



List of Revised Courses

Department : **Law**

Program Name : **B.A.LL.B.**

Academic Year : **2019-20**

List of Revised Courses

Sr. No.	Course Code	Name of the Course
01.	LLBCr501OldT	Law of Crimes-II
02.	LLBCr502OldT	Company Law
03.	BALLBCr503OldT	Political Science-V
04.	LLBCr506OldT	Environmental Law
05.	LLBCr602OldT	Jurisprudence
06.	LLBDSE601OldT	Banking Law



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)



Scheme and Syllabus

MARKING SCHEME OF COURSES TAUGHT IN **B.A.LL.B. FIVE YEAR INTEGRATED COURSE:**

Semester	Name of the Course	Internal Assessment	End Semester Exam	Total
I	Law of Torts	20	80	100
	Law of Contract-I	20	80	100
	Political Science-I	20	80	100
	Sociology-I	20	80	100
	General & Legal English-I	20	80	100
II	Family Law - I	20	80	100
	Law of Contract-II	20	80	100
	Political Science-II	20	80	100
	Sociology-II	20	80	100
	General & Legal English-II	20	80	100
III	Family Law - II	20	80	100
	Constitutional Law - I	20	80	100
	Political Science-III	20	80	100
	Sociology - III	20	80	100
	Hindi-I	20	80	100
	Environmental Studies-I	20	80	100
IV	Law of Crimes-I	20	80	100
	Constitutional Law - II	20	80	100
	Political Science-IV	20	80	100
	Economics-I	20	80	100



	Hindi-II	20	80	100
	Environmental Studies-II	20	80	100
V	Law of Crimes-II	20	80	100
	Company Law	20	80	100
	Political Science-V	20	80	100
	Economics-II	20	80	100
	Administrative Law	20	80	100
	Environmental Law	20	80	100
VI	Law of Evidence	20	80	100
	Jurisprudence	20	80	100
	Political Science-VI	20	80	100
	Economics-III	20	80	100
	Labour Law	20	80	100
	Banking Law	20	80	100
VII	Property Law	20	80	100
	Civil Procedure Code	20	80	100
	Interpretation of Statutes	20	80	100
	Industrial Laws	20	80	100
	Professional Ethics	20	80	100
	Public International Law	20	80	100
VIII	Drafting, Pleading, Conveyancing	20	80	100
	Taxation Law	20	80	100
	Information Technology Law	20	80	100
	Land Laws	20	80	100



	Human Rights and Humanitarian Law	20	80	100
	Equity and Trust	20	80	100
IX	Alternative Dispute Resolution	20	80	100
	Intellectual Property Right	20	80	100
	Law of Right to Information	20	80	100
	Seminar-I	20	80	100
	Criminology & Penology	20	80	100
	Law and Agriculture	20	80	100
X	Media Law	20	80	100
	Cyber Law	20	80	100
	Moot Court & Internship Exercises	30+30+30+10		100
	Conflicts of Laws	20	80	100
	Public Interest Lawyering, Legal Aid and Paralegal Services	20	80	100
	Seminar-II	20	80	100



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

SEMESTER - V

LAW OF CRIMES – II-

100 Marks [80+20]

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 : 19⁵MPLJ 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.A.LL.B. (Five year Integrated Course)

SEMESTER - V

COMPANY LAW

100 Marks (80+20)

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

SEMESTER-V

POLITICAL SCIENCE-V

Marks: 100 (80+20)

Course credits: 4

The Utilitarian Tradition

- a. J S Mill: Democracy and Representative Government, Critique of Utilitarianism
- b. Jeremy Bentham

The Enlightenment Tradition

- a. Immanuel Kant
- b. T.H. Green

The Radical Tradition

- a. Karl Marx: Dialecticism, Historical Materialism, Economic Determinism, Class Struggle and Social Change, State and Revolution, Capitalism, Dictatorship of Proletariat
- b. George Wilhem Hegel: Notion of State
- c. M N Roy: New Humanism
- d. J P Narayana: Partyless Democracy
- e. Mao Zedong: Cultural Revolution
- f. Joseph Stalin: Modification of Marxism
- g. Lenin: Simification of Marxism

The Feminist Tradition

Modern Indian Traditions

- a. Aurobindo Ghosh: Passive Resistance, The Life Divine
- b. M K Gandhi : Swaraj and Village Democracy, Civil Disobedience, Non-Violence and Politics
- c. Jawahar Lal Nehru: Developmentalism and Secularism
- d. B R Ambedkar: Inequality, Democracy and Economic Theory, Ideas on Caste



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

SEMESTER - V

ENVIRONMENTAL LAWS

Marks: 100 [80+20]

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. Environmental Protection:
 - a. Protection Agencies : Powers and Function.
 - b. Protection: Means and Sanctions.
4. **International Environment Disputes**
5. **Principles and doctrine regarding environmental law**
6. 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.
7. **National Green Tribunal Act, 2010**
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 Sahkari Sakhar 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.

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

SEMESTER -VI

JURISPRUDENCE

100 Marks (80+20)

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



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

SEMESTER -VII

BANKING LAW

Marks: 100 [80+20]

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:

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