

B. A. LL. B. (Hons.) 5-year Integrated Course
VI- Semester
Economics- III
(Law & Economics)

Paper 601

Max. Marks: 80
Time: 3 hours

Note:

- (a) Nine questions shall be set in all, two questions in each unit I-IV and one compulsory question in unit-V.
- (b) The compulsory question in unit-V shall consist of four parts, one from each Unit I-IV.
- (c) The Candidate shall be required to attempt five questions in all, selecting one question from each Unit I-IV and question no. 9 in Unit- V shall be compulsory.
- (d) Each question in Unit I-IV shall carry 15 marks and question no. 9 in Unit -V shall carry 20 Marks.

UNIT-I

Relationship between Economics & Law, Economics as a basis of social welfare & social justices, Economic systems: Capitalist, Socialist and Mixed Economic systems, Consumer Protection Act.

UNIT-II

Environmental Economics and Law: environment as a necessity and luxury, Population-Environment Linkage, Environment as a Public good, Prevention and Control of Pollution, Environmental Legislation, Sustainable Development.

UNIT-III

Economic Industrialization and Law: Meaning of Industrialization, Importance of Industrialization, State Policy and Industrialization, Factors affecting Industrialization, Development and Regulation of Industries- Industrial (Development and Regulation) Act, 1951-An overview

UNIT-IV

Meaning of Industrial relation; Industrial discipline, Industrial unrest, Trade Unionism, Worker's participation, Social Security Measures.
Protection: SEBI Act 1992 Basic Provisions and Guidelines regarding investors protection

Statutory Material

SEBI Act, 1992

Industries (development and Regulation) Act, 1951

Suggested Readings

1. Jain T.R : Development and Environmental Economics and International Trade
2. Bhushan Y.K. : Fundamentals of Business organization and Management
3. Misra and Puri : Economics of Development and Planning
4. Misra and Puri : Indian Economy
4. Myneni : Indian Economy (of Law Course)
5. Gopal Krishnan
K.C. : Legal Economics (Instructional Dimensions of Economics and Law)
6. Robert Coater,
Thomus Ulen : Law and Economics
7. Datt. Rudder &
Sundaram : Indian Economy

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Paper 602

**Political Science -VI
(Foreign Policy of India)**

Max. Marks: 80

Time: 3 hours

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UNIT-I

Foreign Policy: Meaning and Importance.
Principles and objectives of Indian Foreign Policy.
Determinants of Indian Foreign Policy: Internal and External.

UNIT-II

Cold War and Foreign Policy of India.
Non Alignment and Foreign Policy of India.
India's Foreign Policy and issue of disarmament.

UNIT-III

India and the United Nations.
India and the SAARC.
Relationship of India with Pakistan and People's Republic of China.

UNIT-IV

Foreign Policy of India with respect to:

1. the USA,
2. the USSR/Russia.

Assessment of India's Foreign Policy.

Suggested Readings

1. Achin Vanaik: India in a Changing World
2. Raja Mohan C. : Crossing the Rubicon: The Shaping of India's Foreign Policy
3. Kux Dennis : India and the United States: Estranged Democracies, 1941-1991
4. Harish Kapur :India's Foreign Policy, 1947-1992
5. Imtiaz Ahmed (ed.) :Indian Foreign Policy
6. Dixit J.N.: Indian Foreign Policy and its Neighbours
7. Dixit J.N. : Across Borders: Fifty Years of India's Foreign Policy
8. Dixit J.N. : Indian Foreign Policy, 1947-2003
9. Bajpai Kanti P. and Amitabh Mattoo : Securing India : Strategic Thought and Practice
10. Rajan M.S. : India and International Affairs: A Collection of Essays
11. Dutt V.P. : India's Foreign Policy in a Changing World.
12. Yadav R.S. & Suresh Dhanda, : India's Foreign Policy: Contemporary Trends

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VI-Semester

Paper 603

Family Law-II

Max. Marks: 80

Time: 3 hours

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UNIT-I

Mitakshara Hindu Joint Family & Coparcenary system and Hindu Joint Family Property and its alienation.

Karta's power of alienation and Coparcener's power of alienation.

Hindu Adoptions & Maintenance Act, 1956:

Maintenance to Wife, Maintenance to Children, Maintenance to aged or infirm Parents, Maintenance of Dependents, Maintenance to the members of the joint family.

Quantum of Maintenance.

Maintenance and Welfare of Parents & Senior Citizens Act, 2007-An overview.

Leading Case: - Rani v. Santa Bala Debnath AIR 1971 SC 1028

UNIT-II

Hindu Minority & Guardianship Act, 1956:

Guardianship of the person: Natural Guardianship, Testamentary Guardianship
Guardianship appointed by the court

Guardianship of Minor's property: Natural Guardianship's power, Testamentary
Guardian's powers, Certificated Guardian's powers

Defacto Guardian, Removal of Guardians.

Leading Case:- Githa Hariharan v. Reserve Bank of India AIR 1999 SC 1149

UNIT-III

Hindu Succession Act, 1956:

Succession to the property of a Hindu Male : Devolution of Interest in Coparcenary
Property, General Rules of Succession in case of males, Order of Succession among
heirs in the Schedule, Distribution of property among heirs in Class I of the Schedule,
Distribution of property among heirs in Class II of the Schedule,
Order of Succession among Agnates & Cognates

Succession to the property of a Hindu Female : Nature of Female Hindu's Property,
General Rules of Succession in case of Female Hindu, Order of Succession & Manner
of Distribution among heirs of a female Hindu, Position Regarding Dwelling House,
Disqualification to inheritance

Leading Case:- Gurupad v. Hira Bai AIR 1978 SC 1239

UNIT-IV

Muslim Law:-

Sources of Muslim Law: Ancient Sources, Modern Sources

Schools of Muslim Law: Ancient Schools, Modern Schools : Hanafi School, Maliki School, Shafi School, Hanabali School, Shia School.

Divorce : Talaq and Dissolution of Muslim Marriage.

Acknowledgement of legitimacy, Maintenance to Muslim Wife.

Leading Case:- Danial Latifi v. Union of India (2001) 7 SCC 740

Statutory Material

Hindu Adoptions & Maintenance Act, 1956

Hindu Minority & Guardianship Act, 1956

Hindu Succession Act, 1956

Muslim Marriage Dissolution Act, 1939

Muslim Women (Protection of Rights on Divorce) Act, 1986

Maintenance & Welfare of Parents and Senior Citizens Act, 2007

Suggested Readings

1. Aquil Ahmad : Muslim Law
2. Birender Kr. Sharma : Hindu Law
3. Derrett : An Introduction to Modern Hindu Law.
4. Fazi A.A.A. : Muslim Law
5. Paras Diwan : Modern Hindu Law.
6. Paras Diwan : Muslim Law in Modern India.

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VI- Semester**

Paper 604

Law of Evidence

**Max. Marks: 80
Time: 3
hours**

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UNIT- I

Definitions – Evidence, Relevancy, Fact, Court (Section 3)
May presume, shall presume and conclusive proof (Section 4)
Relevant facts (Section 5-16)
Admissions – (Sections 17-23 and 31)

Leading Case: Shiv Charan v. State of Haryana AIR 1987 SC I

UNIT- II

Confessions – (Sections 24-30) ;Distinction between admission and confession
Statements by persons who cannot be called as witness (Section 32-33)
Statements made under Special Circumstances (Sections 34-39)
Judgments of Court of Justice When relevant (Section 40-44).
Opinion of third person when relevant – (Section 45-51)

Leading Case: Pakala Narayan Swamy v. Emperor AIR 1939 PC 47

UNIT- III

Character when relevant (Sections 52-55)
Oral Evidence (Sections 59- 60)
Documentary Evidence (Sections 61-78)
Presumption as to documents (Sections 79- 90-A)
Exclusion of oral by documentary Evidence (Sections 91-100)
Burden of Proof (Sections 101-111)

Leading Case: State of Bombay v. Kathi Kalu Oghad AIR 1961 SC 1808

UNIT- IV

Presumption on the certain offences (Sections 111A-114A)
Estoppel (Sections 115-117)
Privileged Communication (Sections 121-132)
Accomplice (Section 133)
Examination of Witnesses:- Examination-in-Chief, cross-examination, leading questions, Hostile witness, Impeaching the credit of a witness, Refreshing of memory (Sections 135-166)

Leading Case: Union of India v. Indo Afghan Agency Ltd. AIR 1968 SC 718

Statutory Material

Indian Evidence Act, 1872

Suggested Readings

- | | | |
|---------------------------|---|---------------------|
| 1. Field C.D. | : | Law of Evidence |
| 2. Pandey G.S. | : | Indian Evidence Act |
| 3. Rattan Lal Dheeraj Lal | : | Law of Evidence |
| 4. Batuk Lal | : | Law of Evidence |

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VI- Semester**

Paper 605

Labour & Industrial Law-II

**Max. Marks: 80
Time: 3 hours**

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UNIT-I

Workmen's Compensation Act, 1923:
Definitions of dependant, workman, Partial disablement and Total disablement.
Employer's liability for compensation:-
Scope of arising out of and in the course of employment.
Doctrine of notional extension.
When employer is not liable.
Distribution of Compensation.
Procedure in proceedings before Commissioner.
Appeals.

Leading Case: - M. Mackenzie v. I. M. Issak AIR 1970 SC 1006

UNIT-II

The Factories Act, 1948:
Concept of Factory, Manufacturing Process, Workers and Occupier.
General duties of occupier.
Measures to be taken in factories for health, safety and welfare of Workers.
Working hours of adults.
Employment of young person and children.
Annual leave with wages.
Additional provisions regulating employment of women in factory.

**Leading Case: - Steel Authority of India Ltd. v. National Union
Waterfront Worker, 2001 SCC (L&S) 1121**

UNIT-III

Minimum Wages Act , 1948:
Concept of minimum wage, fair wage, living wage and need based minimum wage.
Theories of Wage.
Procedure for fixation and revision of minimum wages.
Fixation of minimum rates of wage by time rate or by piece rate.
Procedure for hearing and deciding claims.

**Leading Case: - Hydro (Engineers) Pvt. Ltd. v. The Workmen AIR
SC182**

1969

UNIT-IV

Child Labour (Prohibition And Regulation) Act, 1986:

Aims and Objects of Act

Definition and scope of Child labour, Family,

Prohibition of Children in certain Occupations and processes

Regulation of conditions for work of children

Bonded Labour System (Abolition) Act, 1976:

Aims and Objects

Concept of Bonded Labour, Bonded Labourer, Bonded Labour System and Bonded debt

Abolition of Bonded Labour System

Extinguishments of Liability to repay bonded debt

Implementing Authorities

Leading Case:- M.C.Mehta v. State of Tamil Nadu AIR 1991 SC 417

Statutory Material

Workmen's Compensation Act, 1923:

The Factories Act, 1948

Minimum Wages Act, 1948

Child Labour (Prohibition and Regulation) Act, 1986

Bonded Labour System (Abolition) Act, 1976

Suggested Readings

1. Srivastava, S.C. : Labour and Industrial Laws
2. Goswami, V.G. : Labour and Industrial Laws
3. Mishra, S.N. : Labour and Industrial Law of India
4. Varandani, G. : Social Security for Industrial Workers in India
5. Paul Meenu : Labour and Industrial Laws

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Paper 606

Administrative Law and Right to Information

Max. Marks: 80

Time: 3

hours

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UNIT-I

Nature, Scope and Functions of Administrative Law; Doctrine of separation of powers. Rule of Law; Its Meaning, Scope and relevance under the Indian Constitution. Delegated legislation: - Necessity, Scope, Forms, Constitutionality, sub-delegation, Conditional Legislation and Supervision of Delegated Legislation. Judicial Review of delegated Legislation.

Leading Case: Union of India v. Cynamide India Ltd AIR 1987 SC 1802.

UNIT-II

The concept of Natural Justice and Fair Hearing.
Discretionary Powers-Failure to exercise a discretion.
Prevention of Abuse of Discretion – The principle of reasonableness, scope of Wednesbury Principle.
Doctrine of Proportionality.

Leading Case: Maneka Gandhi v. Union of India AIR 1978 SC 597

UNIT-III

Judicial Review of Administrative Actions through writs, Doctrine of Ultra Vires. Exclusion of Judicial Review.
Judicial Control of Administrative Tribunals.
Public Corporations- Liability and judicial control.
Ombudsman - Lokpal and Lokayukta.

Leading Case: Shrilekha Vidyarthi v. State of UP, (1991) I SCC 228.

UNIT-IV

The Right to Information Act, 2005:
Definitions, Nature and Scope of Right to Information Act.
Right to Information and Obligations of Public Authorities.
The Central and State Information Commission, its Powers and Functions.
Appeal and Penalties.

Leading Case: The CPIO, Supreme Court Of India, v. Subhash Chandra Agarwal & Anr W.P.(C)288/2009, decided on 02-09-2009.

Statutory Material

Constitution of India
Right to Information Act, 2005

Suggested Readings

1. Jain & Jain : Principles of Administrative Law.
2. Joshi, K.C. : Administrative Law.
3. Massey, I.P. : Administrative Law.
4. Sathe, S.P. : Administrative Law.
5. Thakkar, C.K. : Administrative Law.
6. Phillips, O.Hood. : Constitutional and Administrative Law.
7. Wade & Philips : Principles of Administrative Law.
8. Bhatia KL : Judicial Review & Judicial Activism.
9. Das, C.K. : Right to Information.
10. Acharya, N.K. : Commentary on The Right to Information Act, 2005.