

PDM UNIVERSITY, BAHADURGARH-124507

Haryana Private Universities Act, 2006 (Haryana Act No.32 of 2006)

&

(Est. Under the Haryana Private Universities (Amendment) Act, 2015

(Haryana Act No.1 Of 2016)

FACULTY OF LAW OUTLINES OF TESTS SYLLABI

AND

COURSES OF READING FOR LL.B 3YEARS LAW COURSE

FOR THE SESSION 2017-18

**PDM UNIVERSITY
FACULTY OF LAW
SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-I
PAPER NO: P-I**

Module Code-LAWS1101 (O)
Module Name- JURISPRUDENCE

**Theory Paper Marks: 70
Internal/Project Marks: 30
Total Marks: 100**

Credits: 4

Duration of Examination: 3 Hrs

OBJECTIVE OF THE COURSE: Jurisprudence is a window that gives into the making, mechanics and meaning of law. It also throws light on all intricate factors that go on to make up what is known as law. This module intends to take the students to journey into law and legal concepts.

Unit 1: Introduction to Jurisprudence

1. Definition and Scope of Jurisprudence, Utility of Jurisprudence, Growth of Jurisprudence and Difficulties in Defining Jurisprudence
2. Law and Jurisprudence-A study in relationship

Unit -II: School of jurisprudence

1. Analytical School, Historical School, Sociological School and Feminist School
2. Positivism and Pure Theory of Law

Unit III:

1. Natural law: Meaning and Concept of Natural Law, Natural Law during the medieval period, Decline and Revival of Natural Law
2. Sources of law: Customs, Precedent, Legislations

Unit IV: Judicial concepts

1. Legal Rights and Duties
2. Law and Morals
3. Property
4. Ownership
5. Possession
6. Legal Persons

SUGGESTED READINGS:

1. Agarwal Nomita, Jurisprudence, Central Law Publication, Allahabad
2. Edgar Bodenheimer, Jurisprudence, Universal Law Publication, Delhi
3. Dhyani S.N., Foundation of Jurisprudence, Central Law Agency, Allahabad
4. Paranjapee N.V., Studies in Jurisprudence and Legal Theory, Central Law Agency Allahabad
5. W. Frienmann, Legal Theory, Universal Law Publishing Co, Pvt. Ltd
6. H.L.A. HART, The concept of law, Oxford University Press
7. M.D.A. Freeman(Ed), Lloyed'd- Introduction to Jurisprudence, Sweet & Maxwell
8. R.M.V. Dias, Jurisprudence, Butterworths
9. C.K. Allen, Jurisprudence, Oxford University Press
10. G.W. Paton, Text Book of Jurisprudence, Oxford University Press

* Latest editions of all the suggested books are recommended.

Note: The question paper will have nine questions in all. First question will be compulsory and shall carry 20 marks and will be of conceptual nature covering the entire syllabus. There will be eight more questions, two from each unit and shall carry 12.5 Marks for each question. The candidate will be required to attempt four questions, selecting at least one question from each unit.

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FACULTY OF LAW
SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-I
PAPER NO: P-II**

Module Name- CONSTITUTIONAL LAW-I
Module Code-LAWS1102

**Theory Paper Marks: 70
Internal/Project Marks: 30
Total Marks: 100**

Credits: 4

Duration of Examination: 3 Hrs

OBJECTIVE OF THE COURSE: Constitution is the foundation of a nation and fountain head of all laws. This module introduces the students to the characteristics of the constitution and the fundamental rights that are enshrined in the constitution.

Unit-I

Preamble
Fundamental Rights in general (Art 12-13)
Right to Equality (Art 14-18)
Right to Freedom (Art -19)

Unit-II

Right to Freedom (Art 20, 21, 22)
Right against Exploitation (Art 23-24)
Right to Freedom of Religion (Art 25-28)
Cultural and Educational Rights (Article 29-30)

Unit-III

Right to Property (Art 300-A,31A-31-B)
Fundamental duties (Art-51A)
Directive Principles of State Policy (Art 36-51)
Writ Jurisdiction (Art 32 & 226)

Prescribed Case:

Unit-IV

Freedom of Trade, Commerce and Inter course (Art 301 to 307)
Services under the Union and the States (Art 309-323)
Emergency Provisions (Art 352-360).

BOOKS RECOMMENDED:

1. Basu, D.D. : Constitution of India.
2. Chander Pal : Centre-State Relations and Co-operative Federation.
3. Chander Pal : State Autonomy in Indian Federation
4. Diwan, Paras : Constitution of India.
5. Gupta, R.K. : Centre-State Fiscal Relations under Indian constitution.
6. Jain, M.P. : Indian Constitutional Law.

7. Seervai, H.M. : Constitutional Law of India.
8. Singh Mahendra(P) V.N. Shukla's Constitution of India.
9. Narinder Kumar: Constitutional

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FACULTY OF LAW
SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-I
PAPER NO: P-III**

**Module Code: LAWS1103
Module Name: CONTRACT-I**

**Theory Paper Marks: 70
Internal/Project Marks: 30
Total Marks: 100
Duration of Examination: 3**

**Credits: 4
Hrs**

OBJECTIVE OF THE COURSE: This is a law that helps establish a legal relationship and regulate the same between two individuals in the public domain. This law is a very important tool of commerce in globalised era. This module will help and prepare the students for understanding the world of contract.

UNIT- I

1. GENERAL PRINCIPLES OF CONTRACT:

History and Nature of Contractual-
Agreement and Contract: definitions-elements and kinds-legality of object
Formation of Contract- Proposals and Acceptance: Ss. 1 to 10).
Free Consent (Ss. 13 to 22)
Lawful consideration and object (Ss. 2(d), 23, 24, 25)
Void Agreements: Ss. 26-30
Contingent Contracts (Ss. 31-36)
Performance of Contract and Anticipatory breach: (Ss. 37 to 55)

UNIT -II

Impossibility, illegality and performance (Ss. 56 to 61)
Contracts which need not be performed (Ss. 62 to 67)
Quasi Contracts (Ss. 68 to 72)

UNIT-III

Breach of Contract and Damage (Ss. 73 to 75)
(Indian Contract Act, 1872 (As amended up to date) Section 1- 75)

II. SPECIFIC RELIEF

UNIT-IV:

Definition, recovering possession of property (Sections 2, 5 to 8)
Contract which can be specifically performed and which not be specially performed (Sections 10-14)
Rescission of contract (Ss. 27-30)
Injunctions (Sections 36-41)
(Specific Relief Act,)

RECOMENDED READING

1. Chesire & Fifoot, Cases on Law of Contract, Butterworths.
2. G. Treitel, The Law of Contract, Sweet and Maxwell
3. Anson, The Law of Contract, Oxford University Press
4. Cheshire and Fifoot, Cases on Law of Contract, Oxford University Press
5. Chitty, Contracts, Vol. I and XXIX, Sweet and Maxwell
6. Avtar Singh, Principles of Mercantile Law, Eastern Book Co.
7. Mulla, D.F.: Indian Contract and Specific Relief Act- 13th Edition Lexis-Nexis, 2006.
8. Bangia, R.K.: Indian Contract Act- 13th Edition Allahabad Law Agency, 2008.
9. Bangia, R.K.: Specific Relief Act- 3rd Edition (Reprint), 2006
10. Desai, T.R.: Indian Contract Act- 16th Edition, S.C. Sarkar & Sons Pvt.Ltd., 1961.
11. Ansoon, A.G.: Law of Contract- 26th Edition, Oxford at the Clarendon Press, 1972.
12. Pollock and Mulla: Indian Contract Act- 11th Edition, N.M. Tripathi, 1994

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SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-I
PAPER NO: P-IV
Course Description**

**Module Code-LAWS1104
Module Name-FAMILY LAW-I**

**Theory Paper Marks: 70
Internal/Project Marks: 30
Total Marks: 100**

**Credits: 4
Hrs**

Duration of Examination: 3

OBJECTIVE OF THE COURSE: Family is the smallest yet a very important unit of the society. He issues within the family are a concern for law but also of religion, culture and custom. This module acquaints the students with the intricate of family and the law relating to them.

UNIT-I

Concept of Hindu Marriage-Its Evolution and nature, The Hindu Marriage Act, 1955, and its application, Essential Conditions for valid Hindu Marriage, Ceremonies of Marriage, Registration of Hindu Marriages, Remedy of Restitution of Conjugal Rights Void and Voidable Marriages.

Judicial Separation and Divorce, Grounds for Divorce and Judicial Separation, Legitimacy of Children, Jurisdiction, Bars to Matrimonial Remedies, Ancillary Reliefs, Permanent Alimony and Maintenance.

UNIT-II

Hindu Law & Its Sources, Schools of Hindu Law, Hindu Joint Family, Features of Mitakshra and Dayabhaga Joint Families, Coparcenary, Classification of Property.

Karta of Joint Family, Position, Liabilities and Powers of Karta. Karta's powers of Alienation, Coparcener's Power of Alienation, Coparcener's Right to Challenge Improper Alienation, Alienee's Rights and Remedies

UNIT-III

The Hindu Succession Act, 1956, Effects of the Hindu (Succession) Amendment, 2005, Rules of Succession to the Property of Hindu Male, Succession to the Property of Hindu Female, Succession to the Mitakshara Coparcener's Interest, General Rules of Succession,

Partition, Subject Matter of Partition, Persons who have a Right to Partition & Right to Share, Persons who are entitled to Share if Partition takes place, Modes of Partition, How Partition is effected, Partial Partition, Reopening of Partition, Re-Union.

UNIT-IV

The Hindu Minority and Guardianship Act, 1956, Concept of Minority and Guardianship, Natural Guardians and their Powers, Testamentary Guardian, Appointment and Powers, Certified Guardian, De facto Guardian, Guardian By Affinity.

The Hindu Adoptions & Maintenance Act, 1956, Nature of Adoption, Essential Conditions for Valid Adoption, Effects of Adoption, Registration of Adoption, Maintenance As Personal Obligation, Maintenance of Dependents, Quantum of Maintenance, Maintenance as a Charge on Property

BOOKS RECOMMENDED:

Mulla	-	Principles of Hindu Law
Dr. Paras Diwan	-	Modern Hindu Law
Mayne's	-	Hindu Law and Usage
Dr. U.P.D.Kesari	-	Modern Hindu Law
Basant Kumar Sharma	-	Modern Hindu Law
E.L. Bhagirath Rao	-	Marriage Laws & Family Courts Act

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SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-I
PAPER NO: P-V
Course Description**

Module Code-LAWS1105

Module Name-LAW OF TORTS INCLUDING
MOTOR VEHICLE ACCIDENTS AND CONSUMER PROTECTION LAWS

**Theory Paper Marks: 70
Internal/Project Marks: 30
Total Marks: 100**

Credits: 4

Duration of Examination: 3 Hrs

OBJECTIVES OF THE COURSE: There is a twilight zone between Contract and crime where there is only the concept of wrong and not offence and breach. Law of Torts along with other enactment introduces the student to this unique world of wrongs.

UNIT – I :

TORT Origin and Development of Law of Torts. Definition, Nature and Scope of Torts. Essential elements of law of torts- Act or Omission, Mental element, damages (Injuria sine Damnum and Damnum sine Injuria) Damages – (Remoteness of damage causation) General Defences – capacity, Vicarious liability, Joint and Several Tortfeasors, Extinction of liability etc. General Exception to liability – Act of State, Judicial and Quasi-Judicial Acts, Parental and Quasi parental Act, Necessity, Inevitable accident, mistake, Leave and license, Act of Good Self Defence.

UNIT – II

SPECIFIC RELIEF ACT Vicarious Liability including vicarious liability of state Negligence Contributory Negligence and Composite Negligence including Nervous Shock Nuisance, Defamation Trespass to Person and Property

UNIT-III

CONSUMER PROTECTION ACT, 1986. Consumer and Consumer Rights Concept of Goods and Services Consumer Protection Councils Complaints and process of making of Complaints Composition, Powers, functions and Jurisdiction of Consumer Dispute Redressal Agencies Reliefs and Redressal

UNIT-IV

MOTOR VEHICLES ACT, 1988 Objects and Reasons Definitions Licensing of Drivers of Motor vehicle Registration of Motor vehicles Liability without fault in certain cases Insurance of Motor vehicles against third party risk Claim Tribulation

RECOMMENDED READING ***** Only current editions are to be read

1. MarkLuney&KenOliphznt, Tort Law: Text and material, Oxford University Press.
2. W.V.H. Rogers, Winfield &Jolowicz on Torts, SWEET & MAXWELL
3. R.F.V. Heuston(Ed), Salmond and Heuston on Law of TORTS, SWEET & MAXWELL.

4. RatanLal and DhirajLal, TheLawofTorts, WADHWA & COMPANY
5. P.S. Achuthan Pillai, Eastern Book Company.
6. Bangia, R.K. : Law of Torts- 19th Edition, Allahabad Law Agency, 2006.
7. Winfield and Jolowicz : Torts- Sweet & Maxwell Ltd., 2006.
8. Clerk and Lindsell : Torts- 19th Edition, Sweet & Maxwell Ltd., 2009
9. Basu, D.D. : The Law of Torts- Kamal Law House, 1981
10. Aggarwal, V.K. : Consumer Protection Act : Law and Practice- 6th Edition, Bharat Law House, 2009.
- 11 GurbaxSingh : Law of Consumer Protection in India- Bharat Law Publisher, 1990
12. Saraf, D.N.: Law of Consumer Protection in India- N.M. Tripathi

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SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-II
PAPER NO: P-I
Course Description**

Module Code: LAWS1106

Module Name: CONSTITUTIONAL LAW-II

Theory Paper Marks: 70

Internal/Project Marks: 30

Total Marks: 100

Credits: 4

Duration of Examination: 3 Hrs

OBJECTIVE OF THE COURSE: In this module the students will be taught intricacies of governance. They will get an insight into centre –State relations and also that of the executive judiciary and the legislature.

UNIT-I

Relations between the Union and the States (Art 245-289)

Legislative Relations (Art 245-255)

Administrative Relations (Art 256-263)

Financial Relations (Art 268-289)

UNIT-II

Independence of the Judiciary

Supreme Court of India-Establishment jurisdiction and Powers (Art 124-145)

High Courts in the States (Art 214-227)

Public Interest Litigation

UNIT-III

PARLIAMENTARY Privileges (Art 105 & 194)

The Union Executive and Parliament

The State Executive and Legislature

Amendment of the Constitution (Art 368)

UNIT-IV

Elections- Superintendence, direction and Control of elections (Art 324 to 329A)

Property, Contracts, Rights, Liabilities Obligations and suits (Art 294 to 300)

Basic structure of the constitution

BOOKS RECOMMENDED:

1. Basu, D.D. : Constitution of India
2. Chander Pal : Centre-State Relations and Co-operative Federation
3. Chander Pal : State Autonomy in Indian Federation

4. Diwan, Paras : Constitution of India
5. Gupta, R.K. : Centre-State Fiscal Relations under Indian constitution
6. Jain, M.P. : Indian Constitutional Law
7. Seervai, H.M. : Constitutional Law of India
8. Singh Mahendra(P) : V.N. Shukla's Constitution of India
9. Narinder Kumar : Constitutional Law of India

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SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-II
PAPER NO: P-II
Course Description

Module Code: LAWS1107
Module Name: CONTRACT-II

Theory Paper Marks: 70
Internal/Project Marks: 30
Total Marks: 100

Credits: 4

Duration of Examination: 3 Hrs

OBJECTIVE OF THE COURSE: In previous semester the students became familiar with general principle of contract. This Course will initiate the students to different kinds of contract and their intricacies.

Unit-I

Contract of Indemnity- Definition and scope; Rights of indemnity-holder (Section 124-125)
Contract of Guarantee-Definition and scope; Essential features; Comparison of contract of guarantee and indemnity; Continuing Guarantee; Extent of surety's liability; Modes of Discharge of surety; Rights of Surety; Rights of surety against the creditor, principal debtor and co sureties.(Sections 126-147)

Agency- Definition and scope; essential features of agency; Kinds of agent; delegation of authority-sub-agent and substituted agent; Modes of creation of agency; Agency by ratification; revocation of authority; Agents duty to Principal; Principal's duty to agent; Effects of Agency on Contracts with third persons; Personal Liability of Agent; Termination of Agency-revocation, renunciation by operation of Law (Sections 182-238).

Unit-II

Bailment- Definition and scope; Essential features of Bailment. Kinds of Bailee -Banker, Factor, Wharfinger, Attorneys, Policy-brokers and Carriers. Duties and rights of Bailor; Duties and rights of Bailee. Finder of lost goods (Sections 148-171).

Bailment and Pledge- Definition and scope; Pawner's right to redeem; Rights of Pawnee. Who can pledge-pledge by mercantile Agent, Pledge-pledge by person in possession under voidable contract; Pledge by Pledgee (Sections 172-181).

Unit-III

Sale of Goods Act- Concept of Sale, formation of contract (Sections 4-10); Sale and Agreement to sell; conditions and warranties including implied conditions and warranties (Sections 11-17); Transfer of Property in goods and title (Sections 18-30), Passing of risk, C.I. F Contracts, F.O.B. contracts and Ex-ship contracts. Performance of the Contracts (Sections 31-44); Rights of unpaid seller against the goods-Right to Lien, Right of stoppage of goods in transit, Right of re-sale (Sections 45-54), Suit for Breach of contract (Sections 55-61);

Unit-IV

Indian Partnership Act- Nature of Partnership; Essentials of Partnership (Sections 4-8), Partnership compared with co-ownership; Company, Joint Hindu Family Business; Relations of Partners to one another (Sections 9-17); Relations of partners to third parties including the principle of “holding out” minor admitted to the benefits of Partnership (Sections 18-30); Incoming and Outgoing Partners (Sections 31-38); Dissolution of Firms-meaning and scope; modes of Dissolution of firm

BOOKS RECOMMENDED:

1. Anson : Law of Contract.
2. Chaturvedi : Lectures of Indian Contract Act.
3. Desai, S.T. : Indian Contract Act.
4. Pallock&Mulla : Indian Contract Act.
5. Chalmer : Sale of Goods.
6. Pallock&Mulla : The Sale of Goods and Partnership Acts.

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SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-II
PAPER NO: P-III
Course Description

Module Code: LAWS1108
Module Name: FAMILY LAW-II

Theory Paper Marks: 70
Internal/Project Marks: 30
Total Marks: 100

Credits: 4

Duration of Examination: 3 Hrs

OBJECTIVE OF THE COURSE: In India as the students in the previous semester, the law of family is heavily influenced by religion. In this module the students will be introduced to Family Law influence by Islam.

UNIT – I

Introduction – Nature, Origin, Philosophy, Concept and Application of Mohammedan Law, Sources of Mohammedan Law Schools of Mohammedan Law

UNIT – II

Marriage

Dower

Talaq

Divorce under the Dissolution of Muslim Marriage Act, 1939

Maintenance: under customary law and under the Muslim Women (Protection of Right on Divorce) Act, 1986 and Section 125 to 128 of the Code of criminal Procedure, 1973.

UNIT –III

Acknowledgement

Guardianship

Gift

Wills

Pre –emption

Succession and Inheritance: General Principles, Hanafi and Shia Law

UNIT-IV

The Divorce Act, 1869- Sections 1 to 62

The Indian Succession Act, 1925 – Applicability

Intestate Succession (Section 29 to 56)

Succession Certificate (Section 370 to 390)

RECOMMENDED READINGS:

1. Mulla's Principles of Mahomedan Law
2. Fyzee-Outlines of Muhammadan Law
3. Ameer Ali- Muhammanan Law
4. Tahir Mahmood- Muslim Law
5. Aquil Ahmed – Muhammadan Law
6. S.A. Kader- Muslim Law of Marriage and Succession in India
7. B.B. Mitra – Inidan Succession Act
8. N.D. Basu – Succession Act
9. Diwan, Paras: Muslim Law in Modern India- 9th Edition Allahabad Law Agency, 2007.

10. Mulla: Principles of Mohammedan Law- 19th edition Lexis-Nexis, 1990.

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SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-II
PAPER NO: P-IV
Course Description**

Module Code: LAWS1109

Module Name: PUBLIC INTERNATIONAL LAW AND HUMAN RIGHTS

Theory Paper Marks: 70

Internal/Project Marks: 30

Total Marks: 100

Credits: 4

Duration of Examination: 3 Hrs

OBJECTIVE OF THE COURSE: The students have so far studied the domestic law and have also been exposed to the fact that neither an individual nor a nation can survive in isolation. The students have learnt of international relations from the point of view of political science. This module will discuss the same from the legal point of view.

UNIT-I

Definition, Nature and Sanctions of International Law, Relationship between International Law and Municipal Law, Sources and subjects of International Law including position of individual

UNIT-II

State Territory, State Jurisdiction, Recognition of States and Governments, Acquisition and loss of State Territory, State Succession, Extradition, Asylum, Settlement of Disputes

UNIT-III

Nature, Definition and Effects of War, Belligerent Occupation, War Crimes, Contraband, Blockade, Prize Counts, Enemy Character, Rules of Warfare

UNIT-IV

Human Rights: Concept of Human Rights, Provisions of U.N. Charter relating to Human Rights, Universal Declaration of Human Rights, 1948 and its legal significance, Covenant on Civil and Political Rights, 1966 and Covenant on Economic, Social and Cultural Rights, National Commission on Human Rights

BOOKS RECOMMENDED

- Starke, J.G. : An Introduction to International Law
- Aggarwal, H.O. : Public International Law and Human Rights
- Kappor, S.K. : International Law
- Harris, D.J. : Cases and Material on International Law
- Greig, DW : International Law

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SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-II
PAPER NO: P-V
Course Description**

Module Code-LAWS1110 (O)

Module Name: LAW OF PROPERTY (TRANSFER OF PROPERTY ACT AND EASEMENT ACT)

Theory Paper Marks: 70

Internal/Project Marks: 30

Total Marks: 100

Credits: 4

Duration of Examination: 3 Hrs

OBJECTIVE OF THE COURSE: The world of property is a very important part of a national as well as individual life. This module offers a glimpse of the world of property.

UNIT-I Sections 1 to 35

Object and Scope of the Transfer of Property, 1882, Interpretation Clause (Section-3), Definition of Transfer of Property, Subject Matter of Transfer, Persons competent to Transfer, Oral Transfer, Transfer for the benefit of Unborn Person, Rule against Perpetuity, Vested and Contingent Interests, Conditional Transfer, Doctrine of Election.

UNIT-II Sections 36 to 53-A

Apportionment, Transfer of Property by Ostensible Owner(Section-41), Transfer by unauthorized Person who subsequently acquires Interest in Property Transferred, Transfer by One Co-owner, Joint Transfer for consideration, Priority of Rights created by Transfer, Fraudulent Transfer, Doctrine of LIS- Pendens, Doctrine of Part-Performance

UNIT-III

Definition of Sale, Rights and Liabilities of Buyer and Seller, Marshalling by Subsequent Purchaser, Definition of Mortgage and kinds of Mortgage (Section 58-59), Rights and Liabilities of Mortgagor (Section 60 to 66), Rights and Liabilities of Mortgagee (Section 67 to 77), Priority (Section 78 to 80).

UNIT-IV

Charge (Section 100) Definition of Lease, Rights and Liabilities of Lessor and Lessee (Section 105 to 108), Different Modes of Determination of Lease (Section 111), Gift (Section 122 to 129), Easement

BOOKS RECOMMENDED:

D.F. Mulla	-	Transfer of Property Act
Shah S.M.	-	Lecturers of Transfer of Property
Shukla S.N.	-	Transfer of Property
Lahri S.M.	-	Transfer of Property
Sinha S.N.	-	Transfer of Property
Shukla V.N.	-	Transfer of Property
Diwan Paras	-	Transfer of Property

Tripathi G.P. - Transfer of Property

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FACULTY OF LAW
SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-III
PAPER No. I
Course Description

Module Code-LAWS2101 (O)

Module Name- LAW OF CRIMES (PENAL CODE)-I

Theory Paper Marks: 70

Internal/Project Marks: 30

Total Marks: 100

Credits: 4

Duration of Examination: 3 Hrs

OBJECTIVES OF THE COURSE: This module intends to familiarize the students to a new area of law called crimes. Here the students will learn about offences, their elements and the punishment. U

Unit-I

Crime Definition, Nature, Elements of Crime, Stages of Crime, Territorial Jurisdiction; (Sections 1-5), General Explanation (Sections 6-52-A) Punishments (Sections 53-75), General Exceptions (Section 76-106),

Unit-II

Abetment (Section 107-120)

Criminal Conspiracy (Section 120-A, 120-B)

Offences against the State (Sections 121-124-A)

Offences against the Public Tranquility (Sections-141-160)

Contempt of the Lawful Authority of Public Servants (Sections 172-190)

Unit-III

False Evidence (Sections 191-201); Sections 228A, 229A, 268,279,292 to 294A, 295 to 298; Offences affecting life (Sections 299-311)

Unit-IV

Causing miscarriage, etc. (Sections 312-318)

Hurt and Grievous hurt (Sections 319-338)

Wrongful Restraint and Wrongful Confinement (Sections 339-341).

BOOKS RECOMMENDED:

1. Gour, H.S. : The Penal of India
2. Raju, V.B. : Commentaries on the Indian Penal Code.
3. Singh, Jaspal : Indian Penal Code
4. Nelson, Reginald A. : The Indian Penal Code
5. Ratanlal and Dhirajlal : The Indian Penal Code.
6. Bhattacharya, T. : Indian Penal Code.
7. Tripathi, B.N. Mani : Text Book of Criminal Law
8. Tandon, M.P. : Indian Penal Code

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**PDM UNIVERSITY
FACULTY OF LAW
SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-III
PAPER No. II
Course Description**

Module Code-LAWS2102 (O)

Module Name- CRIMINAL PROCEDURE CODE, 1973- I

**Theory Paper Marks: 70
Internal/Project Marks: 30
Total Marks: 100**

Credits: 4

Duration of Examination: 3 Hrs

OBJECTIVE OF THE COURSE: The world of offences is now familiar to the students. However to punish for the offence committed, there is a process which will be taught in this module.

UNIT-I

Definitions- Sections 2to-5, Constitution of Criminal Courts and Officers (Section 6-25), Power of Courts (Section 26-35), Power of Superior Officers of Police (Section-36), Arrest of Persons (Section 41-60), Process to compel appearance and production of things (Section 62-103), Search and Seizure Section (91-102), Difference between Summons and Warrant.

UNIT-II

Difference between Bailable and non-bailable offence, Difference between compoundable and non-compoundable offences. Provisions as to Bail and Bonds (Section 436-450), Order for maintenance of wives, children and parents section 125-128), Information to the Police and their powers to Investigate Section 154-176), Jurisdiction of Criminal Courts in Inquiries and Trial Section (177-189),

UNIT-III

Cognizance of offences by Magistrates (Sections 190 to 199), Complaints to Magistrate and commencement of Proceedings before Magistrate (Section 200-210), Form and Contents of Charge, (Sections 211 to 214) Effect of Errors in framing of the Charge(Section 215) Alteration of Charge and procedure after alteration (Sections 216,217) Separate Charge for Distinct offence (Section 218) Exceptions to the general rule, Joinder of offences, Joinder of Persons.

UNIT-IV

Recording of Pre-Charge Evidence of Complainant (Section 244), Discharge of the accused (Section 245), Framing of the Charge, Explaining the Charge to the accused, Conviction on plea of guilty, Post Charge Evidence of Complainant (Section 246) Recording of the statement of accused (Section 313) Evidence for the Defense (Section 247), Arguments and Judgment of Acquittal or Conviction(Section 248), Discharge of the accused where the complainant absent (Section 249), Plea Bargaining (Sections 265A to 265L) Compounding of offences (Sections 320) Withdrawal from Prosecution (Section 321)Pardon to Accomplice(Sections 306&307)

BOOKS RECOMMENDED

S.C. Sarkar	: Law of Criminal Procedure
Ratan Lal Dhirajlal	: The Code of Criminal Procedure
R.V. Kelkar	: Criminal Procedure Code
P.C. Banerjee	: Criminal Trial and Investigation

S.N. Mishra
R.V. Kelkar

: The Code of Criminal Procedure
: Lecturers on Criminal Procedure

Note: The question paper will have nine questions in all. First question will be compulsory and shall carry 20 marks and will be of conceptual nature covering the entire syllabus. There will be eight more questions, two from each unit and shall carry 12.5 Marks for each question. The candidate will be required to attempt four questions, selecting at least one question from each unit.

PDM UNIVERSITY
FACULTY OF LAW
SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-III
PAPER No. III
Course Description

Module Code-LAWS2103

Module Name- ENVIRONMENTAL LAW

Theory Paper Marks: 70

Internal/Project Marks: 30

Total Marks: 100

Credits: 4

Duration of Examination: 3 Hrs

OBJECTIVE OF THE COURSE: The Environment in which we live is in danger. In this module the students will learn the laws which are enacted to protect and preserve the environment.

Unit – I Introduction and Sources of Environmental Pollution

Definition of Environmental Pollution Causes of Environmental Pollution; Sources and Effects of Water, Air, Noise and Land Pollution.

Emerging Principles:

- a- Polluter Pays
- b- Precautionary Principles
- c- Public Trust Doctrine
- d- Sustainable Development

The Environment (Protection) Act, 1986- Definitions (Section 2), General Powers of Central Government (Sections 3-6), Prevention, Control and Abatement of Environment Pollution (Sections 7-17), Miscellaneous Provisions (Sections 18-26).

Unit – II Specific Acts (Water and Air Pollution)

Water (Prevention and Control of Pollution) Act, 1974-Definition (Section 2), The Central and State Boards for Prevention and Control of Water Pollution (Sections 3-12), Joint Boards (Sections 13-15), Powers and Functions of Boards (Sections 16-18), Prevention and Control of Water Pollution (Sections 19-33A), Funds Accounts and Audit (Sections 34-40), Penalties and Procedures (Sections 41-50), Miscellaneous Provisions (Sections 51-64), Working and Defects of the Act of 1974.

Air (Prevention and Control of Pollution) Act, 1981- Definitions, Sources and Effects of Air Pollution, Central and State Board, (Section 16-18), Prevention and Control of Air Pollution (Sections 19-31A), Funds, Accounts and Audit (Section 32-36), Penalties and Procedures including Miscellaneous Provisions (Sections 37-54)

Unit – III Noise Pollution and Wild Life

Noise Pollution- Concept of Noise Pollution, Sources and Effects of Noise Pollution, Legal and Judicial controls.

The Wild Life (Protection) Act, 1972- Definitions (Section 2), Authorities under the Act (Sections 3-8), Hunting of Wild Animals (Sections 9-12), Protections of Specified Plants (Sections 17A – 17H), Sanctuaries, National Park and Closed Areas (Sections 18-38), Central Zoo Authority and Recognition of Zoos (Sections 38A-38J), Trade of Commerce in Wild Animals, Animal

Articles and Trophies (Sections 39-49), Prohibition of Trade or Commerce in Trophies, etc. (Sections 49A-49C), Prevention and Detection of Offences (Sections 50-58).

Unit – IV Remedies

Constitutional Provisions: Public Interest Litigations and Judicial Activism,
National Green Tribunal Act, 2010- Establishment of Tribunal, Jurisdiction, powers and proceeding of Tribunal

Suggested Readings:

1. Thakur, Kailash: Environmental Protection, Law and Policy in India (Deep and Deep, Delhi)
2. Diwan, Paras: Environmental Administration – Law and judicial Attitude, Vols. I & II.
3. Aggarwal, S.: Legal Control of Environmental Pollution
4. Chaturvedi, R.G.: Law on Protection of Environment and Prevention of Pollution.
5. Shastri, Environmental Law

Note: The question paper will have nine questions in all. First question will be compulsory and shall carry 20 marks and will be of conceptual nature covering the entire syllabus. There will be eight more questions, two from each unit and shall carry 12.5 Marks for each question. The candidate will be required to attempt four questions, selecting at least one question from each unit.

**PDM UNIVERSITY
FACULTY OF LAW
SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-III
PAPER No. IV
Course Description**

Module Code-LAWS2104
Module Name- ADMINISTRATIVE LAW

Theory Paper Marks: 70
Internal/Project Marks: 30
Total Marks: 100
Duration of Examination: 3 Hrs

Credits: 4

OBJECTIVE OF THE COURSE: This module will expose the students to administrative law and the rules that ensure a fair deal when a person is working. It has a close relationship with constitution help that students understand the importance of fairness.

Unit-I

Introductory- Nature and Scope of Administrative Law, Rule of Law, Doctrine of Separation of powers
Delegated Legislation: Necessity, Scope, Legal forms, Reasons for growth and Constitutional limits of Delegated Legislation, Judicial, Parliamentary and other Controls over delegated legislation, Sub Delegation.

Unit-II

The Concept of Natural Justice: The Rule against Bias-Personal bias, Pecuniary bias, Institutional bias, Tests of Bias, Exceptions to the Rule, Right of Fair Hearing –applicability, general contents of fair hearing, exceptions to the Rule, Exclusion of Judicial Review, Reasoned Decision, The Doctrine of Legitimate Expectation, The Doctrine of Proportionality, Fair Hearing in Service matters, Relationship between Reasonableness and proportionality

Unit-III

Discretionary powers- failure to exercise a discretionary power, Prevention of Abuse of Discretion, Reason for growth of Administrative Tribunals, Judicial Control over Administrative Tribunals, Judicial Review of Administrative Actions Through Writs, Writ of Habeas Corpus, Writ of mandamus, Writ of Prohibition, Writ of Certiorari, Writ of quo warranto, High Court Powers of Superintendent

Unit-IV

Liability of the State and Public Authorities in Tort, Misfeasance in public office, Contractual liability of the State, Promissory Estoppel, Government Privileges in legal proceedings, Public Undertakings: Types, Control (Parliamentary Judicial & Governmental), Ombudsman-Lokpal and Lokayukta, Central vigilance commission, Powers of Investigation and Enquiry

BOOKS RECOMMENDED:

1. Jain and Jain : Principles of Administrative Law.
2. Joshi, K.C. : Administrative Law
3. Massey, I.P. : Administrative Law

4. Sathe, S.P. : Administrative Law
5. Thakkar, C.K. : Administrative Law
6. Wade, H.W.R. : Administrative Law
7. Garner : Administrative Law
8. Griffith and Street : Principles of Administrative Law ,a case
book of Administrative Law.
9. De Smith : Judicial Review of Administrative Actions.

Note: The question paper will have nine questions in all. First question will be compulsory and shall carry 20 marks and will be of conceptual nature covering the entire syllabus. There will be eight more questions, two from each unit and shall carry 12.5 Marks for each question. The candidate will be required to attempt four questions, selecting at least one question from each unit.

**PDM UNIVERSITY
FACULTY OF LAW
SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-III
PAPER No. V
Course Description**

Module Code-LAWS2105

Module Name- PROFESSIONAL ETHICS AND
PROFESSIONAL ACCOUNTABILITY (CLINICAL COURSE I)

**Theory Paper Marks: 70
Internal/Project Marks: 30
Total Marks: 100
Duration of Examination: 3 Hrs**

Credits: 4

OBJECTIVE OF THE COURSE: The lawyers, like other professionals have a code of conduct and basic knowledge of professional accounting. This module deals with them.

UNIT-I

Nature of Legal Profession & Meaning of Professional Ethics, Historical Development of Legal Profession, Role of Lawyers in National Movement of Independence, All India Bar Committee of 1951 and the passing of Advocates Act, 1961.

UNIT-II

Advocate Act 1961 Chapter V & VI (Section 34, 35-45), Bar Council of India Rules (Part VI & VII about Duties), Rights, Privileges of Advocates, Study of Code of Ethics prepared by Bar Council of India

UNIT-III

Contempt of Courts Act, 1971, Constitutional Provisions regarding Power of Supreme Court, High Courts for their contempt, Bar Bench Relations

UNIT-IV

50 Selected Opinions of the Disciplinary Committees of Bar Councils

The following 10 Judgments of the Supreme Court would be discussed and analyzed:

1. Supreme Court Bar Association v. Union of India & others, AIR 1998 SC 1895.
2. Re Ajay Kumar Pandey Advocate, AIR 1998 SC 3299.
3. Dr. I. P. Mishra v. State of U.P., AIR 1998 SC 3337.
4. Kashi Nath Kher and other v. Dinesh Kumar Bhagat and others, AIR 1998 SC 374.
5. P. D. Gupta v. Ram Murti, AIR 1998 SC 283.
6. Sadhvi Ritumbhara v. Digvijay Singh & others, (1997) 4 SCJ 64.
7. Delhi Judicial Service Association, Tis Hazari Court Delhi v. State of Gujarat and others, AIR 1991 SC 2176.
8. M. B. Sanghi v. High Court of Punjab & Haryana and others, AIR 1991 SC 1834.
9. Amrit Nahata v. Union of India, AIR 1986 SC 791.
10. State of Bihar v. Kripalu Shankar, AIR 1987 SC 1554.

BOOKS RECOMMENDED

P.RamanthaIyer : Legal & Professional Ethics
Mr. Krishnamurthy Iyer : Advocacy

Dr.KailashRai : Legal Ethics, Accountability for Lawyers and Bench Bar Relations (Central Law Publications)

Majumdar : Professional Ethics

Dr. S.P. Gupta : Professional Ethics, Accountancy for Lawyers and Bench-Bar Relations.

Dr. S.S. Shilwant : Legal & Constitutional History of India

Bhagwati, P.N. : Challenges to the Legal Profession-Law and Investment in Developing Countries

J.B. Gandhi : Sociology of Legal Profession and Legal System (1987)
The Advocates Act, 1961
The contempt of Courts Act, 1971
The Legal Services Authorities Act, 1987
The Bar Council Code of Ethics
Constitution of India
The Criminal Procedure Code, 1973

Note: The question paper will have nine questions in all. First question will be compulsory and shall carry 20 marks and will be of conceptual nature covering the entire syllabus. There will be eight more questions, two from each unit and shall carry 12.5 Marks for each question. The candidate will be required to attempt four questions, selecting at least one question from each unit.

**PDM UNIVERSITY
FACULTY OF LAW
SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-IV
PAPER NO: P-I
Course Description**

Module Code-LAWS2106 (O)

Module Name- LAW OF CRIMES (PENAL CODE)-II

Theory Paper Marks: 70

Internal/Project Marks: 30

Total Marks: 100

Credits: 4

Duration of Examination: 3 Hrs

OBJECTIVES OF THE COURSE: This module intends to familiarize the students to a new area of law called crimes. Here the students will learn about offences, their elements and punishment.

Unit-I

Criminal force and Assault

Kidnapping, Abduction

Sexual offences (Sections 375-377)

Unit-II

Theft, Extortion

Robbery and Dacoity

Criminal Misappropriation and Criminal Breach of Trust

Cheating

Unit-III

Mischief (Sections 425-440)

Criminal Trespass (Sections 441-462)

Forgery (Sections 463-465)

Forged documents (Sections 470)

Unit-IV

Offences relating to marriage (Sections 493-498-A)

Defamation (Sections 499-502), Criminal Intimidation etc. (Sections 503-510)

Attempt (Section 511)

BOOKS RECOMMENDED:

- | | | | |
|----|------------|---|--|
| 1. | Gour, H.S. | : | The Penal Law of India |
| 2. | Raju, V.B. | : | Commentaries on the Indian Penal Code. |

3. Singh, Jaspal : Indian Penal Code
4. Nelson, Reginald A. : The Indian Penal Code
5. Ratanlal and Dhirajlal : The Indian Penal Code.
6. Bhattacharya, T. : Indian Penal Code.
7. Tripathi, B.N. Mani : Text Book of Criminal Law
8. Tandon, M.P. : Indian Penal Code

Note: The question paper will have nine questions in all. First question will be compulsory and shall carry 20 marks and will be of conceptual nature covering the entire syllabus. There will be eight more questions, two from each unit and shall carry 12.5 Marks for each question. The candidate will be required to attempt four questions, selecting at least one question from each unit.

**PDM UNIVERSITY
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SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-IV
PAPER NO: P-II
Course Description**

Module Code-LAWS2107 (O)

Module Name- CRIMINAL PROCEDURE CODE, 1973- II (INCLUDING JUVENILE JUSTICE (CARE AND PROTECTION) ACT, 2015 AND PROBATION OF OFFENDERS ACT, 1958)

**Theory Paper Marks: 70
Internal/Project Marks: 30
Total Marks: 100
Duration of Examination: 3 Hrs**

Credits: 4

OBJECTIVE OF THE COURSE: The world of offences is now familiar to the students. However to punish for the offence committed, there is a process which will be taught in this module.

UNIT-I

Trial before a Court of Sessions (Section 225-237), Trial of Warrant cases by Magistrates (Section 238-250), Trial of Summons Cases by Magistrate (Section 251-259), Summary Trials (Section 260-265), General Provisions as to inquiries and trials, Rights of the accused and principles of fair trial

UNIT-II

The Judgment (Section 353-365), Appeals (Section 372-394), Reference and Revision (Section 395-405), Transfer of criminal Cases (Section 406-412), Execution, Suspension, Remission and Commutation of Sentence

UNIT-III

The Juvenile Justice Act (Care and Protection of Children Act)-2000
Definition (Section 2) Juvenile in conflict with Law,(Sections 4 to 28)
Child in need of care and protection, Rehabilitation and Social Integration (Sections 29 to 40)

UNIT-IV

The Probation of Offender Act 1958:
Object and Scope of the Act, Release after Admonition,
Release on Probation of good conduct without and with Supervision order
Conditions of Probation and their variance
Non observance of the conditions of Probation orders, Effect of probation on conviction

BOOKS RECOMMENDED

S.C. Sarkar : Law of Criminal Procedure
RatanLalDhirajlal : The Code of Criminal Procedure
R.V. Kelkar : Criminal Procedure Code
S.N. Mishra : The Code of Criminal Procedure

Note: The question paper will have nine questions in all. First question will be compulsory and shall carry 20 marks and will be of conceptual nature covering the entire syllabus. There will be eight more questions, two from each unit and shall carry 12.5 Marks for each question. The candidate will be required to attempt four questions, selecting at least one question from each unit.

**PDM UNIVERSITY
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SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-IV
PAPER NO: P-III
Course Description**

Module Code-LAWS2108 (O)

Module Name- LABOUR AND INDUSTRIAL LAW

Theory Paper Marks: 70

Internal/Project Marks: 30

Total Marks: 100

Credits: 4

Duration of Examination: 3 Hrs

OBJECTIVE OF THE COURSE: Economy of a country is dependent on its industry and agriculture. One of the most important factors of both agricultural and industrial production is labour. In this module the students will be introduced to these factors.

UNIT-I

Industrial Dispute Act, 1947- Industrial Dispute and Individual Dispute, Industry, Workman and Employer, Settlement of Industrial Dispute, Powers of the Appropriate Government under the Industrial Disputes Act, 1947, Unfair Labour Practice, Strike and Lock-out, Lay-off and Retrenchment, Transfer and Closure.

UNIT-II

Trade Union Act, 1926- History of Trade Union in India, Definitions (Sec. 2), Registration of Trade Unions, Disqualifications of Office-bearers, Right and Duties of Office-bearers and Members, General and Political Funds of Trade Union, Immunities of Registered Trade Unions, Recognition of Trade Union, Collective Bargaining

Minimum Wages Act, 1948- Concept of Minimum Wage, Fair Wage, Living Wage and Need Based Minimum Wage, Constitutional Validity of the Minimum Wages Act, 1948, Procedure for Fixation and Revision of Minimum Wages, Fixation of Minimum Rates of Wage by Time Rate or by Piece Rate, Procedure for Hearing and Deciding Claims

UNIT –III

Employee's Compensation Act, 1923- Definition of Dependent, Workman, Partial Disablement and Total Disablement, Employer's Liability for Compensation, Employer's Liability when Contract or is engaged, Amount of Compensation, Distribution of Compensation, Procedure in Proceedings before Commissioner, Appeals

Employee's Provident fund and miscellaneous provisions Act, 1952
Employee's Pension Scheme, 1995
Family Pension Scheme
Social Security for the unorganized Sector

UNIT-IV

Factories Act, 1928 - Approval, Licensing and Registration of Factories, Concept of 'Factory', "Manufacturing Process", "Worker", and "Occupier", General Duties of Occupier, Measures to be taken in Factories for Health, Safety and Welfare of Workers, Working Hours of Adults, Employment of Young Person and Children, Annual Leave with Wages, Additional Provisions Regulating Employment of Women in Factory

Child Labour (Prohibition and Regulation) Act, 1986

RECOMMENDED READINGS

1. K.D. Srivastava – The Industrial Disputes Act.
2. S.N. Mishra – Labour and Industrial Laws
3. Indian Law Institute – Labour Law and Labour Relations
4. O.P. Mishra – The Law of Industrial Disputes
5. V.V. Giri- Labour Problems in Indian Industry
6. S.C. Srivastava- Social Security and Labour Laws
7. S.K. Puri- Labour and Industrial Law
8. R. Dayal- Labour and Industrial Law

Note: The question paper will have nine questions in all. First question will be compulsory and shall carry 20 marks and will be of conceptual nature covering the entire syllabus. There will be eight more questions, two from each unit and shall carry 12.5 Marks for each question. The candidate will be required to attempt four questions, selecting at least one question from each unit.

**PDM UNIVERSITY
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SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-IV
PAPER NO: P-IV
Course Description**

Module Code-LAWS2201

Module Name: OPTIONAL PAPER-I (INTELLECTUAL PROPERTY LAW)

**Theory Paper Marks: 70
Internal/Project Marks: 30
Total Marks: 100**

Credits: 4

Duration of Examination: 3 Hrs

OBJECTIVE OF THE COURSE: Creativity is a natural virtue of human being that must be protected and preserved and for which the credit should always go to the creator. The realm of intellectual property ensures that this happens.

UNIT-I

Concept of Property vis-a-vis Intellectual Property, Basic concepts of Intellectual Property Law, Nature of Intellectual Property, Origin and Development of Intellectual Property - Copy Right, Trade Mark & Patent, Enforcement of Rights and Remedies Against Infringement, International Character of Intellectual Property, International Protection of Intellectual Property – overview of International Conventions -Berne Convention – WIPO Treaties 1996, Paris Conventions, TRIPS Agreements etc. India's Position vis-a-vis International Conventions and Agreements.

UNIT-II

The Copy Right Act, 1970

Meaning and Basis of Copy Right, Copy Right Office and Copy Right Board, Subject Matter of Copy Right, Ownership, Assignment and Infringement of Copy Right, Remedies for Infringement, Abridgement of the Work and Term of Copy Right, Rights of Broadcasting Authorities

UNIT-III

The Patents Act 1970, & the Patents (Amendment) Act, 2002

Object of Patent Law, Value of Patent System, Inventions-Patentable and Non-Patentable, Process Patent and Product Patent, Procedure for obtaining a Patent, Rights and Obligations of a Patentee, Revocation and Surrender of Patents, Infringement of Patent.

UNIT-IV

The Trade Marks Act, 1999

What is a Trade Mark, Functions of a Trade Mark, Trade Mark Registry and Register of Trade Mark, Registration of Trade Marks, Effects of Registration, Assignment and Transmission of Trade Marks, Rectification and Correction of Register, Passing Off and Infringement Action

BOOKS RECOMMENDED

P. Narayanan	-	Law of Copy Right and Industrial Designs
P. Narayanan	-	Intellectual Property Law
Copinger's	-	Law of Copy Right
Iyenger	-	Law of Copy Right
P. Narayanan	-	Patent Law
Dr. FaizenMustaga	-	Copy Right Law (A Comparative Study)

Note: The question paper will have Nine questions in all. First question will be compulsory and shall carry 20 marks and will be of conceptual nature covering the entire syllabus. There will be eight more questions, two from each unit and shall carry 12.5 Marks for each question. The candidate will be required to attempt four questions, selecting at least one question from each unit.

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SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-IV
PAPER NO: P-V
Course Description

Module Code-LAWS2202 (O)

Module Name: OPTIONAL PAPER-II (BANKING LAW INCLUDING NEGOTIABLE INSTRUMENTS ACT)

Theory Paper Marks: 70

Internal/Project Marks: 30

Total Marks: 100

Credits: 4

Duration of Examination: 3 Hrs

OBJECTIVE OF THE COURSE: This paper will help students in understanding Organisation of RBI and other Banking Institutions, Debt Recovery Tribunal and various Negotiable Instruments.

UNIT-I

Historical Background of Banking Institutions in India, Social Control on Banks and Nationalization of Banks, The Banking Regulation Act, 1949: Object of the Act, Relation between banker and customer, Business of banking companies, suspension of business and winding up of banking Companies, Banking Ombudsman Scheme, 2006

UNIT-II

Reserve Bank of India Act, 1934: Organization of RBI; RBI and its role; Legal Status of RBI; Powers and Functions of RBI; RBI and commercial Banks

Recovery of Debt due to Banks and Financial Institutions Act, 1993: Object and scope of the Act, Constitution, Powers, Procedure and functions of the debt recovery Tribunal, Execution of the Decree/ Orders of Debt Recovery Tribunal, Attachment before Judgment and Appeal

UNIT-III

Meaning and Kinds of Negotiable instruments, Promissory Note, Bill of Exchange, Cheque – Definition and Nature (N.I. Act, sections 4-7, 13) Definition of Holder and Holder in Due Course

Transfer of Negotiable Instruments:

Modes - Negotiation (N.I. Act, sections 14, 46, 47, 48, 57); Assignment (The Transfer of Property Act, 1882, sections 130-132); Meaning of Indorsement - Who can indorse (N.I. Act, sections 15 and 51); Kinds of Indorsement – Indorsement in Blank and Full (N.I. Act, sections 16 and 54), Conditional Indorsement (N.I. Act, section 52), Restrictive Indorsement (N.I. Act, section 50), Sans Recourse Indorsement (N.I. Act, section 52); Partial Indorsement (N.I. Act, section 56)

UNIT-IV

Liability of Parties and Discharge of Parties from Liability on Promissory Note, bill of exchange and Cheque: Liability of Maker, Drawer, Drawee and Indorser (N.I. Act, sections 30, 31, 32, 35 and 36) Modes – Cancellation [N.I. Act, section 82 (a)]; Release [N.I. Act, section 82 (b)]; Payment [N.I. Act, section 82(c)]; Material Alteration (N.I. Act, sections 87-89)

Crossing of Cheques:

Object of crossing; Kinds of crossing – general, special, not-negotiable & account payee crossing; who may cross; Rights and duties of paying banker; Protection of collecting banker (N.I. Act, sections 123-131-A) Dishonour of Cheque of insufficiency of funds in the Account (Section 138)

BOOKS RECOMMENDED

M.L. Tannen	: Banking Law and Practice in India
S.N. Gupta	: The Banking Law and Practice in India
S.N. Gupta	: Banks and the Customer Protection Law
Maurice Megrah & F.R. Ryder	: Pagets Law of Banking
Lord Chorley	: Law of Banking
O.P.Faizi	: The Negotiable Instrument Act (Butterworth)
M.S. Parthasarathy	: Negotiable Instrument Act
Avtar Singh	: Negotiable Instrument Act
R.K. Bangia	: Negotiable Instrument Act
Bashyam&Adiga's	: The Negotiable Instrument Act (Revised by Justice Ranganath Mishra)

Note: The question paper will have nine questions in all. First question will be compulsory and shall carry 20 marks and will be of conceptual nature covering the entire syllabus. There will be eight more questions, two from each unit and shall carry 12.5 Marks for each question. The candidate will be required to attempt four questions, selecting at least one question from each unit.

**PDM UNIVERSITY
FACULTY OF LAW
SYLLABUS FOR LL.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-V
PAPER NO: P-I
Course Description**

Module Code-LAWS3101 (O)

Module Name-CIVIL PROCEDURE CODE, 1908-I

Theory Paper Marks: 70

Internal/Project Marks: 30

Total Marks: 100

Credits: 4

Duration of Examination: 3 Hrs

OBJECTIVE OF THE COURSE : All substantive law find expression in procedure. This module teaches the procedure for trial in civil cases.

UNIT 1

Definitions: Decree, Decree holder, Judgment, Order, Foreign Court, Foreign Judgment, Legal Representative, Mesne-Profits, Affidavit, Suit, Pleader, rules, Written Statement, Distinction between Judgment, Order and Decree, Jurisdiction of Courts, Principle of Res-Sub judice and Res-Judicata,

UNIT 2

Place of Suing, Parties to the Suit, Framing of Suits, Institution of Suits, transfer of suits, joinder of parties, Representative suit, Joinder of causes of action, splitting of claims and relief

UNIT 3

Pleadings: Meaning, Object, General rules, Amendment of Pleadings, Plaintiff and Rejection of Plaintiff, Written Statement, Appearance of Parties, Examination, Settlement of Issues, Consequences of Non-appearance of Parties

UNIT 4

Summon of witness, Examination of Witnesses, Hearing of suit, Abatement of Suits, Withdrawal of Suits, Suits by or against Minor, Judgment & Decree, Awarding of interest & cost, Restitution, caveat

Text Books:

1. Dinshaw Fardauzi Mulla, Mulla's Code of Civil Procedure
2. Sudipto Sarkar & V.R. Manohar, Sarkar's Code of Civil Procedure
3. C.K. Takwani, Code of Civil Procedure
4. M.P. Tandon, Code of Civil Procedure

References

1. Universal's Code of Civil Procedure, 1908 (Bare Act)

Note: The question paper will have Nine questions in all. First question will be compulsory and shall carry 20 marks and will be of conceptual nature covering the entire syllabus. There will be eight more questions, two from each unit and shall carry 12.5 Marks for each question. The candidate will be required to attempt four questions, selecting at least one question from each unit.

**PDM UNIVERSITY
FACULTY OF LAW
SYLLABUS FOR LL.B.3 YEAR REGULAR COURSE (2017-18)
SEMESTER-V
PAPER NO: P-II
Course Description**

**Module Code-LAWS3102
Module Name-COMPANY LAW**

**Theory Paper Marks: 70
Internal/Project Marks: 30
Total Marks: 100
Duration of Examination: 3 Hrs**

Credits: 4

OBJECTIVE OF THE COURSE: Company is legal person who is as important for a nation as an individual is. This module talks about formation and managing a company.

UNIT-I

Historical background of company law
Meaning, Definition and characteristics of company, Kinds of Companies
Formation of Company, Effects of Registration
Theory of 'Corporate Personality'
Promoters: status, position, function and remuneration

UNIT-II

Memorandum of Association and Articles of Association:
Importance of Registration, Effect, Binding Nature, Clauses in Memorandum of Association, Alteration of Memorandum of Association and Articles of Association.
Doctrine of Ultra vires
Doctrine of Indoor Management
Doctrine of constructive notice

UNIT-III

Appointment and duties of directors,
Removal, Resignation and vacation of office of directors,
Managing Director and other managerial personnel
Prospectus:
Meetings-meaning, kinds, resolutions, quorum and voting
Protection of Minority Shareholders: Prevention of Oppression and Mismanagement
Shares: meaning, kinds and statutory restrictions
Debentures: meaning and kinds

UNIT-IV

Modes of Winding up
Grounds, Procedure & consequences of winding up
Liability of past members and preferential payments,
Winding up of unregistered company

National Company Law Tribunal: Constitution, Powers, Jurisdiction, Procedure
Corporate Social Responsibility

BOOKS RECOMMENDED

1. Avtar Singh : Indian Company Law
2. N.D. Kapoor : Company Law
3. Taxmann, Companies Act 2013
4. Taxmann, A Comparative Study of Companies Act 2013 and Companies Act 1956
5. KailashRai : Principles of Company Law

Note: The question paper will have Nine questions in all. First question will be compulsory and shall carry 20 marks and will be of conceptual nature covering the entire syllabus. There will be eight more questions, two from each unit and shall carry 12.5 Marks for each question. The candidate will be required to attempt four questions, selecting at least one question from each unit.

PDM UNIVERSITY
FACULTY OF LAW
SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-18)
SEMESTER-V
PAPER NO: P-III

Module Code- :LAWS3103 (O)
Module Name-: LAW OF EVIDENCE

Theory Paper Marks: 70
Internal/Project Marks: 30
Total Marks: 100

Credits: 4
Hrs

Duration of Examination: 3

OBJECTIVE OF THE COURSE: The students are by now familiar with the procedures but trail is incomplete unless proper evidence is adduced and appreciated. This module will introduce the students to the world of evidence.

UNIT- I

Definitions – Evidence, Relevancy, Fact, Fact in Issue, proved, disproved, not proved, Court, May presume, shall presume and conclusive proof, Relevant Facts (Sec. 5-16)

UNIT- II

Admissions, Confessions, Evidentiary value of admission and Confession, Statements made by persons who cannot be called as witnesses, Statements made under special circumstances, Relevancy of judgments of court, Character when relevant

UNIT- III

Expert opinion, Presumptions regarding Documents, Oral and Documentary Evidence, Exclusion of oral by documentary Evidence, Facts needn't be proved, Burden of Proof, Estoppel, Privileged Communication

UNIT- IV

Presumptions regarding Offences, Evidence by accomplice, Examination of Witnesses Examination-in-Chief, cross-examination, leading questions, Hostile witness, Impeaching the credit of a witness, Refreshing of memory

SUGGESTED READINGS:

1. Avtar Singh, Principles of Law of Evidence
2. G S Pandey: Indian Evidence Act
3. Rattan Lal Dheeraj Lal: Law of Evidence
4. Batuk Lal: Law of Evidence

Note: The question paper will have Nine questions in all. First question will be compulsory and shall carry 20 marks and will be of conceptual nature covering the entire syllabus. There will be eight more questions, two from each unit and shall carry 12.5 Marks for each question. The candidate will be required to attempt four questions, selecting at least one question from each unit.

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FACULTY OF LAW
SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-V
PAPER NO: P-IV

Module Code-LAWS3104 (O)

Module Name- INTERPRETATION OF STATUTES

Theory Paper Marks: 70

Internal/Project Marks: 30

Total Marks: 100

Credits: 4

Duration of Examination: 3 Hrs

OBJECTIVE OF THE COURSE: Legislation is a major source of Law. Legislators create law after much deliberation. This process takes into account the present and future need of the nation. Interpretation of statute is a method by which the judiciary explores the intention of the legislators behind the statute. This involves a method which will be taught in this module.

UNIT 1

Statute: Meaning and Classification

Meaning of Interpretation and Basic Principles of Interpretation: The rule of literal Construction, Golden Rule and the Mischief Rule, Rule of Ejusdem Generis, Rule of Noscitur-a-sociis, Rule of PariMateria, Rule of Stare Decisis, Contemporanea Expositio et optima et Fortissima in Lege

UNIT 2

Internal Aids to Interpretation: Title, Preamble, Marginal Note, Heading, Definition or Interpretation Clause, Illustration, Exception, Proviso, Explanation, Saving Clause, Schedule and Punctuation

External Aids to Interpretation: Dictionaries, Foreign Decisions, Text Books, Historical Background, Legislative History, Statement of Objects and Reasons, Legislative Debates, Committee Reports, Law Commission Reports

UNIT 3

Interpretation of Indian Constitution

Interpretation of Mandatory and Directory Provisions

Interpretation of Penal and Taxing Statutes

UNIT 4

Commencement, Operation and Repeal of Statute, Prospective and Retrospective operation of Statutes, Revival of Statutes, Relation between Law and Public opinion, Bentham's Principle of Utility, Delegated Legislation

RECOMMENDED READINGS:

1. G.P. Singh, Principles of Statutory Interpretation, Wadhwa & Co.
2. P. St. Langan (Ed), Maxwell on Interpretation of Statute, N.M. Tripathy
3. K.Shanmukham, N.S. Bindras, Interpretation of Statue, The Law Book Co.

4. V. Sarathi, Interpretation of Statute, Eastern Law Book Co.
5. M.P. Singh (Ed), V.N. Shukla's Constitution of India, Eastern Law Book Co.
6. M.P. Jain, Constitution Law of India, Wadhwa & Co.

Note: The question paper will have Nine questions in all. First question will be compulsory and shall carry 20 marks and will be of conceptual nature covering the entire syllabus. There will be eight more questions, two from each unit and shall carry 12.5 Marks for each question. The candidate will be required to attempt four questions, selecting at least one question from each unit.

**PDM UNIVERSITY
FACULTY OF LAW
SYLLABUS FOR LL.B. 3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-V
PAPER NO: P-V**

Module Code-LAWS3201 (O)

Module Name-OPTIONAL PAPER-III (LAND LAWS INCLUDING TENURE AND TENANCY SYSTEM)

Theory Paper Marks: 70

Internal/Project Marks: 30

Total Marks: 100

Duration of Examination: 3

Credits: 4

Hrs

OBJECTIVE OF THE COURSE - Land laws aims to achieve certain objective relating to the security and distribution of land rights, land use and land management and access to land including the forms of tenure under which it is held.

Unit-I: Punjab land Revenue Act 1887

History, Scope, object, Applicability, Administration record
Revenue officer, Village officer, Annual record

Unit-2: Land Acquisition Act,1894

Preliminary, Essential features of the Act, Concept of Land Acquisition
Acquisition Preliminary investigation, Declaration of Intended acquisition
Award & Claim, Possession Power of Govt.
Court Procedures, Penalty
Appeal

Unit-III: THE PUNJAB TENANCY ACT -1887 Definition, Law relating to Rent, Law relating to
Occupancy of Tenant, Law of Ejectment of Tenants

HARYANA CEILING OF LAND HOLDING ACT 1972

Preliminary, Concept of Permissible Area and Surplus Area, Ceiling on Land Acquisition and
Disposal of Surplus Area, Appeal

HARYANA RENT CONTROL ACT, 1973 Preliminary, Rights & Duties of Tenants, Rights and Duties
of Landlords, Grounds of Ejectment of Tenants.

Unit-IV: Haryana Panchayati Raj Act, 1994

Definition , Constitution of Gram Sabha and Gram Panchayat, Gram Panchayat's Duties,
Functions and Powers, Finance and Taxation, Control of Gram Panchayat, Sources of Income
and Expenditure of Gram Panchayat

.TEXT BOOKS:

1. O P Aggarwal on The Punjab Tenancy Act 1887
2. O P Aggarwal on Commentary on Land Acquisition Act
3. – Same - on Land Revenue Act 1887
4. Neetykaul on Land laws in Punjab & Haryana
5. D P Narula on Punjab & Haryana Land laws

6. Jaiswal & Chawala on A commentary on Haryana Panchayati Raj Act , 1994
7. Harshali chowdhry on Punjab & Haryana land laws
8. Dr. Badrudin Badar on Punjab & Haryana land laws
9. Chawala Publication on Land Laws in Punjab & Haryana
10. P S Khurana on Treatise on land law in Punjab & Haryana

REFERENCES:

1. Commentary on the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Haryana Amendment) Act, 2017
2. Punjab land Revenue (Haryana Amendment) Act 2017

Note: The question paper will have nine questions in all. First question will be compulsory and shall carry 20 marks and will be of conceptual nature covering the entire syllabus. There will be eight more questions, two from each unit and shall carry 12.5 Marks for each question. The candidate will be required to attempt four questions, selecting at least one question from each unit.

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SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-V
PAPER NO: P-VI

Module Code-ARBITRATION, CONCILIATION AND ALTERNATE DISPUTE RESOLUTION SYSTEM
(CLINICAL COURSE-II)

Module Name-LAWS3105 (O)

Duration of Examination: 3 Hrs

Credits: 4

Theory Paper Marks: 60

Internal/Project Marks: 40

Total Marks: 100

OBJECTIVE OF THE COURSE: This paper helps students learn techniques of dispute resolution and make them aware of various Dispute Resolution Techniques used at International and National level. It further helps students understand differences between different dispute resolution methods.

UNIT-I

Meaning of ADR, Evolution of ADR, Advantages & disadvantages of ADR, ADR procedures-Negotiation, Mediation, Conciliation, Arbitration, ADR in family disputes, Conciliation under CPC

UNIT-II

Concept, Meaning & Growth and organization of LokAdalats, LokAdalats under Legal Services Authorities Act, 1987, awards of Lok Adalats and its other Powers

Legal Aid- Legal Aid under the Constitution of India, Legal Aid Schemes under Legal Services Authorities Act

UNIT-III

Arbitration & Conciliation Act

Definition of Arbitration, International Commercial Arbitration, Objectives of the Act, Arbitration Agreement, Composition and jurisdiction of Arbitral Tribunal, Conduct of Arbitral Proceedings, Making of Arbitral Awards and Termination of Proceedings, Recourse Against Arbitral Award, Finality and Endorsement of Arbitral Award, Appealable orders, Lien on Arbitral Awards and Deposits as to costs, Effect on Arbitration Agreement of Death and of parties insolvency.

UNIT-IV

Definition and Enforcement of Certain Foreign Awards, New York Convention Awards, Geneva Convention Awards, Convention on Recognition and Enforcement of Foreign Arbitral Awards, Protocol on Arbitration Clauses, Convention on Execution of Foreign Arbitral Awards under Schedule I, Schedule II and Schedule III of the Arbitration and Conciliation Act, 1996 respectively

BOOKS RECOMMENDED

AnupamKurlwal: An Introduction to Alternative Dispute System

S.C. Tripathi: Arbitration and Conciliation Act, 1996

Avtar Singh: Law of Arbitration and conciliation

Ashwinie Kumar Bansal : International Commercial Arbitration Practice and Procedure

G.K. Kwatra: Arbitration and conciliation Law of India

Note: The question paper will have nine questions in all. First question will be compulsory and shall carry 20 marks and will be of conceptual nature covering the entire syllabus. There will be eight more questions, two from each unit and shall carry 10 Marks for each question. The candidate will be required to attempt four questions, selecting at least one question from each unit.

Internal Assessment:

All the students will be assigned by the subject teacher at least two case studies of ten marks each on arbitral cases, proceedings of Lok Adalat and Conciliation Proceedings. The students will maintain a record of case studies in the form of project report and the same will be submitted to the subject teacher by the date fixed by him /her. A viva voce examination on the assigned case studies will be conducted which will carry 20 marks. Hence, internal assessment will be of 40 marks in total.

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SYLLABUS FOR LL.B. 3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-V
PAPER NO: P-VII

Module Code-COAP0101

Module Name- INTRODUCTION TO COMPUTER APPLICATIONS

Theory Paper Marks: 50

Internal/Project Marks: 25

Total Marks: 75

Credits: 2

Duration of Examination: 3 Hrs

OBJECTIVE OF THE COURSE: These days it is very important to have knowledge of computers, as it is very accurate, fast and accomplish many tasks simultaneously. In this fast moving world knowledge of computers is very important for lawyers, as they have to do so many tasks for e.g. they have to keep record of various documents, to do rigorous research work to keep them updated and this can be easily possible with the help of computer.

Unit I: Evolution of Computers:

Historical evolution of computers, computer system concepts, capabilities and limitations. Types of computer: Analog, digital, hybrid, general purpose, special purpose, micro, mini, mainframe, super. Generations of computers. Type of PCs: Desktop, Laptop, Palmtop etc. their characteristics.

Unit II: Basic components of computer system:

CPU, input/output and memory, their functions and characteristics. Memory: RAM, ROM, EPROM, PROM and other type of memory, keyboard, mouse, digitizing tablets, scanners, digital cameras, MICR, OCR, OMR, bar code reader, voice recognition, light pen, touch screen, input/output devices.

Unit III: Monitors & Printers:

Analog, digital and characteristics-size, resolution, video standard-VGA, SVGA, XGA etc. Printers: Dot matrix, inkjet, laser, line printer, plotter, sound card and speakers.

Unit IV: Storage Devices:

Various storage devices: Magnetic tape, magnetic disk, cartridge tape, hard disk device, floppy disk, optical disk-CD, VCD, CD-R, CDRW, DVD, zip drive.

Unit V: Windows:

Introduction to MS-windows, concept of GUI, desktop and its elements, windows explorer, control panel, accessories, running application under MS windows. Advantages and limitation of windows. Various versions of windows like (Win 95, 98, Win ME, 2000 XP). Hardware requirement for Windows XP.

Unit VI: Working with Software Packages:

Basic concept of MS word processor, MS excel, MS power point, features of word processing packages, MS excel packages, power point package. Internet: World Wide Web (WWW), concept, web browsing and electronic mail, concept of networking.

RECOMMENDED BOOKS:

1. Introduction to Computer Application and Concepts Spiral-bound – 2014 by Misty E. Vermaat, Patrick Carey Gary B. Shally (Author).
2. “Computer Fundamentals” by Sinha P. K., BPB
3. “Introduction to Computers and Basic Programming” by Xavier, C New age International.

Note: The Question paper will comprise of seven questions distributed over three sections A, B and C. Section A comprises of very short answer type questions and is compulsory. Section B and Section C Comprise of short answer type and Long answer type questions and will have internal choices.

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SYLLABUS FOR LL.B. 3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-V
PAPER NO: P-VIII

Module Code-COAP0102

Module Name- INTRODUCTION TO COMPUTER APPLICATIONS LAB

Theory Paper Marks: 25

Internal/Project Marks: 25

Total Marks: 50

Credits: 01

Duration of Examination: 3 Hrs

OBJECTIVE OF THE COURSE: These days it is very important to have knowledge of computers, as it is very accurate, fast and accomplish many tasks simultaneously. In this fast moving world knowledge of computers is very important for lawyers, as they have to do so many tasks for e.g. they have to keep record of various documents, to do rigorous research work to keep them updated and this can be easily possible with the help of computer. In this paper practical knowledge will be imparted.

Computer Components: Study of computer components, booting of computer and its shut down.

Practicing windows operating system: Use of mouse and keyboard, title bar, start menu, minimum, maximum and close buttons, scroll bars, menus and tool bars. Setting time and date, starting and shutting down of Window, windows explorer, creating file and folders, copy and paste functions.

MS-word: Introduction to MS word, creating a document, saving and editing, word proofing tools - using spelling checker, working with grammar checker, using thesaurus, working with auto text feature in word, using auto correct feature, word count, text formatting, document formatting (page formatting), alignment of text, creating tables, merging of cells, column and row width and chart in word, working with mail merge, graphics and web pages in word.

MS power point: Introduction to MS power point, power point slide creation, slide show, editing, animation, adding a picture, adding graphics, formatting, customizing, printing and other inbuilt additional function.

MS excel: Introduction to MS excel, creating a spread sheet, editing and saving. Working with toolbars, formatting, formulas, data management, graphs and chart, macros, goal seek pivot table, financial functions and other inbuilt additional function. Data analysis using inbuilt tool packs, correlation and regression.

Internet Browsing: Browsing a web page and creating of E-mail ID.

Note: At the end of semester, course faculty will submit an evaluation / review report.

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SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2017-18)
SEMESTER-VI
PAPER NO: P-I
Course Description

Module Code-LAWS3106 (O)

Module Name-CIVIL PROCEDURE CODE, 1908-II

Marks: 70

Theory Paper

Internal/Project Marks: 30

Total Marks: 100

Credits: 4

Examination: 3 Hrs

Duration of

OBJECTIVE OF THE COURSE : All substantive law find expression in procedure. This module teaches the procedure for trial in civil cases.

UNIT 1

Execution of Decree, Execution against Legal Representatives and Transfer, Stay of Executions, Modes of Execution, Arrest and Detention, Attachment of Property, Sales of Attached Property, Injunction, Appointment of Receiver

UNIT 2

Reference, Review and Revision, Reference to High Court, Appeal- Appeals from Original Decree, Appeals from Appellate Decrees, General Provisions relating to Appeals,

UNIT 3

Inherent powers of court & Miscellaneous Provisions, Commissions, Summary Procedure, Suits by Indigent persons, Suits by or Against Government, Inter-pleader Suits,

UNIT 4

Scope and Applicability of Limitation Act, Limitation of Suits, Appeals and Applications, Exclusion of Time, Effects of Death, Fraud Acknowledgment, Payment etc. of Limitation, Acquisition of Ownership by Possession

Text Books:

1. DinshawFardauziMulla, Mulla's Code of Civil Procedure
2. Sudipto Sarkar & V.R. Manohar, Sarkar's Code of Civil Procedure
3. C.K. Takwani, Code of Civil Procedure
4. M.P. Tandon, Code of Civil Procedure

References

1. Universal's Code of Civil Procedure, 1908 (Bare Act)

Note: The question paper will have nine questions in all. First question will be compulsory and shall carry 20 marks and will be of conceptual nature covering the entire syllabus. There will be eight more questions, two from each unit and shall carry 12.5 Marks for each question. The candidate will be required to attempt four questions, selecting at least one question from each unit.

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SYLLABUS FOR LL.B.3 YEAR REGULAR COURSE (2017-2018)
SEMESTER-VI
PAPER NO: P-II
Course Description

Module Code-LAWS3202 (O)

Module Name-OPTIONAL PAPER-III (PENOLOGY AND VICTIMOLOGY)

Duration of Examination: 3 Hrs

Credits: 4

Theory Paper Marks: 70

Internal/Project Marks: 30

Total Marks: 100

OBJECTIVE OF THE COURSE: Criminology is the scientific study of crime, it tries to find out the reason that why people have criminal tendencies and why they engage in criminal behavior.

UNIT-I

Concept of Criminology: Definition, Nature and Scope, Schools of Criminology: Pre-Classical School, Classical School, Neo-Classical School, Positive School, Sociological School and Multifactor School

UNIT-II

Organized Crimes, Cyber Crime, Trafficking, Money Laundering, Juvenile Delinquency, White Collar Crime, Alcoholism, Drug Addiction and Crime, terrorism, Recidivism

UNIT-III

Theories of Punishment – Retribution, Deterrence, Reform and Prevention, The Police System, Forms of Punishments, Capital Punishment and its Relevance , Prison System, Reforms in Prison System, Open Prisons

UNIT-IV

Concept of Parole and Probation of offenders, Victimology: Meaning, Definition and Historical Perspective, Compensation and Rehabilitation of Victims of crimes; Statutory Provisions and Judicial Decisions on Compensation and Rehabilitation of Victims in India

BOOKS RECOMMENDED

N.V. Paranjape :, Criminology and Penology
S.S. Srivastava : Criminology, Penology and Victimology
Sutherland,E&Crees: Principles of Criminology
Ahmad Siddique : Criminology: Problems and Perspectives
P.S.Sirohi,: Criminology and Penology
S.M. Sethna : Society and Criminology
M.Pannanan : Criminology and Penology

Note: The question paper will have nine questions in all. First question will be compulsory and shall carry 20 marks and will be of conceptual nature covering the entire syllabus. There will be eight more

questions, two from each unit and shall carry 12.5 Marks for each question. The candidate will be required to attempt four questions, selecting at least one question from each unit.

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SYLLABUS FOR L.L.B.3 YEAR REGULAR COURSE (2018-2019)
SEMESTER-VI
PAPER NO: P-III**

Module Code-LAWS3203
Module Name- COMPETITION LAW

70
30
Credits: 4
Hrs

Theory Paper Marks:
Internal/Project Marks:
Total Marks: 100
Duration of Examination: 3

OBJECTIVE OF THE COURSE: The principal objective of competition law is to maintain and encourage competition as a vehicle to promote economic efficiency and maximize consumer welfare. Competition law is a form of regulation which involves laws that promote or maintain market competition by regulating anti-competitive conduct.

**UNIT-I:
COMPETITION LAW IN INDIA**

History and Development of Competition law
Competition Act, 2002- Background & Silent Feature of competition Act,
Competition Commission of India- Role, Power and function, Appellate tribunal
Evolution of Competition law in India

**UNIT-II:
SECURITIES LAWS IN INDIA**

Historical perspective of Securities laws
SEBI Act, 1992- its Power and Function, Depositories Act, 1996
Security Interest Act, 2002, its backgrounds and importance
Evolution of Securities laws in India

**UNIT-III:
REGULATORY FRAMEWORK FOR FOREIGN TRADE**

Development of foreign trade policy and its Scope
Foreign Trade (Development Regulation) Act, 1992- its main objectives, importance,
Rules and regulation, export, import policy, New foreign trade policy (EXIM policy)

**UNIT-IV:
FOREIGN EXCHANGE MANAGEMENT ACT, 1999**

Objective of FEMA, Shifting of FERA to FEMA, Importance of FEMA
Background, Policies, Authorities

BOOKS REFERENCES :

Dr. Avtar Singh Competition law by Avta
Abhir Roy : Competition Law in India

VERSHA VAHINI : Indian Competition Law
T. RAMAPPA : Competition Law in India
Siddharth Bawa : Law of Competition in India
Dr. Souvik Chatterji : Competition Law in India

Note: The question paper will have nine questions in all. First question will be compulsory and shall carry 20 marks and will be of conceptual nature covering the entire syllabus. There will be eight more questions, two from each unit and shall carry 12.5 Marks for each question. The candidate will be required to attempt four questions, selecting at least one question from each unit.

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SEMESTER-VI
PAPER NO: P-IV
Course Description

Module Code-LAWS3204 (O)

Module Name- OPTIONAL PAPER-VI (INSURANCE LAW)

Credits: 4
30

Theory Paper Marks: 70
Internal/Project Marks:

Total Marks: 100

Duration of Examination: 3 Hrs

OBJECTIVE OF THE COURSE: There are risks at every walk of life. Sometimes it is difficult to pay up and more difficult to receive payment. Insurance is a good method of overcome the difficulties relating to risk. This law introduces the students to the intricacies of Insurance.

UNIT 1

History of Insurance in India, Definition and Nature of Insurance, Concept of Insurance and Law of Contract, Kinds of Contract of Insurance and Nature of Various Insurance Contracts

General Principle of Insurance: Insurable interest, Premium, Risk, Doctrine of Subrogation and Contribution, Principle of Good Faith-Non Disclosure, Misrepresentation, Assignment, Construction, Conditions of Insurance Policy

UNIT 2

Meaning, Nature and Scope of Life Insurance, Establishment and Functioning of LIC, Formation of Life Insurance Contract, Event Insured against Life Insurance Contract, Circumstances affecting the Risk, Amounts Recoverable and Persons entitled to Payment under Life Policy

UNIT 3

Meaning, Nature and Scope of Marine Insurance Contract, Different kinds of marine policies
The Marine Insurance Act-1963

Insurable Interest, Insurable Value, Conditions, Express Warranties, Voyage-deviation, Perils of the Sea, Assignment of Policy, Partial Loss of Ship and of Freight, , General average, particular charges, Measure of Indemnity, Total Valuation Liability to Third Parties, Rights of Insurer on payments and return of premium

UNIT 4

Important Elements in Social Insurance and its need, Commercial Insurance and Social Insurance,

Public Liability Insurance Act, 1991

Nature, Scope and object, liability to give relief in certain cases on principles of no fault, Duty of owner to take out insurance policies, verification and Publication of Accident by collector Application for Claim for relief, Award of Relief

Establishment of Environmental Relief Fund; Provisions as to other right to claim compensation of death; Powers of Collection, Penalty for contravention; offences by companies and Government Departments

Insurance Regulatory and Development Authority Act, 1999: Establishment, Role and Function of Insurance Regulatory and Development Authority

BOOKS RECOMMENDED

M.N. Mishra : Principles of Insurance and Practices
M.N. Mishra :Law of insurance
K.S.N.Murthy: Modern Law of Insurance in India
M.N. Srinivasan : Law and the Life Insurance Contract
BrijNandanSingh : Insurance Law
R.M. Ray : Life Insurance in India
AvtarSingh : Law of Insurance

Note: The question paper will have nine questions in all. First question will be compulsory and shall carry 20 marks and will be of conceptual nature covering the entire syllabus. There will be eight more questions, two from each unit and shall carry 12.5 Marks for each question. The candidate will be required to attempt four questions, selecting at least one question from each unit.

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SEMESTER-VI
PAPER NO: P-V

Module Code- DRAFTING, PLEADINGS AND CONVEYANCING (CLINICAL COURSE- III)

Module Name-LAWS3107

Duration of Examination: 3 Hrs

Credits: 4

Marks: 100

Written Submissions' Marks: 90

Viva-voce Exam. Marks: 10 Total

OBJECTIVE OF THE COURSE: Draftsman ship is one compulsory skill for every lawyer. This module is intended to teach drafting to the students.

A. **DRAFTING:-** General principles of drafting and relevant substantive rules should be taught along with the simulation exercises on the below mentioned topics

B. **PLEADINGS:** Marks -45(15 Practical exercises in Drafting of 3 marks each)

Civil:-Plaint, Written Statements, Affidavit, Execution Petition, Interlocutory application, Original Petition, Memorandum of Appeal and Revision, Petitions under Articles 32 & 226 of the Constitution of India, PIL Petition.

Criminal: Complaint, Criminal Miscellaneous Petition, Bail Application, Memorandum of Appeal and revision

C. **CONVEYANCING:** Marks -45(15 Practical exercises in Drafting of 3 marks each)

Sale Deed, Mortgage Deed, Lease Deed, Gift Deed, Promissory Note, Power of Attorney, Will, Trust Deed,

D. **VIVA VOCE** of 10 Marks on Written Submissions of all the above mentioned Exercises

BOOKS RECOMMENDED:

Moga P.C. : The Law of Pleading in India

Chaturvedi R.N. : Pleading, Drafting and Conveyancing (Central Law Publications)

Caturvedi A.N. : Drafting, Pleading and Conveyancing

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SEMESTER-VI
PAPER NO: P-VI

Module Code-MOOT COURT EXERCISE AND INTERNSHIP (CLINICAL COURSE -IV)
Module Name-LAWS3108 (O)

Duration of Examination: 3 Hrs
Credits: 4
Total Marks: 100

Written Submissions' Marks: 90
Viva-voce Exam. Marks: 10

Objective of The Course: This module gives a chance to the students to have practical experience of the real practice of in the courts of law and other institutions.

UNIT – I (MOOT COURT)

Every student will do at least three Moot Courts on assigned problem. It will include preparation of memorials & presentation of arguments

Note: This unit will carry 30 marks in total, 10 marks for each moot court (5 marks for written submissions and 5 marks for oral advocacy)

UNIT– II: (Observance of Trials)

Every student will record in their diary at least one Civil Trial and one Criminal Trial during their attendance on different days in the court assignment.

Note: This unit will carry 30 marks in total (15 marks for the record of each trial)

UNIT- III (Interviewing Technique)

Every student will observe two Interviewing sessions in a Lawyer's office or legal aid office and record the proceedings in a diary.

Every student will further observe the preparation of documents and court papers by the Advocate and the procedure for the filing of the pleadings. This will be recorded in a diary by the students
To be recorded in a diary

Note: This unit will carry 30 marks in total (15 marks for observance of two Interviewing sessions and 15 marks for observance of Preparation of documents and court papers)

UNIT– IV (Viva Voce)

Every student will face viva voce on all the above aspects

Note: This unit will carry 10 marks

NOTE: Students will have to put in 12 weeks of internship in total (four weeks of internship every year) compulsorily. The students must maintain a diary. They will be evaluated in the last Semester along with Moot Court Exercise and Internship (Clinical Course). The internship should be in the following Institutions or Organizations.

Trial and Appellate Advocates (compulsory), Judiciary, Legal Regulatory Authorities, Legislatures and Parliament, Law Firms, NGO or any other body approved by the Faculty/University.