

Detailed Course Scheme
BA LL.B.
(Five years integrated Law programme)

Semester III
(2019-2024)

DOC201906170049



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 Odd (July-December) Semester, 2020 along with Examination pattern is as follows:

Semester -III

| S. No. | Course Code | Course Name | L | T | P | Credits |
|---------------|--------------------|---------------------------------------|-----------|----------|----------|----------------|
| 1. | 16004300 | Family Law-I | 4 | 1 | 0 | 5 |
| 2. | 16004400 | Constitutional Law-I | 4 | 1 | 0 | 5 |
| 3. | 16004500 | Law of Crimes-I (IPC) | 4 | 1 | 0 | 5 |
| 4. | 16006600 | Political Process in India | 4 | 1 | 0 | 5 |
| 5. | 16013400 | History of India | 4 | 1 | 0 | 5 |
| 6. | 16010900 | Moot Court Techniques- I | 1 | 0 | 2 | 2 |
| 7. | 16001400 | Ability & Skill Enhancement -III | 2 | 0 | 0 | 2 |
| 8. | 99002700 | Human Values & Social Service/NCC/NSS | - | - | - | 1 |
| 9. | 99002800 | Workshops & Seminars | - | - | - | 1 |
| Total | | | 23 | 5 | 2 | 31 |

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

| 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: Family Law-I

Course Code: 16004300

Objective: The objective of the paper is to apprise the students with the laws relating to marriage, dissolution, matrimonial remedies, adoption, contemporary trends in family institutions in India, in particular the Hindus and Muslims.

Course Outline:

Unit I: Introduction of Hindu and Muslim Law Sources of Hindu Law

- a) Sources of Muslim Law
- b) Schools of Hindu Law
- c) Schools of Muslim Law

Unit II: Hindu Marriage and Dissolution

- a) Institution of Marriage under Hindu Law
 - i. Nature of Hindu Marriage
 - ii. Applicability of Legislation (Section 2)
 - iii. Conditions for the validity of marriage (sections 3 and 5)
 - iv. Solemnisation of marriage with special reference to live in relationship (section 7 r/w) Section 114 Indian Evidence Act
 - v. Registration of Marriage (section 8)
 - vi. Void marriages (sections 11 r/w 17, 18 r/w section 494 and 495 IPC)
 - vii. Voidable marriage
 1. *Dr. Surajmani Stella Kujur v. Durga Charan Hansdah*, AIR 2001 SC 938
 2. *S. Nagalingam v. Sivagami* (2001) 7 SCC 487
 3. *Bhaurao Shankar Lokhande v. State of Maharashtra*, AIR 1965 SC 1564
 4. *Lily Thomas v. Union of India*, AIR 2000 SC 1650
 5. *Pinninti Venkataramana v. State*, AIR 1977 AP 43
 6. *Asha Qureshi v. Afaq Qureshi*, AIR 2002 MP 263
 7. *P. v. K.*, AIR 1982 Bom. 400
 8. *Babui Panmato Kuer v. Ram Agya Singh*, AIR 1968 Pat. 190
 9. *Seema v. Ashwani Kumar* (2006) 2 SCC 578
- b) Matrimonial Remedies
 - i. Restitution of Conjugal Rights (Section 9)
 10. *Kailashwati v. Ayudhia Parkash*, 1977 C.L.J. 109 (P.& H.)
 11. *Swaraj Garg v. K.M. Garg*, AIR 1978 Del. 296
 12. *Saroj Rani v. Sudarshan Kumar*, AIR 1984 SC 1562
 - ii. Judicial Separation (Section 10 and 13(IA))
 - iii. Dissolution of Marriage: Theories, Forms of Divorce, Grounds
 13. *N.G. Dastane v. S. Dastane*, AIR 1975 SC 1534
 14. *Samar Ghosh v. Jaya Ghosh*, 2007 (3) SCJ 253
 15. *Bipinchandra Jaisinghbai Shah v. Prabhavati*, AIR 1957 SC 176
 16. *Dharmendra Kumar v. Usha Kumar*, AIR 1977 SC 2213
 17. *T. Srinivasan v. T. Varalakshmi*, 1 (1991) DMC 20 (Mad.)
 18. *Hirachand Srinivas Managaonkar v. Sunanda*, AIR 2001 SC 1285
 - iv. Divorce by Mutual Consent (Sections 13A, 13B)
 - v. Irretrievable Breakdown as a Ground for Dissolution

Unit III: Muslim Marriage and Dissolution of Marriage

- a) Nikah (Muslim Marriage)
 - i. Definition, Object and Nature

- ii. Essentials for Validity
- iii. Obligations Arising out of Marriage – under Classical and Statutory Law
- b) Dissolution of Marriage
 - I. Talaq: Concept and Modes
 - II. Grounds:
 - i. Under Classical Law
 - ii. Under Statutory Law: Dissolution of the Muslim Marriage Act, 1939
 - 19. *Mt. Ghulam Kubra Bibi v. Mohd. Shafi Mohd. Din*, AIR 1940 Pesh. 2
 - 20. *Chand Patel v. Bismillah Begum*, 1 (2008) DMC 588 (SC)
 - 21. *Saiyid Rashid Ahmad v. Mt. Anisa Khatun*, AIR 1932 PC 25
 - 22. *Shamim Ara v. State of U.P.*, 2002 Cr LJ 4726 (SC)
 - 23. *Masroor Ahmed v. Delhi* (NCT) 2008 (103) DRJ 137 (Del.)
 - 24. *Ghulam Sakina v. Falak Sher Allah Baksh*, AIR 1950 Lah. 45
 - 25. *A. Yousuf Rawther v. Sowramma*, AIR 1971 Ker. 261
 - 26. *Itwari v. Asghari*, AIR 1960 All. 684
 - 27. *Danial Latifi v. Union of India* (2001) 7 SCC 740
 - 28. *Noor Saba Khatoon v. Mohd. Quasim*, AIR 1997 SC 3280

Unit IV: Adoption and Maintenance and Guardianship

- a) Adoption:
 - i. Nature
 - ii. Law on adoption
 - iii. Inter Country Adoption
 - 29. *Brijendra v. State of M.P.*, AIR 2008 SC 1058
 - 30. *In Re: Adoption of Payal at Sharinee Vinay Pathak and his wife Sonika Sahay Pathak*, 2010 (1) Bom CR 434
- b) Adoption: Conditions and Effect
 - i. Ceremonies
 - ii. Capability
 - iii. Effect
 - 31. *Brijendra v. State of M.P.*, AIR 2008 SC 1058
- c) Maintenance
 - i. Entitlement
 - a. The Hindu Marriage Act, 1955, sections 24 and 25
 - b. The Hindu Adoptions and Maintenance Act, 1956, section 18
 - c. The Criminal Procedure Code, 1973, section 125
 - d. Protection of Women from Domestic Violence Act 2005
 - ii. Maintenance Rights of Muslim Women
 - 32. *Amar Kanta Sen v. Sovana Sen*, AIR 1960 Cal. 438
 - 33. *D.Velusamy vs D.Patchaiammal*, (2010) 10 SCC 469
 - 34. *Badshah vs Sou. Urmila Badshah Godse & Anr*(2014)1SCC188
 - 35. *Padmja Sharma v. Ratan Lal Sharma*, AIR 2000 SC 1398

Unit V: Guardianship:

Under Hindu Law:

- a. Concept of Guardianship
- b. Natural Guardian and their powers
- c. Testamentary Guardian and their powers
- d. De jure and De facto Guardian and their powers

36. *Githa Hariharan v. Reserve Bank of India* (1999) 2 SCC 228

Under Muslim Law:

- a. Jabar
- b. Hizanat
- c. De jure and De facto Guardianship

Suggested Readings

1. Paras Diwan, *Modern Hindu Law*, Allahabad Law Agency, 1993
2. Mulla, *Principles of Hindu Law*, Lexis Nexis, 2007
3. A.A.A. Fyzee, *Outlines of Mohammadan Law*, Oxford University Press, 1974
4. Afzal Qutb, *A Treatise on Faith Oriented Family Norms*, 1990.
5. Kusum, *Marriage and Divorce Law Manual*, Universal Law Publishing Co. Pvt. Ltd., 2000
6. B.M. Gandhi, *Family Law*, Eastern Book Company, 2012
7. Tahir Mahmood, *The Muslim Law of India*, Law Book Company, 1980
8. Paras Diwan – *Family Law*, Allahabad Law Agency, 2001
9. Mulla, *Principles of Mohammadan Law*, Lexis Nexis, 1906
10. Dr. M. Afzal Wani, *Islamic Law on Maintenance of Women, Children and Other Relatives*, 1996.
11. Dr. M. Afzal Wani, *Institution of Mahr in Islamic Law*, 1996.

Course Name: Constitutional Law-I

Course Code: 16004400

Objective: The Constitution contains the fundamental law of the land. It is the source of all powers of, and limitations on, the three organs of State, viz. the executive, legislature and judiciary. No action of the state would be valid unless it is permissible under the Constitution. Therefore, it is imperative to have a clear understanding of the nature and working of the Constitution. This course is designed to orient the students towards said understanding and develop an analytical approach through case law.

Course Outline

Unit I: Constitution

- a) Definition of Constitution and Federal, Unitary, Quasi-federal; Cooperative and Competitive Federalism
- b) Sources and Framing of the Indian Constitution
- c) Salient features of Indian Constitution

d) Theory of Basic Structure; Principles of Federalism; Nature of the Indian Constitution

1. *Kesavananda Bharati v. State of Kerala*, AIR 1973 SC 1461
2. *S. R. Bommai v. Union of India*, AIR 1994 SC 1918
3. *State of West Bengal v. Union of India*, AIR 1963 SC 1241
4. *Ram Jawaya Kapur v. State of Punjab*, AIR 1955 SC 549
5. *Kuldip Nayar v. Union of India*, AIR 2006 SC 3127
6. *State of Haryana v. State of Punjab*, AIR 2002 SC 685

Unit II: Constitutional Organs

a) Parliament

i. Composition

ii. Parliamentary Sovereignty

iii. Parliamentary Privileges

7. *S.P. Anand v. H.D. Deve Gowda*, AIR 1997 SC 272
8. *B. R. Kapur v. State of T. N.* AIR 2001 SC 3435
9. *Lily Thomas v. Union of India*, (2013) 7 SCC 653
10. *Spl Ref. No. 1 of 2002* (Gujarat Assembly) AIR 2003 SC 87
11. *Anil Kumar Jha v. Union of India*, (2005) 3 SCC 150
12. *Jaya Bachchan v. Union of India*, AIR 2006 SC 2119
13. *In re Keshav Singh*, AIR 1965 SC 745
14. *Raja Ram Pal v. Hon'ble Speaker, Lok Sabha* (2007) 3 SCC 184

b) Executive Power: Power of President and Governor

The President and Vice President – Qualifications, Election, Term of Office, Powers, Impeachment (Articles 52-72); Governor – Appointment and Powers (Articles 153 – 161)

c) Nature, Scope and Extent of Executive Powers of the Union and States (Article 73, 162)

15. *U. N. R. Rao v. Indira Gandhi*, AIR 1971 SC 1002
16. *S.P. Anand v. H.D. Deve Gowda*, AIR 1997 SC 272
17. *Samsher Singh v. State of Punjab*, AIR 1974 SC 212
18. *M.P. Spl. Police Estab. v. State of M.P.*, (2004) 8 SCC 788
19. *Epuru Sudhakar v. Govt. of A.P.*, AIR 2006 SC 338

d) Promulgation of an Ordinance: Judicial Review; Validity of successive promulgation of the same Ordinance (Articles 123, 213)

20. *D. C. Wadhwa v. State of Bihar*, AIR 1987 SC 579
21. *A. K. Roy v. Union of India*, AIR 1982 SC 710

e) Judiciary

i. Jurisdiction of Supreme Court and High Courts

ii. Independence of Judiciary

iii. Scope and Extent of Judicial Review of Executive Actions

22. *S. P. Gupta v. President of India*, AIR 1982 SC 1
23. *In re Special Reference No. 1 of 1998*, AIR 1999 SC 1
24. *SC Adv. on Record Association v. Union of India*, 2015 (11)SCALE 1

Power of Review (Article 137)

25. *L. Chandra Kumar v. Union of India*, AIR 1997 SC 1125
26. *Madras Bar Association v. Union of India*, (2014) 10 SCC 1

Curative Petition

27. *Rupa Ashok Hurra v. Ashok Hurra*, AIR 2002 SC 1771
28. *Zakarius Lakra v. Union of India* (2005) 3 SCC 161

Judicial Activism and overreach/self-restraint, *Locus Standi*, Laches, Res Judicata, Exhaustion of Alternative Remedies and Public Interest Litigation- PIL (Concept of *pro bono publico*)

29. *Mohd. Arif v. The Reg. Supreme Court of India*, (2014) 9 SCC 737
30. *Daryao v. State of UP*, AIR 1961 SC 1457
31. *Trilokchand Motichand v. H.B. Munshi*, AIR 1969 SC 966
32. *Bandhua Mukti Morcha v. Union of India*, AIR 1984 SC 802

Power to issue appropriate orders and directions; Power to award Compensation

33. *Rudul Sah v. State of Bihar*, AIR 1983 SC 1086
34. *M.C. Mehta v. Union of India*, AIR 1987 SC 1086

Unit III: Distribution of Powers between Centre and States

- a. Legislative Relations between Union and the States
- b. Administrative Relations between Union and the States
- c. Financial Relations between Union and the States
- d. Relevant Doctrines
 - i. Territorial Nexus
 35. *State of Bihar v. Charusila Dasi*, AIR 1959 SC 1002
 36. *State of Bombay v. R. M. D. C.*, AIR 1957 SC 699
 37. *Tata Iron & Steel Co. Ltd. v. State of Bihar*, AIR 1958 SC 452
 38. *G.V.K. Industries v. Income Tax Officer*, (2011) 4 SCC 36
 - ii. Harmonious Construction
 39. *In Re C P & Berar Sales of Motor Spirit & Lubricants Taxation Act, 1938*, AIR 1939 FC 1
 40. *Gujarat University v. Krishna Ranganath Mudholkar*, AIR 1963 SC 703
 - iii. Pith and Substance
 41. *Prafulla Kumar v. Bank of Commerce, Khulna*, AIR 1947 PC 60
 42. *State of Karnataka v. Drive-in Enterprises*, AIR 2001 SC 1328
 43. *State of Rajasthan v. G. Chawla*, AIR 1959 SC 544
 - iv. Doctrine of Repugnancy
 44. *Hoechst Pharmaceuticals Ltd. v. State of Bihar*, AIR 1983 SC 1019
 - v. Colourable Legislation

45. *K.C. Gajapati Narayan Deo v. State of Orissa*, AIR 1953 SC 375
46. *Zaverbhai v. State of Bombay*, AIR 1954 SC 752
47. *Vijay Kr Sharma v. State of Karnataka*, (1990) 2 SCC 562

Unit IV: Other Provisions

- a) Freedom of Trade, Commerce and Intercourse
 48. *Automobile Transport (Rajasthan) Ltd. v. State of Rajasthan*, AIR 1962 SC 1406
 49. *Jindal Stainless Ltd. v. State of Haryana*, AIR 2006 SC 2550
 50. *G.K. Krishnan v. State of Tamil Nadu*, (1975) 1 SCC 375
 51. *Shree Mahavir Oil Mills v. State of J. & K.* (1996) 11 SCC 39
 52. *Atiabari Tea Co. v. State of Assam*, AIR 1961 SC 232
- b) Proclamation of emergency
 53. *State of Rajasthan v. Union of India*, AIR 1977 SC 1361
 54. *S. R. Bommai v. Union of India*, AIR 1994 SC 1918
 55. *Rameshwar Prasad v. Union of India*, AIR 2006 SC 980
- c) Failure of Constitutional machinery in states

Suggested Readings:

1. V.N. Shukla, *Constitution of India*, Eastern Book Agency, 2014
2. M.P. Jain, *Indian Constitutional Law*, Lexis Nexis, 2014
3. *Introduction to the Indian Constitution of India*, Prentice Hall of India Private Ltd., New Delhi, 1994
4. H. M. Seervai, *Constitutional Law of India*, Universal Law Publishing Co., Reprint, 2013
5. D.D. Basu, *Shorter Constitution of India* (14th ed., 2009)
6. Glanville Austin, *Indian Constitution-Cornerstone of the Nations*, Oxford University Press, 1999
7. P.M. Bakshi, *The Constitution of India*, Universal Law Publishing Co., 2014

Course Name: Law of Crimes I (IPC)

Course Code: 16004500

Course Outline

Objective: This paper will deal with the basic principles of criminal law determining criminal liability and punishment.

Unit I: Introduction to Substantive Criminal Law and General Exceptions

- (a) Extent and operation of the Indian Penal Code
- (b) Definition of Crime
- (c) Constituents Elements of Crime: *Actus Reus* and *Mens rea*
- (d) General Explanations

- (i) Public servant
- (ii) Wrongful gain; Wrongful loss
- (iii) Dishonestly
- (iv) Fraudulently
- (v) Act; Omission
- (vi) Common intention
- (vii) Mistake
- (viii) Necessity
- (ix) Infancy
- (x) Insanity
- (xi) Intoxication
- (xii) Consent
- (xiii) Good Faith
- (xiv) Right of Private Defense

Cases

- (a) *State of Rajasthan v. Shera Ram*, (2012) 1 SCC 602
- (b) *State of MP v. Ahamadullah*, AIR 1961 SC 998
- (c) *R. v. Bird*, (1985) 1 WLR 816 (CA)
- (d) *Ravishwar Manjhi v. State of Jharkhand*, AIR 2009 SC 1262
- (e) *Chako v. State of Kerala*, 2000(8) Supreme 201
- (f) *Pulicherla Nagaraju v. State of A.P.*, AIR 2006 SC 3010
- (g) *Maguni Charan Pradhan v. State of Orissa*, (1991) 3 SCC 352

Unit II

- (a) Abetment and Criminal Conspiracy
- (b) Criminal intimidation
- (c) Unlawful Assembly, Rioting
- (d) Sedition, disturbing religious feelings
- (e) Enmity between classes of people
- (f) (i) Offences against the state
- (ii) Offences relating to elections
- (iii) Offences by or relating to public servants

Cases *State of Punjab v. Iqbal Singh*, AIR 1991 SC 1532

- (a) *Gian Kaur v. State of Punjab*, AIR 1996 SC 946
- (b) *State of Karnataka v. Hemareddy*, AIR 1981 SC 1417
- (c) *Mohammed Ajmal Mohammadamir Kasab v. State of Maharashtra*, (2012) 9 SCC 1
- (d) *Bhagwan Singh v. State of M.P.*, (2002) CrLJ 2024 (SC)
- (e) *Iqbal Singh Narang v. Veeran Narang*, AIR 2012 SC 466

Unit III

I. Offences affecting the Human Body

1. Offences affecting life, causing of miscarriage or injuries to unborn children
2. Offences of hurt, of wrongful restraint and wrongful confinement

3. Offences of Criminal Force and Assault, offences of kidnapping and abduction

II. Offences against women

1. Obscene acts and songs
2. Outraging the modesty of women
3. Rape
4. Offences relating to marriage: Cruelty by husband or relatives of husband

Cases

- (a) *Laxman v. State of Maharashtra*, AIR 1974 SC 1803
- (b) *Syed Gani v. State of Maharashtra*, 2002 Cr LJ 3557
- (c) *Jaydeb Patra & ors. State of West Bengal*, 2013 CrLJ 2729 (SC)
- (d) *Sooguru Subramanyam v. State of A.P.*, AIR 2013 SC 1643
- (e) *Bachan Singh v. State of Punjab*, (1980) 2 SCC 684
- (f) *DK Basu v. State of West Bengal*, AIR 1997 SC 610
- (g) *State of M.P. v. Bablu*, AIR 2015 SC 102
- (h) *Prakash v. State of Haryana*, (2004) 1 SCC 339

Unit IV

A. Offences against Property

- (a) Theft, Extortion, Robbery and Dacoity
- (b) Criminal misappropriation and Criminal breach of trust
- (c) Cheating
- (d) Mischief
- (e) Criminal trespass
- (f) Forgery

B. Defamation etc.

- (a) Defamation
- (b) Insult and Annoyance
- (c) Attempt to commit offences

Cases

- (a) *Joseph alias Jose v. State of Kerala*, 1993 CrLJ 3538 (SC)
- (b) *Hridaya Ranjan Pd. Verma v. State of Bihar*, AIR 2000 SC 2341
- (c) *Sudhir Shantilal Mehta v. CBI*, (2009) 8 SCC 1
- (d) *J.K. Cotton Mills v. State of U.P.*, AIR 1961 SC 1170
- (e) *Supdt and Rememberancer of Legal Affairs v. Birendra Chandra*, AIR 1974 SC 290
- (f) *Union of India v. J.S. Khanna*, (1972) 3SCC 873

PSDA (Professional Skill Development Activities)

- Examination of Criminal Records in various reports
- Jail Visit
- Drafting of a Criminal Complaint Awareness

- Camp

Suggested Readings:

1. K.D. Gaur, *Textbook on Indian Penal Code*, Universal Law Publishing Co., New Delhi, 2012
2. Ratanlal & Dhirajlal's *The Indian Penal Code*, K.T. Thomas and MA Rashid, Lexus Nexis, 2015
3. K.N.C. Pillai & Shabistan Aquil (Rev.), *Essays on the Indian Penal Code* (The Indian Law Institute, 2005)
4. K.N. Chandrasekharan Pillai, *General Principles of Criminal Law*(2nd ed., 2011)
5. Glanville Williams, *Text Book of Criminal Law*, Universal Law Publishing Co., New Delhi, 2012
6. J.W. Cecil Turner, *Russel on Crime* ,Vol I &2, Universal Law Publishing Co., New Delhi, 2012
7. K.I. Vibhuti, *PSA Pillai's Criminal Law*, Lexis Nexis, Butterworths Wadhwa, Nagpur, 2012
8. Dr. H.S. Gaur, *Penal Law of India*, Law Publishers, Allahabad, 2013
9. John Dawson Mayne, *Mayne's Criminal law of India*, Gale, Making of Modern Law, 2013

Course Name: Political Process in India

Course Code: 16006600

Course Outline

Unit I

Political Parties and the Party System Trends in the Party System; From the Congress System to Multi-Party Coalitions.

Unit II

Determinants of Voting Behaviour Caste, Class, Gender and Religion.

Unit III

Regional Aspirations the Politics of Secession and Accommodation.

Unit IV

Religion and Politics Debates on Secularism; Minority and Majority Communalism.

Unit V

Caste and Politics Caste in Politics and the Politicization of Caste.

Unit VI

Affirmative Action Policies Women, Caste and Class.

Unit VII

The Changing Nature of the Indian State Developmental, Welfare and Coercive Dimensions.

Suggested Readings

1. R. Kothari, (2002) 'The Congress System', in Z. Hasan (ed.) Parties and Party Politics in India, New Delhi: Oxford University Press, pp 39-55.
2. E. Sridharan, (2012) 'Introduction: Theorizing Democratic Consolidation, Parties and Coalitions', in Coalition Politics and Democratic Consolidation in Asia, New Delhi: Oxford University Press.
3. Y. Yadav and S. Palshikar, (2006) 'Party System and Electoral Politics in the Indian States, 1952-2002: From Hegemony to Convergence', in P. deSouza and E. Sridharan (eds.) India's Political Parties, New Delhi: Sage Publications, pp. 73-115.
4. Y. Yadav, (2000) 'Understanding the Second Democratic Upsurge', in F. Frankel, Z. Hasan, and R. Bhargava (eds.) Transforming India: Social and Political Dynamics in Democracy, New Delhi: Oxford University Press, pp. 120-145.
5. C. Jaffrelot, (2008) 'Why Should We Vote? The Indian Middle Class and the Functioning of World's Largest Democracy', in Religion, Caste and Politics in India, Delhi: Primus, pp. 604- 619.
6. R. Deshpande, (2004) 'How Gendered was Women's Participation in Elections 2004?', Economic and Political Weekly, Vol. 39, No. 51, pp. 5431-5436.
7. S. Kumar, (2009) 'Religious Practices Among Indian Hindus,' Japanese Journal of Political Science, Vol. 10, No. 3, pp. 313-332.
8. M. Chadda, (2010) 'Integration through Internal Reorganisation', in S. Baruah (ed.) Ethnonationalism in India: A Reader, New Delhi: Oxford University Press, pp. 379-402.
9. P. Brass, (1999) 'Crisis of National Unity: Punjab, the Northeast and Kashmir', in The Politics of India Since Independence, New Delhi: Cambridge University Press and Foundation Books, pp.192-227.
10. T. Pantham, (2004) 'Understanding Indian Secularism: Learning from its Recent Critics', in R. Vora and S. Palshikar (eds.) Indian Democracy: Meanings and Practices, New Delhi: Sage, pp. 235-256.
11. N. Menon and A. Nigam, (2007) 'Politics of Hindutva and the Minorities', in Power and Contestation: India since 1989, London: Fernwood Publishing, Halifax and Zed Books, pp.36- 60.
12. N. Chandhoke, (2010) 'Secularism', in P. Mehta and N. Jayal (eds.) The Oxford Companion to Politics in India, New Delhi: Oxford University Press, pp. 333-346.
13. R. Kothari, (1970) 'Introduction', in Caste in Indian Politics, Delhi: Orient Longman, pp.3-25. M. Weiner, (2001) 'The Struggle for Equality: Caste in Indian Politics', in Atul Kohli (ed.) The Success of India's Democracy, New Delhi: Cambridge University Press, pp. 193-225.
14. G. Omvedt, (2002) 'Ambedkar and After: The Dalit Movement in India', in G. Shah (ed.) Social Movements and the State, New Delhi: Sage Publications, pp. 293-309.
15. M. Galanter, (2002) 'The Long Half-Life of Reservations', in Z. Hasan, E. Sridharan and R. Sudarshan (eds.) India's Living Constitution: Ideas, Practices, Controversies, New Delhi: Permanent Black, pp. 306-318. 21 C. Jaffrelot, (2005) 'The Politics of the OBCs', in Seminar, Issue 549, pp. 41-45.

16. M. John, (2011) 'The Politics of Quotas and the Women's Reservation Bill in India', in M. Tsujimura and J. Steele (eds.) Gender Equality in Asia, Japan: Tohoku University Press, pp. 169-195.
17. S. Palshikar, (2008) 'The Indian State: Constitution and Beyond', in R. Bhargava (ed.) Politics and Ethics of the Indian Constitution, New Delhi: Oxford University Press, pp. 143-163.
18. R. Deshpande, (2005) 'State and Democracy in India: Strategies of Accommodation and Manipulation', Occasional Paper, Series III, No. 4, Special Assistance Programme, Department of Politics and Public Administration, University of Pune.
19. M. Mohanty, (1989) 'Duality of the State Process in India: A Hypothesis', Bhartiya Samajik Chintan, Vol. XII (1-2).
20. T. Byres, (1994) 'Introduction: Development Planning and the Interventionist State Versus Liberalization and the Neo-Liberal State: India, 1989-1996', in T. Byres (ed.) The State, Development Planning and Liberalization in India, New Delhi: Oxford University Press, 1994, pp.1-35.
 - a. Verma, (2007) 'Police Agencies and Coercive Power', in S. Ganguly, L. Diamond and M. Plattner (eds.) The State of India's Democracy, Baltimore: John Hopkins University Press, pp. 130-139.

Course Name: History of India

Course Code: 16013400

Course Outline

Objective: The primary objective of this paper is to answer the question how and why the present has evolved from the past in the manner it has. There is another reason which makes history so important. The way we perceive our past constructs our identity in the present and also builds our vision of the future. For this reason it is important to understand both historiography and historical methodology.

History must encourage critical thinking to identify myths and stereotypes, and embedded meanings and discourses. History helps us to understand the socio, economic and political context in which legal system emerge and evolve. A study of the nature of the state and administrative apparatus is required for proper understanding of the legal systems in ancient and medieval India. The paper will offer a close study of select themes, focusing specifically on the intersections in history and law.

Unit I: History and Law

- a. Relevance of History to Law: Interdisciplinary Approach
- b. Rethinking History and Historian's Craft
- c. Indian Historiography: Orientalist, Utilitarian, Nationalists, Marxist, Religious Nationalist, Subalterns and Regional Histories

Unit II: Ancient India

- a. State, Polity and Governance: Nature of State, Notions of Kingship (Brahminic, Buddhist, Kautalyan), and administrative apparatus in Vedic Age, Age of Mauryas and Guptas
- b. Kinship, Caste and Class: Social Differentiation, Family, Patriline, Rules of Marriage, *Gotra*, *Jatis* and *Varnas*, Access to Property and Gender
- c. Religious Traditions and Polity: Brahminism, Buddhism, Jainism

Unit III: Medieval India

- a. Kings and their Courts:
 - i. Cholas: Local Self-Government
 - ii. Delhi Sultanate: Theory of Kingship (Balban), Administrative Apparatus
 - iii. Vijayanagara State
 - iv. Mughals: Theory of Sovereignty (Akbar), Administrative Structure
- b. Bhakti-Sufi Tradition in relation with the State and Reconfiguration of Identity
Peasant, Zamindars and the State: Market Reforms of Alauddin Khilji, Agrarian Reforms of Akbar

Unit IV: The Concept of Justice and Judicial Institutions in Ancient and Medieval India

- a. Sources of Law in Ancient India: Concept and Sources of *Dharma*, Veda, *Dharmasutra*, *Dharma Shastra*, Tradition and Good Custom, Types of Courts and Procedures
- b. Legal Thinkers of Ancient India: Manu and Yajnavalkya
- c. Legal Traditions in Medieval India: Sources of Islamic Law (Quran, *Hadis*, *Ijma*, *Qiyas*), Salient Features of Islamic Criminal Law, Hanafi School of Thought

PSDA (Professional Skill Development Activities)

Screening *Rashomon* (1950): A Film by Akira Kurosawa (1910-1998) and discussion on it on multiple interpretations in History

Visit to National Museum, New Delhi/Any Historical Place Historical Walk/ Book Review of Historical Fiction

Seminar on *Dharma* and the changing concept of justice

Suggested Readings:

1. H.V. Sreenivasa Murthy – *History of India*, Eastern Book Company, 2011
2. E.H. Carr, *What is History*, Penguin, 2008 Edn
3. Sabyasachi Bhattacharya (ed.), *Approaches to History: Essays in Indian Historiography*, Primus Books, 2013
4. Romila Thapar, *Time as a Metaphor of History*, OUP, 1996
5. Romila Thapar, *Early India: From the Origins to AD 1300*, University of California Press, 2004
6. Satish Chandra, *Medieval India*, Vol. I, Har-Anand, 2000, (2nd Edn)
7. Satish Chandra, *Medieval India*, Vol. II, Har-Anand, 2004, (3rd Edn)
8. Satish Chandra, *History of Medieval India*, Orient Blackswan, 2009
9. Bipan Chandra, *India's Struggle for Independence, 1857-1947*, Penguin, 1989
10. N. Mani Tripathi, *Jurisprudence the Legal Theory*, 2013
11. T. Rama Jois, *Legal and Constitutional History of India :Ancient Legal, Judicial and Constitutional System*, Universal Law Publishing Co., 2004 (Reprint)
12. A.L. Basham, *The Wonder that was India*, Part-I, Rupa & Co., 1993 (20th Edn)

13. S.A.A. Rizvi, *The Wonder that was India*, Part -II, Sedgwick & Jackson, 1987: Prakash Books, 2004
14. J.Duncan M. Derett, *Religion, Law and State in India*, Oxford, 1999
15. Robert Lingat, *The Classical Law of India*, California, 1973, Reprint Oxford, 1998
16. Marc Galanter, *Law and Society in Modern India*, Oxford University Press, 1989

Course Name: Moot Court -Interviewing Techniques

Course Code: 16010900

Course contents

Part 1- Internship Preparation

This part will require the preparation of students to be attached with practicing lawyers with a minimum of ten years standing at the Bar or with some corporate body or with the lawyer observing client dealings, drafting, conducting fact investigations, etc. (As per SIP document).

During the court visits, the students will be required to observe the following stages in cases:

Framing of charges / issues

1. Examination-in-Chief
2. Cross-examination
3. Final Arguments

In the lawyer's chamber they are required to do the following:

1. Read minimum of four case files to learn how files are prepared and maintained
2. Learn how to maintain records and accounts
3. Do legal research in at least two cases
4. Draft minimum of two documents in an ongoing case in the chamber
5. Observe client interviewing and counselling with the permission of the lawyer and clients in at least two cases

In court visits the students are required to observe the following stages and write reports of their observation in the diary:

1. Framing of charges
2. Examination-in-Chief
3. Cross-examination
4. Final arguments

The students are expected to maintain a diary of their court visits, work done during placement and their observations. In the diary, keep a log of the time spent each day including factual accounting of your experience of what you are doing, seeing and hearing. However, the diary should not be only descriptive of each day but should focus on what you learnt during the day.

- 1) What were you thinking and feeling about your experiences?
- 2) What is exciting or surprising?
- 3) What is bothering you?
- 4) What are your questions or insights about lawyering and judging?
- 5) What criticism or praise do you have for the legal system?
- 6) What else would you like to be taking place in your experience?

Please be careful that while writing your accounts you do not reveal any confidential information.

The diary should contain two parts:

- (a) the factual and analytical information about your internship; and
- (b) two legal documents drafted by you during internship.

The diary is an integral part of the course and you will be evaluated in terms of thoughtfulness and reflections about your learning experience. Be sure to write the journal in your own words even if you went with another class fellow or were in a group and observed the same things.

If two students are found to have copied each other's language, both the students will be given a zero for that work.

This part will be evaluated separately for 30 marks.

Part -2- Discussion on decided cases

1. Discussion of latest 6 Judgments of the Supreme Court and the High Courts
2. Methods of making briefs of judicial decisions
3. Organization of 2 Seminars on current legal topics
4. Quiz Competition
5. Debate Competition.
6. Legal Essay Writing Exercises

Comprehensive Viva shall be conducted by a board of examiners constituted by a Committee comprising of all faculty members involved in teaching Law Students. Important recent cases and any legislative changes on the subjects taught during the semester shall be discussed.

This part will be evaluated separately for 40 marks.

Part -3- Mock Court Participation

The students would be required to conduct Moot Courts in two cases, one Civil and one Criminal during the course of the semester. The students will be divided in teams of lawyers and witnesses. Each student will be required to function as a lawyer and

witness in the trials being simulated in the classes. Students' performance will be evaluated on the basis of equal marks being assigned for case analysis, written submissions, Examination-in-chief, Cross-examination, and final arguments.

Participation in each moot court will be evaluated separately for 15 marks each. This part carries a total of 30 marks.

Course Name: Ability & Skill Enhancement III

Course Code: 16001400

Course Outline - Final Assessment - Preparing a documentary

Unit I : Book & Movie Reviews

What is Book Review, Purpose & Importance of Book Review, Types of Book Review, Elements & Steps of Writing Book Review, What is Movie Review, Purpose & Importance of Movie Review, Types of Movie Review, Elements & Steps of Writing Movie Review.

Unit II: LSWR Skills

Reading Comprehension, Rewriting Mythology/Folklore, Debate, News Analysis, Role Plays.

Unit III : Emotional Intelligence & Handling Emotions

What is emotional intelligence, E.Q. Tests, performing under pressure, how to take right decisions under pressure keeping balance in difficult emotional situations. The science of emotional intelligence, characteristics of emotional intelligence, Emotions handling- identifying good and bad emotions, how to control emotions, how to manage negative emotions keeping balance of mental stability, stress and distress.

Unit IV : Group Discussion Skills

What is GD, Types of Group Discussions, Do's & Dont's, Participation, Thinking, Structuring, Group Behaviour, Leadership Skills, Interpersonal Skills, Persuasive Skills, Conceptualization Skills.

Unit V: Documentary Making

What is documentary, aims & objectives, documentary for social cause, Documentary/Movie Screening & Reviews, preparing a documentary, Narration

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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