

**DEPARTMENT OF LEGAL STUDIES  
CHENNAI**



**5 YEAR B.A.L.L.B., BACHELOR OF  
LAW DEGREE COURSE**

**SYLLABUS**

**I to X Semester**

*(for all Five years)*

*Compiled by*

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## NOTE

For the Students admitted from the Academic Year 2017 - 2018 onwards the Examination pattern is 70 : 30 (70 Marks for University External examination and 30 marks for Internal Assessment Component as given below)

1. Mid Term Test	:	10 Marks
2. (a) Submission of Assignment / Project	:	07 Marks
(b) Presentation of Assignment /Project	:	03 Marks
3. Comprehensive Viva-voce	:	05 Marks
4. Attendance	:	05 Marks
Total	:	<u>30 Marks</u>

(The Four Clinical Courses given in the index will have only Internal Components for full 100 Marks.)

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## FIRST YEAR

### I - Semester

## 1. ENGLISH - I (FA1A)

### Unit - I

#### Prose

Law and Language

### Unit - II

#### Grammar And Usage

1. Common Errors
2. Sentence Structure
  - (a) Sentence Pattern - SV, SVO, SVC, SVA, SVOC etc.,
  - (b) Analysis of Sentences into Principles and Subordinate Clauses
  - (c) Questions:
 

'Wh' questions and other questions, Tag questions.
  - (d) Transformation of Sentences (Simple - Compound - Complex)
3. (i) Tense and Concord
  - (ii) Voice - Active and Passive
4. Reported Speech
5. Degrees of Comparison

## Unit - III

### Vocabulary

1. Prefixes and Suffixes
2. Fill in the blanks with suitable words
3. One word substitutes
4. Antonyms & Synonyms

## Unit - IV

### Comprehension

Written Comprehension.

## Unit - V

### Composition

1. Precise Writing
2. Formal Correspondence and Reporting including Letter Writing.

### Books for Reference :

1. R.P. Bhatnagar : Law and Language R. Bhargava  
Editor Dr. Madhava Menon  
Macmillan 1985
2. J. C. Nesfield : English Grammar Composition  
Macmillan, 2000 & Usage
3. Krishna Mohan, Meera : Developing Communication Skills  
Banerji, Macmillan, 1998
4. N. Krishnasami & : Current English for 1990  
T. Sriraman Macmillan Colleges
5. Fourth Edition - Elizabeth : Oxford Dictionary of Law  
A. Martin
6. Negel D. Turton : A, B, C of Common Grammatical  
Macmillan, 1995 Errors for Learners and Teachers  
of English



## 2. GENERAL PRINCIPLES OF POLITICAL SCIENCE (FA1B)

**Unit - I** Nature and Significance of Political Theory.

**Unit - II** Power and Authority

**Unit - III** State : Origin and Development

**Unit - IV** State : Dominant Perspectives

**Unit - V** Sovereignty

**Unit - VI** Citizenship, Rights and Liberty

**Unit - VII** Equality and Justice

**Unit - VIII** Democracy

**Unit - IX** Development and Welfare State

**Unit - X** Theories of Social Change

### Books for Reference :

1. R. Dahi, Modern Political Analysis, Englewood Cliffs N.J. Prentice Hall, 1963.
2. D. Easton, The Political System: An Inquiry into the State of Political Science, New York, Wiley, 1953.
3. Political Theory and The Modern State, Cambridge, Polity Press, 1989.
4. H.J. Laski, A Grammar of Politics, London, Allen and Unwin, 1948.

5. H.D. Lasswell and A. Kaflan, Power and Society : A Framework for Political Inquiry, New Haven C.T., Yale University Press, 1952.
6. R.M. MacIver, The Modern State, Oxford, Oxford University Press, 1926.
7. B. Macpherson, Democratic Theory : Eassays in Retrieval, Oxford, The Clarendon Press, 1977.
8. Citizenship and National Identities, Cambridge, Polity Press, 2000.
9. The State : Its Nature, Development and Prospects, Cambridge, Polity Press, 1990.
10. S. Ramaswamy, Political Theory: Ideas and Concepts, Delhi, Macmillan, 2002.
11. H. Sabine : What is Political Theory, Journal of Politics, 1939, 1(1), pp. 1-16.
12. S.P. Varma, Modern Political Theory, New Delhi, Vikas, 1983.
13. S. Wasby, Political Science: The Discipline and Its Dimensions, Calcutta Scientific Book Agency, 1970.



### 3. GENERAL PRINCIPLES OF ECONOMICS (FA1C)

**Unit - I** Economics as a Science and its relevance to Law.

**Unit - II** Methods, Nature and Scope, Thoughts.

**Unit - III** Free Enterprise, Planned Economics and Mixed Economics, General Principles of Economics.

- (i) Demand and Supply.
- (ii) Market Determination of Prices Organization.
- (iii) Labour and Wages.
- (iv) Capital and Money.
- (v) Saving, Consumption, Investment.

**Unit - IV** International Comparisons of Developmental, Strategies and Experiences Theories of Economic Growth and Problems of Development.

**Unit - V** Control of Monopolies and Prevention of Economic Concentration.

**Unit - VI** Banking and Fiscal Policy.

- (i) Resource Mobilization and Fiscal Resources; Taxation;
- (ii) The Role of Credit and Banking System; Rural Money Markets;
- (iii) International Financial Institutions;
- (iv) Technology and Economic Growth.

#### Books for Reference :

1. Samuelson : Economics
2. Alfred W. Stonier and D.C. Hague : A Text Book of Economic Theory
3. C.T. Kurian : Planning, Poverty and Social Transformation.
4. S. Ghatak : Rural Money Markets in India.



## 4. GENERAL PRINCIPLES OF SOCIOLOGY (FA1D)

### Unit - I : Fundamentals of Sociology

- 1.1 Sociology as a Science
- 1.2 Scope of Sociology
- 1.3 Branches of Sociology
- 1.4 Methods of Sociology
- 1.5 Relation with Other Social Sciences

### Unit - II: Basic Concepts in Sociology

- 2.1 Structure and Function
- 2.2 Social Institutions
- 2.3 Status and Role
- 2.4 Norms and Values
- 2.5 Culture and Socialization
- 2.6 Social Group
- 2.7 Social Process

### Unit - III : Sociological Theories

Social thoughts of Auguste Comte, Herbert Spencer, Emile Durkheim, Max Weber, Talcott Parson and Karl Marx.

### Unit - IV : Social Institution

- 4.1 Family and Kinship
- 4.2 Marriage
- 4.3 Religion
- 4.4 Education
- 4.5 Work
- 4.6 Power

### Unit - V : Social Inequality

A note on Meaning, Characteristics and Forms of Social Stratification - Functional Necessity of Social Stratification - Class System - Social Mobility.

### Unit - VI : Social Control

Meaning and Nature of Social Control - Means of Social Control - Agencies of Social Control

### Unit - VII : Social Change

Meaning and Nature of Social Change - Theories and Factors of Social Change.

Note: The above units must be taught in relation to fundamentals of law wherever necessary.

### Books for Reference :

1. Gisbert, Opscual : Fundamentals of sociology, Orient Longman Ltd., Third Edition (1978)
2. Davis, Kingsley : Human Society, The Macmillan Company, 1960.
3. Mainoria C.B. : Social Problems and Social Disorganisation in India.
4. Desai A.R. : Introduction to Rural Sociology in India. The Society of Agricultural Economics, 1953.
5. Ginsberg, Morris : Studies in Sociology, London, Methuen, 1932.
6. Vidya Bhushan & Sachdeva D.R. : An Introduction to Sociology, Kitabi Mahal (1999).

7. Kuppuswamy B. : Social Change in India.
8. Srinivas M.N. : Social Change in Modern India.
9. Srinivas M.N. : Caste in Modern India.
10. Shankar Rao C.N. : Sociology, S. Chand & Co. Ltd., New Delhi (1997)
11. Oomen T.K. & Venugopal C.N. : Sociology for Law Students, Eastern Book Company (1988)
12. Iyer, Krishna : Law and the People - People's Publishing House.
13. Aubert V. : Sociology of Law, Penguin Books Ltd., England (1975).
14. Roger Cotterrell : The Sociology of Law: An Introduction, Second Edition.



## **5. LAW OF TORTS (FA1E)**

### **Unit - I General Principles**

Origin and Development of Torts Definition of Tort-distinction between Tort and Crime - Tort and Contract, Tort and breach of Trust - Foundation of Tortious Liability - Fault as a condition of liability. Essential condition of liability in Tort - Duty of Care - Damnum sine injuria, Injuria sine damno-Relevance of malice - The impact of Insurance on Tort Liability, (Individual and Collective) Motor Accidents Claims.

### **Unit - II General Defences**

Volenti - Non fit injuria - Inevitable Accident, Necessity - Private Defence - Mistake, Statutory Authority - Act of God.

### **Unit - III Parties and their capacity**

The State and its Subordinate Officers - Minors, Lunatic and Drunkards - Married Women, Corporation Union - Corporate Bodies - Foreign Ambassadors.

### **Unit - IV Masters and Servants**

Servant - Independent Contractors, Course Employment and Common Employment - Master's Duties to Servant and vice versa.

### **Unit - V Joint Tortfeasors.**

### **Unit - VI Remedies.**

### **Unit - VII Remoteness of Damage - Novus Actus Interveniens.**

### **Unit - VIII Successive actions on the same facts - Effect of Merger and Death.**

## Unit - IX Specific Torts:

- (a) Wrong to Persons and Reputation - Death, Assault, Battery false, Imprisonment, Nervous shock, Defamation, Status.
- (b) Wrongs to Property to Land and Chattels.
- (c) Negligence.
- (d) Nuisance - Nuisance and Injury of Servitude's Highways etc.
- (e) Strict & Absolute Liability - Liability for dangerous chattels animals and structures or Premises.
- (f) Conspiracy, Interference with freedom of contractual and Business relationship - Injurious falsehood slander of title or of goods - Passing off - Abuse of legal procedure.
- (g) Foreign Torts - Miscellaneous and Doubtful Torts Invasion of Privacy.

## Unit - X Discharge of Torts.

### Books for Reference :

1. V.N. Shukla : Law of Torts
2. B.M. Gandhi : Law of Torts
3. P.S.A. Pillai : Law of Torts
4. Ratanlal Dhirajlal : Law of Torts
5. R.K. Bangia : Law of Torts
6. Winfield : Law of Torts
7. Salmond : Law of Torts
8. Ramasamy Iyer, S. : Law of Torts
9. Mitra : Motor Vehicles Act
10. B.M. Gandhi : Law of Torts
11. Atchutham Pillai : Law of Torts
12. Clerk & Lindsell : Law of Torts



## II - Semester

### 1. MODERN GOVERNMENTS (FA2A)

#### Unit - I

A brief history of various forms of Government - Evolution of Modern Government.

#### Unit - II

American Federation - President - Congress - Supreme Court - Judicial Review - Political Parties and Pressure Groups.

#### Unit - III

Constitution of French Fifth Republic - Its Nature - President - Cabinet - Parliament - Judiciary - Administrative Law - Local Governments - Political Parties.

#### Unit - IV

Constitution of Switzerland - Nature of Swiss Federation Federal Council - Federal Legislature - Federal Tribunal - Referendum - Imitative - Recall.

#### Unit - V

Constitution of U. K. - Sources - Conventions - Queen Cabinet - Parliament - Rule of Law - Political Parties.

### Books for Reference :

1. Bombwall K.R. : Major Contemporary Constitutional Systems - Sterling Publication, New Delhi.
2. Johari J.C. : Modern Major Political Systems Sterling Publications, New Delhi.
3. A. Deol : Comparative Governments and Politics Sterling Publishers, New Delhi.





## 2. POLITICAL AND CONSTITUTIONAL HISTORY OF INDIA (FA2B)

### Unit - I The Charter of 1726

The Legislative Authority of the East India under the Charter of Queen Elizabeth 1600 - The Charter of 1726 - Changes under the Regulating Act, 1773 - Act of Settlement 1781 - Recognition of Powers of the Governor and Council to make regulation by the British Parliament.

### Unit - II The Charter Act of 1813

The Charter Act of 1813 and the extension of the Legislative Power - The Charter Act of 1833 - Establishment of a Legislative Act - All India Charter in 1834 - The Government of India Act, 1858.

### Unit - III The Indian Council Act, 1861

Council - Legislative Council and its Composition, Powers and Functions - Powers conferred on the Governor.

### Unit - IV Government of India Act, 1909

Government of India Act, 1919 - Setting up a Bicameral System of legislature at the centre in the place of the Imperial Council consisting of One House.

### Unit - V Government of India Act, 1935

The Federal Assembly and the Council of States, Its Composition, Powers and Functions - Legislative Assemblies in the Provinces and the Power and Functions - India Independence Act, 1947.

### Unit - VI Constitution of India

Framing of the Constitution of India - Role of Constituent Assembly.

### Unit - VII Political Parties

National and Regional Parties.

### Unit - VIII

Pressure Groups and Interest Groups.

### Unit - IX

The Election Commission and Electoral Reforms.

### Unit - X

Major Issues in Indian Politics : (a) Caste (b) Religion (c) Languages (d) Region (e) Poverty - Alleviation.

### Books for Reference :

1. V.D. Kulshreshtha : Land Marks in Indian Legal and Constitutional History.
2. M.P. Jain : Outlines of Indian Legal History, N.M. Tripathi, Bombay-2.
3. S.K. Puri : Indian Legal and Constitutional History.
4. C.P. Bhambri : The Indian State - Fifty Years.
5. R.L. Hadgrave : India - Government and Politics in a Developing Nation.



### 3. INDIAN ECONOMY (FA2C)

#### Unit - I : Introduction

1. India as a Typical Underdeveloped Economy.
2. Concepts of Growth and Development.
3. Economic and Non-Economic Factors Affecting Growth.
4. India as Mixed Economy : Role of Public Sector, Private Sector and Joint Sector.

#### Unit - II: National Income of India - Poverty Unemployment and Population Problems

1. National Income of India: Trends in Growth - Measurement - Inequalities of Income and Wealth.
2. Poverty: Concepts - Measurement - Poverty Eradication Programmes.
3. Unemployment : Concept - Employment Generation Schemes.
4. Population: Nature and Magnitude of the Problem - Population Policy.

#### Unit - III : Agriculture

1. Salient Features of Indian Agriculture
2. Land Reforms
3. Green Revolution
4. Agricultural Marketing
5. Agricultural Credit
6. Integrated Rural Development

#### Unit - IV : Industry

1. Role of Industry in Economic Development.
2. Industrial Policy of the Government of India since Independence.
3. Small Scale and Cottage Industries: Role and Government Policy.

#### Unit - V : Labour

1. Problem of Agricultural Labour and Industrial Labour Trade Unions.
2. Trade Unions.
3. Industrial Relations - Labour Legislation.
4. Social Security Schemes.

#### Unit - VI : Planning in India

1. Basic Objectives and Achievements of Planning in India. **(NITI - Aayog)**
2. Strategy of Planning - Priorities between Agriculture and Industry - Choice of Technology.
3. Basic Needs Approach.
4. Deficit Financing.
5. Export and Import Policies.
6. Role of External Assistance in India's Economic Development.
7. Role of Planning in the Post-Reform Period.

#### Unit - VII : Concentration of Economic Power : Regulations

1. Regulations of Private Sector (Controls, Licence and Quotas)
2. Monopolies and Restrictive Trade Practices Regulations.
3. Pricing Policies.

#### Unit - VIII: New Economic Policy

1. Economic Reforms since 1991 - Liberalization - Privatization - Devaluation.
2. Second Generation Reforms.

## Books for Reference :

1. Ruddar Datt and K.P.M. Sundharam : Indian Economy
2. Alak Gosh : Indian Economy
3. A.N. Agarwal : Indian Economy
4. Dingra : Indian Economy
5. Sankaran S. : Indian Economy
6. W. Arthur Lewis : The Theory of Economic Growth
7. Nurkse : Problems of Capital Formation in Under-Developed Countries.
8. P.K. Chaudhri : The India Economy : Poverty and Development.
9. C.T. Kurien : Planning, Poverty and Social Transformation.
10. M. Lipton : Why Poor People Stay Poor? Urban Bias in Development.
11. Mahbub Ul Haq : The Poverty Curtain: Choices for the Third World.
12. P.C. Joshi : Land Reforms in India
13. Gunnar Myrdal : Asian Drama
14. Michael P. Todaro : Economic Development in the Third World.
15. Government of India : Materials on Five Year Plans



## 4. INDIAN SOCIOLOGY (FA2D)

### Unit - I : Basic Development of Indian Society

A Note on Development and Characteristics of Indian Society with Special Reference to Unity in Diversity.

### Unit - II : Major Social Institutions

1. Village Communities
2. Joint Family

### Unit - III : Backward Class

The Scheduled Castes, The Scheduled Tribes and Other Backward Classes - Their Problems - Governmental Measures for advancement of Backward Classes.

### Unit - IV: Women and Society

A Note on the Status and Problems of India's Women - The Changes in the Status of Women in India.

### Unit -V : Trends of Social Change in India

A Brief Note on Areas and Dimensions of Social Change in India.

### Unit - VI: Social Problems in India

A Brief Note on Poverty, Unemployment, Over Population, Beggary, Dowry, Prostitution, Crime & Juvenile Delinquency.

### Unit - VII : Indian Culture

A Brief Note on its Values and Development.

Notes: The above units must be taught in relation to fundamentals of Law wherever necessary.

## Books for Reference :

1. Gisbert, Opscual : Fundamentals of Sociology, Orient Langman Ltd., Third Edition (1978)
2. Davis, Kingsley : Human Society, The Macmillan Company, 1960.
3. Mainoria C.B. : Social Problems and Social Disorganisation in India.
4. Desai A.R. : Introduction to Rural Sociology in India. The Society of Agricultural Economics, 1953.
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6. Vidya Bhushan & Sachdeva D.R. : An Introduction to Sociology, Kitabi Mahal (1999).
7. Kuppuswamy B. : Social Change in India.
8. Srinivas M.N. : Social Change in Moder India.
9. Srinivas M.N. : Caste in Modern India.
10. Shankar Rao C.N. : Sociology, S. Chand & Co. Ltd., New Delhi (1997)
11. Oomen T.K. & Venugopal C.N. : Sociology for Law Students, Eastern Book Company (1988)
12. Iyer, Krishna : Law and the People - People's Publishing House.
13. Aubert V. : Sociology of Law, Penguin Books Ltd., England (1975).
14. Roger Cotterrell : The Sociology of Law: An Introduction, Second Edition.



## 5. LAW OF CRIMES (FA2E)

### Unit - I Crime - Introduction

Crime - Concept - Constituent Elements of Crime - Actus reus and Mensrea - Types - Strict Responsibility in Criminal Law - Mensrea in Statutory Offences.

### Unit - II General Defences

General Defences - Conditions - Negative Criminal, Responsibility, Mistake of fact, Judicial Acts, Accident, Doctrine of Necessity, Infancy, Insanity, Intoxication, Consent, Compulsion, Duress, Triviality - Right of Private Defence.

### Unit - III Parties to a Crime

Parties to a Crime - Joint and Constructive Liability - Group Liability - Abetment - Conspiracy, Attempt - Corporate Liability Accessories after the fact.

### Unit - IV Jurisdiction

Personal, Territorial, Extra - Territorial, Admiralty.

### Unit - V Punishment - Objective, Basis and Types.

### Unit - VI Specific Crimes.

(a) Offences affecting the public.

(i) Against State (Sedition)

(ii) Against Public Peace - Unlawful Assembly, Rioting, Affray.

(iii) Against Public Administration - Bribery, Personation.

(iv) Offence against Administration of Justice Giving and Fabricating false statement.

- (b) Offences against Persons - Homicide (murder, culpable - homicide and negligent homicide), Hurt and grievous hurt, Wrongful restraint and confinement, Kidnapping , abduction sexual assault, rape, stalking, voyeurism, etc.
- (c) Offences against Property- Theft, Extortion, Robbery, Dacoity, Criminal misappropriation and Breach of trust, Cheating, Forgery, Mischief and Criminal Trespass.
- (d) Offences relating to Marriage and Religion.
- (e) Defamation, Criminal insult, Criminal intimidation etc.
- (f) Cyber crimes

### **Unit - VII** Law of Attempt.

### **Statutory Materials with Amendments**

1. The Indian Penal Code.
2. Criminal Law Amendment Act 2010 & 2013

### **Books for Reference :**

- |                          |   |                          |
|--------------------------|---|--------------------------|
| 1. P.S. Achuthaam Pillai | - | Outlines of Criminal Law |
| 2. B.M. Gandhi           | - | Indian Penal Code        |
| 3. Ratanlal              | - | The Indian Penal Code.   |
| 4. Nigmon                | - | Law of Crimes            |
| 5. Dr. H.S. Gour         | - | Penal Law of India       |
| 6. Raghavan V.V.         | - | Law of Crimes            |



## **SECOND YEAR**

### **III - Semester**

## **1. ENGLISH - II (FA3A)**

### **Unit - I Prose**

#### **LEARNING THE LAW - Glanville Williams**

1. The Divisions of the Law
2. The Mechanism of Scholarship
3. Methods of Study
4. Technical Terms
5. Case Law Technique
6. Interpretation of Statutes
7. Working out Problems
8. In the Examination Room
9. Moots and Mock Trials

#### **Unit - II Vocabulary**

1. Certain set Expressions and Phrases - Listed in Appendix1
2. Words often Confused - (\*Refer Appendix II below(Contemporary English Grammar, Structure and Composition by David Green (MacMillan) (Chapters XLI to XLII) for item B(2) and B(3).

#### **Unit - III Communication Exercise and Composition**

1. Dialogue Writing - Situational
2. Drafting of Petitions
3. Precis writing and Summarizing
4. Drafting of Reports

#### Unit - IV Spoken English and Phonetics

1. Reading exercises - Proper pauses, Key sounds, Accent, etc.,
2. Consulting a Pronouncing Dictionary
3. Transcription of words into Phonetic scripts.
  - a) 26 letters of Alphabet and 44 sounds
  - b) International Phonetic Alphabet (IPA)
  - c) Received Pronunciation (R. P)
  - d) List of R. P Phonemes Vowels, Diphthongs & Consonants and
  - e) Intra - Divisional groups.
4. Stress and Intonation
  - (i) Syllabic Phonemes
  - (ii) Stress and Effect
  - (iii) Falling tune and Rising tune.

#### Unit - V Legal Terms - Listed in Appendix III

##### Books for Reference :

1. **Learning the Law:** Glanville Williams, Eleventh Edition, 1982. Due Process of Law: Lord Denning
2. **English Grammar, Composition and Usage :** J.V.Nesfield, MacMillan.
3. **Strengthen Your Writing:** V.R. Narayanaswamy, Orient Longman, 1979.
4. **Written Communication in English:** Sarah Freeman, Orient Longman, 1977.
5. **Current English for Colleges:** N. Krishnaswami, T.Sriraman, MacMillan, 1990.
6. **Speaking English Effectively:** Krishna Mohan N.P., Singh, MacMillan, 1995 Reprint - 1998.

7. **English Pronouncing Dictionary:** Daniel Jones
8. **On Liberty:** John Stuart Mill
9. **Civil Disobedience:** Henry David Thoreau
10. **Ethics on Virtues and Vices:** Aristotle

#### APPENDIX - I

#### EXPRESSIONS AND PHRASES

##### English (Paper- II)

1. To make both ends meet - to live within one's income
2. To eat one's word - to retract one's statements
3. To set one's face against - to sternly oppose
4. To play fast and loose - say something and do another
5. To win one's spurs - to make one's reputation
6. To make one to task - to rebuke
7. To turn a deaf ear to - to disregard
8. By hook or by crook - by fair or foul means
9. Without reserve - fully
10. To take exception to - to object to
11. To pay off old scores - to wreck revenge
12. On and off - at intervals
13. Off and on - now and then
14. In good part - without offence
15. To put a spoke in the wheel - to thwart the execution of one's designs.
16. To make one's mark - to distinguish oneself
17. To put one's foot down - to take a resolute stand.
18. To make up one's mind - to resolve
19. To turn over a new leaf - to change for the better
20. No love lost (between them) - not on good terms
21. To throw cold water - to discourage

22. Hands in glove - connive with
23. To turn one's errors to account - to profit by errors
24. To sit on the fence - to remain undecided
25. At issue - in dispute
26. To bring to light - to disclose
27. To burn one's fingers - to get into trouble
28. To live by one's wits - to earn one's livelihood by ingenuity
29. To bid fair - fairly to
30. To strain every nerve - to put forth one's utmost efforts
31. Beside himself-out of his mind
32. At sixes and sevens - In disorder or confusion
33. To put on airs - to behave arrogantly
34. To be on alert - ready to act
35. Order of the day - Prevailing state of things
36. To get into hot water - to get into trouble
37. To get the better of one - to overcome
38. To get of easily - to get a light sentence
39. Washing dirty linen in public - to talk about one's short comings in public.
40. To have a finger in the pie - to meddle with the affair
41. To hit the nail on the head - to say or do exactly the right thing
42. To have an axe to grind - to have personal interest in the matter
43. To have the gift of the gab - to have talent for speaking
44. To throw out of gear - to disturb the working of
45. Gall and wormwood - Hateful, unacceptable
46. To be in the good books of - to enjoy the patronage of
47. To stand in one's own light - to act against one's own interest
48. To put one's foot in - to involve
49. To fight tooth and nail - to fight bitterly
50. To make clean breast of - to confess without reserve
51. To stand one's ground - to maintain one's position
52. Where the shoe pinches - where the difficulty or trouble list
53. To take to one's heels - to run away
54. To the letter - to adhere to every detail
55. To Keep in the dark - to keep one in ignorance
56. To die in harness - to die while in office
57. To have too many irons in the fire - to be engaged in too many enterprises
58. To be at one's wit's end - puzzled, completely at a loss to act
59. To fall foul of - to quarrel with
60. To go back on - to fail to keep
61. To lend ear to - to listen to'
62. To read between the lines - to read a hidden meaning not apparent
63. Thorn in one's side - to be a constant source of annoyance
64. To smell a rat - to suspect
65. To nip in the bud - to put an end to in the beginning itself
66. The long and short of it - the whole matter in a few words
67. To take stock of - to assess
68. To keep one's oym counsel - to preserve a discrete silence
69. To be born with silver spoon in one's mouth - to be born in wealth and luxury
70. To stand to reason - to be logical
71. To stand in good stead - to be of good service
72. To take wind out of one's sail - to render one's work or action ineffective.
73. To pay back in one's coin - to treat one in the same way
74. To take one's life in one's hands - to undergo great risks
75. To fight shy of - to avoid due to a feeling of mistrust
76. To end in smoke - to come to nothing
77. To leave no stone unturned - to use all available means
78. To harp on the same string - to dwell tediously on the same subject

79. To give a piece of one's mind - to scold one
80. To make good the loss - to compensate for the loss
81. To kick up a row - to make great noise or fuse
82. To be ill at ease - to be uneasy
83. To rise to the occasion - to show oneself equal to dealing with the emergency
84. To do the handsome thing by one - to behave towards one in a magnanimous manner
85. To take the edge of one's argument - to make one's argument ineffective
86. To hang in the balance - to remain in suspense
87. To put in the market - to offer for sale
88. To fall short of one's expectations - to disappoint
89. On the spur of the moment - instantly
90. To burn the candle at both the ends - to overtax one's energy
91. To bury the hatchet - to cease fighting, to make peace
92. To feather one's own nest - to make money unfairly
93. To blow one's own trumpet - to praise oneself
94. To keep one's head above water - to keep out of debt
95. To have two strings to one's bow - to have two sources of income to rely upon
96. To make a pile - to make a fortune
97. To be beside the mark - to be irrelevant
98. To be under the thumb of - to be completely under the control of
99. To be on tender hook - to be in a state of suspense and anxiety
100. To move heaven and earth - to make every possible effort

## APPENDIX - II WORDS OFTEN CONFUSED :

- |  |  |
|--|--|
| <ol style="list-style-type: none"> <li>1. Affect - Effect</li> <li>2. Adverse - Averse</li> <li>3. Apprehend - Comprehend</li> <li>4. Adapt - Adopt</li> <li>5. Accept - Except</li> <li>6. Advise - Advice</li> <li>7. Beside - Besides</li> <li>8. Bridal - Bridle</li> <li>9. Canon - Cannon</li> <li>10. Canvas - Canvass</li> <li>11. Council - Counsel</li> <li>12. Continual - Continuous</li> <li>13. Childlike - Childish</li> <li>14. Collision - Collusion</li> <li>15. Confirm - Conform</li> <li>16. Contagious - Contiguous</li> <li>17. Dual - Duel</li> <li>18. Elusive - Illusive</li> <li>19. Eminent - Imminent</li> <li>20. Facilitate - Felicitate</li> <li>21. Industrial - Industrious</li> <li>22. Judicial - Judicious</li> <li>23. Metal - Mettle</li> <li>24. Official - Officious</li> <li>25. Popular - Populace</li> </ol> | <ol style="list-style-type: none"> <li>26. Principal - Principle</li> <li>27. Stationary - Stationery</li> <li>28. Wave - Waive</li> <li>29. Sea - See</li> <li>30. Momentary - Momentous</li> <li>31. Junction - Juncture</li> <li>32. Estimate - Esteem</li> <li>33. Fain - Feign</li> <li>34. Flagrant - Fragrant</li> <li>35. Luxurious - Luxuriant</li> <li>36. Emigrate - Immigrate</li> <li>37. Destiny - Destination</li> <li>38. Disease - Decease</li> <li>39. Disposal - Disposition</li> <li>40. Confident - Confidential</li> <li>41. Corporal - Corporate</li> <li>42. Congenial - Congenital</li> <li>43. Compliment - Complement</li> <li>44. Abstract - Extract</li> <li>45. Avert - Invert</li> <li>46. Accede - Exceed</li> <li>47. Assent - Ascent</li> <li>48. Atenuate - Extenuate</li> <li>49. Artful - Artificial</li> </ol> |
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**APPENDIX - III**  
**List of Legal Terms**

Accomplice	Habeas Corpus	Promissory note
Ad-Idem	Hearsay	Proof
Adjudication	Homicide	Proviso
Adjournment	In Camera	Quid Pro quo
Admission	In-forma Pauperis	Receiver
Advalorem	In-limine	Redemption
Affidavit	Injunction	Remand
Amendment	Insolvency	Remedy
Amicus Curiae	Insurance	Rent
Approver	Issue	Resjudicata
Bona-fide	Judgement	Settlement
Breach of Contract.	Jurisdiction	Sine-die
Capital Punishment	Liability	Specific performance
Coercion	Licence	Stamp duty
Compromise	Magna Carta	Stay of execution
Consent	Maintenance	Summons
Counter claim	Malafides	Surety
Cur.advelt	Minor	Taxation
Damages	Mortgage	Tenant
Defamation	Murder	Title
Defence	Natural Justice	Tort
De-facto	Necessaries	Trademark
De-jure	Negligence	Transfer
Deposit	Negotiable	Treason
Detinue	Instrument	Trespass
Distress	Oath	Trial
Earnest-Money	Obscene	Trust
Equity	Partition	Ultra-vires
Estoppel	Persona designata	Usage
Evidence	Perjury	Vakalat
Execution	Plaintiff	Verdict
Ex-parte	Power of attorney	Vis-Major
Fraud	Pre-emption	Void
	Prescription	Voidable
	Presumption	Waiver
	Privity	

## 2. INTERNATIONAL RELATIONS (FA3B)

### Unit - I Introduction to International Relations

1. Nature, Scope and Importance of International Relations.
2. Approaches to the study of International Relations.
3. International Relations as an Art and Science.
4. Nature of International Society.
5. International Actors and Level of Analysis.

### Unit - II Concepts in International Relations

1. Political Realism and Neo-Realism.
2. Political Idealism.
3. National Interest.
4. National Power.
5. Balance of Power.

### Unit - III Evolution of International Relations till the 21st Century

1. Emergence of National States - Alliances and Counter Alliances.
2. War and Peace - Causes and Consequences of the First World War.
3. League of Nations.
4. Emergence of Fascism and Nazism.
5. Cold War, Bi-Polar World and Non-Aligned Movement.

### Unit - IV International Dynamics

1. United Nations Organisation.
2. Collective Security
3. International Ethics - World Public Opinion.
4. International Terrorism and Threat to World Peace - Peace Movements and Constructivism.
5. International Law and New International Economic Order.

## Unit - V India's Foreign Policy in the 21st Century

1. Decline of Soviet Russia - Development of Uni - Polar World.
2. National Interest and India's Role in the UNO.
3. Economic Nationalism and Economic Internationalism.
4. India's Diplomatic Relation with South Asian Countries.
5. India's Diplomatic Relation with US and European Countries.
6. India's Diplomatic Relation with Russia and China.

### Books for Reference:

1. Palmer and Perkins - International Relations
2. Hans Morgenthau - Politics Among Nations
3. Quincy Wright - Study of International Relations
4. D.W. Bowel - International Institutions
5. Mahendra Kumar - Theoretical Aspects of International Politics
6. J.C. Johari - International Relations and Politics: Theoretical Perspectives
7. J. Rosenau - International Politics and Foreign Policy
8. Couloombis - Introduction to International Relations: Power and Justice
9. J.E. Dougherty and Pfaltzgraff Jr. R.L. - Contending Theories of International Relations
10. K.Booth and S.Smith - International Relations Theory Today



## 3. LAW AND ECONOMICS (FA3C)

### Unit - I Economics as a basis for Social Welfare and social Justice

Preamble of the Constitution - Fundamental Rights - Directive Principles of State Policy - Welfare Criterion - Welfare Maximization Principles - Population Policies - Human Development Index - Health Education - Legal Provisions - Poverty - Unemployment - Measures - Statutory Provisions.

### Unit - II National Income and Indian Economic Planning

National Income - Growth - Distribution - Inequalities - Planning Objectives - Strategies - Basic Needs Approach - With respect of last two Five Year Plans - Centre State Financial Relations - Statutory Provisions - NDC.

### Unit - III Resource Administration and Economic Development

National Resource - Land Administration and Distribution - Land Reforms - Inter State Water Dispute - Forest Administration - Mineral Resources and Mineral Policy - Economic Development and Environmental Protection - Agriculture Development - Agriculture Credit - Marketing Finance.

### Unit - IV Industrial Development and Labour Relations

Large Scale Industries Contributions - Problems and Challenges - Small Scale Industries - Problems - Measures - Industrial Policy Resolutions - Prevention of Concentration of Economic Power - Industrial Dispute - Causes - Settlement - Social Security Schemes - Trade Union Problem - Statutory Provisions - National Wage Policy - National Commission on Labour - Unorganized Sector and Umbrella Legislation.

## Unit - V Trade and Financial System

Composition of India's Foreign Trade - Direction - Balance of Payment - EXIM Policy - Special Economic Zone - WTO Implications - Financial System - Indian Financial System - FERA-FEMA Banking Systems - Banking Regulation Act - Prevention of Laundering - Banking Sector Reforms - SEBI - NBFCs - Budget .

### Books for Reference :

1. Ruddar Datt & K.P.M. Sundaram - Indian Economy
2. Gunar Myrdal - Poverty of Nations
3. A.N. Agarwal - Indian Economy Problems of Development & Planning
4. C.T. Kurien - Planning, Poverty and Social Transformation
5. Prof. R.P. Anand - Salient Documents in International Law
6. V.Y. Gupta - Working of Stock Exchange in India
7. B.P. Tyagi - Public Finance



## 4. LAW OF CONTRACTS - I (FA3D)

### Unit - I Basis and Nature of Contracts.

### Unit - II Privity of Contract.

Development of contracts - Development of specialised contracts.

### Unit - III Types of Contract.

Void, Voidable and unenforceable contracts, Express and implied contracts, unilateral and Bilateral contracts-e-contracts Analysis of contract - theory of consensus - Essential element of a contract.

### Unit - IV Formation

Offer and acceptance - offer and invitation to treat - fact of acceptance - acceptance in case of tender - communication of acceptance in person, by post, telephone, telegraph etc. Revocation of acceptance, termination of offer.

### Unit - V Terms of Contract

Warranty, condition - fundamental obligation - Ticket cases.

### Unit - VI Consideration

Definition - Indian and English, Executed - Executory and Past-must move from the promisee - Adequacy reality of consideration - Performance of existing duty. Consideration in discharge of contract - Rule in Pinnel's case High Trees case. Composition with creditors - Difference between English and Indian Law.

### Unit - VII Intention to create legal obligation.

### Unit - VIII Capacity to contract:

(i) infants; (ii) lunatic and drunkard; (iii) Alien enemies; (iv) corporation (v) Foreign Sovereigns and ambassadors; (vi) Married Woman; infant of necessaries - basis of such contracts. Infants Relief Act of 1874 - Beneficial contracts of service - Equitable doctrine of restitution - Delictual liability - English and Indian Law.

## Unit - IX Flaw in consent:

Mistake of fact and Law as to identity as to title as to the existence of the subject matter - as to quality as to written contract (non est factum) - Error in verbis - Error in "causa" - Difference between English and Indian Law.

## Unit - X Misrepresentation.

Misrepresentation - innocent or fraudulent - elements of an effective representation - can silence amount to representation - Misrepresentation Act of 1967 - Representations which is a term of contract or mere representation - condition of warranty.

## Unit - XI Limits of rights to rescind.

## Unit - XII.

Coercion - duress, undue influence, unconscionable bargains .

## Unit - XIII Unlawful Agreements.

**By Statute:** By common Law (Public Policy) stifling of prosecution, maintenance, champerty - agreements which tend to affect the freedom or security or marriage - immoral agreement - ousting the jurisdiction of courts - Restraint of trade wagering contracts - Restraint of parental rights - Restraint to personal liberty consequence of illegality imparidelicto. Difference between illegal and void contract severance.

## Unit - XIV Limits of contractual obligation

Privity of contract - strangers to contract cannot sue or cannot be bound by its terms. Assignment of contractual rights and liabilities.

## Unit - XV Discharge of contracts

By performance tender - By express agreement - accord and satisfaction - Bilateral and unilateral discharge. Under the doctrine of frustration - operation of the doctrine - effect of the doctrine - difference between English and Indian law.

## Unit - XVI

**Remedies of breach of contract** - Measure of damages remoteness of damages - penalty and liquidated damages, mitigation of damages.

## Unit - XVII Quasi contract

Definition - historical basis - quantum meruit, obligation resembling those created by the contract under the Indian Act.

## Unit - XVIII Miscellaneous

Contingent contracts - appropriation of payments - time and place of performance. Joint promisors and joint promisees, reciprocal promises,

## Unit - XIX Specific Relief Act:

Recovering possession of property - specific performance of contract - contracts which can be specifically enforced, contracts which cannot be specifically enforced persons for or against whom contracts may be specifically enforced - discretionary powers of Court, rectification of instruments - Rescission of contract, Cancellation of instruments - declaratory decrees - Preventive Relief - injunction generally - perpetual injunction.

## Statutory Materials with Amendments

1. The Indian Contract Act, 1872.
2. Specific Relief Act, 1963.
3. Information Technology Act, 2000

## Books for Reference :

1. Anson - Contracts
2. Pollock and Mulla - Contracts (Student's Edition)
3. Prof G.C.V. Subba Rao - Specific Relief Act.
4. Avtar Singh - Law of Contracts
5. Cheshire - Law of Contracts
6. Venkatesan - Law of Contracts
7. Krishna Nair - Law of Contracts
8. N.D. Kapoor - Mercantile Law



## 5. FAMILY LAW - I (FA3E)

### Unit - I Source:

Traditional and modern sources of personal Laws. Evolution of the Hindu Joint Family - The Classical schools

### Unit - II Law of Marriage:

Hindu, Muslim and Christian Laws of marriage and divorce. The nature of the institution of marriage and its development, the capacity and nuptial rights and the effect of void and voidable marriage under the aforesaid systems of law. Hindu law of marriage and divorce with reference to the changes brought about by modern legislation. Muslim law of marriage and divorce will include Law of Dower.

### Unit - III Law of Adoption:

Hindu law of Adoption with special reference to the juristic concept and development of case laws and changes brought about by the Hindu Adoption and Maintenance Act, 1956. The Muslim Laws of Legitimacy. Parentage and the Doctrine of Acknowledgement of paternity.

### Unit - IV The Law of Guardianship:

The Hindu Law of Minority and Guardianship and Maintenance and changes brought about by modern legislation. Muslim Law of minority and Guardianship and Maintenance.

### Unit - V Maintenance:

The Hindu, Muslim and Christian law relating to Maintenance.

### Statutory Materials with Amendments

1. Hindu Widows Re Marriage Act, 1956.
2. Child Marriage Restraint Act, 1929.
3. Special Marriage Act, 1954.
4. Hindu Marriage Act, 1955.

5. Hindu Adoptions and Maintenance Act, 1956.
6. Hindu Minority and Guardianship Act, 1956.
7. Hindu Women's Right to separate Residence & Maintenance Act, 1956.
8. Prohibition of Child Marriages
9. Guardianship and Wards Act, 1890.
10. Guardianship Act.
11. Indian Majority Act, 1875.
12. Personal Laws (amendment Act) 2010.
13. The Dissolution of Muslim Marriage Act, 1939.
14. The Christian Marriage Act, 1872.
15. Indian Divorce Act, 1896.

### Books for Reference:

1. Mulla - Hindu Law
2. Thakir Mohammed - Hindu Law
3. N.R. Raghavachari - Hindu Law
4. Mulla - Mohammedan Law
5. Thakir Mohammed - Muslim Law
6. A.A. Fyzee - Outlines of Mohammedan Law
7. S.N. Gupta - Maintenance and Guardianship Act



## IV - Semester

### 1. ENGLISH - III (FA4A)

#### Unit - I Prose

1. Ethics on Virtues and Vices - Aristotle
2. Civil Disobedience - David Henry Thoreau
3. On Liberty - (Chapter - I) - John Stuart Mill
4. **Due Process of law - Lord Denning**
  - a. Part One - Keeping the Streams of Justice Clear and Pure
  - b. Part Two - Inquiries into Conduct

#### Unit - II Acquisition and Use of Language

Four Skills of Language Learning - Understanding Spoken Language and Speaking - Understanding Written Language and Writing - Stages of Acquisition of Languages - Laws of Language Learning - Factors Influencing Results in Language Learning - Place of Mother Tongue in Language Learning.

#### Unit - III Logic

General Principles of Logic - Deductive and Inductive Logic Syllogism - Rules of Syllogism - Proposition - Distribution of Term and Fallacies.

#### Unit - IV Essay Writing on Topics of Legal Interest

#### Unit - V Legal Maxims Listed in Appendix

#### Books for Reference :

1. Glanville Williams - Learning the Law
2. Lord Denning - The Due Process of Law
3. David Annousamy - Answers to Language problems
4. K. Sreedhara Variar - Logic
5. W. Bedford Soloman - Pre-University Logic
6. Daniel Jones - English Pronouncing Dictionary
7. Sakimar V. and P.V. Dhamija, 1993 - Spoken English:
8. Lewis, Norman, 1991 - Word Power Made Easy - Pocket Books
9. Tata Mc Crow - A Self- Learning Guide.

#### APPENDIX

##### List of Legal Maxims

1. *Actus non-facit reum nisi mens sit rea.*  
(The act itself does not constitute guilt unless done with a guilty intent)
2. *Actio personalis moritur cum persona*  
(A personal right of action dies with the person)
3. *Audi Alterm partem*  
(No man should be condemned unheard)
4. *Communis error facit jus*  
(Common error sometimes passes current as law)
5. *Delegatus non potest delegare*  
(A delegate cannot further delegate)
6. *Ex nudo pacto non oritur actio*  
(No cause of action arises from a bare promise)
7. *Ex turpi causa non oritur actio*  
(An action does not arise from a base cause)

8. *In pari delicto potior est conditio defendantis*  
(Where the parties are equally at guilt, the party in possession is better placed)
9. *Falsus in uno falsus in omnibus*  
(False in one particular is false in general)
10. *Generalia specialibus non derogant*  
(General things do not derogate from special things)
11. *Ignorantia facti excusat, ignorantia juris non excusat*  
(Ignorance of fact excuses, ignorance of law does not excuse)
12. *In jure non remota causa, sed proxima spectator*  
(In law, the immediate, not the remote cause of any event is regarded)
13. *Omnia praesumuntur Contra Spoliatorem*  
(All things are presumed against a wrong doer)
14. *Qui facit per alium facit per se*  
(He who does an act through another is deemed in law to do it himself)
15. *Respondeat superior*  
(Let the Principal be held responsible)
16. *Res ipsa loquitur*  
(The thing itself speaks)
17. *Sic utere tuo ut alienum non laedas*  
(Enjoy your property in such a manner as not to injure that of another person)
18. *Ub ius ibi remedium*  
(Every right has a remedy)
19. *Volenti non fit injuria*  
(No cause of action arises for damage suffered by consent)
20. *Cessante ratione legis cessat lex ipsa.*  
(If the reason of law ceases, the law itself will cease)

21. *Salus populi est Suprema lex*  
(Regard for the public is the highest law)
22. *Novus actus interveniens*  
(A new act intervening)
23. *Rex non potest peccare*  
(The king can do no wrong)
24. *Vigilantibus non dormientibus, jura subveniunt*  
(The law gives help to those who are watchful and not to those who sleep)
25. *Ut res magis valeat quam pereat*  
(It is better for a thing to have effect than to be made void)





## 2. POLITICAL THOUGHT (FA4B) (Indian and Western)

### Unit - I Nature of Political Thought

Political Thought and Political Philosophy - History of Western Political Thought - History of Indian Political Thought - Importance of Study of Political Thought.

**Unit - II** Main Currents of Ancient Western Political Thought - Plato - Aristotle.

**Unit - III** Main Currents of Medieval Western Political Thought - Natural Law - Natural Right - Liberalism - Socialism - Marxism.

**Unit - IV** Modern Western Political Thought - Herald J. Laski - Jeremy Bentham.

**Unit - V** Main Currents of Indian Political Thought - Sources and Features of Ancient Indian Political Thought - Political Ideas of Kautilya - Manu.

**Unit - VI** Classical Hindu Concept of State - Classical Islamic Concept of State.

**Unit - VII** Gandhian Political Thought - Neo - Gandhian Political Thought - Sarvodaya in Indian Political Thought.

### Books for Reference:

1. Dr. S.R. Myneni, - Political Science
2. R.P. Sharma - Political Thought  
Sterling Publishers,  
New Delhi-29
3. Shivalal - Indian Political Thought  
Election Archives,  
New Delhi-27
4. Ghosal - A History of Indian  
(Oxford Publication) Political Idea
5. C.F. Strong - Modern Political Contribution
6. M.N. Agarwal, - Principle of Political  
R.C. Chand & Co., Science  
New Delhi-2



## 3. LAW AND SOCIETY (FA4C)

### Unit - I Sociological Perspectives of Law

Sociology of Law - Sociological Theory of Law - Law as a Product of Tradition and Culture - Law as a Social Institution - Law as a means of Social Control - Law as an Instrument of Social Change - Significance of Law in Continuance of Human Society.

### Unit - II Law and Social Change in India

Constitutional Objectives - Preamble and Directive Principles of State Politics - Role of Law towards Social Change in India - Role of Law Important Social Legislations in Personal Laws, Penal Laws, Labour Welfare Laws.

### Unit - III Law and Caste System

Caste System among various Ethnic Groups - Emergence of the Concept of Social Justice - Constitutional Provisions towards Securing Social Justice to Backward Class - Trends of Change in the Indian Caste System.

### Unit - IV Law and Family

Family - Its Structure and Functional Aspects - Marriage among Different Religious Groups - Religion and Social Custom as the basis of Family Law - Legislative Measures - Trends of Changes in Science the Institution of Family and Marriage - Attempts towards Uniform Civil Code.

### Unit - V Problems of the Weaker Sections

Social Position of Women in India - Constitutional and Other Legislative Measures to Improve the Status of Women - Crime Against Women - Offences Relating to Dowry, Domestic Violence, Sexual Harassment, Eve Teasing, Prostitution, Trafficking.



Children as Socially Deprived - Legislative Measures to Protect the Children with reference to Exploitation, Education, Child Labour - The National Commission for Protection of Child Rights.

### Unit - VI Law and Women Empowerment

Policies and Programmes for the Empowerment of Women - Legislative Measures - Access to Political Power - Health - Education - Agriculture - Labour and Employment - Self Help Groups - National Commission for Women

#### Books for Reference:

1. Martgalanter - Law and Society in Modern India
2. Oliver Mendelsohn - Law and Social Transformation in India
3. Abhinav chandra chud - An Independence Colonial Judiciary
4. Tahir Mahmood - Religion, Law and Society
5. Ghouse Mohammed - Secularism Society and Law in India
6. H.S. Bhatia - Society Law and Administration in India
7. W. Friedman - Law in Changing Society
8. Dr. Anitha Arya - Indian Women
9. Pearson - Contemporary India Economy, Society and Politics



## 4. LAW OF CONTRACTS - II (FA4D)

### Unit - I Indemnity

1. Definition - English and Indian
2. Distinction between indemnity and guarantee
3. Rights of the Indemnity holder
4. Rights of the Indemnifier.
5. Implied Indemnity dealt with Sections 59,145,164 and 222 of the Contract Act.
6. Codification not exhaustive - principles of equity applicable

### Unit - II Guarantee

1. Definition - English and Indian definitions
2. Essentials and nature of guarantee
3. Distinction between guarantee and indemnity - guarantee and Insurance
4. Elements of consideration in a contract of guarantee
5. Nature and quantum of surety's liability
6. Kinds of guarantee and their incidents
7. Suretyship arises on contract and not on notice-position in English Law
8. Duty of disclosure in guarantee
9. Rights of surety against principal debtor - credit or - co - sureties - difference in English Law - Circumstances which a surety discharges

### Unit - III Bailment

1. Definition - Indian and English definitions
2. Essentials of bailment and classification of bailment
3. Distinction between bailment and pledge - deposit - sale - agency

4. Rights and duties of the bailor and bailee - difference in English Law
5. Pledge - definition - Rights of the Pawner and Pawnee
6. Pledge by non - pawners
7. Lien - kinds of lien - their nature and incidents - how lien lost.

## Unit - IV Sale Of Goods

1. Definition of sale and agreement to sell - distinction between sale and agreement to self -contract of work and layout. Hire purchase agreement - Bailment - Exchange - Gift.
2. Definitions - goods - specific goods - future goods - Mercantile agent - Documents of title of goods.
3. How is sale made - rules for fixing price and effect of goods getting damages or perished in a contract of sale.
4. Stipulation as to time and other stipulation
5. Conditions and warranties - effect of breach - ex post facto Warranty - when condition is treated as warranty
6. Implied conditions and warranties - in a contract of sale - Exemption clauses - effect of fundamental breach
7. Rule as to passing off property
8. Sale by non-owners - exception to Nemo dat quod non habet.
9. Rules as to delivery
10. Unpaid vendor - His rights or lien and stoppage in transit
11. Remedies available to seller and buyer
12. Auction sales
13. Competition law

## Unit - V Agency

1. Definition of contract of agency - Creation of agency - kinds of agency
2. Distinction between Agent and servant and independent contractor

3. Who may be an agent - kinds of Agents - Authority of the different kinds of Agents - authority of Agents - Ostensible and emergency - delegation of authority - delegatus non potest delegare - sub agent - substituted agent
4. Essentials of ratification and its effect
5. Effect to notice to agent - necessary conditions to bind Principal
6. Principal and third parties - The doctrine of undisclosed - Principal and concealed Principal
7. Termination of agency and when it becomes irrevocable

## Unit - VI Partnership

1. Definition of partnership - Essentials of partnership - Joint Hindu - partnership
2. Distinction between partnership and co-ownership - Joint Hindu family - Incorporation companies - contract of service - legal notion and mercantile notion
3. Kinds of partners and duration of partnership
4. Mutual rights and duties of partners
5. Minor as a partner - difference in English Law
6. Rights of Legal Representative and surviving partners
7. Authority of partners implied and emergency
8. Liability of the partners for the acts of the firm and for the wrongful acts of other partner - nature of liability - limited liability Partnership.
9. Principles of agency in partnership
10. Partnership property - Tests
11. Settlement of accounts - Goodwill and its disposal - distribution of assets
12. Retirement of partners
13. Dissolution of firm and modes and circumstances
14. Effect of non-registration of firm

## Unit - VII Consumer Protection

1. History of Consumer Protection movement in India
2. Consumer Protection Act. Definition of Complainant, Complaint, Consumer, Goods Restrictive Trade practice, Service, unfair Trade Practice
3. Consumer Protection councils - its organization, objects and procedure
4. Consumer disputes redressal agencies - kinds, establishment , composition, jurisdiction.
5. Complaint - manner in which made, procedure on receipt of Appeals, Limitation period, dismissal of frivolous or vexatious complaints.
6. Orders of the Consumer Disputes Redressal Agencies - findings of the forum - finality of orders, enforcement of orders, penalties

### Statutory Materials with Amendments

1. Indian Contract Act,1872 .
2. Sale of goods Act 1930 .
3. Indian Partnership Act,1932
4. Consumer Protection Act,1986.
5. Limited liability of Partnership Act,2008
6. Indian Partnership (Tamil Nadu Amendment Act No.21 of 1959.
7. Competition Act,2002

### Books for Reference:

1. Avatar Singh - The Law of Contracts
2. Mulla - Sale of Goods Act
3. Dr. Avatar Singh - Law of Consumer Protection (Principles & Practice)
4. P.K. Majumdar - Law of Consumer Protection in India
5. S.S. Gulshan - Consumer Protection & Satisfaction
6. Leelakrishnan - Consumer Protection & Legal Control



## 5. FAMILY LAW - II (FA4E)

Inheritance, succession, survivorship and management of Joint Family property and Marumakkathayam law - Law of Hindu joint family, Legal problems relating to debts and partition and impact of Modern Legislation - Law of Stridhana and changes brought about by legislation on Hindu joint Family system - Law of inheritance in Mithakshara and Dayabhaga Schools and changes brought about by modern legislation. Mohammedan law of inheritance with special reference to Shia and Sunni Schools - Hindu and Muslim Law of Wills - Relevant Portions of Indian Succession Act. Dealing with intestate succession of Christians Charitable and Religious Endowments and Wakfs - Gifts and Pre-emption.

Administration of Estates in Mohammedan Law.

### Statutory Material with Amendments

1. Hindu Inheritance Disabilities Removal Act, 1928.
2. Hindu Law of Inheritance (Amendment) Act, 1929.
3. Hindu Gains of Learning Act, 1930.
4. Hindu Women's Right to Property Act, 1937.
5. Hindu Succession Act, 1956.
6. Hindu Succession Act, 1925.
7. The Wakf Act, 1954, as amended in 1995, 2013.
8. The Hindu Married Woman right to separate residence and Maintenance Act, 1946
9. Hindu Succession (TamilNadu Amendment Act,)1989

### Books for Reference:

1. Mulla - Hindu Law
2. N.R. Raghavachari - Hindu Law
3. Mulla - Mohammedan Law
4. A.A. Fyzee - Outlines of Mohammedan Law
5. K. Sreedhara Variar - Marumakkathayam Law
6. Mitra - Indian Succession Act
7. Dr.Paras Diwan - Family law
8. Paruk - Indian Succession Act
9. R.Swaroop - Hindu Law Of Succession



## 6. CLINICAL COURSE - I (FA4F) (Internal)

### Professional Ethics, Accountancy For Lawyers And Bar Bench Relations

#### Assessment Scheme

1. Project on Professional Ethics (Written Submission)	: 25 Marks
2. Case Study (BCI, High Court and SC Judgements)	: 25 Marks
3. Tests (Internal)	: 25 Marks
4. Viva Voce on Project and Case Study	: 25 Marks
<b>TOTAL</b>	<b><u>100 Marks</u></b>

#### Unit - I Professional Ethics :

Professional Ethics - meaning and nature - Professional misconduct - meaning and ambit - Organisation, powers and jurisdiction of State Bar Councils and Bar Council of India - Disciplinary Committee of State Bar Councils and Bar Council of India - Organisation, procedure and powers - Remedies against order of punishment.

#### Unit - II Bar Bench Relations

Contempt of Courts Act - Contempt of Court - Meaning and Nature - Categories of contempt of Court - Contempt Jurisdiction of the Subordinate Courts, High Courts and Supreme Court - Procedure - Punishment for contempt of Court - Remedies against Punishment.

#### Selected opinions of the disciplinary Committee of the Bar Council of India on Professional Misconduct:

1. Jagdish Singh and others v. T. C. Sharma.
2. Babulal v. Subash Jain
3. Balswaroopsoni v. Babulalsoni
4. Indure Ltd v. Deo Raj Guptha.
5. Commissioner of Civil Supplies and Consumer Protection Department v. V. Balakrishnan.
6. A. Banumurthy v. Bar Council of Andhra Pradesh
7. Dr. D. V. P. Raja v. D. Jayabalan
8. G. M. Hirmani v. Ishwarappa.
9. N. S. (Appellant) v. N. V. (Respondent)
10. P. R. (Complainant) v. V. I. (Respondent)
11. Ashok Kumar Yadhav v. Bar Council of India 19/1/2015.
12. C.Ravichandraniyer v. Justice A.m.Bhattarcharjee (Disciplinary Power of Bar Council-Conduct Of A Judge).
13. Supreme Court Bar Association v. Union of India and others 17 th April 1998
14. An Advocate v. Bar Council of India and another On 29 th September 1998.
15. D.P.chadha v. Tiryugi Narain Mishra and others December 2000

### **Selected Cases relating to Professional Misconduct and Contempt of Court:**

1. Pawan Kumar Sharma v. Gurdial Singh (A. I. R. 1999 S.C. 98)
2. Mahabir Prasad Singh v. M/S Jacks Aviation Pvt.Ltd. (A.I.R. 1999 S.C. 287)
3. Supreme Court Bar Association v. Union of India (A.I.R. 1998 S.C. 1895)
4. P. D. Gupta v. Ramamurthy (A.I.R. 1998 S.C. 283)
5. Robtas Singh v. Commissioner Agra Division(A.I.R. 1997 S.C. 278)
6. Harish Chander Singh v. S. N. Tripathi (A.I.R. 1997 S.C. 879)
7. Hikmatali Khan v. Ishwar Prasad Aiyar (A.I.R. 1997 S.C. 864)
8. Prahalad Saran Gupta v. Bar Council of india (A.I.R. 1997 S.C. 1338)
9. Dr. Haniraj L. Chusani v. Bar Council of Maharashtra (A.I.R. 1996 S.C. 1708)
10. Inre Dr. D. C. Saxend and U. Saxena v. Hon'ble Chief Justice of India (A.I.R. 1996 S.C. 2491).
11. Sambhu Ram Yadhav v. Hanuman Das Khattry 2001 16 SCC 165
12. B.M.Verma v. Uttarkhand Regulatory Commission Appeal No.156 of 2007.
13. R.K.Anand v. Registrar of Delhi High Court 2009 85 SCC 106.
14. Harish Uppal v. Union of India 200 3 (1) ACC MR (SC) 1169.
15. J.S. Jadhav Mustafa v. Haji Mohammed Yusuf AIR 1993 SC 1608

### **Unit - III Accountancy For Lawyers:**

Accountancy for lawyers - Purpose of keeping accounts  
-Important aspects relating to accountancy - Legal requirements for maintaining books of accounts - Accounts of Professionals.

### **Books for Reference:**

1. K. V. Krishnaswami Aiyar - "Professional conduct and Advocacy".
2. Dr. Kailash Rai - Legal Ethics, Accountancy for Lawyers and Bar Bench Relations.
3. The Contempt of Courts Act.
4. The Bar Council Code of Ethics.
5. Nabhi's Publications - Business and Professional Accounts.
6. Prof. B.N.B. Baliga - Traditions of the Bar - A. I. R 1991 - Journal 161
7. Mr. Justice M. M. Ismail - Professional Ethics and Etiquette - Madras High Court Centenary Celebration Souvenir P.2.
8. Professional Ethics, M.C.Setalvad.
9. Judicial Accountability, K. K. Venugopal
10. Professional Conduct, Taikad Subramani Iyer.
11. The Lawyer's Strike And The Duty Of The Supreme Court, H. M. Seervai.
12. Role Of Bar, H.R.Khanna.
13. The Indian Bar, P.P.Rao.
14. The American Bar Association Organization And Activities.
15. Bench-Bar Relations-Crisis Of Credibility, P.P.Rao.
16. Temper on The Bench, C.P.Singh



## THIRD YEAR

### V - Semester

## 1. INDIAN PUBLIC ADMINISTRATION (FA5A)

### Unit - I :

Meaning, nature and scope of Public Administration in a State - Public and Private Administration - Evolution of Public Administration in developed and developing countries - Theories of organization - Bureaucratic theory - Classic theory - Human relations theory.

### Unit - II :

Chief Executive - Functions of Chief Executive - Departments as Fundamental Units of Administration - Location of Authority - Public Enterprises / Corporations as Units of Administration - Growth of Public Enterprises / Corporations in India - Independent Regulatory Commissions - Growth of Regulatory Commissions - Growth of Regulatory Commissions in India - Impact of Globalization on Administration - TRAI, IDRA, ERA, SEBI, etc. - Autonomy and Accountability of Department, Public Enterprises and IRC's.

### Unit- III :

Principles of Organization - Hierarchy - Span of Control - Unity of Command - Centralized and Decentralized Administration - Structure of Organization - Decentralized Administration - 73rd and 74th Amendment to the Constitution - Planning under 73rd & 74th Amendments.

### Unit- IV :

Management issues - Participative Management - Planning - Planning Commission - NDC - Co-ordination - Delegation - Audit and Accountability - O&M.

### Unit-V :

Contemporary challenges of Public Administration - Right to Information - National Rural Employment Guarantee Programme - Disaster Management - Protection of Human Rights - Boards and Commissions.

### Books for Reference:

1. Amreshwar Avasthi & Shriram Maheswari - Public Administration
2. S.R. Maheswari - Indian Administration.
3. A.Avasthi and A.P. Avasthi - Indian Administration.
4. B.B. Misra - Indian Administration.
5. P. Sharma - Public Administration in India.
6. Ramesh K. Arora and Rajni Goyal - Indian Public Administration.



## 2. JURISPRUDENCE (FA5B)

**Unit - I** Nature and definition of Jurisprudence.

**Unit - II** The various schools of jurisprudence and their methodology.

**Unit - III** Nature and definitions of law - Different kinds, and classification, Imperative theory of law - Constitutional law and International law - their nature.

**Unit - IV** The concept of State and Sovereignty - a general outline.

**Unit - V** Sources of law - Legislation, Precedent and Custom.

**Unit - VI** Administration of Justice.

**Unit - VII** Juristic Concepts of Rights and Duties, Title, Persons, Liability, Ownership, Possession, Property and Obligation.

### Books for Reference:

1. Salmond - Jurisprudence
2. Paton - Jurisprudence.
3. Monica David - Jurisprudence.
4. G.C.V. Subba Rao - Jurisprudence.
5. Avatar Singh - Jurisprudence
6. Mahajan - Jurisprudence



## 3. CONSTITUTIONAL LAW - I (FA5C)

**Unit - I Constitution** - Definition - Constitutional Law - Classification of Constitution - Difference between Constitutional Law and Administrative Law.

**Unit - II Historical Background** - Framing of the Constitution of India.

**Unit - III Outstanding Features of the Indian Constitution** - Nature of the Indian Constitution.

**Unit - VI The Philosophy of the Constitution** - Preamble and The Objectives Resolution.

**Unit - V The Union and its Territory** - Territory of India - 35th & 36th Amendment - Formation of New States and Alteration of Boundaries, etc. - Procedure for Reorganization of States - Cession of Territory.

**Unit - VI Citizenship** - Meaning - Citizenship of India - Citizenship under the Citizenship Act, 1955 - Loss of Indian Citizenship.

**Unit - VII Fundamental Rights** - General Individual Rights and Fundamental Rights - Origin and Development of Fundamental Rights - Difference between Fundamental Rights and Rights secured by other provisions of the Constitution. Fundamental Rights in England and in the USA - Exceptions to Fundamental Rights - Amendability of Fundamental Rights - Suspension of Fundamental Rights - Classification of Fundamental Rights - Parliament's Power to Modify or Restrict Fundamental Rights - Enforcement of Fundamental Rights - A Guarantee against State Action - Definition of State (Article 12) - Laws Inconsistent with Fundamental Rights - Power of Judicial Review - Effect of Pre-Constitutional Laws - Waiver of Fundamental Rights.

**Unit - VIII Fundamental Rights** - Part III of the Constitution of India - Right to Equality - Right to Freedoms - The Six Freedoms - Protection in respect of Conviction for Offences - Protection of the Life and Personal Liberty - Safeguards against Arbitrary Arrest and Detention - Right against Exploitation - Right to Freedom of Religion - Culture and Educational Rights - History of Right to Property under the Constitution of India - The 44th Amendment, 1978 - Vestiges of the Right to Property - Right to Constitutional Remedies.



**Unit-IX Directive Principles of State Policy** - Object of the Directives - Scope of the Directives - Directives compared with Fundamental Rights - Non-Justiciability - Conflict between Fundamental Rights and Directive Principles - Sanction behind the Directives - Utility of the Directives - Implementation of the Directives - Directives contained in other parts of the Constitution - Classification of the Directives - Social and Economic Charter - Social Security Charter - Community Welfare Charter.

**Unit -X Fundamental Duties** - Need for Fundamental Duties - Source of Fundamental Duties - Enforcement of Fundamental Duties.

### Statutory Material with Amendments

Constitution of India, 1950

#### Books for Reference:

1. Dr. V.N. Shukla - Constitution of India
2. P.M. Bakshi - Constitution of India
3. Pandey - Constitution of India
4. Constituent Assembly Debates
5. Palanidurai. G - Dynamics of New Panchayatraj systems
6. D.N. Banerjee - Some aspects of Indian constitution
7. Seervai H.M. - Constitutional Law of India
8. D.D. Basu - Shorter Constitution of India
9. M.P. Jain - Indian Constitutional Law
10. Dr. Anirudh Prasad - Centre- State Relations in India
11. S.N. Jain, Subash C. Kashyap and N. Srinivasan - The Union and States
12. Dr. K.P. Krishna Shetty - The Law of Union-State Relations and Indian Federalism.
13. A.G. Noorani - The Presidential System: The Indian Debate.
14. Venkatraman R. - My Presidential Years.
15. Verinder Grover - Federal System, Centre- State Relations and State Autonomy.
16. Kashyap S.C. - Basic Constitutional Values.
17. Tope T.K. - Constitution of India.



## 4. LAW OF PROPERTY (FA5D)

### Unit - I Introduction

General principles relating to transfer of property in India Nature and interest in property, subject matter of transfer restrictive covenants, future interest, conditional transfers -transfer to unborn persons, capacity to transfer, doctrines of elections, holding out, holders under defective titles, lis pendens part, performance -Fradulent transfer, Benami Transactions Doctrine of priority

**Unit - II Specific Transfers** Specific transfers - Sales, Mortgage, lease, exchange, gift and actionable claims

- (a) Definition of Sale
- (b) Difference between sale and contract for sale, in English Law and Indian Law with reference to decide cases, rights and liabilities of buyers and seller
- (c) Doctrine of marshalling in English and Indian Law
- (d) Different types of mortgages - simple mortgages, mortgages by conditional sale, usufructury mortgage, English Law and Indian Law with reference to decided cases.
- (e) Mortgage when to be by assurance
- (f) Rights and liabilities of mortgagator
- (g) Rights and liabilities of mortgages both with reference to English Law and Indian Law
- (h) Doctrine of clog, clog on the equity of redemption in English Law and Indian Law
- (i) Doctrine of redemption and mortgagor's right therein.
- (j) Accession to mortgage properties in English and Indian Law
- (k) Doctrine of priority in English Law and Indian Law.
- (l) Doctrine of marshalling and doctrine of contribution in English Law and Indian Law.
- (m) Redemption by persons other than the mortgagor.
- (n) Doctrine of subrogation
- (o) Doctrine of tackling in English Law and Indian Law



### **Unit - III Charge**

- (a) Definition of charge
- (b) Doctrine of notice and tender

### **Unit - IV Lease**

- (a) Definition of lease
- (b) Definition of lessor, lessor premium and rent.
- (c) Leases - how made and kinds of leases - Distinction between a lease and license
- (d) Right and liabilities of lessor
- (e) Rights and liabilities of the lessee both in English law and Indian Law with reference to decided cases

### **Unit - V Gift And Exchange**

- (a) Definition of Exchange, rights and liabilities of parties - Exchange of money in Indian and English Law
- (b) Definition of gifts - its ingredients
- (c) Gift of existing and future property. Gift to several of whom one does not accept.
- (d) Suspension and revocation of gifts. Onerous gifts, Universal donee. Donatio mortis causa and Mohammedan Law. Application in English and Indian Law.
- (e) Transfer of policy of marine insurance with reference to Indian and English Law.

**Unit - VI Easements** - Easements generally - imposition - acquisition and transfer of easement - incidence of easement - Disturbance, extinction, suspension, revival of easements.

**Unit - VII Licences** - Difference between Easements and Licences.

### **Statutory Material with Amendments**

1. The Transfer of Property Act, 1882.
2. The Indian Easement Act, 1882.
3. Benami Transactions Prohibition Act 1988.

### **Books for Reference:**

1. G.Sanjiva Row - Commentaries on Easements and license
2. Vepa Sarathi - Law of Transfer of Property Act
3. Shah - Principle of Transfer.
4. Mulla - The Transfer of Property
5. Krishna Menon - The Transfer of Property
6. G.C.V. Subba Rao - The Transfer of Property
7. A.I.R. Commentaries - The Transfer of Property
8. W.Friedmann - Law in a changing society
9. Mitra - Transfer of Property
10. Goyle - Transfer of Property
11. C.L.Gupta - Law of Transfer of Property
12. Khatiar - Law of Easements
13. AIR Commentaries



## 5. LAW OF EVIDENCE (FA5E)

### Unit - I Introduction :

The Indian Evidence Act, 1872-Applicability and exclusion. Lex Fori- Statutory definitions - The Indian Law of Evidence compared with the English Law of Evidence - Exceptions; rules of evidence applicable to civil and criminal proceedings - Doctrine of corpus delict - presumptions of laws - and presumptions of fact.

### Unit - II

Matters of which proof is allowed - Relevancy and admissibility- Res gestae - Motive, preparation, opportunity and subsequent conduct - introductory and explanatory facts of relevant facts - Acts of conspirators - facts otherwise relevant -Facts determining quantum of damages - Existence or exercise of custom- Statement of bodily or mental condition similar facts - course of business-Admission and confession statement of persons who cannot be called as witnesses. Disposition of former proceedings relevant in public records, maps, charts, Acts or notifications, Law books and law reports -judgment, opinions of witnesses - Character of parties - Civil and Criminal cases - Previous conviction of parties - General reputation of parties.

Matters of which proof is not required - Judicial Notice - Law and Custom - Public Administration - Common knowledge - Facts formerly admitted presumptions - Rebuttal of presumptions.

Matters of which proof is not allowed - Facts which parties are stopped from proving - stopped by record, deed and conduct.

### Unit - III

Proof - oral evidence - Rule against hearsay - The evidence rule - Admissions, confessions, declaration statement in Public documents - Documentary evidence, primary and secondary evidence - digital evidence - Genuiness of documents - Proof of public documents by certified copies or by records of the documents, etc. Presumptions as to documents - parole - Evidence respecting. Documents as substitute for documents - variation or contradiction or contradiction in aid of interpretation.

### Unit - IV Production and Effect of Evidence :

Burden of proof - quantum of proof - cogency of evidence- competency of witness - compellability - oath or affirmation Examination in chief cross examinations questions in cross Examination - re-examination. Hostile witness - Discredit of opposing witness - contradiction of witness- - Affairs of State - Information Legal Professional Communications between spouses accomplices - Discretion of witness - Admissibility of evidence - witness called by judge - corroborations - Refreshing memory - Judges power to put questions - Appeal against improper admission and rejection of evidence.

### Statutory Material with Amendments

1. The Indian Evidence Act, 1872.
2. Criminal Law (Amendment) Act, 2013.
3. Information Technology Act 2000.

### Books for Reference:

1. Ratanlal - The Law of Evidence.
2. Sarkar - Law of Evidence
3. R.D.Agarwal - Commentaries on Indian Evidence Act.
4. Sir James Fitz Stephen - An Introduction to the Indian Evidence Act.
5. Abhinav Mishra's - Indian Evidence Act.



## VI - Semester

### 1. CONSTITUTIONAL LAW - II (FA6A)

**Unit - I Organization of Executive Power** - The President - Governors - Powers and Functions - Immunities - Pardoning Power - Ordinance Making Power - Judicial Decisions.

**Unit - II Organization of Legislative Power** - Parliament and the State Legislatures - Office of the Speaker - Chairperson of Rajya Sabha and Legislative Councils - Legislative Privileges - Judicial Interpretations - Qualifications and Disqualifications - X<sup>th</sup> Schedule.

**Unit - III Organization of Judicial Power** - Supreme Court - High Courts - Appointment, Transfer and Removal - Independence of Judiciary - Tribunals.

**Unit - IV Organization, Powers and Functions** of the CAG, ECI and the Public Service Commissions - Constitutional Safeguards for Civil Servants.

**Unit - V Constitutional Review** - Need and extent of Review - Constitutional Review Committee's Report

**Unit - VI Concept of Federalism** - Necessity and Justification for Federal Governments - Essential Features of Federal Form of Government.

**Unit - VII Legislative Relations under Indian Constitution** - Doctrine of Territorial Nexus - Doctrine of Pith and Substance - Colourable Legislation - Implied and Residuary Powers - Central Control over State Legislation - Areas of Conflict.

**Unit - VIII Administrative Relations between Union and State**- "Full Faith and Credit Clause" - Central and Inter-States Conflict Management.

**Unit - IX Fiscal Relations between the Centre and State** Sharing of Taxes and Grants in Aid - Restrictions on the Power of State Legislature as Fiscal Powers - Doctrine of Immunity of Instrumentality - Role of Finance Commission - Borrowing Powers - Constitutional Limitations.

**Unit - X Freedom of Trade and Commerce** - Exceptions - Implications of the Concept of Federation.

**Unit - XI Federalism and Emergency Situations** - Types of Emergency and their Impact on the Federal Structure.

**Unit - XII Amendment of the Constitution** - Power and Procedure for Amendment.

### Statutory Materials with Amendments

1. Constitution of India, 1950.

### Books for Reference:

1. Seervai H.M. - Constitutional Law of India
2. D.D. Basu - Shorter Constitution of India
3. M.P. Jain - Indian Constitutional Law
4. Dr. Anirudh Prasad - Centre-State Relations in India
5. S.N. Jain, Subash C. Kashyap and N. Srinivasan - The Union and the States
6. Kashyap S.C. - Our Parliament
7. A.G. Noorani - The Presidential System: The Indian Debate
8. Venkatraman R. - My Presidential Years
9. Verinder Grover - Federal System, Centre-State Relations and State Autonomy
10. Kashyap S.C. - Basic Constitutional Values
11. Tope T.K. - Constitution of India



## 2. COMPANY LAW (FA6B)

### Unit - I Introduction

Corporate personality- Definition of a Company - Types of Associations Illegal Association - Classes of companies. One Person company

### Unit - II Formation

Formation of a Company- Promoters, Registration Incorporation, Memorandum of Association, Articles of Association, Prospectus and deposits, Application and allotment of shares.

### Unit - III Corporate Financing

Shares-Application and allotment of shares, members and share holders, shares and shares capital, debentures, charges and debentures holders, dividends, borrowings, lending investments, contracts.

### Unit - IV Corporate Governance

Directors-Independent directors, woman directors and managerial personnel, meetings, accounts and audits , internal auditing, National Financial Reporting Authority, e-filing, corporate social responsibility, majority powers and minority rights , prevention of oppression and mismanagement, investigation, powers of inspectors, powers of NCLT, Insider trading.

### Unit - V Compromises, Arrangements and winding up

Compromises, Arrangements and Amalgamations - Mergers and acquisitions, winding up and kinds of winding up –Administration of NCLT and CLAT and Special courts –Powers of liquidators , removal of names of companies from Register of companies , Defunct companies and restoration, revival and rehabilitation of sick companies.

### Unit - VI Securities Exchange Board of India

Securities Exchange Board of India (SEBI) Act, 1992- Amendments 2014- Establishment of Securities Board of India –Powers and Functions of Board –Prohibition of Manipulative and Deceptive Devices, Insider Trading and Substantial Acquisition of Securities or control - Penalties and Adjudication- Securities Appellate Tribunal- Miscellaneous.

### Statutory Material with Amendments

1. The Companies Act, 2013.
2. Information Technology Act, 2002.
3. Securities Exchange Board of India Act 1992.

### Books for Reference:

- |                       |   |              |
|-----------------------|---|--------------|
| 1. Avatar Singh       | - | Company Law  |
| 2. Shah's Lectures on | - | Company Law. |
| 3. Gower              | - | Company Law. |
| 4. Basu N.D.          | - | Company Law. |
| 5. Dutt               | - | Company Law. |



### 3. LABOUR LAW - I (FA6C)

#### Unit - I Introduction

Labour Legislation: Origin and Development of Labour legislation- Object and Nature of Labour Legislation- Evolution of concept of Master and Servant relationship-Theory of Laissez Faire and State Regulation of Labour Legislation and Its Special Features-Role of International Labour Organization in setting Labour Standards. Liberalization-Privitization and Globalization(LPG).

#### Unit - II Trade Union Act,1926

Definitions-History of Trade Union Movement-Registration of Trade Unions-Rights and Liabilities of Trade Unions-Immunities and Privileges of a Registered Trade Union-Trade Union Funds-Collective Bargaining-Amalgamation and Dissolution of Trade Unions-Recognition of Trade Unions.

#### Unit - III Industrial Disputes Act,1947

Scope,Applicability and Definitions - Appropriate government: Workmen:Industry:Industrial Disputes:Award:Settlement : Public Utility Services: Strike: LockOut Retrenchment:Lay Off:Closure-Machinery for Settlement of Industrial Disputes-Work Committees, Conciliation Officers-Board of Conciliation,Court of Inquiry-Labour Court, Industrial Tribunal National Industrial Tribunal-Reference Power of the Government Voluntary Arbitration-Unfair Labour Practices.

#### Unit - IV Industrial Employment (Standing Orders) Act, 1946:

Scope and Definitions - Procedure for Certification of Standing Orders - Duration; Modification of Certified Standing Orders - Domestic Enquiry and disciplinary proceedings.

#### Unit -V Law Relating to Wages

Minimum Wages Act,1948:Theories of Wages and Wage Policy-Concept of Wages- Living Wage,Fair Wage and Minimum Wage-Fixation of Minimum Rates of Wages-Methodology,Procedure:Advisory Boards-Inspectors,Powers ,Claims-Exceptions and Offences-Equal Remuneration Act

Payment of Wages Act,1936:Definitions-Deductions-Authorities under the Act- Inspectors and their powers-Penalty.

#### Statutory Material with Amendments

1. Industrial Disputes Act,1947.
2. Trade Union Act,1926
3. Industrial Employment (Standing Orders)Act,1946
4. Minimum Wages Act,1948
5. Payment of Wages Act,1936.
6. Equal Rumuneration Act,1976

#### Books for Reference:

1. Madavan Pillai - Labour and Industrial Law
2. S.N.Mishra - Labour and Industrial Law
3. V.G.Goswami - Labour Law
4. O.P.Malhotra - Industrial Disputes Act
5. K.D.Srivatsava - Law Relating to Trade Union
6. K.D.Srivatsava - Payment of Wages Act,1936.
7. K.D.Srivatsava - Payment of Minimum Wages Act,1948.



## 4. CLINICAL COURSE - II (FA6D) (Internal)

### Arbitration, Conciliation And Alternative Dispute Resolution Systems

#### Unit - I - Domestic Arbitration

1. General Provisions - Definition Clause - Meaning of Arbitration, Valuer, Experts, Valuation, Dispute, Dispute of Civil Nature, Tort matters, Contract of Apprenticeship, Assignment, Powers under agreement - Arbitration and litigation - Reference under Arbitration Agreements.
2. Arbitration agreement - Agreement to be in writing - No prescribed form of agreement-Tenders containing arbitration clauses - Telex - Fax - Arbitration Agreement and reference clauses having the effect of arbitration agreement - Rent review clause. Agreement of reference in the shape of option - Reference of time - Barred claim etc.
3. Composition of Arbitral Tribunal - and all its attendant provisions.
4. Jurisdiction of Tribunal
5. Conduct of Arbitral Proceeding.
6. Making of Arbitral Award and Termination of Proceedings.
7. Recourse against Arbitral awards - Finality and enforcement of Arbitral awards.
8. Appeals and Miscellaneous Provisions.

#### Unit - II : Enforcement of Certain Foreign Awards

- a. **International and Commercial Arbitration** : Commercial choice of place and proper law of Arbitration - Governing law of arbitration - Foreign award - International arbitration - New York convention awards - Binding force of foreign awards - enforcement of foreign awards - Appealable orders.

- b. **Geneva Convention Awards**: Foreign awards for purposes of this convention - II Schedule & III Schedule - All Implications Relating to the Geneva Convention Awards.

#### Unit - III : Conciliation

- a. Meaning - Number and qualification of conciliators - Appointment of conciliators - Principles of Procedure - Procedure of Conciliation.
- b. Settlement : Settlement of Disputes - Status and effect of settlement agreement - Restrictions on the role of conciliators -Termination of Conciliation Proceedings - Resort to Arbitral or Judicial Proceedings - Costs - Deposits.

#### Unit - IV Mediation

#### Unit - V Schedules

- a. First Schedule : Convention on the Recognition and Enforcement of Foreign Arbitral awards.
- b. Second Schedule : Protocol on Arbitration Clauses.
- c. Third Schedule : Convention on the Execution of Foreign Arbitral Awards.

#### Statutory Materials with Amendments

1. The Arbitration and Conciliation Act,1996
2. Arbitration(Amendment )Act,2011
3. United Nations Convention of Recognition and enforcement of Foreign awards (New York 1958)
4. Brussels Convention
5. European Convention on International Commercial Arbitration,
6. Tamil Nadu Mediation Rules,2010

## Books for Reference:

1. Law relating to Arbitration and Conciliation (II Volumes) by M.A. Sujana Published by Universal Law Publishing Pvt. Ltd, Delhi.
2. Law of Arbitration and Conciliation by S. K. Roy Chowdhury and H. K. Saharay (4th Edition 1996) published by Eastern Law House, New Delhi.
3. Law of Arbitration and Conciliation by Dr. Avtar Singh - Published by Eastern Book Co. Lucknow.
4. The Arbitration and Conciliation Act, 1996 (Act 26 of 1996) by P. S. Narayana, Advocate, Published by ALT Publications, High Court Premises, Gate No. 2 , High Court of A. P. Hyderabad - 2 (A. P.)
5. Mani's- Digest on Arbitration and Conciliation (1996-2014)
6. Justice.Saraf- The Arbitration and Conciliation (2012 Edition)
7. P.C.Markanda,&Sri Ram Panchu's Mediation Practise and the law

### Assessment Scheme

- |  |            |
|--|------------|
| 1. Case Study in Arbitration Centre<br>(Practical /Simulation Exercises) |            |
| 3 exercises - 20 Marks each  | : 60 Marks |
| 2. Tests (Written)   | : 20Marks  |
| 3. Presentation / Viva Voce  | : 20 Marks |

**TOTAL 100 Marks**



## FOURTH YEAR

### VII - Semester

## 1. BANKING LAW (FA7A)

### Unit - I Nature and Development of Banking :

History of Banking in India and England - Different types of Banks and specific laws relating to them - Banking by individuals, Partnership firms, Cooperatives, Companies, Foreign Companies; Scheduled and Non - scheduled Banks - Nationalization of Banks.

### Unit - II Banker and Customer:

Definition of 'Banker' - Business permitted and prohibited for a Banking Company.

Definition of 'Customer'- General Relationship between Banker and Customer.

Special types of Bankers, Customers - Minors, Lunatics, Illiterates, Executors, Hindu Joint Family, Partnership firms, Joint Stock companies, clubs, Societies, Charitable Associations, Trustees etc.

Banker as Borrower - Forms of Borrowing, Discounting of bills, Different types of deposits, payment before due date and Repayment of different types of deposits, attachment of deposits by the Courts and income tax authorities.

Different types of accounts - Formalities involved for opening accounts, operating accounts, legal aspects of entries in pass books, effect of false entries, closing of a bank account.

Duties of a Banker: To honour Cheques, To maintain secrecy, To disclose information, Countermanding of Cheques by customers.

Rights of a Banker- General lien, set off, to combine accounts, to charge interest and service charges, appropriation (Rule in Clayton's case)

Banking instruments: Bank notes, Banker's drafts, deposit receipts, letters of credit, indemnities, travellers, Cheques, postal orders, dividend warrants, bonds.



### **Unit - III Paying Banker:**

Precautions to be taken by the paying banker-when banker must refuse payment, statutory protection given to the paying banker, Banker as payer of domiciled bills, Recovery of money paid by mistake.

### **Unit - IV Collecting Banker:**

Collecting banker as Holder for value - collecting banker as agent, conversion by collecting banker; duties and liabilities of a collecting banker; statutory protection given to the collecting banker.

### **Unit - V Laws Relating To Loans, Advances And Investments By Banks :**

Subsidiary business operations of bankers with special reference to Safety Deposit Lockers - Liability of banker in case of bank robberies and fraud by bank employees - Vicarious liability of the bank - Recovery of loans and advances - Recovery of debts due to banks, Financial Institutions Act, 1993. . The Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002-Debt Recovery Tribunal-Banking and Insurance ombudsman.

### **Unit - VI Miscellaneous:**

RBI's control over commercial banks - Special Status of RBI and State Bank of India - Subsidiary Banks - Effect of winding up of Banking companies - Rights of customers on winding up of companies - Necessity for reforms in Indian Banking Law to meet global challenges.

### **Introduction Negotiable Instruments :**

#### **Unit - VII Definition And Characteristics:**

Definition, Characteristics and categories of Negotiable Instruments, Definition and Characteristics of Promissory Note, Bill of Exchange and Cheques, Distinctions between them, Different kinds of bills, Hundis, Letters of Credit. E-Banking- ATM - CDM - Smart Cards- Net Banking- Electronic clearance system-Legal Issues,Regulating E-transactions, Reserve Bank of India's contribution,e-bank issues,International transactions,credit cards and internet related laws,secure electronic transactions

### **Unit -VIII Parties To Negotiable Instruments:**

Holder, holder in due course, Rights and Privileges of a Holder in Due Course, Capacity of parties.

### **Unit - IX Presentation:**

Presentation for Acceptance, Types of Acceptance, Presentation for payment; Maturity, when presentation is excused and when it is unnecessary. Effects of non presentation.

### **Unit - X Negotiation:**

Negotiation of Negotiable instruments, Negotiation distinguished from Assignment. Modes of Negotiation, kinds of Endorsements, negotiation by unauthorized persons.

### **Unit - XI Discharge And Dishonour :**

Discharge of instrument, Modes in which parties are discharged, Material alterations, dishonour of a bill of exchange; Modes of dishonour, Notice of Dishonour, Effect of dishonour, Noting, Protest, Compensation, Acceptance for Honour, Payment for Honour, Drawee in case of need.

### **Unit - XII Liability:**

Liability of various parties -Drawer, Maker, Drawee, Endorser; Liability for unjustified dishonour. When a banker is justified in refusing payments on a Cheque. Liability of transfer by delivery. Liability under Accommodation bills, Liability on Foreign instruments.

### **Unit - XIII Presumptions in favour of negotiable instruments.**

### **Unit - XIV Cheques :**

Crossing of a Cheque, Different types of crossing, who may cross, payment of crossed Cheques, Rights of Holder against Banker.

### **Unit - XV**

Civil and Criminal Liability for dishonour of Cheques under section 138 to section 142 of the Amended Negotiable Instruments Act.



## Statutory Material with Amendments

1. Consumer Protection judgements Act, 1986
2. The Banking Regulation Act, 1949
3. The Reserve Bank of India Act, 1934
4. The State Bank of India Act, 1955- The State Bank of India (Subsidiary Banks) Act, 1959
5. Negotiable Instruments Act, 1881
6. Bill of Exchange Act, 1882
7. The Cheques Act, 1957
8. Limitation Act, 1963
9. Information Technology Act, 2002
10. The Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002

## Books for Reference:

1. Tannan's - Banking law and Practice in India (India law house, New Delhi)
2. Banking law and Practice - PN. Varshney (Sultan Chand & Sons, New Delhi-110 002)
3. Negotiable Instruments - By Bhashyam & Adiga (Bharat law house pvt. Ltd. New Delhi)
4. The Negotiable instruments Act. - Khergamvala - Edited by M.S. Parthasarathy (N.M. Tripathi Private Ltd, Bombay)
5. Dishonour of Cheques, Liability Civil & Criminal By S. N. Gupta (Universal law publishing Co. Pvt. Ltd. G. T. Karnal Road, Delhi -110 033)
6. Negotiable Instruments By Avtar Singh (Eastern Book Co. 34 Zallagh, Lucknow - 226 001)
7. Sir John Paget - Law of Banking
8. H. P. Sheldon - The practice and law of Banking



## 2. LABOUR LAW - II (FA7B)

### Unit - I Introduction: Social Security and Labour Welfare

Concept, Evolution and Constituents of Social Security - Object of Social Security Laws - Social Security and Constitution - ILO on Social Security.

### Unit - II Social Security: Industrial Injuries

The Employees' Compensation Act, 1923: Scope, Objects, Coverage and Definitions- Liability of the Employer to Pay Compensation - Personal Injury, Accident arising out of and in the Course of Employment, Doctrine of Notional Extension and Occupational Diseases - Determination and Distribution of Compensation - Principal Employer's Right of Indemnity - Commissioner's Powers and Functions.

### Unit - III Social Security: Social Insurance

The Employee's State Insurance Act, 1948: Objects, Applications and 'Seasonal Factory' - Definitions - E.S.I. Corporation - E.S.I. Funds, Payment of Contributions - E.S.I. Benefits - Adjudication of Disputes - E.S.I. Court - Penalties.

### Unit - IV Other Social Security Legislations

The Maternity Benefits Act, 1961: Object and Application - Eligibility and Maternity Benefits - Notice of Claim Prohibition against Dismissal, Wage Deduction - Powers and Duties of Inspectors.

The Employee's Provident Funds and Miscellaneous Provisions Act, 1952: Scope, Coverage, Application and Definitions - Authorities, their Powers and Functions Contributions - Employees Provident Fund Scheme, Employees' Pension Scheme and Deposit Linked Insurance Scheme -Penalties.

The Payment of Bonus Act, 1965: Bonus Commission - Definitions and Coverage - Kinds of Bonus - Eligibility and Extent of Bonus - Calculation of Bonus - Available Surplus, Allocable Surplus, Set On Set Off - Forfeiture of Bonus - Prior Charges - Machinery.

Payment of Gratuity Act, 1972: Background, Object and Definitions - Eligibility for Payment of Gratuity - Forfeiture, Exemption, Determination - Controlling Authority -Penalties.

## Unit - V Labour Welfare Legislations

Factories Act, 1948: Background and Definitions - Formalities to start a Factory - Health, Safety and Welfare Measures - Working Hours - Employment of Young Persons - Annual Leave with Wages - Special Provisions.

The Tamil Nadu Shops and Establishment Act, 1947: Applicability and Person covered by this Act - Opening and Closing Hours - Employment of Young Persons - Working Hours, Public Holiday, Safety, and Cleanliness - Leave and Annual Leave with Wages.

### Statutory Materials with Amendments

1. The Employees' Compensation Act, 1923
2. The Employees' State Insurance Act, 1948
3. The Maternity Benefit Act, 1961.
4. The Payment of Bonus Act, 1965.
5. Payment of Gratuity, 1972.
6. Factories Act, 1948.
7. The T. N. shops and Establishment Act, 1947.

### Books for Reference

1. S.N.Mishra - Labour and Industrial Law
2. V.G.Goswami - Labour Law
3. Madhavan Pillai - Labour and Industrial Law
4. S.C.Srivastava - Social Security and Labour Laws
5. K. D. Srivastava - The Employees' Compensation Act, 1923
6. K.D. Srivastava - The Employees' State Insurance Act, 1948
7. K. D. Srivastava - The Employees' Provident Funds and Miscellaneous Provisions Act, 1961.
8. K. D. Srivastava - The Payment of Bonus Act, 1965
9. K. D. Srivastava - Payment of Gratuity, 1972
10. K. D. Srivastava - Factories Act, 1948



## 3. ENVIRONMENTAL LAW (FA7C)

### Unit - I

Bio - Geographical aspects of our Environment.

### Unit - II

Socio - Economic dimensions of our Environment.

### Unit - III

Problems affecting the Environment and factors responsible for environmental degradation.

### Unit - IV

Policies of the State for abatement of Pollution and for conservation.

### Unit - V

Constitutional obligation to protect the natural environment.

### Unit - VI

Right to live in a healthy environment - Evolution and principles / Doctrines propounded by the Judiciary.

### Unit - VII

History of evolution of law to handle pollution and other environmental problems in India.

### Unit -VIII

Remedies for environmental pollution available under common law and Statute law (Remedies under law of torts, Indian Penal Code, Criminal Procedure Code, Civil Procedure Code)

### Unit - IX

Laws relating to control of pollution:

### Unit - X

National Green Tribunal

## Unit - XI

Water pollution - meaning - authorities under the water act. - powers and functions of Central and State Pollution Control Boards - activities prohibited and regulated under the Air Act. - Penalties for violation

## Unit - XII

Air Pollution - meaning - authorities under the Air Act - Powers and functions of Central and State Pollution Control Boards - activities prohibited and regulated under the Air Act. - Penalties for violation.

## Unit - XIII

Noise Pollution - Law relating to noise pollution - provisions under the Police Act - Noise Rules 2000.

## Unit - XIV

Pollution of Land - waste management - issues relating to use of plastics - Hazardous waste management rules - Bio-medical waste Management Rules.

## Unit - XV

Ground water pollution - management of ground water resources - Madras Metropolitan area Ground water Regulation Act. 1987.

## Unit - XVI

Law relating to Conservation of Forest and Wild Life.

## Unit - XVII

Law relating to Prevention of Cruelty to Animals.

## Unit - XVIII

Environmental Protection Act and Rules made there under- Notifications issued under the Act.

## Unit - XIX

Role of Social movements in Environmental Management.

## Unit - XX

International Environmental Law - Significance of various international convention to protect the environment and the principles declared in the Conventions.

## Unit - XXI

Region Specific environmental problems - Status report of environmental problems in the state of Tamil Nadu.

## Statutory Materials with Amendments

1. Wild life (Protection) Act. 1972.
2. Prevention of cruelty to Animals Act, 1960.
3. The Water (Prevention and Control of Pollution) Act, 1974.
4. Forest (Conservation) Act. 1980.
5. The Air (Prevention and Control of Pollution) Act, 1981.
6. Environmental (Protection) Act, 1986.
7. Public Liability Insurance Act, 1991.
8. National Green Tribunal Act, 2010

## Books for Reference :

1. Armin Rosencranz Etal (ED), Environmental Law and Policy in India. - Tripathi, Bombay.
2. Armin Rosencranz Etal (ED), Environmental Law and Policy in India: Cases, Materials and Statutes, Tripathi, Bombay.
3. Centre for Science and Environment, The State of India's Environment - A Citizens' Report, Delhi.
4. Indian Law Institute, Environmental Protection Act: An Agenda for Implementation, Tripathi, Bombay.
5. Jaswal Ps. and Nishtha Jaswal, Environmental Law , Pioneer Publications, Faridabad, Harayana.
6. Lal's Commentaries on Water, Air Pollution and Environment (Protection) Law, Law Publishers (India) Pvt. Ltd.
7. Sahasranaman, Pb, Law of Environment Protection (1997) Classic Publications, Bangalore.
8. W. Bernie, Patricia and Boyle, Alan, Basis Documents on International Law and the Environment (1995), Oxford University Press.
9. Paras DIwan, Environmental Law Volume (1,2,3).
10. P. Leelakrishnan - Environmental law in India.
11. S. K. Shukla - Environmental protection laws.
12. L. Agarwal - Legal control and Environmental pollutions.
13. S. Shanthakumar - Environmental law



## 4. ADMINISTRATIVE LAW (FA7D)

### Unit - I Introduction to Administrative Law

Definition, Nature, Scope - Origin and Development of Administrative Law in U.K., U.S.A., France and India -Sources -Administrative Law and Constitutional Law-. Rule of Law Concept, Evaluation of Dicey's concept of Rule of Law, Modern conception of Rule of Law, Rule of Law in U.K., U.S.A. and India, Rule of Law vis-à-vis Administrative Law- Doctrine of Separation of Powers – Meaning, Origin, Montesquieu's Doctrine of Separation of Powers, System of Checks and Balances, Position in U.K., U.S.A., and India-. Parliamentary Sovereignty in U.K., Limited Legislative Powers in U.S.A. and India- Classification of Administrative Action.

- A. Nature of Powers—Executive, Legislative and Judicial
- B. Legislative Function—Quasi Legislative Functions – Administrative Directions.
- C. Judicial Function – Quasi Judicial Functions – Tribunals and Administrative Justice.
- D. Executive Function – Ministerial Functions and Discretionary Functions.

### Unit - II Delegated Legislation

Meaning, Nature, Origin, Development and Growth of Delegated Legislation, Types of Delegated Legislation and Constitutionality of Delegated Legislation-Delegated Legislation and Conditional Legislation, Sub-Delegation-Restraints on Delegation of Legislative Power, Doctrine of Excessive Delegation- Control over Delegated Legislation – Judicial, Procedural and Legislative Control - Administrative Directions and Delegated Legislation.

### Unit - III Procedural Fairness and Judicial Review

Principles of Natural Justice-Concept, Parameters and Application of the Principles of Natural Justice-Rule against Bias-Audi Alteram Partem or the Rule of Fair Hearing – Meaning, Object, Ambit and Ingredients of Fair Hearing, Institutional Decision, Post-Decision Hearing-Reasoned Decisions- Exceptions to the Rule of Natural Justice-Effects of Breach of Natural Justice.

Administrative Process and Judicial Review -Meaning and need for Judicial Review- Scope of Judicial Review, Jurisdiction of the Supreme Court -Writ Jurisdiction-Appeal by Special Leave (Art. 136)-Scope and Object of Article 136-Jurisdiction of the High Court-Judicial Review of Administrative Action through Writs-Scope of the Writ Jurisdiction -Against whom the Writ Lies-Territorial extent of Writ Jurisdiction -Relief against an Interim Order – Interim Relief [Art. 226(3)]-Locus-Standi-Kinds of Writ -Grounds for issue of Writs-Principles for the Exercise of Writ Jurisdiction, Alternative Remedy-Laches or Delay-Res Judicata-Public Interest Litigation and Locus-Standi-Doctrine of Legitimate Expectation and Doctrine of Proportionality.

Statutory Remedies- Injunction- Declaration against the Government - Exclusion of Civil Suits

Privileges and Immunities of Government in Legal Proceedings-Privilege to Withhold Documents - Miscellaneous Privileges of the Government-Notice, Limitation, Enforcement of Court Order-Binding nature of Statutes over the States Action-Promissory Estoppel -Right to Information.

Judicial Control of Administrative Discretion -Meaning, Nature and Need of administrative Discretion -Ground and Extent of Judicial Review -Fundamental Rights and Discretionary Powers.

Liability of the State - Liability of the State in Torts and Contracts

### Unit - IV Ombudsman, Lokpal, Lokayukta and Central Vigilance Commission

Meaning, Object, Main characteristics, Need and Utility-Origin and Development of the Institution -Ombudsman in New Zealand-Ombudsman in England (Parliamentary Commissioner)-Ombudsman in India –Lokpal-Lokayukta in States-Central Vigilance Commission

### Unit - V Administrative Tribunals and Public Undertaking

Administrative Tribunals- Meaning, Nature, Main characteristics, Origin and Development (U.S.A., U.K. and India)-Franks Committee-Tribunal and Court, Similarity and Difference-Reason for growth of Administrative Tribunals-Merits and Demerits of Administrative Tribunal-Procedure and Powers of Administrative Tribunal (U.K., U.S.A. and India)-Tribunal under Constitution -High Court's Superintendence over Tribunals-Appeal to Supreme Court by Special Leave-Working of the Administrative Tribunal-Administrative Tribunals under Administrative Tribunals Act, 1985-Administrative Procedure Act in U.S.A.-Domestic Tribunal.

Public Undertaking- Object, Importance, Characteristics, Classification, Reason for the growth -Working of Public Corporations- Rights, Duties and Liabilities of Public Corporations-Controls over Public Corporations, Government Control, Parliamentary Control, Judicial Control, Public Control-Role of Ombudsman in Public Undertaking.

### Books for Reference

1. M.P. Jain and S.N. Jain - Principles of Administrative Law
2. S.P. Sathe - Administrative Law
3. I.P. Massey - Administrative Law
4. C.K. Takwani - Administrative Law
5. Kailash Rai - Administrative Law
6. Wade - Administrative Law
7. De Smith - Administrative Law
8. Foulkes - Administrative Law
9. Indian Law Institute - Cases and Material of Administrative Law
10. Markose - Judicial Control of Administrative Action
11. Griffith and Street - Administrative Law
12. Report of the Law Commission - First Report, Second Report, Fourteenth Report
13. Report on the Committee of Minister's Power - Franks Committee Report.



## VIII - Semester

### 1. INTERPRETATION OF STATUTES (FA8A)

#### Unit - I

**Introduction:** What is a Statute? - Different parts of a Statute- Commencement, Repeal & Revival of Legislation - Codification & Consolidation.

#### Unit - II

**Interpretation:** Meaning - Significance of Interpretation - Need for interpretation - Object of Interpretation - General principles of Interpretation - Literal or Grammatical - Logical Interpretation - Rules of Interpretation - Literal or Plain Reading Rule - Mischief Rule - Golden Rule - Subsidiary Rule.

#### Unit - III

**Construction:** Beneficial Construction - Restrictive Construction - Internal Aids & External Aids - The Different Parts of the Statutes in Interpretation.

#### Unit - IV

**Interpretation of Taxing Statutes-** Strict Construction Beneficial Construction.

#### Unit - V

**Construction of Penal Statutes -** Strict & Beneficial Interpretation - Interpretation Regarding Punishments - Mensrea.

#### Unit - VI

**Interpretation of Imperative Statutes and Directory Statutes.**

#### Unit - VII Constitutional Interpretation

**a. Interpretation of Constitution:** Preamble as a tool for Interpretation - In re Berubari Union & Exchange of Enclaves case - Doctrine of Pith & Substance - Doctrine of Colourable Legislation - Presumption in favour of Constitutional Validity of Legislation.

- b. Interpretation of Fundamental Rights:** Menaka Gandhi's case - E.R Royappa's case - Keshavanada Bharati's case etc.- Fundamental Rights & Directive Principles - Harmonious Construction - Human Rights & Fundamental Rights.

### Unit - VIII

**General Clauses Act 1897:** Definition - General Rules of Construction - Provisions relating to Order & Rules.

### Books for Reference

1. M .P Tandon : Interpretation of Statutes and Legislation
2. Maxwell : Interpretation of Statutes
3. Singh G. P. : Interpretation of Statutes
4. Vepa P. Sarathi : Interpretation of Statutes
5. Cross : Interpretation of Statutes
6. Craires : Statutory Interpretation.
7. Bindra : Interpretation of Statutes
8. T. Bhattacharya : Interpretation of Statutes
9. General Clauses Act : Bare Act.
10. D. D. Basu : Shorter Constitution of India (2 Vols.)



## 2. LAND LAWS (FA8B)

### Unit - I Historical Sketch of Land Reforms/Land Laws

Concept of Land: Kinds, Ownership and Possession of Land- Land Reforms and Constitutional History: Eminent Domain- Right to Property under Articles 31A, 31B, 31 C of the Constitution- Article 300 A: Protection of Personal Property- Ninth Schedule- Early Revenue Administration in Tamil Nadu- Grants- Inams- Zamindari System: Permanent Settlement- Ryotwari: Rights And Liabilities Of Ryotwari Pattadar- Tamil Nadu Estates (Abolition and Conversion into Ryotwari) Act, 1948

### Unit - II Acquisition of Land

Land Acquisition Act, 1894 (Repealed)-Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (LARR Act, 2013)-Need for new land acquisition law- Definitions: Affected Family, Land, Land Owner, Holding Of Land etc- Safeguards against indiscriminate land acquisition- Compensation- Rehabilitation and Resettlement- LARR Authority- Apportionment of Compensation- Payment of Compensation- Temporary Occupation of Land- Amendment Ordinance 2014-amendments.

### Unit - III Enactments and Cultivating Tenants

The Tamil Nadu Cultivating Tenants Protections Act, 1955: Definition- Landlord not entitled to Evict the Tenant – Right to Restoration of Possession- Special provision for member of Armed Forces- Bar of Jurisdiction of Civil Courts- Revision by High Court- The TN Cultivating Tenants Special Provisions Act, 1968, 2007, 2008, 2010- The TN Cultivating Tenants Arrears of Rent Relief Act, 1972, 1980- Tamil Nadu Cultivating Tenants Protection from Eviction Act, 1983, 1989.

The Tamil Nadu Cultivating Tenants (Payment of Fair Rent) Act, 1956: Definitions – Interpretations – Rights and Liabilities of Cultivating Tenants and Land Owner- Fair Rent- Alteration or Revision



of Fair Rent- Kaiaeruvaramdar and Mattuvaramdar- Rent Court and Rent Tribunals- Exception- Powers of High Court.

The Tamil Nadu Agricultural Land Record of Tenancy Right Act, 1969: Definition- Preparation of Records of Tenancy Rights- Record Officer- Advisory Committee-Modification of Entries in the Draft and Approved Record of Tenancy Rights- Appeals – Revision- Penalty for failure to furnish information- Cognizance of Offence.

The Tamil Nadu Occupants of Kudiyruppu and Conferment of Ownership Act, 1971: Definitions – Occupant- Conferment of Ownership- Alternative Site- Prohibition of Alienation- Authorized Officer- Compensation- Offences by Companies.

#### **Unit - IV Law and Land Ceiling**

Tamil Nadu Land Reforms Fixation of Ceiling on Land Act, 1961 and Amended Act 1971: Preliminary- Definitions : Ceiling Area, Family, Stridhana Property, Standard Acre, etc- Fixation of Ceiling on Land Holdings- Land Board- Industrial Undertaking- Publication of Statement- Land Tribunal- Authorized Officer- Determination of Compensation- Exemptions- Special Appellate Tribunal – Courts- Penal Provisions.

#### **Unit - V Law - Buildings**

Tenancy law:- The TN Buildings (lease and rent control) Act, 1960: Introduction- Definitions- Fixation of Fair Rent – Changes in Fair Rent – Agreed Rent – Procedures for avoid default in payment of rent – Grounds for eviction of tenant- Jurisdiction of the Rent Controller- Execution- Proceedings by Legal Representatives or against Legal Representatives – Appeal.

Tamil Nadu Apartment Ownership Act, 1994: Definition- Ownership, Heritability and Transferability of Apartment-Deeds of Apartment and its Registration- Societies or Association of Apartment Owners, its Bye-Laws and Functions.

(Note: Statutory Materials with Amendments All Acts specified in the above units.)

#### **Books for Reference**

1. K.Venkata Rao - The Tamil Nadu Land Reforms Act
2. V.N.Krishnamoorthy - The Tamil Nadu Buildings Lease and Rent Control Act, 1960
3. Prof. A. Chandrasekar - Land Laws of Tamil Nadu
4. Beverley.H - Commentaries on the Land Acquisition Acts
5. Maheswaraswamy - “Land Laws”
6. Maheswaraswamy - Land Law under the Constitution of India
7. V.G.Ramachandran - Law of land Acquisition and Compensation.



### 3. INTERNATIONAL LAW (FA8C)

#### Unit - I Introduction :

International Law- Definition; Basis; nature and Weakness  
-Differences between Public International Law and Private  
International Law - Codification.

#### Unit - II Sources of International Law.

#### Unit - III International Law and Municipal Law- Relationship.

#### Unit - IV Subjects of International Law :

State as a Subject - Rights and Duties or Responsibilities of State  
- Individual as a Subject of International Law.

#### Unit - V State Succession and Liability.

#### Unit - VI Territorial Sovereignty - Modes of Acquisition and Loss of Territory; Jurisdiction; Law of Sea; law of the Air.

#### Unit - VII Extradition and Asylum; Nationality Acquisition and Loss Related Problems - Refugees - Nuremberg Trial - Disarmament Weapons of Mass distruction - Peaceful use of chemistry.

#### Unit - VIII Diplomatic Agents - Consular Missions - their Position, Privileges and Immunities.

#### Unit - IX International Treaties - Negotiations - Conclusion of Treaties - Various Stages - Reservation; Observance of Treaties - Interpretation of Treaties - Suspension and Termination of Treaties.

#### Unit - X International Organizations - UNO - General Assembly; Security Council; International Court of Justice - International Tribunals.

#### Books for Reference

1. Starke - International Law
2. S.K. Kapoor - International Law
3. K.K. Bhattacharya - International Law
4. Agarwal - International Law
5. Oppenheim - International Law
6. Briely - International Law
7. Schwarzenegger - International Law





## IX - Semester

### 4. CLINICAL COURSE - III (FA8D) (Internal)

#### DRAFTING, PLEADING AND CONVEYANCING

##### Assessment Scheme

- |   |            |
|---|------------|
| i. 15 Practical exercises in drafting of pleadings (2 Marks for each) | : 30 Marks |
| ii. 15 exercises in drafting of conveyancing                          | : 30 Marks |
| iii. Internal Tests   | : 30 Marks |
| iv. Viva Voce Examination   | : 10 Marks |

**TOTAL 100 Marks**

##### Unit - I Drafting :

General principles of drafting and relevant substantive rules shall be taught.

##### Unit - II Pleading:

Civil: I). Plaint ii) Written Statement iii) Interlocutory Application iv) Original petition v) Affidavit vi) Execution petition and vii) Memorandum of Appeal and Revision viii) petition under Article 226 and 32 of the Constitution of India.

##### Unit - III Conveyancing:

1. Sale Deed 2. Mortgage Deeds. 3. Lease Deed 4. Gift Deed 5. Promissory note. 6. Power of Attorney 7. Will.

##### Unit - IV. Original side and Appellate side Rules of High court.

##### Unit -V The Indian Registration Act, 1908 With Amendments

##### Unit - VI The Indian Stamp Act, 1899 With Amendments

##### Books for Reference

- |                   |   |
|-------------------|---|
| 1. Shivgopal      | - Conveyancing precedents & Forms.      |
| 2. Mogha (P. C .) | - The law of pleading in India.         |
| 3. Mogha (P. C .) | - The Indian Conveyances                |
| 4. Desouza's      | - Forms and Precedents of Conveyancing. |



**FIFTH YEAR  
IX - Semester**

**1. CRIMINAL PROCEDURE CODE (FA9A)**

**Unit - I**

Important definitions under the Code of Criminal Procedure, 1973 (Act 2 of 1974). Constitution of Criminal Courts and Officers - Court of Session - Assistant Sessions Judges - Judicial Magistrates & Executive Magistrates - Public Prosecutors - Assistant Public Prosecutors.

Powers of Police Officers - Aid and information by Public.

Arrests of persons without warrant by Magistrate - by private persons - search - pursuit of offenders - seizure of offensive weapons - Medical examination of arrested persons - Procedure to be followed on arrest.

**Unit - II** Pre- trial Processes :

Processes to compel appearance summons -service of summons -warrant of arrest - Search warrant - proclamation and attachment - bond for appearance - impounding documents - process to compel the production of things.

**Unit - III**

Information to the police and their powers to investigate - procedure on investigation - and recording of statements - recording of confession and statement - powers of Police officers on investigation - inquiry by Magistrate into cause of death.

**Unit - IV**

Jurisdiction of the criminal courts in inquiries and trials - conditions requisite for initiation of proceedings - cognizance of offences by Courts of Sessions - Prosecution in special cases. Complaints - Procedure on receipt of complaints.

**Unit - V**

The charge form and contents of charge - effects of errors - joinder of charges.

**Unit - VI** Trial Procedure :

Trial before a court of session- framing of charge - discharge - acquittal - judgement of acquittal or conviction - trial of warrant cases by Magistrates - Upon Police Report or otherwise Procedure-Trial of summons cases - Withdrawals - Summary trials - attendance of persons confined in prison.

**Unit -VII**

Evidence in enquiries and trials - commission for examination - record of evidence in absence of accused - General provisions as to enquiries and trials - legal aid to accused at State expense in certain case - tendering pardon to accomplice - power to examine the accused - competence of accused to be a witness - compounding of offences - withdrawals from prosecution.

**Unit - VIII Preventive provisions in the Criminal Procedure Code:**

Security for keeping the peace and for good behavior - Suspected persons - habitual offenders - imprisonment in default of security - Order for maintenance of wives, children and parents - Procedure - Alteration in allowance - enforcement of order of maintenance - maintenance of public nuisance - injunction pending enquiry - urgent cases of nuisance or apprehended danger. Disputes regarding immovable property - procedure for local enquiry - preventive action to the police - cognizable offences.

**Unit - IX Miscellaneous and Legal Aid:**

Special provisions as to accused persons of unsound mind - provisions as to offences affecting the administration of justice - judgement -order to pay compensation - confirmation of death sentences.

**Unit - X**

Appeals, Reference and Revision - Transfer of Criminal cases.

**Unit - XI**

Execution, suspension, Remission and commutation of sentence - Death sentences - Imprisonment - levy of fine. Provisions as to bail and bonds - disposal of property - Limitation for taking cognizance of certain offences - inherent powers of the criminal courts.

**Unit - XII The Probation of Offenders Act, 1958.**

Object of Probation of offenders Act - Power of Court to release offenders after admonition and on probation of good conduct - Procedure in case of offenders failing to observe conditions of bond - Appointment and duties of probation officers - Probation officers to be Public servants - Sec. 360 of CRPC not to apply in certain areas.

## **Unit - XIII The Juvenile Justice (Care and Protection of Children Act, 2000)**

Object of Juvenile Justice (Care and Protection of Children Act, 2000)

Juvenile Justice Board - Procedure - Powers.

Observation Homes - Special Homes.

Bail of Juvenile.

Orders that may be passed regarding Juvenile - Orders that may not be passed against Juvenile.

Child in need of care and protection.

Rehabilitation and Social Re-Integration

### **Statutory Material with Amendments**

1. The code of Criminal Procedure 1973
2. The Probation of Offenders Act, 1958
3. The Juvenile Justice (Care and Protection of Children) Act, 2000
4. T.N. Victim Comparisation scheme 30th Nov 2013.
5. Criminal Law (Amendment) Act, 2013.

### **Books for Reference :**

1. Sohoni's The Code of Criminal Procedure, 1973 (5 Volumes) (Act 2 of 1974) by R. Nagaratnam, Advocate, Published by the Law book Company (P) Ltd.
2. B. B. Mitra on the Code of Criminal Procedure, 1973 (2 Vol) Edited by S. R. Roy Judge, (Retd) High Court, Published by Kamal Law House 8/2, K.S. Roy Rd, Calcutta.
3. Outlines of Criminal Procedure - R. V. Kelkar.
4. The Code of Criminal Procedure, 1973 - Ratanlal
5. Criminal Procedure Code, 1973 - Durga Das Basu.
6. The Juvenile Justice Act, 1986 with important Judgements (Acts 53 of 1986) by Dr. S. K. Awasthi, Advocate, Published by Law vision 971/1, Tulsipur, Allahabad -211003
7. Juvenile Justice Act. - S. Sambandam.



## **2. CIVIL PROCEDURE CODE (FA9B)**

### **Unit - I Introduction**

The Law relating to procedure in civil courts as enacted in the Civil Procedure Code of 1908 read with the orders and rules made there under as amended upto date, by High Court of Madras with emphasis on the following:

### **Unit - II Jurisdiction**

Jurisdiction of Civil Courts, the choice of the forums of action and the doctrine of resjudicata.

### **Unit - III Institution of suits**

Institution of suits and framing of the pleadings with reference to the general rules relating to pleadings under Orders VI to VIII and Rules relating to misjoinder of parties and cause of action as laid down in Orders I and II.

### **Unit - IV Procedure - Conduct of a suit**

A brief survey of the procedure followed in the conduct of a suit commencing from service of summons, appearance of parties and consequences of non-appearance, discovery and inspection, production of documents, settlements of issues, summoning of witnesses and the pronouncement of judgement and contents of a decree.

### **Unit - V Modes of Execution**

Modes of execution of decrees passed by Civil courts and the outline of the procedure to be followed relating to execution as laid down in Order XXI.

### **Unit - VI Procedure - Instituting suits**

Procedure to be followed in instituting suits against the Government or Public Officers, suits by aliens and by or against foreign Rulers and Dignitaries and suits relating to Public matters.

### **Unit - VII Procedure - Filing appeals**

Procedure to be followed in filing appeals against original decrees: Appellate decrees, Appealable orders and Appeals to the Supreme Court.

## Unit - VIII Reference, Review and Revisions.

## Unit - IX Procedure - Interlocutory proceedings

Procedure and law relating to interlocutory proceedings for issuing commissions, arrest and attachment before judgement, temporary injunction and interlocutory order, appointment of Receivers as laid down in orders, XXVI, XXVIII, XXXIX & XLI and preparation affidavits.

## Unit - X Suits appeals by indigent person.

Suits and appeals by indigent person.

## Unit - XI Suits minors and persons of unsound mind

Suits by or against minors and persons of unsound mind.

## Unit - XII Inter pleader suits.

## Unit - XIII Summary suits on negotiable instruments.

## Unit - XIV Abatement of suits

Abatement of suits and bringing on record legal representatives of the parties to a suit.

## Unit - XV Limitation Act :

Limitation Act Definitions, limitations of Suits Appeals, Computation of Period of Limitation - acquisition of ownership by possession

## Statutory Material with Amendments

1. Civil Procedure Code, 1908
2. Limitation Act, 1963.

## Books for Reference :

1. Mulla - Civil Procedure Code
2. Takwani - Civil Procedure Code
3. Tandon - Civil Procedure Code
4. S. N. Singh - Civil Procedure Code
5. Bare Act - Limitation



## 3. TAXATION LAW (FA9C)

### Unit- I

#### General Principles of Taxation

(a) Definition- Concept- Purpose of Taxation-Nature and Characteristics of Taxation- Distinction between tax, fee and fine- Mutual relationship between Tax laws and Finance Act (Amended Act) –Canons of Taxation- Kinds of Taxes- Progressive- Proportional- Regressive and Digressive- Eminent Domain Principle- Theory and Basis of Taxation-Scope and Limitations of Taxation- Inherent limitations-Requisites of a Valid tax. (b) Double taxation- Sec-90 and Sec.91 of the I.T. Act.- Importance of OECD guidelines in International Taxation- Black money – Causes and Effect.

### Unit - II

#### Constitutional basis and Taxing powers:

(a) Constitutional Taxing Powers - Constitutional Amendment 101- Amendment of Art.246A- Amendment of Art.248A- Art.249 and Art.250– Art.243H-Art. 243Z- Art.250 - Art.268-Art.269- Art.269A – Amendment of Art.270-271- Art.286 - Amendment of Seventh Schedule- Art.366- Art.368- Amendment of Sixth Schedule and Seventh schedule-Constitutional amendment 101- Art. 279 A- GST Council- Constitutional Limitations.- Significance of Union Territory Goods and Services Act, 2017-Significance of the Goods and Services Tax (Compensation to States) Act, 2017.

(b) Historical Development of Tax on supply of Goods and services -Exemptions to the levy of Goods and Services Tax to petroleum products- alcoholic liquor for human consumption-Powers of the GST Council to regulate these goods by notification.- Present status of Central Sales Tax Act,1957 and Central Excise Act-Customs Act and Tamil Nadu Value Added Tax Act 2006.

### Unit- III

#### Direct Taxation:

#### Income Tax Act, 1961.

Preliminary concepts; Income, 'Agricultural Income ' Casual Income,' person – Assessee Residential Status- Previous year- Assessment year – General Charging Section- and Specific Charging Section- Income- Received- Arising – Accrual- Scope and Total Income

– Exempted Income : Tax Liability under Specific Heads i) Income from Salaries ii) Income from House Property iii) Income from Business or Profession iv) Income from Capital Gains. V) Income from other sources : Clubbing of Income: Income of other persons in assessee's total Income – Treatment of Losses- Set off and carry forward of losses-Procedure for assessment- Deduction allowed in certain cases- Chapter VI A Deductions- Assessment of Special Class of Assessee.

#### **Unit –IV**

##### **Indirect Taxation:**

A) The Taxation Laws (Amendment) Act, 2017- Customs tariff- Central excise –Central Sales Tax- Miscellaneous – Schedule.

a) Central Goods and Services Tax Act, 2017 – Definition clauses-Administration-Levy and Collection of Tax-Time and Value of Supply-Input Tax Credit-Registration-Tax Invoice credit and debit notes.-Accounts and records>Returns- Payment of Tax-Refunds-Assessment-Audit-Inspection- Search Seizure and Arrest-Demands and Recovery- Liability to pay in certain cases-Advance –Appeals and Revision-Offences and Penalties

b). Tamil Nadu Goods and Services Tax Act, 2017- Definition-commencement- Officers under the Act- Powers and functions-Levy and collection of Taxes- Chap III-XI scope of supply- Tax liability on composite and mixed supplies- Levy and Collection-Composition Levy-Power to grant exemption from tax. Time and value of supply- input credit tax- Registration-Tax invoice – debit and credit notes- Accounts and Records- Returns- Payment of Tax – Refunds-Assessment – Audit- Inspection –Search- Seizure and Arrest- Demands and Recovery- Liability to pay in certain cases- Chap XII-XIX-Advance Ruling-Appeals and Revision-Offence and Penalties –Transitional Provisions- Miscellaneous Provisions-Schedules.

c) Integrated Goods Services Tax and Rules of States and Union : Collection and Levy of Integrated General Services Tax- Determination of Nature of Supply –Cross Utilization of credit-Utilization of IGST credit. Inter- state supply and Intra-state supply- Location of supply- Place of supply of goods and services or both. Refund of integrated tax to International tourist.- Zero rated supply- Apportionment of tax and settlement of funds-Miscellaneous Provisions.

#### **UNIT- V**

Customs Act -1962 with amendments -Role of customs in international trade important terms and definitions– Assessable value Baggage – Bill of entry Dutiable goods Duty Exporter – Foreign going vessel – Aircraft goods – import – import Manifest – Importer – Prohibited goods – Shipping bill – Store – Bill of lading – export manifest – Letter of Credit – Kinds of duties – Basics auxiliary - Basics of levy – Advalorem – Specific duties – Prohibition of export and import of goods and provisions regarding notified and specified goods – Import of goods - Free import and restricted imports – Type of import – import of cargo, import of personal baggage, import of stores..

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##### **Statutory Materials, Relevant acts with Amendments :**

(Note: Students to prepare answer for illustrative problems)

Bare Acts of all statutory materials.

1. Back ground Material on GST Acts and Draft rules 2017.
2. Black Money (undisclosed foreign income and assets) and Imposition of Tax Act, 2015.
3. Mohammed Rafi - Indirect Taxation.
4. Manoharan - Income Tax Act
5. Singhanni Guide to Income Tax Act.
6. Bhagawathi Prasad Income Tax Law and Practice
7. N.A.Phalkiwala- Income Tax.
8. Sukumar Bhattacharya - Income Tax Law Practice
9. Wolters Kluwer - Step by Step guide to GST
10. Wolters Kluwer - GST Acts ,Rules and Forms.
11. Sita Raman and Company - GST Law and Practice.
12. Bharat - GST rates of Tax and Compensation CES
13. Bharat - Central GST Laws
14. Bharat - GST Ready reckoner .
15. V. Nagarajan - Indirect Taxes
16. D.P. Mittal - Indian double Taxation Agreement.

## X - Semester

### 1. CRIMINOLOGY AND PENOLOGY (FAXA)

#### Unit - I Introduction

Meaning and Significance of Crime-Concept of Crime and basis of Criminalization- Definition of Crime -Criminology - Criminological Reminiscence: Global Scenario-Renaissance-Modern Age-Focus on the need for Criminological Study -Ingredients of Crime-Distinguish Crime from Non-Crime - Classification of Crimes -Development of Criminal Law-Sources of Crime Data-Crime Reporting-Uses of Crime Data-Schools of Criminology.

#### Unit - II Crime Causation

Individual Centric Causes -Societal Centric Causes- Theories on Crime Causation- Juvenile Delinquency-Legislation- Juvenile Justice (Care and Protection of Children) Act, 2000- Statutory Bodies and Procedure-Reformatory Institutions under the Act- Rehabilitation Process-Case Law.

#### Unit - III Types of Crime

White-Collar Crime and Blue-Collar Crime: Implications of White Collar Crimes- White Collar Crimes in India - Santhanam Committee Report- Wanchoo Committee Report - 47th Law Commission Report- Detection and Investigation-Trial of White-Collar Crimes-Case Law.

Crime and Women: Dowry Prohibition (Amendment) Act, 1986 - Female Criminality-Crimes of Passion-New Legislation-Prostitution -Immoral Traffic Offender (Prevention) Act- Medical Termination of Pregnancy Act- Pre Conception and Pre Natal Diagnosis Techniques (Regulation) Act- Domestic Violence Act- Criminal Law Amendment Act,2013.

Terrorism: Definition- Nature of Terrorism-Causative Factors - Funds for Terrorism-Kinds of Terrorism-Terroristic Spectrum- Punishments and Measures for Coping with TADA - POTA - Criticism- Anti-Terrorist Measures-Communal Violence-Causes and Cures.

Marginal and Victimless Crimes: Social Deviance and Marginal Crimes-Kinds of Marginal Crimes -Victimless Crimes-Hidden victims- Drug and Crime-Depiction of Offences and Punishments - NDPS Act.

Modern Crimes and International Crimes: Computer Crime -Kinds of Computer Crimes - Definition of Computer Crime-Information Technology Act, 2000-Human Organ Crimes-International Crime-Environmental Crimes.

#### Unit -IV The Police and Criminal Justice System

Police: Organizational Structure of Indian Police-Police Bureaucracy -Police Setup-Custodial Deaths-Modernization in Police-Crime Records Management - Traditional Vis-a-Vis Modern Crime Records Management - Police Community Relations-Thana Level Committee-Police Advisory Committees-Media and Police-Discipline and Lawlessness-Interpol.

Criminal Justice System: Objectives of Criminal Justice System- Rights of Accused and Arrested person-Plea Bargaining-Human Rights and Administration of Criminal Justice.

#### Unit - V Correctional Institution and Crime Prevention

Probation and Parole: Origin -Salient features of Probation of Offenders Act, 1958 -Parole -Parole Regulations-Parole Recommendations.

Prison: Prison System in India- Problems of Prisoners-Organised Setup -Prison Discipline-Prison Labour-Prison Education-Open Prison-The Prison Community-Prison Reform in India-Dr. Wreckless Committee Report-International Perspective.

Crime Prevention: Theories of Punishment-Kinds of Punishment- Recidivism-Variou forms of Recidivist- Prevention of Crime and Delinquency.



## Books for Reference :

1. Ahamed Siddique - Criminology Problems and Perspectives
2. Dr. M. Ponnian - Criminology and Penology
3. Dr. Rajendra K. Sharma - Criminology and Penology
4. Dr. Sirohi - Criminology
5. Paranjape - Criminology
6. Bames and Teeters - New Horizons of Criminology
7. Sutherland - Criminology
8. Taft and England - Criminology
9. Siegel - Criminology



## 2. INTELLECTUAL PROPERTY LAW (FAXB)

### Unit - I

#### Introduction:

Property - tangible and Intangible property - meaning of intellectual property - concept of intellectual property - need to protect intellectual property - protection against unfair competition - various kinds of intellectual property and their difference.

#### Unit - II Copy Right (Indian Copy Right Act 1957 with amendments)

Definition of copy right - meaning of publication - subject matter of copy right literary, Dramatic & Musical works, Artistic works and cinematography - Author and ownership of copyright - Right conferred by copy right-Term of copy right-Assignment; Transmission and Relinquishment of copy right- Licenses.

#### Unit - III Patent Right (Indian Patents Act 1970with amendments)

Definition - Concept of patents - Basic principles underlying patent law in India - Inventions patentable and not patentable.

Procedure to obtain patent specifications - opposition -Examination and disposal of application for patent power of the controller.

Secrecy of inventions grant and sealing of patents lapse and restoration of patents - Right and obligations of patentee.

Working of patents - Revocation and surrender of patents - Licenses - Compulsory License and acquisition of invention by Government.

Infringement of patents and the remedies therefore.

Patent agents - Loss or destruction of patents.

## Unit - IV Industrial Designs Act,2000 with amendments

Introduction - Registrable and Non- registrable design - novelty and originality - publication.

Infringement of copyright in a design - civil remedies against piracy defences - Action for groundless threat.

## Unit - V Confidential Information.

Introduction - Principles of law - Employer and employee relationship - Industrial and trade secrets - know how - Remedies.

## Unit - VI Trade and Merchandise Marks

- a. Rational of Protection of Trade Mark as (a) and aspect of commercial and (b) of Consumer rights.
- b. Definition - Concepts of Trade Marks.
- c. Marks registrable and not registrable.- Geographical indications of goods-conditions for registration-prohibition of registration of certain geographical indications-
- d. Registration of trade marks - opposition - Disclaimer-Defensive Registration Certification - Duration of registration - Effect of Registration.
- e. Distinctiveness - Deceptive similarity - concurrent registration - Rectification-Assignment and Transmission - Registered Users.
- f. Infringement - Action for infringement Remedies - Passing off action - offence and penalties.

## Unit - VII Global Trend

Origin and functions of World Trade Organisation (WTO) - Agreement of Trade related Intellectual property rights (TRIPS) - Effects of Trips on Trade mark, patent and copyright law in India.

## Statutory Material with Amendments

1. Indian Copyright Act, 1957 as amended in 1999.
2. Indian Patents Act, 1970 as amended in 1999.
3. Trade and Merchandise Marks Act, 1958.
4. The Design Act, 1911.
5. Berne Copyright convention.
6. International convention forthe protection of Industrial Property (Paris Convention).

## Books for Reference :

1. P. Narayanan - Trade marks and Passing off
2. P. Narayanan. - Copyright and Industrial designs
3. Lal's - Commentary on Copyright Law
4. P. Narayanan - Patent Law
5. P. Narayanan - Intellectual Property Law
6. W.R.Cornish - Intellectual Property, Patents , Copyrights trademarks and allied rights
7. Dr. B. L.Wadehra - Law relating to patents, trademarks, copyright, design and geographical indications
8. Dr.S.R.Myeni - law of Intellectual Property
9. P.S.Narayana - Intelluctual Property law in India.
10. Vikas Vashisht - Law and practice of Intellectual Property in India.



- 11. W.R.Cornish - Intellectual Property, Patents, Copyrights trademarks and allied rights
- 12. Arad Sherman and Lionel Bently - The making of modern Intellectual Property Law
- 13. David I.Bainbridge - International Property.
- 14. Allison Coleman - The legal Protection of Trade Secrets
- 15. W.R.Cornish - Cases and materials on Intellectual Property.
- 16. Indian Patent system and Paris convention - legal perspectives - Sangal PS.
- 17. Anderfelt - International Patent legislation and developing countries
- 18. Miller & Davis. - Intellectual Property



### 3. HUMAN RIGHTS LAW (FAXC)

#### Unit - I Human Rights - Origin and Development

General - Origin and development - The middle ages - The Magna Carta - Bill of right - Petition of right - The social contract theory - American Revolution - The French Revolution - Opposition to the concept of natural rights - Universalization of human rights - The Atlantic Charter - Nature, Meaning and Concept of Human Rights - Philosophical approach - Pragmatic approach - Classification of Human Rights - The right to self determination - The right to development - Right to information - The right to peace - Interdependence of three categories of Human Rights.

#### Unit - II The United Nations and Human Rights

United Nations Charter based institutions - Centre for Human Rights United Nations specialized agencies - Origin and preparation of international bill of Human Rights - Adoption of the International Covenants on Human Rights and Protocols thereto - Universal declaration of Human Rights - International covenant on economic, social and cultural rights - International covenant on civil and political rights - Instrumentality of enforcement of the covenants.

#### Unit - III Civil and Political Rights - International Instruments - Part- III of the Constitution of India

- A. The right to life, liberty and security of person - Provision of the United Nations Instruments - Right to life does not include right to die - Meaning and content of personal liberty in Article 21 - Second optional protocol to the international covenant on civil and political rights - Problem of extralegal execution - Provisions of Human Rights Instruments - Constitution and Powers of Designated Court - Procedure and power of the Designated Court - Power to grant bill - Maintainability of Writ Petition in High Court - The Nuclear Arms Race and Right to life and liberty.
- B. Abolition of slavery and slavery-life practice - Abolition of certain types - forced or compulsory - Provisions of the United Nations Instruments - ILO Forced Labour Convention 1930 and 1957 - Exploitation of Children: Article 24 of the Constitution.

- C. Protection against torture and other forms of cruelty inhuman or degrading treatment or punishment -Constitution of the committee against torture - Protection of prisoners in India.
- D. Protection against arbitrary arrest and detention - Provisions of International Human Rights Instruments - Indian Constitution - Right to be produced before a Magistrate within 24 hours of his arrest - Right not to be detained beyond twenty four hours without the authority of Magistrate - Prevention detention - Communication of the grounds of detention - Detenu's right of representation - Subjective satisfaction of the detaining authority.
- E. Freedom of thought, Conscience and Religion or Belief Provisions of the United Nations Instruments -Conscientious objection to military service - Conscientious objection to military or police service which were used to enforce apartheid - Elimination of intolerance and discrimination based on religion or belief - Freedom to manage religious affairs.
- F. Freedom of association including trade union rights - Provisions of the United Nations Human Rights Instruments - The International Covenant on Civil and Political Rights - The Convention on the right of the child - Provisions of ILO Instruments - Scope of right to form association - Freedom to form association vis-a-vis armed forces and police - reasonable restrictions.
- G. The right of everyone to take part in the Government of his country - Right to vote - Right to contest election - Election Commission - Representation of the People's Act -Elections to Local self-Government.
- H. Human Rights in the administration of Justice - United Nations standards and norms - Strategies for effective implementations - Guidelines on the role of prosecutions - Declaration of basic principles of justice for victims of crime and abuse of power - Equality before the law and equal protection of laws - Prohibition of discrimination on certain grounds - Prohibition of discrimination in the matter of public employment - Gender equality in the matter of public appointment - Equal pay for equal work - Exceptions to the rule of equal opportunity in the matter of public employment - Enabling provisions for weaker section of the society - Special provisions, for women and children - Special provisions for advancement of socially and educationally backward classes and Scheduled case and Scheduled tribes.

- I. The right of everyone to leave any country including his own and to return to his country - Externment orders an freedom of movement - Deportation of Indian citizens - Police surveillance - The inalienable right of all displaced inhabitants to return to their homes.

#### **Unit - IV Social, Economic and Cultural Rights - International Instruments**

- A. Right to work - Provisions on ILO Instruments International Covenants - The declaration of elimination of discrimination against women.
- B. Right to education - UNESCO - Conventions - Educational rights of women and children.
- C. Right to health - WHO - Global Strategy - Health and women and children - Vulnerable groups - International Instruments - World Medical Association - Declaration of Helsinki - CIOMS : Proposed International Guidelines for Bio-Medical research involving human subjects - Council of Europe :Recommendation No. R(90) 3 concerning Medical Research on human beings.
- D. Right to culture - Declaration of the principles of cultural co-operation - UNESCO recommendations.
- E. Right of family - Fractured societies.

#### **Unit - V Human Rights and Vulnerable Groups**

- A. Rights of women - Objective equality - UN Development Fund for Women - World Conferences on Women - Nairobi Strategy.
- B. Rights of the Child - 1959 Declaration - UN Children's Fund - UNICEF - Convention of right of the child - Right against exploitation -1990 Declaration.
- C. Rights of the Disabled persons - Mentally retarded persons - Aged persons etc.
- D. Rights of Minorities - National, ethnic, religious, linguistic etc.

## **Unit - VI Enforcement of Human Rights- Adjudication and Enforcement**

- A. How and by whom are human rights violations identified - By whom and how are human rights cases judged (1) Global level (2) Regional level (UN: Africa) and (3) Country level.
- B. By whom and how are decisions and judgements about human rights enforced - National sovereignty: The ultimate issue.
- C. Inter-state complaint-mechanism and individual complaint mechanism.
- D. European Court of Human Rights - Jurisdiction - Procedure etc.
- E. Human Rights Act, 1993 - National Human Rights Commission - India - Powers, Functions, Officers, Staff etc.

## **Unit - VII International Humanitarian Law**

Origin and development of International Humanitarian Law - Geneva Conventions - Defenseless persons, wounded, sick, medical personnel etc. - Repatriation - Prisoners of War - International armed conflicts - Obstacles.

## **Unit - VIII Refugee Law**

Origin and development - Rights, responsibilities of refugees - Juridical status - UNRWA and UNHCR - Legal status of refugees in India - Resettlement.

## **Unit - IX Miscellaneous**

Human Rights (Major source documents) - The United Nations Charter, The Universal Declaration of Human Rights - The 1947 Principles of Nuremberg - The Geneva Conventions of 1949 - UN Covenant on Civil and Political Rights - UN Covenant on Economic, Social and Cultural Rights - The European and American Conventions on Human Rights. United Nations Charter.

## **Statutory Material with Amendments**

- 1. The Human Rights Act, 1993.
- 2. Human Rights (Amendment )Act, 2006.

## **Books for Reference :**

- 1. Gransten - Human Rights Today
- 2. Galius Esejoifer - Protection of Human Rights under the Law
- 3. John Locke - Civil Government
- 4. Richtel - Natural Rights
- 5. Raphael D.D., McMillan - Human Rights old and new
- 6. R. Dworkin - Taking rights seriously
- 7. Dr. U. Chandra - Human Rights, Allahabad Law Agency Publications
- 8. Paras Diwan - Human Rights and Law, Universal Publications.



## 4. CLINICAL COURSE - IV (FAXD) (INTERNAL)

### MOOT COURT EXERCISE AND INTERNSHIP

- |   |                  |
|---|------------------|
| i. Moot Court<br>(Atleast 3 Moot Problems one each in Constitutional Law ; Criminal law & Civil Law with 10 marks each i.e. 5 marks for written submission & 5 marks for oral advocacy)   | 30 Marks         |
| ii. Observance of Trial (Atleast 2 Cases: Civil - 1; Criminal - 1)(Student shall Attend two trials in the Course of the Last two or three years of B.A.B.L., Degree Course and Maintain a record and enter the various steps observed during their attendance of different days in the court assignment.)   | 30 Marks         |
| iii. Interviewing Techniques and Pre-Trial Preparations and Internship Diary (Student shall observe two interviewing sessions of clients at Lawyer's Office/Legal Aid Office and record proceedings in a diary, Which will carry 15 marks. Further, student shall observe the preparation of documents and court papers by the Advocate and the procedure for the filling of the suit / petition and record the same in the diary, which will carry 15 marks) | 30 Marks         |
| iv. Viva Voce Examination (on all the above 3 aspects)  | 10 Marks         |
| <b>TOTAL</b>  | <b>100 Marks</b> |



