VIDYASAGAR UNIVERSITY

Curriculum for

3-YEAR LL.B.

Revised Syllabus under CBCS
(w. e. f. 2015-2016)

Vidyasagar University
Midnapore 721102
West Bengal

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Vidyasagar University
Three (3) year LL.B Course
[w.e.f 2015 – 2016]

Course Structure

1st Semester				
Paper No.	**Title of the Paper**	**Full Marks**	**University Exam.**	**Internal Assessment**
1.1	**Torts & Consumer Protection & Motor Vehicle Act.**	**100**	**80**	**20**
1.2	**Constitution Law – I**	**100**	**80**	**20**
1.3	**Law of Contract – I**	**100**	**80**	**20**
1.4	**Law of Crimes (Indian Penal Code)**	**100**	**80**	**20**
1.5	**Family Law - I**	**100**	**80**	**20**

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Three (3) Year LL.B Course

1st Semester

Paper 1.1: Torts & Consumer Protection & Motor Vehicle Act.

Chapter – I: Nature and principles of Torts

- **Definition**
- **Constituents of Torts**
- **Dammum sine injuria and injuria sine dammum**
- **Law of Tort and Law of Torts**

Chapter – II: General Defenses

Chapter – III: Capacity

Chapter – IV: Vicarious Liability

- **Principal & agent**
- **Master and servant, independent contractor**
- **Course of employment**
- **Partners**
- **Sovereign immunity**

Chapter – V: Nuisance

- **Essentials**
- **Public & Private Nuisance**
- **Defenses**

Chapter – VI: Negligence

- **Essentials**
- **Resipsaloquitor**
- **Nervous shock**
- **Contributory negligence**
- **Medical negligence**

Chapter – VII: Defamation

- **Essentials**
- **Kinds**
- **Defenses**

Chapter – VIII: Rule of Strict and Absolute Liability

- **Rylands vs. Fletcher Rule**
- **Essential**
- **Exception**
- **Rule of absolute liability**

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(c) General Provisions relating to Succession

- **Full blood preferred to half blood (Sec. 20)**
- **Right of child in womb (Sec. 20)**
- **Presumption in case of simultaneous deaths (Sec. 21)**
- **Special provisions respecting dwelling houses (Sec. 23)**
- **Disqualification for Succession (Sec. 25 to Sec. 28)**

Chapter – VI:

- **Special Marriage.**
- **The Special Marriage Act, 1954**

(a) Condition for solemnization of marriage (Sec. 4)
(b) Procedure for solemnization of marriage (Sec. 5 to Sec. 16)
(c) Registration of marriage solemnized in other forms (Sec. 15 to Sec. 18)
(d) Consequence of marriage under the special Marriage Act (Sec. 10 to Sec. 21 A)

Recommended Books:

1. **Mullah – Hindu Law**
2. **Mitter, S.K. – Hindu Law**
3. **Venkatraman – A Treatise on Hindu Law**
4. **Derret – Modern Hindu Law**
5. **Hindu Marriage Act, 1955**
6. **The Hindu Adoption and Maintenance Act, 1956**
7. **The Hindu Minority and Guardianship Act, 1956**
8. **The Hindu Succession Act, 1956**
9. **The Special Marriage Act, 1954**
10. **Diwan, Paras – Modern Hindu Law**
11. **Desai - Hindu Law**

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Three (3) Year LL.B Course

1st Semester

Paper 1.2: Constitutional Law – I

Chapter – I: Nature and Special Features of Constitution of India

- **Preamble**
- **Rule of Law & Separation of Powers**

Chapter – II: State under Article 12 of the Contribution

- **Right to Equality (Article 14 to Article 18)**
- **Right to Freedom (Article 19 to Article 22)**
- **Right against Exploitation (Article 23 to Article 24)**

Chapter – III: Concept of Secularism

- **Right to freedom of religion (Article 25 to Article 28)**
- **Cultural & Education rights (Article 29 & 30)**

Chapter – IV: Directive Principles – A new social Order Fundamental Rights & Directive Principles of State Policy

Chapter – V: Fundamental duties – Article 51A

Chapter – VI: Remedies for Enforcement of Rights Contained in Part – III Writes – Article 32 and Article 226

- **Judicial Activism**

Recommended Books:

1. **Pandey, J.N – Constitutional Law of India**
2. **Jain, M.P. – Indian Constitutional Law**
3. **Seervai H.M – Constitutional Law of India**
4. **Sukla, V.N – Constitution of India**
5. **Bakshi, P.M. – The Constitution of India**
6. **Basu, D.D – Indian Constitutional Law**
7. **Basu, D.D. – Shorter Constitutional of India**
8. **Kumar, Narender – Constitution of India**
9. **Basu, D.D. – Constitution of India**

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Three (3) Year LL.B Course

1st Semester

Paper 1.3: Law of Contract – I

1. Formation of Contract

1.1 General : Definition and characteristics of Contract, agreement, promise, kinds of contract general, Specific, express, implied, void, voidable, illegal, cross offer, executory, unilateral and bilateral contract, standard from contract, when do agreements become contracts?

1.2 Proposal: Definition, its kinds, characteristics, offer and invitation to an offer, communication, revocation and termination, tender

1.3 Acceptance: Definition, modes, characteristics, communication and revocation.

1.4 Consideration: Definition, NudumPactum, elements of consideration, insufficiency of consideration, illegal consideration, privity of contract and consideration, Promissory Estoppel.

2. Capacity of contract and Free Consent

2.1 Capacity to Contract: Who cannot make a contract, who is minor, nature of minor's agreement & effects thereof, estoppel against minor, agreement for necessaries: person of unsound mind, nature of contract by a person of unsound mind, persons disqualified by law.

2.2 Free Consent: Meaning, elements, coercion, undue influence, misrepresentation, fraud and mistake.

2.3 Lawful Consent: Immoral agreements and various heads of public policy, illegal agreements, void agreements: Restraint of marriage trade, legal proceeding, uncertain agreements, wagering agreement, contingent contracts.

3. Discharge of Contract by Performance and Quasi Contract

3.1 Tender of pertormance, anticipatory breach of contract, joint rights and joint of parties, time, place and manner of performance, performance of reciprocal promises appropriation of payments.

3.2 Discharge by impossibility of performance (Doctrine and frustration), supervening impossibility, discharge by agreement, and discharge by novation, remission, extension of time, and accord satisfaction, discharge by breach.

3.3 Quasi contracts, Necessaries supplied to a person who is incapable of entering into a contract, payment by an interested person, Liability to pay for non-gratuitous acts, Rights of finder of lost goods. Things delivered by mistake or correction.

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4. Breach of Contract and Remedies

4.1 Remedies for breach of contract, Damages, Kinds, Remoteness and measure of damages, injunction, Specific Performance, Quantum Meruit, liquidated and unliquidated damages penalty.

Three (3) Year LL.B Course

1st Semester

Paper 1.4: Law of Crimes (Indian Penal Code)

General Introduction:

Nature and Definition of Crime.

Elements of Crime, Means Rea, i.e., Mental Elements in Crime.

Chapter – I:

- Introduction (Sec. 1 to Sec. 5)

Chapter – II:

- General Explanations (Sec. 6 to Sec. 52A)

Chapter – III:

- Punishments (Sec. 53 to 75)

Chapter – IV:

- General Exceptions (Sec. 76 to Sec. 106)

Chapter – V:

- Abetment (Sec. 107 to Sec. 120)

Chapter – VA:

- Criminal conspiracy (Sec. 120A, Sec. 120B)

Chapter – VI:

- Offences against the State (Sec. 121 to Sec. 130)

Chapter – VII:

- Offences against Public Tranquility (Sec. 141 to Sec. 160)

Chapter – VIII:

- False Evidence and Offence against public justice (Sec. 191 to Sec. 229A)

Chapter – IX:

- Offences affecting the Human Body of offences affecting life (Sec. 229 to Sec. 377)

Chapter – X:

- Offences against property (Sec. 378 to Sec. 462)

Chapter – XI:

- Offences relating to Marriage (Sec. 493 to 498)

Chapter – XII:

- Cruelty by husband or relatives of husband (Sec.498)

Chapter – XIII:

- Criminal intimidation, insult and annoyance (Sec. 503 to Sec. 510)

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Recommended Books:

1. Gour, K.D – Indian Penal Code
2. Mishra, S.N – Indian Penal Code
3. Gandhi, B.M – Indian Penal Code
4. Saxena, R.N – Indian Penal Code
5. Ratanlal&Dhirajlal – Indian Penal Code
6. BatukLal – Indian Penal Code

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Vidyasagar University
Three (3) year LL.B Course
[w.e.f 2015 – 2016]

Course Structure

2nd Semester				
Paper No.	**Title of the Paper**	**Full Marks**	**University Exam.**	**Internal Assessment**
2.1	**Constitution Law – II**	**100**	**80**	**20**
2.2	**Law of Contract – II**	**100**	**80**	**20**
2.3	**Criminal Procedure Code, Probation of offenders Act and Juvenile Justice (Care and Protection of Children) Act**	**100**	**80**	**20**
2.4	**Family Law - II**	**100**	**80**	**20**
2.5	**Property Law**	**100**	**80**	**20**

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Three (3) Year LL.B Course

2nd Semester

Paper 2.1: Constitutional Law – II

1. Presented of India – election, qualification, salary, impeachment, powers, Prime Minister – Cabinet System, Council of ministers, Collective responsibility, position of prime Minister, Governor and State Government – Constitutional relationship, appointment, qualification, term of office and powers.

2. Constitution of Parliament, qualification of membership of parliament, composition, duration, power privileges and immunities legislative procedure – rules of procedure as to introduction and passing bills, special procedure in respect of money bill.

3. Establishment and constitution of the Supreme Court, qualification and disqualification of the judges, power and jurisdiction of the Supreme Court. Constitution of the High Court, Appointment, qualification and disqualification of the judges of High Court, powers and jurisdiction of High court, Appointment of District Judges, Control over Sub-ordinate judiciary, judicial independence.

4. Special Status relating to Jammu and Kashmir.

5. Emergency – meaning and scope, Proclamation of emergency conditions effect of emergency, emergency of suspension of fundamental rights, constitutional amendment, and development of the basic structure. Relation between the Union and States- legislative administrative and financial relations.

6. Service under the Constitution-doctrine of pleasure (Art. 310), protection against arbitrary dismissal removal or reduction in rank (Art 311), exceptions to article 311.
   Administrative Tribunals.

Recommended Books:

1. Pandey, J.N – Constitutional Law of India
2. Jain, M.P - Constitutional Law of India
3. Seervai, H.M - Constitutional Law of India
4. Shukla, V.N - Constitutional Law of India
5. Bakshi, P.M - Constitutional Law of India
6. Basu, D.D - Constitutional Law of India
7. Kumar, Narendra - Constitutional Law of India
8. Basu, D.D - Constitutional Law of India
9. Administrative Tribunal Act, 1985

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Three (3) Year LL.B Course

2nd Semester

Paper 2.2: Law of Contract – II

Group – A

1: Indian Contract Act, 1872:

(a) BAILMENT:

i. Definition and Nature
ii. Essential features
iii. Duties of bailor&Bailee
iv. Rights to bailor&Bailee
v. Delivery to Bailee
vi. Rights of finder of goods
vii. General Lien & Particular Lien

(b) PLEDGE:

i. Definition
ii. Rights of Pawnee
iii. Rights of Pawnor
iv. Pledge by mercantile agent

(c) AGENCY:

i. Definition & Essential
ii. Creation of agency
iii. Relation of principal and agent – Rights &Duties of agents
iv. Relation of principal with third party – Agent Authority.
v. Personal Liability of Agent – rectification
vi. Determination of Agency
vii. Sub Agent
viii. Agency by ratification

(d) INDEMNITY:

i. Definition and Nature
ii. Extent of Liability
iii. Commencement of liability
iv. Rights of Indemnity holder

(e) GUARANTEES:

i. Definition & essential features

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ii. Extent of surety's liability
iii. Discharge of surety from liability
iv. Rights of surety
v. Continuing guarantee
vi. Liability of cosurity

Group – B

2: Indian Partnership Act, 1932:

(a) GENERAL:

i. Definition & nature
ii. Essentials
iii. Kinds

(b) FORMATION OF PARTNERSHIP:

i. Registration of firm
ii. Consequences of non-registration

(c) RIGHTS & LIABILITIES OF PARTNERS:

i. Mutual relationship between partners
ii. Authority of Partner

(d) ADMISSION & OUTGOING OF PARTNERS

(e) DISSOLUTION OF FIRMS

i. Grounds
ii. Consequences

Group – C

3: The Sales of Goods Act, 1930:

(a) GENERAL:

i. Definitions – Buyer, Seller, Goods, Price
ii. Agreement to sale and contract of sale
iii. Essentials of sale
iv. Condition & Warranties – Doctrine of Caveat Emptor
v. Transfer of ownership
vi. Passing of Property
vii. Transfer of Title by non-owner
viii. Performance of contract of sale delivery
ix. Rights & Liabilities of Buyers and Sellers
x. Rights of unpaid seller of goods
xi. Line & stoppage in transit

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Recommended Books:

1. Chitty – Contracts, Vol – II, 29 Ed.
2. Rao, V.K – Contracts – II, Cases & Materials.
3. Nair, M.Krishan – Law of Contracts, 1998
4. Sing, Avtar – Law of Partnership.
5. Kapoor, N.D – Elements of Mercantile Law
6. Bangia, R.K. – Contract – II

Three (3) Year LL.B Course

2nd Semester

Paper 2.3: Criminal Procedure Code, Probation of Offenders Act and Juvenile Justice (Care and Protection of Children) Act.

1. **Introductory:**

Concept of Criminal justice system, Importance of fair trial, Bailable and non-bailable offences, Cognizable and non-cognizable offences, Summons and warrant cases, Enquiry, Investigation and trial, Police report, complaint, First Information Report, Discharge, Acquittal, Victim, Different criminal court and their powers.

2. **Provisions for Investigation:**

Arrest, rights of arrested person, search and seizure, process to compel appearance. Procedure for investigation, Examination of witness by police, recording of confession and Statement, Procedure when investigation cannot be completed in twenty four hours.

3. **Proceedings before Magistrate:**

Condition requisite for initiation of proceedings, complaints to magistrate, commencement of proceedings before magistrate.

4. **Framing of Charge, Trials and Execution Proceedings:**

Charge, trial before a court of session, trial of warrant case and summon case by magistrate, summary trial, Provisions as to bail, plea bargaining, Judgment.

5. **Review Procedures:**

Appeals, Reference, Revision

6. **Miscellaneous:**

Maintenance of wives, children and parents, transfer of criminal cases, compounding of offences.

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7. **Probation of Offenders Act, 1958:**

Concept of Probation system, Admonition, Release of offenders on Probation, Appeal and Revision, Duties of Probation Officer.

8. **Juvenile Justice (Care and Protection of Children) Act, 2000.**

Power, Composition, function and procedure to be followed by juvenile Justice Board, Order that may or may not be passed regarding juvenile, Observation Home, Special Home, Children Home, Shelter Home, Child Welfare Committee.

Recommended Books:

1. **Ratanlal&Dhirajlal – Code of Criminal Procedure**
2. **Kelkar, R.V - Code of Criminal Procedure**
3. **Mishra, S.N - Code of Criminal Procedure and Probation of Offender**
4. **Sarkar – Code of Criminal Procedure**
5. **Kumari, Ved – Juvenile Justice System**

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Three (3) Year LL.B Course

2nd Semester

Paper 2.4: Family Law – II

1: Concept & Background of Muslim Law:

i. Sources of Muslim Law.
ii. Schools of Muslim Law.

2.Marriage (Nikah):

i. Pre-Islamic Background.
ii. Definition, Essential & Nature of Marriage.
iii. Formalities of a valid Marriage.
iv. Classification / Kinds of Marriage.
v. Prohibitions to many.
vi. Option of Puberty (Khyar-ul-bulugh).
vii. Polygamy in Islam: A critique.

3. Dower (Mahr):

i. Definition and Nature of dower
ii. Kinds of Dower
iii. Subject matter of Dower.
iv. Maximum and minimum amounts of Dower
v. Widow's right to retention of Profession in for unpaid dower.
vi. Kharche – Pandan.

4. Divorce (Talaq):

i. Pre-islamic background
ii. Modes of dissolution of marriage.
iii. Husband's unilateral power to divorce – a critique
iv. Iddat – its rationale, utility & periods.
v. Talak – not an arbitrary power.

5. Maintenance (Nafaqa):

i. Definition.
ii. Liability & Principle of Maintenance.
iii. Maintenance under Muslim Law.
(a) Under Sec. 125 Cr. P.C

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(b) Under the Act of 1986

(c) Judicial approach

iv. **Inheritance under Hanafi& Shia Law.**

6. Gift (Hiba):

i. **Definition**
ii. **Essentials of a valid gift**
iii. **Who can make gifts**
iv. **In whose favor gift can be made**
v. **Revocation of gift**
vi. **Conditional, Contingent & future gift.**
vii. **Gifts involving return (ewaz)**

7. Wakf:

i. **Meaning & definition of wakf.**
ii. **Legal incidents of wakf**
iii. **Kinds of wakf**
iv. **Who can create wakf**
v. **In whose favourwakf can be made**
vi. **Objects of wakf**
vii. **Essentials of valid wakf**
viii. **Contingent or conditional wakf**
ix. **Power & appointment of Mutawalli**
x. **How a Mutawalli can be removed from his office.**

Recommended Books:

1. **Rahim, Abdur – Principle of Islamic Jurisprudence**
2. **Ali, Sayed Ameer – Mahommedan Law**
3. **Baillie – Digest of Moohummudan Law**
4. **Fyzee A.A.A – Outlines of Muhammadan Law.**
5. **Khan, J.A. (ed.) – Muslim Law**
6. **Rashid, S. Khalid – Muslim Law**

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Three (3) Year LL.B Course

2nd Semester

Paper 2.5: Property Law

1. **CONCEPT OF PROPERTY**
   Concept of Property, Ownership and Possession, Meaning of Property under the Transfer of Property Act. Kinds of Property, Movable, immovable, Intangible, Right to Property under the Constitution of India.

2. **GENERAL PRINCIPLES OF TRANSFER OF PROPERTY**
   Competency to transfer Property, various condition relating to transfer of Property, Rule against perpetuity, conditional and Contingent Transfer, Right of Election; Transfer by non-owners and Co-owners; Transfer under lis-pendens, Fraudulent Transfer; Principle of Part Performance.

3. **SPECIFIC MODE OF ABSOLUTE TRANSFER OF PROPERTY**

   Sale definition, Agreement to sale rights and Liabilities of the Buyer and the seller, Marshalling by subsequent purchaser; Exchange – definition and mode of transfer, suspension and revocation, onerous gift, Universal done, Transfer of Actionable claims.

4. **SPECIFIC & LIMITED TRANSFER BY WAY CREATING SECURITY INTEREST**

   (a) Mortgage – meaning and purpose, types – simple, English, Conditional Sale, Usufructuary, by way of deposit of title Deed, and anomalous mortgage, Rights and obligation of the mortgagor and mortgagee, Foreclosure, Power of Sale, Marshalling and Contribution, Redemption; subrogation.
   (b) Charge – Fixed and Floating Charge: Rights and obligation of the Parties.
   (c) Lease – definition, Rights and Liabilities of the Parties, Determination of lease and Lease Terms waivers, forfeiture.
   (d) Line – Possessory rights, when applicable, types of lien.

5. **REGISTRATION OF TRANSFER DOCUMENTS**

   Registration meaning, Types of Registration and legal consequence.

6. **EASEMENT & PRESCRIPTION**

   Nature, definition, creation, Extinction, Riparian Rights, Licenses, use-right by prescription.

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Recommended Books:

1. Mulla – Transfer of Property Act
2. Gour's – Transfer of Property Act
3. Sinha, R.K – The Transfer of Property Act.
4. Narayan – Easement & Licenses.
5. Jain, J.D. – Indian Easement Act.
6. Bhalia, R.S – The Institution of Property: Legally, Historically and Philosophically Regarded.
7. Row, Sanjivi – Commentaries on Easement & Licenses.
8. Row, Sanjivi – Registration Act Law Publishers.

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Vidyasagar University
Three (3) year LL.B Course
[w.e.f 2015 – 2016]

Course Structure

3rd Semester				
Paper No.	**Title of the Paper**	**Full Marks**	**University Exam.**	**Internal Assessment**
3.1	**Civil Procedure Code – I**	**100**	**80**	**20**
3.2	**Administrative Law**	**100**	**80**	**20**
3.3	**Environmental Law**	**100**	**80**	**20**
3.4	**The Indian Evidence Act**	**100**	**80**	**20**
3.5	**Labour& Industrial Law**	**100**	**80**	**20**

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Three (3) Year LL.B. Course

3rd Semester

Paper 3.1: Civil Procedure Code – I

1. **Introduction**
   - Conceptions of Civil Procedure in India
   - Evolution of Civil Procedure
   - Principal features of Civil Cases
   - Concepts – affidavit, order, judgment, decree, paint, written statement, decree holder, Judgment debtor, legal representative, mesne profits, foreign judgment, Public officer.

2. **Jurisdiction**
   - Concept of jurisdiction
   - Kinds of jurisdiction
   - Suits of civil nature
   - "Cause of Action" and jurisdictional Bars
   - Doctripnes of Sub Judice& Res Judicate
   - Place of Suing – Territorial Jurisdiction
   - Foreign Judgment - enforcement

3. **Suits**
   - Concept of Suit
   - Parties to Suit – Joinder of Plaintiffs, joinder of Defendants, misjoinder of parties, joinder of causes of action, non – joinder of parties
   - Representative suit
   - Frame of Suit
   - Institution of Suits
   - Summons to Defendant – what constitutes a summons, service of summons, personal or direct service, mode of personal service, substituted service

4. **Pleadings:**
   - Rules of Pleadings
   - Plaint
   - Return of Plaint and rejection of plaint
   - Written Statement
   - Rules of evidence
   - Set off and counter claim
   - Discovery, inspection and production of documents

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- Interrogatories
- Privileged documents
- Amendment of pleadings
- Verification and affidavits

5. Appearance, examination and trial

- Appearance of parties
- Consequences of non-appearance
- Ex parte decree
- Setting aside ex parte decree
- Examination of parties
- Admission, Production, Impounding, Return of documents
- Settlement of issues
- Summoning and attendance of witnesses
- Hearing of suit and examination of witnesses
- Affidavit
- Adjournments
- Interim orders – commission, arrest or attachment before judgment, injuction and appointment of receiver.
- Interests and costs

6. Death, marriage and insolvency of parties

- Effect of death of a party
- Effect of marriage of a party
- Effect of insolvency of a party
- Miscellaneous provisions

7. Suits in Particular Cases

- Suits by or against Government
- Suits by Aliens and by or Against Foreign Rules, Ambassadors
- Suits by or against firm
- Suits relating to public matters, incident and supplementary proceedings
- Suits against Minors, persons with unsound mind, indigent persons
- Interpleader suits

8. Special Proceedings

- Arbitration
- Special Cases

9. Judgment and decree

- Judgment
- Decree

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Recommended Books:

1. C.K.Takwani – Civil Procedure, Eastern Book Co.
2. Mulla – Code of Civil Procedure
3. A.N.Saha - Code of Civil Procedure
4. Sarkar - Code of Civil Procedure
5. Das J.K - Code of Civil Procedure

Three (3) Year LL.B. Course

3rd Semester

Paper 3.2: Administrative Law

1. Nature, Scope & Definition of Administrative Law – Distinction between Constitutional Law & Administrative Law – Sources of Administrative Law – History and Growth of Administrative Law.
2. Rule of Law – Its application in Indian Constitutions, Administrative Law vis-à-vis Rule of Law.
3. Administrative Process – Mode of exercising Administrative powers, Administrative sanction and Administrative discretion, Administrative Law vis-à-vis Doctrine of Separation of Powers.
4. Concept of Delegated Legislation – Reasons for its growth, Merits & Demerits - Its application in Indian Conditions – Sub-delegated Legislation, Conditional Legislation, Control of Delegation Legislation.
5. Concept of Natural Justice – Its application in Indian Conditions
6. Administrative Tribunal – its growth & Importance in Indian conditions – Practice & Procedure - Control
7. Judicial Control of Administrative Actions – Nature and extent of Prerogative writs.
8. Tortious Liability
9. Public Corporation
10. Ombudsman, Lokpal&Lokayukth

Recommended Books:

1. Jain, M.P. & Jain, S.N – Principles of Administrative Law
2. Massey, I.P. – Administrative Law
3. Wade – Administrative Law
4. Takwani, C.K. – Lectures on Administrative Law.
5. Sathe, S.P. – Administrative Law.
6. Kesari, Dr.U.P.D – Administrative Law.
7. Diwan, Paras – Administrative Law
8. Upadhyaya, J.J.R – Administrative Law.
9. Raj Kailash – Administrative Law

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Three (3) Year LL.B. Course

3rd Semester

Paper 3.3: Environmental Law

- **Reason for growth of Environmental Law:**

  - Environmental policy in India – Constitutional Mandate, enlargement of interpretation of Art. 21 of the Constitution of India
  - U.N Stockholm Declaration 1972 and Rio Declaration 1992 – basic principles evolved
  - Ozone Depletion
  - Biological Diversity

- **Legislative Provision:**

  - The water (Prevention and Control of Pollution) act, 1974
  - The Air (Prevention and Control of Pollution) act, 1981.
  - The Environment (Protection) act, 1986
  - Forest laws policy and conservation.
  - The wild life (Protection) act, 1972

- **Judicial remedies and procedure**

  - Tort Law – damage and injunction
  - Public nuisance
  - Negligence, Strict liability and absolute liability
  - The role of the courts to protect Environmental Pollution – enlargement of Public Interest Litigation.

Recommended Books:

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1. Santha Kumar, S – Introduction to Environmental Law.
2. Leelakrishnan. P. – Environmental Law in India
3. Resencranz&Diwan – Environmental Law and Policy in India
4. Jaiswal. P. – Environmental Law.
5. Shastri, S.C – Environmental Law.

Three (3) Year LL.B. Course

3rd Semester

Paper 3.4: The Indian Evidence Act

1. Preliminary (Sections 1 to 4)

2. Of the relevancy of facts (Sections 5 to 35, 45 to 56)

3. Facts which need not be proved (Sections 56 – 58)

4. Oral evidence (Section 59 – 60)

5. Documentary evidence (Section 61 – 90 A)

6. Exclusion of oral by documentary evidence (Sections 91 – 100)

7. Burden of Proof (Sections 101 – 114 A)

8. Estoppel (Sections 115 – 117)

9. Witnesses (Section 118 – 134)

10. Examination of Witnesses (Section 135 – 166)

11. Improper Admission and Rejection of Evidence (Section 167)

Recommended Books:

1. Sarkar – Law of Evidence
2. Sengupta – Law of Evidence
3. Batuklal – Law of Evidence
4. Ratanlal&Dhirajlal – Law of Evidence
5. Woodroff& Ali, Amir – Law of Evidence

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6. Myneni – Law of Evidence.

Three (3) Year LL.B. Course

3rd Semester

Paper 3.5: Labour& Industrial Law

1. Industrial Dispute Act, 1947

Sections 01 to 40 objectives, Industrial Dispute, authorities settlement & awards, strike, lockout, lay off, retrenchment transfer & Closure, unfair labour practices, Miscellaneous provisions – offences by companies, condition of service to remain unchanged under certain conditions.

2. Trade Unions Act, 1926

Objects, Definition, Registration, Sections 01 to 33 of Trade Union, rights & liabilities of registered trade unions – procedure penalties.

3. Minimum Wages Act, 1948 (Sections 01 – 31)

Scope & Object of the Act including definition, concept, fixation and revision of minimum wage, enforcement of the Act.

4. The Equal Remuneration Act, 1976 (Sections 01 – 18)

Object, overriding of the Act, duty of the employer to pay equal remuneration to men & women workers, Advisory Committee, Inspectors: non applicable of the Act in certain special cases.

5. The Contract Labour (Regulation & Abolition) Act, 1970 (Section 01 – 35)

Object, Advisory Boards, registration of establishment, prohibition of employment of contract labour, License of Contractors, welfare and health contract labour, penalties & procedure, effect of laws and agreement, inconsistent with the Act.

Recommended Books:

1. Pillai, K.M. – Labour& Industrial Law.
2. Puri, S.K. – Labour& Industrial Law.
3. Singh, Dr. Avtar& Kaur, Dr. Harpreet – Introduction to Labour& Industrial Law.
4. Misra, S.N – An introduction to Labour& Industrial Law
5. Kumar, H.L. – Law Publication, Central law Publication.
6. Mishra, S.K –SatyaNarain Mishra (Senior Advocate) on Labour and Industrial Law.

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Vidyasagar University
Three (3) year LL.B Course
[w.e.f 2015 – 2016]

Course Structure

4th Semester				
Paper No.	**Title of the Paper**	**Full Marks**	**University Exam.**	**Internal Assessment**
4.1	**Legal Method and Legal Theory (Jurisprudence)**	**100**	**80**	**20**
4.2	**Labour and Industrial Law – II**	**100**	**80**	**20**
4.3	**Civil Procedure Code – II and Limitation**	**100**	**80**	**20**
4.4	**Land System and Land Laws**	**100**	**80**	**20**
4.5	**Drafting Pleading and Conveyance (Clinical Ppaer – I) as prescribed by the BCI**	**100**		

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Three (3) Year LL.B. Course

4th Semester

Paper 4.1: Legal Method and Legal Theory (Jurisprudence)

- Concept and Definition of Jurisprudence
- Natural Law and Historical School
- Positive School
- Realistic School
- Sociological School
- The Administration of Justice
- Legislation
- Precedent
- Custom
- Legal Rights and Deities
- Ownership
- Possession
- Persons

Book Recommended:

- Austin, John – The Province of Jurisprudence Determined
- Friedman, W – Legal Theory
- Tripathi, Mani – Jurisprudence
- Jayakumar, N.K – Lectures on Jurisprudence
- Holland on Jurisprudence
- Subbarao, G.C.V – Jurisprudence
- Sing, Avtaar – Introduction to Jurisprudence
- Dhyani, S.N – Jurisprudence

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Three (3) Year LL.B. Course

4th Semester

Paper 4.2: Labour and Industrial Law – II

1. The Factories Act 1948
    - Object
    - Broad overview of various provisions relatinghealth , safety and welfare of workers, working hours, provision relating to hazardous processes, provisions relating to regulation of employment of women and young person and children in factory.

2. Trade Union Act, 1926
    - Object
    - Basic Concepts, Trade Unions, Trade Disputes
    - Registration of Trade Unions
    - Rights and Liabilities of Registered Trade Unions

3. Employees State Insurance Act, 1948
    - Object
    - Board overview of various provisions relating to employees State Insurance under the act.

4. The Employees' Provident Fund & Miscellaneous Provisions Act 1952
    - Object
    - Basic Concepts
    - Employees' Provident Fund Scheme
    - Employees' Pension Scheme
    - Employees' Deposit-linked Insurance Scheme

5. Payment of Bonus Act – 1965
    - Definition
    - Kinds of Bonus
    - Coverage
    - Eligibility, Disqualification, Payment of Bonus
    - Calculation of Bonus
    - Power of Inspector Duties and Officers

Books Recommended:

- Malik, P.L. – Industrial Laws

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- Misra, S.K. – Labour and Industrial Laws
- Saharay, H.N. – Labour and Industrial Laws
- Goswamy, V.G – Labour and Industrial Laws
- Saxena, R.C. – Labour Problems and Social Welfare
- Srivastava – Industrial Relation and Labour Law

Three (3) Year LL.B. Course

4th Semester

Paper 4.3: Civil Procedure Code – II and Limitation

1. Execution
   - 1.1 The Concept
   - 1.2 General Principles
   - 1.3 Power for Execution of Decrees
   - 1.4 Procedure for Execution (SS 52 – 54)
   - 1.5 Enforcement, arrest and detention (SS 55, 59)
   - 1.6 Attachment (ss 60 – 64)
   - 1.7 Sale (ss 65 – 97)
   - 1.8 Delivery of Property
   - 1.9 Stay of Execution

2. Appeals
   - 2.1 Appleals from Original Decree
   - 2.2 Appeals from Appellate decree
   - 2.3 Appeals from Orders
   - 2.4 General Provisions Relating to Appeal
   - 2.5 Appeals to the Supreme Court

3. Reference, Review and Revision

4. Miscellaneous
   - 4.1 Transfer of Cases
   - 4.2 Restitution
   - 4.3 Caveat
   - 4.4 Inherent Powers of Courts

5. Law of Limitation
   - 5.1 The Concept and Object
   - 5.2 Distinction with Larches, Prescription
   - 5.3 Extension and Suspension of Limitation
   - 5.4 Sufficient Cause for not filling the Proceedings
   - 5.5 Legal Liabilities

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5.6 Acknowledgement: Essential Requisites
5.7 Foreign Rule of Limitation: Contract Entered, Under a Foreign Law
5.8 Continuing Tort and Continuing Breach of Contract

Books Recommended:

1. Mulla – Code of Civil Procedure
2. Das, Jatindra Kumar – Code of Civil Procedure (2014), PHI Learning, Delhi
3. C.K.Takwani – Code of Civil Procedure
4. Saha, A.N – Civil Court Practice and Procedure
5. Sing, S.N – Code of Civil Procedure
6. Gupta, S – The limitation Act
7. Mitra, B.B – Limitation Act
8. Narayana, P.S – Law of Limitation
9. Pandey, D.N. – Limitation Act

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Three (3) Year LL.B. Course

4th Semester

Paper 4.4: Land System and Land Laws

Group - A

1. **The West Bengal Land Reforms Act, 1955**
   - 1.1 Concept and Definitions
   - 1.2 Raiyats
   - 1.3 Restriction on Alienation of Land Persons Belonging to Schedule Tribes
   - 1.4 Record Right
   - 1.5 Ceiling on Land Held by a Raiyat
   - 1.6 Bargadar
   - 1.7 Consolidations of Lands – Farming Societies
   - 1.8 Land Revenue Administration
   - 1.9 Dispute Resolution Mechanism

Group - B

2. **The West Bengal Premises Tenancy Act, 1997**
   - 2.1 Definition and Objective
   - 2.2 Obligations of Landlords and Tenants
   - 2.3 Eviction of Tenants
   - 2.4 Recovery of Immidiate Position
   - 2.5 Provision regarding Rent
   - 2.6 Powers and Functions of (Rent) Controller
   - 2.7 Restoration of Profession and Conception

3. **The Land Acquisition Act (As Amended up to Date)**

Group – C

4. **The West Bengal Apartment Ownership Act, 1972**
   - 4.1 Sections (3 – 5)
   - 4.2 Sections (10 – 14)

Book Recommended

1. Justice Mallick – West Bengal Land Reforms Act, 1955
2. Saha, A.N. – West Bengal Land Reforms Act, 1955
3. Das, Amal – West Bengal Land Reforms Act, 1955
4. Saha, A.N – W.B. Premises Tenancy Act, 1997
5. Sen, S.K – West Bengal Land Reforms Act, 1955
6. Gosh, A – Land Acquisition Act
7. Sarkar, P.K.- Land Acquisition of Land in India (Latest Edition)
8. The West Bengal Land Reforms Act, 1955 (Bar Act)

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Three (3) Year LL.B. Course

4th Semester

Paper 4.5: Drafting Pleading and Conveyance (Clinical Paper – I) as Prescribed by the BCI

1. Drafting
    - Meaning of Drafting, general principles of drafting and rules of drafting.
2. Pleading
    - Meaning, contents of pleading, amendment of pleading, verification

(i) Civil: Plaint, Written Statement, Set-Off, Cutter Claim, Interlocutory Application Restitution of conjugal right, petition for divorce, Petition for Mutual Divorce, An Affidavit, Execution petition. Memorandum of Appeal and Revision, Review, Petition under Art 226 and 32 of Indian Constitution.

3. Conveyance
    (i) Sale Deed, Mortgage Deed, Gift Deed, Will, Deed of Will, Deed of Registration, Promissory Note, Bill of Exchange, Power of Attorney Trust Deed, Notice and Deed of Agreement.
4. Drafting of Writ Petition and petition

The course may include not less than 15 practical exercises in drafting carrying a total of 45 marks (3 marks for each) and 15 exercises is conveyancing carrying another 45 marks (3 marks for each) remaining 10 marks should be given for VIVA-VOCE

Books Recommended

1. Desouza – Conveyancing
2. Gupta – Pleading Drafting and Deeds
3. Srivastava – Law of Pleading Drafting and Conveyancing

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Vidyasagar University
Three (3) year LL.B Course
[w.e.f 2015 – 2016]

Course Structure

5th Semester				
Paper No.	**Title of the Paper**	**Full Marks**	**University Exam.**	**Internal Assessment**
5.1	**Intellectual Property Law**	**100**	**80**	**20**
5.2	**Law of Insurance**	**100**	**80**	**20**
5.3	**Public International Law**	**100**	**80**	**20**
5.4	**Interpretation of Statutes and Principles of Legislation**	**100**	**80**	**20**
5.5	**Alternative Dispute Resolution (Clinical Paper – II)**	**100**		

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Three (3) Year LL.B. Course

5th Semester

Paper 5.1: Intellectual Property Law

1. **Introduction:**
   - 1.1 The meaning of intellectual property
   - 1.2 Competing Rationales of the legal regimes for the protection of the intellectual property
   - 1.3 Kinds of intellectual property: copyright, trademark, patents
   - 1.4 The competing rationales for protection of rights
     - 1.4.1 Copyright
     - 1.4.2 Trade marks
     - 1.4.3 Patents
     - 1.4.4 Designs
     - 1.4.5 Traditional knowledge
     - 1.4.6 Other new forms such as plant varieties and geographical indications
     - 1.4.7 International instruments concerning intellectual property rights: The Paris Convention, Trips, WIPO and WTO

2. **Select Aspects of the Law Copyright in India**
   - 2.1 Meaning of copyright
   - 2.2 Kinds of Copyright: literary and artistic work, musical, dramatic, computer programmes
   - 2.3 Ownership of copyright
   - 2.4 Assignment of copyright
   - 2.5 Authors special rights
   - 2.6 Infringement and remedies of copyright

3. Intellectual Property in Trademarks
   - 3.1 The rational of protection of trademarks as (a) an aspects of commercial and (b) of consumer rights
   - 3.2 Definition and concept of trademarks
   - 3.3 Kinds of trademarks: service mark, property mark, landmark or etc
   - 3.4 Distinction between trademarks and property marks
   - 3.5 Deceptive similarity
   - 3.6 Passing off
   - 3.7 Trademarks in Internet: domain name dispute
   - 3.8 Grounds of registration
   - 3.9 Infringement and remedies

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4. The Law of Intellectual Property: Patents
    4.1 Definition and Concept
    4.2 Essentials of Ptents
    4.3 Process of obtaining a Patent: Apploication, Examination, Opposition and Sealing of Patents
    4.4 Rights and Duties of Patentee
    4.5 Compulsory Licenses
    4.6 Grounds of Registration
    4.7 Criteria of Infringement
    4.8 Injunction and Remedies

Books Recommended

1. Narayana P., - Law relating to intellectual property rights and Law
2. Reddy, G.B., - The Law relating to intellectual property rights and law
3. Wadhera B.L. – The Law relating to intellectual property rights and Law
4. Cornis W.R – Intellectual Property
5. Das, Jatindra Kumar – Law of copyright (2015), PHI Learning, Delhi

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Three (3) Year LL.B. Course

5th Semester

Paper 5.2: Intellectual Property Law

1. Introduction

    1.1 Historical developments
    1.2 General Principles
    1.3 Essentials of Insurance Contract
    1.4 Uberrima Fides or Utmost Good Faith
    1.5 Insurable Interest
    1.6 Indemnity
    1.7 Proximate Cause
    1.8 Subrogation
    1.9 Contribution
    1.10 Double Insurance
    1.11 Re – Insurance
    1.12 Assignment

2. Life Insurance Corporation Act, 1956

    2.1 Cause of Nationalization
    2.2 Objectives of Nationalisation
    2.3 Objectives of Life Insurance Corporation of India
    2.4 Functions of the LIC of India.

3. Marine Insurance

    3.1 Definition
    3.2 Classification of Marine Insurance
    3.3 Warranties in Marine Insurance
    3.4 Nature of Warranty
    3.5 Assignment of Policy
    3.6 Loss and Abandonment
    3.7 Included and Excluded Losses
    3.8 Partial and Total Loss
    3.9 Actual Loss
    3.10 Right of Insurer on Payment
    3.11 Perlis of the sea
    3.12 Voyage
    3.13 Marine in Transit

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4. Fire Insurance
    4.1 Meaning
    4.2 Characteristics
    4.3 Important Principles
    4.4 Perlis insured and proximate
    4.5 Fire whethe, Manipulated:
    4.6 Fire during – Riot

5. General Insurance Policies
    5.1 Householders Comprehensive Insurance
    5.2 Crop Insurance
    5.3 Livestock Insurance
    5.4 Burglary Insurance
    5.5 Personal Accident Insurance
    5.6 Loss by Strike

6. Insurance Regulatory and Development Act, 1999

7. Insurance Ombudsman

8. Public Liability Insurance Act

9. Motor Insurance

10. Social Insurance

Books Recommended

1. Srinivasan, M.N – Principles of Insurance Law, Wadhwa& Company
2. Singh, Avtar, - Law of Insurance, Eastern Book Company
3. Murthy and Sharma – Modern Insurance Law, Lexis Nexis
4. Birds, John – Modern Insurance, Universal Publication

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Three (3) Year LL.B. Course

5th Semester

Paper 5.3: Public International Law

1. Meaning, Nature and Sources of International Law
2. Subjects of International Law,
3. Relation between International Law and Municipal Law
4. Sate Succession
5. Intervention
6. Recognition
7. Nationality, Extradition and Asylum
8. The Law of the Sea
9. Amicable Settlement of International Disputes.
10. Law of Treaties
11. United Nations (General Assembly, ICJ and Security Council)

Books recommended

1. Kapoor, S.K – International Law along with human Rights
2. Tandon, M.P. – International Law and Human Rights
3. Agarwal, H.O. – International Law and Human Rights
4. Starke – Introduction to International Law
5. Scott, Shirley.V. – International law in the world politics

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Three (3) Year LL.B. Course

5th Semester

Paper 5.4: Interpretation of Statutes and Principles of Legislation

1. **Basic Principles –**
   a. Intention of the Legislature
   b. Statute must be road as a whole
   c. Statute must be construed so as to make it effective and workable
2. **Rules**
   a. Literal Rule
   b. Golden Rule
   c. Mischief of Rule
   d. Harmonious Construction
3. **Subsidiary Rules**
   a. Reddendosingulasingulis
   b. Nescitur a Sociss
   c. Jusdem generis
   d. Generalia Specification non derogant
4. **External and Internal Aids to construction**
5. **Interpretation of –**
   A) Constitution
   B) Taxing Statute
   C) Penal Statute
6. Presumptions in Statutory interpretation
7. Interpretation of directory and mandatory statutes
8. Interpretation of codifying and consolidating Statutes
9. General Clauses Act 1897

Books Recommended

1. Singh, G.P. – Principles of Statutory Interpretation
2. N.S. Bindra's Interpretation of Statutes
3. Mexwell on the Interpretation of Statutes
4. Chatterjee, A.P – Interpretation of Statutes

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Three (3) Year LL.B. Course

5th Semester

Paper 5.5: Alternative Dispute Resolutions (Clinical Paper – II)

Group - A

The Arbitration and Conciliation Act, 1996

1. Arbitration- Meaning and Scope.
2. Arbitration Agreement
3. Arbitral Award
4. Appeal
5. Enforcement of Awards and Foreign Awards
6. New York Convention Award
7. Geneva Convention Award.
8. Conciliation – Meaning and Scope
9. Commencement of Conciliator and Role of Conciliator
10. Settlement Agreement
11. Impact of UNCITRAL Rules

Group – B

1. Justice Mallimath Committee Report.
2. Mediation and Negotiation Council (SalishiSabha)
3. Judicial Settlement (Sec. 89 of CPC)

Group – C

The Legal Services Authorities Act, 1987 (With special emphasis on LokAdalat)

Books Recommended

1. Paranjape N.V – Arbitration and Alternative Dispute Resolution
2. Singh, Avataar – Law of Arbritation and Conciliation
3. Tewari, O.P. – Arbritation and Conciliation Act, 1996
4. Bhardwaj, H.R. – Arbitration and conciliation
5. Bachawat, R.H. – Law of Arbitration and Conciliation
6. Johari – Commentary on arbitration and conciliation Act, 1996

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Three (3) year LL.B Course
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Course Structure

6th Semester				
Paper No.	**Title of the Paper**	**Full Marks**	**University Exam.**	**Internal Assessment**
6.1	**Human Rights Law and Practice**	**100**	**80**	**20**
6.2	**Company Law**	**100**	**80**	**20**
6.3	**Principles of Taxation Law**	**100**	**80**	**20**
6.4	**Professional Ethics (Clinical Paper – III) as prescribed by the BCI**	**100**	**80**	**20**
6.5	**Moot Court & Internship (Clinical Paper – IV) as prescribed by the BCI**	**100**		

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Three (3) Year LL.B. Course

6th Semester

Paper 6.1: Human Rights Law and Practice

1. Meaning, Orign and Development of Human Rights.
2. Universal Declaration of Human Rights, 1948.
3. A) International Covenant on Civil and Political Rights 1966. B) International Covenant on Social, Cultural and Economic Rights 1966. C) Optional Protocol 1979
4. The Protection of Human Rights Act, 1993 (NHRC and SHRC – Constitution, Power and Function)
5. Human Rights and the Constitution of India
6. Remedies for violation of Human Rights
7. Role of Judiciary to promote and protect Human Rights.

Book Recommended

1. Paras, Diwan – Human Rights and Law
2. Pandey, J.N – Constitution Law in India
3. Shukla, V.N – Constitutional Law of India
4. Arora, Lalit Kr – Human Rights
5. Anand, V.K. – Human Rights
6. Chandra, U – Human Rights
7. Das, Jatindra Kr – Human Rights Law and Practice (2016), PHI Learning (Delhi)

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Three (3) Year LL.B. Course

6th Semester

Paper 6.2: Company Law

(COMPANIES ACT, 2013)

1. **Company**
   - i. Historical Developments
   - ii. Meaning and Definition
   - iii. Types of Companies in India
   - iv. Corporate Personality
   - v. Essentials of Corporate Personality
   - vi. Piercing of Corporate Veil
2. **Corporate Incorporation and Management**
   - a. Certificate of Incorporation
   - b. Memorandum and Articles of Association
   - c. Doctrine of Ultra Vires
   - d. Doctrine of Indoor Management, Constructive Notice
   - e. Promoters: Rights and Duties
   - f. Prospectus
3. **Directors**
   - a. Directors: Appointment, Removal, Position, Powers and Duties of Directors.
   - b. Audit Committee: It's Role
   - c. Officer who is in default
   - d. Liability of Independent directors.
4. **Shares**
   - a. Definition
   - b. Allotment of Shares
   - c. Share capital and Types
   - d. Transfer and Transmission of Shares
5. **Debenture**
   - a. Definition
   - b. Charge and Kinds

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c. Crystallization

6. **Dividend**
   a. Meaning
   b. Definition
   c. Essentials
7. **Meetings**
   a. Types of Meetings
   b. Procedure of calling meeting
   c. Company's resolutions and its kinds
8. **Oppression & Mismanagement and Investigation**
   a. Rule in Foss V. Harbottle
   b. Prevention of Oppression
   c. Prevention of Mismanagement
   d. Role & Powers of the Company Law board
   e. Role & Powers of Central Government
   f. Company Investigation
9. **Merger and Amalgamations**
10. **Corporate Liquidation**
    a. Winding up of Companies
    b. Mode of winding up to the companies
    c. Compulsory winding up under the order of the Tribunal
    d. Voluntary winding up
    e. Contributories
    f. Payment of liabilities
11. **Corporate Governance and Social Responsibility**
    a. Importance of Corporate Governance
    b. Different system of Corporate Governance
    c. Impact of Legal Traditions and the Rule of law on Corporate Governance
    d. Legal Reforms of Corporate Governance in India
    e. Reports of the various committee on Corporate Governance
    f. Emerging Trend based on the recommendation of the Committees in the Companies Act, 1956 and the Listing Agreement with Special reference to Clause – 49
    g. Corporate Social and Environmental Responsibility

Books Recommended

1. Kapoor, N.D – Company Law
2. Ramaiya, A – Commentaries on Company Law

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3. Sing, Avtar – Company Law

Three (3) Year LL.B. Course

6th Semester

Paper 6.3: Principles of Taxation Law

GROUP - A

1. a. Definition of Tax, b. Features Tax, c. Uses of Tax, d. Taxation system is a fundamental right under the constitution, e. Classification of Taxes – Direct Tax and Indirect Tax

GROUP – B

2. Direct Taxes Preliminary – (Section 2,4,5,6,9,10 under the Income Tax Act, 1961
3. Heads of Income a. Income from salary b. Income from House Property c. Income from Business of Profession (Definition, Basic Charge, Elements of business and profession and Deductible items from business income) d. Income from capital gain e. Income from other sources
4. Rebate, Relief and Deductions
5. Return, Assessment Procedure

GROUP – C

6. Indirect Taxes-a. West Bengal Value Added Tax, 2003 (i) Define VAT, Advantages and Disadvantages of VAT (ii) Important definitions under the WBVAT Act, 2003 (iii) Incidence and levy of Tax (iv) Registration of dealer, amendment and cancellation of registration (v) Schedule of Goods
7. Service Tax
   a. Definition, List of Taxable services, Rate of service tax, Essential character of Service Tax
   b. Registration, Payment of Tax, Furnishing Return and Penalty

8. Central Excise –
   a. Chargebility of Central Excise, Some definition of Central Excise, b. CENVAT Credit, Power and Function of Central Excise Officer, c. Offences and Penalties under Central Excise Act.

Book Recommended

1. Roy, Kailash – Taxation Laws
2. Myneni S.R. – Law of Taxatior

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3. Gupta, Ahuja – Direct Tax Law and Practice
4. Singhania – Indirect Tax
5. Taxmann of Service Tax

Three (3) Year LL.B. Course

6th Semester

Paper 6.4: Professional Ethics (Clinical Paper – III) as prescribed by the BCI

Outline of the course: Professional Ethics, Accountancy for Lawyers and Bar-Bench relations. This course will be taught in association with practicing lawyers on the basis of the following materials.

a. Mr. Krishnamurthy lyer's book on Advocacy

b. The Contempt of Law and Practice

c. The Bar Council Code of Ethics.

d. 50 selected opinions of the Disciplinary Committees of Bar Councils and 10 major judgments of the Supreme Court on this subject.

e. Assessment through case study, Viva-voce and Periodical problem solution besides the written tests.

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Three (3) Year LL.B. Course

6th Semester

Paper 6.5: Moot Court & Internship (Clinical Paper –IV) as prescribed by BCI

This paper shall have three components of 30 marks each and Viva for 10 marks.

a) Moot Court (30 Marks), every students may be required to do at least three moot courts in a year with 10 marks for each. The moot court work will be on assigned problem and it will be evaluated for 5 marks for written submission and 5 marks for oral advocacy.
b) Observance of trial in two cases, one civil and one criminal (30 marks), students may be required to attend two trial in the courts of the last two or three years of LL.B. studies. They will maintain a record and enter the various steps observed during their attendance on different days in the court assignment. The scheme will carry 30 makes.
c) Interviewing techniques and pre-trail preparations and internship diary (30 marks): each student will observed two interviewing session of client of the lawyer's Chamber? Legal aid office and record the proceedings in a dairy, which will carry 15 marks. Each students will further observe the preparation of documents and court papers by the advocate and the procedure for the filling of the suit/petition. This will be recorded in the dairy.
   Which will carry 15 marks.
d) The fourth component of this paper will be Viva-Voce Examination on all the above three aspects. This will carry 10 marks.

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