

LL.M. 4<sup>th</sup> Semester 2-Year Course

402- Paper- II (Opt.): Business Law Group(C): Legal Regulation of Economic Enterprises

Max. Marks: 100

Time: 3 Hours

Note: (1) Eight questions shall be set with two questions from each unit. The candidates shall be required to attempt four questions in all, selecting one question from each Unit.

(2) All questions shall carry equal marks.

**Objective of the Course:**

After independence, we have placed greater emphasis on the growth of our economy. The focus is on growth, both in public and private sectors, so as to cope up with the problems of population explosion. We have found that there is now almost a circle from laissez-faire to welfare state and again back to laissez faire. Adoption of the concept of global economy in the presence of the socialistic perspectives in the Constitution presents a dilemma. The trends of liberalization starting in the early nineties and continuing to this day bring a shift in focus of regulations in diverse fields of economic activities.

This course is designed to acquaint the students of the eco-legal perspectives and implications of such developments.

**Unit-I**

- Constitutional Provisions to Regulate Economic Enterprises in India. Industrial policy resolutions of 1948, 1956 and 1991.
- Development and Regulation of Industries- Industrial (Development and Regulation) Act. 1951; Regulation, control and Development of Industries, Agencies under the Act
- Development and Prospects of Consumerism in India.

**Unit-II**

- Securities Contracts (Regulation) Act,1956; Object, basic features, Recognition of Stock Exchanges, Contracts and options in Securities, Listing of Securities, Penalties and Procedure.
- Securities and Exchange Board of India Act,1992; Basic Features, Establishment of SEBI, Powers and Functions of SEBI, Registration of Capital Market Intermediaries, Offences and Penalties, powers and jurisdiction of securities Appellate Tribunal, Capital Markets Regulation(2009) of SEBI.
- Depositories Act,1996.

**Unit-III**

- Essential Commodities Act,1955; Object, Salient Features, Essential Commodities, Powers of the Central Government, Confiscation of Essential Commodities, offences and Penalties.
- Competition Act,2002; Object, Prohibition of Certain Agreements, Abuse of Dominant Position, Regulation of Combinations,

Competition Commission of India, Duties, Powers and Functions of Commission, Penalties, Appeal to Competition Appellate Tribunal.

**Unit-IV**

- Foreign Trade(Development and Regulations) Act,1992; Object, Regulations of Import and Export, Import-Export License, Penalties.
- Foreign Exchange Management Act,1999; Object, Regulation and Management of Foreign Exchange, Authorized Persons, Penalties.
- Insurance Regulatory and Development Authority Act,1999.

**Select Bibliography:**

Aggarwal, V.K. : Consumer Protection- Law and Practice.

Myeni, S.R. : Corporate Law-II

Sharma, Gokulesh : financial and Economic Laws

Cherunilam, Francis : Business Environment

SEBI Act,1992.

Industrial(Development and Regulation) Act,1951.

Essential Commodities Act,1955

Competition Act,2002

Securities Contracts(Regulation) Act,1956

Insurance Regulatory and Development Authority Act,1999.

Foreign Trade(Development and Regulation) Act,1992.

Depositories Act,1996.

**LL.M. -Part-II (2-Year Course)**  
**(Through Distance Education)**  
**205 DE- Paper- V (Opt.): Business Law Group(C): Legal Regulation of Economic Enterprises**

Max. Marks: 100

Time: 3 Hours

Note: (1) Eight questions shall be set with two questions from each unit. The candidates shall be required to attempt four questions in all, selecting one question from each Unit.

(2) All questions shall carry equal marks.

**Objective of the Course:**

After independence, we have placed greater emphasis on the growth of our economy. The focus is on growth, both in public and private sectors, so as to cope up with the problems of population explosion. We have found that there is now almost a circle from laissez-faire to welfare state and again back to laissez faire. Adoption of the concept of global economy in the presence of the socialistic perspectives in the Constitution presents a dilemma. The trends of liberalization starting in the early nineties and continuing to this day bring a shift in focus of regulations in diverse fields of economic activities.

This course is designed to acquaint the students of the eco-legal perspectives and implications of such developments.

**Unit-I**

- Constitutional Provisions to Regulate Economic Enterprises in India. Industrial policy resolutions of 1948, 1956 and 1991.
- Development and Regulation of Industries- Industrial (Development and Regulation) Act. 1951; Regulation, control and Development of Industries, Agencies under the Act
- Development and Prospects of Consumerism in India.

**Unit-II**

- Securities Contracts (Regulation) Act,1956; Object, basic features, Recognition of Stock Exchanges, Contracts and options in Securities, Listing of Securities, Penalties and Procedure.
- Securities and Exchange Board of India Act,1992; Basic Features, Establishment of SEBI, Powers and Functions of SEBI, Registration of Capital Market Intermediaries, Offences and Penalties, powers and jurisdiction of securities Appellate Tribunal, Capital Markets Regulation(2009) of SEBI.
- Depositories Act,1996.

**Unit-III**

- Essential Commodities Act,1955; Object, Salient Features, Essential Commodities, Powers of the Central Government, Confiscation of Essential Commodities, offences and Penalties.
- Competition Act,2002; Object, Prohibition of Certain Agreements,

Abuse of Dominant Position, Regulation of Combinations, Competition Commission of India, Duties, Powers and Functions of Commission, Penalties, Appeal to Competition Appellate Tribunal.

#### **Unit-IV**

- Foreign Trade(Development and Regulations) Act,1992; Object, Regulations of Import and Export, Import-Export License, Penalties.
- Foreign Exchange Management Act,1999; Object, Regulation and Management of Foreign Exchange, Authorized Persons, Penalties.
- Insurance Regulatory and Development Authority Act,1999.

#### **Select Bibliography:**

Aggarwal, V.K. : Consumer Protection- Law and Practice.  
Myeni, S.R. : Corporate Law-II  
Sharma, Gokulesh : financial and Economic Laws  
Cherunilam, Francis : Business Environment  
SEBI Act,1992.  
Industrial(Development and Regulation) Act,1951.  
Essential Commodities Act,1955  
Competition Act,2002  
Securities Contracts(Regulation) Act,1956  
Insurance Regulatory and Development Authority Act,1999.  
Foreign Trade(Development and Regulation) Act,1992.  
Depositories Act,1996.

**LL.B. 6<sup>th</sup> Semester 3-Year (Professional) Course**  
**CODE-603: PAPER-III: OPTION (II): WOMEN AND LAW**

Max. Marks: 100

Time: 3 Hours

**Note:** (i) The Entire Syllabus of the theory has been divided into **four units**. But the question paper shall have **five units**. Unit **I** to **IV** of the question paper will have two questions from each **unit** of the syllabus. The student will be required to attempt one question from each **unit**.

**Unit V** of the question paper shall have compulsory question, divided into **four parts** and each part carrying a question from the above **four units** of the syllabus.

(ii) All questions shall carry equal marks.

**Unit-I**

United Nations and Human Rights of Women; Universal Declaration of Human Rights, 1948; Convention of Elimination of All forms of Discrimination Against Women, 1979, Declaration on Elimination of Violence Against Women, 1993; Beijing Declaration, 1995.

**Unit-II**

Concept of Gender Justice, Constitutional Safeguards for the Protection of Women- Right to Equality, Right to Life and Personal Liberty, Right Against Exploitation, Directive Principles of State Policy with special reference to women, Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013: Preliminary; constitution of internal Complaints Committee; Constitution of Local Complaints Committee; Complaint; Inquiry into complaint; duties of Employer, Duties and powers of district officer; Miscellaneous.

**Prescribed Case**

Vishaka v. State of Rajasthan, AIR 1997 SC 3011; (1997) 6 SCC 241

**Unit-III**

The Dowry Prohibition Act, 1961-Definition of Dowry, Penalty for Giving, Taking and Demanding Dowry, Ban on Advertisement, Dowry for the benefit of the wife or her heirs, Cognizance of offences, Dowry Prohibition Officers, Dowry Prohibition (Maintenance of Lists of Presents to the Bride and Bridegroom) Rules, 1985; The pre-conception and Pre-natal diagnostic techniques (Prohibition of Sex selection) Act, 1994: Preliminary; Regulation of Genetic Counseling Centres, Genetic Laboratories and Genetic Clinics; Regulation of Pre-Natal Diagnostic Techniques; Central Supervisory Board; Appropriate Authority and Advisory Committee; Registration of Genetic Counseling Centres; Genetic Laboratories and Genetic Clinics; Offences and Penalties.

**Prescribed Case**

Kamesh Panjiyar v. State of Bihar (2005) 2 SCC 388

**Unit-IV**

The Protection of Women from Domestic Violence Act, 2005-Definition of Domestic Violence, Powers and Duties of Protection Officers, Service Provider etc; Procedure for Obtaining Orders of Reliefs, Miscellaneous.

**Prescribed Case**

S.R. Batra v. Taruna Batra, AIR 2007 SC 1118

**Books Recommended**

1. Diwan, Paras : Law relating to Dowry, Dowry Death, Bride Burning, Rape and Related Offences.

2. Panday, J.N. : Constitutional Law of India
3. Shukla, V.N. : Constitution of India
4. Tripathi and Arora : Law Relating to Women & Children
5. Devender Singh : Human Rights, Women and Law
6. Sexena, Shobha : Crimes against women and Protective Laws
7. Indira Jaisingh : Handbook on Law of Domestic Violence
8. Anjani Kant : Law relating to Women and Children
9. Rao, Mamta : Law Relating to Women and Children
10. Anand, A.S. : Justice for Women: Concerns and Expressions

**LL.B. 4<sup>th</sup> Semester 3-Year (Professional) Course**  
**CODE-404: PAPER-IV: ENVIRONMENTAL LAW**

Max. Marks: 100

Time: 3 Hours

**Note:** (i) The Entire Syllabus of the theory has been divided into **four units**. But the question paper shall have **five units**. Unit **I** to **IV** of the question paper will have two questions from each **unit** of the syllabus. The student will be required to attempt one question from each **unit**.

**Unit V** of the question paper shall have compulsory question, divided into **four parts** and each part carrying a question from the above **four units** of the syllabus.

(ii) All questions shall carry equal marks.

**Unit-I**

Environmental Protection and its importance.

Constitutional Provisions and Environment Protection in India.

Sustainable Development and the role of Indian Judiciary in Promoting it with special reference to “Precautionary Principle” and “Polluter Pays Principle”

The National Green Tribunal Act, 2010: Object and Purpose of the Act; Preliminary (Section 1-2), Establishment of the Tribunal (Section 3-13); Powers and Proceedings of the Tribunal (Section 14-25, Penalty (Section 26-28)

**Prescribed Case:**

Indian Council for Enviro-legal Action v. Union of India AIR 1996 SC 1446

**Unit-II**

The Environment Protection Act, 1986

Definitions (Section 2), General Powers of Central Govt. (Sections 3-6), Prevention, Control and Abatement of Environment Pollution (Section 7-17), Miscellaneous (Section 18-26)

Environment Protection and Law of Tort; Role of Urban Local Bodies in Controlling Pollution; Criminal Law and Environment Protection; Constitutional provisions and Noise Pollution Control

**Prescribed Case**

M.C. Mehta v. Union of India (Oleum Gas Leak Case) AIR 1987 SC 1086

**Unit-III**

Water (Prevention and Control of Pollution) Act, 1974

Definitions (Section 2), the Central and State Boards for Prevention and Control of Water Pollution (Section 3-12), Joint Boards (Sections 13-15), Powers and Functions of Boards (Section 16-18), Prevention and Control of Water Pollution (Section 19-33A),

Penalties and Procedure (Section 41-50)

Air (Protection and Control of Pollution) Act, 1981

Definitions (Section 2), Central and State Boards for Prevention and Control of Air pollution (Section 3-15), Powers and Functions of Boards (Section 16-18), Prevention and Control of Air pollution (Section 19-31A), Penalties and Procedure (Section 37-46).

**Prescribed Case**

M.C. Mehta v. Union of India AIR 1988 SC 1037 (Kanpur Tanneries Case)

#### **Unit –IV**

Wild Life (Protection) Act ,1972

Definitions (Section 2), Authorities under the Act (Section 3-8), Hunting of wild Animals (Section 9-12), Sanctuaries, National Parks and Closed Areas (Section 18-38), Central Zoo Authority and Recognition of Zoos (Sections 38A-38J), Constitution of National Tiger Conservation Authority and its powers and functions (Sections 38-L and 38-O), Tiger and other Endangered Species Crime Control Bureau (Section 38y and 38z), Trade or Commerce in Wild Animals, Animals Articles and Trophies (Section 39-49). Prohibition of Trade or Commerce in Trophies etc. (Sections 49A-49C), Prevention and Detection of Offences (Section 50-58)

The Schedules Tribes and Other Traditional Forest Dwellers(Recognition of Forest Rights) Act,2006: Preliminary (Section 1-2), Forest Rights (Section 3); Recognition (Section 4-5); Restoration and Vesting of Forest Rights and related matters; Authorities and Procedure for vesting of Forest Rights(Section 6); Offences & Penalties (Section 7-8), Miscellaneous (Section14)

#### **Prescribed Case**

Indian Handicraft Emporium v. Union of India (2003) 7 SCC 589

#### **Books Recommended:**

1. Agarwal, S. : Legal Control of Environmental Pollution
2. Armin Rosencrauz : Environmental Law and Policy in India-Cases; Material and  
Syam Divan Statements  
Marthal, L. Noble
3. Chaturvedi, R.G. : Law on Protection of Environment  
Chaturvedi M.M. and Prevention of Pollution
4. Krishna Iyer, V.R. : Environmental Pollution and the Law, 1984
5. Paras Diwan : Environmental Administration- Law and Judicial attitude, Vols. I &  
II, 1992
6. Rama Krishna : The Emergence of Environmental Law in Developing Countries, a  
Case study of India
7. Srivastava, A.B. : Protect Global Environment, 1994
8. Jaswal, P.S. : Environmental Law  
& Nistha
9. Shanthakumar, S. : Introduction to Environment Law



**LL.B. 3<sup>rd</sup> Semester 3-Year (Professional) Course**  
**CODE-305: COMPULSORY CLINICAL COURSE:**  
**Drafting, Pleading and Conveyancing**

This will be taught through class instructions and simulation exercises, preferably with assistance of practicing lawyers\retired judges. Apart from teaching the relevant provisions of law. The course will include 15 exercises in drafting carrying a total of 45 marks and 15 exercises in conveyancing carrying another 45 marks (3 marks for each exercise)

**(a) Drafting :**

General Principles of Drafting and Relevant Substantive Rules shall be taught.

**(b) Pleadings:**

**(I) Civil:** (i) Complaint (ii) Written statement, (iii) Interlocutory Applications; (iv) Original Petition, (v) Affidavit; (vi) Execution of Petition; (vii) Petition under Article 226 and 32 of the Constitution of India (viii) Memorandum of Appeal and Revision.

**(II) Criminal:** (i) Complaints; (ii) Criminal Miscellaneous Petition; (iii) Bail Application and (iv) Memorandum of Appeal and Revision.

**(c) Conveyancing:**

(i) Sale Deed; (ii) Mortgage Deed; (iii) Lease Deed; (iv) Gift Deed; (v) Promissory Note; (vi) Power of Attorney; (vii) Will, (viii) Partnership deed, (ix) Notice.

(d) **Viva-Voce:** The remaining 10 marks will be given in a Viva-voce Examination which will test the understanding of Legal Practice in Relation to Drafting, Pleading and Conveyancing.

**Important Note:**

For (b), (c) and (d)- External Expert, Chairman and teacher concerned shall constitute a panel and the presence of two persons shall constitute the quorum.

**Books Recommended:**

1. Chaturvedi, R.N. : Pleading, Drafting and Conveyancing
2. Aggarwal, S.P. : Drafting and Conveyancing
3. Tyoriwala, M.T. : Law and Practice of Conveyancing  
Vimadalal, S.N.
4. Majumdar, M.K. : Law of Pleading and Conveyancing
5. Tiwari, O.P. : Pleadings, Conveyancing, Drafting and Legal Professional  
Singhal, M.L. Ethics