

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

Semester IX
(2019-2024)

DOC201906170055



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, 2023 along with Examination pattern is as follows:

Semester -IX

S. No.	Course Code	Course Name	L	T	P	Credits
1.	16009500	Foreign/Hindi Language	4	1	0	5
2.	16013700	Advocacy, Professional Ethics and Accountancy for Lawyers	4	1	0	5
3.	16013800	Insurance and Banking Laws (E6)	4	1	0	5
4.	16013900	Gender Justice (E7)	4	1	0	5
5.	16013200	Socio Economic Offences (E8)	4	1	0	5
6.	16010700	Comprehensive Viva & Summer Internship Assessment	-	-	10	5
7.	16010600	Judicial Competence (CLD-3)	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 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	One Mid-term Sessional (to be held along with the 2 nd Sessional Exams)	15
Marks obtained in various Tests, Assignments, Presentations, Quiz, Tutorials, etc.	Average of marks obtained	30
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: Hindi

Course Code: 16009500

Unit I

- I. शब्द रचना: संधि एवं संधि विच्छेद ,समास ,उपसर्ग ,प्रत्यय
- II. शब्द प्रकार:
 - a. तत्सम, अर्धतत्सम, तद्भव, देशज ,विदेशी
 - b. संज्ञा ,सर्वनाम, विशेषण ,क्रिया, अवयव (क्रिया विशेषण, संबंध सूचक, विस्मय बोधक, निपात)
- III. शब्द ज्ञान: पर्यायवाची, विलोम शब्द ,युगमो का अर्थ भेद, वाक्यांश के लिए सार्थक शब्द , समश्रुत भिन्नार्थक शब्द ,समानार्थी शब्दों का विवेक, उपयुक्त शब्द चयन , संबंधवाची शब्दावली

Unit II

- I. शब्द शुद्धि
- II. व्याकरणिक कोटियां :परसर्ग , लिंग ,वचन. पुरुष, काल ,वृत्ति ,पक्ष, वाक्य
- III. वाक्य रचना
- IV. वाक्य शुद्धि
- V. विराम चिन्हों का प्रयोग
- VI. मुहावरे /लोकोक्तियां

VII. पारिभाषिक शब्दावली : प्रशासनिक, विधिक (विशेषतः)

Unit III

अंग्रेजी से हिंदी अनुवाद

Unit IV

हिंदी से अंग्रेजी अनुवाद

Unit V

समसामयिक विधिक विषयों पर निबंध लेखन

Note: Student can opt for any foreign language of his/her choice, preferably French or German, with any online /MOOC/SWAYAM , national or international platform of equivalent to 5 credit hours. The grades/marks obtained by the student as earned in the online certificate programme will be transferred in his/her final marksheet.

Course Name: Advocacy, Professional Ethics and Accountancy for Lawyers

Course Code: 16013700

Objective

It is an indispensable complementary part of our legal system without the study of which no advocate is suitably equipped with the basic requisites required to go to the court.

Unit I: Supreme Court Rules 1966 and Rajasthan High Court Rules 1967

- a) Supreme Court Rules 1966
 - i. Advocates and their Course of Conduct
 - ii. Role of Single Judge and Registrar of the Supreme Court
 - iii. Types of Petition Entertained by the Supreme Court, Writ petition, Election Petition
- b) Delhi High Courts Rules
 - i. Advocates and their Course of Conduct
 - ii. Role and Power of Single Judge
 - iii. Civil and Criminal Jurisdiction of the Court

Unit II: Advocacy

I The Advocates Act, 1961

- (a) **Introduction :** Brief History of Legal Profession in India

- (b) **Bar Councils** (Section-4 to 7)
 - i. Bar Council of India, Bar Council to be body corporate.
 - ii. Functions of State Bar Councils and Functions of Bar Council of India

- (c) **Admissions and Enrollment of Advocates -**
 - (i) Senior and other Advocates (Section- 16)
 - (ii) State Bar Councils to maintain roll of Advocates (Section- 17)
 - (iii) Certificate of Enrollment (Section -22)
 - (iv) Persons who may be admitted as an Advocates on state roll (Section- 24)
 - (v) Disqualification for Enrollment Section- 24A)
 - (vi) Power to remove names from roll (Section 26A).

- (d) **Right to Practise :** (Section 29-30,33)
 - (i) Advocates to be only recognized class of persons entitled to practice,
 - (ii) Right of Advocates to Practise

- (e) **Conduct of Advocates and Disciplinary Proceedings:** (Section 35-36,37-38)
 - (i) Punishment of Advocates for misconduct,
 - (ii) Disciplinary Powers of Bar Council of India,
 - (iii) Appeal to Bar Council of India,
 - (iv) Appeal to the Supreme Court.

II Contempt of Court

Contempt of Courts Act, 1971

- (a) **Contempt -**
 - (i) Meaning and Purpose (section 2(a),
 - (ii) Civil Contempt (section 2(b),
 - (iii) Criminal Contempt (section 2(c),
 - (iv) Criminal Contempt - *Mens Rea* Principle in Contempt Cases
 - (v) Contempt by State Government
 1. *Maninderjeet Singh Bitta v. UOI*, (2011) 11 SCALE 634
 2. *R.K. Anand v. Registrar, Delhi High Court*, (2009) 8 SCC 106
 3. *In Re Arundhati Roy*, AIR 2002 SC 1375
 4. *Mrityunjoy Das v. Sayed Rahaman*, AIR 2001 SC 1293

- (b) **Defences** (Sections 3 to 8)
 - (i) Innocent Publication,
 - (ii) Fair and accurate report of judicial proceedings,
 - (iii) Fair Criticism of Judicial act,
 - (iv) Complaint against presiding officers of subordinate courts ,
 - (v) Publication of information relating to proceedings in camera & other defences,
 - (vi) Contempt and Freedom of Speech

5. *Bhuramal Swami v. Raghuvver Singh & Ors.* (Judgment delivered on 21st Oct 2016)
6. *Perspective Publication v. State of Maharashtra*, AIR 1970 SC 221
7. *Narmada Bachao Andolan v. UOI*, AIR 1999 SC 3345

(c) Contempt by Judges & Magistrates- Section 16

(d) Punishment for Contempt - Sections 10 to 13

- (i) Power of the High Court to punish contempt of subordinate courts and try offences committed outside jurisdiction,
 - (ii) Punishment for Contempt
 - (iii) Contempt not punishable in certain cases,
 - (iv) Purging of contempt.
8. *SC Bar Association v. UOI*, AIR 1998 SC 1895
 9. *Smt Pushpaben & others v. Narandas V Badani*, AIR 1979 SC 1536
 10. *Daroga Singh v. B K Pandey*, (2004) 5 SCC 26
 11. *Pravin C. Shah v. K.A. Mohd. Ali*, (2001) 8 SCC 650

(e) Procedure (Section 14-15, 17-18)

- (i) Procedure where contempt is in the face of the Supreme Court or High Court,
 - (ii) Cognizance of Criminal Contempt,
 - (iii) Procedure after Cognizance
 - (iv) Hearing of Criminal Contempt cases by Benches.
12. *R.K. Anand v. Registrar, Delhi High Court*, (2009) 8 SCC 106
 13. *In re Vinay Chandra Mishra*, (1995) 2 SCC 584
 14. *Bal Thackery v. Harish Pimpa and Others*, (2005) 1 SCC 254E

Unit III: Professional Ethics

Rules Governing Advocates:

(a) Restrictions on Senior Advocates

(b) Standards of Professional Conduct and Etiquette

- (i) Duty to the Court
- (ii) Duty to the Client
- (iii) Duty to the opponent
- (iv) Duty to Colleagues
- (v) Duty in Imparting Training
- (vi) Duty to render Legal Aid
- (vii) Section on other employements

(c) Cases on Professional Misconduct

15. *An Advocate v. Bar Council of India*, 1989 Supp (2) SCC 25
16. *Salil Dutta v. T.M. and M.C. (P) Ltd.*, (1993) 2 SCC 185
17. *State of Maharashtra v. Budhikota Subbarao*, (1993) 3 SCC 71
18. *C. Ravichandran Iyer v. Justice A.M. Bhattacharjee*, (1995) 5 SCC 457
19. *P.D. Gupta v. Ram Murti*, (1997) 7 SCC 147
20. *T.C. Mathai v. District & Sessions Judge, Thiruvananthapuram*, (1999) 3 SCC 614
21. *R.D. Saxena v. Balram Prasad Sharma*, (2000) 7 SCC 264

22. *D.P. Chadha v. Triyugi Narain Mishra*, (2001) 2 SCC 221
23. *Shambhu Ram Yadav v. Hanuman Das Khatri*, (2001) 6 SCC 1
24. *Bhupinder Kumar Sharma v. Bar Assn., Pathankot*, (2002) 1 SCC 470
25. *Ex-Capt. Harish Uppal v. Union of India*, (2003) 2 SCC 45

(d) Rules relating to Advocates' Right to take up Law Teaching

26. *Anees Ahmed v. University of Delhi*, AIR 2002 Del. 440

Unit IV: Accountancy for Lawyers

- (i) Management of time, human resources, office, etc,
 - (ii) Accountancy knowledge for lawyers [like evidentiary aspects, interpreting financial accounting statements in the process of lawyering, etc],
 - (iii) Nature and functions of accounting, important branches of accounting.
 - (iv) Accounting and Law
 - (v) Use of knowledge of accountancy in Legal Disputes especially arising out of Law of Contracts, Tax Law, etc.
 - (vi) Accountancy in Lawyers' office/firm:
Basic financial statements, -Income & Loss account,
Balance- sheet- Interpretation thereof, -
Feature of Balance sheet Standard Costing.
27. Standards of Professional Conduct and Etiquette: Duties to the Clients

Unit V: Practical Training in Client Interviewing and Counseling

28. "Interviewing" in Don Peters, *The Joy of Lawyering*, pp. 5-20
29. "Tips on Clients Interviewing and Counselling" by Margaret Barry and Brian Landsberg
30. Kinds of Questions: Advantages and Disadvantages,

PSDA (Professional Skill Development Activities)

- Client Counseling
- Mock Trial
- Moot Court
- Project work on working of BCI and State Bar Council

Suggested Readings

1. Krishnaswami Iyer's *Professional Conduct and Advocacy*(1945), available at <https://archive.org/details/professionalcond029273mbp>
2. GCV Subba Rao, *Commentary on Contempt of Courts Act 1971* (2014)
3. Ranadhir Kumar De, *Contempt of Court Law & Practice*, (2012) Wadhwa Book Company
4. Francis L. Wellman, *The Art of Cross Examination*, available at

[http://www.delhihighcourt.nic.in/library/articles/the%20art%20of%20cross%20examination\[1\].pdf](http://www.delhihighcourt.nic.in/library/articles/the%20art%20of%20cross%20examination[1].pdf)

5. P. Ramanatha Aiyer, *Legal and Professional Ethics: Legal Ethics duties and privileges of a lawyer*, LexisNexis, 2003
6. The Advocate Act, 1960
7. Kailash Rai, *Legal Ethics*, CLP, 2007 (7th Edn)
8. Ramachandran Raju & Gaurav Agarwal, *B. K Agarwal's Supreme Court practice and procedure*. Eastern Book Company, 2002.

Course Name: Insurance and Banking Law

Course Code: 16013800

Course Outline

Unit I- Banking System in India and Control of Reserve Bank of India

The Banking Regulation Act, 1949

- a) Definitions: bank, banker, banking companies
- b) Development of Banking Business and Companies
- c) Regulations and restrictions
- d) Powers and control exercised by the Reserve Bank of India
 1. C.V. Raman v. Bank of India, (1988) 3 SCC 105
 2. Canara Bank v. P.N.R. Upadhyaya, (1988) 6 SCC 526
 3. Bhagwandas Tiwari Dewas Shajapur Kshetriya Grameen Bank, (2006) 12 SCC 574
 4. B.O.I. inance Ltd. v. Custodian, (1997) 10 SCC 488
 5. South Indian Bank Ltd. v. Union of India, (2006) 10 SCC 645

Unit II - Indian Banking and Financial Institutions structures in India

- a) Features of Indian Banking system
- b) Money lenders
- c) Narsimham Committee and its report
- d) Nationalization of Commercial Banks and its effects
6. R.C. Cooper v. Union of India, AIR 1970 SC 564

Unit III – Basic Principles of Insurance Laws

- a) Nature and Scope of Insurance
- b) Classification of Insurance
- c) General Principles- Proximate cause
- d) Formation, performance and discharge of contract
- e) Proposal and Policy
- f) Classification, commencement and revival of policy
- g) Utmost good faith
- h) Insurable interest

- i) Indemnity
- j) Subrogation and contribution
- k) The risk
- l) Re-insurance
7. General Assurance Society Ltd. v. Chandmull Jain, AIR 1966 SC 1644
8. New India Assurance Co. Ltd. v. Kiran Singh, (2004) 10 SCC 649
9. Mithoolal Nayak v. LIC, AIR 1962 SC 824

Unit IV – Insurance Laws

- a) The Insurance Act, 1938
- b) The Marine Insurance Act, 1963
- c) The Life Insurance Corporation Act, 1956
- d) The General Insurance Business (Nationalisation) Act, 1972.
- e) The Insurance Regulatory and Development Authority Act, 1999
10. Delhi Electric Supply Undertaking v. Basanti Devi, (199) 8 SCC 229
11. Amulya Sea Foods v. Oriental Insurance Co. Ltd., (2007) 3CPJ 253
12. LIC v. Hira Lal, (2011) 14 SCC 445
13. Biman Krishan Bose v. United India Insurance Co. Ltd., (2001) 6 SCC 477
14. Chillamma v. Tilaga, (2009) SCC 299
15. Banarasi Debi v. New India Insurance Company, AIR 1959 Pat 540
16. BHS Industries v. Export Credit Guarantee Corp. Ltd., (2015) 9 SCC 414

Suggested Readings

1. Avtar Singh, Banking & Negotiable Instruments, (2016 Ed, Reprint 2018)
2. Avtar Singh, *Law of Insurance*, (2016 Ed, Reprint 2018)
3. Dr. Bimal N. Patel, Dr. Dolly Jabbal & Prachi V. Motiyani, *Banking Laws* (2014)
4. S.N. Gupta, *The Banking Law in Theory and Practice*, Vol. 1, 2 & 3 (2017)
5. C.R. Dutta & P.M. Bakshi, M.L. Tannan's *Banking – Law and Practice in India* (2008)
6. Sumeet Malik, J.V.N. Jaiswal's *Law of Insurance – Vol. 1 & 2* (2016)
7. Gaurav Varsheny, *Insurance Laws*, (2017)
8. M.N. Srinivasan & K. Kannan, *Principles of Insurance Law*, (2017)
9. M.N. Mishra, *Law of Insurance* (2012).

Course Name: Gender Justice

Course Code: 16013900

Objective: This course aims to focus on discrimination on the ground of sex and non-heterosexuality in the extant law and judicial decisions. It also explores the jurisprudential explanations for the existing state of affairs. It focuses on the patriarchal nature of state and family and contemporary feminist and queer debates.

Course Outline

Unit I : Introduction - Women and Social Disparities

- a) Women in ancient, medieval and modern India: An overview
- b) Dowry Prohibition Act, 1961
- c) Commission of Sati (Prevention) Act 1987

Unit II : Women and Law

- a) Immoral Traffic Prevention Act 1956 read with section 370 IPC
- b) Indecent Representation of Women (Prohibition) Act, 1986
- c) The Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act 2013
- d) UN Convention for the Elimination of Discrimination against Women
 1. *Air India and others v. Nergesh Meerza*, 1982 SCR (1) 438
 2. *C.B. Muthamma v. Union of India*, 1979(4)SCC 260
 3. *Richa Mishra v. State of Chhattisgarh*, (2016) 4 SCC 179
 4. *Medha Kotwal v. U.O.I* (2013)1 SCC 297
 5. *Municipal Corporation of Delhi v. Female Workers (Muster Roll) and Another*, (2000) 3 SCC 224
 6. *S.R. Batra and Anr v. Taruna Batra*, (SC 2006)
 7. *All India Democratic Women's Association and Janwadi Samiti v. Union of India & Ors.*, 1989 SCR (2) 66.

Unit III : Productive Rights of Women

- a) Medical Termination of Pregnancy Act, 1971
- b) Maternity Benefits Act, 1964
- c) PC & PNDT Act, 1994

Unit IV : Protection of Women from Domestic Violence Act, 2005

- a) **Definitions**-Aggrieved person, “domestic incident report, “domestic relationship”, “domestic violence”, “service provider” , “shared household” and “shelter home” .
- b) Duties under the Act
 - (i) Duties of police officers, service providers and Magistrate.
 - (ii) Duties of shelter homes.
 - (iii) Duties of medical facilities.
 - (iv) Appointment of Protection Officers.
 - (v) Duties and functions of Protection Officers.
 - (vi) Duties and functions of Service providers.
 - (vii) Duties of Government
- c) Orders and Reliefs under the Act
- d) Procedure for obtaining Orders of Reliefs

8. Indra Sarma v. V.K.V. Sarma, decided on 26 November, 2013
9. Sou. Sandhya Manoj Wankhade v. Manoj Bhimrao Wankhade & Ors, on 31 January, 2011
10. Shambu Saran Pandey v. Dayanath Tripathi & Ors, on 18 September, 2014
11. Kavita Chaudhri v. Evenet Singh And Anr, on 19 September, 2013
12. In The Matter Of : Sh. Jitender Singh @ Jeetu, on 20 February, 2017
13. Sirajuddin Khan @ Siraj v. Dr. Shahnaz Firdous, on 22 January, 2013
14. K.Arul @ Arul Prakasam v. Tmt. Vijayalakshmi, on 11 March, 2015
15. D.Velusamy v. D. Patchaiammal, on 21 October, 2010
16. V.D.Bhanot v. Savita Bhanot, on 7 February, 2012
17. Saraswathy v. Babu, on 25 November, 2013

Suggested Readings

1. Sarla Gopalan, *Towards Equality – The Unfinished Agenda –Status of Women in India 2001*, National Commission for Women.
2. Ratna Kapur and Brendia Cossman, *Subversive sites: Feminist Engagements with Law in India*, (1996).
3. *Towards Equality Report of the Committee of Status in India*, Government of India, (1974).
4. Kalapana Kannabhiran (ed), *Women and Law Critical Feminist Perspectives* (Sage Publications India, 2014)
5. Usha Tandon (ed), *Gender Justice: A Reality or Fragile Myth*, (2015)
6. Rajesh Talwar, *The Third Sex and Human Rights*, (2016)
7. Ved Kumari, “Gender Analyses of Indian Penal Code” in Amita Dhanda, Archana Parashar (ed) *ENGENDERING LAW Essays in Honour of Lotika Sarkar*, pp.139-160 (1999). Eastern Book Company.
8. National Family Health Survey-4 (2017)
9. Das, P.K., *Handbook on Protection of Women from Domestic Violence Act and Rules*, Lexus Nexis, 2008
10. Suman Nalwa & Hari Kohli Dev, *Law Relating to Dowry, Dowry Death, Cruelty to Women and Domestic Violence*, LexusNexis, 2013.
11. Dewan, *Domestic Violence*, Thomson Resters, Indian Publications & South Asian Reprints, 2017
12. UN Human Rights Council Resolution on Human rights, Sexual Orientation and Gender Identity, 2011
13. Human Rights Council Resolution on sexual orientation and gender identity (2014), available at https://www.un.org/ga/search/view_doc.asp?symbol=A/HRC/19/41

Course Name: Socio-Economic Offences

Course Code: 16013200

Course Outline

Unit I: Introduction to the Socio-Economic Offences

- a) Concept and Evolution of 'Socio-Economic Offences.'
- b) Nature and Extent of Socio-Economic Offences.
- c) *Mens Rea*, Nature of Liability, Burden of Proof and Sentencing Policy.
- d) Concept of White Collar Crimes - Sutherland's theory of 'Differential Association.'
- e) Distinction among Socio-Economic Offences, White Collar Crimes and Traditional Crimes.
- f) Socio-Economic Offences in India:
 1. The Santhanam Committee Report, 1964
 2. 47th Report of the Law Commission of India, 1972.

Unit II : The Food Safety and Standards Act, 2006

- a) Definitions of 'food', 'Adulterant', 'contaminant', 'food business', 'misbranded food'
- b) Food Safety and Standards Authorities of India & State Food Safety and Standards Authorities: Establishment and functions
- c) Food Safety Officer- Power, Function and liabilities
- d) Food Analyst
- e) General Principles to be followed for food safety under the Act
- f) Licensing and Registration of food business
- g) Purchaser may have food analyzed
- h) Provisions related to offence and penalties
- i) Adjudication and Appeal procedures
 3. *M. Mohammed v. Union of India*, W.A.No.1491 of 2014
 4. *M/S Nestle India Limited v. The Food Safety and Standards Authority of India*, W.P (L) No. 1688 of 2015

Unit III : The Prevention of Corruption Act, 1988

- a) Need of the Prevention of Corruption Act, 1988
- b) Definitions of 'public servant,' Section 2 (c) and 'gratification,
- c) Offence committed by public servant and bribe giver and their Penalties
- d) Punishment for attempts
- e) Sanction for prosecution
- f) Presumption where public servant accepts gratification
 5. *Kalicharan Mahapatra v. State of Orissa*, AIR 1998 SC 2595
 6. *Kanwarjit Singh Kakkar v. State Of Punjab*, (2011) 6 S.C.R. 895
 7. *Abhay Singh Chautala v. C.B.I*, (2011) 7 SCC 141

Unit IV - The Prevention of Money-Laundering Act, 2002

- a) Need for combating Money-Laundering
- b) Magnitude of Money-Laundering, its steps and various methods
- c) Definition of 'Money Laundering'
- d) Punishment for Money Laundering
- e) Attachment
- f) Survey, Search & Seizure
- g) Power to arrest
- h) Adjudication by Adjudicating Authorities
- i) Special courts
- j) Vesting of Property in Central Government
- k) Obligation of banking companies, financial institutions and Intermediaries
- l) Reciprocal Arrangements with other countries

8. *Ram Jethmalani v. Union of India*, (2011) 9 SCC 761

9. *Binod Kumar v. State of Jharkhand & Ors*, (2011) 11 SCC 463

10. *B. Ramaraju v. Union of India*, W.P. No. 10765 of High Court of A.P. 2011 (164) Company Case 149

Suggested Readings

1. Mahesh Chandra, *Socio- Economic Offences* (1979)
2. J.S.P. Singh, *Socio- Economic Offences* (1st Ed., 2005, Reprint 2015)
3. T.V. Nawal, *Legally Combating Atrocities against SC and ST*, (2004)
4. Kumar (Revised by Justice A.B. Srivastava and C.S. Lal), *Commentaries on Prevention of Food Adulteration Act, 1954 with Central and States Rules alongwith Food Safety and Standards Act, 2006* (3rd Ed., 2009)
5. Seth and Capoor, *Prevention of Corruption Act with a treatise on Anti- Corruption Laws* (3rd Ed., 2000)
6. M. C. Mehanathan, *Law on Prevention of Money Laundering in India* (2014)
7. Relevant Provisions of Universal Declaration on Human Rights, 1948

Course Name: Judicial Competence

Course Code: 16010600

Objectives

1. To acquaint the students with legal vocabulary, legal terms and legal maxims will help them to understand legal concept better and also give them ability to write in a legal context.
2. To demonstrate the skills, need to develop professionally.

Course Outline

Unit I: Common Errors in English

Errors in use of parts of speech, correct usages with regard to tenses, Subject verb concord. General errors in Sentence Constructions- Modals, Articles and Determiners, Active and Passive Voice, Direct and Indirect Speech, Antonyms and Synonyms, Phrasal Verbs and Idioms, Co-ordination & Subordination.

Unit II: Vocabulary building

Words often confused/ Homonyms & Homophones, Foreign words used in law, Legal terms, Antonyms and Synonyms

Unit III: Legal Essays

1) New pattern of legal education, 2) India and Parliamentary Ethics, 3) Election Reforms
4) Parliamentary System in India. 5) Fundamental Duties, any other contemporary topic

Unit IV: Presentation Skills

Preparing a brief and discussion of a famous legal case in groups .

Unit V: General Studies

Read newspaper daily, Watch News and Edutainment Channels, Use the internet for general knowledge, Follow online GK and Current Affairs groups.

Suggested Readings

1. Singh Neetu, Plinth to Paramount (Volume I), KD Publication Revised edition 2019.
2. Nesfield, J.C, English Grammar, Composition and Usage, New Edition, Macmillan India Ltd .
3. Tripathi S.C, Legal Language, Legal Writing and General English, Central Law Publications, New Delhi, 2005.
4. Gandhi BM, Legal Language and Legal Writing.

Teaching Methods:

1. To be totally learner-centric with minimum teacher intervention as the course revolves around practice.
2. GD/Interview/Role Play/Practise test to be conducted in a regular classroom but learners are to be exposed to telephonic, personal and skype interview.

Course name: Comprehensive Viva & Summer Internship Assessment

Course Code: 16010700

Part -1 Comprehensive Viva

The students would be required to conduct trial 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.

Part -2 Summer Internship Report

The students shall be required to submit Internship report

*Students should refer and adhere to the 'SIP' Summer Internship & Project Guideline document to check for what needs to be done & the evaluation pattern/ process.

Suggested Readings

1. NRM Menon (ed.) *Clinical Legal Education* (1998)
2. Don Peters, *The Joy of Lawyering: Readings for Civil Clinic* (1996)
3. B.Malik, *The Art of a Lawyer* (9th Ed. 1999)
4. Steven Lubet, *Modern Trial Advocacy: Analysis and Practice* (1993)
5. Thomas A.Mauet, *Trial Techniques* (1996)
6. Thomas A.Mauet, *Pre- trial* (1995)
7. Inns of School of Law, *Advocacy* (1999/2000)
8. Inns of School of Law, *Case Preparation* (1999/2000)

Course: Competition Law

Course Code: 16012100

Course Outline:

Competition law is a specialisation course which is the study of practices that regulates free trading and also checks unfair competition between two business entities. Competition law bans abusive behaviour of firms which tend to control the market inappropriately. Competition law is a form of regulation which promotes fair competition in markets by controlling anti-competitive conducts. This course includes topics like introduction to

competition law and policy in India, merger control, anti-competitive agreements, global experience, the evolution of competition law and policy, dominant positions, and economic theories etc.

UNIT-I - History and Development of Competition Law

- a) Constitutional aspect of Elimination of Concentration of Wealth and Distribution of Resources
- b) Article 39 (b) (c) Relation between Competition Policy and Competition Law
- c) Objectives of Competition Law
- d) Antitrust Law
- e) Liberalization and Globalization
- f) Raghavan Committee Report
- g) Competition Act 2002
- h) Difference between MRTP Act and Competition Act
- i) Salient feature of Competition Act
- j) Important Definitions under the Competition Act, 2002.

UNIT-II – Competition Policy in India

- a) Evolution of competition law & policy: the global experience
- b) Salient features of Indian Competition Act/ jurisdictions
- c) Evolution of competition law and policy
- d) Markets and competition
- e) Substantive provisions of the Indian Competition Act
- f) Introduction to competition law and competition policy

UNIT-III – Anti Competitive Agreements, Abuse of Dominant position

- a) Anti- Competitive Agreements
- b) Horizontal and Vertical agreement
- c) Rule of Perse and Reason
- d) Appreciable Adverse Effect on Competition (AAEC) in India
- e) Exemption
- f) Prohibition of Anti-competitive agreement/ Cartel/bid rigging.
- g) Relevant Market
- h) Dominance in Relevant Market
- i) Abuse of dominance
- j) Predatory Pricing.

UNIT-IV – Combinations

- a) Combinations:
- b) Merger,
- c) Acquisition,
- d) Amalgamation and Takeover –

- e) Horizontal,
- f) Vertical and
- g) Conglomerate Mergers -

Unit V – Enforcement Mechanism

- a) Establishment and Constitution of Competition Commission of India
- b) Powers and Functions- Jurisdiction of the CCI
- c) Adjudication and appeals
- d) Competition Appellate Tribunal (Comp AT)
- e) Director General of Investigation (DGI)
- f) Penalties and Enforcement.

Recommended Books

1. Maher M. Dabbah, EC and UK Competition Law: Commentary, Cases and Materials, Cambridge University Press, 2004.
2. Piet Jan Slot and Angus Johnston, An Introduction to Competition Law, Oxford and Portland, Oregon, 2006.
3. Suresh T. Vishwanathan, Law and Practice of Competition Act, Bharat.
4. Richard Whish, Competition Law, Oxford University Press, 2008.
5. Mark Furse, Competition Law of the EC and UK, 6th ed. – 2008, Oxford University Press.
6. S.M. Dugar, Commentary on MRTP Law, Competition Law & Consumer Protection Law, 4th ed.- 2006, Wadhwa Nagpur.
7. Abir Roy & Jayant Kumar, Competition Law in India, Eastern Law House, New Delhi.
8. P. Satyanarayana Prasad, Competition Law and Cartels, Amicus Books, ICFAI University Press, 2007.
9. Kristy Middleton, Barry Rodger & Angus Mac Culloch, Cases and Materials on UK and EC Competition Law, Oxford University Press, 2003.
10. Vinod Dhall (ed.), Competition Law Today, Oxford University Press, 2007.
11. Philips E. Areeda & H. Hovenkoup, Fundamentals of Anti-Trust Law, ASPEAN Publications, 2006.
12. T Ramappa, Competition Law in India: Policy, Issues and Developments, 3rd ed. 2013, Oxford University Press, New Delhi.
13. Mittal D.P., Taxmann's Competition Law and Practice, 3rd ed. 2007.
14. Universal Guide to Competition Law in India, Universal Law Publishing Company, New Delhi, 2003.

Course name: Art of Writing Judgement

Course Code: 16009700

Course Outline

The Process of reaching conclusion by a judge on a question of law or facts calls for the knowledge of human behaviour, the attitude of the parties in the background of social norms to which they belong, awareness of the principles of interpretation and the changing laws. All these equipment are of little effect unless the judge is equally skilled in presenting his thought process by medium of words in coherent, clear and concise manner.

Judgments delivered by the courts are on regular basis uploaded on legal research database for quick search and retrieval. Judgment is a speaking document discussing facts, issues, evidence and passing remarks. The study of art of writing judgments shall provide the points the judge should keep in mind during all this exercise.

Unit I- Preliminary

1. What is a Judgment?
2. Need of Clearer Judgment Writing
3. Simplify paragraph and sentence structure and composition
4. Use of paragraph numbers, headings and subheadings
5. Use active rather than passive voice
6. Avoid Latin expressions and legalese
7. Avoid redundancy

Unit II - Parts of Judgment – Discussion on facts

1. Summary of Prosecution/Plaintiff's Case
2. Summary of Defence/Defendant's Case
3. Issues to be determined
4. Evidence and Factual Findings
 - (a) Prosecution/Plaintiff's Allegation on Issue wise
 - (b) Prosecution evidence in support of the allegation
 - (c) Defence evidence on the allegation
 - (d) The Judge's evaluation of the evidence

Unit III – Parts of Judgment II - Applicable Law

1. A Statement of the Law on Issue-wise
2. Statutory Law
3. Case Law
4. Deliberations
5. Connecting Facts and Law

These facts [In issue A, B or C]... When viewed in the context of this section of the Constitution/ Law/ Regulation/ Contract/ Precedent/ Principle of equity [choose one]...

6. Logically lead to this conclusion [judgement] **Judgement and Sentence (Criminal)**
 - (a) Finding of Guilt(or Acquittal)
 - (b) Aggravating or Mitigating Circumstances
 - (c) Sentence
 - (d) Order, Decision/ Findings (Civil)

Unit IV – Exercise of Judgment Writing

1. Judgment Writing by Intermediate Appellate Court Judges
2. Judgment Writing in a Civil Proceedings
3. Distinction between judgment and order
4. Pronouncement of judgment
5. Speaking Orders or Reasoned Decisions

Recommended Books

Karkara, G.S., *Art of Writing Judgments*, Law Publishers, Delhi
Lord Macmillan P.C.,K.C.V.O., *The Writing of Judgments*,
Justice R.V. Raveendran, ``*Rendering Judgments- Some Basics*`, (2009) 10 SCC (J)

Leading Cases

1. Som Mittal v. Government of Karnataka, (2008) 3 SCC 574
2. Oredoyin vs. Arowole, [1987] 3 NWLR (Pt. 114) 172
3. Williams vs. Daily Times of Nigeria Ltd, [1990] 1 NWLR (Pt. 124)
4. Joint Commissioner of Income Tax Surat v. Saheli Leasing and Industries Ltd, (2010) 6 SCC384
5. Krishena Kumar & another v. Union of India & Others, AIR 1990 SC 1782: (1990) 4 SCC 207
6. State of Orissa v. Sudhanshu Shekhar Mishra, AIR 1968 SC 647
7. Fazlunbi v. K. Khader Vali & Another, AIR 1980 SC 1730: (1980) 4 SCC 125
8. Arnit Das v. State of Bihar, AIR 2000 SC 2264: (2000) 5 SCC 488
9. M/S Kranti Asso. Pvt. Ltd. & Anr. v. Masood Ahmed Khan & Ors., (2010) 9 SCC 496

Course: International Humanitarian Law

Course Code: 16012600

Course Outline:

The course is intended to offer students a comprehensive view of the subject of international humanitarian law (IHL) or the law of armed conflict and its broad interrelationship with some of the other branches of international law. The course structure is designed to cover

origins of IHL, law relating to protected persons and protected objects, means and methods of warfare within the framework of Geneva Law and The Hague Law, and contemporary issues such as war on terror, cyber warfare and drone attacks. The course content also includes literature which would help students to critically evaluate the origin, development and application of IHL.

UNIT-I - Introduction of International Humanitarian Law

- a) Historical Evolution of the Law of Armed Conflicts
- b) The Law of Armed Conflicts: Basic Principles
- c) Jus ad Bellum: Main Components
- d) Jus in Bello: Main Components
- e) The Separation between Jus ad Bellum and Jus in Bello in Modern IL: Equality of the Belligerents, Just War and the War against Terrorism
- f) The Law of Armed Conflicts: Main Sources
- g) War Crimes and International Criminal Justice

UNIT-II - Applicability of IHL

- a) Material Scope of Applicability
- b) Personal Scope of Applicability
- c) Spatial Scope of Applicability
- d) Temporal Scope of Applicability
- e) Applicability by Special Agreements
- f) Non-International Armed Conflicts in Particular
- g) The Relationship between the LOAC and Humanitarian Law

UNIT-III - Means and Methods of Warfare

- a) Targeting: The Principle of Distinction between Civilian and Military Objectives
- b) Other Objectives Specifically Protected against Attack
- c) Prohibited Weapons
- d) Perfidy and Ruses
- e) Some other Prohibited Means and Methods of Warfare
- f) System Efficacy: Potentially Shattering Consequences for International Law

UNIT-IV - The “Geneva Law”: Protection of the Victims of Armed Conflicts

- a) The implementation of the LOAC
- b) The Role of the International Committee of the Red Cross
- c) The Definition of Combatants
- d) The Protection of Prisoners of War
- e) General Protection of Civilians
- f) The Law of Armed Conflicts: The “Intangible” Nature of the LOAC Rights
- g) The Law of Armed Conflicts Protective Emblems

Recommended Books

1. Dieter Fleck, The Handbook of International Humanitarian Law, Fourth Edition
2. Ben Saul and Dapo Akande, The Oxford Guide to International Humanitarian Law
3. Nicholas Tsagourias, Alasdair Morrison, International Humanitarian Law Cases, Materials and Commentary

Course: Equity and Trust

Course Code: 16012800

Course Outline:

1. To provide the learner with a knowledge of the historical development of the law of equity and trusts;
2. To develop within the learner an understanding of equitable doctrines and remedies;
3. To provide the learner with an understanding of the concept of the trust, including its creation (both implied and express) and the roles of trustees, and an understanding of the main kinds of trust;

After a brief historical survey of the development of the law of equity, the rules regarding the creation, interpretation and termination of express trusts are examined and, in particular, trusts drafted in wills. The course also considers purpose trusts, especially charitable trusts. The law governing trustees and their duties and powers is explored. The later part of the course deals with trusts arising through operation of law, i.e. resulting and constructive trusts. Finally trust remedies are reviewed and the special rules of tracing property are discussed. In addition, and throughout the Equity and Trusts course there are important segments that deal directly with the legal concepts relevant to commercial activities.

UNIT-I - Introduction and Historical Background of Equity

- a) Definition and distinction from other legal concepts
- b) Equitable rights and remedies.
- c) Origin and growth of Equity
- d) Nature and Scope of Law and Equity
- e) Equity as a Source of Law.
- f) Equitable Rights and Interests
- g) Nature of Equitable Rights and Interests under Indian Law
- h) Classification of Equitable Rights

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UNIT-II - Maxims of Equity

- a) Working Principles of Equity
- b) Equity will not suffer a wrong to be without a remedy

- c) Equity follows the law
- d) He who seeks equity must do equity
- e) He who comes into equity must come with clean hands
- f) Delay defeats equities
- g) Equality is equity
- h) Equity looks to the intent rather than the form
- i) Equity imputes an intention to fulfil an obligation
- j) Equity acts in personam
- k) Application of the maxim under Indian Law.
- l) Fiduciary Relationship: Meaning and scope, Definition, Kinds of Fiduciary relations.

UNIT-III - Introduction and kinds of the Trust

- a) Express private trusts. Statutory requirements for creation. Secret trusts. Incompletely constituted trusts. Certainties of a trust. Protective trusts. Discretionary trusts. Purpose trusts.
- b) Trustees' powers and duties. Investment of trust funds. Maintenance and advancement. Accumulation of income. Delegation of trustees' powers and discretions.
- c) Charitable trusts. Definition. Distinctions from private trusts. Classification of charitable trusts. Doctrine of cy près.
- d) Resulting trusts: Voluntary conveyances. Purchase in the name of another. Failed trusts. Presumptions of resulting trusts and advancement. Why resulting trusts arise?
- e) Constructive trusts. General nature. Constructive trusts of wrongful enrichment and unjust enrichment. Constructive trusts arising for other reasons, including the contractual vendor as a constructive trustee. Comparison with proprietary estoppel.

UNIT-IV – Trustees and Remedies for breach of trust

- a) Appointment of Trustees
- b) Rights, Duties and liabilities
- c) Rights and Powers
- d) Disabilities
- e) Rights and liabilities of the Beneficiary
- f) Discharge of Trustees
- g) Extinction of Trusts.
- h) Variation of trusts.
- i) Claims based on tracing. Tracing rules. Trusts, liens, and subrogation.

Recommended Books

1. Desai S.T., *Equity, Trusts and Specific Relief*.
2. Gandhi B.M., *Equity, Trusts and Specific Relief*, Eastern Book Company.
3. Jhabwala N.H., *Elements of Equity, Trusts and Specific Relief*.
4. Rao Subha GCV, *Equity, Trust and Fiduciary Relation*.
5. Singh G.P., *Principles of Equity*.
6. Singh G.P., *Equity, Trusts, Mortgage and Fiduciary Relations*, Central Law Agency.

Course: International Refugee Law

Course Code: 16012900

Course Objectives:

UNIT-I - Introduction To International Refugee Law

- a) Terms & Terminologies of International Refugee Law & Forced Migration Studies
- b) Understanding Refugee Definition and Persecution Paradigms
- c) Sources of International Refugee Law and Forced Migration Studies,
- d) The Role of the UNHCR
- e) Legal-Institutional and Treaty Framework Responses

UNIT-II - Asylum and forced migration

- a) Non-Refoulement
- b) Possibility of the expansionization of the Grounds of Asylum beyond Durable Solutions under International Refugee Protection Regime
- c) Refugee Status Determination Dynamics, Procedures, The Rise of Restrictionism and State Obligations Beyond 1951 UNCSR
- d) Internal Displacement, Statelessness, Forced Migration, and Climate Refugees

UNIT-III - The Principles of Refugee and Migrants Protection

- a) IHRL
- b) IHL
- c) ICL
- d) The Role of International Institutions
- e) Regional Refugee Protection and Forced Migration Frameworks
- f) Refugee Protection in SAARC Region
- g) Refugees in The Global South
- h) Asian Approach to International Refugee Law

UNIT-IV - Contemporary issues under the International Refugee Regime

- a) Temporary, Complementary, Subsidiary and Other Forms of Refugee Protection
- b) Future of International Protection for Refugees and Forced Migrants in International Refugee Law
- c) Bangladeshis in India
- d) Rohingyas in India
- e) New Developments, Challenges to the Protection of Refugees and Forced Migrants and Perspectives on the Future

Recommended Books

1. Chimni, B.S. *International Refugee Law: A Reader*, New Delhi: Sage Publications, 2000
2. Chimni, B.S. *The Birth of a Discipline: From Refugee to Forced Migration Studies*, (2009) *Journal of Refugee Studies* 22 (1), pp. 11-29.
3. Goodwin-Gill, Guy S., McAdam, Jane, *The Refugee in International Law*, Third Revised Edition, Oxford University Press, 2007
4. James C. Hathaway (1990), *A Reconsideration of the Underlying Premise of Refugee Law*, *Harvard International Law Journal*, 31, pp. 129-83.
5. M. Rafiqul Islam, Md. Jahid Hossain Bhuiyan, *An Introduction to International Refugee Law*, Martinus Nijhoff Publishers, April 2013, ISBN: 9004226168, 9789004226166

Cases

1. Refugee Definition:

- i. Chen v. Holder, 604 F.3d 324 (7th Cir. 2010).
- ii. R. v. Sec. of State for Home Dept. ex. p. Jeyakumaran (1985). Read 16-20.
- iii. Salibian v. Minister of Employment and Immigration (1990). Read 65-72.

2. Well-Founded Fear of Being Persecuted:

- i. INS V Stevic
- ii. INS v Cardoza-Fonseca
- iii. Matter of Mogharrabi
- iv. R v Sec. of St. for Home Dept ex p Sivakumaran:
- v. Matter of Chan
- vi. Guo v Carroll
- vii. Kovac v INS
- viii. Borca v INS

3. Political Opinion:

- i. INS v Elias Zacharias
- ii. Bolanos-Hernandez v INS
- iii. Matter of Maldonado-Cruz
- iv. Matter of Izatula
- v. Singh v Ilchert
- vi. Dwomoh v Sava
- vii. In re S ..P..
- viii. In re D.V.

Course: International Economic Law

Course Code: 16013000

Course Outline:

The objective of the course is to provide an overview of the content, meaning and application of international economic law. The scope and limits of international economic law essentially lie within the ambit of international economic relations. States, therefore, form the core of the economic activities and relations. It is also important to note that the phrase “international economic law” is understood in this course in its broadest sense to include various aspects of international trade, financial and investment laws.

UNIT-I - Introduction

- a) Definition, Scope and History of International Economic Law with specific focus on theoretical framework
- b) Concept of sovereignty in International Economic Relations
- c) Globalization,
- d) International Economic Law and South Asia
- e) Permanent Sovereignty over Natural Resources (PSNR)
- f) New International Economic Order (NIEO)
- g) Charter of Economic Rights and Duties: United Nations Conference on Trade and Development (UNCTAD)
- h) Right to Development and Developing Countries

UNIT-II - International Economic Institutions: An Overview

- a) Evolution and History
- b) Role and Participation of India
- c) Evolution of General Agreement on Trade and Tariffs (GATT)
- d) World Trade Organization (WTO)
- e) Structures, Principles and Working of WTO
- f) India and WTO.
- g) Regional Integration and International Economic Law – with specific focus on South Asian Free Trade Area (SAFTA)

UNIT-III – International Financial system

- a) International Monetary Fund (IMF)
- b) International Bank for Reconstruction and Development (IBRD)
- c) Structure and Functions
- d) Impact on Developing Countries with specific focus on India**

UNIT-IV- United Nations and international trade

- a) United Nations Commission on International Trade Law (UNCITRAL)
- b) Structure and Functions
- c) Brief Survey of International Conventions adopted by UNCITRAL
- d) India and UNCITRAL
- e) Dispute Settlement and Conflict Resolution
- f) International Commercial Arbitration and Alternative Modes of Resolving Disputes
- g) Negotiation, Mediation, Conciliation, Arbitration and Adjudication

Recommended Books

1. Anand R.P. New States and International Law, (Vikas Publishing House: Delhi:1972);
2. Anghie, Antony, B.S.Chimni, Karen Mickelson and Obiora Okafor (eds.) The Third World and International Legal Order: Law, Politics and Globalization (Kluwer Law International, 2003)
3. Koul, A. K., "Developing Countries in the GATT/WTO — Their Obligations and the Law", Indian Journal of International Law, 2004, vol.44, pp.451-487.
4. Kenneth W. Dam, The GATT: Law and International Economic Organization (Chicago: University of Chicago Press, 1970).
5. Christopher Arup, The New World Trade Organisation Agreements (Cambridge University Press:2000).
6. Robert E. Hudec, The GATT Legal System and World Trade Diplomacy (Salem, New Hampshire: Butterworth, 2d edition, 1990).
7. Baxi, Upendra, "The New International Economic Order, Basic Needs and Rights: Notes towards Development of the Right to Development" Indian Journal of International Law, 1983, vol. 23, p.225;
8. Chaturvedi, Sachin and S. K. Mohanty, "The WTO and Trade in Electronically Delivered Software: Emerging Challenges and Policy Options – An Indian Perspective", Journal of World Trade, 2008, vol.42, no.5, pp.927-951.
9. Chimni B. S., "The World Trade Organization, Democracy and Development: A View from South", Journal of World Trade, 2006, vol.40, no.1, pp.5-36.
10. Gopalan, Sandeep, "Transitional Commercial Law: The Way Forward", American University International Law Review, 2003, vol.18, no.4, pp.803-849.

Course: International Commercial Law

Course Code: 16013100

Course Objectives:

This course introduces students to the dynamic field of International Economic Law. More specifically, the course enables students to gain insight into the international monetary system as well as trade and investment law. The unit focuses particularly on the highly relevant field of international trade law. In today's globalised society, international trade transactions take place daily, and the rules which govern those transactions have become even more important in light of the broader move towards protectionism by many states, and in light of current world events e.g. Brexit.

The following are the aims of this course;

1. To provide an understanding of the field of international economic law;
2. To foster an understanding of the role played by international economic law in the development of international law in a globalised world, and in light of current world events e.g. move towards protectionist policies and Brexit;
3. To foster a basic understanding of international monetary law;
4. To examine the role of the WTO in international trade regulation;
5. To consider how international trade disputes may be settled;
6. To examine the role of free trade and regional trade agreements and how they fit with the multilateral trading system;
7. To very briefly introduce students to basic concepts within the law of foreign investment;
8. To develop students' capacity for critical analysis and independent thinking;
9. To develop a general range of transferable and generic skills in problem-solving and reasoning, computer literacy, time management and written and oral communication.

Learning outcomes

UNIT-I - International Economic Law

Intellectual and theoretical bases of following institutions, the historical reasons for their genesis, the implicit economic justifications for their functions and their legal/regulatory structures, including mechanisms for dispute resolution. Role of the principal institutions and structures of international economic law.

- a) IMF
- b) IBRD (World Bank)
- c) WTO
- d) WIPO

UNIT-II - International Carriage of Goods

- a) Contractual and legal relationships of persons involved in a carriage of goods arrangement.

- b) International carriage of goods by sea, air, road and rail
- c) Legal principles against the backdrop of current shipping practice and documentation.

UNIT-III – Multinational Corporate Entities and Foreign Trade

- a) The nature of incorporation.
- b) International and national consequences of incorporation and non-incorporation of businesses.
- c) The role and effect of multinational enterprises in cross-border trade and investment.
- d) Property and risk issues.
- e) The power balance between multinationals and sovereign states.
- f) International and municipal approaches to control and regulation of multinationals.
- g) Accountability of personnel of multinationals.

UNIT-IV – Law of International Sales

- a) Law governing the international sale contract.
- b) International sale transactions
- c) Contents of the contract of international sale
- d) Standard trade terms (such as the INCOTERMS 2010
- e) Rights and remedies available to sellers and buyers.
- f) Role of documentation in international sales
- g) The Vienna Convention on the international sale of goods
- h) Brexit
- i) Legal aspects of Electronic Commerce

Recommended Books

Recommended Readings

1. Raj Bhalla, *International Trade Law: Theory and Practice*, Lexis Nexis, 2001 (2nd Edn) 101
2. Kaul, A.K. , *Guide to the WTO and GATT: Economics, Law and Politics*, Kluwer Law International, 2006
3. Qureshi and Ziegler, *International Economic Law*, 4th ed. (Sweet & Maxwell, 2019)
4. Van Den Bossche, *The Law and Policy of the World Trade Organization, Text, Cases and Materials*, 4th ed. (CUP, 2017)
5. Lester Simon et al, *World Trade Law: Text, Materials and Commentary*, 3rd ed. (Hart, 2018)
6. Bartels and Ortino ed., *Regional Trade Agreement and the WTO Legal System*, (OUP, 2006)
7. Ngangjoh-Hodu & Zhang, *The Political Economy of WTO Implementation and China's Approach to Litigation in the WTO*, (Edward Elgar, 2016)
8. Ngangjoh Hodu, *Theories and Practices of Compliance with WTO Law*, (Kluwer, 2012)
9. Krista Nadakavukaren Schefer, *International Investment Law: Texts, Cases and Materials* (Edward Elgar, 2020)

**Course name: Reformative Treatment of Persons in conflict with Law
(Juvenile Justice)**

Course Code: 16009900

Course Outline

UNIT I: Introduction

Definitions – History of juvenile justice – Juvenile justice system vs. Criminal justice system

– Juvenile Justice (Care and Protection) Act 2015 – State specific legal provisions (Tamil Nadu Juvenile Justice (Care and Protection) Rules, 2017) – Conceptual clarity on Legal frameworks (POCSO, ITPA, Child Labour Act, Information Technology Act, Child Marriage Act) – Familiarization of various other laws relating to children in India – Best interest of the child – Identifying appropriate practitioners/stakeholders (includes special educators, translators, interpreters, psychologists and psychiatrists)

UNIT II: Rights of the Child

Basic rights – Child rights as human rights – United Nations Convention on the Rights of the Child (UNCRC) – Legal protection for children – Fundamental rights as defined by the Constitution of India – National Commission for protection of child rights – State Commission for the protection of child rights

UNIT III: Institutions in India for Children in Conflict with Law & Children in Need of Care and Protection

Juvenile Justice Board (JJB): Composition of the Board – Powers, functions and responsibility

– Procedure in relation to children in conflict with law – Special focus on Section 15 (Preliminary assessment in heinous offences) - Powers of children's court – Observation homes
– Special home – Borstal school – Special juvenile police unit – Managing the unrest of children in child care institutions – Managing deviant behaviour in juvenile justice institutions

Child Welfare Committee (CWC): Composition of the Committee – Powers, functions and responsibility – Procedure in relation to children in need of care and protection

– Open shelter

– Place of safety – Foster care – Children's/Shelter homes – Institutions' roles (public/private)

- Adoption and sponsorship of children

UNIT IV: Probation of Offenders Act, 1958

Probation –Object and meaning – Criminal court and probation – Duties of Probation officers - Report of the probation officers - conditions and cancellation of probation The Probation of Offender's Act, 1958 and sec. 360, 361 CrPC, release after admonition, release on probation of good conduct. a) without supervision order b) with supervision order restriction on imprisonment of young offenders, removal of disqualification- conditions of probation and variations in them, on observance of conditions of probation orders.

PSDA (Professional Skill Development Activities)

1. Communication skills: Interviewing/Investigations
2. Include experts (guest faculty) as resource persons to train/teach the paper
3. Role Play/Mock Court/Case Studies
4. Statutes and Judgments Analysis

Suggested Readings:-

1. Juvenile Justice (Care and Protection of Children) Act, 2015 (Ind.).
2. Kumari, V. (2012). The Juvenile Justice System in India: From Welfare to Rights. New Delhi: Oxford University Press.
3. Kumari, V. (2017). The Juvenile Justice (Care and Protection of Children) Act 2015: Critical Analyses. Gurgaon, Haryana, India: Universal Law Publishing, an imprint of LexisNexis.
4. Paranjape, Law Relating to Probation of Offenders
5. The Probation of Offender's Act 1958

Leading Cases:-

1. Dayanand And Ors vs State Of Haryana on 14 May, 2015
2. Shamshad vs The State Of Bihar
3. Sampurna Behura v. Union of India & Ors.
4. Mukarrab etc. Vs. State of Uttar Pradesh
5. Rattan Lal vs State Of Punjab on 10 April, 1964
6. Pankaj Jain vs Union Of India on 23 February, 2018

Course: Forensic Sciences

Course Code: 16013300

Course Outline:

If India has to create conditions conducive to harmonious development, we must mitigate the crime rate. This can best be achieved by relying on the support of forensic science system. In majority of serious crime cases, hi-tech measures are being adopted by perpetrators of crime. The counter measures have to be more sophisticated to surpass them. This calls for strengthening the foundations of forensic science at national level.

The following are the objectives of this course.

1. To emphasize the importance of scientific methods in crime detection.
2. To disseminate information on the advancements in the field of forensic science.
3. To highlight the importance of forensic science for perseverance of the society.
4. To review the steps necessary for achieving highest excellence in forensic science.
5. To generate talented human resource, commensurating with latest requirements of forensic science.
6. To provide a platform for students and forensic scientists to exchange views, chalk out collaborative programs and work in a holistic manner for the advancement of forensic science.

Unit 1: History of Development of Forensic Science in India

- a) Functions of forensic science.
- b) Historical aspects of forensic science.
- c) Definitions and concepts in forensic science.
- d) Scope of forensic science.
- e) Need of forensic science.
- f) Basic principles of forensic science.
- g) Frye case and Daubert standard.

Unit 2: Tools and Techniques in Forensic Science

- a) Branches of forensic science.
- b) Forensic science in international perspectives, including set up of INTERPOL and FBI.
- c) Duties of forensic scientists.
- d) Code of conduct for forensic scientists.
- e) Qualifications of forensic scientists.
- f) Data depiction. Report writing.

Unit 3: Organizational set up of Forensic Science Laboratories in India

- a) Hierarchical set up of Central Forensic Science Laboratories,

- b) State Forensic Science Laboratories,
- c) Government Examiners of Questioned Documents,
- d) Fingerprint Bureaus,
- e) National Crime Records Bureau,
- f) Police & Detective Training Schools,
- g) Bureau of Police Research & Development,
- h) Directorate of Forensic Science and Mobile Crime Laboratories.
- i) Police Academies.
- j) Police dogs.
- k) Services of crime laboratories.
- l) Basic services and optional services.

Practicals

1. To study the history of crime cases from forensic science perspective.
2. To cite examples of crime cases in which apprehensions arose because of Daubert standards.
3. To review the sections of forensic science at INTERPOL and compare with those in Central Forensic Science Laboratories in India. Include suggestions for improvements if any.
4. To study the annual reports of National Crime Records Bureau and depict the data on different type of crime cases by way of smart art/templates.
5. To write report on different type of crime cases.
6. To review how the Central Fingerprint Bureau, New Delhi, coordinates the working of State Fingerprint Bureaus.
7. To examine the hierarchical set up of different forensic science establishments and suggest improvements.
8. To examine the list of projects undertaken by the Bureau of Police Research and Development and suggest the thrust areas of research in Police Science.
9. To compare and contrast the role of a Police Academy and a Police Training School.
10. To compare the code of conduct prescribed by different establishments for forensic scientists.

Suggested Readings

1. B.B. Nanda and R.K. Tiwari, *Forensic Science in India: A Vision for the Twenty First Century*, Select Publishers, New Delhi (2001).
2. M.K. Bhasin and S. Nath, *Role of Forensic Science in the New Millennium*, University of Delhi, Delhi (2002).
3. S.H. James and J.J. Nordby, *Forensic Science: An Introduction to Scientific and Investigative Techniques*, 2nd Edition, CRC Press, Boca Raton (2005).
4. W.G. Eckert and R.K. Wright in *Introduction to Forensic Sciences*, 2nd Edition, W.G. Eckert (ED.), CRC Press, Boca Raton (1997).
5. R. Saferstein, *Criminalistics*, 8th Edition, Prentice Hall, New Jersey (2004).
6. W.J. Tilstone, M.L. Hastrup and C. Hald, *Fisher's Techniques of Crime Scene Investigation*, CRC Press, Boca Raton (2013).

List of Electives

Electives	Course Code	Course Name
Elective I	16011000	Media & Law
	16011100	Insurance Law
	16000100	Legal Methods
	16011200	Law, Poverty And development
Elective II	16011300	International Trade in Service of Emigration Law
	16011400	Law Relating to Patent Drafting and Specification Writing *
	16006400	Criminology
	16011500	Telecommunication Law
Elective III	16011600	Right to Information Act,2005 *
	16009000	Human Right Law
	16011700	Women and Criminal Law
	16011800	Socio-Legal Dimensions of Gender
Elective IV	16009200	Rent Control & Real Estate Laws
	16012200	IPR (Trademark and Copyright) *
	16012000	Gender Justice and Feminist Jurisprudence
	16012100	Comparative Laws
Elective V	16011900	Health Care Laws
	16012700	Indirect Taxes (GST)
	16009300	Interpretation of Statutes
	16012400	Election Law
Elective VI	16012500	Competition Law
	16009700	Art of writing Judgement *
	16012600	International Humanitarian Law
	16013800	Insurance and Banking Laws
Elective VII	16012800	Equity and Trust *
	16013900	Gender Justice
	16012900	International Refugee Law
	16013000	International Economic Law
Elective VIII	16013100	International Commercial Law
	16009900	Reformative Treatment of Persons in Conflict with Law (Juvenile Justice) *
	16013200	Socio Economic Offences
	16013300	Forensic Sciences

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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