



### List of New Course(s) Introduced

**Department : Law**

**Programme Name : B.A.LL.B.**

**Academic Year : 2018-19**

#### **List of New Course(s) Introduced**

Sr. No.	Course Code	Name of the Course
1.	LAIATT1	Law of Torts
2.	LAIATT2	Law of Contract-I
3.	LAIATT3	Political Science-I
4.	LAIATT4	Sociology-I
5.	LAIATA5	General & Legal English-I
6.	LAIBTT1	Family Law - I
7.	LAIBTT2	Law of Contract-II
8.	LAIBTT3	Political Science-II
9.	LAIBTT4	Sociology-II
10.	LAIBTA5	General & Legal English-II (AECC)



Minutes of Meetings (MoM) of Board of Studies (BoS)

**Academic Year : 2018-19**

**School : School of Studies of Law**

**Department : Law**

**Date and Time : July 11, 2018 - 11:00 AM**

**Venue : Office of Head of Department**

The scheduled meeting of members of Board of Studies (BoS) of Department of Law, School of Studies of Law, Guru Ghasidas Vishwavidyalaya, Bilaspur was held to design and discuss the B.A.LL.B. (I to X Semesters) and B.COM.LL.B. (I to X Semesters) scheme and syllabi.

The following members were present in the meeting:

1. Prof. D. D. Prusty (External Expert Member BoS), Principal, Government Naveen Law College, Bhatapara, Baloda Bazar)
2. Dr. V. S. Rathore (Dean, Professor, Dept. of Law cum Chairman, BOS)
3. Dr. Raghvendra Singh Thakur (HOD), Assistant Professor, Dept. of Law-cum member, BOS)
4. Mr. Pravesh Dalei (Member BoS), Assistant Professor, Dept. of Law)

Following points were discussed during the meeting

1. The members discussed for changes in marking scheme 70+30 of B.A.LL.B. (I to X Semesters).
2. The members discussed for changes in marking scheme 70+30 of B.COM.LL.B. (I to X Semesters).
3. The members discussed for implementation of Choice Based Credit System (CBCS) in 71 courses of B.A.LL.B. and B.COM.LL.B. Programmes from the session 2018-219.

The committee discussed and approved the scheme and syllabi of New Courses. List of New Courses in B.A.LL.B. Programme:

1. Law of Torts
2. Law of Contract- I
3. Political Science-I
4. Sociology-I
5. General & Legal English-I
6. Family Law-I
7. Law of Contract-II
8. Political Science-II
9. Sociology-II
10. General & Legal English-II
11. Family Law-II
12. Constitutional Law-I
13. Political Science-III



14. Sociology-III
15. Hindi-I
16. Environmental Studies-I
17. Law of Crimes-I
18. Constitutional-II
19. Political Science-IV
20. Economics-I
21. Hindi-II
22. Environmental Studies-II
23. Law of Crimes-II
24. Company Law
25. Political Science-V
26. Economics-II
27. Administrative Law
28. Environmental Law
29. Law of Evidence
30. Jurisprudence
31. Political Science-VI
32. Economics-III
33. Labour Law
34. Civil Procedure Code
35. Property Law
36. Banking Law
37. Insurance Law
38. Merger and Acquisition
39. Interpretation of Statutes
40. Legislative Drafting
41. Industrial Laws
42. Professional Ethics
43. Public International Law
44. Drafting Pleading Conyeancing
45. Taxation Law
46. Information Technology
47. Competition Law
48. Land Laws
49. Human Rights
50. Equity and Trust
51. Financial Market Regulation
52. Alternative Dispute Resolution
53. Intellectual Property Right
54. Cross Border Investment
55. Law of Right to Information
56. Civil Society and Public Grievances
57. Citizenship and Emigration Law
58. Seminar-I
59. Criminology & Penology
60. Women and Law
61. Law and Agriculture
62. Law of the Sea and International River
63. Media Law



64. Government Account and Audit
65. Cyber Law
66. Corporate Governance
67. Moot Court & Internship
68. Conflict of Laws
69. I.M.F. and World Bank
70. Public Interest Lawyering, Legal Aid & Para Legal Services
71. Seminar-II

**The committee discussed and approved the scheme and syllabi of New Courses. List of New Courses in B.COM.LL.B. Programme:**

1. Law of Torts
2. Law of Contract- I
3. Accountancy- I
4. Business Administrative- I
5. General & Legal English-I
6. Family Law-I
7. Law of Contract-II
8. Accountancy- II
9. Business Administrative- II
10. General & Legal English-II
11. Family Law-II
12. Constitutional Law-I
13. Accountancy- III
14. Business Administrative- III
15. Hindi-I
16. Environmental Studies-I
17. Law of Crimes-I
18. Constitutional-II
19. Accountancy- IV
20. Economics-I
21. Hindi-II
22. Environmental Studies-II
23. Law of Crimes-II
24. Company Law
25. Accountancy- V
26. Economics-II
27. Administrative Law
28. Environmental Law
29. Law of Evidence
30. Jurisprudence
31. Accountancy- VI
32. Economics-III
33. Labour Law
34. Civil Procedure Code
35. Property Law
36. Banking Law
37. Insurance Law
38. Merger and Acquisition
39. Interpretation of Statutes



40. Legislative Drafting
41. Industrial Laws
42. Professional Ethics
43. Public International Law
44. Drafting Pleading Conyeancing
45. Taxation Law
46. Information Technology
47. Competition Law
48. Land Laws
49. Human Rights
50. Equity and Trust
51. Financial Market Regulation
52. Alternative Dispute Resolution
53. Intellectual Property Right
54. Cross Border Investment
55. Law of Right to Information
56. Civil Society and Public Grievances
57. Citizenship and Emigration Law
58. Seminar-I
59. Criminology & Penology
60. Women and Law
61. Law and Agriculture
62. Law of the Sea and International River
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71. Seminar-II

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Signature & Seal of HoD





## Scheme and Syllabus

MARKING SCHEME OF COURSES TAUGHT IN B.A.L.L.B. FIVE YEAR INTEGRATED COURSE.

Semester	Name of the course	I <sup>ST</sup> UNIT TEST	II <sup>ND</sup> UNIT TEST	END SEMESTER EXAM	TOTAL
Semester I					
I	Law of Torts	15	15	70	100
	Law of Contract-I	15	15	70	100
	Political Science-I	15	15	70	100
	Sociology-I	15	15	70	100
	General & Legal English-I (AECC)	15	15	70	100
Semester II					
II	Family Law - I	15	15	70	100
	Law of Contract-II	15	15	70	100
	Political Science-II	15	15	70	100
	Sociology-II	15	15	70	100
	General & Legal English-II (AECC)	15	15	70	100
Semester III					
III	Family Law - II	15	15	70	100
	Constitutional Law - I	15	15	70	100
	Political Science-III	15	15	70	100
	Sociology - III	15	15	70	100
	Hindi-I (AECC)	15	15	70	100
Environmental Studies-I (AECC)	15	15	70	100	
Semester IV					
IV	Law of Crimes-I	15	15	70	100
	Constitutional Law - II	15	15	70	100
	Political Science-IV	15	15	70	100
	Economics-I	15	15	70	100
	Hindi-II (AECC)	15	15	70	100
Environmental Studies-II (AECC)	15	15	70	100	
Semester V					
V	Law of Crimes-II	15	15	70	100
	Company Law	15	15	70	100
	Political Science-V	15	15	70	100

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	Economics-II	15	15	70	100
	Administrative Law	15	15	70	100
	Environmental Law	15	15	70	100
<b>Semester VI</b>					
VI	Law of Evidence	15	15	70	100
	Jurisprudence	15	15	70	100
	Political Science-VI	15	15	70	100
	Economics-III	15	15	70	100
	Labour Law	15	15	70	100
	Civil Procedure Code	15	15	70	100
<b>Semester VII</b>					
VII	Property Law	15	15	70	100
	Banking Law/ Insurance Law/Merger and Acquisition	15	15	70	100
	Interpretation of Statutes /Legislative Drafting	15	15	70	100
	Industrial Laws	15	15	70	100
	Professional Ethics (SEC)	15	15	70	100
	Public International Law	15	15	70	100
<b>Semester VIII</b>					
VIII	Drafting, Pleading, Conveyancing (SEC)	15	15	70	100
	Taxation Law	15	15	70	100
	IT Law/Competition Law	15	15	70	100
	Land Laws	15	15	70	100
	Human Rights and Humanitarian Law	15	15	70	100
	Equity and Trust/Financial Market regulation	15	15	70	100
<b>Semester IX</b>					
IX	Alternative Dispute Resolution (SEC)	15	15	70	100
	Intellectual Property Right/Cross Border Investment	15	15	70	100
	Law of RTI/Civil Society and Public Grievances/ Citizenship and emigration Law	15	15	70	100

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	Seminar-I		30 (Viva)	70 (Seminar paper file)	100
	Criminology & Penology/ Women and Law	15	15	70	100
	Law and Agriculture/Law of the Sea and International River	15	15	70	100
<b>Semester X</b>					
	Media Law/Govt. Accounts & Audit	15	15	70	100
	Cyber Law/Corporate Governance	15	15	70	100
	Moot Court & Internship Exercises (SEC)				100
X	Conflicts of Laws/IMF and World Bank	15	15	70	100
	Public Interest Lawyering, Legal Aid and Paralegal Services (SEC)	15	15	70	100
	Seminar-II		30 (Viva)	70 (Seminar paper file)	100

*Praveen Dahiya*  
15/10/18

*[Signature]*  
दिनांक/NO  
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*To Praveen Dahiya*





**B.A.LL.B. (Five year Integrated Course)**

**SEMESTER-I**

**Law of Torts**

**Marks: 100 [70 + 30]**

**Course Credits: 4**

**Unit 1. Tort: Definition, Nature, Scope and Objects**

1.1. A wrongful act- violation of duty imposed by law, duty which is owed to people generally (in rem) - *damnum sine injuria* and *injuria sine damnum*.

1.3. Defences in Tort

1.3.1. *Volenti non fit injuria*

1.3.2. Necessity, private and public

1.3.3. Plaintiff's fault

1.3.4. Act of God

1.3.5. Inevitable accident

1.3.6. Private defence

1.3.7. Statutory authority

1.3.8. Judicial and quasi-judicial acts

1.3.9. Parental and quasi-parental authority

1.4. Doctrine of sovereign immunity and its relevance in India

**Unit 2. Liability**

2.1 Principles of Liability in Torts

1.2.1. Fault:

1.2.1.1. Wrongful intent



1.2.1.2. Negligence

1.2.2. Liability without fault

1.2.3. Violation of ethical codes

1.2.4. Statutory liability:

1.2.5. Place of motive in torts

2.2 Vicarious Liability

2.1. Basis, scope and justification

2.1.1. Express authorization

2.1.2. Ratification

2.1.3. Abetment

2.2. Special Relationships:

2.2.1. Master and servant - arising out of and in the course of employment - who is master? - The control test - who is servant? - Borrowed servant, independent contractor and servant, distinguished

2.2.2. Principal and agent

2.2.3. Corporation and principal officer

2.3 Motor Vehicles Accident: Motor Vehicles Act, 1988

2.3.1 Evolution of law relating to compensation in accidents involving motor vehicles.

2.3.2 No fault liability

2.3.3 Hit and run motor accident

2.3.4 Insurance against third party risks-liability of insurer-owner-driver

2.3.5 Compensation-who can claim-how to claim-where to claim

### **Unit 3. Torts against persons and property**

3.1. Assault, battery, mayhem

3.2. False imprisonment

3.3. Defamation- libel, slander including law relating to privileges



3.4. Marital relations, domestic relations, parental relations, master and servant relations

3.5. Malicious prosecution

3.6. Shortened expectation of life

3.7. Nervous shock

#### Unit 4. Torts generally & remedies

4.1. Trespass to land, trespass *ab initio*, dispossession

4.1.1. Movable property- trespass to goods, detinue, conversion

4.1.2. Torts against business interests - injurious falsehood, misstatements, passing off

4.2 Negligence

4.2.1. Basic concepts

4.2.1. Theories of negligence

4.2.2. Standards of care, duty to take care, carelessness, inadvertence

4.2.3. Doctrine of contributory negligence

4.2.4. Res ipsa loquitur and its importance in contemporary law

4.2. Liability due to negligence: different professionals

4.4. Liability of common carriers for negligence

4.5. Product liability due to negligence: liability of manufacturers and business houses for their products

4.3. Nuisance

4.3.1. Definition, essentials and types

4.3.2. Acts which constitute nuisance- obstructions of highways, pollution of air, water, noise, and interference with light and air

4.4. Absolute/Strict liability

4.4.1. The rule in Rylands v. Fletcher

4.4.2. Liability for harm caused by inherently dangerous industries

4.5. Legal remedies



4.5.1. Award of damages- simple, special, punitive

4.5.2. Remoteness of damage- foreseeability and directness

4.5.3. Injunction

4.5.4. Specific restitution of property

## 5. Consumer Protection Act, 1986

## 6. Recent Developments

### Leading Cases

1. *Town Area Committee v. Prabhu Dayal*, AIR 1975 All. 132
2. *Ashby v. White* (1703) 2 Lord Raym 938
3. *Donoghue v. Stevenson* (1932) All ER Rep. 1
4. *Indian Medical Association v. V. P. Shantha*, AIR 1996 SC 550
5. *Jacob Mathew v. State of Punjab* (2005) 6 SCC 1
6. *Rylands v. Fletcher* (1868) LR 3 HL 330
7. *M. C. Mehta v. Union of India*, AIR 1987 SC 1086
8. *M. P. Electricity Board v. Shail Kumar*, AIR 2002 SC 551
9. *K.N. Kalita v. Jadab Chandra Patgiri*, A.I.R. 1976 LR 379
10. *Souma Mitra v. M. P. State Road Transport Corporation* AIR 1974 MP 68.

### Prescribed Legislation:

1. Motor Vehicles Act, 1988
2. Consumer Protection Act, 1986

### Prescribed Books:

1. W.V.H. Rogers, *Winfield & Jolowicz on Tort* (16th ed., 2002)
2. G.P. Singh, Ratanlal & Dhirajlal, *The Law of Torts* (24th ed., 2004)

### Recommended Books:

1. Avtar Singh (Rev.), P.S. Atchuthen Pillai, *Law of Torts* (9th ed., 2004)
2. P.S. Achuthan Pillai, *The law of Tort* (1994) Eastern, Lucknow
3. Salmond and Heuston - *On the Law of Torts* (2000) Universal, Delhi.
4. D.D. Basu, *The Law of Torts* (1982), Kamal, Calcutta.
5. A.S. Bhatnagar, *Motor Accident Compensation*, Orient Law House, New Delhi, 2008

<b>Course Outcome</b>	It enables the students to have knowledge of civil wrong, breach of duty, and remedy available with applicability of Motor Vehicle Act, 1988.
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**B.A.LL.B. (Five year Integrated Course)**

**SEMESTER-I**

**Contract- I**

**Marks: 100 [70+30]**

**Course credits: 4**

**Unit 1. General Principles of Law of contract**

1.1. History and nature of contractual obligations

1.2. Formation of an Agreement: (Ss. 2-10)

1.2.1 Intention to create legal relationship

1.2.2 Proposal and acceptance- their various forms, essential elements, communication and revocation- mode of revocation of offer- proposal and invitations for proposal

1.3 Making of an Agreement – Special Situations: (Ss. 2-10)

1.3.1 Tenders and Auctions

1.4. Consideration (Ss. 2(d), 2(f), 23 and 25)

1.4.1 Meaning- basis and the nature of consideration- kinds-essential elements

1.4.2 Doctrine of Privity of Contract and of consideration, its exceptions (nudum pactum)

1.4.3 Adequacy of consideration-present, past and adequate consideration

1.4.4 Unlawful consideration and its effects views of Law Commission of India on consideration- evaluation of the doctrine of consideration.

1.5. Capacity to Contract [Ss.10, 11, 12, 64, 65, 68 and Specific Relief Act, S. 33]

1.5.1 Legal disability to enter into contract - Minors, persons of unsound mind - person under legal disability- lunatics, idiots



1.5.2 Restitution in cases of minor's agreement- Liability for necessities supplied to the minor - fraud by a minor- agreements made on behalf of a minor's agreements and estoppel- evaluation of the law relating to minor's agreements other illustrations of incapacity to contract.

1.6. Free consent- Its need and definition- factors vitiating free consent. (Ss.13- 22)

1.6.1. Coercion- definition- essential elements- duress and coercion- various illustrations of coercion- doctrine of economic duress- effect of coercion

1.6.2. Undue Influence- definition- essential elements- between which parties can it exist? Who is to prove it? Illustrations of undue influence- independent advice-pardahanashin women- unconscionable bargains - effect of undue influence.

1.6.3. Misrepresentation - definition - misrepresentation of law and of fact- their effects and illustration.

1.6.4. Fraud - definition - essential elements - suggestion falsi-suppresio veri – when does silence amounts to fraud? Active- concealment of truth - importance of intention.

1.6.5. Mistake - definition - kinds- fundamental error - mistake of law and of fact - their effects - when does a mistake vitiate free consent and when does it not vitiate free consent?

1.7. Legality of objects: Limitations on Freedom of Contract (Ss. 23-30)

1.7.1. Void agreements - lawful and unlawful considerations, and objects – Distinction between void and voidable agreement, illegal and unlawful agreements and their effects.

1.7.2. Unlawful considerations and objects:

1.7.2.1. Forbidden by law

1.7.2.2. Defeating the provision of any law

1.7.2.3. Fraudulent

1.7.2.4. Injurious to person or property

1.7.2.5. Immoral

1.7.2.6. Against public policy

1.7.3. Void Agreements:

1.7.3.1. Agreements without consideration

1.7.3.2. Agreements in restraint of marriage



1.7.3.3. Agreements in restraint of trade- its exceptions- sale of goodwill, restrictions, under the partnership Act, trade combinations, exclusive dealing agreements, restraints on employees under agreements of service.

1.7.3.4. Agreements in restraint of legal proceedings- its exceptions.

1.7.3.5. Uncertain and ambiguous agreements

1.7.3.6. Wagering agreement - its exception.

1.8. Discharge of a contract and its various modes. (Ss. 37- 67)

1.8.1. By performance- conditions of valid tender of performance- How? By whom? Where? When? In what manner? Performance of reciprocal promises- time as essence of contract.

1.8.2. By breach - anticipatory breach and present breach.

1.8.3. Supervening Impossibility of performance- specific grounds of frustration application to leases theories of frustration- effect of frustration- frustration and restitution.

1.8.4. By period of limitation

1.8.5. By agreement and Novation- rescission and alteration - their effect remission and waiver of performance - extension of time- accord and satisfaction.

1.9. Quasi-contracts (Ss. 68-72)

1.9.1 Certain relations or obligations resembling those created by contract

1.9.2 Concept and classification

1.10. Remedies for Breach of Contract: (Ss.73-74)

1.10.1 Damages-kinds-remoteness of damages- ascertainment of damages

1.10.2 Mitigation of Damages- Penalty & Liquidated Damages

1.10.2. Injunction- when granted and when refused- Why?

1.10.3. Refund and restitution

1.10.4. Specific performance- When? Why?

## **Unit 2. Government as a Contracting Party**

Constitutional provisions - government power to contract- procedural requirements- kinds of government contracts- their usual clauses- performance of such contracts- settlements of disputes and remedies.



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### **Unit 3. Standard Form Contracts**

Nature, advantages - unilateral character, principles of protection against the possibility of exploitation- judicial approach to such contracts- exemption clauses - clash between two standard form contracts- Law Commission of India's views-4. Multi-national Agreement

### **Unit 4. Remedies**

4.1 Strategies and constraints to enforce contractual obligations

4.1.1 Judicial methods- redressal forum, remedies

4.1.2 Other methods like arbitration, Lok Adalat, Nyaya Panchayat and other such non formal methods

4.1.3 Systemic constraints in settling contractual disputes

4.1.3.1 Court fees, service of summons, injunctions, delay.

4.2 Specific relief

4.2.1. Specific performance of contract

4.2.1.1. Contract that can be specifically enforced

4.2.1.2. Persons against whom specific enforcement can be ordered

4.2.2 Rescission and cancellation

4.2.3 Injunction

4.2.3.1. Temporary

4.2.3.2. Perpetual

4.2.4. Declaratory orders

4.2.5. Discretion and powers of court

### **Unit 5. Leading Cases:**

1. Carlill v. Carbolic Smoke Ball (1891-4) All ER Rep. 127

2. Bhagwandas Goverdhandas Kedia v. Girdharilal Parshottamdas & Co., AIR 1966 SC 543

3. Kanhaiya Lal Aggarwal v. Union of India, AIR 2002 SC 2766

4. Abdul Aziz v. Masum Ali, AIR 1914 All. 22





5. Tarsem Singh v. Sukhminder Singh (1998) 3 SCC 471
6. Bank of India v. O.P. Swarankar, AIR 2003 SC 858)
7. M/s. Alopi Parshad & Sons Ltd. v. Union of India, AIR 1960 SC 588
8. State of West Bengal v. S.K. Mondal & Sons, AIR 1962 SC 779
9. Oil & Natural Gas Corporation Ltd. v. Saw Pipes Ltd. (2003) 4 SCALE 92
10. Central Inland Water Transport Corpn. v. Brojo Nath AIR 1986 SC 1571

Prescribed Legislations:

1. **The Indian Contract Act, 1872**
2. **The Specific Relief Act, 1963**
3. **The Indian Majority Act, 1875**

**Prescribed books: Contract-I & II**

1. P.S. Atiya, Introduction to the Law of Contract 1992 reprint ( Claredon Law Series)
2. Avtar Singh, Law of Contract & Specific Relief (9th Ed. 2005 ) Eastern, Lucknow
3. Anand and Aiyer, Law of Specific Relief (2008), Universal
4. T.R. Desai & S.T. Desai, Indian Contract Act and Sale of Goods Act.

Recommended Books: Contract-I & II

1. G.H. Treitel, Law of Contract, Sweet & Maxwell (1997 Reprint)
2. M.P.Furmston, Cheshire, Fifoot and Furmston's Law of Contract (15th ed., 2007)
3. H.K. Saharay, Dutt on Contract – The Indian Contract Act, 1872 (9th ed., 2000)
4. Avtar Singh, Principles of the Law of Sale of Goods and Hire Purchase (1998), EBC Lucknow
5. J. Beatson (ed.), Ansons' Law of Contract, (2002), Oxford, London

<b>Course Outcome</b>	This enable to learn how the contract is formed, and what are the consequences in case of breach of contract and the applicability of Indian Contract Act, 1872
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**B.A.LL.B. (Five year Integrated Course)**

**SEMESTER-I**

**Political Science-I**

Marks: 100 [70+30]

Course credits: 4

**Unit 1: Meaning, Nature, Scope. Approaches and Methods**

1. Political Science: Meaning, Nature, Scope and Significance
2. Political Science and other Social Sciences
3. Approaches to the study of Political Science
  - 3.1 Traditional Approaches
  - 3.2 Modern Approaches: Behavioralism, Post-Behavioralism, Systems Approach, Structural- Functional Approach
  - 3.3 Marxist Approach

**Unit 2: State and Sovereignty**

1. State – Nation and Civil Society
2. Theories regarding origin of the state
  - Liberal Theories
    - Theory of Divine Origin
    - Theory of Force
    - Social Contract theory
  - Marxist Theories
3. Functions of the State: Liberal and Marxist Theories
  - Liberal Theories
  - Marxian Theory of the Functions of the State
  - The Socialistic Theory
  - The Concept of Welfare State
4. Sovereignty



- Meaning and definition of Sovereignty
- Characteristics
- Sovereignty and Power
- Sovereignty and Authority
- Development of the Concept – Ancient Period, Medieval Period, Modern period
- Types/Aspects of Sovereignty – Legal, Political; Popular; National; Titular;
- *De jure* and *De facto* Sovereignty

### Unit 3: Concepts

1. Law: Meaning, Definition and Sources of Law, Concept of Rule of Law
2. Concepts of Liberty, Equality, Justice, Rights, Democracy, Power and Authority

### Unit 4: Political Ideologies

#### Political Ideologies

- Liberalism
- Marxism
- Socialism
- Democratic Socialism
- Fascism
- Nationalism
- Secularism

#### Suggested Readings

1. M P Jain - Political Theory: Liberal and Marxist
2. O. P. Gauba (2009) - An Introduction to Political Theory. Macmillan India Pvt Ltd.
3. S P Varma (2004) - Modern Political Theory, Vikas Publication House Pvt Ltd
4. A.C. Kapoor - Principles of Political Science
5. J C Johari (1987), Contemporary Political Theory, Sterling Publishers Pvt Ltd, New Delhi.
6. Prem Arora - Political Theory, Bookhive Publications, New Delhi.
7. Amal Ray & Mohit Bhattachary - Political Theory,
8. E. Ashirvadam - Political Theory
9. V.D.Mahajan - Political Theory, S.Chand

<b>Course Outcome</b>	This enable to know, the Concept of sovereignty, source of law and political ideologies.
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**B.A.LL.B. (Five year Integrated Course)**

**SEMESTER-I**

**SOCIOLOGY - I**

Marks: 100 [70+30]

Course credits: 4

**Unit 1: Sociology: A Discipline**

Definition of Sociology, Nature and Scope of Sociology, Origins and Development of Sociology, Sociological Imagination, Sociology & Common Sense, Relationship with other disciplines.

**Unit 2: Major Sociological Perspectives**

Functional, Conflict and Interactions

**Unit 3: Understanding Methodology & Writing Projects**

Methods & Methodology, writing research proposal/synopsis, different stages of projects writing

**Unit 4: Basic Concepts in Sociology**

Meaning and characteristics of society, Social groups and its major types, Status and Role, Social Control

**Unit 5: Cultural System**

Definition of Culture and its types, Cultural processes, theory of cultural growth

**Unit 6: Family, Marriage & Kinship**

Family: Definition, basic characteristics, types, functions & future of family

Marriage: Def., Rules, Forms of marriage, Mate selection, Marriage in India

Kinship: Def., Role of Residence, Descent, types of Kin & Kinship Usages

**Unit 7: Socialization**





Concept and theories of Socialization, Agencies of Socialization: Family, School, Religion, Peer group, Community and Government

**Unit 8: Social Stratification**

Concept and Theories of social stratification, Caste, Class & Power

**Unit 9: Social Interaction and Processes**

Social Interaction & Social Processes: Cooperation, Competition, Conflict, Accommodation and Assimilation

**Selected Readings**

Beteille, Andre (2002). Sociology: Essays on Approach & Method. Oxford India, New Delhi.

Bottomore, T. B. Sociology: A Guide to Problems and Literature, Blackie & Son (India) Ltd., / S. Chand & Co. Ltd., New Delhi.

Choudhary, Sujit Kumar (2006). Thinkers and Theories in Sociology: From Comte to Giddens. Gagandeep Publications, New Delhi.

Coser, Lewis A. (1977). Masters of Sociological Thought, Harcourt Base, New York.

Giddens, Anthony (1971). Capitalism and Modern Social Theory – An analysis of the writings of Marx, Durkheim and Weber, Cambridge University Press.

Giddens, Anthony (2006). Sociology. Willey India, New Delhi.

Gupta, Dipankar (1991). Social Stratification. Oxford India, New Delhi.

Haralmbos, M. with R. M. Heald. Sociology: Themes & Perspectives, Oxford University Press, Delhi.

Hughes, John A., Martin, Peter J. and Sharrock, W. W. (1995): Understanding Classical Sociology - Marx, Durkheim and Weber, Sage, London.

<b>Course Outcome</b>	It helps to understand the social structure of society, viz., culture, family, marriage, kinship with the knowledge of socialization, social stratification and social process.
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**B.A.LL.B. (Five year Integrated Course)**

**SEMESTER-I**

**GENERAL AND LEGAL ENGLISH**

**Marks: 100 [70+30]**

**Course credits: 2**

**1. Legal Language:**

Legal terminology. Legal terms - meaning.

Explanation of the following Latin Glossary/Maxims either in English or Hindi-Ab-initio, Ad hoc, Ad-interim, Ad-litem guardian, Actus non-faciet reum nisi mens sit rea, Abuse of process, Injuria sine Damnum, Damnum sine injuria, Novus actus interveniens, Respondent superior, Res Ipsa loquitur, Restitution in integrum, Caveat emptor, Res-judicata, Prima facie, Malafides, Bonafides, Expost facto, Ex-parte, Ex-gratia, Tresspass-ab-initio, Sine-die, Non-compos mentis, Nemo-dat-quod-non habeat.

**2. Abbreviation of Law Magazines & Journals**

The following Abbreviations are prescribed for study.

AIR, S.C.C., M.P.L.J., J.L.J., M.P.W.N., Cal. LR, S.C.R, S.C.W.R., AL.I.L.J., Cal. L.J., O.LR, Cr. L.J., All L.J., I.B. Rev., I.L.R., Al Cr. C., S.C.J., I.T.R., I.T.J., Bom. L.R., An. L.T.

**3. Translation of the Hindi passage into English**

**4. Proficiency in regional language : Translation of the English passage into Hindi.**

**5. Precise writing**

**6. Essay writing on the following topics of legal interest**

Marriage under Hindu Law, Marriage and Divorce under Mohmmedan Law, Essentials of a valid contract, Master's liability under the law of Tort, Right of private defence under Criminal Law, Fundamental Rights under the Indian Constitution, Emergency provisions, Theories of punishment, Independence of Judiciary.



7. **General English**

Gender, Number (Singular, Plural), Article, Tenses, Active and Passive voice, Preposition, Narration, One word Substitution, Antonyms and synonyms, Correction of Common Errors.

**Course Outcome**

It develops in the student's communication skill in English Language with its application in in the field of law.

**B.A.LL.B. (Five year Integrated Course)**

**SEMESTER-II**

**Family Law – I (Hindu Law)**

**Marks: 100 [70+30]**

**Course credits: 4**

1. Sources and Schools of Hindu Law

1.1. Evolution of the institution of marriage and family.

1.1.1 Schools and Sources of Hindu Law: the Mitakshara School and the Dayabhaga School or Bengal school.

1.1.2. Role of religious rituals and practices in marital relations

1.1.3. Types of family based upon

1.3.1. Lineage- patrilineal matrilineal

1.3.2. Authority structure- patriarchal and matriarchal

1.3.3. Location- patrilocal and matrilocal

1.3.4. Number of conjugal units - nuclear, extended, joint and composite.

2. Hindu Marriage-The Hindu Marriage Act, 1955

2.1 Applicability of legislation (section 2)

2.2 Concept and forms of marriage

2.3 Conditions for the validity of marriage (sections 3 and 5)



2.4 Solemnisation of marriage (section 7)

2.5 Registration of Marriage (section 8)

2.6 Void and Voidable marriages (sections 11 and 12)

2. Restitution of Conjugal Rights, Judicial separation, Divorce and maintenance

2.1 Restitution of Conjugal Rights (Section 9)

2.2 Judicial Separation [sections 10 and 13 (IA)]

2.3 Divorce [sections 13(1), (2), 13(1A), 13A, 13B]

2.3.1 Theories of Divorce

2.3.2 Grounds of Divorce main emphasis on Cruelty, Desertion, Option of Puberty,

Breakdown of Marriage, Mutual Consent, Irretrievable Breakdown of Marriage

2.4 Maintenance

The Hindu Marriage Act, 1955, sections 24 and 25

The Hindu Adoptions and Maintenance Act, 1956, section 18

The Criminal Procedure Code, 1973, section 125

3. Adoption and Guardianship

3.1 The Hindu Adoptions and Maintenance Act, 1956

3.2 Minority and Guardianship

The Hindu Minority and Guardianship Act, 1956

4. Inheritance: The Hindu Succession Act 1956.

4.1 Concept of joint Hindu family and coparcenary under Mitakshara and Dayabhaga law and their incidents.

4.2 Property in Hindu Law

4.2.1 Kinds and Sources of property: Coparcenary and separate property, Gift from paternal ancestor and property inherited from maternal ancestor.

4.2.2 Karta





4.2.2.1 Who can be a karta

4.2.2.2 Position of a karta

4.2.2.3 Powers, duties and liabilities of karta

4.3 Alienation of Joint Hindu Family Property

4.3.1 Alienation by karta; Sale, mortgage, gifts and wills

4.3.2 Alienation by father

4.3.3 Alienee's rights, duties and remedies

4.4 Partition

4.4.1 What is partition?

4.4.2 Subject matter of partition

4.4.3 Partition how effected

4.4.4 Persons who have a right to claim partition and who are entitled to a share

4.4.5 Rules relating to division of property

4.5 Succession to Property of a Male Intestate

4.5.1 General introduction and the application of the Hindu Succession Act, 1956

4.5.2 Devolution of Mitakshara property under the Act

4.5.3 General principles of inheritance

4.5.4 Disqualifications of heirs

4.6 Succession to the Property of Female Intestate

4.6.1 Hindu women's estate

4.6.2 Law relating to inheritance

Prescribed Legislations:

1. The Hindu Marriage Act, 1955

2. The Hindu Adoptions and Maintenance Act, 1956

3. The Hindu Minority and Guardianship Act, 1956



4. Prohibition of Child Marriages Act, 2006
5. Hindu Succession Act, 1956.
6. The Protection of Women from Domestic Violence Act, 2005

**Prescribed Books for Family-I & II:**

1. Satyajeet A. Desai, *Mulla's Principles of Hindu Law*, Vol. I & II (20th ed., 2007)
2. Paras Diwan and Peeyushi Diwan, *Modern Hindu Law* (18th ed., 2008)
3. M. Hidayatullah and Arshad Hidayatullah, *Mulla's Principles of Mahomedan Law* (19th ed., 2008)
4. Basu, N.D., *Law of Succession* (2000), Universal, Delhi
5. Pares Diwan, *Family Law: Law of Marriage and Divorce in India*, (1984).
6. Paras Diwan, *Law of Adoption, Minority, Guardianship and Custody* (2000), Universal, Delhi
7. D. Pathak, *Hindu Law*

**Recommended Books for Family-I & II:**

1. Ranganath Misra, *Mayne's Treatise on Hindu Law & Usage* (15th ed., 2006)
2. Poonam Pradhan Saxena, *Family Law Lectures, Family Law- II*, (2nd ed., 2007)
3. Duncan M. Derrett, *A Critique of Modern Hindu Law* (1970)
4. Asaf A.A. Fyzee, *Outlines of Muhammadan Law* (2008)
5. Paras Diwan, *Law of Intestate and Testamentary Succession* (1998), Universal
6. A.M.Bhattacharjee, *Muslim Law and the Constitution* (1994) Eastern Law House, Calcutta.
7. A.M.Bhattacharjee, *Hindu Law and the Constitution* (1994) Eastern Law House, Calcutta.
8. Machanda, S.C., *Law and Practice of Divorce in India*(2000) Universal
9. Law Commission of India-

<b>Course Outcome</b>	It gives the knowledge about concepts of marriage, divorce, parental custody, and succession of property, all which are applicable in Hindu community.
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**B.A.LL.B. (Five year Integrated Course)**

**SEMESTER-II**

**Contract-II**

**Marks: 100 [70+30]**

**Course credits: 4**

A. Indian Contract Act 1872 (Sections 124 to 238):

- (1) Indemnity
- (2) Guarantee
- (3) Bailment
- (4) Pledge
- (5) Agency

B. Sale of Goods Act 1930 with the special reference of the following -

Concept of Sale as a contract, Nature and Subject Matter, Essentials of contract of Sale, Transfer of Property or Goods between buyer and seller, *Caveat Emptor*, Transfer of Title, Delivery of goods, Unpaid seller, Risk *prima facie* posed with property.

C. Partnership Act 1932 with the special reference of the following:

Definition & Nature of Partnership, Rights & Duties of Partners, Legal Position of Minor in Partnership, Holding Out, Legal Consequences of non-registration of firm, Incoming & outgoing partner, Dissolution of partnership firm.

D. Limited Liability Partnership Act 2008

Leading Cases:

1. Commissioner of Income Tax v. M/s. Omprakash Premchandra Company, Indore (1996), MPLJ 876.
2. Smt. Phuljhari Devi v. Mithai Lal and others. AIR 1971 Allahabad 494.
3. Bhuwanilal v. Bhoor Singh. MPWN (1986) (11) 50.



Books Recommended:

1. Indian Contract Act by Mulla (Student Edition).
2. Sale of Goods Act, 1930.
3. Partnership Act., 1932.
4. Indian Contract Act - Eastern , Lucknow- by Avtar Singh
5. Limited liability partnership Act 2008

<b>Course Outcome</b>	It provide the knowledge about special nature of contract which regulate sales of goods, partnership, relation between principal and agents, etc.
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**B.A.LL.B. (Five year Integrated Course)**

**SEMESTER-II**

**Political Science-II**

**Marks: 100 [70+30]**

**Course credits: 4**

1. Meaning, Nature and Type of Political Systems:

Meaning of political system: David Easton and Gabriel Almond-Characteristics of Political Systems

Type of Political Systems: Democratic and Authoritarian, Parliamentary and Presidential, Federal & Unitary

2. Constituent Assembly and the Constitution of India:

The Preamble to the Constitution of India: Ideological Basis and philosophical dimensions

Salient features of the Indian Constitution: Fundamental Rights and Duties, Directive Principles; federalism, parliamentary system; amending procedures; judicial review

3. Fundamental Rights and Duties:

Constitutional provisions and political dynamics: Judicial interpretations and socio-political realities; Fundamental Duties.

4. The Union Executive:

President, Prime Minister and the Council of Ministers, Constitutional provisions/framework and political trends.

5. Parliament: The Legislature

Powers and functions of the Lok Sabha & Rajya Sabha; Parliamentary Committees; Functioning of the



Parliamentary System in India.

6. The Judiciary: The Supreme Court, High Court and Subordinate Courts; Judicial Review, Judicial Activism, Public Interest Litigation; Judicial Reforms

7. The State Executive:

Governor, Chief Minister and the Council of Ministers; Constitutional Provisions and Political Trends.

8. Pressure Groups and Political Parties

Interest and Pressure groups in Indian politics: Types of pressure groups

Evolution of Party System in India: Ideology and social base of political parties; National and Regional Parties- Contemporary trends in party politics; regionalization and fragmentation of the party system, trends in electoral behaviour; coalition politics and governmental instability in India

9. Local Self-Government in India: Panchayati Raj and Municipal Government; Structure, Power & Functions; Significance of 73<sup>rd</sup> and 74<sup>th</sup> Amendments; Changes in Rural Power structure and empowerment of the marginalized groups such as SCs/STs and Women.

<b>Course Outcome</b>	This enables to know about the nature of political system, the constituent Assembly, fundamental rights and duties, the union executive, parliament, judiciary, state executive, local self-government.
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**B.A.LL.B. (Five year Integrated Course)**

**SEMESTER-II**

**SOCIOLOGY - II**

**Marks: 100 [70+20]**

**Course credits: 4**

Unit-I: Status of Women in India

- Status of Women in contemporary Society, Devdasi system in India.
- Gender Discrimination in India
- Constitutional provisions related to Women
- Gender equality as the goal-gender mainstreaming as the strategy.

Unit-II: Caste System in India

- Caste system in society, theories related to origin of caste.
- Characteristics of caste system.
- Caste conflicts & struggle in India Society
- Problem of conversion among Dalit's in India
- Gandhi & Ambedker on Caste

Unit-III: Social Movement in India

- Tribal movement (Environmental movements-Narmada Bachao Andolan and Chipko Andolan, Tribal autonomy movements for separate states, the Naxal movement)
- Women's movements in India: an overview
- Anti-caste movements in India
- Political mobilization of the Dalit's in India

Unit-IV: Class divisions in the India Society

- Determinants of class (Income, Occupation, Education)





- Emergence of class society in India (The feudal system)
- Class divisions in the Urban set up
- Class divisions in Rural setup

Unit-V: Feminism

- Main Contention of Feminism
- History of Feminism
- Explanation of the Origins of Patriarchy
- Radical Feminist Explanation of Patriarchy

Unit-VI: Social Problems in India

- Prostitution; social aspects in India.
- Naxalism, deprivation and social injustice in India.
- Characteristics of social problems, stages in the development of social problems.
- Poverty- Unemployment and under employment over population, literacy.

Unit-VII: Development in India

- Pre-independence development initiatives in India.
- Planning and development initiatives.
- Globalization and development in India.
- Migration and urban problems

Unit-VIII: Theories of Development

- Gandhian development theory
- Classical theory
- Dependency theory
- Marxian theory

Text Books

- Ahuja Ram, Social Problems in India, Rawat Publications Indai, Jaipur.
- Memoria, C.B., Social Disorganization in India, Kitab Mahal, Allahabad

Reference Books

1. Merton, K. Robert and Nisbet, Contemporary Social Problems, Harcourt Brace Jovancrich, New York.
2. Kart and S. Cary, Exploring Social Problems: Reading and Research, Alfred Publishing Co., INC, California.
3. Stanley, D. Eitzen, Social Problems, Allyn and Bacon, London.
4. Lemert, M. Social Pathology, McGraw Hill Book Company, New York.
5. Madan, G.R. Indian Social Problems, Allied Publishers, Pvt. Ltd., New Delhi.
6. Adelman, I., Theories of Economic Growth and Development, Standord University Press.
7. Andrew, G. "Marxist Economics" The new palgrave: a dictionary of economics

**गुरु घासीदास विश्वविद्यालय**  
(केन्द्रीय विश्वविद्यालय अधिनियम 2009 क्र. 25 के अंतर्गत स्थापित केन्द्रीय विश्वविद्यालय)  
**कोनी, बिलासपुर - 495009 (छ.ग.)**



**Guru Ghasidas Vishwavidyalaya**  
(A Central University Established by the Central Universities Act 2009 No. 25 of 2009)  
**Koni, Bilaspur - 495009 (C.G.)**

8. Angus, M. Phase of Capitalist Development. OUP.

<b>Course Outcome</b>	Status of Women in India; Social Movement in India; Development in India
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**B.A.LL.B. (Five year Integrated Course)**

**SEMESTER-II**

**English-II**

**Marks: 100 [70+30]**

**Course credits: 2**

Unit 1

Introduction to legal language: Characteristics of legal language, History of legal language, Legal language in India, English as a medium of communication for legal transaction in India.

Unit 2

Phonetics & phonology: the phonetic script, consulting a dictionary for pronunciation – exercise with audio aids, reading exercises-stress, accent and intonation suitable for Indian speakers with emphasis on clarity of speech and felicity of expression.

Unit 3

Paragraph writing

Unit 4

Letter writing (all types)

Unit 5

Transformation of sentences (all types)

Unit 6

Correction of sentences (all types)

Unit 7

Legal terms & their usage: Plea, Written Statement, Plaintiff, Appeal, Defence, Petition, Magistrate, Judge, Court, Tribunal, Divorce, Judicial Separation, Litigation, Public, Private, Matrimonial Home, Legal, Illegal, Rules, Regulations, Legitimate, Illegitimate, Adoption, Maintenance, Dying Declaration, Alimony, Valid, Monogamy, Bigamy, Polygamy, Will, Deed, Agency, Agreement, Bail, Bailable, Non-Bailable, Bailment, Minor, Mis-Statement, Pledge.

Unit 8

Legal Essays: Cyber law and crime, Public interest litigation in India, Right to information under the Constitution, Right to die and the Constitution, Problem of child labour in India, Importance of Consumer protection, Protection of Human Rights, Need of fast track courts, Judicial activism in India, Effectiveness of Anti dowry legislation, Law: a noble profession.



Suggested Reading:

- Eastwood John, Oxford Practice Grammar, Oxford Uni. Publication.
- Concise Legal Dictionary, Pioneer Publisher, New Delhi.
- Jones Daniel, English Pronouncing Dictionary.
- Collins Cobuild students Grammar.
- Hewings, Hartin, Advanced English Grammar, Cambridge Uni. Press.
- Amin A, Eravelly R., Ibrahim F.J., Grammar Builder (in IV Vol.), CUP.
- Murphy Raymond, Essential English Grammar, CUP
- Wallace, Michael J: Study Skills in English, CUP, Cambridge, 1980.
- Madabhushi Sridhar, Legal Language, Asia Law House, Hyderabad.
- Anirudh Prasad, Outlines of Legal Language in India, CLP, Allahabad.
- Bhatnagar, R.P. & R. Bhargava, Law and Language. New Delhi, Macmillan.
- Brown, Gordon W., Legal Terminology, New Jersey: Prentice Hall, 1990.
- Cochrane, Michael. Legal English, Paris Cujas, 1979.
- Cross Ian et al. Skills for Lawyers, Jordan Publishing Company, 1997.
- Cutts Martin, The Plain English Guide, OUP, 1995.
- Garner Bryan, A Dictionary of Modern Legal Usage, New York, OUP, 1987.

**Course Outcome**

It advance the communication skill in English language and make them use it efficiently in the field of law.