

Institute of Law
Kurukshetra University Kurukshetra
(Established by the State Legislature Act XII of 1956)
('A++' Grade NAAC Accredited)

Course Study for B. A. LL. B. (Hons) 5-Year Integrated Course
w.e.f Session 2024 -2025

Concerned teacher is required to teach subject according to Socio-Economic, Political, Cultural, Ethical, Traditions and Values of India.

<u>First Year</u>			
Paper	Semester – I	Paper	Semester – II
Subject Code	Subject	Subject Code	Subject
101	General English-I (Grammar and Usage, Vocabulary and Writing Skills)	201	English –II (Communication Skills, Writing Skills and an Introduction to English Literature)
102	Political Science-I (Political Theory)	202	Political Science-II (Political Analysis)
103	Sociology-I (Basics of Sociology)	203	Sociology-II (Indian Society)
104	Applications of Computer in Law	204	Legal and Constitutional History
105	Law of Torts (Incl. Motor Vehicle Act,1988)	205	Law of Consumer Protection and Competition
106	Law of Contract-I (General Principles)	206	Law of Contract-II (Special Contracts)
		207	Environmental Studies
<u>Second Year</u>			
Paper	Semester – III	Paper	Semester – IV
Subject Code	Subject	Subject Code	Subject
301	English-III (Vocabulary, Advanced writing skills and an Introduction to Research Methodology)	401	Economics-I (Introduction to Economics)
302	Political Science-III (International Relations and Organizations)	402	Political Science-IV (Comparative Constitutions)
303	Sociology-III (Civil Society and Public Grievances)	403	Law of Crimes-I (Bharatiya Nyaya Sanhita, 2023)
304	Constitutional Law of India -I	404	Constitutional Law of India-II
305	Property Law	405	Jurisprudence
306	Public International Law	406	Environmental Law
<u>Third Year</u>			
Paper	Semester – V	Paper	Semester – VI
Subject Code	Subject	Subject Code	Subject
501	Economics-II	601	Economics- III (Law & Economics)
502	Political Science-V (Indian Politics)	602	Political Science-Vi (Foreign Policy of India)
503	Family Law-I	603	Family Law-II

504	Law of Crimes-II (BharatiyaNagrik Suraksha Sanhita, 2023)	604	Law of Evidence (BharatiyaSakshyaAdhiniyam, 2023)
505	Labour & Industrial Law –I	605	Labour& Industrial Law-II
506	Company Law & Corporate Governance	606	Administrative Law and Right to Information
Fourth Year			
Paper	Semester - VII	Paper	Semester – VIII
Subject Code	Subject	Subject Code	Subject
701	History I	801	History – II
702	Civil Procedure Code- I	802	Civil Procedure Code –II and Limitation Act
703	Principles of Taxation Laws	803	Indirect Taxation Laws
704	Interpretation of Statutes & Principles of Legislation	804 (A) 804 (B)	Intellectual Property Law Investment and Securities Laws
705 (A) 705 (B)	Human Rights Law and Practice International Trade Law	805 (A) 805 (B)	Gender Justice and Feminist Jurisprudence Media and Law
706	Professional Ethics, Accountancy for Lawyers & Bench Bar Relation (Compulsory Clinical Course-I)	806	Alternative Dispute Resolution and Legal Aid (Compulsory Clinical Course - II)
Fifth Year			
Paper	Semester - IX	Paper	Semester – X
Subject Code	Subject	Subject Code	Subject
901	Land Laws Including Ceiling and other Local Laws	1001 (A)	सामान्यएवंविधिकहिंदी
		1001 (B)	Urdu
		1001 (C)	Legal Language and General English*
902	Law relating to Equity, Trust and Specific Relief	1002 (A)	Law of Insurance
		1002 (B)	Law Relating to Bankruptcy and Insolvency
903 (A)	Banking Law including Negotiable Instrument Act	1003 (A)	Conflict of Laws
903 (B)	Biological Diversity Law	1003 (B)	International Organizations
904 (A)	Criminology, Penology and Victimology	1004 (A)	Information Technology Law (Cyber Law)
904 (B)	International Criminal Law	1004 (B)	Air and Space Law
905 (A)	Law Relating to Local Self Government and Panchayat Administration	1005 (A)	Law Relating to Juvenile Justice and Probation of Offenders
905 (B)	Citizenship and Immigration Law	1005 (B)	Forensic law
906	Drafting, Pleading and Conveyancing (Compulsory Clinical Course - III)	1006	Moot Court and Internship (Compulsory Clinical Course - IV)

* Foreign students and students who have not studied Hindi upto 10th class (Matric Senior Secondary) will be allowed to opt Legal Language and General English or Urdu in lieu of Hindi.

B.A.LL. B (Hons.) 5-Year Integrated Course
w.e.f. session 2024-25
I-Semester
Applications of Computer in Law

Internal Assessment: 20 Marks

Theory: 80 Marks

Total: 100 Marks

Time: 3 Hours

Paper: 104

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

Components of Computer Processing System, Computer classifications, Storage Devices, I/O Devices, Computer Languages, Computer Hardware and Software: System Software and Application Software.

Unit-II

Introduction to Database: Database Concepts, Advantages and Disadvantages, DBMS and RDBMS, Database Languages Preview, Introduction to Operating Systems: Definitions and Concepts, Operating System Functions, Types of Operating Systems.

Unit-III

Computer Network: Definition, Network topologies, Network Protocols, Transmission Modes, Difference between LAN, MAN and WAN. Internet: Structure of Internet, Connectivity methods. Internet Services: E-mail, www, Telnet, Video-Conferencing etc.

Unit-IV

Emerging Areas in Computers: Definition, uses and types of Artificial Intelligence (AI), Robotics: Types, Potential Applications, Robotics in AI, Blockchain: Features, Types and Leading Platforms, Electronic Discovery: Phases and Importance.

Suggested Readings:

1. Yale N. Patt and Sanjay J. Patel - Introduction to Computing Systems: From Bits & Gates to C & Beyond.
2. Abraham Silberschatz and S. Sudarshan - Database System Concepts.
3. James F. Kurose and Keith W. Ross. - Computer Networking: A Top-Down Approach.
4. Primavera De Filippi and Aaron Wright. - Blockchain and the Law: The Rule of Code.
5. Adam I. Cohen and David J. Lender - Electronic Discovery: Law and Practice.
6. Stuart Russell and Peter Norvig - Artificial Intelligence: A Modern Approach.

B.A.LL.B. (Hons)5 Year Integrated Course
w.e.f. session 2024-25
I-Semester
Law of Contract-I
(General Principles)

Paper 106

Internal Assessment: 20 Marks

Theory: 80 Marks

Total: 100 Marks

Time: 3 hours

Note:

- (a) Nine questions shall be set in all, two questions in 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 candidates 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

General features and Nature of contractual obligations, Standard and printed forms of contract- their nature and unilateral character. Agreement and Contracts- Definition and essential elements, E-Contract – Enforceability and Jurisdictional issues. Proposal and Acceptance – Definition, their Communication and Revocation, Postal, telephonic and telex communication (Section 2-9); Proposal and Invitation for Proposal; General offer, Cross offer, Standing offer. Capacity to contract – Meaning – Incapacity arising out of unsound mind; Minor's agreement – Nature and Scope, Necessaries supplied to minor, Minor Agreement and Estoppel; Ratification of Minor's Agreement (Section 10-12 and Section 68).

Leading Case: MohoriBibee v. DharmodasGhose (1903 Cal. 539 (P.C.) L.R.30 I.A. 114.

UNIT-II

Consent and Free Consent (Section 13-14); Voidability of Agreement without free Consent (Section 19, 19A); Factors vitiating free Consent –Coercion – Definition, Essential elements, Doctrine of duress, Coercion and Duress (Section 15); Undue Influence – Definition, Essential elements, Illustrations of Undue Influence (Section 16); Misrepresentation- Definition, Misrepresentation of law and their effects and illustrations (Section 18); Fraud – Definition and its essential elements (Section 17); Mistake – Definition, Mistake of fact and Mistake of law (Section 20-22); Consideration – Nudum Pactum, its need, meaning and

essential elements, Privity of Contract with exceptions , Past, Executed and Executory Consideration and exceptions to Consideration [Section 2(d)and Section 25]

Leading Case- GherulalParakh v. Mahadeo Das AIR 1959 SC 781

UNIT -III

Lawful and Unlawful Consideration and its objects;Void, Voidable and Unlawful Agreements and their effects; Unlawful Agreements-Forbidden by Law, Defeating the provision of any law, Fraudulent, Injurious to person or property, Immoral, Against Public Policy (Section 23-24); Void Agreements-Agreements in Restraint of Marriage (Section 26), Agreements in Restraint of Legal Proceedings with exceptions (Section 28), Uncertain Agreements (Section 29), Wagering Agreements (Section 30)

Leading Case- Gujrat Bottling Co. Ltd. v. Coca Cola Co. AIR 1995 SC 2372

UNIT – IV

Contingent Contract- Definition and Enforcement (Section 31-36); Impossibility of Performance – Meaning and Doctrine of Frustration (Section 56); Contracts which need not be performed – Novation, Rescission and Alteration of contract, Dispensation and Remission of Performance (Section 62-67); Quasi Contracts or certain relations resembling those created by contract (Section 68-72); Breach of Contract, Anticipatory Breach and Consequences of Breach (Section 39); Damages – Remoteness of damages, Measures of damages, Kinds of damages, Penalty and Liquidated Damages (Section 73-75).

Leading Case- Handley v. Baxandale 1854 9 Exch. 341

Statutory Material: The Indian Contract Act, 1872

Suggested Readings:

- | | |
|--------------------|---|
| 1. Ansons | Law of Contract |
| 2. A.N. Chaturvedi | Lectures of Indian Contract |
| 3. S.T. Desai | Indian Contract Act |
| 4. Avtar Singh | Law of Contract |
| 5. Pollock & Mulla | Indian Contract and Specific Relief Act |
| 6. Kailash Rai | Law of Contracts |
| 7. S.K. Srivastava | Law of Contracts |
| 8. Namrata Shukla | E-Contracts, Tenders and Agreements |
| 9. R K Singh | Law Relating to Electronic Contracts |

B.A.LL. B. (Hons) 5 Year Integrated Course

w.e.f. session 2024-25

III Semester

Constitutional Law of India- I

Internal Assessment: 20 Marks

Paper Code: 304

Theory: 80 Marks

Total: 100 Marks

Time: 3 hours

Note:

- (a) Nine questions shall be set in all, two questions in 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 candidates 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

Nature, Salient Features and Preamble of Constitution of India; Union and its Territory (Articles 1-4); Citizenship (Articles 5-11); Definition of State (Article 12); Fundamental Rights in General (Article 13)

Leading Case-Keshavananda Bharti v. State of Kerala AIR1973SC1461.

Unit-II

Right to Equality (Articles 14-18); Right to Freedom (Article 19); Right to Liberty (Articles 20, 21, & 22).

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

Unit – III

Right against Exploitation (Articles 23-24); Right to Freedom of Religion (Articles 25-28); Cultural & Educational Rights (Articles 29 & 30); Right to Constitutional Remedies (Articles 32-35)

Leading Case- T.M.A. Pai Foundation v. State of Karnataka AIR 2003 SC 355

Unit – IV

Saving of Certain Laws (Articles 31A-31C); Directive Principles of State Policy (Articles 36-51); Fundamental Duties (Article 51A) and Right to Property (Article 300A)

Leading Case – Sarla Mudgal v. Union of India (1995) 3 SCC 635.

Suggested Readings:

1. D. D. Basu - Constitution of India
2. Chander Pal - Centre- State Relations and Cooperative Federation
3. Chander Pal - State Autonomy in Indian Federation
4. Paras Diwan - Constitution of India
5. J.N. Pandey - Constitutional Law of India
6. Narender Kumar - Constitutional Law of India
7. M.P. Jain - Indian Constitutional Law
8. H.M. Seervai - Constitutional Law of India
9. R.K. Gupta - Centre-State Fiscal Relations under Indian Constitution

B.A.LL.B. (Hons.) 5 -Year Integrated Course

w.e.f. session 2024-25

IV- Semester

Law of Crimes-I

(Bharatiya Nyaya Sanhita, 2023)

Paper: 403

Internal Assessment: 20 Marks

Theory: 80 Marks

Total: 100 Marks

Time: 3Hrs.

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 to IV.
- (c) The candidate shall be required to attempt five questions in all, selecting one question from each Unit-I to IV and question no. 9 in Unit-V shall be compulsory.
- (d) Each question in Unit-I to IV shall carry 15 marks and question no. 9 in Unit-V shall carry 20 marks.

UNIT-I

General Principles and Stages of Crime.

Purpose and Importance of Bharatiya Nyaya Sanhita,

Major difference between Indian Penal Code, 1860 and Bharatiya Nyaya Sanhita, 2023.

Bharatiya Nyaya Sanhita, 2023:

Preliminary (Chapter-I-Section 1-3).

Punishments (Chapter-II-Section 4-13).

General Exceptions (Chapter-III-Section 14-44).

Abetment, Criminal Conspiracy and Attempt (Chapter-IV- Section 45-62).

Leading Case: Basdev v. State of Pepsu, AIR 1956 SC 488

UNIT-II

Offences against Woman and Child (Chapter-V) --Sexual offences (Section 63-73), Criminal Force and Assault against Women (Section 74-79), Offences relating to Marriage (Section 80-87), Causing Miscarriage, etc. (Section 88-92), Offences against Child (Section 93-99).

Offences Affecting the Human Body (Chapter-VI) -- Offences Affecting Life (Section 100-113), Hurt (Section 114-125), Wrongful Restraint and Wrongful Confinement (126-127), Criminal Force and Assault (Section 128-136), Kidnapping, Abduction (Section 137-143).

Leading Case: Independent Thought v. Union of India, AIR 2017 SC 4904

UNIT-III

Offences against the State (Chapter-VII- Section 147-158).

Offences against the Public Tranquility (Chapter-XI-Section 189-197).

False Evidence and Offences against Public Justice (Chapter-XIV-Section 227-269).

Offences Affecting the Public Health, Safety, Convenience, Decency and Morals (Chapter-XV- Section 270 - 297).

Offences Relating to Religion (Chapter- XVI- Section 298 - 302).

Leading Case: Lalji v. State of Uttar Pradesh, AIR 1989 SC 754

UNIT-IV

Offences against Property (Chapter-XVII) --Theft (Section 303-307), Extortion (Section 308), Robbery and Dacoity (Section 309-313), Criminal Misappropriation of Property (Section 314-315), Criminal Breach of Trust (Section 316), Receiving Stolen Property (Section 317), Cheating (Section 318-319), Mischief (Section 324-328), Criminal Trespass (Section 329-334).

Criminal Intimidation, Insult, Annoyance, Defamation, etc. (Chapter- XIX-Section 351- 357).

Leading Case: Chaman Lal v. State of Punjab, AIR 1970 SC 1372

Statutory Material

- Bharatiya Nyaya Sanhita, 2023.

SUGGESTED READINGS

1. Taxmann's : New Criminal Laws Combo, Ed. 2024
2. Lawman's : Criminal Manual, Ed. 2024
3. Lexis Nexis Universal : Criminal Manual, Ed. 2024
4. Universal's : The Bharatiya Nyaya Sanhita, 2023, Ed. 2024
5. Bright's : New Criminal Laws, Ed. 2024
6. Dr. K.P. Singh : New Criminal Major Acts, , Ed.
7. Prof. Vageshwari Deswal : Bharatiya Nyaya Sanhita, 2023, Ed. 2024
8. K.D. Gaur : Criminal Manual, 2024

B.A.LL.B. (Hons)5 Year Integrated Course
w.e.f. session 2024-25
IV- Semester
Environmental Law

Paper- 406

Internal Assessment: 20 Marks
Theory: 80 Marks
Total: 100 Marks
Time: 3 hours

Note:

- (e) Nine questions shall be set in all, two questions in Unit I-IV and one compulsory question in Unit-V.
- (f) The compulsory question in Unit-V shall consist of four parts, one from each Unit I-IV.
- (g) The candidates 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.
- (h) Each question in Unit I-IV shall carry 15 marks and question no. 9 in Unit-V shall carry 20 Marks.

UNIT-I

History of Environment Protection in India, Environmental Problems and factors responsible, Constitutional Provision and environment protection in India. International concern for environmental protection and sustainable development including Stockholm Declaration of 1972, World Commission on Environment and Development of 1987, Rio Declaration of 1992 and Earth Summit of 1997.

Bio ethics - Risk identification and analysis, Animal testing and ethics of animal research.

Leading Case: Indian Council for Enviro-legal Action v. Union of India AIR1996 SC 1446.

UNIT-II

The Environment Protection Act,1986:Definitions (Section 2), General Powers of Central Government(Section 3-6), Prevention, Control and Abatement of Environment Pollution (Section7-17), Miscellaneous(Section18-26). The National Green Tribunal Act, 2010; Definitions (Section 2), Establishment of Tribunal (Section 3-13), Jurisdiction, Powers and Proceedings of tribunal(Section 14-25), Penalty (Section 26-28) and Miscellaneous (Section 29-38).

Leading Case :M.C.Mehta v. Union of India (Oleum Gas Leak Case) AIR1987 SC1086.

UNIT-III

Water (Prevention and Control of Pollution) Act, 1974; The Central and State Boards for Prevention and Control of Water Pollution (Section 3-12), Joint Boards (Section 13-15), Powers and Functions of Boards (Section 16-18), Prevention and Control of Water Pollution (Section 19-33A), Penalties and Procedure (Section 41-51).Air (Prevention and Control of Pollution) Act, 1981; Definitions (Section 2), Central and State Boards for the prevention and

control of Air Pollution (Section 3-15), Powers and Function of Boards (Section 16-18), Prevention and Control of Air Pollution(Section 19-31A), Criminal Law and Environment Protection.

Leading Case: M.C.Mehta v. Union Of India AIR1988 SC1037 (Kanpur Tanneries Case)

UNIT-IV

The Wildlife (Protection) Act,1972: 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 (Section 38A-38J), Constitution of National TigerConservation Authority and its powers and functions (Section 38L-38O), Tiger and other Endangered Species Crime control bureau (Section 38Y and 38Z), Trade or Commerce in wild animals, Animal articles and Trophies (Section 39-49), Prohibition of Trade or Commerce in trophies etc. (Section 49A-49C), Prevention and detection of offences (Section 50-58), Miscellaneous (Section 59-66).

The Indian Forest Act,1927; Interpretation clause (Section 2), Reserved Forest (Section 3-27), Village Forest (Section 28), Protected Forest (Section 29-34), Control over forest and land not being the property of Government (Section 35-38), Duty on timber and other forest produce (Section 39-40), Control of timber and other forest produce in transit (Section 41-44), Collection of drift and standard Timber (Section 45-51), Penalties and Procedure(Section 52-69), Cattle Trespass (Section 70-71), Forest Officers (Section72-75), Miscellaneous(Section 79-85A).

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

Suggested Readings

- | | | |
|---------------------|---|---|
| 1. S. Agarwal | - | Legal Control of Environmental Pollution |
| 2. H.N. Tiwari | - | Environmental Law |
| 3. V.R.Krishna Iyer | - | Environmental Pollution and Law |
| 4. P.S. Jaswal | - | Environmental Law |
| 5. S.C.Tripathi | - | Environmental Law |
| 6. Nomita Aggarwal | - | Noise Pollution |
| 7. S. Santhakumar | - | Introduction to Environmental Law |
| 8. J.J.R.Upadhyaya | - | Environmental Law |
| 9. Ben Mephram | - | Bioethics – An introduction for the Biosciences |
| 10. M.K. Sateesh | - | Bioethics and Biosafety |

B.A.LL.B. (Hons.) 5 -Year Integrated Course
w.e.f. session 2024-25
V- Semester
Law of Crimes-II
(Bhartiya Nagarik Suraksha Sanhita, 2023)

Paper: 504

Internal Assessment:20 Marks

Theory:80 Marks

Total:100 Marks

Time:3Hrs.

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 to IV.
- (c) The candidate shall be required to attempt five questions in all, selecting one question from each Unit-I to IV and question no. 9 in Unit-V shall be compulsory.
- (d) Each question in Unit-I to IV shall carry 15 marks and question no. 9 in Unit-V shall carry 20 marks.

UNIT-I

Purpose and Importance of Bhartiya Nagarik Suraksha Sanhita; Major difference between old& new Law, Bhartiya Nagarik Suraksha Sanhita-Preliminary (Chapter-I), Constitution of Criminal Courts and Offices and Power of Courts (Chapter-II and III), Arrest of Persons (Chapter-V), Processes to compel appearance and production of things (Chapter-VI and VII), Security for keeping the peace and for good behavior (Chapter-IX), Order for maintenance of wives, children and parents (Chapter-X).

Leading Case: Rajnesh Vs. Neha & Anr. AIR (2021) 2 SCC 324

UNIT-II

Maintenance of public order and Tranquility (Chapter-XI), Preventive action of the police (Chapter-XII), Information to the police and their powers to investigate (Chapter-XIII), Jurisdiction of the criminal courts in inquiries and trials (Chapter-XIV), Conditions requisite for initiation of proceedings (Chapter-XV), Complaints to Magistrates (Chapter-XVI).

Leading Case: Lalita Kumari Vs. Govt. of U.P. AIR (2013) 14 S.C.R. 713

UNIT-III

The Charge(Chapter-XVIII), Trial before a Court of Session(Chapter-XIX), Trial of warrant- cases and Summons Cases by Magistrates (Chapter-XX & XXI), Summary Trial (Chapter- XXII), Plea bargaining (Chapter-XXIII), Evidence in inquiries and Trial (Chapter XXV).

Leading Case: State of Maharashtra v. Som Nath Thapa (1996) Cr.L.J.2448

UNIT-IV

Judgment(Chapter-XXIX), Appeals, Reference and Revision (Chapter-XXXI&XXXII), Execution, suspension, remission and commutation of sentences (Chapter-XXXIV), Provisions as to bail and bonds (Chapter-XXXV), Irregular proceedings (Chapter-XXXVII), Limitation for taking cognizance of certain offences (Chapter-XXXVIII).

Leading Case: Gurubaksh Singh v. State of Punjab, AIR 1980 SC 1632

Statutory Material

- Bhartiya Nagarik Suraksha Sanhita, 2023

SUGGESTED READINGS

1. Taxmann's : New Criminal Laws Combo, Ed. 2024
2. Lawman's : Criminal Manual, Ed. 2024
3. Lexis Nexis Universal : Criminal Manual, Ed. 2024
4. Universal's : The Bharatiya Nagarik Suraksha Sanhita, 2023,Ed. 2024
5. Bright's :New Criminal Laws, Ed. 2024
6. Dr. K.P. Singh :New Criminal Major Acts, Ed. 2024 (Diglot Edition)
7. Adv. Saurabh Kansal and
VageshwariDeswal :Bharatiya Nagarik Suraksha Sanhita, 2023
(Law &Practice), Ed. 2024
8. K.D. Gaur :Criminal Manual, 2024

**B. A. LL. B. (Hons.) 5-year Integrated Course
VI-Semester**

Paper 604

**Law of Evidence
(Bharatiya Sakshya Adhiniyam, 2023)**

Internal Assessment:20 Marks

Theory: 80Marks

Total: 100 Marks

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

Basic Principles of Evidence; Objectives of Bharatiya Sakshya Adhiniyam
Distinction between Old and New Law of Evidence

Bharatiya Sakshya Adhiniyam, 2023:

Preliminary (Sections1-2)

Relevancy of Facts (Sections3-14)

Admissions (Sections 15-21 and 25)

Confessions (Sections 22-24)

Leading Case: Palvinder Kaurv. State of Punjab AIR 1952 SC 354

UNIT- II

Statements by persons who cannot be called as witnesses (Sections 26-27)

Statements made under Special Circumstances (Sections 28-33)

Judgments of Court of Justice When relevant (Sections34-38).

Opinions of third persons when relevant (Sections39-45)

Character when relevant (Sections 46-50)

Facts Need not be Proved (Sections 51-53)

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

UNIT- III

Oral Evidence (Sections 54- 55)

Documentary Evidence (Sections 56-73)

Public Documents (Sections 74-77)

Presumptions as to documents (Sections 78- 93)

Exclusion of oral by documentary Evidence (Sections 94-103)

Burden of Proof (Sections 104-114)

Presumptions as to certain offences (Sections 115-120)

Estoppel (Sections 121-123)

Witnesses,Privileged Communications (Sections 124-137)

Accomplice (Section 138)

Number of Witnesses (Section 139)

Leading Case: Bai Hira Deviv. Official Assignee, Bombay,AIR 1958 SC 448

UNIT- IV

Examination of Witnesses:- Examination-in-Chief, cross-examination, leading questions, Hostile witness, Impeaching the credit of a witness, Refreshing of memory (Sections 140-168)
Improper Admission or Rejection of Evidence (Section 169)

Leading Case: Sat Paul v. Delhi Administration, (1976) 1 SCC 727.

Statutory Material

BharatiyaSakshyaAdhiniyam, 2023

Suggested Readings

1. Taxmann's : New Criminal Laws Combo, Ed. 2024
2. Lawman's : Criminal Manual, Ed. 2024
3. Lexis Nexis Universal's : Criminal Manual, Ed. 2024
4. Universal's : BharatiyaSakshyaAdhiniyam, 2023,
Ed. 2024
5. Bright's : New Criminal Laws, Ed. 2024
6. Dr. K.P. Singh : New Criminal Major Acts, Ed. 2024 (Diglot Edition)
7. Adv.SaurabhKansal : BharatiyaSakshyaAdhiniyam, 2023(Law & Practice),
&VageshwariDeswal Ed. 2024
8. K.D. Gaur : Criminal Manual, 2024

B.A.LL. B (Hons.) 5-Year Integrated Course
w.e.f. session 2024-25
VIII-Semester
Intellectual Property Law

Internal Assessment: 20 Marks

Theory: 80 Marks

Total: 100 Marks

Time: 3 Hours

Paper Code: 804-A

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

International Law on Intellectual Property- Concept of Intellectual Property; The World Intellectual Property Organization (WIPO) Convention, 1967; TRIPS Agreement of World Trade; Phonogram Treaty.

Leading Case: R.G. Anand v. Delux Films AIR 1978 SC 1613

Unit-II

Copyright Act, 1957- Meaning, Nature and Scope of Copyright (Ss 3-16); Author and Ownership of Copyright and Rights Conferred by Copyright (Ss 17-21); Terms of Copyright (Ss 22-29); Licenses (Ss 30-32); Registration of Copyright (Ss 44-50A); Infringement of Copyright and Remedies (Ss 51-62); AI Generated Content and Copyright Law.

Leading Case: State of Tamil Nadu v. Thiru Murugan Brothers AIR 1988 SC 336

Unit-III

Trade Mark Act, 1999- Definition and Kinds of Trade Mark (Section 2); Registration of Trade Marks- Conditions, Procedure, Duration and Effect (Ss 6-26); Certification of Trade Marks- (Ss 69-82); Infringement of Trade Mark and Remedies (Ss 29, 102, 134-135); Impact of Artificial Intelligence on Trademark Law.

Leading Case: Vishnu Dass v. Sultan Tobacco Co. Ltd. Hyderabad AIR 1996 SC 2275

Unit-IV

Patent Act, 1970 - Patentable and Non-Patentable Inventions (Ss 2-3); Procedure for obtaining Patent (Ss 6-14, 25, 43, 45, 47 and 53); Rights of Patentee (Ss 48, 50, 68, 70, 63, 104-108, 154 and 118); Infringement of Patent and Remedies (Ss 47, 107, 104, 106, 108, 140). Designs Act, 2000- Definitions and Registration Process related to Designs in India. Copyright in Registered Designs. Intersection of Patents and Designs with the Artificial Intelligence.

Leading Case: M/s S.M. Dye Chemical Ltd. V. M/s Cadbury (India) Ltd. AIR 2000 SC 2114

Suggested Readings

1. J. W. Baxter - World Patent Law & Practice (1968).
2. B. S. Chimni - System of Intellectual Property & Transfer of Technology.
3. J. K. Das - Intellectual Property Rights (2008).
4. Jayashree Watal - Intellectual Property Rights in the WTO and Developing Countries (2004).
5. W. R. Cornish - Intellectual Property: Patent, Copyright, Trademarks and Allied Rights.
6. B. L. Wadhwa - Law Relating to Patents, Trademarks, Copyrights, Designs & Geographic Indications.
7. David Bainbridge - Intellectual Property Rights
8. L. Bentley & B. Sherman - Intellectual Property Law
9. Carlos M. Correa - A Commentary on TRIPS
10. Peter Drahos - A Philosophy of Intellectual Property

B.A.LL.B. (Hons.) 5-Year Integrated Course

W.E.F. Session 2024-25

VIII-semester

Alternative Dispute Resolution and Legal Aid (Practical-II)

(Compulsory Clinical Course-II)

Max.Marks:60

Time: 3Hours

Paper Code:806

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-V shall carry 12 marks.

UNIT- I

Theory of Restorative Justice and its application; Meaning and various procedures of Alternate Dispute Resolution (ADR); Advantages of ADR; Arbitration Agreement; Composition of Arbitral Tribunal; Jurisdiction of Arbitral Tribunal; Conduct of Arbitral Proceedings; Making of Arbitral Awards and Termination of Proceedings; Setting aside an Award; Enforcement of Awards

Leading Case: - Bharat Aluminium Co. v. Kaiser Aluminium Technical Services Inc, (2012) 9 SCC 552

UNIT- II

Enforcement of Foreign Awards:International Arbitration; New York Convention Award and Geneva Convention Awards; Conciliation; Appointment of Conciliators; Stages of conciliation proceedings; Settlement Agreement in conciliation; Termination of Conciliation Proceedings; Resort to Arbitral or Judicial Proceedings.

Leading Case: - Haresh Dayaram Thakur v. State of Maharashtra, AIR 2000 SC 2281.

UNIT-III

Lok Adalats- Concept; Meaning and Growth of Lok Adalats; Positions of Lok Adalats under Legal Services Authority Act 1987, Organisation of Lok Adalats; Cognizance of Cases by Lok Adalats; Awards of Lok Adalats; Power of Lok Adalats; Pre- Litigation Conciliation and Settlement-Establishment, Cognizance of cases, Procedure, Award and Powers of Permanent Lok Adalat; Legal Aid-Legal Aid under The Constitution of India; Legal Aid under Legal Services Authority Act, 1987.

Leading Case: - Bar Council of India v. Union of India, AIR 2012 SC 3246

UNIT-IV

Mediation Law- Traditional mediation practices in India and abroad; The Mediation Act, 2023 - Objective, Scope and definition of Mediation and Mediators; Mediation Proceedings; Enforcement of Mediated Settlement Agreement; Online Mediation; Mediation Service Providers and Mediation Institutes; Community Mediation.

Leading Case:- Afcon Infrastructure Ltd. and Anr v. Cherian Varkey Construction Co. (P) Ltd. And Ors 2010(8) SCC 24

Suggested Readings:

1. Saraf B.P. & Jhunjhunwala S.M. - Law of Arbitration & ADR In India
2. Tripathi, S.C. - Arbitration and Conciliation Act.
3. Kohli and Hari Dev - New Case Law Reference on Arbitration & Conciliation Act.
4. Datta, C.R. - Law Relating to Commercial and Domestic Arbitration.
5. Destha, Sunil - Lok Adalats in India
6. Sarthak Arora and Gaayan Arora - Mediation as Dispute Resolution With Special Emphasis on The Mediation Act,2023
7. P S Narayana and P J. Chandra Parsad - The Mediation Act,2023
8. Paranjape - Arbitration and Alternative Dispute Resolution
9. Panchu S. - Mediation Practice and Law

Note: There shall be an internal Assessment of 40 Marks as follows:

- (i) **The Subject teacher will assign minimum two case-studies of 10 marks each to the students on the following: -20 Marks**
 - a. Arbitral Cases
 - b. Proceedings of Lok Adalat
 - c. Conciliation Proceedings
 - d. Mediation Proceedings
- (ii) **The students will maintain a proper file of case studies and will submit to the subject teacher by the date fixed by him/her.**
- (iii) **Viva-voce examination* -20 Marks**

*Viva-voce examination will be conducted by a Committee consisting of Director/Principal; One External Subject Expert and the teacher teaching the subject on the date and time fixed by the Director/Principal. The Quorum will be two.