

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

**Semester V**  
**(2020-2025)**

DOC202112160022



**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, 2022 along with Examination pattern is as follows:

### **Semester -V**

| S. No.       | Course Code | Course Name                                       | L         | T        | P         | Credits   |
|--------------|-------------|---|-----------|----------|-----------|-----------|
| 1.           | 16006200    | Environmental Studies and Environmental Law       | 4         | 1        | 0         | 5         |
| 2.           | 16013500    | Public Policy and Administration in India         | 4         | 1        | 0         | 5         |
| 3.           | 16013600    | Legal & Constitutional History of India           | 4         | 1        | 0         | 5         |
| 4.           | 16006400    | Criminology (E2)                                  | 4         | 1        | 0         | 5         |
| 5.           | 16006300    | Labour Law- I                                     | 4         | 1        | 0         | 5         |
| 6.           | 16006500    | Comprehensive Viva & Summer Internship Assessment | 0         | 0        | 10        | 5         |
| 7.           | 16001600    | Ability & Skill Enhancement -V                    | 2         | 0        | 0         | 2         |
| 8.           | 99002800    | Workshops & Seminars                              | -         | -        | -         | 1         |
| 9.           | 99002700    | Human Values & Social Service/NCC/NSS             | -         | -        | -         | 1         |
| <b>Total</b> |             |   | <b>22</b> | <b>5</b> | <b>10</b> | <b>34</b> |

## **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     |
| <b>TOTAL</b>   | <b>50</b>                                       |       |

## **External Assessment**

| Type   | Marks |
|--------|-------|
| Theory | 50    |

## **EVALUATION SCHEME- WORKSHOPS & SEMINARS & NCC/NSS**

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

## **CURRICULUM**

**Course Name: Environmental Studies and Environmental Law**

**Course Code: 16006200**

### **Course Outline**

#### **Unit I: Introduction**

- a) Multidisciplinary nature of environmental studies
  - i. Definition, scope and importance
  - ii. Need for public awareness
- b) Basic Concepts of Ecology
  - i. Concept of an ecosystem
  - ii. Structure and function of an ecosystem
  - iii. Producers, consumers and decomposers
  - iv. Energy flow in the ecosystem
  - v. Ecological succession
  - vi. Food chains, food webs and ecological pyramids
  - vii. Characteristic features, structure and function of the following ecosystem
  - viii. Forest ecosystem; Grassland ecosystem; Desert ecosystem; Aquatic ecosystems (ponds, streams, lakes, rivers, oceans, estuaries)

## Unit II: Prevention and control of Pollution

### a) Constitutional Guidelines

- i. Right to Wholesome Environment: Evolution and Application
- ii. Relevant Provisions: Art. 14, 19 (1) (g), 21, 48-A, 51-A(g)
- iii. Environment Protection through Public Interest Litigation
  1. Subhash Kumar v. State of Bihar, AIR 1991 SC 420
  2. Rural Litigation and Entitlement Kendra v. State of U.P., (1985) 2 SCC 43
  3. M.C. Mehta v. Union of India, AIR 1997 SC 734
  4. M.C. Mehta v. Kamal Nath, (1997) 1 SCC 388
  5. M.C. Mehta v. Kamal Nath, AIR 2000 SC 1997
  6. M.C. Mehta v. Kamal Nath, 2002 (2) SCALE 654
  7. Sachidanand Pandey v. State of West Bengal, AIR 1987 SC 1109

### b) The Water (Prevention and Control of Pollution) Act, 1974

- i. Water Pollution: Definition
- ii. Central and State Pollution Control Boards: Constitution, Powers and Functions
- iii. Water Pollution Control Areas
- iv. Sample of effluents: Procedure; Restraint Order
- v. Consent requirement: Procedure, Grant/Refusal, Withdrawal
- vi. Citizen Suit Provision

### c) Air (Prevention and Control of Pollution) Act, 1981

- i. Air Pollution: Definition
- ii. Central and State Pollution Control Boards: Constitution, Powers and Functions
- iii. Air Pollution Control Areas
- iv. Consent Requirement: Procedure, Grant/Refusal, Withdrawal
- v. Sample of Effluents: Procedure; Restraint Order
- vi. Citizen Suit Provision

### d) Noise Pollution Control Order, 2000

8. *M.C. Mehta v. Union of India*, AIR 1988 SC 1115
9. *M/s Delhi Bottling Co. Pvt. Ltd. v. Central Board for the Prevention and Control of Water Pollution*, AIR 1986 Del. 152
10. *Municipal Council, Ratlam v. Vardichand*, (1980) 4 SCC 162
11. *State of M.P. v. Kedia Leather & Liquor Ltd.*, AIR 2003 SC 3236
12. *Forum Prevention of Environment & Sound Pollution v. Union of India*, AIR 2005 SC 3136
13. *Church of God (Full Gospel) in India v. KKR Majestic Welfare Colony Welfare Association*, AIR 2000 SC 2773

### **Unit III: Environmental (Protection) Act, 1986 and Green Tribunal Act,**

#### (a) Environmental (Protection) Act, 1986

- i. Meaning of 'Environment', 'Environment Pollutant', 'Environment Pollution'
- ii. Powers and Functions of Central Govt.
- iii. Important Notifications U/s 6: Hazardous Substance Regulation, Bio-Medical Waste Regulation and Coastal Zone Management, EIA
- iv. Public Participation & Citizen Suit Provision

14. *S. Jagannath v. Union of India*, AIR 1997 SC 811

- v. Hazardous Substances and Activities

15. *MC Mehta v Union of India*, 1987 AIR 1086 (Oleum Gas Leak case)

16. *Union Carbide Corporation v Union of India*, AIR 1992 SC 248

#### (b) National Green Tribunal

- i. Constitution
- ii. Functions and Powers

17. *Techi Tagi Tara v. Rajendra Singh Bhandari & Ors*, Supreme Court, Civil Appeal No. 1359/017, Judgement of 22 September 2017.

### **Unit IV: Protection of Forests and Wild Life**

#### (a) Laws Related to Forest

- i. Forest Act, 1927
- ii. Kinds of forest – Private, Reserved, Protected and Village Forests
- iii. The Forest (Conservation) Act, 1980
- iv. Forest Conservation vis-a vis Tribals' Rights

#### (b) The Wild Life (Protection) Act, 1972

- i. Authorities to be Appointed and Constituted under the Act
- ii. Hunting of Wild Animals
- iii. Protection of Specified Plants
- iv. Protected Area
- v. Trade or Commerce in Wild Animals, Animal Articles and Trophies; Its Prohibition

18. *Orissa Mining Corporation v Ministry of Environment and Forest*, (2013)6 SCC 47

19. *Sansar Chand v State of Rajasthan*, 2010 (10) SCC 604

## Unit V: International Environment Laws and Current Trends

### (a) International Environment Laws

- i. Environmental Law: Human Rights Perspective
- ii. Stockholm Declaration: Brief overview
- iii. Rio-Declaration: Brief Overview

### (b) Current Trends

- i. Important Doctrines: Sustainable Development – Meaning and Scope -  
**Precautionary Principle: Polluter pays Principle-Public Trust Doctrine**
- ii. UNEP

20. *Indian Council For Enviro Legal Action vs Union of India*, AIR 1996 SC 1446
21. *Indian Council For Enviro Legal Action vs Union of India*, 2011 12 SCC 768
22. *Vellore Citizen Welfare Forum vs Union of India*, AIR 1996 SC 2715
23. *Narmada Bachao Andolan vs Union of India*, AIR 2000 SC 3751
24. *Intellectual forums, Tirupati vs State of AP*, AIR 2006 SC 1350
25. *Jitender Singh vs Ministry of Environment & others*, Civil Appl. 5109/2019
26. *Trail Smelter Arbitration (US/Canada)*, 3 UN Rep Int'l Arb Awards, 1905
27. *Case concerning the Gabckovo-Nagymaros Project (Hungry / Slovakia)*, International Court of Justice of 25 sep 1997
28. *Case concerning Pulp mills on the River Uruguay (Argentina/Uruguay)*, International Court of Justice, Judgement of 20 April 2010.

### PSDA (Professional Skill Development Activities)

- Field Trip to Ecologically Sensitive Places/Tribal Areas
- Visit to Pollution Control Boards/Yamuna Bank & Riverside
- Pollution/Biodiversity Park/ Zoos/ NGT, Delhi and Preparation of Projects
- Preparation of plans for Water, Air Pollution
- Interaction with Eminent Environmental Activist /Invited Talks & Lectures

### Suggested Readings:

1. Shyam Diwan & Armin Rosencranz, *Environmental Law and Policy in India*, Oxford University Press, 2<sup>nd</sup> Edition, 2001.
2. P. Leela krishnan, *Environmental Law in India*, Lexis Nexis, 3<sup>rd</sup> Edition, 2008
3. P. Leela krishnan, *Environmental Law Case Book*, Lexis Nexis, 2<sup>nd</sup> Edition, 2006
4. S. C. Shastri, *Environmental Law*, Eastern Book Company, 4<sup>th</sup> Edition, 2012
5. Gurdip Singh, *Environmental Law in India*, MacMillan Publisher, 2005
6. Sneha Lata Verma, *Environmental Problems: Awareness and Attitude*, Academic Excellence Publishers & Distributors, Delhi, 2007
7. Benny Joseph, *Environment Studies*, Tata McGraw Hill, New Delhi, 2009.

## **Course Name: Public Policy and Administration in India**

**Course Code: 16013500**

### **Objective:**

The course seeks to provide an introduction to the interface between public policy and administration in India. It emphasizes issues of democracy, social welfare and financial accountability from a non-western perspective.

### **Unit I : Public policy**

- a) Concept, theories and relevance
- b) Formulation, implementation and evaluation

### **Unit II: Decentralization**

- a) Meaning, approaches and perspectives
- b) Administrative, functional and fiscal decentralization

### **Unit III: Public finance**

- a) Budget
- b) Budgeting innovations
- c) Macro-economic adjustment.

### **Unit IV: Citizens and Administration**

- a) Bringing people closer to Administration: E-governance
- b) Meaning and forms of public accountability and redressal of public grievances: RTI, Lokpal

### **Unit V: Policies of Social Welfare**

- a) Education: Sarv Siksha Abhiyan
- b) Health: NRHM
- c) Employment: MNREGA

### **Suggested Readings:**

#### **I. Public policy**

1. Dye, T.R. (1984) Understanding Public Policy. 5th Edition. U.S.A: Prentice Hall.
2. Sapru, R.K.(1996) Public Policy: Formulation, Implementation and Evaluation. New Delhi: Sterling Publishers.
3. Dror, Y. (1989) Public Policy Making Reexamined. Oxford: Transaction Publication.
4. Wildavsky, A. (2004) 'Rescuing Policy Analysis from PPBS', in Shafritz, J.M. & Hyde,
5. A.C. (eds.) Classics of Public Administration. 5th Edition. Belmont: Wadsworth,

## II. Decentralization

### a. Meaning, approaches and perspectives

1. Singh, S. and Sharma, P. (eds.) (2007) 'Introduction', in Decentralization: Institutions and Politics in Rural India. New Delhi: Oxford University Press.
2. Manor, J. (1999) 'Defining Terms', in The Political Economy of Democratic Decentralization. Washington D.C: The World Bank.

### b. Administration, Functional and Fiscal decentralization

1. Jayal, N.G.; Prakash, A. and Sharma, P. (2006) Local Governance in India: Decentralisation and Beyond. New Delhi: Oxford University Press.

## III. Public finance Erik-Lane

1. J. (2005) Public Administration and Public Management: The Principal Agent Perspective. New York: Routledge.
2. Denhardt, R.B. and Denhardt, J.V. (2009) Public Administration. New Delhi: Brooks/Cole.
3. Henry, N. (1999) Public Administration and Public Affairs. New Jersey: Prentice Hall.
4. Caiden, N. (2004) 'Public Budgeting Amidst Uncertainty and Instability', in Shafritz, J.M. & Hyde, A.C. (eds.) Classics of Public Administration. Belmont: Wadsworth.

## **Course Name: Legal & Constitutional History of India**

**Course Code: 16013600**

### **Course Outline**

#### **Unit I: The East India Company and its early settlements**

- The early Charters (Charters of 1600 and 1687)
- Administration of Justice in Madras, Bombay and Calcutta before 1726
- Charter of 1726 and Establishment of Mayor's Court
- Distinction between Charter of 1687 and 1726
- Charter of 1753

#### **Unit II: The Beginning of the Adalat System**

The Judicial Plans of 1772 and 1774 introduced by Warren Hastings

#### **Unit III: The Supreme Court at Calcutta**

- The Regulating Act, 1773 and the Establishment of Supreme Court at Calcutta
- Conflict between Supreme Court & Governor General and his Council
- Cases:
  - a. Trial of Raja Nand Kumar
  - b. Patna Case, and
  - c. Cossijurah Case
- The Act of Settlement, 1781



#### **Unit IV: Adalat System**

Adalat System under Lord Cornwallis, Judicial Plans of 1787, 1790, 1793

#### **Unit V: The High Court**

- Dual Judicature before 1861
- Indian High Courts Act, 1861
- Codification of Law: First, Second and Third Law Commissions
- The Lex Loci Report

#### **Unit VI: The Government of India Act**

- The Government of India Act, 1858
- Indian Councils Act, 1861
- Indian Councils Act, 1892
- Indian Councils Act, 1909 (Morely Minto Reforms)
- Government of India Act, 1919
- Government of India Act, 1935

#### **Unit VII: The Indian Independence Act, 1947**

- Effects of the Indian Independence Act
- Constitutional Position of the Indian States after the Independence Act, 1947

#### **Unit VIII: Shaping of the Indian Constitution**

Constituent Assembly of India

#### **Suggested Readings:**

1. Legal & Constitutional History of India: Ancient Legal, Judicial and Constitutional System by Justice M. Rama Jois, Universal Law Publishing Co.
2. Outlines of Indian Legal & Constitutional History by M.P. Jain, Lexis Nexis.
3. Legal & Constitutional History of India: An essential revision aid for law student by Universal law series.
4. V.D. Kulshrestha's Landmark in Indian Legal & Constitutional History by B.M. Gandhi, Eastern Book Company.
5. Indian Legal & Constitutional History, Prof. Kailash Rai, Central Law Agency.
6. Indian Legal & Constitutional History, Dr. N.V. Paranjape; Central Law Agency.
7. Indian Legal & Constitutional History, J.K. Mittal, Allahabad Law Agency.

## **Course Name: Criminology**

**Course Code: 16006400**

### **Course Outline**

#### **Unit I: Nature and Scope of Criminology**

- (a) Nature and extent of crime in India
- (b) Criminology – Definition and Scope
- (c) Concept of Crime
- (d) Organised crime
- (e) Alcoholism, Drug addictions. Narcotics Drugs and Psychotropic Substances Act, 1985
- (f) Special types of crimes in India: honour killing, terrorism, female foeticide, witch- hunting, white collar crimes.
- (g) Schools of Criminology

#### **Unit II: Causes of Criminal Behaviour**

- (a) Causes of crimes: some unscientific theories
- (b) Positive theories of crime
  - (i) Constitutionalism & morphological theories
  - (ii) Lombroso and others (heredity and mental retardation as causes of crime)
- (c) Sociological theory of crime
  - (i) Modern sociological theories
  - (ii) Sutherland's differential association theory:
  - (iii) Reckless's social vulnerable theory.
- (d) Crime and economic conditions
- (e) Tentative theory of crime
- (f) Environment theory
  - (i) Home and community influences, urban and rural crimes.
  - (ii) Effect of motion pictures, T.V. and video, press,
  - (iii) Narcotics and alcohol
  - (iv) Caste and community tensions : caste wars and communal riots - their causes and effects
  - (v) Emotional disturbance and other psychological factors.
- (g) Multiple causation approach to crime

#### **Unit III: Crimes against women and children**

- (a) Sex Offences
- (b) Juvenile delinquency

1. Raghbir v. State of Haryana, AIR 1981 SC 2037
2. Sanjay Suri v. Delhi Administration, AIR 1988 SC 414

3. Pratap Singh v. State of Jharkhand, 2005 (1) SCALE 763
4. Sudesh Kumar v. State of Uttarakhand, (2008) 3 SCC 111
5. Union of India and Ors. vs. Ex-GNR Ajeet Singh, (2013) 4 SCC186

(C) The Protection of Children from Sexual Offences Act, 2012

#### **Unit IV: Punishment for crime**

- (a) Punishment: Definition & Types
- (b) Theories of Punishment
- (c) Punishments under the Indian criminal law
- (d) Capital Punishment

6. Bishnu Deo Shaw v. State of West Bengal, AIR 1979 SC 964 135
7. Bachan Singh v. State of Punjab, AIR 1980 SC 898 145
8. Macchi Singh v. State of Punjab, AIR 1983 SC 957 170
9. Allauddin Mian v. State of Bihar, AIR 1989 SC 1456 175
10. Mohd. Chaman v. State, (2001) 2 SCC 28
11. Lehna v. State of Haryana, (2002) 3 SCC 76 181
12. Dhananjay Chatterjee v. State of West Bengal, JT 2004 (4) SC 242
13. Sharaddhananda v. State of Karnataka, AIR 2008 SC 3040
14. Essa @ Anjum Abdul Razak Memon v. The State of Maharashtra, (2013)3SCALE1
15. Sunil Dutt Sharma v. State (Govt. of NCT of Delhi), (2014) 4 SCC 375
16. Santosh Kumar Satishbhushan v. State Of Maharashtra, (2009) 6 SCC 498
17. Mukesh v. State (NCT of Delhi), (2017) 6 SCC 1

- (e) Institutional Treatment of prisoners
- (f) Executive clemency, Good Time Laws and Indeterminate sentence
- (g) Prison administration (Organisation, type & functions)

#### **Unit V : Reformation Process of criminals**

- (a) Juvenile Justice (Care and Protection of Children) Act, 2000
- (b) Probation of offenders - The Probation of Offenders Act, 1958

18. Jogi Nayak v. State, AIR 1965 SC 106
19. Abdul Qayum v. State of Bihar, AIR 1972 SC 214 190
20. State v. Bhola, (2003) 3 SCC 1
21. Dalbir Singh v. State of Haryana, (2000) 5 SCC 82 193
22. M.C.D. v. State of Delhi, (2005) 4 SCC 605 196
23. Chhanni v. State of U.P., (2006) 5 SCC 396 203

- (c) Temporary release & Parole
- (d) Correctional services for jail inmates

- (e) Open air Jails  
Rama Murthy v. Karnataka, AIR 1997 SC 1739 253
- (f) Victimology
- 24. State of Punjab v. Ajaib Singh, AIR 1995 SC 975 222
- 25. Dr. Jacob George v. State of Kerala, (1994) 3 SCC 430 226
- 26. Chairman, Railway Board v. Chandrima Das, AIR 2000 SC 988
- 27. Rachhpal Singh v. State of Punjab, AIR 2002 SC 2710 238

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

The students are advised to read only the books prescribed above along with legislations and cases. The topics, cases and materials mentioned above are not exhaustive. The teachers teaching the course shall be at liberty to add new topics/cases. The students are required to study the legislations as amended up-to-date and consult the latest editions of books.

#### **Suggested Readings:**

1. Pranjpe, Criminology and Penology, Central Law Publication, Allahabad
2. Siddique, Criminology and Penology,
3. Roger Hopkin Burke, An Introduction to Criminological Theory; 2001, Willian Publishing
4. Katherine S. Williams , Textbook on Criminology; 2004, Oxford Press, Oxford
5. Frank A. Hagan, Introduction to Criminology: Theories, Methods and Criminal Behavior; 1978, Sage Publications Ltd., London.
6. Larry Seigel, Criminology, 2008, Thomson Wadsworth, Canada.
7. Sue Titus Reid ,Crime and Criminology; 2008; Oxford University Press, Oxford.
8. Mark Tunic, Punishment: Theory and Practice; 1992 University of California Press, Berkeley.
9. Robert Elias, Victims Still: Politicla Manipulation of Crime Victim, 1993, Sage Publications Inc.
10. R. I. Mawby & S. Walkate, Critical Victimology; 1995, Sage Publications Ltd., London.

## **Course Name: Labour Law-I**

**Course Code: 16006300**

### **Course Outline**

#### **Unit I: Trade Unions and Collective Bargaining**

- a) Trade Unionism in India
  - b) Definition of Trade Union and Trade Dispute
  - c) Registration of Trade Unions
    - i. Legal Status of Registered Trade Union ii. Mode of Registration
    - ii. Powers and Duties of Registrar
    - iii. Cancellation and Dissolution of Trade Union
    - iv. Procedure for Change of Name
    - v. Amalgamation and Dissolution of Trade Union
  - d) Disqualifications of Office-bearers, Right and Duties of Office-bearers and Members
  - e) General and Political Funds of Trade Union
  - f) Civil and Criminal Immunities of Registered Trade Unions
  - g) Recognition of Trade Union
  - h) Collective Bargaining
- 
- 1. Rangaswami v. Registrar of Trade Unions, AIR 1962 Mad. 231
  - 2. The Tamil Nadu Non-Gazetted Government Officers' Union, Madras v. The Registrar of Trade Unions, AIR 1962 Mad. 234
  - 3. In Re Inland Steam Navigation Worker's Union, AIR 1936 Cal 59
  - 4. The Food Corporation of India Staff Union v. Food Corporation of India & Ors, AIR 1995 SC 1344.

#### **Unit II: Industrial Employment (Standing Orders) Act, 1946**

- a) Concept and Nature of Standing Orders
- b) Scope and Coverage of the Industrial Employment (Standing Orders) Act, 1946
- c) Certification Process
  - i. Procedure for Certification ii. Appeals against Certification
  - iii. Condition for Certification
  - iv. Date of Operation of Standing Orders
  - v. Building Nature and Effect of Certified Standing Orders
  - vi. Posting of Standing Orders
- d) Modification and Temporary Application of Model Standing Orders
- e) Interpretation and Enforcement of Standing Orders

- f) Penalties and Procedure

### **Unit III: Resolution of Industrial Dispute**

- a) Industrial Dispute and Individual Dispute
- b) Arena of Interaction and Participants: Industry, Workman and Employer
- c) Settlement of Industrial Dispute
  - i. Works Committee
  - ii. Conciliation Machinery
  - iii. Court of Enquiry
  - iv. Voluntary Arbitration
  - v. Adjudication: Labour Court, Tribunal and National Tribunal
- d) Powers of the Appropriate Government under the Industrial Disputes Act, 1947
- e) Unfair Labour Practice

- 5. Bangalore Water Supply and Sewerage Board v. A. Rajappa, AIR 1978 SC 548
- 6. State of U.P. v. Jai Bir Singh, (2005) 5 SCC 1
- 7. Workmen of Dimakuchi Tea Estate v. Management of Dimakuchi Tea Estate, AIR 1958 SC 353
- 8. Municipal Corporation of Delhi v. Female Workers (Muster Roll), AIR 2000 SC 1274: (2000) 3 SCC 224
- 9. J.H. Jadhav v. Forbes Gokak Ltd., (2005) 3 SCC 202
- 10. Dharanyadhra chemical works Ltd. Vs State of Saurashtra, AIR 1957 SC 264
- 11. Sundarambal vs Government of Goa , Daman & Diu, AIR 1988 SC 1700
- 12. H R Adyanthaya Vs Sandoz (India) Ltd., 1994 5 SCC 737.

### **Unit IV: Instruments of Economic Coercion**

- a) Strike and Lockout
  - i. Gherao
  - ii. Bandh and Lock-out
  - iii. Types of Strike
  - iv. Rights to Strike and Lock-out
  - v. General Prohibition of strikes and lock-outs
  - vi. Prohibition of Strikes and Lock-outs in Public Utility Services
  - vii. Illegal Strikes and Lock-outs
  - viii. Justification of Strikes and Lock-outs
  - ix. Penalties for Illegal strikes and Lock-outs
  - x. Wages for Strikes and Lock-outs
- b) Lay-off and Retrenchment
  - i. Retrenchment
  - ii. Transfer and Closure: Definition of Lay-off and Retrenchment Compensation
  - iii. Compensation to Workmen in Case of Transfer of Undertaking Closure
  - iv. Closure: Prevention and Regulation
  - v. Conditions: Precedent for Retrenchment

- vi. Special Provisions Relating to Lay-off, Retrenchment and Closure in Certain Establishments
- vii. Procedure for Retrenchment and Re-employment of Retrenched Workmen and Penalty
- c) Disciplinary Action and Domestic Enquiry
- d) Management's Prerogative during the Pendency of Proceedings
- e) Notice of Change

13. Management of Chandramalai Estate vs Its Workmen, AIR 1960 SC 902
14. Syndicate Bank Vs Kumesh Nayak, (1994) 5 SCC 572
15. Essorpe Mills Ltd v. PO ; Labour Court, (2008) 7 SCC 594
16. T K Rangarajan vs Government of Tamilnadu and other, (2003)6 SCC 581
17. Punjab Land Development and Reclamation Corporation Ltd v. Presiding Officer, Labour Court, (1990) 3 SCC 682
18. The Workman Of The Fire Stone Tyre & Rubber Co Pvt Ltd v. Fire Stone Tyre of Rubber Co Pvt .Ltd., (1976)3 SCC 819
19. UP State Brassware Corporation Ltd v. Uday Narain Pandey, (2006)1 SCC 479
20. Deepali Gundu Surmise v. Kranti Junior Adnyapak & Ors., (2013) 10 SCC 324
21. Management of the Barara Cooperative Marketing Cum Processing Society Ltd v. Workmen Pratap Singh, AIR 2019 SC 228.

#### **Unit V: The Unorganized workers' Social Security Act, 2008**

- a) Definitions
- b) Framing of Schemes
- c) Funding of Central Govt. Schemes
- d) National Social Security Board for Unorganised Workers
- e) State Social Security Board for Unorganised Workers
- f) Registration
- g) Miscellaneous

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

- Processing Registration of a Trade Union
- Preparation of documents for Reference of a Trade Dispute
- Survey of Trade Dispute
- Report of Strike/Lay off/ Retrenchment

#### **Suggested Readings**

1. Surya Narayan Misra, An Introduction to Labour and Industrial Law, Allahabad Law Agency, 1978
2. S.C. Srivastava, Industrial Relations and Labour Law, Vikas Publishing House, New Delhi
3. M.S Siddiqui, Cases and Materials on Labour Law and Labour Relation, Indian Law Institute, 1963
4. P.L. Malik, Industrial Law, Eastern Book Company, 2013

5. Dr. Goswami, Labour and Industrial Law, Central Law Agency, 2011
6. Chaturvedi, Labour and Industrial Law, 2004
7. ZMS Siddiqi and M. Afzal Wani, Labour Adjudication in India, ILI, 2001.

## **Course Name: Comprehensive Viva and Summer Internship Assessment**

**Course Code: 16006500**

### 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* (9<sup>th</sup> 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 Name: Ability & Skill Enhancement - V**

**Course Code: 16001600**

### **Course Outline – Final Assessment - Interview with an Entrepreneur /Leader**

#### **Unit I: Leadership**

What is leadership? Traits of Leadership, Identifying leaders and traits of Leadership, Movie/ Story/ Interviews of leaders: Identify leadership qualities, Debate/ Discussion/ Presentations on leaders.

#### **Unit II: Entrepreneurship**

What is Entrepreneurship, Traits of Successful Entrepreneurs, Movie/ Story/Interviews of Entrepreneurs: Identify Entrepreneurial qualities, Debate/ Discussion/Presentation on Entrepreneurs.

#### **Unit III: Organizational Skills & Employability Skills**

What are organizational skills, how to develop them, the skills needed to become a successful entrepreneur/administrator, good communication, ambition, courage, hard work, planning, accountability. Organizational skills can be developed by discipline making a system, rules, delegation of power at workplace, etc.

How to enhance employability; skills, why do we need them, different workplaces, having different needs, different skills, how to recognize different work skills.

#### **Unit IV: Decision making**

The process of decision making, its steps, what are its basics, what are the basics of organizational decision making process, entrepreneurial decision making, how to make a right decision at right time, dilemma.

#### **Unit V: Interview Skills**

Conducting Interviews with Leaders/ Entrepreneurs, Preparing Questions, Interviewing the fellow person, do's & don'ts while taking interview.

### **Course: Law relating to Patent Drafting and Specification Writing**

**Course Code: 16011400**

**Course Objectives:** Innovation is a worldwide phenomenon, occurring in all parts of the globe and constantly improving our well-being and quality of life. It is human nature to seek technical solutions whenever we encounter problems, whether in relation to daily life needs or a quest to explore outer space. Therefore, the growing number on filings of patent applications is an indicator of human inventiveness in very diverse technological fields. The general intellectual property capacities and technology bases of many developing countries have evolved rapidly, so patent drafters need knowledge and skills suited to

technical complexities and the demands of local innovators. There have also been important changes in national patent laws and practices in some countries in recent years.

### **UNIT-I - Intellectual property: an introduction**

- a) Intellectual property types
- b) Patent basics
- c) "Made available to the public"
- d) Geographical scope and form of prior disclosure
- e) Legal requirements for patentability
- f) Novelty
- g) Prior-filed and later-published patent application
- h) Grace period (nonprejudicial disclosure)
- i) Generic concept  
Inventive step/nonobviousness
- j) Analysis for determining inventive step/ nonobviousness
- k) Impermissible hindsight analysis (ex post facto analysis)
- l) Teaching away
- m) Secondary consideration
- n) Industrial application/utility
- o) Patentable subject matter
- p) Support requirement (or written description requirement)
- q) Enablement requirement
- r) Clarity requirement (or definiteness requirement)
- s) Best mode requirement

### **UNIT-II - Patent application preparation**

- a) Preparing patent applications
- b) Obtaining invention disclosures from inventors
- c) Identifying patentable inventions
- d) Understanding the invention (core inventive concept)
- e) Inventorship
- f) Typical parts of the patent application
- g) Request
- h) Description
- i) Claims
- j) Drawings
- k) Abstract
- l) Application format

### **UNIT-III - Fundamentals of claim drafting**

- a) Theory of the patent claim
- b) Broad and narrow claims
- c) Patent protection and infringement: allelements rule
- d) Patent claim format
- e) Parts of a claim

- f) Body of the claim
- g) Grammar of a claim and other details
- h) Two-part claims or improvement claims
- i) Functional elements and means-plusfunction claims
- j) Claim sets
- k) Dependent claims
- l) Multiple dependent claims
- m) Claims referring to features of another claim

**Unit IV - Drafting a description, drawings and an abstract**

- a) Key audiences of patent applications
- b) Order in which to draft a patent application
- c) Drafting parts of a description
- d) Drafting drawing

**Recommended Books**

1. Patent Drafting & Specification Writing Paperback – 1 January 2019, by Dr. S.R Myneni
2. A Book on Indian Patenting System and Patent Agent Examination: (Updated Version 2021) Paperback – 27 July 2018, by Dr Sheetal Chopra
3. How to Patent an Idea in India: From Idea to Granted Patent in Quickest Time, Saving Costs and Making Money with Your Patented Invention; A Step by ... Rights: 1 (Intellectual Property in India) Paperback – 1 January 2018, by Prasad Karhad

**Course: Telecommunication Law**

**Course Code: 16011500**

**Course Objectives:** This introductory course will examine the market structure and regulation of the communications industry as well as the relationship between the communications industry and the several branches of government. You will be introduced to various topics including licensure of spectrum, regulation of broadcast radio and television, cable television, satellite, telephone services, and the Internet.

This course covers a blend of technological, social, economic and legal issues in the creation of media technology law policy. The goals of this class are as follows:

1. That students demonstrate an understanding of relevant laws and regulations affecting media technology.
2. That students demonstrate an understanding of U.S. constitutional principles relevant to media and technology.
3. That students demonstrate an understanding of the power of regulatory agencies and judicial bodies.
4. That students recognize current issues in media technology law policy and the effects on the use, access, and creation of new media technology

Learning Outcomes: Students completing the course will be able to:

Define and describe relevant aspects of Indian media and technology law and policy

Understand how systems of shared values influence the creation of laws, policies, and regulations.

Recognize, evaluate and determine emerging policy issues and how it impacts the media and technology landscape.

Critically consider constitutional amendments, acts, laws, and court decisions governing media technology in the India and abroad.

#### UNIT-I - International Telecommunications Laws

- a) Introduction to Telecommunication Industry
- b) Conceptual Framework for International Telecommunication Laws,
- c) Impact of Globalization on the International Telecom Industry,
- d) Overview of the Global State of Telecommunication
- e) International Telecom Laws
- f) Regulations of the Telecom Sector by ITU,
- g) Recent Development in ITU Regulations,
- h) Trade in Telecom Services
- i) International Institutions for Regulation of Telecom Sector
- j) International Telegraph Union,
- k) International Telecom Union,
- l) World Trade Organization,
- m) Jurisdiction among different international and national bodies and conflicts among nation States
- n) International Institutions for Regulation of Telecom Sector

#### UNIT-II - Contemporary Challenges for the International Telecom Industry

- a) Privatization of the Telecommunication Industry,
- b) Role of IPR in Information and Communication Technologies,
- c) Telecommunications in Developing Countries,
- d) Usage of Information and Communication Technology in Telecom Industry,
- e) International Allocation of Spectrum for Wireless Services and Orbital Slots for Satellites;

- f) International Copyright/Broadcasting Issues
- g) Issues Surrounding Submarines Cables

### **UNIT-III - Information Technology and Cyber Laws**

- a) Introduction to Information Technology Law –
- b) Need for Information Technology and Law,
- c) Relationship between Law and Technology
- d) State of Information Technology in Legal Practice,
- e) Information Technology and Law: Barriers to Progress.
- f) International Law on Information Technology and Cyber Law
- g) Evolution of Information Technology in international realm-
- h) World Summit on the Information Society-
- i) Geneva summit-Tunisia summit-
- j) Role of UNESCO and International Telecommunications Union-
- k) International treaties and bodies-ICANN-Internet Governance Forum

### **UNIT-IV - Information Technology and Cyber Law in India**

- a) History of Information Technology and Cyber Laws in India,
- b) Information Technology Act 2000 and the subsequent 2006 & 2008 amendments,
- c) Cyber Crimes,
- d) Regulatory Authorities for Implementation of Cyber Law in India,
- e) Cyber Law Jurisprudence in India.
- f) Evolution of the Telecom Industry
- g) Performance and Reforms on the Indian Telecom Sector
- h) India in 1980s and 1990s: Impact of Liberalization, Globalization and Privatization.

### **Recommended Books**

1. Information Technology Act, 2000
2. Bhansali, S.R., Information Technology Act, 2000
3. Nandan Kamath, Law Relating to Computers, Internet and E-commerce, Universals
4. Jyoti Rattan, Cyber Laws & Information Technology (For LL.B.).

## **Course: International Trade in Service & Emigration Law**

**Course Code: 16011300**

Course Objectives: Trade in services records the value of services exchanged between residents and non-residents of an economy, including services provided through foreign affiliates established abroad. This indicator is measured in million USD and percentage of GDP for exports, imports and net trade. Services include transport (both freight and passengers), travel, communications services (postal, telephone, satellite, etc.), construction services, insurance and financial services, computer and information services, royalties and license fees, other business services (merchandising, operational leasing, technical and professional services, etc.), cultural and recreational services, and government services not included in the list above.

### **UNIT-I - Trade in goods and services**

- a) Services and trade in services in the economy
- b) GATS and modes of supply
- c) Statistics of trade in services between residents and non-residents of an economy
- d) Instruments of Trade Policy –Import Tariffs and Quotas, Dumping
- e) Regional Free Trade Agreements
- f) The Political Economy of Trade Policy

### **UNIT-II -Measuring trade in services**

- a) The presence of natural persons in gats
- b) Main data sources for bop statistics
- c) Strategic Trade Theory and Trade Disputes – Boeing vs. Airbus, Japan and Semiconductors; Trade Policy and Development
- d) Current state and prospects
- e) New Dimensions to Trade Policy- Labor, Environment, Civil Society
- f) New Dimensions to Trade Policy- Labor, Environment, Civil Society
- g) Current and future directions for trade – Multilateral Trade Negotiations (Doha), Comprehensive Regional Agreements (TTIP & TPP) and Pluralateral Agreements

### **UNIT-III - Indian Immigration Laws and Policies**

- a) Immigration Laws,
  - b) Provisions under the Constitution of India,
  - c) The Immigrants (Expulsion from Assam) Act, 1950
  - d) The Immigration (Carriers' liability) Act, 2000
- 

### **UNIT-IV – Immigration into India**

- a) Overseas Citizenship of India (OCI)-Registration as OCI Card Holder
- b) Person of Indian Origin (PIO) Card [With Lifetime Validity]- Who Can Apply & How Can Apply

- c) Green Card
- d) H-1B Visas
- e) EB-1 Visas
- f) EB-5 Visas
- g) Visa
- h) Passport.
- i) E-Visa Scheme- For Tourists, Business And Medical
- j) Visa on arrival
- k) Visa Extension
- l) Registration Of Foreigners- There Are 86 Immigration Check Posts All Over India Under BOI And State Governments.
- m) Research Visas
- n) Student Visas.
- o) Single Journey Visas (SJV)
- p) Immigration, Visa Foreigners' Registration And Tracking (IVFRT)- Under MHA/Boi,
- q) National Informatics Center(NIC).
- r) Immigration Check Posts (ICPS).
- s) Immigration [Visa, Passport, PIO, Citizenship] & Related Laws.
- t) Medical Visas.
- u) Overseas Immigration
- v) Employment Visas.
- w) Foreign Marriages.
- x) Foreign Trade.
- y) Visa Free Transit Facility (VFTF)- Australia [96 Hours].

### **Recommended Books**

1. International Trade by Robert Feenstra and Alan Taylor, 2nd or 3rd edition (F&T).
2. International Economics, Appleyard, Field and Cobb (AFC)
3. The Political Economy of the World Trading System, 2nd Edition, by Bernard Hoekman and Michael Kosteci. (Hoekman) This is available as an E-Book in the Marriot.
4. American Trade Politics by I.M. Destler
5. The World Trading System, Second Edition, John H. Jackson,
6. Immigration Law Brief Book: Law School Workbook Paperback – July 8, 2021, by Collegiate Designs
7. Immigration Law Handbook 2021 Edition Perfect Paperback – May 17, 2021, by LexisNexis Editorial Staff

The The Battle to Stay in America: Immigration's Hidden Front Line Hardcover – August 11, 2020, by Michael Kagan

## List of Electives

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

----- End of document-----