

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

**Semester-VII**  
**(2016-21)**

DOC201906170041



**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 for (July-December) Odd Semester, 2019 along with Examination pattern is as follows:

### **Course Scheme**

#### **Semester -VII**

S. No.	Course Code	Course Name	L	T	P	Credits
1.	16008600	Company Law	4	1	0	5
2.	16008700	Jurisprudence	4	1	0	5
3.	16008800	Law of Evidence	4	1	0	5
4.	16008900	Principles of Taxation Law	4	1	0	5
5.	16009000	Human Rights Law (E3)	4	1	0	5
6.	16009200	Rent Control and Real Estate Law(E4)	4	1	0	5
7.	16010300	Comprehensive Viva & Summer Internship Assessment	-	-	10	5
8.	16010400	Professional Development (CLD-1)	2	0	0	2
9.	99002800	Workshops & Seminars	-	-	-	1
10.	99002700	Human Values & Social Service/NCC/NSS	-	-	-	1
<b>Total</b>			<b>22</b>	<b>5</b>	<b>10</b>	<b>34</b>

### **List of Electives**

Electives	Course Code	Course Name
<b>Elective III</b>	16011600	Right to Information Act,2005
	16009000	<b>Human Right Law</b>
	16011700	Women and Criminal Law
	16011800	Socio-Legal Dimensions of Gender
<b>Elective IV</b>	16009200	<b>Rent Control &amp; Real Estate Laws</b>
	16011900	Health Care Law
	16012000	Gender Justice and Feminist Jurisprudence
	16012100	Comparative Laws

## **EVALUATION SCHEME**

The evaluation of the BA 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	One Mid-term Sessional (to be held along with the 2 <sup>nd</sup> Sessional Exams)	15
Marks obtained in various Tests, Assignments, Presentations, Quiz, Tutorials, etc.	Average of marks obtained	30
Attendance	75%+ : 5 marks	5
<b>TOTAL</b>	<b>50</b>	

### **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: Company Law**

**Course Code: 16008600**

### **Course Outline**

#### **Unit I: Introduction & Features**

- a) Formation, Registration and Incorporation of Company
- b) Meaning of Corporation Nature and kinds of company Promoters: Position
- c) duties and liabilities Mode and consequences of incorporation Uses and abuses of the corporate form
- d) lifting of corporate veil Theory of Corporate personality

#### **Unit II: Memorandum & Article of Association**

- a) Memorandum of Association,
- b) alteration and the
- c) doctrine of ultra vires
- d) Articles of Association,
- e) binding nature,
- f) alteration,
- g) relation with memorandum of Association,
- h) Doctrine of Constructive Notice and
- i) Indoor Management-exceptions

#### **Unit III: Concept & Issue of Capital**

- a) Capital Formation of Regulation
- b) Prospectus: Issues, contents, kinds,
- c) liabilities for misstatement,
- d) statement in lieu of prospectus
- e) The nature and classification of company securities
- f) general principles of allotment
- g) share certificate, its objects and effects
- h) Transfer of shares,
- i) restriction of transfer,
- j) relationship between transferor and transferee,
- k) issue of share at premium,
- l) role of public finance institutions
- m) Share Capital,

- n) reduction of share capital
- o) Conversion of loans & debentures into capital
- p) Duties of court to protect *interests of creditors and shareholders*

#### **Unit IV: Management & Administration of Company**

- a) Corporate Administrative
- b) Directors: Kinds, Powers and Duties
- c) Role of nominee Directors,
- d) Managing Director and
- e) other managerial personnel

#### **LEADING CASES**

1. Avon Soloman v. Soloman Co. Ltd., (1897) AC 22
2. Laxmi Swami Mudaliar v. LIC, AIR 1963 SC 1185
3. Royal British Bank v. Turquand (1856) 6 E & B 327
4. Ramkrishna Dass Dhanuka v. SatyaCharan, AIR 1950 PC 51
5. Tata Engineering and Locomotive Co. Ltd. v. State of Bihar, AIR, 1965 SC 10
6. Bajaj Auto Ltd., Poona v. N.K. Firodia, AIR 1971 SC 321

#### **Suggested Readings:**

1. Atiya: The companies act, 1956
2. Avtar Singh: Company law (English and Hindi)
3. L.C.B. Gower: Principles of Modern Company Law
4. Ramaiya: Guide to the Companies Act
5. R.R. Pennigton: Company Law
6. S.M. Shah: Lectures on Company Law
7. N.V. Paranjape- Company Law

**Course Name: Jurisprudence**

**Course Code: 16008700**

#### **Objective**

The students should get familiar with various approaches to law and legal processes. They should be able to appreciate dynamic character of the law and legal systems particularly in the context of socio-political history of the society. Endeavour should be made to develop among students critical thinking about the law, legal system and legal processes. The students should be in position to appreciate how diverse approaches to law influence decision-making in judicial courts.

## **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) Economic 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
- c) Indian Concepts of Justice: Constitution Imperatives, Amartya Sen's *The Idea of Justice*

### **PSDA (Professional Skill Development Activities)**

- Jurisprudential analysis of one contemporary problem/ issues
- Preparation of Biographies of an Eminent Jurist
- Watching the Movie *Schindler's List* about how a Sovereign becomes above Law
- Discussions and debates on contemporary jurisprudential issues

### **Suggested Readings**

1. R.W.M. Dias, *Jurisprudence*, Aditya Prakashan, 1995 (5<sup>th</sup> Edn)
2. Patrick John Fitzgerald (ed.), *Salmond on Jurisprudence*, Tripathi, 1985 (12<sup>th</sup> 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: Law of Evidence

Course Code: 16008800

### Objective

This paper is to orient students with importance of evidence for establishment of claims and the related rules and principles on contemporary basis.

### Course Outline

#### **Unit I: Introduction and Relevancy**

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

#### **Unit II: Statement – Admissions / Confessions and Dying Declarations**

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

#### **Unit III: 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 IV: 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

## **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: Principles of Taxation Law**

### **Course Code: 16008900**

### **Objective**

To understand the concept of Taxation, heads of income, including foreign income assessment procedures, adjudication and settlement of tax disputes are the focus points of study in this paper.

### **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

### **PSDA (Professional Skill Development Activities)**

- Analysis of Tax Provisions for Charitable & other
- Filing of Tax Returns & Due Date for various taxpayer
- Analysis of Provisions for Authorities of Advance Ruling
- Idea about Transfer Pricing
- Policy Tax Planning
- Moot court
- Case analysis and discussion on emerging areas of Taxation Law

### **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 Human Rights**

**Course Code: 16009000**

### **Objective**

The objective of this course is to lay the foundation of the Human Rights law and acquaint the students with basic human rights institutions.

### **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: National Human Rights Law**

- a) Constitutional Provisions
- b) Fundamental Rights
- c) Directive Principles of State Policy
- d) Human Rights Act, 1993
- e) NHRC: Composition, Powers and Functions
- f) Role of State HRC, NCW, NCM, SC/ST Commission
- g) Role of Civil Societies and Media

## **Unit IV: Group Rights**

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

## **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: Rent Control and Real Estate Law**

**Course Code: 16009200**

## **Objective**

The object of this paper is to focus on land reforms in India, Constitutional provisions related to land reforms, Land Acquisition, Rehabilitation and Resettlement Act, 2013, Urban Real Estate Development Laws and the Provisions of the Rent Laws under the Delhi Rent Control Act, 1958.

## **Course Outline**

### **Unit I: Land Reforms**

- a) Land Reforms in India
- b) Agrarian Relations in Pre-Independent India
- c) Constitutional Imperatives and Objectives relating to Agrarian Reforms: Constitutional Provisions and Amendments

### **Unit II: Urban Development and Regulations**

- a) Urbanization: Issues and Perspectives
- b) Land Acquisition Act, 2013
- c) Urban Development Institutions in NCR: DDA, HUDA, NOIDA

### **Unit III: Real Estate Development and Apartment ownership**

- a) Real Estate (Development and Regulation) Bill, 2013
- b) Delhi Apartment Ownership Act, 2009

### **Unit IV: Delhi Rent Control Act**

- a) Introduction to and Delhi Rent Control Legislation in Delhi: 1958 and 1996
- b) Definitions, Grounds of Evictions
- c) Dispute Settlement Mechanisms

### **PSDA (Professional Skill Development Activities)**

- Research Paper/Project work
- Preparation of Rent Deed/ Notice of Eviction
- Visit to Land Acquisition and Rehabilitation Sites
- Visit to Rent Controller Office

### **Suggested Readings:**

1. V.N. Shukla, *Constitution of India*, Eastern Book Agency, 2014.
2. Jaspal Singh, *Delhi Rent Control Act*, Pioneer Books, 2007 (6<sup>th</sup> Edn).
3. N.K. Acharya, *Commentary on the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013*, Asia Law House, 2014.
4. M.L. Upadhyaya, *Law, Poverty and Development*, Taxmann Allied Publishers Pvt. Ltd, 2000.

**Course Name: Professional Development**

**Course Code: 16010400**

### **Objectives**

- To acquaint the students with fundamentals of communication and help acquire some of the necessary skills to handle day-to-day professional responsibilities, such as -

making speeches, controlling one-to-one communication, enriching group activities and processes

- ability to communicate effectively with co-workers, employers, clients , customers and friends

### **Course Outline**

#### **Unit I: Self-Management**

Self-Introduction–Expressing Confidently, SWOT Analysis Identifying One’s Strengths and Weakness Impromptu speech – tackling hesitation, shyness and nervousness in speaking

#### **Unit II: Formal Communication**

Extempore - Speech of Introduction, Speech of Thanks, Occasional Speech. Greeting Components, The Protocol of Shaking Hands, Introductions, Introductory Scenarios, Addressing Individuals.

#### **Unit III: Interview and Group Discussion Skills**

Different types of Interview format- answering questions- offering information- mock interviews-body language (paralinguistic features)- articulation of sounds- intonation. Topic Based group discussion, Case based group discussion

#### **Unit IV: Workplace Communication**

##### **Email Etiquette - Email Message, Netiquette Guidelines**

**Office Etiquette** Greetings, Punctuality, Space, Time, Play the Host, Posture, Credit and Compliments, Speak well of your co-workers. Get the first impression well, Greet others & introduce yourself, Body language- speak well, Dressing sense- appeals to others.

**Effective Presentations-** Enhancing presentations with slides and other Audio-visual aids - Art of Delivering the presentation.

#### **Unit V: Soft Skills**

Stress Management, Team building, Time Management

#### **Suggested Readings:**

1. Sarvesh Gulati (2012), Corporate Grooming and Etiquette, Rupa Publications India Pvt. Ltd.
2. Bovee, Courtland L, Thill, John V. and Abha Chatterjee (2011). *Business Communication Today*, 10/e; New Delhi: Pearson.
3. Basic Managerial Skills for All by E. H. McGrath, S. J., PHI.

**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 in writing.

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