

only that semester and if he failed in both the semesters than both the Semesters).

2. A candidate, who has failed in the examinations but is eligible for back paper facility, shall not be allowed to appear in the examination as an ex-student.
3. A candidate shall be allowed to appear as ex-student for not more than **once a year** to the condition that he will have to clear the LL.M. Course in maximum **(4) Four Years**. If he fails to pass the examination during this period, he will be deemed to have abandoned the course and shall not be readmitted.

**F. Readmission**

1. There shall be no readmission in the first, and third semesters.
2. A student, who has failed in examination or failed to appear in the examinations and who is otherwise eligible to appear in the examination as an ex-student shall not be admitted as a regular student.

**G. Improvement**

A candidate who has passed all the semesters with aggregate of 48% marks; is eligible for improvement only in two individual papers, and will be allowed to appear those papers in the respective semester examinations of the next year.

## **Schedule A**

**Semester –I (Compulsory Papers): (Total; 400 Marks)**

Paper No.	Title of the Paper	Paper Code	Max. Marks
I	Indian Constitutional Law (Fundamental Rights)-I		100
II	Jurisprudence-I (Theories of Law)		100
III	Interpretation and Judicial Process		100
IV	Legal Education and Research Methodology		100

**Semester –II (Compulsory Papers): (Total; 400 Marks)**

Paper No.	Title of the Paper	Paper Code	Max. Marks
I	Indian Constitutional Law -II		100
II	Jurisprudence-I (Legal Concepts)		100
III	Law and Social Transformation in India		100
IV	Human Rights		100

**Note: Semester-III & IV (Papers Based on Optional Groups)**

- There will be three Law Groups in Semesters III & IV. The students have to opt any one Law Group in these Semesters. Once a group has been opted by the student in



LL.M. III Semester, he/ she cannot change the Group in LL.M. IV Semester. All the theory papers in LL.M. III & IV Semester carry maximum **100 Marks**.

- The student will start writing a **Dissertation** in the **start of LL.M. III Semester** on the topic (**Any topic pertaining to Law and Society**) of his choice with **the prior consent of his/ her Guide or Supervisor**. It will be submitted by the student latest by the one month (**30 days**) from the date of the last theory paper of LL.M. IV Semester Examination.
- There will be two theory papers in LL.M. IV Semester and the Subject Group of a student will be the same subject Group as it was in LL.M. III Semester. Each theory paper will carry **100 Marks**.
- The students will appear in **Viva-voce Examination/ Paper presentation** in LL.M. IV Semester, which will carry **100Marks**.

- LL.M. Semester III & IV Semester Law Groups are as under-

▪ **Group (I) : Constitutional and Administrative Law Group**

OR

▪ **Group (II) : Business Law Group**

OR

▪ **Group( III) : Torts and Criminal Law Group**

**Semester –III GROUP (I) : Constitutional and Administrative Law Group**  
**(Total: 400 Marks)**

<b>Paper No.</b>	<b>Title of the Paper</b>	<b>Paper Code</b>	<b>Max. Marks</b>
I	Constitutionalism and Constitutional Development in India and England		100
II	Comparative and Cooperative Federalism (India, USA and Australia)		100
III	Civil and Political Rights: Comparative Study of Select Constitutions (India, USA and U.K.)		100
IV	Local Self Government Law		100

**Semester –III GROUP (II) : Business Law Group**  
**(Total: 400 Marks)**

<b>Paper No.</b>	<b>Title of the Paper</b>	<b>Paper Code</b>	<b>Max. Marks</b>
I	Contract-I (General Principles of Contract)		100
II	Contract-II (Specific Contract, Sales of Goods and Law of Partnership)		100
III	Company Law		100
IV	Banking Law		100



**Semester –III GROUP (III) : Torts and Criminal Law Group**  
**(Total: 400 Marks)**

Paper No.	Title of the Paper	Paper Code	Max. Marks
I	History and Principles of Criminal Law		100
II	Penology and Treatment of Offenders Act		100
III	Privileged Class Deviance		100
IV	Police and the Criminal Justice		100

**Semester –IV GROUP (I) : Constitutional and Administrative Law Group**  
**(Total: 400 Marks)**

Paper No.	Title of the Paper	Paper Code	Max. Marks
I	Administrative Law of India-I		100
II	Administrative Law of India-II		100
III	Dissertation (Compulsory for all Students)		100
IV	Viva-voce & Paper Presentation		100

**Semester –IV GROUP (II) : Business Law Group**  
**(Total: 400 Marks)**

Paper No.	Title of the Paper	Paper Code	Max. Marks
I	Insurance Law		100
II	International Trade Law		100
III	Dissertation (Compulsory for all Students)		100
IV	Viva-voce & Paper Presentation		100

**Semester –IV GROUP (III) : Torts and Criminal Law Group**  
**(Total: 400 Marks)**

Paper No.	Title of the Paper	Paper Code	Max. Marks
I	Development of Law of Torts and General Torts		100
II	Specific Torts		100
III	Dissertation (Compulsory for all Students)		100
IV	Viva-voce & Paper Presentation		100



## **Schedule B**

### **SEMESTER-I**

#### **Paper-I**

#### **Constitutional law of India-I**

#### **(Fundamental Rights)**

#### **(Paper Code :    ) Max. Marks-100**

**Unit-I** :Concept of State :Constitutional and Judicial Approach of State; Right to Equality :Scope of the right to Equality, New Approach of Article 14; Equality of Opportunity in matters of public employment and admission to educational institutions.

**Unit-II** : Freedom Speech and Expression : the area of freedom and its limitations. Freedom of Press and challenges of new scientific developments. Emerging Regime of New Fundamental Rights : the changing dimensions of right to life and personal liberty. Importance of Directive Principles and Fundamental duties into the fundamental rights.

**Unit-III** : Right to Freedom of Religion : the scope of the freedom and the State control. Secularism and religious fanaticism. Minorities Rights : Constitutional and Judicial approach.

**Unit-IV** : Right to Remedy :Constitutional and Judicial approach. Relationship between Fundamental Rights and directive Principles of State Policy.

#### **Books Recommended**

- |      |                                                                   |           |
|------|-------------------------------------------------------------------|-----------|
| i.   | <i>Centre State Relationship and India Cooperative Federalism</i> | Chandra   |
|      | Pal                                                               |           |
| ii.  | <i>State Authority in India Federation : Emerging Trends</i>      | Chandra   |
|      | Pal                                                               |           |
| iii. | <i>Constitutional Law</i>                                         | M.P. Jain |
| iv.  | <i>Constitutional Law of India</i>                                | J.N.      |
|      | Pandey                                                            |           |
| v.   | <i>Constitutional Law of India</i>                                | H.M.      |
|      | Seervai                                                           |           |
| vi.  | <i>Constitutional Law of India</i>                                | V.N.      |
|      | Shukla                                                            |           |

#### **Paper-II**

#### **Jurisprudence-I**

#### **(Theories of Law)**

#### **(Paper Code :    ) Max. Marks-100**



**Unit-I** :Introduction :Definition, Nature and scope of legal theory, Importance of the Study of legal theory. Analytical School : Analytical positivism- John Austin, Kelsen and H.L.A. Hart.

**Unit-II** :Historical School :Savigny's theory, and Maine's Theory of Status to Contract. Natural Law School : Classical Natural Law, Revival of Natural Law : Rudolph Stammler and Kohler.

**Unit-III** : Sociological School :Background and characteristics, Roscoe Pounds's theory of social engineering, and Dugits Doctrine of Social Solidarity. American Realist School.

**Unit-IV** : Economic Approach of Law :Marxist Theory of Law; Relationship between Law and Morality ; Hart and Fuller Controversy.

#### **Recommended Books**

- |      |                                      |              |
|------|--------------------------------------|--------------|
| i.   | <i>Jurisprudence</i>                 | Dias         |
| ii.  | <i>Law in Changing Society</i>       | Friedman     |
| iii. | <i>Introduction of Jurisprudence</i> | Llyoyd       |
| iv.  | <i>Jurisprudence</i>                 | V.D. Mahajan |
| v.   | <i>Jurisprudence</i>                 | Salmond      |

#### **Paper-III**

#### **Interpretation and Judicial Process (Paper Code :    ) Max. Marks-100**

**Unit-I** : Meaning and Purpose of Interpretation; Main Rules of Interpretation and Subsidiary rules of Interpretation.

**Unit-II** : External and Internal Aids to Interpretation; Interpretation of Constitution and Penal Statutes.

**Unit-III** :Concept of Justice and relation between Law and Justice; the concept of '*Dharma*' in Indian thoughts and it as a foundation of legal ordering; various theories of Justice in the Western Thoughts; the nature of Judicial Process as an instrument of Social ordering; the tools and techniques of judicial creativity and precedents; Judicial process in India and New challenges before the Indian Judiciary.

**Unit-IV** : Independence of Judiciary under Constitution of India; Attitude of confrontation with Executive and Legislature; appointment and transfer of Judges and its impact on the independence of judiciary; Judicial Activism under the constitution of India; and Role played by Supreme Court of India.

#### **Recommended Books**

- |      |                                   |             |
|------|-----------------------------------|-------------|
| i.   | <i>Nature of Judicial Process</i> | Cardozo     |
| ii.  | <i>Statute Law</i>                | W.F. Craise |
| iii. | <i>Law and Public Opinion</i>     | A.V. Dicey  |



- iv. *Interpretation*
- v. *Interpretation of Statutes*
- vi. *Interpretation*

J. Swaroop  
G.B. Singh  
Maxwell

**Paper-IV**  
**Legal Education and Research Methodology**  
**(Paper Code :    ) Max. Marks-100**

**Unit-I : Legal Education:** Objectives of legal education; lecture method of teaching-merits and demerits; discussion method and seminar method of teaching; examination system; and problems in evaluation.

**Unit-II : Research Methodology:** Legal research-evolution, changing Emphasis and Contemporary trends in general and specific to India; different kinds of legal research-Doctrinal, non-doctrinal/ empirical/ socio-legal, inter/multidisciplinary, historical; and meaning, objectives, motivations of research, types and significance, method and methodology, scientific method, and research process.

**Unit-III :** Formulation of research problem- literature review, hypothesis, research design; Sampling procedure- probability and non-probability sampling; Quantitative method-use of quantitative method of research, types and sources of data, primary and secondary data, data analysis for specific type of data, observation, interview, questionnaire, schedules and case study; organisation, interpretation and analysis of data.

**Unit-IV :** Communication and Evaluation of Research-Report writing, writing of research papers, presentation of research proposals, evaluation of research report, oral and written presentation of research, how to write a thesis, use of citations, foot notes, references, bibliography, indexes, etc.; tools of legal research- library, books, journals, law reports, law commission reports, legislative and constitutional assembly reports,; and legal research and law reforms- role of judges and jurists, recommendations of commissions and committees, etc.

**Recommended Books**

- |                                                                 |                   |
|-----------------------------------------------------------------|-------------------|
| i. <i>Understanding Social Sciences Research</i>                | Thomas Black      |
| ii. <i>Qualitative Research Methods for the Social Sciences</i> | L. Berg Bruce     |
| iii. <i>Research Methodology: Methods and Techniques</i>        | C.R. Kothari      |
| iv. <i>Legal Research and Methodology</i>                       | SK Verma& MA Wani |

**SEMESTER-II**

**Paper-I**

**Constitutional Law of India-II**  
**(Paper Code :    ) Max. Marks-100**

**Unit-I :** Conceptual position of Federalism, Nature of the Indian Constitution; Cooperative Federalism; relationship of trust and faith between Center and States; Challenges before the Indian Federalism; The scheme of distribution of legislative powers in India,



Judicial approach and present position; and recommendations of Sarkaria Commission and Venkatachaliah Commission.

**Unit-II** : The Supreme Court of India- jurisdiction and powers, its role as guardian of the constitution and independence of judiciary; and Constitutional and Judicial approach of Tortious liability of States.

**Unit-III** : Freedom of Trade, Commerce and Intercourse; and Parliamentary Privileges.

**Unit-IV** : Emergency provisions in Indian Constitution-National and State emergency; and Amendment of the Constitution.

**Recommend Books**

- |      |                                                                   |              |
|------|-------------------------------------------------------------------|--------------|
| i.   | <i>Centre State Relationship and India Cooperative Federalism</i> | Chandra Pal  |
| ii.  | <i>State Authority in India Federation : Emerging Trends</i>      | Chandra Pal  |
| iii. | <i>Constitutional Law</i>                                         | M.P. Jain    |
| iv.  | <i>Constitutional Law of India</i>                                | J.N. Pandey  |
| v.   | <i>Constitutional Law of India</i>                                | H.M. Seervai |
| vi.  | <i>Constitutional Law of India</i>                                | V.N. Shukla  |

**Paper-II**  
**Jurisprudence-II**  
**(Legal Concepts)**

**(Paper Code : ) Max. Marks-100**

**Unit-I** : Legal Person-Nature and Concept, and theories of legal personality; and Legal Rights and Duties- Definition, basis and characteristics, Kinds of legal rights and relationship between Rights and Duties.

**Unit-II** : Possession-Theories of possession, possession in fact and possession in law; and Ownership-Concept, Kinds and relationship between possession and ownership.

**Unit-III** : Liability-theory of remedial liability and theory of penal liability; and Justice-concept of justice, theories of justice and administration of justice.

**Unit-IV** : Precedent and Concept of State and Sovereignty.

**Recommended Books**

- |      |                                      |              |
|------|--------------------------------------|--------------|
| i.   | <i>Jurisprudence</i>                 | Dias         |
| ii.  | <i>Law in Changing Society</i>       | Friedman     |
| iii. | <i>Introduction of Jurisprudence</i> | Llyoyd       |
| iv.  | <i>Jurisprudence</i>                 | V.D. Mahajan |
| v.   | <i>Jurisprudence</i>                 | Salmond      |

**Paper-III**  
**Law and Social Transformation in India**  
**(Paper Code : ) Max. Marks-100**

**Unit-I** : Interaction of Law and Social Sciences; and Impact of Social Development of Law.



**Unit-II** : Law as an instrument of social change; and Legal Idealism and the Sociological approach of law.

**Unit-III** : Social Morality and legal order; Role of Law-the individual, the welfare State and functions of Lawyer.

**Unit-IV** : Social change through Judicial interpretation in India; and Economic, Social and Political Reforms and the Law-Modernization and the Law

**Recommended Books**

- |      |                                                              |                     |
|------|--------------------------------------------------------------|---------------------|
| i.   | <i>Law and Social Transformation</i>                         | P. IshwaraBhat      |
| ii.  | <i>The Nature of Judicial Process</i>                        | Cardozo             |
| iii. | <i>Social Transformation and Judicial Process in India-I</i> | Enbee, Law          |
| iv.  | <i>Law and Changing Society</i>                              | Friedman            |
| v.   | <i>Law and Social Transformation in India</i>                | MP Malik & KC Raval |

**Paper-IV**

**Human Rights**

**(Paper Code : ) Max. Marks-100**

**Unit-I** : Normative and Institutional Framework of the UN; Role of the Permanent Organs of UN; Human Right commission; UN Human Right Commission; and Universal Declaration on Human Rights-History, structure and legal significance of declarations.

**Unit-II** : International Covenants: ICCPR & ICESCR- Nature and Characteristic and optional Protocols; Regional Instruments-European Convention on Human Rights, American Convention On Human Rights, African Charter on Human and People's Rights, and Asia and Human Rights.

**Unit-III** : Right to life and personal liberty- evolution of new dimension of Human Rights through Judicial Interpretation; Implementation and enforcement mechanism of Human rights in India; Remedies provided by judiciary and National Human Right Commission.

**Unit-IV** : Fundamental duties- Article 51A of Indian Constitution, concept and need of fundamental duties, enforcement and effectuation of fundamental duties; Emerging regime of new Human Rights in India; Taking guidance from Directive Principles of State Policy and Fundamental Duties-A new approach.

**Recommended Books**

- |      |                                           |              |
|------|-------------------------------------------|--------------|
| i.   | <i>Human rights</i>                       | H.O. Agarwal |
| ii.  | <i>Human Rights in Constitutional Law</i> | D.D. Basu    |
| iii. | <i>Human Rights and United Nation</i>     | S.C. Khera   |

**SEMESTER-III**

**Group-(I) ( Constitutional and Administrative Law group)**

**Paper-I (Group-I)**



## **Constitutionalism and Constitutional Development in India and England**

**(Paper Code :     ) Max. Marks-100**

**Unit-I :** Concept and meaning of Constitution, Constitutional Law and Constitutionalism; concept of limited Government and limitations on governmental power; conventions of constitutionalism-law and conventions; and historical evaluation of constitutional government in India and England.

**Unit-II :** Rule of Law-concept and new horizons; separation of powers-concept and its applicability in India and England; and Sovereignty of British Parliament.

**Unit-III :** Powers, functions and privileges of the Parliament and courts-Indian and British position; and Prerogatives & position of the Crown in England, Crown Proceeding Act, 1947.

**Unit-IV :** Cabinete System in India and England; The Judicial System in England; and Judicial review and constitutionalism in India, Prerogative writs.

### **Books Recommended**

- |                                         |                |
|-----------------------------------------|----------------|
| i. <i>Constitutional Law</i>            | M.P. Jain      |
| ii. <i>Constitutional Law of India</i>  | J.N. Pandey    |
| iii. <i>Constitutional Law of India</i> | H.M. Seervai   |
| iv. <i>Constitutional Law of India</i>  | V.N. Shukla    |
| v. <i>The British Constitution</i>      | Anthoni King   |
| vi. <i>The English Constitution</i>     | Walter Begehut |

### **Paper-II (Group-I)**

#### **Comparative and Cooperative Federalism**

**(Paper Code :     ) Max. Marks-100**

**Unit-I :** Concept and requisite conditions of federalism; Patterns of federal government of USA and Australia; federal control and State autonomy; Indian Federal Constitution and its present shape.

**Unit-II :** The changing dimension of modern federal constitutions; new trends in federalism; national supremacy, cooperative federalism; and the scheme of distribution of legislative powers in India and a comparative study of the scheme of USA and Australia.

**Unit-III :** Emergency provisions; effect of emergency on the federal structure; and Judicial review for federal Umpiring, scope of judicial review in federal constitutions-Indian and USA approach.

**Unit-IV :** Scope of constituent power, Amending process and process in action; Judicial response and direction of the Indian constituent power.

### **Recommended Books**

- |                                         |              |
|-----------------------------------------|--------------|
| i. <i>Constitutional Law</i>            | M.P. Jain    |
| ii. <i>Constitutional Law of India</i>  | J.N. Pandey  |
| iii. <i>Constitutional Law of India</i> | H.M. Seervai |
| iv. <i>Constitutional Law of India</i>  | V.N. Shukla  |



- v. *American's Constitution: A Select Bibliography*
- vi. *Australian Constitution in Retrospect and Prospect*

AA Reed  
Mason

### **Paper-III (Group-I)**

#### **Civil and Political Rights: Comparative Study of Select Constitutions (India, USA and UK)**

**(Paper Code : ) Max. Marks-100**

**Unit-I :** Constitutional basis for protection of individual rights, balance between individual liberty and social need, Suspension of rights; Right to Equality-general principles, protective discrimination, judicial response to the problems of group inequalities; and comparative study of decisions of the Indian and American Courts.

**Unit-II :** Freedom of speech and expression-special attention will be paid to the liberty of Press as interpreted by Indian Supreme Court and to the interpretation of the freedom guaranteed by the First Amendment of the American Constitution.

**Unit-III :** Right to personal life and liberty-judicial determination of the scope of the term 'personal liberty', 'procedure established by law' and the American expression 'liberty' and 'due process'. Radical changes in judicial thinking; and freedom of religion- judicial interpretation of the freedom under the constitutions of India and USA.

**Unit-IV :** Amendment of rights-Adaptability of the constitutional law to the changing needs of the society; power and procedure for amendment of these rights under American and Indian Constitutions; and constitutional foundation of the right to vote with judicial responses.

#### **Ecommended Books**

- |                                                         |                |
|---------------------------------------------------------|----------------|
| i. <i>America's Constitution: A Select Bibliography</i> | AA Reed        |
| ii. <i>The English Constitution</i>                     | Walter Begehut |
| iii. <i>Constitutional Law</i>                          | M.P. Jain      |
| iv. <i>Constitutional Law of India</i>                  | J.N. Pandey    |
| v. <i>Constitutional Law of India</i>                   | H.M. Seervai   |
| vi. <i>Constitutional Law of India</i>                  | V.N. Shukla    |

### **Paper-IV (Group-I)**

#### **Local Self Government Law**

**(Paper Code : ) Max. Marks-100**

**Unit-I :** Historical perspective- Early period, gram swaraj: A Ghandhian concept; Constitutional Scheme-Directive Principles, Structure and powers of local bodies.

**Unit-II :** Legislative Powers-Direct democracy and grass root planning, municipalities and corporations, gram sabha; and Quasi-legislative powers-Rule making power of the State Government, Regulations and Bye-laws.

**Unit-III :** Financial Powers- levying taxes, licensing power, financial resources and powers; and Judicial and Quasi-judicial powers of the local bodies.

**Unit-IV :** Election to the local bodies; conduct of meetings-corporations, municipal council, Panchayat committee and gram sabha; and Institutional and judicial control.

#### **Recommended Books**

- |                                 |             |
|---------------------------------|-------------|
| i. <i>Local Self Government</i> | SS Dhaliwal |
|---------------------------------|-------------|



ii.	<i>Local Self Government</i>	Swami Satpal
iii.	<i>Local Self Government in India</i>	Rahul Mudgal
iv.	<i>Constitutional Law</i>	M.P. Jain
v.	<i>Constitutional Law of India</i>	J.N. Pandey
vi.	<i>Constitutional Law of India</i>	H.M. Seervai
vii.	<i>Constitutional Law of India</i>	V.N. Shukla

## **Group-(II) ( Business Law Group)**

### **Paper-I (Group-II)**

#### **Contract-I**

#### **(General Principles of Contract)**

**(Paper Code :     ) Max. Marks-100**

**Unit-I :** Formation of Contract- A critical study of offer and acceptance; and Doctrine of consideration and Privity of Contract.

**Unit-II :** Capacity to contract- nature of minor's agreements ; doctrine of restitution; and Consent- meaning, importance and factors vitiating free consent with special reference to fraud and misrepresentation.

**Unit-III :** Standard form of contract; Void agreements- with special reference to agreements relating to restraint of trade and wagering agreements;

**Unit-IV :** Discharge of contract with special reference to Doctrine of Frustration; Relations resembling those created by contract; and remedy in the form of compensation.

#### **Recommended Books**

i.	<i>Law of Contract</i>	Anson
ii.	<i>Indian Contract Act</i>	RK Bangia
iii.	<i>Principles and Digest of Indian Contract Act</i>	AC Moitra
iv.	<i>Law of Contract</i>	Avtar Singh

### **Paper-II (Group-II)**

#### **Contract-II**

#### **(Specific Contract, sales of Goods Act and Law of Partnership)**

**(Paper Code :     ) Max. Marks-100**

**Unit-I :** Contract of Indemnity-Definition and nature of contract of indemnity, extent and commencement of liability; and Contract of Guarantee- Meaning and essentials of contract of guarantee, extent of Surety's liability, discharge of Surety's liability, rights of surety.

**Unit-II :** Contract of Bailment & Pledge- Meaning and essentials of contract of Bailment, Duties of Bailer and Bailee, rights of Bailee, Meaning and essentials of Pledge and persons entitled to pledge; Contract of Agency- Nature and essentials of contract of agency, creation of agency, implied agency and agency by necessity, agency by ratification, termination of agency.



**Unit-III :** Sales of Goods Act- essentials of contract of sale and agreement to sale, duties of seller and buyer, sale by sample and description, rules of Caveat Emptor; Transfer of title, delivery of goods, unpaid seller and remedies for the breach of contract.

**Unit-IV :** Law of Partnership- concept of partnership, difference between partnership firm and a company; effect of registration; Mutual relationship of partners, Dissolution of Partnership, minor as a partner and rights and duties of partners.

**Recommended Books**

- |                               |             |
|-------------------------------|-------------|
| i. <i>Law of Partnership</i>  | PS Narayana |
| ii. <i>Law of Contract</i>    | Anson       |
| iii. <i>Sale of Goods law</i> | Avtar Singh |
| iv. <i>Contract</i>           | SK Kapoor   |

**Paper-III (Group-II)**

**Company Law**

**(Paper Code : ) Max. Marks-100**

**Unit-I :** History of company legislation, characteristic features of a company and lifting the corporate veil; meaning and definition, requirements, settlement in lieu of prospects, public issue, misrepresentation-remedies for liabilities.

**Unit-II :** Shares- Meaning, allotment, kinds of share capital, surrender and forfeiture of shares; how to become a member/ share holder, right to transfer shares, inspection and investigation; difference between share and debentures; company charges-registration, floating charges, fixed charges etc.

**Unit-III :** Take-over and merger- meaning, provisions relating to take-over in company law, guidelines of the Security and Exchange Board of India (SEBI) on Take over; and Insider Trading- Meaning, reasons for prohibiting Insider trading, Provisions in Company Law to prohibit insider trading, American and English perspective and Guidelines of SEBI on insider trading.

**Unit-IV :** Constitution of SEBI, its powers and functions; and Meaning of dividends, how are they paid; Deduction of loss or depreciation, Reserves- Transfer of certain percentage of profit to reserves, Declaration, effect of non-compliance with section 80A of Income Tax Act on Declaration.

**Recommended Books**

- |                                    |             |
|------------------------------------|-------------|
| 1. <i>Company Law and Practice</i> | AK Majumdar |
| 2. <i>SEBI Act, 1992</i>           | Bare        |
| 3. <i>Indian Company Law</i>       | Avtar Singh |
| 4. <i>Modern Company Law</i>       | SC Tripathi |

**Paper-IV (Group-II)**

**Banking Law**

**(Paper Code : ) Max. Marks-100**



**Unit-I** : Law relating to banking Companies in India-Nature, development and history of banking in India; Control by Government and its agencies on the Banking system in India; Nationalised Banking and Private Banking; Protection Deposits and Promotion of under privileged classes.

**Unit-II** : The Deposit Insurance Act, 1961-objects, reasons of the Act, Establishment of capital of DIC, Registration of banking companies, relations among Insured Bank, DIC and Reserve Bank of India; Evolution of Central Bank, Characteristic and functions, economic and social objectives. RBI as a Central Bank of India, its structure, functions and regulations.

**Unit-III** : Relationship between Banker and customer-legal character, control between banker and customer, banker's lien, protection of customer; nature and type of accounts; banking as a service; Negotiable Instruments- meaning and kinds, transfer, and liabilities of parties.

**Unit-IV** : Good lending principles, lending to poor masses, securities for advances, Kinds and their merits and demerits, repayment of loans, default and recovery, debt recovery Tribunal; New technologies, information technology, Automation and legal aspects and use of expert system, credit cards etc.

**Recommended Books**

- |      |                                               |              |
|------|-----------------------------------------------|--------------|
| i.   | <i>Negotiable Instrument Act</i>              | RK Bangia    |
| ii.  | <i>Law Banking</i>                            | Lord Chorley |
| iii. | <i>Banks and the Customer Protection Laws</i> | SN Gupta     |

**Group-(III) ( Torts and Criminal Law group)**

**Paper-I (Group-III)**

**History and Principles of Criminal Law**

**(Paper Code :    ) Max. Marks-100**

**Unit-I** : History and development of criminal law in India and England; Nature and place of criminal law in criminal science.

**Unit-II** : Nature of Crime; basic elements of crime and stages of crime.

**Unit-III** : Constructive and joint Liability; and Abetment and Criminal Conspiracy,

**Unit-IV** : General Exceptions.

**Recommended Books**

- |      |                                           |                    |
|------|-------------------------------------------|--------------------|
| i.   | <i>General Principles of Crime</i>        | Jerome Hall        |
| ii.  | <i>Outlines of Criminal Law</i>           | Kenny              |
| iii. | <i>Law of Crimes</i>                      | RatanLal&DhirajLal |
| iv.  | <i>History of Criminal Law in England</i> | JF Stephen         |

**Paper-II (Group-III)**

**Penology and Treatment of Offenders Act**

**(Paper Code :    ) Max. Marks-100**

**Unit-I** : **Ancient and Medieval Concept of Treatment of Offenders:-**Primitive Treatment of offenders; Transportation of criminals; and Capital Punishment.



**Unit-II : Era of Reform:-**Reforms in Criminal Law; Genesis and Development of Penitentiary; Appraisal of Conventional Imprisonment; County Jails and Town Lock-ups; and Rise of Reformatory.

**Unit-III : Rehabilitative Process within the framework of Imprisonment:-** Emergence of the concept of Corrections; The processing of convicted offenders by the prison; education and religion behind the Bars; Self Government in prison; Inmate Labour in Correctional Programme.

**Unit-IV : Re-socialisation of Offenders in Community:-** Release and Reception of the criminal in Community; Suspended Sentences and Probation; Conditional release and Parole; and The Challenges of Delinquent criminal behaviour.

**Recommended Books**

- |      |                                       |                       |
|------|---------------------------------------|-----------------------|
| i.   | <i>Punishment and Responsibility</i>  | HLA Hart              |
| ii.  | <i>Sociology of Deviant Behaviour</i> | KS Shukla             |
| iii. | <i>Criminology</i>                    | A Siddique            |
| iv.  | <i>Principles of Criminology</i>      | A Sutherland & Cressy |

**Paper-III (Group-III)**  
**Privileged Class Deviance**  
**(Paper Code : ) Max. Marks-100**

**Unit-I :** Conception of white-collar crimes and Indian approaches to socio-economic offenders.

**Unit-II :** Notion of privileged class deviance as providing wider categorization of understanding Indian development; Typical forms of such deviance; and Official deviance (deviance by legislators, Judges and Bureaucrats)

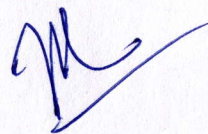
**Unit-III :** Professional deviance-journalists, teachers, doctors, lawyers, engineers and publishers; Trade Union deviance including teachers, lawyers/ urban property owners; and Landlord Deviance-class and cast based deviance.

**Unit-IV :** Police deviance; Deviance on electoral process- rigging, booth capturing, impersonation, corrupt practices; and Gender Based aggression by socially, economically and politically powerful persons.

**Recommended Books**

- |      |                                    |              |
|------|------------------------------------|--------------|
| i.   | <i>Introduction of Criminology</i> | Teary James  |
| ii.  | <i>Society and Criminology</i>     | SM Sethna    |
| iii. | <i>Criminology and Penology</i>    | M Pannanan   |
| iv.  | <i>Principles of Criminology</i>   | A Sutherland |
- &Cressy

**Paper-IV (Group-III)**  
**Police and the Criminal Justice**  
**(Paper Code : ) Max. Marks-100**





**Unit-I** : The police system; Structural organisation of police at the Centre and the State; and Powers and duties of a police officer under U.P. Police Act & other laws.

**Unit-II** : Arrest, Search, Seizure and constitutional Imperatives; Method of Police investigation; and Third degree Methods.

**Unit-III** : Corruption in Police; Police public relations; and Liability of Police for custodial Violence.

**Unit-V** : Relationship between Police and Prosecution; and select aspects of national Police Commission Report.

**Recommended Books**

- |      |                                                         |               |
|------|---------------------------------------------------------|---------------|
| i.   | <i>Role of Police in Criminal Justice System</i>        | SK Chaturvedi |
| ii.  | <i>Criminal Justice, Police Powers and Human Rights</i> | KeirStarmer   |
| iii. | <i>Reforming the Criminal Justice System</i>            | N. Manoharan  |
| iv.  | <i>Criminal Justice Administration</i>                  | DipockMondal  |

## **SEMESTER-IV**

### **Group-(I) ( Constitutional and Administrative Law group)**

#### **Paper-I (Group-I)**

#### **Administrative Law in India-I**

**(Paper Code : ) Max. Marks-100**

**Unit-I** : Importance and scope of Administrative Law; and Rule of Law

**Unit-II** : Separation of Powers; and Delegated Legislation-Constitutionality, Judicial Control, Parliamentary Control, and Procedural Control.

**Unit-III** : Ombudsman in India (Lokpal); and Central Vigilance Commission.

**Unit-IV** : The Commission of Enquiry Act, 1952

**Recommended Books**

- |      |                                       |            |
|------|---------------------------------------|------------|
| i.   | <i>Comparative Administrative Law</i> | DD Basu    |
| ii.  | <i>Administrative Law</i>             | IP Massey  |
| iii. | <i>Lectures on Administrative Law</i> | CK Takwani |
| iv.  | <i>Administrative Law</i>             | CK Takwani |

#### **Paper-II (Group-I)**

#### **Administrative Law in India-II**

**(Paper Code : ) Max. Marks-100**

**Unit-I** : Judicial Review of Discretionary Powers; Writ of Habeas Corpus; and Writ of Certiorari.

**Unit-II** : Writ of Mandamus; Writ of Prohibition; and Writ of Quo-warranto.

**Unit-III** : Natural Justice: Rule against Bias, Opportunity of Hearing (Audi alterampartem); Administrative Tribunals-Powers, appointment, functions and Jurisdiction.

**Unit-IV** : Administrative Finality; Role of Declaratory Decree as Public Law Remedy; and Role of Injunction as Public Law Remedy.

**Recommended Books**



i.	<i>Comparative Administrative Law</i>	DD Basu
ii.	<i>Administrative Law</i>	IP Massey
iii.	<i>Lectures on Administrative Law</i>	CK Takwani
iv.	<i>Administrative Law</i>	CK Takwani
v.	<i>Principles of Administrative Law</i>	HPW Wade

## **Group-(II) (Business Law group)**

### **Paper-I (Group-II)**

#### **Insurance Law**

**(Paper Code : ) Max. Marks-100**

**Unit-I : Contract of Insurance-** Nature and definition of contract of insurance; Contract is 'Aleatory'; Contract of utmost good faith; and contract of Wager.

**Unit-II : Insurable Interest-** Nature of insurable interest; Time or duration of interest; Insurable interest and life insurance; and Insurable interest and Fire insurance.

**Unit-III :The Risk-** Meaning and scope of risk; application or rule in various classes of insurance; element of risk; and the alteration of risk.

**Unit-IV :The Insurance Regulatory and Development Authority-** Establishment; Composition; and duties, powers and functions.

#### **Recommended Books**

i.	<i>Principles of insurance and Practice</i>	MN Mishra
ii.	<i>Treaties on law of Insurance</i>	CR Rao
iii.	<i>Insurance Law</i>	BN Singh
iv.	<i>Law of Insurance</i>	Avtar Singh

### **Paper-II (Group-II)**

#### **International Trade Law**

**(Paper Code : ) Max. Marks-100**

**Unit-I : International Trade and trading Blocks-** Theory and Policy, Institutions of international trade, pre-general agreement on tariff and Trade (Gatti); Establishment of World Trade Organization (WTO); WTO and Tariff Restrictions; and WTO and non-tariff restrictions.

**Unit-II : Competition Law and International Trade-** Interface between trade and completion; International aspect of Competition policy; competition and consumer protection; regulation of anti-competition activities; multinational corporations and competition in international trade.

**Unit-III : Settlement of disputes under WTO-** Organisation rules, regulations, and procedure for settlement of disputes under WTO; and International Commercial Arbitration-Agreement and procedure for International Commercial Arbitration, and International Commercial Institution.

**Unit-IV : Regulation on Investments-** Borrowing and landing of money and foreign currency, Immovable property, Purchase abroad, Establishment of business outside, Investment in Indian Banks, Repatriation and surrender of foreign securities.



### Recommended Books

- |      |                                                     |              |
|------|-----------------------------------------------------|--------------|
| i.   | <i>Principles of International Trade Law</i>        | Indra Carr   |
| ii.  | <i>International trade-The Law and Practice</i>     | OP Motiwal   |
| iii. | <i>International Trade law: Theory and Practice</i> | Raj Bhalla   |
| iv.  | <i>Law of International trade</i>                   | A Lowenfield |
| v.   | <i>WTO in New Millennium</i>                        | ArunGoyal    |

## Group-(III) ( Torts and Criminal Law group)

### Paper-I (Group-III)

#### History and Principles of Criminal Law

(Paper Code : ) Max. Marks-100

**Unit-I** : Evolution of Law of Torts; Definition, nature, scope, and object of law of torts.

**Unit-II** : Principles of liability in torts; Justification in torts; and Extinguishment of liability in certain cases.

**Unit-III** : Vicarious Liability and Doctrine of Sovereignty and its relevance in India.

**Unit-IV** : Absolute and Strict Liability and Legal Remedies.

### Recommended Books

- |      |                     |                       |
|------|---------------------|-----------------------|
| i.   | <i>Torts</i>        | Winfield and Jolowicz |
| ii.  | <i>Law of Torts</i> | SK Kapoor             |
| iii. | <i>Law of Torts</i> | RK Bangia             |
| iv.  | <i>Law of Torts</i> | WG Salmond            |

### Paper-II (Group-III)

#### Specific Torts

(Paper Code : ) Max. Marks-100

**Unit-I** : Assault, Battery, False imprisonment; Defamation; and Malicious prosecution.

**Unit-II** : Trespass to land, trespass to goods, detinue, conversion, Injurious Falsehood and misstatement.

**Unit-III** : Negligence- Concept and theories of negligence; essentials of Tort of negligence; Contributory negligence; *Res ipsa Loquitur*; Liability due to negligence –different professions under law of torts and Consumer Protection Law.

**Unit-IV** : Nervous shock; Nuisance-definition, essentials and types; and Act which constitute nuisance-obstructions of highways, pollution of air, water, noise and interference with light and air..

### Recommended Books

- |      |                     |                       |
|------|---------------------|-----------------------|
| i.   | <i>Torts</i>        | Winfield and Jolowicz |
| ii.  | <i>Law of Torts</i> | SK Kapoor             |
| iii. | <i>Law of Torts</i> | RK Bangia             |
| iv.  | <i>Law of Torts</i> | WG Salmond            |



**Dissertation (Code:     ) (Max. Marks-100):** in all the three groups i.e. **Group-(I) (Constitutional and Administrative Law group)**, **Group-(II) (Business Law group)**, and **Group-(III) (Torts and Criminal Law group)**, there will be submission of **dissertation**. The work of dissertation should be started by the student in beginning of the LL.M. third Semester, with the approval of concerned Teacher, and the dissertation will be submitted by the students latest by one month from the date of last theory paper of LL.M. IV Semester Examination.

**Viva-Voce/ Paper Presentation (Code:     ) (Max. Marks-100):-**The division of marks will be **Max. Marks 50 for Viva-voce** and **Max. Marks 50 for Paper presentation**.

Approved  
[Signature]  
25/09/23