegarty, Siobhan Leonard, Human Rights an Agenda for the 21st Century
2. Lalit Parmer, Human Rights, (1998).
3. Rama Jois, Human Rights: Bhartiya Values, (1998).
4. David P. Forsythe, Human Rights in International Relations.
5. Lon L. Fuller, The Morality of Law.
6. John Finnis, Natural Law and Natural Rights (1980).
7. Julius Stone, Natural Law and Human Justice, (2000), Universal, New Delhi.
8. M.G.Chitkara, Human Rights: Commitment and Betrayal, (1996).
9. Robert Lewngat, The Classical Law of India (1998), Oxford.

**Note for Examiner:** The Examiner shall set Eight questions selecting two from each Unit. The candidate will attempt four questions selecting at least One from each Unit. All questions carry equal Marks.



UNIVERSITY OF JAMMU  
SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)  
EXAMINATION TO BE HELD IN 2025, 2026 AND 2027  
HUMAN RIGHTS LAW (ELECTIVE GROUP-6)

SUBJECT TITLE: HUMAN RIGHTS AND INTERNATIONAL LAW

COURSE CODE: PSSLME-116

COURSE CREDIT: 04

MAXIMUM MARKS. 100

WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

**Course Objectives (Cos)**

The Objective of the Course are to Provide/impart:

1. To provide an in-depth understanding of the evolution and conceptual foundations of human rights within the framework of international law.
2. To analyze the role of international legal architecture of human rights.
3. To analyze the regional human rights conventions and their implementation mechanisms.
4. To critically reflect on challenges to the enforcement of international human rights norms in the face of state sovereignty, geopolitics, and cultural diversity.

**Course Learning Outcomes (CLOs)**

After studying the course, students shall be able to-

1. Explain the philosophical and legal foundations of international human rights law.
2. Identify and interpret major and core international human rights instruments and their legal significance.
3. Examine the institutional mechanism for the protection of human rights.
4. Analyze Regional Protection system of human rights.

**Assessment**

Continuous Assessment – through tutorial

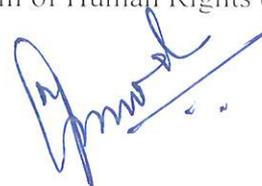
- i. Historical development of International Human Rights Law (CLO-1)
- ii. Post world war development and UN Charter (CLO-1)

**Written examination**

1. Theoretical question may be asked on Uthe ancient Indian Perspective on Human Rights. (CLO-1)
2. Theoretical question may be asked on International human rights instruments. (CLO-2)
3. Learners may be asked the Institutional Framework for Human Rights. (CLO-3)
4. Learners may be asked questions about the Regional Protection system of Human Rights (CLO-4)

**Unit-I Foundations of Human Rights in International Law**

1. Historical development of International Human Rights Law



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HUMAN RIGHTS LAW (ELECTIVE GROUP-6)

SUBJECT TITLE: HUMAN RIGHTS AND INTERNATIONAL LAW

COURSE CODE: PSELLME-116

COURSE CREDIT: 04

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DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

2. Post-World War II developments and the UN Charter
3. Universal Declaration of Human Rights (1948) and its legal significance
4. Covenant on Civil and Political Rights (1966) and Optional Protocol I & II of ICCPR
5. Covenant on Economic, Social and Cultural Rights (1966)

**Unit II. Core International Human Rights Instruments**

1. Convention on the Elimination of All Forms of Discrimination Against Women, 1979 (CEDAW)
2. Convention on the Rights of the Child, 1989 (CRC)
3. Convention on the Elimination of Racial Discrimination, 1965 (CERD)
4. Convention against Torture, 1984 (CAT)
5. Convention on the Rights of Persons with Disabilities, 2006 (CRPD)

**Unit III: Institutional Framework for Human Rights Enforcement**

1. UN Human Rights Council
2. Universal Periodic Review (UPR)
3. Treaty-based bodies and reporting mechanisms
4. Special rapporteurs and fact-finding missions

**Unit-IV. Regional Human Rights System**

1. European Convention on Human Rights and Fundamental Freedoms, 1950,
2. European Court of Human Rights.
3. American Convention on Human Rights, 1969
4. Inter-American Commission and Court of Human Rights
5. Emerging trends in Asia and the role of SAARC and ASEAN

**Suggested Readings:**

1. Benedetto Conforti and Francesco Francioni Enforcing International Human Rights in Domestic Courts. (1997).
2. Francisco Forrest Martin, International Human Rights Law and Practice, (1997)
3. Luck Clements, European Human Rights Taking a Case under the Convention, (1994)



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SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)  
EXAMINATION TO BE HELD IN 2025, 2026 AND 2027  
HUMAN RIGHTS LAW (ELECTIVE GROUP-6)

**SUBJECT TITLE: HUMAN RIGHTS AND INTERNATIONAL LAW**

**COURSE CODE: PSSLME-116**

**COURSE CREDIT: 04**

**MAXIMUM MARKS. 100**

**DURATION OF EXAM: 3 HOURS**

**WRITTEN EXAMINATION: - 80 MARKS**

**TUTORIALS: 20 Marks**

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

4. Evelyn A. Ankumah, The African Commission on Human Rights and People's Rights, (1996)
5. R.K.Sinha, Human Rights of the World, (1997)
6. Philip Alston, The United Nations and Human Rights A Critical Appraisal, (1992)
7. R.S.Sharma and R.K.Sinha, Perspectives in Human Rights Development, (1997).
8. The Human Rights Watch Global Report on Women's Human Rights, (2000), Oxford.
9. B.P.Singh Sehgal, Human Rights in India, (1996).
10. Chandan Bala, ICJ: Its Functioning and Settlement of International Disputes, (1997).

**Note for Examiner:** The Examiner shall set Eight questions selecting two from each Unit. The candidate will attempt four questions selecting at least One from each Unit. All questions carry equal Marks.



UNIVERSITY OF JAMMU  
SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)  
EXAMINATION TO BE HELD IN 2025, 2026 AND 2027  
PERSONAL LAWS (ELECTIVE COURSES GROUP- 7)

SUBJECT TITLE: FAMILY JURISPRUDENCE

COURSE CODE: PSLLE-117

COURSE CREDIT: 04

MAXIMUM MARKS: 100

DURATION OF EXAM: 3 HOURS

WRITTEN EXAMINATION: - 80 MARKS

TUTORIALS: 20 Marks

Project/Assignment: 10 Marks,

Presentation/via-voce: 5 Marks

Attendance: 5 Marks

**Course objective (Cos)**

1. To introduce the concept, evolution, and cultural variations of family as a socio-legal institution.
2. To study the development, sources, and relevance of Hindu jurisprudence.
3. To understand the principles, sources, and comparative aspects of Muslim jurisprudence.
4. To explore the features and growth of Christian and Parsi jurisprudence.
5. To develop a comparative perspective on family law across religious and cultural contexts.

**Course Learning Outcomes (CLOs)**

1. Understand the changing structure and role of family across cultures and religions.
2. Analyze the key features and historical evolution of Hindu jurisprudence.
3. Evaluate the sources and comparative aspects of Islamic jurisprudence.
4. Identify the origins, features, and influence of Christian and Parsi legal systems.
5. Compare religious family law systems and assess their impact on society and legal norms.

**Assessment**

Continuous Assessment –through tutorial

1. Impact of Changing Family Structure on society
2. Role of Family in Changing Society

**Written Examination**

1. Descriptive questions on concept of Family and its role across the culture and religion (CLO1)
2. Analytical Questions may be asked on evolution of Hindu Jurisprudence (CLO2) .
3. Descriptive questions may be asked sources and comparative aspects of Islamic jurisprudence. (CLO3)
4. Questions regarding origin, features and influence of Christian and Parsi laws on Family system (CLO4)
5. Descriptive questions regarding comparative analysis of different personal laws and their impact on Family system may be asked (CLO5)



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EXAMINATION TO BE HELD IN 2025, 2026 AND 2027  
PERSONAL LAWS (ELECTIVE COURSES GROUP- 7)

SUBJECT TITLE: FAMILY JURISPRUDENCE  
COURSE CREDIT: 04

COURSE CODE: PSSLME-117

MAXIMUM MARKS: 100

WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

**Unit 1: Social Aspects of Family**

- 1.1 Concept of Family, Family as social Institution,
- 1.2 Development of Family System, Features of Family, different types of Family structure
- 1.3 Role of Family in Changing Society, the changing concept of Family Ideology, Changes in Family structure occurred in India over the period,
- 1.4 Factors affecting Family structure, Impact of changing family structure on society particularly children, women and transgender
- 1.5 Family System of The Other Cultures, Changing Scenario of Family in Modern World

**Unit II: Hindu Law**

- 2.1 Hindu philosophy and Hindu Social structure; Concept of Dharma, Rita and Justice under Hindu Law
- 2.2 Evolution of Hindu Law
- 2.3 Schools of Hindu Law,
- 2.4 Sources of Hindu Law and Legal Literature,
- 2.5 Relevancy of the Hindu Jurisprudence in modern world

**Unit III: Muslim Law**

- 4.1 Origin and development of the Islamic Legal System,
- 4.2 Sources of Islamic Law; Primary and Secondary
- 4.3 Schools of Islamic Law, Sunni Schools and Shia Schools; Comparative analysis of different schools: Points of Similarities and differences among them.
- 4.4 Islamic Legal Theory based on *Shari'at*,
- 4.5 The classical and Modern theories of *fiqh*

**Unit IV: Christian and Parsi Laws**

- 4.1 Concept and origin of the Christian and Parsi jurisprudence.
- 4.2 Development of the Christian and Parsi Jurisprudence.
- 4.3 Features of the Christian and Parsi Jurisprudence.
- 4.4 Sources of Cristian and Parsi Jurisprudence,
- 4.5 Comparative analysis of the Christian jurisprudence in India and other European countries.



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PERSONAL LAWS (ELECTIVE COURSES GROUP- 7)

SUBJECT TITLE: FAMILY JURISPRUDENCE

COURSE CODE: PSELLME-117

COURSE CREDIT: 04

MAXIMUM MARKS: 100

DURATION OF EXAM: 3 HOURS

WRITTEN EXAMINATION: - 80 MARKS

TUTORIALS: 20 Marks

Project/Assignment: 10 Marks,

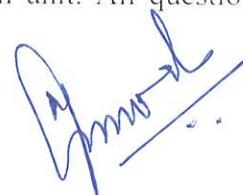
Presentation/via-voce: 5 Marks

Attendance: 5 Marks

**Suggested readings**

1. U.S. Sarkar, Epochs in Hindu Legal History
2. K.R.R. Sastry, Hindu Jurisprudence
3. Paras Diwan, Modern Hindu Law
4. D.F.Mulla, Principles of Hindu Law
5. .D.M. Derrett, Introduction to Modern Hindu Law
6. Robert Lingate, The Classical Law of India
7. P.N. Sen, The General Principles of Hindu Jurisprudence
8. A.A.A. Fyzee, A Modern Approach to Islam, (1963)
9. A.A.A. Fyzee, Reform in Muslim Personal Law in India (1971)
10. Abdur Rahim, Principles of Muhammadan Jurisprudence, (1907)
11. Syed Ameer Ali, Mohammadan Law, (1912)
12. Syed Ameer Ali, The Spirit of Islam (1978)
13. Joseph Schacht, An Introduction to Islamic Law (1964)
14. J.N.D. Anderson, Islamic Law in Modern World (1959)
15. H.A.R. Gibb, Modern Trends in Islam (1947)
16. Tahir Mahmood, Islamic Law in Modern India (I.L.I) new Delhi 1972)
17. Tahir Mahmood, Family Law and Social Change (1975)
18. Tahir Mahmood. An Indian Civil Code and Islamic Law (Institute of Constitutional and Parliamentary Studies. New Delhi. 1975)
19. Tahir Mahmood . Muslim Personal Law (1977)
20. Narmada Khode. Readings in Uniform Civil Code (1975)

**Note for Examiner:** The examiner shall set eight questions selecting two questions from each unit. The candidate shall attempt four questions selecting at least one from each unit. All questions carry equal marks.



UNIVERSITY OF JAMMU

SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)

EXAMINATION TO BE HELD IN 2025, 2026 AND 2027

PERSONAL LAWS (OPTIONAL GROUP- 7)

SUBJECT TITLE: MARRIAGE, MATRIMONIAL RIGHTS AND REMEDIES

COURSE CODE: PSLME-118

MAXIMUM MARKS: 100

WRITTEN EXAMINATION: - 80 MARKS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

COURSE CREDIT: 04

DURATION OF EXAM: 3 HOURS

**Course Objectives (COs)**

1. To explore the evolution, conditions, and legal effects of marriage under Hindu, Muslim, Christian, Parsi, and civil laws in India.
2. To examine the legal framework and theories of divorce and restitution of conjugal rights across Indian personal laws.
3. To analyze maintenance, alimony, and matrimonial remedies through the lens of personal and secular laws with a focus on gender justice.
4. To assess judicial trends and reforms in personal laws concerning divorce, triple talaq, polygamy, and women's rights.
5. To compare marriage and divorce laws across religious and secular legal systems within contemporary Indian society.

**Course Learning Outcomes (CLOs)**

1. Demonstrate knowledge of the evolution, requirements, and legal impact of marriage under Hindu, Muslim, Christian, Parsi, and civil laws in India.
2. Explain the legal grounds, theoretical bases, and judicial approaches to divorce and restitution of conjugal rights across personal laws.
3. Analyze the legal framework for maintenance and alimony with a focus on rights, gender justice, and personal law distinctions.
4. Evaluate key legislative changes and judicial trends shaping contemporary issues like divorce, triple talaq, polygamy, and women's rights.
5. Compare matrimonial laws and remedies under various personal laws and the Special Marriage Act within modern Indian society.

**Assessment**

Continuous Assessment –through tutorial

- 1 Concept and significance of marriage across different personal laws in India, highlighting similarities, differences, and legal implications.

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SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)

EXAMINATION TO BE HELD IN 2025, 2026 AND 2027

PERSONAL LAWS (OPTIONAL GROUP- 7)

SUBJECT TITLE: MARRIAGE, MATRIMONIAL RIGHTS AND REMEDIES

COURSE CODE: PSLME-118

COURSE CREDIT: 04

MAXIMUM MARKS: 100

WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

2. Restitution of conjugal rights under various personal laws, with a focus on its relevance and challenges in the context of modern society and the rights of working women.

**Written Examination**

1. Descriptive questions relating to different theories of divorce may be asked (CLO2)
2. Critical analysis regarding the institution of divorce may be asked (CLO2)
3. Descriptive questions regarding maintenance and alimony with a focus on rights and gender justice under different personal laws may be asked . (CLO3)
4. Evaluation of case laws on different issues like divorce, triple talaq, polygamy, and women's rights may be asked (CLO4)
5. Comparative analysis of different matrimonial laws and remedies under various personal laws and the Special Marriage Act within modern Indian society (CLO5)

**Unit – I Hindu Marriage**

1.1. Nature, Origin and development of institution of Marriage under Hindu Law

1.2. Conditions of a Valid Hindu marriage, Registration of Hindu Marriage, Void and Voidable marriage

1.3 Restitution of Conjugal rights; legal and judicial approach

1.4 Conceptual and theoretical basis of divorce: Fault theory of divorce, Consent theory divorce Irretrievable Breakdown theory, Grounds of Divorce under Hindu Law

1.5 Critical evaluation of the institution of divorce under Hindu law in the context of changing Indian Society and value system. judicial trends

**Unit – II Muslim Marriage**

2.1. Muslim Marriage. Nature. Scope and Concept.

2.2 Essentials and classification of Muslim Marriage. Judicial proceedings arising out a Muslim Marriage

2.3. Dower: Classification and Scope

2.4 Concept of divorce under Shari'at and its development by legislation and judicial interpretation in India, different forms of Talaq under Muslim Law and their relevance. Nature, Scope and Limitations on the Muslims women's right to dissolve the Marriage in India.

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EXAMINATION TO BE HELD IN 2025, 2026 AND 2027  
PERSONAL LAWS (OPTIONAL GROUP- 7)

SUBJECT TITLE: MARRIAGE, MATRIMONIAL RIGHTS AND REMEDIES

COURSE CREDIT: 04

COURSE CODE: PSLME-118

MAXIMUM MARKS: 100

WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

2.5 Critical evaluation of Muslim Law of divorce under modern socio-economic conditions, abolition of Triple Talaq and role of judiciary in this regard.

**Unit – III Christian and Parsi Marriage Including Special Marriage Act**

3.1. Essential of Marriage,

3.2. Judicial Separation, Divorce and Nullity of Marriage

3.3. Conditions and Procedure of a valid Marriage under Special Marriage Act, 1954

3.4. Nullity of Marriage and Divorce under Special Marriage Act

3.5 Matrimonial Remedies under Special Marriage Act

**Unit – IV Maintenance**

4.1 Maintenance under general Law of land; (Sections 144-147 of the Bhartiya Nagarika Suraksha Sanhika, 2023),

4.2 Interim and permanent maintenance, alimony, Pendente lite under Hindu Marriage Act, 1955 and Hindu Adoption and Maintenance Act 1956, Persons entitled to get maintenance under Hindu Adoption and Maintenance Act 1956

4.3 Origin, Concept, object and nature of Maintenance under Muslim Law, Persons entitled to Maintenance; Maintenance to wife during the continuance of marriage and after dissolution of marriage, duration of maintenance for divorced women,

4.4 The Muslim Women (Protection and Rights on Divorce) Act 1986; Historical Background, impact of legislation in improving the condition of Muslim Women in India and Judicial Trend

4.5 Maintenance under Parsi Law. Christian and Jewish law applicable in India

**Suggested readings**

1. U.C. Sarkar. Epochs in Hindu Legal History
2. U.C. Sarkar, An Introduction to Hindu Law.
3. U.C. Sarkar, Legal Research Essays
4. Paras Diwan, Modern Hindu Law



UNIVERSITY OF JAMMU

SYLLABI OF LL.M 1<sup>ST</sup> SEMESTER (CBCS)

EXAMINATION TO BE HELD IN 2025, 2026 AND 2027

PERSONAL LAWS (OPTIONAL GROUP- 7)

SUBJECT TITLE: MARRIAGE, MATRIMONIAL RIGHTS AND REMEDIES

COURSE CODE: PSLME-118

COURSE CREDIT: 04

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WRITTEN EXAMINATION: - 80 MARKS

DURATION OF EXAM: 3 HOURS

TUTORIALS: 20 Marks

*Project/Assignment: 10 Marks,*

*Presentation/via-voce: 5 Marks*

*Attendance: 5 Marks*

5. D.F. Mulla, Principles of Hindu Law
6. N.R. Raghavachariar, Hindu Law Principles and Precedents
7. J.D.M. Derrett, Introduction to Modern Hindu Law
8. K.R.R. Sastry, Hindu Jurisprudence,
9. P.M. Brombley, Family Law,
10. M.N. Srinivasan, Principles of Hindu Law
11. H.S Gour, Hindu Law of marriage and Divorce (1974)
12. P.K. Viridi The Grounds for Divorce under Hindu and English Law
13. P.V. Kane, History of Dharmasastra
14. J.D. Mayne, Hindu Law
15. Tahir Mahmood, Family Law Reform Perspective in Modern India in Family Law and Social Change (1975)
16. Tahir Mahmood, The Muslim Law of India (1980)
17. Tahir Mahmood, Family Law Reform in the Muslim World (1972)
18. Abdur Rehman, Institutes of Mussulman Law(1907)
19. Alexander David Russell. Handbook of Muslim Jurisprudence (1976)
20. Sheikh M. H. Kidwai, women Under Different Social and Religious Laws (Buddism, Judaism, Islam, Christianity) 1976.
21. A.A.A. Fyzee, Outlines of Muhammadan Law (1981)
22. F.B. Tyabji, Muslim Law: the Personal Law of Muslims in India and Pakistan (1968)
23. Ronald K. Wilson. Anglo-Muhammadan Law (1921)
24. D.F. Mulla, Principles of Mahomedan Law (1977)
25. S.V. Fitzgerald. Muhammadam Law: An Abridgement (1931)
26. Syed Ameer Ali, Mohammadan Law; (Tagore Law Lectures, Calcutta)
27. Syed Ameer Ali, The Spirit of Islam (1978)
28. Babu Ram Verma, Mohammadan Law in India and Pakistan (1978)

UNIVERSITY OF JAMMU  
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EXAMINATION TO BE HELD IN 2025, 2026 AND 2027  
PERSONAL LAWS (OPTIONAL GROUP- 7)

SUBJECT TITLE: MARRIAGE, MATRIMONIAL RIGHTS AND REMEDIES  
COURSE CREDIT: 04  
DURATION OF EXAM: 3 HOURS

COURSE CODE: PSLME-118  
MAXIMUM MARKS: 100  
WRITTEN EXAMINATION: - 80 MARKS  
TUTORIALS: 20 Marks  
*Project/Assignment: 10 Marks,*  
*Presentation/via-voce: 5 Marks*  
*Attendance: 5 Marks*

29. Babu Ram Verma, Muslim Marriage and Dissolution (1971)

**Note for Examiner:** The Examiner shall set **Eight** questions selecting **two** from each Unit. The candidate will attempt **four questions** selecting at least **One** from each Unit. All questions carry equal Marks.

