

Detailed Program Scheme
BA LL.B.
(Five years integrated Law Programme)

Semester-VII
(2020-21)

DOC202002260036



RNB GLOBAL UNIVERSITY

RNB Global City, Ganganagar Road,
Bikaner, Rajasthan 334601

OVERVIEW

RNB Global University follows Semester System along with Choice Based Credit System as per latest guidelines of University Grants Commission (UGC). Accordingly, each academic year is divided into two semesters, **Odd (July-December) and Even (January-June)**. Also, the university follows a system of continuous evaluation along with regular updating in course curricula and teaching pedagogy.

The curriculum for BA LL.B. Program along with Examination pattern is as follows:

Course Scheme

Semester -VII

S. No	Course Code	Course Name	L	T	P	Credits
1.	16000800	Jurisprudence	4	1	0	5
2.	16008500	Principles of Taxation Law	4	1	0	5
3.	16002800	Law of Evidence	4	1	0	5
4.	16008600	Human Rights	4	1	0	5
5.	16008700	The Rajasthan Rent Control Act, 2001	4	1	0	5
6.	16008800	Summer Internship, Diary and Viva	0	0	10	5
7.	16001800	Ability & Skill Enhancement -VII	2	0	0	2
8.	99002800	Workshops & Seminars	-	-	-	1
9.	99002700	Human Values & Social Service/NCC/NSS	-	-	-	1
Total			22	5	10	34

EVALUATION SCHEME

The evaluation of the BBA LL.B. program would be based on Internal and External Assessments. Internal Assessment would consist of 50% of the marks (50 marks) and external assessment (in form of End Term Exam) would consist of remaining 50% marks (50 marks). Detailed scheme of Internal and External Assessments as follows:

Internal Assessment

The distribution of Internal Assessment Marks is as follows:

Type	Details	Marks
Mid Term	Two Mid-term Sessional of 15 marks each (15+15)	30
Marks obtained in various Tests, Assignments, Presentations, Quiz, Tutorials, etc.	Average of marks obtained	15
Attendance	75%+ : 5 marks	5
TOTAL	50	

External Assessment

Type	Marks
Theory	50

EVALUATION SCHEME- WORKSHOPS & SEMINARS & NCC/NSS

1. NCC/NSS will be completed from Semester I – Semester IV. It will be evaluated internally by the institute. The credit for this will be given at the end of Semester.
2. The students have to join club/clubs with the active participation in different activities of club. The students would be continuously assessed from Semester-I to Semester-IV and credits and marks would be given after the end of Semester.

CURRICULUM

Course Name: Jurisprudence

Course Code: 16000800

Course Outline

Unit-I: Introduction

- a) Meaning, Content and Nature of Jurisprudence
- b) Classical Schools of Jurisprudence: Hindu and Islamic
- c) Analytical Positivism

Unit-II: Schools of Jurisprudence

- a) Historical Schools of Jurisprudence

- b) Sociological Schools of Jurisprudence
- c) Marxism and Realist School of Jurisprudence

Unit – III: Legal Concepts

- a) Rights and Duties
- b) Personality
- c) Property, Possession and Ownership

Unit – IV: Theories and Concepts of Justice

- a) Concepts of Natural and Social Justice
- b) Theories of Justice: Rawls, Fuller, Nozick

Unit—V: Indian Concepts of Justice:

Constitutional Imperatives,
Amartya Sen's *The Idea of Justice*

Suggested Books:

1. R.W.M. Dias, *Jurisprudence*, Aditya Prakashan, 1995 (5th Edn)
2. Patrick John Fitzgerald (ed.), *Salmond on Jurisprudence*, Tripathi, 1985 (12th Edn)
3. Edgar Bodenheimer, *Jurisprudence*, Harvard University Press, 1974 (Revised Edn)
4. Amartya Sen, *The Idea of Justice*, Cambridge, Mass.: Belknap Press/Harvard University Press, 2009
5. Chandran Kukathas and Philip Pettit, *Rawls: A Theory of Justice and its Critics*, Cambridge : Polity Press, 1990
6. Jonathan Wolff , Robert Nozick, *Property, Justice, and the Minimal State*, Stanford University Press, 1991
7. Granville Austin, *Indian Constitution, The Cornerstone of a Nation*, New Delhi, Oxford University Press, 2007

Course Name: Principles of Taxation law

Course Code: 16000900

Course Outline

Unit -I: Basic Concept

- a) Types of Taxes and Distinction between Direct and Indirect tax
- b) Previous Year and Assessment Year
- c) Definition of Certain Terms: Persons, Assessee, Income, Application of Income and Diversion of Income by overriding Titles
- d) Assessee and Assessment
- e) Capital Receipt and Revenue Receipt
- f) Rates of Income Tax: Proportional and Progressive Rate of Taxation
- g) Agricultural Income

Unit -II: Residential Status, Chargeability

- a) Meaning and Rules for Determining Residential status of an Assessee
- b) Charge of Income Tax and Scope of Total Income
- c) Income Exempted from Tax and Deduction under Income Tax Law
- d) Heads of Income and its Justification
- e) Tax Treatment to Salary, Perquisites etc

Unit -III: Heads of Income and Rules of Tax

- a) Tax Treatment to Income from House property
- b) Profits and Gains of Business & Profession
- c) Capital Gain Taxation

Unit – IV: Residual Income and Procedure for Assessment

- a) Income from other Sources
- b) Set off and Carry Forward of Losses
- c) Deductions, Refund and Tax Authorities
- d) Return of Income and Assessment
- e) Penalty and Prosecution for Tax Evasion
- f) Search and Seizure

Unit V: Advance Payment of Tax:

- a) Concept of Advance Payment of Tax
- b) Jurisprudence of Advance Tax payment
- c) Computation of Advance Payment of Tax
- d) Basic concepts of Goods & services tax

Leading Cases:

- CIT v/s. Vallabhdas 253 ITR 543 (Guj)
- UPPCB v/s. Kanoria Ind. Ltd. 259 ITR 321 (SC)
- Kunhayammed v/s. State of Kerala (253 ITR 60)
- CIT v/s. SUN Engineering Works Pvt. Ltd (198 ITR 297)

Suggested Readings:

1. Vinod Singhania & Kapil Singhania, *Direct Taxes Law and Practice*, Taxmann, 2014 Edition
2. Chaturvedi & Pithisaria, *Income Tax Act with Relevant Tax Allied Acts*, Lexis Nexis, 2013
3. B.B. Lal, *Income Tax*, Pearson, 2010 (1st Edition)
4. *Taxmann's Income Tax Act as Amended by Finance Act, 2014*

Course Name: Law of Evidence

Course Code: 16002800

Course Outline

Unit-I: Introduction

- a) Evidence and its Relationship with the Substantive and Procedural Laws
- b) Definitions: Facts, Facts in Issue, Relevant Fact, Evidence Proved, Disproved, not Proved, Oral and Documentary Evidence, *Factum Probandum* and *Factum Probans*, Proof and Evidence

Unit-II: Relevancy of Facts:

Theory of Relevancy:

- i. Logical Relevancy, Legal Relevancy, Admissibility and Reliability
- ii. Facts not otherwise Relevant (Plea of Alibi)
 - a) Doctrine of *Res Gestae*
 - b) Test Identification Parade
 - c) Conspiracy

Unit-III: Statement – Admissions / Confessions and Dying Declarations

- a) Admissions
- b) Confessions
- c) Dying Declarations

Unit-IV: Method of proof of facts

- a) Presumptions
- b) Expert Opinion
- c) Oral and Documentary evidence
- d) Burden of Proof
- e) *Estoppel*
- f) Privileged Communications

Unit- V: Emerging Areas in the Law of Evidence

- a) Evidence by Accomplice
- b) Definition of Witness, Witness Protection Scheme
- c) Examination of Witness, Cross Examination, Leading Questions and Hostile Witness
- d) Refreshing Memory
- e) Impact of Forensic Science: Evidentiary Value in DNA Test, Narco-analysis.
- f) Impact of Social Media in the Law of Evidence

PSDA (Professional Skill Development Activities)

- Visit to Court
- Case Study

- Visit to Forensic Lab
- Interaction with Stakeholders

Leading Cases:

1. State Of Orissa Vs. Damburu Naiko And Another 1992 AIR 1161, 1992 SCR (2) 393
2. Bharwada Bhoginbhai Hirjibhai Vs. State Of Gujarat 1983 SCR (3) 280
3. State Of Maharashtra Vs. Chandraprakash Kewalchand Jain. 1990 SCR (1) 115
4. Santana Ghosh V. State of W.B W.P No. 1532 (W) of 2014
5. Banti Alias Balvinder Singh Vs. State Of Madhya Pradesh 1992 CriLJ 715
6. Kuldeep Singh And Anr. Vs. State Of Punjab II (2004) DMC 628
7. R v/s. Bree [2007] EWCA Crim 256

Suggested Readings:

1. M. Monir, *Law of Evidence*, Universal Law Publishing Co. Pvt. Ltd, 2006
2. Rattan Lal Dheeraj Lal, *Law of Evidence*, Lexis Nexis, 2011
3. GS Pande, *Indian Evidence Act*, Allahabad Law Agency, 1996
4. Avtar Singh, *Principles of Law of Evidence*, Central Law Publications, 2013
5. Dr. Satish Chandra, *Indian Evidence Act*, Allahabad Law Agency, 2007
6. Batuk Lal, *Law of Evidence*, Central Law Agency, 1990

Course Name: Human Rights

Course Code: 16008600

Course Outline

Unit-I: Introduction

- a) Nature
- b) Origin and Evolution
- c) Development of Human Right Regime

Unit-II: International Human Rights Law

- a) UN Charter
- b) UDHR
- c) Covenants of 1966
- d) Optional Protocols

Unit-III: Constitutional Perspective of Human Rights Law

- a) Constitutional Provisions
- b) Fundamental Rights
- c) Directive Principles of State Policy

Unit-IV: Legal Perspective of Human Rights Law

- a) Protection of Human Rights Act, 1993
- b) NHRC: Composition, Powers and Functions
- c) Role of State HRC, NCW, NCM, SC/ST Commission
- d) Role of Civil Societies and Media

Unit-V: Rights of Special Groups

- a) Prisoners
- b) Women and Children
- c) Indigenous People
- d) Disabled
- e) Senior Citizens
- f) Refugees

Practical Cases of Human Rights Violation:

[killing of 14 people by National Democratic Front of Bodoland](#)(I.K. Songbijit faction) in Kokrajhar in Assam.

Kashmiri women watch the funeral of Muzaffar Ahmad Pandit, a civilian, who according to local media succumbed to injuries from pellets fired by Indian police during clashes earlier this month in Budgam, October 1, 2016.

Suggested Readings:

1. D.D. Basu, Human Rights in Constitutional Law, Lexis Nexis, 2008 (3rd Edn)
2. Upendra Baxi, The Future of Human Rights, Oxford University Press, 2012 (3rd Edn)
3. Thomas Buergenthal, International Human Rights in a Nutshell, West Publisher Company, 2009 (4th Edn)
4. Henry Steiner & Philip Alston, International Human Rights in Context: Law, Politics, Morals: Text and Materials, Oxford University Press, 2008
5. S. K. Kapoor, International Law and Human Rights, Central Law Agency, 2014
6. M. K. Sinha, Implementation of Basic Human Rights, Lexis Nexis, 2013

Course Name: The Rajasthan Rent Control Act, 2001

Course Code: 16008700

Course Outline

Unit I- Tenancy under the Act

1. Definitions
2. Rent to be as agreed
3. Security deposit
4. Payment and remittance of rent by tenant
5. Depositing of rent with the Rent Authority in certain circumstances
6. Revision of rent in respect of existing tenancies
7. Revision of rent in respect of new tenancies

8. Drafting of Rent deed
9. Procedure for Revision of Rent
10. Revision of Rent in certain circumstances under section 22D by Rent Authority
11. Period of tenancy
12. Limited Period Tenancy
13. Amenities
 - (i) Landlord not to discontinue or withhold amenities enjoyed by the tenant
 - (ii) Duties of tenant and landlord

Unit II- Eviction of Tenants and Recovery of possession

1. Grounds for eviction of tenants
 - (i) Non-payment of rent due
 - (ii) Damage to the premises
 - (iii) Construction materially altered diminished the value of the premises
 - (iv) Tenant created a nuisance
 - (v) Done an act inconsistent with the purpose for the tenancy
 - (vi) Adversely and substantially the landlord's interest
 - (vii) Assigned, sub-let or otherwise parted with the possession of the premises without the written permission of the landlord
 - (viii) Tenant renounced his character as such
 - (ix) Tenant denied the title of the landlord
 - (x) Commercial use of premises let out for residential purposes
 - (xi) premises let out to the tenant for residential purposes by reason of his being in the service or employment of the landlord and the tenant has ceased to be in such service or employment
 - (xii) premises are requited reasonably and bona fide by the landlord for the use or occupation of himself or his family or
 - (xiii) premises are requited reasonably and bona fide by the landlord for the use of occupation of any person for whose benefit the premises are held
 - (xiv) tenant has built or acquired vacant possession of or has been allotted suitable premises adequate for his requirement
 - (xv) premises not used for a continuous period of six months
 - (xvi) Abatement of the overcrowding of the premises
 - (xvii) premises required to carry out any building work
14. Right of landlord to recover immediate possession in certain cases
15. Restoration of possession of illegally dispossessed tenant
16. Procedure for recovery of possession
17. Procedure for eviction of tenant
18. Power of Tribunal to order payment of rent and arrears thereof during pendency of petition or appeal

19. Procedure for recovery of immediate possession

Unit III - Procedure of Eviction, Appeal and Execution

1. Constitution of Rent Tribunal
2. Jurisdiction of Rent Tribunal
3. Fixing of date of appearance of parties before Appellate Rent Tribunal and supply of copies of final order
4. Appellate Rent Tribunal, Appeals and limitation thereof
5. Execution of the orders
6. Procedure and powers of the Rent Tribunal and the Appellate Rent Tribunal

Unit IV - Rent Authority and Miscellaneous

1. Tenancy agreements
2. Appointment of Rent Authority
3. Procedure and power of the Rent Authority
4. Inspection of premises
5. Miscellaneous
 - (i) Members and staff of the Tribunals to be public servants and their control
 - (ii) Rent Authority to be public servant and protection of actions
 - (iii) Limitation
 - (iv) Court fees
 - (v) Act to have overriding effect
 - (vi) Power to remove difficulties
 - (vii) Repeal and savings

Books Recommended:

1. Dutt, S.K. Dutt, *The Rajasthan Rent Control Act, 2001*, Unique Traders, Jaipur, 2018
2. Karkara, G.S., *The Rajasthan Rent Control Act*, Bharat Law House, Jaipur, 2018

Leading Cases:

1. Ramswaroop vs Charanjeet Singh And Ors, RLW 2007 (4) Raj 3427
2. K Ramnarayan-Petitioner vs. Shri Pukhraj, Civil Writ Petition No.2581/2015 (Raj. H.C.)
3. Rajasthan Rajya Sahakari ... vs Rent Control Tribunal And Ors., RLW 2004 (4) Raj 2748
4. Kamla Devi Bohra v. State of Rajasthan, 2017 SCC OnLine Raj 2570, decided on 3.10.2017

Course Name: Summer Internship, Diary and Viva

Course Code: 16008800

Course Outline

- Internship report and Diary of internship shall carry 25 marks each.
- This paper will carry a Viva Voce examination of 50 marks.

Course Name: Ability & Skill Enhancement VII

Course Code: 16001800

Course Outline:

Unit I: Self-Management

Self-Introduction–Expressing Confidently, SWOT Analysis Identifying One’s Strengths And Weakness, Managing Self – Emotions, Ego, Pride.

Unit II: Personality Development

Personality Analysis, Swami Vivekananda’s Concept of Personality Development-Physical Self, Energy Self , Intellectual Self , Mental Self, Blissful Self . The Personality Attribute of Taking Bold Decisions, The concept of success and failure: What is success? - Hurdles in achieving success - Overcoming hurdles - Factors responsible for success – What is failure - Causes of failure.

Unit III: Self-Esteem

HIGH or POSTIVE SELF ESTEEM -Advantages - Do's and Don'ts to develop positive self-esteem – Low self- esteem - Symptoms - Personality having low self-esteem - Positive and negative self esteem

Unit IV : Creativity

Out of box thinking, Lateral Thinking

Unit V: Soft Skills

Demanded by Every Employer , Change in Today’s Workplace: Soft Skills as a Competitive Weapon, Classification of Soft Skills, Mock Presentations. GD and PI

Suggested Readings:

1. Sarvesh Gulati (2012), Corporate Grooming and Etiquette, Rupa Publications India Pvt.
2. Personality Development and Soft Skills Basic Managerial Skills by Barun K Mitra, Oxford University Press,2011

3. Hudson , Russ and Don Richard Riso, Personality Types: Using the Enneagram for self-discovery, Pearson, 1996.

Note: The review of Syllabus happens on periodic basis for the benefit of the students. In case there are changes in curriculum due to review, students would be intimated inwriting.

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