

2nd Semester examination to be held in the Year May, 2022, 2023 and 2024

**CLASS: LLB 2nd SEMESTER**

**Max Marks:100**

**COURSE TITLE: CONSTITUTIONAL LAW-II**

**Written Examination: 80**

**COURSE No: LLB151**

**Internal Assessment: 15**

**DURATION OF EXAM: 3 HRS**

**Class Attendance: 05**

### **UNIT - I**

1. President of India, Council of Ministers and their relationship; and powers of President – pardoning power and ordinance making power.
2. Governor – Position and powers
3. Legislative privileges and the Problem of Codification.

### **UNIT - II**

1. Legislative relations between centre and states (Art.245-254).
2. Administrative relations – Art.256-263
3. Financial Relations. (Art.268-281)

### **UNIT- III**

1. Emergency Provisions – (Art.352-360)
  - A. National Emergency
  - B. State Emergency
  - C. Financial Emergency
2. Amendment of the Constitution – Art 368

### **UNIT - IV**

1. Doctrine of Pleasure – Art. 310, Protection Against arbitrary dismissal – Art.311 and exceptions.
2. Anti defection Law.
3. Supreme Court and its Original, Appellate and Advisory Jurisdiction.
4. High Court and its Original and Appellate Jurisdiction.

### **SUGGESTED READINGS**

1. V.N. Shukla: Constitution of India (Ed. By M. P. Singh)

2. M. P. Jain: Indian Constitutional Law
3. M. Hidayatullah (Ed.): Constitutional Law of India
4. D. D. Basu; Shorter Constitution of India
5. H. M. Seervai: Constitutional Law of India
6. Brij K. Sharma Introduction to the Constitution of India

**Note for Paper Setters:**

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

2nd Semester examination to be held in the Year May, 2022, 2023 and 2024

**CLASS: LLB 2nd SEMESTER**

**Max Marks: 100**

**COURSE TITLE: PUBLIC INTERNATIONAL LAW**

**Written Examination: 80**

**COURSE No: LLB152**

**Internal Assessment: 15**

**DURATION OF EXAM: 3 HRS**

**Class Attendance: 05**

### **UNIT - I**

1. Definition, nature and development of International Law
2. Sources of International Law, Erga Omnes and Jus Cogen (Pre-emptory Norms)
3. Relationship between international Law and Municipal Law, State Practice of UK, U.S.A and India
4. Domicile and Nationality
5. Third World Approaches to International Law (TWAIL)

### **UNIT - II**

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

### **UNIT- III**

1. Extradition: Principles and Practice of implementation.
2. Intervention: Permissibility's and Experiences
3. Diplomatic Envoys: Classification, Privileges and Immunities.
4. Conflict Resolution under International Law.

### **UNIT - IV**

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

5. **Economic Social Council and Specialized Agencies.**

**SUGGESTED READINGS**

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

**Note for papers setters:**

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

2nd Semester examination to be held in the Year May, 2022, 2023 and 2024

**CLASS: LLB 2nd SEMESTER**

**Max Marks: 100**

**COURSE TITLE: LAW OF CRIMES – II**

**Written Examination: 80**

**COURSE No: LLB153**

**Internal Assessment: 15**

**DURATION OF EXAM: 3 HRS**

**Class Attendance: 05**

#### **UNIT - I**

1. Object and Importance of Criminal Procedure Code, 1973.
2. Definitions, Classification of Criminal Courts, Functionaries under the Code.
3. Arrest and the Rights of the Arrested Person.
4. Processes to compel appearance: Summons, Warrants of Arrest, Proclamation and Attachment.

#### **UNIT - II**

1. Information to Police and their powers to investigate (Sections 154-156, 161-162, 164, 165, 173, 175 and 176).
2. Cognizance of offence by Magistrate and by Courts of Session (Sections 190, 193), Complaint to Magistrate.
3. Form of Charges and Joinder of Charges.
4. General Provisions as to Inquiries and Trials (Sections 300-304, 309-311, 313 and 320).

#### **UNIT- III**

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

#### **UNIT - IV**

1. Bail and Bonds (Section 436 to 446-A).
2. Security for keeping the peace and for good behaviour (Sections 106-118), Maintenance of Public Order and Tranquility (Sections 129-132), Conditional order for removal of nuisance (Sections 133-137).

3. Urgent cases of Nuisance or Apprehended Danger (Sections 144 to 144- A), Disputes as to immovable property (Sections 145-148).
4. Order for Maintenance of Wives, Children and Parents (Sections 125-128).

### **SUGGESTED READINGS**

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

### **Note for Paper Setters:**

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

2nd Semester examination to be held in the Year May, 2022, 2023 and 2024

**CLASS: LLB 2nd SEMESTER**

**COURSE TITLE: CONTRACT LAW – II**

**COURSE No: LLB154**

**DURATION OF EXAM: 3 HRS**

**Max Marks:100**

**Written Examination: 80**

**Internal Assessment: 15**

**Class Attendance:05**

### **UNIT - I**

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

### **UNIT - II**

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

### **UNIT- III**

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

### **UNIT - IV**

1. Definition and nature of partnership (Secs.2-8)
2. Relations of partners to one another including third party (Secs.9-30)
3. Dissolution of Firm (Secs.39-55)
4. Registration of Firm (Secs.56,58,59,60)

### **SUGGESTED READINGS**

1. Pollock and Mulla: Indian Contract Act

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

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2nd Semester examination to be held in the Year May, 2022, 2023 and 2024

**CLASS: LLB 2nd SEMESTER**

**Max Marks:100**

**COURSE TITLE: FAMILY LAW –II**

**Written Examination: 80**

**COURSE No: LLB155**

**Internal Assessment: 15**

**DURATION OF EXAM: 3 HRS**

**Class Attendance:05**

### **UNIT - I**

#### **Joint Hindu Family**

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

### **UNIT - II**

#### **Law of Succession and Inheritance among Hindus**

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

### **UNIT- III**

#### **Law of Succession and inheritance among Muslims**

1. General rules of succession and exclusion from succession
2. Classification of heirs under Hanafi and Ithna Asharia schools and their shares and distribution of property
3. Distinction between Sunni and Shia law of inheritance

4. Settlement of spousal property: A need for development under personal laws in India.

## UNIT - IV

### Dispositions under Muslim law

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

### SUGGESTED READINGS

1. Poonam Saxena, Family Law Lectures II
2. Asaf A.A. Fyze, Outline of Mohammedan Law, Oxford University Press, 2008
3. Dr. Paras Diwan and Peeyushi Diwan, Family Law.
4. Basu, N.D., Law of Succession (2000), Universal
5. A. Kuppaswami (ed.) Mayne's Hindu Law and Usage Ch. 4 (1986)
6. J.D.M. Derrett, Hindu Law: Past and Present
7. A.A.A. Fyze, Outline of Muhammadan Law, (1998) Alladi Kuppaswami, (ed.)
8. Mayne's Hindu Law and Usage, (1986)
9. J.D.M. Derrett, A Critique of Modern Hindu Law, (1970)
10. Paras Diwan, Hindu Law (1985)
11. S.T. Desai (ed.) Mulla's Principles of Hindu Law, (1998)- Butterworths-India.
12. Paras Diwan, Family Law: Law of Marriage and Divorce in India, (1984).
13. A.M. Bhattacharjee, Muslim Law and the Constitution (1994), Eastern Law House, Calcutta.

14. Flavia Agnes, Family Laws and Constitutional Claims, Vol I, Oxford University Press, 2011
15. Mayne's, Hindu law & usages, Bharat Law House, 2008
16. Mulla, Hindu Law, Lexis Nexis Butterworths Wadwa, 2012
17. Syed Khalid Rashid's, Muslim law, Eastern Book Company, 2008

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**CLASS: LLB 2nd SEMESTER**

**Max Marks: 100**

**COURSE TITLE: LEGAL METHOD**

**Internal Assessment: 80**

**AND CLINICAL LEGAL EDUCATION-II**

**Viva-voce: 15**

**COURSE No: LLB156**

**Class Attendance: 05**

**A. Legal Methods (10Marks)**

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

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

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

**B. Clinical Legal Education**

**1. Moot Court (40Marks):**

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

10 marks are reserved for Presentation of each problem.

**2. Chamber Visit: (20Marks)**

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

**3. Visit to Other Institutions: (10Marks)**

Lok Adalat/Jail/Police station/Detention Centre.

The students shall prepare a Report, noting his observations about the institutions visited. The Teacher-

In charge shall brief the students before the visit. This shall carry 10 marks.

**C. VIVA-VOCE (15Marks)**

The Viva-Voce on the aforesaid components shall be held for 15 marks. 5 marks are reserved for class attendance.