

# **Faculty of Law**

**P.K. University  
Shivpuri (M.P.)**



## **Syllabus**

**Bachelor of Arts - Bachelor of  
Legislative Law (B.A.LL.B)**

**w.e.f.- July 2024**

## Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

### BALLB, 1<sup>st</sup> SEMESTER

SR NO	SUBJECT	PAPER CODE	L	T	P	INTERNAL	THEORY	PRACTICAL	CREDIT
01	General English	UGENEEN101	5	0	0	30	70	-	05
02	Sociology	USOCISO102	5	0	0	30	70	-	05
03	History – I	UHISTHT103	5	0	0	30	70	-	05
04	Economic Environment in India	UECONEO104	5	0	0	30	70	-	05
05	Law of Torts including Motor Vehicle Accident and Consumer Protection Law	ULAWOLA105	5	0	0	30	70	-	05
		<b>Total</b>	<b>25</b>			<b>150</b>	<b>350</b>		<b>25</b>

### BALLB, 2<sup>nd</sup> SEMESTER

SR NO	SUBJECT	PAPER CODE	L	T	P	INTERNAL	THEORY	PRACTICAL	CREDIT
01	History - II	UHISTHT106	05	0	0	30	70	-	05
02	Political Science – I	UPOLIPO107	05	0	0	30	70	-	05
03	Business Economics	UBUSIEO108	05	0	0	30	70	-	05
04	Legal Language including General English	ULEGALA109	05	0	0	30	70	-	05
05	Contract – I	UCONTLA110	05	0	0	30	70	-	05
		<b>Total</b>	<b>25</b>			<b>150</b>	<b>350</b>		<b>25</b>

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### BALLB, 3<sup>rd</sup> SEMESTER

SR NO	SUBJECT	PAPER CODE	L	T	P	INTERNAL	THEORY	PRACTICAL	CREDIT
01	Political Science - II	UPOLIPO201	05	0	0	30	70	-	05
02	Indian Philosophy - I	UINDIPH202	05	0	0	30	70	-	05
03	Contract - II	UCONTLA203	05	0	0	30	70	-	05
04	Company Law	UCOMPLA204	05	0	0	30	70	-	05
05	Public Interest Litigation	UPUBLLA205	05	0	0	30	70	-	05
		<b>Total</b>	<b>25</b>			<b>150</b>	<b>350</b>		<b>25</b>

### BALLB, 4<sup>th</sup> SEMESTER

SR NO	SUBJECT	PAPER CODE	L	T	P	INTERNAL	THEORY	PRACTICAL	CREDIT
01	Political Science- III	UPOLIPO206	05	0	0	30	70	-	05
02	Information Technology & IT ACT 2000	UINFOLA207	05	0	0	30	70	-	05
03	Insurance Law	UINSULA208	05	0	0	30	70	-	05
04	Constitutional Law - I	UCONSLA209	05	0	0	30	70	-	05
05	History of Courts, Legislature and Legal Profession in India	UHISTLA210	05	0	0	30	70	-	05
		<b>Total</b>	<b>25</b>			<b>150</b>	<b>350</b>		<b>25</b>

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### BALLB, 5<sup>th</sup> SEMESTER

SR NO	SUBJECT	PAPER CODE	L	T	P	INTERNAL	THEORY	PRACTICAL	CREDIT
01	Indian Philosophy - II	UINDILA301	05	0	0	30	70	-	05
02	Environmental Law	UENVILA302	05	0	0	30	70	-	05
03	Constitutional Law - II	UCONSLA303	05	0	0	30	70	-	05
04	Interpretation of Statutes	UINTELA304	05	0	0	30	70	-	05
05	Family Law-I (Hindu Law)	UFAMILA305	05	0	0	30	70	-	05
		<b>Total</b>	<b>25</b>			<b>150</b>	<b>350</b>		<b>25</b>

### BALLB, 6<sup>th</sup> SEMESTER

SR NO	SUBJECT	PAPER CODE	L	T	P	INTERNAL	THEORY	PRACTICAL	CREDIT
01	Family Law – II (Mohammedan Law)	UFAMILA306	05	0	0	30	70	-	05
02	Jurisprudence	UJURILA307	05	0	0	30	70	-	05
03	Media and Law	UMEDILA308	05	0	0	30	70	-	05
04	Public International Law and Human Rights - I	UPUBLLA309	05	0	0	30	70	-	05
05	Professional Ethics and Professional Accounting System	UPROFLA310	02	0	0	-	50	-	02
06	Practical and Viva Voce	UPRACLA311	0	0	2	-	-	50	01
		<b>Total</b>	<b>22</b>		<b>02</b>	<b>120</b>	<b>330</b>	<b>50</b>	<b>23</b>

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### BALLB, 7<sup>th</sup> SEMESTER

SR NO	SUBJECT	PAPER CODE	L	T	P	INTERNAL	THEORY	PRACTICAL	CREDIT
01	Public International Law and Human Rights - II	UPUBLLA401	05	0	0	30	70	-	05
02	Labour Law and Industrial Laws	ULABOLA402	05	0	0	30	70	-	05
03	Law Related to Transfer of Property	ULAWRLA403	05	0	0	30	70	-	05
04	Bharatiya Nyaya Sanhita, 2023-I	UBHARLA404	05	0	0	30	70	-	05
05	Drafting, Pleading and Conveyancing	UDRAFLA405	02	0	0	-	50	-	02
06	Practical and Viva Voce	UPRACLA406	0	0	2	-	-	50	01
		<b>Total</b>	<b>22</b>		<b>02</b>	<b>120</b>	<b>330</b>	<b>50</b>	<b>23</b>

### BALLB, 8<sup>th</sup> SEMESTER

SR NO	SUBJECT	PAPER CODE	L	T	P	INTERNAL	THEORY	PRACTICAL	CREDIT
01	Bharatiya Nyaya Sanhita ,2023-II	UBHARLA407	05	0	0	30	70	-	05
02	Intellectual Property Rights Law	UINTELA408	05	0	0	30	70	-	05
03	Civil Procedure Code & Limitation Act – I	UCIVILA409	05	0	0	30	70	-	05
04	Bharatiya Nagrik Suraksha Sanhita 2023, Juvenile Justice and Probation of offenders Act -I	UBHARLA410	05	0	0	30	70	-	05
05	Alternate Dispute Resolution	UALTELA411	02	0	0	-	50	-	02
06	Practical and Viva Voce	UPRACLA412	0	0	2	-	-	50	01
		<b>Total</b>	<b>22</b>		<b>02</b>	<b>120</b>	<b>330</b>	<b>50</b>	<b>23</b>

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### BALLB, 9<sup>th</sup> SEMESTER

SR NO	SUBJECT	PAPER CODE	L	T	P	INTERNAL	THEORY	PRACTICAL	CREDIT
01	Civil Procedure Code & Limitation Act - II	UCIVILA501	05	0	0	30	70	-	05
02	Bharatiya Nagrik Suraksha Sanhita 2023, Juvenile Justice and Probation of offenders Act -II	UBHARLA502	05	0	0	30	70	-	05
03	Bharatiya Sakshya Adhinyam, 2023-I	UBHARLA503	05	0	0	30	70	-	05
04	Administrative Law	UADMILA504	05	0	0	30	70	-	05
05	Women and Law	UWOME505	05	0	0	30	70	-	05
06	Equity Trust and Fiduciary Relationship Act	UEQUILA506	05	0	0	30	70	-	05
		<b>Total</b>	<b>30</b>			<b>180</b>	<b>420</b>		<b>30</b>

### BALLB, 10<sup>th</sup> SEMESTER

SR NO	SUBJECT	PAPER CODE	L	T	P	INTERNAL	THEORY	PRACTICAL	CREDIT
01	Bharatiya Sakshya Adhinyam, 2023-II	UBHARLA507	05	0	0	30	70	-	05
02	Law of Taxation	ULAWOLA508	05	0	0	30	70	-	05
03	Criminology and Penology	UCRIMLA509	05	0	0	30	70	-	05
04	Land Law	ULANDLA510	05	0	0	30	70	-	05
05	Law of Forensic Science	ULAWOLA511	05	0	0	30	70	-	05
06	Moot Court and Internship	UMOOTLA512	02	0	0	-	50	-	02
07	Practical and Viva Voce	UPRACLA513	0	0	2	-	-	50	01
		<b>Total</b>	<b>27</b>		<b>02</b>	<b>150</b>	<b>400</b>	<b>50</b>	<b>28</b>

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## SEMESTER- FIRST

### PAPER CODE- UGENEEN101

#### GENERAL ENGLISH

**UNIT-I:** Basis Sentence Patterns, Tenses, Transformation and Formations of Interrogative and Negative Sentences, Tag-Questions, Modal Auxiliaries, Word-formation

**UNIT-II:** Passive Constructions, Narration: Direct and Indirect, Translation from Hindi to English and English to Hindi, Conditional Sentences, Word Formation

**UNIT-III:** Translation, Determiners and Articles, Idioms and Phrases, Spelling Exercises

#### SUGGESTED READINGS:

1. Patterns and Modern English Usage. Hornby (E L B S)
2. A Practical English Grammar. Thomson and Martinet.
3. Webster's Spelling Dictionary
4. Living English by Dr. R.P. Bhatnagar & Rajul Bhargava
5. Current English Usage. R,H. Flavell and L.H. Flavell
6. Legal English. R. L. Jain
7. Plain English for Lawyers. Richard. C-Olydick
8. Word Formation by Collin's Co-Build English Guides (2)
9. Living English Structure (S.Allen)
10. English At Home-Lee

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## PAPER CODE- USOCISO102

### SOCIOLOGY

**UNIT-I:** Basic Concepts in Sociology-1: Society, Community, Association, Institution, Social Structure, Culture, Social System Social Processes.

**UNIT-II:** Basic Concepts in Sociology II, Social Norms and Values: Concepts and Types (With reference to Kingsley Davis's) Classification

**UNIT-III:** Sociological Thought on Law: Emile Durkheim - The Division of Labour in Society, Karl Marx - Historical Materialism, Max Weber - Traditional, Legal and Charismatic Authority.

**UNIT-IV:** Law and Weaker Section: Constitutional Provisions for Scheduled Castes, Scheduled Tribes and Other Backward Classes, Atrocities against Dalits, Violence against Women.

**UNIT-V:** Law and Social Problems: Communalism and Communal Violence, Terrorism, Drug Abuse, Juvenile Delinquency, Child Marriage, Dowry, Widow-Remarriage, Divorce and Prostitution

#### SUGGESTED READINGS:

1. Ahuja, Ram: Indian Social System, Rawat Publication, Jaipur, 1993
2. Ahuja, Ram: Social Problems in Indian, Rawat Publications, Jaipur, 2002
3. Aron, Raymond: Main Currents in Sociological Thought, Vol. I & II, Penguin
4. Davis, Kingsley: Human Society Surjeet Publications, New Delhi, 1981
5. Maclver, R.M. and Page, C.H.: Society: An Introductory Analysis, Newyork, Rinehart, 1937
6. Rawat, H.K.: Sociology: Basic Concepts, Rawat Publications, Jaipur 2007
7. Singh, J.P.: Sociology: Concepts and Theories, Prentice Hall of India, Pvt. Ltd. New Delhi, 2003



# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

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## PAPER CODE- UHISTHT103

### HISTORY-I

**UNIT-I:** Harrapan Civilization: Extent, Chronology, Town-planning, Administration, Economy, Society Religious beliefs and its decline. Vedic Age: Early Vedic Age and Late Vedic Age: Political Pattern, Religious ideas and Rituals and Vedic Literature.

**UNIT-II:** Buddhism and Jainism, Evolution and its Main Teachings Maurya and Gupta Empire Political, Social Economic, Judicial and Administrative aspects.

**UNIT-III:** Legal System in Ancient India: Legal Literature, Role of Smritikaras- Man Brihaspati, Yagyajnavalkya, Narada and Katyayana, The Source of Law, The Concept Dharma, Law-making and Law-interpreting process, Law and Custom, Human Law and Divine Law. Administration of Justice in Ancient India: Judicial Institutions, Types of Court, Courts of the Guilds, Role of Village Panchayats. Initiation of the Procedures. The trial Witnesses, Pleaders, Concluding state of the Judicial Procedure, Punishment and The Role of the Judges.

**UNIT-IV:** Ghorian invasions, causes and consequences of their victory Delhi Sultanate Administrative Agrarian and Economic measures of Alauddin Khilji, General Administration of Sultanate rulers, Cultural, Legal and Judicial aspects.

**UNIT-V :** Administrative of Shershah Suri, Legal Judicial and Administrative aspects of Vijaynagar empire, Maratha Administration, Mughal Empire: Political, Economic, Cultural, Legal and Judicial aspects, Administration of Mughals, Manasabdari System, Religious of Mughal Rulers till Aurangzeb.

### SUGGESTED READINGS:

1. R.C. Majumdar : The Vedic Age, Bhartiya Vidya Bhavan, Bombay
2. R.C. Majumdar : Tan Advanced History of India, Bharatiya Vidya Bhavan, Bombay
3. B.N.Luniya : Life and Culture in Ancient India, L.N. Agrawal (Educational Publisher, Agra Sultanate of Delhi)
4. A.L. Shrivatava : Sultanate of Delhi
5. Satish Chandra : Medieval India, from Sultanate to Mughal
6. Ishwari Prasad : History of Medieval India

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## **PAPER CODE-UECONEO104 ECONOMIC ENVIRONMENT IN INDIA**

**UNIT-I** : Economic Environment-meaning, factors affecting Economic Environment, Economic planning-meaning, importance, objective and new economic policy approach, major economic reforms (brief) and their impacts.

**UNIT-II** : Population growth and problems in India, Population policy, unemployment in India, Family welfare measures and their valuation, agriculture-significance, new agriculture strategy, types and remedial measure sources of agricultural finance and land reforms.

**UNIT-III:** Need of industrialization in India, large and small scale industries-importance and development problem, new industrial policy and changes investment of foreign capital in India, multi-national corporations.

**UNIT-IV:** Foreign trade- characteristics composition and direction of Foreign trade in India balance of Trade and Balance of Payment causes and remedies of unfavorable balance of Payment: Export promotion, Measures, new EXIM Policy, FEMA (Foreign Exchange and Management)

**UNIT-V** : International Financial & Trade Organization: International Monetary Fund (IMF), World Bank(WB), International Development Association (IDA), International Finance Corporation (IFC), Multilateral Investment Guarantee Agency (MIGA), World Trade Organization (WTO), Foreign Direct Investment (FDI)

### **SUGGESTED READINGS:**

1. Francis Charillian : Business Environment
2. S. Chand & Company : Economics Environment of Business
3. Dutt & Sundram : Indian Economy
4. B.L. Ojha : Indian Economy

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## PAPER CODE-ULAWOLA105

### LAW OF TORT INCLUDING MOTOR VEHICLE ACCIDENT AND CONSUMER PROTECTION LAW

**UNIT-I :** Definition, Nature, Scope, Objects and Elements of Tort, Extinction or Discharge of Tortious Liability, Joint Tort-feasors, General Defences against Tortious Liability.

**UNIT-II:** Vicarious Liability, Doctrine of Common Employment, State Liability, Absolute or Strict Liability.

**UNIT-III:** Remedies, Kinds and Measures of Damages, Remoteness of Damages.

**UNIT-IV:** Torts to Person. Assault, Battery, False Imprisonment & Torts Relation to Property negligence, Nuisance, nervous shock, Interference with Contract or business intimidation, conspiracy, deceit or fraud, malicious prosecution, defamation.

**UNIT-V:** The Consumer Protection Act, 1986. As amended by The Consumer Protection (Amendment) Act, 2019, Motor Vehicles Act, 1988 M.V. Accident Protection Law, Liability without fault in certain cases (Chapter 10), Insurance of Motor Vehicles against third party risk (Chapter 11) Claim Tribunals (Chapter 12)

#### LEADING CASES:

1. The State of Rajasthan vs. Smt. Vidhyawati And Another 1962 AIR 933
2. Wagon Mound (1961 WLR 121)
3. Donoghue (or mcalister) vs. Stevenson, [1932] All ER Rep 1; {1932} AC 562; House of Lords
4. National Insurance Co. Ltd. Vs. Swaran Singh & Ors (2004)
5. Rylands v Fletcher (1868) LR 3 HL 330

#### SUGGESTED READINGS:

1. Ratan Lal : The English and Indian Law of Torts.
2. B.S. Sinha : Law of Torts
3. Winfield : Law of Torts
4. Ramaswami Iyer : Law of Torts
5. Salmond : Law of Torts
6. Street : Law of Torts
7. G.S.Karkara : Contributory Negligence
8. Gurbax Singh : Law of Consumer Protection
9. P.Leelakrishnan : Consumer Protection and Legal Control
10. Avtar Singh : Law of Consumer Protection

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## **SEMESTER- II**

**PAPER CODE - UHISTHT106**

### **HISTORY-II**

**UNIT-I:** Stone Age- Paleolithic Period, Mesolithic Period, Rock-Art Painting, Neolithic Culture in India. Stone Tool Technology and other equipments of Hunter-Gatherer way of Life.

**UNIT-II :** First and second Urbanization- Ahar Civilization and other Chalcolithic Cultures in India, Iron Age-Historical Period, Megalithic Cultures Scripts.

**UNIT-III:** Museums and Museology - Museums in India. Acts, Rules-Regulations, Treasury and Collections and Revenue in Government of India. Site Protection. Archaeological Survey of India. Roles of State Departments of Archaeology and Museum. Conservation and Documentation of Antiquities.

**UNIT-IV:** Last Phase of Mughal. Pre- British India. Foundation and Expansion of the British Rule in India. Battle of Plessey and Buxar, Revolt of 1857, Cause nature impact and causes of its Failure.

**UNIT-V:** Economic impacts of the British rule, wealth and revenue settlement (Zamindari System), Deindustrialization, Commercialization of Agriculture Growth of Landless Labor. Indian Renaissance-Socio-religious reforms movements. Introduction of modern ideas and western education.

**UNIT-VI:** Emergence of Mahatma Gandhi- Non-cooperation Movement and Civil Disobedience Movement. Development of Communalism- All India Muslim League and Politics of Separation. Re-organization of Indian States.

**UNIT-VII :** History of Madhya Pradesh : Rajput clans, Paramars, Chandelas, Malwa Sultanate, British Colonial Period (1858-1947 CE), Contribution of Madhya Pradesh in the revolt of 1857 and struggle for freedom

#### **SUGGESTED READINGS:**

1. Sanjay Jain: Museum and Museology, Kanika Prakashan. Baroda.
2. H.D. Sankalia: Bharat me Prageethasik Prodhoygiki. Peoples House, Delhi
3. Pranav Dev: Bhartiya Sanskritiki Aadhar Shilaen, RBSA Publisher, Jaipur
4. R.S. Trivedi: Aadhunil Bharat, Vishwa Bharti Publication. N. Delhi
5. Shreeram Sharma: Swatantra Aandolan (1857-1947), Naman Prakashan. N. Delhi

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## PAPER CODE-UPOLIPO107

### POLITICAL SCIENCE -I

**UNIT-I:** Meaning Scope and Nature of Political Science, Traditional and Contemporary Perspective; Behaviouralism and Post- Behaviouralism. Inter-disciplinary, approach in Political Science.

**UNIT-II:** State: Name, Characteristics, State and Government, Theories of the Origin of State: Social Contract and Evolutionary, Organs of Government and their Functions, Theory of Separation of Powers.

**UNIT-III:** Concept: Liberty, Equality, Power, Authority, Law, Justice, Citizenship, Rights and Duties, Constitution and Constitutionalism, Sovereignty and Pluralism.

**UNIT-IV:** Democracy and Dictatorship, Parliamentary and Presidential System; Unity and Federal Government; Political Parties; Electorate and Representation

**UNIT-V:** Political Ideology, Major ideologies, Liberalism, Marxism, Idealism, Socialism, Nationalism, Internationalism, Fascism.

#### SUGGESTED READINGS:

1. A. Appadorai : Substance of Politics.
2. A.Ashirvadam : Principles of Political Science
3. J.C. Johari : Principles of Political Science
4. R.G. Gettel : Political Science
5. S.W. Garner : Political Science and Government
6. H.W. Laski : A Grammar of Politics
7. R.C. Aggarwal : A Political Theory

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

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## **PAPER CODE - UBUSIE0108**

### **BUSINESS ECONOMICS**

**UNIT-I :** Definition, nature and scope of economics, micro and macroeconomics – concept, types, difference and interdependence of micro and macroeconomics, general theory of price equilibrium price, role of time elements in price, Role of time elements in price determination.

**UNIT-II :** Utility Analysis, Law of diminishing marginal utility, law of Equi-marginal utility, consumer surplus, demand and law of demand, elasticity of demand-concept, degree and methods of measuring the elasticity of demand, indifference, curve analysis concept, properties and consumer equilibrium-income, price and substitution effect.

**UNIT-III:** Production Function- Law of Returns and Returns to scale-increasing, constant and diminishing, Isoquants and ISO cost curves, Cost and Revenue analysis-concept, types and their diagrammatic presentation.

**UNIT-IV :** Market and their classification, price and output determination of the firm under perfect, imperfect and monopoly competitions and price discrimination, price and output under oligopoly.

**UNIT-V :** Marginal productivity theory, Ricardian and modern theory of rent, Wages-concept and modern theory, Interest-concept, Liquidity preference theory and modern theory of interest Profit-concept, risk, innovation and modern theory of profit, National income analysis-concept, importance, methods and components, GNP, NNP, NI, PI, DPI and per capita income, difficulties in the measurement of National income.

#### **SUGGESTED READINGS:**

1. Mishra and Puri : Advance Micro Economic Theory
2. M.L. Seth : Principles of Economics
3. M.L. Jingar : Micro Economics

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## **PAPER CODE-ULEGALA109** **LEGAL LANGUAGE INCLUDING GENERAL ENGLISH-II**

**UNIT -I** : One Word – Substitution ,Synonym and Antonym ,Error of the English Grammar and usage Abbreviations used in law.

**UNIT – II** Phrasal verbs, Legal terms (*list as enclosed*), Latin Maxims (*list as enclosed*) Translation, (English to Hindi), (Hindi to English)

Abet		
Act of God	<b>Actionable</b>	Accused
Adjournment	Adjudication	Admission
Affidavit	Amendment	Appeal
Acquittal	Article	Assent
Attested	Attornment	Averment
Bail	Bailment	Citation
Clause	Coercion	Code
Cognizable	Confession	Compromise
Consent	Conspiracy	Contempt
Contingent	Contraband	Conviction
Convention	Corporate	Custody
Damages	Decree	Defamation
Defense	Estoppel	Eviction
Executive	Ex-parte	Finding
Floating Charge	Franchise	Fraud
Frustration	Good Faith	Guardian
Habeas Corpus	Hearsay	Homicide
Hypothecation	Illegal	Indemnity
Inheritance	Bench	Bill
Bill of Rights	Blockage	Bonafide
By Laws	Capital	Punishment Charge
Chattels	Justiciable	Legislation
Legitimacy	Liability	Liberty
License	Lieu	Liquidation
Maintenance	Malafide	Malfeasance
Minor	Misfeasance	Mortgage
Murder	Negligence	Negotiable
Instruments	Neutrality	Non-feasance
Notification	Novation	Nuisance
Oath	Obscene	Offender
Order	Ordinance	Over-rule
De-facto	De Jure	Deposit
Detention	Discretion	Distress

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Earnest Money	Enact	Enforceable
Equality	Partition	Perjury
Petition	Plaintiff	Pledge
Preamble	Pre-emption	Prescription
Presumption	Privilege	Privity
Prize	Process	Promissory note
Proof	Proposal	Prosecution
Provision	Ratify	Receiver
Redemption	Reference	Regulation
Remand	Remedy	Rent
Repeal	Res-judicata	Respondent
Institute	Insurance	Intestate
Issue	Judgment	Judicial
Jurisdiction	Justice	Restitution
Rule	Ruling	Schedule
Section	Settlement	Sovereignty
Specific Performance	Stamp Duty	Status Quo
Statute	Stay of Execution	Succession
Summons	Surety	Tenant
Testator	Testatrix	Title
Tort	Trade mark	Treason
Treaty	Trespass	Trial
Tribunal	Trust	Ultra vires
Undue Influence	Usage	Valid
Verdict	Vested	Violate
Vis-major	Void	Voidable
Wager	Waiver	Warrant
Warranty	Will	Writ

### LIST OF LATIN MAXIMS

1. Ab initio ( from the very beginning)
2. Action personails moritur cum persona (Personal light of action dies with the death of person)
3. Actis Curace Neminem gravabit (an act of the court shall prejudice no one)
4. Actus non facit reum, nisi mens sit rea (the act itself does not constitute guilt unless done with a guilty intent)
5. Actus reus (guilty act)
6. Ad interim (in the meantime)
7. Ad litam (for the suit)
8. Ad valoram (according to the value)
9. Alibi (pleas of being elsewhere)
10. Amicus curie (friend of the court)



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11. Animus (intention)
12. Audi Alteram partem (hear the other side)
13. Caveat emptor (buyer beware)
14. Consensus all idem (agreement by two persons upon the same thing in the same sense)
15. Damnum sine injuria (damage without injury)
16. De facto (in fact)
17. De jure (in law)
18. De minimis non-curallax (the law takes no account of trifling Matters).
19. Decree nisi (a decree which takes effect after a specified period)
20. Delegates non-protest delegate (a delegated power cannot be further delegated).
21. Doll in capax (incapable in malice)
22. Denatio mortis causa (gift by a person on the death bed)
23. Ejusdem generic (of the same category)
24. Eminent domain (the supreme rights)
25. Ex-officio (by virtue of an office)
26. Ex-parte (not in the presence of the opposite party)
27. Ex-post facto (by subsequent act)
28. Factum valet (the fact which cannot be altered)
29. Fait accompli (an accomplished fact)
30. Ignorantia legis neminem excusat (ignorance of law is no excuse)
31. In Pari Materia (Upon the same subject)
32. Interest Reipublicae Ut Sit Finis Litium (in the interest of society as a whole, litigation must come to an end.)
33. Injuria sine damnum (injury without damage)
34. Intra-vires (within the powers)
35. Jus turti (the right of a third party)
36. Lis pendens (pending suit)
37. Mens rea (a guilty mind)
38. Mesne profits (the profit received by a person on wrongful possession)
39. Nemo dat quod non habet (no man can transfer better title than he himself has)
40. Nemo degat bis vexari p; rouna et eadim cavsa (no man can be twice vexed for the same cause)
41. Nemo in propria causa judex, esse debet, (no one ought to be judge in his own case)
42. Nolle prosequi (to be unwilling to prosecute)
43. Obiter dicta (an opinion of law not necessary to the decision)
44. Onus probandi (the burden of proof)
45. Pacta sunt servanda (pacts must be respected)
46. Pendants lite (during litigation)
47. Per capita (counting heads)
48. per incuriam (through inadvertence or carelessness)
49. Per stripes (by stocks)
50. Planum dominium (full stocks)
51. Pro bono publico (for the public good)

## Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

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52. Ratio decidendi (grounds for decision, principles of the case)
53. Res gestae (connected facts forming the part of the same transaction)
54. Res ipsa loquitur (the thing speaks for itself)
55. Res judicata (a matter already adjudicated upon)
56. Res nullius (an ownerless thing)
57. Rule nisi (a court order that does not have any force unless a particular condition is met.)
58. Status quo (existing position)
59. Sub judice (in course of adjudication)
60. Sui juris (of one's own right)
61. Suo moto (of one's own accord)
62. Ubi jus ibi remedium (where there is a right, there is a remedy)
63. Ultra vires (beyond the powers)
64. Volenti non fit injuria (risk taken voluntarily is not actionable)

**UNIT – III** Precis Writing, Legal Essays, Conveyance (*list as enclosed*), Letter writing

**UNIT-IV: LEGAL DRAFTING:** Complaint, written statement, Power of attorney: General and specific, Affidavit in general, FIR, Sale deed, Gift deed, Partnership deed, Will deed

### **SUGGESTED READINGS:**

1. Legal English-R.L. Jain
2. Legal English by D.R.P. Bhatnagar & Rajul Bhargava.
3. Legal Language, Writing and General English- Dr. Ganga Sahai Sharma.
4. Legal Language, Legal Writing and General English by Dr. S.C. Tripathi.

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## PAPER CODE -UCONTLA110

### CONTRACT - I

#### (GENERAL PRINCIPLES OF CONTRACT) (SECTION 1-75 & SPECIFIC RELIEF ACT 1963)

**UNIT-I:** Basic of contract: Meaning, Elements and Characteristics of contract, Basis of Contract, Classification of Contract, Including the standard form of contracts.

**UNIT-II:** Proposal: Meaning, Elements and Characteristics of Proposal, Distinction between Proposal and Invitation of Proposal.

**UNIT-III:** Acceptance: Meaning, Mode and Characteristics of Acceptance, Communication, And Revocation & Termination of Proposal & Acceptance.

**UNIT-IV:** Consideration: Meaning, Definition and Elements of Consideration, Unlawful consideration and object, Concept of stranger to contract & exception of Privity rule, Exception to consideration.

**UNIT-V:** Capacity to Contract: Who cannot make a Contract, Who is minor and the place of minor under the law of Contract, Person of unsound mind, nature of contract by person of Unsound Mind, Person deprived of the capacity of contract.

**UNIT-VI:** Free Consent: Meaning of Consent and the free Consent, Factors rendering Consent not free and their effect upon the validity of Contract.

**UNIT-VII:** Void Agreements: Agreements in restraint of marriage: Freedom of trade and right to initiate legal proceedings, Agreements involving uncertainty, wager and impossibility. Contingent Contract.

**UNIT-VIII:** Certain relations resembling to those created by Contract (Quasi -Contract).

**UNIT-IX:** Performance of Contract: Who is liable to perform joint rights and joint liability and performance of reciprocal promises, Time, Place and Manner of Performance, Discharge from liability to perform the contract?

**UNIT-X:** Breach of Contract: Meaning and Kinds, Remedies for breach of contract-Damages - Measure of damages and remoteness of damages

**UNIT-XI:** Specific Performance of Contract and Injunctions under Specific Relief Act 1963.

**UNIT-XII: E-contract:** Types of e-contract, Rules governing e-contract, Applicability of Indian contract act 1872 one-contract.

#### LEADING CASES:

1. Carlill V Carbolic Smoke Ball Company [1892] EWCA Civ 1, [1893] 1 QB 256
2. Mohori Bibee vs. Dharmodas Ghose (1903) 30 Cal 539
3. Satyabrata Ghose Vs Mugneeram Bangur. 1954 AIR 44
4. Lalman Shukla V. Gauri Datt Allahabad High Court (1913) 11 ALJ 489
5. Bhagwandas Goverdhandas Kedia V M/S. Girdharilal Purushottamdas 1966 AIR

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## **SEMESTER-III**

### **PAPER CODE -UPOLIPO201**

#### **POLITICAL SCIENCE - II**

**UNIT-I:** Ancient Indian Political Thought: Features, Manu: Manu Smriti. State: Origin, Organs, and Functions, King: Character, Powers; Law and Justice Kautilya: Arthshastra, Law and justice and Foreign Policy.

**UNIT-II:** Modern Indian Political Thought: Features. Mohandas Karamchand Gandhi: Truth, Non - Violence, Satyagraha, Philosophical Anarchism. Trusteeship Jawaharlal Nehru: Democracy, Socialism, Tilak swaraj Veer Sarvarkar - Political Ideas, J.P. Narayan's total revolution

**UNIT-III:** Ancient Greek Political Thought: Features, Plato: Theory of Justice; Ideal State: Aristotle: Theory of State, Classification of Government; Roman Political Thought: Features, Cicero.

**UNIT-IV:** Medieval Political Thought: Features. St. Thomas Augustine: State and Church, St. Thomas Aquines : Law, Marsigliio of Padua: Law

**UNIT-V:** Modern Political Thought: Features; Machiavelli; Human Nature, King, Law; J.S. Mill: Liberty, Karl Marx: Dialectical Materialism, Class Struggle, State.

#### **SUGGESTED READINGS:**

V.D. Mahajan Political Theory, S. Chand & Company, 2000

V.P. Verma Mordan Indian Political Thought, Laxmi Narayan Press

B.C. Pareekh Contemporary Politica, Thinkers, Oxford University Press.

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### **PAPER CODE - UINDIPH202**

### **INDIAN PHILOSOPHY- I**

**UNIT-I:** JAINISM: Dravya, Anekantvada, Nyaya and Syadvada, Mahavrata and Anurants.  
NYAYS: Perception, Inference and God.

**UNIT-II:** VAISESIKA: Padarthas, VEDANTA: (Samkara and Ramanuja) Brahmin and World.

**UNIT-III:** BUDDHISM: Four Noble Truths, Pratitya-Samutpad, Doctrine of Momentariness.

**UNIT-IV:** SAMKHAYA: Purusa and Prakriti, Evolution.

**UNIT-V:** CHARVAKA: Metaphysics, Epistemology and Ethics, PURVAS MIMANSA: Sources of Knowledge and Pramayad.

#### **SUGGESTED READINGS:**

1. Parasnath Dwivedi bhartiya Darshan (Hind)
2. Ramnath Sharma: Bhartiya Darshan Ke Mool Tatva (Hindi)
3. B.N. Singh: Bhartiya Darshan (Hindi)
4. R.N. Sharma: Essentials of Indian Philosophy
5. I.C. Sharma: Ethical Philosophy of India
6. Harendra Prasad Sinha: Bhartiya Darshan (Hindi)

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

**PAPER CODE - ULAWOLA203**

**LAW OF CONTRACT-II**

**(INDIAN CONTRACT ACT, INDIAN PARTNERSHIP ACT, SALE OF GOODS ACT AND SPECIFIC CONTRACTS)**

**UNIT-I :** Contract of Indemnity and Guarantee : Meaning, Distinction between indemnity and guarantee and kinds of guarantee, Rights of Indemnity Holder, Rights of the Surety, Extent of the Liability of the surety, Discharge of Liability of the Surety.

**UNIT-II:** Contracts of Bailment and Pledge: Meaning & Kinds of Contract of Bailment- Bailment without consideration, Rights and Duties of Bailee and Bailor, Termination of Contract of Bailment, Position of the Finder of the goods under law, Contract of Pledge- Meaning and definition, Pledge by Unauthorized Persons.

**UNIT-III:** Contract of Agency: Definition, Kinds and Modes of Creation of Agency, Relation between the Principal and the Agent, The Principal and the Third Party and The Agent and the Third Party

**UNIT-IV:** Determination of Agent's authority- By act of Parties and by operation of Law, Irrevocable Authority

**UNIT-V :** Contract of Sale of Goods : Sale- Meaning, Definition and Elements, Agreement of Sell, Hire- Purchase, Goods- Existing, Future and Contingent, Condition and Warranties, Passing of Property and Risk from seller to buyer, Sale by Unauthorized person, Law relating to performance of Sale, Rights of unpaid seller.

**UNIT-VI:** Contract of Partnership: Meaning, Definition, Formation & the Characteristics of Contract, Distinction between- Co-ownership & Partnership, Joint Hindu Family Firm and Partnership, Company and Partnership, Position of Minor, Relation inter-se of Partners and relation of partners with third parties.

**UNIT-V :** Registration of Partnership Firm, Dissolution of Partnership & of Firm.

## **LEADING CASES:**

1. Amrit Lal Goverdhan Lallan V. State Bank of Travancore, A.I.R. 1960, S.C. 1432.
2. National Bank of India v. Sohanlal and Others A.I.R. 1960, S.C. 1432
3. State of Gujrat v. Mamon Mohd. A.I.R. 1967, S.C. 1885
4. Niblet v. Confectioners Materal Company Ltd. (1921) 3K.V. 387
5. Cox v. Hickman, (1860) 8, HLC 268.

## **SUGGESTED READINGS:**

1. Pollock & Mullah : Indian Contract and Specific Relief Act.
2. Kapoor, N.D. : Mercantile Law
3. Avtar Singh : Law of Partnership; Principle of the Law of Sale of Goods.

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## **PAPER CODE- UCOMPLA204 COMPANY LAW**

**UNIT-I: FORMATION, REGISTRATION AND INCORPORATION OF COMPANY:** Meaning of Corporation, Nature and kinds of company, Promoters: position, duties and liabilities, Mode and consequences of incorporation, Uses and abuses of the corporate form, lifting of corporate veil, Comparison between companies' act 1956 & companies act 2013.

**UNIT-II: MEMORANDUM OF ASSOCIATION & ARTICLE OF ASSOCIATION:** Meaning of Memorandum of association & article of association, Alteration of memorandum and article, the doctrine of ultra vires, Articles of association: binding nature, Relation of article of association & memorandum of association, Doctrine of constructive notice, Doctrine of indoor management-exceptions

**UNIT-III: CAPITAL FORMATION & PROFIT DISTRIBUTION:** Prospectus: Issues, contents, kinds, liabilities for misstatement, statement in lieu of prospectus. The nature and classification of company securities, Kinds of securities: shares & share certificate, its objects and effects, debentures, kinds of debentures holders, remedies of debenture  
Transfer of shares, restriction of transfer, relationship between transferor and transferee, Issue of share at premium, Role of public finance institutions, Share capital, reduction of share capital, Duties of court to protect interests of creditors and shareholders, Dividends-payments-capitalization-profit, audit to account.

**UNIT-IV : CORPORATE ADMINISTRATIVE :** Directors: kinds, powers and duties, Role of nominee Directors, managing director and other managerial personnel. Key Managerial Personnel, Independence director and its importance, Appointment and removal of director.

**UNIT-V : MEETING & INSIDER TRADING:** Insider trading, Meeting: Kinds and Procedure, The Balance of Powers within companies- Majority control and minority protection, Prevention of Oppression & Mismanagement.

**UNIT-VI : WINDING UP OF COMPANIES :** Kinds, Consequences and reasons of winding up, Role of the Court, Liability of past members, Payment of Liabilities, Reconstruction and amalgamation, Corporate liability: civil and criminal, The National Green Tribunal Act, 2011

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### **LEADING CASES:**

1. Ashbury Railway Carriage and Iron Co Ltd v Riche (1875) LR 7 HL 653
2. Salomon v Salomon & Co Ltd (1896) UKHL 1
3. Foss v Harbottle (1843) 67 ER 189
4. Royal British Bank v Turquand (1856) 119 E.R. 886.

### **SUGGESTED READINGS:**

1. A.Ramaiya, Guide to the Companies Act, 2016 Wadhwa.
2. Avtar Singh, Indian Company Law, Eastern Book Co.
3. R.K. Bangia, Company Law.  
N.D. Kapoor & G.K. Kapoor, Company Law, Sultan Chand Publication



# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## **PAPER CODE –UPUBLLA205**

### **Public Interest Litigation**

**UNIT-I :** Public Interest Litigation: It is Origin and Meaning, Scope and nature and object of Public Interest Litigation, Difference between Public Interest Litigation and Private Interest Litigation, Doctrine of Locus Standi.

**UNIT-II :** Judicial Activism and It's Emergence, Judicial activism and Public Interest Litigation in changing societal needs, Judicial Process and Procedure in Writ Jurisdiction and Public Interest Litigation.

**UNIT-III:** Public Interest Litigation in India: Right of Life, Right of accused and prisoners, bonded labor, Women and Children, Right to Education, Ecological Balance

**UNIT-IV :** Problems of practice of Public Interest Litigation in India, Effective implementation of Public Interest Litigation decision, The need for clarity, certainly and efficacy in Public Interest Litigation adjudication

**UNIT-V:** Legal Service and Legal education in India concept and functionalities, Para legal service in India

**Unit-VI :** Legal Service under the : Constitution, Code of Criminal Procedure, Code of Civil Procedure, The Legal Service Authorities Act 1987, Legal Aid and Legal Profession, Lok Adalts – Jurisdiction working and powers under the Legal Services Authorities Act 1987.

**Unit-VII:** Writing of Public Interest Litigation, Writing of application for Legal aid

#### **LEADING CASES**

1. Bandhua Mukti Morcha v. Union of India (1984) 3 SCC 161
2. M.C. Mehta v. Union of Indian (2000\_5 SCC 525)
3. Nilabati Bahera v. State of Orissa, AIR 1993 SC 1960
4. Peoples Union for Civil Liberties v. Union of India (1997) 3 SCC 433
5. Vishakha v. State of Rajasthan, AIR 1997 SC 241.

#### **SUGGESTED READINGS:**

1. J.N. Pandey: Indian Constitution
2. Dr. Kailash Rai: Public Interest Lawyering, Legal Aid and Para-Legal Services.
3. J.P.S. Sirohi & Anel Sirohi (Advocates): Public Interest Lawyering, Legal Aid And Para-Legal Services
4. Dr. S.R. Myneni: Public Interest Lawyering, Legal Aid and Para-Legal Services

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## **SEMESTER- IV**

**PAPER CODE – UPOLIPO206**

**POLITICAL SCIENCE-III**

**UNIT-I:** International politics, meaning, nature and scope, realism and idealism, Theories of international politics, Classical and Scientific.

**UNIT-II:** Power: Meaning. Significance and Elements of national Power, /national Interest, diplomacy, international Organization and UNO, ASEAN, EV

**UNIT-III:** major development in international politics since 1945, Cold War, Détente, New International Economic Order, NAM

**UNIT-IV:** Foreign Policy U.S.A Peoples, Republic of China and Russia, Their Objective and problems

**UNIT-V :** India's Foreign policy: Objective and Determinants & Principles, India and U.N.O., China, Pakistan and SAARC: A Critical review of Indian Foreign Policy.

### **SUGGESTED READINGS:**

1. W. Friedman: An Introduction World Politics (3<sup>rd</sup> Edition)
2. D.C. Gupta: International Relations.
3. A.K. Sen: International Relation since World War-1
4. V.D. Mahajan: International Relations Since 1990
5. S.N. Dhar: International Relation and World Politics Since 1919
6. Keswani : International Relations Since 1900
7. Burton, J.W. International Relations: A General Theory, Bombay, 1971
8. Deustch, K.N. The Analysis of International Relations, N.J. 1968
9. Fox, W.T.R.: Theoretical Aspects of International Relations, New Delhi 1949
10. Kalpan Morton: System and Process in International Politics, New York, 1957

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

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## **PAPER CODE -UINFOLA207** **INFORMATION TECHNOLOGY & INFORMATION TECHNOLOGY ACT 2000**

**UNIT-I:** Introduction To Information Technology- Basic concept of it, Data Processing System  
Types of Data Processing System

**UNIT-II:** Introduction to computer- Classification of Computers, Block Diagram, Basic Components, CPU. Memory, Input Output Devices

**UNIT-III:** Software - System and Application Software, Unity Package Operating System

**UNIT-IV:** Microsoft Windows Introduction to Windows Working With Windows, Tile-based Interface, Desktop Icons, Accessories: Notepad, Ms Paint, Word pad, Command Prompt, Windows Explorer, Magnifier On Keyboard System Tools

**UNIT-V :** MS Word -Word Processors, usage and Applications of Ms Word, Working, with Documents, Ribbon, Formatting Tools Page Setup, Headers and Footers, Tables, Clipart, Pictures, Word Art, Shapes, Mail Merge. Auto Correct, Table of Contents

**UNIT-VI:** Electronic spreadsheets - Concepts, Working With Workbook and Worksheets, Enter and Edit Data Working With Cell Reference, Page Layout Building Formulas & functions: Types of Formulas, Working With Formulas Creating Charts, Macros, Filters and Sorting of data pivot Tables, Import and Export of Data CVS Files

**UNIT-VII:** Power Point-Concepts, Working with presentations, Creating Slides, design of slides and presentation, Formatting slides insert: Pictures, Charts, Shapes, Smart Art, Table Creating photo Album, Animation, and Running Slide Show

**UNIT-VIII:** Internet Fundamentals, How it Works, Concept of Network, Search Engines, Blogs, Social Network Email, e-News Papers, Cyber Ethics.

**UNIT-IX:** Introduction of Information Technology act 2000

**UNIT-X:** E-Learning, E-Commerce, Use of Internet in Law, Open Source, Working with HTML

### **SUGGESTED READINGS:**

1. V. Rajaraman, Fundamentals of Computers, 3<sup>rd</sup> Edition, PHI Publications
2. Nasib S. Gill, Essentials of Computers & Network Technology, Khanna Publications
3. Deepak Bharihoke, Fundamentals on
4. Information Technology, Excel Books

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## PAPER CODE –UINSULA208

### INSURANCE LAW

**UNIT-I:** EVOLUTION AND DEVELOPMENT OF THE CONCEPT OF INSURANCE: Role and Importance of Insurance, General Principles of the Contract of Insurance, Nature of Contract of Insurance, Classification of Policies, Selection and Measurement of Risk, Treatment of Substandard Risk, Calculation of Premium. Licensing of Insurance Agents, Duties and Powers of Controller of Insurance under the Insurance Act 1938, Status and Legal Position of the nominee under the Insurance Act 1938

**UNIT-II:** ESTABLISHMENT OF INSURANCE CORPORATION OF INDIA: Investment Provision and Rights of the Policy Holders under the Life Insurance Corporation Act, 1956: Marine Insurance and Fire Insurance. Motor Insurance, Live Stock Insurance, Insurance against deterioration of Stock, Loss or Profit Insurance Contractor's All Risk Insurance and Credit Guarantee

**UNIT-III:** PUBLIC LIABILITY INSURANCE ACT 1992: Definitions, Criminal Liability based on no fault, Verification and publication of accidents by Collector, Application for Claim for relief : Environmental Relief Fund Claim of Compensation under other laws; Powers of the Central Government Liability of Companies of Government Departments.

#### LEADING CASES:

1. New India Assurance Co. v Radhey Shyam Motilal Khandelwal, AIR,1974 Bom,228
2. Prudential Insurance Co. v Inland Revenue Commissioners,(1904),2KB 1078.
3. Mills v Smith (1963) 2 ALL. ER 1078
4. Digby v. General Accident(1943)AC 121,138
5. Glickman v. Lancashire and General Assurance Co. Ltd (1978)AC 139(HL)

#### SUGGESTED READINGS:

1. Mishra, M.N. : Insurance-Principles and Practices
2. Rao, C.K. : Treaties on the Law of Insurance
3. The Insurance Act,1938
4. The Life Insurance Corporation Act,1957
5. Karkara, G.S. : Commentary on Public Liability Insurance in India
6. Murthy & Sharma : Modern Law of Insurance in India

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## **PAPER CODE –UCONSLA209** **Constitutional Law-I**

**UNIT-I:** Preamble- Federalism-Secularism-Social justice-Interpretation of Preamble; The Union and its territory: Name and Territory of the union-Admission or establishment of new States- Formation of a New State-Alteration of areas or boundaries-Names of the existing states

**UNIT-II:** Citizenship: Right of Citizenship of persons migrated from Pakistan and Persons of Indian origin residing outside of India, Voluntary acquiring citizenship of foreign state not to be citizens's continuance of the rights of citizenship act.

**UNIT-III :** Meaning and scope of state under article constitution of India local authority-municipalities, district board, panchayats, improvements of Municipal or local fund. Other authorities- Power to make laws, bye-laws, rules, orders or regulations are called other authorities within the meaning of article 12 "State" in the light of Fundamental rights.

**UNIT-IV :** Fundamental rights- Definition-laws inconsistent with or in derogation of the fundamental rights to equality, equality opportunity-Prohibition of Discrimination on Grounds of religious, race caste, sex or place of birth.

**UNIT-V:** Constitutional Remedies: Enforcement of Fundamental rights, Power of parliament to modify the rights the conferred by this part in their application to forces etc. Fundamental rights and directive principles

**UNIT-VI:** Directive Principles –Reasons for incorporation, Directive Principle- Direction of Social change a new social order fundamental, Rights and Directive Principles- Inter relationship- Judicial balancing

**UNIT-VII:** Constitutional Amendments- Article 31-A, 31-B and 31-C to strength then directive principle, Judicial Policy towards directive principle, Fundamental Duties Art 51-A.

### **Leading Cases:**

1. Menaka Gandhi V. Union of India, A.I.R. 1973, S.C. 597
2. Minerva Mill V. Union of India, 1980, 2SCC Page 591

### **Suggested Readings:**

1. Dayal : Constitutional law of India
2. D.D. Basu : An Introduction to the constitution of India
3. M.P. Jain : Constitutional law of Indi
4. Sukhla, V.N. : Constitutional law of India
5. Paras Diwan : Constitutional law of India
6. M.C.J. Kagzi : Constitutional law of India, (Hindi and English) Constitutional law of India
7. B.K. Sharma : Introduction of Constitutional law of India

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## **PAPER CODE – UHISTLA210** **HISTORY OF COURTS, LEGISLATURE & LEGAL PROFESSION IN INDIA**

**UNIT-I :** Introduction :importance of necessity of legal history : the early charters (charters of 1600 and 1661) and Surat Factory, Administration of justice in Madras, Bombay and Calcutta before 1726, Charter of 1726 and Establishment of Mayor's Court, Charter of 1753.

**UNIT-II:** The Regulating Act, 1773, the Supreme Court of Calcutta, Bombay and Madras. Merits and demerits of Regulating Act and Act of Settlement, 1781

**UNIT-III:** The Beginning of the Adalat System. The judicial Plans of 1722 and 1774 introduced by Warren Hastings, Judicial Reforms of Cornwallis and William Bentick.

**UNIT-IV :** The High Court : Dual Judicature before 1361, Indian high court Act, 1861 Privy Council, Federal Court, Development of Law in Mofussil (Justice Equity and Good Conscience), Development of Criminal Law, Changes in Criminal-Law between 1790-1861, Charter Act of 1833, Codification of Law: Law Commission, legislative Council, First, Second and Third Law Commissions, The Lex Loci Report.

**UNIT-V:** Simon Commission Round Table Conferences, Government of India Act 1909 and 1919, and Government of India Act 1935, Federalisms: Nature and characteristics under the Act. Executive Powers of Governor General Federal Legislature, Federal Court, Provincial Autonomy, Powers of the Governor, Crisp Mission, Indian Independence Act 1947: abolition of Jurisdiction of Privy Council, Constituent assembly-its formations, working, contributions

### **LEADING CASES:**

1. Trial of Raja Nand Kumar 1775.
2. Patna Case, 1777-79
3. Cossijurh Case, 1789-90
4. Kamaluddin Case, 1775

### **SUGGESTED READINGS:**

1. Jain, M.P. : Outlines of Indian Legal History (Hindi and English)
2. Keith, A.B. : Constitutional History Of India ( Chapter vii,viii,x,xi,xii)
3. Banerjee : The Making of the Indian Constitution.
4. Mahajan, V.D. : Constitutional History Of India.
5. Sinha, B.S. : Legal & Constitutional History Of India
6. Kulshrestha V.D. :Land Marks In Indian Legal And Constitutional History(English & Hindi)

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## **SEMESTER- V**

### **PAPER CODE-UINDIPH301**

#### **INDIAN PHILOSOPHY-II**

This paper proposes a philosophical study about major religions in the world

**UNIT-I :Hinduism:** Historical Background, main Scriptures, Concepts of Reality, Word, Life, Karma, Rebirth, Varna, Ashram, Purusharthas, Marriage, Sanskaras, Education Contribution to world's Society.

**UNIT-II: Jainism:** Circumstances of Origin, Life and Works of Mahaveer Swami, Concepts of Reality, Word Life, Karma, Atheism, Main Scriptures and sects, Main, Teaching and Contribution to world's Society.

**UNIT-III : Buddhism:** Historical Background, Life and works of Gautam Buddha, Concepts of Reality, Four Noble Truths, Non-self, Non-God, Main Scriptures and seers, main teaching and contribution to world's society.

**UNIT-IV: Judaism:** Historical background, life and works of Moses, Main Concepts- God, Ten, Commandments, Man, Doom's, Day, He;; and Heaven, Main Scriptures and Prophets, main teachings and contribution to world's society.

**UNIT-V: Christianity:** Circumstances of Origin, Life and Works of Jesus Christ, Main Concepts –God, Main Scriptures and sects and apostates, main teaching and contribution to world's society.

**UNIT-VI: Islam:** Circumstances of Origin, Life and works of Mohd Sahib, Main Concepts- God, Din and Eman, Kiyamat, Hell and Heaven, Main Scriptures and Sects, main teaching and contribution to world's society.

**UNIT-VII : Sikhism:** Historical background, Life and works of Nanak Dev, Main Concepts, Akal Purkh, Word Life Labour and Karma, Guru Sangat and Pangat, Panch pyare, Main Scriptures and Sects, main teaching and contribution to world's society.

**Note-** Questions can be also asked and comparison of two similar concepts of Different Religions

#### **SUGGESTED READINGS:-**

1. Parasnath Dwivedi: Bhartiya Darshan (Hindi)
2. Ramnath Sharma: Bhartiya Darshan Ke Mool Tatv (Hindi)
3. R N Sharma: Essentials of Indian Philosophy (English)
4. I C Sharma: Ethical Philosophy of India (English)

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## PAPER CODE – UENVILA302

### ENVIRONMENTAL LAW

**UNIT-I:** The Environment (Protection) Act, 1986 – Objects and reasons of the act, Definition – General Powers of the Central Government to issue directions. Prevention, control and Abatement of Environmental pollution, penalties and procedure. Standards for emission or discharges of environmental pollutants.

**UNIT-II:** The Air (Prevention & Control of Pollution) Act, 1981 – Application of the act, definitions

– Constitution, Powers and Functions of Central and State Boards for Prevention and Control of Air Pollution. Powers of the State Government, Penalties and Procedures, Rules and Procedures.

**UNIT-III** The Water (Prevention and Control of Pollution) Act, 1974 – Application of the act, Definitions – Constitution, Powers and Functions of Central and State Boards, Joint Boards for Prevention and Control of Water Pollution, Power of State Governments, Penalties and Procedures.

**UNIT-IV:** Law relating to prevention and control of air, water and noise pollution in Madhya Pradesh including rules a, b, c as under:

- a) Madhya Pradesh State Prevention and Control of Water Pollution Board and its Committees (Meetings) Rules, 1975
- b) Water (Prevention and Control of Pollution (Consent) Madhya Pradesh Rules, 1975
- c) Madhya Pradesh Water (prevention and control of pollution) Appeal Rules, 1976
- d) Air (Prevention and Control of Pollution) Madhya Pradesh Rules, 1983

#### LEADING CASE:

1. Bhopal Gas Disaster Case.
2. Rural Litigation & Entitlement Kendra Dehradun v. State of U.P, AIR 1985, SC 652
3. Mehta, M.C. v/s Union of India, AIR 1986, SC
4. Mehta, M.C. V/s Union of India, AIR 1988, SC
5. Indian Council for Env.-Legal Action V. Union of India, AIR 1966 SC 1446
6. M.C. Mehta V. Union of India, 1988, SC, 1037

#### SUGGESTED READINGS:

1. The Water (Prevention & Control of Pollution) Act, 1974 as amended up-to-date.
2. The Air (Prevention & Control of Pollution) Act, 1981 as amended up-to-date.
3. The Environment (Protection) Act, 1986.
4. Goyal, Sunil, Porwal, Sunil & Maheshwari, K.G: Manual of Pollution control Laws in India, 1988
5. Lal's Comments on water and Air Pollution Laws, 1986
6. Jain, Suresh & Jain Vimla: Environmental Law in India.



# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## **PAPER CODE -UCONSLA303**

### **CONSTITUTIONAL LAW - II**

**UNIT – I:** Union & State Judiciary – Supreme Court & High Court, Composition, Powers and writs. Union-State Legislative Relations – Distribution of Legislative Powers, Administrative & Financial Relations.

**UNIT – II:** Services under the union and the state, constitutional protection of civil servants, Public Service Commission of the Union & States. Article 300-A- Property Rights: Freedom of trade, Commerce and Inter-course, State Liability in contracts and torts, Suits by and against the State.

**UNIT – III :** Emergency provision – National, State and Financial, Amendment of the Constitution – Constitutionality of ordinary law and amendment laws, Judicial review of amendment and the doctrine of basic structure – Major amendments and their constitutional values.

#### **SUGGESTED READINGS:**

1. Basu, D.D. – Commentary on the Constitution of India
2. Hidayatullah, M. (Ed.) – Constitutional Law of India.
3. Seervai, H.M. – Constitution of India
4. Austin, G. – Indian Constitution A cornerstone of a Nation.
5. Banerjee, A.C. – Constitutional History of India.
6. Khanna, H.R. – Making of India's Constitution.
7. Shiva Rao, B. – Framing of India's Constitution.
8. Jain, M.P. – Indian Constitutional Law
9. Relevant volumes of the Annual survey published by Indian Institute.

#### **LEADING CASES:**

1. In Re under Article 143 constitutional law of India, A.I.R. 1965, S.C. 745
2. Khyerbari Tea Co. Ltd. V/s State of Assam, A.I.R. 1964, S.C. 521
3. Union of India V/s Tulsi Ram Patel, A.I.R. 1985, S.C. 1416

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## **PAPER CODE -UINTELA304 INTERPRETATION OF STATUES**

**UNIT-I: INTRODUCTION:** Meaning of Interpretation, Difference between interpretation and construction, Object of interpretation, Types of interpretation, Classification and nature of statutes. Mandatory, Imperative or obligatory, Directory or Permissive Statute, Conjunctive and Disjunctive enactments, Amending statute, Consolidating statute, Codifying statute, Repealing statute, Remedial statute, Penal statute, Taxing or fiscal statute

**UNIT-II: GENERAL PRINCIPLES OF INTERPRETATION:** The Literal or grammatical interpretation, The Mischief Rule, The Golden Rule, The Harmonious Construction, Construction: Statute should be read as a whole, Construction: identical expressions to have same meaning, Construction: Ejusdem generis, Construction: expression units est exclusion arteries, Construction: contemporanes exposition est fortissimo in lege, Construction: noscitur a socialis. Beneficial interpretation, Interpretation of statute in pare material

**UNIT-III: AIDS TO INTERPRETATION:** External – Parliamentary Legislative History, Dictionaries, earlier legislations, later legislations, stare dies, text books, government publication and reports, foreign decisions, historical settings or backgrounds, international conventions. Internal – Title, Preamble, Heading, Marginal Notes, Proviso and Punctuation, Schedules, illustrations, explanations, definition & interpretation clauses, exceptions.

**UNIT-IV : INTERPRETATION OF CONSTITUTION:** Doctrine of Implied Power, Doctrine of Incidental or Ancillary Power, Doctrine of Implied Prohibition, Doctrine of Occupied Field, Doctrine of Colorable Legislation, Doctrine of Severability, Doctrine of Eclipse, Doctrine of Territorial Nexus, Doctrine of Prospective overruling

**UNIT-V : MAXIMS RELATED TO INTERPRETTION :** Action personal is moisture cum persona, Act us non facet ream, nisi mens sit real, Audi Alteram partem, Delegates non potest delegare, Lex non cogit ad impassibilia, pacta sunt servanda, Res judicata pro veritate accipitur, Res judicata pro veritate habetur, Ubi jus ibi remedium, Jus dicere and jus dare

**LEADING CASES:**

## Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

- 1- Heydon's case (1584) 3 C.R. 7-A
- 2- Bengal immunity co. v/s State of Bihar AIR 1955 S.C. 661
3. Alamgir v/s State of Bihar, AIR 1959 S.C. 436
4. Inder singh v/s State of Rajasthan AIR 1957 S.C. 510
5. Ram Avtar v/s Assistant Sales Tax Officer, Akola, AIR 1961 S.C. 1325

### **SUGGESTED READINGS:**

1. Maxwell : Interpretation of Statutes
2. Sarathi : Interpretation of Statutes
- 3- G/{/ Singh : Principles of Statutory Interpretation
4. Swarup : Legislation and Interpretation
5. Craies : Statute Law
6. Indian Law : The Drafting of Laws
7. P.M. Bakshi : Legislative Drafting
8. Bentham : Theory of Legislation
9. Dicey : Law and Public Opinion
10. Ruthnaswamy : Legislation Principles and Practice
11. Bindra : Interpretation of Statutes
12. P.K. Tripathi : Spotlights on Constitutional Interpretation

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## **PAPER CODE -UFAMILA305 FAMILY LAW - I (HINDU LAW)**

**UNIT-I :** Hindu Law : Sources, Who are Hindu and to whom Hindu Law apply, Schools and application, Coparcenary, Joint Family Property and Self Property, Karta and his powers and obligation, Religious and Charitable Endowments – Essentials of an endowments kinds, Shebait and Mahant.

**UNIT-II:** The Hindu Marriage Act, 1955 as amended, Concept of Live-In-Relationship.

**UNIT-III:** The Hindu Succession Act, 1956, as amended

**UNIT-IV:** The Hindu Adoption and Maintenance Act, 1956, as amended

**UNIT-V:** The Hindu Minority and Guardianship Act, 1956, as amended

**UNIT-VI:** Partition under Hindu Law: Meaning, Property for partition, Persons entitled to use for partition and allotment of shares, Partition how effected, determination of shares, Re-opening of partition. Reunion, Debts-Doctrine of pious obligation Antecedent debts.

### **LEADING CASES:**

1. Geeta Harisharan v/s Reserve Bank of India AIR 1999 S.C. 1149
2. Gure Nath v/s Kamla Bai, AIR 1955, S.C. 280
3. Gopal Rao v/s Si the ramamma, AIR 1964, S.C. 1970
4. Angu bala Mullick V/s Deabrata Mullick, 1951, S.C.R. 1125
5. Sawan Ram v/s Kalawati, AIR 1967, S.C. 1761

### **SUGGESTED READINGS:**

1. Shrinivas, M.M. : Principles of Hindu Law
2. Raghav Acharya : Hindu Law – Principles & Precedents
3. Mulla : Principles of Hindu Law
4. Derrett. J.D.M. : Modern Hindi Law
5. P. Dewan : Modern Hindi Law
6. Tahir Mohmood : Hindu Law
7. UPD Kesari

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## SEMESTER- VI

### PAPER CODE -UFAMILA306

### FAMILY LAW - II (MOHAMMEDAN LAW)

**UNIT-I :** Mohammedan Law: Origin, Development, Sources, Schools, Application, Interpretation and Conversion, Marriage: Nature of marriage, Essential of marriage, Khyar-ul-bulug, Iddat, Khilwat-ul-bulug, Iddat, Khilwat-ul-sahiha, Matrimonial stipulations, Kinds of marriage and effects of marriage, Maher: Meaning, Nature, Kinds, Objects and Subject matter, Wife's rights on nonpayment of dower.

**UNIT-II:** Dissolution of marriage: Talaq, ıla, Zohar, Talaq-e-tafveej, Mubarat, Khula, Lien, Faskh, Section 2 of the dissolution of Muslim Marriage Act, 1939, Legal effects of divorce, Guardianship: Appointment of guardian, Kinds of guardianship, Pre-emption: Meaning, Nature and Classification of Haq Shufa (Pre-emption), Rights of pre-emption, conflict of laws, subject matter and formalities of preemption, legal effects of pre-emption, Devices for evading pre-emption.

**UNIT-III:** Gift: Meaning and requisites of gift (Hiba); Gift of Musha, Conditional and future gift, Life estate, Life interest, Hiba-bil-ewaz, Hiba-bil-Shartul-ewaz, Will (Vasiyat): Competence of testator and legatee valid subjects of will: Testamentary limitations, Formalities of a will and abatement of legatee. Legitimacy and acknowledgement: Legitimacy and legitimation Presumption of legitimacy under Muslim Law and Section 112 of the Indian Evidence Act, conditions of a valid acknowledgement.

**UNIT-IV:** Maintenance of Muslim Women: The Muslim Women (Protection of Rights on Divorce Act, 1986, Death Bed Transactions: Meaning and effect of Marj-ul-maut.

**UNIT-V:** Waqf: Meaning, essentials and kinds, Beneficiaries of Waqf. The Waqf Validating Act, 1913 and 1939. Formalities for creation of Waqf. Waqf of Musha, Muslim religious institutions and officers Administration of waqfs, Mutawali, Inheritance: General principles of law of inheritance, doctrine of Aul and Rudd under Hanafi and Shia Law

#### LEADING CASES:

1. Maina Bibi v. Chaudhary Vakil Ahmed, 2, LA. 145
2. Immambandi v. Mustsaddi (1918), 45, LA. 71
3. Amjad Kha v. Ashraf Khan, 56, LA 218
4. Shah Bano Begum v. Mohammad Ahmed Khan
5. Jafree Begum v. Amin Mohammed Khan, 7, All 822.

#### SUGGESTED READINGS:

1. Mulla : Principles of Mohammedan Law
2. Fayzee A.A.A. : Mohammedan Law
3. Akil Ahmed : Muslim Vidhi
4. Amir Ali : Mohammedan Law

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## **PAPER CODE -UJURILA307** **JURISPRUDENCE**

**UNIT-I:** Jurisprudence-Definition, Nature Scope, and Significance of Jurisprudence.

**UNIT-II:** School of Jurisprudence: Analytical, Historical and Sociological including American Realism and Natural Law School and Kelson's pure theory of Law.

**UNIT-III:** Nature of Law: Definition – Austin, Salmond, Holland, Gray, Hart, Law & Morality, Sources of Law: Meaning Kinds.

**UNIT-IV:** Custom: Definitions, Kinds Essentials of legal custom, Importance of custom. Judicial Precedents: Definition, Kinds, ratio decidendi; obiter dicta; Declaratory theory of precedent, judge made law theory. Legislation: Definition, Kinds, comparison between legislation and other sources of law.

**UNIT-V:** Person: Nature of personality, corporate personality and its kinds

**UNIT-VI:** Rights and Duties: Nature of Rights and Duties, Correlation of Rights and Duties, Kind of Rights and duties.

**UNIT-VII:** Property: Definition and Kinds.

**UNIT-VIII :** Ownership and Possession : Meaning of ownership, Kinds, Definition of ownership by Austin and Salmond, Relation between ownership and Possession, Importance of Possession Elements of corporeal possession and problems, Theories of possession-Salmond and Savigny.

**UNIT-IX:** Negligence and Criminal liability

### **SUGGESTED READINGS:**

1. Salmond : Jurisprudence
2. Dias & Hughes : Jurisprudence
3. Dhyanis S.N. : Fundamentals of Jurisprudence
4. Mahajan, V.D. : Jurisprudence and Legal theory

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## **PAPER CODE - UMEDILA308** **MEDIA AND LAW**

### **OBJECTIVES –**

- \*To introduce students to legal and ethical issues related to mass media
- \* To help students gain an understanding of media laws in India and their implications on the profession of journalism
- \* To identify and analyze ethical questions pertaining to the journalism

### **LEARNING OUTCOMES –**

- \* Students gain an understanding of laws pertaining to the media
- \* Students gain an analytical knowledge into ethical issues related to media
- \*Students learn to apply media laws to case studies and evaluate the relative merits and demerits of laws and ethical questions pertaining to media
- \*Creating an understanding among students about the importance of responsible journalism which works within the framework of law and ethics

<b>UNIT-I</b>	<b>Indian media and constitution</b> : media roles , responsibilities and privileges , fundamental rights , directive principles of state policy , media freedom in a democracy
<b>UNIT-II</b>	<b>Indian media and the state:</b> parliamentary privileges and contempt of the court, Official Secrets Act, sedition laws , defamation , Working Journalists Act , Copyright Act , Right to Information
<b>UNIT-III</b>	<b>Broadcasting Laws</b> : press council of India , Prasar Bharti Act , Cable TV Network ( Regulation ) Act , advertisement code , Cinematography Act 1952 and film censorship
<b>UNIT-IV</b>	<b>Cyber Laws</b> : IT Act 2000 , measures against piracy , social media and OTT self-regulation
<b>UNIT-V</b>	<b>Ethical issues in Indian media</b> : code of ethics , media bias , censorship , privacy issues , obscenity , violence , hate speech , fake news and post truth , trial by media , woman and children in media , pressure on media freedom ( political , commercial and legal )

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## PAPER CODE – UPUBLLA309

### PUBLIC INTERNATIONAL LAW AND HUMAN RIGHTS-I

**UNIT-I :** Definition, Nature and Basis of International Law, Weakness of International Law, Codification and Development of International Law, Relation between of International Law, Relation between International Law, Municipal Law, Subjects of International Law, Nationality, Extradition and Asylum.

**UNIT-II:** Recognition of States and Governments, Recognition of Insurgency and belligerency, de- facto and *de jure* recognition. State succession, State jurisdiction, Territorial sovereignty, Criminal jurisdiction in International Law, Intervention.

**UNIT-III:** Diplomatic agents, Counsels, Classification and Function of Diplomatic agents, privileges and Immunities with reference to Vienna Convention on Diplomatic Relation, 1961, Treaties. Definition, Basis, Classification and Formation of treaties, Interpretation and revision of treaties, Principles of jus cogens and pacta sunt servanda, termination of treaties, Vienna Convention on the law of treaties, Pacific and Compulsive means of settlement of International Disputes.

**UNIT-IV:** International Court of Justice – Jurisdiction and Contribution towards development of International Law

#### LEADING CASES:

1. Asylum case ICJ Rep. (1905) P. 266
2. West Rand Central Gold Mining Co. Vs the King (1905) P. 266
3. LA Grand Case (ICJ 1999)
4. SS Lotus Case (1927)

#### SUGGESTED READINGS:

1. Starke : An Introduction to International law.
2. Oppenheim : International Law, Vol. I and II.
3. Breirly : The Law of Nations.
4. S.K. Kapoor : International Law (English & Hindi)
5. Tandon, M.P. : International Law (English & Hindi)
6. Robertson, A.H. : Human Rights in the World.
7. Khare, S.C. : Human Rights and United Nations.
8. Basu, D.D. : Human Rights in Constitutional Law.
9. Nagendra Singh : Protection of Human Rights.
10. Satish Chandra : International Documents on Human Rights.
11. Daiya, K.C. : Human Rights Jurisprudence
12. Karkara, G.S. : Commentary on Protection of Human Rights Act.



# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## **PAPER CODE -UPROFLA310** **PROFESSIONAL ETHICS & PROFESSIONAL ACCOUNTING SYSTEM**

This paper shall consist of following two parts:-

**PART-A:** Written Examination – 50 Marks

**PART-B:** Practical and viva-voce – 50 Marks

### **PART-A (UPROFLA310)**

**UNIT-I:** The Advocates Act 1961, Bar Council Rules, The Contempt of Court Act 1971

**UNIT-II:** LEGAL AID: Legal aid under the Constitution of India, Code of Criminal Procedure and Code of Civil Procedure

**UNIT-III:** OBJECTS, ROLE OF COMMITTEE FOR IMPLEMENTATION OF LEGAL AID SCHEMES (CILAS) – Legal Aid & Law School, Legal Aid & Voluntary organization, Legal Aid & Legal Profession, The Legal Services Authorities Act, 1987, Functions of National legal Services Authority, State Legal Services Authority and District Legal Services Authority

### **PART-B (UPRACLA311)**

**INTERNAL ASSESSMENT:** Students are directed to write an opinion on certain topic provided by the professor concerned and submit such opinion to the faculty.

**VIVA-VOCE:** The Viva-voce examination shall be conducted by a committee of three members. In the Committee, there shall be two Internal Examiners and one External Examiner

The Committee shall award marks on the basis of written submission (as mentioned above) by the students and performance in the Viva-voce examination.

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## **SEMESTER- VII**

### **PAPER CODE -UPUBLLA401 PUBLIC INTERNATIONAL LAW HUMAN RIGHTS-II**

**UNIT-I :** War, its Legal Character and effects, Enemy character, armed conflicts and other hostile relations Belligerent occupation, War crimes, Termination of War and Doctrine of Post Luminous and Prize Courts.

**UNIT-II :** The Law of Neutrality: Basis of Neutrality, Rights and Duties of Neutral States, Quasi-Neutrality, Neutrality and U.N. Character, Right of Angary, Contraband, Blockade, Unnatural services, Right of Visit and search.

**UNIT-III:** International Institution: United Nations, History and information of United Nations, Organs of United Nations with specific reference to general Assembly Security Council and International Court of justice.

**UNIT-IV :** Human Rights: Meaning, Universal Declaration of Human Rights, 1948 International Covenants on Civil and Political Rights, 1966, International Conventions on economic, Social and Cultural Rights, 1966. Regional conventions on Human Rights, Right of Women and Child, Protection of Human Rights Act, 1993.

#### **LEADING CASES:**

1. The S.S. Lotus P. (1) 1927 Series, ANOP
2. The Carfu Channel Case (Merits) ICJ Rep. 1949, p.4
3. The Zamora Case, 2. A.C. 77.

#### **SUGGESTED READINGS:**

1. Stark : An Introduction to International Law
2. Oppenheim : International Law, Vol. I and II
3. Breirly : The Law of Nation
4. S.K. Kappor : International Law (English & Hindi)
5. Tandon, M.P. : International Law (English & Hindi)
6. Rabertson, A.H. : Human Rights in the World
7. Khare, S.C. : Human Rights and United Nations
8. Basu, D.D. : Human Rights in Constitutional Law

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

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## **PAPER CODE – ULABOLA402 LABOUR AND INDUSTRIAL LAWS**

**UNIT-I:** Industrial Dispute Act, 1947

**UNIT-II:** Trade Unions Act, 1926

**UNIT-III:** The Factories Act, 1948

**UNIT-IV:** The Minimum Wages Act, 1948

### **LEADING CASES:**

1. Workmen of Dimakuchi tea estate Vs. the Management of Dimakuchi tea estate (AIR 1958 S.C. 637)
2. Inland steam Navigation Worker's Union in re (AIR 1936 Cal. 57)
3. Western India Automobile Association v/s The Industrial Tri Bank of Bombay & others (AIR 1949 F.C. 111)
4. Jai Engineering Works v/s State of West Bengal (AIR 1990 Cal. 406)
5. J.K. Iron & Steel Co. Kanpur v/s Iron Steel Mazdoor Union (AIR 1956, S.C. 231)

### **SUGGESTED READINGS:**

1. Sethi, R.B. : Payment of Wages & Minimum Wages Act
2. Malik : Industrial Law
3. Jaroli, U.L. : Shramik Vidhi
4. Indian Law Institute : Law & Labour Management Relations in India
5. Rustamajee : Law of Industrial Disputes
6. Srivastava, K.D. : Commentary on Minimum Wages Act, 1947
7. Srivastava, K.D. : Commentary on Minimum Wages Act, 1948
8. Myres, Charles : Industrial Relations in India
9. Malhotra, O.P. : Law of Industrial Disputes, Vol. 1
10. Darwell & Karr : Law of Service Industry, Vol. 2, 1956
11. Srivastava, K.D. : Commentary on Trade Union Act, 1926
12. Mishra, S.N. : Labour & Industrial Law Hindi & English

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## **PAPER CODE – ULAWRLA403** **Law Relating To Transfer Of Property & Easement**

**UNIT-I :** Interpretation Clause, Immovable Property, Attestation, Registered, Actionable Claim and Notice, Definition of Transfer of Property, Transferable Property, Un-transferable Trust or Property, Competence to Transfer and Modes of Transfers, Conditional Transfers, Conditions Restraining Alienation, Restrictions Repugnant to Interest Created, Transfer for benefit of Unborn Person, Rule against Perpetuity, Vested Interest and Contingent Interest.

**UNIT-II:** Election and Apportionment, Restricted Covenants, Transfer by ostensible owner, Transfer by unauthorized person who subsequently acquires interest, Fraudulent Transfer, Improvements made by Person under Defective Title, Doctrine of Lis-Pendens and Part Performance.

**UNIT-III :** Sale of Immovable Property, Definition of Sale and Contract to Sell, Rights and liabilities of Buyer and Seller, Marshaling by Subsequent Purchaser, Mortgage of Immovable Property, Definition of Mortgage, Kinds of Mortgage, Right of Redemption of Mortgagor and Equity of Redemption, Accession to mortgaged property, Subrogation, Priority, Cessation of Interest, Marshaling and Contribution, Prohibition of Tacking, Charge.

**UNIT-IV :** Definition and Kinds of Lease, Distinction between Lease and License, Modes of Creation and Determination of Lease, Exchange, Gifts- Definition of Gift, Modes of Creation of Gift, Suspension and Revocation of Gift and Onerous Gift, Transfer of Actionable Claims,

**UNIT-V:** Indian Easement Act, 1882. Definition and Essential Features of Easement, Kinds of Easement, Imposition, Acquisition and Transfer of Easements, Extinction, Suspension and Revival of Easement; License.

### **SUGGESTED READINGS:**

1. S.N. Shukla, the Transfer of Property Act.
2. Mulla, Transfer of Property Act.
3. Ameen and Shastri, the Law of Easement.
4. V.P. Sarathi, Law of Transfer of Property.

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

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## **PAPER CODE - UBHARLA404 BHARATIYA NYAYA SANHITA , 2023-I**

- 1. General Principles of Criminal Law.**
- 2. Bharatiya Nyaya Sanhita, 2023 :** Territorial Jurisdiction, Stages of Crime: Doctrine of Mens-rea; Inchoate crimes- Preparation, Attempt, General Explanation; Public Servant, Movable Property- Wrongful gain and wrongful loss; Dishonesty Fraudulently, Reason to believe, Counterfeit; Valuable Security, 'Act' and 'Omission', Voluntarily, Injury, Good Faith, Illegal Injury, Offence, Document Harbor, Judge.
- 3. Punishments**
- 4. General Exceptions:**
  - a) Mistake of Facts and Mistake of Law, Judicial Act Accident, Act done without criminal intention and to prevent other harm; Act of person of unsound mind, Act of intoxicated person.
  - b) Acts done with consent, act done in good faith without consent Communication made in good faith, Acts done under compulsion, Act causing slight harm; Right of Private defense.
- 5. Joint Liability:** Common intention, Common object, Abetment, Criminal Conspiracy, Constructive Liability.
- 6. Offences Affecting the Human Body:** Culpable homicide, Murder, Criminal Negligence and rashness, Attempt to commit murder and suicide miscarriage hurt, Grievous hurt, Voluntary restraint and wrongful confinement Force and criminal force, Assault, Kidnapping and abduction.

### **LEADING CASES:**

1. K.M. Nanavati v. State of Maharashtra (1962) S.C. 605)
2. Reg. v. Govinda [I.L.R.(1876) 1 MUMBAI 342]
3. Maina Singh v. State of Rajasthan (1976) 2 SCC 827; AIR 1976 SC 1084
4. Deo Narain v. State of U.P. (1973) I SCC 347: AIR 1973 SC 473
5. State of Haryana v. Raja Ram, (1973) 1 SCC 544 138

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## **PAPER CODE - UDRAFLA405** **DRAFTING PLEADING AND CONVEYANCING**

**NOTE:** In order to ensure that students do not leave out important portions of the syllabus, examiners shall be free to repeat the questions set in the Previous Examination

This Paper shall consist of following two parts:

**PART A** - Written Exam - 50 Marks

**PART B** - Viva-voce/ Practical – 50 Marks

The candidate must pass both of the parts separately. Student will be required to obtain 36% marks in each part i.e. 29 marks out of 80 and 7 marks out of 20 Marks respectively

### **PART-A (UDRAFLA405)**

**UNIT-1:** General Principles of Drafting and relevant substantive rules of pleading and their exceptions, amendment of pleadings, Alternative and Inconsistent Pleadings.

**UNIT-II :** Drafting Exercise on Pleadings : CIVIL : (i) Plaints (ii) Written Statement (iii) Interlocutory Application (iv) Affidavit (v) Notice (vi) Execution Petition (vii) Memorandum of Appeal and Revision (ix) Writ Petition and its appeal.

**UNIT-III :** CRIMINAL : (i) Complaints, (ii) Bail Applications, (iii) Accused's Reply (iv) Criminal Miscellaneous Petition (v) Memorandum of Appeal, Reference and Revision.

**UNIT-IV :** Drafting Exercise on Conveyancing : (i) Sale Deed (ii) Mortgage Deed (iii) Gift Deed (iv) Lease Deed (v) Rent Deed (vi) Partnership Deed (vii) Power of Attorney (viii) Promissory Note and (ix) Will.

### **PART-B (UPRACLA406)**

The Students have to write 5 exercises of pleading and 5 exercises of Conveyancing in his own hand writing. Exercises to be allotted by the class subject teacher out of the following exercises.

<b>CONVEYANCING</b>	<b>DRAFTING OF PLAINT AND/OR WRITTEN STATEMENT</b>
Sale Deed	Suit for damages for malicious Prosecution
Adoption Deed	Suit for eviction and arrears of rent
Power of Attorney	Suit for Specific Performance of Contract.
Agreement	Suit for Temporary injunction.
Compromise & Family Settlement	Inter Pleader Suit
Gift Deed	Suit for dissolution of Partnership
Lease/Rent Deed	Application for Maintenance under section 125 Cr. P.C.
Mortgage Deed	Application for Divorce or Judicial Separation
Partnership Deed	Notice for eviction of Premises.
Will and Codicil	Notice for Damages for defamation

**VIVA-VOCE:** The students have to maintain diary in which they have to write 5 exercises of pleading and 5 exercises of Conveyancing in his own handwriting.

The viva-voce examination shall be conducted by a committee of three persons. In the Committee, There shall be two Internal Examiners and one External Examiner.

The committee shall award marks on the basis of exercise submitted by the student and performance at the Viva-Voce Examination.

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## **SEMESTER-VIII**

### **PAPER CODE-UBHARLA407**

### **BHARATIYA NYAYA SANHITA , 2023-II**

**UNIT-I :** Offences affecting public peace & state Authorities : unlawful assembly rioting affray public servants taking gratification other than legal remuneration in respect of official act, false evidence, giving false evidence, fabricating false evidence, public nuisance

**UNIT-II:** Offences against property: Theft extortion, robbery, Decoity, criminal misappropriation of property, criminal breach of trust, receiving stolen property cheating, mischief, criminal trespass house breaking

**UNIT-III:** Offences relating to document: Forgery, Making a false document

**UNIT-IV:** Offences relating sex and marriage: Rape, sexual offences, , Bigamy

**UNIT-V:** Offences affecting personal peace and reputation, criminal intimidation and defamation

**UNIT-VI:** THE JUVENILE JUSTICE (CARE AND PROTECTION OF CHILDREN) ACT 2015: Definition, Competent authorities and institutions for juveniles, procedures of competent, Authorities special offences in respect of juveniles

#### **SUGGESTED READINGS:**

1. Ratan lal dhiraj lal : The Indian penal code (st.Ed.)
2. Nigam R.C. : Principles of criminal Law (English Hindi)
3. Shamshual Huda : Principles of criminal Law
4. Hari Singh Gure : Penal Law of India
5. T. Bhattacharya : Indian Penal Code ( English Hindi)
6. Amer Singh Yadav : India Penal Code (Hindi)
7. Raja Ram Yadav : India Penal Code (Hindi)

#### **Leading Cases:-**

1. R.V Mc Naughton (1843), cal, & F.200, 4st, Tr.(N.S.)847
2. Kedarnath V. State of Bihar, Air 1962,sc 955
3. Tapti Prasad V. K.E., 1917,15 A.L.J.590

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

**PAPER CODE-UINTELA408**

## **INTELLECTUAL PROPERTY RIGHTS LAW**

**UNIT-I:** Property: Concept, Acquisition, Kinds, Intellectual Property, Definition, Concept, Development and Protection of Intellectual property Rights at International Level

**UNIT-II:** The Copy Right act, 1956.

**UNIT-III:** .The Patent Act 1970.

**UNIT-IV :** The Trade Marks Act, 1999

**UNIT-V:** The Design Act 2000.

### **LEADING CASES:**

1. Manu Bhandari v. Kalankas Pictures Pvt Ltd. AIR (1987)Del.13
2. Nav Sahitya prakashan v. Anand kumar AIR(1981)All 200 at p 203
3. Brundaban Sahu v. Rajendra Subudhi, AIR 1986 Orissa 210 at p 211
4. R.C. Anand v. Messers Deluxe Films ,AIR 1978 Sc 1513p1627

### **SUGGESTED READINGS**

1. M.k. Bhandari : Intellectual Property Rights
2. S.P.Salarkar : Intellectual Property Rights
3. Vikas Vashisth : Intellectual Property Rights
4. P.S. Narayan : Intellectual Property Rights
5. R.K. Nagarjan : Intellectual Property Rights



# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## **PAPER CODE- UCIVILA409**

### **CIVIL PROCEDURE CODE**

#### **AND**

### **LIMITATION ACT - I**

**UNIT-I :** Introduction, Concepts, Affidavits, Order, Judgment, Decree, Complaint, Restitution, Execution, Decree holder, Judgment debtor, Mesne profits, Written statements, Distinction between decree and judgment and between decree and order. Jurisdiction, hierarchy of courts

**UNIT -II:** Suits of civil nature, Res subjudice and Res judicata, Foreign judgment. Place of suing, Institution of suits, Parties to suit. Joinder, misjoinder and non-joinder of parties, Representative suit. Frame of suit, Cause of action, Summons

**UNIT-III :** Pleadings, Rules of pleadings, Signing and verification, Alternative pleadings, Construction of pleadings, Complaint : particulars, Admission, Return and rejection of complaint, written statement : particulars and rules of evidence, set-off and counter claim, discovery, inspection and production of documents, privileged documents, affidavits

**UNIT-IV:** Appearance, examination and trials, ex-parte procedure, summary, attendance of witnesses, trial, adjournments, interim orders, commission, arrest and attachment before judgment, injunction and appointment of receiver

### **SUGGESTED READINGS**

1. Mulla: Civil Procedure Code
2. Singh S.N. : Civil Procedure Code
3. Sahai on Civil Procedure
4. Tandon, M.P: Civil Procedure Code (English & Hindi)
5. Mridula Srivastava : Civil Procedure Code (Hindi)
6. Mulla, The Code of Civil Procedure (Student edition).
7. The Code of Civil Procedure 1908, as amended in 2002.
8. C.K. Takwani, Civil Procedure with Limitation Act, 1963.

### **LEADING CASES**

1. Umrao Singh Vs Bhagwati Singh AIR 1956, SC 15
2. Narhari Vs Shankar, AIR 1953, SC 419 (sec 11), CPC
3. Shankar Sitaram Vs Balkrishna, AIR 1953 SC 252

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## PAPER CODE – UBHARLA410

### **BHARATIYA NAGRIK SURAKSHA SANHITA, 2023 JUVINELE JUSTICE AND PROBATION OF OFFENDERS ACT-I**

**UNIT-I :** Introduction, Definitions, Classification of criminal courts, jurisdiction, executive magistrates, public prosecutors and assistant public prosecutors, power of courts, powers of superior officers of police, : Arrest of person : power, procedures and duties.

**UNIT-II :** Process : Summons, warrant, jurisdiction of the criminal courts in inquiries and trials, warrant, jurisdiction of the criminal courts in inquiries and trials, cognizance of offences, prosecution, commencement of proceedings before magistrates, complaint and the charge

**UNIT-III:** Trials: trial before the court of sessions, trial of warrant cases by magistrates, trial of summon cases by magistrates, summon trials, Evidence in inquiry and trials, general provisions as to inquiries and trials, provisions as to accused of unsound mind, offences affecting the administrative justice

**UNIT-IV:** The judgment, submission of death sentence for confirmation. Appeals, review and revision

**UNIT-V:** Transfer of criminal cases. Execution, suspension, remission and commutation of sentences, provision as to bail and bonds, disposal of property, irregular proceedings, limitations

#### **LEADINGS CASES**

1. State Of U.P. v. state of Delhi , AIR 1955, SC 19
2. Nisar Ali v. State of U.P. AIR 1957, SC 336

#### **SUGGESTED READINGS**

- 1 Ratan Lal : Criminal procedure code
- 2 Ganguly, A.C. : A Guide to Criminal Code procedure
- 3 Juvenile Justice Act, 1980
- 4 Probation of offenders act. 1954
- 5 Khatri, B.D. : Law probation in India along with juvenile justice Act. 1988

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## PAPER CODE-UALTELA411

### ALTERNATE DISPUTE RESOLUTION

**This Paper shall consist of following two parts:**

**PART A** - Written Exam - 50 Marks

**PART B** - Viva-voce/ Practical – 50 Marks

The Candidate must secure certain marks in both parts (a) and (b) separately. 40% marks are required for students

#### **PART-A (UALTELA411)**

**UNIT-I** : The Arbitration and Conciliation Act 1996 : General provisions-Arbitration Agreement, Arbitral Tribunals ( Composition and jurisdiction ) Conduct of arbitral proceeding, Arbitral Awards- Termination of proceeding, setting Aside of Arbitral enforcement of Foreign Awards, New York Conciliation- Relationship of Conciliator with Parties, Settlement, Agreement, termination of Conciliation, Proceeding Resort to Arbitral of judicial Proceedings, Costs and Deposit.

**UNIT-II** : Lok Adalat : Organization of Lok Adalats, Jurisdiction and power of Lok Adalats, Procedure for determination of Dispute before the Lok Adalat, permanent Lok Adalat Alternate system for Multinational Corporation.

#### **PART-B (UPRACLA412)**

Students are required to write two arbitration proceeding of Lok Adalat. Further they have to attend Lok Adalat Arbitration proceeding and have to report the same in their diary

The **Viva- Voice** examination shall be conducted by a committee of three persons. in the committee, there shall be two Internal Examiners and one external examiner

The Committee shall award marks on the basis of written submission by the students and performance in the Viva-Voice examination.

#### **LEADING CASES:**

1. Rajasthan State Mines & Minerals Ltd. Vs Eastern Engineering Enterprises, AIR 1999 SC 3627
2. Transocean Shipping Agency Pvt Ltd. V. Black Sea Shipping AIR1998 SC 707

#### **SUGGESTED READINGS:**

1. The Arbitration and Conciliation Act, 1996
2. Sunil Deshta : Lok Adalat in India-Genesis & Functioning.
3. Bakshi, P.M. : Arbitration Act.

**SEMESTER- IX**

**PAPER CODE -UCIVILA501  
CIVIL PROCEDURE CODE & LIMITATION ACT-II**

**UNIT-I:** Interests and costs in decree, execution: concepts and general principles, powers of execution of decree, procedure for execution, enforcement, arrest and detention, attachment, sale and delivery of property

**UNIT-II :** Stay of execution, suits in particular cases : suits against or by government, by or against foreign rulers/envoys and ambassadors, public nuisance, suits by or against firm, mortgages, interpleader suits, suits relating to public charities

**UNIT-III:** Appeals from original decree and from appellate decree, appeals from orders and general provisions, appeal to Supreme Court, review, reference and revision, transfer of cases, restitution, caveat, inherent powers of courts

**UNIT-IV :** Law reform : law commission on civil procedure amendments, law of limitation, the concept : the law assists the vigilant and not those who sleeps over the right, object, distinction, mention and suspension of limitation, sufficient cause for non-filing the proceedings, illness, mistaken legal advice, mistaken view of law, poverty, minority and purdah, imprisonment, defective wakalatnama, legal liabilities. Foreign rule of limitation: contract entered into under a foreign law, acknowledgement, essential requirements, continuing tort and continuing breach of contract in respect to limitation

**LEADINGS CASES:**

1. Smt. Runi Bai v. Yadunandan, AIR 1954, SC, 1718.
2. Madalsa Devi v. Ramanarain Pvt. Ltd., AIR 955. SC 1718.

**SUGGESTED READINGS:**

1. Mulla: Civil Procedure Code
2. Singh, S.N.: Civil Procedure Code
3. Sahai: On Civil Procedure
4. Tandon, M.P.: Civil Procedure Code (English & Hindi)
5. Mridula Srivastava: Civil Procedure Code(Hindi)
6. A.N. Pandey: Civil Procedure Code (Hindi)

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## PAPER CODE – UBHARLA502

### **BHARATIYA NAGRIK SURAKSHA SANHITA, 2023 JUVINELE JUSTICE AND PROBATION OF OFFENDERS ACT-II**

**UNIT-I** : Trial before the High Court, rule making power of High Court, rules regarding judges, magistrates, executive magistrates

**UNIT-II**: inherent powers of the High Court, superintendence over the courts of judicial magistrates by the High Court

**UNIT-III** : Introduction of Probation of Offenders Act 1958 (as amended), definitions, power of court to release certain offenders after admonition and on probation of good conduct, compensation and costs to be paid by the offender

**UNIT-IV** : restriction on imprisonment for offenders under age of twenty one, probation officers and their duties, protection of action taken in good faith, The Act of 1958 and the Bharatiya nagrik Suraksha Sanhita,2023 : Comparative study

**UNIT-V**: Reform of criminal procedure in India with reference to present scenario

#### **LEADING CASES**

1. Purushottam Das Dalima v. State of West Bengal, AIR 1968, ASC 158
2. State of Andhra Pradesh v. Ganeshwara Rao, AIR 1968, SC 105
3. Satwant
4. Singh v. State of Punjab, AIR 1956, SC 266.

#### **SUGGESTED READINGS:**

1. Ratan Lal : Criminal Procedure Code
2. Ganguly, A.C. :A Guide to Criminal Code Procedure.
3. Juvenile Justice Act, 1980
4. Probation of Offenders act, 1954
5. Khatri, B.D. : law of Probation in India along with Juvenile Justice Act, 1988

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

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## **PAPER CODE – UBHARLA503** **BHARATIYA SAKSHYA ADHINIYAM, 2023-I**

**UNIT-I** : Bharatiya Sakshya Adhiniyam,2023 : Application of Bharatiya Sakshaya Adhiniyam, Definition: Court, Fact in issue and relevant fact, Evidence-meaning and its kinds, proved, disproved, not proved, may presume, shall presume and conclusive proof, presumptions of fact and law.

**UNIT-II: RELEVANCY OF FACTS:** Explaining Res-gestae, occasion, cause, effect, motive, intention, preparation, previous and subsequent conduct, introductory and explanatory facts, facts and otherwise relevant become relevant, accidental and incidental facts. Facts which need not be proved, improper admission and rejection of facts.

**UNIT-III : ADMISSION AND CONFESSION: ADMISSION:** Definition, whose admission is relevant, relevancy of admission in civil cases, admission is not conclusive proof, admission as an estoppels, **CONFESSION:** Definition, its kinds, confession caused by inducement, threat or promise, confession to police officer, confession in the custody of police, Confession to Magistrate, Confession by co- accused, Difference between admission and confession.

**UNIT-IV: Relevancy of Statements:** Statements by persons who cannot be called as witness, Statement made under special circumstances, Relevancy of Judgement of a Court of Law, Opinion of experts, and Relevancy of character

### **LEADING CASES:**

1. Pakala v. Emperor, AIR 1939, PC 47
2. Palvinder kaur v. The State of Punjab, AIR 1952, S.C. 354
3. Pam Chandra v. State of U.P. AIR, 1957, SC 381

### **SUGGESTED READINGS:**

1. Ratan Lal : The Law of Evidence
2. Batuklal : Law of Evidence
3. Vepa P. Sarathi : Law of Evidence

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

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## **PAPER CODE - UADMILA504** **ADMINISTRATIVE LAW**

**UNIT-I** : Definition, Nature, Scope, Rule of Law, Separation of Powers, Relationship between Administrative Law and Constitutional Law, Sources of Administrative Law, Government, Administrative Authorities and Bodies. Statutory Corporations including their control, the extent of executive power, administrative finality and the court review.

**UNIT-II** : Delegated Legislation- Nature, Scope, Forms necessary, Control including Judicial Parliamentary and Legislative Conditional Legislation and sub delegation, Administrative Process- Administrative Action, Administrative Discretion and Quasi-Judicial Elements in Administrative Procedure, Principles of Natural Justice and their Control, Doctrine of Bias, Audi Alteram Partem, Rights to consult, Reasoned Decision, Administrative Adjudication- Reason for Growth, Structure and Procedure for Administrative Bodies, like Tribunals, Finality of the Tribunal, Decisions, Administrative Tribunals Act, 1985

**UNIT-III** : Judicial Control of Administrative Action- Habeas Corpus, Mandamus, Certiorari, Prohibition and Quo Warranto Writs, Redressal of Citizens Grievances, Central Vigilance Commission, Commission of Enquiry Act, Ombudsman, Lokpal, Lokayukta of the State of Rajasthan.

**UNIT-IV** : Government Liability In torts and contracts, Suite against the Government and Public Authorities.

### **LEADING CASES:**

1. Vasant Lal Magan Bhai v. Sate of Bombay, AIR 1961, SC 4.
2. Nageshwara Rao v. A.P. State Road Transport Corporation, AIR 1950, SC 308.
3. Harishankar Bhagla v. State of M.P., AIR 1954, SC 465.
4. State of Rajasthan v. Mst. Vidhyawati AIR 1961, SC 933.

### **SUGGESTED READINGS:**

1. Jain M.P : Indian Administrative Law
2. Indian Law Institute : Delegated (Legislation In India.)
3. Grifith J.A.G. and Street. H : Principles of Administrative Law.
4. Kagzi, M.C.J : Administrative Law in India
5. Kagzi, M.C.J : A case book in Administrative Law6. Dr. Jain, M.P. & Dr. Jain, S :Principles of Indian Administrative Law.
7. Kesri, U.P.D : Administrative Law

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

**PAPER CODE -UWOMELA505**

## **WOMEN AND LAW**

**UNIT-I : CONSTITUTIONAL PROVISIONS :** Right to equality for women under Article 14-15, equality in public employment Article 16, Constitutional Directives to the States- Article 39 and 39 A, Fundamental duties towards the dignity of women.

**UNIT-II: WOMEN UNDER CRIMINAL LAW:** Bharatiya Nyaya Sanhita,2023- Section 81-84, 85-86.

Bharatiya Nagrik Suraksha Sanhita,2023- Section 144 to 147.

Bharatiya Sakshya Adhinyam,2023- Section- 116,117,118,120 and 128 .

**UNIT-III : SOCIAL WELFARE LEGISLATION :** Dowry Prohibition Act 1961- Section 1 to 8, Indecent Representation of Women (Prohibition) Act 1986, Equal Remuneration Act 1976, Maternity Benefit Act 1961

**UNIT-IV : PROTECTION OF WOMEN UNDER NATIONAL LEGAL FRAMEWORK :** National Commission for Women Act 1990, Protection of Women from Domestic Violence Act 2005

**UNIT-V : RIGHTS OF WOMEN UNDER INTERNATIONAL LAW (HUMAN RIGHTS):** Charter of the United States 1945, Universal declaration of Human Rights (UDHR) 1948

### **LEADING CASES:**

1. Mohd Ahmad Khan vs. Shah Bano Begum and Others, AIR 1985 SC 945
2. Vishakha & Ors vs. State of Rajasthan & Others, (1997) 6 SCC 241
3. Lata Singh Vs State of Uttar Pradesh, AIR 2006 5 SCC 475
4. Laxmi Vs Union of India, (C) NO.129 OF 2006

### **SUGGESTED READINGS:**

1. Monica Chawla : Gender Justice Women & Law in India
2. Dr Nuzhat Parveen Khan : Women and Child Related Laws



# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## **PAPER CODE - UEQUILA506** **EQUITY TRUST AND FIDUCIARY RELATIONSHIP ACT**

**UNIT-I: Equity** – Origin, growth and concept of equity, Development of law – Common law and equity, Relationship between common law and equity, The Judicature Act, Maxims of equity

**UNIT-II: Trust** – Creation of Trust, Definition rules and classifications, Benefits of trust, Charitable and religious trust

**UNIT-III: Trustee** – Duties of trustees and rights of trustees, Powers of trustees - Execution, acquaintance with the nature of property, Duties in respect of titles, Duties of care, Conversion, Impartiality, Prevention of waste, Keeping of accounts and giving of informations, Investment, Sale, Liability for breach of trust

**Rights** – Title deed, Reimbursement, Indemnity, Seeking directions from the court, Settlement of accounts, General authority

**Powers** – Sale, Varying of investment, Property of minors, giving of receipts, Power to compound compromise and settlement, Exercising authority on death or disclaimer of one of the trustees, Suspension of trustee's power.

Disabilities of trustees

**UNIT-IV: Rights of beneficiaries** – Rents and profits, Specific execution, Inspection and information, Transfer, Suit for execution, To have proper trustees, Right to compel the trustee to do the duty, Rights on wrongful purchase or acquisition by trustees, Follow up the trust properties in the hands of third parties, Blending of property by trustee, Wrongful application of trust property by partner trustee for partnership purposes

Liabilities for beneficiaries

Discharge of trustees, Appointment of new trustees

**UNIT-V: Constructive Trusts** – The equitable and fiduciary relationships – Transfer without intent to dispose beneficial interest, Trust incapable of execution and trusts executed fully without exhausting property- The cypress doctrine, Transfer and request for illegal purpose, Transfer pursuant to rescindable contract, Debtor becomes creditor's representative, Advantage from undue influence, Advantage by qualified owner, Property acquired with notice of existing contract, Purchase by person contracting to buy property to be held on trust, Possession of property without whole beneficial interest, Duties of constructive trustees, Right to bonafide purchasers

**UNIT-VI: FIDUCIARY RELATIONSHIP ACT** – Examples of fiduciary relationships

**Text Books: -**

**1. Rao C.R, the Indian Trust Act and Allied Laws (1999)**

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## **SEMESTER-X**

### **PAPER CODE – UBHARLA507 BHARATIYA SAKSHYA ADHINIYAM , 2023-II**

**EVIDENCE:** Oral evidence, documentary evidence, kinds of documentary evidence, when secondary evidence is relevant, public and private document. Exclusion of oral evidence by documentary evidence, application of this Principle, its exceptions, ambiguous documents, kinds of ambiguity.

**BURDEN OF PROOF:** Meaning, general principles of burden of proof in civil and criminal cases and exceptions to it. When burden of proof shifts, proof of legitimacy of child, proof in dowry deaths and in the matter of rape.

**ESTOPPEL:** Meaning, essentials, nature and its kinds.

**WITNESSES:** Competency of Witness, when persons can be compelled to appear as witnesses, privileged communications and documents, accomplice, hostile witness.

**EXAMINATION OF WITNESSES:** Order of examinations, kinds of examinations, leading question, impeaching the credit of witness, questions which can and which cannot be asked, refreshing the memory of witness, production of document, judge's power to put questions and to order production. Effect of improper acceptance or rejection of evidence.

#### **LEADING CASES:**

Venkateshwarlu v. Venkatanarayan, AIR 1954, SC 176

Vedivelu v. State of Madras, AIR, 1957

#### **SUGGESTED READINGS:**

Ratan Lal : The Law of Evidence  
Batuklal : Law of Evidence  
Vepa P. Sarathi : Law of Evidence

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## **PAPER CODE – ULAWOLA508 LAW OF TAXATION**

### **INDIAN INCOME TAX ACT 1961**

**UNIT-I :** Definitions- Assesses, Assessment Year, Previous year, Agriculture Income, Assessment, Capital Asset, Dividend, Income, Casual Income, Total Income, Gross total Income, Maximum and Minimum Marginal Rate, Person, Resident-Non Resident, Transfer.

**UNIT-II :** Basis of Charge- Charges of Income-Tax, scope of total income, Residence in India, Income deemed to be received, Income deemed to accrue or arise in India, Income which do not form part of total, income, Computation of total income-Heads of income- Salaries, Income from House Property, Profit & Gains of Business or Profession, Capital Gains, Income for other sources, Income of Other persons included in assesses total income, Deductions to be made in computing total income, Relief in respect of Income-tax; Determination of tax in certain specific cases.

**UNIT-III** Income tax authorities: Appointment and Control, Jurisdiction, Powers Procedure for assessment, Liability in special cases, collection and recovery tax, appeals, revision and Reference.

**UNIT-IV : Goods and Service Tax :** Introduction to Goods and Service Tax-GST; Meaning and salient features of GST, Need for Goods and Service Tax, Pre GST tax structure and its Deficiencies, Background and Constitutional power of taxation, Constitution of Goods and service tax council and its workings; Framework and administration of tax collection.

#### **UNIT-V: GOODS AND SERVICE TAX 2017:**

- a) Important definitions: Actionable Claim, Adjudicating Authority, Assessment, Authorized Representative, Board, Capital Goods, Composite Supply, Continuous Supply of Goods And Services, Family, Goods, India, Input Tax, Intra State Supply of Goods and Services, Non-Taxable Supply, Person, Output Tax, Place Of Business, Reverse Charge Services, Union Territory, Money.

## Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

- b) **CGST/SGST**-Time and Value of Supply of Goods and/or services, Input Tax Credit, Transitional Provisions, Registration under CGST/SGSCT Act, Filing of Returns and Assessment, Payment of Tax including Payment of tax on reverse charge basis, Refund under the Act; Maintenance of Accounts and Records, Composition scheme, Job Work and its Procedure, Various Exemptions under GST, Demand and recovery under GST.
- c) **IGST (INTEGRATED GOODS AND SERVICE TAX)**- Need and Scope of IGST, characteristics of IGST Act, 2017; Important terms and definitions under Integrated Goods and Services Tax Act, 2017: Continuous Journey, intermediary, import of goods and services, on-taxable online recipients. Procedure or working of IGST, Levy, Collection and exemption of IGST, Principles for Determining of Nature of Supply and Zero rated Supply; Place of Supply of Goods and Services.

### LEADING CASES:

1. P. Krishna Menon v. C.I.T. (1959) 35, I.T.R. 48 (SC)
2. CIT v. Raja Vinay Kumar Sahas Roy [(1957) 32 I.T.R. 76 SC]
3. Surjeet Lal Chabra V. CIT [(1975) 101 I.T.R. 19 SC]
4. CIT v. M/S Gangadhar Baijnath [(1972) 86 I.T.R. 336 SC]
5. State of Karnataka v. Selvi J. Jayalalita [JT 2017 (4) SC 14]

### SUGGESTED READINGS:

1. Gupta, R.R. : Income-Tax and Practice.
2. Kanga & Palkiwala : The Law and Practice of Income-Tax.
3. Agarwal, S.E. : Law and Practice relating to Central Sales Tax Act, 1956.
4. A.K. Saxena : Income Tax Act (English and Hindi).
5. Singh, S.D. : Law of Central Sales Tax.
6. Income Tax : Agarwal, Jain, Jain (Hindi & English)

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## **PAPER CODE -UCRIMLA509** **CRIMINOLOGY AND PENOLOGY**

**UNIT-I:** Criminology: Definition, Nature and Scope, Methods of Studying, Importance and Classification of Crime and Causation of Crime. Crime and Social Process: Economic Motivation, Socio-cultural Motivations, home and community influences, White collar crime, Female offender, Juvenile Delinquency, Influence of Mass-Media, Alcoholism, Drug Addiction and Crime.

**UNIT-II:** Schools of Criminology: Pre classical school, Classical School, Neo-classical school, Positive School, Clinical School, Sociological School, Victimology & Theory of Compensation

**UNIT-III:** Control of Crime: The Police system, Criminal Law Courts, Prison System Re-Socializations of the 'Offender, Rehabilitation of Discharged prisoners in the administration of Criminal Justice, Prevention of crime and delinquency.

**UNIT-IV:** Definition of Punishment, Relationship between Criminology and Penology, Theories of Punishment, Expiratory, Preventive and Reformative, Purposes of punishment. Penal Science in India: History of Punishment, Pre-classical School, Classical School, Neo-Classical Positive School, The reformers, Clinical school and multiple Causation approach.

**UNIT-V :** Kinds of Punishment : Modes of Treatment of Offenders, Corporeal Punishment, Transportation of Criminals, Capital Punishment, Imprisonment, Reactional Treatment, Probation, Parole, Compensation, Admonition, Treatment of habitual juvenile, sex and adolescent offenders, Borstal school, Criminal Procedural Jurisprudence.

**UNIT-VI:** Constitutional Guarantees- Principle of Natural Justice as applicable to Procedural law, Protection to arrested persons, Under- trails, detenue and convicted persons. Double jeopardy and self-incrimination, rights to life and legal aid, Cyber crime

### **LEADING CASES:**

1. Gura Singh v. State of Rajasthan, 1984, Cr. W 1423 (1428)
2. Bandhan Mukti Morch v. Union of India, AIR (1984) SC 802
3. Rancis Coralie Mullin v. Union Territory Delhi, AIR, (1981) SC 746
4. R.K. Garg v. Union of India (1981) 133 ITR 239
5. Mithu Singh v. State of Punjab, AIR 1983, SC 473

### **SUGGESTED READINGS:**

1. Barnes, H.B. & Teeters : New Horizons in Criminology
2. Vold, G.S. : Theoretical Criminology
3. Pillai, K.S. : Criminology
4. R.Taft Donald : Criminology
5. Edwin H. Sutherland : Principles of Criminology
6. Horman, Mannheim : Pioneers in Criminology
7. Hon, Barren, Maya : Crime and the Social Structure

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## PAPER CODE -ULANDLA510

### LAND LAW

This paper is consists of three major laws of Madhya Pradesh, namely -

1. M.P Land Revenue Code ,1959
2. M.P Accommodation Control Act, 1961
3. Madhya Pradesh Vishesh Nyayalaya Adhiniyam, 2011

**UNIT I – M.P Land Revenue Code, 1959** - Introduction, Board of Revenue , Revenue Officers and procedure of revenue courts, appeals review and revision, Power of civil courts in matters relating to revenue involving question of title, Village officers, Rights in *Abadi*, Unoccupied land and its procedure, Punishment and penalties, Schedules

**UNIT-II:** Land Revenue, Assessment and Re-Assessment of land in urban areas,

**UNIT- III:** Land Record, Boundary and Survey Marks, Tenure-holders, Occupancy tenants, Consolidation of holdings

**UNIT IV – M.P Accommodation Control Act, 1961** – Introduction, Provisions regarding rent, Control of eviction of tenants, Eviction of tenants on the ground of bonafide requirements, Deposition of rent, Rent Controlling Authorities: Appointment, power, function and appeals, Obligations of landlords and penalties, Schedules

**UNIT V - Madhya Pradesh Vishesh Nyayalaya Adhiniyam, 2011:** Introduction, Establishment of special courts, Confiscation of property and other miscellaneous provisions

### SUGGESTED READINGS –

1. Shishir Yadav and Ritanshi Jain : M.P Land Revenue Code, 1959 and. M.P Accommodation Control Act, 1961
2. ML Jindal : M.P Land Revenue Code,1959
3. Adv Sneha Jain : M.P Land Revenue Code 1959 (Guide)
4. OP Ranga : Land Record and Revenue Law
5. Editorial Board, ALP : M.P Land Revenue Code,1959
6. Pooja Khetrapal : Madhya Pradesh Vishesh Nyayalaya Adhiniyam, 2011

### LEADING CASES –

1. Brijmohan Vs State of Madhya Pradesh, WP – 06069/2015
2. Hari Ram and Others Vs Babu Gokul Prasad, 1990
3. Hemraj Vs State of Madhya Pradesh, WP – 2290/2008

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## **PAPER CODE - ULAWOLA511** **LAW OF FORENSIC SCIENCE**

**UNIT I - Forensic Science:** Forensic Science: Definition. Use of Forensic Science in Legal Process, Evidence-Documentary Evidence: Medial Certificates, Medico-Legal Reports, Dying Declaration, Death Certificate. (B) Oral Evidence: Dying Declaration-Deposition of a Medical Witness taken in a Lower Court.

**UNIT II - Forensic Science Use in Criminal Law -** Personal Identity: Definition, Race, Sex Determination, Anthropometry, Dactylography, Footprints, Scars, Deformities, Tattoo Marks, Occupational Marks, Hand Writing, Clothes Personal Articles, Speech & Voices, DNA, Finger Printing, Post Mortem Examination: Objectives, Rules, External Examination, Internal Examination, Cause of Death, Examination of the Biological Stains & Hairs: Blood, Semen, Saliva Stains, Hairs & Fibers, Medico-Legal Aspect of Sterilization, Impotence, Sterility & Artificial Insemination, surrogate Births, Semen Banking, Virginity, Pregnancy and Delivery, Sexual Offences & Unnatural Sexual Offence, AIDS, Legitimacy & Legal Aspect of Marriage, Infanticide, Abortion & Medical Termination of Pregnancy

**UNIT III - Death & Wounds -** Death and its Medico-Legal Aspect-Definition, Mode of Death, Sudden Death, Sign of Death, Time since Death, Presumption of Death, Presumption of Survivorship, Deaths from Asphyxia : Introduction, Hanging, Strangulation, Suffocation, Drowning

Injuries by Mechanical Violence: Introduction, Business & Contusions, Abrasions, Wounds, Introduction to Fire Arms, & ammunitions, Medico-Legal aspect of Wounds: Nature of injury, Examination of Injured Persons, Cause of Death from Wounds, Power of Volitional, Acts after receiving a fatal injury, Difference between wounds inflicted during life & after , Difference between Suicidal, Homicidal & Accidental Wounds

**UNIT IV - Mental health & Toxicology -** Insanity in its Medico-Legal Aspect: Introduction, Cause of Mental ill Health, Indication of Mental Health, Torture & Medicine: Introduction & Definition, Reasons for Torture, Types of Torture, Medico-Legal Aspects of Torture, Post Mortem Detection of Torture. Toxicology: Law relating to Poisons, Action, Of Poisons, Asphyxiates (Irrespirable Cases), Carbon Di-Oxide, Carbon Mono-Oxide, War Gases, Law & Medicines, Medical Ethics, Medical Council Act, Professional Negligence,

### **SUGGESTED READINGS**

J.P. Modi, Medical Jurisprudence

# Syllabus of B.A.LL.B Program, P.K. University, Shivpuri (M.P.)

## **PAPER CODE- UM00TLA512 MOOT COURT AND INTERNSHIP**

**This Paper shall consist of following two parts:**

**PART A - Written Exam - 50 Marks**

**PART B - Viva-voce/ Practical – 50 Marks**

The Candidate must secure certain marks in both parts (a) and (b) separately. 40% marks are required for students

### **PART-A (UM00TLA512)**

**UNIT-I: MOOT COURT** - This Scheme will carry 30 Marks. Every Student will do at least three moot courts in a year with 10 Marks for each, The moot court work will be on assigned problems and it will be evaluated for 5 marks for written submission and 5 marks for oral advocacy

### **UNIT-II: OBSERVANCE OF TRIAL IN TWO CASES-ONE CIVIL AND ONE CRIMINAL**

Students will attend two trials in the courses of the third year of LL.B. Studies They will Maintain a record and enter the various steps observed during their attendance on Different dyes in the court assignment, This Scheme will carry 30 Marks interviewing sessions of clients at the lawyer`s chamber

### **UNIT-III: INTERVIEWING TECHNIQUES, PRE-TRIAL PREPARATIONS & INTERNSHIP DAIRY**

student will observe two interviewing sessions of clients at the Lawyer`s office Legal Aid office and record the proceedings in a dairy which will carry 10 marks each student will further observe preparation of documents and court papers by the advocate and the procedure for the filling of the suit petition this will be recorded in the dairy which will carry 15 marks

### **PART-B (UPRACLA513)**

**VIVA-VOCE** - The fourth component of this papers will be Viva-voce Examination on all the above three aspects this will carry 25 Marks. Two Internal Examiners and one External Examiner the Committee shall award marks on the basis of preparations of above three components and performance at the Viva-voce Examination