RESEARCH METHODOLOGY

[Compulsory Paper-III]

(The entire syllabus is divided into four units. Eight questions shall be set in all with two questions from each unit. The candidates shall be required to answer four questions in all, selecting one from each unit. All questions carry equal marks.)

UNIT-I
INTRODUCTION

• Meaning of Research: Objectives and Kind/Types—Legal Research: Meaning—Scope—Current Trends—Techniques of Legal Research; Socio-Legal Research—Doctrinal and Non-Doctrinal
• Law as a Normative Science and Sociology, Behavioural Sciences as Empirical Sciences

UNIT-II
DOCTRINAL RESEARCH

• Primary and Secondary Sources: Using a Law Library—How to Use Precedents—Use of Journals, Periodicals and Other Legal Materials
• Logic and Rationale as Tools of Legal Research: Statutes as Instrument of Research—Judicial Approach in Legal Issues
• Use and Methods of Citation

UNIT-III
NON-DOCTRINAL RESEARCH/EMPIRICAL RESEARCH
• Empirical Methods as Tools of Research: Empirical Research-Use of Sociological and Behavioural Science Methods
• Universe and Selection of the Sample-Case Study-Observation Methods
• Structured and Unstructured Interviews and Open Ended and Closed Questionnaires

UNIT-IV
DATA COLLECTION, INTERPRETATION AND ANALYSIS
• Sample Design: Stages Implication-Criteria Procedure-Importance-Fundamental-Definitions-Determination-Techniques; Methods of Data Collection: Questionnaire-Interviews-Survey-Experiments-Case Study and Guidelines
• Science and Technology in Research: Computer and Its Role-Computer Technology-Computer System-Characteristics; Processing Interpreting and Analysing Data-Use of Statistical Tools in Research-Measures of Asymmetries and Other Measures-Precaution in Interpretation
• Report Writing: Importance, Rules and Techniques-Research Reports: Steps on Writing Reports, Layout, Types, Mechanics and Oral Presentation-Preparing an Abstract

Suggested Readings:


CRIMINAL LAW STREAM
SOCIO-ECONOMIC OFFENCES

[Optional Paper-I]

(The entire syllabus is divided into four units. Eight questions shall be set in all with two questions from m each unit. The candidates shall be required to answer four questions in all, selecting one from each unit. All question carry equal marks.)

UNIT-I
INTRODUCTION

- Special Features of Socio-Economic Offences: Distinction between Social and Economic Offence Crime Committed in Certain Professions-Deviance of Privileged Class Professional and Police-White Collar Crimes: Meaning and Concept of White Collar Crimes-Sutherland’s Analysis: Its Critique and Applicability to Indian Condition-Santhanam Committee Report-29th, 40th & 47th Report of Law Commission of India
UNIT-II
BLACK MONEY & ORGANISED CRIME

UNIT-III
CRIMES AGAINST CONSUMER OF GOODS & VULNERABLE GROUPS
- Crime against Consumer of Goods and Services: Food Adulteration-Drug Adulteration-Offences relating to Weight & Measures-Pollution Offences-Medical Malpractices
- Crime against Disadvantage and Vulnerable Groups: Offence and Atrocities against Untouchables; Offence Against Women: Dowry Death-Domestic Violence-Female Foeticide

UNIT-IV
LEGAL REGIMES OF INVESTIGATION AND ENFORCEMENT
- Alternative/Additional Strategies: Ombudsman or Lokpal-Tax Reform-Electoral Reforms-Reform of Prosecution Structures
Suggested Readings:

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UNIT-I
PROBLEM OF JUVENILE DELINQUENCY

UNIT-II
ORIGIN AND CAUSES OF JUVENILE DELINQUENCY
- Origin and Causes of Juvenile Delinquency: Social Disorganisation-Social Conflict-Family Structure and Intra Family Relationship-Economic and Multiple Causation Theory- Biological Factors-Psychological Factors-Sociological Factors

UNIT-III
LEGAL FRAME WORK OF JUVENILE JUSTICE SYSTEM

UNIT-IV
MEASURE FOR PROTECTION, TREATMENT & REHABILITATION OF DELINQUENT AND NEGLECTED JUVENILES

- Juvenile Adjudicatory Institutions: History and Structural Peculiarities-Constitution-Composition and Qualifications-Sentencing Powers; Judicial Attitude towards Juvenile Delinquency (Approach of Higher Courts)-Age of Juvenile: 18 or less than 18 with reference to Recent Changing Pattern of Juvenile Delinquency-Corporal Punishment and Juvenile Delinquency-Custodial Measures: Observation Homes-Special Homes-Children Homes-Shelter Homes; Non-Custodial Measures: Probation Adoption-Foster Care-After Care-Community Based Services; Other Measures: Mediation-House Arrest-Fines (In case of Earning Juveniles); Prevention and Control of Juvenile Delinquency: Role of Police-Role of Family-Role of Community
Suggested Readings:

CYBER CRIMES
[Optional Paper-III]

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UNIT-I
CYBER CRIMES & LEGAL FRAMEWORK


UNIT-II
NATIONAL AND INTERNATIONAL JURISDICTION OVER CYBER CRIME


UNIT-III
CYBER TORTS AND CIVIL LIABILITY ON THE INTERNET

UNIT-IV
CYBER POLICING: INVESTIGATION AND EVIDENCE IN INDIA


Suggested Readings:
CORPORATE LAW STREAM
INTELLECTUAL PROPERTY LAW

[Optional Paper-I]

(The entire syllabus is divided into four units. Eight questions shall be set in all with two questions from m each unit. The candidates shall be required to answer four questions in all, selecting one from each unit. All question carry equal marks.)

UNIT-I
INTRODUCTION

- Institutions for Administering the IP System: Patent Offices, WIPO and WTO; IP Management Strategy

UNIT-II
INTELLECTUAL PROPERTY RIGHTS: SUBSTANTIVE ASPECTS

- Patent, Copyright and Trademark: Concept Nature and Kinds-Governance aspect of Protection & Legal Frame Work [History & Sources]
- Defining Patent Copyright and Trademark Rights: Protectable Subject-Matter, Limited Duration and Limited Area
- IPRs Protection: Exclusive Rights of the Patentee-Exception; Non-Commercial Use (Government-Use-Exception & Experiment-Use-Exception)-Bollar Provisions (Early Working) and the Parallel Importation-Doctrine of Exhaustion Patent Dealings-Working the Patent-Assignment & Licensing; Authorship v. Ownership-Author’s Right and Owner Exclusive Rights-Limitations & Exceptions (Fair-Use Provision)-Performers’ Rights Copyright Dealings-Assignment & Licensing; Exclusive Right of the Registered
Proprietor in Trademark-Exceptions-Trademark Right Dealings-Assignment and Transmission

UNIT-III
INTELLECTUAL PROPERTY RIGHTS -PROCEDURAL ASPECTS

- Registration Process: Patent, Copyright and Trademarks-Validity Effect of-Appeal against the Issues concerning Registration
- Infringement of IPRs: Patent, Copyrights and Trademarks-Defence Against
- Remedies for the Infringement of IPR

UNIT-IV
INTELLECTUAL PROPERTY RIGHTS-MISC. ASPECTS

- IPR in Cyber Space-IPRs in Pharmaceutical Sectors
- Protection of Plant Varieties Bio-Diversity and Traditional Knowledge

Suggested Readings:
1. Alka Chawla: Copyright and Related Rights: National and International Perspectives, Macmillan India Ltd., Delhi.


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UNIT-I
SHARE CAPITAL
• Share Capital: Concept, Nature and Kinds of Shares and Share Capital-Equity Shares-Preference Shares-Bonus Shares-Rights Shares-Issue of Shares-Allotment, Transmission, Surrender & Forfeiture of Shares
• Raising of Share Capital: Issue of Share at Premium-Issue of Shares at Discount-Redemption of Shares-Purchase by a Company of its own Shares-Financial Assistance by a Company for the Acquisition of its Shares

UNIT-II
RAISING OF SHARE CAPITAL
• Shareholder’s Rights: Right to Receive Dividend-Right to Transfer Shares; Pre-emptive Right-Right to Information, Inspection and Investigation
• Debentures: Concept, Nature and Kinds-Differences and Similarities between Shares and Debentures-Redeemable and Irredeemable Debentures-Remedies of Debenture Holder-Issue of Debentures and Bonds-Creation of Security and Debenture-Debentures Index-Redemption Reserve-Redemption of Debentures-Conversion of Debentures into Shares-Charges and Mortgages-Company Charges: Registration, Floating Charges, Fixed Charge and Crystallization of Charge
UNIT-III
INSIDER DEALINGS
• Insider Dealings: Reasons for Prohibiting Insider Dealings—Provision in Company Law to Restrict Insider Dealings—Difference between American and English Approach; Take-overs & SEBI Guidelines on Insider Dealings and Takeovers
• Administrative Regulation on Corporate Finance: Inspection of Accounts—SEBI: Constitution, Rights, Powers and Functional of Securities and Exchange Board of India (SEBI)—Central Government Control—Control by Registrar of Companies—RBI Control

UNIT-IV
DIVIDENDS, ACCOUNTS & AUDIT
• Dividend and Interim Dividend: Rules Regarding Dividend—Declaration and Payment of Dividend—Dividends to be Paid Only Out of Profits—Deduction of Loss or Depreciation and Reserve—Transfer of Profits to Reserves—Payment of Dividend in Cash

Suggested Readings:
17. Suman Gupta: *Shareholder’s Democracy: Fact or Fiction*, Publication Division, University of Delhi, Delhi.
INSURANCE LAWS

[Optional Paper-III]

(The entire syllabus is divided into four units. Eight questions shall be set in all with two questions from m each unit. The candidates shall be required to answer four questions in all, selecting one from each unit. All question carry equal marks.)

UNIT-I
INTRODUCTION

- Insurance Business: Concept-Kinds-Nature-Purposes-Theories-Definition of

UNIT-II
LIFE INSURANCE

- Introduction: Definition of and Conditions and Privileges (such as Risk, Premium Continuance and Lapse of Policies, Renewal etc) attached to Life Insurance
- Life Insurance Corporation Act, 1956: Causes and Objective of Nationalisation-Objectives, Functions and Structural Framework of LICI
- Salient Features of the Fatal Accident Act 1855-The Personal Injuries (Compensation Insurance) Act 1963 along with Case-Study
UNIT-III
MARINE INSURANCE

- Introduction: Definition, Conditions and Privileges (such as Insurable Interest Risk, Premium, Utmost Good Faith, Disclosure etc.,) attached to Marine Insurance
- Classification of Marine Insurance: Hull Insurance, Cargo Insurance & Freight Insurance-
Warranties in Marine Insurance-Various Kind of Policies as defined by the Act 1963
- Assignment Loss and Abandonment of Policies along with Case Study

UNIT-IV
FIRE INSURANCE

- Introduction: Definition, Conditions and Privileges (such as Insurable Interest Risk, Premium, Utmost Good Faith, Disclosure and Indemnity etc.,) attached to Fire Insurance
- Procedure of effecting Fire Insurance: Meaning of Fire and Hazards in Fire Insurance Scope of Fire Insurance (Ordinary, Special and Comprehensive)-Perils Insured against and Proximate Cause along with the Case Study

Suggested Readings:

**Relevant Cases:**
PERSONAL LAW STREAM
FAMILY MEDIATION AND DISPUTE RESOLUTION

[Optional Paper-I]

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UNIT-I

INTRODUCTION

- Introduction to Family System: Concept of Marriage vis-a-vis Morals in the Society; Concept of Family Justice - Basic Principles of Justice
- Settlement of Family Disputes and Allied Matters during Ancient Period
- Concept of Village Councils (Kulani, Corporation (Sreni) and Assemblies (Gorth/Puga); Customary Courts/Caste Tribunals, Khap Panchayat
- Panchayat (Arbitration) and Nyaya Panchayat in Rural India

UNIT-II

CONCEPT OF SETTLEMENT OF FAMILY

- Concept of Settlement of Family and Allied Matters during Medieval Period
- Role of the Ecclesiastical Courts in the Judicial System in England
- Parsi Matrimonial Courts
UNIT-III
FAMILY MEDIATION


- Matrimonial Disputes through Mediation: Matrimonial Disputes through Arbitration through Conciliation-Primary Judicial Efforts towards Conciliation-Role of Conciliator under the Arbitration and Conciliation Act, 1996

- *Parivarik Mahila Lok Adalats* introduced by National Commission for Women: Objectives-Nature of Cases decided by the PMLA-Methodology-Procedure Role of Counselling, Benefits of PMLA and Validity

- Tribal Customary District Councils

UNIT-IV
LEGISLATIONS

- The Family Courts Act,1984: Role of Counsellors in Family Courts

- The Legal Services Authority Act, 1987: Role of Lok Adalats

- The Arbitration and Conciliation Act, 1996

- The *Gram Nyayalaya* Act, 2008: Towards Participatory Justice to resolve the Disputes in the Spirit of Give and Take Fair Play and Equity

Suggested Readings:


5. P. V. Kane: *History of Dharmashastra*, Bhandarkar Oriental Research Institute, Poona


**Legislative Enactments:**


2. The Civil Procedure Code, 1908.

3. The Code of Civil Procedure (Amendment), 1976 and 1999 (Malimath Committee) [Order 32-A as to Family Dispute Resolutions and Section 89-A Code of Civil Procedure.]


6. The Hindu Marriage Act, 1955 [Sec 13(1)].


8. The Special Marriage Act, 1954.
SUCCESION & INHERITANCE

[Optional Paper-II]

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UNIT-I

TESTAMENTARY & INTESTATE SUCCESSION
- Testamentary & Intestate Succession: Distinction between Testamentary & Intestate Succession-Laws of Intestate Succession & Inheritance in India

UNIT-II

MUSLIM LAW OF TESTAMENTARY INTESTATE SUCCESSION

UNIT-III

HINDU LAW OF TESTAMENTARY INTESTATE SUCCESSION
- Hindu Law of Testamentary Intestate Succession (Hindu Succession Act, 1956 With State Amendment of Hindu Succession Act, 1956)

UNIT-IV

PARSI LAW OF INTESTATE SUCCESSION
- Parsi Law of Intestate Succession-Indian Succession Act, 1925: Applicability Testamentary Capacity-Definition of Wills, Codicil, Executor,
Administration, Probate and Letters of Administrations-Distinction between Will, Deed and Donation Mortis Causa-Execution of Unprivileged and Privileged Wills- Attestation, Revocation, Alteration and Revival of Wills-Construction of Wills and Technical Words-Lapse of Legacies, General Specific and Demonstrative Legacies-Representative Titles to the Property of a Deceased and Succession Certificate

**Suggested Readings:**


STATUS OF PARTIES

[Optional Paper-III]

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UNIT-I

CONCEPT OF MAINTENANCE UNDER PERSONAL LAWS

- Concept of Maintenance under Personal Laws: Muslim Law-Hindu Law-Christian Law-Parsi Law-Secular Law

UNIT-II

MAINTENANCE UNDER STATUTES


UNIT-III

FAMILY RELATIONS AND THE CHILD-I

- Family Relations and the Child: Adoption and Acknowledgement; Status of the Child in Matters of Legitimacy, Adoption and Acknowledgement in different Personal Laws-Position of Mother vis-a-vis Father: A Critical
Appraisal of Indian law in the Light of the International Convention on the Rights of the Child

UNIT-IV
FAMILY RELATIONS AND THE CHILD-II


Suggested Readings:


FACULTY OF LAW

Semester - IV