

RESEARCH METHODOLOGY

[Compulsory 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

- Meaning of Research: Objectives and Kind/Types-Legal Research: Meaning-Scope-Current Trends-Techniques of Legal Research; Socio-Legal Research-Doctrinal and Non-Doctrinal
- Research Process: Review of Literature Identification and Formulation of a Research Problem/Defining the Research Problem-Hypothesis-Null Hypothesis and Research Questions-Research Design-Preparation of Synopsis-Methodology
- 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:

1. Andrea B. Yelin and Hope Viner Samborn: *Legal Research and Writing Handbook: A Basic Approach for Paralegals*, Aspen Publishers, New York.

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2. B. N. Ghosh: *Scientific Method and Social Research*, Sterling Publishers Pvt. Ltd., New Delhi.
3. C. K. Kothari: *Research Methodology: Method and Techniques*, Wiley Eastern Ltd., New Delhi.
4. D. Thakur: *The Research Methodology in Social Sciences*, Deep and Deep Publications, New Delhi.
5. W. J. Goode and P. K. Hatt: *Methods in Social Research*, McGraw Hill Book Co., Singapore.
6. J. C. Johari (ed.): *Introduction to the Method of Social Sciences*, Sterling Publishers Pvt. Ltd., New Delhi.
7. Julius Stone: *Legal System and Lawyer's Reasoning*, Maitland Publications, Sydney.
8. Morris L. Cohen: *Legal Research*, Minnesota, West Publishing Co., St. Paul, Minnesota, USA.
9. P. K. Majumdar: *Research Methods in Social Science*, Viva Books Pvt. Ltd., New Delhi.
10. S. K. Verma and M. Afzal Wani (eds.): *Legal Research and Methodology*, Indian Law Institute, New Delhi.
11. Upendra Baxi: *Socio- Legal Research in India- A Programschrift*, ICSSR, Occasional Monograph, New Delhi.
12. W. L. Neuman: *Social Research Methods: Qualitative and Quantitative Approaches*, Pearson Education Inc., New Delhi.



**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 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

- 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
- Meaning and Concept of Corruption: Santhanam Committee Analysis-Causes and Consequences of Corruption-Corruption of Politician-Machinery to Deal with It-Corruption in Public Offices-Special Legal Regime-Concept of Corruption under IPC-Investigation Procedure-Prevention of Corruption Act, 1989-Procedure under Cr. P.C.-Category of Public Servants liable for Prosecution for Corruption Offences-Sentencing Policies and Pattern

UNIT-II

BLACK MONEY & ORGANISED CRIME

- Black Money: Meaning and Concept of Black Money-Money Laundering-Tax Evasion-Investigation Procedure-Role of Central Vigilance Commission-Sentencing Policies and Pattern
- Organised Crime: Drug Trafficking-Smuggling-Human Trafficking-Child Labour-Bonded Labour & Child Prostitution-Begging (Cyber Crimes/Fraud)-Organ Trade

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

- Legal Regimes of Investigation and Enforcement: Prevention of Socio-Economic Offences-Preventive Machinery-FEMA, FERA, Income Tax Act, NDPS Act; Differentiation in Onus of Proof through Presumption of Guilt and Due Process Problems-Regime of Special Courts; Group Liability-Strict and Vicarious Liability-Quantum of Punishment-Withdrawal from Prosecution
- Alternative/Additional Strategies: Ombudsman or Lokpal-Tax Reform-Electoral Reforms-Reform of Prosecution Structures

Suggested Readings:

1. A. P. Mathur: *Commentaries on Food Adulteration Act*, Eastern Book Company, Lucknow
2. Anjani Kant: *Law Relating to Women & Children*, Central Law Publications, Allahabad.
3. Arun Kumar: *The Black Economy in India*, Penguin Random House India, New Delhi.
4. C. K. Gandhirajan: *Organised Crime*, APH Publishing Corporation, New Delhi.
5. B. K. Sharma, Dr. Vijay Nagpal & K. K. Khandelwal: *A Treatise on Economic & Social Offences*, Allahabad Law Agency, Allahabad.
6. Frank Weiss Traphagen: *Food Adulteration*, Nabu Press, Herausgeber.
7. J. S. P. Singh: *Socio-Economic Offences*, Sri Sai Law Publications, Faridabad, Haryana.
8. Mamta Rao: *Law Relating to Women and Children*, Eastern Book Company, Lucknow.
9. N. K. Acharya: *Commentary on Protection of Women from Domestic Violence Act, 2005*, Asia Law House, Hyderabad.
10. Nuzhat Parveen Khan: *Child Rights and the Law*, Universal Law Publishing Co Ltd., New Delhi.
11. Nuzhat Parveen Khan: *Women and the Law*, Universal Law Publishing Co Ltd., New Delhi.
12. S. C. Tripathi & Vibha Arora: *Law Relating to Women and Children*, Central Law Publications, Allahabad.
13. S. C. Tripathi: *Women and Criminal Law*, Central Law Publications, Allahabad.
14. Shailesh Kumar Singh: *White Collar Crimes*, Regal Publications, New Delhi.
15. Stuart Green: *Lying, Cheating and Stealing: A Moral Theory of White-Collar Crime*, OUP, Oxford.

JUVENILE JUSTICE

[Optional Paper-II]

(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

PROBLEM OF JUVENILE DELINQUENCY

- Social History of Children's Problem in Different Circumstance: Intervention by the State and Identification of Different Categories of Children: Abused Children-Street Children-Child Labour-Girl Child-Abandoned Children-Delinquent Children-Neglected Children-Adolescent Offenders-Children Born in Prison-Children of Prostitutes-Missing Children; International Perspectives-Models and Trends on Juvenile: America-England-India

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

- National Legations: Constitution of India-Articles 15(3), 21, 21-A, 23, 24, 39(a) & (f), 45, 46 & 51A(k)-The Juvenile Justice (Care and Protection of Children) Act, 2015-National Commission for the Protection of Child Rights

Act, 2005-Offences against Juveniles-International Legislations: Geneva Declaration, 1924-Declaration of the Rights of the Child, 1959-United Nation Standard Minimum Rules (Beijing Rules) 1985-Convention on the Right of the Child, 1989-Optional Protocol to the Convention on the Right of the Child-United Nations Guidelines for the Prevention of Juvenile Delinquency (Riyadh Guidelines), 1990-UN Rules for the Protection of Juvenile Deprived of their Liberty (JDL Rules), 1990-Guidelines for Action on Children in the Criminal Justice System (Vienna Guidelines), 1997-Children's Right in Juvenile Justice Policy adopted by United Nations General Assembly, 2007-Good Practices Guidelines and Development, 2009-Guidance for Legislative Reform on Juvenile Justice, 2011

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:

1. Asha Bajpai: *Child Rights and the Law*, Universal Law Publishing Co Ltd., New Delhi.
2. Anju Khosla: *Juvenile Crime and Delinquency-Shootouts in School*, SBS Publishers & Distributors, New Delhi.
3. Jaishree Jaiswal: *Human Rights of Accused and Juveniles-Delinquent / in Conflict with Law*, Kalpaz Publications, New Delhi.
4. Krishna Pal Malik: *Administration of Juvenile Justice In India*, Allahabad Law Agency, Allahabad.
5. Nayan Joshi: *A Handbook on Juvenile Justice*, Kamal Publishers, New Delhi.
6. Nuzhat Parveen Khan: *Child Rights and the Law*, Universal Law Publishing Co Ltd., New Delhi.
7. R. N. Choudhry: *Law Relating to Juvenile Justice in India*, Orient Publishing Company, Allahabad.
8. Siddharth Bawa: *Law Relating to Juvenile Justice & Probation of Offenders*, Allahabad Law Agency, Allahabad.
9. Suman Nalwa & Hari Dev Kohli: *Commentary on the Juvenile Justice Act*, Universal Law Publishing Co Ltd., New Delhi.
10. Sunil K. Bhattacharyya: *Juvenile Justice-An Indian Scenario*, Regency Publication, New Delhi.
11. Ved Kumari: *The Juvenile Justice System in India-From Welfare to Rights*, Oxford University Press, New Delhi.
12. Ved Kumari: *The Juvenile Justice (Care and Protection of Children) Act 2015-Critical Analysis*, Universal Law Publishing Co Ltd., New Delhi.

CYBER CRIMES

[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

CYBER CRIMES & LEGAL FRAMEWORK

- Meaning, Definition & Nature of Cyber Crimes: Historical Genesis and Evolution of Cyber Crimes-Cyber Crime Laws-USA and UK: A Comparative Overview-Statutory Laws pertaining to Cyber Crime in India-Indian Penal Code Indian, Evidence Act, Information Technology Act etc.

UNIT-II

NATIONAL AND INTERNATIONAL JURISDICTION OVER CYBER CRIME

- Jurisdiction in Cyber Space: Indian Context of Jurisdiction-Enforcement Agencies-International Position of Internet Jurisdiction-Cases in Cyber Jurisdiction; Different Offences under IT Act, 2000: Digital Forgery-Identity Theft-Fraud-Cyber Crime against Individual- Crime against Women & Children-Cyber Stalking/Harassment-Cyber Crime against Institution and the State-Cyber Terrorism-Computer Viruses-Hacking

UNIT-III

CYBER TORTS AND CIVIL LIABILITY ON THE INTERNET

- Civil Wrongs: Concept and Meaning of the Spam-Intellectual Property: Trademark-Cyber Mark-Cyber Squatting-Online IPR Issues/ Infringements-Can Spamming Constitute a Tort and the Ethical Issues?-Cyber Defamation-Different Types of Civil Wrongs under IT Act, 2000-Cyber Torts

UNIT-IV

CYBER POLICING: INVESTIGATION AND EVIDENCE IN INDIA

- Cyber Policing: Digital Evidence-Relevant Provisions of Information Technology Act 2000 & Other Legal Provisions-Cyber Crime Investigation: Basic Investigation Techniques-First Information Report-Search & Seizure Operation-Tracking & Tracing Emails-Digital/Computer Evidence Assessment: Checklist-Computer Evidence Analysis and Report-Cyber Police System-Recovery of Digital Evidence and Cyber Crime Investigation Cell-Cyber Crime Preventive Measures and Prevention and Control of Computer related Crime-Data Safety

Suggested Readings:

1. Alwyn Didar Singh: *E-Commerce in India: Assessments And Strategies For The Developing World*, LexisNexis India, Gurgaon.
2. Anirudh Rastogi: *Cyber Law of Information Technology and Internet*, LexisNexis India, Gurgaon.
3. Apar Gupta (Revised by Akshay Sapre): *Commentary on Information Technology Act-Along with Rules, Regulations, Orders, Guidelines, Reports and Policy Documents*, LexisNexis India, Gurgaon.
4. Aparna Viswanathan: *Cyber Law (Indian & International Perspectives on key topics including Data Security, E-commerce, Cloud Computing and Cyber Crimes)*, LexisNexis India, Gurgaon.
5. Barkha Bhasin & Rama Mohan Ukkalam: *Cyber Law & Crimes*, Asia Law House, Hyderabad.
6. Chris Reed: *Making Laws for Cyber Space*, Oxford University Press, Oxford.
7. Karnika Seth: *Computers, Internet and New Technology Laws (A Comprehensive Reference Work with special focus on Developments in India)*, Lexis Nexis India, Gurgaon.
8. Karnika Seth: *Protection of Children on Internet*, Universal Law Publishing - An imprint of LexisNexis; New Delhi.
9. Pavan Duggal: *Cyber Law-An exhaustive section wise Commentary on the Information Technology Act along with Rules, Regulations, Polices, Notifications etc.*, Universal Law Publishing Co. Pvt. Ltd., New Delhi.

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10. Prashant Mali: *Cyber Law and Cyber Crimes (Information Technology Act, 2000 with IT Rules, 2011)*, Snow White Publications Pvt. Ltd., Maharashtra
11. Rod Broadhurst, Peter Grabosky: *Cyber-Crime: The Challenge in Asia*, Hong Kong University Press, Hong Kong.
12. Vakul Sharma: *Information Technology Law and Practice*, Universal Law Publishing Co. Pvt. Ltd., New Delhi.

FACULTY OF LAW



**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

- Intellectual Property Rights: Concept, Nature and Kinds
- Intellectual Property System-The Law: Aspect of Governance-Idea v. Expression Dichotomy-Competing Rationale-Balancing the Private and Public Interest-Legal Frameworks [History & Sources] and Principles of Treatments of IPRs-TRIPS Agreement and Its Implications
- 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
- Intellectual Property Risk Coverage: Intellectual Property Insurance, Securitization and Valuation
- 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.
2. Ashwani Bansal: *Law of Trade Marks in India with Introduction to Intellectual Property Laws*, Institute of Constitutional and Parliamentary Studies, New Delhi.
3. B. L. Wadehra: *Law relating to Patents, Trademarks, Copyright, Design and Geographical Indications*, Universal Law Publishing Co. Ltd., New Delhi.
4. Catherine Colston: *Principles of Intellectual Property Law*, Sweet & Maxwell, London.
5. David Bainbridge: *Intellectual Property*, Pearson Education, Delhi.
6. Elizabeth Verkey: *Law of Patent*, Eastern Book Company, Lucknow.
7. Hilary Pearson & Clifford Miller: *Commercial Exploitation of Intellectual Property*, Blackstone Press, London.

8. Jaya Shree Watal: *Intellectual Property Rights in the WTO & Developing Countries*, Kluwer Law International, Netherlands.
9. Latha R. Nair & Rajendra Kumar: *Geographical Indications: A Search for Identity*, LexisNexis India, New Delhi.
10. M. D. Nair: 'TRIPS, WTO and IPR: Bio-Diversity Protection: Critical Issue', 16(1) *JIPR* 3537 (2011).
11. Mathew Thomas: *Understanding Intellectual Property*, Eastern Book Company, Lucknow.
12. Paul Torremans: *Holyoak & Torremans-Intellectual Property Law*, Oxford University Press, New York.
13. S. R. Myneni: *Law of Intellectual Property*, Asia Law House, Hyderabad.
14. M. Z. M Nomani: 'Biological Diversity, IPR & Sustainable Development: A Critical Appraisal of Access & Benefit Sharing Models of U.S., Australia & India', VI (11&12) *International Journal of Environmental Consumerism*, 40-55(2010).
15. M.Z.M., Nomani: 'Environment Agriculture and Challenges of Bio-Piracy: A Blue Print of Indian Sui Generis Legal Order', 1(2) *Indian Journal of Environmental Law* 3-22 (2000).
16. P. Narayanan: *Copyright and Industrial Designs*, Eastern Law House, Calcutta.
17. P. Narayanan: *Intellectual Property Law*, Eastern Law House, Calcutta.
18. P. Narayanan: *Patent Law*, Eastern Law House, Calcutta.
19. P. S. Narayanan: *Intellectual Property Law in India*, Gogia Law Agency, Hyderabad.
20. Philippe Cullet: 'Human Rights, Knowledge and Intellectual Property Protection', 11(1) *JIPR* 7- 14 (2006).
21. S. K. Tripathi: 'Intellectual Property and Genetic Resources, Traditional Knowledge and Folklore: International, Regional and National Perspectives, Trends and Strategies', 8 *JIPR* 468-477 (2003).

22. S. Venkateswaran: *The Law of Trade Marks and Passing-off*, LexisNexis India, Gurgaon.
23. V. K. Ahuja: *Intellectual Property Rights in India*, LexisNexis India, Gurgaon.
24. Vikas Vashisht: *Law and Practice of Intellectual Property in India*, Bharat Law House, New Delhi.
25. W. R. Cornish: *Intellectual Property: Patents, Copyright, Trade Marks and Allied Rights*, Universal Law Publishing Co. Pvt. Ltd., Delhi.
26. W. R. Cornish: *Intellectual Property: Patents, Copyright, Trade Marks And Allied Rights*, Sweet & Maxwell, London.

CORPORATE FINANCE AND SECURITIES REGULATION

[Optional Paper-II]

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

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
- Accounts & Audit: Accounts & Reports of Companies-Inspection of Account Books-Annual Accounts-Balance Sheet-Audit of Accounts-Auditor: Eligibility, Appointment, Removal, Resignation and Remuneration-Powers & Rights-Duties and Liabilities

Suggested Readings:

1. Andrew Lidbetter: *Company Investigations and Public Law*, Bloomsbury Acad & Prof, London.
2. Avtar Singh: *Company Law*, Eastern Book Company, Lucknow.
3. Brenda Hannigan: *Company Law*, Oxford University Press, UK.

4. Charles Wild & Dr. Stuart Weinstein: *Smith and Keenan's Company Law*, Pearson, London.
5. David Kershaw: *Company Law in Context*, Oxford University Press, UK.
6. I. M. Pandey: *Capital Structure and Cost of Capital*, Vikas Publishing House (P) Ltd, New Delhi.
7. J. C. Verma: *Corporate Mergers, Amalgamations & Takeovers*, Bharat Law House, New Delhi.
8. J. Charlesworth & Geoffrey Morse: *Charlesworth and Morse: Company Law*, Sweet & Maxwell, London.
9. J. P. Sharma: *Corporate Laws*, Ane Books Pvt. Ltd., New Delhi.
10. L. C. B. Gower: *Principles of Company Law*, R. Cambay & Co. Pvt. Ltd. , Kolkata.
11. Munish Bhandari: *Professional Approach to Corporate Laws and Practice*, Bharat Law House, New Delhi.
12. S. Kannal & V. S. Sowrirajan: *Company Law Procedure*, Taxman's Allied Services (P) Ltd., New Delhi.
13. S. C. Kuchhal: *Corporation Finance-Principles and Problems*, Chaitanya Publishing House, Allahabad.
14. S. N. Maheshwari: *Elements of Financial Management*, Sultan Chand & Sons, New Delhi.
15. S. R. Vishwanath: *Corporate Finance, Theory and Practice*, Sage Publication, New Delhi.
16. Saleem Sheikh & William Rees: *Corporate Governance & Corporate Control*, Cavendish Publishing, London.
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
- Statutory Governance of Insurance Business: The Insurance Act, 1938-Insurance Regulatory and Development Authority Act, 1999
- Insurance Contract: Essential-Features-General Principles-Related Nature and Fundamental Principles of Law of; Element of Insurance Business: Risk-Insurable Interest-Premium

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 LIC
- 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-Variou 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
- Case-Studies on where Fire Manipulated-Fire in Military Operation-Fire during Riot-Oriental Insurance Company Ltd. v. Annamma K Abraham (1995) 3 CPR 226 Kerela State Commission-Advanced Rubber Industries v. United India Insurance Co. Ltd (1996) 2 CPR 70 National Commission-Ashok Kumar Baroo v. National Insurance Co. Ltd. (1998) 1 CPR 613 J & K State Commission-P. Venkateshwar Rao v. New India Insurance Co. Ltd. (1998) 2 CPR 24- P v. United India Insurance Co. Ltd. (1998) 94 Comp. Case 155 (AP)

Suggested Readings:

1. Avtar Singh: *Law of Insurance*, Eastern Book Company, Lucknow.

2. Bridge Anand Singh: *New Insurance Law*, Union Book Publishers, Allahabad.
3. E. R. Hardy Ivamy: *Case Book on Insurance Law*, Butterworths Law, London.
4. E. R. Hardy Ivamy: *General Principles of Insurance Law*, Butterworths Law, London.
5. J. V. N. Jiaswal: *Law of Insurance*, Eastern Book Company, Lucknow.
6. John Birds: *Modern Insurance*, Sweet & Maxwell, London.
7. K. S. N Murthy and K V S Sarma: *Modern Law of Insurance in India*, LexisNexis India, Gurgaon.
8. K. S. N. Murthy, K. V. S. Sarma: *Modern Law of Insurance*, LexisNexis India, Gurgaon.
9. M. N. Srinivasan, *Principles of Insurance Law* (1997), Ramaiya Publishers, Bangalore.
10. Michael Parkington: *Insurance Law*, Sweet and Maxwell, London.
11. Sachin Rastogi: *Insurance Law and Principles*, LexisNexis India, Gurgaon.

Relevant Cases:

1. *Bhagwani Bai v. Life Insurance Corporation of India*, AIR 1984 MP 126.
2. *Dalby v. India And London Life Assurance Co.*, (1854) 15 CB 365.
3. *Kajima Daewoo Joint Venture v. New India Assurance Co. Ltd.*, (2005) 1 CPJ 534 Uttaranchal State Commission.
4. *Lakshmi Ins. Co. v. Bibi Padma Wati*, AIR 1961 Punjab 253.
5. *LIC of India v. Mrs Shashi Sethi* AIR 2008 HP 67.
6. *LIC of India v. Smt Chandra Kanta*, AIR 2008 (NOC) 2334.
7. *LIC of India v. Smt Vijay Chopra*, AIR 2008 (NOC) 2334.
8. *LIC v. Brazinha D' souza*, (1995) 82 Com. Cas 440 (Bom).
9. *Life Insurance Corporation of India v. R. Vasireddy*, A.I.R. 1984 2 SCC 719.
10. *Nandani (Smt.) v. LIC*, (1998) Cpmp. Cas 953 (Kant).
11. *New India Assurance Co. Ltd. v. B.N. Sainami*, AIR 1997 SC 2938.

12. *New India Assurance Co. Ltd. v. Vivek Cold Storage*, (1992) 2 CPJ 26 National Commission.
13. *Oberai Forwarding Agency v. New India Assurance Co. Ltd.*, (2000) 2 SCC 407.
14. *Savani Roadlines v. Sundaram Textiles Ltd.*, 2001 (5) SLT 189 : AIR 2001 SC 2630.
15. *Smt. Sakhitombi v. Zonal Manager, L.I.C. of India, Calcutta*, AIR 2009 Gauhati 90.
16. *Sri Devi Venugopal Nair v. Divisional Manager, LIC* (2001) 104 Comp. Cas 223 (Guj) (DB).
17. *UCO Bank Employees Association v. LIC of India*, (2004) 2 GLP 199 (Guj) (DB).
18. *United India Insurance Co. Ltd. v. Hasan Sultan Nadaf*, (1992) 3 CPJ 64 National Commission.
19. *Vijayakumar Motilal v. New Zealand Insurance Co. Ltd.*, AIR 1954 Bom 347.
20. *Virmani Refrigeration & Cold Storage Pvt. Ltd. v/s New India Assurance Co. Ltd.*, [(2005) 1 CPJ 767 Delhi State Commission].



**PERSONAL LAW
STREAM**

FAMILY MEDIATION AND DISPUTE RESOLUTION

[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

- 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
- Islamic (*Shariah*) Provisions for Alternative Dispute Resolution: Concept and Principles of *Sulah* and *Tahkim* (Arbitration)-Aim and Object of the Qazi Act, 1880-Judicial Decisions-Institution of *Imarat-e-Shariah- Shariah Adalat*-Role of *Darul Qaza* in Settlement of Disputes and its decisions
- Role of the Ecclesiastical Courts in the Judicial System in England
- Parsi Matrimonial Courts

UNIT-III

FAMILY MEDIATION

- Concept of Settlement of Family and Allied Matters after Independence: Hindu Marriage Act, 1955 [Sec 13(1)]-Special Marriage Act, 1954-Civil Procedure Code, 1908-Code of Civil Procedure (Amendment), 1976 and 1999 (Malimath Committee) [Order 32-A and Section 89-A]
- 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
- *Pariwarik 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:

1. Ashutosh Dayal Mathur: *Medieval Hindu Law Historical Evolution and Enlightened Rebellion*, Oxford University Press, New Delhi.
2. J. D. M. Derrett: *Religion, Law and State in India*, OUP India, New Delhi.
3. M. K. Sharma: *Court Procedure in Ancient India*, Abhinav Publications, Delhi.

4. P. N. Sen: *Tagore Law Lectures on General Principles of Hindu Jurisprudence*, Allahabad Law Agency, Allahabad.
5. P. V. Kane: *History of Dharmashastra*, Bhandarkar Oriental Research Institute, Poona
6. Paras Diwan: *Customary Law*, Punjab University, Chandigarh.
7. S. Vardachari: *The Hindu Judicial System*, Lucknow University, Lucknow.
8. Sahih Al Bhukari, 'Tahkim (Arbitration in Islamic Laws within the context of Family Disputes)', *20 Arab Law Quarterly* (2006).
9. Shraddhakar: *Law of Procedure and Justice in India*, Deep & Deep Publications, New Delhi.
10. Tahir Mahmood: *Muslim Law in India and Abroad*, Universal Law Publishing Co., New Delhi.

Legislative Enactments:

1. The Arbitration and Conciliation Act, 1996.
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.]
4. The Family Courts Act, 1984.
5. The Gram Nyayalaya Act, 2008.
6. The Hindu Marriage Act, 1955 [Sec 13(1)].
7. The Legal Services Authority Act, 1987.
8. The Special Marriage Act, 1954.

SUCCESSION & INHERITANCE

[Optional Paper-II]

(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

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

- Muslim Law of Testamentary Intestate Succession: Succession & Administration-Inheritance-General Rules; Sunni Law of Inheritance & Shia Law of Inheritance: Criteria for their Applicability, Religion, Domicile, Sex, Forms of Marriage- Effect of Conversion on the Applicability of Laws of Inheritance -Caste Disabilities Removal Act, 1850-General Principles of Inheritance

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:

1. Hamid Khan: *Islamic Law of Inheritance-A Comparative Study of Recent Reforms in Muslim Countries*, Oxford University Press, Oxford.
2. K. B. Agrawal: *Family Law in India*, Kluwer Law International, Netherlands
3. Kahkashan Y. Danyal: *Toolkit on Muslim Women Personal & Property Rights, Research & Documentation*, WPC & Oxfam, New Delhi.
4. Kulwant Gill: *Hindu Women's Right to Property in India*, Deep & Deep Publications Pvt. Ltd., New Delhi.
5. Kumud Desai: *Law of Marriage and Divorce*, N.M. Tripathi Pvt. Ltd., Bombay.
6. M. A. Qureshi: *Muslim Law*, Central Law Publication, Allahabad.
7. P. K. Das: *Handbook on Hindu Succession (Property Rights of Women and Daughters)*, Universal Law Publishing Co. Pvt. Ltd., Delhi.
8. P. K. Das: *New Law on Hindu Succession*, Universal Law Publishing Co. Pvt. Ltd., Delhi.
9. Paras Diwan: *Law of Marriage and Divorce*, Universal Law Publishing Co. Pvt. Ltd., New Delhi.
10. Paras Diwan: *Modern Hindu Law*, Allahabad Law Agency, Faridabad.
11. Poonam P. Sexena: *Family Law Lectures-Family Law II*, LexisNexis India, Gurgaon.
12. Prof Kusum: *Family Law Lectures-Family Law I*, LexisNexis India, Gurgaon.
13. R. K. Aggarwal: *Hindu Law*, Central Law Agency, Allahabad.

14. Ranganath Misra: *Mayne's Treatise on Hindu Law & Usage*, Bharat Law House, New Delhi.
15. Satyajee A. Desai: *Mulla's Principles of Hindu Law, Vol. I & II*, LexisNexis, Gurgaon.
16. Shakil Ahmad Khan: *How to Calculate Inheritance-A Simple Approach*, Goodword Books, New Delhi.
17. Sir Dinshaw Fardunji Mulla: *Principles of Mahomedan Law*, LexisNexis India, Gurgaon.
18. Supinder Kaur, *Law of Succession in India*, LexisNexis India, Gurgaon.
19. Tahir Mahmood: *Fyzee's Outlines of Muhammedan Law*, Oxford University Press, New Delhi.

STATUS OF PARTIES

[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

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

- Maintenance under Cr. P. C and Muslim Women (Protection of Rights on Divorce) Act, 1986 & Provisions relating to Maintenance under Special Marriage Act, 1954

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

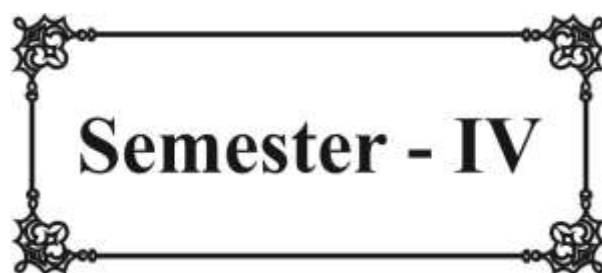
- Family Relation and the Child: Guardianship and Custody-Status of the Child in matters of Guardianship and Custody in different Personal Laws-The Prohibition of Child Marriage Act, 2006-Guardian and Ward Act, 1980-Effects of Conversion on the Right of Parents *vis-a-vis* the Child

Suggested Readings:

1. Abdur Raheem: *Muhammedan Jurisprudence*, Allahabad Law Agency, Faridabad.
2. Ameer Ali: *Mahommedan Law*, Kitab Bhavan, New Delhi.
3. B. R. Verma: *Commentaries on Mohammedan Law in India, Pakistan and Bangladesh*, Law Publishers (India) Pvt. Ltd., Allahabad.
4. B.M. Gandhi: *Hindu Law*, Eastern Book Co., Lucknow.
5. Badruddin Tyabji: *Muslim Law-The Personal Law of Muslims*, N. M. Tripathi Pvt. Ltd., Bombay.
6. Basant K. Sharma: *Hindu Law*, Central Law Publications, Allahabad.
7. Flavia Agnes: *Marriage, Divorce, and Matrimonial Litigation*, Oxford University Press, New Delhi.
8. H. S. Gaur: *The Hindu Code*, Allahabad Law Agency, Faridabad.
9. John Woodroffe: *Commentaries on Code of Criminal Procedure*, Law Publishers (India) Pvt. Ltd, Allahabad.
10. Justice K. D. Shahi: *Princep's Commentary on the Code of Criminal Procedure*, 1973, Delhi Law House, New Delhi.

LL.M. (Regular) Semester-III

11. K. B. Agrawal: *Family Law in India*, Kluwer Law International, Netherlands.
12. K. N. Chandrashekhara Pillai: *V. Kelkar's Criminal Procedure*, Eastern Book Co., Lucknow.
13. Mamta Rao: *Law Relating to Women and Children*, Eastern Book Co., Lucknow.
14. Paras Diwan & Pyushi Diwan: *Family Law*, Allahabad Law Agency, Faridabad.
15. S. R. Myneni: *Hindu Law (Family Law I)*, Asia Law House, Hyderabad.
16. T. V. Subba Rao & Dr. Vijender Kumar: *G. C. V. Subba Rao's Family Law in India*, S Gogia & Company, Hyderabad.
17. U. P. D. Kesri: *Modern Hindu Law*, Central Law Publications, Allahabad.



Semester - IV

