



## SCHOOL OF LAW

### Syllabus for LL.M. (Revised Syllabus applicable from Batch 2021)

#### Credit Definition

Type	Duration (50 mins.)	Credit
Lecture (L)	1	1
Tutorial (T)	1	0
Practical (P)	2	0
Non -Teaching Credit Course (NTCC)	1	0

#### Total Credit

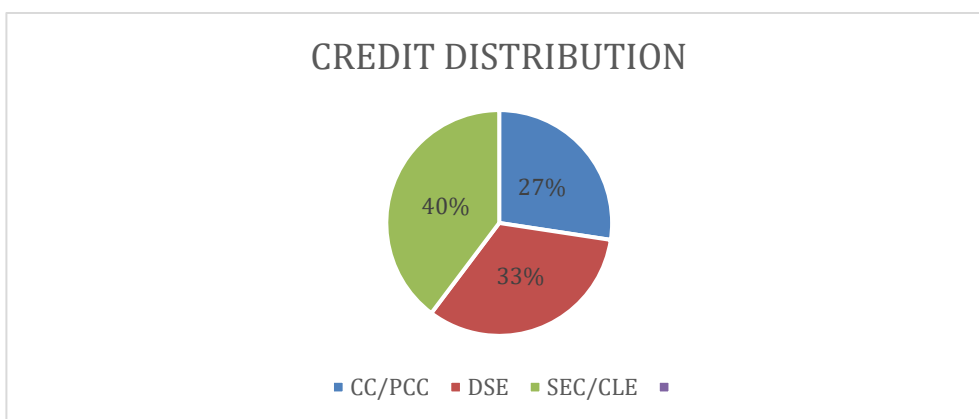
Year	Semester	Hrs./Semester	Credit
1st	1st	25	25
	2 <sup>nd</sup>	25	25
2 <sup>nd</sup>	3 <sup>rd</sup>	29	29
	4 <sup>th</sup>	14	14

	<b>Total</b>		<b>93</b>
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### Category Codification with Credit Break up

<b>Definition of Category</b>	<b>Code</b>	<b>No.</b>	<b>Cr40edit</b>
Core Course (CC)/Professional Core Course (PCC)	<b>1 (CC/PCC)</b>	<b>10</b>	<b>40</b>
Discipline Specific Elective (DSE)/Professional Elective Course (PEC)	<b>2(DSE/PEC)</b>	<b>6</b>	<b>24</b>
Generic Elective (GE)/Open Electives(OE) (offered to other Schools; not applicable for LL.M.)	<b>3(GE/OE)</b>	<b>1</b>	<b>0</b>
Ability Enhancement Compulsory Course (AECC) / Humanities & Social Sc. including Management (HSM) / Professional Ability Enhancement Compulsory Course (PAECC)	<b>4(AECC/HSM/PAECC)</b>	<b>0</b>	<b>0</b>
Skill Enhancement Course (SEC) / Project work, Dissertation, Seminar & Internship or elsewhere (PSE) / Clinical Legal Education (CLE)	<b>5(SEC/PSECLE)</b>	<b>8</b>	<b>29</b>
<b>Total</b>			<b>93</b>

### Category wise Credit Distribution



*Figure 1*

**Subject Codification**

Place value	1	2	3	4	5	6	7	8	9	10
<b>Code</b>	<b>Course Category</b>	<b>Department Code</b>		<b>Program Code</b>			<b>Semester</b>	<b>SubjectType (Theory /Practical /Sessional /Project /Internship)</b>		<b>Subject Serial Number</b>

**SEMESTER: I**

**Mandatory Induction Program – Duration 3 weeks**

- **Physical Activity**
- **Creative Arts**
- **Universal Human Values**
- **Literary**
- **Proficiency Values**

**SEMESTER 1**

SL. NO.	COURSE TITLE	CODE	CREDIT	TYPE		
				L	T	P
1	Constitutional law-I (Core Course)	115005110 1	4	4	0	0
2	Advanced Jurisprudence-I (Core Course)	115005110 2	4	4	0	0
3	Judicial Process-I (Core Course)	115005110 3	4	4	0	0
4	Law and Social Change-I(Core Course)	115005110 4	4	4	0	0
5	Research Methodology (Core Course)	115005110 5	4	4	0	0
6	Business Law (Generic Elective - offered by the Department to other Departments)	115005110 6	4	<b>4</b>	<b>0</b>	<b>0</b>

7	Academic Writing and Project work (SEC)	5150051207	3	0	0	6
8	Corporate Compliances (SEC)	5150051108	2	1	1	0
Total Credits (CC:20, SEC: 5)			25	28 HRS./WEEK		

### SEMESTER - II

SL. NO.	COURSE TITLE	CODE	CREDIT	TYPE		
				L	T	P
1	Constitutional law-II (Core Course)	1150052101	4	4	0	0
2	Advanced Jurisprudence-II (Core Course)	1150052102	4	4	0	0
3	Judicial Process-II (Core Course)	1150052103	4	4	0	0
4	Law & Social Change-II (Core Course)	1150052104	4	4	0	0

5	Discipline Specific Elective-I	2150052105	4	4	0	0
6	ADR (SEC)	5150052106	3	2	1	0
7	Litigation Strategies (SEC)	5150052207	2	0	0	4
Total Credits (CC:20, SEC:5)			25	27 HRS./WEEK		

### SEMESTER - III

SL. NO.	SUBJECT NAME	CODE	CREDIT	TYPE		
				L	T	P
1	Core Course (Environmental Law)	2150053101	4	4	0	0
2	Discipline Specific Elective -II	2150053102	4	4	0	0
3	Discipline Specific Elective – III	2150053103	4	4	0	0
4	Discipline Specific Elective IV	2150053104	4	4	0	0

5	Discipline Specific Elective -V	2150053105	4	4	0	0
6	Discipline Specific Elective -VI	2150053106	4	4	0	0
7	Corporate Drafting (SEC)	5150053207	3	1	1	2
8	SEBI Compliances (SEC)	5150053108	2	1	1	0
Total Credits (CC:24, SEC:5)			29	30HRS./WEEK		

#### **SEMESTER - IV**

SUBJECT CODE	SUBJECT NAME	CODE	CREDIT	TYPE		
				L	T	P
1	Dissertation/Project	5150054301	12			
2	Teaching Skills (SEC)	5150054202	2	0	0	4
Total Credits (Diss:12, SEC:2)			14	4 HRS./WEEK		

**TOTAL CREDITS (4 SEMESTERS): 97 CREDITS**

## **SEMESTER-I**

### **Paper - I: CONSTITUTIONAL LAW – I**

#### **UNIT I**

1. Preamble - Importance and amenability 2. Fundamental Rights - Concept - Nature - Necessity and justification - Fundamental Rights under Indian Constitution 3. Definition of State - Other authorities - Application of ejusdem generis- Instrumentality

#### **UNIT II**

1. Enforceability of Fundamental Rights - Judicial Review - Distinctions between pre and post Constitutional laws - Doctrine of eclipse - Doctrine of Severability - Doctrine of waiver 2. Right to equality - Equality before law and equal protection of laws – Reasonable classification - Absence of arbitrariness - From Ramakrishna Dalmia to Maneka Gandhi and thereafter - Prohibition against discrimination - Equality of opportunity in Public employment - Concept of protective discrimination - From Champakam Dorairajan to Indra Sawhney and thereafter - Prohibition of untouchability - Protection of Civil Rights Act, 1995.

#### **UNIT-III**

1. Right to Freedom - Freedom of Speech and expression and its 'Territorial Extent - Right to Information - Right to silence - Freedom of Press - Implications of Commercial Advertisements - reasonable restrictions - Freedom to assemble peacefully - to form association - to move freely throughout the territory of India - to reside and settle in any part of India - to practice any profession or occupation, trade or business – reasonable restrictions. 2. Freedom of the Person - Right of the accused - ex post facto laws - Double jeopardy – right against self Incrimination - right to life and liberty - scope and contents - from A K Gopalan to Maneka Gandhi - Impact of Maneka Gandhi's case on prisoners' right, criminal justice, Death sentence, Environmental protection, Right to Education, Right to health and Emerging trends in Compensatory jurisprudence - protection against arrest and detention - Constitutional validity of Preventive Detention Laws in India - Judicial review of preventive detention laws.



## **UNIT-IV**

1. Right against exploitation - trafficking in human beings - forced labor - child employment from Peoples' Union for Democratic Rights to M.C Mehta. 2. Freedom of Religion - Concept of Religion - Freedom of Conscience and right to profess, practice and propagate religion - freedom to manage religious affairs - freedom from payment of tax for promotion of religion - restriction on religious instructions in certain educational institutions - Right of Minorities - Right to conserve language, script of culture Admission to educational institutions - Minorities right to establish educational Institutions -From in Re Kerala Education Bill to T M A Pai Foundation and trends thereafter. 3 Right to Property - Constitutional policy before and after the Forty fourth Amendment 4. Right to Constitutional Remedies - Features of Writ Jurisdiction under Art. 32 Concept of locus standi - Dynamic approach of Supreme Court on Public Interest Litigation – Judicial Activism - Comparison between Art. 32 and 226.

## **UNIT V**

1. Restriction, Abrogation and Suspension of Fundamental Rights - Articles 32 (4), 33 and 34 -suspension of Fundamental Rights during Emergency Art. 19 and the Power of President to suspend the enforcement of rights conferred under Part - III - Relevance of 42nd and 44th Constitutional Amendment Acts. 2. Directive Principles of State Policy - Nature, content and justifiability - Inter relationship between Fundamental Rights and DPSP - From Champakam Dorirajan to Mohini Jain and thereafter - Transition of DPSP into Fundamental rights by judicial interpretation

### **Suggested Readings;**

1. P. Ishwara Bhat - Inter-relationship between Fundamental Rights
2. M P Jain - Indian Constitutional Law
3. H M Seervai - Constitutional Law of India
4. V N Shukla - Constitution of India
5. J. V R Krishna Iyer - Fundamental Rights and Directive Principles
6. P B Gajendragadkar -Law, Liberty and Social Justice

7. David Karrys -Politics of Law

**Paper-II: ADVANCED JURISPRUDENCE-I**

**UNIT-I**

1. Nature and source of law
  - a) Meaning and Scope of Law
  - b) Relationship between law and morality
  - c) Sources of law

**UNIT-II**

2. Schools of Jurisprudence
  - a) Natural Law Theory
  - b) Sociological Theory
  - c) Pure theory of Law

**UNIT-III**

3. Rights and Duties
  - a) Concept of Legal Right
  - b) Relation between Rights and Duties
  - c) Theories of Right
  - d) Classification of Rights and Duties

**UNIT-IV**

4. Legal Personality
  - a) Theories of Corporate Personality
  - b) Legal Status of – Animals/Dead persons and unborn
  - c) Personality of natural and artificial person
  - d) Liabilities of Corporation

**Suggested Readings:**

- 1) Jurisprudence – R.W.M Dias
- 2) A Text Book of Jurisprudence – G. W .Paton
- 3) Law in the making – C. K. Allen
- 4) Legal Theory – W. Friedmann
- 5) Introduction to Jurisprudence – Denis Lloyd
- 6) The Concept of Law – H. L. A. Hart
- 7) The Morality of Law – Fuller
- 8) Social Dimension of Law and Justice – J. Stone

- 9) Province of Jurisprudence Determined – Austin
- 10) Law and Morals - Pound

### **Paper-III JUDICIAL PROCESS-I**

#### **UNIT 1 -Nature and Concept of Judicial Process**

- a) Analysis of Judicial process in India
- b) Emerging tools in the Judicial Process – A critical study

#### **UNIT 2 – Judicial Process and applications of the law of Precedent in India**

- a) Judicial Precedent – Its application in India
- b) Descriptive and Prescriptive rules of practice
- c) Doctrine of Stare Decisis
- d) Doctrine of Obiter Dicta

#### **UNIT 3 – Judicial Contribution in bringing Social Change**

- a) Judiciary and Social Change
- b) Role of Judiciary in the dispensation of Social Justice in India

#### **UNIT 4 – Dimensions of Writ Jurisdiction Remedies through writ jurisdiction**

- a) Judicial Review of Administrative action
- b) Writ Jurisdiction of Supreme Court and High Court
- c) Bar of Alternative remedy
- d) Delay, Laches and Acquiescence – Disentitles writ

#### **Suggested Readings:**

- 1) Legal Theory – Friedmann
- 2) The Commentaries of Constitution of India – D. D Basu
- 3) Administrative Law – SP Sathe
- 4) Nature of Judicial Process – Cardozo
- 5) Criminal Procedure Code- Ratanlal & Dhirajlal
- 6) The Supreme Court of India – Rajeev Dhavan

## **Paper- IV LAW AND SOCIAL CHANGE -I**

### **Unit 1 – Law & Social Change in jurisprudential Perspective**

- a) Function of Law in contemporary society
- b) The changing role of law in interdependent society
- c) The interplay of state action and Public opinion
- d) Democracy and Legal change

### **Unit 2 – Social Change and interpretation of Constitution**

- a) Right to Property
- b) Right to Development
- c) Right of Privacy
- d) Rights of subordinate People
- e) Right of information
- f) PIL

### **Unit 3 –Social Change and Family Law**

- a) The role of family in changing society
- b) The changing concept of family Ideology
- c) The changing Concept of Family Property
- d) Equality of Sexes and control of Infanticide and Foeticide

### **Unit 4 – Social Change and Labour Law**

- a) Role of Law in organized and unorganized labour
- b) Equality and Employment Laws

### **Suggested Readings:**

- 1) Law in Changing Society – W. Friedmann
- 2) Administrative Law – D. D. Basu
- 3) Ombudsman – D. R. Saxena
- 4) Human Rights & Social Justice – Gokulesh Sharma
- 5) Law, Justice and Social Change –D. R. Saxena
- 6) Freedom of Information – V.R. Krishna Iyer
- 7) Right to Property – A Constitutional Right – T. D. Mudliar
- 8) Women, Law and Social Change – Shamsuddin Shains
- 9) Children and Legal Protection – Paras Diwan
- 10) Crime against Women and Protective Laws – Shobha Saxena

## **Paper V – RESEARCH METHODOLOGY**

## **Part – 1 LEGAL EDUCATION**

1. OBJECTIVES - Objectives of legal education and systematic instructional design
2. DEVELOPMENT – Present status of legal education in India with reference to existing system & curriculum, Development of legal education in India, Role of Bar Council of India
3. PEDAGOGY OF LAW TEACHING – Clinical legal education: Concept, Case law technique, Lecture method of teaching: Advantages & disadvantages

## **Part – 2 RESEARCH METHODOLOGY**

1. INTRODUCTION – Meaning of research, objectives of research, criteria of good research, Types of research – Doctrinal, Non doctrinal; Applied research; Empirical research; Descriptive and analytical research; Quantitative & qualitative research
2. IDENTIFICATION OF RESEARCH PROBLEM & PREPARATION OF RESEARCH DESIGN – What is a research problem? Necessity of defining research problem; technique of selecting and defining a problem; Illustrations in the area of legal research; Research on crime , criminal and victims; need of research design, Features of a good research design; Hypothesis and procedure of hypothesis testing
3. SAMPLING DESIGN AND FUNDAMENTALS – Steps in sampling design; criteria for selecting a sampling procedure; characteristics of a good sample design; Fundamental definitions relating to sampling; random sampling design
4. METHODS AND ANALYSIS OF DATA COLLECTION- Primary and secondary data; collection of primary and secondary data; data collection through questionnaire and interview schedule; Processing of data; evaluation and presentation of research findings; editing the final draft.

### **Suggested readings:**

1. N.R Madhava Menon – Clinical legal education
2. Kaul and Ahuja – legal education in India in 21<sup>st</sup> century
3. P.L Mehta & Sushma Gupta – Legal education & profession in India
4. Glanville Williams – Learning the law
5. S.K Verma & M. Afzal Wani – Legal research and methodology
6. Tiwari – Research Methodology

### **GENERIC ELECTIVE I: BUSINESS LAW**

#### **UNIT-I- COMMERCIAL LAWS**

Contract and essential elements of contract, 2. Breach of contract, frustration of contract, void and voidable agreements. 3. Specific contracts- Bailment, pledge, indemnity, guarantee and agency, 4. Sale of Goods Act 1930 5. Partnership and limited liability partnership 6. Negotiable Instruments Act 1881.

#### **UNIT-2 – COMPANY LAW**

Company & its formation 2. Definition and nature of Company, 3. Lifting of Corporate veil 4. Types of Companies 5. Promoters 6. Memorandum and Articles of Association, their effects, Doctrine of Indoor Management, Doctrine of Constructive Notice. 8. Prospectus.

#### **UNIT-3-CORPORATE LAW & IPR**

Classification of Directors, women directors, independent directors, Disqualifications of Directors, Legal position, powers and duties, Position of Director as key personnel, 2. Meetings, various types of meetings of shareholders and board, convening and conduct meetings.

Intellectual property Rights in India, Introduction and types, Patents, Copyrights & Trademarks.

#### **UNIT-4-CONSUMER PROTECTION ACT 1986 & COMPETITION ACT 2002**

Consumer Protection Act: Objectives, Salient features and Authorities under the Act, Penalties

Competition Act 2002: 1. Objectives of the Act 2. Salient features - Anti competitive Agreements 3. Prevention of abuse of dominant position, Competition 4. Competition Commission of India.

### **Suggested Readings:**

1. Business law by J.P.Sharma & Sunania Kanojia
2. Indian Business law by S.K.Aggarwal
3. Business law by Peddina Mohanna Rao
4. Business law by D. Chandra Bose.
5. Bare Act of Consumer Protection Act.
6. Company Law by N.D.Kapoor

### **Paper- VII: Academic Writing, Project work. (SEC)**

Students will be evaluated through assignments and projects on contemporary issues in the domain of law. It is desirable that students have at least two publications in peer reviewed journals while undertaking the Course.

### **Paper- VIII CORPORATE COMPLIANCES**

**Learning Outcomes:** This SEC will guide students on compliances related to corporate functioning and management.

#### **Unit - I: Corporate Incorporation and Management**

1. Compliances in connection to Promotion of Companies

Certificate of Incorporation

Memorandum and Articles of Association

#### **Unit II: Basic Compliances in connection to Meetings of Companies**

Types of Meetings

Procedure of calling meeting

Company's resolutions and its kinds

Compliances in connection to virtual meetings

#### **Unit III: Corporate Governance and Social Responsibility**

Importance of Corporate Governance

Different system of Corporate Governance

Corporate Governance in India

Reports of the various Committees on Corporate Governance

CSR & CER

**References:**

1. Smith and Keenan's, Company Law
2. Andrew Lidbetter, Company Investigations and Public Law
3. Saleem Sheikh & William Rees, Corporate Governance & Corporate Control
4. Avtar Singh, Company Law, Eastern Book Company, Lucknow.
5. Gower's Principles of Company Law 8th Edition 2008, R. Cambay & Co. Pvt. Ltd.
6. Smith and Keenan's Company Law.
7. S. K. Verma & Suman Gupta, Corporate Governance and Corporate Law Reform in India.
8. Companies Act and Rules, SEBI Regulations
9. Companies Act, 2013

**Marks Distribution:** Students will be evaluated through class tests, class performance, assignments, presentation and viva.

**SEMESTER-II**

**Paper -I: CONSTITUTION LAW - II**

**UNIT-I**

1. Principles of Parliamentary and Presidential forms of Govt. 2. Nature of the Executive power - Impeachment process - Mercy power – Ordinance making power 3. Composition of Houses of legislature - Disqualifications of members – Legislative privileges Parliamentary procedures.

**UNIT-II**

1. Jurisdiction of the Supreme Court and High Courts - Judicial self-restraint and judicial Activism-Limits on Judicial review - Appointment of Judges - control of



Subordinate judiciary 5. Doctrine of Pleasure - Constitutional exceptions and judicial implications 6. The concept of Federalism - Necessity and Justification of Federal Govt. - Features of Federalism

### **UNIT-III**

1. Legislative relations under the Indian Constitution - Doctrines in legislative relations - Centre's control over State Legislatures 2. Restrictions on the power of State Legislatures on fiscal powers - Residuary taxes - Distribution of revenues between the Centre and State - Doctrine of immunities of instrumentalities - Role of Finance Commission.

### **UNIT-IV**

1. Power of Judicial review 2. Centre - State and Inter-State conflicts, Freedom of trade and Commerce-Exceptions - Importance of Federal Structure, Types of Emergencies and their impact on Federal structure. 3. Amendment of the Constitution

### **Suggested Readings ;**

1. K.C Wheare - Federal Government
2. M P Jain -Indian Constitutional Law
3. H M Seervai -Constitutional Law
4. M C Saxena - Dynamics of Federalism
7. Ivor Jennings - Cabinet and Constitution
8. A V Dicey -Law and Constitution

## **Paper-II Advanced Jurisprudence-II**

### **UNIT-I**

1. Concept of Possession and Ownership
  - a) Concept of Ownership
  - b) Concept of possession
  - c) Classification of ownership and Possession
  - d) Theories of Possession
  - e) Modes of acquiring ownership
  - f) Possession in Common Law

## **UNIT-II**

2. The Law of Property
  - a) Theories of Property
  - b) Kinds of Property
  - c) Changing concept of property

## **UNIT-III**

3. Post Modern Jurisprudence and Critical Legal Studies
  - a) Concept of Post-Modern Jurisprudence
  - b) Role of State and Law in Postmodernism
  - c) Critical Analysis of Postmodernism

## **UNIT-IV**

4. Feminist Jurisprudence
  - a) Feminism
  - b) History of Feminist Jurisprudence
  - c) Schools of Feminism

### **Suggested Readings:**

- 1 Jurisprudence – R.W.M Dias
- 2 A Text Book of Jurisprudence – G. W. Paton
- 3 Law in the making – C. K .Allen
- 4 Legal Theory – W. Friedmann
- 5 Introduction to Jurisprudence – Denis Lloyd
- 6 The Concept of Law – H. L. A. Hart
- 7 The Morality of Law – Fuller

- 8 Social Dimension of Law and Justice – J. Stone
- 9 Province of Jurisprudence Determined – Austin
- 10 Law and Morals – Pound

### **Paper-III: Judicial process-II**

#### **UNIT 1 – Bail Jurisprudence in Indian criminal Justice Process**

- a) The Concept and system of Bail
- b) Bail Mechanism – Legal and Functional Aspects
- c) Prescribing the Forms and Modes of Release
- d) Evolution of the Law of Bails
- e) Bail - a Constitutional Right
- f) New Approach to Bail

#### **UNIT 2 - Critical appraisal of Appeal Jurisdiction in civil Justice**

- a) Civil justice
- b) Appeal Jurisdiction in CPC a critical study

#### **UNIT 3 – Relation between Law and Justice**

- a) Concept of Justice
- b) Law and Justice
- c) Theories of Justice – With special reference to John Rawls

#### **UNIT 4 – Judicial Activism, creativity and accountability**

- a) Judicial Activism
- b) Judicial Activism and Human Right Perspective
- c) Judicial Activism and development of law
- d) Judicial Accountability
- e) Judicial Activism through PIL.

#### **Suggested Readings:**

- 1 Legal Theory – Friedmann
- 2 The Commentaries of Constitution of India – D. D. Basu
- 3 Administrative Law – S P Sathe
- 4 Nature of Judicial Process – Casdoys
- 5 Criminal Procedure Code- Ratanlal & Dhirajlal

6 . The Supreme Court of India – Rajeev Dhavan

**Paper-IV- Law and Social Change-II**

**UNIT 1 – Social Change and Crime**

- a) Social Values and change of criminal law in post Independent India with special reference to
  - i) women ii) Children
- b) Social conflicts and Indian Legislation on Socio – economic offences
- c) Economic crimes and Legal Reform
- d) Human Rights and administration of Criminal Justice

**UNIT 2 – Tort Insurance and Social Responsibility**

- a) Judicial widening of Tort Responsibility
- b) The shift of liability from Tort to Insurance
- c) Some Reform proposals

**UNIT 3 – The Changing function of contract**

Social Causes of Transformation of contract with special reference to Standardization, Collective Bargaining Consumerism

**UNIT 4– The Growth of Administrative Function and Law Reform in india**

- a) Administrative Remedies in Democratic countries
- b) Public Power and individual
- c) Ombudsman Remedy

**Suggested Readings:**

1. Law in Changing Society – W. Friedmann
2. Administrative Law – D. D. Basu
3. Ombudsman – D. R. Saxena
4. Human Rights & Social Justice – Gokulesh Sharma
5. Law, Justice and Social Change –D. R. Saxena
6. Freedom of Information – V.R. Krishna Iyer
7. Right to Property – A Constitutional Right – T.D. Mudliar

8. Women, Law and Social Change – Shamsuddin Shains
9. Children and Legal Protection – Paras Diwan
10. Crime against Women and Protective Laws – Shobha Saxena

### **Paper- V Discipline Specific Elective -I**

**(as chosen by concerned student)**

### **Paper- VI ADR (SEC)**

**Course Objective:** Students will be empowered in better understanding of diverse ADR mechanisms in a critical way through statutory provisions and their application through simulation exercises.

#### **Unit – 1 A clear idea about ADR in a nutshell**

Introduction of ADR and its objectives, Statutory recognition of ADR -negotiation, arbitration, mediation, conciliation and through Lok Adalats and their applicability.

#### **Unit – 2 Negotiation, Mediation and Conciliation**

Understanding the distinction between the three types of ADR mechanisms, statutory position, characteristics, their utility in commercial world, simulation exercises on mediation.

#### **Unit – 3 Arbitration**

Arbitration, its necessity and relevance in resolving disputes, statutory position, types, procedure and technicalities involved, setting aside arbitral award, drafting arbitration agreement, simulation exercises on arbitration

#### **Unit 4 - International Commercial Arbitration**

Concept of international commercial arbitration, overview of 1985 UNCITRAL Model Law on International Commercial Arbitration, recent developments in International commercial Arbitration, examples of clauses and sample forms

### **Suggested Readings:**

1. International Commercial Arbitration: An Introduction by Rohith M. Subramoniam and Navya Jain, EBC
2. Contracts and Arbitration for Managers, by Anurag K Agarwal, SAGE Response
3. Infrastructure Arbitration - A Perspective by Manoj K Singh, LexisNexis
4. Mediation -Practice and Law (The path to Successful Dispute Resolution) by Sriram Panchu, Lexis Nexis
5. Supreme Court on Arbitration and Contracts - An Exhaustive Topical Referencer of Supreme Court Judgments on Arbitration and Contracts by R S Jindal, C S P Sastry and Aruneshwar Gupta, Lexis Nexis
6. Alternative Dispute Resolution What it is and How it Works by Rao P C & William Sheffield, Lexis Nexis
7. Enforcing Arbitral Awards in India by Nakul Dewan, Lexis Nexis

**Marks Distribution and Methodology:** Paper consists of 100 marks and should be mixture of theory and practical simulation exercises. 50 marks allotted to theoretical paper will be taken by the teacher in-charge through class test, simulation exercise evaluation and viva. 50 marks for practical shall consist of student's evaluation through assignments, participation in simulation activities and presentation.

### **Paper- VII Litigation Strategies (SEC)**

#### **UNIT: I - Litigation Strategy, Filing and Case Management**

Litigation Strategy, Due diligence work before starting drafting, Planning, Preparation of Fact - sheet, Documentation keeping in conformity with fact, Choice of Forum, Cause lists, hearings and pass-overs, Liaising effectively with senior counsel, Court etiquettes.

#### **UNIT: II - Drafting agreements/civil suits/criminal complaints etc.**

Stages of drafting an agreement, Ingredients of an agreement, Construction and formation of agreement, Suit against Government body, Petition before Consumer Forum, Application and Appeal before B.L. & L.R.O., Amendment of Plaint, Application for Addition of Party, Application for Substitution of Party.

Drafting a criminal complaint, Contents of a General Diary and F.I.R, Procedure to lodge F.I.R., Where and How to file, How to obtain a copy of FIR and from Where, Strategies when FIR is filed against your client.

### **Unit: III -Strategies during investigation:**

Idea about case Diary and Charge sheet, Technicalities to be followed when drafting bail application and where to file, Bail bonds and surety.

Oral, documentary, physical and digital evidence, Leading evidence in a criminal trial (for prosecution and defense), Drafting application for adducing secondary and digital evidence, Techniques and skills for conducting cross-examination, Improving drafting skills of young litigators.

Vakalatnama, Pointers for drafting bail applications, Drafting Criminal SLP, Pointers for drafting Criminal Appeal, Pointers for drafting Protest petition, Pointers for drafting application for submitting information, Pointers for drafting application seeking exemption from personal appearance, Application for discharge, Pointers for drafting of section 482 Application, Pointers for drafting section 207 application, Applications under Sections 311 and 319 of CrPC, Application for monetary compensation for victims.

### **References:**

1. Art of cross-examination, S P Singh & R P Singh
2. Disposed-off case Records (Civil and Criminal).
3. Dutta on Code of Civil Procedure Code
4. Civil Rules & Orders

**Marks distribution and Evaluation:** Paper consists of 100 marks and student's evaluation will be based through performance in class, assignments, participation in simulation activities, viva and presentation.

### **SEMESTER III**

#### **CORE COURSE: ENVIRONMENTAL LAWS**

##### **Part I: International Environmental Law**

1. Basic features of International Environmental Law and its evolution.
2. The landmarks in International Environmental Law- a Journey from Stockholm to Johannesburg
3. Important Conventions concerning Protection and Conservation of Environment: Vienna Convention and Protocol on the Depletion of Ozone Layer, Convention and Protocol on Climate Change, Chemical Weapons convention, Basel Convention, and Regulation of Hazardous Waste Convention on Biological Diversity
4. Regulation of Trans boundary pollution with special reference to Industrial Accidents and Air Pollution.
5. Impact of International Environmental Law on Indian Law with special reference to Principles of Environmental Protection. Paper II: Natural Resource and the Law in India 1. Protection of Wild Life- with special reference to authorities, sanction and remedies under Wild.

##### **Part-II: Natural Resource and the Law in India**

1. Protection of Wild Life- with special reference to authorities, sanction and remedies under Wild Life (Protection) Act, 1972.
2. Protection and conservation of Forest- with special reference to Authorities, sanctions and remedies under Forest Act, 1927 and Forest Conservation Act, 1980.
3. Conservation of Fresh water and Ground water. Coastal Zone Management under the Environment (Protection) Act, 1986 and other relevant Statutes.
4. Protection and Conservation of Biodiversity with special reference to Biodiversity Act 2002.
5. The scope and Limit of PIL to protect the natural resources- (Special emphasis shall be placed on directions issued by the Supreme Court of India from time to time).



### **Part III: Emerging Issues in Environmental Law:**

1. Environment Impact Assessment – Definition and Meaning, Types: Mandatory and Discretionary
2. Global Warming and Climate Change – Nature and Causes, Legal Framework: International and National Responses
3. Climate Change Governance -financing in climate sector, technological innovations, alternate energy regimes, urban green living.
4. Climate Adaptation and Mitigation- Introduction, current Global and National legal initiatives towards adapting and mitigating climate change

### **Suggested Readings:**

1. P. Leelakrishnan, Environmental law in India, Lexis Nexis
2. Shyam Diwan and Armin Rosencranz, Environmental Law and policy in India, Oxford University Press.
3. S.C. Shastri, Environmental Law, Eastern Book Company
4. Gurdip Singh, Environmental Law in India, Macmillian Publisher.
5. Benny Joseph, Environment Studies, Tata McGraw Hill, Delhi.
6. Environmental and Pollution Laws In India [Set of 2 volumes] by Justice T.S. Doabia, Lexis Nexis.

### **Paper- II to VI Discipline Specific Course (as chosen by concerned student)**

### **Paper VII- Corporate Drafting (SEC)**

**Course Objective:** This SEC will help students learn the basics of drafting different kinds of business and corporate agreements which will equi them with deeper knowledge on the technicalities to be observed and points to be discussed while interacting with clients and counselling them.

#### **Unit – I – Drafting of Business Agreements**

1. Agency Agreement
2. Asset Purchase Agreement
3. Dealership and Distribution Agreement
4. Hire Purchase Agreement
5. Deed of Assignment
6. Agreement between Producer and Distributor
7. MOU

#### **Unit –II- Drafting of Corporate Agreements**

1. Drafting of Notice
2. Promoters' Contract –Pre-Incorporation Contract
3. Underwriting Contracts
4. Deeds of Amalgamation of Companies
5. Transfer of Undertakings
6. Compromise, Arrangements and Settlements
7. Share Purchase Agreement
8. Shareholders Agreement

#### Unit –III –Formation of An Entity

1. MOA
2. AOA
3. Partnership Deed
4. Trust Deed
5. LLP Incorporation Document
6. Conversion of Partnership into Limited Company

#### Reference Books:

1. Drafting of Contracts- Ravi Singhania
2. Drafting Commercial Contracts – Bhumesh Verma
3. Drafting Commercial Agreements – Richard Christou
4. Drafting Corporate and Commercial Agreement: Legal Drafting Guidelines, Forms and Precedent – Rodney D. Ryder
5. Commercial Contract – R. Kumar

**Marks Distribution and Methodology:** Paper consists of 100 marks and student's evaluation will be based through performance in class, assignments, participation in simulation activities, viva and presentation.

#### **Paper VIII- SEBI Compliances (SEC)**

**Course Objective:** Students will be empowered in better understanding of Business Law in a critical way and to identify corporate governance in a strengthen manner, Corporate Compliances, Rules and Regulation all in a pack as a ready reckoner through SEBI guidelines to achieve the goal of corporate lawyer.

#### **Unit – 1 A clear idea about SEBI in a nutshell**

SEBI, its origin, function, purpose, objective, power, structure, and impact on corporate governance, SEBI Act. 1992.

### **Unit – 2 SEBI Guidelines**

SEBI guidelines (specially related to share, debenture, Demat account, mutual fund, major principal for disclosure obligation)

### **Unit – 3 SEBI Regulation as amended till date**

Overview on SEBI compliances quarterly, half yearly and annual (general compliances, insider trading, corporate governance in connection to company act. and SEBI obligations of the company).

### **Suggested Readings :**

1. SEBI Listing Obligations and Disclosure Requirements – A Handbook by Dr. K.R. Chandratre by Bloomsbury Professional India, Publication Date 2<sup>nd</sup> July, 2020, ISBN : 978-9390077045

2. Agarwal & Baby on SEBI ACT A Legal Commentary on Securities & Exchange Board India Act, 1992, Edited By : Amit Agarwal, Taxman Publications, ISBN : 978-8171949656

3. [https://www.sebi.gov.in/sebi\\_data/attachdocs/1456380272563.pdf](https://www.sebi.gov.in/sebi_data/attachdocs/1456380272563.pdf)

4.

<https://www.sebi.gov.in/sebiweb/home/HomeAction.do?doListing=yes&sid=1&ssid=1&smid=0>

<https://taxguru.in/sebi/quarterly-yearly-annual-compliances-sebi-listing-regulations-2015-lodr.html>

**Marks Distribution and Methodology:** Paper consists of 100 marks and should be mixture of 50 (theoretical) and 50 (practical). 50 marks allotted to theoretical paper will

be taken by the teacher in-charge through class test and viva. 50 practical papers consist of student's activities through presentation, assignment and class performance.

## SEMESTER IV

### DISSERTATION/PROJECT WORK

#### **Paper II- Teaching Skills (SEC)**

**Learning Outcome:** The students will be trained on presentations skills and skilled in the nuances of teaching methodology. They will be taught on the techniques of how to present and analyse a case and apply the rationale to other facts and circumstances.

**MARKS DISTRIBUTION:** The students will be evaluated through presentations on their conceptual knowledge, ability to present the subject, ability to handle questions and class performance. They will also be involved in classroom teaching to undergraduates as part of skill enhancement.

## DISCIPLINE SPECIFIC ELECTIVE

### SPECIALIZATION: BUSINESS AND CORPORATE LAWS

	<b>LAW RELATING TO CONTRACTS</b>	<b>4 C.U.</b>
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- a) UNIT 1: General Principles & their applications.  
 History – Formation of Contract – Agreement and Contract – Definitions – Classification - Offer and Acceptance – Communication – Revocation – Essential elements – Invitation to Offer – Tenders. Consideration – Nudum Pactum - Essential elements – Privity of Contract and of Consideration –Exceptions – Unlawful Consideration and its effect. Contractual Ability – Electronic Documents as Web Pages – Digital Certificates as Entry Passes – Time and Place of Contract – Secured Custody of Electronic Records.
- b) UNIT – 2 Capacity to Contract – Minor's Agreements and its effects – Persons of unsound mind– Persons disqualified by Law. Free Consent – Coercion - Undue influence – Misrepresentation – Fraud –Mistake – Legality of Object – Void Agreements – Agreements against Public Policy – Wagering Agreements – Its exceptions – Contingent Contracts
- c) UNIT – 3 Discharge of Contracts and its various Modes – by performance – Time and place of performance – Performance of reciprocal promises -Appropriation of

Payments – Discharge by Agreement – By operation of Law – By frustration (Impossibility of Performance) – By Breach (Anticipatory and Actual). UNIT – IV Remedies for Breach of Contracts – Damages – Remoteness of damages – Ascertainment of damages -Injunction – When granted and when refused– Restitution – Specific performance when granted – Quasi Contracts.

- d) UNIT – 4 The Specific Relief Act Nature of Specific Relief – Recovery of Possession of movable and immovable Property – Specific performance when granted and not granted – Who may obtain and against whom – Discretionary remedy – Power of Court to grant relief – Rectification of instruments – Cancellation – Declaratory decrees – Preventive relief – Temporary injunctions – Perpetual and Mandatory Injunctions. Government as a contracting party: Constitutional provisions – Government powers to contract – Procedural requirements – Kinds of Government Contracts, their usual clauses, performance of such contract, settlement of disputes and remedies.
- e) UNIT-5 Specific Contract: Contract of Indemnity, Bailment, Pledge, Agency & Guarantee
- f) UNIT-6 Formation of International Commercial Contracts- Types of International Contracts, Formation of Contracts, Contractual Obligation, Remedies, Contract termination & settlement of disputes.

*Recommended books:*

1. Contract I & II by Dr. R.K. Bangia
2. Contract & Specific Relief by Avtar Singh
3. Bare Act
4. The Indian Contract Act by Mulla

	<b>GENERAL PRINCIPLES OF COMPANY LAW</b>	<b>OF 4 C.U.</b>
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- a) Concept, Nature and Incorporation of a Company  
 Meaning of company and understanding its features under Companies Act 2013 -distinguishing a company from other business entities – nature of company - lifting the corporate veil principle - kinds of companies -establishing the separate legal existence of company through case studies -steps for incorporation of a company -role of promoter in the formation of companies - illegal association and unregistered company -advantages and disadvantages of incorporation
- b) Major documentation associated with companies  
 Memorandum of Association and Articles of Association – contents, alteration and hierarchy-relevance to a company-doctrines associated with memorandum and articles of association of a company
- c) Prospectus  
 Relevance of prospectus- meaning and contents- analyzing prospectus to understand about various companies- kinds of prospectus- mis-statements in prospectus and legal consequences- case studies

- d) Share Capital of company  
 Meaning of share, stock and share capital- understanding terms associated with share capital- kinds of shares- understanding the legal effect of transfer, transmission, buy-back, lien, surrender of shares- ways of raising capital by a company- issue of shares at par, discount and at premium-understanding book building process
- e) Debentures  
 Meaning of debenture- kinds of debentures- issue of debentures- role of debenture trustee- term of debentures
- f) Dividend  
 Meaning, issue of dividend, procedure for issue of dividend, analysis on dividend- case study analysis on registered companies in India relating to dividends

*Recommended books:*

1. Company law by Avtar Singh
2. Company law by N.D.Kapoor
3. Taxman's Company law
4. Company law Procedures & Compliances by Dr. Sanjeev Gupta

	<b>COMPANY MANAGEMENT AND ADMINISTRATION</b>	<b>AND 4 C.U.</b>
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**UNIT1: Managing a company:**

First Directors and others Directors: Appointment, Removal, Position, Powers and Duties of Directors - Audit Committee: Its Role. - Company Secretary: Qualification, Appointment and Duties - Officer who is in default: Definition of Officer who is in default - Liability of independent directors.

**UNIT 2: Oppression & Mismanagement and Investigation**

Rule in Foss v. Harbottle - Prevention of Oppression - Prevention of Mismanagement - Role & Powers of the NCLT -Role & Powers of Central Government - Company Investigation

**UNIT 3: Winding up of a Company**

Understanding the statutory position concerning winding up of companies - Mode of winding up of the companies - Compulsory winding up -Winding up under the Order of the Tribunal - Voluntary winding up - Contributories and their role - Payment of liabilities.

**UNIT 4: Corporate Governance & Social Responsibility, Corporate Crimes**

Importance of Corporate Governance - Different system of Corporate Governance -

Impact of Legal Traditions and the Rule of Law on Corporate Governance - Legal Reforms of Corporate Governance in India - Reports of the various Committees on Corporate Governance - Emerging Trend based on the recommendation of the Committees in the Companies Act 1956 and the Listing Agreement with Special reference to Clause 49- Evolution of Corporate Crimes - Provisions in the Companies Act 2013 to prevent corporate frauds

*Recommended books:*

1. Company law by Avtar Singh
2. Company law by N.D.Kapoor
3. Taxman's Company law
4. Company law Procedures & Compliances by Dr. Sanjeev Gupta
5. Ramaiya: Company Law

	<b>BANKING LAW REFORMS IN INDIA</b>	<b>4 C.U.</b>
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#### Unit I: INTRODUCTION TO BANKING

Introduction to the concept of Banking, Evolution of Banking in India, Different kinds of Banks and their functions

#### Unit 2: CONTROL OVER BANKING

Understanding on Nationalization of Banks, Impact of Liberalization, Understanding on Banking Regulation Act

#### Unit 3: RESERVE BANK OF INDIA

History of the development of RBI, Major features of RBI Act, Credit control mechanism, Banking rate policy formulation, Control of RBI over non-banking companies

#### Unit 4: RELATIONSHIP BETWEEN BANKER AND CUSTOMER

Fiduciary relation between banker and customer, Banker's Lien, Letter of Credit, Role of banker, Different types of Accounts maintained by banks, Safeguards available to banker, Banking as service under Consumer Protection Law

#### Unit 5: NEGOTIABLE INSTRUMENTS

Definition and characteristics of Negotiable Instruments, Presumption as to Negotiable Instruments, Types of negotiable instruments, Distinction between holder and holder in due course, Crossing Over and its Types, Dishonour of negotiable instrument

## Unit 6: MODERN BANKING TRENDS AND REFORMS

Default and Recovery, Banking Ombudsman System, Impact of science and technology on Banking, Changes brought by Automation, IT and its impact on Banking

*Suggestive Readings:*

1. Basu A.- Review of Current Banking Theory and Practice
2. L.C. Goyle- The Law of Banking and Bankers
3. M.L.Tannan- Tannan's Banking Law and Practice in India
4. K.C. Shekhar- Banking Theory and Practice
5. K. Subrahmanyam- Banking Reforms in India
6. Ross Cranston- Principles of Banking law
7. OP.Faizi and Ashish Aggarwal- Khergamwala on =The Negotiable Instruments Act
8. Datta on Negotiable Instruments Act
9. Bhashyam and Adiga- Negotiable Instruments Act
10. Sharma, B.R. and Nainta, R.P., Principles of Banking Law and Negotiable Instruments Act

	<b>INTELLECTUAL PROPERTY LAWS</b>	<b>4 C.U.</b>
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## Unit 1: INTRODUCTION TO IPR

Meaning of IPR and its Relevance in the Modern Era, Theories justifying IPR, Types of IPR, Scope of IPR Law, Evolution of IPR Law in India, UNCITRAL and India, Conventions -Berne, Paris, Rome, WIPO and TRIPS

## Unit 2: UNDERSTANDING PATENT LAW IN INDIA

Meaning of Patent, What can and cannot be patented, Characteristics of Patent, Procedure for the grant of Patent, Rights of Patent holder, Distinction between Provisional and Final Specification, Duration of Patent, Infringement of Patents and Remedies, Major judicial trends

## Unit 3: UNDERSTANDING COPYRIGHT LAW IN INDIA



Meaning and attributes of Copyright, What can be copyrighted, Subject -matter of Copyright, Dichotomy between Expression and Idea, Rights of Copyright Holder, Duration of Copyright, Infringement and Remedies, Distinction between copyright and plagiarism, Major judicial trends

#### Unit 4: UNDERSTANDING TRADEMARK LAW

Meaning of trademark, Trademark and Passing off, Registration of Trademark, Duration of Trademark, Rights conferred, Infringement and Remedies, Recent judicial trends

#### Unit 5: OTHER IPR LAWS

Overview on the laws related to Designs, GI and Plant Varieties

#### Unit 6: RECENT JUDICIAL TRENDS

Tracing the foray of IPR into diverse aspects of development through recent case laws

#### *Suggested Readings:*

1. Ahuja, V.K.; Law relating to Intellectual Property Rights; LexisNexis
2. Bhandari, M. K.; An Introduction to Intellectual Property Rights; Central Law Publication
3. Narayanan, P.; Intellectual Property Law; Eastern Law House
4. Cornish, William R.; Intellectual Property; Oxford University Press
5. Wadhera, B. L.; Law Relating to Intellectual Property; Universal Publication
6. Paul, Meenu; Intellectual Property Laws; Allahabad Law Agency

	<b>INTERNATIONAL TRADE LAW REGULATORY FRAMEWORK</b>	<b>4 C.U.</b>
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#### Unit 1: INTRODUCTION TO INTERNATIONAL TRADE AND ITS LEGAL RAMIFICATIONS

Meaning and attributes of International Trade, Trade Theories, Major issues in International Trade

#### UNIT 2: EVOLUTION OF INTERNATIONAL TRADE LAW

History and development of International Trade law, Introduction to International Institutions associated with International Trade -UNCTAD, IMF, IBRD, IDA and other organizations

#### UNIT 3: WTO AND INTERNATIONAL TRADE LAW

Evolution of WTO, Uruguay Round, Doha Round, TRIPS, Recent development trends in International Trade Law

#### UNIT 4: REGULATION OF INTERNATIONAL TRADE IN INDIA

Foreign trade (Development and Regulation) Act, 1992, Foreign Trade Policy, Foreign Trade Procedures

#### UNIT 5: INTERNATIONAL CARRIAGE OF GOODS AND INTERNATIONAL INVESTMENT LAWS

United Nations Convention on Contracts for the International Sale of Goods, 1980 - Features, objectives and legal relevance; Bills of Lading and other Shipping Documents, Documentary Credit and other Payment Arrangements, Agreement on Trade Related Investment Measures, Multilateral and Bilateral Investment Treaties

#### UNIT 6: SETTLEMENT OF INTERNATIONAL TRADE DISPUTES

WTO Dispute Settlement Mechanisms, Conciliation, Mediation, Arbitration, Good Offices, Compliance and Enforcement

#### *Suggested Readings:*

1. Schnitzer, Simone; Understanding International Trade Law
2. Kaul, A. K.; Guide to the WTO and GATT: Economics, Law and Politics
3. Goyal, Arun; WTO in the new Millennium: Commentary, Case Law, Legal Texts
4. Carr, Indira; International Trade Law
5. Rao, M. B; and Guru, Manjula; WTO and International Trade

### **DISCIPLINE SPECIFIC ELECTIVE**

#### **SPECIALIZATION: CRIMINAL LAWS**

	Specialization Elective I: <b>CRIME AND CRIMINAL JUSTICE ADMINISTRATION</b>	4 C.U.
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## **Unit I**

### **Meaning, nature and scope of Criminology**

Definition, Theories, and scope of Criminology, Radical Criminology, Green Criminology, Relationship of Criminology with Social Science.

Types of criminals-violent criminals, Property offenders, Offenders of public morality, Career and occupational criminals.

## **Unit II**

### **Crime and Criminology**

- Definition of crime, Types of Crime, Causes of Crime
- Fundamental principles of crime- the concept of crime, crime and morality
- Actus reus, mens rea, application of mens rea, Perception of crime in ancient times.

## **Unit III**

### **Schools in Criminology:**

(1) Pre-classical (2) Classical (3) Neo-classical, (4) Sociological (5) Positive (6)

Clinical (7) Modern

## **Unit IV**

### **Stakeholders of criminal justice System-Role, functions, and responsibilities**

- (1) Issues and challenges in criminal justice administration
- (2) Role, function, and responsibility of police, prosecution, court, and correctional services

(3) Law Commission reports, NCRB reports, Prison statistics of India etc.

## Unit V

### Etiology of Crime:

(1) Biological factors (2) Psychological factors (3) Cultural areas as factors of crime (4) The home and family factors (5) Social institution (6) Public agencies of communication

### References:

1. Maguire, Morgan and Reiner, *The Oxford Handbook of Criminology*,
2. Ahmed Siddiqui, *Criminology: Problems and Perspectives*, Eastern Book Co. Lucknow
3. N. V. Paranjape, *Criminology & Penology*, 12<sup>th</sup> Edition, Central Law Publications, Allahabad
4. Frank Hagen, *Introduction to Criminology*
5. R, Deb, *Principles of Criminology*
6. Sutherland & Cressey, *Criminology*

	Specialization Elective II: <b>PENOLOGY</b>	4 C.U.
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## Unit – I

### Introduction to penology

1. Concept and meaning of punishment

2. Theories of punishment
3. Kinds of punishment
4. Changes in punitive philosophy

## **Unit – II**

### **Criminal justice administration**

- Adversial and inquisitorial justice
- Correctional Administration – the functionaries
- Police, court, model prison, modern rehabilitative measures—alternatives to incarceration
- Treatment of offenders/ after care and rehabilitation through--Probation, parole, open prison, community service etc.

## **Unit III**

### **Sentencing & Punishment**

- Sentencing Principles and Punishments in Indian Legislations vis-à-vis other countries
- Trend of the Indian Judiciary
- Factors to adjudicate on sentencing-aggravating and mitigating factors

## **Unit IV**

### **Prison Administration**

1. History and Development of Prison System in India
2. Prison structure and prison management.

3. Prison reforms (Re-structuring prisons: Issues and Challenges, Aftercare services and rehabilitation), Treatment of offenders/ after care and rehabilitation through--Probation, parole, open prison, community service etc.
4. Classification of Prisoners
5. Human rights of Prisoners

### **Unit –V Capital Punishment**

1. Capital punishment in India-past to present
2. Arguments of Abolitions and Retentionist of capital punishment.
3. Capital Punishment in Human Rights Perspective

#### **References:**

1. Tappan: Contemporary corrections.
2. Tappan: Crime Justice and corrections.
3. Johnson : crime, correction and society.
4. Vidhya bhushan : prison Administration in India .
5. Khan M. Z. : work on jail inmates
6. Ram Ahuja : sociological criminology
7. Probation services in Criminal Justice Administration, Prof N.K. Chakrabarti
8. Nitai Rai Chaudhuri: Prison Laws and Administration, Deep and Deep Publications

	Specialization Elective III: <b>VICTIMOLOGY</b>	4 C.U.
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## **Unit I: Victims and Victim Justice**

1. Nature and Concept of Victim and Victim Justice
2. Historical Development of Victimology
3. Key Concepts in Victimology: Victim Precipitation, Victimization Proneness, Victim Responsiveness, Victim Psychology
5. Primary Victimization, Secondary Victimization, Tertiary Victimization, Victim Vulnerability
6. Victim Justice Process

## **Unit II**

### **National and International concerns for victims of crime**

1. U.N. Declaration on Basic Principles of Justice for Victims of Crime and Abuse of Power (1985)
2. World Society of Victimology
3. Development of Victim Justice -Legislative and Judicial
4. Victim Justice Services in Various Countries of the World: A Comparative Study

## **Unit III**

### **Victim Compensation under Cr. P.C.**

1. Compensation as a right for Victim-International Vis-à-vis Indian perspective
2. Victim restitution
3. Victim Compensation under other legislations
4. Judicial Trends in Compensatory Jurisprudence post 2008 Cr. P.C. Amendment

## **Unit IV**

### **Victim Assistance**

1. Assisting victims during crime investigation and trial
2. Legal aid to victims of crime

3. Prevention of Victimization and role of the stakeholders of criminal justice administration
4. Central Victim Compensation Scheme and its operation post Nirbhaya case

**References-**

1. G.S. Bajpai, Victim in criminal justice process: Perspective on police and judiciary, Uppal Pub. House (1 January 1997).
2. Victim Justice A Paradigm Shift in Criminal Justice System in India (English, Hardcover, Shriya Gauba, G S Bajpai), Thomson Reuters
3. N.V. Paranjape's Criminology, Penology & Victimology
4. Tyrone Kirchengast on the Victim in Criminal Law and Justice, (Palgrave Macmillan, 2006
5. Howard Zehr, The Little Book of Restorative Justice (Good Books, 1st Edition 2002)
6. Singh Makkar, S.P, 1993, *Global perspectives in Victimology*, ABC Publications, Julundar.
7. Rajan, V.N, 1981, *Victimology in India: An Introductory Study*, Allied Publishers, New Delhi.
8. Devasia, V.V, 1992, *Criminology, Victimology and Corrections*, Ashish Publishing House, New Delhi.
9. Kirchhoff: What is Victimology? Monograph Series no. 1

	Specialization <b>OFFENCES</b>	Elective	IV:	<b>SOCIO-ECONOMIC</b>	4 C.U.
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**Unit 1: Introduction**



Nature of Socio- Economic Justice, Rise of economic Offences, Difference between economic Offences & Other Offences, Types of Economic Offences, An Overview of Economic Legislations in India.

### **Unit 2: Impact of Capital Market Frauds on the Economy**

Capital Market in India & Need for Reforms, Economic Offences in Capital Market: Corporate Offences, Corporate Frauds in India and its impact on the Indian economy

### **Unit 3: Legislation of Socio-Economic Offences in India**

NDPS Act 1985, ITPA 1956, Prevention of Money laundering Act 2002, Customs Act 1962, National Security Act 1980, Foreign Exchange Management Act 1999.

### **Unit 4: Offences against Marginalized Groups**

Relevant Provisions of: The Maintenance and Welfare of Parents and Senior Citizens Act, 2007, The Scheduled Castes and Schedule Tribes (Prevention of Atrocities) Act, 1989, The Rights of Persons with Disabilities, 2016 & The Prohibition of Employment of Manual Scavengers and their Rehabilitation Act, 2013, Prevention of Sexual Harassment at Workplace Act, 2013, Civil Rights Act, 1955

Suggested Reading:

#### **Text Books:**

1. Dr. Shivani Mohan, Economic Offences in India Impact Analysis
2. Singhal's Socio Economic Offences
3. Dr. Nuzrat Parveen Khan, Socio Economic Offences
4. Dr. B.K. Sharma, A Treatise on Economic & Social Offences
5. J.C. Chaturvedi, Police Administration and Investigation of Crime
6. V.K. Singh, India's External Intelligence: Secrets of Research and Analysis Wing RAW

	Specialization Elective V: <b>INTERNATIONAL CRIMINAL LAW</b>	4 C.U.
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### **UNIT - I History and the development of International Criminal Law.**

Sources and history of international criminal law and Criminal Tribunals, Subjects of international criminal law, international criminal responsibility of State parties as well as individuals, Concept of Universal Jurisdiction, State sovereignty and international criminal law.

### **UNIT – II Elements of International Crimes**

Elements of international and Trans-national crimes, Trans-national organized crimes, Genocide, Crimes against humanity, War crimes (international armed conflicts and non-international armed conflicts), the crime of aggression, other international crimes.

### **UNIT – III Principles of International Criminal Law**

General Principles of Liability, Command responsibility and the defence of superior orders, non-applicability of statutory Limitations, Non-retroactivity principle, Ne bis in idem or double jeopardy and General Defences in international criminal law.

### **UNIT-IV Procedural and enforcement mechanisms of international criminal law, international cooperation in criminal matters**

The concept of Universal jurisdiction, Protection of rights of accused and victim witness protection, International cooperation among States in criminal matters, Mutual legal assistance, Extradition, Enforcement of foreign penal judgments.

### **MODULE-V International Criminal Court**

Statute of ICC: Organs and Procedure

#### **References (Books)**

1. M. CHERIF BASSIOUNI, INTRODUCTION TO INTERNATIONAL CRIMINAL LAW, 2ND EDITION, MARTINUS NIJHOFF, (2013).
2. ILIAS BANTEKAS, INTERNATIONAL CRIMINAL LAW, HART PUBLISHING, (2010).
3. ROBERT CRYER, AN INTRODUCTION TO INTERNATIONAL CRIMINAL LAW AND PROCEDURE, CAMBRIDGE UNIVERSITY PRESS, (2014).

4. WILLIAM A. SCHABAS, NADIA BERNAZ, HANDBOOK OF INTERNATIONAL CRIMINAL LAW, ROUTLEDGE, (2012).
5. INTERNATIONAL CRIMINAL LAW AND HUMAN RIGHTS EDITED BY MANOJ KUMAR SINHA, MANAK PUBLICATIONS, NEW DELHI, 2010

### Articles

1. William A. Schabas, An Introduction to the International Criminal Court, Cambridge University Press 2011
2. William A. Schabas, Genocide in International Law, Cambridge University Press 2009
3. William A. Schabas, The UN International Criminal Tribunals, Cambridge University Press, 2006
4. Silvia D'Ascoli, Sentencing in International Criminal Law The UN ad hoc Tribunals and Future Perspectives for the ICC, Hart Publishing, (2011).
5. Mohamed Elewa Badar, The Concept of Mens Rea in International Criminal Law The Case for a Unified Approach, Hart Publishing, (2013).
6. Desislava Stoitchkova, Towards Corporate Liability in International Criminal Law, Intersentia, (2010).
7. O. Olusanya, Double Jeopardy Without Parameters Re-characterization in International Criminal Law, Intersentia, (2004).
8. Yoram Dinstein, War, Aggression and Self-Defence, Cambridge University Press, 2017
9. Yoram Dinstein, The Defence of 'Obedience to Superior Orders' in International Law, Oxford, 2012

	Specialization Elective VI: <b>Cyber Law &amp; Cyber Forensics</b> (Draft Syllabus)	4 C.U.
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**Course objective:** *Cyber Law is an evolving specialization in the field legal Education. Cyber security is a burning issue in today's times, which violates all core rights of a human being. Individuals, Corporations, State all are affected by it. The object of cyber law teaching in PG level is to prepare students for their future as well as securing proper experts available in the Nation for cyber advocacy.*

#### Unit 1: Introduction to Law & Legal Systems

This paper introduces the student to legal thinking and reasoning, and to legal systems, with a particular focus on Indian law and the Indian legal system.

#### Unit 2: Cyber Technology, Cyber Wrongs & Cyber Laws

- Fundamentals of Digital/Computing & Communications Devices
- Introduction to Advancements In Digital Technology
- Cybercrimes – Technical Perspective
- Technical Aspects of Current Cyber Security Threats
- Cybercrimes and Legal Perspectives
- Cyber Civil Wrongs and Legal Aspects
- Cyber Judicial System and Other Institutional Framework
- Growing Concerns Relating To Cyber Space and Cyber Technology

### Unit 3: Law of Cyber Crimes and Cyber Forensics

- Investigation of Cybercrimes – Indian Law Framework
- Jurisdiction on Cyber Space
- Internet Intermediaries And Legal Aspects
- Digital Evidence: Technical Perspectives
- Cyber Forensics – Evidentiary Aspects From Technical Perspective
- Legal Aspects of Digital Evidence
- Legal Aspects of Cyber Forensics
- International Approach Towards Legally Regulating Cyber Space with Emphasis Upon Selected Regional And National Approaches

### Unit 4: Legal Aspects of Cyber Space

- Law Relating to Digital Contracts
- Techno Legal Aspects of Digital and Electronic Signatures
- E-Commerce And Legal Issues
- E-Governance And Legal Aspects
- Intellectual Property Rights On Cyber Space And Relating to Cyber Technology
- Privacy And Data Protection On Cyber Space
- Legal Issues Of E-Banking And Digital Payment System
- Cyber Law Compliance Relating Issues In Industries

### References:

1. Cybercrime and its victims, Edited By Elena Martellozzo, Emma A Jane, ISBN 9780367226701 by Routledge (2019).
2. 1st Edition, Cybercrime Security and Surveillance in the Information Age, Edited By Brian D. Loader, Douglas Thomas ISBN 9780415213264, Routledge (2000).
3. Cyber crime investigations: bridging the gaps between security professionals, law enforcement, and prosecutors Volume: Anthony Reyes, Richard Britton, Kevin O'Shea, James Steele, Publisher: Syngress Publishing (2007).
4. Digital Forensics and Cyber Crime: 4th International Conference, ICDF2C 2012, Lafayette, IN, USA, Keyun Ruan, Joe Carthy (auth.), Marcus Rogers, Kathryn C. Seigfried-Spellar (eds.)