



### List of New Course(s) Introduced

**Department : Law**

**Programme Name : B.COM.LL.B.**

**Academic Year : 2020-21**

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

Sr. No.	Course Code	Name of the Course
1.	LLBCr501T	Law of Crimes-II
2.	LLBCr502T	Company Law
3.	BComLLBCr503T	Accountancy-V
4.	LLBCr504T	Economics-II
5.	LLBCr505T	Administrative Law
6.	LLBCr506T	Environmental Law
7.	LLBCr601T	Law of Evidence
8.	LLBCr602T	Jurisprudence
9.	BComLLBCr603T	Accountancy-VI
10.	LLBCr604T	Economics-III
11.	LLBCr605T	Labour Law
12.	LLBCr606T	Civil Procedure Code



## DEPARTMENT OF LAW



GURU GHASIDAS VISHWAVIDYALAYA, BILASPUR (C.G.)  
(A Central University Established by the Central University Act. 2009 No. 25 of 2009)

### 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. The following courses were revised in B.A.LL.B. (III to X Semesters):

- ❖ Constitutional Law-I
- ❖ Law of Crimes-II
- ❖ Company Law
- ❖ Political Science-V
- ❖ Environmental Laws



- ❖ Jurisprudence
- ❖ Property Law
- ❖ Banking Law
- ❖ Taxation Law
- ❖ Land laws
- ❖ Human Rights and Humanitarian Law
- ❖ Alternate Dispute Resolution
- ❖ Intellectual Property Rights

The following courses were also revised in B.COM.LL.B. (III to X Semesters):

- ❖ Constitutional Law-I
- ❖ Law of Crimes-II
- ❖ Company Law
- ❖ Environmental Laws
- ❖ Jurisprudence
- ❖ Property Law
- ❖ Banking Law
- ❖ Taxation Law
- ❖ Land laws
- ❖ Human Rights and Humanitarian Law
- ❖ Alternate Dispute Resolution
- ❖ Intellectual Property Rights

Signature & Seal of HoD

**विभागाध्यक्ष/HOD**  
**वेधि अध्ययन शाला/School of Law**  
**गुरु घासीदास विश्वविद्यालय**  
**Guru Ghasidas Vishwavidyalaya**  
**बिलासपुर (छ.ग.)/Bilaspur (C G)**

**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.)**

## **Scheme and Syllabus**



MARKING SCHEME OF COURSES TAUGHT IN **B.COM.LL.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
<b>Semester I</b>					
I	Law of Torts	15	15	70	100
	Law of Contract-I	15	15	70	100
	Accountancy-I	15	15	70	100
	Business Administration-I	15	15	70	100
	General & Legal English-I (AECC)	15	15	70	100
<b>Semester II</b>					
II	Family Law - I	15	15	70	100
	Law of Contract-II	15	15	70	100
	Accountancy-II	15	15	70	100
	Business Administration-II	15	15	70	100
	General & Legal English-II (AECC)	15	15	70	100
<b>Semester III</b>					
III	Family Law - II	15	15	70	100
	Constitutional Law - I	15	15	70	100
	Accountancy-III	15	15	70	100
	Business Administration - III	15	15	70	100
	Hindi-I (AECC)	15	15	70	100
	Environmental Studies-I (AECC)	15	15	70	100
<b>Semester IV</b>					
IV	Law of Crimes-I	15	15	70	100
	Constitutional Law - II	15	15	70	100
	Accountancy-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

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Praveen  
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Praveen Dahi  
15/10/18

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विधि अध्यापन शाखा / School of Law  
गुरु घासीदास विश्वविद्यालय  
कोनी, बिलासपुर - 495009



Semester V					
V	Law of Crimes-II	15	15	70	100
	Company Law	15	15	70	100
	Accountancy-V	15	15	70	100
	Economics-II	15	15	70	100
	Administrative Law	15	15	70	100
	Environmental Law	15	15	70	100
Semester VI					
VI	Law of Evidence	15	15	70	100
	Jurisprudence	15	15	70	100
	Accountancy-VI	15	15	70	100
	Economics-III	15	15	70	100
	Labour Law	15	15	70	100
	Civil Procedure Code	15	15	70	100
Semester VII					
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
Semester VIII					
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

*To Praveśh Dele*

*Praveśh Dele*  
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Semester IX					
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
	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
	Semester X				
X	Media Law/Govt. Accounts & Audit	15	15	70	100
	Cyber Law/Corporate Governance	15	15	70	100
	Moot Court & Internship Exercises (SEC)				100
	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

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15/10/18

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15/10/18  
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विधि अध्ययन कक्षा / School of Law  
गुरु घासीदास विश्वविद्यालय  
कोनी, बिलासपुर (छ.ग.)



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

**SEMESTER - V**

**LAW OF CRIMES – II**

100 Marks[70+30]

Course credits: 4

1. 1. **Introductory:**

Hierarchy of Criminal Courts, The organisation of police, prosecutor, defence counsel and prison authorities and their duties functions and powers.

2. **Pre-trial process**

- FIR
- search and seizure
- arrest
- Magisterial Powers to Take Cognizance

3. **Trial**

- Kinds of trial
- Commencement of proceedings
- Charge
- Examination of witnesses

4. **Judgment**

5. **Appeal, Review, Revision**

6. **Transfer of case**

7. **Bail:**

- concept, purpose : Constitutional overtones.
- Bailable and Non - Bailable offences
- Cancellation of bail
- Anticipatory bail

8. **Plea Bargaining**

9. **Maintenance**

10. **Juvenile Justice Act 2015**

11. **Probation of Offenders Act 1958**

Leading Cases :

- (1) Savitri V/s. Govind Singh : 19<sup>5</sup>MPLJ Page 662 SC.
- (2) R. Balkrishna Pillai V/s. State of Kerala : AIR 1996 SC 901.
- (3) Inder Singh V/s. State of M.P. : MPLJ 1990 p. 365.





(4) State of M P Vs. Ramesh Nai MPLJ 1975.

**Bibliography :**

- (1) Ratanlal Dhirajlal : Criminal procedure code (1999), Universal, Delhi.
- (2) Juvenile Justice (case & protection of children) Act 2000.
- (3) Probation of Offender's Act. 1958.
- (4) Principles Commentaries on the Code of Criminal Procedure, 2 Vol. (2000), Universal.

<b>Course Outcome</b>	Students would understand the procedure aspects of criminal law beginning from, among other things, constitution of criminal court, arrest, bail cognizance, charge, trial, judgement, appeal as followed by agencies of criminal justice system.
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**B.COM.LL.B. (Five year Integrated Course)**

**SEMESTER - V**

**COMPANY LAW**

**100 Marks (70+30)**

**Course credits: 4**

Companies Act 2013 with the Special Reference of Following -

1. Meaning of Corporation:

Theories of corporate personality, Creation and extinction of corporations.

2. Forms of Corporate and Non-Corporate Organizations:

Corporations, partnership and other associations of persons, state corporations, government Companies and Small - scale, Co-operative, Corporate and Joint sector.

3. Law relating to companies

Need of company for development, formation of a Company, Registration and Incorporation.

Memorandum of association - various clauses - Alteration therein -doctrine of ultravires.

Articles of association - binding force - alteration - its relation with memorandum of association - doctrine of constructive notice and indoor management - exceptions.

Prospectus - issue - contents - liability for misstatements-statement in lieu of prospectus.

Promoters-Position-duties and liabilities

Shares-General principles of allotment statutory restrictions-share certificate its objects and effects"- transfer of shares-restrictions on transfer - procedure for transfer - refusal of transfer-role of public finance institutions, relationship between transferor and transferee - issue of shares at premium and discount - depository receipts-dematerialized shares (DEMAT)

Shareholder -who can be and who cannot be a shareholder – modes of becoming a shareholder -calls on shares- forfeiture and surrender of shares - lie on shares.

Share capital -Kinds - alteration and reduction of share capital - further issue of capital - conversion of loans and debentures into capital- duties of courts to protect the interests of creditors and shareholders.

Directors -Position - appointment - qualifications - vacation of office-removal - resignation - powers and duties @f directors - meeting, registers, loans - remuneration of directors - role of nominee directors –compensation for loss of office - managing directors - compensation for loss of office managing directors and other managerial personnel.

Meetings -Kinds - Procedure - voting.

Dividends -payments - capitalization - profit.

Borrowing powers - powers - effect of unauthorised borrowing charges and mortgages- loans to other companies – investments contracts by companies.



Debentures-meaning - fixed and floating charge – kinds debentures - Share holder and debenture holder-remedies of debenture holders.

Protection of minority rights.

Protection of oppression and mismanagement - who can apply ? Powers of the company. Court and the central government Investigation - powers.

Private companies -nature and advantages- government companies holding and subsidiary companies.

Regulation and amalgamation.

Winding up types by court reasons - grounds who can apply procedure powers of Liquidator - powers of court - consequences of winding up order - voluntary winding up by members - payment of liabilities - preferential payment, unclaimed dividends - Winding up of unregistered company.

4. Corporate Liability :

Legal Liability of companies civil and criminal.

Remedies against them civil, Criminal and tortious - Specific Relief Acts. Writs, Liability under special status.

Book Recommended :

1. AvtarSingh, Indian Company Law (1999), Eastern Lucknow.
2. L.C.B. Gower, Principles of Modern Company Law (1997) Sweet and Maxwell, London.
3. Palmer, Palmer's Company Law (1987), Stevens. London.
4. R.R. Pennington, Company Law (1990). Butterworths.
5. A. Ramaiyya, Guide to the Companies, Act, (1998), Wadha.
6. S.M. Shah. Lectures on Company Law (1988), Tripathi, Bombay.

<b>Course Outcome</b>	It enables the students to know the law relating to company affairs and management.
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**B.COM.LL.B. (Five year Integrated Course)**

**SEMESTER-V**

**Accountancy-V**

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

**Course credits: 4**

Learning objective: It enables the students to know the basics of Income Tax Act and its implications.

Unit I: Introduction: Basic concepts: Income, Agricultural Income, and Casual Income, Assessment Year, Previous Year, Gross Total Income, Total Income, Person, Assesse, Residential status and incidence of tax; Exemptions from Tax.

Unit II: Computation of Income under the head

- i. Income from salary
- ii. Income from house property

Unit III: Computation of Income under the head

- iii. Income from business or profession
- iv. Capital gains
- v. Income from other sources

Unit IV: Clubbing of income and aggregation of income; Set off and carry forward of losses; Deductions from gross total income while computing total income

Unit V: Computation of total income and tax liability of an individual; Tax deducted at source (TDS); Advance Payment of Tax; Assessment Procedure; Refund of Tax, Appeals; and Penalties

Suggested Reading:

1. Gaur, V. P. & Narang, D. B.: Income tax – Law & practices; Kalyani Publishers, Ludhiana
2. Ahuja, Girish & Gupta, Ravi: Systematic Approach to Income Tax; Bharat law House, New Delhi
3. Mehrotra, H.C.: Income Tax Law; Sahitya Bhawan, Agra
4. Pagare, Dinkar: Law and Practice of Income Tax; S. Chand & Sons, New Delhi
5. Singhanian, V K : Students Guide to Income Tax, Taxman Publications (P) Ltd. Delhi
6. Saklecha, Sripal; Income Tax-Law & Accounts, Satish printers, Indore

**Course Outcome**

It enables the students to know the basics of Income Tax Act and its implications.



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

**SEMESTER-V**

**Economics-II**

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

**Course credits: 4**

1. Structure of Indian Economy  
Nature of Economy, Natural Resources, Infrastructure, National Income in India
2. Indian Agriculture  
Indian Agriculture Policy, Agricultural Production, Agricultural Inputs and Finance,  
Agriculture Labour, Agriculture Prices
3. Industrial Development in India  
Industrial Development : Industrial Policy, Small Scale Industries, Public Sector Undertakings,  
Industrial Sickness in India, Major industries
4. Foreign Trade & Foreign Capital  
India's Foreign trade : Composition and Direction, India's Balance of Payments,  
India and World Economy : WTO, Globalization,
5. Banking  
Reserve Bank in India, Commercial Banks, Development Financial Institutions,  
Capital Market, Rural banking,
6. Public Finance in India  
Indian Tax Structure, Public Expenditure, Budget, Finance Commission,  
Fiscal policy



7. New Economic Reforms

New Economic Reforms, Liberalization, Privatization and Disinvestment policy,  
Globalization and Trade sector Reforms

8. Problems and Issues

Poverty, Unemployment, Rising of prices, Disparity of Income and Wealth,  
Regional Disparity, Conservation of Environment

<b>Course Outcome</b>	It makes understand the students about structure of Indian economy, Indian agriculture, industrial development, foreign trade & capital, banking and public finance, and about economic reforms taken by now.
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**B.COM.LL.B. (Five year Integrated Course)**

**SEMESTER - V**

**ADMINISTRATIVE LAW**

**100 Marks (70+30)**

**Course credits: 4**

- (1) Evolution, Nature and Scope of Administrative Law.
  - (a) From a Laissez - faire to a social welfare state.
  - (b) State as regulator of private interest.
  - (c) Other functions of modern state: relief, welfare.
  - (d) Evolution of administration as the fourth branch of government – necessity for delegation of powers of administration.
  - (e) Evolution of agencies and procedures for settlement of dispute between individual and administration.
  - (f) Definition and scope of administrative law.
  - (g) Relationship between Constitutional law and administrative law.
  - (h) Separation of powers.
  - (i) Rule of Law.
- (2) Legislature Powers of Administration -
  - (a) Necessity for delegation of legislative power.
  - (b) Constitutionality of delegated legislative powers of exclusion and inclusion and power to modify statute.
  - (c) Requirements for the validity of delegated legislation.
  - (d) Publication of delegated legislation.
  - (e) Legislative control of delegated legislation
  - (f) Laying procedures and their efficiency.
  - (g) Committees on delegated legislation - Their Constitution, Function and effectiveness.
  - (h) Hearing before legislative Committees.
  - (i) Judicial control of delegated legislation.
  - (j) Sab - delegation of legislative powers.
- (3) Judicial Powers of Administration -
  - (a) Need for devolution of adjudicatory authority on administration.
  - (b) Administrative tribunals and other adjudicating authorities : their ad – hoc character.
  - (c) Tribunals - need, nature, constitution, jurisdiction and procedure.



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- (d) Jurisdiction of administrative tribunals and other authorities.
- (e) Distinction between quasi -judicial and administrative functions.
- (f) Natural Justice and its Implementations.
- (g) The right of hearing - essentials of hearing process.
- (h) No man shall be judge in his own cause.
- (i) No man shall be condemned unheard.
- (j) The right to Counsel.
- (k) Institutional decisions.
- (l) Administrative appeals.
- (4) Judicial control of administrative Action -
- (a) Exhaustion of administrative remedies.
- (b) Standing: standing for Public Interest litigation (Social action litigation ) Collusion, bias.
- (c) Laches.
- (d) Resjudicata.
- (e) Grounds.
- (f) Jurisdictional error / ultra vires.
- (g) Abuse and non-exercise of jurisdiction.
- (h) Error apparent on the face of the record.
- (i) Violation of principles of natural justice.
- (j) Remedies in Judicial Review.
- (k) Statutory appeals.
- (l) Mandamus.
- (m) Certiorari.
- (n) Prohibition.
- (o) Quo – warranto
- (p) Habeas corpus.
- (q) Declaratory judgments and injunctions.
- (r) Specific performance and civil suits for Compensation.
- (5) Administrative Discretion -
- (a) Need for Administrative Discretion.
- (b) Administrative Discretion and rule of law.
- (c) Limitations on exercises of discretion.





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- (d) Modified exercises of discretion.
- (e) Constitutional imperatives and use of discretionary authority.
- (f) Non - exercise of discretionary power.
- (6) Liability for wrongs (Tortious and contractual)
- (a) Tortious Liability: Sovereign and non-sovereign functions.
- (b) Statutory immunity.
- (c) Act of state.
- (d) Contractual liability of Government.
- (e) Government privilege in legal proceeding state secrets, and right to interest.
- (f) Transparency and right to information.
- (g) Estoppel and waiver.
- (7) Corporations and public undertakings -
- (a) State monopoly - remedies against arbitrary action or for acting against public policy.
- (b) Liability of public and private Corporations - departmental undertakings.
- (c) Legislative and Governmental Control.
- (d) Legal remedies.
- (e) Accountability - Committee on public undertaking, Estimates Committee etc.
- (8) Informal Methods of Settlement of Disputes and Grievance Redressal Procedure -
- (a) Public inquiries and commissions of inquiry.
- (b) Ombudsman : Lok Pal, Lok Ayukta.
- (c) Vigilance Commission.

**Leading Cases -**

- (1) Bharat Bank Ltd Vs Employees of Bharat Bank Ltd AIR (1950) SC. 188
- (2) A.K. Kripak and others Vs Union of India and others - AIR (1970) SC 150.
- (3) Bhagat Raja Vs Union of India AIR (1967) SC 1606.
- (4) Harishankar Bagla Vs state of M.P. AIR (1954) SC 465.

**Books Recommended -**

- (1) Peter Cane - An Introduction to Administrative Law (1996) Oxford..
- (2) Wade - Administrative Law (1989), Butterworth ed. (B.L.Jones).
- (3) J.C.Garner - Administrative Law (1989), Butterworth ed (B.L.Jones).



- (4) Jain & Jain - Principles of Administrative law (1997) Universal, Delhi.
- (5) M.P. Jain - Cases and Materials on Indian Administrative law Vol I and II 1996.
- (6) S.P. Same - Administrative Law (1998) Butterworths - India, Delhi.
- (7) De Smith - Judicial Review of Administrative Action (1995 Sweet and Maxwell with supplement.
- (8) D.D.Basu - Comparative Administrative law (1998).
- (9) M.A.Fazal - Judicial Control of Administrative Action In India, Pakistan & Bangladesh.

<b>Course Outcome</b>	It enable to know, among other things, the laws relating to administration and concepts of natural justice.
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**B.COM.LL.B. (Five year Integrated Course)**

**SEMESTER - V**

**ENVIRONMENTAL LAWS**

**100 Marks (70+30)**

**Course credits: 4**

1. Concept of environment and pollution:
  - a. Environment: Meaning and contents
  - b. Pollution : Meaning, Kinds of pollution. Effects of pollution.
2. Constitutional Perspectives:
  - a. Directive Principles.
  - b. Fundamental Duty.
  - c. Fundamental Right.
  - d. Right to clean & healthy environment.
3. Environment Protection :
  - a. Protection Agencies : Powers and Function.
  - b. Protection : Means and Sanctions.
4. The Environment Protection Act 1986.
5. Water (Prevention and Control of Pollution) Act. 1974 and Air (Prevention and Control of Pollution) Act. 1981. With special reference to:
  - a. Meaning and Standards.
  - b. Culprits and victims.
  - c. Offences and Penalties.
  - d. Judicial Approach.
6. Noise Pollution :
  - a. Legal Control.
  - b. Court's of Balancing: Permissible and impermissible Noise.
7. Wild Life (Protection) Act, 1972. With special reference to :
  - a. Wild Life.



- b. Sanctuaries and national Parks.
  - c. Licensing of Zoos and Parks.
  - d. State Monopoly in the sale of Wild life and Wild life articles.
  - e. Offences against wild life.
8. The Prevention of Cruelty to Animals Act, 1960.

**Leading Cases:**

1. M.C. Mehta Vs. Union of India AIR SC 382.
2. Mandu Distilleries Pvt. Ltd. Vs. Pradooshan Niwaran Mandal AIR 1995 M.P. 57.
3. Moorena Mandal Sakhari Sakhari Karkhana and other Vs. M.P. Board for Prevention and Control of Water Pollution Bhopal 1993 MPLJ 487.
4. Santosh Kumar Gupta Vs. Secretary Ministry of Environment New Delhi 1997 (2) 602 AIR 1998 (M.P) 43.
5. Rural Litigation Entitlement Kendra v Union of India
6. Vellore Citizen case
7. MV Naidu case
8. Godavarman case

**Books Recommended:**

- (1) The Environment Protection Act, 1986.
- (2) The Air (Prevention and Control of Pollution) Act, 1981.
- (3) Water (Prevention and Control of Pollution) Act. 1974.
- (4) The Wild-Life Animal (Protection) Act. 1972.
- (5) Prevention of cruelty to Animal Act 1960.
- (6) R.B. Singh & Suresh Misra, Environmental Law in India (1996), Concept Publishing Co., New Delhi.
- (7) Kailash Thakur, Environmental Protection Law and Policy in India (1997), Deep & Deep Publications, New Delhi.
- (8) Indian Journal of Public Administration, Special Number of Environment and Administration, July-September 1988. Vol. XXXV, No. 3, pp. 353-801.

<b>Course Outcome</b>	This enables to understand the environmental jurisprudence containing different principles in environment law and to understand, inter alia, the wild life protection law.
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**B.COM.LL.B. (Five year Integrated Course)**

**SEMESTER - VI**

**LAW OF EVIDENCE**

**100 Marks (70+30)**

**Course credits: 4**

1. The Indian Evidence Act 1872 with the special reference of the following topics.  
The main features of the Indian Evidence Act 1872.  
Other acts which deal with evidence (Special reference to CPC. Cr.PC).  
Problem of applicability of Evidence Act.  
Administrative.  
Administrative Tribunals.  
Industrial Tribunals.  
Commissions of Enquiry.  
Court-martial.  
Disciplinary authorities in educational institutions.
2. Central Conceptions in law of evidence :  
Facts : section 3 definition : distinction - relevant facts/ facts in issue.  
Evidence : oral and documentary.  
Circumstantial evidence and direct evidence.  
Presumption (Section 4).  
Proved, Disproved, Not proved, witness.  
Appreciation of evidence.
3. Facts : relevancy :  
The Doctrine of res gestae (Section 6, 7, 8, 10).  
Evidence of common intention (Section 10).  
The problems of relevancy of "Otherwise" irrelevant facts (Section 11).  
Relevant facts for proof of custom (Section 13).  
Facts concerning bodies & mental state (Section 14, 15).



4. Admission and Confessions:
  - General principles concerning admission (Section 17. 23).
  - Differences between "Admission" and "Confession".
  - The problems of non-admissibility of confessions caused .by "any inducement" threat or promise" (Section 24).
  - Inadmissibility of confession made before a police officer (Section 25).
  - Admissibility of custodial confessions (Section 26).
  - Admissibility of "information" received from accused person in custody, with special reference to the problem of discovery based on "joint statement (Sec. 27).
  - Confession by co-accused (Section 30)
  - The problems with the judicial action based on a "retracted confession".
5. Dying Declarations:
  - The justification for relevance on dying declaration (Section 32).
  - The judicial standards for appreciation of evidentiary value of dyino declaration.
6. Statements by Person who cannot be called Witnesses:
  - General principles.
  - Special problems concerning violation of women's rights in marriage in the law of evidence.
7. Relevance of Judgments:
  - General principles.
  - Admissibility of judgments in civil and criminal matters (Section 43).
  - "Fraud" and "Collusion" (Section 44).
8. Expert Testimony:
  - General principles.
  - Who is an expert? : types of expert evidence.
  - Opinion on relationship especially proof of marriage (Section 50)
  - The problems of judicial defence to expert testimony.
9. Oral & Documentary Evidence:
  - General principles concerning oral evidence (Sections 59-60).
  - General principles concerning Documentary Evidence (Sections 67-90).
  - General principles regarding exclusion of Oral by Documentary Evidence.



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- Special problems; re-hearing evidence.
- Issue estoppel.
- Tenancy estoppel (Section 116).
10. Witnesses, Examination and Cross Examination:
- Competency to testify (Section 118).
- State privilege (Section 123).
- Professional privilege (Section 126, 127, 128).
- Approval testimony (Section 133).
- General principles of examination and cross examination (Section 135-166).
- Leading questions (Section 140-143).
- Lawful questions in cross-examination (Section 146).
- Compulsion to answer questions put to witness.
- Hostile witness (Section 154).
- Impeaching of the standing or credit of witness (Section 155).
11. Burden of Proof :
- The general conception of onus probandi (Section 101).
- General and special exceptions to onus probandi.
- The justification of presumption and of the doctrine of judicial notice.
- Justification as to presumptions as to certain offences (Section 111A).
- Presumption as to dowry death (Section 113-B).
- The scope of the doctrine of judicial notice (Section 114).
12. Estoppels :
- Why estoppels? The rationale (Section 115).
- Estoppels, res judicata and waiver and presumption.
- Estoppels by deed
- Estoppels by conduct.
- Equitable and promissory estoppels.
- Questions of corroboration (Section 156-157)
- Improper admission and of witness in civil and criminal cases.
- Leading Cases :
- (1) Pulukuri Kotayya V/s. Emperor: AIR 1947 PC 67.



- (2) Pakala Narayan Swami V/s. King Emperor: AIR 1939 PC 47.
- (3) Kasmira Singh V/s. State of M.P. : AIR 1952 SC 159.
- (4) State of Punjab V/s. Sodhi Sukhdeo Singh : AIR 1961 SC 493.
- (5) Pulwindar Kaur V/s. State of Punjab : AIR 1952 SC 354.
- (6) State of U.P. V/s. Deoman Upadhaya : 1960 SC 1125.

Select Bibliography :

- (1) Ratanlal Dhiraj lal: Law of Evidence (1994), Wadhwa & Co., Nagpur.
- (2) Avtar Singh : Principles of the law of Evidence (1992), Central Law Agency, New Delhi.
- (3) Sarkar and Manohar: Sarkar on Evidence (1999), Wadhwa & Co., Nagpur
- (4) Indian Evidence Act, (As amended up to date).

<b>Course Outcome</b>	It develops among students an idea about what facts are relevant and admissible, how it is proved, on whom the burden of proof lies, what facts is already presumed by courts, etc.
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**B.COM.LL.B. (Five year Integrated Course)**

**SEMESTER -VI**

**JURISPRUDENCE**

**100 Marks (70+30)**

**Course credits: 4**

1. Introduction:  
  
Meaning of the term 'Jurisprudence', Scope of Jurisprudence, Nature and definition of Law  
  
Purpose of Law:  
  
Justice, Meaning and kinds, Justice and law: approaches of different schools, Power of Supreme Court of India to do complete justice in a case: Article 142.  
  
Sources of Law:  
  
Legislation, Precedents: concept of *stare decisis*, Customs.
2. Schools of Jurisprudence:
  - Natural Law School
  - Analytical School
  - Historical School
  - Sociological School
  - Realist School
  - Economic Approach or Marxist School
3. Administration of Justice
4. Legal rights, Liability and Obligation
  - The concept: Rights: kinds, Right-duty correlation.
  - Conditions for imposing liability, Wrongful Act, Damnum sine injuria, Mensrea, Intention, Negligence, Strict Liability, Vicarious Liability.
5. Persons: Nature of Personality, Status of unborn, minor lunatic and dead persons. Corporate personality.
6. Property:  
  
The concept: Kinds of Property
7. Possession and Ownership:  
  
The concept of Possession, Kinds of Possession, The concept of Ownership, Kinds of Ownership, Difference between possession and ownership
8. Title.



9. Procedure:  
Substantive and procedural laws: difference. Evidence: Nature and kinds.
10. Relation between Law & Morality, Law & Religion

Books Recommended:

1. R.W.M. Dias - Jurisprudence.
2. Patton - Jurisprudence.
3. Hart - The Concept of Law.
4. Salmond - Jurisprudence.
5. ,u-Ogh- ijkatis & fof/k"kkL= ,oa fof/k ds fl)kar
6. fof/k"kkL= & eatwiwfj;k ¼fgUnh xzaFk vdkneh½
7. V.D. Mahajan - Jurisprudence & Legal Theory.
8. G.V. C. Subba Rao - Jurisprudence & Legal Theory.
9. Indian Law Institute - Comparative Law

**Course Outcome**

It helps the students to understand the law and its development in various schools, and make them enable to understand various legal concepts.



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

**SEMESTER - VI**

**Accountancy-VI**

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

**Course credits: 4**

Learning objective: This course aims at imparting basic knowledge about major indirect taxes.

Unit I: Central Excise Act, 1944 – Meaning, Levy & collection, classification of Goods, definition, registration, valuations, computation of central excise duty, payment of duty and removal of goods, refund of duties, appeals & penalties, CENVAT scheme in excise.

Unit II: Chhattisgarh Excise Duty – Brief history, objectives; import, export, and transport; licences, permits and passes; duties and fees.

Unit III: Customs Duty Act, 1962 – An overview, levy, collection & exemption from customs duties, date of determination of duty & tariff valuation, prohibitions/restrictions on import & export, determination of duty, warehousing, duty drawbacks U/s 74 & 75, special provisions relating to Baggage's, postal goods.

Unit IV: Central Sales Tax, 1956 – Features, terms, definitions, registration of dealers- procedure of cancellation & duplication & registration, computation of taxable turnover and tax liability; filing of returns; use of various forms; authorities; penalties & appeals.

Unit V: Service Tax – Concepts and general principles; charge of service tax and taxable services of select services; valuation of taxable services; payment of services tax and filing of returns; VAT: concepts and general principles, calculation of VAT liability including input tax credits; VAT procedures; introduction of CGVAT.

Suggested reading:

1. Datey, V. S, Indirect Taxes – Law and Practice, Taxman Publications, New Delhi.
2. Balachandram, V., Indirect Taxes, Sultan Chand & Sons, New Delhi.
3. Chowdhary, Harshad C., Central Excise and Customs, Ashoda Publication, Udaipur.
4. How to deal with VAT: Kul Bhushan, Pearson Education, 2005.
5. Saklecha, Sripal; Indirect Tax, Satish Printers, Indore.
6. Mehrotra, H. C.; Indirect Tax, Sahitya Bhawan, Agra.

<b>Course Outcome</b>	It enables the students to understand the principles of indirect tax.
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**B.COM.LL.B. (Five year Integrated Course)**

**SEMESTER-VI**

**Economics-III**

Marks: 100 [70+30]

Course credits: 4

1. Poverty : Concepts and Measurement  
Different concepts of poverty, Indicators and Measurement of poverty  
  
Causes of Poverty, Estimates of Poverty in India, Poverty Line,  
  
Law and Economics  
Law and Poverty, Law and Development
2. Development : Concept and Approaches  
Concepts of Economic Growth and Development, Human Development  
  
Underdevelopment and Indian Economy, Causes of Underdevelopment  
  
Economic Disparity in India, Regional Disparity in India
3. Economic Planning in India  
Aims and Objectives of Indian Planning, Overview of 50 years of Indian Planning  
  
Review of Eleventh Five Year Plan, Objectives and Monitorable targets of 12<sup>th</sup> Plan  
  
Inclusive Growth, Sustainable Growth,
5. Poverty Alleviation and Development Programmes  
  
Employment Generation schemes, Poverty Alleviation schemes  
  
Area development programmes, schemes for vulnerable sections of society,
6. Laws for Vulnerable Groups  
  
Human rights, Civil Rights, Law relating to SC, ST, Bonded Labour, Child labour,  
  
Unorganized labour,



7 Rights to People

Right to Education, Food Security, Right to Information, Rights to Forest dwellers,

8 Legal Aid

Legal Aid Concept; evolution, Existing system of legal aid in India;

NALSA, SALSA, Lok Adalats, PIL,

Role of institutions of legal education in legal aid services.

<b>Course Outcome</b>	It integrates the general understanding of economics with the concepts of poverty and development, economics planning, development programs, and law protecting the interest of vulnerable groups, and providing legal aid to the poor.
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**B.COM.LL.B. (Five year Integrated Course)**

**SEMESTER -VI**

**LABOUR LAWS**

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

**Course credits: 4**

The following Acts are prescribed for study

1. Industrial Dispute Act, 1947.
2. Trade Union Act, 1926.
3. C.G. Industrial Relation Act
4. Minimum Wages Act, 1948.
5. Fatal Accident Act, 1855

Leading Cases :

- (1) Pottery Mazdoor Panchayat V/s. The Perfect Pottery Co. Ltd. S. Others. AIR 1979 SC 1356.
- (2) Sarguja Raigarh Moter Karmchari Sangh V/s. Managing Director Sarguja Raigarh Roadways Pvt. Ltd & others. 1968 J LJ 942. (M.P.L.J. 1968, P. 470.

Books Recommended:

- (1) Shrivastava K.D., Commentaries on Minimum Wages Act 1948 ('95), Eastern, Lucknow.
- (2) R.C. Saxena. Labour Problems & Social Welfare
- (3) V.V. Giri, Labour Problems in Indian Industries. 1972
- (4) O.P. Malhotra The Law of Industrial Dispute.
- (5) C.G. Industrial Relation Act.
- (6) S.C. Shrivastava, Social Security & Labour Laws, 1985.

**Course Outcome**

It enable to understand the law relating to Industrial dispute, trade union, Minimum wages, Fatal Accidents, inter-alia.



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

**SEMESTER -VI**

**CIVIL PROCEDURE CODE AND LIMITATION ACT**

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

**Course credits: 4**

- A. Civil Procedure Code 1908 with Special reference of the following -
1. Introduction:  
Concepts.  
Decree - holder, judgment - debtor, Mesne profits, Plaint,  
Written statement. Affidavit, Judgment, Decree, Order,  
Execution , Restitution.  
Distinction between decree and judgment and between decree and order.
  2. Jurisdiction:  
Kinds - Hierarchy of courts, Suit of civil nature - scope and limits.  
Resubjudice and Resjudicata. Foreign judgment - enforcement.  
Place of suing.  
Institution of suit- Parties to suit: Joinder, mis-joinder or non-joinder of parties-representative suit.  
Frame of suit: Cause of action.  
Alternative disputes resolution (ADR). Summons. Transfer of suits.
  3. Pleadings:  
Rules of pleading, signing and verification. Alternative pleadings.  
Construction of pleading, Plaint: particulars. Admission, return and rejection. Settlement of Issues.  
Written statement/particulars, rules of evidence. Set off and counter claim : Distinction, Discovery, inspection and production of documents. Interrogatories. Privileged documents. Affidavits.
  4. Appearance, examination and trial :  
Appearance: Ex-parte procedure. Summary and attendance of witnesses. Trial. Adjournments. Interim orders: commission arrest or attachment before judgment, injunction and appointment of receiver, Interests and costs, Judgment & Decrees.
  5. Execution:  
The concept, General principles. Power for execution of decrees, Procedure for execution (ss. 52-54). Enforcement, arrest and detention (ss. 55-59). Attachment (ss. 60-64). Sale (ss. 65-97). Delivery of property, Stay of execution.



6. Suits in particular cases:

By or against government (ss. 79-82). By aliens and by or against foreign rulers or ambassadors (ss.83-87A). Public nuisance (ss. 91- 93). Suits by or against firm. Suits in forma pauperis. Mortgages. Inter pleader suits. Suits relating to public charities.

7. Appeals :

Appeals from original decree, Appeals from appellate decree, Appeals from orders, General provisions relating to appeal, Appeal to the Supreme Court.

8. Review, Reference and revision, Temporary injunction.

9. Miscellaneous:

Transfer of cases, Restitution, Caveat, Inherent powers of courts.

B - Law of Limitation:

Indian Limitation Act 1963 (Section 1 to 24 only).

Books Recommended:

1. Mulla, Code of Civil Procedure (1999), Universal, Delhi.
2. C.K. Thacker, Code of Civil Procedure (2000), Universal, Delhi.
3. M.R. Mallick (ed.), B.B.Mitra on Limitation Act (1998), Eastern, Lucknow.
4. P.K. Majumdar and R.P. Kataria, Commentary on the Code of Civil Procedure, 1908(1998), Universal, Delhi.
5. A.N. Saha, The Code of Civil Procedure (2000), Universal, Delhi.
6. Sarkar's Law of Civil Procedure, Vols.(2000), Universal, Delhi.
7. Universal's Code of Civil Procedure(2000).

Leading Cases:

1. Pir Gouda Hangouda Patil Vs. Kalgouda Sidha Gound and others. AIR -1957. S.C. 363.
2. Tek Bahadur Bhujil Vs. Devi Singh & Others. AIR 1966. S.C.292,
3. Kiran Singh & Others Vs. Chaman Paswan & Others. AIR 1954 S.C. 340.
4. M.P. Shrivastava Vs. Beena . AIR 1967 S.C. 1193.

**Course Outcome**

This enables students to know the detailed procedure for redressal of civil rights.