

**MAHARSHI DAYANAND UNIVERSITY  
ROHTAK**



**NEW ORDINANCE AND SCHEME OF EXAMINATION  
OF LL.M. 2 YEAR COURSE**

**SESSION 2009-2010**

**NEW ORDINANCE**  
**MASTER OF LAWS EXAMINATION SEMESTER SYSTEM, 2009**

1. LL.M. is a full time day course. The duration of the course leading to the LL.M. Degree shall be of two academic years. Each year shall be divided into two semesters i.e. July to November/December and January to April/May. The examination shall ordinarily be held in the month of December and April/May on such dates as may be approved by the Vice-Chancellor.
2. The schedule of dates fixed in accordance with Clause-1 shall be notified by the Controller of Examinations.
3. The last date by which the examination forms and fee must reach the Controller of Examinations shall be approved by the Vice-Chancellor.
4. A person who has passed with at least 50% marks in aggregate in the LL.B. examination of the MDU, Rohtak or an examination recognized as equivalent thereto shall be eligible to join the First Semester of LL.M. Course.
5. A person who has passed any three papers of LL.M. 1<sup>st</sup> Semester and 2<sup>nd</sup> Semester of the MDU, Rohtak shall be eligible to join the LL.M. 3<sup>rd</sup> Semester.
6. The examination of LL.M. I/II Semester and III/IV Semester shall be open to a student who:
  - a. has passed the requisite qualifying examination or is covered under Clause -7 below.
  - b. has submitted his name to the Controller of Examinations through Head of the Law Department and has produced the following certificates signed by him:
    - i) of having attended the course most recently;
    - ii) of possessing good character;
    - iii) of having remained on the rolls of the Department for the year preceding the examination
    - iv) of having attended not less than 65% of the lectures in each subject (to be counted upto the last day when the classes break up for the preparatory holidays).
7. A candidate, who has failed in one or more paper(s) or fails to appear in LL.M. examination as the case may be, shall be allowed two additional subsequent chances only to pass the examination.
8. A candidate for LL.M. examination must pass the whole examination (Semester 1 to IV) within four years of his admission to the LL.M. Course, failing which he will be deemed to be unfit for the Postgraduate studies in Law and shall not be further admitted to this University for such course.

Note: The candidates admitted to LL.M. Course shall not be allowed to practice in the courts of law and/or permitted to undertake any gainful employment or work during the course.

9. A candidate who has completed the prescribed course of instructions in the Department of Law for any Semester examination, but has not appeared in it or having appeared fails may be allowed on the recommendation of the Head of the Department to appear in the examination(s)/paper(s), as the case may be, without attending fresh course of instructions. While re-appearing in the examination, the candidate shall be exempted from re-appearing in the dissertation in which he has obtained at least 50% marks. However, a candidate who wants to improve the score may be allowed to re-submit the dissertation with the permission of the Head of the Department.
10. A candidate shall submit his examination/admission form on the prescribed form with the required certificates duly countersigned by the Head of the Department of Law.
11. The amount of examination fee to be paid by a candidate shall be as prescribed by the University from time to time.
12. The medium of instructions and examination for LL.M. Course shall be English.
13. Candidates shall be examined according to the Scheme of Examination and Syllabus as approved by the Academic Council from time to time.
- \*14. A candidate admitted in LL.M. Third Semester shall have to opt a specific group of papers of his choice out of the prescribed groups mentioned in the Scheme of Examination. The dissertation should also be written on one of the topics covered by such group (as opted by the candidate). Option once exercised by a candidate shall be deemed to be final and no request for change of group etc. shall be entertained by the Department under any circumstances.
15. A candidate must write a Dissertation of 100 marks on the topic approved by the Head of the Department of Law in the Third Semester.
- \*16. The candidate shall submit to the Head of the Department an application for approval of topic for the dissertation alongwith synopsis not later than 31<sup>st</sup> December of the year of the examination.
17. Every candidate in LL.M. Third Semester shall be required to submit three copies of the dissertation alongwith the abstract of the same giving an account of the investigation/research conducted and its main findings. The abstract will not exceed 500 words. The dissertation will be examined by the external examiner appointed by the Board of Studies.
- \*18. The last date for receipt of dissertation in the office of Controller of Examinations shall be 31<sup>st</sup> March of the succeeding year of examination. However, in exceptional cases, the Vice-Chancellor may allow further extension for another six months if so recommended by the Head of the Department.
19. The reevaluation of the dissertation shall not be allowed.
20. The minimum number of marks required to pass shall be 50% in each theory paper, internal assessment and dissertation separately.
21. The students shall write one seminar paper in each subject of LL.M. Course except dissertation. The seminar paper shall be submitted at the end of each Semester before the commencement of examination.

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\* As amended by PGBOS in Law held on 28.12.2010(copy enclosed)

22. The topic of Seminar Paper shall be approved by the concerned teacher and the Head of the Department. The concerned teacher will evaluate the seminar paper and award grade A, or B, or C, or D according to the performance of the students as under:

Grade A	Outstanding
Grade B	Very Good
Grade C	Good
Grade D	Poor

The grades will be mentioned in the detailed marks certificate of the candidates. Submission of the seminar paper or each paper in each semester shall be as compulsory as the attendance in the class. Without submission of seminar papers the student shall not be allowed to appear in the examinations, even if he/she completes the requisite attendance in the class.

23. The list of successful candidates who have passed I/II/III/IV Semester examinations shall be arranged into divisions as under on the basis of total marks obtained and the division obtained by the candidate will be stated in his degree as under:
- a) Those who obtain 60% or more marks : First Division
  - b) Those who obtain 50% or more but less than 60% marks : Second Division
24. A successful candidate may, if permitted by the Head of the Department of Law, Publish after the declaration of his result, his dissertation in the book form or as a paper in a journal of repute.
25. A candidate will be allowed to appear for improvement as per the current syllabus also of his result as an ex-student in one or more theory papers within four years from the date of admission in LL.M. Course. The fact that the candidate has improved shall be mentioned in the D.M.C.
26. Notwithstanding the integrated nature of this course, which is spread over more than one academic year, the ordinance in force at the time a student joins the course shall hold good only for the examination held during or at the end of the academic year and nothing in this ordinance shall be deemed to debar the University from amending the ordinance and the amended ordinance, if any, shall unless specified otherwise, apply to all students whether old or new.

### **SCHEME OF EXAMINATION LL.M. FIRST SEMESTER**

Sr. No.	Name of Paper	Code	Written	Internal	Total Marks	Time
1.	Constitutional Law of India	M01	80	20	100	3 Hrs.
2.	Administrative Law	M02	80	20	100	3 Hrs.
3.	Jurisprudence	M03	80	20	100	3 Hrs.

### **SCHEME OF EXAMINATION LL.M. SECOND SEMESTER**

Sr. No.	Name of Paper	Code	Written	Internal	Total Marks	Time
1.	Interpretation of Statutes & Principles of Legislation	M04	80	20	100	3 Hrs.
2.	Research Methodology	M05	80	20	100	3 Hrs.
3.	Environmental Law	M06	80	20	100	3 Hrs.

**SCHEME OF EXAMINATION LL.M. THIRD SEMESTER**

Sr. No.	Name of Paper	Code	Written	Internal	Total Marks	Time
<b>Group-I (Constitutional Law)</b>						
1.	British Constitutional Law	M07	80	20	100	3 Hrs.
2.	American Constitutional Law	M08	80	20	100	3 Hrs.
3.	Dissertation				100	
<b>Group-II (Business Law)</b>						
1.	Law of Contracts in India & England	M09	80	20	100	3 Hrs
2.	Law of Corporate Management & Partnership	M-10	80	20	100	3 Hrs.
3.	Dissertation				100	
<b>Group-III (Personal Law)</b>						
1.	Hindu Law (excluding Hindu Law of Succession Trusts & Endowments)	M-11	80	20	100	3 Hrs.
2.	Muslim Law (excluding Muslim Law of inheritance wakfs and Endowments)	M-12	80	20	100	3 Hrs.
3.	Dissertation				100	
<b>Group-IV (Criminal Law)</b>						
1.	History and Principles of Criminal Law	M-13	80	20	100	3 Hrs.
2.	Comparative Criminal Procedure (India & England)	M-14	80	20	100	3 Hrs.
3.	Dissertation				100	

**SCHEME OF EXAMINATION LL.M. FOURTH SEMESTER**

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Sr. No.	Name of Paper	Code	Written	Internal	Total Marks	Time
<b>Group-I ( Constitutional Law)</b>						
1.	Comparative Federalism (India, Australia, Canada & Switzerland)	M-15	80	20	100	3 Hrs.
2.	Mass Media Law	M-16	80	20	100	3 Hrs.
3.	Human Rights	M-17	80	20	100	3 Hrs.
<b>Group-II (Business Law)</b>						
1.	Law of Corporate Finance & the S.E.B.I.Act, 1992	M-18	80	20	100	3 Hrs.
2.	Law of Negotiable Instruments, Banking & Insurance	M-19	80	20	100	3 Hrs.
3.	Industrial and Intellectual Property Law	M-20	80	20	100	3 Hrs.
<b>Group-III(Personal Law)</b>						
1.	Indian Law of Testamentary & Intestate Succession	M-21	80	20	100	3 Hrs.
2.	Religious Trusts & Endowments: Central & State Legislation	M-22	80	20	100	3 Hrs.
3.	Population Planning and Gender Justice	M-23	80	20	100	3 Hrs.
<b>Group-IV (Criminal Law)</b>						
1.	Penology & Victimology	M-24	80	20	100	3 Hrs
2.	Socio-Economic Offences and Felonious Torts	M-25	80	20	100	3 Hrs.
3.	Collective Violence and Criminal Justice System	M-26	80	20	100	3 Hrs.

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NOTE:

1. The internal assessment of 20 marks in each paper shall be as under:

- i) Assignment and Presentation                      5 Marks
- ii) One Class Tests                                      10 Marks
- iii) Discipline/conduct/Attendance/etc.              5 Marks

The schedule of class tests and presentation of the assignments etc. will be finalized by the Head of the Deptt in consultation with the teacher concerned and shall be notified to the students accordingly. However, internal assessment shall be made by the teacher teaching the subject.

2. A student who fails to appear in the class test or present assignment as the case may be on the scheduled dates due to some emergency, one special chance may be given to such student to appear in the test or present the assignment as the case may be by the Head of the Department.

3. The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

4. Every student will have to obtain minimum pass marks in theory paper, Dissertation and internal assessment separately and he will be declared successful on the basis of aggregate of theory and internal assessment.



**LL.M. FIRST SEMESTER EXAMINATION**  
Constitutional Law of India (Code M01)  
Paper One

MM : 80  
Time: 3 hours

**NOTE FOR EXAMINER/PAPER SETTER**

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

**NOTE FOR STUDENTS**

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

**BOOKS RECOMMENDED**

Seervai, M.M.	: <u>Constitutional Law of India</u>
Basu, D.D.	: <u>Commentaries on the Constitution of India</u>
Shukla, V.N.	: <u>Constitution of India</u>
Jain, M.P.	: <u>Indian Constitutional Law</u>
ILI	: <u>Constitutional Development Since Independence</u>
Joshi, G.N.	: <u>Aspects of Indian Constitutional Law</u>
Shiva Rao, B	: <u>Framing of the Indian Constitution: A Study</u>
Jain, Kashyap	: <u>The Union and the State National, Delhi, 1972</u>
Srinivasan (Ed.)	
Wheare, K.C.	: <u>Federal Government</u>
Austin, G.	: <u>Indian Constitution: The Corner Stone of a Nation</u>
Dr. Chandra Pal	: <u>Centre-State Relations; and Cooperative Federalism</u>
T.K. Tope	: <u>Indian Constitutional Law</u>
Dr. Chandra Pal	: <u>State Autonomy in Indian Federation: Emerging Trends</u>

**LL.M. FIRST SEMESTER EXAMINATION**  
Administrative Law (Code M02)  
Paper Second

MM : 80  
Time: 3 hours

**NOTE FOR EXAMINER/PAPER SETTER**

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

**NOTE FOR STUDENTS**

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

**BOOKS RECOMMENDED**

- Jain, M.P. & S.N. : Principles of Administrative Law  
Sathe, S.P. : Administrative Law  
Indian Law Institute : Cases and Materials of Administrative Law  
Griffith & Street : Principles of Administrative Law  
Wade, H.W.R. : Justice & Administrative Law: Study of the British Constitution  
Robson, W.A. : Justice & Administrative Law: A Study of the British  
Constitution  
Foulkes, David : Introduction to Administrative Law  
Gar, J.C. : Administrative Law  
Sahasarts Barnard : An introduction to the American Administrative Law  
Davis, Kannoth : Administrative Law and Government  
Golhorn & Others : Administrative Law, Cases and Comments

**LL.M. FIRST SEMESTER EXAMINATION**  
Jurisprudence (Code M03)  
Paper Third

MM : 80  
Time: 3 hours

**NOTE FOR EXAMINER/PAPER SETTER**

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

**NOTE FOR STUDENTS**

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

**BOOKS RECOMMENDED**

John Austin	: <u>Lecturers on Jurisprudence</u>
Holland	: <u>Jurisprudence</u>
Salmond	: <u>Jurisprudence</u>
Paton	: <u>Jurisprudence</u>
Dias RWM	: <u>Jurisprudence</u>
Friedman	: <u>Legal Theory</u>
Hart, HLA	: <u>The Concept of Law</u>
Alen, C.K.	: <u>Law in the Making</u>
Roscoe Pound	: <u>Outline of Jurisprudence</u>
Roscoe Pound	: <u>Philosophy of Law &amp; Morals</u>
Newman(ed.)	: <u>Essay in Jurisprudence in Honour of Roscoe Pound</u>
Stone, J.	: a) <u>Social Dimension of Law &amp; Justice</u> : b) <u>Legal System of Lawyers Reasoning</u> : c) <u>Human Law and Human Justice</u>
Llyod Dennis	: <u>Introduction of Jurisprudence</u>
Holmes	: <u>Common Law</u>
Pollock & Wright	: <u>Possession</u>
Fuller	: <u>Morality of Law</u>
Basu	: <u>Modern Theories of Law (ILL)</u>
Dhyani, S.N.	: <u>Law, Morality and Justice</u>
Cordozo	: <u>Growth of Law</u>
Stone	: <u>The Province and Function of Law</u>
Hohfield	: <u>Fundamental Legal Conceptions</u>
Vinogradoff	: <u>Outlines of Historical Jurisprudence</u>

**LL.M. SECOND SEMESTER EXAMINATION**  
Interpretation of Statutes and Principles of Legislation (Code M04)  
Paper First

MM : 80  
Time: 3 hours

**NOTE FOR EXAMINER/PAPER SETTER**

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

**NOTE FOR STUDENTS**

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

**BOOKS RECOMMENDED**

Craies	: <u>Statute Law</u>
Cross	: <u>Statutory Interpretation</u>
Maxwell	: <u>On the Interpretation of Statutes</u>
Sarup, Jagdish	: <u>Legislation and Interpretation</u>
Sarathi, Vepa P.	: <u>Interpretation of Statutes</u>
Singh, G.P.	: <u>Principles of Statutory Interpretation</u>
Bentham	: <u>Theory of Legislation</u>
Dicey, A.V.	: <u>Lecturers on the Relation Between :Law and Public Opinion in England During the Nineteenth Century</u>
Mathur	: <u>Principles of Legislation</u>
Mires, David R.Page	: <u>Legislation</u>
Alan	
Ruthnaswami	: <u>Legislation Principles and Practice</u>

**GENERAL READINGS**

Abrahm, H.L.	: <u>The Judicial Process</u>
Bell John	: <u>Policy Arguments in Judicial Decisions</u>
Cardozo, B.N.	: <u>The Nature of the Judicial Process</u>
Diredger, E.A.	: <u>The Construction of Statutes</u>
Dworkin, R.	: <u>A Matter of Principle</u>
Friedmann	: <u>Law in a Changing Society</u>
Hidayatullah, M.	: <u>Judicial Methods</u>
Indrayan, N.K.	: <u>Law and Public Opinion in India</u>
Mitchell, WJT(Ed)	: <u>The Politics of Interpretation</u>
Sutherland	: <u>Statutory Constructions</u>

**LL.M. SECOND SEMESTER EXAMINATION**  
Research Methodology (Code M05)  
Paper Second

MM : 80  
Time: 3 hours

**NOTE FOR EXAMINER/PAPER SETTER**

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

**NOTE FOR STUDENTS**

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

**BOOKS RECOMMENDED**

- M.O. Price, H.Bitner : Effective Legal Research (1978)  
And Bysiewiez  
Pauline V. Young : Scientific Social Survey and Research (1962)  
H.M. Hyman : Interviewing in Social Research (1965)  
Payne : The Art of Asking Questions (1965)  
Erwin C. Surrency, B.Fielf : A Guide to Legal Research (1959)  
And J. Crea  
Morris L. Cohan : Legal Research in Nutshell (1996), West Publishing Co.  
: Havard Law Review Association, Uniform System of Citations  
: ILI Publication, Legal Research and Methodology

**LL.M. SECOND SEMESTER EXAMINATION**  
Environmental Law (Code M06)  
Paper Third

MM : 80  
Time: 3 hours

**NOTE FOR EXAMINER/PAPER SETTER**

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

**NOTE FOR STUDENTS**

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

**BOOKS RECOMMENDED**

- : The Water(Prevention & Control of Pollution) Act, 1974
- : The Forest (Conservation) Act, 1980
- : The Air (Prevention & Control of Pollution) Act, 1981
- : The Environment (Protection) Act, 1986
- : The National Environment Tribunal Act, 1995
- : The National Environment Appellate Authority Act, 1997
- : Declaration of the United Nations Conference on the Human Environment, 1972
- : Rio Declaration on Environment and Development of 1992
- Dr. Chandra Pal : Environmental Pollution and Development: Environment Law, Policy and Role of Judiciary, 1999
- Gurdip Singh : Environmental Law, 1997
- Paras Diwan(edited) : Environment Protection: Problems, Policy and Administration, 1995
- Justice Krishna Iyer : Environmental Pollution & Law  
V.R.
- Trivedi, R.K. : Ecology and Pollution of Indian Rivers  
: World Commission on Environmental and Development
- Dr. Naresh Kumar : Air Pollution and Environment Protection (1999)

**LL.M. THIRD SEMESTER EXAMINATION**  
British Constitutional Law (Code M07), Group-I

Paper First

MM : 80  
Time: 3 hours

**NOTE FOR EXAMINER/PAPER SETTER**

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

**NOTE FOR STUDENTS**

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

**BOOKS RECOMMENDED**

- Wade, H.W.R. : Justice and Administrative Law: Study of the British Constitution  
Robson, W.A. : Justice and Administrative Law: A Study of the British Constitution  
Foulkes, David : Introduction to Administrative Law  
Bamett, Hilane : Constitutional and Administrative Law, 1996  
Keir, D.L. & : Cases in Constitutional Law, 1997  
Cawson, E.H.  
Phillips, O.Hood : Leading Case in Constitutional and Administrative Law  
Turpin, Colin : British Government and the Constitution: Text case and materials

**LL.M. THIRD SEMESTER EXAMINATION**  
American Constitutional Law (Code M08), Group-I

Paper Second

MM : 80  
Time: 3 hours

NOTE FOR EXAMINER/PAPER SETTER

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

NOTE FOR STUDENTS

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

BOOKS RECOMMENDED

Denning	: <u>Freedom Under the Law</u>
Schwartz Bernard	: <u>An Introduction to the American Administrative Law</u>
Davis, Kenneth	: <u>Administrative Law and Government</u>
Beck, J.M.	: <u>Constitution of U.S. Yesterday, Today &amp; Tomorrow</u>
Burdick, G.K.	: <u>Law of the American Constitution</u>
Cooley, T.M.	: <u>Constitutional Law in the United States of America</u>
Corwin	: <u>Constitutional and What it means today.</u>



**LL.M. THIRD SEMESTER EXAMINATION**  
Dissertation, Group-I

Paper Third

MM : 100

**LL.M. THIRD SEMESTER EXAMINATION**  
Law of Contract in India & England (Code M09), Group-II

Paper First

MM : 80  
Time: 3 hours

**NOTE FOR EXAMINER/PAPER SETTER**

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

**NOTE FOR STUDENTS**

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

**BOOKS RECOMMENDED**

Sir William Anson	: <u>Principles of Law of Contract</u>
Cheshire and Fi foot	: <u>The Law of Contract</u>
Leak	: <u>Contract</u>
Pollock & Mulla	: <u>Indian Contract Act</u>
Dutt	: <u>Contract</u>
V.G. Ramachandran	: <u>Law of Contract in India</u>
Finchd	: <u>Cases of Contract</u>
G.H. Treital	: <u>The Law of Contract</u>
Dr. Avtar Singh	: <u>Law of Contract</u>
Dr. R.K. Bangia	: <u>Law of Contract</u>
Dr. J.D. Jain	: <u>Law of Contract</u>
Chitney	: <u>Contract</u>

**LL.M. THIRD SEMESTER EXAMINATION**  
Law of Corporate Management & Partnership (Code M10), Group-II

Paper Second

MM : 80

Time: 3 hours

**NOTE FOR EXAMINER/PAPER SETTER**

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

**NOTE FOR STUDENTS**

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

**BOOKS RECOMMENDED**

L.C.B. Cower	: <u>Principles of Modern Company Law</u>
Dutta	: <u>The Company Law</u>
Ghosh	: <u>Company Law</u>
Jagdish Saroop	: <u>Commentaries on Company Act, 1956</u>
Dr. L.C. Dhingra(Ed.)	: <u>Principles of Company Law</u>
Dr. Avtar Singh	: <u>Indian Company Law</u>
S.M. Shah	: <u>Lectures on Company Law</u>
S.K. Kapoor & Majumdar	: <u>Company Law</u>
S.L. Gupta	: <u>Law of Partnership</u>
Lord Lindley	: <u>The Law of Partnership</u>
Dr. Avtar Singh	: <u>Law of Partnership</u>
Dr. R.K. Bangia	: <u>The Partnership Act</u>
D.F. Mulla	: <u>The Law of Partnership</u>
	: <u>The Partnership Act, 1932</u>

**LL.M. THIRD SEMESTER EXAMINATION**  
Dissertation, Group-II

Paper Third

MM : 100

**LL.M. THIRD SEMESTER EXAMINATION**  
Hindu Law (Code M11), Group-III  
(Excluding Hindu Law of Succession Trust & Endowments)  
Paper First

MM : 80  
Time: 3 hours

**NOTE FOR EXAMINER/PAPER SETTER**

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

**NOTE FOR STUDENTS**

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

**BOOKS RECOMMENDED**

Max Muller	: <u>Sacred Books of the East Series Law of Manu</u>
Jha, Jaganath	: <u>Hindu Law and its sources</u>
Kane/P.V.	: <u>History of Dharma Shastras</u>
Mayne, Henry	: <u>Hindu Law and Usage</u>
Sarkar, U.C.	: <u>Epochs in Hindu Legal History</u>
Derrett, J.D.M.	: <u>Religion, Law and the State in India</u>
Derrett, J.D.M.	: <u>Introduction to Modern Hindu Law</u>
Derret, J.D.M.	: <u>A critique of Modern Hindu Law</u>
Paras Diwan	: <u>Modern Hindu Law</u>
Tahir Mahmood	: <u>Studies in Hindu Law</u>
Mulla, D.F.	: <u>Hindu Law</u>

**LL.M. THIRD SEMESTER EXAMINATION**  
Muslim Law (Code M12), Group-III  
(Excluding Muslim Law of Inheritance, Wakfs and Endowments)  
Paper Second

MM : 80  
Time: 3 hours

**NOTE FOR EXAMINER/PAPER SETTER**

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

**NOTE FOR STUDENTS**

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

**BOOKS RECOMMENDED**

Baillie, Naile	: <u>Digest of Mohammendan Law</u>
Anderson, J.N.D.	: <u>Islamic Law in the Modern World</u>
Ameer Ali	: <u>Mohammendan Law (Vol.I &amp; II)</u>
Tyabji	: <u>Muslim Law</u>
Mulla, D.F.	: <u>Principles of Mohammendan Law</u>
Fyzee, AAA	: <u>Guidelines of Mohammendan Law</u>
Tahir Mehmood	: <u>Islamic Law Since Independence in India</u>
Tahir Mehmood	: <u>Muslim Law of India</u>
Khalid Rashid	: <u>Muslim Law</u>
Tahir Mahmood	: <u>Muslim Personal Law: Role of State in the Indian Sub continent</u>
David Pearl	: <u>A Text Book on Muslim Personal Law</u>
K.H. Dkinson	: <u>Muslim Family Law: A Source Book</u>
Tahir Mahmood	: <u>Personal Laws in Crisis</u>
Anderson, J.N.D.	: <u>Law Reform in the Muslim World</u>
C. Mallal & J. Corner	: <u>Islamic Family Law: Latest Developments</u>
Joseph Schacht	: <u>An Introduction to Islamic Law</u>
Paras Diwan	: <u>Muslim Law in Modern India</u>

**LL.M. THIRD SEMESTER EXAMINATION**  
Dissertation, Group-III

Paper Third

MM : 100

**LL.M. THIRD SEMESTER EXAMINATION**  
History and Principles of Criminal Law (Code M13), Group-IV

Paper First

MM : 80

Time: 3 hours

**NOTE FOR EXAMINER/PAPER SETTER**

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

**NOTE FOR STUDENTS**

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

**BOOK RECOMMENDED**

- Stephen : A History of Criminal Law of England  
Kenny : Outlines of Criminal Law  
Rattan Lal : Law of Crimes  
R.C. Nigam : Principles of Criminal Law (Law of Crimes in India)  
Shamshul Huda : The Principles of Law of Crimes in British India (Tagore Law Lectures)  
Rankin : Background of Indian Law  
H.S. Gour : Indian Penal Code  
Glanville Williams : Criminal Law  
Smith and Hogan : Criminal Law  
Indian Law Institute : Essays on Indian Penal Code  
Publication  
Peter Seago : Criminal Law Sweet & Maxwell 1981



**LL.M. THIRD SEMESTER EXAMINATION**  
Comparative Criminal Procedure (Code M14), Group-IV  
(India & England)

Paper Second

MM : 80  
Time: 3 hours

NOTE FOR EXAMINER/PAPER SETTER

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

NOTE FOR STUDENTS

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

BOOKS RECOMMENDED

- K.N.C. Pillai(Ed)  
Patric Devlin : The Criminal Prosecution in England  
: Criminal Procedure Code, 1973
- Rattan Lal : The Code of Criminal Procedure  
: 14<sup>th</sup> & 41<sup>st</sup> Report of Law Commission of India
- Celio Hamptom : Criminal Procedure
- B.P. Singh : Search, Seizure & Personal Liberty: A Comparative Study of  
Laws and Judicial Trends in India, U.S.A. & Britain (Ph.D.  
Thesis)
- Sohony : Criminal Procedure in 4 Vols. AIR Publication
- David Barnard : The Criminal Court in Action
- Richard Card (ed) : Cases and Statutes on Criminal Law
- Cross & Jones
- B.B. Mitra : Code of Criminal Procedure  
: Criminal Procedure Code, 1973  
: The Indian Evidence Act, 1872

**LL.M. THIRD SEMESTER EXAMINATION**  
Dissertation, Group-IV

Paper Third

MM : 100

## LL.M. FOURTH SEMESTER EXAMINATION

Comparative Federalism (Code M15), Group-I  
(India, Australia, Canada & Switzerland)

Paper First

MM : 80

Time: 3 hours

### NOTE FOR EXAMINER/PAPER SETTER

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

### NOTE FOR STUDENTS

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

### BOOKS RECOMMENDED

- Dr. Chandra Pal : Centre-State Relations and Cooperative Federalism  
Dr. Chandra Pal : State Autonomy in Indian Federation: Emerging Trends  
Aiyer, S.P. : Federation and Social Change, 1963  
Birch, A.H. : Federalism, Finance and Social Legislations in Canada,  
1963  
Bombwall, K.R.(Edit) : National Power and State Autonomy, 1978  
-do- : The Foundation of Indian Federalism, 1962  
Bowie & Friedrich : Studies in Federalism, 1958  
Wheare, K.C. : Federal Government, 1963  
Livingston, W.S. : Federalism & Constitutional Change, 1956  
Meekison, J.Peter(ed) : Canadian Federalism: Myth or Reality, 1968  
Reagan Michae I.D. : The New Federalism, 1972  
Vile, M.J.C. : The Structure of American Federalism, 1961  
Vile, M.J.C. : Federalism in the US, Canada & Australia, 1973

**LL.M. FOURTH SEMESTER EXAMINATION**  
Mass Media Law (Code M16), Group-I

Paper Second

MM : 80  
Time: 3 hours

**NOTE FOR EXAMINER/PAPER SETTER**

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

**NOTE FOR STUDENTS**

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

**A) Mass Media Law (Code No.16)**

1. Ownership patterns –Press-Private-Public
2. Ownership patterns –Films-Private
3. Ownership patterns-Radio & Television, Public
4. Difference between visual and Non-Visual Media-Impact of People minds

**B). Press-Freedom of Speech & Expression –Article 19(a)**

1. Includes Freedom of the Press
2. Laws of defamation, obscenity, blasphemy and sedition
3. The relating to employees wages and service conditions
4. Price and Page Schedule Regulation
5. Newsprint Control Order
6. Advertisement-is it included within freedom of speech and expression
7. Press and the Monopolies and Restrictive Trade Practices Act.

**C) Films –How far included in freedom in of speech and expression?**

1. Censorship of Films-constitutionality
2. The Abbas Case
3. Difference between Films and Press-why pre-censorship valid for films but not for the press
4. Censorship under the Cinematograph Act

**D) Radio & Television – Government Monopoly**

1. Why Government Department?
2. Should there be an autonomous corporation?

3. Effect of Television on people.
4. Report of the Chanda Committee
5. Government Policy
6. Commercial Advertisement
7. Internal Scrutiny of serials, etc.
8. Judicial Review of Doordarshan decisions: Freedom to telecast

#### E) Constitutional Restrictions

1. Radio and television subject to law of defamation and obscenity
2. Power to legislate-Article 246 read with the Seventh Scheme
3. Power to impose tax-licensing and licence fee.

#### Books Recommended

- M.P. Jain : Constitutional Law of India (1994) Wadhwa
- H.M.Seervai : Constitutional Law of India Vol.(1991) Tripathi, Bombay
- Johan B.Howard : The Social Accountability of Public Enterprises In Law and Community Controls in New Development strategies  
(International Centre for Law in Development 1980)
- Bruce Michael Boyd : Film Censorship in India: A Reasonable Restriction on Freedom of Speech and Express 14, JILI 501 (1972)
- Rajeev Dhavan : On the Law of the Press in India 26 JILI 288 (1984)
- Rajeev Dhavan : Legitimizing Government Rhetoric: Reflections on Some Aspects of the Second Press Commission
- Soli Sorabjee : Law of Press Censorship in India (1976)
- Justice E.S. : Freedom of Press: Some Recent Trends (1984)
- Venkaramiah
- DD Basu : The Law of Press of India (1980)

**LL.M. FOURTH SEMESTER EXAMINATION**  
Human Rights (Code M17), Group-I

Paper Third

MM : 80

Time: 3 hours

**NOTE FOR EXAMINER/PAPER SETTER**

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

**NOTE FOR STUDENTS**

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

1. Panoramic View of Human Rights
  - a) Human Rights in Non-Western Thought
  - b) Awareness of Human rights during the nationalist movement
  - c) Universal Declaration of Human Rights, Constituent Assembly and Part III, Drafting process.
  - d) Subsequent developments in international law and the position in India (e.g. Convention of Social discrimination, torture, gender discrimination, environment and the two human rights covenants).
2. Fundamental Rights Jurisprudence as Incorporating Directive Principles
  - a) The dichotomy of Fundamental Rights(FR) and Directive Principles (DP)
  - b) The interaction between F.R. and D.P.
  - c) Resultant expansion of basic needs oriented human rights in India
3. Right not to be subject to Torture, Inhuman or Cruel Treatment
  - a) Conceptions of Torture, Third-degree methods
  - b) "Justifications" for it
  - c) Outlawry of torture at international and constitutional law level
  - d) Incidence of torture in India
  - e) Judicial attitudes
  - f) Law Reform-proposed and pending
4. Minority Rights
  - a) Conception of Minorities
  - b) Scope of Protection
  - c) The position of minority "Woman" and their basic rights
  - d) Communal Riots as Involving violation of Rights

5. Rights to development of Individuals and Nations
  - a) The UN Declaration on Right to Development, 1987
  - b) The need for constitutional and legal changes in India from human rights standpoint
6. People's Participation in Protection and Promotion of Human Rights
  - a) Role of International NGOS
  - b) Amnesty International
  - c) Minority Rights Groups
  - d) International Bar Association, Law Asia
  - e) Contribution of these groups to protection and promotion of human rights in India
7. Development Agencies and Human Rights
  - a) Major International funding agencies and their operations in India
  - b) World Bank Lending and resultant violation/promotion of human rights
  - c) Should development assistance be tied to observance to human rights (as embodied in various UN declarations)
8. Comparative Sources of Learning
  - a) EEC Jurisprudence
  - b) The Green Movement in Germany
  - c) The International Peace Movement
  - d) Models of Protection of the rights of indigenous people: New Zealand (Maoris)  
Australia, Aborigines and Canada (Indians)
9. Freedoms
  - a) Free Press – Its role in protecting human rights
  - b) Right of Association
  - c) Right to due process of Law
  - d) Access and Distribution Justice
10. Independence of the Judiciary
  - a) Role of the Legal Profession
  - b) Judicial appointments-tenure of judges
  - c) Qualifications of judges
  - d) Separation of judiciary from executive
11. European Convention of Human Rights
  - a) European Commission/Court of Human Rights
  - b) Amnesty International
  - c) PUCL, PUDR, Citizens for Democracy
  - d) Minorities Commission
  - e) Human Rights Commission
  - f) Remedies against Violation of Human Rights

#### BOOKS RECOMMENDED

M.J.Akbar	: <u>Riots After Riots</u> (1988)
U.Baxi(ed.)	: <u>The Right to be Human</u> (1986)
U.Baxi	: <u>The Crisis of the Indian Legal System</u> (1982)
F. Kazmi	: <u>Human Rights</u> (1982)
L.Levin	: <u>Human Rights</u> (1982)
Madhavtirtha	: <u>Human Rights</u> (1953)

W.P. Gromley : Human Rights and Environment (1976)  
H.Beddard : Human Rights and Europe(1980)  
Nagendra Singh : Human Rights and International Co-operation(1969)  
S.C. Kashyap : Human Rights and Parliament (1978)  
S.C. Khare : Human Rights and United Nations (1977)  
Moskowitz : Human Rights and World Order (1958)  
J.A. Andrews : Human Rights in International Law (1986)  
I. Menon(ed.) : Human Rights in International Law (1985)  
A.B. Robertson(ed) : Human Rights in National and International Law (1970)  
Upendra Baxi : Human Rights, Accountability and Development, Indian Journal  
of International Law 279 (1978)



**LL.M. FOURTH SEMESTER EXAMINATION**  
Law of Corporate Finance and the SEBI Act, 1992 (Code M18), Group-II

Paper First

MM : 80  
Time: 3 hours

**NOTE FOR EXAMINER/PAPER SETTER**

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

**NOTE FOR STUDENTS**

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

**BOOKS RECOMMENDED**

Sen Gupta	: <u>The Company Law</u>
Charles	: <u>Company Law</u>
Palmer	: <u>Company Law</u>
Sethna	: <u>Indian Company Law</u>
Dr. U.V. Parnjape	: <u>Companies Act</u>
Sweet P. Maxwell	: <u>Companies Act</u>
A. Ramaiya	: <u>A Guide to Company Law</u>
Kailash Rai	: <u>Company Law</u>
	: <u>Sacher Committee Report on Companies</u>
	: <u>SEBI Act, 1992</u>
Pannington	: <u>Principles of Company Law</u>
Dr. L.C. Dhingra	: <u>Principles of Company Law</u>
Dr. Avtar Singh	: <u>Company Law</u>

**LL.M. FOURTH SEMESTER EXAMINATION**  
Law of Negotiable Instruments, Banking & Insurance (Code M19), Group-II

Paper Third

MM : 80

Time: 3 hours

**NOTE FOR EXAMINER/PAPER SETTER**

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

**NOTE FOR STUDENTS**

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

**BOOKS RECOMMENDED**

	: <u>The Negotiable Instruments Act, 1881</u>
Dr. Avtar Singh	: <u>Negotiable Instruments Acts</u>
Dr. R.K. Bangia	: <u>Negotiable Instruments Acts</u>
Khergamudea	: <u>Law of Negotiable Instruments</u>
	: <u>The Banking Regulation Act, 1949</u>
	: <u>The Reserve Bank of India Act, 1939</u>
Seth	: <u>Commentaries on Banking Regulation Act and Allied Banking Laws</u>
Dawra and Mishra	: <u>Banking Laws</u>
S.H. Gupta	: <u>Banking Laws in Theory and Practice</u> (in two volumes)
J.H. Holden	: <u>The Law and Practice of Banking</u> (in two volumes)
S.R. Mukherjee	: <u>Banking Law and Practice</u>
M.L. Tannen	: <u>Banking Law and Practice in India</u> (in two volumes)
M.N. Mishra	: <u>Principles of Insurance</u>
C.H. Rao	: <u>Principles of Law of Insurance</u>
M.N. Mishra	: <u>Insurance Principles and Practice</u>
B.N. Singh	: <u>New Insurance Law</u>
Mohanty and Sharma	: <u>Modern Law of Insurance</u>
	: <u>The Insurance Act, 1939</u>
	: <u>The Insurance (Regulatory &amp; Development Authority Act, 1999)</u>
	: <u>Provisions regarding compulsory insurance under the M.V. Act, 1988</u>
	: <u>Provisions relating to fire and Marine Insurance</u>
Rodder	: <u>Marine Insurance</u>
S.S. Srivastava	: <u>Insurance Administration and Legislation in India</u>

**LL.M. FOURTH SEMESTER EXAMINATION**  
Industrial and Intellectual Property Law (Code M20), Group-II

Paper Third

MM : 80  
Time: 3 hours

**NOTE FOR EXAMINER/PAPER SETTER**

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

**NOTE FOR STUDENTS**

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

1. IPR and International Perspectives
2. Trademarks and Consumer Protection (Study of UNCTAD report on the subject)
3. The Legal Regime of Unfair Trade Practices and of Intellectual Industrial Property
  - a) United Nations approaches (UNCTAD, UNCITRAL)
  - b) EEC approaches
  - c) Position in US
  - d) The Indian Situation
4. Special Problems of the Status of Computer Software in Copyright and Patent Law: A Comparative Study
5. Biotechnology Patents
  - a) Nature and types of biotechnology patents
  - b) Patent over new forms of life: TRIPS obligations
  - c) Plant Patenting
  - d) Sui generic protection for plant varieties
  - e) Multinational ownership
  - f) Regulation of environment and health hazards in biotechnology patents
  - g) Indian Policy and position
6. Patent Search, Examination and Records:
  - a) International and global patent information retrieval systems (European Patent Treaty)
  - b) Patent Co-operation Treaty (PCT)
  - c) Differences in resources for patent examination between developed and developing societies
  - d) The Indian situation

7. Special Problems of Proof of Infringement
  - a) Status of intellectual property in transit – TRIPS obligation – Indian Position
  - b) The evidentiary problems in action of passing off.
  - c) The proof of non-anticipation, novelty of inventions protected by patent law
  - d) Evidentiary problems in piracy; TRIPS obligation – reversal of burden of proof in process patent
  - e) Need and Scope of Law Reforms
8. Intellectual Property and Human Rights
  - a) Freedom of speech and expression as the basis of the regime of intellectual property-copyright protection on internet –WCT (WIPO Copyright Treaty, 1996)
  - b) Legal Status of hazardous research protected by the regime of intellectual property law.
  - c) Human right of the impoverished masses intellectual property protection of new products for healthcare and food security
  - d) Traditional knowledge – protection- biodiversity convention – right of indigenous people

#### BOOKS RECOMMENDED

- |                         |   |
|-------------------------|---|
| Terenee P. Stewart(ed.) | : <u>The GATT Uruguay Round : A Negotiating History</u>                   |
| Iver P. Cooper          | : <u>Biotechnology and Law</u> (1998), Clerk Boardman Callaghan, New York |
| David Bainbridge        | : <u>Software Copyright Law</u> (1999)                                    |
| Sookman                 | : <u>Computer Law</u> (1998)  |
| Carlos M. Correa(ed.)   | : <u>Intellectual Property and International Trade</u> (1998)             |
| Sweet and Maxwell       | : <u>Patent Co-operation Treaty Hand Book</u> (1998)                      |
| Christopher Wadlow      | : <u>The Law of Passing-Off</u> (1998)                                    |
| W.R. Cornish            | : <u>Intellectual Property Law</u> (1999)                                 |

**LL.M. FOURTH SEMESTER EXAMINATION**  
Indian Law of Testamentary & Intestate Succession (Code M21), Group-III

Paper First

MM : 80  
Time: 3 hours

**NOTE FOR EXAMINER/PAPER SETTER**

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

**NOTE FOR STUDENTS**

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

**BOOKS RECOMMENDED**

Paruck : Indian Succession Act  
Tahir Mahmood : Studies in Hindu Succession Act  
Rao : Indian Succession Act  
Mitra : Indian Succession Act

All Books on Hindu & Muslim Law relevant portions pertaining to Succession and Inheritance and Central and State Legislations having a bearing on the subject

## LL.M. FOURTH SEMESTER EXAMINATION

Religious Trusts and Endowments: Central & State Legislation (Code M22), Group-III

Paper Second

MM : 80

Time: 3 hours

### NOTE FOR EXAMINER/PAPER SETTER

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

### NOTE FOR STUDENTS

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

### BOOKS RECOMMENDED

Bhagwati, P.N.	: <u>Tagore Lectures on Hindu Endowments</u>
Chose	: <u>Hindu Law Religious and Charitable Endowments</u>
	: <u>The (Central) Wakf Act, 1995</u>
Khalid Rashid	: <u>Wakf Laws &amp; Administration in India</u>
Khalid Rashid	: <u>Wakf Administration in India</u>
Paras Diwan	: <u>Law of Trusts and Taxation</u>
	: <u>Indian Trusts Act, 1882</u>
	: <u>Religious Endowments, 1863</u>
	: <u>Charitable Endowments Act, 1890</u>
	: <u>Religious &amp; Charitable Endowments Act, 1920</u>
	: <u>Societies Registration Act, 1863</u>

**LL.M. FOURTH SEMESTER EXAMINATION**  
Population Planning and Gender Justice (Code M23), Group-III

Paper Third

MM : 80

Time: 3 hours

**NOTE FOR EXAMINER/PAPER SETTER**

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

**NOTE FOR STUDENTS**

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

**POPULATION PLANNING AND GENERAL JUSTICE**

**1. Introductory**

1. About demography as a Social Science.
2. Demography and human and cultural geography
3. Poverty and population
4. Population Policy Perspectives
5. Constitutional Aspects of Population Policy

**2. Law as a Factor-Affecting Fertility**

1. Nations of Fertility
2. Raising the Minimum age of Marriage through the Law: Problem and Prospects.
3. Population planning and equal inheritance rights for women, as factor affecting fertility.
4. Adverse Sex ratio and legal order
5. Infant mortality rate of girls
6. Nutritional sex discrimination
7. Amniocentesis
8. "Social Sterilization" of Widows
9. Polygamous Marriages
10. Uniform Civil Code and Population Planning

### 3. Sterilization

1. The relating to manufacture, advertisement and sale of contraceptives
2. Vasectomy v tubectomy. Discrimination against women in family welfare programme.
3. Incentives and disincentives for family planning
4. Abortion law and services
5. Coercive/compulsory family planning measures: The 1975-1976 Emergency Excesses
6. Injectable contraceptives, women's health and wellbeing, and judicial response.
7. Human Rights Issue and Sterilization of the Unfit.

### 4. Laws on Economic Factors Affecting the Family

1. The incidence of income tax and family planning.
2. Maternity benefits
3. Factories Act
4. Maternity Benefits Act, 1961
5. Workmen's Compensation Act, 1923
6. The Minimum Wages Act, 1948
7. Child Labour regulation and population planning

### 5. Migration, Law, Population Planning

1. Fundamental Right for Movement
2. Migration, growth of informal sector and quality of life: Problems for the Indian Population
3. The Bombay Pavement Dwellers
4. The Hawkers Cases
5. The Sons of Soil Movement

### BOOKS RECOMMENDED

- Ashoka Mitra : The India's Population: Aspects of Quality Control (1978)
- S. Chandrasekhar : Population and Law in India (1976)
- : Govt. of India, Towards Equality Report of the National Committee on the Status of Women (1975)
- : Govt. of India, The Shah Commission Report on Emergency Excesses (1978). Relevant Articles from The Economic and Political Weekly



**LL.M. FOURTH SEMESTER EXAMINATION**  
Penology and Victimology (Code M24), Group-IV

Paper First

MM : 80

Time: 3 hours

**NOTE FOR EXAMINER/PAPER SETTER**

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

**NOTE FOR STUDENTS**

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

**BOOKS RECOMMENDED**

Oppenheim	: <u>Rationale of Punishment</u>
Raizada, R.K.	: <u>Trends in Sentencing</u> (Ph.D. Thesis)
Johnson, Elmer.H	: <u>Crime, Correction and Society</u>
Israel Drapkin	: <u>Crime and Punishment in Ancient World</u>
Sethna	: <u>Society and the Criminal</u>
Sen, P.K.	: <u>Penology-Old and New</u>
-do-	: <u>From Punishment to Prevention</u>
Walter C. Reckless	: <u>The Crime Problem</u>
Barnes and Teeter	: <u>New Horizons of Crime</u>
S. Chhabra	: <u>The Quantum of Punishment in Criminal Law</u>
	(1970)
H.L.A. Hart	: <u>Punishment and Responsibility</u> (1968)
Herbert D. Facker	: <u>The Limits of Criminal Sanction</u> (1968)
	: A Siddidque(1984)
	: <u>Law Commission of India Forty second report,</u>
	Ch.3 (1971)
Tapas Kumer Benerjee	: <u>Background of Indian Criminal Law</u>
K.S. Shukla	: <u>Sociology of Deviant Behaviour</u>
J.D. Barkar	: <u>Victim</u>

**LL.M. FOURTH SEMESTER EXAMINATION**  
Socio-Economic Offences & Felonious Torts (Code M25), Group-IV

Paper Second

MM : 80  
Time: 3 hours

NOTE FOR EXAMINER/PAPER SETTER

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

NOTE FOR STUDENTS

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

BOOKS RECOMMENDED

- |                                |  |
|--------------------------------|--|
| Mahesh Chandra                 | : <u>Socio-Economic Crimes (1979)</u>  |
| Jaspal Singh                   | : <u>A Handbook of Socio-Economic Offences</u>   |
| Hermann Mannheim               | : <u>Comparative Criminology</u> Vol. 20 <sup>th</sup> 1,2, and 3  |
| Law Commission                 | : <u>27<sup>th</sup> Report to include certain social and economic offences in the Indian Penal Code</u> |
| -do-                           | : <u>47<sup>th</sup> Report on the Trial and Punishment of Social and Economic Offences</u>              |
|                                | : <u>Prevention of Corruption Act, 1988</u>  |
|                                | : <u>Prevention of Food Adulteration Act</u>   |
|                                | : <u>The Dowry Prohibition Act, 1961</u>   |
|                                | : <u>Narcotic Drugs and Psychotropic Substance Act, 1985 as amended upto date</u>                        |
|                                | : <u>Protection of Civil Rights Act</u>  |
|                                | : <u>Prevention of Immoral Traffic in Women and Girls act</u>  |
| Upendra Baxi                   | : <u>Liberty and Corruption The Antulay Case and Beyond (1989)</u>                                       |
| Upendra Baxi                   | : <u>The Usages of the Indian Legal System</u>   |
| S.N. Dwivedi and G.S. Bhargava | : <u>Political Corruption in India</u>   |
| Clark & Lindsell               | : <u>Torts (Sweet &amp; Maxwell)</u>   |
| Fleming                        | : <u>The Law of Torts (LBC Sydney)</u>   |
| Winfield and Jolowicz          | : <u>On Tort (Sweet &amp; Maxwell)</u>   |

Salmond : On the Law of Torts (Sweet & Maxwell)  
Ramaswamy Year : Law of Torts(Tripathi)  
Ramamoorthy : Law of Malicious Prosecution & Definition  
C.K. Rao : Law of Negligence (L.B.C. Allahabad)  
R.K. Bangia : Law of Tort

**LL.M. FOURTH SEMESTER EXAMINATION**  
Collective Violence and Criminal Justice System (Code M26), Group-IV

Paper Third

MM : 80

Time: 3 hours

**NOTE FOR EXAMINER/PAPER SETTER**

The question paper of each course will be divided into two sections A & B, Section A consists of Eight Small answer type questions (without internal choice) carrying 3 marks each covering the entire syllabus. This section as such will be compulsory. Section-B shall again consist eight questions carrying 14 marks each covering the entire syllabus. However, the candidate shall be required to attempt any four questions from this section.

**NOTE FOR STUDENTS**

Attempt all questions in Section A and Four Questions from Section B. Each Question in Section A carries 3 marks and each question in Section B carries 14 marks.

**COLLECTIVE VIOLENCE AND CRIMINAL JUSTICE SYSTEM**

**1. Introductory**

1. Notions of “Force”, “Coercion”, “Violence”
2. Distinctions: “Symbolic” violence, “Institutionalized” violence, “structural violence”
3. Legal order as a coercive normative order
4. Force-Monopoly of Modern Law
5. “Constitutional” and “Criminal” speech: Speech as incitement to violence
6. “Collective Political Violence” and Legal Order
7. Notion of Legal and Extra-Legal “Repression”

**2. Approaches to Violence in India**

1. Religiously sanctioned structural violence: Caste and gender based.
2. Ahimsa in Hindu, Jain, Buddhist, Christian, and Islamic traditions in India.
3. Gandhiji’s approach to non-violence
4. Discourse on political violence and terrorism during colonial struggle
5. Attitudes towards legal order as possessed of legitimate monopoly over violence during the colonial period.

**3. Agrarian Violence and Repression**

1. The Nature and Scope of Agrarian Violence in the 18-19 centuries India
2. Colonial Legal Order as a Causative factor of collective political (agrarian) violence

3. The Telangana struggle and the legal order
4. The Report of the Indian Human Rights Commission on Arwal Massacre

#### 4. Violence against the Scheduled Castes

1. Notion of Atrocities
2. Incidence of Atrocities
3. Uses of Criminal Law to combat Atrocities or contain aftermath of Atrocities
4. Violence Against Women

#### 5. Communal Violence

1. Incidence and Courses of ‘Communal’ violence
2. Findings of various commissions of enquiry
3. The role of police and para-military systems in dealing with communal violence
4. Operation of criminal justice system tiring, and in relation to, communal violence

#### BOOKS RECOMMENDED

- U. Baxi : “Dissent, Development and Violence” in R. Meagher(ed.) Law and Social Change: Indo-American Reflections 92 (1988).
- U. Baxi(Ed.) : Law and Poverty: Critical Essays, (1988)
- A.R. Desai, (Ed.) : Peasant Struggles in India, (1979)
- A.R. Desai : Agrarian Struggle in India: After Independence (1986) .R. Desai, Violation of democratic Rights in India (1986)
- D.A. Dhangare : Peasant Movement in India: 1920-1950(1983)
- Ranjit Guha : Element any Aspects of Peasant Insurgency in Colonial India (1983) Rajnit Guba, (ed.) Subaltern Studies Vol. 1-6 (1983-1988)
- T. Honderich : Violence for Equality (1980)
- Mark Juergensmeyer : The Logic of Religious Violence: The Case of Punjab” 22 Contributions to Indian Sociology 65 (1988)
- Rajni Kothari : State Against Democracy (1987)
- G. Shah : Ethnic Minorities and Nation Building: Indian Experience(1984)
- K.S. Shukla : “Sociology of Deviant Behaviour”, in 3 ICSSR Survey of Sociology and Social Anthropology 1969-1979 (1986)