



### List of New Course(s) Introduced

**Department : Law**

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

**Academic Year : 2021-22**

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

| Sr. No. | Course Code | Name of the Course                |
|---------|-------------|-----------------------------------|
| 1.      | LLBCr701T   | Property Law                      |
| 2.      | LLBDSE701AT | Banking Law                       |
| 3.      | LLBDSE702AT | Interpretation of Statutes        |
| 4.      | LLBCr702T   | Industrial Laws                   |
| 5.      | LLBSEC701T  | Professional Ethics               |
| 6.      | LLBCr703T   | Public International Law          |
| 7.      | LLBSEC801T  | Drafting, Pleading, Conveyancing  |
| 8.      | LLBCr801T   | Taxation Law                      |
| 9.      | LLBDSE801BT | Competition Law                   |
| 10.     | LLBCr802T   | Land Laws                         |
| 11.     | LLBCr803T   | Human Rights and Humanitarian Law |
| 12.     | LLBDSE802AT | Equity and Trust                  |

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



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 2018-2019.

**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
63. Media Law
64. Government Account and Audit
65. Cyber Law
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68. Conflict of Laws
69. I.M.F. and World Bank
70. Public Interest Lawyering, Legal Aid & Para Legal Services
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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*15/10/18*

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शिक्षा अथवा कानून/सामाजिक विज्ञान  
गुरु घासीदास विश्वविद्यालय  
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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 |
|                      |  |    |    |    |     |

*Pravesh Dahi*

*Pravesh Dahi*  
15/10/18

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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> |   |    |           |                         |     |
| 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 |

*Praveesh Dada*  
15/10/18

*To Praveesh Dada*

*[Signature]*  
दिनांक/होद  
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**B.A.LL.B. (Five year Integrated Course)**

**SEMESTER -VII**

**PROPERTY LAW**

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

**Course credits: 4**

1. General principal of transfer of property (Section 1 to 53 A)
2. Specific transfers. (Section 54 to 137 )
  - (a) Sales
  - (b) Mortgages.

Charges

Lease

3. Exchange

Gifts

Actionable claims

Indian Easement Act. 1882.

- (a) Nature, Characteristics and extinction..
  - (b) Creation of Easement.
  - (c) Kinds of Easement.
  - (d) Licenses.
4. Jurisprudential Controls of Property:
    - (a) Concept and meaning of property – new property – governmental largesse.
    - (b) Kinds of property – movable and immovable property- tangible and intangible property - intellectual property- copy right – patents and designs – trademarks.
    - (c) The concept of common property resources.
    - (d) Possession and ownership as man – property relationship – finder of
    - (e) lost goods .

Books Recommended :

1. Transfer of Property Act. by Mitra.
2. Transfer of Property Act. by Mulla.
3. Law of Easement by T.S. Dessai.



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Leading Cases:

1. Nain Sukh Das Steonarayan Vs. Goverdhan Das. AIR 1948. Nag.110
2. Associated Hotel of India Vs. R.N. Kapoor. AIR 1959. S.C.1262.
3. Jama Masjid Vs. Roiamaniandra Devish other. AIR 1962. S.C.847.
4. Murarilal Vs. Deokaran. AIR 1965 S.C. 225.

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| <b>Course Outcome</b> | This paper enables the students to know the concept of property and its different kinds, and law relating to different modes of transfer of immovable property. |
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**B.A.LL.B. (Five year Integrated Course)**

**SEMESTER -VII**

**BANKING LAW**

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

**Course credits: 4**

**Banking System in India**

- a. Kinds of banks and their functions
- b. Banking Regulation Laws
  - i Reserve Bank of India Act, 1934
  - ii Banking Regulation Act, 1949
- c. Relationship between banker and customer
  - Legal Character
  - Contract between banker & customer
  - Banks duty to customers
  - The Banking Ombudsman Scheme, 1995
  - Liability under Consumer Protection Act, 1986

**Lending, Securities and Recovery by Banks**

- a. Principles of Lending
- b. Position of Weaker Sections
- c. Nature of Securities and Risks Involved
- d. Recovery of debts with and without intervention of courts / tribunal:
  - i Recovery of Debts due to Banks and Financial Institutions Act, 1993
  - ii Securitization and Reconstruction of Financial Assets and Enforcement of Security Interests Act, 2002.

**Banking Frauds**

- a. Nature of Banking Frauds
- b. Legal Regime to Control Banking Frauds
- c. Recent Trends in Banking: Automatic Teller Machine and Internet Banking, Smart Cards, Credit Cards

**Negotiable Instruments Act**

**Recent Trends of Banking System in India.**

- a. New technology
- b. Information technology
- c. Automation and legal aspects
- d. Automatic teller machine and use of internet
- e. Smart card
- f. Use of expert system
- g. Credit cards



Text books:

1. Banking Law & Negotiable Instruments Act – Sharma and Nainta
2. Banking System, Frauds and Legal Control – R.P. Namita

References:

Banking Law & Practice in India – M.L. Tannan

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| <b>Course Outcome</b> | It enables to understand the institution of Banking and law regulating the banking system in India, then to know recent trends in Banking system in India. |
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**B.A.LL.B. (Five year Integrated Course)**

**SEMESTER -VII**

**INTERPRETATION OF STATUTES AND PRINCIPLES OF LEGISLATION**

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

**Course credits: 4**

1. Interpretation of Statutes:

Meaning of the term statutes, Commencement, operation and repeal of statutes, Purpose of interpretation of statutes.

2. Aids of Interpretation:

Internal aids : Title Preamble, Headings and marginal notes. Sections and sub-sections, Punctuation marks, Illustrations. Exceptions, Provisos and saving clauses, Schedules, Non-obstante clause.

External aids : Dictionaries, Translations, Travaux preparatores, Statutes in pari materia, Contemporanea expositio, Debates, inquiry commission reports, and Law Commission reports.

3. Rules of Statutory Interpretation:

Primary rules-Literal rule, Golden rule, Mischief rule (rule in the Heydon's case), Rule of harmonious construction, Secondary rules, Noscitur a sociis, Ejesdem generis, Reddendo singula singulis.

4. Presumptions in statutory interpretation.

Statutes are valid, Presumption as to jurisdiction, Presumption against what is inconvenient or absurd, Presumption against intending injustice, Presumption against impairing obligations or permitting from ones own wrong, Prospective operation of statutes.

5. Maxims of Statutory Interpretation:

Delegatus non potest delegate., Expressio unius exclusio alterius, Generalia specialibus non derogant, In pari delicto potiores condition possidentis, Utresvaletpotiorquam pareat, Expressum tacit cessare taciturn, Jure Nature sunt immutabilia.

6. Interpretation with reference to the subject matter and purpose:

Restrictive and beneficial construction. Welfare legislation. Interpretation of Directory and mandatory provisions, Interpretation of enabling statutes.

7. Principles of Constitutional Interpretation:

Harmonious Construction, Doctrine of pith and substance.

Colorable legislation, Ancillary powers, Residuary power, Doctrine of repugnancy, Doctrine of eclipse, Doctrine of severability, Doctrine of Prospective Overruling



8. Principles of Legislation-
- (a) Law-making-the legislature, executive and the judiciary.
  - (b) Principal of utility
  - (c) Bentham's Theory of Legislation.
  - (d) Relevance of John Rawls and Robert Nozick – individual interest to community interest
  - (e) Operation of these principles upon legislation.
  - (f) Distinction between morals and legislation.

Books Recommended.

1. G P.Singh .Principles of Statutory Interpretation (7th Edition)1999, Wadhwa. Nagpur,
2. P. St. Langan (ed.) Maxwell on the Interpretation of Statutes (1976), N.M.Tripathi, Bombay.
3. K. Shanmukham, N.S. Bindra's Interpretation of Statutes (1997), The Law Book Co, Allahabad.
4. V. Sarathi, Interpretation of Statutes (1984), Eastern Lucknow.
5. M.P. Jain Constitutional Law of India (1994) .Wadhwa &Co.
6. M.P. Singh, (ed) V.N. Shukla's Constitution of India (1994) Eastern Lucknow.
7. U.Baxi Introduction to justice K.K. Mathew's Democracy Equality and Freedom (1978), Eastern, Lucknow.
8. General Clauses Act. 1897.

|                       |   |
|-----------------------|---|
| <b>Course Outcome</b> | This enables to understand the different techniques adopted by courts in construing statutes. |
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**B.A.LL.B. (Five year Integrated Course)**

**SEMESTER -VII**

**INDUSTRIAL LAWS**

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

**Course credits: 4**

The Following Acts are prescribed for Study -

- (1) Factories Act, 1948
- (2) Payment of wages Act, 1936
- (3) Employees' Compensation Act, 1923
- (4) The Child and Adolescent Labour (Prohibition & Regulation Act) 1986

Books Recommended -

- (1) R.C.Saxena Labour Problems & Social Welfare
- (2) S.C Shriwastava Social Security & labour laws 1985
- (3) Labour Laws & by Goswami

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| <b>Course Outcome</b> | It extends the knowledge of law regulating the factory, compensation to employee in case of injury, payment of wages, and prohibition of child and adolescence labour. |
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B.A.LL.B. (Five year Integrated Course)

SEMESTER -VII

**PROFESSIONAL ETHICS & AND PROFESSIONAL ACCOUNTANCY SYSTEM**

Marks: 100 [70+30]

Course credits: 4

- (1) Professional Ethics.
- (2) Accountancy for Lawyer's.
- (3) Bar Bench Relation

The above Course will be taught in association with the practicing lawyers on the basis of the following materials.

- (A) Mr. Krishnamurthy Ayer's Book on Advocacy.
- (B) The Contempt law & practice.
- (C) The Bar Council Code of Ethics.
- (D) 50 Selected opinions of the disciplinary committee of Bar Council of India and 10 major Judgments of the Supreme Court on the subject The Bar bench relation & Accountancy for lawyers.

|                       |   |
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| <b>Course Outcome</b> | It will help in understanding the professional behaviour, bench bar relationship, and is useful in developing ethics in the legal profession. |
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**B.A.LL.B. (Five year Integrated Course)**

**SEMESTER -VII**

**PUBLIC INTERNATIONAL LAW**

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

**Course credits: 4**

Introduction

1. Sources of International Law.
2. Development of International Law.
3. Status of individual in International Law.
4. Recognition of states and its consequences
5. Terrorism and Intervention.
6. Asylum, Extradition, Blockade, Nationality, Neutrality, Treaties.
7. U.N.O and Its Organs.
8. Diplomatic Agents.
9. Health Care, U.N.I. C.E.F.
10. Law of Sea, Continental shelf, jurisdiction of Territorial waters, Sea piracy

Leading Cases:

1. Anglo Norwegian Fisheries Case 19511.C.J. Reb. 166.
2. Cable & Wireless Co. Ltd. Vs Haiteselassie. 54 AIR 629.

Books Recommended:

1. Public International Law by S.K. Kapoor.
2. International law of Human Rights (O.U. P.) by Sieghart Paul.
3. International Law & Fact finding in the field of human rights by Ramchandran. B.C.(Ed).

|                       |   |
|-----------------------|---|
| <b>Course Outcome</b> | Student will be able to demonstrate knowledge and understanding of development of public international law over time to current international situation, law relating to treaties, law of seas, Asylum, extradition, etc., UNO, and other international organization, inter-alia. |
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**B.A.LL.B. (Five year Integrated Course)**

**SEMESTER -VIII**

**DRAFTING, PLEADING AND CONVEYANCING**

Marks: 100 [70+30]

**Course credits: 4**

This course will be taught through class instructions and simulation Exercises, preferably with assistance of practicing lawyer, retired judges, Apart from teaching the relevant provisions of law, the course will include 15 exercise in drafting carrying a total 45 marks and 15 exercises in conveyancing carrying another 45 marks (3 marks for each exercise)

Note :

1. Drafting:

General principles of drafting and relevant substantive rules shall be taught.

2. Pleading :

Civil, Plaint, Written Statement, Interlocutory Application, Execution Petition and Memorandum of Appeal and Revision. Petitions under Articles 226 and 32 of the Constitution of India, application against malicious prosecution

Criminal:

Complaints, Criminal Miscellaneous Petition, Bail application, Memorandum of Appeal and Revision.

3. Conveyancing:

Sale Deed, Mortgage Deed, Lease Deed, Gift Deed, Promissory Note, Power of Attorney, Will.

The remaining 10 marks will be given in a viva-voice examination which will test the understanding of legal practice in relation to drafting, pleading and conveyancing.

Book Recommended :

1. Moghas Pleading

2. Moghas Conveyancing.

|                       |  |
|-----------------------|--|
| <b>Course Outcome</b> | The student would be able to analyse and apply general principles of drafting and conveyancing, and to use effective writing techniques to draft different types of legal documents such as deeds relating to sale, mortgage, licence, lease, assignment, etc. |
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**B.A.LL.B. (Five year Integrated Course)**

**SEMESTER - VIII**

**TAXATION LAWS**

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

**Course credits: 4**

A. Indian Income Tax Act, 1961 (as amended). The following chapter are prescribed :

- Chapters - I, II, III, IV, V and VI.  
Chapter - VI (A) (Section 80 A to 80 G and 80 G to 80 Q only).  
Chapters - XIII and XIV  
Chapter - XV (Section 159 to 162,170,175 only).  
Chapter - XVI.  
Chapter - XVII (Section 220 only).  
Chapter - XX (Section 246 to 269 only ).  
Chapter - XXI.  
Chapter - XXII (Sections 275 to 280 only).

Excluding quantum of Punishment.

B. GST

Leading Cases:

1. Commissioner of I.T. (W.B.)Vs. Anwar Ali. AIR 1970 S.C. 1782.
2. Gowli Budanna Vs. Commissioner I.T. (Mysore). AIR. 1966 S.C. 1523.
3. Kyalsa Sara Bhai Vs. Commissioner I.T. (Hyderabad). AIR. 1996. S.C. 1141.

Book Recommended:

Indian Income Tax Act. 1861 (As amended up to date).

|                       |  |
|-----------------------|--|
| <b>Course Outcome</b> | This enable student to have knowledge of principles of direct and indirect taxation. |
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**B.A.LL.B. (Five year Integrated Course)**

**SEMESTER - VIII**

**COMPETITION LAW**

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

**Course credits: 4**

Unit I

Introduction

- Competition Act replaces Monopolies and restrictive trade practices Act, (MRTP Act),
- Overview of MRTP Act, and Genesis of competition law in India.
- Concept of Competition.
- Perfect Competition, Effective Competition, Concept of Monopoly.
- Need of fair competition in Market
- Concept of Market - Definition of Market, Market Power, overview of market driven economy.

Unit II

Competition Act, 2002 Anti-Competitive Agreements(Sec. 3)  
Definition of Agreement,  
Concept of Appreciable Adverse Effect on Competition,  
Hardcore Cartels, Bid Rigging,  
Tie-in Arrangement,  
Exclusive Supply Agreement,  
Exclusive Distribution Agreement,  
Refusal to Deal,  
Resale Price Maintenance.  
Abuse of Dominant Position (Sec. 4) - Definition of Dominant Position  
Abuse of Dominant Position, Relevant Market, Relevant Geographic Market, Relevant Product  
Market, Predatory Price.

Unit III

Joint Ventures,  
Mergers and Competition Law - Joint Ventures and Competition Law  
Merger and Amalgamation & Competition Law  
Definition of Control, Definition of Group,  
Regulation of Combination (Sec. 5-6)  
Competition Commission of India  
Establishment and Composition of CCI  
Duties of the Commission,  
Procedure of the workings of the Commission,  
Orders of the Commission, Powers,  
Extraterritorial Jurisdiction of the Commission,  
Execution of Orders of the Commission,  
Competition Advocacy and other Miscellaneous Provisions.





Unit IV

- IPRs and Competition Law
- Concept of IPRs, Transactions Involving Intellectual Property Rights, Protection offered by IPRs, Licensing IPRs,
- Territorial restraints,
- Conflicts of IPR law and Competition law.
- Compulsory licenses for patents interplay between intellectual property (patents) and competition law
- Application of the TRIPS Agreement Article 31(k), and competition law.

Unit V

- Competition and WTO
- Trade and Competition Policy relationship (debate)
- Investment and Competition Policy
- Technical Barriers to Trade and Competition.
- International Co-operation in Competition Policy.
- Most favoured Nation Theory
- Developing countries and competition law.

Reading Books:

1. T Ramappa, Competition Law in India, Oxford Press
2. Gautam Banerjee, Guide to the Competition Law
3. S.M. Duggar, Guide to COMPETITION Law - Commentary on MRTP Act, Competition Act & Consumer Protection Act (Set in 2 Vols.)

Reference Books:

4. Competition Law, Dr. S.C.Tripathi
5. Competition Law, Avtar Singh

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| <b>Course Outcome</b> | The course will give the students a fundamental understanding of terms, problems and basic principles and legal concepts used in Competition law in India. |
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**B.A.LL.B. (Five year Integrated Course)**

**SEMESTER - VIII**

**LAND LAWS**

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

**Course credits: 4**

- (1) Chhattisgarh Land Revenue Code 1959
- (2) The Chhattisgarh Rent Control Act, 2011
- (3) Indian Registration Act, 1908

Leading Cases -

- (1) Harprasad B. Horelal Vs Board of Revenue (1964) M.P.L.J. 370.
- (2) Nandoo Vs Babu and others (1965) M.P.L.J. 178.
- (3) ManMohan Lal Shukia Vs Board of Revenue (1964) M.P.L.J. 32.
- (4) Santosh Jayaswal and others Vs state of M.P and others J.LJ 1966 S.C.152.

Books Prescribed -

- (1) Chhattisgarh Land Revenue Code 1959
- (2) Indian Registration Act 1908
- (3) Chhattisgarh Land Revenue Code - H.K. Mishra & Ashutosh Dwivedi (India Publishing Co.)

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| <b>Course Outcome</b> | This enable student the knowledge of law applicable to land revenue and rent control in the state of Chhattisgarh along with the law relating to registration of land. |
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**B.A.LL.B. (Five year Integrated Course)**

**SEMESTER - VIII**

**HUMAN RIGHTS AND HUMANITARIAN LAW**

Marks: 100 [70+30]

**Course credits: 4**

1. Human Rights: nature, concept, origin and development
2. International Instruments
  - i. UN Charter
  - ii. Universal Declaration of Human Rights, 1948
  - iii. International Covenant on Civil and Political Rights, 1966
  - iv. International Covenant on Economic, Social and Cultural Rights, 1966
  - v. International Convention on the Elimination of all forms of Racial Discrimination, 1966
  - vi. American Convention on Human Rights, 1969
  - vii. African Charter of Human Rights, and Peoples Rights, 1981
3. The Protection of Human Rights Act. 1993.
  1. National Human Rights /Commission, Power, Function, Procedure
  2. State Human Rights Commission
4. Humanization of Warfare.
  1. Amelioration of the wounded and sick
  2. Armed forces in the field
  3. Armed forces at sea
  4. The shipwrecked
  5. Protection and facilities
  6. Prisoners of war
  7. Civilians in times of War
  8. Cultural properties
5. Refugee Law
  - i. UN High Commission for Refugee
  - ii. Conventions relating to status of refugees
  - iii. rights of refugee, obligation of refugee
  - iv. durable solution of refugee problems
6. Humanitarian law: Implementation
  1. Red Cross - role
  2. National legislation



Leading Cases:

1. ManekaGandhi Vs. Union of India AIR 1978 S.C. 597.
2. Wikram Deo Singh Tomer Vs. State of Bihar. AIR 1988 S.C. 1782.

Books Recommended :

1. Human rights in State of Emergency in International Law (O.U.P.) by Orra Jaime.
2. Human Rights in India. (Amnesty International)
4. Law Relegating to Protection of Human Rights by Awasthi / Kataria (Orient)
5. Anti-personnel Landmines Friend or Foe?, International Committee of Red Cross, (1996).
6. M.K.Balachandran, Rose Varghese, Introduction to International Humanitarian Law, (1997).

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| <b>Course Outcome</b> | It enables the student to understand the concept, nature and origin of human rights, international and national instruments of protection of human rights, then humanitarian law regarding protection of refugees, and law of warfare. |
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**B.A.LL.B. (Five year Integrated Course)**

**SEMESTER -VIII**

**EQUITY AND TRUST**

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

**Course credits: 4**

**Equity:**

- Nature, History & Court of Equity
- Maxims of equity
- Equitable Rights
- Equitable Remedies
- Equitable doctrines

**Trust:**

- Introduction  
The concept of trust: distinction with agency and contract.  
  
Development of law: common law and equity.  
  
Trusts: classification.
- Trustee: Duties, Liabilities, Powers, Rights, Disabilities
- Beneficiary: Rights and Liabilities
- Discharge of Trustees.
- Constructive Trusts : the equitable and Fiduciary Relationship :
- Charitable and religious trusts Act 1920
- Public trust doctrine
- Fiduciary Relationship

**Books Recommended:**

- (1) R.E. Megarry and P.V. Baker: Snell's principles of Equity.
- (2) Ouer N.: Indian Trust Act (1997), Delhi Law House.
- (3) Rao C.R. : The Indian Trust Act and Allied laws.
- (4) S. Krishnamurthy Aiyar and Harbans La' Swin, Principles and Digest of Trusts (1998), University Book Agency, Allahabad.
- (5) Iyer, Indian Trust Act (1997)
- (6) Equity –Mortgages, Trust & Fiduciary Relationship –S.C.Tripathi

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| <b>Course Outcome</b> | It enables understanding of the law of equity with special emphasis on fiduciary obligations, trusts, equitable assignment of property and equitable remedies, inter alia. |
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